

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) RAD REFERRAL 22L-08
 Kim Klacik for Congress and Bradley T.)
 Crate in his official capacity as treasurer)

AMENDED CERTIFICATION

I, Vicktoria J. Allen, recording secretary of the Federal Election Commission executive session, do hereby certify that on September 28, 2022, the Commission took the following actions, subject to the Errata to First General Counsel's Report dated September 22, 2022, in the above-captioned matter:

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

Send the matter to the Alternative Dispute Resolution Office.

Commissioners Cooksey, Dickerson, and Trainor voted affirmatively for the motion.

Commissioners Broussard, Lindenbaum, and Weintraub dissented.

2. Decided by a vote of 5-1 to:

- a. Open a Matter Under Review.
- b. Find reason to believe Kim Klacik for Congress and Bradley T. Crate in his official capacity as treasurer violated 52 U.S.C. § 30116(f) and 11 C.F.R. §§ 103.3(b) and 110.9 by knowingly accepting excessive contributions.
- c. Find reason to believe Kim Klacik for Congress and Bradley T. Crate in his official capacity as treasurer violated 52 U.S.C. § 30102 (e)(3)(B) by making an excessive contribution.
- d. Find reason to believe Kim Klacik for Congress and Bradley T. Crate in his official capacity as treasurer violated 52 U.S.C. § 30118(a) and 11 C.F.R. §§ 103.3(b) and 110.9 by knowingly accepting prohibited corporate contributions.

- e. Find reason to believe Kim Klacik for Congress and Bradley T. Crate in his official capacity as treasurer violated 52 U.S.C. § 30118(a) and 11 C.F.R. § 103.3(b) by knowingly accepting a prohibited contribution from an unregistered organization.
- f. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated September 6, 2022.
- g. Authorize pre-probable cause conciliation with Kim Klacik for Congress and Bradley T. Crate in his official capacity as treasurer.
- h. Approve the proposed conciliation agreement, as recommended in the First General Counsel's Report dated September 6, 2022.
- i. Approve the appropriate letter.

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

Attest:



Vicktoria J Allen

Digitally signed by Vicktoria J
Allen
Date: 2022.10.19 20:06:28 -04'00'

Vicktoria J. Allen
Acting Deputy Secretary of the
Commission