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2008 JUL 3 AM 9:18

July 02, 2008

Mr. Daniel Buckley
Senior Campaign Finance Analyst
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re: Holcim (US) Inc. PAC
FEC # C00213348

Dear Mr. Buckley:

This letter is in response to the Commission's letter dated June 6, 2008, regarding a preliminary review of the Amended May Monthly Report for the above referenced Political Action Committee. Your letter was in regards to an in-kind contribution designated for the general election, but made before the primary election, to the James E. Clyburn campaign committee. Holcim (US) Inc. has requested a refund in writing to the campaign committee, and enclosed a copy of the letter sent to the respective committee per your request.

Please let me know if you have any further questions or if further action is necessary.

Thank you for your assistance in this matter.

Sincerely,



Chele Dempsey
PAC Analyst
Comerica Bank, PAC Services
248-371-7271

28039760638



Holcim (US) Inc. PAC
201 Jones Road
Waltham, MA 02451
July 2, 2008

Friends of Jim Clyburn
P.O. Box 12567
Columbia, SC 29211

Dear Friends of Jim Clyburn:

We recently received a letter from the Federal Election Commission regarding our April 14, 2008 in-kind contribution in the amount of \$3,000 designated toward your general campaign. The Commission has found, and we concur, that since the primary election had not occurred before the date of the in-kind contribution, the in-kind contribution must be refunded. Therefore, please accept our apologies for any inconvenience, and prepare a refund check to the Holcim (US) Inc. PAC in the amount of \$3,000. We need to receive this refund as soon as possible so that we may respond to the Federal Election Commission that corrective action has been taken.

Upon receipt of your refund check, we will issue a new check for \$3,000 designated to the general election.

If you have any questions or concerns, please feel free to contact me at (248) 371-7270.

Thank you for your timely assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Peter Deem', written over a horizontal line.

Peter Deem
Holcim (US) PAC Treasurer

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

June 6, 2008

Peter Deem, Treasurer
Holcim (US) Inc. PAC
201 Jones Road
Waltham, MA 02451

Response Due Date:
July 7, 2008

Identification Number: C00213348

Reference: Amended May Monthly Report (4/1/08-4/30/08), received 5/7/08

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. **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:

-Schedule B of your report discloses an in-kind contribution(s) designated for the general election, but made before the primary election (pertinent portion(s) attached). In-kind contributions of equipment, such as computers, with a long-term useful life (e.g., an election cycle, or perhaps longer) are similar to contributions of money and may be designated for elections beyond the next election, provided the contributor designates the contribution as such in writing. A contribution of this type of equipment is distinguishable from in-kind contributions that are used only for one particular election, such as non-exempt contributions of food or beverages consumed by primary election day workers, or printing or mailing costs related to general election events or fundraisers. Please amend your report to include a description of the nature of the in-kind contribution(s) in question. If the in-kind contribution(s) on your report does not have a "long-term useful life", it may constitute an excessive contribution(s) for the primary election (see Advisory Opinion 1996-29).

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

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If you have made an excessive contribution, you must request a refund or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund.

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 reported on Schedule A supporting Line 16 of the Detailed Summary Page of the report covering the period in which they are received. Redesignations should be reported as memo entries on Schedule B of the report covering the period in which the redesignation is made. 11 CFR §110.2(b)

Although the Commission may take further legal steps, prompt action by your committee to refund or seek redesignation of the excessive amount will be considered.

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) 694-1141.

Sincerely,



Daniel T. Buckley
Senior Campaign Finance Analyst
Reports Analysis Division

HOLCIM (US) INC. PAC
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Recipient Name	Date	Amount	Election	Election State - Date
JAMES E. CLYBURN	04/14/2008	\$3,000.00	G2008	SC - 06/10/2008

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Federal Election Commission
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS
 The FEC added this page to the end of this filing to indicate how it was received.

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<input type="checkbox"/> Postmark Illegible	
<input type="checkbox"/> No Postmark	
<input checked="" type="checkbox"/> Overnight Delivery Service (Specify): <i>FedEx</i>	Shipping Date <i>7/2/08</i>
Next Business Day Delivery <input type="checkbox"/>	
<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
<input type="checkbox"/> Received from Electronic Filing Office	Date of Receipt
<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked
<i>JMP</i> PREPARER	<i>7/3/08</i> DATE PREPARED