

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) RAD REFERRAL 22L-07
 Democratic Executive Committee of)
 Florida and Fran Garcia in her official)
 capacity as treasurer)

CERTIFICATION

I, Vicktoria J. Allen, recording secretary of the Federal Election Commission executive session, do hereby certify that on September 13, 2022, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 1-4 to:

Transfer the matter to the Office of Alternative Dispute Resolution.

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

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

- a. Open a MUR in RR 22L-07.
- b. Find reason to believe that the Democratic Executive Committee of Florida and Fran Garcia in her official capacity as treasurer violated 52 U.S.C. § 30104(b)(8) and 11 C.F.R. § 104.3(d) by failing to report additional incurred debts.
- c. Find reason to believe that the Democratic Executive Committee of Florida and Fran Garcia in her official capacity as treasurer violated 52 U.S.C. § 30116(f) and 11 C.F.R. §§ 103.3(b)(3), 110.9 by accepting excessive contributions.

- d. Find reason to believe that the Democratic Executive Committee of Florida and Fran Garcia in her official capacity as treasurer violated 52 U.S.C. § 30118(a) and 11 C.F.R. §§ 103.3(b), 110.4(c)(3), 110.9 by accepting prohibited contributions.
- e. Find reason to believe that the Democratic Executive Committee of Florida and Fran Garcia in her official capacity as treasurer violated 52 U.S.C. §§ 30116(f) and/or 30118(a) and 11 C.F.R. § 103.3(b) by accepting an excessive and/or prohibited contribution from an unregistered organization.
- f. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated August 3, 2022
- g. Authorize pre-probable cause conciliation with the Democratic Executive Committee of Florida and Fran Garcia in her official capacity as treasurer.
- h. Approve the proposed conciliation agreement, as recommended in the First General Counsel's Report dated August 3, 2022
- i. 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.

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

- a. Open a MUR in RR 22L-07. **MUR 8070**
- b. Find reason to believe that the Democratic Executive Committee of Florida and Fran Garcia in her official capacity as treasurer violated 52 U.S.C. § 30104(b)(8) and 11 C.F.R. § 104.3(d) by failing to report additional incurred debts.
- c. Find reason to believe that the Democratic Executive Committee of Florida and Fran Garcia in her official capacity as treasurer violated 52 U.S.C. § 30116(f) and 11 C.F.R. §§ 103.3(b)(3), 110.9 by accepting excessive contributions.

- d. Find reason to believe that the Democratic Executive Committee of Florida and Fran Garcia in her official capacity as treasurer violated 52 U.S.C. § 30118(a) and 11 C.F.R. §§ 103.3(b), 110.4(c)(3), 110.9 by accepting prohibited contributions.
- e. Find reason to believe that the Democratic Executive Committee of Florida and Fran Garcia in her official capacity as treasurer violated 52 U.S.C. §§ 30116(f) and/or 30118(a) and 11 C.F.R. § 103.3(b) by accepting an excessive and/or prohibited contribution from an unregistered organization.
- f. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated August 3, 2022
- g. Authorize pre-probable cause conciliation with the Democratic Executive Committee of Florida and Fran Garcia in her official capacity as treasurer.
- h. Approve the proposed conciliation agreement, as recommended in the First General Counsel's Report dated August 3, 2022
- i. Approve the appropriate letter.

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



Attest:

Vicktoria J Allen

Digitally signed by Vicktoria J
 Allen
 Date: 2022.09.20 11:38:52
 -04'00'

Vicktoria J. Allen
 Acting Deputy Secretary of the
 Commission