



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

November 18, 2013

WES BOYD, TREASURER  
MOVEON.ORG POLITICAL ACTION  
P.O. BOX 9218  
BERKELEY, CA 94709

**Response Due Date**  
**12/23/2013**

IDENTIFICATION NUMBER: C00341396

REFERENCE: MID-YEAR REPORT (01/01/2013 - 06/30/2013)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report 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 1 item(s):

1. The Commission notes the transfer-out on Schedule B to "Moveon.org Civic Action" for the apparent misdeposit of contributions originally intended for the non-federal account. Please provide the date of the original deposit into the federal account and amend the appropriate report to disclose the receipt of these funds on Schedule A supporting the appropriate line of the Detailed Summary Page. (11 CFR §104.3)

Although the Commission may take further legal action regarding the misdeposited funds, your prompt action in refunding or transferring out this amount will be taken into consideration.

- For your information and consideration for future filings, Schedule B supporting Line 23 of your report discloses earmarks designated for 2008 General Election. Contributions not designated for a valid election will be attributed to the next election for Federal office in which the candidate is participating. (11 CFR §§ 110.1(b)(2) and 110.2(b)(2)) For future filings, please include valid election designation(s) if applicable.

- Schedule B of your report discloses an expenditure(s) for "Media Consulting," "Media Production," "Printing," and "Web Advertising." For your information and consideration when preparing future filings, if a portion or all of these expenditures were for public communications (as defined by 11 CFR

MOVEON.ORG POLITICAL ACTION

Page 2 of 2

§100.26) or voter drive activity (under 11 CFR §106.6(b)(2)(i)) containing express advocacy as defined under 11 CFR §100.22, this would constitute an in-kind contribution or an independent expenditure and would be disclosed on a Schedule B or E supporting Line 23 or 24 as appropriate. Public communications and voter drive activity that refer to a clearly identified Federal candidate, but that do not expressly advocate the election or defeat of that candidate would be reported on Schedule B for Line 21(b) of the Detailed Summary Page.

**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) 694-1164.

Sincerely,



Nicole Miller  
Senior Campaign Finance Analyst  
Reports Analysis Division