



FEDERAL ELECTION COMMISSION
Washington, DC 20463

June 6, 2023

MEMORANDUM

TO: The Commission

FROM: Lisa J. Stevenson
Acting General Counsel

BY: Charles Kitcher *CK*
Associate General Counsel for Enforcement

Claudio Pavia *CP*
Deputy Associate General Counsel

Mark Allen *MA*
Assistant General Counsel

Christine C. Gallagher *CG*
Attorney

SUBJECT: MUR 7615 (Phillips)

RE: Office of General Counsel's Notice to the Commission
Following the Submission of Probable Cause Brief

On May 16, 2023, the Office of General Counsel ("OGC") notified Ryan Phillips ("Respondent") that it was prepared to recommend that the Commission find probable cause to believe that Respondent knowingly and willfully violated 52 U.S.C. §§ 30114(b) and 30102(b)(3) by converting \$46,226.66 in committee funds from Heller for Senate to personal use and by commingling \$12,204.68 of funds from HellerHighWater PAC with his own, through unauthorized withdrawals, checks, and electronic transfers.¹ OGC's notification included a General Counsel's Brief setting forth the factual and legal basis for the recommendation. Respondent did not submit a response to the Probable Cause Brief.

No new information has been presented in this matter that would affect the conclusions of the General Counsel's Brief. Thus, pursuant to the *Agency Procedure Following the Submission*

¹ See 52 U.S.C. § 30109(a)(3); 11 C.F.R. § 111.16(a); see also *Agency Procedure Following the Submission of Probable Cause Briefs by the Office of General Counsel*, 76 Fed. Reg. 63,570 (Oct. 13, 2011).

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1 *of Probable Cause Briefs by the Office of the General Counsel*, 76 Fed. Reg. 63570 (Oct. 13,
2 2011), OGC is hereby notifying the Commission that it intends to proceed with the
3 recommendation to find probable cause to believe that Respondent knowingly and willfully
4 violated 52 U.S.C. §§ 30114(b) and 30102(b)(3) based on the factual and legal analysis set forth
5 in the General Counsel's Brief.

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7 A copy of this Notice is being provided to Respondent at the same time it is circulated to
8 the Commission.

9

10 **RECOMMENDATION**

11

12 Find probable cause to believe that Ryan Phillips knowingly and willfully violated
13 52 U.S.C. §§ 30114(b) and 30102(b)(3).