RQ-2

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 26, 2010

Roger C. Myers, Jr., Treasurer
Aircraft Owners and Pilots Association
Political Action Committee
421 Aviation Way
Frederick, MD 21701

Response Due Date:
June 30, 2010

Identification Number: C00131185

Reference: April Monthly Report (3/1/10 – 3/31/10)

10030340785

Dear Treasurer:

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 2 items:

1. Schedule B of your report (see 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 promptly in writing and provide a photocopy of the refund or redesignation request sent 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.

2. Schedule B supporting Line 23 of your report discloses one or more contributions to a candidate(s) for the **primary** election; however, the funds were disbursed after the election date(s) (see attached). Please note that contributions may not be designated for an election which has already occurred unless the funds are to be used to reduce a candidate committee's debts incurred during that election campaign.

If any apparently impermissible contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If the contribution(s) in question should have been designated for debt retirement, you should amend your report to indicate "debt retirement," along with the year of election.

If you have made an impermissible contribution, you must request a refund 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.

Please inform the Commission of your corrective action promptly in writing and provide a photocopy of the refund or redesignation request sent 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 this impermissible activity, your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

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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 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) 694-1157.

Sincerely,

Laura E. Sinram

Laura E. Sinram
Senior Campaign Finance Analyst
Reports Analysis Division

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Excessive Contribution to Candidate

Recipient Name	Date	Amount	Election	Report
Peak PAC (Udall)	9/2/09	$1,000	P-2014*	2009 October Monthly
Peak PAC (Udall)	12/30/09	$4,000	P-2014*	2009 Year End
Udall for Colorado	3/26/10	$2,000	P-2014	2010 April Monthly

* Schedule B supporting Line 23 of your report discloses a contribution(s) to "Peak PAC"; however, you have also disclosed "[Mark] Udall" for this transaction. Please clarify whether this was an earmarked contribution(s) made by your committee through "Peak PAC" to this candidate, or if you made the contribution to the political committee exercising no direction or control over how the funds were to be used. If the latter is the case, please do not include the candidate's name on your report. Please amend your report(s) to clarify the ultimate recipient of this contribution(s).

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Contribution After Primary Election

Recipient Name	Date	Amount	Election	Election State - Date
Schock for Congress	3/12/10	$1,000	P-2010	IL – 2/2/10
Donald A. Manzullo for Congress	3/12/10	$1,000	P-2010	IL – 2/2/10
Kenny Marchant for Congress	3/5/10	$2,000	P-2010	TX – 3/2/10
Doggett for Us Congress	3/5/10	$2,000	P-2010	TX – 3/2/10
Sheila Jackson Lee for Congress	3/5/10	$1,000	P-2010	TX – 3/2/10
John Carter for Congress	3/12/10	$1,000	P-2010	TX – 3/2/10
Ortiz for Congress Committee	3/12/10	$1,500	P-2010	TX – 3/2/10
Poe for Congress	3/12/10	$2,000	P-2010	TX – 3/2/10
McCaul for Congress, Inc.	3/26/10	$1,000	P-2010	TX – 3/2/10