



FEDERAL ELECTION COMMISSION
WASHINGTON, DC

MEMORANDUM

January 19, 2024

TO: The Commission

FROM: Lisa J. Stevenson
Acting General Counsel

Charles Kitcher
Associate General Counsel for Enforcement

Claudio J. Pavia
Deputy Associate General Counsel for Enforcement

BY: Mark Shonkwiler *MS*
Assistant General Counsel

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Attorney

SUBJECT: MUR 8174 (OkieWay)
Pre-Probable Cause Conciliation Agreement

On October 3, 2023, the Commission found reason to believe that OkieWay and Steven Martin in his official capacity as treasurer (the “Committee”) violated 52 U.S.C. § 30104(g)(2) by failing to file one pre-election 48-Hour Report of Independent Expenditures in connection with the June 28, 2022 Oklahoma United States Senate special primary election.¹ In addition, the Commission authorized the Office of General Counsel (“OGC”) to engage in pre-probable cause conciliation with the Committee regarding this violation,

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¹ Cert. ¶ 2(b) (Oct. 5, 2023); Factual & Legal Analysis (“F&LA”) at 7, MUR 8174 (OkieWay).

² Cert. ¶ 2(c) (Oct. 5, 2023).

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The negotiated conciliation agreement retains the facts, law, and admission of the violation from the Commission's opening offer. Under these circumstances, we believe that this negotiated settlement represents an acceptable resolution of this matter. Therefore, we recommend that the Commission accept the signed conciliation agreement and close the file.

RECOMMENDATIONS

1. Accept the attached signed conciliation agreement with OkieWay and Steven Martin in his official capacity as treasurer;
2. Approve the appropriate letter; and
3. Close the file.