

June 26, 2023

TO: The Commission

FROM: Lisa J. Stevenson

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SUBJECT: MUR 8107 (Mike Braun for Indiana) – Pre-Probable Cause Conciliation

Counteroffer

I. INTRODUCTION

On January 24, 2023, the Commission found reason to believe that Mike Braun for Indiana and Thomas Datwyler in his official capacity as treasurer (the "Committee") violated 52 U.S.C. § 30104(b)(8) and 11 C.F.R. § 104.3(d)(4) by failing to accurately disclose loans and authorized pre-probable cause conciliation. On February 22, 2023, the Commission approved a Factual and Legal Analysis ("F&LA")

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¹ Amended Certification ("Cert."), ¶¶ 3.b., d. (Jan. 31, 2023).

² Cert., ¶¶ 1-2 (Feb. 23, 2023).

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III. RECOMMENDATION

1. Reject Mike Braun for Indiana's redlined counteroffer of dated March 21, 2023.

Id. The Committee also requests that the Commission hold its former treasurer fully liable for any civil penalty, but the former treasurer is not a respondent in this matter. See id. at 9-10. We explained to counsel for the Committee that the Committee may file a complaint with the Commission regarding the former treasurer if the Committee wishes to do so. See Conciliation Agreement, MUR 7905 (Lucero) (committee filed complaint against former treasurer, resulting in conciliation agreement and civil penalty).