

Paul Caprio
President



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Col. Charles
Thomann,
U.S. Army, (Ret.)

Patriotic Veterans, Inc.

2013 JAN 23 AM 9:33
FEC MAIL CENTER

January 22, 2013

Ms. Kendra Hannan
Reports Analysis Division
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: FEC Form 9 (10/01/121 – 10/17/12), Received 11/05/12
ID Number C30001978

Dear Ms. Hannan:

This responds to your letter to me of January 15, 2013 regarding an FEC Form 9 filed by Patriotic Veterans, Inc. and received by your office on November 5, 2012. For your information, Patriotic Veterans, Inc. is a tax-exempt, non-profit social welfare organization operating pursuant to paragraph 501c(4) of the Internal Revenue Code of 1986.

Over the years, our group has paid for and aired public service announcements on veteran's affairs and national defense issues via paid radio advertisements. For example, in 2012, we aired radio advertisements in several states including Illinois and Pennsylvania. Because we were aware of the Federal Election Commission's regulation regarding the public disclosure of "electioneering communications" paid for by groups such as Patriotic Veterans, Inc., we duly filed the required FEC Form 9 for each of the communications that were aired in Illinois and Pennsylvania. Each of these Form 9 disclosure reports were filed with the FEC via next-day Federal Express delivery and each was sent to the FEC, via Federal Express, within 24 hours of the first airing of the communication.

Because the Patriotic Veterans organization is not a "political committee" it has not filed any of these Form 9s electronically. Rather, all of the required Form 9s were filed with the FEC via next-day delivery via Federal Express. The first time we were informed by the Commission that our Form 9 filing for any of the "electioneering communications" we aired was not timely was through your letter of January 15, 2013 as regards the radio advertisement that aired in Pennsylvania beginning on November 1, 2012.

The "electioneering communication" that is the subject of your inquiry was first aired on Pennsylvania radio stations beginning on the afternoon of November 1, 2012. Our FEC Form 9 disclosing the airing of this advertisement was sent to the FEC via federal Express on the next day, Thursday, November 2, 2012. While the Form 9 at issue here was delivered to Federal Express on November 2, 2012, a Thursday, Federal Express should have delivered the package to your office on either Friday, November 3rd or Monday, November 5th, as your office was closed over the intervening weekend. In

414 North Orleans Plaza • Suite 320 • Chicago, IL 60654 • Phone: 312-670-4238

Fax: 312-670-4240 • Email: PaulCaprio@PatrioticVeterans.org • www.Patrioticveterans.org

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any event, the FEC had the Form 9 for the radio advertisement aired in Pennsylvania within the appropriate amount of time following the airing of the advertisement. The Form 9 was executed and delivered to Federal Express within 24 hours of the airing of the advertisement. Clearly the public policy of timely notification to the FEC of the airing of an "electioneering communication" was met by Patriotic Veterans, Inc. when we executed the Form 9 on November 2, 2012 and timely delivered it to Federal Express that same day for subsequent timely delivery to your office.

Should you have any additional questions, please feel free to contact me directly.

Sincerely,



D. Paul Caprio
Patriotic Veterans, Inc.

414 North Orleans Plaza • Suite 320 • Chicago, IL 60654 • Phone: 312-670-4238

Fax: 312-670-4240 • Email: PaulCaprio@PatrioticVeterans.org • www.Patrioticveterans.org

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Federal Election Commission
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS
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PREPARER

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