



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Via Electronic Mail Only
JBerkon@perkinscoie.com

June 16, 2021

Jonathan Berkon
Perkins Coie
700 13th St NW, Suite 600
Washington, DC 20005

RE: AR 19-14
Grassroots Victory PAC and John Skic, Treasurer

Dear Mr. Berkon:

The Federal Election Commission ("Commission"), has ascertained information in the normal course of carrying out its supervisory responsibilities indicating your clients Grassroots Victory PAC and John Skic, treasurer ("Committee"), may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). Thus, the Committee has been identified by the Commission for possible enforcement action under 52 U.S.C. § 30109.¹ Specifically, the Commission has recognized that the Committee may have violated 52 U.S.C. § 30104, among other provisions of the Act, for understated disbursements by \$106,674 on the original reports filed over the two-year period ending December 31, 2018. The matter was previously in the Commission's Alternative Dispute Resolution Office (ADR 1017) and has been transferred to the Office of General Counsel. We have numbered this referral AR 19-14.

The Act affords you the opportunity to demonstrate in writing that no action should be taken against Grassroots Victory PAC and John Skic, treasurer. If you wish to file a response, you may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Where appropriate, statements should be submitted under oath by persons with relevant knowledge. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and § 30109(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. Please be advised that, although the Commission cannot disclose information regarding an investigation to the public, it may share information on a confidential basis with other law enforcement agencies.² Please note that you have a legal obligation to preserve all documents, records, and materials relating to the subject matter of the complaint until such time as you are notified that the Commission has closed its file in this matter. *See* 18 U.S.C. § 1519.

¹ Notification of this referral is being provided to you pursuant to the Commission's Agency Procedure for Notice to Respondents in Non-Complaint Generated Matters, as published in the Federal Register on August 4, 2009 (74 Fed. Reg. 38,617).

² The Commission has the statutory authority to refer knowing and willful violations of the Act to the Department of Justice for potential criminal prosecution, 52 U.S.C. § 30109(a)(5)(C), and to report information regarding violations of law not within its jurisdiction to appropriate law enforcement authorities. *Id.* § 30107(a)(9).

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Any correspondence sent to the Commission, such as a response, must be addressed to **one** of the following (note, if submitting via email this Office will provide an electronic receipt by email):

Mail
Federal Election Commission
Office of Complaints Examination
& Legal Administration
Attn: Christal Dennis, Paralegal
1050 First Street, NE
Washington, DC 20463

OR

Email
cela@fec.gov

As indicated in the FEC's Notice found at https://www.fec.gov/resources/cms-content/documents/website_notice_regarding_status_of_fec_operations_8-10-2020.pdf, the office's mailroom open on a limited basis and, therefore, processing correspondence may be delayed. Accordingly, we strongly encourage you to file responses and additional correspondence via email.

If you have any questions, please contact Christal Dennis at (202) 694-1519. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

Charles Kitcher /KP

Charles Kitcher
Acting Associate General Counsel
Enforcement