



FEDERAL ELECTION COMMISSION
Washington, DC 20463

VIA ELECTRONIC MAIL
kate@aspectcompliance.com

August 12, 2020

Fred Koth, Treasurer
Tiffany for Wisconsin, Inc.
P.O. Box 1007
Wausau, WI54402

RE: MUR 7704
Tiffany for Wisconsin, Inc.
and Fred Koth, as treasurer

Dear Mr. Koth:

On February 21, 2020, the Federal Election Commission ("Commission") notified Tiffany for Wisconsin, Inc. and you, in your official capacity as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act") and Commission regulations. A copy of the complaint was forwarded to you and the Committee at that time. On August 6, 2020, based upon the information contained in the complaint and information provided by respondents, the Commission voted to dismiss allegations that Tiffany for Wisconsin, Inc. and you, in your official capacity as treasurer, violated provisions of the Act. The Commission then closed its file in this matter. A copy of the General Counsel's Report, which more fully explains the basis for the Commission's decision, is enclosed.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009). If you have any questions, please contact Don Campbell, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeff S. Jordan".

Jeff S. Jordan
Assistant General Counsel

Enclosure:
General Counsel's Report

BEFORE THE FEDERAL ELECTION COMMISSION
ENFORCEMENT PRIORITY SYSTEM
DISMISSAL REPORT

MUR: MUR 7704

Respondent: Tiffany for Wisconsin, Inc.
and Fred Koth, as treasurer
(the “Committee”)
Tom Tiffany

Complaint Receipt Date: February 18, 2020

Response Date: March 12, 2020

**Alleged Statutory/
Regulatory Violations:** 52 U.S.C. §§ 30101(2), 30102(e), 30104(a), (b), 30120
11 C.F.R. §§ 100.3, 102.12, 104.1, 104.2, 104.3, 110.11

The Complaint alleges that Tiffany improperly filed his Statement of Candidacy, and the Committee improperly filed its Statement of Organization and failed to file its 2019 Year-End financial disclosure report.¹ The Complaint further alleges that the Committee included inadequate disclaimers on TV and radio ads, yard signs, and social media posts.² The Response asserts that Tiffany’s Statement of Candidacy and the Committee’s Statement of Organization complied with the requirements of the Federal Election Campaign Act of 1971, as amended (the “Act”), and Commission regulations, and states that the Commission waived the requirement to file a Year-End Report for authorized committees participating in Wisconsin’s 7th District Special Primary.³ Respondents also assert that the Committee displayed the proper disclaimers on its social media and public communications.⁴

¹ Compl. at 1-2 (Feb. 18, 2020). Tiffany is a Republican candidate in the 2020 Special Election race for U.S. Representative in Wisconsin’s 7th District. Tiffany won the special primary election with 57.5% of the vote.

² *Id.* The Complaint also alleges that Tiffany failed to file a personal Financial Disclosure Statement, however this issue is not within the Commission’s jurisdiction. *Id.* In addition, Complainant attached a complaint filed with the Wisconsin Ethics Commission, which contains a speculative allegation that Tiffany used state resources, including his state salary, to finance his federal campaign. Compl. Attach. We do not make any recommendation as this allegation.

³ Resp. at 1 (Mar. 12, 2020). *See also* <https://www.fec.gov/help-candidates-and-committees/dates-and-deadlines/2020-reporting-dates/special-election-report-notice-wi07/>. The Committee filed its 2020 Pre-Special Report on February 6, 2020, and filed five 48-Hour Notices of Contributions Received.

⁴ *Id.* at 1-2.

