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01/18/2005 16 : 27

January 18, 2005

Christopher J. Morse
Campaign Finance Analyst
Reports Analysis Division
Federal Election Commission
999 E Street, N.W.
Washington D.C. 20463

RE: RFAI - December 17, 2004
October 2004 Monthly Report
12 Day Pre-General Report
NEA Fund for Children and Public Education
(FEC Committee ID # C00003251)

Dear Mr. Morse:

Pursuant to our telephone conversation on January 13, 2005, I am responding on behalf of the NEA Fund for Children and Public Education (NFCPE) to your Request for Additional Information (RFAI), dated December 17, 2004. The RFAI asked for explanations of the following items from reports filed by NFCPE:

1. A missing 48-hour notice for an independent expenditure of $181,805.20 made to Winning Directions for a direct mailing purportedly made on September 27, 2004, in opposition to George W. Bush; and

2. Late 48-hour notices for independent expenditures of $15,473.13 and $15,473.12 made to MacWilliams, Robinson & Partners, Inc., for a radio ad purportedly broadcast on October 1, 2004, that was partly in favor of John Kerry and partly in opposition to George W. Bush.

During the course of our telephone conversation, we determined that the radio ad in question was actually broadcast on October 5, 2004, and was reported in a 48-hour notice that NFCPE filed on October 7. Accordingly, we agreed, the 48-hour notice filed by NFCPE in connection with this independent expenditure was in conformance with the law.

Regarding the $181,805.20 expenditure, a review of NFCPE s financial records shows that the expenditure in question was not a previously unreported independent expenditure, but actually was a payment to Winning Directions for the following three mailings that the vendor had done on behalf of NFCPE:

1. One on September 16, 2004, in opposition to George W. Bush, at a cost of $62,781.38;

2. Another on September, 16, 2004, in opposition to George W. Bush, at a cost of $56,242.49; and

3. A final one on September 22, 2004, in opposition to George W. Bush, at a cost of $62,781.38.

NFCPE reported each of these independent expenditures in a timely manner -- the first two were reported on September 17, 2004, while the last was reported on September 24. Each of those reports was a 48-hour notice.

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In sum, NFCPE complied with all relevant reporting provisions of the Federal Election Campaign Act of 1971, as amended. If you would like to discuss these matters further, please feel free to contact me directly at 202-822-7041.

Sincerely,
Richard B. Wilkof
Legal Counsel