



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

February 23, 2023

CASE ACTION FUND
1038 S. 7TH AVE STE. 202
PHOENIX, AZ 85024

Response Due Date
03/30/2023

IDENTIFICATION NUMBER: C90016627

REFERENCE: YEAR-END REPORT (10/01/2022 - 12/31/2022)

Dear Filer:

This letter is prompted by the Commission's preliminary review of the Report of Independent Expenditures Made and Contributions Received (FEC Form 5) 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 Commission by the response date noted above.** Additional information is needed for the following 2 item(s):

1. Line 7 of your FEC Form 5 filing discloses disbursements made for independent expenditure(s). Your filing also discloses contributions on Line 6, "Total Contributions."

Each person (other than a political committee) who made a contribution(s) to your reporting entity during this reporting period, whose contribution(s) had an aggregate amount in excess of \$200 within the calendar year, must be itemized on Schedule 5-A, including their identification information, date, and amount of such contribution(s). In addition, memo text must be used to indicate which of these persons made a contribution in excess of \$200 to your reporting entity for the purpose of furthering any independent expenditure. (52 U.S.C. §§ 30101(13) and 30104 (c)(1), (c)(2)(C)) (See <https://www.fec.gov/updates/fec-provides-guidance-following-us-district-court-decision-crew-v-fec-316-f-supp-3d-349-dc-2018/>.)

Please amend your report to include memo text or provide clarifying information.

2. Your quarterly report discloses an independent expenditure to J&R Printing for Campaign Literature on 11/4/2022. This expenditure does not appear on 24/48-hour reports.

Please be advised that Commission Regulations require that you file 48-hour

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reports once you make independent expenditures aggregating \$10,000 or more with respect to a given election during the calendar year up to and including the 20th day before the election. The report must be received at the Commission 11:59 p.m. Eastern Standard/Daylight Time by the second day after the communication was publicly distributed or otherwise disseminated. In the report, you must include information for all independent expenditures that have not been previously reported. Each time you make subsequent independent expenditures relating to the same election that aggregate \$10,000 or more, you must file another 48-hour report disclosing these independent expenditures. (11 CFR § 109.10(c) and (e))

In addition, you are required to file 24-hour reports once your independent expenditures aggregate \$1,000 or more after the 20th day but more than 24 hours before 12:01 a.m. of the day of the election. The report must be received at the Commission by 11:59 p.m. Eastern Standard/Daylight Time of the day following the date on which the communication was publicly distributed or otherwise disseminated. In the report, you must include information for all independent expenditures that have not been previously reported. Each time you make subsequent independent expenditures relating to the same election that aggregate \$1,000 or more, you must file another 24-hour report disclosing these independent expenditures. (11 CFR § 109.10(d) and (e))

Please provide clarification regarding whether a 24/48-hour report was required but not filed. If the date disclosed on your Form 5 was the date of payment, rather than the date of public dissemination or distribution, please provide the date of dissemination or distribution.

Please note, you will not receive an additional notice from the Commission on this matter. Requests for extensions of time in which to respond will not be considered. Failure to comply with the provisions of the Act may result in an enforcement action against the entity. Any response submitted by your entity will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

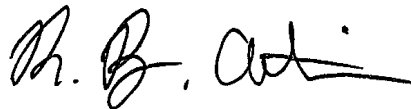
Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. For information about the report review process or specific filing information for your committee type, please visit www.fec.gov/help-candidates-and-committees. For more information about Requests for Additional Information (RFAI), why you received a letter, and how to respond, please visit www.fec.gov/help-candidates-and-committees/request-additional-information. Should you have any questions regarding this matter or wish to verify the adequacy of your

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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) 694-1196.

Sincerely,

A handwritten signature in black ink, appearing to read "B. B. Austin". The signature is fluid and cursive, with a long horizontal stroke at the end.

Bradley Austin

Sr. Campaign Finance & Reviewing Analyst

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