



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

RQ-2

Ivo Spalatin, Treasurer
Council for A Livable World
110 Maryland Avenue N.E.
Washington, DC 20002

Identification Number: C00029165

SEP 18 2002

Reference: Year End Report (7/1/01-12/31/01)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A supporting line 17 of your report discloses payments from Names in the News for goods and/or services provided by your committee. 11 CFR §100.7(a)(1)(iii)(A) states that "... the provision of any goods or services without charge or at a charge which is less than the usual and normal charge for such goods and services is a contribution". Examples of goods and services include equipment, supplies, personnel, membership lists, and mailing lists. The term "usual and normal charge" for goods is defined as "... the price of those goods in the market from which they ordinarily would have been purchased at the time of the contribution". The usual and normal charge for services is defined as "... the hourly or piecework charge for the services at a commercially reasonable rate prevailing at the time the services were rendered." 11 CFR §100.7(a)(1)(iii)(B)

Please clarify whether your committee assessed the usual and normal charge for the goods and/or services you provided to Names in the News and explain the steps your committee took in determining the amount(s) charged.

-Your report discloses the apparent disbursement of earmarked

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contributions outside the permissible time period. As a conduit or intermediary for an authorized committee, your committee must forward any earmarked contribution, along with a transmittal report, no later than ten (10) days after receiving the earmarked contribution. 11 CFR §§102.8(a) and (c) and 110.6(c)(1)(iii)

If the earmarked contributions were incompletely or incorrectly disclosed, you should amend your report with clarifying information.

Although the Commission may take further legal action regarding the untimely forwarding of earmarked contributions, your prompt action in addressing the concerns raised will be taken into consideration.

-Schedule B supporting Line 23 discloses numerous earmarked contributions that appear to have been reported incorrectly. Please note that all earmarked receipts should be reported as being paid to the candidate committee, including in the proper field their mailing address, office sought (House, Senate, or President), state and congressional district, as well as the name of the contributor in the "purpose" field (example enclosed).

Please amend your report to include the missing information.

-Schedule B supporting Line 23 discloses contributions to federal candidates for which no election designation has been provided. Please note that if no designation is included in your report, the contributions will be attributed to the next upcoming election for the recipient candidate. Thus, for future reporting purposes, it is in your committee's interest to designate the appropriate election in order to avoid the appearance of excessive contributions made to federal candidates by your committee.

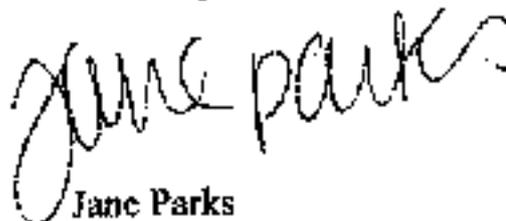
A response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. Electronic filers must file amendments (to include statements, designation and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the

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prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Jane Parks
Reports Analysts
Reports Analysis Division

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Transmittal Report

Along with the funds, the conduit must also forward a transmittal report, containing information that the candidate's campaign committee will need for its own records and reports: 110.6(c)(1).

Contributions Exceeding \$50

When an earmarked contribution exceeds \$50, the accompanying report must contain the name and address of the original contributor, the date the contribution was received by the conduit and the amount: 102.6(b). The report should also state the election designated by the contributor, if any: 110.1(b)(3).

Contributions Exceeding \$200

When an earmarked contribution exceeds \$200, the accompanying report must contain the name and address of the contributor, the contributor's occupation and employer, the date the contribution was received by the conduit and the amount: 102.6(b). The report should also state the election designated by the contributor, if any: 110.1(b)(3).

4. Reporting Conduit Activity

The conduit must comply with special reporting rules, which vary depending on whether the contribution was deposited in the conduit's bank account or was passed on directly to the campaign in the form of the original contributor's check: 110.6(c)(1)(v).

Report Filed with the Government

Separate Segregated Fund

A conduit SSF must disclose its activity on its next regularly scheduled FEC report: 110.6(c)(1)(v).

Unregistered Entity

An individual or other unregistered entity acting as a conduit must disclose the activity in a letter to the FEC within 90 days after forwarding the earmarked contribution: 110.6(c)(1)(v).

The letter should contain all the information listed below for SSF conduits.

EARMARKED CONTRIBUTIONS

SCHEDULE A (FEC Form 30)		Use separate schedule for each category of the Detailed Summary Page		FOR LINE NUMBER (check only one)		PAGE 1 OF 1	
ITEMIZED RECEIPTS		101	102	103	104	105	106
Any information copied from such Reports and Schedules may not be used by any person for the purpose of soliciting contributions or for confidential purposes, other than using the name and address of any political committee to which contributions were made.							
NAME OF COMMITTEE OR PAC Unmoved Movers Incorporated PAC (COMFAC)							
Full Name (Last, First, Middle Initial) A. Joe Aristotle				Date of Report 08 19 2008			
Mailing Address 11 Lambda Street City: Stegira NY 00000				Report or Each Report in the Period 500.00			
FEC ID Number of Contributing Individual (political committee) C				Earmarked for Tom Aquilino, Senate, NY ^a			
Name of Employer Unmoved Movers Inc.		Occupation Vice President		Applicable Year-to-Date Y 500.00			
Report For <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify) ?							

SCHEDULE B (FEC Form 3K)		Use separate schedule for each category of the Detailed Summary Page		FOR LINE NUMBER (check only one)		PAGE 1 OF 1	
ITEMIZED DISBURSEMENTS		101	102	103	104	105	106
Any information copied from such Reports and Schedules may not be used by any person for the purpose of soliciting contributions or for confidential purposes, other than using the name and address of any political committee to which contributions were made.							
NAME OF COMMITTEE OR PAC Unmoved Movers Incorporated PAC							
Full Name (Last, First, Middle Initial) A. Committee to Elect Tom Aquilino				Date of Disbursement 08 28 2008			
Mailing Address 18 Summit Ln. City: Stegira NY 00000				Amount of Each Disbursement in the Period 500.00			
Purpose of Disbursement Contribution				Earmarked by Joe Aristotle and transmitted by committee check ^b			
Candidate Name Tom Aquilino		Disbursement For <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify) ?					
Other Receipt NY							

^a On RECEIPTS, use "description" field.

^b When using FRENDS, this information is entered using "memo text." See example on page 45.

Contributions Deposited in SSF's Account

Schedule A

If an earmarked contribution passes through an SSF's account, the committee reports the following information on Schedule A:

- The name and mailing address of each person making an earmarked contribution (including earmarked contributions of \$200 or less) (110.6(c)(1)(v)(A));
- The occupation and employer of each individual making an earmarked contribution exceeding \$200 (110.6(c)(1)(v)(A));
- The candidate designated by the contributor as the recipient of the contribution (110.6(c)(1)(v)(B));

- The election for which the contribution was designated, if any (see 110.1(b)(3)(i));
- The amount of the earmarked contribution (110.6(c)(1)(v)(B)); and
- The date the contribution was received by the conduit (110.6(c)(1)(v)(C)).

Schedule B

Once the SSF has forwarded the contribution to the candidate (after depositing it in its own account), the committee reports on Schedule B:

- The candidate designated by the contributor (110.6(c)(1)(v)(A));
- The date the contribution was forwarded (110.6(c)(1)(v)(C));

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