



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20541

RQ-3

February 6, 2003

Mark Valente III, Treasurer
Fund for American Opportunity
P.O. Box 65796
Washington, DC 20035

Identification Number: C00336297

Reference: Amended Mid-Year Report (1/1/01-6/30/01), received 8/2/01

Dear Mr. Valente:

On January 15, 2003, you were notified that a review of the above-referenced report(s) raised questions as to specific contributions and/or expenditures, and the reporting of certain information required by the Federal Election Campaign Act.

Your February 3, 2003 response is incomplete because you have not provided all the requested information. For this response to be considered adequate, the following information is still required.

-Line 18 of the Detailed Summary Page of your report discloses a total of \$1,544 in transfers received from non-federal account for shared activity. The sum of the entries itemized on Schedule H3, however, indicates the total to be \$7,723. Please amend your report to clarify the discrepancy.

-On Schedule H3 supporting Line 18 of the Detailed Summary Page, you have failed to provide a breakdown of transfers received by the federal account. Please amend your report to include the missing information.

-Schedule H3 of your report discloses transfers-in totaling \$7,723 from your account "Fund for American Opportunity". However, a Schedule H4 has not been filed to disclose any payments for allocable expenses, which is necessary to support such a transfer-in.

Please be advised that transfers for shared activity must be made within a 70-day time period: no more than 10 days before or 60 days after the payment to the vendor. 11 CFR §§106.5(g)(2) and 106.6(e)(2) In addition,

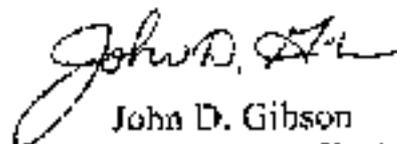
unless your non-federal account is reimbursing your federal account for allocable activity, the transfer-in of funds from a non-federal account is prohibited by 11 CFR §102.5(a)(1)(i). Please clarify the nature of this transfer-in from the non-federal account.

The Commission recommends that you immediately transfer the impermissible funds received by your federal account, back to your non-federal account. Although the Commission may take further legal action concerning this prohibited activity, your prompt action will be taken into consideration.

An adequate response must be received at the Commission by February 26, 2003. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond will not be considered.** Failure to provide an adequate response by this date may result in an audit of the committee. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions related to this matter, please contact Antoinette Kitchen on our toll-free number (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division) or our local number (202) 694-1130.

Sincerely,



John D. Gibson
Assistant Staff Director
Reports Analysis Division

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