



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

August 14, 2023

**VIA ELECTRONIC AND CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Garrett Petersen

East Islip, NY 11730

RE: MUR 8062  
(Andrew Garbarino, *et al.*)

Dear Mr. Petersen:

The Federal Election Commission has considered the allegations contained in your Complaint dated September 2, 2022, but was equally divided on whether to find reason to believe the allegations (1) that Andrew Garbarino, Garbarino for Congress and Lisa Lisker in her official capacity as treasurer, and Friends of Andrew Garbarino violated 52 U.S.C. § 30125(e)(1)(A) and 11 C.F.R. § 110.3(d) in connection with an \$800 transfer from Friends of Andrew Garbarino to Garbarino for Congress; (2) that Andrew Garbarino and Friends of Andrew Garbarino violated 52 U.S.C. § 30125(e)(1)(B) by receiving and spending nonfederal funds in connection with an election to nonfederal office; (3) that Andrew Garbarino and Friends of Andrew Garbarino violated 52 U.S.C. § 30125(e)(1)(A) and 11 C.F.R. § 110.3(d) by spending nonfederal funds in connection with a federal election; and (4) that Garbarino for Congress and Lisa Lisker in her official capacity as treasurer violated 52 U.S.C. § 30125(e)(1)(A), 30104(b) and 11 C.F.R. § 110.3(d) by receiving, and failing to report, in-kind contributions from Friends of Andrew Garbarino in connection with an election to federal office. Accordingly, on August 10, 2023, the Commission closed the file in this matter. A Statement of Reasons providing a basis for the Commission's decision will follow.

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).

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The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's decision in this matter. *See* 52 U.S.C. § 30109(a)(8). If you have any questions, please contact Christopher S. Curran, the staff attorney assigned to this matter, at (202) 694-1362 or [ccurran@fec.gov](mailto:ccurran@fec.gov).

Sincerely,

Lisa J. Stevenson  
Acting General Counsel

*Ana J. Peña-Wallace*

BY: Ana J. Peña-Wallace  
Assistant General Counsel