



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

January 22, 2009

Ashley Ragan, Treasurer
Jon Kyl for U.S. Senate
P.O. Box 10246
Phoenix, AZ 85064

Response Due Date:
February 23, 2009

Identification Number: C00279521

Reference: October Quarterly Report (7/1/08 – 9/30/08)

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. **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 3 items:

1. Your report contains incorrect Column B figures for Lines 6(b), 6(c), 7(a), 7(c), 17, 20(a), 20(d) and 22 of the Summary and Detailed Summary Page information. When aggregating and reporting receipts and disbursements, candidate committees are required to disclose their activity on an election-cycle basis, from 11/8/06 to 11/6/2012. Please amend your report to show election cycle-to-date figures for all aggregate amounts. (2 U.S.C. § 434(b))

2. The election cycle-to-date totals for certain entries on your report indicate additional contributions that should have been itemized. When contributions from an individual reach \$200 for an election cycle, each subsequent contribution from that individual must be itemized, regardless of the amount. Additionally, each contribution from a political committee must be itemized, regardless of the amount. (2 U.S.C. § 434(b) and 11 CFR § 104.3(a)(4)) Please amend your report to correct the discrepancies in the aggregate totals for the following entries:

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<u>Name</u>	<u>Date</u>	<u>Amount</u>	<u>Reported ECTD Total</u>	<u>ECTD Total Calculated by the FEC</u>
Amgen Corporation PAC	7/1/2008	\$1,000.00	\$4,000.00	
Amgen Corporation PAC	9/10/2008	\$1,000.00	\$5,000.00	\$2,000.00
Major League Baseball PAC	9/30/2008	\$4,000.00	\$5,000.00	\$4,000.00

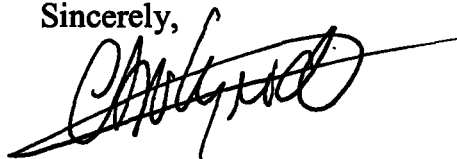
If you need more information, please contact the undersigned analyst.

3. Your report discloses receipts from the **Senate Majority Fund in Other Receipts** on Line 15, Column A, of the Detailed Summary Page. However, your report does not include a memo text detailing the nature of these offsets. Please be advised that if there are not corresponding expenditures for these entries, it may constitute an excessive or prohibited contribution. Please amend your report to provide an explanation for this entry. (11 CFR § 104.3(a)(4)(v))

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) 694-1161.

Sincerely,



Christopher A. Whyrick
Senior Campaign Finance Analyst
Reports Analysis Division

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