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January 3, 2022

Federal Election Commission
 Office of Complaint Examination
 & Legal Administration
 Attn: Roy Q. Lockett
 1050 First Street NE
 Washington, DC 20463

VIA EMAIL: cela@fec.gov.

Re: MUR 7944 and 7945 Response for Kimberly Klacik, Kim Klacik for Congress, and Red Renaissance, Inc.

We represent Kimberly Klacik, Kim Klacik for Congress (“KKFC”), Red Renaissance, Inc. (“RRI”), and Bradley Crate in his official capacity as Treasurer for KKFC and RRI (collectively “the Respondents”) in this matter. The Complainant in both Matters Under Review (MURs) alleges that the Respondents converted campaign and/or political committee funds to personal use through (1) paying large sums of money to “questionable entities;” (2) paying for Ms. Klacik’s daughter’s travel; and (3) making a charitable contribution to Ms. Klacik’s daughter’s school, Our Lady of Mount Caramel. Not only are these allegations false, but there is no information beyond the Complainant’s speculation and conjecture to legitimize these claims. Therefore, we ask the Commission to promptly find no reason to believe and close the file.

MUR 7944

This Complaint in MUR 7944 speculates that the Respondents converted campaign and/or political committee funds to personal use through paying for Ms. Klacik’s daughter’s travel and making a charitable contribution to Our Lady of Mount Caramel, Ms. Klacik’s daughter’s school. These allegations are false.

With regards to Ms. Klacik’s daughter’s travel, Ms. Klacik paid for any and all expenses associated with her daughter’s travel using personal funds. Neither KKFC nor RRI paid for any expenses associated with Ms. Klacik’s daughter’s travel, hence why such spending was not disclosed on either committees’ reporting with the Commission.

With regards to KKFC’s charitable contribution to Our Lady of Mount Caramel, this contribution was made in full compliance with FECA and Commission regulations. The

Commission has consistently stated that campaign committees, such as KKFC, can legally make contributions to 501(c)(3) organizations, such as Our Lady of Mount Caramel, so long as the candidate, here being Ms. Klacik, does not receive any personal benefit from the contribution.¹ Here, KKFC made the contribution to the school to assist in furthering the school's mission. Ms. Klacik conferred no personal benefit as a result of KKFC making the contribution to the school. A copy of the contribution receipt is attached as Exhibit A.

MUR 7945

This Complaint in MUR 7945 alleges that KKFC and Kimberly Klacik converted campaign funds to personal use by paying “substantial disbursements” to so-called “questionable entities.” The information in this complaint derives from a video by entertainment personality Candace Owens, which is demonstrative false currently the subject of defamation litigation between Ms. Klacik and Ms. Owens.² With that being said, there is no evidence to support any of these allegations, because they are false. To be clear, all vendors were paid by KKFC pursuant to arms-length contractual agreements, which Ms. Klacik discussed at length in her response videos to Ms. Owens' allegations.³ Copies of such agreements may also be provided upon written request by the Commission. Ms. Klacik did not receive any personal benefit as a result of entering into any agreements with the referenced vendors.

Conclusion

As explained above, all the allegations made by the Complainant are false. Importantly, however, is that the Complainant cannot meet its burden of proof in either MUR, as both Complaints provide no evidentiary support for the nuance and innuendo that they claim to be fact. Instead, the Complainant relies on her own musing and speculation with the hope that it will pass muster with the Commission. However, the Commission has clearly and consistently stated that this sort of information is not enough to warrant an investigation.⁴ Therefore, we ask the Commission to follow its own precedent by finding no reason to believe and promptly closing the file.

Sincerely,



Charlie Spies
Katie Reynolds
Counsel to Respondents

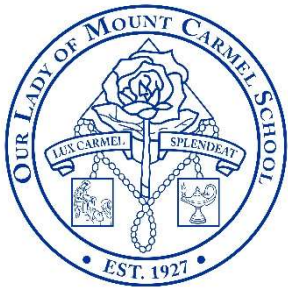
¹ 52 U.S.C. § 30114(a)(3); 11 C.F.R. § 113.2(b), 11 C.F.R. § 113.1(g)(2).

² There are numerous news articles that discuss the defamation lawsuit. *See, e.g.,* Aris Folley, *Former GOP Congressional Candidate Kimberly Klacik Suing Candace Owens for Defamation*, THE HILL (Aug. 24, 2021).

³ Kimberly Klacik, *Answering False Allegations, The Last Time I Address It*, YOUTUBE (June 26, 2021), <https://www.youtube.com/watch?v=nXmBgdrx7nY>.

⁴ Statement of Reasons of Commissioners David M. Mason, Karl J. Sandstrom, Bradley A. Smith, and Scott E. Thomas at 1, MUR 4960 (Clinton for U.S. Exploratory Committee).

EXHIBIT A



Our Lady of Mount Carmel School

June 22, 2021

Kim Klacik for Congress
138 Conant St.
Beverly, MA 01915

Dear Kim Klacik for Congress,

On behalf of the Our Lady of Mount Carmel School community, thank you for your generous gift of \$15,000.00 to our Annual Appeal. We are blessed to have benefactors like you, who choose to invest in our students and support our school's mission.

Your gift has a direct impact on the experiences we can provide young people in the classroom, on the court and field, in our community service, and in our labs. Thanks to you and other benefactors, Our Lady of Mount Carmel school remains a vibrant learning community, within reach for families of varied financial means, and enriched with a strong faith and service dimension.

Thank you for making a real difference in the lives of our students and for helping to fuel the mission of this wonderful school.

God's best to you.

A handwritten signature in blue ink that reads 'Lawrence S. Callahan'.

Lawrence S. Callahan
President

Our Lady of Mount Carmel School is a 501(c)3 tax-exempt organization. No goods or services were received in exchange for this donation.