

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MURs 7581 and 7614
 Li Juan "Cindy" Gong f/k/a Li Juan)
 "Cindy" Yang; Bingbing Peranio;)
 Katrina Eggertsson; Gong Haizhen;)
 Unknown Respondents; Xinyue "Daniel")
 Lou; Sun Changchun; Jingzhu)
 "Margaret" Yang; Jiusi Yao; Ma Jin; Li)
 Jing; Jon Deng; Hui Liu; Ryan Xu; Li)
 Xiaohua; Republican Party of Palm)
 Beach County and Jane C. Pike in her)
 official capacity as treasurer; 45th)
 Presidential Inaugural Committee; Make)
 America Great Again PAC f/k/a Donald)
 J. Trump for President, Inc. and Bradley)
 T. Crate in his official capacity as)
 treasurer; Republican National)
 Committee and Ronald C. Kaufman in)
 his official capacity as treasurer; Trump)
 Victory and Bradley T. Crate in his)
 official capacity as treasurer)

CERTIFICATION

I, Vicktoria J. Allen, recording secretary of the Federal Election Commission executive session, do hereby certify that on July 28, 2022, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to:
 - a. Find reason to believe that Li Juan "Cindy" Gong f/k/a Li Juan "Cindy" Yang violated 52 U.S.C. § 30122 by making contributions in the name of another.
 - b. Find reason to believe that Li Juan "Cindy" Gong f/k/a Li Juan "Cindy" Yang violated 52 U.S.C. § 30116(a)(1) by making excessive contributions.

- c. Find reason to believe that Li Juan “Cindy” Gong f/k/a Li Juan “Cindy” Yang violated 52 U.S.C. § 30121(a) and 11 C.F.R. § 110.20(h)(1) by providing substantial assistance in the making of foreign national contributions.
- d. Dismiss the allegations that Li Jing, Jon Deng, Hui Liu, and Unknown Respondents violated 52 U.S.C. § 30122 by making contributions in the name of another.
- e. Dismiss the allegations that Xinyue “Daniel” Lou, Sun Changchun, Jingzhu “Margaret” Yang, Jiusi Yao, Ma Jin, Li Jing, and Unknown Respondents violated 52 U.S.C. § 30121(a) and 11 C.F.R. § 110.20(h)(1) by providing substantial assistance to foreign nationals making prohibited contributions.
- f. Dismiss the allegations that Ryan Xu, Li Xiaohua, and Unknown Respondents violated 52 U.S.C. § 30121 by making foreign national contributions.
- g. Close the file as to Xinyue “Daniel” Lou, Sun Changchun, Jingzhu “Margaret” Yang, Jiusi Yao, Ma Jin, Li Jing, Jon Deng, Hui Liu, Ryan Xu, Li Xiaohua and Unknown Respondents.
- h. Dismiss the allegation that Trump Victory and Bradley T. Crate in his official capacity as treasurer, the Republican National Committee and Ronald C. Kaufman in his official capacity as treasurer, Make American Great Again PAC f/k/a Donald J. Trump for President, Inc. and Bradley T. Crate in his official capacity as treasurer, the Republican Party of Palm Beach County and Jane C. Pike in her official capacity as treasurer violated 52 U.S.C. § 30121 by accepting foreign national contributions and close the file as to these respondents.
- i. Dismiss the allegation that the 45th Presidential Inaugural Committee violated 11 C.F.R. § 110.20(j) by accepting foreign national donations and close the file as to this respondent.
- j. Dismiss the allegations that Bingbing Peranio, Katrina Eggertsson, Gong Haizhen and Unknown Respondents violated 52 U.S.C. § 30122 by permitting their names to be used to effect contributions in the name of another and close the file as to these respondents.
- k. Approve the Factual and Legal Analyses, as recommended in the First General Counsel’s Report dated June 28, 2022.

- l. Enter into conciliation with Li Juan “Cindy” Gong f/k/a Li Juan “Cindy” Yang prior to a finding of probable cause.
- m. Approve the conciliation agreement for Li Juan “Cindy” Gong f/k/a Li Juan “Cindy” Yang, as recommended in the First General Counsel’s Report dated June 28, 2022.
- n. Approve the appropriate letters.

Commissioners Broussard, Walther, and Weintraub voted affirmatively for the motion.

Commissioners Cooksey, Dickerson, and Trainor dissented.

2. Decided by a vote of 4-2 to:
 - a. Dismiss as a matter of prosecutorial discretion based on *Heckler v. Chaney* the allegations that Li Juan “Cindy” Gong f/k/a Li Juan “Cindy” Yang violated 52 U.S.C. § 30122 by making contributions in the name of another.
 - b. Dismiss as a matter of prosecutorial discretion based on *Heckler v. Chaney* the allegations that Li Juan “Cindy” Gong f/k/a Li Juan “Cindy” Yang violated 52 U.S.C. § 30116(a)(1) by making excessive contributions.
 - c. Dismiss as a matter of prosecutorial discretion based on *Heckler v. Chaney* the allegations that Li Juan “Cindy” Gong f/k/a Li Juan “Cindy” Yang violated 52 U.S.C. § 30121(a) and 11 C.F.R. § 110.20(h)(1) by providing substantial assistance in the making of foreign national contributions.
 - d. Dismiss as a matter of prosecutorial discretion based on *Heckler v. Chaney* the allegations that Li Jing, Jon Deng, Hui Liu, and Unknown Respondents violated 52 U.S.C. § 30122 by making contributions in the name of another.
 - e. Dismiss as a matter of prosecutorial discretion based on *Heckler v. Chaney* the allegations that Xinyue “Daniel” Lou, Sun Changchun, Jingzhu “Margaret” Yang, Jiusi Yao, Ma Jin, Li Jing, and Unknown Respondents violated 52 U.S.C. § 30121(a) and 11 C.F.R. § 110.20(h)(1) by providing substantial assistance to foreign nationals making prohibited contributions.

- f. Dismiss as a matter of prosecutorial discretion based on *Heckler v. Chaney* the allegations that Ryan Xu, Li Xiaohua, and Unknown Respondents violated 52 U.S.C. § 30121 by making foreign national contributions.
- g. Dismiss as a matter of prosecutorial discretion based on *Heckler v. Chaney* the allegation that Trump Victory and Bradley T. Crate in his official capacity as treasurer, the Republican National Committee and Ronald C. Kaufman in his official capacity as treasurer, Make American Great Again PAC f/k/a Donald J. Trump for President, Inc. and Bradley T. Crate in his official capacity as treasurer, the Republican Party of Palm Beach County and Jane C. Pike in her official capacity as treasurer violated 52 U.S.C. § 30121 by accepting foreign national contributions.
- h. Dismiss as a matter of prosecutorial discretion based on *Heckler v. Chaney* the allegation that the 45th Presidential Inaugural Committee violated 11 C.F.R. § 110.20(j) by accepting foreign national donations.
- i. Dismiss as a matter of prosecutorial discretion based on *Heckler v. Chaney* the allegations that Bingbing Peranio, Katrina Eggertsson, Gong Haizhen and Unknown Respondents violated 52 U.S.C. § 30122 by permitting their names to be used to effect contributions in the name of another.
- j. Close the file.
- k. Send the appropriate letters.

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

Attest:



Vicktoria J Allen

Digitally signed by Vicktoria J
 Allen
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Vicktoria J. Allen
 Acting Deputy Secretary of the
 Commission