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COMMISSION

BEFORE THE FEDERAL ELECTION COMMISSION

2012 DEC 19 PM 5:02

In the Matter of)

) AUDIT REFERRAL 12-07

CELA

The Legacy Committee Political Action)
Committee and James Lacy in his)
official capacity as treasurer)

CERTIFICATION

I, Shelley E. Garr, recording secretary for the Federal Election Commission executive session on December 18, 2012, do hereby certify that the Commission failed by a vote of 3-3 to take the following actions:

1. Open a MUR.
2. Find reason to believe that The Legacy Committee Political Action Committee and James Lacy in his official capacity as treasurer violated 2 U.S.C. § 434(b)(6)(B)(iii) and (g) and 11 C.F.R. § 104.4(a), (b) and (c).
3. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated December 5, 2012.
4. Enter into conciliation with The Legacy Committee Political Action Committee and James Lacy in his official capacity as treasurer prior to a finding of probable cause to believe.
- 5.
6. Approve the appropriate letter.

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

Commissioners Hunter, McGahn II, and Petersen dissented.

Attest:

December 19, 2012
Date

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

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