



**FEDERAL ELECTION COMMISSION**

Washington, D.C. 20463

February 27, 2023

**MEMORANDUM**

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4 **TO:** The Commission  
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6 **FROM:** Lisa J. Stevenson  
7 Acting General Counsel  
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9 Charles Kitcher  
10 Associate General Counsel for Enforcement  
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12 **BY:** Mark Allen *MA*  
13 Assistant General Counsel  
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15 Richard Weiss *RLW*  
16 Attorney  
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18 **SUBJECT:** MUR 8067 (UtePAC)  
19 Recommendation to Accept Signed Conciliation Agreement  
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22 On September 13, 2022, the Commission found reason to believe that UtePAC and  
23 Skyler Massy in his official capacity as treasurer (“UtePAC”) violated 52 U.S.C. §§ 30102(c),  
24 30102(d), 30102(h), and 30104(b) by misstating financial activity, understating total receipts and  
25 disbursements, making cash disbursements, failing to maintain records to support disbursements  
26 and failing to correctly disclose disbursements.<sup>1</sup> The Commission authorized the Office of  
27 General Counsel to engage in pre-probable cause conciliation with UtePAC.<sup>2</sup> Attached is a  
28 negotiated conciliation agreement signed by Respondent and a redlined version as compared to  
29 the opening offer approved by the Commission. We recommend that the Commission accept the  
30 signed agreement and close the file in this matter.  
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<sup>1</sup> Certification (“Cert.”) ¶¶ 3-7 (Sept. 16, 2022).

<sup>2</sup> *Id.* ¶ 8.

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We believe this settlement represents an acceptable resolution of the matter. We therefore recommend that the Commission accept the signed conciliation agreement with Respondent and close the file.

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1 **RECOMMENDATIONS:**

- 2           1. Accept the attached conciliation agreement;  
3           2. Approve the appropriate letter; and  
4           3. Close the file.

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