

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of

Bank of America

)

)

) MUR 5849

**CERTIFICATION**

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on November 12, 2008, the Commission decided by a vote of 5-0 to take the following actions in MUR 5849:

1. Accept the signed conciliation agreement with the Bank of America Corporation, as recommended in the General Counsel's Memorandum dated October 31, 2008.
2. Approve the appropriate letters.
3. Close the file with respect to the Bank of America Corporation.

Commissioners Bauerly, Hunter, Petersen, Walther and Weintraub voted affirmatively for the decision. Commissioner McGahn II recused himself with respect to this matter and did not vote.

Attest:

November 14, 2008  
Date

Mary W. Dove  
Mary W. Dove  
Secretary of the Commission

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