



FEDERAL ELECTION COMMISSION
Washington, DC

February 26, 2021

Jim Oberweis
3 Buckingham Drive
Sugar Grove, IL 60554

RE: MUR 7721

Dear Mr. Oberweis:

On March 18, 2020, the Federal Election Commission ("Commission") notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). On February 17, 2021, based upon the information contained in the complaint, and the available information, the Commission decided to dismiss allegations that you 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* Disclosure of Certain Documents in Enforcement and Other Matters, 81 Fed. Reg. 50,702 (Aug. 2, 2016). 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 7721

Respondents: Jim 2020
and Shari Martin, as treasurer
(the “Committee”)
Jim Oberweis

Complaint Receipt Date: March 16, 2020

Response Date: N/A

Alleged Statutory/Regulatory Violations: **52 U.S.C. §§ 30101(2), 30102(e)(1)**
11 C.F.R. §§ 100.3, 101.1

The Complaint alleges that Jim Oberweis failed to timely file his Statement of Candidacy.¹

The Complaint states that on February 17, 2019, the Committee filed its Statement of Organization, and on February 23, 2019, Oberweis made a \$10,000 contribution to the committee, but Oberweis did not file his Statement of Candidacy until September 20, 2019.²

Based on its experience and expertise, the Commission has established an Enforcement Priority System using formal, pre-determined scoring criteria to allocate agency resources and assess whether particular matters warrant further administrative enforcement proceedings. These

¹ Compl. at 1-2 (March 16, 2020). Oberweis is a Republican candidate in the 2020 Election for U.S. Representative in the 14th Congressional District of Illinois. Jim 2020 is Oberweis’s principal campaign committee. The Complaint also suggests that Jim 2020 may not have been authorized to raise funds on behalf of a candidate who was not registered with the Commission. Compl. at 2. Neither Oberweis nor the Committee responded to the Complaint.

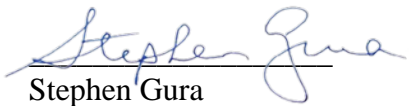
² *Id.* at 1-2. *See also* Jim 2020 Statement of Organization (February 17, 2019), available at <https://docquery.fec.gov/pdf/513/201902179145520513/201902179145520513.pdf>, Jim 2020 — 2019 April Quarterly Report at 29 (April 15, 2019) available at <https://docquery.fec.gov/pdf/660/201904159146346660/201904159146346660.pdf>, and Jim Oberweis Statement of Candidacy (September 20, 2019) available at <https://docquery.fec.gov/pdf/191/201909209163545191/201909209163545191.pdf>. The Commission’s Reports Analysis Division sent a Disavowal Notice to Oberweis on June 24, 2019, because the Committee reported contributions and expenditures in support of his 2020 candidacy in excess of \$5,000. *See* Jim Oberweis Disavowal Notice (June 24, 2020), available at <https://docquery.fec.gov/pdf/065/201906240300042065/201906240300042065.pdf>. The notification directed Oberweis to either disavow the Committee’s fundraising activities or file a Statement of Candidacy by July 29, 2019. *Id.* Oberweis did not respond to the Notice, but did file his Statement of Candidacy on September 20, 2019. The Committee has filed its required disclosure reports during the 2020 election cycle.

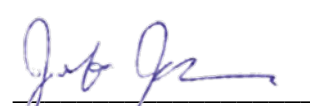
1 criteria include (1) the gravity of the alleged violation, taking into account both the type of activity
2 and the amount in violation; (2) the apparent impact the alleged violation may have had on the
3 electoral process; (3) the complexity of the legal issues raised in the matter; and (4) recent trends in
4 potential violations and other developments in the law. This matter is rated as low priority for
5 Commission action after application of these pre-established criteria. Given that low rating and the
6 candidate's filing of a Statement of Candidacy in September 2019, we recommend that the
7 Commission dismiss the Complaint consistent with the Commission's prosecutorial discretion to
8 determine the proper ordering of its priorities and use of agency resources.³ We also recommend
9 that the Commission close the file as to all respondents and send the appropriate letters.

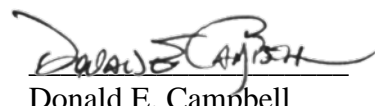
10 Lisa J. Stevenson
11 Acting General Counsel

12 Charles Kitcher
13 Acting Associate General Counsel

14
15
16
17 10.23.20
18 Date

19 BY: 
20 Stephen Gura
21 Deputy Associate General Counsel

22 
23 Jeff S. Jordan
24 Assistant General Counsel

25 
26 Donald E. Campbell
27 Attorney
28
29

³ *Heckler v. Chaney*, 470 U.S. 821, 831-32 (1985).