



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

February 22, 2018

DAVID M. MASON, TREASURER
THE WENDYS COMPANY POLITICAL ACTION
COMMITTEE
P.O. BOX 15441
WASHINGTON, DC 20003

Response Due Date
03/29/2018

IDENTIFICATION NUMBER: C00369090

REFERENCE: AMENDED SEPTEMBER MONTHLY REPORT (08/01/2017 - 08/31/2017),
RECEIVED 12/08/2017

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 enforcement action.** Additional information is needed for the following 1 item(s):

- Schedule A of your report (see attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. The Act prohibits a committee from receiving contributions from another political committee or a person in excess of \$5,000 per calendar year. (52 U.S.C. §30116(f) (formerly 2 U.S.C. §441a(f)))

The Commission notes your refund of the excessive contribution(s) disclosed on your December Monthly Report (11/01/2017-11/30/2017). Although the Commission may take further legal action concerning the acceptance of an excessive contribution(s), your prompt action in refunding or transferring-out the contribution(s) will be taken into consideration. (11 CFR §103.3(b)(1) and (3))

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.**

THE WENDYS COMPANY POLITICAL ACTION COMMITTEE

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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. For additional information about the report review process or specific filing information for your committee type, please visit the Reports Analysis Division's Frequently Asked Questions on the FEC website. 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) 694-1393.

Sincerely,

A handwritten signature in cursive script that reads "Sean Krieger".

Sean Krieger
Campaign Finance Analyst
Reports Analysis Division

Impermissible, Excessive, and Prohibited Contributions
The Wendys Company Political Action Committee (C00369090)

Excessive Contributions from Individuals

Contributor Name	Date	Amount	Report
O'Malley, Mike	7/8/17	\$5,000.00	2017 August Monthly
O'Malley, Mike	8/22/17	\$5,000.00	2017 September Monthly
O'Malley, Mike	11/15/17	-\$5,000.00	2017 December Monthly