



FEDERAL ELECTION COMMISSION  
Washington, DC

**VIA ELECTRONIC AND CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

August 6, 2021

Jamie Montgomery  
18 Schoolhouse Drive  
Medford, NJ 08055

RE: MUR 7855

Dear Ms. Montgomery:

The Federal Election Commission reviewed the allegations in your complaint received on November 6, 2020. On August 2, 2021, based upon the information provided in the complaint, and information provided by the respondents, the Commission decided to exercise its prosecutorial discretion to dismiss the allegations as to Becchi for Congress and David Steiner, in his official capacity as treasurer, and close its file in this matter. Accordingly, the Commission closed its file in this matter on August 2, 2021. 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 Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files*, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and *Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record*, 74 Fed. Reg. 66132 (Dec. 14, 2009).

The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. *See* 52 U.S.C. § 30109(a)(8).

Sincerely,

Lisa J. Stevenson  
Acting General Counsel

*Roy Q. Luckett*

BY: Roy Q. Luckett  
Acting Assistant General Counsel

Enclosure  
General Counsel's Report

**BEFORE THE FEDERAL ELECTION COMMISSION**

**ENFORCEMENT PRIORITY SYSTEM**

**DISMISSAL REPORT**

MUR: 7855

**Respondent:** Becchi for Congress  
and David Steiner, as Treasurer<sup>1</sup>  
("the Committee")

**Complaint Receipt Date:** November 6, 2020

**Response Date:** February 10, 2021

## **Alleged Statutory Regulatory Violations: 116.10(a)**

52 U.S.C. § 30104(a), (b)(8);  
11 C.F.R. §§ 104.3(d); 104.11(a)-(b);

The Complaint alleges that Becchi for Congress (the “Committee”) should have reported

20 \$6,185 in outstanding debt owed to Jamie Montgomery Consulting LLC (“JMC”) on the  
21 committee's quarterly report filed October 15, 2020.<sup>2</sup> The Complaint claims the Committee hired  
22 JMC for fundraising purposes from July 2019 through May 31, 2020, and that the amount owed has  
23 not been paid despite attempts to “rectify” the outstanding invoice.<sup>3</sup>

24 The Committee responds that it paid JMC \$54,018 for fundraising consulting services  
25 provided from July 2019 through May 2020, and terminated the services of JMC in May 2020.<sup>4</sup>  
26 The Committee contends that it owes no further payments to JMC but, to avoid any question about  
27 the sufficiency of its filings, the Committee has amended its reports to show the full amount  
28 claimed as disputed debt.<sup>5</sup>

<sup>1</sup> Becchi for Congress is the principal campaign committee of Rosemary Becchi, a candidate for the U.S. House of Representatives in New Jersey's 11th Congressional District in 2020. .

2 Compl. at 1 (Nov. 6, 2020).

3 *Id.*

<sup>4</sup> Resp. at 1 (Feb. 10, 2021).

<sup>5</sup> Resp. at 1-2. See Becchi for Congress Amended 2020 October Quarterly at 247 (Feb. 10, 2021). <https://docquery.fec.gov/pdf/558/202102109427653558/202102109427653558.pdf>.

EPS Dismissal Report  
MUR 7855 (Becchi for Congress)  
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1 Based on its experience and expertise, the Commission has established an Enforcement  
2 Priority System using formal, pre-determined scoring criteria to allocate agency resources and  
3 assess whether particular matters warrant further administrative enforcement proceedings. These  
4 criteria include (1) the gravity of the alleged violation, taking into account both the type of activity  
5 and the amount in violation; (2) the apparent impact the alleged violation may have had on the  
6 electoral process; (3) the complexity of the legal issues raised in the matter; and (4) recent trends in  
7 potential violations and other developments in the law. This matter is rated as low priority for  
8 Commission action after application of these pre-established criteria. Given that low rating, the fact  
9 that the Committee has amended its reports to reflect the disputed debt, and the low dollar amount  
10 at issue, we recommend that the Commission dismiss the Complaint consistent with the  
11 Commission’s prosecutorial discretion to determine the proper ordering of its priorities and use of  
12 agency resources.<sup>6</sup> We also recommend that the Commission close the file as to all Respondents  
13 and send the appropriate letters.

Lisa J. Stevenson  
Acting General Counsel

Charles Kitcher  
Associate General Counsel

BY: Stephen Gura  
Stephen Gura  
Deputy Associate General Counsel

Kristina Portner  
Kristina M. Portner  
Attorney

Donald E. Campbell  
Donald E. Campbell  
Attorney

<sup>6</sup> *Heckler v. Chaney*, 470 U.S. 821, 831-32 (1985).