



**FEDERAL ELECTION COMMISSION**  
Washington, DC 20463

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2 TO: The Commission  
3  
4 FROM: Lisa J. Stevenson  
5 Acting General Counsel  
6  
7 Charles Kitcher  
8 Acting Associate General Counsel  
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10 BY: Peter G. Blumberg *PGB*  
11 Acting Deputy Associate General Counsel  
12  
13 Mark Shonkwiler *MS*  
14 Assistant General Counsel  
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16 Tony Buckley *ATB*  
17 Attorney  
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19 SUBJECT: MUR 7768 (Ambulatory Surgery Center Association PAC)  
20 Pre-Probable Cause Conciliation  
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22 **I. INTRODUCTION**  
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24 On June 30, 2020, following the consideration of a referral from the Audit Division, the  
25 Commission found reason to believe that the Ambulatory Surgery Center Association Political  
26 Action Committee and John Greenwich in his official capacity as treasurer (“ASCAPAC” or  
27 “Respondents”) violated 52 U.S.C. § 30118(a) by accepting prohibited corporate contributions,  
28 violated 52 U.S.C. § 30104(b) by failing to properly report receipts, and violated 52 U.S.C.  
29 § 30102(h)(1) and 11 C.F.R. § 103.3(a) by failing to timely deposit contributions.<sup>1</sup>

30 The Commission authorized the Office of the General Counsel to settle this matter  
31 through pre-probable cause conciliation and approved a proposed conciliation agreement.<sup>2</sup>  
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33 . For the reasons set forth below, we believe the attached agreement with ASCAPAC  
34 represents a reasonable settlement under the circumstances presented in this matter, and we  
35 recommend that the Commission accept it and close the file.

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<sup>1</sup> Certification, MUR 7768 (Ambulatory Surgery Center Association PAC and John Greenwich, in his official capacity as treasurer,) (July 28, 2020).

<sup>2</sup> *Id.*

1     **II.     DISCUSSION**  
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31             We believe that the agreement                     sufficiently vindicates the Commission's  
32 enforcement interests under the circumstances presented in this matter. Therefore, we  
33 recommend that the Commission accept the attached signed conciliation agreements with  
34 Respondents, approve the appropriate letter, and close the file.

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Memorandum to the Commission  
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**III. RECOMMENDATIONS**

1. Accept the attached signed conciliation agreement with Ambulatory Surgery Center Association Political Action Committee and John Greenwich in his official capacity as treasurer
2. Approve the appropriate letter.
3. Close the file.