



**AGENDA DOCUMENT NO. 18-33-A**  
**APPROVED JUNE 28, 2018**

**MINUTES OF AN OPEN MEETING**  
**OF THE**  
**FEDERAL ELECTION COMMISSION**  
**THURSDAY, JUNE 7, 2018**

**PRESENT:**

**Caroline C. Hunter, Chair, presiding**

**Ellen L. Weintraub, Vice Chair**

**Matthew S. Petersen, Commissioner**

**Steven T. Walther, Commissioner**

**Alec Palmer, Staff Director**

**Lisa Stevenson, Acting General Counsel**

**Dayna C. Brown, Secretary and Clerk**

**Chair Caroline C. Hunter called the Federal Election Commission to order in an open meeting at 10:07 A.M. on Thursday, June 7, 2018 with a quorum present.**

**I. CORRECTION AND APPROVAL OF MINUTES**

**Minutes for May 10, 2018  
Agenda Document No. 18-29-A**

**Chair Hunter recognized Vice Chair Weintraub who**

**MOVED to approve the minutes of the Open Meeting of Thursday, May 10, 2018 as set forth in Agenda Document No. 18-29-A.**

**The motion carried by a vote of 4-0 with Commissioners Hunter, Petersen, Walther, and Weintraub voting affirmatively for the decision.**

**II. AUDIT DIVISION RECOMMENDATION MEMORANDUM ON KELLY FOR CONGRESS (KFC) (A17-05)**

**Memorandum from the Chief Compliance Officer and Audit Division dated May 18, 2018**

**Agenda Document No. 18-30-A**

**Chair Hunter recognized Mr. Thomas Hintermister, Ms. Paula Nurthen, and Ms. Rickida Morcomb of the Audit Division. Ms. Nurthen presented the matter regarding the recommendation to approve two (2) Findings: 1) Receipt of Apparent Prohibited Contribution -- Bank Loan; and 2) Receipt of Contributions that Exceed Limits.**

**Mr. Lorenzo Holloway and Ms. Erin Chlopak of the General Counsel's Office and Ms. Nurthen of the Audit Division participated in the discussion that followed regarding 11 C.F.R. § 100.82; the requirement that collateral be owned by the candidate or committee; perfected security interest in collateral; the totality of the circumstances standard/test; and the relationship between the candidate, the guarantor, and the bank.**

**Vice Chair Weintraub then**

**MOVED to approve the Audit Division Recommendation Memorandum on Kelly for Congress (KFC), as set forth in Agenda Document No. 18-30-A.**

**The motion failed by a vote of 2-2 with Commissioners Walther and Weintraub voting affirmatively for the motion. Commissioners Hunter and Petersen dissented.**

**Chair Hunter then recognized Commission Petersen who**

**MOVED to take the following actions:**

- 1. Approve Finding 2.**
- 2. Place Finding 1 in Additional Issues.**

**The motion carried by a vote of 4-0 with Commissioners Hunter, Petersen, Walther, and Weintraub voting affirmatively for the decision.**

**III. 2018 MEETING DATES (JULY THROUGH DECEMBER)**

**Memorandum from Chair Caroline C. Hunter  
Dated May 31, 2018**

**Agenda Document No. 18-31-A**

**Chair Hunter introduced the matter and called for a motion.**

**Vice Chair Weintraub then**

**MOVED to approve the meeting dates as set forth in  
Agenda Document No. 18-31-A.**

**The motion carried by a vote of 4-0 with Commissioners Hunter, Petersen,**

**Walther, and Weintraub voting affirmatively for the decision.**

**IV. MANAGEMENT AND ADMINISTRATIVE MATTERS**

**There being no further business to come before the Commission, the  
meeting adjourned at 10:37 A.M.**

**Signed:**



**Caroline C. Hunter  
Chair of the Commission**

**Attest:**



**Dayna C. Brown  
Secretary and Clerk of the Commission**