



FEDERAL ELECTION COMMISSION  
WASHINGTON, D C 20463

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

APR 11 2006

Marc Elias, Esq.  
Perkins Coie, LLP  
607 14<sup>th</sup> Street, N.W.  
Washington, D.C. 20005

RE: MURs 5443, 5495, 5505, and 5515

Dear Mr. Elias:

This is in reference to the complaints you filed with the Federal Election Commission on April 22, July 29, August 3, and August 18, 2004, concerning [www.johnfkerry-2004.com](http://www.johnfkerry-2004.com), <http://www.johnkerry-edwards.org>, <http://testhost.yahoogoogle.biz>, and the Senator John Kerry Lotto Payout Center, respectively. Based on the April 22, July 29, and August 3 complaints, on October 27, 2004, the Commission found that there was reason to believe Yimikaw Wickliffe, Executive Services International, and/or Persons Unknown, [www.johnkerry-edwards.org](http://www.johnkerry-edwards.org), and/or Persons Unknown, and <http://testhost.yahoogoogle.biz/JohnKerry/contribute.html>, Niles Kothari, and/or Persons Unknown, violated 2 U.S.C. § 441h(b), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"), and instituted an investigation of these matters. Based on the August 18 complaint, on January 7, 2005, the Commission found that there was reason to believe that The Rich Foundation, Inc., Jeff Rich, Renee Jones, and/or Persons Unknown violated 2 U.S.C. § 441h(b), a provision of the Act, and instituted an investigation of that matter. However, after considering the circumstances of these matters, the Commission exercised its prosecutorial discretion and determined to take no further action as to all respondents in each matter, and closed the files in these matters on March 24, 2006.

Documents related to these cases will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). A copy of the dispositive General Counsel's Report is enclosed for your information.

26044141336

Marc Elias, Esq.  
MURs 5443, 5495, 5505, and 5515  
Page 2

The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. *See* 2 U.S.C. § 437g(a)(8).

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "Audra L. Wassom", with a long horizontal flourish extending to the right.

Audra L. Wassom  
Attorney

Enclosure  
General Counsel's Report

26044141887