

FEDERAL ELECTION COMMISSION Washington, DC 20463

January 25 2023

BY EMAIL ONLY

Clinton.edminster@gmail.com Clinton Edminster, Treasurer Citizen Facts PAC 2438 Bull Street Savannah, GA 31401

Re: MUR 7935

Citizen Facts PAC, et al.

Dear Mr. Edminster:

On October 26, 2021, the Federal Election Commission ("Commission") notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. On January 11, 2023, based on the information provided in the complaint, and information provided by you, the Commission decided to exercise its prosecutorial discretion to dismiss the allegations as to Citizen Facts PAC and you in your official capacity as treasurer. The Commission then closed its file in this matter. A copy of the General Counsel's Report, which more fully explains the Commission's decision, is enclosed for your information.

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). If you have any questions, please contact Don Campbell, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

Lisa J. Stevenson Acting General Counsel

Roy Q. Luckett

BY: Roy Q. Luckett

Acting Assistant General Counsel

Enclosure:
General Counsel's Report

1	BEFORE THE FEDERAL ELECTION COMMISSION			
1 2 3	ENFORCEMENT PRIORITY SYSTEM			
4	DISMISSAL REPORT			
5 6 7	MUR: 7935	Respondents:	Citizen Facts PAC and Clinton Edminster in his official capacity	
8			as treasurer	
9 10 11 12	Complaint Receipt Date: Octobe Response Date: November 8, 202			
13	EPS Rating:			
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15	Alleged Statutory		52 U.S.C. § 30104(a), (b);	
16	Regulatory Violations:		11 C.F.R. §§ 104.1, 104.3	
17 18	The Complaint alleges that	t Citizen Facts PAC (the	"PAC") failed to file its 2021 Mid-Year	
19	Report. ¹ The Complaint further alleges that the PAC paid for two billboards targeting Buddy Carte			
20	in 2021 at a cost ranging from \$800 to \$3,500, and a newspaper ad targeting Carter at a cost			
21	between \$200-\$3,000, but failed to disclose its expenditures. ² In addition, the Complaint alleges			
22	that the PAC solicits contributions through ActBlue, but has not disclosed any contributions			
23	received. ³			
24	The Response acknowledg	es that the Committee fa	iled to timely file its 2021 Mid-Year	
25	Report, which was due July 31, 2021, and states that the lack of filing was an oversight on the part			
26	of the treasurer. ⁴ The Committee filed its 2021 Mid-Year Report on November 8, 2021, which			

Compl. at 2 (Oct. 21, 2021).

² *Id.* at 1.

 $^{^3}$ Id.

⁴ Response of Citizen Facts PAC and Clinton Edminster, as treasurer (Nov. 8, 2021).

Based on its experience and expertise, the Commission has established an Enforcement

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- disclosed \$10,515 in receipts and \$7,597.31 in disbursements.⁵ The 2021 Mid-Year Report
- 2 disclosed \$7,530 in disbursements related to billboards and newspaper advertisements.⁶
- Priority System using formal, pre-determined scoring criteria to allocate agency resources and assess whether particular matters warrant further administrative enforcement proceedings. These criteria include (1) the gravity of the alleged violation, taking into account both the type of activity and the amount in violation; (2) the apparent impact the alleged violation may have had on the electoral process; (3) the complexity of the legal issues raised in the matter; and (4) recent trends in potential violations and other developments in the law. This matter is rated as low priority for

remedial actions of the Respondent, and the low dollar amount involved, we recommend that the
Commission dismiss the Complaint consistent with the Commission's prosecutorial discretion to
determine the proper ordering of its priorities and use of agency resources. We also recommend

Commission action after application of these pre-established criteria. Given that low rating, the

⁵ Citizen Facts PAC 2021 Mid-Year Report at 2 (Nov. 8, 2021), https://docquery fec.gov/pdf/207/202111089468444207/202111089468444207.pdf.

⁶ *Id.* at 12.

⁷ Heckler v. Chaney, 470 U.S. 821, 831-32 (1985).

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1	that the Commission close the file as to the Respondent and send the appropriate letters.		
2 3			Lisa J. Stevenson Acting General Counsel
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6 7			Charles Kitcher Associate General Counsel
8			Associate General Counsel
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10	D 1 20 2022		Pandiologi
11	December 20, 2022	BY:	City is a second
12 13	Date		Claudio J. Pavia
13 14			Deputy Associate General Counsel
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16			Roy Q. Luckett.
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19			Acting Assistant General Counsel
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22			Davar CANON
23			Donald E. Campbell
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Attorney