RQ-3

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 26, 2002

Cassendra Henry, Treasurer
Association of American Railroads Political
Action Committee (RAIL PAC)
50 F Street, NW
Washington, DC 20001

Identification Number: C00280743

Reference: Amended Year End Report (7/1/01-12/31/01), received 4/29/02 and April Quarterly Report (1/1/02-3/31/02)

Dear Ms. Henry:

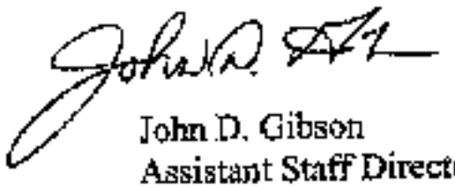
This letter is to inform you that as of September 25, 2002, the Commission has not received your response to our requests for additional information dated September 4, 2002. These notices request information essential to full public disclosure of your federal election campaign finances. To ensure compliance with the provisions of the Federal Election Campaign Act (the Act), please respond to these requests (copies enclosed).

An adequate response must be received at the Commission by October 16, 2002. 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.

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, please contact Antoinette Kitchen 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,



John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosures

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Cassandra Henry, Treasurer
Association of American Railroads Political
Action Committee (RAIL PAC)
50 F Street, NW
Washington, DC 20001

SEP 0 4 2002

Identification Number: C00280743

Reference: Amended Year End Report (7/1/01-12/31/01), received 4/29/02

Dear Ms. Henry:

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 of your report (pertinent portion(s) attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) prohibits a multicandidate committee and its affiliates from making a contribution to a candidate for federal office in excess of $5,000 per election.

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

If any contribution you made exceeds the limits, you must request a refund of the excessive amount 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 of the excessive amount.

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 the excessive contribution(s), your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

-The totals listed on Lines 6(c), 11(a)(iii), 11(d), 19 and 20, Column B of the Summary and Detailed Summary Page(s) appear to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Column B totals. Please amend your report and any subsequent reports that may be affected by this correction.

-Your calculations for Line 8 appear to be incorrect. Cash-on-hand at the close of the current reporting period should always equal the closing calendar year-to-date cash-on-hand amount. Please provide the corrected total on the Summary Page.

-The identification of each contributor, including an adequate occupation and name of employer for each, must be provided if the person has contributed in excess of $200 in the aggregate during the calendar year. Please amend Schedule A supporting Line 11(a)(i) for each entry inadequately identified as "RAI" and "TTC".

A 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. 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 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,

Antoinette Kitchen
Senior Reports Analyst
Reports Analysis Division

20025911794

SCHEDULE B — ITEMIZED DISBURSEMENTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 2 OF 3

FOR LINE NUMBER 23

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NAME OF COMMITTEE (In Full)
Assn of American Railroads PAC

| Full Name, Mailing Address and ZIP Code | Purpose of Disbursement / Disbursement for | Date (month, day, year) | Amount of Each Disbursement This Period |
|---|---|---|---|
| Rep. Amo Houghton<br>4451 Brookfield Corp Drive<br>Suite 200<br>Chantilly, VA 20151-1652 | Amo Houghton, U.S. HOUSE 31st NY<br>Disbursement for: [X] Primary [ ] General [ ] Other (specify) 2000 | 06/30/00 | 1,000.00 |
| Senator Max Baucus<br>236 Massachusetts Avenue,N.E<br>Suite 202<br>Washington, DC 20002 | Max Baucus, U.S. SENATE MT<br>Disbursement for: [ ] Primary [X] General [ ] Other (specify) 2000 | 06/05/00 | 2,000.00 |
| Tiberi 2000<br>5208 Honeytree Loop West<br>Columbus, OH 43229 | Patrick Tiberi, U.S. HOUSE 12th OH<br>Disbursement for: [ ] Primary [X] General [ ] Other (specify) 2000 | 06/05/00 | 2,000.00 |
| Brian Baird For Congress<br>POB 1088<br>Olympia, WA 98507 | Brian Baird, U.S. HOUSE 3rd WA<br>Disbursement for: [ ] Primary [X] General [ ] Other (specify) 2000 | 06/07/00 | 500.00 |
| Senator James M. Jeffords<br>P.O. Box 246<br>Mt. Peller, VT 05601 | James M. Jeffords, U.S. SENATE VT<br>Disbursement for: [ ] Primary [X] General [ ] Other (specify) 2000 | 06/12/00 | 1,000.00 |
| Rep. John Thune<br>P.O. Box 518<br>Sioux Falls, DS 57101 | John Thune, U.S. HOUSE AL SD<br>Disbursement for: [ ] Primary [X] General [ ] Other (specify) 2000 | 06/12/00 | 1,000.00 |
| Senator Edward M. Kennedy<br>426 C Street, NE<br>Washington, DC 20002 | Edward M. Kennedy, U.S. SENATE MA<br>Disbursement for: [ ] Primary [X] General [ ] Other (specify) 2000 | 06/14/00 | 1,000.00 |
| Rep. Spencer Abraham<br>900 Second Street, NE<br>Suite 114<br>Washington, DC 20002 | Spencer Abraham, U.S. SENATE MI<br>Disbursement for: [ ] Primary [X] General [ ] Other (specify) 2000 | 06/16/00 | 1,000.00 |
| Rep. Max Sandlin<br>P.O. BOX 70621<br>WASHINGTON, DC 20024 | Max Sandlin, U.S. HOUSE 1st TX<br>Disbursement for: [ ] Primary [X] General [ ] Other (specify) 2000 | 06/21/00 | 1,000.00 |

SUBTOTAL of Disbursements This Page (optional) ..... 10,500.00

TOTAL This Period (last page this line number only) .....

4-00172

22037742665

# SCHEDULE B — ITEMIZED DISBURSEMENTS

Use separate schedule(s) for each category of the Detailed Summary Page



FOR LINE NUMBER 23

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NAME OF COMMITTEE (in Full)
Assn of American Railroads PAC

| Full Name, Mailing Address, and ZIP Code | Purpose of Disbursement | Date (month, day, year) | Amount of Each Disbursement This Period |
|---|---|---|---|
| Rep. Don Young<br>801 West Fire Weed<br>Number 102<br>Anchorage AK 99503 | Don Young, U.S. HOUSE AL AK<br>(House - AK - )<br>Disbursement for: [ ] Primary [X] General<br>[ ] Other (specify): 2002 | 01/15/2001 | 2000.00 |
| Rep. Don Young<br>801 West Fire Weed<br>Number 102<br>Anchorage AK 99503 | Voided Check<br>(House - AK - )<br>Disbursement for: [ ] Primary [X] General<br>[ ] Other (specify): 2002 | 01/17/2001 | -2000.00 |
| Washington Court Hotel<br>525 New Jersey Avenue NW<br>Washington DC 20001-1527 | Fundraiser for Alaskans for Don Young<br>(In-Kind)<br>Disbursement for [ ] Primary [X] General<br>[ ] Other (specify): 2002 | 01/23/2001 | 1958.87 |
| Rep. Don Young<br>801 West Fire Weed<br>Number 102<br>Anchorage AK 99503 | Fundraiser for Alaskans for Don Young<br>(House - AK - )<br>Disbursement for: [ ] Primary [X] General<br>[ ] Other (specify): 2002 | 01/23/2001 | 1958.87<br>[MEMO ITEM] |
| Rep. Bob Smith<br>9004 Advantage Court<br>Burke VA 22015 | Bob Smith, U.S. HOUSE 2nd OR<br>(House - OR - 2)<br>Disbursement for: [ ] Primary [X] General<br>[ ] Other (specify): 2002 | 01/23/2001 | 1000.00 |
| Senator Max Baucus<br>203 C Street, NE<br>Washington DC 20002 | Max Baucus, U.S. SENATE MT<br>(Senate - MT - )<br>Disbursement for: [ ] Primary [X] General<br>[ ] Other (specify): 2002 | 02/06/2001 | 1000.00 |
| Senator Max Baucus<br>203 C Street, NE<br>Washington DC 20002 | Voided Check<br>(Senate - MT - )<br>Disbursement for: [ ] Primary [X] General<br>[ ] Other (specify): 2002 | 02/06/2001 | -1000.00 |
| Senator Max Baucus<br>203 C Street, NE<br>Washington DC 20002 | Max Baucus, U.S. SENATE MT<br>(Senate - MT - )<br>Disbursement for: [ ] Primary [X] General<br>[ ] Other (specify): 2002 | 02/06/2001 | 2000.00 |
| Senator Ernest F. Hollings<br>1401 K Street, NW<br>Suite 1200<br>Washington DC 20005 | Ernest F. Hollings, U.S. SENATE SC<br>(Senate - SC - )<br>Disbursement for: [ ] Primary [X] General<br>[ ] Other (specify): 2002 | 02/07/2001 | 1000.00 |

SUBTOTALS of Disbursements This Page (Optional) .....

TOTALS This Period (last page this line number only) .....

AK

22037742666

# SCHEDULE B (FEC Form 3X)
# ITEMIZED DISBURSEMENTS

Use separate schedule(s) for each category of the Detailed Summary Page

FOR LINE NUMBER: (check only one)
21b [ ] 22 [X] 23 [ ] 24 [ ] 25
26 [ ] 27 [ ] 28a [ ] 28b [ ] 28c [ ] 29

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NAME OF COMMITTEE (In Full)
Assn of American Railroads PAC

**A.**
Full Name (Last, First, Middle Initial): Rep. Don Young
Date of Disbursement: 07 / 17 / 2001
Mailing Address: 801 West Fire Weed, Number 102
City: Anchorage State: AK Zip Code: 99503
Amount of Each Disbursement this Period: 1000.00
Purpose of Disbursement: YTD:$2,958.87
Category/Type: 011
Candidate Name: The Honorable Don Young
Office Sought: X House / Senate / President
Disbursement For: 2002 Primary General X Other (specify) ▼ 2002 PRIMARY CONGRES
State: AK District: 0
Transaction ID: 16428

**B.**
Full Name (Last, First, Middle Initial): Rep. Don Young
Date of Disbursement: 07 / 31 / 2001
Mailing Address: 801 West Fire Weed, 801 West Fire Weed
City: Anchorage State: AK Zip Code: 99503
Amount of Each Disbursement this Period: -1000.00
Purpose of Disbursement: YTD:$1,958.87 Voided Check
Category/Type: 011
Candidate Name: The Honorable Don Young
Voided Check
Office Sought: X House / Senate / President
Disbursement For: 2002 Primary General X Other (specify) ▼ 2002 PRIMARY CONGRES
State: AK District: 0
Transaction ID: 17247

AK

**C.**
Full Name (Last, First, Middle Initial): Senator Max Baucus
Date of Disbursement: 08 / 07 / 2001
Mailing Address: 203 C Street, NE
City: Washington State: DC Zip Code: 20002
Amount of Each Disbursement this Period: 1000.00
Purpose of Disbursement: YTD:$3,000.00
Category/Type: 011
Candidate Name: The Honorable Max Baucus
Office Sought: House / X Senate / President
Disbursement For: 2002 Primary General X Other (specify) ▼ 2002 GENERAL CONGRES
State: MT District: 1
Transaction ID: 16427

SUBTOTAL of Disbursements This Page (optional) ▶ 1000.00

TOTAL This Period (last page this line number only) ▶

FEC Schedule B (Revised 1/2001)

22037742667

# SCHEDULE B (FEC Form 3X)
# ITEMIZED DISBURSEMENTS

Use separate schedule(s) for each category of the Detailed Summary Page

FOR LINE NUMBER: (check only one)
☐ 21b ☐ 22 ☒ 23 ☐ 24 ☐ 25
☐ 26 ☐ 27 ☐ 28a ☐ 28b ☐ 28c ☐ 29



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NAME OF COMMITTEE (In Full)
Assn of American Railroads PAC

**A.**
Full Name (Last, First, Middle Initial)
Rep. Spencer Bachus

Date of Disbursement
11 / 27 / 2001

Mailing Address
P. O. Box 59444

City: Birmingham
State: AL
Zip Code: 35259

Amount of Each Disbursement this Period
1000.00

Purpose of Disbursement
YTD:$1,000.00

Candidate Name
The Honorable Spencer Bachus

011
Category/Type

Office Sought: X House / Senate / President
State: AL District: 6

Disbursement For: 2002
Primary / General
X Other (specify) ▼
2002 GENERAL CONGRES

Transaction ID: 17161

AK

**B.**
Full Name (Last, First, Middle Initial)
Senator Max Baucus

Date of Disbursement
12 / 05 / 2001

Mailing Address
203 C Street, NE

City: Washington
State: DC
Zip Code: 20002

Amount of Each Disbursement this Period
1000.00

Purpose of Disbursement
YTD:$4,000.00

Candidate Name
The Honorable Max Baucus

011
Category/Type

Office Sought: House / X Senate / President
State: MT District: 1

Disbursement For: 2002
Primary / General
X Other (specify) ▼
2002 GENERAL CONGRES

Transaction ID: 17180

**C.**

SUBTOTAL of Disbursements This Page (optional) ▶ 2000.00

TOTAL This Period (last page this line number only) ▶ 16000.00