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FEDERAL ELECTION COMMISSION
OCT 27 2016

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BEFORE THE FEDERAL ELECTION COMMISSION

CELA

In the Matter of)
) MUR 6999
David Larsen; Exploratory)
Congressional Committee for David)
Larsen DBA: David Larsen for Congress)
and David Larsen in his official capacity)
as treasurer)

CERTIFICATION

I, Shelley E. Garr, recording secretary of the Federal Election Commission executive session, do hereby certify that on October 25, 2016, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to:
 - a. Find reason to believe that David Larsen violated 52 U.S.C. § 30102(e).
 - b. Find reason to believe that the Exploratory Congressional Committee for David Larsen DBA: David Larsen for Congress and David Larsen in his official capacity as treasurer violated 52 U.S.C. §§ 30103(a) and 30104(a).
 - c. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated July 1, 2016.
 - d. Enter into conciliation with David Larsen and the Exploratory Congressional Committee for David Larsen DBA: David Larsen for Congress and David Larsen in his official capacity as treasurer prior to a finding of probable cause to believe.
 - e. Approve the Conciliation Agreement, as recommended in the First General Counsel's Report dated July 1, 2016.
 - f. Approve the appropriate letters.

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Commissioners Ravel, Walther, and Weintraub voted affirmatively for the motion.

Commissioner Goodman, Hunter, and Petersen dissented.

2. Decided by a vote of 4-2 to:

- a. Dismiss this case under *Heckler v. Chaney*, 470 U.S. 821 (1985).
- b. Instruct the Office of General Counsel to revise the Factual and Legal Analysis in accordance with the meeting discussion.
- c. Send a letter of caution.

Commissioners Goodman, Hunter, Petersen, and Walther voted affirmatively for the decision. Commissioners Ravel and Weintraub dissented.

3. Decided by a vote of 5-1 to:

- a. Close the file.

Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision. Commissioner Ravel dissented.

Attest:

October 27, 2016
Date

Shelley E. Garr
Shelley E. Garr
Deputy Secretary of the Commission