

HillaryClinton.com

FEDERAL ELECTION COMMISSION
REPORTS ANALYSIS DIVISION

2007 OCT 10 A 7:09

4420 North Fairfax Drive
Arlington, VA 22203
Tel. (703) 469-2008
Fax (703) 962-8600

FAX TRANSMITTAL COVER SHEET

To: Madeleine Lane
From: Shelly Moskwa
Fax: 202 219 3496

TOTAL NUMBER OF PAGES INCLUDING COVER: 3

If you have any problems with this transmittal, please contact us at (703) 469-2008.

Paid for by Hillary Clinton for President

Contributions to Hillary Clinton for President are not deductible for federal income tax purposes

ID#
C00431569

27039534368



October 9, 2007

Ms. Madelynn M. Lane
Ms. Camilla Reminsky
Reports Analysis Division
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Dear Ms. Lane and Ms. Reminsky:

I am writing regarding the telephone conversations of last week between Ms. Reminsky and representatives of Hillary Clinton for President and Friends of Hillary. First, let me say that I very much appreciate that you contacted me to discuss this matter.

Second, it is our desire to adequately address your concerns. However, despite the conversations that have occurred, I am still uncertain as to the corrective action that you are seeking from us and to the reasons for it, including your interpretation of the Commission's rules. As a result, I am requesting that we schedule a meeting at your offices with Committee representatives, so that we can discuss this matter and come to a better understanding.

I would like to give you the following background points for your consideration in advance of this meeting.

1. The transfers made by Friends of Hillary to Hillary Clinton for President were composed entirely of excess campaign funds from the 2006 senate campaign. As such, the transfers were made from a previous campaign committee to a current campaign committee under 110.3(c)(4) of the Commission's regulations.
2. The transfers did not contain any funds designated for the 2012 New York Senate election. Funds that were received for that election were placed in accounts separate from the funds leftover from the 2006 election.
3. Senator Clinton has not actively campaigned for the 2012 Senate election, but was required to file a Statement of Candidacy by operation of law.

4420 N. Fairfax Drive, Arlington, VA 22203 Tel (703) 469-2008 Fax (703) 962-8600

Contributions to Hillary Clinton for President
are not tax deductible for federal income tax purposes.

Paid for by Hillary Clinton for President

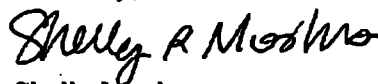
27039534369

4. I understand that you referred to 110.3(c)(5) and Advisory Opinion 2006-06 in your conversation with Committee representatives. We do not believe that either of those applies to the transfers. The regulation (c)(5) would apply to a transfer of 2012 funds, but not to 2006 funds, since those are from a previous campaign. The AO applies only to personal fund activity under the Millionaire's Amendment, which itself does not apply to presidential campaigns. There were no personal funds transferred here.

Again, I appreciate your calling, but we would like to discuss this in person with you. We can be available Wednesday through Friday of this week. Please contact Sarah Chambers at 202-778-4033 if we may schedule a meeting.

Thank you for your consideration.

Sincerely,



Shelly Moskwa

27039534370

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.

Hand Delivered Date of Receipt

USPS First Class Mail Postmarked

USPS Registered/Certified Postmarked (R/C)

USPS Priority Mail Postmarked
 Delivery Confirmation™ or Signature Confirmation™ Label

USPS Express Mail Postmarked

Postmark Illegible

No Postmark

Overnight Delivery Service (Specify): Shipping Date
 Next Business Day Delivery

Received from House Records & Registration Office Date of Receipt

Received from Senate Public Records Office Date of Receipt

Received from Electronic Filing Office Date of Receipt

Other (Specify): *FAX Rec'd from RAD* Date of Receipt or Postmarked
10/10/07

SA
 PREPARER
 (3/2005)

10/10/07
 DATE PREPARED

27039534371