



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

February 11, 2005

Katheleen To, Treasurer
80-20 PAC
351 N. Emerson Road
Lexington, MD 02420

Response Due Date:
March 14, 2005

Identification Number: C00346015

Reference: 30 Day Post-General Report (10/01/04-11/22/04)

Dear Ms. To:

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 one or more contributions which appear to exceed the limits set forth in the Act. Please be advised that contributions to Presidential candidates are governed by specific regulations. All Presidential primary elections held during an election year are considered one election for the purpose of the contribution limits. Therefore, a multicandidate committee may give only \$5,000 to a Presidential candidate's primary election campaign, regardless of how many separate state Presidential primaries the candidate participates in, while a non-multicandidate may give only \$2,000. 11 CFR §§110.1(j)(1) and 110.2(i)(1)

In addition, please note that general election contributions to Presidential campaigns are not permitted if the candidate receives public funds. (An exception: Political committees may contribute to a publicly funded Presidential nominee's "compliance fund." A compliance fund is used solely for legal and accounting expenses incurred in complying with the election law. Gifts to compliance funds are considered contributions and are subject to usual per-candidate, per-election limits.) 11 CFR §9003.3(a)

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

If you have made an excessive contribution, you must notify the recipient and request a refund of the excessive amount. 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 the refund request. In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received.

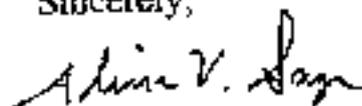
Although the Commission may take further legal action concerning the excessive contribution(s), prompt action in obtaining a refund will be taken into consideration.

-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. Contributions to federal candidates / committees should be properly disclosed on a separate Schedule B, supporting Line 23 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. **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) 694-1153.

Sincerely,



Alissa V. Saggi
Senior Campaign Finance Analyst
Reports Analysis Division

Recipient Name	Date	Amount	Election	Report
JOHN KERRY FOR PRESIDENT INC	11/16/04	\$360	*	2004 30 Day Post-General
JOHN KERRY FOR PRESIDENT INC	11/17/04	\$500	*	2004 30 Day Post-General
JOHN KERRY FOR PRESIDENT INC	10/27/04	\$2,891	*	2004 30 Day Post-General
JOHN KERRY FOR PRESIDENT INC	11/16/04	\$225	*	2004 30 Day Post-General
JOHN KERRY FOR PRESIDENT INC	10/27/04	\$2,800	*	2004 30 Day Post-General
JOHN KERRY FOR PRESIDENT INC	10/28/04	\$265	*	2004 30 Day Post-General
JOHN KERRY FOR PRESIDENT INC	10/28/04	\$1,380	*	2004 30 Day Post-General

** No election designation provided

