



From: [Newton, Megan](#)
To: [Kathryn Ross](#)
Cc: [CELA](#); [Newton, Megan](#); [Kenny, Stephen J.](#)
Subject: MUR 7442/Response
Date: Wednesday, July 31, 2019 10:56:37 AM
Attachments: [1508446082_1_Response_of_AFA_to_Supplemental_Complaint_in_MUR_7442_As_Filed.PDF](#)

Kathryn,

Please see the attached filing of America First Action in response to the supplemental complaint filed in MUR 7442. If you would, please confirm receipt.

Best,
Megan

Megan Sowards Newton [bio](#)
Partner

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BEFORE THE FEDERAL ELECTION COMMISSION

)
) **MUR 7442**
)

RESPONSE OF AMERICA FIRST ACTION, INC., JON PROCH AS TREASURER

By and through undersigned counsel, America First Action, Inc. and Jon Proch as Treasurer (“America First”) respond to the Supplemental Complaint filed in the above-captioned Matter Under Review. Because the Complaint does not allege any facts that indicate America First violated the Federal Election Campaign Act of 1971, as amended (“FECA” or the “Act”) or FEC regulations, Respondents respectfully request that the Commission find no reason to believe Respondents committed a violation and close the file.

The contribution at issue was permissible on its face. As Complainants state, the wire transfer record “included the notation ‘Global Energy Producers LLC’” (Supplemental Complaint at p. 3). The contributor provided the attached donor form (Exhibit A) signed by the CEO and Co-Founder of Global Energy Producers stating that the name of the contributor was “Global Energy Producers, LLC” and attesting that the “contribution is made from the funds of the above-listed donor, [and] will not be reimbursed by another.” Therefore, Complaint does not allege any facts that demonstrate a reason to believe America First Action violated FECA.

As the Commission knows, “[p]urely speculative charges ... do not form an adequate basis to find reason to believe that a violation of [law] has occurred.” First General Counsel’s Report at 5, MUR 5467; *see also* Statement of Reasons of Comm’rs Petersen, Goodman, & Hunter at 8, MUR 6661 (“[U]nsworn news reports, anonymous sources, and an author’s summary conclusions and paraphrases provide questionable legal basis to substantiate a reason to believe finding.”).

Accordingly, the Commission should dismiss America First as a Respondent in this matter and close the file.

Respectfully submitted,



Megan Sowards Newton

Stephen J. Kenny

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*Counsel for America First Action, Inc. and
Jon Proch as Treasurer*

EXHIBIT A



“From this day forward, a new vision will govern our land. From this moment on, it’s going to be America First.” – President Donald J. Trump, *Inaugural Address* (January 20, 2017)

America First Action is the primary Super PAC dedicated to electing federal candidates who support the policy agenda of the Trump-Pence administration.

President Donald Trump and his administration are committed to enacting conservative policies that put America First, including tax reform, healthcare reform, trade, national security, foreign affairs, spending, education reform, and energy policy. It is important that the Trump-Pence Administration has willing partners in Congress who will advance those ideals and enact common sense solutions to move our country forward.

America First Action will combat efforts by the Democratic Party and liberal organizations working to defeat these candidates and obstruct policies that can improve the lives of Americans, restart our economy, and protect our national interests both at home and abroad.

America First Action is an independent FEC-registered Super PAC and can accept unlimited contributions from corporations and individuals (see reverse).

PLEASE MAKE CHECKS PAYABLE TO:

America First Action, Inc.
c/o Charles Gantt
138 Conant Street, 2nd Floor
Beverly, MA 01915

INSTRUCTIONS FOR WIRING FUNDS TO CHAIN BRIDGE BANK, N.A.:

Receiving Bank: Chain Bridge Bank, N.A., McLean, VA
Routing/Transit Number: 056009479
For credit to (or Beneficiary): America First Action, Inc.
Beneficiary’s account number:
Account Type—Checking

*Please note that Chain Bridge Bank, N.A. is directly on-line
the Federal Reserve Bank*

FOR QUESTIONS OR MORE INFORMATION:

Joseph Ahearn
joe@alapac.org
(914) 774-6856

ALL CONTRIBUTORS MUST COMPLETE THE BELOW.Name: Global Energy Producers, LLCCorporate Point of Contact (if corp. contribution): Lev ParnasTitle: CEO/ CO Founder Work Phone: 310-849-9856Email: Lparnas@globalenergyproducers.com Other Phone: _____

Donor Address: _____

City: Boca Raton State: FL Zip: 33433

Employer: _____ Occupation: _____

Please check if self-employed Amount: \$ 325,000

Federal law requires us to use our best efforts to collect and report the name, mailing address, occupation and name of employer of individuals whose contributions exceed \$200 in a calendar year. Contributions are not tax deductible.

Contributions from foreign nationals and federal government contractors are prohibited.

LP Initial here to affirm that:

- I am a United States citizen or permanent resident (e.g., greencard holder);
- This contribution is made from the funds of the above-listed donor, will not be reimbursed by another, and, if this contribution is made via credit card, it is being made with a card for which the donor has a legal obligation to pay and will not be made on the card of another;
- This contribution is not made from the treasury of an entity that is a federal government contractor

Please make checks payable to: America First Action, Inc.

Mail to: America First Action, Inc.
c/o Charles Gantt
138 Conant Street, 2nd Floor
Beverly, MA 01915

FEC #: **C00637512**

For questions contact: Joseph Ahearn
 Email: joe@a1apac.org Phone: (914) 774-6856

Contributions to America First Action are not deductible as charitable contributions

Paid for by America First Action, Inc., 138 Conant Street, 2nd Floor, Beverly, MA 01915, and not authorized by any candidate or candidate's committee.