

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 7917  
 Derrick Van Orden; Van Orden for )  
 Congress and Mary Clancy in her official )  
 capacity as treasurer )

CERTIFICATION

I, Vicktoria J. Allen, recording secretary of the Federal Election Commission executive session, do hereby certify that on July 26, 2022, the Commission took the following actions in the above-captioned matter:

1. Decided by a vote of 5-1 to:
  - a. Dismiss as a matter of prosecutorial discretion the allegation that Derrick Van Orden and Van Orden for Congress and Mary Clancy in her official capacity as treasurer violated 52 U.S.C. § 30114(b) by converting contributions to personal use.
  - b. Approve the appropriate letters.
  - c. Close the File.

Commissioners Broussard, Cooksey, Dickerson, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor dissented.

2. Failed by a vote of 3-3 to:

Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated June 16, 2022, subject the edits circulated by Commissioner Cooksey's Office.

Commissioners Cooksey, Dickerson, and Trainor voted affirmatively for the motion.

Commissioners Broussard, Walther, and Weintraub dissented.

3. Decided by a vote of 5-0 to:

Reconsider motion #1.

Commissioners Broussard, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Cooksey was not present and did not vote.

4. Decided by a vote of 6-0 to:

- a. Dismiss as a matter of prosecutorial discretion the allegation that Derrick Van Orden and Van Orden for Congress and Mary Clancy in her official capacity as treasurer violated 52 U.S.C. § 30114(b) by converting contributions to personal use.
- b. Approve the appropriate letters.
- c. Close the File.

Commissioners Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

Attest:



Vicktoria J Allen

Digitally signed by Vicktoria J  
Allen  
Date: 2022.07.31 20:26:22  
-04'00'

Vicktoria J. Allen  
Acting Deputy Secretary of the  
Commission