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July 13, 2012

Chris Jones
Senior Campaign Finance Analyst
Reports Analysis Division
Federal Election Commission
Washington D.C. 20463

Re: ID number C90005471, April Quarterly Report (Form 5, 1/01/2012-3/31/2012)

Dear Mr. Jones:

We have received your letter of June 21, 2012 requesting additional information in regard to the April Quarterly Report (Form 5, 1/01/2012-3/31/2012) filed by the Planned Parenthood Action Fund, Inc. (?Action Fund?).

Question 1 of your letter asks for clarification regarding the timeliness of a 24- hour report filed on January 18, 2012 for an independent expenditure made on January 13, 2012.

The independent expenditure in question was for printing and postage for a mass mailing opposing Robert Cornilles in the Oregon Special General election (payee: Mission Control; amount: 12,320.63). The mailing in question was originally intended to be placed with the U.S. Postal Service on January 17, 2012 with an expectation that a 24-hour report would be filed with the FEC on January 18. After close of business on January 17, it was discovered that the vendor had already brought the mail to the Post Office on January 13. The 24 hour report was therefore filed the next day, January 18

Question 2 of your letter asks for an amendment of the April Quarterly Report (?Report?) to include ?presidential primary states.? The Action Fund assumes that this request relates to independent expenditures reported on the Report with respect to various candidates for president of the United States.

The independent expenditures regarding presidential candidates contained in the Report consist of payments to consultants for writing and production of three blog posts placed on the Action Fund?s website and two emails sent nationwide to the Action Fund?s supporters. The blog posts could be viewed by individuals in every state in the United States, whether or not a primary was pending at the time of the postings, and the emails were sent to virtually every such state. Moreover, nothing in the subject matter of any blog post or email directed itself to voters in any state?s primary and none advocated that any candidate should be elected or defeated in a particular state?s primary. The thrust of these communications was that none of the candidates vying for the Republican nomination were fit to be president. Because these blog posts and nationwide emails were not made for the purpose of influencing any single state?s presidential primary, the Action Fund should not be required to designate these costs as attributable to any such state election.

Nevertheless, the Action Fund is filing this date an amended report accommodating the Commission?s . The Action Fund has divided each presidential election expenditure on the Report by the number of state presidential primaries pending on the date the expenditure was made. Advisory Opinion 2011-28, page 5 (February 3, 2012). The quotient was reported for each state where first quarter expenditures combined with second quarter expenditures met the \$250 per election reporting threshold. 11CFR 109.10. In the interests of full disclosure, the balance for each expenditure that did not meet the reporting threshold is reported as a lump sum. It is of note that following the Commission?s instructions has

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resulted in a relatively straightforward 8 page report ballooning into 78 pages with no apparent gain in the disclosure of useful information to the public.

Question 3 requests that the Action Fund amend the Report to provide information regarding the Action Fund's donors. Your letter states that "each contributor who made a donation in excess of \$200 used to fund the independent expenditure(s) must be itemized on Schedule 5-A, including their identification information." However, the applicable statute and regulations require only the identification of any person who makes a contribution in excess of \$200 "for the purpose of furthering" the reported independent expenditure See 2 USC § 434(c) and 11 CFR §109.10(e)(1)(vi)(emphasis added). Since the Action Fund had no donors who made contributions for the purpose of furthering the independent expenditures reported on the Report, no donor information is required to be included on the Report.

Please contact me if you need any further information.

Yours sincerely,

Dara Klassel
Attorney for Planned Parenthood Action Fund
