

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 7753  
 Everytown for Gun Safety Action Fund, )  
 Inc.; Everytown for Gun Safety Victory )  
 Fund and Tara Paone in her official )  
 capacity as treasurer; U.S. Rep. Lucy )  
 McBath, Inc. and Kendra-Sue Derby in )  
 her official capacity as treasurer )

CERTIFICATION

I, Vicktoria J. Allen, recording secretary for the Federal Election Commission executive session on August 31, 2021, do hereby certify that the Commission failed by a vote of 3-3 to take the following actions in MUR 7753:

1. Find reason to believe that Everytown for Gun Safety Action Fund, Inc. violated 52 U.S.C. § 30118(a) by making in-kind contributions to Lucy McBath in the form of coordinated communications.
2. Find reason to believe that Friends of Lucy McBath and Kendra-Sue Derby in her official capacity as treasurer violated 52 U.S.C. §§ 30104(b) and 30118(a) by accepting or receiving unreported in-kind contributions from Everytown for Gun Safety Action Fund, Inc. in the form of coordinated communications.
3. Find reason to believe that Lucy McBath violated 52 U.S.C. § 30118(a) by accepting or receiving in-kind contributions from Everytown for Gun Safety Action Fund, Inc. in the form of coordinated communications.
4. Take no action at this time as to Everytown for Gun Safety Victory Fund, Inc. and Tara Paone in her official capacity as treasurer.
5. Approve the Factual and Legal Analyses, as recommended in the First General Counsel's Report dated January 28, 2021.

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6. Approve compulsory process.
7. Approve the appropriate letters.

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

Commissioners Cooksey, Dickerson, and Trainor dissented.

Attest:



September 9, 2021

Date

**Vicktoria Allen** Digitally signed by Vicktoria Allen  
Date: 2021.09.09 21:20:19 -04'00'

Vicktoria J. Allen  
Acting Deputy Secretary of the Commission