



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

December 21, 2022

**BY ELECTRONIC MAIL ONLY**

Angela Thornton  
Adam Kokesh American Referendum Project  
Box 973, #23  
Ask Fork, AZ 86320

RE: MUR 7901

Dear Ms. Thornton:

In the normal course of carrying out its supervisory responsibilities, the Federal Election Commission became aware of information suggesting Adam Kokesh American Referendum Project and you in your official capacity as treasurer (the "Committee") may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). On August 20, 2018, the Commission notified you of a referral to the Office of General Counsel alleging violations of the Act. A copy of the referral, numbered RR 18L-29, was forwarded to you at that time. On July 28, 2022, the Commission notified you of additional allegations of which the Commission became aware in the normal course of carrying out its supervisory responsibilities.

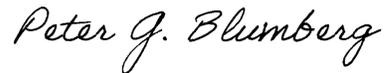
On December 15, 2022, the Commission considered the matter, but was evenly divided as to whether to find reason to believe that the Committee (1) misreported the Committee's treasurer in violation of 52 U.S.C. § 30103(b), (c) and 11 C.F.R. § 102.2(a)(1), (2); (2) violated 52 U.S.C. § 30102(h)(1) and 11 C.F.R. § 103.3 by failing to deposit receipts in an account at a properly designated campaign depository; (3) violated 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.3 by failing to accurately report receipts, disbursements, and loans; and (4) knowingly accepted prohibited contributions in violation of 52 U.S.C. § 30121(a) and 11 C.F.R. § 110.20. The Commission was also evenly divided as to whether to dismiss these allegations as an exercise of prosecutorial discretion the allegations that the Committee (1) misreported the Committee's treasurer in violation of 52 U.S.C. § 30103(b), (c) and 11 C.F.R. § 102.2(a)(1), (2); (2) violated 52 U.S.C. § 30102(h)(1) and 11 C.F.R. § 103.3 by failing to deposit receipts in an account at a properly designated campaign depository; and (3) violated 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.3 by failing to file accurate reports concerning the Committee's receipts, disbursements, and loans. Finally, the Commission was evenly divided as to whether to find no reason to believe that the Committee knowingly accepted prohibited contributions in violation of 52 U.S.C. § 30121(a) and 11 C.F.R. § 110.20. Accordingly, the Commission closed its file in this matter.

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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 Statement 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](mailto:jdigiovanni@fec.gov).

Sincerely,



Peter G. Blumberg  
Assistant General Counsel