



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

VIA ELECTRONIC MAIL

Jeremy Matlow, Treasurer
One Tallahassee
112 E. 6th Avenue
Tallahassee, FL 32301
[REDACTED]

February 28, 2025

RE: MUR 8310

Dear Mr. Matlow:

On September 6, 2024, the Federal Election Commission notified you of a Complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended, by One Tallahassee. On January 29, 2025, based on the information provided in the Complaint and information provided by you, the Commission determined to exercise its prosecutorial discretion to dismiss the allegations contained in the Complaint. Accordingly, the Commission closed its file in this matter. Enclosed for your information is a copy of the General Counsel's Report, which more fully explains the Commission's decision.

The Commission will place documents related to the case on the public record today. *See* Disclosure of Certain Documents in Enforcement and Other Matters, 81 Fed. Reg. 50,702 (Aug. 2, 2016). If you have any questions, please contact Justine A. di Giovanni, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

Lisa J. Stevenson
Acting General Counsel

Wanda D. Brown

BY: Wanda D. Brown
Assistant General Counsel

Enclosure:
General Counsel's Report

1 **BEFORE THE FEDERAL ELECTION COMMISSION**
2 **ENFORCEMENT PRIORITY SYSTEM**
3 **DISMISSAL REPORT**

4 **MUR 8310**

Respondent: One Tallahassee

5 **Complaint Receipt Date:** Aug. 30, 2024

6 **Response Date:** Sept. 30, 2024

7 **EPS Rating:**

8 **Alleged Statutory and**
9 **Regulatory Violations:**

 52 U.S.C. § 30103

 11 C.F.R. § 102.1(d)

 11 C.F.R. § 101.2

12 The Complaint alleges that One Tallahassee, a Florida state political committee, failed to
13 properly register as a political committee with the Commission, in violation of the Federal Election
14 Campaign Act of 1971, as amended.¹ According to the Complaint, on or around August 12, 2024,
15 One Tallahassee circulated a mailer promoting 2024 presidential candidate Kamala Harris that cost
16 approximately \$19,750.² On its front, the mailer, attached to the Complaint, depicts three
17 candidates: Jack Porter and Dot Inman-Johnson, two state candidates, and Kamala Harris.³ The
18 three pictures are equal in size and prominence.⁴ On the back, the mailer states “[t]ogether, we can!”
19 and describes Inman-Johnson as “the first Black woman to serve as Mayor of Tallahassee,” and
20 Porter as “the youngest woman ever elected to the City Commission” before stating “[t]his year, we

¹ Compl. at 1 (Aug. 30, 2024).

² *Id.*

³ *Id.*, Ex. A at 1.

⁴ *Id.*

1 can make History, again.”⁵ The mailer bears a disclaimer reading “Electioneering communication
2 paid for by One Tallahassee[,] E. 6th Avenue Tallahassee, Florida 32303.”⁶

3 One Tallahassee submitted a Response denying the allegations and stating:

4 One Tallahassee is a registered political committee in the State of
5 Florida with a primary purpose of electioneering for local and
6 regional candidates. We do not have a major purpose of electing
7 federal candidates and the inclusions cited are incidental and will
8 be reported as an Independent Expenditure based on the dollar
9 amount on the Form 5 due October 15th.⁷

10 One Tallahassee has not filed any independent expenditure reports with the Commission.⁸

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 assess
13 whether matters warrant further administrative enforcement proceedings. These criteria include
14 (1) the gravity of the alleged violation, taking into account both the type of activity and the amount
15 in violation; (2) the apparent impact the alleged violation may have had on the electoral process;
16 (3) the complexity of the legal issues raised in the matter; and (4) recent trends in potential violations
17 and other developments in the law. This matter is rated as low priority for Commission action after
18 application of these pre-established criteria. Given that low rating and the apparent low dollar
19 amount involved, we recommend that the Commission dismiss the Complaint consistent with the

⁵ *Id.* at 2. The Complaint states that a third of the disbursements for the mailer (or \$6,585.94) should be allocated to federal-election activity, the amount of which exceeds the \$1,000 threshold for political committee status. Compl. at 1.

⁶ *Id.*, Ex. A at 2.

⁷ Resp. at 1 (Sept. 30, 2024).

⁸ *FEC Independent Expenditures: Filtered Results*, FEC.GOV, https://www.fec.gov/data/independent-expenditures/?data_type=processed&most_recent=true&q_spender=one+tallahassee&is_notice=true (last visited Jan. 14, 2025) (reflecting no 24- or 48-Hour Reports filed by One Tallahassee); *FEC Independent Expenditures: Filtered Results*, FEC.GOV, https://www.fec.gov/data/independent-expenditures/?data_type=processed&most_recent=true&q_spender=one+tallahassee&is_notice=false (last visited Jan. 14, 2025) (reflecting no regularly scheduled independent expenditure reports filed by One Tallahassee).

1 Commission's prosecutorial discretion to determine the proper ordering of its priorities and use of
2 agency resources.⁹ We also recommend that the Commission close the file effective 30 days from
3 the date the certification of this vote is signed (or on the next business day after the 30th day, if the
4 30th day falls on a weekend or holiday) as to all Respondents and send the appropriate letters.

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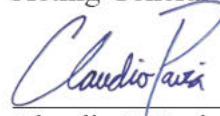
Lisa J. Stevenson
Acting General Counsel

7 January 16, 2025

8 Date

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BY:



Claudio J. Pavia
Deputy Associate General Counsel

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Wanda D. Brown

Wanda Brown
Assistant General Counsel

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Justine A. di Giovanni
Justine A. di Giovanni
Attorney

⁹ *Heckler v. Chaney*, 470 U.S. 821, 831-32 (1985).