ETEXT ATTACHMENT

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12/16/2002 16 : 15

RYAN, PHILLIPS, UTRECHT & MACKINNON
1133 Connecticut Avenue, N.W.
Suite 300
Washington, D.C. 20036

October 16, 2002

Ms. Jane Parks
Reports Analysis Division
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: HILLPAC (C00363994)
May Monthly Report (4/1/02 - 4/30/02)

Dear Ms. Parks:

I am writing on behalf of HILLPAC in response to questions raised by you concerning information contained in HILLPAC's May Monthly Report for the period April 1, 2002 through April 30, 2002 (the "Report"). HILLPAC's response is set forth below:

1. Apparent Excessive Contribution Properly Refunded and Reported

HILLPAC complied fully with the Federal Election Campaign Act of 1971, as amended, and FEC regulations in handling and reporting the receipt and refund of the contribution questioned in your September 25, 2002 letter. On April 23, 2002, HILLPAC received a $10,000 contribution from Mr. Thomas B. Green. The receipt of this contribution was properly reported on Schedule A for Line 11a with a notation in the space below the amount of the contribution which stated: "seeking reattribution."

An individual may contribute $5,000 per calendar year to a political committee. 2 U.S.C. §441a(f). If a committee receives a contribution that exceeds the limits it may retain the funds if within 60 days of receipt the excessive amount is properly reattributed to another person, such as a joint accountholder, by obtaining signed written authorizations from each person making the contribution. 11 C.F.R. §110.1(k)(3). When itemizing a contribution that must be reattributed to correct an excessive amount, a committee is instructed to include a statement noting that a reattribution has been requested. 11 C.F.R. §103.3(b)(5). If the written reattribution is not received within 60 days of receipt, the excessive amount of the contribution must be refunded and the treasurer must disclose the refund on the next report. 11 C.F.R. §104.8(d)(4).

On June 13, 2002, HILLPAC refunded the full amount of Mr. Green's contribution. The refund was made within 60 days of the date of receipt of the contribution in compliance with FEC regulations. This transaction was properly disclosed on HILLPAC's July Monthly Report on Schedule B for Line 28a. Pursuant to your request, a photocopy of the refund check is enclosed for your review.

2. Payments to Another Political Committee for Rent at the Usual and Normal Charge

On Schedule B supporting Line 21b HILLPAC disclosed a payment to another political committee for services provided by that committee. HILLPAC rented a portion of a one-room office from the New York State Democratic Committee. The state party committee charges the same amount for all one-room offices, other than corner offices. The payment of $1,687.50 represents a three-month payment for rent at the usual and normal rate of $562.50 per month.

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We anticipate that this information sufficiently answers your questions. If you need any additional information, please contact me at your convenience.

Sincerely,

Lyn Utrecht

Enclosure
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