



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

June 18, 2008

Mr. Brian L. Wolff, Treasurer
Democratic Congressional Campaign Committee
430 South Capitol Street, SE
2nd Floor
Washington, DC 20003

Response Due Date:
July 21, 2008

Identification Number: C00000935

Reference: Amended May Monthly Report (4/1/08-4/30/08), received 5/22/08

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 11 items:

1. The beginning cash balance of this report should equal the ending balance of your April Monthly Report (3/1/08-3/31/08). Please clarify this discrepancy and amend any subsequent report(s) that may be affected by this correction.
2. The totals listed on Lines 7, 21(b), 21(c), 23, 25, 31 and 32, Column B of the Summary and Detailed Page(s) appear to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Column B totals. Please amend your report and any subsequent reports that may be affected by this correction.
3. Schedule A supporting Line 15 of your report discloses an offset to an operating expenditure(s) totaling \$696.85 from "Gillibrand for Congress," "Paul Hodes for Congress," "Nancy Pelosi For Congress," "Cmte to Elect Chris Murphy," "Eddie Bernice Johnson for Congress," "Klein for Congress" and "Mitchell for Congress"; however, your report(s) does not appear to disclose a disbursement to this entity. Please provide clarifying information regarding this activity and amend your report(s) if necessary.

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4. Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule B supporting Line(s) 21(b) of your report to clarify the following description(s): "Administrative Services," "Consulting Services" and "Fees." For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

5. Schedule B of your report discloses a reimbursement(s) to an individual(s) 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 committee staff that make up the reimbursement may have to be itemized. For example, if the related payment(s) to any one vendor by the staff aggregates in excess of \$200 for the calendar year, the payment(s) must be itemized as 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 an adequate purpose. Please amend your report to include the missing information and clearly identify on the Schedule B, which reimbursement each memo entry relates to. If itemization is not necessary for a particular reimbursement to staff in excess of \$500, you must clarify this in an amendment to this report. 11 CFR §104.9 and Advisory Opinion 1996-20, footnote 3

6. Please clarify all expenditures made for "Catering," "Events/Meetings," "Fundraising Event Catering Expense" and "Fundraising Events/Meetings" on Schedule B. If a portion or all of these expenditures were made on behalf of specifically identified federal candidates, this amount should be disclosed on Schedules B, E or F supporting Lines 23, 24 or 25 and include the amount, name, address and office sought by each candidate. 11 CFR §§104.3(b) and 106.1

7. Your committee filed 24 hour notices informing the Commission of independent expenditures made in support or opposition of federal candidates with "Great American Media," "LSG Strategies," "Mack Crouse Group, LLC" and "Murphy Putnam Media, LLC" as the payee(s). However, the election designation disclosed on these notices do not appear to correlate with the entries on Schedule E, supporting Line 24 for the reporting period. If your committee has filed 24 hour notices supporting independent expenditures not reflected on your reports, you must file Schedule E during the appropriate reporting period to disclose these payments. Please amend your report to clarify this discrepancy and provide further information concerning these notices.

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8. Schedule E of your report indicates that your committee may have failed to file one or more of the required 24 hour notices regarding "last minute" independent expenditures (see attached). A political committee must file a 24 hour report with the Federal Election Commission as specified in 11 CFR §104.4(c), within 24 hours of any independent expenditures of \$1,000 or more with respect to a given election, made between two and twenty days before an election. The notice must be received by the Commission by 11:59 p.m. on the day following the date on which independent expenditures that aggregate \$1,000 or more are publicly distributed or disseminated. These expenditures must then be fully itemized on Schedule E, or as memo entries on Schedule E and reflected on Schedule D if distributed or disseminated prior to payment, of the next report required to be filed by the committee. Although the Commission may take further action concerning this matter, your prompt response will be taken into consideration. 11 CFR §104.3(b)

9. Your committee has filed a 24 hour notice for an independent expenditure supporting Travis W. Childers and opposing Charles Gregory Davis (see attached) which has not been itemized on Schedule E supporting Line 24 of the Detailed Summary Page. Please be advised that independent expenditures disclosed on 24 hour notices must also be itemized on a corresponding Schedule E or MEMO Schedule E and Schedule D (if applicable), in the appropriate reporting period. Further, if the actual payment(s) for the independent expenditure(s) occurs after the date of dissemination, the appropriate report(s) should continue to show payment on Schedule E and Schedule D, until the debt is fully extinguished. Please amend your report and any subsequent reports that may be affected by this correction.

10. Schedule E discloses independent expenditures on behalf of a federal candidate(s) participating in the 2008 Special General and 2008 Special General Runoff election for the congressional seat in the 1st district of Mississippi. Schedule F of this report discloses coordinated expenditures on behalf of the same candidate(s). Under 2 U.S.C. §431(17), an "independent expenditure" is defined as:

... an expenditure by a person expressly advocating the election or defeat of a clearly identified candidate; and that is not made in concert or cooperation with or at the request or suggestion of such candidate, the candidate's authorized committee, or their agents, or a political party committee or its agents.

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Further, 11 CFR §109.21 outlines the factors which define a coordinated communication. Please verify that the independent expenditures made by your Committee in support of Travis W. Childers and in opposition to Charles Gregory Davis meet the definition of and were properly categorized as independent expenditures. If necessary, amend your reports to disclose the aforementioned transactions as in-kind contributions (Schedule B supporting Line 23 of the Detailed Summary Page) or coordinated expenditures (Schedule F supporting Line 25 of the Detailed Summary Page).

If the reclassification of these expenditures as in-kind contributions results in excessive contributions, the Commission recommends that you notify the candidate(s) and request a refund of the amount in excess of \$5,000 per election. If the reclassification of these expenditures as coordinated expenditures results in your committee exceeding the limitations under 2 U.S.C. §441a(d), the Commission recommends that you notify the candidate(s) and request a refund of the amount in excess of the expenditure limitation.

Please inform the Commission of any corrective action immediately in writing and provide a photocopy of your refund request(s) sent to the candidate(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.

11. Schedule F supporting Line 25 of your report discloses a negative entry for the receipt of apparent refunds/rebates of expenditures made during this or previous reporting periods. Please be advised that the receipt of offsets to operating expenditures should be disclosed on Schedule A supporting Line 15 of the Detailed Summary Page if the vendor wrote a refund/rebate check on its account. This method of reporting would clarify for the public record the total amount of receipts and more accurately disclose the cash-on-hand amount. Please amend your report to properly disclose this activity or provide clarifying information.

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) 694-1144.

Sincerely,

Debbie Chacona

For:

Edward Ryan

Senior Campaign Finance Analyst

Reports Analysis Division

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Missing 24 Hour Notices

Name of Payee	Date	Amount	Purpose	Candidate
Great American Media	4/30/2008	\$345,191.2	Media Buy	Childers, Travis W.
Great American Media	4/30/2008	\$345,191.2	Media Buy	Davis, Charles Gregory
Great American Media	4/30/2008	\$2,768.02	Media Buy	Childers, Travis W.
Great American Media	4/30/2008	\$2,768.02	Media Buy	Davis, Charles Gregory
Great American Media	4/30/2008	\$2,768.02	Media Buy	Childers, Travis W.
Great American Media	4/30/2008	\$2,768.02	Media Buy	Davis, Charles Gregory

Missing Schedule E

Name of Payee	Date	Amount	Purpose	Candidate
Great American Media	4/30/08*	\$350,727.20	Media Buy	Childers, Travis W.
Great American Media	4/30/08*	\$350,727.19	Media Buy	Davis, Charles Gregory

*Date notice was filed

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