

This Form 99 is being filed in response to the January 7, 2010 letter from the Federal Election Commission (the Commission) concerning the PAC's 30 Day Post-Special Report (10/15/09-11/23/09). Specifically, the Commission writes that the PAC may have received excessive contributions from three individuals whose contributions were itemized on the above-referenced report. The Commission lists the two contributions made by each of these individuals since the beginning of the year to show that each of them contributed in excess of \$5,000 to the PAC. It should be noted that when viewed separately, none of the contributions made by these individuals exceeds the \$5,000 annual limit. When the two contributions are combined, it may appear as though the individuals contributed in excess of \$5,000 to the PAC during the 2009 calendar year. In the case of each individual who is the subject of the Commission's letter, the first contribution was an earmarked contribution made payable directly to a federal candidate. These contributions were disclosed on the PAC's 12 Day Pre-Special Report with a notation that the contributions were earmarked for a particular candidate. Since the first of the two contributions made by these individuals was earmarked for a particular candidate, these contributions do not apply against the individuals' \$5,000 limit with respect to the PAC. Since the contributions made by these individuals directly to the PAC, which were itemized on the PAC's 30 Day Post-Special Report, do not exceed the annual contribution limit, the PAC did not, in fact, receive any excessive contributions.
