



AGENDA DOCUMENT NO. 13-18

**MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION
THURSDAY, MAY 9, 2013**

PRESENT:

Ellen L. Weintraub, Chair, presiding

Donald F. McGahn II, Vice Chairman

Caroline C. Hunter, Commissioner

Matthew S. Petersen, Commissioner

Steven T. Walther, Commissioner

Alec Palmer, Staff Director

Anthony Herman, General Counsel

Shawn Woodhead Werth, Secretary and Clerk

Chair Ellen L. Weintraub called the Federal Election Commission to order in an open meeting at 10:08 A.M. on Thursday, May 9, 2013 with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

**Minutes for April 25, 2013
Agenda Document No. 13-16**

Chair Weintraub recognized Vice Chairman McGahn who

MOVED to approve Agenda Document No. 13-16, minutes for the open session held on April 25, 2013.

The motion carried by a vote of 5-0 with Commissioners Hunter, McGahn, Petersen, Walther, and Weintraub voting affirmatively for the decision.

Chair Weintraub recognized Vice Chairman McGahn who

MOVED to waive the rules on the timely submission of documents so that the Commission may consider the late submission of Agenda Document No. 13-17.

The motion carried by a vote of 5-0 with Commissioners Hunter, McGahn, Petersen, Walther, and Weintraub voting affirmatively for the decision.

II. DRAFT ADVISORY OPINION 2013-01

**Agenda Document No. 13-17
(Submitted Late)**

Chair Weintraub recognized Ms. Emily Mathews, the requestor's representative, who was available to answer Commissioners' questions.

Chair Weintraub recognized Mr. Anthony Buckley of the General Counsel's Office who presented the draft advisory opinion concerning the application of the Federal Election Campaign Act of 1971, as amended, and Commission regulations to the request which asks the Commission to recognize the 1787 National Committee, Inc. as the national committee of a political party.

Ms. Mathews participated in the discussion that followed.

Chair Weintraub recognized Commissioner Walther who

MOVED to approve Draft Advisory Opinion 2013-01.

Chair Weintraub recognized Vice Chairman McGahn who discussed a possible modification to Commissioner Walther's motion.

The meeting recessed at 10:51 A.M. and reconvened at 11:15 A.M. with a quorum present.

Chair Weintraub recognized Vice Chairman McGahn who

PROPOSED the following modification to Commissioner Walther's motion:

- 1. On Page 2, Lines 13 – 14: strike “qualify for political party status” and substitute “come within the definition of a political party.”**

- 2. On Page 3:**
 - (i) Lines 13 – 14: strike “qualify as” and substitute “come within the definition of.”**

 - (ii) Line 15: strike “qualify as” and substitute “come within the definition of.”**

 - (iii) Line 16: insert “yet” after “not.”**

 - (iv) Delete Footnote 3.**

Chair Weintraub restated Commissioner Walther's motion as modified by Vice Chairman McGahn.

Discussion continued.

The motion carried by a vote of 5-0 with Commissioners Hunter, McGahn, Petersen, Walther, and Weintraub voting affirmatively for the decision.

Chair Weintraub stated that, without objection, the motion as modified included any technical and conforming edits.

III. MANAGEMENT AND ADMINISTRATIVE MATTERS

**There being no further business to come before the Commission,
the meeting adjourned at 11:23 A.M.**

Signed:

**Ellen L. Weintraub
Chair of the Commission**

Attest:

**Shawn Woodhead Werth
Secretary and Clerk of the Commission**