



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

March 23, 2015

DEBBIE SEASE, TREASURER  
SIERRA CLUB POLITICAL COMMITTEE  
85 SECOND STREET, 2ND FLR.  
SAN FRANCISCO, CA 94105

**Response Due Date**  
**04/27/2015**

IDENTIFICATION NUMBER: C00135368

REFERENCE: AMENDED 30 DAY POST-GENERAL REPORT (10/16/2014 -  
11/24/2014), RECEIVED 03/18/2015

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report 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 2 item(s):

1. Schedule B of your report discloses a total of \$29,343.35 in payments to your connected organization for "In-Kind: Airfare (Staff)," "In-Kind: List Rental," "In-Kind: Phone & Office Rental," "In-Kind: Phone and Office Rental," and "In-Kind: Travel (Staff)." Please be advised that 52 U.S.C. §30118 (formerly 2 U.S.C. §441b) prohibits a corporation or labor organization from contributing 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 may be permissible for certain fundraising activities only if the corporation or labor organization receives advance payment for the fair market value of such services. (11 CFR §114.2(f)(2)(i)(A), (C) and (E))

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

SIERRA CLUB POLITICAL COMMITTEE

Page 2 of 3

clarify whether your committee made 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.

2. Schedule B supporting Line 23 discloses one or more contributions to a candidate(s) for the 2014 General election; however, the funds were disbursed after the election date(s) (see attached). Please note that contributions may not be designated for an election which has already occurred unless the funds are to be used to reduce a candidate committee's debts incurred during that election campaign. (11 CFR §§110.1(b)(3) and 110.2(b)(3))

If any apparently impermissible contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If the contribution(s) in question should have been designated for debt retirement, you should amend your report to indicate "debt retirement," along with the year of election.

If you have made an impermissible contribution, you must request a refund 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. (11 CFR §103.3(b)(1) and (3))

Please inform the Commission of your corrective action promptly 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 this impermissible activity, your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

**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

SIERRA CLUB POLITICAL COMMITTEE

Page 3 of 3

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) 694-1177.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian Jones". The signature is fluid and cursive, with a long horizontal line extending from the end of the name.

Brian Jones  
Sr. Campaign Finance & Reviewing Analyst  
Reports Analysis Division

**Impermissible Contributions**  
**Sierra Club Political Committee (C00135368)**

**Contributions Made After Election Date**

<b>Recipient Name</b>	<b>Date</b>	<b>Amount</b>	<b>Election Date</b>
AMERISH BERA	11/5/2014	\$329.21	11/4/2014
AMERISH BERA	11/15/2014	\$235.16	11/4/2014
AMERISH BERA	11/15/2014	\$16.73	11/4/2014
AMERISH BERA	11/19/2014	\$94.53	11/4/2014
BRADLEY SCOTT SCHNEIDER	11/15/2014	\$252.86	11/4/2014
BRADLEY SCOTT SCHNEIDER	11/24/2014	\$139.55	11/4/2014
BRUCE L BRALEY	11/21/2014	\$3,797.77	11/4/2014
CAROL SHEA-PORTER	11/5/2014	\$514.18	11/4/2014
CAROL SHEA-PORTER	11/5/2014	\$12.78	11/4/2014
CAROL SHEA-PORTER	11/15/2014	\$81.39	11/4/2014
CAROL SHEA-PORTER	11/15/2014	\$235.16	11/4/2014
CAROL SHEA-PORTER	11/15/2014	\$16.73	11/4/2014
CAROL SHEA-PORTER	11/21/2014	\$124.12	11/4/2014
GARY PETERS	11/15/2014	\$176.64	11/4/2014
GARY PETERS	11/19/2014	\$56.27	11/4/2014
GARY PETERS	11/24/2014	\$86.02	11/4/2014
JEANNE SHAHEEN	11/5/2014	\$12.78	11/4/2014
JEANNE SHAHEEN	11/15/2014	\$81.39	11/4/2014
JEANNE SHAHEEN	11/15/2014	\$232.04	11/4/2014
JEANNE SHAHEEN	11/15/2014	\$16.73	11/4/2014
JEANNE SHAHEEN	11/19/2014	\$54.38	11/4/2014
JOE GARCIA	11/6/2014	\$302.97	11/4/2014
JOE GARCIA	11/6/2014	\$20.36	11/4/2014
JOE GARCIA	11/11/2014	\$38.80	11/4/2014
JOE GARCIA	11/15/2014	\$270.93	11/4/2014
JOE GARCIA	11/17/2014	\$33.79	11/4/2014
JOE GARCIA	11/22/2014	\$1.00	11/4/2014
KYRSTEN SINEMA	11/5/2014	\$442.19	11/4/2014
KYRSTEN SINEMA	11/11/2014	\$63.54	11/4/2014
KYRSTEN SINEMA	11/15/2014	\$257.69	11/4/2014
MARK E UDALL	11/5/2014	\$352.78	11/4/2014
MARK E UDALL	11/10/2014	\$12.82	11/4/2014
MARK E UDALL	11/14/2014	\$11.42	11/4/2014
MARK E UDALL	11/15/2014	\$325.98	11/4/2014
MARK E UDALL	11/18/2014	\$19.34	11/4/2014
MARK E UDALL	11/19/2014	\$95.30	11/4/2014
PAM BYRNES	11/15/2014	\$212.40	11/4/2014

**Impermissible Contributions**  
**Sierra Club Political Committee (C00135368)**

PAM BYRNES	11/20/2014	\$26.20	11/4/2014
PATRICK MURPHY	11/11/2014	\$100.00	11/4/2014
PATRICK MURPHY	11/15/2014	\$248.51	11/4/2014
SCOTT PETERS	11/5/2014	\$355.45	11/4/2014
SCOTT PETERS	11/15/2014	\$192.17	11/4/2014
SCOTT PETERS	11/15/2014	\$16.73	11/4/2014
SCOTT PETERS	11/19/2014	\$64.67	11/4/2014
STACI APPEL	11/5/2014	\$357.71	11/4/2014
STACI APPEL	11/10/2014	\$71.08	11/4/2014
STACI APPEL	11/15/2014	\$284.47	11/4/2014
SUZAN K DELBENE	11/15/2014	\$235.16	11/4/2014
SUZAN K DELBENE	11/19/2014	\$88.14	11/4/2014
SUZAN K DELBENE	11/20/2014	\$44.07	11/4/2014