



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

March 10, 2010

William L. Davenport, Treasurer  
American Concrete Pavement Association  
PAC (ACPA)  
5420 Old Orchard Road, Suite A-100  
Skokie, IL 60077

Response Due Date:  
April 14, 2010

Identification Number: C00322727

Reference: Year End Report (10/1/09-12/31/09)

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 A supporting Line 15 of your Detailed Summary Page discloses a receipt for "Account Adjustment" for \$10,537.45. In addition, you have filed a Miscellaneous Electronic Submission (Form 99), received 1/29/10 stating,

"This report is submitted as both a request and an explanation. The request is that we may be permitted to adjust the current balance shown on our FEC Form 3X from the current closing balance of \$14,902.49 to the actual balance of \$25,439.94. The amount of the ACPA PAC checking account is \$10537.45 higher than the amount shown on our PAC report. I detected and reported the error to our analyst in late 2009, and based on the ensuing discussions, conducted an internal review to determine why the account balance was higher than shown on the report. To the best of my knowledge, this resulted from changes made when we submitted a series of amended reports in 2005. I created those amended reports to rectify errors made by a previous PAC Administrators. I also believe the discrepancy may have been linked to a request in 2004 for a balance adjustment, which I believe was erroneous balance. These errors

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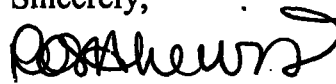
continued to carry over, because I incorrectly viewed the balance on line 6 instead of line 8 of the 3X Form. We had no activity in the 4th quarter of 2009, and so, I am confident the higher balance (\$25,439.94) is current and accurate. Noting the correct balance is now \$25,439.94, I am also confident this error will not occur again.”

Please provide any additional clarifying information as to the details of this receipt and why this activity was not disclosed on the original report covering the period during which it took place.

**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) 694-1152.

Sincerely,



Rosa G. Lewis  
Senior Campaign Finance Analyst  
Reports Analysis Division