



AGENDA DOCUMENT No. 10-09

**MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION
FRIDAY, JANUARY 29, 2010**

PRESENT:

Matthew S. Petersen, Chairman, presiding

Cynthia L. Bauerly, Vice Chair

Caroline C. Hunter, Commissioner

Donald F. McGahn II, Commissioner

Steven T. Walther, Commissioner

Ellen L. Weintraub, Commissioner

Alec Palmer, Acting Staff Director

Thomasenia P. Duncan, General Counsel

Darlene Harris, Acting Secretary

Chairman Matthew S. Petersen called the Federal Election Commission to order in an open meeting at 10:35 A.M. on Friday, January 29, 2010, with a quorum present. The Chairman made remarks regarding the decision in *Citizens United v. FEC*.

I. CORRECTION AND APPROVAL OF MINUTES

**Minutes for January 14, 2010
Agenda Document No. 10-05**

Chairman Petersen recognized Vice Chair Bauerly, who

MOVED to approve the Minutes for the open meeting of Thursday, January 14, 2010, as set forth in Agenda Document No. 10-05.

The motion carried on a vote of 6-0 with Commissioners Bauerly, Hunter, McGahn, Petersen, Walther and Weintraub voting affirmatively.

II. DRAFT ADVISORY OPINION 2009-30

**TechNet by Marc E. Elias, Esq. and
Rebecca H. Gordon, Esq.
Agenda Document No. 10-07**

Chairman Petersen 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 (the "Act"), and Commission regulations to payments by TechNet's corporate members for fundraising consulting services for their separate segregated funds ("SSFs").

II. DRAFT ADVISORY OPINION 2009-30 (continued)

Chairman Petersen recognized Vice Chair Bauerly, who

**MOVED to approve draft Advisory Opinion 2009-30,
as set forth in Agenda Document No. 10-07.**

The motion carried on a vote of 6-0.

III. DRAFT ADVISORY OPINION 2009-31

**MAXIMUS, Inc. by Kirk L. Jowers, Esq. and
Matthew T. Sanderson, Esq.**

Agenda Document No. 10-06

Chairman Petersen recognized Ms. Jessica Selinkoff 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 (the "Act"), and Commission regulations to the plan of MAXIMUS, Inc. ("MAXIMUS") to allow employees to contribute the value of "credits" received as compensation to MAXIMUS's separate segregated fund, MAXIMUS, Inc. Political Action Committee ("MAXPAC").

Chairman Petersen recognized Vice Chair Bauerly, who

**MOVED to approve draft Advisory Opinion 2009-31,
as set forth in Agenda Document No. 10-06.**

The motion carried on a vote of 6-0.

IV. DRAFT ADVISORY OPINION 2009-32

Dr. Richard L. Jorgensen

Agenda Document No. 10-08 (Submitted late)

IV. DRAFT ADVISORY OPINION 2009-32 (continued)

Chairman Petersen recognized Vice Chair Bauerly, who

MOVED to suspend the rules on the timely submission of agenda documents in order to consider Agenda Document No. 10-08.

The motion carried on a vote of 6-0.

Chairman Petersen 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 (the "Act"), and Commission regulations to Dr. Jorgensen's proposed sale of fundraising items for political committees.

Chairman Petersen recognized Vice Chair Bauerly, who

MOVED to approve draft Advisory Opinion 2009-32, as set forth in Agenda Document No. 10-08.

The motion carried on a vote of 6-0.

V. MANAGEMENT AND ADMINISTRATIVE MATTERS

Chairman Petersen and Commissioner McGahn acknowledged the departures of the following FEC staff members:

- 1. Mr. Art Forster, Chief Communications Officer.**
- 2. Mr. John Gibson, Chief Compliance Officer, retiring after thirty-three years of service at the Commission.**
- 3. Mr. Josh Stoddard, intern, Chairman Petersen's Office.**

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

Signed:

**Matthew S. Petersen
Chairman of the Commission**

Attest:

**Darlene Harris
Acting Secretary of the Commission**