



PEANUT SHELLERS ASSOCIATION

AMERICAN

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2011 JAN 18 AM 10:22

FEC MAIL CENTER

P.O. BOX 70157

ALBANY, GEORGIA 31708-0157

229-888-2508 / FAX 229-888-5150

www.peanut-shellers.org

January 10, 2011

Federal Election Committee
999 E Street, NW
Washington, DC 20463

Identification Number: C00214148

Reference: October Quarterly Report (07/01/2010 – 09/30/2010)

To Whom It May Concern,

I have attached a copy of your letter dated 12/23/10.

In regard to the over-payment to the National Peanut Buying Points PAC in the amount of \$7,490.00, I have been in contact with them and have requested a refund in the amount of \$7,490.00. Once I receive payment, it will be disclosed on that period report. (Please see the attached invoice)

The election coding for the contribution made to Jim Marshall's campaign on 7/7/10 has been amended, as of today, for that report period.

If you have any questions, or need any additional information, I can be reached at 229-888-2508.

Sincerely,

Anita P. Lindsey
Financial Director

RECEIVED
FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20543
JAN 18 2011



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

December 23, 2010

JOHN T. POWELL, TREASURER
AMERICAN PEANUT SHELLERS ASSOCIATION
POLITICAL ACTION COMMITTEE
P.O. BOX 70157
ALBANY, GA 31708

Response Due Date
01/27/2011

IDENTIFICATION NUMBER: C00214148

REFERENCE: OCTOBER QUARTERLY REPORT (07/01/2010 - 09/30/2010)

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 2 item(s):

1. Schedule B of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) prohibits a committee and its affiliates from making contributions to another political committee and its affiliates in excess of \$5,000 per calendar year.

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 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 the refund request sent to the recipient committee(s). 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 regarding the excessive contribution(s), your prompt action in obtaining a refund will be taken into consideration.

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AMERICAN PEANUT SHELLERS ASSOCIATION POLITICAL ACTION COMMITTEE

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2. Schedule B of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) prohibits a multicandidate committee and its affiliates from making a contribution to a candidate for federal office in excess of \$5,000 per election.

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

If any contribution you made exceeds the limits, you must request a refund of the excessive amount or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund of the excessive amount.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund or redesignation request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.1(b)

Although the Commission may take further legal action regarding the excessive contribution(s), your prompt action in obtaining a refund and/or redesignating the contribution(s) 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 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

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AMERICAN PEANUT SHELLERS ASSOCIATION POLITICAL ACTION COMMITTEE

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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) 694-1157.

Sincerely,



Laura Sinram
Senior Campaign Finance Analyst
Reports Analysis Division

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Excessive Contribution to a Committee:

Recipient Name	Date	Amount	Report
Peanut Buying Point PAC AKA PBP-PAC	8/23/10	\$12,490	2010 October Quarterly

Excessive Contribution to a Candidate:

Recipient Name	Date	Amount	Election	Report
Jim Marshall	7/7/10	\$3,250	G-2010	2010 October Quarterly
Jim Marshall	9/28/10	\$3,250	G-2011*	2010 October Quarterly

*Schedule B of your report discloses this contribution as designated to the 2011 General election; however, there is no general election scheduled in 2011. Therefore, this contribution has been attributed to the next scheduled Federal election for this candidate, the 2010 general.

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Political Action Committee
PEANUT SHELLERS ASSOCIATION

AMERICAN

P.O. BOX 70157
ALBANY, GEORGIA 31708-0157
229-888-2508 / FAX 229-888-5150
www.peanut-shellers.org

Invoice

INVOICE #	1683
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1324

National Peanut Buying Points
Association
Mr. Tyron Spearman
P.O. Box 314
Tifton, GA 31793

1/7/2011

DESCRIPTION	AMOUNT
<p>August 2010 PAC Contribution of \$12,490 exceeds the FEC limit of \$5,000 annually</p> <p>Please see attached letter from FEC</p>	<p>7,490.00</p>

[Empty box]

Balance	\$7,490.00
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Federal Election Commission
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS
 The FEC added this page to the end of this filing to indicate how it was received.

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<input type="checkbox"/> Hand Delivered	Date of Receipt
<input checked="" type="checkbox"/> USPS First Class Mail	Postmarked 1/18/11
<input type="checkbox"/> USPS Registered/Certified	Postmarked (R/C)
<input type="checkbox"/> USPS Priority Mail Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	Postmarked
<input type="checkbox"/> USPS Express Mail	Postmarked
<input type="checkbox"/> Postmark Illegible	
<input type="checkbox"/> No Postmark	
<input type="checkbox"/> Overnight Delivery Service (Specify):	Shipping Date
	Next Business Day Delivery <input type="checkbox"/>
<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
<input type="checkbox"/> Received from Electronic Filing Office	Date of Receipt
<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked

[Signature]
 PREPARER
 (3/2005)

1/18/11
 DATE PREPARED