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By OGC-CELA at 5:54 pm, Jul 14, 2021**ELECTIONS, LLC****Attorneys at Law****Stefan Passantino**

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July 14, 2021

Jeff S. Jordan, Esq.
Assistant General Counsel
Complaints Examination & Legal Administration
Federal Election Commission
1050 First Street, NE
Washington, DC 20463

VIA EMAIL: cela@fec.gov**RE: MUR 7908**

Dear Mr. Jordan:

We write as counsel to Stop Socialism Now PAC and Jason Boles, in his official capacity as treasurer (collectively, the “Respondents”) in response to the complaint filed by Common Cause and Paul S. Ryan (collectively, the Complainants”) against Hon. Marjorie Taylor Greene on May 21, 2021 (the “Complaint”) in the above-referenced matter. The Complaint alleges Hon. Marjorie Taylor Greene violated the “soft money” prohibition of the Federal Election Campaign Act, as amended, (the “Act”) by soliciting funds on behalf of Stop Socialism Now PAC. The Complaint incorrectly alleges that the communication at issue constitutes a violation of the “soft money” prohibition. Complainant’s have attempted to patchwork different portions of the communication at issue and the code together to manufacture a violation of the Act. Additionally, the Complaint did not name, or allege any violations were made by Respondents. Respondents respectfully request that the Commission find there is no reason to believe a violation has occurred, dismiss the Complaint, and close the file as to all Respondents.

Respondent’s communication at issue does not constitute a solicitation made by Hon. Marjorie Green. The Act’s “soft money” prohibition at 52 U.S.C. § 30125(e)(1)(A) prohibits candidates and federal office holders, inter alia, from soliciting funds outside the limitations, prohibitions, and reporting requirements of the Act. Commission regulations define “to solicit” to mean, “to ask, request, or recommend, explicitly or implicitly, that another person make a contribution, donation, transfer of funds, or otherwise provide anything of value. ...” 11 CFR § 300.2(m). Commission regulations identify the following communication as a solicitation: “A communication that identified a web address where the web page displayed is specifically dedicated to facilitating the making of a contribution” 11 CFR § 300.2(m)(1)(iii). In the communication in question, Hon. Marjorie Green spoke directly the camera for approximately 0:46 seconds, during which time she (i) expressed her belief on what would happen should Democratic candidates Jon Ossoff and Rafael Warnock win the Georgia Senate runoff elections

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and (ii) indicated her political support for Stop America Now PAC. Hon. Marjorie Green did not impermissibly solicit funds outside the limits of the Act in the communication at issue.

As a matter of public policy, even if the Commission finds the communication as a whole constitutes a solicitation, the Commission cannot find Hon. Marjorie Green made an impermissible solicitation on behalf of Respondents. Nothing in Hon. Greene's portion of the communication at issue constitutes a solicitation under the Act or Commission regulations. The solicitation occurred outside of the portion of the video Hon. Greene taped and appeared in. The communication was paid for by a Super PAC, and not authorized by any candidate or candidate's committee. Hon. Greene or her committee did not review and/or approve of the communication prior to publication. As a matter of public policy, the Commission cannot find an impermissible solicitation of funds outside the limits of the Act from the communication at issue.

Finally, Respondents also would like to highlight that the Complaint did not name, or allege any violations were made by Respondents. Accordingly, Respondents respectfully request that the Commission find there is no reason to believe a violation has occurred, dismiss the Complaint, and close the file as to all Respondents.

Respectfully submitted,

ELECTIONS, LLC

A handwritten signature in dark ink, appearing to read 'Stefan Passantino', written in a cursive style.

Stefan Passantino
Counsel to Stop Socialism Now and Jason Boles, as Treasurer