

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 7867  
 Our American Century PAC and Cabell )  
 Hobbs in his official capacity as )  
 treasurer; Make America Great Again )  
 PAC and Bradley T. Crate in his official )  
 capacity as treasurer )

CERTIFICATION

I, Viktoria J. Allen, recording secretary of the Federal Election Commission executive session, do hereby certify that on March 22, 2022, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to:
  - a. Find reason to believe that Our American Century PAC and Cabell Hobbs in his official capacity as treasurer violated 52 U.S.C. §§ 30104(b) and 30116(a) and 11 C.F.R. §§ 104.3(b) and 110.1(b) by making and failing to report prohibited and excessive contributions.
  - b. Find reason to believe that Our American Century PAC and Cabell Hobbs in his official capacity as treasurer violated 52 U.S.C. § 30120(a) and 11 C.F.R. § 110.11 by failing to include valid disclaimers.
  - c. Dismiss the allegation that Make America Great Again PAC and Bradley T. Crate in his official capacity as treasurer violated 52 U.S.C. §§ 30104(b) and 30116(f) and 11 C.F.R. §§ 104.3(a) and 110.9 by knowingly accepting and failing to report excessive contributions.
  - d. Dismiss as a matter of prosecutorial discretion the allegation that Our American Century PAC and Cabell Hobbs in his official

capacity as treasurer accepted excessive contributions in violation of 52 U.S.C. § 30116(f) and 11 C.F.R. § 110.9.

- e. Authorize the use of compulsory process.
- f. Approve the Factual and Legal Analyses, as recommended in the First General Counsel's Report dated October 27, 2021, subject to the edits as last circulated by Commissioner Weintraub's Office on March 22, 2022 at 12:54 p.m.
- g. Approve the appropriate letters.

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

Commissioners Cooksey, Dickerson, and Trainor dissented.

2. Failed by a vote of 2-4 to:

- a. Find no reason to believe that Our American Century PAC and Cabell Hobbs in his official capacity as treasurer violated 52 U.S.C. §§ 30104(b) and 30116(a) and 11 C.F.R. §§ 104.3(b) and 110.1(b) by making and failing to report prohibited and excessive contributions.
- b. Dismiss as a matter of prosecutorial discretion the allegation that Our American Century PAC and Cabell Hobbs in his official capacity as treasurer violated 52 U.S.C. § 30120(a) and 11 C.F.R. § 110.11 by failing to include valid disclaimers.
- c. Find no reason to believe that Make America Great Again PAC and Bradley T. Crate in his official capacity as treasurer violated 52 U.S.C. §§ 30104(b) and 30116(f) and 11 C.F.R. §§ 104.3(a) and 110.9 by knowingly accepting and failing to report excessive contributions.
- d. Find no reason to believe that Our American Century PAC and Cabell Hobbs in his official capacity as treasurer accepted excessive contributions in violation of 52 U.S.C. § 30116(f) and 11 C.F.R. § 110.9.
- e. Close the file.
- f. Approve the appropriate letters.

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Commissioners Cooksey and Trainor voted affirmatively for the motion. Commissioners Broussard, Dickerson, Walther, and Weintraub dissented.

Attest:



March 24, 2022

Date

Vicktoria J Allen

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Date: 2022.03.24 20:14:49 -04'00'

Vicktoria J. Allen  
Acting Deputy Secreta of the Commission