FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

January 6, 2005

Jonathan F. Anderson, Treasurer
Georgians for Isakson
6000 Lake Forrest Drive #108
Atlanta, GA 30328

Response Due Date:
February 7, 2005

Identification Number: C00384693

Reference: 30 Day Post-General Report (10/14/04 - 11/22/04)

Dear Mr. Anderson:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **An adequate response must be received at the Senate Public Records Office by the response date noted above.** An itemization of the information needed follows:

-Schedule A of your report discloses one or more contributions that appear to be from a corporation(s) and/or labor organization(s) (see attached). 2 U.S.C. §441b(a) prohibits the receipt of contributions from corporations and labor organizations unless made from separate segregated funds established by the corporations and labor organizations.

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

If you have received prohibited contributions, you must make a refund. (11 CFR §103.3(b)(1)) The refund must be made within thirty (30) days of the treasurer becoming aware of the illegality of the contribution. (11 CFR §103.3(b)(2))

Please inform the Commission of your corrective action immediately and provide a photocopy of any refund checks. Refunds must be reported on a Schedule B supporting Line 20(a) 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, prompt action by you to refund the prohibited amount will be taken into consideration.

-Schedule A of your report discloses one or more contributions that appear to exceed the limits set forth in the Act (see attached). You should examine all of your contributions to check for additional excessive contributions. The Committee's procedures for processing contributions should also be reviewed.

An individual or a political committee other than an authorized committee or qualified multi-candidate committee may not make a contribution to a candidate for federal office in excess of $2,000 per election. An authorized committee may not make a contribution to a candidate for federal office in excess of $1,000 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. (2 U.S.C. §441a(a) and (f); 11 CFR §110.1(b), (e) and (k))

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 you received exceeds the limits, you may have to refund the excessive amount.

Excessive contributions may be retained if within sixty (60) days of receipt, the excessive portions are properly redesignated or reattributed. Guidelines for each option are provided below:

<u>For reattributions</u>, excessive contributions from individuals can be retained, if within sixty (60) days of receipt, the excessive amount is properly reattributed to another person. <u>Please note that reattributions only apply to excessive contributions from individuals</u>. 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 an opportunity to request a refund. (11 CFR 110.1(k)(3)(ii)(B))

<u>For redesignations</u>, the funds can be retained if within sixty (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) your 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)) Please note that you cannot presumptively redesignate an excessive contribution from a multi-candidate committee. Also, 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 of the contribution, the excessive amount must be refunded. See 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 20 of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations and reattributions are reported as memo entries on Schedule A 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))

The acceptance of excessive contributions is a serious problem. Again, the committee's procedures for processing contributions should be examined and corrected in order to avoid this problem. Although the Commission may take further legal action, prompt action by you to refund, redesignate, and/or reattribute of the excessive amount will be taken into consideration.

-A review of your itemized receipts indicates a discrepancy in your aggregate election cycle-to-date totals. The reported aggregate totals on your report should include all contributions from an individual or committee given in the election cycle. Please review your procedures for compliance with this requirement and amend your report(s) as necessary. (11 CFR §104.3(a)(3))

-The election cycle-to-date totals for certain entries on your report indicate additional contributions that should have been itemized. When contributions from an individual reach $200 for an election cycle, each subsequent contribution from that individual must be itemized, regardless of the amount. Additionally, each contribution from a political committee must be itemized, regardless of the amount. Please amend your report to correct the discrepancies in the aggregate totals for: Household International Inc. & Subsidiary Co. PAC and Miller Brewing Company PAC. (2 U.S.C. §434(b) and 11 CFR §104.3(a)(4))

-Commission Regulations require that a committee disclose the identification of all individuals who contribute in excess of $200 in an election cycle. (11 CFR §104.3(a)(4)(i)) Identification for an individual is defined as the full name, mailing address, occupation and name of employer. (11 CFR §100.12) Your report discloses contributions from individuals for which the identification is not complete.

You must provide the missing information, or if you are unable to do so, you must demonstrate that "best efforts" have been used to obtain the information. To establish "best efforts" you must provide the Commission with a detailed description of your procedures for requesting the information.

The Commission notes that the Committee previously submitted a description of its "best efforts" procedures. These procedures were deemed incomplete for the following reason(s):

Your original solicitation:

- did not inform the contributor of the requirements of federal law for reporting of such information. (11 CFR §104.7(b)(1)(i))

Your follow-up requests for contributor information:

- did not clearly ask for the missing information without soliciting a contribution. (11 CFR §104.7(b)(2))
- were not documented clearly in the form of written records/electronic files.
- did not include a pre-addressed post card or return envelope. (11 CFR §104.7(b)(2))
- was not made within 30 days of receiving the contribution. (11 CFR §104.7(b)(2))

Please amend you report to provide the missing information and a detailed description of your procedures for requesting the information. For more

information on demonstrating "best efforts", please refer to the Campaign Guide for Congressional Committees and Candidates.

-Contributions from individuals and persons other than political committees must be itemized when the aggregate total from the contributor exceeds $200 in an election cycle. This means that the committee does not have a reporting requirement of a contribution until the aggregate total exceeds the $200 threshold. (2 U.S.C. §434(b)(3)) Should a committee wish to disclose contributions that do not require itemization, it must do so on a separate Schedule A and report the total amount of the contributions not requiring itemization on Line 11(a)(ii), unitemized contributions, of the Detailed Summary Page information. (11 CFR §104.3(a)(4)(i))

-For future reports, please be advised that contributions from individuals and political committees should be itemized on a separate Schedule A. Additionally, the total amount of these contributions should be reported on the appropriate line of the Detailed Summary Page information - (11(a), 11(b) and 11(c)). (2 U.S.C. §434)

Unlike previous election cycles, you will not receive an additional notice from the Commission on this matter. 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.

A written response or an amendment to your original report(s) correcting the above problems should be filed with the Senate Public Records Office. Please contact the Senate Public Records Office at (202) 224-0322 for instructions on how and where to file an amendment. 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) 694-1164.

Sincerely,

Karen Balderama

Karen J. Balderama
Senior Campaign Finance Analyst
Reports Analysis Division

Excessive and/or Prohibited Contributions
Georgians for Isakson (C00364693)
30 Day Post-General Report (10/14/04 - 11/22/04)

P = Primary Election
G = General Election

CONTRIBUTOR NAME		DATE	AMOUNT	ELECTION
HOLLINGER	DAVID	08/25/2004	$ 1,000.00	G
HOLLINGER	DAVID	08/25/2004	$ 1,000.00	G
HOLLINGER	DAVID	10/22/2004	$ 1,000.00	G
KOCH	DAVID	10/22/2004	$ 200.00	G
KOCH	DAVID	10/30/2004	$ 2,000.00	G
MURPHY	JOHN	01/22/2004	$ 200.00	P
MURPHY	JOHN	04/16/2004	$ 200.00	G
MURPHY	JOHN	04/16/2004	$ 1,800.00	P
MURPHY	JOHN	10/19/2004	$ 4,000.00	G
SMITH	RICHARD	06/04/2004	$ 250.00	P
SMITH	RICHARD	08/26/2004	$ 1,000.00	G
SMITH	RICHARD	08/26/2004	$ 1,000.00	G
SMITH	RICHARD	10/18/2004	$ 1,000.00	G
AIR TRANSPORT ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE; THE		10/14/2004	$ 1,000.00	G
AIR TRANSPORT ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE; THE		10/22/2004	$ 6,000.00	G
ANHEUSER-BUSCH COMPANIES INC POLITICAL ACTION COMMITTEE (AB-PAC)		10/09/2004	$ 5,000.00	G
ANHEUSER-BUSCH COMPANIES INC POLITICAL ACTION COMMITTEE (AB-PAC)		10/27/2004	$ 5,000.00	G
COLONIAL BANCGROUP INC FEDERAL POLITICAL ACTION COMMITTEE (COLONIAL FED PAC)		09/10/2004	$ 5,000.00	G
COLONIAL BANCGROUP INC FEDERAL POLITICAL ACTION COMMITTEE (COLONIAL FED PAC)		10/26/2004	$ 1,000.00	G
INTERNATIONAL PAPER POLITICAL ACTION COMMITTEE		09/14/2004	$ 5,000.00	G
INTERNATIONAL PAPER POLITICAL ACTION COMMITTEE		10/14/2004	$ 3,000.00	G
NORTHSTAR LEADERSHIP PAC		10/04/2004	$ 5,000.00	G
NORTHSTAR LEADERSHIP PAC		10/27/2004	$ 5,000.00	G
HOUSEHOLD INTERNATIONAL INC & SUBSIDIARY CO PAC (MICHIGAN HOUSE PAC)		10/27/2004	$ 3,500.00	G

The above committee is not a qualified multi-candidate committee.

Excessive and/or Prohibited Contributions
Georgians for Isakson (C00384693)
30 Day Post-General Report (10/14/04 - 11/22/04)

P = Primary Election
G = General Election

CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
PUTNAM FOR CONGRESS	10/21/2004	$ 2,000.00	G
The above committee is an authorized committee of a federal candidate.			
THE FOLLOWING CONTRIBUTIONS ARE POSSIBLY PROHIBITED:			
DINNERMAN ENTERPRISE	10/28/2007	$ 250.00	G
MCCARR DEVELOPMENT CORPORATION	10/26/2004	$ 1,750.00	G
MOORE AND STUDSTILL, PC	11/01/2004	$ 250.00	G
RADIATION THERAPY ASSOCIATION, PC	10/29/2004	$ 500.00	G
SUNBELT STRUCTURES, INC.	10/18/2004	$ 1,000.00	G

Missing 48-hour notices
Georgians for Isakson (C00384693)
30 Day General Report (10/14/04 - 11/22/04)
General Election 2004
48 Hour Notice Period (10/14/04 - 10/30/04)

CONTRIBUTOR NAME		DATE	AMOUNT	ELECTION
MCLENDON	ROBERT	10/18/2004	$ 1,000.00	G
COARSEY	BUTCH	10/28/2004	$ 1,000.00	G
NORTEL NETWORKS POLITICAL ACTION COMMITTEE		10/28/2004	$ 1,000.00	G
THOMPSON	ROCKY	10/28/2004	$ 1,000.00	G
BETTY BROWN CASEY TRUST		10/29/2004	$ 2,000.00	G
LIBERTY MUTUAL INSURANCE COMPANY-PAC		10/29/2004	$ 5,000.00	G
FOREST LANDOWNERS ASSOCIATION INC. POLITICAL ACTION COMMITTEE		10/29/2004	$ 1,000.00	G
FRIENDS OF JACK KINGSTON		10/29/2004	$ 1,000.00	G
WING	ANDREW	10/29/2004	$ 2,000.00	G
WING	ANDY	10/29/2004	$ 2,000.00	G
WYETH GOOD GOVERNMENT FUND		10/29/2004	$ 2,000.00	G