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Federal Election Commission (FEC)
c/o Paul Stoetzer, Campaign Finance Analyst
Reports Analysts Division

RE:Ohioans for Opportunity (C00512822); Response to Request for Information regarding April Quarterly Report
(01/01/2012 - 03/31/2012)

Dear Analyst Stoetzer:

This filing is sent in response to the FEC's May 15, 2012 request for information concerning Ohioans for Opportunity's (hereinafter 'OFO') reporting of a \$9495.54 independent expenditure for radio ad production and placement, as well as reporting of two (2) \$20 expenditures for wire transfer charges.

As we briefly discussed by telephone, the \$9495.54 for radio ad production and placement was incurred by OFO with its media vendor during the 24-hour Reporting Period when OFO did file two (2) other 24-hour independent expenditure reports reflecting payment to the same media vendor (March 2, 2012 FEC form 3X reflecting independent expenditure of \$14,000; March 2, 2012 FEC Form 3X Amending and Substituting for previously-filed FEC Form 5 Report of Independent Expenditures Made and Contributions Received as filed on 2/29/2012 reflecting expenditure of \$25,000). However, due to a miscommunication and misunderstanding between the media vendor and OFO media contractor, OFO was unaware at the time that the \$39,000 in payments made by OFO to the media vendor on 2/28/2012 and 3/2/2012 (payments reflected in the previously-referenced filed 24-hour independent expenditure reports) did not fully cover the amount due and owing the media vendor.

When this matter was resolved between OFO and the media vendor, and OFO received its final invoice, payment was immediately made on March 26, 2012 to the media vendor for the outstanding balance of \$9495.54.

Because a 24-hour independent expenditure reports cannot be filed after the fact, in order to properly reflect this chain of events in its April Quarterly Report, OFO listed the \$9495.54 as a Debt and/or Obligation that arose during the 24-Hour Reporting Period which was later satisfied in full by payment of the obligation on March 26, 2012. In choosing this reporting approach, OFO followed the guidance on page 72 of the FEC Campaign Guide for Nonconnected Committees, which states, 'Independent expenditures made (i.e., publicly disseminated) prior to payment should be disclosed as memo entries on Schedule E and on Schedule D as reportable debt under 104.11.' It should be noted that simply listing the expenditure as an expenditure paid on March 26, 2012 would not have been as transparent. Moreover, as noted above, it is not possible to file a 24-hour report after the fact.

It should also be noted that OFO is adopting stricter policies and controls as concerns its contracting with vendors, and will be requiring written contracts and estimates before any OFO staff or contractor may engage vendor services in the future. We believe that this will prevent any future vendor miscommunications and misunderstandings, as well as reporting complications in the future.

I would also like to address your inquiry concerning the two (2) \$20 wire transfer charges that were incurred by OFO when making independent expenditures (wiring money to the above-referenced media vendor) on 2/28/2012 and 3/2/2012). These \$20 expenditures were not included in the OFO 24-hour independent expenditure reports filed on 2/29/2012 and 3/2/2012 based upon an initial understanding that independent expenditures made to the same payee during the same calendar year that totaled less than \$200 did not need to be itemized in such reports, and a further belief that the wire transfer charges - as essentially administrative fee not related to the substance of a political communication - did not constitute an 'independent expenditure' under 11 CFR 100.16(a) and should not be included in a 24-hour independent expenditure report. However, based upon further review and a desire to reflect maximum transparency OFO included the

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