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FEC 99 filed with the 12/31/11 FEC3x

The 12/31/11 FEC3x filing is being submitted late. We recently discovered that the former Treasurer of the San Diego PAC had not filed the 12/31/11 FEC3x for San Diego PAC. Kinde Durkee (former Treasurer) is under indictment in California for multiple counts of embezzling funds from California campaign committees and PACs.

Due to the court action against Ms. Durkee all bank and financial records related to San Diego PAC are being held by the Superior Court of the State of California - Los Angeles. Because of this we were unaware that the year end filings had never been submitted.

To the best of our ability we have recreated the transactions that occurred during this filing period but again we caution that we do not have access to bank statements, cancelled checks nor deposit backup for this filing period. The bank balance of \$677.97 in the Durkee administered PAC bank account is being held by the court and this amount is a matter of the court record so we have tied our filing to that amount.

We do not expect to receive any of the \$677.97 back from the court.

We are using the guidance that we received from the Secretary of State of California in reporting these amounts that are frozen by the courts. We were advised to report the funds that are held by the court (and which we do not expect to receive back ever) as disbursements to the California Superior Court for state reporting purposes and have used that same method for reporting the transactions federally.

In essence all of the funds the former treasurer had left are now held by the Superior Court and we do not anticipate receiving any of those funds back. This report zeroes out the PAC bank account.
