

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 7535
 Leah Vukmir; Leah for Senate and Travis)
 Kabrick in his official capacity as)
 treasurer; Americas PAC and Tom)
 Donelson in his official capacity as)
 treasurer; Restoration PAC and Sherry)
 Gaskill in her official capacity as)
 treasurer; Richard Uihlein)

CERTIFICATION

I, Vicktoria J. Allen, recording secretary of the Federal Election Commission executive session, do hereby certify that on November 09, 2021, the Commission took the following actions, subject to the Errata dated October 15, 2021 in the above-captioned matter:

1. Failed by a vote of 1-5 to:
 - a. Find reason to believe that Leah Vukmir and Leah for Senate and Travis Kabrick, in his official capacity as treasurer, violated 52 U.S.C. § 30125(e)(1)(A) by soliciting excessive contributions.
 - b. Find reason to believe that Leah for Senate and Travis Kabrick, in his official capacity as treasurer, violated 52 U.S.C. §§ 30116(f) and 30104(b) by receiving and failing to report excessive, prohibited in-kind contributions in the form of coordinated communications.
 - c. Find reason to believe that Richard Uihlein violated 52 U.S.C. § 30116(a) by making excessive in-kind contributions.
 - d. Find reason to believe that Americas PAC and Tom Donelson, in his official capacity as treasurer, and Restoration PAC and Sherry Gaskill, in her official capacity as treasurer, violated 52 U.S.C. §§ 30118(a) and 30104(b) by making and failing to report prohibited in-kind contributions.

- e. Find reason to believe that Restoration PAC and Sherry Gaskill, in her official capacity as treasurer, violated 52 U.S.C. §§ 30118(a) and 30104(b) by making and failing to report prohibited in-kind contributions.
- f. Direct the Office of General Counsel to draft Factual and Legal Analyses that reflect these findings.
- g. Direct the Office of General Counsel to draft conciliation agreements with Leah Vukmir and Leah for Senate and Travis Kabrick, in his official capacity as treasurer, Richard Uihlein, Americas PAC and Tom Donelson, in his official capacity as treasurer, and Restoration PAC and Sherry Gaskill, in her official capacity as treasurer.
- h. Approve the appropriate letters.

Commissioner Weintraub voted affirmatively for the motion. Commissioners Broussard, Cooksey, Dickerson, Trainor, and Walther dissented.

2. Failed by a vote of 3-3 to:

- a. Find no reason to believe that Leah Vukmir and Leah for Senate and Travis Kabrick, in his official capacity as treasurer, violated 52 U.S.C. § 30125(e)(1)(A) by soliciting excessive contributions.
- b. Find no reason to believe that Leah for Senate and Travis Kabrick, in his official capacity as treasurer, violated 52 U.S.C. §§ 30116(f) and 30104(b) by receiving and failing to report excessive, prohibited in-kind contributions in the form of coordinated communications.
- c. Find no reason to believe that Richard Uihlein violated 52 U.S.C. § 30116(a) by making excessive in-kind contributions.
- d. Find no reason to believe that Americas PAC and Tom Donelson, in his official capacity as treasurer, and Restoration PAC and Sherry Gaskill, in her official capacity as treasurer, violated 52 U.S.C. §§ 30118(a) and 30104(b) by making and failing to report prohibited in-kind contributions.
- e. Find no reason to believe that Restoration PAC and Sherry Gaskill, in her official capacity as treasurer, violated 52 U.S.C. §§ 30118(a) and 30104(b) by making and failing to report prohibited in-kind contributions.

- f. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated March 9, 2020, subject to the edits last circulated by Vice Chair Dickerson's Office on Thursday, November 4, 2021 at 1:05 p.m.
- g. Send the appropriate letters.
- h. Close the file.

Commissioners Cooksey, Dickerson, and Trainor voted affirmatively for the motion.

Commissioners Broussard, Walther, and Weintraub dissented.

3. Decided by a vote of 5-1 to:

- a. Dismiss allegations that that Leah Vukmir and Leah for Senate and Travis Kabrick, in his official capacity as treasurer, violated 52 U.S.C. § 30125(e)(1)(A) by soliciting excessive contributions.
- b. Dismiss allegations that Leah for Senate and Travis Kabrick, in his official capacity as treasurer, violated 52 U.S.C. §§ 30116(f) and 30104(b) by receiving and failing to report excessive, prohibited in-kind contributions in the form of coordinated communications.
- c. Dismiss allegations that Richard Uihlein violated 52 U.S.C. § 30116(a) by making excessive in-kind contributions.
- d. Dismiss allegations that Americas PAC and Tom Donelson, in his official capacity as treasurer, and Restoration PAC and Sherry Gaskill, in her official capacity as treasurer, violated 52 U.S.C. §§ 30118(a) and 30104(b) by making and failing to report prohibited in-kind contributions.
- e. Dismiss allegations that Restoration PAC and Sherry Gaskill, in her official capacity as treasurer, violated 52 U.S.C. §§ 30118(a) and 30104(b) by making and failing to report prohibited in-kind contributions.
- f. Approve the appropriate letters.
- g. Close the file.

Commissioners Broussard, Cooksey, Dickerson, Trainor, and Walther voted affirmatively for the decision. Commissioner Weintraub dissented.

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Attest:



Vicktoria J Allen Digitally signed by Vicktoria J
Allen
Date: 2021.11.15 14:25:40 -05'00'

Vicktoria J. Allen
Acting Deputy Secretary of the
Commission