



FEDERAL ELECTION COMMISSION
Washington, DC

August 6, 2021

VIA ELECTRONIC MAIL

JETyrrell@venable.com

James E. Tyrrell III
Venable LLP
600 Massachusetts Ave., NW
Washington, DC 20001

RE: MUR 7855
Becchi for Congress
and David Steiner, as Treasurer

Dear Mr. Tyrrell:

On November 13, 2020, the Federal Election Commission (“Commission”) notified your clients, Becchi for Congress and David Steiner, in his official capacity as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended (the “Act”). On August 2, 2021, based upon the information contained in the complaint and information provided by respondents, the Commission decided to dismiss allegations that Becchi for Congress and David Steiner, in his official capacity as treasurer, violated provisions of the Act. The Commission then closed its file in this matter. 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). If you have any questions, please contact Don Campbell, the attorney assigned to this matter, at (202) 694-1650.

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 Treasurer¹
("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, 2020.² 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.³

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 2020.⁴
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.⁵

¹ 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.*

⁴ Resp. at 1 (Feb. 10, 2021).

⁵ 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.⁶ 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

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