RQ-2

January 27, 2014

MICHAEL C. MORRISON, TREASURER THE CATERPILLAR INC. EMPLOYEE POLITICAL ACTION COMMITTEE 100 N.E. ADAMS STREET PEORIA, IL 61629-1430

Response Due Date 03/03/2014

**IDENTIFICATION NUMBER: C00148031** 

REFERENCE: DECEMBER MONTHLY REPORT (11/01/2013 - 11/30/2013)

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 1 item(s):

- Schedule A (see attached) discloses a contribution(s) from an individual(s) who has a mailing address outside of the United States of America. Please be advised that 2 U.S.C. §441e(a) and 11 CFR §110.20 prohibit foreign nationals from making contributions in connection with any election for political office or in connection with any primary election, convention, or caucus held to select candidates for any political office.

If the apparently prohibited contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information

If your committee follows the safe harbor guidelines outlined under 11 CFR §110.20(a)(7) for all contributions received from a foreign address to ensure that the sources of these contributions are not foreign nationals, please provide a detailed description of your procedures. These procedures must be used in all cases where a contributor or donor uses a foreign passport or passport number for identification purposes, provides a foreign address, makes a contribution or donation by means of a check or other written instrument drawn on a foreign bank or by wire transfer from a foreign bank, or resides abroad. A committee is deemed to have conducted a reasonable inquiry into the contributor or donor's nationality if you seek and obtain copies of current and valid U.S. passport

## THE CATERPILLAR INC. EMPLOYEE POLITICAL ACTION COMMITTEE Page 2 of 2

papers for U.S. citizens. No person may rely on this safe harbor if he or she has actual knowledge that the source of the funds solicited, accepted, or received is a foreign national.

If you have received a contribution from a foreign national, you must refund the impermissible contribution to the donor in accordance with 11 CFR §103.3(b). Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the refund. In addition, any refunds should be disclosed on Schedule B supporting Line 28 (a) of the report during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of a prohibited contribution(s), prompt action on your part to refund or provide clarifying information concerning these contributions 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 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) 694-1175.

Sincerely,

Sarah Juris

Campaign Finance Analyst Reports Analysis Division

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## Image# 14330042329 Excessive, Prohibited, and Impermissible Contributions The Caterpillar Inc. Employee Political Action Committee (C00148031)

**Contributions from Possible Foreign Nationals** 

| Contributor Name   | Date       | Amount   | Report                |
|--------------------|------------|----------|-----------------------|
| Brian Abbott       | 11/29/2013 | \$97.02  | 2013 December Monthly |
| Jay Alexander      | 11/29/2013 | \$100.00 | 2013 December Monthly |
| Mark Bainbridge    | 11/29/2013 | \$100.00 | 2013 December Monthly |
| Gregory Bates      | 11/29/2013 | \$25.00  | 2013 December Monthly |
| Robert Beneke      | 11/29/2013 | \$100.00 | 2013 December Monthly |
| Eric Braun         | 11/29/2013 | \$35.00  | 2013 December Monthly |
| Donald Bridenbaugh | 11/29/2013 | \$25.00  | 2013 December Monthly |
| Xiao Chen          | 11/29/2013 | \$50.00  | 2013 December Monthly |
| Robert Coon        | 11/29/2013 | \$86.05  | 2013 December Monthly |
| Kristen Covey      | 11/29/2013 | \$50.00  | 2013 December Monthly |
| Keith Donner       | 11/29/2013 | \$20.00  | 2013 December Monthly |
| Anthony Edmonds    | 11/29/2013 | \$50.00  | 2013 December Monthly |
| Bart Finn          | 11/29/2013 | \$24.48  | 2013 December Monthly |
| John Hall          | 11/29/2013 | \$48.62  | 2013 December Monthly |
| Gary Hendrickson   | 11/29/2013 | \$124.46 | 2013 December Monthly |
| Lance High         | 11/29/2013 | \$100.00 | 2013 December Monthly |
| Robert Hoenes      | 11/29/2013 | \$25.00  | 2013 December Monthly |
| Gregory Janssen    | 11/29/2013 | \$25.00  | 2013 December Monthly |
| Bradley Johnson    | 11/29/2013 | \$50.00  | 2013 December Monthly |
| Zachary Kauk       | 11/29/2013 | \$182.30 | 2013 December Monthly |
| Steven Kibby       | 11/29/2013 | \$102.64 | 2013 December Monthly |
| Mark Lang          | 11/29/2013 | \$139.98 | 2013 December Monthly |
| Monique Liard      | 11/29/2013 | \$50.00  | 2013 December Monthly |
| Scott Magner       | 11/29/2013 | \$25.00  | 2013 December Monthly |
| Mark Manning       | 11/29/2013 | \$50.00  | 2013 December Monthly |
| James Matteo       | 11/29/2013 | \$107.53 | 2013 December Monthly |
| Phillip Maxheimer  | 11/29/2013 | \$25.00  | 2013 December Monthly |
| Sandra McCartney   | 11/29/2013 | \$100.00 | 2013 December Monthly |
| Djuana Montgomery  | 11/29/2013 | \$127.64 | 2013 December Monthly |
| Erec Montgomery    | 11/29/2013 | \$144.16 | 2013 December Monthly |
| David Nicoll       | 11/29/2013 | \$25.00  | 2013 December Monthly |
| Matthew Noe        | 11/29/2013 | \$25.00  | 2013 December Monthly |
| Dennis ORourke     | 11/29/2013 | \$25.00  | 2013 December Monthly |
| David Phipps       | 11/29/2013 | \$25.00  | 2013 December Monthly |
| Ennodio Ramos      | 11/30/2013 | \$10.00  | 2013 December Monthly |
| Edward Rapp        | 11/29/2013 | \$416.66 | 2013 December Monthly |
| Anthony Rassi      | 11/29/2013 | \$175.45 | 2013 December Monthly |
| Davis Reese        | 11/29/2013 | \$30.00  | 2013 December Monthly |
| Michael Reinsma    | 11/29/2013 | \$50.00  | 2013 December Monthly |
| Steven Rich        | 11/29/2013 | \$25.00  | 2013 December Monthly |
| William Roberts    | 11/29/2013 | \$50.00  | 2013 December Monthly |

## Excessive, Prohibited, and Impermissible Contributions (cont'd) The Caterpillar Inc. Employee Political Action Committee (C00148031)

| <b>Contributor Name</b> | Date       | Amount   | Report                |
|-------------------------|------------|----------|-----------------------|
| Avery Schick            | 11/29/2013 | \$20.00  | 2013 December Monthly |
| Kristine Spencer        | 11/29/2013 | \$85.96  | 2013 December Monthly |
| Leonard Stewart         | 11/29/2013 | \$20.00  | 2013 December Monthly |
| Mark Stratton           | 11/29/2013 | \$50.00  | 2013 December Monthly |
| Robert Strong           | 11/29/2013 | \$201.85 | 2013 December Monthly |
| Xiaobo Sun              | 11/29/2013 | \$50.00  | 2013 December Monthly |
| Daniel Sundell          | 11/29/2013 | \$112.91 | 2013 December Monthly |
| Charles Tobias          | 11/29/2013 | \$76.25  | 2013 December Monthly |
| Andrew Trent            | 11/29/2013 | \$30.00  | 2013 December Monthly |
| Tana Utley              | 11/29/2013 | \$454.55 | 2013 December Monthly |
| Darren Vandermolen      | 11/29/2013 | \$50.00  | 2013 December Monthly |
| Paul Wroblewski         | 11/29/2013 | \$45.00  | 2013 December Monthly |