



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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August 12, 2014

MICHAEL F. CHILDERS, TREASURER
DEMOCRATIC PARTY OF WISCONSIN
15 N. PINCKNEY SUITE 200
MADISON, WI 53703

Response Due Date
09/16/2014

IDENTIFICATION NUMBER: C00019331

REFERENCE: MAY MONTHLY REPORT (04/01/2014 - 04/30/2014)

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 2 item(s):

1. 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 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

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DEMOCRATIC PARTY OF WISCONSIN

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written notice to the person 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 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.

2. Schedule H4 supporting Line 21(a) of your report discloses a payment(s) for "dental/life insurance" and "health insurance." Please be advised that pursuant to 11 CFR §300.33(c)(2), salaries and wages for employees who spend more than 25% of their compensated time in a given month on Federal Election Activity (FEA) or activities in connection with a Federal election must not be allocated between or among federal and non-federal accounts. Rather, only federal funds may be used. Further, the Commission concluded in Advisory Opinion 2003-11 that amounts spent for employee-specific "fringe benefits," consisting of health insurance, disability insurance, life insurance, retirement benefits and payroll taxes, fall into the category of compensated time.

Please clarify whether this activity is for employees who spent 25% or less of their time during the month(s) referenced above on FEA or activities in connection with a Federal election. If this is not the case, any reimbursement from your committee's non-federal account for this payment is not permissible and must be returned. Although the Commission may take further legal action regarding any improper allocation activity, 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

**Excessive, Prohibited, and Impermissible Contributions
Democratic Party of Wisconsin (C00019331)**

Contributions from Unregistered Organizations

| Contributor Name | Date | Amount | Report |
|--|---------|------------|------------------|
| Marinette County Democratic Party | 4/17/14 | \$13.25 | 2014 May Monthly |
| Oconto County Democratic Party | 4/4/14 | \$10.00 | 2014 May Monthly |
| Southwest Regional Democratic Organization | 4/15/14 | \$10.00 | 2014 May Monthly |
| Washington County Democratic Party | 4/15/14 | \$35.00 | 2014 May Monthly |
| Washington County Democratic Party | 4/15/14 | \$10.00 | 2014 May Monthly |
| Washington County Democratic Party | 4/15/14 | \$10.00 | 2014 May Monthly |
| Citizens for Zepnick | 4/18/14 | \$1,000.00 | 2014 May Monthly |
| Friends of Dave Hansen | 4/18/14 | \$1,000.00 | 2014 May Monthly |
| Friends of La Tonya Johnson | 4/14/14 | \$100.00 | 2014 May Monthly |
| Jon Erpenbach Senate Committee | 4/25/14 | \$1,000.00 | 2014 May Monthly |
| Milwaukee Police Association Police | 4/18/14 | \$250.00 | 2014 May Monthly |
| NARAL Pro-Choice Wisconsin | 4/8/14 | \$5,000.00 | 2014 May Monthly |
| Sara Lee Johann For Milwaukee D.A. | 4/28/14 | \$150.00 | 2014 May Monthly |
| Shilling for Senate | 4/8/14 | \$1,000.00 | 2014 May Monthly |

→ Report amended. See attached check copy.

WISCONSIN LEGISLATURE

\$ *****5,000.00

1156 15th Street, NW
Washington, DC 20005

PAY Five Thousand and 00/100----- US Dollars

TO THE ORDER OF THE DEMOCRATIC PARTY OF WISCONSIN
PRIMARY CAMPAIGN 2014

Melissa J...

Oliver S. Hoque

Authorized Signature

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

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|---|------------------------------|--|------------------------------|-----------------------------|------------------------------|
| Use separate schedule(s) for each category of the Detailed Summary Page | | FOR LINE NUMBER: (check only one) | | PAGE 16 OF 17 | |
| <input type="checkbox"/> 21b | <input type="checkbox"/> 22 | <input checked="" type="checkbox"/> 23 | <input type="checkbox"/> 24 | <input type="checkbox"/> 25 | <input type="checkbox"/> 26 |
| <input type="checkbox"/> 27 | <input type="checkbox"/> 28a | <input type="checkbox"/> 28b | <input type="checkbox"/> 28c | <input 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)
NARAL Pro-Choice America PAC

| | | | |
|--|-------------|---|--|
| Full Name (Last, First, Middle Initial) A. The Democratic Party of Wisconsin | | Date of Disbursement MM / DD / YYYY 03 / 25 / 2014 | |
| Mailing Address 15 N Pinckney St Suite 200 | | Transaction ID : D472281 | |
| City Madison | State WI | Zip Code 53703 | Amount of Each Disbursement this Period 5000.00 |
| Purpose of Disbursement Contribution | | Category/ Type | |
| Candidate Name | | Office Sought: <input type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President | |
| Disbursement For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼ | | State: District: | |

| | | | |
|--|-------------|--|--|
| Full Name (Last, First, Middle Initial) B. WALSH FOR MONTANA | | Date of Disbursement MM / DD / YYYY 03 / 25 / 2014 | |
| Mailing Address PO BOX 1724 | | Transaction ID : D472283 | |
| City HELENA | State MT | Zip Code 59624 | Amount of Each Disbursement this Period 3000.00 |
| Purpose of Disbursement Contribution | | Category/ Type | |
| Candidate Name JOHN E WALSH | | Office Sought: <input type="checkbox"/> House <input checked="" type="checkbox"/> Senate <input type="checkbox"/> President | |
| Disbursement For: 2014 <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼ | | State: MT District: 00 | |

| | |
|--|----------------------|
| Full Name (Last, First, Middle Initial) C. | Date of Disbursement |
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| 9/10/14 | Month Day Year | | |
| Time Accepted | Scheduled Time of Delivery | | |
| 800 X PM | <input checked="" type="checkbox"/> Noon <input type="checkbox"/> 3 PM | | |
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