

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of   )  
   ) MURs 7648 and 7651  
 Troy Nehls    )

CERTIFICATION

I, Vicktoria J. Allen, recording secretary of the Federal Election Commission executive session, do hereby certify that on October 28, 2021, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-3 to:
  - a. Dismiss the allegation that Troy Nehls violated 52 U.S.C. § 30102(e) and 11 C.F.R. § 101.1(a) by failing to timely file his Statement of Candidacy.
  - b. Dismiss the allegation that Troy Nehls violated 11 C.F.R. §§ 100.72(a), 100.131(a) by using impermissible funds to test the waters of a federal election.
  - c. Approve the Factual and Legal Analysis, as recommended in the First General Counsel’s Report dated April 3, 2020, subject to such conforming edits as suggested by the Office of General Counsel at the table.
  - d. Approve the appropriate letter.
  - e. Close the file.

Commissioners Cooksey and Dickerson voted affirmatively for the motion.

Commissioners Broussard, Walther, and Weintraub dissented. Commissioner Trainor was recused and did not vote.

2. Failed by a vote of 3-2 to:
  - a. Dismiss the allegation that Troy Nehls violated 52 U.S.C. § 30102(e) and 11 C.F.R. § 101.1(a) by failing to timely file his Statement of Candidacy.
  - b. Dismiss the allegation that Troy Nehls violated 11 C.F.R. §§ 100.72(a), 100.131(a) by using impermissible funds to test the waters of a federal election.
  - c. Approve the appropriate letter.
  - d. Close the file.

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

Commissioners Walther and Weintraub dissented. Commissioner Trainor was recused and did not vote.

3. Failed by a vote of 3-2 to:
  - a. Dismiss the allegation that Troy Nehls violated 52 U.S.C. § 30102(e) and 11 C.F.R. § 101.1(a) by failing to timely file his Statement of Candidacy.
  - b. Dismiss the allegation that Troy Nehls violated 11 C.F.R. §§ 100.72(a), 100.131(a) by using impermissible funds to test the waters of a federal election.
  - c. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated April 3, 2020, subject to the edits last circulated by Commissioner Weintraub's Office on October 27, 2021 at 10:58 a.m. and the conforming edits as suggested by the Office of General Counsel at the table.
  - d. Approve the appropriate letter.
  - e. Close the file.

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

Commissioners Cooksey and Dickerson dissented. Commissioner Trainor was recused and did not vote.

4. Decided by a vote of 5-0, subject to the corrections described at the table, to:
- a. Dismiss the allegation that Troy Nehls violated 52 U.S.C. § 30102(e) and 11 C.F.R. § 101.1(a) by failing to timely file his Statement of Candidacy.
  - b. Dismiss the allegation that Troy Nehls violated 11 C.F.R. §§ 100.72(a), 100.131(a) by using impermissible funds to test the waters of a federal election.

Commissioners Broussard, Cooksey, Dickerson, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor was recused and did not vote.

5. Decided by a vote of 5-0 to:
- a. Approve the appropriate letter.
  - b. Close the file.

Commissioners Broussard, Cooksey, Dickerson, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor was recused and did not vote.

Attest:



**Vicktoria J Allen** Digitally signed by Vicktoria J Allen  
Date: 2021.11.02 13:39:25 -04'00'

Vicktoria J. Allen  
Acting Deputy Secretary of the  
Commission