



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Benjamin L. Ginsberg, Esq.
Jones Day
51 Louisiana Ave, NW
Washington, DC 20001-2113

DEC - 2 2015

Kathryn E. Biber, Esq.
Romney for President
58 Commercial Street
Boston, MA 02109

RE: MUR 6470, 6482, and 6484
Mitt Romney
Romney for President, Inc. and Darrell Crate
in his official capacity as Treasurer

Dear Mr. Ginsberg and Ms. Biber:

On May 18, 2011, July 27, 2011, and August 4, 2011, the Federal Election Commission notified your clients, Mitt Romney, and Romney for President, Inc. and Darrell Crate, in his official capacity as Treasurer, of a complaint alleging that your clients had violated certain sections of the Federal Election Campaign Act of 1971, as amended.

On November 19, 2015, the Commission considered the complaints but was equally divided on whether (1) to find reason to believe that Mitt Romney, and Romney for President, Inc. and Darrell Crate, in his official capacity as Treasurer violated 52 U.S.C. § 30116(f) by knowingly accepting excessive in-kind contributions for testing-the-waters activity from Free and Strong America; (2) to find reason to believe that Romney for President, Inc. and Darrell Crate, in his official capacity as Treasurer violated 52 U.S.C. §§ 30104 and 30116(a) and 11 C.F.R. § 103.3, 100.72, and 100.131 by failing to report Romney's testing-the-waters activity; and (3) to take no action at this time that Mitt Romney violated 52 U.S.C. § 30125(e). Accordingly, the Commission closed its file in this matter.

Documents related to the case 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) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009).

Letter to Benjamin L. Ginsburg, Esq.
and Kathryn E. Biber Esq.
MURs 6470, 6482, and 6484

If you have any questions, please contact Kevin Hancock, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

A handwritten signature in dark ink, appearing to read "William A. Powers". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

William A. Powers
Assistant General Counsel