



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

April 6, 2005

Richard Quaresima, Treasurer
Sheet Metal Workers International Association
Political Action League Local 137
21-42 44th Drive
Long Island City, NY 11101

**Response Due Date:
May 6, 2005**

Identification Number: C00373050

Reference: October Quarterly Report (7/1/04-9/30/04)

Dear Mr. Quaresima:

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. **An adequate response must be received at the Commission by the response date noted above.** An itemization of the information needed follows:

-Schedule B of your report (see attached) discloses a contribution to "PAL Fund Sheet Metal Workers" which appears to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) prohibits a committee from making contributions to another political committee in excess of \$5,000 per calendar year. Records at the Commission, however, indicate that your committee may actually be affiliated with Sheet Metal Workers International Association Political Action League. As provided for in 11 CFR §100.5(g)(2), affiliated committees are those political committees established, financed, maintained, or controlled by the same group of persons including any parent, subsidiary, branch, division, department, or local unit thereof. Affiliated political committees may make and receive unlimited transfers amongst themselves which are not considered to be contributions. 11 CFR §102.6(a)

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

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If you have made an excessive contribution, you must notify the recipient and request a refund of the amount in excess of \$5,000. The refund of the excessive amount must be made within sixty (60) days of receipt of the contribution.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your refund request sent to the recipient. In addition, any refund should be disclosed on Schedule A supporting Line 16 of the report covering the period during which the refund occurs.

If, on the other hand, PAL Fund Sheet Metal Workers is affiliated with your committee, please clarify this relationship in writing and amend Line 6 of your Statement of Organization to identify it as an affiliated committee. 11 CFR §102.2 For future reporting, be aware that transfers made to affiliated committees should properly be disclosed on Schedule B supporting Line 22 of the Detailed Summary Page.

Although the Commission may take further legal action concerning the excessive contribution, your prompt action in obtaining a refund of the excessive amount, or further clarification of your relationship, if any, with Sheet Metal Workers International Association Political Action League will be taken into consideration.

-Schedule B of your report discloses a transfer(s) totaling \$4,408 to what appears to be a non-federal account of your committee. Please be advised that committees that make disbursements in connection with federal and non-federal elections and have established separate federal and non-federal accounts, must allocate their expenses pursuant to 11 CFR §§106.6 and 106.7. Please provide further clarification regarding this transfer(s). The Commission recommends that you take steps to correct any non-compliance, and that you establish procedures to ensure future compliance with the allocation regulations.

-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. Contributions to unregistered committees should be properly disclosed on a separate Schedule B, supporting Line 29 of the Detailed Summary Page. Please refer to the instructions for each line when determining the proper categorization(s) for your next filing.

Unlike previous election cycles, you will not receive an additional notice from the Commission on this matter. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated.

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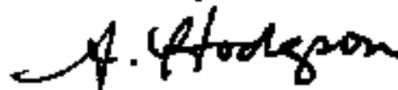
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Requests for extensions of time in which to respond will not be considered. Failure to provide an adequate response by this date may result in an audit of the committee. Failure to comply with the provisions of the Act may also result in an enforcement 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.

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) 694-1140.

Sincerely,



Abbie Hodgson
Campaign Finance Analyst
Reports Analysis Division

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Recipient Name	Date	Amount	Report
PAL FUND SHEET METAL WORKERS	1/15/04	\$1,000.00	2004 April Quarterly
PAL FUND SHEET METAL WORKERS	1/21/04	\$1,000.00	2004 April Quarterly
PAL FUND SHEET METAL WORKERS	2/23/04	\$1,000.00	2004 April Quarterly
PAL FUND SHEET METAL WORKERS	4/5/04	\$1,500.00	2004 July Quarterly
PAL FUND SHEET METAL WORKERS	5/18/04	\$1,000.00	2004 July Quarterly
PAL FUND SHEET METAL WORKERS	9/7/04	\$200.00	2004 October Quarterly
PAL FUND SHEET METAL WORKERS	9/21/04	\$1,000.00	2004 October Quarterly

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