



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

August 17, 2017

H O'NEIL WILLIAMS, TREASURER
DONALD M PAYNE JR FOR CONGRESS
PO BOX 2406
NEWARK, NJ 07114

Response Due Date

09/21/2017

IDENTIFICATION NUMBER: C00519355

REFERENCE: AMENDED JULY QUARTERLY REPORT (04/01/2017 - 06/30/2017),
RECEIVED 08/11/2017

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 1 item(s):

1. Schedule A of your report discloses one or more contributions from an organization(s) which is not a political committee registered with the Commission (see attached). The Commission notes your additional explanation regarding the committee's corrective action taken for some of these contributions. In order for your committee to accept contributions from unregistered organizations, your committee should take steps to ensure that the contributor(s) used permissible funds to make the contribution(s) to avoid violating 52 U.S.C. §§ 30116(f) and 30118 (formerly 2 U.S.C. §§ 441a(f) and 441b) or 11 CFR §102.5(b). Under 11 CFR §102.5(b), organizations which are not political committees under the Act and choose to contribute to federal committees must either: (1) establish a separate account which contains only those funds permitted under the Act, or (2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.

If any apparently prohibited contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. In addition, please clarify whether the contribution(s) received from the referenced organization(s) is permissible.

If you have received prohibited contributions, you must make a refund. (11 CFR § 103.3(b)(1)) The refund must be made within 30 days of the treasurer

DONALD M PAYNE JR FOR CONGRESS

Page 2 of 3

becoming aware of the illegality of the contribution. (11 CFR § 103.3(b)(2))

If you have not already done so, please inform the Commission of your corrective action immediately in writing and provide a photocopy of any refund checks. Refunds must be reported on a Schedule B supporting Line 20(b) or (c), as applicable, of the report covering the period in which the refund was made. (11 CFR § 104.8(d)(4))

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, your prompt action to refund the prohibited amount will be taken into consideration.

- Please be advised that the FEC Committee ID numbers for the following contributions from political committees appear to be incorrect: American Federation of Government Employees (AFGE PAC) (C00512293) and MEBA Political Action Fund (C00027938). Use of incorrect FEC Committee ID numbers may create difficulty in identifying the contributing committee for the public record. (11 CFR § 104.3(a)(4))

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. 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. **Requests for extensions of time in which to respond will not be considered.**

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. For additional information about the report review process or specific filing information for your committee type, please visit <http://transition.fec.gov/rad/>. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1174.

DONALD M PAYNE JR FOR CONGRESS

Page 3 of 3

Sincerely,

A handwritten signature in black ink, appearing to read "Jaime", with a long, sweeping horizontal flourish extending to the right.

Jaime Amrhein
Senior Campaign Finance Analyst
Reports Analysis Division

433

Excessive, Prohibited, and Impermissible Contributions
Donald M. Payne Jr. for Congress (C00519355)

Contributions from Unregistered Organizations

Contributor Name	Date	Amount	Election
Comm. to Re-Elect Pat Perkins-Auguste	4/14/17	\$300.00	P2018
Committee to Elect Sheila Oliver	4/23/17	\$1,200.00	P2018
Election Fund of Joseph Cryan	4/14/17	\$600.00	P2018
Friends of Ronald L. Rice	4/14/17	\$300.00	P2018
Joseph Divincenzo For County Executive	4/23/17	\$1,000.00	P2018
Joyce E Watterman Election Fund	4/14/17	\$600.00	P2018
Lavarro for Councilman	4/14/17	\$300.00	P2018
Newark East Ward Democratic Committee	4/23/17	\$300.00	P2018
Newark North Ward Democratic Committee	4/23/17	\$1,000.00	P2018
Political Action League	4/23/17	\$1,000.00	P2018