



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20541

RQ-2

John F. X. Mannion, Treasurer  
HillPAC  
509 2<sup>nd</sup> Street, NE  
Washington, DC 20002

SEP 25 2002

Identification Number: C00363994

Reference: May Monthly Report (4/1/02-4/30/02)

Dear Mr. Mannion:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report (pertinent portion(s) attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §110.1(d) prohibit a committee and its affiliates from receiving any contribution from another political committee or person in excess of \$5,000 per calendar year.

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the 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, (1) the excessive amount was properly reattributed to another person, such as a joint account holder, by obtaining signed written authorizations from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution. Any request from a donor for a refund must be honored.

HILLFAC

PAGE 2

Alternatively, 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 reattributions or transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded.

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 reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received. 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), prompt action by your committee to seek reattribution, transfer-out or refund the excessive amount will be taken into consideration.

-Schedule (B) supporting Line (21)(b) of your report discloses a payment(s) to another political committee(s) for goods and/or services provided by that committee(s). 11 CFR §100.7(a)(1)(iii)(A) states that "...the provision of any goods or services without charge or at a charge which is less than the usual and normal charge for such goods or services is a contribution." Examples of goods and services include equipment, supplies, personnel, membership lists and mailing lists. The term "usual and normal charge" for goods is defined as "...the price of those goods in the market from which they ordinarily would have been purchased at the time of the contribution". The usual and normal charge for services is defined as "...the hourly or piecework charge for the services at a commercially reasonable rate prevailing at the time the services were rendered." 11 CFR §100.7(a)(1)(iii)(B)

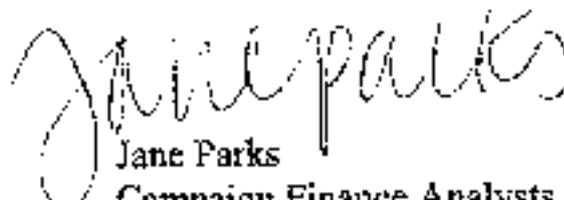
Please clarify whether your committee was assessed the usual and normal charge for the goods and/or services you received and explain the steps the political committee(s) took in determining the amount(s) charged to you. If

HILLPAC  
PAGE 3

your committee was provided the goods and/or services at less than the usual and normal charge, the difference between the two is considered to be an in-kind contribution by the political committee(s) to your committee and is subject to the limits set forth at 2 U.S.C. §441a. (11 CFR §100.7(a)(1)(iii)(A))

A response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. Electronic filers must file amendments (to include statements, designation 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 need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,

  
Jane Parks  
Campaign Finance Analysts  
Reports Analysis Division

**SCHEDULE A (FEC Form 3X)  
ITEMIZED RECEIPTS**

Use separate schedule(s)  
or each category of the  
Detailed Summary Page

FOR LINE NUMBER:		PAGE 11 / 52	
(check only one)			
<input checked="" type="checkbox"/>	11a	<input type="checkbox"/>	11b
<input type="checkbox"/>	13	<input type="checkbox"/>	14
<input type="checkbox"/>	15	<input type="checkbox"/>	12
<input type="checkbox"/>		<input type="checkbox"/>	16
<input type="checkbox"/>		<input type="checkbox"/>	17

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (In Full)  
**HILLPAC**

**A.** Full Name (Last, First, Middle Initial)  
Margaret S. Goggin

Mailing Address  
8713-B Westover Club Drive  
City: Austin State: TX Zip Code: 78789

Date of Receipt  
M M / D D / Y Y Y Y  
0 4 / 2 3 / 2 0 0 2

FEC ID number of contributing federal political committee: \_\_\_\_\_

Amount of Each Receipt this Period: 1000.00

Name of Employer: Texas Workers' Compensation Commitee Occupation: Attorney

Receipt For: Primary General Other (specify)  Aggregate Year-to-Date: 1000.00

Transaction ID: C11453

**B.** Full Name (Last, First, Middle Initial)  
Thomas B. Green

Mailing Address  
One Niles Road  
City: Austin State: TX Zip Code: 78703

Date of Receipt  
M M / D D / Y Y Y Y  
0 4 / 2 3 / 2 0 0 2

FEC ID number of contributing federal political committee: \_\_\_\_\_

Amount of Each Receipt this Period: 1000.00

Name of Employer: Dell Occupation: Executive

Receipt For: Primary General Other (specify)  Aggregate Year-to-Date: 1000.00

Transaction ID: C11454

seeking reattribution

**C.** Full Name (Last, First, Middle Initial)  
Dagmar Hamilton

Mailing Address  
403 Allegro Lane  
City: Austin State: TX Zip Code: 78748

Date of Receipt  
M M / D D / Y Y Y Y  
0 4 / 2 3 / 2 0 0 2

FEC ID number of contributing federal political committee: \_\_\_\_\_

Amount of Each Receipt this Period: 1000.00

Name of Employer: University of Texas at Austin Occupation: Professor

Receipt For: Primary General Other (specify)  Aggregate Year-to-Date: 1000.00

Transaction ID: C11456

**SUBTOTAL** of Receipts This Page (optional) ..... 12000.00

**TOTAL** This Period (last page this line number only) .....

22037740531