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April 27, 2015

VIA USPS CERTIFIED/PRIORITY EXPRESS MAIL

Maureen Benitz
Senior Campaign Finance & Reviewing Analyst
Reports Analysis Division
Federal Election Commission
999 E. Street NW
Washington, DC 20463

Identification Number: C00083758

Reference : Amended 30 Day Post-General Report Report (10/16/2014 - 11/24/2014)

Dear Ms. Benitz:

This letter is in response to your March 22, 2015 request for additional information regarding National Fuel Gas Company Federal Political Action Committee's ("NFG FEDPAC" or the "Committee") Amended 30 Day Post-General Report (10/16/2014 - 11/24/2014) which was received on February 19, 2014. Thank you for bringing issues to our attention and providing the opportunity to respond to your questions.

With respect to Item 1 in your letter, on April 20, 2015 the Committee filed an Amended 30 Day Post-General Election Report covering the period 10/16/2014 - 11/24/2014. Among other things, this filing amended Schedule B as you have requested to appropriately list the state, office sought and district (where applicable). These items were inadvertently omitted in the previously filed report.

Item 2 of your letter makes reference to four contributions made to candidates for the 2014 General election that were disbursed after the election occurred. The Committee made four \$1,000 contributions on November 6, 2014 (which were mailed on November 10, 2014) to the candidate committees identified on the first spreadsheet of your attachment. None of the contributions were designated for a particular election. See Attachment 1 to this response. As undesignated contributions, they automatically count against the next scheduled election. The Committee has previously made reporting errors for undesignated contributions to candidates for federal office and here it erroneously checked the general election box instead of marking the contributions for the 2016 Primary election. Attachment 2 to this response shows the four designation letters that were sent to the candidate committees in January 2015 identifying the previously undesignated contributions of November 2014 as for the 2016 Primary elections. The Committee filed another Amended 30 Day Post-General Report (10/16/2014 - 11/24/2014), prior to the issuance of the present RFAI, in an attempt address the checkbox error. That report also contained an error because, while it listed the contributions as to the primary elections of these four candidates, it showed them for 2014 and not 2016. This was corrected with the most recently Amended 30 Day Post-General Report (10/16/2014 - 11/24/2014) filed on April 20, 2015. The present RFAI alerted the Committee to the election year reporting discrepancy.

Item 3 listed in your RFAI identifies the same type of issue that was first brought to the Committee's attention in the January 27, 2015 RFAI from Mr. Edward Ryan, Senior Campaign Finance Analyst at the FEC. Relative to our previously filed reports listing Toomey for Senate Committee and Friends of Pat Toomey, NFG FEDPAC had listed all contributions in its reports as pertaining to the General election. As with Item 2 above as well as the Committee's response to the January 27, 2015 RFAI, none of the contributions had been designated for a particular election. Enclosed as Attachment 3, please find copies of the contributions and accompanying correspondence to the candidate's committee. As undesignated contributions, they automatically count against the next scheduled election. Upon receipt of the instant RFAI, NFG FEDPAC reviewed all of the contributions identified in the second spreadsheet of your attachment and the

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reporting errors for those undesignated contributions to the Toomey candidate committee. Indeed, in every instance NFG FEDPAC had checked the General election boxes when filing its reports. Two of the originally filed reports should have listed contributions to the 2016 Primary election. The following reports were amended to correct the issue:

- 2011 Pre-Special Report (covering 1/1/2011 - 5/4/2011)
- 2012 October Quarterly Report (covering 7/1/2012 - 9/30/2012)

The amended reports now correctly show the Committee has contributed the \$5,000.00 maximum to the 2016 Primary for Senator Toomey's committee. The checkbox errors have been corrected. These reports were amended through the FEC website. A hard copy will be provided to you at your request.

With respect to Item 4, in October 2014, a contribution deposit discrepancy was identified from payroll contributions received from Seneca Resources Corporation. Upon discovery, the Committee determined that a transposition error had occurred in November 2013 in which Seneca Resources sent a check for employee PAC contributions in the wrong amount. Attachment 4 shows the return of a \$270.00 overpayment that occurred in November 2013 due to a clerical error in which two numbers were transposed. A check in the amount of \$2,637.05 was received when the amount should have been \$2,367.05. These funds were immediately refunded once the error was identified. When originally received, the amounts had been reported as unitemized as the check covered contributions from a number of employees. To correct the error upon discovery, the \$270.00 was immediately refunded to Seneca Resources Corporation and the 2014 Post-General Report

covering 10/16/2014 - 11/24/2014 was amended to properly reflect the refund as a Refund of Contributions (Line 28) and not a Contribution to a Federal Candidate/Committee (Line 23). Despite this small clerical error resulting in overpayment of \$270.00, these funds were not used to finance activity in connection with federal elections as the cash on hand balance of the Committee remained sizeable from November 2013 through October 2014.

Please let me know if you need anything further. I may be reached at (716)857-7440 or via email at crahene@natfuel.com.

Sincerely,
Evan Crahen
Treasurer