



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

October 14, 2009

John F. X. Mannion, Treasurer
Friends of Hillary
1825 K Street, NW
Suite 1000
Washington, DC 20006

Response Due Date:
November 18, 2009

Identification Number: C00358895

Reference: April Quarterly Report (1/1/09 - 3/31/09)

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. **An adequate response must be received at the Senate Public Records Office by the response date noted above. 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 item:

- While it is permissible for a person to make a contribution for the general election prior to the primary election, the recipient committee must employ an acceptable accounting method to distinguish between primary and general election contributions. (11 CFR § 102.9(e)(1) and (3)) This general election amount must be maintained in the committee's account.

The candidate announced her resignation from the Senate on January 21, 2009. If the candidate is not seeking office and will not participate in the general election, any contribution received for the general election must be returned to the donors within sixty (60) days of the announcement, in accordance with 11 CFR § 110.1(b)(3). The use of general election contributions to pay primary debts and obligations is prohibited under the Act as such use could result in individuals making contributions with respect to the primary election in excess of the \$2,400 per election limit. Any subsequent report(s) filed with the Commission must disclose the refund of any general election contributions.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any refund. Refunds are

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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. (11 CFR § 104.8(d)(4))

Please amend your report to disclose what action will be taken in regard to the general election contributions received by your committee. Although the Commission may take further legal action, prompt action by you to refund of these contributions will be taken into consideration.

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.**

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 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) 694-1165.

Sincerely,



Rebecca Hough
Senior Campaign Finance Analyst
Reports Analysis Division