

1 **BEFORE THE FEDERAL ELECTION COMMISSION**

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3 **ENFORCEMENT PRIORITY SYSTEM**
4 **DISMISSAL REPORT**

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6 **MUR:** 8277

Respondents: Pfeifer for Congress and Peter Pfeifer
in his official capacity as treasurer
Peter Pfeifer

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10 **Complaint Receipt Date:** June 20, 2024

11 **Response Date:** Aug. 5, 2024

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15 **Alleged Statutory/**

16 **Regulatory Violations:**

52 U.S.C. §§ 30101(2), 30102(e)(1), (g), 30103(a)
11 C.F.R. §§ 100.3, 101.1, 102.1

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18 The Complaint alleges that Peter Pfeifer, a candidate for Missouri's 2nd Congressional
19 District in the 2024 election cycle,¹ failed to file a Statement of Candidacy within 15 days of
20 becoming a candidate, and raises the allegation that his principal campaign committee, Pfeifer for
21 Congress and Peter Pfeifer in his official capacity as treasurer (the "Committee"),² similarly failed
22 to file a Statement of Organization within 10 days of its designation, in violation of the Federal
23 Election Campaign Act of 1971, as amended (the "Act").³ The Complaint, submitted on June 20,
24 2024 — approximately three weeks before Pfeifer ultimately submitted his Statement of Candidacy
25 on July 2, 2024 — states that the Committee's website, which is no longer accessible, solicited
26 contributions, suggesting that Pfeifer crossed the \$5,000 threshold for becoming a candidate.⁴

¹ Peter Anthony Pfeifer, Statement of Candidacy at 1 (July 2, 2024), <https://docquery.fec.gov/pdf/037/202407029652558037/202407029652558037.pdf>. Pfeifer lost the 2024 primary election on August 6, 2024, receiving 35.2% of the vote. *State of Missouri – Election Night Results*, MISSOURI SECRETARY OF STATE, <https://enr.sos.mo.gov/> (last visited Oct. 24, 2024).

² Pfeifer for Congress, Statement of Organization at 2 (July 15, 2024), <https://docquery.fec.gov/pdf/676/202407159653699676/202407159653699676.pdf>.

³ Compl. at 1 (June 20, 2024).

⁴ *Id.*; see also *id.* at 2 (screenshot of what appears to be the Committee's website with a button to submit an online contribution and an address to send a check).

1 In Response, Respondents state that their fundraising has not met the \$5,000 threshold but
2 that they have filed Statements of Candidacy and Organization and intend to “remain compliant.”⁵

3 To date, the Committee has disclosed a total of \$4,494.76 in contributions⁶ and \$2,492.73 in
4 disbursements during the 2024 election cycle.⁷

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

⁵ Resp. at 1 (Aug. 3, 2024).

⁶ Pfeifer for Congress, Raising, <https://www.fec.gov/data/committee/C00883314/?tab=raising> (last visited Oct. 24, 2024).

⁷ Pfeifer for Congress, Spending, <https://www.fec.gov/data/committee/C00883314/?tab=spending> (last visited Oct. 24, 2024).

⁸ *Heckler v. Chaney*, 470 U.S. 821, 831-32 (1985).

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November 19, 2024

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