



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

March 23, 2004

Julius L. Chambers, Treasurer  
Edwards for President  
2300 Rexwoods Drive, Suite 300  
Raleigh, NC 27607

**Response Due Date:**  
**April 22, 2004**

Identification Number: C00384073

Reference: Amended Year End Report (10/1/03 - 12/31/03), received 3/4/04

Dear Mr. Chambers:

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 Commission 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 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 a 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), and 102.13(c))

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

The Commission notes your request for the redesignation and/or reattribution of some of these contributions. Please be reminded that all refunds, redesignations and reattributions must be made within sixty (60) days of receipt of the contribution. To date, one or more of the apparent excessive contributions have not been refunded, redesignated, or reattributed.

For reattributions, the funds can be retained if within sixty (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 sixty (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))

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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 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 §104.3(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 or redesignate and/or retribute of the excessive amount will be taken into consideration.

-Commission Regulations define the term "purpose" to mean a brief statement or description of why a disbursement was made. Examples are "dinner expense", "media", "salary", "polling", "travel", "party fees", "phone banks", "travel expenses", "travel expense reimbursement" and "catering costs". Examples of election day and voter registration activity include "exit polling", "door-to-door get out the vote", "get out the vote phone calls" and "driving voters to the polls". Unacceptable descriptions, which require additional clarification, include but are not limited to "advance", "consulting", "commission", "contract labor", "retainer", "election day expense", "expenses", "invoice", "support", "expense reimbursement", "miscellaneous", "professional services", "get-out-the-vote", "voter registration", "event paraphernalia". (11 CFR §104.3(b)(4)(A)) Please amend Schedule B of your report to correct the descriptions that do not meet the requirements of the Regulations.

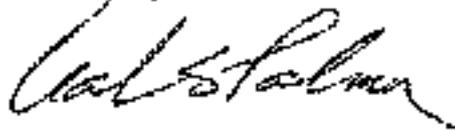
**Unlike previous election cycles, you will not receive an additional notice from the Commission on this matter.** Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond 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.

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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. 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 1, then press 2 to reach the Reports Analysis Division) or my local number (202) 694-1154.

Sincerely,



Leah S. Palmer  
Senior Campaign Finance Analyst  
Reports Analysis Division

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Excessive and/or Prohibited Contributions  
 Edwards for President (C00384073)  
 Amended Year End Report (10/1/03 - 12/31/03), received 3/4/04

P = Primary Election  
 G = General Election

CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Bell	Richard A	10/20/2003 \$ 1,000.00	P
Bell	Richard A	11/11/2003 \$ 2,000.00	P
Bradley	Bill	05/01/2003 \$ 1,500.00	P
Bradley	Bill	12/31/2003 \$ 1,000.00	P
Bradley	Katherine	10/20/2003 \$ 2,000.00	P
Bradley	Katherine Brittain	03/21/2003 \$ 2,000.00	P
Brown	Jon	09/30/2003 \$ 1,000.00	P
Brown	Jon	12/11/2003 \$ 1,500.00	P
Brown	Laurence	06/30/2003 \$ 1,000.00	P
Brown	Laurence	11/11/2003 \$ 2,000.00	P
Bulkeley	Morgan G IV	09/30/2003 \$ 1,000.00	P
Bulkeley	Morgan G IV	12/02/2003 \$ 1,000.00	P
Bulkeley	Morgan G IV	12/31/2003 \$ 500.00	P
Burkeley	Morgan IV	03/31/2003 \$ 500.00	P
Carpenter	Patricia	04/24/2003 \$ 2,000.00	P
Carpenter	Patricia	12/09/2003 \$ 2,000.00	P
Chasen	Berry M	02/18/2003 \$ 1,000.00	P
Chasen	Berry M	08/18/2003 \$ 250.00	P
Chasen	Berry M	12/03/2003 \$ 1,000.00	P
Davenport	W K	12/19/2003 \$ 1,000.00	P
Davenport	W Kirk	01/22/2003 \$ 2,000.00	P
Devine	Foy	05/16/2003 \$ 500.00	P
Devine	Foy	08/11/2003 \$ 1,500.00	P
Devine	Foy	12/31/2003 \$ 250.00	P
Edelstein	Paul	03/31/2003 \$ 2,000.00	P
Edelstein	Paul	11/26/2003 \$ 250.00	P
Eynon	Richard	08/22/2003 \$ 500.00	P
Eynon	Richard S	05/06/2003 \$ 1,000.00	P
Eynon	Richard S	12/05/2003 \$ 1,500.00	P
Feldman	Norma	08/01/2003 \$ 250.00	P
Feldman	Norma	09/30/2003 \$ 1,000.00	P
Feldman	Norma	11/05/2003 \$ 1,000.00	P
Friedman	Kirsten	08/18/2003 \$ 2,000.00	P
Friedman	Kirsten	12/04/2003 \$ 250.00	P

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CONTRIBUTOR NAME		DATE	AMOUNT	ELECTION
Friedman	Krsten	12/29/2003	\$ 35.00	P
Goldberg	Jeffrey	02/04/2003	\$ 2,000.00	P
Goldberg	Jeffrey	12/04/2003	\$ 1,000.00	P
Goldberg	Jeffrey	12/30/2003	\$ 1,000.00	P
Goldberg	Jeffrey	12/31/2003	\$ 1,000.00	P
Gross	Jacob E	03/05/2003	\$ 2,000.00	P
Gross	Jacob E	12/17/2003	\$ 1,000.00	P
Heiligenstein	C E	02/20/2003	\$ 2,000.00	P
Heiligenstein	C E	12/17/2003	\$ 2,000.00	P
Horton	Steven	05/21/2003	\$ 1,000.00	P
Horton	Steven	10/30/2003	\$ 1,000.00	P
Horton	Steven	11/11/2003	\$ 1,000.00	P
Jones	Alan	03/18/2003	\$ 1,000.00	P
Jones	Alan	03/19/2003	\$ 1,000.00	P
Jones	Alan	06/24/2003	\$ 1,000.00	P
Jones	Alan	12/09/2003	\$ 1,000.00	P
Joset	Stephen	03/20/2003	\$ 2,000.00	P
Joset	Stephen	12/09/2003	\$ 800.00	P
Kellum	Norman B	03/13/2003	\$ 1,000.00	P
Kellum	Norman B	12/02/2003	\$ 1,000.00	P
Kellum	Norman B	12/05/2003	\$ 1,000.00	P
Khanna	Surita	08/30/2003	\$ 2,000.00	P
Khanna	Surita	12/23/2003	\$ 2,000.00	P
Levy	Joan	08/25/2003	\$ 2,000.00	P
Levy	Joan	10/11/2003	\$ 2,000.00	P
Levy	Mark S	03/20/2003	\$ 2,000.00	P
Levy	Mark S	12/09/2003	\$ 250.00	P
Loncar	Brian	12/31/2003	\$ 4,000.00	P
Mongeluzzi	Robert	03/21/2003	\$ 1,000.00	P
Mongeluzzi	Robert	03/21/2003	\$ 1,000.00	P
Mongeluzzi	Robert	12/09/2003	\$ 1,000.00	P
Norman	Bradley	11/11/2003	\$ 4,000.00	P
Purdy	Charles	12/09/2003	\$ 4,000.00	P
Ray	Ryan	08/30/2003	\$ 1,000.00	P

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CONTRIBUTOR NAME		DATE	AMOUNT	ELECTION
Ray	Ryan	12/11/2003	\$ 1,000.00	P
Ray	Ryan	12/11/2003	\$ 1,000.00	P
Reinhart	Richard P	02/20/2003	\$ 1,000.00	P
Reinhart	Richard P	09/30/2003	\$ 500.00	P
Reinhart	Richard P	12/03/2003	\$ 1,000.00	P
Rothweiler	Ken	12/02/2003	\$ 1,000.00	P
Rothweiler	Ken Mr	02/01/2003	\$ 2,000.00	P
Russotti	Philip A	03/06/2003	\$ 2,000.00	P
Russotti	Philip A	12/02/2003	\$ 1,000.00	P
Scarantino	Charles Dr	03/31/2003	\$ 1,500.00	P
Scarantino	Charles Dr	09/30/2003	\$ 250.00	P
Scarantino	Charles W Dr	12/02/2003	\$ 1,000.00	P
Service	Errol	06/30/2003	\$ 1,000.00	P
Service	Errol	12/03/2003	\$ 2,000.00	P
Sims	John	06/30/2003	\$ 2,000.00	P
Sims	John	09/30/2003	\$ 1,000.00	P
Sims	John	12/31/2003	\$ 4,000.00	P
Stewart	Thomas L	12/09/2003	\$ 4,000.00	P
Taft	Jonathan G	02/26/2003	\$ 2,000.00	P
Taft	Jonathan G	12/31/2003	\$ 2,000.00	P
Whalley	Thomas M	01/24/2003	\$ 2,000.00	P
Whalley	Thomas M	12/09/2003	\$ 1,000.00	P
Wilks	Larry D	09/30/2003	\$ 1,000.00	P
Wilks	Larry D	12/02/2003	\$ 1,000.00	P
Wilks	Larry D	12/03/2003	\$ 250.00	P
Willingham	Thomas P	01/22/2003	\$ 2,000.00	P
Willingham	Thomas P	11/18/2003	\$ 250.00	P

