

**From:** Danita Alberico

**Sent:** Thursday, April 09, 2020 4:21 PM

**To:** Commissioners Office <[CommissionersOffice@fec.gov](mailto:CommissionersOffice@fec.gov)>; Commission Secretary Office <[CommissionSecretaryOffice@fec.gov](mailto:CommissionSecretaryOffice@fec.gov)>

**Cc:** Audit Management <[AuditManagement@fec.gov](mailto:AuditManagement@fec.gov)>; Neven Stipanovic <[NStipanovic@fec.gov](mailto:NStipanovic@fec.gov)>; Lorenzo Holloway <[lholloway@fec.gov](mailto:lholloway@fec.gov)>

**Subject:** Request for Consideration of a Legal Question: Mike Braun for Indiana

Commissioners,

Mike Braun for Indiana ("Committee") filed a request for Commission consideration of a legal question on April 8, 2020, which the Secretary's Office circulated to you on April 9, 2020. The Committee asks whether an unsecured line of credit issued by a commercial lending institution to a "high-net-worth, creditworthy," candidate may be deemed to be made within the ordinary course of business under 11 C.F.R. § 100.82. The Committee contends that the lending institution regularly issues unsecured lines of credit to high-net-worth, creditworthy customers in the ordinary course of its business.

In accordance with the Commission policy for Requesting Consideration of Legal Questions, two or more Commissioners must agree that the Commission should consider this request. [Policy Statement Regarding a Program for Requesting Consideration of Legal Questions by the Commission](#). 84 *Fed. Reg.* 36602 (Jul. 19, 2019). Please respond to this e-mail by close of business on **April 16, 2020** and indicate whether you agree to grant the Committee's request for consideration of this legal question.

If the request is granted, OGC may attempt to resolve this matter informally, as provided in the Policy Statement. We will notify you of the results of any attempts to resolve the matter informally. If the matter is not resolved informally, we will prepare a recommendation memorandum to the Commission, which will be circulated for Commission action in accordance with the procedures specified in the Policy Statement. If an objection is received, OGC will recommend that the Commission consider this memorandum in closed session.

If there are not two Commissioners who indicate an interest in granting this request, we will provide the Committee with the appropriate notice.

For your convenience, attached is the Committee's request and exhibits.

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