



AGENDA DOCUMENT NO. 18-50-A
APPROVED DECEMBER 6, 2018

MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION
THURSDAY, NOVEMBER 15, 2018

PRESENT:

Caroline C. Hunter, Chair, presiding

Ellen L. Weintraub, Vice Chair

Matthew S. Petersen, Commissioner

Steven T. Walther, Commissioner

Alec Palmer, Staff Director¹

Lisa Stevenson, Acting General Counsel

Dayna C. Brown, Secretary and Clerk

¹ Ms. Patricia Orrock, Chief Compliance Officer, represented Staff Director Palmer.

Chair Caroline C. Hunter called the Federal Election Commission to order in an open meeting at 11:20 A.M. on Thursday, November 15, 2018 with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

**Minutes for October 25, 2018
Agenda Document No. 18-47-A**

Chair Hunter recognized Vice Chair Weintraub who

**MOVED to approve the minutes for the meeting of
October 25, 2018 as set forth in Agenda Document No.
18-47-A.**

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

II. DRAFT ADVISORY OPINION 2018-15

**Senator Ron Wyden by The Honorable Ron Wyden
Agenda Document No. 18-46-A (Draft A)**

Chair Hunter stated that the deadline for the request is December 3rd, and noted her understanding that Commissioner Walther would like additional time to consider the request and ask some questions of the Senator's office. Commissioner Walther concurred. Chair Hunter, without objection, asked Ms. Joanna Waldstreicher of the General Counsel's Office to ask the Senator if he would be willing to grant an extension given that the next scheduled open meeting is after the December 3rd deadline. Ms. Waldstreicher agreed to do so.

The matter was held over to a future meeting.

III. DRAFT ADVISORY OPINION 2018-13

OsiaNetwork LLC by Jonathan S. Sack, Esq. and Brian A. Hunt, Esq.

**Agenda Document No. 18-49-A (Draft A)
(Submitted Late)**

(To be held over to a future meeting)

Chair Hunter stated this matter would also be held over to a future meeting, explaining that the requestor asked for additional time to consider the draft advisory opinion that was placed on the public record, specifically requesting to discuss the matter in a December open meeting.

IV. AUDIT DIVISION RECOMMENDATION MEMORANDUM ON FRIENDS OF ERIK PAULSEN (FEP) (A17-06)

Memorandum from the Chief Compliance Officer and Audit Division dated October 24, 2018

Agenda Document No. 18-48-A

Chair Hunter recognized Mr. Terry O'Brien, of the Audit Division, who presented the recommendation pertaining to the Receipt of Contributions in Excess of the Limit.

Mr. O'Brien and Ms. Zuzana Pacious of the Audit Division participated in the discussion that followed including whether or not reattribution and redesignation letters were sent; the timeliness of these letters; the amount of excessive contributions for which the committee sent such letters; why Audit did not find the

written response from the Treasurer regarding the committee's reattribution and redesignation letters sufficient; viewing the matter as a technical records retention issue; why there is no finding with regard to records; the lack of documentation needed to establish that the excessives were cured; and the persuasiveness of sworn affidavits.

Vice Chair Weintraub

MOVED to approve the recommendation in the Audit Division Recommendation Memorandum on Friends of Erik Paulsen (A17-06).

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

Acting General Counsel Lisa Stevenson confirmed that no further motions were necessary, as under Directive [70] the failed motion automatically moves the recommendation to the "Additional Issues" section [of the Final Audit Report].

V. MANAGEMENT AND ADMINISTRATIVE MATTERS

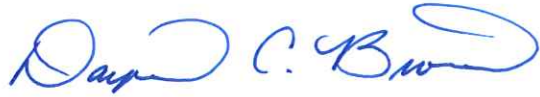
There being no further business to come before the Commission, the meeting adjourned at 11:36 A.M.

Signed:

A handwritten signature in black ink, appearing to read "Caroline C. Hunter". The signature is fluid and cursive, with a long horizontal stroke at the end.

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

Attest:

A handwritten signature in blue ink that reads "Dayna C. Brown". The signature is fluid and cursive, with the first name "Dayna" being the most prominent part.

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