

DONALD M. PAYNE JR FOR CONGRESS

P.O. BOX 2406

NEWARK, NEW JERSEY 07102

RECEIVED

2013 JAN -2 PM 12: 39

FEC MAIL CENTER

December 27, 2012

Mr. Paul Stoetzer. Campaign Finance Analyst

Report Analysis Division

Federal Election Commission

999 E. Street, NW

Washington, DC 20463

Re: Donald M Payne, Jr For Congress

July Quarterly Report (5/17/12-6/30/12)

Dear Mr. Stoetzer:

We are in receipt of your letter dated November 28, 2012 concerning the above captioned report. As requested, we have filed an amended report correcting the deficiencies cited., in addition we have filed amended reports for all the subsequent periods through 11/26/2012, on December 27, 2012. The following are our responses to the questions raised in your letter:

Item 1.

Due to a lack of experience and some confusion as to the role and responsibilities of our Washington DC fundraiser and our accounting department, a number of contributions were entered in our system twice, once by our fundraiser and again by our accountant when he received and deposited the actual checks. We have since corrected this problem, all contributions are now reported and entered into system by our accountant. Accordingly, as requested we have corrected the 5/17/12 -6/30/12 report and filed an amendment.

Item 2.

As a result of the corrections made to the 5/17/12 to 6/30/12 report, the negative cash balance previously reported has been eliminated and the amended report now reflects a positive cash balance of \$22,944.12.

Page 1 of 3.

13030994372

DONALD M. PAYNE JR. FOR CONGRESS- Cont'd

Item 3

We have refunded the unauthorized corporate contributions that we were unable to certify that they were from segregated funds.(See copies of checks enclosed).

Item 4.

As result of amending the 5/17/12 to 6/30/12 report, the issue pertaining to excessive contributions for individuals were corrected. With respect to the International Longshoremen's Association it is our understanding that the \$ 10,000 contribution was allowable since Unions are allow to give \$5,000 for the Special and General Primaries and \$5,000 for the Special and General Elections. Please advise if our interpretation is incorrect.

Item 5.

To ascertain that the contributions made to the Campaign by unregistered organizations are permissible, we mailed letters (see attached) developed by legal counsel to each of the unregistered organizations, requesting certification that the contributions made to the Campaign were permissible and complied with the FEC regulations. However, as of the date of this letter we have not received any confirmations. We are therefore, requesting an additional 30 days to submit the certifications, for the following organizations:

- Liberian Committee Association of NJ, Inc
- Committee to Elect Anibal Ramos Jr. for Newark Council
- Committee to Re-Elect Anibal Ramos, Jr.
- Committee to Elect Shelia Oliver
- Luciano \$ Freeholder

Item 6 & 7

As outlined above, at the start-up of the Campaign too many individuals were involved in the accounting and reporting process, as a result it created confusion. Further, several of the checks , listed on your schedule, were received before the 48 hour reporting period by our fundraisers, but the deposited date were inadvertently recorded on our system for those checks. We have subsequently tighten internal

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DONALD M. PAYNE JR. FOR CONGRESS

Item 6 & 7 – Cont'd

controls over the accounting for contributions, our accountant is solely responsible for reporting and recording all contributions. We are confident that contributions received during the 48 hour reporting periods are reported timely and appropriately.

Item 8

The Commission can be assured that we have made every effort to gather pertinent information from all donors. In those cases where we don't obtain complete information, our office manager generally contact the donors and/or do internet searches to obtain missing information. You can be assured while we are not always successful, best efforts are made to obtain missing information.

Item 9

Pursuant to your request we have amended Schedule B to clarify all expense description to conform to the FEC guidelines.

Item 10/11

Based on our review of Schedule C the only missing information was the "due date of the loan" of May 28, 2013. This was a personal loan from the candidate, there were no endorsers or guarantors. Accordingly we have amended Schedule C.

We trust that our answers to the questions raised are adequate and we apologize for any inconvenience we may have caused. If you have any further questions, don't hesitate to contact us at (973) 449-8413.

Sincerely yours,

DONALD M. PAYNE JR. FOR CONGRESS



H. O'Neil Williams

Treasurer.

13030994374

# Donald M. Payne, Jr. for Congress

December 14., 2012

Committee to Re- Elect Anibal Ramos Jr,  
C/O Council Member , North Ward  
920 Broad Street, Rm. 304  
Newark, NJ 07103

To Whom It May Concern:

Donald M. Payne Jr. for Congress would like to thank you for your interest in making a contribution to Donald M. Payne Jr.'s 2012 campaign for the United States House of Representatives. The purpose of this letter is to inform potential contributors of federal campaign finance laws that apply to non-federal political committees.

A political committee that is not registered with the Federal Election Commission (FEC) can contribute to federal committees provided it is able to certify that it has sufficient federally permissible funds in its account at the time it is making a contribution(s) to a federal committee(s). Federally permissible sources refer to contributions from individuals and political committees registered with the FEC.

A non-federal political committee can give up to \$1,000 in the aggregate to all federal committees over the course of a calendar year without having to register with the FEC.

A non-federal political committee that chooses to give in excess of \$1000 to federal committees must register with the FEC by filing a Form 1 (Statement of Organization) within 10 days of making an expenditure (i.e., contribution) in connection with a federal election that causes it to exceed the \$1000 threshold. In addition to registering, the committee must report its expenditure(s) to the FEC on a Form 3X (Report of Receipts and Disbursements). The committee must file Form 3Xs with the FEC on a quarterly basis until the committee terminates its federal activities, which can be requested with an initial filing.

Don Payne for Congress requires the following in order to accept a contribution from a non-federal political committee into its federal account:

- certification that the committee has sufficient federally permissible funds in its account(s);
- certification that the committee has registered/will register with the FEC if the committee's contribution to the Donald M. Payne Jr. for Congress exceeds \$1,000;
- certification that the committee will file the requisite Form 3X disclosing the committee's contribution to Donald M. Payne, Jr. for Congress if the contribution exceeds \$1,000.

Should you have additional questions regarding a committee's filing requirements, please contact the compliance department at the Donald M. Payne Jr. for Congress.

Please review the attached statement and, by your signature, verify the true statement(s).

Thank you for your support and assistance in this matter. Please response by December 20, 2012.

Yours truly,



H. O'Neil Williams, Treasurer  
(973)449-8413

Donald M. Payne Jr. for Congress  
PO Box 2406  
Newark, NJ 07102

Paid for by the Donald M Payne Jr. for Congress.

Contributions to the Donald M. Payne Jr. for Congress are not tax deductible.

Not printed at taxpayer expense.

13030994375

# Donald M. Payne, Jr. for Congress

December 14,, 2012

Committee to Elect Anibal Ramos Jr, For Newark City Council  
C/O Council Member , North Ward  
920 Broad Street, Rm. 304  
Newark, NJ 07103

To Whom It May Concern:

Donald M. Payne Jr. for Congress would like to thank you for your interest in making a contribution to Donald M. Payne Jr.'s 2012 campaign for the United States House of Representatives. The purpose of this letter is to inform potential contributors of federal campaign finance laws that apply to non-federal political committees.

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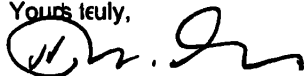
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13030994376

# Donald M. Payne, Jr. for Congress

December 14., 2012

Mr, Leonard M Luciano  
C/O Board of Chosen Freeholder, Essex County  
465 Dr. Martin Luther King Blvd  
Newark, NJ 07102

To Whom It May Concern:

Donald M. Payne Jr. for Congress would like to thank you for your interest in making a contribution to Donald M. Payne Jr.'s 2012 campaign for the United States House of Representatives. The purpose of this letter is to inform potential contributors of federal campaign finance laws that apply to non-federal political committees.

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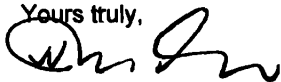
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13050994377

# Donald M. Payne, Jr. for Congress

December 14,, 2012

Ms. Menseh M. Jones, President  
Liberian Committee Association of North Jersey, Inc  
368 Bergen Street  
Newark, NJ 07103

To Whom It May Concern:

Donald M. Payne Jr. for Congress would like to thank you for your interest in making a contribution to Donald M. Payne Jr.'s 2012 campaign for the United States House of Representatives. The purpose of this letter is to inform potential contributors of federal campaign finance laws that apply to non-federal political committees.

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H. O'Neil Williams, Treasurer  
(973)449-8413

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PO Box 2406  
Newark, NJ 07102

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13030994378

# Donald M. Payne, Jr. for Congress

December 14, 2012

Committee to Elect Shelia Oliver  
43 Boyden Street  
East Orange, NJ 07017

To Whom It May Concern:

Donald M. Payne Jr. for Congress would like to thank you for your interest in making a contribution to Donald M. Payne Jr.'s 2012 campaign for the United States House of Representatives. The purpose of this letter is to inform potential contributors of federal campaign finance laws that apply to non-federal political committees.

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Thank you for your support and assistance in this matter. Please respond by December 20, 2012

Yours truly,

  
H. O'Neil Williams, President  
(973) 0449-8413

Donald M. Payne Jr. for Congress  
PO Box 2406  
Newark, NJ 07102

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# Donald M. Payne, Jr. for Congress

## Non-Federal Political Committee

Committee Name: \_\_\_\_\_

Treasurer: \_\_\_\_\_

Contribution Amount: \_\_\_\_\_ Contribution Date: \_\_\_\_\_ Check #: \_\_\_\_\_

### Section 1: Permissible Federal Funds Certification

The account from which the described contribution is drawn:

\_\_\_\_\_ has sufficient federally permissible funds to make the contribution.

\_\_\_\_\_ does not have sufficient federally permissible funds. Therefore, the committee may not make a contribution to Donald M. Payne Jr. for Congress.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

### Section 2: FEC Registration/Filing Certification

The committee has made expenditure(s) to federal committees in the current federal election cycle that exceed \$1000 in the aggregate. The committee certifies that it:

\_\_\_\_\_ has registered with the FEC by filing a Form 1. The form was filed on \_\_\_\_\_.

\_\_\_\_\_ is registering with the FEC by filing a Form 1.

\_\_\_\_\_ will file the required Form 3X disclosing its contribution(s) to the Donald M. Payne Jr. for Congress.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

Donald M. Payne Jr. for Congress  
PO Box 2406  
Newark, NJ 07102

Paid for by the Donald M. Payne Jr. for Congress.

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13030994380

DONALD M PAYNE JR. FOR CONGRESS

P.O. BOX 2406

Newark, New Jersey 07114

December 14, 2012

The Incubator, Inc

320 Park Avenue

Plainfield, NJ 07050-4230

To Whom it May Concern:

Thank you so much for your recent contribution of \$ 500 (Check 3430 dated May 21,2012) to the Donald M Payne Jr. for Congress campaign. While we appreciate your support, Federal law prohibits the campaign from accepting contributions from certain sources, such as corporate, labor organization treasury funds, foreign nationals and national banks. Your contribution appears to be from a corporate source.

Accordingly, we must return (refund) your check. Should you wish to send another contribution, it should be from your personal account or from a federally registered political committee. Contributions should be made payable to Donald M Payne Jr. for Congress and mailed to P.O. Box 2406, Newark NJ 07114.

Thank you for your continued support. Don't hesitate to contact me at (973) 449-8413 if you have any questions.

Sincerely,



Donald M Payne Jr. for Congress

H. O'Neil Williams'

Treasurer (973)449-8413

13030994381

DONALD M. PAYNE JR. FOR CONGRESS

P.O. BOX 2406  
NEWARK, NJ 07114

CITY NATIONAL BANK OF NEW JERSEY

NEWARK, NJ  
55-163/212

12/14/12

PAY TO THE ORDER OF

The Incubator, Inc

\$ 500

five hundred + 00/100

DOLLAR

A TAMPER-RESISTANT TONER AREA A

TWO SIGNATURES REQUIRED OVER \$500.00

*[Signature]*  
*[Signature]*  
VOID AFTER 90 DAYS

MEMO Refund Corp Contributions.

13030994382

DONALD M. PAYNE JR. FOR CONGRESS

Refund of Corporate Contributions

DONALD M. PAYNE JR. FOR CONGRESS

12/14/12 - The Incubator, Inc

Refund of Corporate Contributions

\$500.00

PAYMENT  
RECORD



017851

DONALD M PAYNE JR. FOR CONGRESS

P.O. BOX 2406

Newark, New Jersey 07114

December 14, 2012

Merengue Restaurant, Inc

183 Broadway

Newark, NJ 07104-3802

To Whom it May Concern:

Thank you so much for your recent contribution of \$ 500 (Check 681 dated May 29,2012) to the Donald M Payne Jr. for Congress campaign. While we appreciate your support, Federal law prohibits the campaign from accepting contributions from certain sources, such as corporate, labor organization treasury funds, foreign nationals and national banks. Your contribution appears to be from a corporate source.

Accordingly, we must return (refund) your check. Should you wish to send another contribution, it should be from your personal account or from a federally registered political committee. Contributions should be made payable to Donald M Payne Jr. for Congress and mailed to P.O. Box 2406, Newark NJ 07114.

Thank you for your continued support. Don't hesitate to contact me at (973) 449-8413 if you have any questions.

Sincerely,



Donald M Payne Jr. for Congress

H. O'Neil Williams`

Treasurer (973)449-8413

13030994383

DONALD M. PAYNE JR. FOR CONGRESS  
P.O. BOX 2406  
NEWARK, NJ 07114

CITY NATIONAL BANK OF NEW JERSEY  
NEWARK, NJ  
55-163212

12/14/12

PAY TO THE  
ORDER OF

MARQUEE RESTAURANT INC

\$ 500<sup>00</sup>

five hundred + 00/100

DOLLAR

A TAMPER RESISTANT TONER AREA A

TWO SIGNATURES REQUIRED OVER \$500.00

*[Signature 1]*  
*[Signature 2]*  
VOID AFTER 90 DAYS

EMD

Refund Corp Contributions

13030994384

DONALD M. PAYNE JR. FOR CONGRESS

DONALD M. PAYNE JR. FOR CONGRESS

2/14/12

Marquee Restaurant Inc  
Refund of Corporate Contributions

\$ 500<sup>00</sup>

PAYMENT  
RECORD



017851

**Federal Election Commission**  
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 The FEC added this page to the end of this filing to indicate how it was received.

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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): Date of Receipt or Postmarked

  
 PREPARER

*1/2/13*  
 DATE PREPARED

13030994385