



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

March 20, 2018

SEAN P. CALLAN, TREASURER
CINCINNATUS PAC
225 W COURT STREET
CINCINNATI, OH 45202-1012

Response Due Date
04/24/2018

IDENTIFICATION NUMBER: C00574228

REFERENCE: YEAR-END REPORT (07/01/2017 - 12/31/2017)

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 4 item(s):

1. Schedule A of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. Please be advised that 52 U.S.C. §30116(f) (formerly 2 U.S.C. §441a(f)) and 11 CFR §§110.1(d) and 110.2(d) prohibit a committee and its affiliates from receiving any contribution from another political committee or person in excess of \$5,000 per calendar year.

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if within 60 days of receipt, (1) the excessive amount was properly reattributed to another person, such as a joint account holder, by obtaining signed written authorizations from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution. Any request from a donor for a refund must be honored.

Alternatively, the funds can be retained if within 60 days of receipt you (1) transferred the excessive amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution

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of the option of receiving a refund. Any request from a donor for a refund must be honored.

If the foregoing conditions for reattributions or transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded.

Please inform the Commission of your corrective action promptly in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received. Any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution(s), prompt action by your committee to seek reattribution, transfer-out or refund the excessive amount will be taken into consideration.

2. Schedule A of your report (see attached) discloses one or more contributions from an organization(s), which is not a political committee registered with the Commission. In order for your committee to accept contributions from unregistered organizations into accounts used to influence federal elections, your committee should take steps to insure that the contributor(s) used permissible funds to make the contribution(s) to avoid violating 52 U.S.C. § 30116(f) and 30118 (formerly 2 U.S.C. §§441a(f) and 441b) or 11 CFR §102.5(b). Under 11 CFR §102.5(b), organizations which are not political committees under the Act and choose to contribute to federal committees must either: 1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.

If any apparently prohibited contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. In addition, please clarify whether the contribution(s) received from the referenced organization(s) is permissible.

To the extent that your committee has received prohibited funds, you may have to make a refund. If within 30 days of receipt you (1) transferred the prohibited amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a

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refund, you may retain the contribution in an account not used to influence federal elections. Any request from a donor for a refund must be honored.

If the foregoing conditions for transfers to a non-federal account were not met within 30 days of receipt, the prohibited amount must be refunded. (11 CFR §103.3(b)(1))

Please inform the Commission of your corrective action promptly in writing and provide a photocopy of your check for any transfer- out or refund. Should you choose to transfer-out or refund the contribution(s), the Commission will presume the funds were impermissible if no statement from your committee provides information to the contrary. Transfers-out and refunds should be disclosed on a Schedule B supporting Line 22 or 28 of the report covering the period during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, prompt action by your committee in transferring-out or refunding the amounts will be taken into consideration.

3. A review of the reports filed by your committee indicates that your committee received one or more contributions from "HUNTINGTON BANCSHARES INC. POLITICAL ACTION COMMITTEE (HBI-PAC)" which has not been disclosed on their report(s) of receipts and disbursements. Please clarify if the contribution(s) was received from the disclosed donor's federal account and amend your report(s) if necessary.

4. A review of the reports filed by your committee indicates that your committee received one or more contributions from "UNITED FOOD AND COMMERCIAL WORKERS INTERNATIONAL UNION ACTIVE BALLOT CLUB" which has been disclosed on their report(s) of receipts and disbursements as a contribution for the non-federal account (see attached). Please be advised, contributions deposited in a federal account must meet the following conditions: the contributions are designated or expressly solicited for use in connection with federal elections and contributors are informed that their contributions are subject to the limits and prohibitions of the Act. 11 CFR §102.5(a)

If any apparently misdeposited contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If the contribution(s) received was misdeposited into the federal account, you may have to make a refund. If within 30 days of receipt you (1) transferred the

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misdeposited amount to an account not used to influence federal elections, and (2) provided a written notice to the committee making the contribution of the option of receiving a refund, you may retain the contribution in an account not used to influence federal elections. Any request from a donor for a refund must be honored.

If the foregoing conditions for transfers to a non-federal account were not met within 30 days of receipt, the misdeposited amount must be refunded. (11 CFR §103.3(b)(1))

Please clarify if the contribution(s) received from the disclosed donor's federal account was permissible. If the contribution was intended for a non-federal account, please inform the Commission of your corrective action promptly in writing and provide a photocopy of your check for any transfer-out or refund. Although the Commission may take further legal action regarding the misdeposited funds, your prompt action 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 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. 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) 694-1136.

Sincerely,



Joshua Rebollozo
Campaign Finance Analyst
Reports Analysis Division

**Impermissible, Excessive, and Prohibited Contributions
CINCINNATUS PAC (C00574228)**

Excessive Contributions from Individuals

| Contributor Name | Date | Amount | Report |
|-------------------------|-------------|---------------|---------------|
| Joseph, Ronald | 1/3/17 | \$2,000.00 | 2017 Mid-Year |
| Joseph, Ronald | 2/13/17 | \$1,100.00 | 2017 Mid-Year |
| Joseph, Ronald | 4/6/17 | \$1,100.00 | 2017 Mid-Year |
| Joseph, Ronald | 8/2/17 | \$900.00 | 2017 Year-End |
| Joseph, Ronald | 10/26/17 | \$2,000.00 | 2017 Year-End |

Contributions from Unregistered Organizations

| Contributor Name | Date | Amount | Report |
|---|-------------|---------------|---------------|
| ACT Ohio PCE | 12/12/17 | \$2,500.00 | 2017 Year-End |
| BACPAC | 9/18/17 | \$2,000.00 | 2017 Year-End |
| Cincinnati Firefighters Local 48 PAC | 12/20/17 | \$1,500.00 | 2017 Year-End |
| CINCINNATI SHEET METAL WORKERS PAC FUND | 9/26/17 | \$300.00 | 2017 Year-End |
| CODE PCE | 10/20/17 | \$5,000.00 | 2017 Year-End |
| Committee to Elect Fred Strahorn | 8/2/17 | \$1,400.00 | 2017 Year-End |
| Dinsmore & Shohl LLP PAC | 12/21/17 | \$500.00 | 2017 Year-End |
| Laborers Local 265 PCE | 12/21/17 | \$1,000.00 | 2017 Year-End |

**SCHEDULE B (FEC Form 3X)
ITEMIZED DISBURSEMENTS**

Use separate schedule(s)
for each category of the
Detailed Summary Page

FOR LINE NUMBER:
(check only one)

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| | | | | |
|------------------------------|------------------------------|------------------------------|--|------------------------------|
| <input type="checkbox"/> 21b | <input type="checkbox"/> 22 | <input type="checkbox"/> 23 | <input type="checkbox"/> 26 | <input type="checkbox"/> 27 |
| <input type="checkbox"/> 28a | <input type="checkbox"/> 28b | <input type="checkbox"/> 28c | <input checked="" type="checkbox"/> 29 | <input type="checkbox"/> 30b |

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

UNITED FOOD AND COMMERCIAL WORKERS INTERNATIONAL UNION ACTIVE BALLOT CLUB

Full Name (Last, First, Middle Initial)

A. BOULTON FOR IOWA

Mailing Address POST OFFICE BOX 5226

City
DES MOINES

State
IA

Zip Code
50305

Purpose of Disbursement
Non-Federal Contribution

011

Category/
Type

Candidate Name

BOULTON, NATE, , ,

Office Sought: House
 Senate
 President

Disbursement For:
 Primary General
 Other (specify) ▼

State: District:

Date of Disbursement

| | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|
| M | M | / | D | D | / | Y | Y | Y | Y |
| 1 | 1 | | 2 | 8 | | 2 | 0 | 1 | 7 |

FEC Identification Number

C [REDACTED]

Transaction ID : 15201704

Amount of Each Disbursement this Period

[REDACTED] 5000.00

Non-Federal Contribution

Memo Item

Full Name (Last, First, Middle Initial)

B. CINCINNATUS PAC

Mailing Address POST OFFICE BOX 413

City
CINCINNATI

State
OH

Zip Code
45201

Purpose of Disbursement
Non-Federal Contribution

011

Category/
Type

Candidate Name

Office Sought: House
 Senate
 President

Disbursement For:
 Primary General
 Other (specify) ▼

State: District:

Date of Disbursement

| | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|
| M | M | / | D | D | / | Y | Y | Y | Y |
| 1 | 1 | | 2 | 8 | | 2 | 0 | 1 | 7 |

FEC Identification Number

C [REDACTED]

Transaction ID : 15201706

Amount of Each Disbursement this Period

[REDACTED] 5000.00

Non-Federal Contribution

Memo Item

Full Name (Last, First, Middle Initial)

C. CHUCK JONES FOR WAYNE TOWNSHIP

Mailing Address 2967 S. FLEMING STREET

City
INDIANAPOLIS

State
IN

Zip Code
46241

Purpose of Disbursement
Non-Federal Contribution

011

Category/
Type

Candidate Name

JONES, CHUCK, , ,

Office Sought: House
 Senate
 President

Disbursement For:
 Primary General
 Other (specify) ▼

State: District:

Date of Disbursement

| | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|
| M | M | / | D | D | / | Y | Y | Y | Y |
| 1 | 1 | | 2 | 8 | | 2 | 0 | 1 | 7 |

FEC Identification Number

C [REDACTED]

Transaction ID : 15201707

Amount of Each Disbursement this Period

[REDACTED] 500.00

Non-Federal Contribution

Memo Item

SUBTOTAL of Disbursements This Page (optional)..... ▶

TOTAL This Period (last page this line number only)..... ▶

[REDACTED] 10500.00

[REDACTED]