



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

RQ-2

Mark Valente III, Treasurer
Fund for American Opportunity
PO BOX 65796
Washington, DC 20035

JAN 15 2003

Identification Number: C00336297

Reference: Year End Report (7/1/01-12/31/01)

Dear Mr. Valente:

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

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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.

-Schedule B supporting Line 21(b) of your report discloses a payment(s) to another political committee(s) for goods and/or services provided by that committee(s). 11 CFR §100.7(a)(1)(iii)(A) states that "...the provision of any goods or services without charge or at a charge which is less than the usual and normal charge for such goods or services is a contribution." Examples of goods and services include equipment, supplies, personnel, membership lists and mailing lists. The term "usual and normal charge" for goods is defined as "...the price of those goods in the market from which they ordinarily would have been purchased at the time of the contribution". The usual and normal charge for services is defined as "...the hourly or piecework charge for the services at a commercially reasonable rate prevailing at the time the services were rendered." 11 CFR §100.7(a)(1)(iii)(B)

Please clarify whether your committee was assessed the usual and normal charge for the goods and/or services you received and explain the steps the political committee(s) took in determining the amount(s) charged to you. If your committee was provided the goods and/or services at less than the usual and normal charge, the difference between the two is considered to be an in-kind contribution by the political committee(s) to your committee and is subject to the limits set forth at 2 U.S.C. §441a. (11 CFR §100.7(a)(1)(iii)(A))

-Your report discloses limited payments for administrative expenses. Administrative expenses are payments made for the purpose of operating a political committee including, but not limited to, rent, utilities, salaries, telephone service, office equipment and supplies. Any such payments to a person aggregating in excess of \$200 in a calendar year must be disclosed on Schedule(s) B supporting Line 21(b) of the Detailed Summary Page. 2 U.S.C. §434(b)(5) If these expenses are being paid by a connected organization, your Statement of Organization must be amended to reflect

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this relationship. 2 U.S.C. §433(b)(2). In addition, if expenses have been incurred but not paid in a reporting period, the activity should be disclosed as a debt on Schedule D, if the obligation is \$500 or more, or outstanding for sixty days or more. 11 CFR §104.11

Any goods or services provided to your committee by a person, except volunteer activity (i.e., a person's time), would be considered an in-kind contribution from that person, and would be subject to the disclosure requirements of 2 U.S.C. §434(b)(3) and 11 CFR §104.13, and the limitations and prohibitions of 2 U.S.C. §§441a and 441b.

Clarification regarding administrative expenses should be disclosed during each two year election cycle beginning with the first report filed in the non-election year. Please verify that all expenses referenced above (i.e., rent, salaries, utilities, etc.) have been adequately disclosed. If these services have been provided by volunteers, please confirm this in writing.

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 Campaign Finance Analyst
Reports Analysis Division

**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)

PAGE 15 / 18

<input type="checkbox"/> 21b	<input type="checkbox"/> 22	<input checked="" type="checkbox"/> 23	<input type="checkbox"/> 24	<input type="checkbox"/> 25
<input type="checkbox"/> 26	<input type="checkbox"/> 27	<input type="checkbox"/> 28a	<input type="checkbox"/> 28b	<input type="checkbox"/> 28c
<input type="checkbox"/> 29				

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (In Full)
Fund For American Opportunity

AK

A. Full Name (Last, First, Middle Initial) ROGERS FOR CONGRESS		Date of Disbursement 12 / 14 / 2001	
Mailing Address PO BOX 581 City BRIGHTON State MI Zip Code 48116		Amount of Each Disbursement this Period 3500.00	
Purpose of Disbursement Primary Candidate Name		Category/Type	
Office Sought: <input checked="" type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President State: MI District: 5		Disbursement For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General Other (specify) ▼	
		Transaction ID: SB23.4681	

B. Full Name (Last, First, Middle Initial) SUE KELLY FOR CONGRESS		Date of Disbursement 12 / 18 / 2001	
Mailing Address 700 WHITE PLAINS ROAD SUITE 301 City SCARSDALE State NY Zip Code 10583		Amount of Each Disbursement this Period 5000.00	
Purpose of Disbursement Primary Candidate Name		Category/Type	
Office Sought: <input checked="" type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President State: NY District: 19		Disbursement For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General Other (specify) ▼	
		Transaction ID: SB23.4682	

C.	
SUBTOTAL of Disbursements This Page (optional)	8500.00
TOTAL This Period (last page this line number only)	22000.00

**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)

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<input type="checkbox"/> 21b	<input type="checkbox"/> 22	<input checked="" type="checkbox"/> 23	<input type="checkbox"/> 24	<input type="checkbox"/> 25	<input type="checkbox"/> 26	<input type="checkbox"/> 27	<input type="checkbox"/> 28a	<input type="checkbox"/> 28b	<input type="checkbox"/> 28c	<input type="checkbox"/> 29
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NAME OF COMMITTEE (In Full)
Fund For American Opportunity

A. Full Name (Last, First, Middle Initial) Job Wilson for Congress		Date of Disbursement 10 / 11 / 2001
Mailing Address P.O. Box 5709 City West Columbia State SC Zip Code 29171		Amount of Each Disbursement this Period 1000.00
Purpose of Disbursement primary Candidate Name		Transaction ID: SB23.4674
Office Sought: <input checked="" type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President State: SC District: 2	Disbursement For: <input checked="" type="checkbox"/> Primary General Other (specify) ▼	

AK

B. Full Name (Last, First, Middle Initial) ROGERS FOR CONGRESS		Date of Disbursement 10 / 22 / 2001
Mailing Address PO BOX 581 City BRIGHTON State MI Zip Code 48116		Amount of Each Disbursement this Period 1000.00
Purpose of Disbursement Primary Candidate Name		Transaction ID: SB23.4675
Office Sought: <input checked="" type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President State: MI District: 8	Disbursement For: <input checked="" type="checkbox"/> Primary General Other (specify) ▼	

AK

C. Full Name (Last, First, Middle Initial) ROGERS FOR CONGRESS		Date of Disbursement 12 / 14 / 2001
Mailing Address PO BOX 581 City BRIGHTON State MI Zip Code 48116		Amount of Each Disbursement this Period 500.00
Purpose of Disbursement Primary Candidate Name		Transaction ID: SB23.4680
Office Sought: <input checked="" type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President State: MI District: 8	Disbursement For: <input checked="" type="checkbox"/> Primary General Other (specify) ▼	

2500.00

SUBTOTAL of Disbursements This Page (optional) ▶
 TOTAL This Period (last page this line number only) ▶

SCHEDULE B (FEC Form 3X) ITEMIZED DISBURSEMENTS

Use separate schedules for each category of the Detailed Summary Page

FOR LINE NUMBER: (check only one)										PAGE 7 / 15	
<input type="checkbox"/> 21h	<input type="checkbox"/> 22	<input checked="" type="checkbox"/> 23	<input type="checkbox"/> 24	<input type="checkbox"/> 25	<input type="checkbox"/> 26	<input type="checkbox"/> 27	<input type="checkbox"/> 28a	<input type="checkbox"/> 28b	<input type="checkbox"/> 29	<input type="checkbox"/> 30	

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such contributor

NAME OF COMMITTEE (in Full)
Fund For American Opportunity

A. Full Name (Last, First, Middle Initial)
ROGERS FOR CONGRESS

Mailing Address
PO BOX 581

City
BRIGHTON

State MI Zip Code 48116

Purpose of Disbursement

Candidate Name

Office Sought: House Senate President

Disbursement For: Primary General Other (specify) _____

Street No District: 00

Date of Disbursement
03 / 29 / 2001

Amount of Each Disbursement this Period
1500.00

Transaction ID: 3523.473

AK

B. Full Name (Last, First, Middle Initial)
Rogers for Congress

Mailing Address
P. O. Box 581

City
Brighton

State MI Zip Code 48116

Purpose of Disbursement

Candidate Name

Office Sought: House Senate President

Disbursement For: Primary General Other (specify) _____

State District:

Date of Disbursement
06 / 26 / 2001

Amount of Each Disbursement this Period
2000.00

Transaction ID: 6823.477

AK

C.

SUBTOTAL of Receipts This Page (optional) _____

TOTAL This Period (last page line five number only) _____

3500.00
7250.00

2023年12月27日