



FEDERAL ELECTION COMMISSION
Washington, DC 20463

VIA ELECTRONIC MAIL

Dan Backer & Caitlin Contestable
1032 15th Street NW #374
Washington, DC 20005

February 14, 2023

dbacker@chalmersadams.com
ccontestable@chalmersadams.com

RE: MUR 7874

Dear Mr. Backer and Ms. Contestable:

On February 8, 2021, the Federal Election Commission notified Dan Backer and your clients, Patriots of America PAC and Henry “Hank” Foley in his official capacity as treasurer and in his personally capacity, and Timothy Viens, of a complaint indicating violations of the Federal Election Campaign Act of 1971, as amended. On February 9, 2023, the Commission, on the basis of the information provided in the complaint and information provided by your client, found no reason to believe that Dan Backer and Patriots of America PAC and Henry “Hank” Foley in his official capacity as treasurer violated 52 U.S.C. § 30104(b) and (g) and 11 C.F.R. §§ 104.4(b)(2) and 104.14(d) by failing to file accurate reports with the Commission and failing to file a 48-Hour Report in connection with the dissemination of an independent expenditures exceeding \$10,000. The Commission also found no reason to believe that Timothy Viens or Henry “Hank” Foley in his personal capacity violated the Act or Commission regulations in connection with this matter. Accordingly, the Commission closed its file in this matter.

Documents related to the case will be placed on the public record within 30 days. *See* Disclosure of Certain Documents in Enforcement and Other Matters, 81 Fed. Reg. 50,702 (Aug. 2, 2016). A Statements of Reasons providing a basis for the Commission’s decision will follow.

If you have any questions, please contact Justine A. di Giovanni, the attorney assigned to this matter, at (202) 694-1574 or jdigiovanni@fec.gov.

Sincerely,

Peter J. Blumberg

Peter Blumberg
Assistant General Counsel