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April 20, 2017

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Lisa J. Stevenson
Acting General Counsel
Federal Election Commission
Office of Complaints Examination and Legal Administration
999 E Street, NW
Washington, DC 20463

Re: MUR 7157

Dear Ms. Stevenson:

On behalf of Priorities USA Action and Greg Speed, in his official capacity as Treasurer ("Respondents"), we write in response to the supplemental correspondence from Mr. Benjamin Barr, Counsel of Project Veritas Action Fund ("Complainant"), in support of Matter Under Review 7157, a Complaint filed on October 20, 2016. Priorities USA Action refuted that Complaint in correspondence dated January 9, 2017, clearly establishing that Complaint failed to provide any facts showing that coordination or any other campaign finance violation occurred. The response by Priorities USA Action to the underlying Complaint is attached for your record, and should be incorporated by reference into this response.

The supplemental correspondence from Project Veritas Action Fund does not add a scintilla of evidence to support its original false and unsubstantiated allegation.¹ Nothing in Complainant's correspondence or the underlying Complaint establishes that Respondents' communications or expenditures were coordinated in any way with the Democratic National Committee, Hillary for America, or any other entity. Nor does the correspondence establish that Respondent made an impermissible contribution or failed to report its activities. The Commission has repeatedly rejected drawing inferences of coordination "without specific evidence of [] coordination."² And, unwarranted legal conclusions and mere speculation should not be credited.³ As the supplemental correspondence fails to cure the initial Complaint's infirmity, the Commission must dismiss it for failing to provide "a sufficiently specific allegation [] so as to warrant a focused investigation that can prove or disprove the charge."⁴

¹ See Supp. Compl. at ¶¶ 1-2 (background), 3-6 ("key facts" unrelated to Respondents' conduct), 7-20 (discussion of legal standard), 21-28 (specific allegations unrelated to Respondents' conduct).

² Statement for the Record, Commissioners Mason, Smith & Toner, Matter Under Review 5369 (Aug. 15, 2003).

³ See Statement of Reasons of Commissioners Mason, Sandstrom, McDonald, Smith, Thomas & Wold, Matter Under Review 5141 (Apr. 17, 2002).

⁴ Statement of Reasons of Commissioners Mason, Sandstrom, Smith & Thomas, Matter Under Review 4960 (Dec. 21, 2000).

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As Respondents did not engage in any form of coordination, the Commission should dismiss the Complaint and close the file.

Very truly yours,

A handwritten signature in black ink, appearing to be "Marc E. Elias", written over the typed name.

Marc E. Elias
Ezra W. Reese
David J. Lazarus

Counsel to Respondents