



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-3

February 8, 2001

John Kirincich, Treasurer  
Georgia Federal Elections Committee  
1100 Spring Street, Suite 710  
Atlanta, GA 30309

Identification Number: C00041269

Reference: 12 Day Pre-General Report (10/1/00-10/18/00)

Dear Mr. Kirincich:

This letter is to inform you that as of February 7, 2001, the Commission has not received your response to our request for additional information, dated January 16, 2001. This notice requests information essential to full public disclosure of your federal election campaign finances. To ensure compliance with the provisions of the Federal Election Campaign Act (the Act), please respond to this request (copy enclosed).

An adequate response must be received at the Commission by February 28, 2001. 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.

If you should have any questions regarding this matter, please contact Alice Kang on our toll-free number (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division) or our local number (202) 694-1130.

Sincerely,

A handwritten signature in black ink that reads "John D. Gibson".

John D. Gibson  
Assistant Staff Director  
Reports Analysis Division

Enclosure



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

John Kirincich, Treasurer  
Georgia Federal Elections Committee  
1100 Spring Street, Suite 710  
Atlanta, GA 30309

JAN 16 2001

Identification Number: C00041269

Reference: 12 Day Pre-General Report (10/01/00-10/18/00)

Dear Mr. Kirincich:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule B supporting Line 23 of your report discloses a contribution(s) to a candidate(s) for the primary election; however, the funds were disbursed after the election date(s) (pertinent portion(s) 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 the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If you have made an impermissible contribution, you should notify the recipient and request a refund and/or notify the recipient in writing of your redesignation of the contribution. In the best interest of your committee, all refunds and redesignations should be made within sixty days of the treasurer's receipt of the contribution(s).

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.

-The Detailed Summary Page, on Line 18 Column A of your report, discloses \$162,159.29 in transfers from the non-federal account for joint activity for the reporting period. However, Line 21 (a)(ii) Column A discloses \$46,648.54 as the non-federal share for joint activity for the reporting period. While the non-federal account is permitted to transfer funds to the federal account for shared activity, transfers for shared activity must be made within a 70-day time period: no more than 10 days before or 60 days after the payment to the vendor. 11 CFR §§106.5(g)(2) and 106.6(e)(2) Please clarify the nature of the transfers-in from the non-federal account.

The Commission recommends that you immediately transfer back to the non-federal account, the total excessive amount which was received by your federal account outside the 70-day time period. Although the Commission may take further legal action concerning this prohibited activity, your prompt action will be taken into consideration.

-Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule H4 of your report to clarify the following description(s): "consulting fees". For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

-Schedule B supporting Line 23 of your report discloses a contribution(s) to Win 2000-Federal. Please clarify whether this is a federal committee(s), as there does not appear to be a committee(s) registered with the Commission under this name(s). In the event this is a non-federal committee(s), please disclose it on Schedule B supporting Line 29 of the Detailed Summary Page.

-Schedule B supporting Line 23 of your report discloses a contribution(s) to a federal candidate for "Primary & General" (pertinent portion attached). However, you do not specify the amounts which should be attributed to each respective election. Please amend your report to provide clarifying information.

GEORGIA FEDERAL ELECTIONS COMMITTEE  
PAGE 3

-Commission records indicate the name of your political committee as the Georgia Federal Elections Committee. However, your committee files reports in the name of the Democratic Party of Georgia. While committees may use commonly recognized abbreviations on daily communications (letterhead and committee checks), committee filings (disclosure reports and amendments) must reflect the official name of the connected organization, as well as any abbreviation within its title. 2 U.S.C. §432(e)(5). Please amend your report(s) to clarify this discrepancy.

-Schedules H2 and H4 of your report discloses activity which is 100% non-federal. For future reporting, please be advised that any activity which is financed entirely by the federal account (including administrative expenses), should be reported on Schedule B supporting Line 21(b). 11 CFR §106.5

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Alice Kang  
Reports Analyst  
Reports Analysis Division

**SCHEDULE B**

**ITEMIZED DISBURSEMENTS**

Use separate schedules for each category of the information necessary - page

1 | 1  
FORM LINE NUMBER  
23

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

**NAME OF COMMITTEE (In Full)**  
Democratic Party of Georgia

*all*

A. Full Name, Mailing Address and Zip Code	Purpose of Disbursement contribution	Date (month, day, year)	Amount of Each Disbursement This Period
Freeman for Congress  1251 Broad Street  Augusta, GA 30904-	Disbursement for: <input checked="" type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify): GA primary was 7/18/00	10/16/00	\$7500.00
B. Full Name, Mailing Address and Zip Code Wiz 2000 - Federal  20 Brace Rd., Suite 115  Cherry Hill, NJ 08034-	Purpose of Disbursement contribution  Disbursement for: <input checked="" type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 0/17/00	Amount of Each Disbursement This Period \$5000.00
C. Full Name, Mailing Address and Zip Code	Purpose of Disbursement contribution  Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) / /	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and Zip Code	Purpose of Disbursement contribution  Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) / /	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and Zip Code	Purpose of Disbursement contribution  Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) / /	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and Zip Code	Purpose of Disbursement contribution  Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) / /	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and Zip Code	Purpose of Disbursement contribution  Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) / /	Amount of Each Disbursement This Period

SUBTOTAL of Disbursements This Page (optional)	\$7500.00
TOTAL This Period (last page this line number only)	\$7500.00

100

100

100

100

100

100

100

100

100

100

100

100

100

100

100

100

100

100