

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) RAD REFERRAL 21L-42
 Indiana Democratic Congressional)
 Victory Committee and Henry Fernandez)
 in his official capacity as treasurer)

CERTIFICATION

I, Vicktoria J. Allen, recording secretary of the Federal Election Commission executive session, do hereby certify that on March 22, 2022, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to:
 - a. Open a Matter Under Review. MUR 7971
 - b. Find reason to believe that the Indiana Democratic Congressional Victory Committee and Henry Fernandez in his official capacity as treasurer violated 52 U.S.C. § 30104(b) by failing to timely and accurately disclose disbursements.
 - c. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated January 4, 2022, subject to the edits circulated by Commissioner Weintraub's Office on March 17, 2022 at 5:16 p.m.
 - d. Enter into conciliation with the Indiana Democratic Congressional Victory Committee and Henry Fernandez in his official capacity as treasurer prior to a finding of probable cause to believe.
 - e. Approve the conciliation agreement, as recommended in the First General Counsel's Report dated January 4, 2022.
 - f. Approve the appropriate letter.

Commissioners Broussard, Walther, and Weintraub voted affirmatively for the motion.

Commissioners Cooksey, Dickerson, and Trainor dissented.

2. Decided by a vote of 6-0 to:

- a. Open a Matter Under Review.
- b. Find reason to believe that the Indiana Democratic Congressional Victory Committee and Henry Fernandez in his official capacity as treasurer violated 52 U.S.C. § 30104(b) by failing to timely and accurately disclose disbursements.
- c. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated January 4, 2022, subject to the edits last circulated by Commissioner Weintraub's and Commissioner Broussard's Offices on March 17, 2022 at 5:16 p.m.
- d. Enter into conciliation with the Indiana Democratic Congressional Victory Committee and Henry Fernandez in his official capacity as treasurer prior to a finding of probable cause to believe.
- e. Approve the conciliation agreement, as recommended in the First General Counsel's Report dated January 4, 2022
- f. Approve the appropriate letter.

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

Attest:



Vicktoria J Allen

Digitally signed by Vicktoria J
Allen
Date: 2022.03.24 21:49:29 -04'00'

Vicktoria J. Allen
Acting Deputy Secretary of the
Commission