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FEDERAL ELECTION
COMMISSION

2011 FEB 26 AM 3:45

BEFORE THE FEDERAL ELECTION COMMISSION

CELA

In the Matter of)	
)	
Lee Terry for Congress and David)	MUR 6406
Bywater, as Treasurer: Case Closure)	
(EPS))	

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on February 25, 2011, the Commission decided by a vote of 6-0 to take the following actions in MUR 6406:

1. Find no reason to believe that Lee Terry for Congress and David Bywater, in his official capacity as treasurer, violated 2 U.S.C. § 441d(c) and 11 C.F.R. § 110.11(c).
2. Close the file and send the appropriate letters.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

February 25, 2011
Date

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

11044291422



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MAR - 3 2011

David Bywater, Treasurer
Lee Terry for Congress
P.O. Box 540098
Omaha, NE 68154

RE: MUR 6406

Dear Mr. Bywater:

On October 29, 2010, the Federal Election Commission notified Lee Terry for Congress and you, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.


On February 25, 2010, the Commission found, on the basis of the information in the complaint, and information provided by you, that there is no reason to believe you violated the Federal Election Campaign Act of 1971, as amended. 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).

If you have any questions, please contact Frankie D. Hampton, the staff member assigned to this matter at (202) 694-1650.

Sincerely,

Christopher Hughey
Acting General Counsel

BY: 
Jeff S. Jordan
Supervisory Attorney
Complaints Examination and
Legal Administration

Enclosure
General Counsel's Report

11044291426



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

MAR - 3 2011

Laura A. Wigley
Nebraska Democratic Party
1327 H Street
Suite 200
Lincoln, NE 68508

RE: MUR 6406
Lee Terry for Congress and
David Bywater, Treasurer

Dear Ms. Wigley:

The Federal Election Commission reviewed the allegations in your complaint received on October 22, 2010. On February 25, 2010, based upon the information provided in the complaint, and information provided by the respondents, the Commission determined that there was no reason to believe the respondents violated the Federal Election Campaign Act of 1971, as amended. Therefore, the Commission decided to close its file in this matter on February 25, 2010.

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). A copy of the dispositive General Counsel's Report is enclosed for your information. The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g (a)(8).

Sincerely,

Christopher Hughey
Acting General Counsel

BY: Jeff S. Jordan
Supervisory Attorney
Complaints Examination and
Legal Administration

Enclosure
General Counsel's Report

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