



**FEDERAL ELECTION COMMISSION**  
Washington, DC 20463

## **MEMORANDUM**

**TO:** The Commission

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

Charles Kitcher  
Associate General Counsel for Enforcement

BY: Mark Shonkwiler  
MS/KD/H  
Assistant General Counsel

Crystal Liu *CL*  
Attorney

**DATE:** September 15, 2022

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

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

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

2 *Id.* ¶ 5.

3 Attach. 1.

4 Attach. 2.

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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

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1           4.     Close the file.  
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