



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

October 14, 2010

Rose Kapolczynski, Treasurer
Friends of Barbara Boxer
P.O. Box 411176
Los Angeles, CA 90041

**Response Due Date:
November 18, 2010**

Identification Number: C00279315

Reference: July Quarterly Report (5/20/10 - 6/30/10)

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. **An adequate response must be received at the Senate Public Records Office by the response date noted above. 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 6 items:

1. Schedule A of your report discloses one or more contributions that appear to exceed the limits set forth in the Act (see attached). You should examine all of your contributions to check for additional excessive contributions. The Committee's procedures for processing contributions should also be reviewed.

An individual or a political committee other than an authorized committee or qualified multi-candidate committee may not make a contribution to a candidate for federal office in excess of \$2,400 per election. An authorized committee may not make a contribution to a candidate for federal office in excess of \$2,000 per election. A qualified multi-candidate committee and all affiliated committees may not make a contribution(s) to a candidate for federal office in excess of \$5,000 per election. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (2 U.S.C. § 441a(a) and (f); 11 CFR § 110.1(b), (e) and (k))

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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.

Excessive contributions may be retained if, within sixty (60) days of receipt, the excessive portions are properly redesignated or reattributed. Guidelines for each option are provided below:

For reattributions, excessive contributions from individuals can be retained, if within sixty (60) days of receipt, the excessive amount is properly reattributed to another person. Please note that reattributions only apply to excessive contributions from individuals. An excessive contribution is considered properly reattributed if (1) the contributors provide the committee with written documentation, signed by each contributor, authorizing a reattribution and indicating the amount of the contribution to be attributed to each contributor, or (2) the committee reattributes, by presumption, the excessive portion of the contribution if the contribution was made on a written instrument from a joint account and was signed by only one of the account holders. In this case, the treasurer must notify the contributors in writing within 60 days of receiving the contribution that the committee intends to reattribute the excessive portion and must give the contributor an opportunity to request a refund. (11 CFR § 110.1(k)(3)(ii)(B))

For redesignations, the funds can be retained if, within sixty (60) days of receipt, the excessive amount is properly redesignated for a different election. An excessive contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election, provided that the new designation does not exceed the limitations on contributions made with respect to that election, or (2) your committee redesignates by presumption the excessive portion of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR § 110.1(b)(5)(ii)(B)) Please note that you cannot presumptively redesignate an excessive contribution from a multi-candidate committee. Also, a contribution can only be redesignated to a previous election to the

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extent that the contribution does not exceed the committee's net debts outstanding for that election. (11 CFR § 110.1(b)(3)(i))

If the foregoing conditions for reattributions or redesignations are not met within 60 days of receipt of the contribution, the excessive amount must be refunded. See 11 CFR § 103.3(b)(1).

Please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks and/ or letters reattributing or redesignating the contributions in question. Refunds are reported on Line 20 of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations and reattributions are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation and/or reattribution is received. (11 CFR § 104.8(d)(2), (3) and (4))

The acceptance of excessive contributions is a serious problem. Again, the committee's procedures for processing contributions should be examined and corrected in order to avoid this problem. Although the Commission may take further legal action, prompt action by you to refund, redesignate, and/or reattribute of the excessive amount will be taken into consideration.

2. Schedule A of your report discloses one or more contributions received after the primary election that are designated for the primary. These contributions may only be accepted to the extent that the committee has net debts outstanding from the primary election. For more information on how to calculate net debts outstanding, please see page 25 of the Campaign Guide for Congressional Candidates and Committees, which is available online at <http://www.fec.gov/pdf/candgui.pdf>. (11 CFR § 110.1(b)(3)(i))

A contribution is considered made when the contributor relinquishes control over the contribution. A contributor shall be considered to have relinquished control over the contribution when it is delivered to the candidate, when it is delivered to an authorized committee of the candidate, or to an agent of an authorized committee of the candidate. A contribution that is mailed to any of the aforementioned recipients will be considered made on the date of the postmark. Envelopes should be retained for the committee's records. (11 CFR § 110.1(b)(6))

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If any contribution in question was incompletely or incorrectly reported, you must amend your original report with the clarifying information.

If a contribution exceeds the amount of net debts outstanding from the primary election, you may have to refund or redesignate the contribution. The funds can be retained if, within sixty (60) days of receipt, the excessive amount was properly redesignated for a different election. An excessive contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election, or (2) the committee redesignates by presumption the excessive portion of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR § 110.1(b)(5)(ii)(B))

If the foregoing conditions for redesignations are not met within 60 days of receipt, the excessive amount must be refunded. See 11 CFR § 103.3(b)(1).

Please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks and/or letters redesignating the contributions in question. Refunds are reported on Line 20 of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation is received. (11 CFR § 104.8(d)(2), (3) and (4))

The acceptance of excessive contributions is a serious problem. Again, the committee's procedures for processing contributions should be examined and corrected in order to avoid this problem. Although the Commission may take further legal action, prompt action by you to refund or redesignate the excessive amount will be taken into consideration.

3. Schedule B supporting Line 20(a), discloses a refund to Janis A. Kleinberg. However, it appears that your committee has not reported the receipt of this contribution. Please clarify this matter and amend your report(s) as necessary. (2 U.S.C. § 434(b) and 11 CFR § 104.3(a))

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4. Schedule A supporting Line 12, discloses what appear to be refunds to Curtis S. Engelhard and David Glassco. However, it appears that your committee has not reported the receipt of these contributions. Please clarify this matter and amend your report(s) as necessary. (2 U.S.C. § 434(b) and 11 CFR § 104.3(a))

5. Please amend your report to include a supporting Schedule A for the amount reported on Line 12 of the Detailed Summary Page. All transfers to your committee from authorized committees of the same candidate must be itemized on Schedule A, regardless of the amount transferred. (11 CFR § 104.3(a)(4)(iii))

6. Schedule A of your report indicates that your committee may have failed to file one or more of the required 48-hour notices regarding "last minute" contributions received by your committee after the close of books for the 12 Day Pre-Primary Report (see attached). A principal campaign committee must notify the Commission, in writing, within 48 hours of any contribution of \$1,000 or more received between two and twenty days before an election. These contributions are then reported on the next report required to be filed by the committee. To ensure that the Commission is notified of last minute contributions of \$1,000 or more to your campaign, it is recommended that you review your procedures for checking contributions received during the aforementioned time period. The failure to file 48-hour notices may result in civil money penalties or legal enforcement action. If any contribution of \$1,000 or more was incorrectly reported, you must amend your original report with the clarifying information. (11 CFR § 104.5(f))

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.**

A written response or an amendment to your original report(s) correcting the above problems should be filed with the Senate Public Records Office. Please contact the Senate Public Records Office at (202) 224-0322 for instructions on how and where to file an amendment. If you should have any questions regarding this matter or wish to

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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) 694-1395.

Sincerely,



Benjamin J. Holly
Campaign Finance Analyst
Reports Analysis Division

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Excessive and/or Prohibited Contributions
 Friends of Barbara Boxer (C00279315)
 July Quarterly Report (5/20/10 - 6/30/10)

P = Primary Election
 G = General Election

CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Angelides, Philip N.	11/13/2007	\$2,300.00	G, 2010
Angelides, Philip N.	6/18/2010	\$200.00	G, 2010
Brandwynne, Marcia	6/3/2010	\$2,650.00	G, 2010
Brown, Marilyn S.	5/22/2007	\$2,000.00	P, 2010
Brown, Marilyn S.	11/11/2008	\$1,000.00	P, 2010
Brown, Marilyn S.	12/18/2008	\$100.00	P, 2010
Brown, Marilyn S.	6/4/2010	\$100.00	P, 2010
Buccola, Robert A.	1/19/2008	\$2,300.00	G, 2010
Buccola, Robert A.	6/18/2010	\$1,500.00	G, 2010
Burnam, Beth	6/27/2010	\$4,800.00	G, 2010
Carsey, Marcia	7/21/2009	\$2,400.00	P, 2010
Carsey, Marcia	4/30/2010	\$2,400.00	P, 2010
Cawley, John	3/15/2010	\$2,400.00	G, 2010
Cawley, John	6/9/2010	\$2,400.00	G, 2010
Clark, Louise H.	5/24/2007	\$100.00	G, 2010
Clark, Louise H.	12/21/2007	\$2,300.00	G, 2010
Clark, Louise H.	2/20/2008	-\$100.00	G, 2010
Clark, Louise H.	6/18/2009	\$100.00	G, 2010
Clark, Louise H.	1/4/2010	\$100.00	G, 2010
Clark, Louise H.	3/11/2010	\$25.00	G, 2010
Clark, Louise H.	4/22/2010	-\$25.00	G, 2010
Clark, Louise H.	6/9/2010	\$150.00	G, 2010
Codding, Connie L.	4/10/2009	\$50.00	P, 2010
Codding, Connie	5/8/2009	\$2,400.00	P, 2010
Codding, Constance	5/19/2010	\$2,000.00	P, 2010

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Excessive and/or Prohibited Contributions
 Friends of Barbara Boxer (C00279315)
 July Quarterly Report (5/20/10 - 6/30/10)

P = Primary Election
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CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Corbett, Robert P.	6/3/2010	\$2,700.00	G, 2010
Gasparian, Robert	3/22/2010	\$500.00	P, 2010
Gasparian, Robert	6/8/2010	\$2,400.00	P, 2010
Gordon, Jay N.	12/4/2008	\$800.00	G, 2010
Gordon, Jay N.	11/25/2009	\$900.00	G, 2010
Gordon, Jay N.	3/9/2010	\$500.00	G, 2010
Gordon, Jay N.	3/20/2010	\$100.00	G, 2010
Gordon, Jay N.	6/30/2010	\$500.00	G, 2010
Johnson, Pamela	6/2/2010	\$3,200.00	G, 2010
King, Sue	11/4/2009	\$600.00	G, 2010
King, Sue	12/31/2009	\$2,400.00	G, 2010
King, Sue	1/14/2010	-\$600.00	G, 2010
King, Sue	6/30/2010	\$1,000.00	G, 2010
Laby, Sandra	2/17/2009	\$200.00	G, 2010
Laby, Sandra	3/4/2009	\$2,200.00	G, 2010
Laby, Sandra	6/29/2010	\$50.00	G, 2010
McCune, Sara Miller	6/10/2010	\$2,500.00	G, 2010
Parker, Yolanda	4/8/2010	\$2,400.00	G, 2010
Parker, Yolanda	6/30/2010	\$100.00	G, 2010
Price, Eleanor Phipps	4/9/2010	\$2,400.00	P, 2010
Price, Eleanor Phipps	5/19/2010	\$2,000.00	P, 2010
Price, Eleanor Phipps	6/30/2010	\$400.00	P, 2010
Rice, Susan F.	10/12/2009	\$150.00	P, 2010
Rice, Susan F.	12/1/2009	\$50.00	P, 2010
Rice, Susan F.	2/23/2010	\$400.00	P, 2010

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Excessive and/or Prohibited Contributions
 Friends of Barbara Boxer (C00279315)
 July Quarterly Report (5/20/10 - 6/30/10)

P = Primary Election
 G = General Election

CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Rice, Susan F.	5/25/2010	\$2,000.00	P, 2010
Rosenfeld, Felicia	4/14/2010	\$900.00	G, 2010
Roseofeld, Felicia	4/25/2010	\$1,500.00	G, 2010
Rosenfeld, Felicia	6/9/2010	\$1,000.00	G, 2010
Schneider, Bob	6/30/2008	\$1,000.00	P, 2010
Schneider, Bob	6/24/2009	\$1,000.00	P, 2010
Schneider, Bob	6/7/2010	\$1,000.00	P, 2010
Sinatra, Nancy	2/8/2010	\$1,486.00	G, 2010
Sinatra, Nancy	3/31/2010	\$250.00	G, 2010
Sinatra, Nancy	4/12/2010	\$663.44	G, 2010
Sinatra, Nancy	6/4/2010	\$1,000.00	G, 2010
Sinatra, Nancy	6/24/2010	\$500.00	G, 2010
Slotton, Claire B.	2/4/2007	\$300.00	P, 2010
Slotton, Claire B.	3/31/2008	\$25.00	P, 2010
Slotton, Claire B.	11/10/2008	\$68.00	P, 2010
Slotton, Claire B.	3/25/2009	\$25.00	P, 2010
Slotton, Claire B.	9/23/2009	\$100.00	P, 2010
Slotton, Claire B.	11/4/2009	\$1,000.00	P, 2010
Slotton, Claire Black	5/22/2010	\$1,000.00	P, 2010
Stephens, Betty J.	6/28/2010	\$5,000.00	G, 2010
Steyer, Thomas	6/8/2010	\$3,400.00	G, 2010
Studley, Julien J.	5/12/2008	\$1,000.00	P, 2010
Studley, Julien J.	5/26/2010	\$2,400.00	P, 2010
Taylor , Kathryn	6/8/2010	\$4,700.00	G, 2010
Weiss, Paul E.	2/15/2010	\$1,800.00	G, 2010

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**Excessive and/or Prohibited Contributions
Friends of Barbara Boxer (C00279315)
July Quarterly Report (5/20/10 - 6/30/10)**

**P = Primary Election
G = General Election**

CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Weiss, Paul E.	6/14/2010	\$1,000.00	G, 2010
Weiss, Paul E.	6/30/2010	\$1,500.00	G, 2010
Wittcoff, Roma B.	4/21/2010	\$2,400.00	G, 2010
Wittcoff, Roma B.	6/16/2010	\$1,000.00	G, 2010

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Missing 48-hour notices
Friends of Barbara Boxer (C00279315)
July Quarterly Report (5/20/10 - 6/30/10)
Primary Election 2010
48 Hour Notice Period (5/20/10 - 6/5/10)

CONTRIBUTOR NAME	DATE	AMOUNT
Blackman, Emanuel E.	5/29/2010	\$1,000.00
Bronfman, Joanie	5/29/2010	\$1,600.00
Hershey, Connie J.	5/25/2010	\$1,000.00
Johnson, Pamela	6/2/2010	\$1,600.00
Johnson, Pamela	6/2/2010	\$3,200.00
Rice, Susan F.	5/25/2010	\$2,000.00
Rice, Susan F.	5/25/2010	\$2,000.00

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