



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

June 18, 2012

JONATHAN MARTIN, TREASURER
CAMPAIGN FOR PRIMARY ACCOUNTABILITY
INC
3900 ESSEX LANE, SUITE 250
HOUSTON, TX 77027

Response Due Date
07/23/2012

IDENTIFICATION NUMBER: C00502849

REFERENCE: MARCH MONTHLY REPORT (02/01/2012 - 02/29/2012)

Dear Treasurer:

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. **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 5 item(s):

1. Schedule E of your report discloses the Calendar Year-To-Date Per Election for Office Sought total for "DENNIS J KUCINICH" and "MARCY C HON. KAPTUR" to be \$116,111. However, FEC calculations disclose this amount(s) to be \$217,352.05. Please amend your report to clarify this discrepancy. (2 U.S.C. § 434(b)(4) and 11 CFR §104.4(f))
2. Your committee filed an amended 48 hour report informing the Commission of independent expenditures made in support or opposition of federal candidates with "The Schuman Group" as the payee(s). However, the vendor does not appear to correlate with the entry on Schedule E, supporting Line 24 for the reporting period.

The Commission notes the Miscellaneous Electronic Submission, dated 3/1/12 filed by your committee which states, "A 48- Hour report for \$15,950 submitted 3/1/12 for OH02 was incorrectly allocated to the wrong vendor. An amended report has been filed in less than 24 hours of original submission, and we have taken necessary steps to ensure proper vendor allocation is done from this point forward." If your committee has filed 48 hour reports supporting independent expenditures not reflected on your reports, you must file Schedule E during the appropriate reporting period to disclose these payments. Please amend your report to clarify this discrepancy and provide further information concerning these reports. (11 CFR §104.4)

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3. Schedule E of your report indicates that your committee may have failed to timely file one or more of the required 24 hour report(s) regarding "last minute" independent expenditures (see attached). A political committee must file a 24 hour report with the Federal Election Commission as specified in 11 CFR §104.4(c), within 24 hours of any independent expenditures of \$1,000 or more with respect to a given election, made between two and twenty days before an election. The report must be received by the Commission by 11:59 p.m. on the day following the date on which independent expenditures that aggregate \$1,000 or more are publicly distributed or disseminated. These expenditures must then be fully itemized on Schedule E, or as memo entries on Schedule E and reflected on Schedule D if distributed or disseminated prior to payment, of the next report required to be filed by the committee.

The Commission notes the Miscellaneous Electronic Submission, dated 3/12/12 which stated, "CPA is reporting six independent expenditures today, March 12th, made in connection with the March 6th Republican primary in the 2nd Congressional district of Ohio. CPA paid third-party vendors to perform services on its behalf and the vendors did not inform CPA's Treasurer of the public communications immediately upon dissemination. CPA has confirmed the amount of each independent expenditure on a public communication and is reporting them at this time." Although the Commission may take further action concerning this matter, your prompt response will be taken into consideration. (11 CFR §104.3(b))

4. Schedule E of your report indicates that your committee may have failed to timely file one or more of the required 48 hour report(s) for independent expenditures (see attached). A political committee must file a 48 hour report with the Federal Election Commission as specified in 11 CFR §104.4(b), within 48 hours of any independent expenditures aggregating \$10,000 or more with respect to a given election, made any time during the calendar year up to and including the 20th day before an election. The report must be received by the Commission by 11:59 p.m. on the second day following the date on which independent expenditures that aggregate \$10,000 or more are publicly distributed or disseminated. These expenditures must then be fully itemized on Schedule E, or as memo entries on Schedule E and reflected on Schedule D if distributed or disseminated prior to payment, of the next report required to be filed by the committee.

The Commission notes the Miscellaneous Electronic Submission, dated 3/12/12 which stated, "CPA is reporting six independent expenditures today, March 12th, made in connection with the March 6th Republican primary in the

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2nd Congressional district of Ohio. CPA paid third-party vendors to perform services on its behalf and the vendors did not inform CPA's Treasurer of the public communications immediately upon dissemination. CPA has confirmed the amount of each independent expenditure on a public communication and is reporting them at this time." Although the Commission may take further action concerning this matter, your prompt response will be taken into consideration. (11 CFR §104.3(b))

5. Schedule B discloses an expenditure(s) for "Field work and communications," "Printing costs," "Radio Advertisement," "Production costs," "Production," "Media production costs." If a portion or all of these expenditures were for public communications (as defined by 11 CFR §100.26) containing express advocacy as defined under 11 CFR §100.22, this would constitute an independent expenditure and should be properly disclosed on a Schedule E supporting Line 24. Public communications that refer to a clearly identified Federal candidate, but that do not expressly advocate the election or defeat of that candidate should be reported on Schedule B for Line 21(b) of the Detailed Summary Page. Please clarify whether this activity contained express advocacy and amend your report to properly disclose this activity, if necessary.

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 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) 694-1164.

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Sincerely,

A handwritten signature in black ink that reads "Nicole Miller". The signature is written in a cursive, flowing style.

Nicole Miller
Senior Campaign Finance Analyst
Reports Analysis Division

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Late 24 Hour Report (Schedule E)
CAMPAIGN FOR PRIMARY ACCOUNTABILITY INC. (C00502849)

Name of Payee	Date	Amount	Purpose	Candidate	Report Received
The Schuman Group	2/22/12	\$14,975.09	Direct mailer	JEANNETTE H SCHMIDT	3/12/12
The Schuman Group	2/24/12	\$11,347.66	Direct mailer	JEANNETTE H SCHMIDT	3/12/12
The Schuman Group	2/28/12	\$11,347.21	Direct mailer	JEANNETTE H SCHMIDT	3/12/12
The Schuman Group	2/28/12	\$11,357.21	Direct mail piece	JEANNETTE H SCHMIDT	3/12/12
The Schuman Group	2/29/12	\$18,978.50	Direct mail piece	JEANNETTE H SCHMIDT	3/12/12

Late 48 Hour Report (Schedule E)
CAMPAIGN FOR PRIMARY ACCOUNTABILITY INC. (C00502849)

Name of Payee	Date	Amount	Purpose	Candidate	Report Received
The Schuman Group	2/15/12	\$14,975.09	Direct mailer	JEANNETTE H SCHMIDT	3/12/12