



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

May 4, 2005

Kathleen Bethune, Treasurer  
Andrews & Kurth Federal PAC  
4200 Texas Commerce Tower  
Houston, TX 77002

**Response Due Date:**  
**June 3, 2005**

Identification Number: C00089540

Reference: Mid-Year Report (1/01/03 – 6/30/03), April Quarterly Report (1/01/04 – 3/31/04), and October Quarterly Report (7/01/04 – 9/30/04)

Dear Ms. Bethune:

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. **An adequate response must be received at the Commission by the response date noted above.** An itemization of the information needed follows:

-Schedule A of your reports (see attached) disclose one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) prohibits a committee from accepting contributions from a person in excess of \$5,000 per calendar year. For your information, a partnership is included in the definition of "person" under 2 U.S.C. §431(11).

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

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if within 60 days of receipt you (1) transferred the excessive amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund. Any request from a donor for a refund must be honored.

If the foregoing conditions for transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded.

2503080432

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution(s), your prompt transfer-out or refund of the excessive amount will be taken into consideration.

**Unlike previous election cycles, you will not receive an additional notice from the Commission on this matter.** Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond will not be considered.** Failure to provide an adequate response by this date may result in an audit of the committee. 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.

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) 694-1398.

Sincerely,



Michael H. Hartsock  
Campaign Finance Analyst  
Reports Analysis Division

25036604433

ANDREWS & KURTH FEDERAL PAC

Page 3

Contributor Name	Date	Amount	Report
Andrews Kurth LLP	4/16/03	\$10,000	2003 Mid-Year
Andrews Kurth LLP	2/12/04	\$10,000	2004 April Quarterly
Andrews Kurth LLP	7/26/04	\$5,000	2004 October Quarterly
Andrews Kurth LLP	8/16/04	\$15,000	2004 October Quarterly

25038804434