



**THE FEDERAL ELECTION COMMISSION**  
Washington, DC 20002

1 **MEMORANDUM**

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3 **TO:** The Commission

4 **FROM:** Lisa J. Stevenson  
5 Acting General Counsel

6 Charles Kitcher *CK*  
7 Associate General Counsel for Enforcement

8 **BY:** Ray Wolcott  
9 Attorney *RW*

10 **SUBJECT:** MUR 7872 (South Dakota Democratic Party) – Pre-Probable Cause Conciliation  
11 Agreement  
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14 On January 12, 2021, the Commission found reason to believe that South Dakota  
15 Democratic Party and Marcia Bunger in her official capacity as treasurer (the “Committee”)  
16 violated 52 U.S.C. § 30104(b) by misreporting disbursements during the 2016 election cycle, and  
17 violated 11 C.F.R. § 103.3(b) by depositing funds into its federal account without examining the  
18 contributions to ascertain whether they complied with the prohibitions and limitations of the  
19 Federal Election Campaign Act of 1971, as amended (the “Act”).  
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MUR 7872 (South Dakota Democratic Party)

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13 **RECOMMENDATIONS:**

- 14           1. Accept the attached conciliation agreement with South Dakota Democratic Party and  
15           Marcia Bungler in her official capacity as treasurer;
- 16           2. Approve the appropriate letter; and
- 17           3. Close the file.

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7 CA ¶ VI.4.

8 *Id.*

9 CA ¶ IV.8.

10 CA ¶ IV.9.

11 CA ¶ IV.10.