

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 8128
 D'Esposito for New York and Claudia)
 Armendinger in her official capacity as)
 treasurer; Citizens for D'Esposito)
 (terminated); Anthony D'Esposito)
 (Resubmission)

CERTIFICATION

I, Vicktoria J. Allen, recording secretary for the Federal Election Commission executive session on May 14, 2024, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions in MUR 8128:

1. Dismiss the allegation that Anthony D'Esposito, D'Esposito for New York and Claudia Armendinger in her official capacity as treasurer, and Citizens for D'Esposito violated 52 U.S.C. § 30125(e)(1)(A) and 11 C.F.R. § 110.3(d) in connection with the Citizens for D'Esposito's \$1,000 transfer to D'Esposito for New York.
2. Dismiss the allegation that Citizens for D'Esposito spent, and D'Esposito for New York and Claudia Armendinger in her official capacity as treasurer received, nonfederal funds in connection with an election for federal office, in violation of 52 U.S.C. § 30125(e)(1)(A) and 11 C.F.R. §§ 110.3(d) and 300.61.
3. Dismiss the allegation that Anthony D'Esposito and Citizens for D'Esposito violated the soft money provisions of 52 U.S.C. § 30125(e)(1)(A)-(B) and 11 C.F.R. §§ 300.61-.62 in connection with the State Committee's receipt and spending of nonfederal funds.
4. Approve the attached Factual and Legal Analysis, as recommended in the First General Counsel's Report dated April 22, 2024, subject to the edits as last circulated by Chairman Cooksey's Office on Friday, May 10, 2024 at 1:07 p.m.
5. Close the file effective 30 days from the date of certification of this vote (or on the next business day after the 30th day, if the 30th day falls on a weekend or holiday).

Commissioners Broussard, Cooksey, Dickerson, Lindenbaum, and Weintraub voted affirmatively for the decision. Commissioner Trainor abstained.

Attest:



May 17, 2024

Date

Vicktoria J Allen

Digitally signed by Vicktoria J
Allen

Date: 2024.05.17 13:51:26 -04'00'

Vicktoria J. Allen

Deputy Secretary of the Commission