



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

November 26, 2010

Michelle Wilshere, Treasurer  
West Virginia Republican Party, Inc.  
5 Greenbrier Street  
Charleston, WV 25311

**Response Due Date:**  
**January 3, 2011**

Identification Number: C00417063

Reference: Amended March Monthly Report (2/01/10 – 2/28/10), received 11/2/10

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 3 items:

1. Your amended report discloses additional receipts totaling \$26,629 on Line(s) 11(a)(i), 11(c), and 18(a) of the Detailed Summary Page and additional debts totaling \$25,000 on Line(s) 10 of the Detailed Summary Page that were not disclosed on your original report. Please provide clarifying information as to why this activity was not disclosed on your original report. 11 CFR §104.3
2. Schedule D discloses \$25,000 in debts owed to "West Virginia Republican Party, Inc." You are advised that 11 CFR §102.5 prohibits a non-federal account from financing activity in connection with federal elections. Please clarify whether the debts owed to the non-federal account relate to activity conducted in connection with federal elections and if so, provide the date(s) when the original activity was conducted by the non-federal account. Any payments on debts related to the election or defeat of federal candidates should be allocated accordingly and disclosed as either in-kind contributions on Schedule B supporting Line 23, or as independent expenditures or coordinated party expenditures on Schedule E or F supporting Line 24 or 25. 11 CFR §§104.3(b)(3) and 106.1

Although the Commission may initiate legal action regarding the activities conducted by your non-federal account, prompt repayment of the debt and

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any clarifying information that you provide will be taken into consideration.

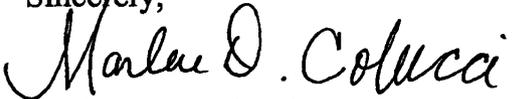
3. Schedule H3 of your report discloses transfers-in totaling \$25,000 from your account "West Virginia Republican Party, Inc." However, a Schedule H4 has not been filed to disclose any payments for allocable expenses, which is necessary to support such a transfer-in.

Please be advised that transfers for shared activity must be made within a 70-day time period: no more than 10 days before or 60 days after the payment to the vendor. 11 CFR §§106.5(g)(2) and 106.6(e)(2) In addition, unless your non-federal account is reimbursing your federal account for allocable activity, the transfer-in of funds from a non-federal account is prohibited by 11 CFR §102.5(a)(1)(i) Please clarify the nature of this transfer-in from the non-federal account.

The Commission recommends that you immediately transfer the impermissible funds received by your federal account, back to your non-federal account. Although the Commission may take further legal action concerning this prohibited activity, your prompt action will be taken into consideration.

**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) 694-1394.

Sincerely,  
  
Marlene D. Colucci  
Senior Campaign Finance Analyst  
Reports Analysis Division

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