



FEDERAL ELECTION COMMISSION
Washington, DC 20463

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2 TO: The Commission
3
4 FROM: Lisa J. Stevenson
5 Acting General Counsel
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7 Charles Kitcher
8 Associate General Counsel for Enforcement
9
10 BY: Mark Shonkwiler *MS* by SG
11 Assistant General Counsel
12
13 Saurav Ghosh *SG*
14 Attorney
15
16 SUBJECT: MUR 7454 (Blue Magnolia Investments, LLC)
17 Pre-Probable Cause Conciliation
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19 DATE: October 21, 2021

20 The Commission, on October 13, 2021, rejected OGC's recommendation to accept the
21 negotiated conciliation agreement with Blue Magnolia Investments, LLC ("Blue Magnolia")
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24 Accordingly, a signed
25 agreement that would settle Blue Magnolia's violation of 11 C.F.R. § 110.1(g)(5) is attached.
26 Attach. 2. We recommend that the Commission accept the signed agreement and close the file in
27 this matter as to Blue Magnolia.²

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¹ Certification ¶¶ 1-2, MUR 7454 (Oct. 13, 2021). OGC had previously negotiated an agreement with Blue Magnolia and submitted it for the Commission's approval on August 24, 2021, pursuant to the Commission's vote to find reason to believe and authorize pre-probable cause conciliation on May 20, 2021. Certification ¶¶ 1, 8, MUR 7454 (May 20, 2021); *see* Certification, MUR 7454 (July 26, 2021) (approving Factual and Legal Analyses).

² The matter would remain open as to the other respondents, Highway 76 LLC and DefendArizona and Benjamin Ottenhoff in his official capacity as treasurer, with whom conciliation negotiations are ongoing. *See also* Certification ¶ 3, MUR 7454 (Oct. 13, 2021) (instructing OGC to make identical language changes to the draft conciliation agreements being negotiated with other respondents).

MUR 7454 (Blue Magnolia Investments, LLC)
Memorandum to the Commission re: Pre-Probable Cause Conciliation
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We therefore recommend that the Commission accept the attached signed agreement and close the file as to Blue Magnolia.

RECOMMENDATIONS

1. Accept the attached signed conciliation agreement with Blue Magnolia Investments, LLC.
2. Close the file as to Blue Magnolia Investments, LLC.
3. Approve the appropriate letter.