



FEDERAL ELECTION COMMISSION
Washington, DC 20463

July 25, 2023

VIA EMAIL AND CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Saurav Ghosh, Esquire
Campaign Legal Center
1101 14th Street NW, Suite 400
Washington, DC 20005
sghosh@campaignlegalcenter.org

RE: MUR 7938
Greitens for US Senate, *et al.*

Dear Mr. Ghosh:

This is in reference to the complaint filed by Campaign Legal Center on October 28, 2021, concerning Greitens for US Senate and Eric Greitens in his official capacity as treasurer (the “Committee”), Eric R. Greitens, Greitens for Missouri, Dylan Johnson, and Octavian Group, LLC (“Octavian Group”). After considering the circumstances of this matter, the Commission, on July 13, 2023, found no reason to believe that the Committee, Greitens for Missouri, Greitens, and Johnson violated 52 U.S.C. § 30125 and 11 C.F.R. § 110.3(d) by using state committee funds to pay for federal testing-the-waters expenses with respect to the disbursements identified in the complaint other than those to the Octavian Group. The Commission also found no reason to believe that the Committee violated 52 U.S.C. § 30104(b) by failing to report federal testing-the-waters expenses with respect to the disbursements identified in the complaint other than those to the Octavian Group.

Further, the Commission exercised its prosecutorial discretion and dismissed the allegations that the Committee, Greitens for Missouri, Greitens, Johnson, and the Octavian Group violated 52 U.S.C. § 30125 and 11 C.F.R. § 110.3(d) by using state committee funds to pay for federal testing-the-waters expenses with respect to the disbursements to the Octavian Group and exercised its prosecutorial discretion and dismissed the allegations that the Committee violated 52 U.S.C. § 30104(b) by failing to report federal testing-the-waters expenses with respect to the disbursements to the Octavian Group.

The Commission also found no reason to believe that Greitens, the Committee, and Greitens for Missouri violated 52 U.S.C. § 30125(e) and 11 C.F.R. § 110.3(d) by transferring the Greitens website from Greitens for Missouri to the Committee without paying fair market value and found no reason to believe that the Committee violated 52 U.S.C. § 30104(b) by misreporting the transfer of the Greitens Website as an in-kind contribution from Greitens in disclosure reports filed with the Commission. Finally, the Commission found no reason to believe that the Committee, Greitens, and

MUR 7938 (Greitens for US Senate, *et al.*)
Page 2

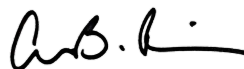
Greitens for Missouri violated 52 U.S.C. § 30122 by making, allowing, and knowingly accepting a contribution in the name of another related to the transfer of the Greitens website. Accordingly, the Commission closed the file in this matter. A Statement of Reasons providing a basis for the Commission's decision will follow.

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).

The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. *See* 52 U.S.C. § 30109(a)(8). If you have any questions, please contact Anne Robinson at (202) 694-1650 or arobinson@fec.gov.

Sincerely,

Lisa J. Stevenson
Acting General Counsel



BY: Anne B. Robinson
Assistant General Counsel