



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

April 27, 2004

Julius L. Chambers, Treasurer
Edwards for President
2300 Rexwoods Drive, Suite 300
Raleigh, NC 27607

Response Due Date:
May 27, 2004

Identification Number: C00384073

Reference: Amended February Monthly Report (1/1/04 -- 1/31/04), received 3/4/04

Dear Mr. Chambers:

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-P of your report discloses one or more contributions that appear to exceed the limits set forth in the Act (see attached). You should examine all of your contributions to check for additional excessive contributions. The Committee's procedures for processing contributions should also be reviewed.

An individual or a political committee other than an authorized committee or qualified multi-candidate committee may not make a contribution to a candidate for federal office in excess of \$2,000 per election. An authorized committee may not make a contribution to a candidate for federal office in excess of \$1,000 per election. A qualified multi-candidate committee and all affiliated committees may not make a contribution(s) to a candidate for federal office in excess of \$5,000 per election. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (2 U.S.C. §441a(a) and (f); 11 CFR §110.1(b), (e) and (k))

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

The Commission notes your request for the redesignation and/or reattribution of some of these contributions. Please be reminded that all refunds, redesignations and reattributions must be made within sixty (60) days of receipt of the contribution. To date, one or more of the apparent excessive contributions have not been refunded, redesignated, or reattributed.

For reattributions, the funds can be retained if within sixty (60) days of receipt the excessive amount was properly reattributed to another person. An excessive contribution is considered properly reattributed if (1) the contributors provide the committee with written documentation, signed by each contributor, authorizing a reattribution and indicating the amount of the contribution to be attributed to each contributor, or (2) the committee reattributes, by presumption, the excessive portion of the contribution if the contribution was made on a written instrument from a joint account and was signed by only one of the account holders. In this case, the treasurer must notify the contributors in writing within 60 days of receiving the contribution that the committee intends to reattribute the excessive portion and must give the contributor who signed the check an opportunity to request a refund. (11 CFR 110.1(k)(3)(ii)(B))

For redesignations, the funds can be retained if within sixty (60) days of receipt the excessive amount is properly redesignated for the candidate's General Election Legal and Accounting Compliance Fund (GELAC). An excessive contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for the GELAC, provided that the new designation does not exceed the limitations on contributions made with respect to that election, or (2) your committee redesignates by presumption the excessive portion of the contribution for the GELAC provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR §110.1(b)(5)(ii)(B)) Please note that you cannot presumptively redesignate an excessive contribution from a multi-candidate committee. (11 CFR §110.1(b)(3)(i)) Please note that Primary contributions redesignated to the

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GELAC must not have been submitted for matching funds in the Primary. Also, a contribution originally designated for the GELAC can only be redesignated to the Primary election to the extent that the contribution does not exceed the committee's net debts outstanding for that election. (11 CFR §9003.3(a)(1)(v))

If the foregoing conditions for reattributions or redesignations are not met within 60 days of receipt, the excessive amount must be refunded. (11 CFR §103.3(b)(1))

Please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks, and/ or letters reattributing or redesignating the contributions in question. Refunds are reported on Line 28 of the Detailed Summary Page and on a supporting Schedule B-P of the report covering the period in which they are made. Redesignations and reattributions are reported as memo entries on Schedule A-P of the report covering the period in which the authorization for the redesignation and/or reattribution is received. (11 CFR §104.8(d)(2), (3) and (4))

The acceptance of excessive contributions is a serious problem. Again, the committee's procedures for processing contributions should be examined and corrected in order to avoid this problem. Although the Commission may take further legal action, prompt action by you to refund or redesignate and/or reattribute of the excessive amount will be taken into consideration.

-Your report discloses a transfer of receipts from Edwards for Senate Committee. You must provide a Memorandum Schedule A-P disclosing the original receipts that are being transferred. Contributions from original contributors whose total contributions to your committee have exceeded \$200 during the election cycle must be itemized on this schedule. The itemization should include the full name, mailing address and zip code of the person, along with the name of his/her employer, the date of the contribution, his/her occupation, the election designation and the election cycle-to-date amount of contributions made by this person. If necessary, please provide a memo Schedule A-P containing the required information. (11 CFR §102.17(c)(8)(i)(B))

-Debt payments for this period (Schedule D-P) are greater than the payments itemized on Schedule B-P. Each expenditure to a person, which in the aggregate exceeds \$200 for the election cycle, must be reported on

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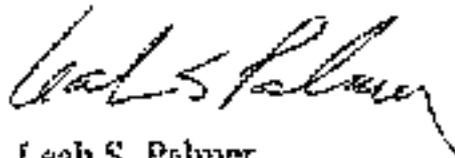
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Schedule B-P. "Person" includes an individual, partnership, corporation, association, and public or private organization -- other than an agency of the United States Government. Please amend your report to correct the discrepancies in the payments made to ACS Sound and Lighting, Action Business Equipment, Dimension Data, Meetup.com, and Verizon. (11 CFR §§104.3(b)(4)(i)(A) and 100.10)

Unlike previous election cycles, 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. Requests for extensions of time in which to respond will not be considered. Failure to comply with the provisions of the Act may 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 contact me on our toll-free number (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division) or my local number (202) 694-1154.

Sincerely,



Leah S. Palmer
Senior Campaign Finance Analyst
Reports Analysis Division

Excessive and/or Prohibited Contributions
 Edwards for President (C00384073)
 Amended February Monthly Report (1/1/04 - 1/31/04)

P = Primary Election
 G = General Election

CONTRIBUTOR NAME	DATE	AMOUNT	ELECTION
Ballard	William L.	02/26/2003	\$ 500.00 P
Ballard	William L.	01/23/2004	\$ 2,000.00 P
Bird	William	02/03/2003	\$ 2,000.00 P
Bird	William	01/05/2004	\$ 250.00 P
Brantley	Chris	09/30/2003	\$ 1,000.00 P
Brantley	Chris	09/30/2003	\$ 250.00 P
Brantley	Chris	12/02/2003	\$ 750.00 P
Brantley	Chris	01/22/2004	\$ 750.00 P
Bronson	Mark	06/30/2003	\$ 2,000.00 P
Bronson	Mark	01/30/2004	\$ 2,000.00 P
Brooks	Eugene	06/16/2003	\$ 1,000.00 P
Brooks	Eugene	01/22/2004	\$ 500.00 P
Brooks	Eugene	01/22/2004	\$ 500.00 P
Brooks	Eugene Clyde	02/19/2003	\$ 500.00 P
Bruigger	Joseph	02/11/2003	\$ 2,000.00 P
Bruigger	Joseph	01/28/2004	\$ 2,000.00 P
Budd	Dorothy A.	01/24/2003	\$ 2,000.00 P
Budd	Dorothy A.	01/23/2004	\$ 2,000.00 P
Butler	James Jr	01/09/2003	\$ 2,000.00 P
Butler	James Jr	01/20/2004	\$ 2,000.00 P
Byers	Shirley C	01/13/2003	\$ 2,000.00 P
Byers	Shirley C	01/16/2004	\$ 1,000.00 P
Carmouche	Donald	03/31/2003	\$ 1,000.00 P
Carmouche	Donald	01/30/2004	\$ 2,000.00 P
Coker	Howard	01/16/2004	\$ 1,500.00 P
Coker	Howard C	03/13/2003	\$ 500.00 P
Coker	Howard C	12/02/2003	\$ 1,000.00 P
Cole	Donna	02/07/2003	\$ 250.00 P
Cole	Donna	02/07/2003	\$ 250.00 P
Cole	Donna	03/31/2003	\$ 2,000.00 P
Cole	Donna	04/16/2003	\$ (250.00) P
Cole	Donna	08/05/2003	\$ 250.00 P
Cole	Donna	01/22/2004	\$ 1,000.00 P

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CONTRIBUTOR NAME		DATE	AMOUNT	ELECTION
Craige	Heather	02/03/2003	\$ 1,000.00	P
Craige	Heather B	09/30/2003	\$ 500.00	P
Craige	Heather B	01/22/2004	\$ 1,000.00	P
Cusack	Daniel	06/30/2003	\$ 1,000.00	P
Cusack	Daniel	01/15/2004	\$ 3,000.00	P
Dark	Clayton E Jr	01/22/2003	\$ 1,000.00	P
Dark	Clayton E Jr	01/16/2004	\$ 1,000.00	P
Dark	Clayton E Jr	01/19/2004	\$ 1,000.00	P
Delaney	Ann	03/21/2003	\$ 250.00	P
Delaney	Ann	08/21/2003	\$ 1,000.00	P
Delaney	Ann	12/05/2003	\$ 250.00	P
DeLaney	Ann	01/28/2004	\$ 750.00	P
Englehart	J Mark	01/22/2003	\$ 500.00	P
Englehart	J Mark	06/18/2003	\$ 500.00	P
Englehart	J Mark	01/02/2004	\$ 200.00	P
Englehart	J Mark	01/30/2004	\$ 1,000.00	P
Ervin	Tom	11/18/2003	\$ 250.00	P
Ervin	Tom	12/31/2003	\$ 1,750.00	P
Ervin	Tom	01/22/2004	\$ 1,750.00	P
Eudy	Kenneth	03/31/2003	\$ 1,000.00	P
Eudy	Kenneth	01/28/2004	\$ 1,000.00	P
Eudy	Kenneth	01/30/2004	\$ 1,000.00	P
Eudy	Kenneth L	09/30/2003	\$ 500.00	P
Garbus	David	03/31/2003	\$ 500.00	P
Garbus	David	09/30/2003	\$ 1,000.00	P
Garbus	David	01/28/2004	\$ 750.00	P
Haas	Charles	09/30/2003	\$ 2,000.00	P
Haas	Charles	01/28/2004	\$ 2,000.00	P
Hnat	Stephen A	01/23/2004	\$ 2,000.00	P
Hnat	Stephen A	01/28/2004	\$ 2,000.00	P
Hoffman	David	06/26/2003	\$ 2,000.00	P
Hoffman	David	01/23/2004	\$ 250.00	P
Howell	John M	01/28/2003	\$ 500.00	P
Howell	John M	03/13/2003	\$ 200.00	P

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Howell	John M	06/26/2003	\$ 400.00 P
Howell	John M	09/30/2003	\$ 100.00 P
Howell	John M	11/04/2003	\$ 500.00 P
Howell	John M	01/20/2004	\$ 400.00 P
Hurst	Andrew	01/29/2003	\$ 250.00 P
Hurst	Andrew	04/18/2003	\$ 250.00 P
Hurst	Andrew	05/27/2003	\$ 200.00 P
Hurst	Andrew	06/30/2003	\$ 1,400.00 P
Hurst	Andrew	01/12/2004	\$ 200.00 P
Hyman	Jerome E	01/22/2004	\$ 2,000.00 P
Hyman	Jerry E	02/11/2003	\$ 500.00 P
Kenneally	Patrick J	02/04/2003	\$ 2,000.00 P
Kenneally	Patrick J	01/28/2004	\$ 2,000.00 P
Latherow	Jerry A	02/04/2003	\$ 2,000.00 P
Latherow	Jerry A	01/28/2004	\$ 1,000.00 P
Lennahan	John Jr	03/31/2003	\$ 666.00 P
Lennahan	John Jr	01/18/2004	\$ 1,500.00 P
Levin	Steve	02/10/2003	\$ 2,000.00 P
Levin	Steve	01/30/2004	\$ 1,000.00 P
McCall	Richard O	01/29/2003	\$ 1,000.00 P
McCall	Richard O	01/20/2004	\$ 2,000.00 P
McClanahan	Susan	01/27/2004	\$ 2,000.00 P
McClanahan	Susan	01/26/2004	\$ 2,000.00 P
McCullough	Michael	02/11/2003	\$ 2,000.00 P
McCullough	Michael	01/28/2004	\$ 2,000.00 P
Montgomery	Courtney E	03/30/2003	\$ 1,000.00 P
Montgomery	Courtney E	01/27/2004	\$ 2,000.00 P
Montroy	Gerald	03/28/2003	\$ 2,000.00 P
Montroy	Gerald	01/20/2004	\$ 1,000.00 P
Murphy	Thomas P Jr	03/27/2003	\$ 2,000.00 P
Murphy	Thomas P Jr	01/16/2004	\$ 1,000.00 P
Murphy	Thomas P Jr	01/16/2004	\$ 1,000.00 P
Olsky	David	08/29/2003	\$ 250.00 P
Olsky	David	12/11/2003	\$ 1,000.00 P

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Olsky	David	01/16/2004	\$ 800.00	P
Power	Joseph A Jr	02/04/2003	\$ 2,000.00	P
Power	Joseph A Jr	01/28/2004	\$ 2,000.00	P
Rasnick	Peter	06/24/2003	\$ 2,000.00	P
Rasnick	Peter	01/12/2004	\$ 1,000.00	P
Sandrich	Jay	08/30/2003	\$ 500.00	P
Sandrich	Jay	01/19/2004	\$ 2,000.00	P
Spodnick	Jonathan	05/30/2003	\$ 500.00	P
Spodnick	Jonathan	08/30/2003	\$ 250.00	P
Spodnick	Jonathan	01/26/2004	\$ 1,500.00	P
Stritmatter	Paul	08/30/2003	\$ 1,000.00	P
Stritmatter	Paul	12/02/2003	\$ 1,000.00	P
Stritmatter	Paul	01/27/2004	\$ 1,000.00	P
Woodson	Frank	01/22/2003	\$ 1,250.00	P
Woodson	Frank	03/31/2003	\$ 500.00	P
Woodson	Frank	05/16/2003	\$ 250.00	P
Woodson	Frank	01/30/2004	\$ 1,250.00	P

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