



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

May 18, 2023

**VIA CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Dr. Diana Cabbage

West Linn, Oregon 97068

RE: MUR 7995

Dear Dr. Cabbage:

On May 10, 2023, the Federal Election Commission reviewed the allegations in your complaint received May 4, 2022, and on the basis of the information provided in the complaint, and information provided by respondents, decided to exercise its prosecutorial discretion to dismiss the allegations as to Jamie McLeod-Skinner and Jamie for Oregon and Sue Jackson in her official capacity as treasurer. Accordingly on May 10, 2023, the Commission closed the file in this matter.

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). A copy of the General Counsel's Report, which more fully explains the Commission's decision, is enclosed.

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 Elena Paoli, the attorney assigned to this matter, at (202) 694-1548.

Sincerely,

Lisa J. Stevenson  
Acting General Counsel

*Wanda D. Brown*

BY: Wanda D. Brown  
Acting Assistant General Counsel

Enclosure  
General Counsel's Report

**BEFORE THE FEDERAL ELECTION COMMISSION**  
**ENFORCEMENT PRIORITY SYSTEM**  
**DISMISSAL REPORT**

**MUR: 7995**

**Respondents:** Jamie for Oregon and Jef Green  
in his official capacity as Treasurer  
Jamie McLeod-Skinner

**Complaint Receipt Date:** May 4, 2022

**Response Date:** June 8, 2022

**EPS Rating:**

**Alleged Statutory and  
Regulatory Violations:**

52 U.S.C. §§ 30120(a), (c); 30101(22)  
11 C.F.R. §§ 100.26; 110.11(a), (b), (c)(1)-(2)

The Complaint alleges that Jamie for Oregon and Jef Green in his official capacity as treasurer (the “Committee”), the principal campaign committee of Jamie McLeod-Skinner, violated the Federal Election Campaign Act of 1971, as amended (the “Act”), by failing to include a required disclaimer on yard signs it distributed to supporters.<sup>1</sup> The Complaint attaches images showing the yard signs that were posted on the Committee’s Facebook page and on its website.<sup>2</sup>

The Response, on behalf of the Committee and McLeod-Skinner, acknowledges the error in failing to include a disclaimer on the yard signs and states that once the Committee learned of the mistake, shortly before receiving the Complaint, it promptly designed and printed stickers with a “Paid for by Jamie for Oregon” disclaimer.<sup>3</sup> The Committee then mailed stickers to

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<sup>1</sup> Compl. at 1 (May 5, 2022).

<sup>2</sup> *Id.* at 3-6.

<sup>3</sup> Resp. at 2, 3 (June 8, 2022).

1 known purchasers of the yard signs and asked them to place the stickers on the yard signs.<sup>4</sup> The  
2 Committee also emailed all recipients who had signed up to receive a free yard sign, offering to  
3 mail them a corrective sticker if they responded with their mailing address or otherwise deliver a  
4 sticker to them at a Committee event or pick-up location.<sup>5</sup> The Committee then began to sell  
5 corrected versions of the yard signs on its website and also distributed corrective stickers during  
6 canvassing events throughout the district and at designated pick-up locations.<sup>6</sup> The Response  
7 attaches copies of the letter, email, corrective stickers, and new yard signs.<sup>7</sup>

8           Based on its experience and expertise, the Commission has established an Enforcement  
9 Priority System using formal, pre-determined scoring criteria to allocate agency resources and  
10 assess whether particular matters warrant further administrative enforcement proceedings. These  
11 criteria include (1) the gravity of the alleged violation, taking into account both the type of  
12 activity and the amount in violation; (2) the apparent impact the alleged violation may have had  
13 on the electoral process; (3) the complexity of the legal issues raised in the matter; and (4) recent  
14 trends in potential violations and other developments in the law. This matter is rated as low  
15 priority for Commission action after application of these pre-established criteria. Given that low  
16 rating, and both Respondents' prompt remedial actions and the apparent minimal impact of the  
17 potential violations, we recommend that the Commission dismiss the Complaint consistent with  
18 the Commission's prosecutorial discretion to determine the proper ordering of its priorities and  
19 use of agency resources.<sup>8</sup> We also recommend that the Commission close the file as to all

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<sup>4</sup> *Id.* at 2 (“The letter urged recipients to ‘Please help us to be compliant by attaching this enclosed ‘paid for by Jamie For Oregon’ sticker to the street facing side of your Jamie sign on the bottom right.’”).

<sup>5</sup> *Id.*

<sup>6</sup> *Id.* at 3.

<sup>7</sup> *Id.* at 4-7.

<sup>8</sup> *See Heckler v. Chaney*, 470 U.S. 821, 831-32 (1985).

1 respondents and send the appropriate letters.

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Lisa J. Stevenson  
Acting General Counsel

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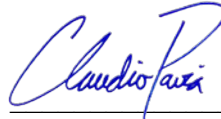
Charles Kitcher  
Associate General Counsel

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4/27/2023



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Date

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Claudio J. Pavia  
Deputy Associate General Counsel

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Wanda D. Brown  
Acting Assistant General Counsel

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Elena Paoli  
Attorney

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