

1 Based on its experience and expertise, the Commission has established an Enforcement
2 Priority System using formal, pre-determined scoring criteria to allocate agency resources and
3 assess whether particular matters warrant further administrative enforcement proceedings. These
4 criteria include (1) the gravity of the alleged violation, taking into account both the type of
5 activity and the amount in violation; (2) the apparent impact the alleged violation may have had
6 on the electoral process; (3) the complexity of the legal issues raised in the matter; and (4) recent
7 trends in potential violations and other developments in the law. This matter is rated as low
8 priority for Commission action after application of these pre-established criteria. Given that low
9 rating, and the apparent low dollar amount at issue, we recommend that the Commission dismiss
10 the Complaints consistent with the Commission's prosecutorial discretion to determine the
11 proper ordering of its priorities and use of agency resources.⁴ We also recommend that the
12 Commission close the file effective 30 days from the date the certification of this vote is signed
13 (or on the next business day after the 30th day, if the 30th day falls on a weekend or holiday),
14 and send the appropriate letters.

⁴ *Heckler v. Chaney*, 470 U.S. 821, 831-32 (1985).

