



FEDERAL ELECTION COMMISSION
Washington, DC

VIA ELECTRONIC MAIL ONLY

kheuser@heuserlawfirm.com

Kristina S. Heuser, Esq.
Attorney for Respondents
305 5th Avenue South, Suite 204-K
Naples, FL 34102

January 2, 2025

RE: MUR 8234 (Keith Gross for Florida)

Dear Ms. Heuser:

On April 1, 2024, the Federal Election Commission notified your client, Keith Gross for Florida and Jason Boles, in his official capacity as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended (“the Act”). A copy of the complaint was forwarded to your client at that time.

Upon further review of the allegations contained in the complaint and information supplied by you, the Commission, on November 27, 2024, voted to dismiss this matter effective January 2, 2025. Any applicable Factual and Legal Analysis or Statements of Reasons available at the time of this letter’s transmittal are enclosed.

Sincerely,

Wanda D. Brown

Wanda D. Brown
Assistant General Counsel

Enclosure:

Enforcement Priority System Dismissal Report

BEFORE THE FEDERAL ELECTION COMMISSION

ENFORCEMENT PRIORITY SYSTEM DISMISSAL REPORT

MUR 8234

Respondents: Keith Gross

Keith Gross for Florida and
Jason D. Boles in his official
capacity as treasurer

Complaint Receipt Date: March 26, 2024

Response Date: May 28, 2024

**Alleged Statutory/
Regulatory Violations:** 52 U.S.C. § 30114(b)(1)
11 C.F.R. § 113.2(e)

21 The Complaint alleges that Keith Gross, a 2024 Senate candidate in Florida, and his
22 principal campaign committee, Keith Gross for Florida and Jason D. Boles in his official
23 capacity as treasurer (the “Committee”),¹ violated the Federal Election Campaign Act of 1971, as
24 amended (the “Act”), when Gross and the Committee converted campaign funds to personal use
25 by offering to send contributors a copy of a published book written by Gross in exchange for
26 contributing any amount to the Committee and posting links on Gross’s social media account to
27 platforms where the book could be purchased.² Respondents state that “Gross purchased the
28 books with his personal funds at cost and donated them to the campaign,” which is “consistent
29 with activity previously deemed by the FEC to be lawful.”³

¹ Keith Gross, Statement of Candidacy (Apr. 11, 2023); Keith Gross for Florida, Amended Statement of Organization (Apr. 26, 2024).

2 Compl. at 1-3 (Mar. 26, 2024).

³ Resp. ¶ 4 (May 28, 2024); *id.* ¶ 7 (explaining that “Gross[] receives no royalties from the books he donated to the campaign that are given away at no charge to the recipient”).

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EPS Dismissal Report

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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).

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6 November 18, 2024
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Lisa J. Stevenson
Acting General Counsel

BY: 
Claudio J. Pavia
Deputy Associate General Counsel for
Enforcement


Wanda D. Brown
Assistant General Counsel


Rocelyn Halili
Attorney