

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 UtePAC and Skyler Massy in his) AUDIT REFERRALs 22-03 and PRE-
) MUR 649
 official capacity as treasurer)

CERTIFICATION

I, Vicktoria J. Allen, recording secretary for the Federal Election Commission executive session on September 13, 2022, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in Audit Referral 22-03 and Pre-MUR 649:

1. Open a MUR.
2. Merge the Audit Referral and the *sua sponte* Submission into the new MUR.
3. Find reason to believe that UtePAC and Skyler Massy in his official capacity as treasurer violated 52 U.S.C. § 30104(b) by misstating financial activity.
4. Find reason to believe that UtePAC and Skyler Massy in his official capacity as treasurer violated 52 U.S.C. § 30104(b) by understating total receipts and disbursements.
5. Find reason to believe that UtePAC and Skyler Massy in his official capacity as treasurer violated 52 U.S.C. § 30102(h) by making cash disbursements.
6. Find reason to believe that UtePAC and Skyler Massy in his official capacity as treasurer violated 52 U.S.C. § 30102(c) and (d) by failing to maintain records to support disbursements.
7. Find reason to believe that UtePAC and Skyler Massy in his official capacity as treasurer violated 52 U.S.C. § 30104(b) by failing to correctly disclose disbursements.

8. Enter into conciliation with UtePAC and Skyler Massy in his official capacity as treasurer prior to a finding of probable cause to believe.
9. Approve the Conciliation Agreement, as recommended in the First General Counsel's Report dated September 8, 2022,
10. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated September 8, 2022,
11. Approve the appropriate letter.

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



Attest:

Vicktoria J Allen

Digitally signed by Vicktoria J
Allen
Date: 2022.09.16 17:35:41 -04'00'

Vicktoria J. Allen
Acting Deputy Secretary of the Commission