



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

September 28, 2023

STACY E. WIGGINS, TREASURER
TIM SCOTT FOR AMERICA
7620 RIVERS AVE STE 370, #312
NORTH CHARLESTON, SC 29406

Response Due Date
11/02/2023

IDENTIFICATION NUMBER: C00540302

REFERENCE: JULY QUARTERLY REPORT (04/01/2023 - 06/30/2023)

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 3 item(s):

1. Schedule A-P of your report discloses one or more contributions that appear to exceed the limits set forth in the Act (see attached). The Commission notes your additional explanation regarding the committee's corrective action taken for some of these contributions.

An individual or a political committee other than an authorized committee or a qualified multi-candidate committee may not make a contribution(s) to a candidate for federal office in excess of \$3,300 per election. An authorized committee may not make a contribution(s) to a candidate for federal office in excess of \$2,000 per election. A qualified multi-candidate committee and all affiliated committees may not make a contribution(s) to a candidate for federal office in excess of \$5,000 per election. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (52 U.S.C. § 30116(a) and (f) (formerly 2 U.S.C. § 441a(a) and (f)); 11 CFR §§ 110.1(b), (e) and (k), and 102.13(c))

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with clarifying information.

Please be reminded that all refunds, redesignations and reattributions must be made within 60 days of receipt of the contribution. To date, one or more of the

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apparent excessive contributions have not been refunded, redesignated, or reattributed.

For reattributions, the funds can be retained if, within 60 days of receipt, the excessive amount was properly reattributed to another person. An excessive contribution is considered properly reattributed if (1) the contributors provide the committee with written documentation, signed by each contributor, authorizing a reattribution and indicating the amount of the contribution to be attributed to each contributor; or (2) the committee reattributes by presumption the excessive portion of the contribution if the contribution was made on a written instrument from a joint account and was signed by only one of the account holders. In this case, the treasurer must notify the contributors in writing within 60 days of receiving the contribution that the committee intends to reattribute the excessive portion and must give the contributor who signed the check an opportunity to request a refund. (11 CFR § 110.1(k)(3)(ii)(B))

For redesignations, the funds can be retained if, within 60 days of receipt, the excessive amount was properly designated for a different election. An excessive contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election, provided that the new designation does not exceed the limitations on contributions made with respect to that election; or (2) the committee redesignates by presumption the excessive portion of the contribution for another election, provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR § 110.1(b)(5)(ii)(B)) A contribution can only be redesignated to a previous election to the extent that the contribution does not exceed the committee's net debts outstanding for that election. (11 CFR § 110.1(b)(3)(i))

If the foregoing conditions for reattributions or redesignations are not met within 60 days of receipt, the excessive amount must be refunded. (11 CFR § 103.3(b)(1))

Please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks and/or letters reattributing or redesignating the contributions in question. Refunds are reported on Line 28(a), (b), or (c), as applicable, of the Detailed Summary Page and on a supporting Schedule B-P of the report covering the period in which they are made.

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Redesignations and reattributions are reported as memo entries on Schedule A-P of the report covering the period in which the authorization for the redesignation and/or reattribution is received. (11 CFR § 104.8(d)(2), (3) and (4))

Although the Commission may take further legal action concerning the acceptance of excessive contributions, your prompt action to refund or redesignate and/or reattribute the excessive amount will be taken into consideration.

2. Schedule A-P of your report discloses one or more contributions that appear to exceed the limit set forth in the Act (see attached). The Commission notes your additional explanation regarding the committee's corrective action taken for some of these contributions.

No political committee other than a qualified multi-candidate committee may make contributions to a candidate for federal office in excess of \$3,300 per election. The attached PACs did not meet the requirements for qualified multi-candidate status as of the date the contribution(s) was made to your committee. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (52 U.S.C. § 30116(a) and (f) (formerly 2 U.S.C. § 441a(a) and (f)); 11 CFR § 110.1(b))

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

If any contribution(s) you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if, within 60 days of receipt, the excessive amount is properly redesignated for a different election. An excessive contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election, provided that the new designation does not exceed the limitations on contributions made with respect to that election; or (2) the committee redesignates by presumption the excessive portion of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR § 110.1(b)(5)(ii)(B)) A contribution can only be redesignated to a previous election to the extent that the contribution does not exceed net

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debts outstanding for that election. (11 CFR § 110.1(b)(3)(i))

Please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks and/or letters redesignating the contributions in question. Refunds are reported on Line 28(a), (b), or (c), as applicable, of the Detailed Summary Page and on a supporting Schedule B-P of the report covering the period in which they are made. Redesignations are reported as memo entries on Schedule A-P of the report covering the period in which the authorization for the redesignation is received. (11 CFR § 104.8(d)(2), (3) and (4))

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

3. Schedule B-P of your report discloses disbursements with the purpose of "Voided Check." Please be advised that if the committee received goods or services from a vendor without making any payment for the services rendered, the committee may be in receipt of a prohibited contribution. 52 U.S.C. § 30118(a) prohibits the receipt of contributions from corporations unless made from separate segregated funds established by the corporations and labor organizations. Any prohibited contribution must be refunded or disgorged. (11 CFR § 103.3(b)(1) and (2)) The refund must be made within 30 days of the treasurer becoming aware of the possible illegality of the contribution. (11 CFR § 103.3(b)(2)) If the identity of the contributor cannot be determined, the committee must disgorge funds to a governmental entity or to a qualified charitable organization described in 26 U.S.C. § 170(c). (Commission Advisory Opinions 1995-19 and 1991-39). Please take and report corrective action or amend your report if these transactions were incompletely or incorrectly disclosed.

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

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those portions of the report that are being amended. For information about the report review process or specific filing information for your committee type, please visit www.fec.gov/help-candidates-and-committees. For more information about Requests for Additional Information (RFAI), why you received a letter, and how to respond, please visit www.fec.gov/help-candidates-and-committees/request-additional-information. Should you 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) 694-1440.

Sincerely,



Patrick Harkins
Sr. Campaign Finance & Reviewing Analyst

Apparent Excessive, Prohibited, and Impermissible Contributions
Tim Scott for America (C00540302)

Apparent Excessive Contributions from Individuals

Contributor Name	Date	Amount	Election
Applbaum, Isaac	6/19/23	\$13,200.00	P2024
Bachtell, Charles	6/19/23	-\$3,300.00	P2024
Bachtell, Charles	6/19/23	\$13,200.00	P2024
Baur, Michael	5/22/23	-\$3,300.00	P2024
Baur, Michael	5/22/23	\$6,600.00	P2024
Baur, Michael	5/27/23	\$124.00	P2024
Beuley, Kenneth R	6/30/23	\$6,800.00	P2024
Brown, James	5/23/23	-\$3,300.00	P2024
Brown, James	5/23/23	\$13,200.00	P2024
Cann, David	5/23/23	\$13,200.00	P2024
Cann, David	5/23/23	-\$3,300.00	P2024
Carr, Lori Anne	5/23/23	\$5,000.00	P2024
Carr, Lori Anne	5/23/23	-\$1,700.00	P2024
Carr, Lori Anne	5/23/23	\$1,700.00	P2024
Carr, Lor Anne	5/23/23	-\$3,300.00	P2024
Carr, Lor Anne	5/23/23	\$6,600.00	P2024
Chamberlain, Lee	5/23/23	\$13,200.00	P2024
Chamberlain, Lee	5/23/23	-\$3,300.00	P2024
Converse, Justin	5/23/23	\$13,200.00	P2024
Converse, Justin	5/23/23	-\$3,300.00	P2024
Deering, Tony	5/23/23	-\$3,300.00	P2024
Deering, Tony	5/23/23	\$13,200.00	P2024
Goldbaum, Robert	5/23/23	\$13,200.00	P2024
Goldbaum, Robert	5/23/23	-\$3,300.00	P2024
Greipp, Angelique	5/23/23	-\$3,300.00	P2024
Greipp, Angelique	5/23/23	\$6,600.00	P2024
Griep, Angelique	6/9/23	\$3,300.00	P2024

Apparent Excessive, Prohibited, and Impermissible Contributions
Tim Scott for America (C00540302)

Hammond, Gregory	5/22/23	-\$3,300.00	P2024
Hammond, Gregory	5/22/23	\$13,200.00	P2024
Highsmith, Kacie	5/23/23	-\$3,300.00	P2024
Highsmith, Kacie	5/23/23	\$13,200.00	P2024
Hinrichs, Ivan	4/12/23	\$250.00	P2024
Hinrichs, Ivan	4/12/23	\$1,000.00	P2024
Hinrichs, Ivan	4/12/23	\$250.00	P2024
Hinrichs, Ivan	5/23/23	\$6,600.00	P2024
Hinrichs, Ivan	5/23/23	-\$3,300.00	P2024
Hinrichs, Ivan	6/22/23	\$100.00	P2024
Hobson, Lee	6/30/23	\$13,200.00	P2024
Hudson, David	5/29/23	\$13,200.00	P2024
Johnson, David	6/27/23	\$10,000.00	P2024
Johnson, Robert	5/23/23	\$13,200.00	P2024
Johnson, Robert	5/23/23	-\$3,300.00	P2024
Johnson, Robert	5/27/23	\$515.00	P2024
Lavin, Frank	5/24/23	\$6,600.00	P2024
Lavin, Frank	5/24/23	-\$3,300.00	P2024
Lavin, Franklin Leo	6/26/23	\$3,300.00	P2024
Lavin, Frank	5/24/23	\$3,300.00	G2024
Lavin, Franklin Leo	6/26/23	\$1,700.00	G2024
Marino, Vincent	5/23/23	\$13,200.00	P2024
Marino, Vincent	5/23/23	-\$3,300.00	P2024
Marshall, Con	5/25/23	\$5.00	P2024
Marshall, Con	5/25/23	\$30.00	P2024
Marshall, Con	6/4/23	\$13,200.00	P2024
Mcgrath, David	5/23/23	\$13,200.00	P2024
Mcgrath, David	5/23/23	-\$3,300.00	P2024

Apparent Excessive, Prohibited, and Impermissible Contributions
Tim Scott for America (C00540302)

Mitchell, Randy	4/12/23	\$25.00	P2024
Mitchell, Randy	4/12/23	\$500.00	P2024
Mitchell, Randy	4/12/23	\$500.00	P2024
Mitchell, Randy	4/12/23	\$500.00	P2024
Mitchell, Randy	4/12/23	\$50.00	P2024
Mitchell, Randy	4/12/23	-\$275.00	P2024
Mitchell, Randy	4/12/23	-\$500.00	P2024
Mitchell, Randy	4/12/23	\$225.00	P2024
Mitchell, Randy	4/12/23	\$500.00	P2024
Mitchell, Randy	4/12/23	\$500.00	P2024
Mitchell, Randy	4/12/23	\$500.00	P2024
Mitchell, Randy	4/12/23	\$500.00	P2024
Mitchell, Randy	4/12/23	\$275.00	P2024
Mitchell, Randy	4/17/23	\$500.00	P2024
Mitchell, Randy	4/17/23	-\$500.00	P2024
Mitchell, Randy	4/18/23	-\$500.00	P2024
Mitchell, Randy	4/18/23	\$500.00	P2024
Mitchell, Randy	5/17/23	-\$500.00	P2024
Mitchell, Randy	5/17/23	\$500.00	P2024
Mitchell, Randy	5/18/23	\$500.00	P2024
Mitchell, Randy	5/18/23	-\$500.00	P2024
Mitchell, Randy	6/17/23	\$500.00	P2024
Mitchell, Randy	6/18/23	\$500.00	P2024
Mittal, Mark	5/19/23	\$110.00	P2024
Mittal, Mark	6/30/23	\$6,600.00	P2024
Newman, Brad	5/22/23	-\$3,300.00	P2024
Newman, Brad	5/22/23	\$13,200.00	P2024
Novogradac, Michael	4/13/23	\$3,300.00	P2024
Novogradac, Michael	5/23/23	\$3,300.00	P2024
Novogradac, Michael	5/23/23	-\$3,300.00	P2024
Novogradac, Michael	6/21/23	\$3,300.00	P2024
Oliphant, Don	6/7/23	\$2,000.00	P2024
Oliphant, Don	6/8/23	\$2,000.00	P2024
Oshaughnessy, Patrick	5/22/23	\$3,300.00	G2024
Oshaughnessy, Pat T	5/23/23	\$3,300.00	G2024

Apparent Excessive, Prohibited, and Impermissible Contributions
Tim Scott for America (C00540302)

Propes, Travis	5/23/23	-\$3,300.00	P2024
Propes, Travis	5/23/23	\$13,200.00	P2024
Propes, Troy	5/23/23	-\$3,300.00	P2024
Propes, Troy	5/23/23	\$13,200.00	P2024
Rish, Mary W.	4/12/23	\$25.00	P2024
Rish, Mary W.	4/12/23	\$15.00	P2024
Rish, Mary W.	4/12/23	\$15.00	P2024
Rish, Mary W.	4/12/23	\$1,010.00	P2024
Rish, Mary W.	4/12/23	\$1,010.00	P2024
Rish, Mary W.	4/12/23	\$15.00	P2024
Rish, Mary W.	4/12/23	\$15.00	P2024
Rish, Mary W.	4/12/23	\$5.00	P2024
Rish, Mary W.	4/12/23	\$20.00	P2024
Rish, Mary W.	4/12/23	\$5.00	P2024
Rish, Mary W.	4/12/23	\$15.00	P2024
Rish, Mary W.	4/12/23	\$25.00	P2024
Rish, Mary W.	4/12/23	\$1,010.00	P2024
Rish, Mary W.	4/12/23	\$1,010.00	P2024
Rish, Mary W.	4/12/23	\$15.00	P2024
Rish, Mary W.	4/12/23	\$25.00	P2024
Rish, Mary W.	4/12/23	\$20.00	P2024
Rish, Mary W.	4/12/23	\$27.00	P2024
Rish, Mary W.	4/12/23	\$20.00	P2024
Rish, Mary W.	4/12/23	\$5.00	P2024
Rish, Mary W	4/14/23	\$1,010.00	P2024
Rish, Mary W	4/14/23	-\$1,010.00	P2024
Rish, Mary W	4/15/23	-\$15.00	P2024
Rish, Mary W	4/15/23	\$15.00	P2024
Rish, Mary W	5/10/23	-\$15.00	P2024
Rish, Mary W	5/10/23	\$15.00	P2024
Rish, Mary W	6/8/23	\$15.00	P2024
Rish, Mary W	6/8/23	-\$15.00	P2024
Waters, George P	4/12/23	\$1,000.00	P2024
Waters, George P	4/12/23	\$1,000.00	P2024
Waters, George	6/21/23	\$6,600.00	P2024
Waters, George	6/21/23	-\$3,300.00	P2024
Waters, George	6/27/23	\$100.00	P2024
Waters, George	6/30/23	\$100.00	P2024

**Apparent Excessive, Prohibited, and Impermissible Contributions
Tim Scott for America (C00540302)**

Wells, Erskine	4/12/23	\$2,500.00	P2024
Wells, Erskine	5/22/23	\$3,300.00	P2024
Yaun, Matthew	6/30/23	-\$3,300.00	P2024
Yaun, Matthew	6/30/23	\$13,200.00	P2024

Apparent Excessive Contributions from Committees not Qualified for Multi-Candidate Status

Contributor Name	Date	Amount	Election
The Guardian Life Insurance Company Of America Pac - Federal (Guardian Life P	4/26/23	\$5,000.00	P2024
Enact Holdings, Inc. Pac (Enact Pac)	4/12/23	\$5,000.00	P2024
Propelling America Into Tomorrow	6/16/23	\$5,000.00	P2024