



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

June 18, 2020

DANNY RIOS, TREASURER
S&B PAC
7825 PARK PLACE BLVD
HOUSTON, TX 77087

Response Due Date
07/23/2020

IDENTIFICATION NUMBER: C00236083

REFERENCE: APRIL QUARTERLY REPORT (01/01/2020 - 03/31/2020)

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 2 item(s):

1. Schedule B supporting Line 23 discloses one or more contributions to a candidate(s) for the 2020 Primary election; however, the funds were disbursed after the election date(s) (see attached). Please note that contributions may not be designated for an election which has already occurred unless the funds are to be used to reduce a candidate committee's debts incurred during that election campaign. (11 CFR §§110.1(b)(3) and 110.2(b)(3))

If any apparently impermissible contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If the contribution(s) in question should have been designated for debt retirement, you should amend your report to indicate "debt retirement," along with the year of election.

If you have made an impermissible contribution, you must request a refund or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund. (11 CFR §103.3(b)(1) and (3))

Please inform the Commission of your corrective action promptly by providing the date and method of your remedy (refund or redesignation request) for each

S&B PAC

Page 2 of 3

contribution. The committee should retain for its records copies of the refund and/or redesignation request(s) sent to the recipient committee(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. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. (11 CFR §110.1(b))

Although the Commission may take further legal action regarding this impermissible activity, your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

2. Schedule B of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. Please be advised that 52 U.S.C. §30116(a) prohibits a multicandidate committee and its affiliates from making a contribution to a candidate for federal office in excess of \$5,000 per election.

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If any contribution you made exceeds the limits, you must request a refund of the excessive amount or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund of the excessive amount.

Please inform the Commission of your corrective action promptly by providing the date and method of your remedy (refund or redesignation request) for each contribution. The committee should retain for its records copies of the refund and/or redesignation request(s) sent to the recipient committee(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. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. (11 CFR §110.1(b))

Although the Commission may take further legal action regarding the excessive contribution(s), your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration. (11 CFR §103.3(b)(1) and (3))

S&B PAC

Page 3 of 3

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. For information about the report review process or specific filing information for your committee type, please visit www.fec.gov/help-candidates-and-committees. For more information about Requests for Additional Information (RAI), why you received a letter, and how to respond, please visit www.fec.gov/help-candidates-and-committees/request-additional-information. Should you 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) 694-1370.

Sincerely,

A handwritten signature in black ink that reads "Brian Wetzel". The signature is written in a cursive, slightly slanted style.

Brian Wetzel
Campaign Finance Analyst
Reports Analysis Division

**Apparent Impermissible, Excessive, and Prohibited Contributions
S&B PAC (C00236083)**

Apparent Contributions Made After Election Date

Recipient Name	Date	Amount	Election	Election (State-Date)
NAPOLITANO FOR CONGRESS	3/12/20	\$1,500.00	P2020	CA-3/3/20

Apparent Excessive Contributions to a Committee/Candidate Committee

Recipient Name	Date	Amount	Election	Report
FILEMON VELA FOR CONGRESS	1/18/19	\$5,000.00	P2020	2019 July Quarterly
FILEMON VELA FOR CONGRESS	2/19/20	\$5,000.00	P2020	2020 April Quarterly
HUNT FOR CONGRESS	6/24/19	\$5,000.00	P2020	2019 July Quarterly
HUNT FOR CONGRESS	2/4/20	\$2,500.00	P2020	2020 April Quarterly
TEXANS FOR HENRY CUELLAR CONGRESSIONAL CAMPAIGN	7/3/19	\$5,000.00	P2020	2019 Year-End
TEXANS FOR HENRY CUELLAR CONGRESSIONAL CAMPAIGN	2/19/20	\$2,500.00	P2020	2020 April Quarterly
TEXANS FOR SENATOR JOHN CORNYN INC	9/15/15	\$5,000.00	*P2020	2015 Year-End
TEXANS FOR SENATOR JOHN CORNYN INC	2/26/20	\$5,600.00	P2020	2020 April Quarterly

*Schedule B of your report discloses this contribution as designated to the 2016 Primary election; however, this candidate did not participate in a Primary election in 2016. Therefore, this contribution has been attributed to the next scheduled Federal election for this candidate, the 2020 Primary (11 CFR §110.2(b)(ii)).