

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 6206  
BASF Corporation; BASF Corporation )  
Employees PAC )

CERTIFICATION

I, Darlene Harris, recording secretary of the Federal Election Commission executive session, do hereby certify that on December 15, 2009, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to pass a motion to:
  - a) Find reason to believe that BASF Corporation violated 2 U.S.C. § 441b(b)(6) and 11 CFR § 114.5(k).
  - b) Authorize the use of compulsory process subject to a limited investigation pursuant to the meeting discussion.
  - c) Approve the appropriate Factual and Legal Analysis.
  - d) Send the appropriate letters.

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

2. Failed by a vote of 3-3 to pass a motion to:
  - a) Dismiss the matter.
  - b) Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated November 24, 2009.
  - c) Approve the appropriate letters and caution the respondents in this matter.
  - d) Close the file.

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

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3. Approved by a vote of 5-0 to:

Close the file in MUR 6206 and send the appropriate letters.

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

Attest:

December 17, 2009  
Date

Darlene Harris  
Darlene Harris  
Deputy Secretary of the Commission

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