



National Headquarters

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www.defenders.org

July 8, 2008

Robin Kelly
Senior Campaign Finance Analyst
Reports Analysis Division
Federal Election Commission
999 E Street NW
Washington, DC 20463

RECEIVED
FEC MAIL CENTER
2008 JUL 14 PM 12:06

Reference: Defenders of Wildlife Action Fund (C90007907) Quarterly Report (1/1/08 – 3/31/08)

Dear Ms. Kelly:

Thank you for your letter dated June 10, 2008, requesting that Defenders of Wildlife Action Fund provide you with additional information regarding its Quarterly Independent Expenditure Report covering the period 1/1/08 -- 3/31/08. Specifically, you questioned why we did not report any contributor information and asked us to amend the report to provide the missing information.

There is no missing information to report. Commission regulations require persons other than political committees to include on their independent expenditure reports "the identification of each person who made a contribution in excess of \$200 to the person filing such report, **which contribution was made for the purpose of furthering the reported independent expenditure.**" 11 CFR 109.10(e)(1)(vi) (emphasis added). Neither the statute nor the regulations require us to report all donations we receive in excess of \$200. Nor are we required to report, as your letter states, information on donors whose donations were used to fund independent expenditures. We are required to report contributor information only with respect to contributions we receive that are given for the purpose of funding the reportable independent expenditures. I can attest that Defenders of Wildlife Action Fund did not solicit any funds for the purpose of furthering the reported independent expenditures nor did we receive any such funds. As a result, we were not required to provide any itemized contributor information on the April Quarterly Report.

Please be assured that we are mindful of our reporting obligations under the Commission's regulations, and at such time that we do receive funds from an individual in excess of \$200 for the purpose of furthering a reportable independent expenditure, we will provide the required information on the applicable independent expenditure report.

I trust this letter addresses your concerns, but please do not hesitate to contact me should you have any further questions.

Thank you,

A handwritten signature in black ink, appearing to read "William Lutz".

William Lutz
Senior Director
Defenders of Wildlife Action Fund



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 10, 2008

RQ-2

William Lutz
Defenders of Wildlife Action Fund
1130 17th Street, Northwest
Washington, DC 20036

Response Due Date:
July 11, 2008

Identification Number: C90007907

Reference: April Quarterly Report (1/1/08 – 3/31/08)

Dear Mr. Lutz:

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:

-Line 7 of your FEC Form 5 filing discloses that disbursements were made for independent expenditure(s). However, you do not itemize any contributions that were used to fund the independent expenditure(s). Commission regulations require that you disclose identification information for each individual who made a donation used to fund independent expenditure(s). Please amend your report to provide the missing information. (11 CFR §§ 109.10(e)(1)(vi) and 114.10(f))

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

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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) 694-1170.

Sincerely,


A handwritten signature in cursive script that reads "Robin Kelly". The signature is written in dark ink and is positioned above the typed name and title.

Robin Kelly
Senior Campaign Finance Analyst
Reports Analysis Division

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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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