



**FEDERAL ELECTION COMMISSION**  
Washington, DC 20463

1 **MEMORANDUM**

2  
3 **TO:** The Commission

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

7  
8 Charles Kitcher  
9 Associate General Counsel for Enforcement

10  
11 **BY:** Mark Shonkwiler *MS/KDH*  
12 Assistant General Counsel

13  
14 Crystal Liu *CL*  
15 Attorney

16  
17 **DATE:** September 15, 2022

18  
19 **SUBJECT:** MUR 7903 (Tomfoolery, LLC, *et al.*)  
20 Recommendation to Accept Signed Conciliation Agreement

21  
22  
23 On July 26, 2022, the Commission found reason to believe that Thomas A. Chavez and  
24 Tomfoolery, LLC, (“Respondents”) violated 52 U.S.C. § 30122 by making contributions in the  
25 name of another and knowingly permitting its name to be used to effect contributions in the  
26 name of another, respectively.<sup>1</sup> The Commission authorized the Office of General Counsel to  
27 engage in pre-probable cause conciliation with Respondents.<sup>2</sup> Attached is a negotiated  
28 conciliation agreement signed by Respondents’ counsel with a civil penalty .<sup>3</sup> We  
29 recommend that the Commission accept the signed conciliation agreement, take no further action  
30 against the recipient committee (Lone Star Forward and Tory Gavito in her official capacity as  
31 treasurer), and close the file.  
32  
33  
34

1 Certification ¶¶ 1-2 (July 29, 2022).

2 *Id.* ¶ 5.

3 Attach. 1.

4 Attach. 2.

MUR 7903 (Tomfoolery, LLC, *et al.*)

Memorandum to the Commission

Page 2 of 3

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

We believe this settlement represents an acceptable resolution of the matter. We therefore recommend that the Commission accept the signed conciliation agreement with the Committee. During the conciliation process, we did not receive any information regarding the recipient committee. Thus, we also recommend that the Commission take no further action as to the recipient committee and close the file.

**RECOMMENDATIONS:**

1. Accept the attached conciliation agreement;
  2. Take no further action as to Lone Star Forward and Tory Gavito in her official capacity as treasurer;
  3. Approve the appropriate letters; and
-

MUR 7903 (Tomfoolery, LLC, *et al.*)

Memorandum to the Commission

Page 3 of 3

1           4.     Close the file.

2

3

4

5