



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C.

December 6, 2024

**By UPS**

Blake Murphy  
NRSC  
425 2nd Street, NE  
Washington, DC 20002

RE: MUR 8185  
Keith Gross for Florida and  
Jason D. Bowles in his official  
capacity as treasurer  
Keith Gross  
Jason D. Bowles  
Pure Blue, Inc.  
1954 Capital Partners LLC  
Vigilant RE 320 LLC

Dear Mr. Murphy:

On November 6, 2024, the Federal Election Commission reviewed the allegations in your Complaint received November 2, 2023 and Amended Complaint received January 17, 2024, and on the basis of the information provided in the Complaint and Amended Complaint and information provided by the respondents, determined to exercise its prosecutorial discretion to dismiss the allegations contained in the Complaint and Amended Complaint. Accordingly, the Commission closed the file in this matter.

Documents related to the case will be placed on the public record today. *See* Disclosure of Certain Documents in Enforcement and Other Matters, 81 Fed. Reg. 50,702 (Aug. 2, 2016). A copy of the General Counsel's Report, which more fully explains the Commission's finding, is enclosed.

The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action within 60 days of the dismissal, which became effective today. *See* 52 U.S.C. § 30109(a)(8).

MUR 8185 (Keith Gross for Florida, *et al.*)


Letter to the Complainant

Page 2 of 2

If you have any questions, please contact Kenneth Sealls, the attorney assigned to this matter, at (202) 694-1210.

Sincerely,

Lisa J. Stevenson  
Acting General Counsel

A handwritten signature in cursive script, appearing to read "Aaron Rabinowitz".

BY: Aaron Rabinowitz  
Assistant General Counsel

**BEFORE THE FEDERAL ELECTION COMMISSION**  
**ENFORCEMENT PRIORITY SYSTEM**  
**DISMISSAL REPORT**

**MUR:** 8185

**Respondents:** Keith Gross for Florida and Jason D. Boles in his official capacity as treasurer  
 Keith Gross  
 Jason D. Boles  
 Pure Blue, Inc.  
 1954 Capital Partners LLC  
 Vigilant RE 320 LLC

**Complaint Receipt Date:** November 2, 2023

**Response Dates:** November 22, 2023; February 15, 2024



**Alleged Statutory and Regulatory Violations:**

52 U.S.C. §§ 30101(8)(A)(i), 30118(a)  
 11 C.F.R. §§ 110.1(g)(2)-(4), 114.9(a)(1), 116.3(a)-(b)

The Complaint alleges that 2024 senatorial candidate Keith Gross and his principal campaign committee, Keith Gross for Florida and Jason D. Boles in his capacity as treasurer (the “Committee”),<sup>1</sup> as well as Gross and Boles in their personal capacities, violated the Federal Election Campaign Act of 1971, as amended (the “Act”), when the Committee received free rent from Pure Blue Inc., based on unpaid debt the Committee owes to the corporation in the amount of \$13,500 for a lease, and received free transportation from 1954 Capital Partners LLC, based on an unpaid debt the Committee owes to the LLC in the amount of \$12,600.<sup>2</sup> The Amended Complaint further alleges that the Committee is using corporate business space as campaign

<sup>1</sup> Gross, a first-time candidate for federal office, was defeated in the primary election having received 9.4% of the vote. FL Dep’t of State Republican Primary results, <https://results.elections.myflorida.com/Index.asp?ElectionDate=8/20/2024#:~:text=Division%20of%20Elections.%20August%202020,%202024%20Primary%20Election.%20Welcome%20to> (Aug. 20, 2024).

<sup>2</sup> Compl. at 2 (Nov. 2, 2023).

1 headquarters because an email from the Committee to the Commission listed an address that  
2 matches property owned by Vigilant RE 320 LLC.<sup>3</sup>

3 In their joint Response to the Complaint, Respondents deny the allegations and attach an  
4 Affidavit from Gross, asserting that neither Pure Blue nor 1954 Capital extended credit to the  
5 Committee, and attach what appear to be checks dated November 17, 2023, reflecting that Pure  
6 Blue and 1954 Capital were paid on November 17, 2023, approximately two weeks after the  
7 Complaint was filed.<sup>4</sup> Regarding the use of Vigilant RE 320 LLC's address on an email,  
8 Respondents assert that Gross incidentally and occasionally used the address of this LLC, which  
9 is a building owned by a corporation by whom Gross is employed, for campaign purposes and  
10 that doing so did not increase the overhead or costs of the corporation.<sup>5</sup>

11 Based on its experience and expertise, the Commission has established an Enforcement  
12 Priority System using formal, pre-determined scoring criteria to allocate agency resources and  
13 assess whether particular matters warrant further administrative enforcement proceedings. These  
14 criteria include (1) the gravity of the alleged violation, taking into account both the type of  
15 activity and the amount in violation; (2) the apparent impact the alleged violation may have had  
16 on the electoral process; (3) the complexity of the legal issues raised in the matter; and (4) recent  
17 trends in potential violations and other developments in the law. This matter is rated as low  
18 priority for Commission action after application of these pre-established criteria. Given that low  
19 rating, and low apparent dollar amount at issue, we recommend that the Commission dismiss the  
20 Complaint consistent with the Commission's prosecutorial discretion to determine the proper

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<sup>3</sup> Am. Compl. at 2 (Jan. 17, 2024).

<sup>4</sup> Joint Resp. to Compl., Gross Aff. ¶ 4 (Nov. 22, 2023).

<sup>5</sup> Resp. to Am. Compl. at 2-3 (Feb. 15, 2024).

1 ordering of its priorities and use of agency resources<sup>6</sup> and close the file as to all Respondents  
2 effective 30 days from the date the certification of this vote is signed (or on the next business day  
3 after the 30th day, if the 30th day falls on a weekend or holiday) and send the appropriate letters.

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Lisa J. Stevenson  
Acting General Counsel

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10/25/2024

BY:



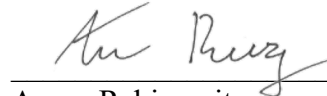
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Date

Claudio J. Pavia  
Deputy Associate General Counsel

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Aaron Rabinowitz  
Assistant General Counsel

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Kenneth E. Sealls  
Attorney

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<sup>6</sup> *Heckler v. Chaney*, 470 U.S. 821, 831-32 (1985).