FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

October 30, 2023

mdlawlor@cov.com
agarrahan@cov.com
Derek Lawlor
Andrew D. Garrahan
One CityCenter, 850 Tenth Street NW
Washington, DC 20001

RE: MUR 8182
Biden for President and
Keana Spencer, Treasurer

Dear Messrs. Lawlor and Garrahan:

The Federal Election Commission (FEC) received a complaint that indicates your clients, Biden for President and Keana Spencer in her official capacity as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 8182. Please refer to this number in all future correspondence.

The Act affords you the opportunity to demonstrate in writing that no action should be taken against your clients in this matter. If you wish to file a response, you may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Where appropriate, statements should be submitted under oath by persons with relevant knowledge. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and § 30109(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. Please be advised that, although the Commission cannot disclose information regarding an investigation to the public, it may share any information you provide with other law enforcement agencies, including the Department of Justice.[1] While the matter remains open, it will remain confidential as set forth above. After the matter is closed, certain documents from the file will be made available to the public on the Commission's website. To learn more about the agency's disclosure policy, please see 81 Fed. Reg. 51, 702 (Aug. 2, 2016), https://www.fec.gov/resources/cms-content/documents/notice2016-06.pdf.

Please note that you have a legal obligation to preserve all documents, records, and materials relating to the subject matter of the complaint until such time as you are notified that the Commission has closed its file in this matter. *See* 18 U.S.C. § 1519.

[1] The Commission has the statutory authority to refer knowing and willful violations of the Act to the Department of Justice for potential criminal prosecution, 52 U.S.C. § 30109(a)(5)(C), and to report information regarding violations of law not within its jurisdiction to appropriate law enforcement authorities. *Id.* § 30107(a)(9).

Any correspondence sent to the Commission, such as a response, must be addressed to **one** of the following (note, if submitting via email this Office will provide an electronic receipt by email):

Mail
Federal Election Commission
Office of Complaints Examination
& Legal Administration
Attn: Kathryn Ross, Paralegal
1050 First Street, NE
Washington, DC 20463

Email
cela@fec.gov

Delivery Service
(FedEx, UPS, DHL)
1050 First Street, NE
Washington, DC **20002**

As indicated in the FEC's Notice found at https://www.fec.gov/resources/cms-content/documents/status-of-fec-operations.pdf, the office's mailroom is open on a limited basis and, therefore, processing paper correspondence may be delayed. Accordingly, we strongly encourage you to file responses and additional correspondence via email.

If you have any questions, please contact Kathryn Ross at (202) 694-1539. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

Wanda D. Brown

Wanda D. Brown
Acting Assistant General Counsel
Complaints Examination &
Legal Administration

[redacted]