

**BEFORE THE FEDERAL ELECTION COMMISSION**

**ENFORCEMENT PRIORITY SYSTEM**

**DISMISSAL REPORT**

**MUR:** 7823

**Respondent:** Andy Good

**Complaint Receipt Date:** October 20, 2020

**Response Date:** October 28, 2020

**Alleged Statutory  
Regulatory Violations:**

**52 U.S.C. § 30120(a)  
11 C.F.R. § 110.11**

The Complaint alleges that billboards in Hocking County, Ohio, lacked appropriate disclaimers.<sup>1</sup> The billboards stated “Paid for by Hocking County Business Owners” and included “care of Andy Good” in small letters.<sup>2</sup> The Response asserts that 25 business owners in Hocking County, Ohio pooled \$1,780 to purchase four billboards and the purchase was coordinated by Good.<sup>3</sup>

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 criteria include (1) the gravity of the alleged violation, taking into account both the type of activity and the amount in violation; (2) the apparent impact the alleged violation may have had on the electoral process; (3) the complexity of the legal issues raised in the matter; and (4) recent trends in potential violations and other developments in the law. This matter is rated as low priority for Commission action after application of these pre-established criteria. Given that low rating and the

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<sup>1</sup> Compl. at 1 (Oct. 20, 2020).

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

<sup>3</sup> Resp. at 1-2 (Oct. 28, 2020).

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modest amount spent on the billboards, we recommend that the Commission dismiss the Complaint consistent with the Commission's prosecutorial discretion to determine the proper ordering of its priorities and use of agency resources. *Heckler v. Chaney*, 470 U.S. 821, 831-32 (1985). We also recommend that the Commission close the file as to all respondents and send the appropriate letters.

Lisa J. Stevenson  
Acting General Counsel

Charles Kitcher  
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06.17.21

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Date

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