



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

January 14, 2009

William P. Hite, Treasurer  
United Association Political Education  
Committee  
901 Massachusetts Avenue, NW  
Washington, DC 20001-4307

Response Due Date:  
February 17, 2009

Identification Number: C00012476

Reference: October Monthly Report (9/1/08-9/30/08)

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. Schedule B supporting Line 23 of your report discloses one or more contributions to a candidate(s) for the Primary and "Special-Primary" elections; however, the funds were disbursed after the election date(s) (see attached). Please note that contributions may not be designated for an election which has already occurred unless the funds are to be used to reduce a candidate committee's debts incurred during that election campaign.

If any apparently impermissible contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If the contribution(s) in question should have been designated for debt retirement, you should amend your report to indicate "debt retirement," along with the year of election.

If you have made an impermissible contribution, you must request a refund or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund.

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Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund or redesignation request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.1(b)

Although the Commission may take further legal action regarding this impermissible activity, your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

2. Schedule B of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) prohibits a multicandidate committee and its affiliates from making a contribution to a candidate for federal office in excess of \$5,000 per election.

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

If any contribution you made exceeds the limits, you must request a refund of the excessive amount or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund of the excessive amount.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund or redesignation request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.1(b)

Although the Commission may take further legal action regarding the excessive contribution(s), your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

3. Schedule E of your report indicates that your committee may have failed to file one or more of the required 48 hour notices for independent

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expenditures (see attached). A political committee must file a 48 hour report with the Federal Election Commission as specified in 11 CFR §104.4(b), within 48 hours of any independent expenditures aggregating \$10,000 or more with respect to a given election, made any time during the calendar year up to and including the 20<sup>th</sup> day before an election. The notice must be received by the Commission by 11:59 p.m. on the second day following the date on which independent expenditures that aggregate \$10,000 or more are publicly distributed or disseminated. These expenditures must then be fully itemized on Schedule E, or as memo entries on Schedule E and reflected on Schedule D if distributed or disseminated prior to payment, of the next report required to be filed by the committee. Although the Commission may take further action concerning this matter, your prompt response will be taken into consideration. 11 CFR §104.3(b)

-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. Transfers from affiliated committees should be properly disclosed on a separate Schedule A, supporting Line 12 of the Detailed Summary Page. Please refer to the instructions for each line when determining the proper categorization(s) for your next filing.

**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) 694-1141.

Sincerely,  


Daniel T. Buckley  
 Senior Campaign Finance Analyst  
 Reports Analysis Division

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UNITED ASSOCIATION POLITICAL EDUCATION COMMITTEE

Contribution After Election Date

Recipient Name	Date	Amount	Election	Election State - Date
DONALD J CAZAYOUX	09/08/2008	\$5,000	"first special primary"	LA-06 Special Primary - 03/08/08
DONALD J CAZAYOUX	09/08/2008	\$5,000	"2 <sup>nd</sup> special primary"	LA-06 Special Primary Runoff - 04/05/2008
G. WILLIAM (BIL FOSTER	09/08/2008	\$5,000	P-2008	IL - 02/05/2008
G. WILLIAM (BIL FOSTER	09/08/2008	\$5,000	"Special-Primary"	IL-14 Special Primary - 02/05/2008

Excessive Contribution To a Candidate

Recipient Name	Date	Amount	Election	Report	Contributing Affiliate
DAVID RONALD MUSGROVE	03/19/2008	\$5,000	G-2008	Amended 2008 April Monthly	C00012476
DAVID RONALD MUSGROVE	09/25/2008	\$5,000	G-2008	2008 October Monthly	C00012476
Harkin for Iowa	08/31/2004	\$1,000	G-2008*	2004 October Quarterly	C00137794
THOMAS RICHARD HARKIN	09/25/2008	\$5,000	G-2008	2008 October Monthly	C00012476
LAURA RICHARDSON	03/13/2008	\$5,000	G-2008	Amended 2008 April Monthly	C00012476
LAURA RICHARDSON	09/23/2008	\$5,000	G-2008	2008 October Monthly	C00012476
FRIENDS OF CAROLYN MCCARTHY FED PAC	12/03/2007	\$2,000	G-2008	2007 Year End	C00386821
Carolyn McCarthy for Congress	06/18/2008	\$1,000	G-2008	2008 July Monthly	C00012476
CAROLYN MCCARTHY	09/04/2008	\$4,000	G-2008	2008 October Monthly	C00012476

\*Schedule B of your affiliate's report discloses did not disclose an election year for this contribution designated for the General election. Therefore, this contribution has been attributed to the next scheduled Federal General election for this candidate, the 2008 General.

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Missing 48-Hour Notice

Name of Payee	Date	Amount	Purpose	Candidate
Clear Images	09/02/2008	\$26,735.54	Mini-Billboards, Yard Signs	BARACK OBAMA

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