



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

October 5, 2010

Scott B. Mackenzie, Treasurer  
Freedom's Defense Fund  
P.O. Box 96396  
Washington, DC 20090-6396

**Response Due Date:**  
**November 9, 2010**

Identification Number: C00401786

Reference: Amended July Quarterly Report (4/29/10-6/30/10), received 7/15/10

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 3 items:

1. 2 U.S.C. §434(b)(6)(B)(iii) requires that the supporting schedule for disclosing independent expenditures be signed by the treasurer. This is to attest to the fact that the expenditures were not made in cooperation, consultation, or concert, with, or at the request or suggestion of, any candidate or any authorized committee or agent of such committee. Please amend your Schedule E accordingly.
2. Itemized independent expenditures must include a brief statement or description of why the expenditures were made. Please amend Schedule E of your report to clarify the following descriptions: "MEDIA BUY" and "PRODUCTION COSTS." For further guidance regarding acceptable purposes, please refer to 11 CFR §104.3(b)(3).
3. Schedule E supporting Line 24 of your report discloses an independent expenditure on behalf of "RUSSELL, WILLIAM" which appears to have been publicly disseminated or distributed after the primary date in the respective state. Please be advised that if a communication is aired in one reporting period and the payment is made in a later reporting period, the independent expenditure should be reported as a memo entry on Schedule E when the communication is publicly disseminated or distributed, and on a

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Schedule D if it is a reportable debt under 11 CFR §104.11. When the payment for the independent expenditure is made, the report should show a payment on Schedule E and the same payment on Schedule D, if applicable.

Please amend your report to provide further clarifying information regarding the independent expenditures disclosed after the primary date.

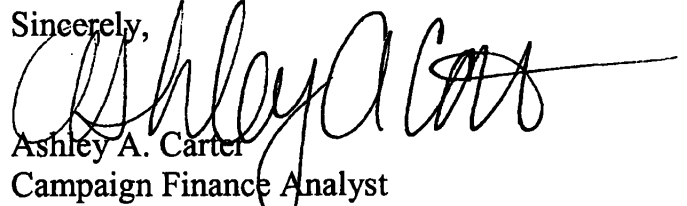
-Schedule B discloses expenditures for "DIRECT CONTACT SERVICES" and "DIRECT MAIL-POSTAGE." While the Commission notes your Miscellaneous Electronic Submission (Form 99) clarifying descriptions for other expenditures, these descriptions were not included. If a portion or all of these expenditures were for public communications (as defined by 11 CFR §100.26) or voter drive activity (under 11 CFR §106.6(b)(2)(i)) containing express advocacy as defined under 11 CFR §100.22, this would constitute an in-kind contribution or an independent expenditure and should be properly disclosed on a Schedule B or E supporting Line 23 or 24 as appropriate. Public communications and voter drive activity 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) 694-1173.

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Sincerely,

A handwritten signature in black ink, appearing to read "Ashley A. Carter". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Ashley A. Carter  
Campaign Finance Analyst  
Reports Analysis Division

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