



FEDERAL ELECTION COMMISSION
Washington, DC 20463

May 19, 2016

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Michael J. Barron, Jr., Esq.
Fletcher & Sippel LLC
29 North Wacker Drive
Suite 920
Chicago, IL 60606-2832

RE: Advisory Opinion Request 2016-04

Dear Mr. Barron:

This letter responds to your letter dated February 22, 2016, and your emails received on March 28, 2016 and March 30, 2016, requesting an advisory opinion on behalf of Grand Trunk Western Railroad Co. – Illinois Central Railroad Co. Political Action Committee. 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.

On May 9, 2016, the Commission released for public comment Agenda Document No. 16-19-A, containing a draft of an advisory opinion in response to your request. This agenda document is available on the Commission's website.

At its Open Meeting of May 19, 2016, the Commission considered but did not approve the draft advisory opinion. Under the Federal Election Campaign Act of 1971, as amended, the affirmative vote of four members of the Commission is required for the Commission to render an advisory opinion. *See* 52 U.S.C §§ 30106(c), 30107(a)(7); *see also* 11 C.F.R. § 112.4(a). The Commission voted 3-3 on Agenda Document No. 16-19-A. Thus, the Commission was unable to render an opinion in this matter.

Michael J. Barron, Jr., Esq.

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If you have any questions, please contact Esther Gyory, an attorney in this Office, at 202/694-1650.

Sincerely,

(signed)

Adav Noti

Acting Associate General Counsel