



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

September 14, 2010

Corie Chan, Treasurer
Friends of Jason Chaffetz
315 Westfield Circle
Alpine, UT 84004

Response Due Date:
October 19, 2010

Identification Number: C00431684

Reference: July Quarterly Report (4/19/10 – 6/30/10)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report 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 A of your report discloses the receipt of contributions designated for the primary election.

However, at the conclusion of the nominating convention, the candidate received the endorsement of the party and did not participate in the primary election. At this time, their status as a candidate for the 2010 primary election ended (See Advisory Opinion 2004-20). Your committee is entitled to keep all convention and general election contributions, and is allowed to use them in accordance with 11 CFR § 113.2. However, primary election contributions must be refunded. (11 CFR § 110.1(b))

If any of the apparent primary election contributions in question were incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

Please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks. Refunds are reported on Line 20 of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. (11 CFR § 104.8(d)(4))

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Please amend your report to disclose what action will be taken in regard to these primary election contributions received by your committee. Although the Commission may take further legal action, prompt action by you to refund of these contributions will be taken into consideration.

2. Schedule A of your report (see attached) discloses one or more contributions from an organization(s), which is not a political committee registered with the Commission. In order for your committee to accept contributions from unregistered organizations, your committee should take steps to insure that the contributor(s) used permissible funds to make the contribution(s) to avoid violating 2 U.S.C. §§441a(f) and 441b or 11 CFR §102.5(b). Under 11 CFR §102.5(b), organizations which are not political committees under the Act and choose to contribute to federal committees must either: 1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.

If any apparently prohibited contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. In addition, please clarify whether the contribution(s) received from the referenced organization(s) is permissible.

If you have received prohibited contributions, you must make a refund. (11 CFR § 103.3(b)(1)) The refund must be made within thirty (30) days of the treasurer becoming aware of the illegality of the contribution. (11 CFR § 103.3(b)(2))

Please inform the Commission of your corrective action immediately and provide a photocopy of any refund checks. Refunds must be reported on a Schedule B supporting Line 20(a) of the report covering the period in which the refund was made. (11 CFR § 104.8(d)(4))

Although the Commission may take further legal action, prompt action by you to refund the prohibited amount will be taken into consideration.

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

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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) 694-1171.

Sincerely,



Kendra A. Hannan
Campaign Finance Analyst
Reports Analysis Division

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**Excessive and/or Prohibited Contributions
Friends of Jason Chaffetz (C00431684)
July Quarterly Report (4/19/10 - 6/30/10)**

**P = Primary Election
G = General Election**

CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Bernie Skoch for Congress Committee	6/21/2010	\$50.00	G2010

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