

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MURs 7631 and 7634  
 Bill de Blasio; De Blasio 2020 and )  
 Herbert Block in his official capacity as )  
 treasurer; NY Fairness PAC; Fairness )  
 PAC and Herbert Block 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 August 11, 2022, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-3 to:
  - a. Find reason to believe that Bill de Blasio and NY Fairness PAC violated 52 U.S.C. § 30125(e) and (f).
  - b. Direct the Office of General Counsel to include this finding in the Factual and Legal Analysis for NY Fairness PAC.

Commissioners Broussard and Weintraub voted affirmatively for the motion.

Commissioners Cooksey, Dickerson, and Trainor dissented. Commissioner Lindenbaum abstained.

2. Failed by vote of 2-2 to:
  - a. Find reason to believe that Fairness PAC and Herbert Block in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and (b) and 11 C.F.R. §§ 100.72(a) and 100.131(a) by failing to report in-kind contributions.
  - b. Amend the Factual and Legal Analysis to include this finding.

Commissioners Broussard and Weintraub voted affirmatively for the motion.

Commissioners Cooksey and Trainor dissented. Commissioners Dickerson and Lindenbaum abstained.

3. Failed by a vote of 2-3 to:
  - a. Find reason to believe that Fairness PAC and Herbert Block in his official capacity as treasurer and NY Fairness PAC violated 52 U.S.C. § 30116(a) by making excessive contributions to De Blasio 2020 and Bill de Blasio.
  - b. Find reason to believe that De Blasio 2020 and Herbert Block in his official capacity as treasurer and Bill de Blasio violated 52 U.S.C. § 30116(f) by accepting excessive contributions from NY Fairness PAC and Fairness PAC.
  - c. Find reason to believe that De Blasio 2020 and Herbert Block in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and (b) and 11 C.F.R. §§ 100.72(a) and 100.131(a) by failing to report in-kind contributions and expenditures.
  - d. Take no action at this time as to the allegation that De Blasio 2020 and Herbert Block in his official capacity as treasurer accepted excessive contributions in violation of 52 U.S.C. § 30116(f) by accepting contributions from 25 individuals who donated to De Blasio 2020, Fairness PAC, and NY Fairness PAC.
  - e. Authorize conciliation with De Blasio 2020 and Herbert Block in his official capacity as treasurer, NY Fairness PAC, Fairness PAC and Herbert Block in his official capacity as treasurer, and Bill de Blasio.
  - f. Direct the Office of General Counsel to draft the appropriate Conciliation Agreements.
  - g. Approve the Factual and Legal Analyses, as recommended in the First General Counsel's Report dated April 20, 2022.
  - h. Approve the appropriate letters.

Commissioners Broussard and Weintraub voted affirmatively for the motion.

Commissioners Cooksey, Dickerson, and Trainor dissented. Commissioner Lindenbaum abstained.

4. Decided by a vote of 6-0:

- a. Find reason to believe that Fairness PAC and Herbert Block in his official capacity as treasurer violated 52 U.S.C. § 30116(a) by making excessive contributions to De Blasio 2020 and Bill de Blasio with respect to \$123,000 in polling expenses.
- b. Find reason to believe that NY Fairness PAC violated 52 U.S.C. § 30116(a) by making excessive contributions to De Blasio 2020 and Bill de Blasio with respect to \$53,000 in expenditures for travel and consulting services.
- c. Find reason to believe that De Blasio 2020 and Herbert Block in his official capacity as treasurer and Bill de Blasio violated 52 U.S.C. § 30116(f) by accepting excessive contributions from NY Fairness PAC and Fairness PAC.
- d. Find reason to believe that De Blasio 2020 and Herbert Block in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and (b) and 11 C.F.R. §§ 100.72(a) and 100.131(a) by failing to report \$176,000 in-kind contributions and expenditures.
- e. Take no action at this time as to the allegation that De Blasio 2020 and Herbert Block in his official capacity as treasurer accepted excessive contributions in violation of 52 U.S.C. § 30116(f) by accepting contributions from individuals who donated to De Blasio 2020, Fairness PAC, and NY Fairness PAC.
- f. Authorize Pre-Probable Cause Conciliation.
- g. Direct the Office of General Counsel to draft an appropriate Factual and Legal Analyses and Conciliation Agreement, and to submit both for Commission approval.
- h. Approve the appropriate letters.

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

Attest:



August 12, 2022

Date

Vicktoria J Allen

Digitally signed by Vicktoria J  
Allen  
Date: 2022.08.12 15:39:36 -04'00'

Vicktoria J. Allen  
Acting Deputy Secretary of the  
Commission