

Jon Kyl
U.S. SENATE

SECRETARY OF THE SENATE
05 AUG -2 AM 11:30

July 27, 2005

Secretary of the Senate
Office of Public Records
P.O. Box 5109
Alexandria, VA 22301-0109

RE: Jon Kyl for U.S. Senate C00279521
FEC Letter dated June 28, 2005

Dear Madam Secretary:

This letter is in response to the FEC letter referenced above. The FEC letter (copy enclosed) addressed apparent excess contributions. Responses are listed below. Line numbers refer to the lines on the Excessive and/or Prohibited Contributions page of the FEC Letter.

Line 1. Lyle Campbell appears to have an excess contribution of \$1,600.00 for the General Election. A copy of a refund check for \$1,600.00 sent to him is at Enclosure 1.

Lines 2, 3, and 4. Katherine Duncan appears to have an excess contribution of \$1,000 for the General Election. A copy of a refund check for \$1,000.00 sent to her is at Enclosure 2.

Lines 5, 6, 7, and 8. John Ewing, Jr., made a contribution of \$1,000.00 on January 18, 2005. Because of a data entry error, this contribution was reported as being for the General Election. In reality, it was intended for the Primary Election. The April 15, 2005, Quarterly Report has been amended to show the contribution was for the Primary Election. A copy of Mr. Ewing's check is at Enclosure 3. Mr. Ewing was also sent a refund of \$72.00 on March 2, 2005. That check is at Enclosure 4.

Lines 9, 10, 11, and 12. Joseph K. Fassler appears to have an excess contribution of \$800.00 for the General Election. A copy of a refund check for \$800.00 sent to him is at Enclosure 5.

Line 13. Earl Kendrick appears to have an excess contribution of \$960.03 for the General Election. A copy of a refund check for \$960.03 sent to him is at Enclosure 6.

P.O. Box 10246 • Phoenix, Arizona 85064-0246 • (602) 840-0306 • Fax (602) 840-1970

Paid for by Jon Kyl for U.S. Senate

Contributions are not deductible as charitable contributions for federal income tax purposes.
Not printed at government expense.

Line 14. Randy Kendrick appears to have an excess contribution of \$960.03 for the General Election. A copy of a refund check for \$960.03 sent to her is at Enclosure 7.

Lines 15, 16, and 17. Linda Robson Weiser appears to have an excess contribution of \$3,800.00 for the Primary Election. A Copy of a refund check for \$3,800.00 sent to her is at Enclosure 8.

Lines 18, 19, and 20. American Surgical Hospital Assoc. PAC appears to have an excess contribution of \$3,000.00 for the Primary Election. A copy of a refund check for \$3,000.00 sent to the PAC is at Enclosure 9.

Lines 21 and 22. Sallie Mae, Inc. PAC appears to have an excess contribution of \$3,000.00 for the Primary Election. The latest contribution of \$3,000.00 was marked for the General Election; but, because of a data entry error, was reported as being for the Primary Election. A copy of the PAC's check is at Enclosure 10. The April 15, 2005 Quarterly Report has been amended to show the contribution was for the General Election. The amendment is being sent under separate cover.

If you have any questions, please call me at (602) 840-0306 or (602) 451-4292.

Yours truly,



Ashley Ragan
Treasurer

Enclosures

2609

JON KYL FOR U.S. SENATE
P.O. BOX 1348
PHOENIX, ARIZONA 85001-0134

GENSLER COMMUNITY BANK
PHOENIX, ARIZONA 85018
81 662-1021

PAY TO THE
ORDER OF

4/18/2005 \$ 1,600.00

One thousand six hundred dollars and 00 cents

DOLLARS

Mr. Lyle P. Campbell
7837 North 54th Place
Pasadena Valley, AZ 85253

MEMO



⑆002609⑆ ⑆122105663⑆ 108000100⑆ ⑆0000160000⑆

Check 2609, Date 4/18/2005, Amount \$1,600.00

Enclosure 1

2823

JON KYL FOR U.S. SENATE

P.O. BOX 10246
PHOENIX, ARIZONA 85064-0246

CAMELBACK COMMUNITY BANK
PHOENIX, ARIZONA 85016
91-568-1221

PAY TO THE
ORDER OF

07/26/2005

\$

1,000.00

One thousand dollars and 00 cents

DOLLARS

Mrs. Katherine Duncan
6401 North Camino De Michael
Tucson, AZ 85718-1939

MEMO



⑈002823⑈ ⑆122105663⑆ 108000410⑈

Enclosure 2

25020342599
25020342599

JOHN L. EWING, JR.
DELORES E. EWING
1744 E. 26TH PL. 344-4444 → 726-4715
YUMA, AZ 85365

W044
928-

91-2 85
1221
2790097
DATE 14 JAN 05

9339

KYL FOR SENATE
PAY TO THE ORDER OF
ONE THOUSAND DOLLARS AND NO/100

\$1000⁰⁰
DOLLARS

BANKONE.

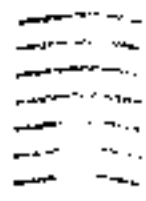
Bank One, NA
Phoenix, Arizona 85017
Member FDIC

MEMO

+1 221000241

2790097319339

Ewing
2095 E 32nd St
Yuma, AZ 85365



KYL FOR SENATE
PO Box 10246
PHOENIX, AZ 85064



POSTAGE WILL BE PAID BY ADDRESSEE



Enclosure 3

2525

JON KYL FOR U.S. SENATE
P.O. BOX 1888
PHOENIX, ARIZONA 85004-1888

CAMELBACK COMMUNITY BANK
FEDERAL RESERVE BANK
21444 1881

PAY TO THE ORDER OF

03/14/2005 \$ 72.00

Seventy Two dollars and 00 cents DOLLARS


Mr. John L. Ewing, Jr.
1744 East 26th Place
Yuma, AZ 85356

Jon Kyl

⑆00 25 25⑆ 0122105663⑆ 108000430⑆ ⑆0000007200⑆


Check 2525, Date 3/14/2005, Amount \$72.00

Enclosure 4


JON KYL FOR U.S. SENATE P.O. BOX 1648 PHOENIX, ARIZONA 85001-1648		CANALBACK COMMUNITY BANK P.O. BOX 10000 PHOENIX, ARIZONA 85001		2622
PAY TO THE ORDER OF	04/27/2005	\$	800.00	DOLLARS
Eight hundred dollars and 00 cents				
MEMO	Mr. Joseph K. Fischer 10002 North 56th Street Scottsdale, AZ 85253			
				
⑆00262⑆ ⑆127105563⑆ 106000410⑆ ⑆0000080000⑆				

Check 2622, Date 4/27/2005, Amount \$800.00

Enclosure 5

JON KYL FOR U.S. SENATE P.O. BOX 18248 PHOENIX, ARIZONA 85061-0248		CAMELBACK COMMUNITY BANK PHOENIX, ARIZONA 85018 61-699-1221		2603
PAY TO THE ORDER OF		4/15/2005	\$	960.03
Five hundred sixty dollars and 03 cents				DOLLARS
MEMO	Mr. Earl G. Kendrick 3061 East Paradise View Drive Paradise Valley, AZ 85253			
⑆002603⑆ ⑆122105663⑆ 108000670⑆		⑆00000096003⑆		

Check 2603, Date 4/15/2005, Amount \$960.03

JON KYL FOR U.S. SENATE P.O. BOX 1824 PHOENIX, ARIZONA 85004-0182		CAMELBACK COMMUNITY BANK PHOENIX, ARIZONA 85016 602-998-1261		2604
PAY TO THE ORDER OF		04/15/2005	\$ 960.03	DOLLARS
	Nine hundred sixty dollars and 03 cents			
MEMO	Mr. Randy P. Karchuk 3964 East Pavilion View Drive Paradise Valley, AZ 85253			
	⑆002⑆00⑆ ⑆122105665⑆ ⑆08000⑆10⑆		⑆000009600⑆⑆	

Check 2604, Date 4/15/2005, Amount \$960.03

Enclosure 7

9329500 9130.100

2559

JON KYL FOR U.S. SENATE
P.O. BOX 1048
PHOENIX, ARIZONA 85041-0408

UNIONBANK COMMUNITY BANK
PHOENIX, ARIZONA 85013
91-664-6821

PAID TO THE ORDER OF

03/09/2005 \$ 3,800.00

Three thousand Eight hundred dollars and 00 cents

DOLLARS

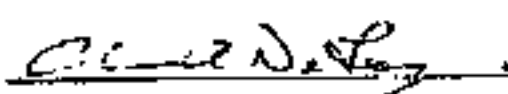
MEMO

Mr. Lynda Robson Weiser
2532 East Riggs Road
Sun Lakes, AZ 85248-7411

[Signature]

*002559# 6182105663# 105000410# /0000180000/

Check 2559, Date 4/4/2005, Amount \$3,800.00

		2443	
JOH KYL FOR U.S. SENATE P.O. BOX 9296 PHOENIX, ARIZONA 85064-9296		CAROLACK COMMUNITY BANK PHOENIX, ARIZONA 85006 91-009-1221	
		12/22/2004	\$ 3,000.00
Three thousand dollars and 00 cents		DOLLARS	
American Surgical Hospital Assn. PAC P.O. Box 28220 San Diego, CA 92193			
			
⑆002643⑆		⑆122105663⑆ 1000004 10⑆	
⑆4920D⑆		⑆000030000⑆	

Check 2443, Date 1/10/2005, Amount \$3,000.00

SALLIE MAE, INC.
POLITICAL ACTION COMMITTEE
MULTI-CANDIDATE PAC
11800 SALLIE MAE DRIVE
RESTON, VA 20183

1540

DATE March 16, 2005 66-270/500

PAY TO THE ORDER OF

Jon Kyl for U.S. Senate

\$ 3000—

Three thousand and

81 DOLLARS



SUNTRUST
SunTrust Bank

General

FOR

Primary Congressional

Charles A. Wolf

⑆0015⑆ ⑆055002707⑆ 70302601⑆

Excessive and/or Prohibited Contributions
Jon Kyl For US Senate (C00279521)
April Quarterly Report (1/1/05-3/31/05)

P = Primary Election
G = General Election

	CONTRIBUTOR NAME		DATE	AMOUNT	ELECTION
1	CAMPBELL	LYLE	03/16/2005	\$ 3,700.00	G
2	DUNCAN	KATHERINE	10/04/2004	\$ 2,000.00	G
3	DUNCAN	KATHERINE	11/20/2001	\$ 1,000.00	G
4	DUNCAN	KATHERINE	11/20/2001	\$ 1,000.00	P
5	EWING	JOHN JR.	01/18/2005	\$ 1,000.00	G
6	EWING	JOHN L. JR.	10/22/2002	\$ 1,000.00	G
7	EWING	JOHN L. JR.	12/31/2003	\$ 1,000.00	G
8	EWING	JOHN L. JR.	11/28/2001	\$ 942.00	P
9	FASSLER	JOSEPH	03/04/2005	\$ 1,900.00	G
10	FASSLER	JOSEPH K.	03/22/2004	\$ 1,000.00	G
11	FASSLER	JOSEPH K.	10/22/2002	\$ 1,000.00	P
12	FASSLER	JOSEPH K.	03/22/2004	\$ 1,000.00	P
13	KENDRICK	EARL	03/15/2005	\$ 3,060.00	G
14	KENDRICK	RANDY	03/15/2005	\$ 3,060.00	G
15	WEISER	LYNDA ROBSON	03/29/2004	\$ 2,000.00	G
16	WEISER	LYNDA ROBSON	03/29/2004	\$ 2,000.00	P
17	WEISER	LYNDA ROBSON	02/11/2005	\$ 3,900.00	P
18	AMERICAN SURGICAL HOSPITAL ASSOC. PAC		11/24/2004	\$ 1,000.00	G
19	AMERICAN SURGICAL HOSPITAL ASSOC. PAC		09/27/2004	\$ 5,000.00	P
20	AMERICAN SURGICAL HOSPITAL ASSOC. PAC		03/18/2005	\$ 3,000.00	P
21	SALLIE MAE, INC. PAC		12/20/2004	\$ 5,000.00	P
22	SALLIE MAE, INC. PAC		03/25/2005	\$ 3,000.00	P



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 28, 2005

SECRETARY OF THE SENATE
RQ-2 05 AUG -2 AM 11:31

Ashley Ragan, Treasurer
Jon Kyl For US Senate
P.O. Box 10246
Phoenix, AZ 85064

Response Due Date:
July 28, 2005

Identification Number: C00279521

Reference: April Quarterly Report (1/1/05-3/31/05)

Dear Ms. Ragan:

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.** An itemization of the information needed follows:

-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 \$2,100 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))

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.

Jon Kyl For US Senate C00279521

Page 3 of 4

Also, a contribution can only be redesignated to a previous election to the 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.

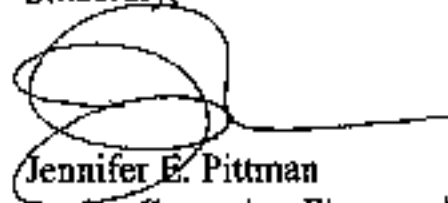
Unlike previous election cycles, you will not receive an additional notice from the Commission on this matter. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond will not be considered.** Failure to provide an adequate response by this date may result in an audit of the committee. 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.

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

Jon Kyl For US Senate C00279521
Page 4 of 4

verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division) or my local number (202) 694-1166.

Sincerely,

A handwritten signature in black ink, appearing to read "Jennifer E. Pittman". The signature is stylized with several loops and a long horizontal tail extending to the right.

Jennifer E. Pittman
Senior Campaign Finance Analyst
Reports Analysis Division

484

for U.S. Senate
x 10246
AZ 85064-0246

PLACE STICKER AT TOP OF ENVELOPE
TO THE RIGHT OF RETURN ADDRESS.
FOLD AT DOTTED LINE

CERTIFIED MAIL



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SENATE POST OFFICE**

*Letter to the Honorable
Speaker of the House
PO Box 5109
Washington, VA 22301-0109*



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22301

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EMILY J. REYNOLDS
SECRETARY

PAMELA B. GAVIN
SUPERINTENDENT

Room: SENATE OFFICE BUILDING
SUITE 230
WASHINGTON, DC 20510-7116
PHONE: (202) 224-0322

United States Senate

OFFICE OF THE SECRETARY

OFFICE OF PUBLIC RECORDS

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Date of Receipt

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Date of Receipt or Postmark

PREPARER

RD

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08.02.05

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