

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) RAD REFERRAL 22L-04  
 Montana Democratic Party and Lance )  
 Fourstar 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 August 09, 2022, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-3 to:
  - a. Open a Matter Under Review.
  - b. Find reason to believe that the Montana Democratic Party and Lance Fourstar in his official capacity as treasurer violated 52 U.S.C. § 30104(b)(2) and (4) and 11 C.F.R. § 104.3(a) and (b) by failing to timely and accurately report receipts and disbursements.
  - c. Find reason to believe that the Montana Democratic Party and Lance Fourstar in his official capacity as treasurer violated 52 U.S.C. § 30116(f) and 11 C.F.R. § 110.9 by accepting excessive contributions.
  - d. Enter into conciliation with the Montana Democratic Party and Lance Fourstar in his official capacity as treasurer prior to a finding of probable cause to believe.
  - e. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated July 12, 2022.
  - f. Approve the Conciliation Agreement, as recommended in the First General Counsel's Report dated July 12, 2022.
  - g. Approve the appropriate letter.

Commissioners Broussard and Weintraub voted affirmatively for the motion.

Commissioners Cooksey, Dickerson, and Trainor dissented. Commissioner Lindenbaum was recused and did not vote.

2. Failed by a vote of 2-3 to:

Refer the matter to the Alternative Dispute Resolution Office.

Commissioners Dickerson and Trainor voted affirmatively for the motion.

Commissioners Broussard, Cooksey, and Weintraub dissented. Commissioner Lindenbaum was recused and did not vote.

3. Decided by a vote of 4-1 to:

- a. Open a Matter Under Review. **MUR 8050**
- b. Find reason to believe that the Montana Democratic Party and Lance Fourstar in his official capacity as treasurer violated 52 U.S.C. § 30104(b)(2) and (4) and 11 C.F.R. § 104.3(a) and (b) by failing to timely and accurately report receipts and disbursements.
- c. Find reason to believe that the Montana Democratic Party and Lance Fourstar in his official capacity as treasurer violated 52 U.S.C. § 30116(f) and 11 C.F.R. § 110.9 by accepting excessive contributions.
- d. Enter into conciliation with the Montana Democratic Party and Lance Fourstar in his official capacity as treasurer prior to a finding of probable cause to believe.
- e. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated July 12, 2022.
- f. Approve the Conciliation Agreement, as recommended in the First General Counsel's Report dated July 12, 2022
- g. Approve the appropriate letter.

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Commissioners Broussard, Cooksey, Dickerson, and Weintraub voted affirmatively for the decision. Commissioner Trainor dissented. Commissioner Lindenbaum was recused and did not vote.

Attest:



August 10, 2022

Date

Vicktoria J Allen

Digitally signed by Vicktoria J  
Allen  
Date: 2022.08.10 12:55:20 -04'00'

Vicktoria J. Allen  
Acting Deputy Secretary of the  
Commission