

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MURs 7724 and 7752  
 Johnny Teague for Congress Campaign )  
 Committee and James Poullard in his )  
 official capacity as treasurer; Church at )  
 the Cross; Dr. Johnny Mark Teague )  
 (Resubmitted) )

AMENDED CERTIFICATION

I, Vicktoria J. Allen, recording secretary of the Federal Election Commission executive session, do hereby certify that on May 31, 2023, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-3 to:
  - a. Find no reason to believe that the Church at the Cross made, and Dr. Johnny Mark Teague and Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer knowingly accepted, an in-kind corporate contribution in violation of 52 U.S.C. § 30118 and 11 C.F.R. § 114.2 in connection with the television ad.
  - b. Find no reason to believe that Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer failed to report receipt of an in-kind contribution in violation of 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.3(a) in connection with the television ad.
  - c. Dismiss as a matter of prosecutorial discretion the allegations that the Church at the Cross violated 52 U.S.C. § 30120 and 11 C.F.R. § 110.11 by failing to include a disclaimer on a television ad that aired from February through March 2020 and violated 52 U.S.C. § 30104(f) and 11 C.F.R. § 104.20 by failing to disclose information about its electioneering communication to the Commission.
  - d. Dismiss as a matter of prosecutorial discretion the allegations that the Church at the Cross made, and Dr. Johnny Mark Teague and Johnny Teague for Congress Campaign Committee and James Poullard in his

official capacity as treasurer knowingly accepted, in-kind corporate contributions in violation of 52 U.S.C. § 30118 and 11 C.F.R. § 114.2 in connection with use of the Church address and facilities.

- e. Dismiss as a matter of prosecutorial discretion the allegation that Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer failed to report receipt of in-kind contributions in violation of 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.3(a) in connection with use of the Church address and facilities.
- f. Find no reason to believe that the Church at the Cross made, and Dr. Johnny Mark Teague and Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer knowingly accepted, an in-kind corporate contribution in violation of 52 U.S.C. § 30118 and 11 C.F.R. § 114.2 in connection with the Church's Facebook posts.
- g. Find no reason to believe that Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer failed to report receipt of an in-kind contribution in violation of 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.3(a) in connection with the Church's Facebook posts.
- h. Find no reason to believe that the Church at the Cross violated 52 U.S.C. § 30120 and 11 C.F.R. § 110.11 by failing to include a disclaimer on its Facebook posts referencing Teague's candidacy.
- i. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated February 9, 2023, as last circulated by Vice Chairman Cooksey's Office on Thursday, May 25, 2023 at 11:38 a.m.
- j. Approve the appropriate letters.
- k. Close the file.

Commissioners Cooksey and Trainor voted affirmatively for the motion. Commissioners Broussard, Lindenbaum, and Weintraub dissented. Commissioner Dickerson abstained.

2. Failed by a vote of 3-3 to:

Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated February 9, 2023.

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

3. Failed by a vote of 3-3 to:

- a. Dismiss as a matter of prosecutorial discretion the allegations that the Church at the Cross made, and Dr. Johnny Mark Teague and Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer knowingly accepted, an in-kind corporate contribution in violation of 52 U.S.C. § 30118 and 11 C.F.R. § 114.2 in connection with the television ad and issue a letter of caution.
- b. Dismiss as a matter of prosecutorial discretion the allegation that Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer failed to report receipt of an in-kind contribution in violation of 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.3(a) in connection with the television ad and issue a letter of caution.
- c. Dismiss as a matter of prosecutorial discretion the allegations that the Church at the Cross violated 52 U.S.C. § 30120 and 11 C.F.R. § 110.11 by failing to include a disclaimer on a television ad that aired from February through March 2020 and violated 52 U.S.C. § 30104(f) and 11 C.F.R. § 104.20 by failing to disclose information about its electioneering communication to the Commission and issue a letter of caution.
- d. Dismiss as a matter of prosecutorial discretion the allegations that the Church at the Cross made, and Dr. Johnny Mark Teague and Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer knowingly accepted, in-kind corporate contributions in violation of 52 U.S.C. § 30118 and 11 C.F.R. § 114.2 in connection with use of the Church address and facilities.
- e. Dismiss as a matter of prosecutorial discretion the allegation that Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer failed to report receipt of in-kind contributions in violation of 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.3(a) in connection with use of the Church address and facilities.
- f. Find no reason to believe that the Church at the Cross made, and Dr. Johnny Mark Teague and Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer

knowingly accepted, an in-kind corporate contribution in violation of 52 U.S.C. § 30118 and 11 C.F.R. § 114.2 in connection with the Church's Facebook posts.

- g. Find no reason to believe that Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer failed to report receipt of an in-kind contribution in violation of 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.3(a) in connection with the Church's Facebook posts.
- h. Find no reason to believe that the Church at the Cross violated 52 U.S.C. § 30120 and 11 C.F.R. § 110.11 by failing to include a disclaimer on its Facebook posts referencing Teague's candidacy.
- i. Approve the appropriate letters.
- j. Close the file.

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

4. Decided by a vote of 4-2 to:

- a. Dismiss as a matter of prosecutorial discretion the allegations that the Church at the Cross made, and Dr. Johnny Mark Teague and Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer knowingly accepted, an in-kind corporate contribution in violation of 52 U.S.C. § 30118 and 11 C.F.R. § 114.2 in connection with the television ad.
- b. Dismiss as a matter of prosecutorial discretion the allegation that Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer failed to report receipt of an in-kind contribution in violation of 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.3(a) in connection with the television ad.
- c. Dismiss as a matter of prosecutorial discretion the allegations that the Church at the Cross violated 52 U.S.C. § 30120 and 11 C.F.R. § 110.11 by failing to include a disclaimer on a television ad that aired from February through March 2020 and violated 52 U.S.C. § 30104(f) and 11 C.F.R. § 104.20 by failing to disclose information about its electioneering communication to the Commission.

- d. Dismiss as a matter of prosecutorial discretion the allegations that the Church at the Cross made, and Dr. Johnny Mark Teague and Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer knowingly accepted, in-kind corporate contributions in violation of 52 U.S.C. § 30118 and 11 C.F.R. § 114.2 in connection with use of the Church address and facilities.
- e. Dismiss as a matter of prosecutorial discretion the allegation that Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer failed to report receipt of in-kind contributions in violation of 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.3(a) in connection with use of the Church address and facilities.
- f. Find no reason to believe that the Church at the Cross made, and Dr. Johnny Mark Teague and Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer knowingly accepted, an in-kind corporate contribution in violation of 52 U.S.C. § 30118 and 11 C.F.R. § 114.2 in connection with the Church's Facebook posts.
- g. Find no reason to believe that Johnny Teague for Congress Campaign Committee and James Poullard in his official capacity as treasurer failed to report receipt of an in-kind contribution in violation of 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.3(a) in connection with the Church's Facebook posts.
- h. Find no reason to believe that the Church at the Cross violated 52 U.S.C. § 30120 and 11 C.F.R. § 110.11 by failing to include a disclaimer on its Facebook posts referencing Teague's candidacy.
- i. Approve the appropriate letters.
- j. Close the file.

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

Federal Election Commission  
Certification for MURs 7724 and 7752  
May 31, 2023



Attest:

**Vicktoria J Allen** Digitally signed by Vicktoria J  
Allen  
Date: 2023.06.12 18:24:27 -04'00'

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Vicktoria J. Allen  
Deputy Secretary of the Commission