



AGENDA DOCUMENT NO. 12-14

**MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION
THURSDAY, FEBRUARY 16, 2012**

PRESENT:

Caroline C. Hunter, Chair, presiding

Cynthia L. Bauerly, Commissioner

Donald F. McGahn II, Commissioner

Matthew S. Petersen, Commissioner

Steven T. Walther, Commissioner

Alec Palmer, Staff Director

Anthony Herman, General Counsel

Shawn Woodhead Werth, Secretary and Clerk

Chair Caroline C. Hunter called the Federal Election Commission to order in an open meeting at 10:10 A.M. on Thursday, February 16, 2012 with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

**Minutes for February 2, 2012
Agenda Document No. 12-12**

Chair Hunter recognized Commissioner Bauerly who

MOVED to approve the minutes for the meeting of February 2, 2012 as noted in Agenda Document No. 12-12.

The motion carried on a vote of 5-0 with Commissioners Bauerly, Hunter, McGahn, Petersen, and Walther voting affirmatively for the decision. Commissioner Weintraub was not present and did not vote.

II. DRAFT ADVISORY OPINION 2012-02

Wawa, Inc. by Katherine J. Dickinson, Esq.

Agenda Document No. 12-11

Chair Hunter recognized Mr. Joshua Blume of the General Counsel's Office who presented the draft advisory opinion concerning the application of the Federal Election Campaign Act of 1971, as amended, and Commission regulations to Wawa, Inc.'s request as to whether its area managers and general managers qualify as executive or administrative

personnel so that Wawa, Inc. may solicit contributions from them for its separate segregated fund.

Chair Hunter recognized Commissioner Bauerly who

**MOVED to approve Agenda Document No. 12-11,
Draft Advisory Opinion for Wawa, Inc.**

The motion carried on a vote of 5-0 with Commissioners Bauerly, Hunter, McGahn, Petersen, and Walther voting affirmatively for the decision. Commissioner Weintraub was not present and did not vote.

III. DRAFT ADVISORY OPINION 2012-04

Justice Party of Mississippi by Richard C. Farrar, Jr.

Agenda Document No. 12-10

Chair Hunter noted that Dr. Paul Zeist, the requestor's representative, was present and available to answer Commissioners' questions.

Chair Hunter recognized Ms. Joanna Waldstreicher of the General Counsel's Office who presented the draft advisory opinion concerning the application of the Federal Election Campaign Act of 1971, as amended, and Commission regulations to the Justice Party of Mississippi's request as to whether it qualifies as a State committee of a political party.

Chair Hunter noted that, because the 60-day response deadline for this Advisory Opinion is March 16, 2012, the Commission has time to consider it if the Commission does not vote on it today.

Dr. Zeist and General Counsel Herman participated in the discussion which followed.

Chair Hunter stated that the Office of General Counsel will contact the requestor to advise whether the Commission will consider this matter on a tally vote basis or at the next open meeting.

IV. MANAGEMENT AND ADMINISTRATIVE MATTERS

There being no further business to come before the Commission, the meeting adjourned at 10:48 A.M.

Signed:

**Caroline C. Hunter
Chair of the Commission**

Attest:

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