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2009 APR 28 A 9:22

Carol H. Gruenburg
Director of Library Services
(202) 626-6094
cgruenburg@milchev.com

April 22, 2009

Christopher J. Morse
Senior Campaign Finance Analyst
Reports Analysis Division
Federal Election Commission
Washington, DC 20463

Re: ID# C00255210; FEC letter dated April 10, 2009

Dear Mr. Morse:

In response to your letter of April 10, 2009, we have contacted each of the four Recipients of our contributions of December 16, 2008 to request a refund in order to correct and redesignate the contributions.

Copies of our letters are attached.

Thank you,

Carol H. Gruenburg

Enclosures (5)

29030081655



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

April 10, 2009

Marc J. Gerson, Treasurer

Miller & Chevalier Chartered
Political Action Committee
655 15th Street NW
Suite 900
Washington, DC 20005

**Response Due Date:
May 11, 2009**

Identification Number: C00255216

Reference: Amended Year End Report (11/25/08-12/31/08), received 3/18/09

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. **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 one or more contributions to federal candidates (see attached) for the retirement of debts incurred by the **2008 general** election campaign; however, it appears that the recipient committee(s) had insufficient debts to warrant such a contribution. Please note that a committee may only designate contributions to retire a candidate's debts if those debts exist.

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

If you have made an impermissible 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.

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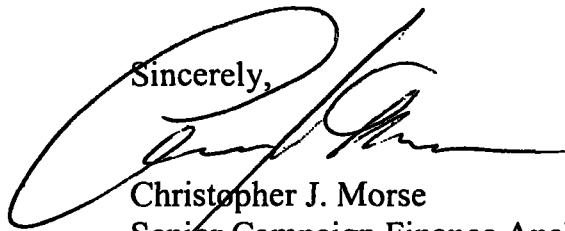
Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund or redesignation request sent to the recipient committee(s). In addition, refunds are reported on Line 16 of the Detailed Summary Page and on Schedule A of the report covering the period during which they are received. Redesignations are reported as memo entries on Schedule B of the report covering the period during which the redesignation is made. 11 CFR §110.2(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.

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) 694-1133.

Sincerely,



Christopher J. Morse
Senior Campaign Finance Analyst
Reports Analysis Division

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Debt Contributions With No Disclosed Debt

Recipient Name	Date	Amount	Election	General Election Date
Bennett Election Committee Inc.	12/16/08	\$1,000	General	11/04/08
Boucher for Congress Committee	12/16/08	\$1,000	General	11/04/08
Carper for Senate	12/16/08	\$1,000	General	11/04/08
Friends of Kent Conrad	12/16/08	\$1,000	General	11/04/08

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RECEIVED
FEDERAL ELECTION
COMMISSION
PUBLIC DISCLOSURE
Carol H. Gruenburg
Director of Library Services
(202) 626-6800 APR 28 A 10:14
cgruenburg@milchev.com

April 21, 2009

VIA FACSIMILE (202-737-1199)

Stanley R. De Waal, Treasurer
BENNETT ELECTION COMMITTEE INC (C00343327)
175 South West Temple Suite 650
Salt Lake City, UT 84101

Re: PAC Contribution dated 12/16/2008
Miller & Chevalier Chartered Political Action Committee ('Miller & Chevalier
PAC'; C00255216)

Dear Mr. De Waal:

The FEC has informed us that our \$1,000 contribution to your Committee (dated 12/16/2008) is considered impermissible as a contribution for 'Debt Retirement for the 2008 General Election' since your FEC-Form 3 for that time period indicates the Bennett Election Committee, Inc. had no outstanding obligations.

In order to comply with FEC regulations, we must ask for an immediate refund of that payment. We will then reissue a new check, in the same amount, to the Bennett Election Committee Inc., as a contribution to Senator Bennett's 2010 campaign.

Please send the check, with a copy of this letter, to my attention. And, feel free to contact me if you have any questions.

Thank you for your prompt attention to this matter.

Sincerely,

Carol H. Gruenburg

cc: Federal Election Commission

29030081659

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.

Hand Delivered Date of Receipt

USPS First Class Mail Postmarked
4/22/09

USPS Registered/Certified Postmarked (R/C)

USPS Priority Mail Postmarked
Delivery Confirmation™ or Signature Confirmation™ Label

USPS Express Mail Postmarked

Postmark Illegible

No Postmark


Overnight Delivery Service (Specify): Shipping Date
Next Business Day Delivery

Received from House Records & Registration Office Date of Receipt

Received from Senate Public Records Office Date of Receipt

Received from Electronic Filing Office Date of Receipt

Other (Specify): Date of Receipt or Postmarked

 4/28/09
PREPARER DATE PREPARED

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