

Donald M Payne Jr. For Congress
P.O Box 2406
Newark, NJ 07114

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July 8, 2020

William Searles
Campaign Finance Analyst
Reports Analysis Division
Federal Election Commission
Washington D.C 20463

IDENTIFICATION NUMBER: C00519355

REFERENCE: OCTOBER QUARTERLY REPORT (07/01/2019 – 09/30/2019)

Dear Mr. Searles:

We receive the letter dated June 8, 2020, in respect October Quarterly Report (07/01/2019-09/30/2019, which raised some questions and requested additional information on the report.

Schedule A of the Report discloses one or more contributions from an organization, which is not a political committee registered with the Federal Election Commission.

New Jersey State AFL-CIO

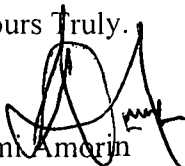
The Campaign receives contributions from local election committees that may not have registered with the Commission; The Campaign traditionally sends confirmation letters to the committee to confirm the following:

- certification that the committee has sufficient federally permissible funds in its account(s)
- certification that the committee has registered/will register with the FEC if the committee's contribution to the Donald M. Payne Jr. for Congress exceeds \$1,000.
- Certification that the committee will file the requisite Form 3X disclosing the committee's contribution to Donald M. Payne, Jr. for Congress if the donation exceeds \$1,000.

We sent a confirmation letter to the New Jersey State AFL-CIO to confirm the above representations and expecting to hear from them.

I trust our explanations have been able to clear your concerns on the report.

Yours Truly,



Fern Amorin
For and on behalf of the Treasurer -
H. O'Neil Williams
Donald M Payne Jr. for Congress.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

June 8, 2020

WILLIAMS H. O'NEIL, TREASURER
DONALD M PAYNE JR FOR CONGRESS
PO BOX 2406
NEWARK, NJ 07114

Response Due Date
07/13/2020

IDENTIFICATION NUMBER: C00519355

REFERENCE: OCTOBER QUARTERLY REPORT (07/01/2019 - 09/30/2019)

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 1 item(s):

- Schedule A of your report discloses one or more contributions from an organization(s) which is not a political committee registered with the Commission (see attached). The Commission notes your additional explanation regarding the committee's corrective action taken for all of these contributions. In order for your committee to accept contributions from unregistered organizations, your committee should take steps to ensure that the contributor(s) used permissible funds to make the contribution(s) to avoid violating 52 U.S.C. §§ 30116(f) and 30118 (formerly 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 30 days of the treasurer becoming aware of the illegality of the contribution. (11 CFR § 103.3(b)(2))

DONALD M PAYNE JR FOR CONGRESS

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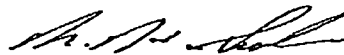
If you have not already done so, please inform the Commission of your corrective action immediately in writing and provide a photocopy of any refund checks. Refunds must be reported on a Schedule B supporting Line 20(b) or (c), as applicable, of the report covering the period in which the refund was made. (11 CFR § 104.8(d)(4))

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, your prompt action 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 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. For information about the report review process or specific filing information for your committee type, please visit www.fec.gov/help-candidates-and-committees. For more information about Requests for Additional Information (RAI), why you received a letter, and how to respond, please visit www.fec.gov/help-candidates-and-committees/request-additional-information. Should you 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) 694-1187.

Sincerely,



William Searles
Campaign Finance Analyst
Reports Analysis Division

**Apparent Excessive, Prohibited, and Impermissible Contributions
Donald M. Payne Jr. for Congress (C00519355)**

Contributions from Possible Unregistered Organizations

Contributor Name	Date	Amount	Election
New Jersey State AFL-CIO	7/24/19	\$5,000.00	P2020

NOT RECORDED IN THE PUBLIC RECORDS

Extremely Urgent

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2020 JUL 16 AM 9:49

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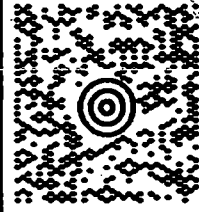
ASSISTANT TO THE TREASURER
(973) 752-6656
FEM1 AMORIN
DONALD H. PAYNE FOR CONGRESS
PO BOX 2406
NEWARK NJ 07114

SHIP WILLIAM SEARLES
TO: REPORT ANALYSIS DIVISION
FEDERAL ELECTION COMMISSION
1050 FIRST STREET, NE
WASHINGTON DC 20002

0.4 LBS LTR 1 OF 1
SHP MT: LTR
DATE: 09 JUL 2020

WASHINGTON DC 20002

MD 201 9-58



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Federal Election Commission
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<input checked="" type="checkbox"/> Overnight Delivery Service (Specify): <u>UPS</u>	Shipping Date <u>7/9/20</u>
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PREPARER: SPM DATE PREPARED: 7/17/20
 (3/2015)

RECEIVED BY: [unclear]