



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

June 22, 2007

Jan Churchill, Treasurer
Nevada State Democratic Party
409 Horn Street
Las Vegas, NV 89107

**Response Due Date:
July 23, 2007**

Identification Number: C00208991

Reference: Amended 30-Day Post-General Report (10/19/06-11/27/06), received
5/4/07

Dear Ms. Churchill:

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 Commission by the response date noted above.** An itemization of the information needed follows:

-Your Amended October Monthly Report (9/1/06 – 9/30/06), received 2/25/07 discloses memo Schedule A's totaling \$8,200.40 for "NV Party Victory Fund," which appears to be your committee's share of the gross contributions received from a joint fundraising committee. The Commission notes that your Amended October Monthly Report (9/1/06 – 9/30/06) includes memo text clarification for memo entries related to the NV Party Victory Fund joint fundraising program which states, "The committee expects to receive transfers at some point in the three months following this reporting period." A transfer was received on your Amended 30-Day Post-General Report (10/19/06-11/27/06), however, there is no clarifying information relating this transfer to your Amended October Monthly Report (9/1/06 – 9/30/06), received 2/25/07. Please amend your report(s) to clarify this apparent discrepancy.

-Schedule H6 supporting Line 30(a) of your report discloses a payment(s) for "Phone banking," "Phone calls," "Phoning" and "Postage." Please be advised that pursuant to 11 CFR §300.33(c)(1), expenditures for public

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communications (as defined by 11 CFR §100.26) that refer to a clearly identified candidate for Federal office and that promote, support, attack or oppose any such candidate for Federal office must not be allocated between or among federal, non-federal and Levin accounts. Only federal funds may be used.

Further, expenditures and disbursements for public communications that refer to a clearly identified candidate for Federal office and that promote, support, attack or oppose any candidate for Federal office, meet the definition of Federal Election Activity under 11 CFR §100.24 and should be disclosed on Schedule B for Line 30(b) along with the identity of the candidate(s). However, public communications that meet the definition of Federal Election Activity and that also contain express advocacy as defined under 11 CFR §100.22, but do not meet the conditions of exempt activity, would constitute an in-kind contribution, an independent expenditure or a coordinated party expenditure and should be properly disclosed on a Schedule B, E or F supporting Lines 23, 24 or 25, as appropriate, rather than on Schedule B for Line 30(b). Please clarify if this activity meets the definition of Federal Election Activity or if it contains express advocacy and amend your report to properly disclose this activity, if necessary.

If this activity was categorized incorrectly, the Commission recommends that you immediately transfer the funds received by your federal account for this activity back to the non-federal or Levin account. Although the Commission may take further legal action concerning this prohibited activity, your prompt action will be taken into consideration.

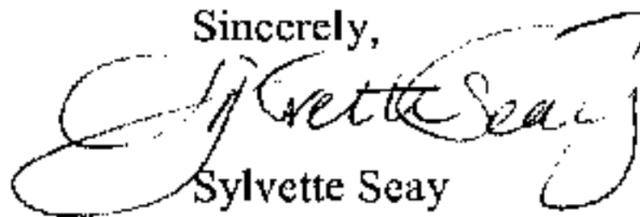
-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. In-kind contributions from affiliated committees should be properly disclosed on both a separate Schedule A, supporting Line 12 of the Detailed Summary Page and a separate Schedule B, supporting Line 22 of the Detailed Summary Page. Please refer to the instructions for each line when determining the proper categorization(s) for your next filing.

Please note, you will not receive an additional notice from the Commission on this matter. 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 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) 694-1393.

Sincerely,



Sylvette Seay
Campaign Finance Analyst
Reports Analysis Division

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