



AGENDA DOCUMENT NO. 11-51

**MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION
THURSDAY, AUGUST 4, 2011**

PRESENT:

Cynthia L. Bauerly, Chair, presiding

Caroline C. Hunter, Vice Chair

Donald F. McGahn II, Commissioner

Matthew S. Petersen, Commissioner

Ellen L. Weintraub, Commissioner

Alec Palmer, Staff Director

Christopher Hughey, Acting General Counsel

Shawn Woodhead Werth, Secretary

Chair Cynthia L. Bauerly called the Federal Election Commission to order in an open meeting at 10:04 A.M. on Thursday, August 4, 2011 with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

**Minutes for July 21, 2011
Agenda Document No. 11-47**

Chair Bauerly recognized Vice Chair Hunter who

MOVED to approve Agenda Document No. 11-47.

The motion carried on a vote of 5-0 with Commissioners

Bauerly, Hunter, McGahn, Petersen, and Weintraub voting

affirmatively for the decision.

II. DRAFT ADVISORY OPINION 2011-14

**Utah Bankers Association and Utah Bankers Association
Action PAC by Kirk Jowers, Esq. and Matthew T.
Sanderson, Esq.**

Agenda Document No. 11-46 (Drafts A and B)

Chair Bauerly noted that requestors' counsel was present to answer any questions the Commission may have during the discussion.

Chair Bauerly recognized Vice Chair Hunter who

MOVED to suspend the rules on the timely submission of agenda documents to consider the late submission of Agenda Document No. 11-46, Drafts A and B.

The motion carried on a vote of 5-0 with Commissioners

Bauerly, Hunter, McGahn, Petersen, and Weintraub voting affirmatively for the decision.

Chair Bauerly recognized Mr. Neven Stipanovic of the General Counsel's Office who presented the advisory opinion concerning the application of the Federal Election Campaign Act of 1971, as amended, and Commission regulations to certain proposed activities relating to Friends of Traditional Banking ("the Project"), a planned project of the Utah Bankers Association Action PAC. The Project will solicit individuals in the general public via email and the Project's website to make contributions directly to certain recommended Federal candidates. Mr. Stipanovic summarized the similarities and differences between Drafts A and B.

Mr. Matthew Sanderson, requestors' counsel, participated in the discussion which followed.

It was agreed, by consensus, that the Commission will continue to consider this request and provide the requestor with an answer as soon as possible. The Commission asks the General Counsel staff to continue to communicate with requestor's counsel about the status of the request.

Chair Bauerly recognized Commissioner Weintraub for a moment of personal privilege. Commissioner Weintraub thanked Mr. Sam Brown for his service as her counsel and assistant and wished him much success in his new endeavor. Chair Bauerly also expressed her good wishes to Mr. Brown.

Chair Bauerly congratulated Mr. Alec Palmer on his appointment as the permanent Staff Director.

III. MANAGEMENT AND ADMINISTRATIVE MATTERS

There being no further business to come before the Commission, the meeting adjourned at 10:36 A.M.

Signed:

**Cynthia L. Bauerly
Chair of the Commission**

Attest:

**Shawn Woodhead Werth
Secretary and Clerk of the Commission**