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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 22, 2004

Larry Ruggiero, Treasurer
Susan B. Anthony List Candidate Fund
1800 Diagonal Road, Suite 285
Alexandria, VA 22314

Response Due Date:
January 21, 2005

Identification Number: C00332296

Reference: October Monthly Report (9/01/04-9/30/04)

Dear Mr. Ruggiero:

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 B of your report discloses \$2,754.75 in payment(s) to your connected organization for "List Rental." 2 U.S.C. §441b prohibits a corporation or labor organization from contributing or expending funds for the purpose of influencing any federal election; however, a connected organization may pay for the solicitation and administrative costs of its separate segregated fund. Further, 11 CFR §114.2(f) prohibits corporations and labor organizations from facilitating the making of contributions to candidates or political committees, other than to the separate segregated funds of the corporations and labor organizations. Facilitation means using corporate or labor organization resources or facilities to engage in fundraising activities in connection with any federal election. The use of corporate or labor organization resources in connection with a fundraiser is permissible only if the corporation or labor organization receives advance payment for the fair market value of such services.

Please amend your report to clarify whether the payment to your connected organization was for expenditures which were intended to influence federal elections and provide the dates of the activity conducted by your connected organization. In addition, please clarify whether your committee made

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advance payment for these services to your connected organization. Although the Commission may take further legal action concerning this matter, your prompt action will be taken into consideration.

-Schedule B of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) prohibits a multicandidate committee and its affiliates from making a contribution to a candidate for federal office in excess of \$5,000 per election.

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

If any contribution you made exceeds the limits, you must request a refund of the excessive amount or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund of the excessive amount.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund or redesignation request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.1(b)

Although the Commission may take further legal action regarding the excessive contribution(s), your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

-Please identify the name of the recipient candidate for the eight in-kind contributions disclosed on Schedule B for Line 23 missing this information.

-Schedule A of your report discloses earmarked contributions totaling \$80,671.00, with no corresponding entries on Schedule B. Pursuant to 11 CFR §110.6(c)(1)(v), all earmarked contributions that have passed through

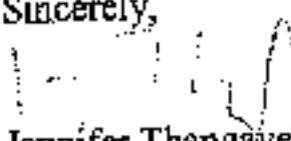
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a conduit's account must be itemized on the receipt (Schedule A) and disbursement (Schedule B) schedules, regardless of amount. All earmarked contributions that have been forwarded in the form of the contributor's check or written instrument must be itemized as memo entries on the receipt (Schedule A) and disbursement (Schedule B) schedules, regardless of the amount. Please amend your report to clarify these discrepancies.

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.

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 5 to reach the Reports Analysis Division) or my local number (202) 694-1143.

Sincerely,


Jennifer Thangavelu
Campaign Finance Analyst
Reports Analysis Division

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Recipient Name	Date	Amount	Election	Report
Jim DeMint	9/16/04	\$79.93	G2004	2004 October Monthly
Jim DeMint	9/16/04	\$62.58	G2004	2004 October Monthly
Jim DeMint	9/16/04	\$13.09	G2004	2004 October Monthly
Jim DeMint	9/16/04	\$98.15	G2004	2004 October Monthly
Jim DeMint	9/17/04	\$534.36	G2004	2004 October Monthly
Jim DeMint	9/17/04	\$705.22	G2004	2004 October Monthly
Jim DeMint	9/17/04	\$108.86	G2004	2004 October Monthly
Jim DeMint	9/17/04	\$503.85	G2004	2004 October Monthly
Jim DeMint	9/21/04	\$216.99	G2004	2004 October Monthly
Jim DeMint	9/21/04	\$250.71	G2004	2004 October Monthly
Jim DeMint	9/21/04	\$55.51	G2004	2004 October Monthly
Jim DeMint	9/21/04	\$426.02	G2004	2004 October Monthly
Demint for Senate Committee Inc	9/23/04	\$700.00	G2004	2004 October Monthly
Demint for Senate Committee Inc	9/30/04	\$2,000.00	G2004	2004 October Monthly

