

## FEDERAL ELECTION COMMISSION Washington, DC 20463

## CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mr. Brendan M. Fischer Campaign Legal Center 1411 K St. NW, Suite 1400 Washington, DC 20005 JUN 1 9 2019

RE:

MUR 7451

Ring Power Corporation, et al.

Dear Mr. Fischer:

This is in reference to the complaint you filed with the Federal Election Commission (the "Commission") on August 1, 2018, concerning Ring Power Corporation and New Republican PAC and Julie Dozier in her official capacity as treasurer. The Commission found that there was reason to believe that Ring Power Corporation violated 52 U.S.C. § 30119(a)(1), a provision of the Federal Election Campaign Act of 1971, as amended. On June 12, 2019, the Commission accepted a conciliation signed by Ring Power Corporation in settlement of this matter. In addition, the Commission found no reason to believe that that New Republican PAC and Julie Dozier in her official capacity as treasurer violated 52 U.S.C. § 30119(a)(2) by knowingly soliciting federal contractor contributions. Accordingly, the Commission closed the file in this matter.

Documents related to the case will be placed on the public record within 30 days. See Disclosure of Certain Documents in Enforcement and Other Matters, 81 Fed. Reg. 50,702 (Aug. 2, 2016). A copy of the agreement with Ring Power Corporation is enclosed for your information.

If you have any questions, please contact me at (202) 694-1650.

Wanda D. Brown

Attorney

Enclosure
Conciliation Agreement

## BEFORE THE FEDERAL ELECTION COMMISSION COUNSEL

In the matter of		)		20 € M9 H- NUL BIG	
Ring Power Corporation		) )	MUR	7451	

## **CONCILIATION AGREEMENT**

This matter was initiated by a signed, sworn, and notarized complaint by the Campaign Legal Center through Brendan M. Fischer. The Commission found reason to believe that Ring Power Corporation ("Ring Power" or "Respondent") violated 52 U.S.C. § 30119(a)(1) by making a contribution as a federal contractor.

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

- I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 52 U.S.C. § 30109(a)(4)(A)(i).
- II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.
  - III. Respondent enters voluntarily into this agreement with the Commission.
  - IV. The pertinent facts in this matter are as follows:
- 1. Ring Power Corporation is a private Florida corporation that sells and leases industrial machinery. Ring Power is also a federal government contractor, and has been the recipient of government contracts and grants since 2007.

COUNSEL

- 2. On April 23, 2018, while Ring Power was in federal contractor status, it made a \$50,000 contribution to New Republican PAC (the "Committee"), an independent-expenditure-only political committee.
- 3. On August 16, 2018, the Committee refunded Ring Power's \$50,000 contribution.
  - V. The pertinent law in this matter is as follows:
- 1. Under the Federal Election Campaign Act of 1971, as amended (the "Act"), a federal contractor may not make contributions to political committees. 52 U.S.C. § 30119(a); 11 C.F.R. § 115.2. Specifically, the Act prohibits "any person . . . [w]ho enters into any contract with the United States . . . for the rendition of personal services or furnishing any material, supplies, or equipment to the United States or any department or agency thereof" from making a contribution "if payment for the performance of such contract . . . is to be made in whole or in part from funds appropriated by the Congress." 52 U.S.C. § 30119(a)(1); see also 11 C.F.R. part 115.
- 2. These prohibitions begin to run at the beginning of negotiations or when proposal requests are sent out, whichever occurs first, and end upon the completion of performance of the contract or the termination of negotiations, whichever occurs last. 52 U.S.C. § 30119 (a)(1); 11 C.F.R. § 115.1(b).
- 3. These prohibitions apply to a federal contractor who makes contributions to any political party, political committee, federal candidate, or "any person for any political purpose or use." 52 U.S.C. § 30119(a)(1); 11 C.F.R. §§ 115.1, 115.2.
- VI. Respondent violated 52 U.S.C. § 30119(a)(1) by making federal contractor contributions.

- VII. Respondent will take the following actions:
- 1. Respondent will pay a civil penalty to the Commission in the amount of Nine Thousand Five Hundred (\$9,500) Dollars pursuant to 52 U.S.C. § 30109(a)(5)(A).
  - 2. Respondent will cease and desist from violating 52 U.S.C. § 30119(a)(1).
- VIII. The Commission, on request of anyone filing a complaint under 52 U.S.C. § 30109(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.
- IX. This agreement shall become effective as of the date that all parties hereto have executed the same and the Commission has approved the entire agreement.
- X. Respondent shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

XI. This conciliation agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained within this written agreement shall be enforceable.

FOR THE COMMISSION:

BY:

Charles Kitcher

Acting Associate General Counsel

6/19/19

FOR THE RESPONDENT:

(Name) Karnbeen, H. COLO (Position) AHOrnes by LESUNDENT 5 30 19 Date