

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 6045
Wicker for Senate and Paul Breazeale,)
Treasurer; Friends of Roger Wicker and)
John P. Nail, Treasurer)

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on June 24, 2009, do hereby certify that the Commission decided by a vote of 5-1 to take the following actions in MUR 6045:

1. Transfer MUR 6045 to the Alternative Dispute Resolution (ADR) Office.
2. Enter into negotiations with respondents, subject to the following provisions:
 - a) Present options, including redesignation, to the respondents to correct excessive contributions.
 - b) Allow a period of sixty (60) days to resolve this matter through the ADR Program, or, return the matter to the Office of General Counsel (OGC) and direct OGC to present recommendations to the Commission for a vote.
 - c) Clarify that this is a one-time offer and resolution of this matter by means of this agreement will have no precedential value.
 - d) Specific admissions would not be required and, instead, each party would be able to include contentions in the agreement.

Commissioners Bauerly, Hunter, McGahn II, Petersen, and Walther voted affirmatively for the decision. Commissioner Weintraub dissented.

June 30, 2009
Date

Attest:
Darlene Harris
Darlene Harris
Deputy Secretary of the Commission

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