



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Benjamin L. Ginsberg, Esq.
Jones Day
51 Louisiana Ave, NW
Washington, DC 20001-2113

DEC - 2 2015

RE: MUR 6470, 6482, and 6484
Free and Strong America PAC, Inc.
and Darrell Crate in his official capacity as
Treasurer

Dear Mr. Ginsberg:

On May 18, 2011, July 27, 2011, and August 4, 2011, the Federal Election Commission notified your client, Free and Strong America PAC, Inc. and Darrell Crate, in his official capacity as Treasurer, of a complaint alleging that your client had violated certain sections of the Federal Election Campaign Act of 1971, as amended.

On November 19, 2015, the Commission considered the complaints but was equally divided on whether to (1) find reason to believe that Free and Strong America PAC, Inc. and Darrell Crate, in his official capacity as Treasurer ("Free and Strong America PAC") violated 52 U.S.C. §§ 30116(f) by knowingly accepting excessive contributions from donors to The Commonwealth PAC – Alabama, The Commonwealth PAC – Iowa, The Commonwealth PAC – Michigan, The Commonwealth PAC – New Hampshire, and The Commonwealth PAC – South Carolina; (2) find reason to believe that Free and Strong America PAC violated 52 U.S.C. § 30116(a)(2)(A) by making excessive in-kind contributions to Romney and Romney for President for testing-the-waters activity; and (3) find no reason to believe that Free and Strong America PAC, Inc. and Darrell Crate, in his official capacity as Treasurer violated 52 U.S.C. § 30116(a)(2)(A) by making excessive in-kind contributions to Romney and Romney for President under 11 C.F.R. § 110.2(f). Accordingly, the Commission closed its file in this matter.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009).

Letter to Benjamin L. Ginsburg, Esq.
MURs 6470, 6482, and 6484

If you have any questions, please contact Kevin Hancock, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,



William A. Powers
Assistant General Counsel

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