

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	PRE-MUR 612R
Friends of David Schweikert and Valerie)	
Giramberk in her official capacity as)	
treasurer; Chartwell Associates LLC;)	
Richard Oliver Schwab)	

CERTIFICATION

I, Laura E. Sinram, recording secretary of the Federal Election Commission executive session, do hereby certify that on August 11, 2021, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-4 to:

Direct the Office of General Counsel to name and notify David Schweikert as a respondent for a potential violation of 52 U.S.C. § 30114(b) by converting campaign funds to personal use.

Commissioners Walther and Weintraub voted affirmatively for the motion.

Commissioners Broussard, Cooksey, Dickerson, and Trainor dissented.

2. Decided by a vote of 5-1 to: **MUR 7923**

- a. Open a Matter Under Review with respect to Pre-MUR 612R.
- b. Find reason to believe that Friends of David Schweikert and Valerie Giramberk in her official capacity as treasurer knowingly and willfully violated 52 U.S.C. § 30104(b)(5) and (b)(6) and 11 C.F.R. § 104.3(b)(3) and (b)(4) by misreporting the purpose of disbursements.
- c. Find reason to believe that Friends of David Schweikert and Valerie Giramberk in her official capacity as treasurer knowingly

and willfully violated 52 U.S.C. § 30104(b)(5) and (b)(6) by misreporting payees.

- d. Find reason to believe that Richard Oliver Schwab violated 52 U.S.C. § 30102(c)(5) by failing to maintain records.
- e. Find reason to believe that Friends of David Schweikert and Valerie Giramberk in her official capacity knowingly and willfully violated 52 U.S.C. § 30114(b) and 11 C.F.R. § 113.1(g) by converting campaign funds to personal use.
- f. Decline to open a MUR as to Chartwell Associates LLC.
- g. Approve the Factual and Legal Analyses, as recommended in the First General Counsel's Report dated July 13, 2021.
- h. Authorize pre-probable conciliation with Friends of David Schweikert and Valerie Giramberk in her official capacity as treasurer and Richard Oliver Schwab.
- i. Approve the Conciliation Agreements, as recommended in the First General Counsel's Report dated July 13, 2021
- j. Approve the appropriate letters.

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



Attest:

**Laura e
Sinram**

Laura E. Sinram
Acting Secretary and Clerk of the
Commission

Digitally signed by Laura
e Sinram
Date: 2021.08.18
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