



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

February 22, 2013

KAREN HERNANDEZ, TREASURER  
JOHN HERNANDEZ FOR CONGRESS 2012  
5599 WEST PINEDALE AVENUE  
FRESNO, CA 93722

**Response Due Date**  
**03/29/2013**

IDENTIFICATION NUMBER: C00511451

REFERENCE: AMENDED OCTOBER QUARTERLY REPORT (07/01/2012 - 09/30/2012),  
RECEIVED 10/16/2012

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 3 item(s):

1. Schedule A of your report discloses one or more contributions that appear to be from a corporation(s) and/or labor organization(s) (see attached). 2 U.S.C. § 441b(a) and 11 CFR § 103.3(b) prohibit the receipt of contributions from corporations and labor organizations unless made from separate segregated funds established by the corporations and labor organizations.

If any apparently prohibited contribution in question was incompletely or incorrectly disclosed, you must amend your original report with clarifying information.

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

If you have not already done so, please inform the Commission of your corrective action immediately in writing 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 is made. (11 CFR § 104.8(d)(4))

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, your prompt action to refund the

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prohibited amount will be taken into consideration.

**2.** The totals listed on Lines 6(a), 6(c), 7(a), 7(c), 11(a)(iii), 11(c), 11(e), 16, 17 and 22, Column B of the Summary and Detailed Summary Pages appear to be incorrect. Column B figures for the Summary and Detailed Summary Pages should equal the sum of the Column B figures on your previous report and the Column A figures on this report. Please file an amendment to your report to correct the Column B discrepancies for this report and all subsequent report(s) which may be affected by this correction. Note that Column B should reflect only the election cycle-to-date totals (11/3/10 through 11/6/12). (2 U.S.C. § 434(b) and 11 CFR § 104.3)

**3.** The beginning cash balance of this report does not equal the ending balance of your July Quarterly Report. Please correct this discrepancy and amend all subsequent reports that may be affected by the correction. (2 U.S.C. § 434(b) (1) and 11 CFR § 104.3(a)(1))

- Your report disclosed a category of financial activity that appears to be disclosed on the wrong line of the Detailed Summary Page. For your information and consideration when preparing future filings, loan repayments to the candidate should be properly disclosed on a separate Schedule B, supporting Line 19(a) of the Detailed Summary Page. Refer to the Form 3 instructions for each line when determining the proper categorization(s) for your next filing. (11 CFR § 104.3(a) and (b))

**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) 694-1161.

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Sincerely,

A handwritten signature in black ink, appearing to read "C Whyrick". The signature is fluid and cursive, with the first letter "C" being particularly large and stylized.

Christopher Whyrick  
Senior Campaign Finance Analyst  
Reports Analysis Division

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**Excessive, Prohibited, and Impermissible Contributions  
John Hernandez for Congress 2012 (C00511451)**

**Contributions from Possible Prohibited Entities**

<b>Contributor Name</b>	<b>Date</b>	<b>Amount</b>	<b>Election</b>
Impress Printing	7/1/12	\$500.00	G2012
Impress Printing	8/1/12	\$500.00	G2012
Impress Printing	9/1/12	\$1,000.00	G2012
Prisa Burger	9/25/12	\$2,000.00	G2012