



AGENDA DOCUMENT NO. 07-69

**MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION
THURSDAY, OCTOBER 11, 2007**

PRESENT:

Robert D. Lenhard, Chairman, presiding

David M. Mason, Vice Chairman

Hans A. von Spakovsky, Commissioner

Steven T. Walther, Commissioner

Ellen L. Weintraub, Commissioner

Patrina M. Clark, Staff Director

Thomasenia P. Duncan, General Counsel

Mary W. Dove, Secretary

Chairman Robert D. Lenhard called the Federal Election Commission to order in an open meeting at 10:05 A.M. on Thursday, October 11, 2007, with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

**Minutes for September 24, 2007
Agenda Document No. 07-64**

Chairman Lenhard recognized Vice Chairman Mason, who

MOVED to approve the minutes for the Open Meeting of Monday, September 24, 2007, as set forth in Agenda Document No. 07-64.

The motion carried on the vote of 5-0 with Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voting affirmatively.

II. DRAFT ADVISORY OPINIONS

**A. Draft Advisory Opinion 2007-16
American Kennel Club, Inc. by counsel, Timothy W. Jenkins**

Agenda Document No. 07-66

Chairman Lenhard recognized Mr. Joshua Blume of the General Counsel's Office who presented draft Advisory Opinion 2007-16, concerning the application of the Federal Election Campaign Act of 1971, as amended (the "Act"), and Commission regulations regarding

II. DRAFT ADVISORY OPINIONS (continued)

A. Draft Advisory Opinion 2007-16 (continued)

whether the American Kennel Club, Inc. ("AKC") and its voting clubs and accredited clubs qualify as membership organizations, and whether they are affiliated with each other so that any prospective separate segregated fund ("SSF") that AKC forms may solicit the individual members of AKC's voting clubs and accredited clubs for contributions.

Chairman Lenhard recognized Commissioner Weintraub, who

**MOVED to approve draft Advisory Opinion 2007-16,
as set forth in Agenda Document No. 07-66.**

The motion carried on the vote of 5-0.

**B. Draft Advisory Opinion 2007-17
Democratic Senatorial Campaign Committee by counsel,
Marc E. Elias**

Agenda Document No. 07-67

Chairman Lenhard recognized Mr. Eric Hallstrom of the General Counsel's Office who presented draft Advisory Opinion 2007-17, concerning application of the Federal Election Campaign Act of 1971, as amended (the "Act"), and Commission regulations to contributions in the form of physical checks from individuals using online banking services.

II. DRAFT ADVISORY OPINIONS (continued)

B. Draft Advisory Opinion 2007-17 (continued)

The Chairman recognized Commissioner Weintraub, who

**MOVED to approve draft Advisory Opinion
2007-17, as set forth in Agenda Document
No. 07-67.**

The motion carried on the vote of 5-0.

**C. Draft Advisory Opinion 2007-18
Rangel for Congress and the National Leadership
PAC by counsel, Phu Huynh**

Agenda Document No. 07-65

**Chairman Lenhard recognized Mr. Albert Kiss of the General
Counsel's Office who presented draft Advisory Opinion 2007-18,
concerning the application of the Federal Election Campaign Act of
1971, as amended (the "Act"), and Commission regulations to the use of
Rangel for Congress (the "Committee") funds or, alternatively, National
Leadership PAC funds, to pay for the commissioning of an official
portrait of Representative Charles Rangel. The portrait would be
donated to the U.S. House of Representatives.**

The Chairman recognized Commissioner von Spakovsky, who

**MOVED to approve draft Advisory Opinion
2007-18, as set forth in Agenda Document
No. 07-65.**

II. DRAFT ADVISORY OPINIONS (continued)

C. Draft Advisory Opinion 2007-18 (continued)

The motion carried on the vote of 5-0.

**D. Draft Advisory Opinion 2007-21
United States Representative Rush Holt
by counsel, Caroline P. Goodson**

Agenda Document No. 07-68 (submitted late)

Chairman Lenhard recognized Vice Chairman Mason, who

**MOVED to suspend the rules on the timely
submission of agenda documents in order
to consider Agenda Document No. 07-68.**

The motion carried on the vote of 5-0.

**The Chairman recognized Ms. Esa Sferra of the General
Counsel's Office who presented draft Advisory Opinion 2007-21
concerning the application of the Federal Election Campaign Act of
1971, as amended (the "Act"), and Commission regulations to
Representative Holt's proposed service as the honorary chairman of the
2007 general election campaigns of three publicly funded State
candidates.**

Chairman Lenhard recognized Commissioner Weintraub, who

II. DRAFT ADVISORY OPINIONS (continued)

D. Draft Advisory Opinion 2007-21 (continued)

MOVED to approve draft Advisory Opinion 2007-21, as submitted in Agenda Document No. 07-68.

The motion carried on the vote of 5-0.

E. Draft Advisory Opinion 2007-15 (Alternative Drafts) GMAC LLC by counsel, Jan Witold Baran and Caleb P. Burns

(Continued from September 24, 2007)

Agenda Document No. 07-62

The discussion resumed.

Chairman Lenhard recognized Vice Chairman Mason, who

MOVED to return draft Advisory Opinion 2007-15, as set forth in Agenda Document No. 07-62, to the General Counsel's Office for redrafting of Draft B, pursuant to the meeting discussion, and to circulate the revised draft on a tally vote basis.

The motion carried on the vote of 5-0.

III. MANAGEMENT AND ADMINISTRATIVE MATTERS

**There were no additional matters to come before the
Commission.**

The meeting adjourned at 10:35 A.M.

Signed:

**Robert D. Lenhard
Chairman of the Commission**

Attest:

**Mary W. Dove
Secretary of the Commission**