

The Bank of New York Mellon
One Mellon Center, Room 2850
Pittsburgh, PA 15258-0001

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The **BANK of NEW YORK MELLON** Corporation
2009 FEB 19 A 11: 25

"People who say they are above politics are really saying democracy is beneath them"

BIPAC/BNYMC

BIPARTISAN POLITICAL ACTION COMMITTEE / THE BANK of NEW YORK MELLON CORPORATION

February 6, 2009

Federal Election Commission
999 E. Street, N.W.
Washington, DC 20463
Attention: Mr. Edward D. Ryan

Dear Mr. Ryan:

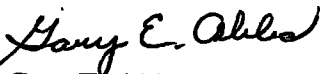
This is in response to your letter dated January 14, 2009 regarding our amended October Quarterly Report (7/1/08 – 9/30/08).

Corrective action has been taken regarding the excessive contributions received and reported on Schedule A for Jeffrey Landau totaling \$8,500.00 for 2008. A refund check has been issued to him in the amount of \$3,500.00 dated 2/2/09. Enclosed is a copy of that check along with a copy of the letter sent to him.

We have also submitted an amended report with memo entries indicating that the contributions to McConnell Senate Committee '08 and Richard E. Neal for Congress Committee were incorrectly designated for the 2008 Primary Election instead of the 2008 General Election.

We apologize for the errors and any inconvenience this may have caused.

Sincerely,



Gary E. Abbs
Treasurer

Enclosures

29030032720

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Pittsburgh, PA 15258-0001

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"People who say they are above politics are really saying democracy is beneath them"

BIPAC/BNYMC

BIPARTISAN POLITICAL ACTION COMMITTEE / THE BANK of NEW YORK MELLON CORPORATION

February 2, 2009

Dear Mr. Landau:

Enclosed is a check from The Bank of New York Mellon Corporation BIPAC/BNYMC in the amount of \$3,500.00. This check represents a refund for contributions received from you in excess of \$5,000.00 for a calendar year.

The Federal Election Commission prohibits a committee and its affiliates from receiving any contributions from another political committee or person in excess of \$5,000.00 per calendar year.

As we previously discussed, your contribution check (#589) dated 12/10/07 in the amount of \$5,500.00 was deposited into the PAC on 1/4/2008. Your contribution check (#598) dated 6/16/08 in the amount of \$3,000.00 was deposited into the PAC on 7/11/2008. Therefore, your total contribution for 2008 was \$8,500.00. I understand that the \$5,500.00 was intended to be a contribution for calendar year 2007, and the \$3,000.00 a contribution for 2008.

I also understand that you were unaware of the limitations set forth by the Federal Election Commission. With the closing of the legacy Bank of New York PAC resulting from the merger and the transfer of responsibilities between the two organizations, this was an honest mistake that was not caught at the time of filing our reports.

My apologies for any confusion this may have caused. If you have any questions, please do not hesitate to call me.

Sincerely,



Michele Hafer
Assistant Treasurer

29030032721

**BIPARTISAN POLITICAL ACTION COMMITTEE
THE BANK OF NEW YORK MELLON CORPORATION**

BIPAC BNYMC
ONE MELLON BANK CENTER, ROOM 857
PITTSBURGH, PA 15258-0001

8391

8-26
430 309

DATE February 2, 2009

PAY
TO THE
ORDER OF

Jeffrey D. Landau

\$ 3,500.00

Three thousand five hundred and 00/100 - - - - -

DOLLARS  Security Features
include
Data on Back



FOR Refund of 2008 Excess Contribution

MP

29030032722

Federal Election Commission
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS
The FEC added this page to the end of this filing to indicate how it was received.

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<input type="checkbox"/> USPS Express Mail	Postmarked
<input type="checkbox"/> Postmark Illegible	
<input type="checkbox"/> No Postmark	
<input type="checkbox"/> Overnight Delivery Service (Specify): Next Business Day Delivery <input type="checkbox"/>	Shipping Date
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GAED
PREPARER

2/19/09
DATE PREPARED

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