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CHARLES R. SPIES

EMAIL ADDRESS

June 5, 2009

VIA HAND DELIVERY

Jeff S. Jordan, Esq.
Supervisory Attorney
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Rec'd OAC
JUN 09 2009
12:38 pm

Re: MUR 6190 / Respondent Byrne Electrical, Inc.

Dear Mr. Jordan:

On behalf of Byrne Electrical, Inc., ("Byrne Electrical") this letter is submitted in response to the complaint filed by David Bearden ("Complainant"), alleging violations of the Federal Election Campaign Act (the "Act") by five of his estranged in-laws, and now labeled MUR 6190. For the reasons set forth below, the Complaint is without merit with regards to the inclusion of Byrne Electrical as a Respondent, and should be dismissed.

The Commission may find "Reason to Believe" only if a complaint sets forth sufficient specific facts which, if proven true, would constitute a violation of the Act. See 11 C.F.R. § 111.4 (a)(d). Byrne Electrical is not listed as a Respondent by the Complainant, and in fact there is only one fleeting reference to - and no allegations against - Byrne Electrical. Specifically, Complainant asserts that, on Page 2, # 5 of his Complaint, that, "Kelly Bearden represented to me that her father Norman Byrne reimbursed her, all direct family members and some employees \ officers of Byrne Industrial Specialists Incorporated that made similar contributions to the McCain campaign at Mr. Byrne's direction because Mr. and Mrs. Byrne had reached the lawful financial limit." This is the only reference to Byrne Electrical, or any affiliated Byrne corporate entities, in the Complaint.

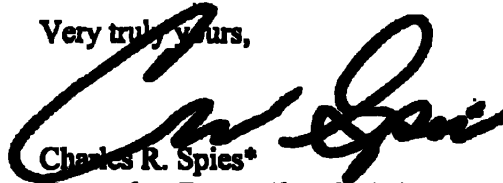
Even if hypothetically - as is alleged by Complainant's purported knowledge of a hearsay representation by his estranged wife in the midst of a contentious divorce proceeding - Norman Byrne had reimbursed political contributions made by his family members, as well as certain employees of a Byrne company, that information would constitute a potential violation of the Act by Mr. [Norman] Byrne. There is not, however, so much as an allegation, much less any evidence, that Byrne Electrical violated the Act or any Commission regulation.

Jeff S. Jordan, Esq.
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Accordingly, because Complainant alleges no actual conduct by Byrne Electrical that violate a statute or regulation over which the Commission has jurisdiction, it should be dismissed.

For the foregoing reasons, Respondent Byrne Electrical respectfully requests that the Commission dismiss this Complaint and take no further action. Thank you for your consideration in this matter.

Very truly yours,



Charles R. Spies*
Counsel to Byrne Electrical, Inc.

*Admitted only in Virginia
Supervision by Stefan Passantino
a member of the DC Bar.

Enclosure: Designation of Counsel

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VIA FACSIMILE (202) 219-3923

**BEFORE THE FEDERAL ELECTION COMMISSION
STATEMENT OF DESIGNATION OF COUNSEL**

MUR # 6190

Name of Counsel: Charles R. Spies
McKenna Long & Aldridge LLP
1900 K Street, NW
Washington, DC 20006

Telephone:

Fax:

(202) 496-7756

The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

5/26/09
Date

Norman Byrne
Respondent/Client Signature

President
Title

Respondent/Client:

Byrne Electrical, Inc.
320 Byrne Industrial, Inc.
Rockford, MI 49391

Telephone - Home:

Business:

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. 437g(a)(12)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.