



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

March 22, 2006

Stephen V. O'Connell, Treasurer  
Harry & David Operations Corporation  
Political Action Committee  
2500 South Pacific Highway  
P.O. Box 299  
Medford, OR 97501

**Response Due Date:  
April 21, 2006**

Identification Number: C00401729

Reference: Mid-Year Report (1/1/05-6/30/05)

Dear Mr. O'Connell:

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:

-Schedule A supporting Line 11(a)(i) of your report discloses contributions received through what appears to be a payroll deduction plan. Please amend your report to disclose the total amount deducted for the entire reporting period for each individual. 11 CFR §104.8(b) Please refer to the enclosed sample of properly reported payroll deductions.

**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

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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) 694-1142.

Sincerely,

*Andrea Needles*

Andrea Needles  
Senior Campaign Finance Analyst  
Reports Analysis Division

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# PAYROLL DEDUCTIONS

|  |             |   |                              |  |                             |
|--|-------------|---|------------------------------|--|-----------------------------|
| <b>SCHEDULE A (FEC Form 3X)</b>  |             | Use separate schedule(s) for each category of the Detailed Summary Page |                              | FOR LINE NUMBER: PAGE 1 OF 1<br>(check only one) |                             |
| <b>ITEMIZED RECEIPTS</b>   |             | <input checked="" type="checkbox"/> 11a                                 | <input type="checkbox"/> 11b | <input type="checkbox"/> 11c                     | <input type="checkbox"/> 12 |
| Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee. |             |   |                              |  |                             |
| NAME OF COMMITTEE (in Full)<br>Critical Reason Inc. PAC  |             |   |                              |  |                             |
| Full Name (Last, First, Middle Initial)<br>A. Kent, Immanuel   |             | Date of Receipt<br>MM / DD / YYYY<br>payroll deduction*                 |                              |  |                             |
| Mailing Address<br>2 Critiques Ave.  |             | Amount of Each Receipt this Period<br>\$90.00                           |                              |  |                             |
| City<br>Konnigsburg  | State<br>VA | Zip Code<br>23553   |                              | (\$16 biweekly) <sup>a</sup>                     |                             |
| FEC ID number of contributing federal political committee<br>C   |             | Aggregate Year-to-Date<br>\$285.00                                      |                              |  |                             |
| Name of Employer<br>Critical Reason Inc.   |             | Occupation<br>Executive Officer   |                              |  |                             |
| Receipt For:<br><input type="checkbox"/> Primary <input type="checkbox"/> General<br><input type="checkbox"/> Other (specify) _____  |             | Aggregate Year-to-Date<br>\$285.00                                      |                              |  |                             |

## Payroll Deductions

Once an individual's deductions aggregate over \$200 in a calendar year, report the total amount deducted from the donor's paychecks during the reporting period on Schedule A. In parentheses indicate the amount that was deducted each pay period. Instead of stating a specific date of receipt, type "payroll deduction" under "Date." The other itemized information, including the year-to-date total, must be completed for each donor. 104.8(b).

**EXAMPLE:** During an election year, a corporate manager authorizes her employer to deduct \$15 per pay period (each pay period is two weeks) for the company's SSF. The SSF, which files FEC reports on a quarterly schedule, includes the manager's first-quarter contributions (\$90 for six pay periods) as "unitemized contributions" on Line 11(a)(ii) in the April quarterly report.

By June 30 (the closing date for the July quarterly report), 13 pay periods have passed, and the manager's aggregate contributions are \$195—still below the \$200 itemization threshold. The manager's second-quarter contributions again are included in "unitemized contributions" in the July report.

By September 30 (the closing date for the October quarterly report), 19 pay periods have passed, and the manager's contributions reach \$285. Now the committee itemizes the total contributions received from the manager during the third quarter (\$90), providing the year-to-date total in the appropriate space. (See item A in the illustration above.)

**Adding Extra Text/Explanation:** When using FECFile electronic filing software, this information can be entered using the "memo text" window. To make a "memo text" entry, select the "Flow" menu on the FECFile toolbar. Select "All Transactions." Single click (highlight) the transaction to which the "memo text" will be attached. Then select the "Edit" menu on the toolbar and select "memo text."

When using FECFile electronic filing software, enter this information in the "description" field.

## Categorizing Receipts

When beginning to itemize the committee's receipts, separate them into different categories listed on the Detailed Summary Page ("Contributions from Individuals," "Contributions from Political Committees," etc.; an illustration of a completed Detailed Summary Page appears on pages 54-55). The receipts in each category must be itemized on a separate Schedule A designated for that category.

Indicate the type of receipt itemized on a particular Schedule A by checking the box for the corresponding line number from the Detailed Summary Page as indicated in the upper right corner of the schedule. The appropriate category of receipt may also be written at the top of each page.

Some categories may require several pages. The total for each category should be entered on the bottom line of the last page for that category.

## Itemized Information

For each itemized contribution, provide:  
The full name and address (including zip code) of the contributor or other source;  
The name of the contributor's employer (if the contributor is an individual);

- The contributor's occupation (if the contributor is an individual);
- The date of receipt;
- The amount; and
- The aggregate year-to-date total of all receipts (within the same category) from the same source. 104.3(a)(3). The space indicating the election for which an itemized contribution was made ("Receipt For") does not apply to SSFs; leave those boxes blank.

**Special "Employer" Information**  
If a contributor is self-employed, that should be recorded in the Employer space. If a contributor is not employed, the Employer space should be left blank, but the Occupation space should always be completed (e.g., "unemployed," "retired," "homemaker").

**Best Efforts Required**  
Note that committees and their treasurers must use "best efforts" to obtain and report the information listed above. See page 36 for more information.

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