

**RECEIVED**

By Office of the Commission Secretary at 3:07 pm, Oct 10, 2024



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

October 10, 2024

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Jacquelyn Lopez, Esq.  
Jonathan Peterson, Esq.  
Emma Anspach, Esq.  
Elias Law Group  
250 Massachusetts Ave NW, Suite 400  
Washington, DC 20001

RE: Advisory Opinion Request 2024-13

Dear Ms. Lopez, Mr. Peterson, and Ms. Anspach:

This letter responds to your letter received on September 18, 2024, requesting an advisory opinion on behalf of the Democratic Senatorial Campaign Committee (“DSCC”), Montanans for Tester, and Gallego for Arizona. The purpose of this letter is to inform you that the Commission has concluded its consideration of your advisory opinion request without issuing an advisory opinion.

The Commission publicly released two draft advisory opinions and one revised draft advisory opinion in response to your request. The drafts were identified as Agenda Document Nos. 24-42-A and 24-42-B (released on October 3, 2024), and Agenda Document No. 24-42-B1 (released on October 4, 2024). These agenda documents are available on the Commission’s website, at [www.fec.gov](http://www.fec.gov).

At its Open Meeting of October 10, 2024, the Commission considered but did not approve any of the draft advisory opinions. The Commission voted 3-3 on Agenda Document Nos. 24-42-A and 24-42-B1. The affirmative vote of four members of the Commission is required to render an advisory opinion under the Federal Election Campaign Act. *See* 52 U.S.C §§ 30106(c), 30107(a)(7); *see also* 11 C.F.R. § 112.4(a). Thus, the Commission was unable to render an opinion in this matter.

Jacquelyn Lopez, Esq.  
Jonathan Peterson, Esq.  
Emma Anspach, Esq.  
October 10, 2024  
Page 2

If you have any questions, please contact Joanna Waldstreicher or Luis Lipchak, Attorneys, or Amy Rothstein, Assistant General Counsel, at 202/694-1650.

Sincerely,

*N. Stipanovic*

Neven Stipanovic  
Associate General Counsel