



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

July 20, 2007

Martin H. Nesbitt, Treasurer
Obama for America
PO Box 8102
Chicago, IL 60680

Response Due Date:
August 20, 2007

Identification Number: C00431445

Reference: Amended April Quarterly Report (1/1/07 - 3/31/07), received 6/22/07

Dear Treasurer:

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. **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 7 items:

1. Schedule A of your report discloses one or more contributions that appear to exceed the limits set forth in the Act (see attached). You should examine all of your contributions to check for additional excessive contributions. The Committee's procedures for processing contributions should also be reviewed.

An individual or a political committee other than an authorized committee or qualified multi-candidate committee may not make a contribution to a candidate for federal office in excess of \$2,300 per election. An authorized committee may not make a contribution to a candidate for federal office in excess of \$2,000 per election. A qualified multi-candidate committee and all affiliated committees may not make a contribution(s) to a candidate for federal office in excess of \$5,000 per election. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (2 U.S.C. § 441a(a) and (f); 11 CFR § 110.1(b), (e) and (k))

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

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clarifying information. If any contribution you received exceeds the limits, you may have to refund the excessive amount.

Excessive contributions may be retained if within sixty (60) days of receipt, the excessive portions are properly redesignated or reattributed. Guidelines for each option are provided below:

For reattributions, excessive contributions from individuals can be retained, if within sixty (60) days of receipt, the excessive amount is properly reattributed to another person. Please note that reattributions only apply to excessive contributions from individuals. An excessive contribution is considered properly reattributed if (1) the contributors provide the committee with written documentation, signed by each contributor, authorizing a reattribution and indicating the amount of the contribution to be attributed to each contributor, or (2) the committee reattributes, by presumption, the excessive portion of the contribution if the contribution was made on a written instrument from a joint account and was signed by only one of the account holders. In this case, the treasurer must notify the contributors in writing within 60 days of receiving the contribution that the committee intends to reattribute the excessive portion and must give the contributor an opportunity to request a refund. (11 CFR § 110.1(k)(3)(ii)(B))

For redesignations, the funds can be retained if within sixty (60) days of receipt the excessive amount is properly redesignated for a different election. An excessive contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election, provided that the new designation does not exceed the limitations on contributions made with respect to that election, or (2) your committee redesignates by presumption the excessive portion of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR § 110.1(b)(5)(ii)(B)) Please note that you cannot presumptively redesignate an excessive contribution from a multi-candidate committee. Also, a contribution can only be redesignated to a previous election to the extent that the contribution does not exceed the committee's net debts outstanding for that election. (11 CFR § 110.1(b)(3)(i))

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If the foregoing conditions for reattributions or redesignations are not met within 60 days of receipt of the contribution, the excessive amount must be refunded. See 11 CFR § 103.3(b)(1).

Please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks and/ or letters reattributing or redesignating the contributions in question. Refunds are reported on Line 20 of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations and reattributions are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation and/or reattribution is received. (11 CFR § 104.8(d)(2), (3) and (4))

The acceptance of excessive contributions is a serious problem. Again, the committee's procedures for processing contributions should be examined and corrected in order to avoid this problem. Although the Commission may take further legal action, prompt action by you to refund, redesignate, and/or reattribute of the excessive amount will be taken into consideration.

2. Your report discloses \$85,662.71 from various sources in Offsets to Operating Expenditures on line 20A Column A, of the Detailed Summary Page, with a transaction description of Press Rebill. Please be advised that if there are not corresponding expenditures for these entries, it may constitute an excessive or prohibited contribution. Please amend your report to provide an explanation for this entry. (11 CFR § 104.3(a)(4)(v))

3. Schedule B of your report discloses in-kind contributions to your committee. Please be advised that the value of in-kind contributions must be added to the receipts and disbursements total in order to avoid either inflating or deflating the cash on hand amount, and itemized on the appropriate Schedules A and B. 11 CFR § 104.13(a)(2) Please amend your report by itemizing the in-kind contributions on Schedule A.

4. Commission Regulations define the term "purpose" to mean a brief statement or description of why a disbursement was made. Examples are "dinner expense," "media," "salary," "polling," "travel," "party fees," "phone banks," "travel expenses," "travel expense reimbursement," and "catering costs." Examples of election day and voter registration activity include "exit polling," "door-to-door get out the vote," "get out the vote phone calls," and "driving voters to the polls." Unacceptable descriptions, which require additional clarification, include but are not limited to

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“advance,” “consulting,” “political consulting,” “commission,” “contract labor,” “retainer,” “election day expense,” “expenses,” “invoice,” “support,” “expense reimbursement,” “miscellaneous,” “professional services,” “get-out-the-vote,” “voter registration,” “Cashiering”, “Cons./Prof.Serv. Political”, “Cons./Acct.serv.” and “Temporary Labor”. (11 CFR § 104.3(b)(4)(A))

Additional clarification regarding inadequate purposes of disbursement published in the Federal Register can be found at http://www.fec.gov/law/policy/purposeofdisbursement/notice_2006-23.pdf. Please amend Schedule B of your report to correct the descriptions that do not meet the requirements of the Regulations.

5. Schedule B of your report discloses reimbursements to individuals for expenses other than travel and subsistence. Please be advised that when itemizing reimbursements to individuals for goods or services, if the payment to the original vendor aggregates in excess of \$200 in an election cycle, a memo entry including the name and address of the original vendor, as well as the date, amount and purpose of the original purchase must be provided. If itemization is not necessary, you must indicate so in an amendment to this report. Please correct your report to include the missing information. (11 CFR §§ 104.3(b)(4)(i) and 104.9, and Advisory Opinions 1992-1 and 1996-20)

6. Schedule B of your report discloses reimbursements to staff for apparent travel and subsistence advances in which the total amount reimbursed exceeds \$500. When the reimbursement amount to staff for travel and subsistence advances exceeds \$500, the payments by staff to any one vendor that make up the reimbursement may have to be itemized. For example, if the campaign related payments to any one vendor by the campaign/staff aggregate in excess of \$200 for the election cycle, the staff advance payment to the vendor must also be itemized in a memo entry for that reimbursement. Each memo entry must include the complete name and address of the original vendor, as well as the date, amount and detailed purpose of the advance. If itemization is not necessary for a particular reimbursement to staff in excess of \$500, you must indicate so in an amendment to this report. Please amend your report to include the missing or clarifying information. See Advisory Opinion 1996-20 for additional clarification. (11 CFR § 104.9)

7. Schedule D of your report fails to supply certain information. Commission Regulations require the full name and address of each creditor,

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the outstanding beginning and ending balances, any amount incurred during this reporting period, any payment made during this reporting period and the nature or purpose of each debt. All debts must be reported until extinguished or settled. Please amend your report to include name and purpose. (11 CFR § 104.11)

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. 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) 694-1155.

Sincerely,



Vicki Hubbard
Senior Campaign Finance Analyst
Reports Analysis Division

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**Excessive and/or Prohibited Contributions
 Obama for America (C00431445)
 Amended April Quarterly Report (1/1/07 - 3/31/07)**

**P = Primary Election
 G = General Election**

CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Adelson,Carol M.	03/31/07	4600	P2008
Alafi,Chris	03/31/07	3000	P2008
Alafi,Chris	03/31/07	1700	P2008
Atlanta Restaurant Partners LLC	03/31/07	4600	P2008
Avant,Nicole A	03/31/07	2300	P2008
Avant,Nicole A	03/31/07	2300	P2008
Brady,William J B	03/15/07	4600	P2008
Cary,Laura Ms.	02/23/07	200	P2008
Cary,Laura Ms.	02/10/07	107.47	P2008
Cary,Laura Ms.	01/29/07	2100	P2008
Date,Rajeev V	03/15/07	4600	P2008
Delvac,Elena	01/25/07	50	P2008
Delvac,Elena	03/31/07	2250	P2008
Delvac,Elena	03/31/07	2250	P2008
Dixon,James Mr.	01/27/07	500	P2008
Dixon,James Mr.	02/11/07	105.36	P2008
Dixon,James Mr.	02/25/07	2300	P2008
DTWO, L.L.C.	02/28/07	2300	P2008
DTWO, L.L.C.	02/28/07	2300	P2008
DTWO, L.L.C.	03/08/07	2300	P2008
DTWO, L.L.C.	03/08/07	2300	P2008
DTWO, L.L.C.	03/08/07	2300	P2008
DTWO, L.L.C.	03/08/07	2300	P2008
DTWO, L.L.C.	03/08/07	2300	P2008
Feinberg,Kenneth R	02/09/07	2300	P2008
Feinberg,Kenneth R	03/16/07	2300	P2008
Feinberg,Kenneth R	03/16/07	2300	P2008
Feinberg,Kenneth R	03/16/07	2300	G2008
Foster,Pauline	03/31/07	2100	P2008
Foster,Pauline	03/31/07	2100	P2008
Galinson,Elaine	03/31/07	2100	P2008
Galinson,Elaine	03/31/07	2100	P2008
Galinson,Murray	03/31/07	2100	P2008
Galinson,Murray	03/31/07	2100	P2008

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Excessive and/or Prohibited Contributions
 Obama for America (C00431445)
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CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Genachowski,Joseph M	03/31/07	1000	P2008
Genachowski,Julius Mr	01/18/07	2100	P2008
Genachowski,Julius Mr	02/11/07	45.13	P2008
Genachowski,Julius Mr	02/28/07	200	P2008
Genachowski,Julius Mr	03/31/07	2300	G2008
Genow,Richard M	03/31/07	2300	P2008
Genow,Richard M	03/31/07	2300	P2008
Gersten,Leslie	03/31/07	100	P2008
Gersten,Leslie	02/15/07	2300	P2008
Gersten,Leslie	02/15/07	2300	G2008
Gottlieb,Andrea L. Ms.	03/31/07	2300	P2008
Gottlieb,Andrea L. Ms.	03/12/07	100	P2008
Gottlieb,Andrea L. Ms.	03/31/07	2300	G2008
Hefner,Robert A. Mr. III	01/25/07	2300	P2008
Hefner,Robert A. Mr. III	02/14/07	312.56	P2008
Hefner,Robert A. Mr. III	03/31/07	2300	G2008
Hensley,Kathy	02/25/07	1500	P2008
Hensley,Kathy	02/25/07	1500	
Higgins,Susan M Ms	03/13/07	142.34	P2008
Higgins,Susan M Ms	03/29/07	200	P2008
Higgins,Susan M Ms	01/17/07	2100	P2008
Higgins,Susan M Ms	03/29/07	2300	G2008
Hochschild,Adam Mr	03/29/07	4600	P2008
Hochschild,Adam Mr	03/29/07	2300	P2008
Hochschild,Adam Mr	03/29/07	2300	G2008
Horowitz,Ruth Farber	03/31/07	2700	P2008
Horowitz,Ruth Farber	03/31/07	2300	G2008
Hudgens,Jordan	03/31/07	2300	P2008
Hudgens,Jordan D	03/31/07	2300	P2008
Kahn,Robert B	03/17/07	4600	P2008
Karmel,Marianne Ms.	02/12/07	200	P2008
Karmel,Marianne Ms.	02/10/07	25.05	P2008
Karmel,Marianne Ms.	01/16/07	2100	P2008
Karmel,Marianne Ms.	03/01/07	2300	G2008

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CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Kauffman,Marta	02/28/07	4200	P2008
Kessler,Warren Oaks	03/31/07	2100	P2008
Kessler,Warren Oaks	03/31/07	2100	P2008
Koenig,Phillip	02/25/07	1500	P2008
Koenig,Phillip	02/25/07	1500	
Korczak,Midge	03/31/07	4600	P2008
Krouse,Hillary	02/15/07	2300	P2008
Krouse,Hillary	02/26/07	2300	P2008
Krouse,Hillary	02/15/07	2300	G2008
Krouse,Rodger	02/15/07	4600	P2008
Krouse,Rodger	02/26/07	2300	G2008
Levine,Arthur E	03/31/07	2300	P2008
Levine,Arthur E	03/31/07	2300	P2008
Lewis,Robert E	03/31/07	125	P2008
Lewis,Robert E	03/31/07	1544.57	P2008
Lewis,Robert E.	03/31/07	1544.57	
Martin,Marc	03/22/07	2300	P2008
Martin,Marc	03/22/07	2300	P2008
Mason,Karol	03/28/07	2000	P2008
Mason,Karol	03/28/07	300	P2008
Mason,Karol	03/05/07	70.8	P2008
Mason,Karol	03/28/07	2300	G2008
Mathias,John H Jr	02/23/07	2300	P2008
Mathias,John H Mr Jr	03/15/07	2300	P2008
Mckenzie,Craig	03/31/07	2300	P2008
McKenzie,Craig T	03/01/07	2300	P2008
Melton,William N. Mr.	03/06/07	2300	P2008
Melton,William N. Mr.	02/13/07	4600	P2008
Melton,William N. Mr.	03/31/07	2300	G2008
Menschel,David	03/14/07	2300	P2008
Menschel,David	02/12/07	86.12	P2008
Menschel,David	03/14/07	2300	G2008
Messing,Brett	03/31/07	2300	P2008
Messing,Brett	03/31/07	2300	P2008

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Excessive and/or Prohibited Contributions
 Obama for America (C00431445)
 Amended April Quarterly Report (1/1/07 - 3/31/07)

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CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Messing,Marla	03/31/07	2300	P2008
Messing,Marla	03/31/07	2300	P2008
Milliken,Roger Jr	03/21/07	2300	P2008
Milliken,Roger Jr	03/21/07	106.15	P2008
Milliken,Roger Jr	03/21/07	2300	G2008
Morgan,Todd	03/08/07	4600	P2008
Morrison,David	02/11/07	2300	P2008
Morrison,David	03/30/07	250	P2008
NPCM Finance LLC	02/28/07	2300	P2008
NPCM Finance LLC	02/28/07	2300	P2008
NPCM Finance LLC	03/08/07	2300	P2008
NPCM Finance LLC	02/28/07	2300	P2008
Palevsky,Max	03/31/07	2300	P2008
Palevsky,Max	03/31/07	2300	P2008
Parekh,Deven	02/03/07	2300	P2008
Parekh,Deven	02/03/07	2300	
Phoenix,David	03/31/07	2300	P2008
Phoenix,David	03/31/07	2300	P2008
Potter,Myrtle S	03/31/07	4600	P2008
Reilly,Kevin	03/23/07	2300	P2008
Reilly,Kevin P	03/15/07	2300	P2008
Richardson,Paul J	03/31/07	2300	P2008
Richardson,Paul J	03/31/07	2300	P2008
Sanchez,Manuel	03/14/07	2300	P2008
Sanchez,Manuel	03/19/07	1000	P2008
Scarborough,David N	03/17/07	2300	P2008
Scarborough,David N	03/23/07	2300	P2008
Scarborough,David N	03/17/07	2300	G2008
Smith,Robert A	02/27/07	250	P2008
Smith,Robert A	03/31/07	2300	P2008
Smith,Robert A	03/31/07	2300	G2008
Stern,Daniel	03/28/07	800	P2008
Stern,Daniel	03/31/07	2300	P2008
Stern,Daniel	03/31/07	1500	G2008

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**Excessive and/or Prohibited Contributions
 Obama for America (C00431445)
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CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Stroum,Cynthia	01/16/07	2100	P2008
Stroum,Cynthia	03/31/07	2300	P2008
Stroum,Cynthia	03/31/07	200	G2008
Taylor,William W III	03/29/07	4000	P2008
Thomson,Kathryn B	02/02/07	2100	P2008
Thomson,Kathryn B	02/21/07	125.13	P2008
Thomson,Kathryn B	03/08/07	200	P2008
Thomson,Kathryn B	03/08/07	2300	G2008
Timpson,Robert C L Jr	03/27/07	1000	P2008
Timpson,Robert C L Jr	03/27/07	1000	P2008
Timpson,Robert C L Jr	03/27/07	1000	P2008
Tolan,Carol	03/20/07	2000	P2008
Tolan,Carol Ms	03/27/07	2300	P2008
Toy,Stanley Jr	03/31/07	2300	P2008
Toy,Stanley Jr	03/31/07	2300	P2008
Tse,Jeffrey	02/10/07	30.05	P2008
Tse,Jeffrey	03/31/07	2300	P2008
Vanderzon,Maura Burke	03/08/07	1000	P2008
Vanderzon,Maura Burke	01/16/07	1000	P2008
Vanderzon,Maura Burke	02/18/07	15.05	P2008
Vanderzon,Maura Burke	03/31/07	300	P2008
Vanderzon,Maura Burke	03/31/07	2300	G2008
Wagner,Judith	03/11/07	1800	P2008
Wagner,Judith	03/11/07	.100	P2008
Wagner,Judith	03/11/07	100	P2008
Wagner,Judith	03/11/07	100	P2008
Wagner,Judith	03/11/07	100	P2008
Wagner,Judith	03/11/07	50	P2008
Wagner,Judith	03/11/07	50	P2008
Wagner,Judith	03/07/07	100	P2008
Wagner,Judith	02/07/07	200	P2008
Wagner,Judith	03/11/07	1200	G2008
Weinstein,James D	03/31/07	2300	P2008
Weinstein,James D	03/31/07	2300	P2008

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**Excessive and/or Prohibited Contributions
Obama for America (C00431445)
Amended April Quarterly Report (1/1/07 - 3/31/07)**

**P = Primary Election
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CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
White,James	03/08/07	500	P2008
White,James W Jr	03/27/07	2300	P2008
Wisnicki,Kathy	03/31/07	2300	P2008
Wisnicki,Kathy	03/31/07	2300	P2008
Wolf,Robert	02/28/07	2100	P2008
Wolf,Robert	03/30/07	200	P2008
Wolf,Robert	03/30/07	200	

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