



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Dennis M. Charles, Treasurer
Indiana Democratic Congressional
Victory Committee
One N Capitol Avenue, Suite 200
Indianapolis, IN 46204

OCT 18 2000

Identification Number: C00108613

Reference: July Quarterly Report (4/13/00-6/30/00)

Dear Mr. Charles:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A supporting Line 15 of your report discloses a payment(s) from a federal candidate committee(s) for goods and/or services provided by your committee. 11 CFR §100.7(a)(3)(A) states that "...the provision of any goods or services without charge or at a charge which is less than the usual and normal charge for such goods or services is a contribution." Examples of goods and services include equipment, supplies, personnel and membership lists. The term "usual and normal charge" for goods is defined as "...the price of those goods in the market from which they ordinarily would have been purchased at the time of the contribution". The usual and normal charge for services is defined as "...the hourly or piecemeal charge for the services at a commercially reasonable rate prevailing at the time the services were rendered." 11 CFR §100.7(a)(iii)(B)

Please clarify whether your committee assessed the usual and normal charge for the goods and/or services you provided to the federal candidate committee(s) and explain the steps your committee took in determining the amount(s) charged. If your committee provided the goods and/or services at less than the usual and normal charge, the difference between the two is considered to be an in-kind contribution by your committee to the federal

INDIANA DEMOCRATIC CONGRESSIONAL VICTORY COMMITTEE

candidate committee(s) and is subject to the limits set forth at 2 U.S.C. §441a. (11 CFR §100.7(a)(iii)(A))

-Schedule A of your report (pertinent portion(s) attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §110.1(d) preclude a committee and its affiliates from receiving contributions from another political committee or person in excess of \$5,000 per calendar year.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with the clarifying information. If the contribution(s) you received exceeded the limits, you must seek reattribution of the contribution pursuant to 11 CFR §110.1(k), transfer-out the amount in excess of \$5,000 to an account not used to influence federal elections or refund the excessive amount to the donor(s) in accordance with 11 CFR §103.3(b). In the best interest of your committee, all reattributions, transfers-out, and refunds should be made within sixty days of the treasurer's receipt of the contribution(s). In order to protect the donor's interests, the Commission recommends that you inform the contributor(s) in writing to provide the donor(s) with the option of granting written authorization for a reattribution or transfer-out to another account or receiving a refund.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the 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.

-Your report discloses Memo Schedule A's totaling \$14,856.09 from the Democratic Victory Fund. However, there are no corresponding transfers-in from this committee disclosed on Schedule A supporting Line 12 of the Detailed Summary Page. Please clarify this apparent discrepancy.

INDIANA DEMOCRATIC CONGRESSIONAL VICTORY COMMITTEE

-Please amend Schedule B supporting Line 23 by providing the office sought including state and congressional district, if applicable, for each contribution made. 11 CFR §104.3(b)(3)(ii) and (v)

-Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule(s) H4 of your report to clarify the following description(s): "Reimbursement", "Consulting" and "IDPopen promo". For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

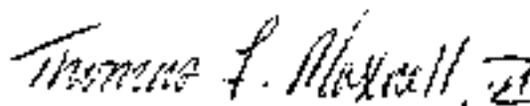
-Please clarify all expenditures made for "Broadcast" on Schedule(s) H4. If a portion or all of these expenditures were made on behalf of specifically identified federal candidates, this amount should be disclosed on Schedules B, E or F supporting Lines 23, 24 or 25 and include the amount, name, address and office sought by each candidate. 11 CFR §§104.3(b) and 106.1

-Schedule H2 discloses 100% federal Direct Candidate Support activity. Please be advised that by definition, this activity does not qualify as a shared expense to be allocated between your federal and non-federal accounts. Any expenditures made on behalf of specifically identified federal candidates should be disclosed on Schedules B, E, or F supporting Lines 23, 24, or 25 and include the amount, name, address and office sought by each candidate.

-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. Receipts from candidate committees should be properly disclosed on a separate Schedule A, supporting Line 11(c) of the Detailed Summary Page. Please refer to the instructions contained on the forms to determine the proper categorization when preparing your next filing.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Thomas F. Maxwell, III
Reports Analyst
Reports Analysis Division

SCHEDULE A

ITEMIZED RECEIPTS

PAGE 2 OF 5
for Line 11(e)(i)

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): INDIANA DEMOCRATIC CONGRESSIONAL VICTORY COMMITTEE - 00108613

Full Name, Mailing Address and Zip Code	Employer/Occupation	Date	Amount
Dunne, Paul J. 13847 Hill Street Ct Carmel	Information Requested Aggregate Year-to-Date\$ IN 46032-9141 Information Requested	250.00 01/14/00 \$	250.00
Fehribach, William J. 8012 Hayward Drive Indianapolis	A. & F. Engineering Co., Inc. Aggregate Year-to-Date\$ IN 46250-0000 Professional Engineer	1,250.00 02/15/00 \$	1,250.00
Fehribach, William J. 8012 Hayward Drive Indianapolis	A. & F. Engineering Co., Inc. Aggregate Year-to-Date\$ IN 46250-0000 Professional Engineer	2,500.00 03/13/00 \$	1,250.00
Garver, Fred H. 540 W. Oriental Street Indianapolis	Baker & Daniels Aggregate Year-to-Date\$ IN 46202-0000 Attorney/Lobbyist	1,000.00 01/04/00 \$	1,000.00
Garvey, John M. 8925 North Meridian Indianapolis	Farrer, Garvey and Associates Aggregate Year-to-Date\$ IN 46260-2386 Information Requested	1,000.00 01/14/00 \$	1,000.00
Girman, Scott 7607 Blain Way Indianapolis	Greeley and Hansen Aggregate Year-to-Date\$ IN 46254-9735 Executive	1,000.00 01/11/00 \$	1,000.00
Gouloff, Michael S. 11117 Carnoustie Lane Fort Wayne	Schenkel & Shultz Inc. Aggregate Year-to-Date\$ IN 46804-9320 Architect	5,000.00 02/22/00 \$	5,000.00
Graham, Kenneth 4136 N870 Huckleberry Way Delafield	HMTB Aggregate Year-to-Date\$ WI 53018-0000 Executive	500.00 01/14/00 \$	500.00
Graves, Robert L. 3125 Dandy Trail, Suite 100 Indianapolis	Hanson Engineers, Inc. Aggregate Year-to-Date\$ IN 46214-1402 Regional Office Manager	500.00 02/07/00 \$	500.00
Hahn, Gregory F. 2100 One Indiana Square Indianapolis	Tobbert, Hahn, Earnest & Stark Aggregate Year-to-Date\$ IN 46204-2010 Attorney	500.00 02/11/00 \$	500.00
Hall, Jacob E. 1119 South Muesing Road Indianapolis	United Consulting Engineers, I Aggregate Year-to-Date\$ IN 46239-9615 Vice President	2,500.00 02/07/00 \$	2,500.00
Hall, William E. 570 Shel-Lyn Court Greenfield	United Consulting Eng & Arch Aggregate Year-to-Date\$ IN 46140-0000 Civil Engineer	2,500.00 01/31/00 \$	2,500.00
Hesler, Robert 9467 Ridgescreek Court Indianapolis	Certified Engineering, Inc. Aggregate Year-to-Date\$ IN 46256-1197 Owner	5,000.00 01/26/00 \$	5,000.00
Hittle Jr., Max N., Esq. 7236 Huntington Rd Indianapolis	Krieg DeVault Alexander & Capm Aggregate Year-to-Date\$ IN 46260-3656 Attorney	250.00 01/14/00 \$	250.00
Horn, Brenda S. 5779 N Pennsylvania St Indianapolis	Information Requested Aggregate Year-to-Date\$ IN 46220-2536 Attorney	500.00 01/14/00 \$	500.00

TOTAL THIS PAGE \$ 23,000.00

SCHEDULE A

ITEMIZED RECEIPTS

PAGE 1 OF 1
for Line 11(a)(i)

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NAME OF COMMITTEE (in full): INDIANA DEMOCRATIC CONGRESSIONAL VICTORY COMMITTEE - CDD108613

Full Name, Mailing Address and Zip Code	Employer/Occupation	Date	Amount
E Fehribach, William 8012 Heyward Dr. East Indianapolis In 46250-0000	A & F Engineering Co., Inc. Engineer	Aggregate Year-to-Date\$ 1,250.00 04/07/00 \$	1,250.00
Lochmueller, Keith PO Box 133 Chandler IN 47610-0133	Bernardin Lochmueller & Assoc President	Aggregate Year-to-Date\$ 3,000.00 04/07/00 \$	3,000.00
Margerun, Sonya L. 112 Seminole Dr West Lafayette IN 47906-2116	City of West Lafayette Mayor	Aggregate Year-to-Date\$ 750.00 04/12/00 \$	750.00
Rogers, Frank A. PO Box 187 Nashville IN 47448-0187	Self Restaurant Owner	Aggregate Year-to-Date\$ 750.00 04/12/00 \$	750.00
Terrell, Mary Lou 1600 N 14th St Vincennes IN 47591-4808	Knox County Housing Authority Director	Aggregate Year-to-Date\$ 750.00 04/12/00 \$	750.00
TOTAL THIS PERIOD \$			6,500.00

TOTAL THIS PAGE \$ 6,500.00

SCHEDULE A

ITEMIZED RECEIPTS

PAGE 3 OF 7
for Line 11(a)(i)

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NAME OF COMMITTEE (in full): INDIANA DEMOCRATIC CONGRESSIONAL VICTORY COMMITTEE - CD0108613

Full Name, Mailing Address and Zip Code	Employer/Occupation	Date	Amount
Farrer, Michael 5029 Haynes Ave Indianapolis IN 46250-0000	Farrer & Garvey & Assoc. LLC Aggregate Year-to-Date\$ Engineer	500.00 05/04/00 \$	500.00
Fehribach, William J. 8012 Heyward Drive Indianapolis IN 46250-0000	A. & F. Engineering Co., Inc. Aggregate Year-to-Date\$ Professional Engineer	3,100.00 04/24/00 \$	600.00
Fehribach, William J. 8012 Heyward Drive Indianapolis IN 46250-0000	A. & F. Engineering Co., Inc. Aggregate Year-to-Date\$ Professional Engineer	3,600.00 05/11/00 \$	500.00
Fehribach, William J. 8012 Heyward Drive Indianapolis IN 46250-0000	A. & F. Engineering Co., Inc. Aggregate Year-to-Date\$ Professional Engineer	4,850.00 05/15/00 \$	1,250.00
Fisher, James R. 5643 N Washington Blvd Indianapolis IN 46220-5031	Ice Miller Aggregate Year-to-Date\$ Attorney	500.00 05/02/00 \$	500.00
Fites, Jeffrey S. 3761 S. C.R. 475 E. Plainfield IN 46168-0000	Indiana State Fair Commission Aggregate Year-to-Date\$ media relations	1,050.00 04/24/00 \$	1,050.00
Fites, Jeffrey S. 3761 S. C.R. 475 E. Plainfield IN 46168-0000	Indiana State Fair Commission Aggregate Year-to-Date\$ media relations	1,500.00 04/27/00 \$	450.00
Fox, Robert E. 721 W Washington St Mantichello IN 47960-2046	City of Mantichello Aggregate Year-to-Date\$ Mayor	750.00 04/17/00 \$	750.00
Garrigan, James 5290 Locust Hill Lane Dublin OH 43017-0000	Burgess & Niple Aggregate Year-to-Date\$ Engineer	300.00 04/27/00 \$	300.00
Gonderman, Robert F. 11929 Timberline Tree W Granger IN 46530-7135	Self-Employed Aggregate Year-to-Date\$ Attorney	250.00 05/11/00 \$	250.00
Graham, Donald J., Esq. 5265 N New Jersey St Indianapolis IN 46220-3048	Bingham Summers et al Aggregate Year-to-Date\$ Attorney	1,250.00 05/04/00 \$	1,250.00
Gray, George Clyde 11075 Woods Bay Ln Indianapolis IN 46236-9021	Gray, Robinson, Et. Al. Aggregate Year-to-Date\$ Attorney	1,000.00 05/02/00 \$	1,000.00
Hall, Jacob E. 1119 South Nuassing Road Indianapolis IN 46239-9615	United Consulting Engineers, I Aggregate Year-to-Date\$ Vice President	4,000.00 04/17/00 \$	1,500.00
Hall, Jacob E. 1119 South Nuassing Road Indianapolis IN 46239-9615	United Consulting Engineers, I Aggregate Year-to-Date\$ Vice President	4,800.00 06/19/00 \$	800.00
Hall, William E. 570 Shel-lyn Ct. Greenfield IN 46140-0000	United Consulting Aggregate Year-to-Date\$ Engineer Consultant	4,000.00 04/17/00 \$	1,500.00

TOTAL THIS PAGE \$ 12,100.00

