

REC  
FEDERAL ELECTION  
COMMISSION

2018 AUG -9 PM 4:31

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## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Freedom's Defense Fund and Paul ) AUDIT REFERRAL 17-12R  
Kilgore in his official capacity as )  
treasurer )

CERTIFICATION

I, Laura E. Sinram, recording secretary of the Federal Election Commission executive session, do hereby certify that on August 07, 2018, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-2 to:
  - a. Open a MUR.
  - b. Find reason to believe that Freedom's Defense Fund and Paul Kilgore in his official capacity as treasurer violated 52 U.S.C. § 30104(b)(4)(H)(iii), 30104(g)(2) and 11 C.F.R. § 104.4.
  - c. Find reason to believe that Freedom's Defense Fund and Paul Kilgore in his official capacity as treasurer violated 52 U.S.C. § 30104(b)(8) and 11 C.F.R. §§ 104.3(d), 104.11.
  - d. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated June 20, 2018.
  - e. Enter into conciliation with Freedom's Defense Fund and Paul Kilgore in his official capacity as treasurer, prior to a finding of probable cause.
  - f. Approve the appropriate letters.

Commissioners Walther and Weintraub voted affirmatively for the motion.

Commissioners Hunter and Petersen dissented.

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2. Decided by a vote of 4-0 to:

a. Open a MUR.

MUR # 7461

b. Find reason to believe that Freedom's Defense Fund and Paul Kilgore in his official capacity as treasurer violated 52 U.S.C. § 30104(b)(4)(H)(iii), 30104(g)(2) and 11 C.F.R. § 104.4.

c. Find reason to believe that Freedom's Defense Fund and Paul Kilgore in his official capacity as treasurer violated 52 U.S.C. § 30104(b)(8) and 11 C.F.R. §§ 104.3(d), 104.11.

d. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated June 20, 2018,

e. Enter into conciliation with Freedom's Defense Fund and Paul Kilgore in his official capacity as treasurer, prior to a finding of probable cause.

f. Approve the appropriate letters.

Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

8/8/18

Date

Laura E. Sinram

Laura E. Sinram  
Deputy Secretary of the Commission