



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 (Ryan Phillips)

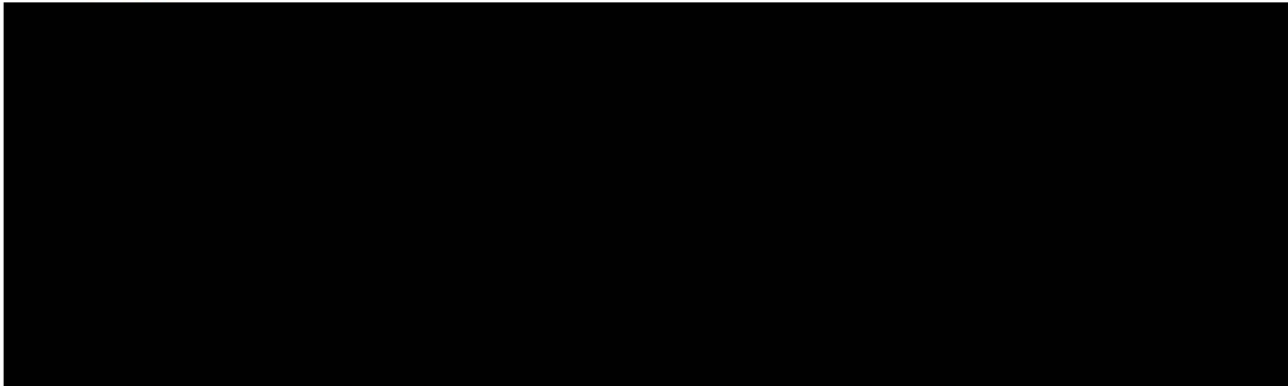
RE: Proposed Conciliation Agreement for Probable Cause Conciliation

Attached is a proposed conciliation agreement for probable cause conciliation with Ryan Phillips. The proposed agreement is for the Commission's consideration along with the Office of General Counsel's Notice to the Commission Following the Submission of Probable Cause Brief in MUR 7615 ("OGC Notice"), which is being submitted to the Commission simultaneously with this Memorandum.¹ The OGC Notice informs the Commission that this

¹ On January 6, 2023, we circulated the General Counsel's Brief to the Commission. Phillips was notified through the "leaving [of] a copy at his or her dwelling place or usual place of abode with some person of suitable age and discretion residing therein," 11 C.F.R. § 111.13(c). On May 16, 2023, we mailed copies of the Brief to the two best addresses we have for Phillips via UPS. According to the UPS tracking reports, the Brief mailed to [REDACTED] Las Vegas, NV was delivered on May 19 and signed for by "Phillips." We intend to use this address as well when sending the OGC Notice.

From May 17-21, UPS had also attempted delivery of the brief to a second address, [REDACTED], Las Vegas, NV, which had also been identified as an address of Phillips's, but the person who answered the door said Phillips no longer lived there and would not sign for the letter. On May 30, 2023, that letter was returned to our Office.

1 Office intends to proceed with the recommendation that the Commission find probable cause to
2 believe that Ryan Phillips knowingly and willfully violated 52 U.S.C. §§ 30114(b) and
3 30102(b)(3).

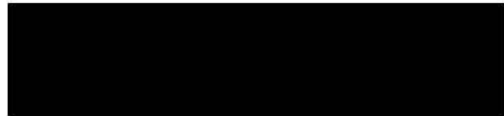


4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

We recommend that the Commission approve the attached conciliation agreement.

RECOMMENDATIONS

- 1. Approve the attached conciliation agreement.
- 2. Approve the appropriate letter.



Though not the only required manner of delivery of notifications to a natural person, 11 C.F.R. § 111.13, we had also previously hired a process server to attempt hand delivery of the General Counsel’s Brief to Phillips. As set forth in our memorandum notifying the Commission of our intent to withdraw from pre-probable cause to believe conciliation, this was due to Phillips’s evading of service of the reason-to-believe letter. Memorandum to the Commission Withdrawing from Pre-Probable Cause Conciliation at 2, MUR 7615 (Ryan Phillips) (Sept. 21, 2022). The process server was not able to personally serve Phillips at the addresses we provided.



In sum, although Phillips has attempted to evade service in this matter, our Office undertook extraordinary efforts to attempt to perfect hand delivery but then was forced to settle with leaving a copy with an adult.

