



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

June 5, 2009

Philip Roy Jr., Treasurer
Maine Republican Party
9 Higgins St.
Augusta, ME 04330

Response Due Date:
July 6, 2009

Identification Number: C00003111

Reference: Amended 30 Day Post-General Report (10/16/08-11/24/08), received 5/13/09

Dear Treasurer:

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. **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 10 items:

1. The totals listed on Lines 6(c), 7, 11(a)(iii), 11(b), 11(c), 11(d), 17, 19, 20, 21(a)(i), 21(a)(ii), 21(b), 21(c), 31 and 32, Column B of the Summary and Detailed Summary Pages appear to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Column B totals. Please amend your report and any subsequent reports that may be affected by this correction.
2. The totals listed on Lines 11(a)(i) and 11(a)(ii), Column B of the Detailed Summary Page appear to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Column B totals. When an individual's aggregate exceeds the \$200 threshold, the amount should not be deducted from the Column B figure for Line 11(a)(ii). Please amend your report and any subsequent reports that may be affected by this correction.
3. The beginning cash balance of this report should equal the ending balance of your Amended 12 Day Post-General Report (10/1/08-10/15/08), received 4/28/09. Please clarify this discrepancy and amend any subsequent report(s) that may be affected by this correction.

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4. The outstanding balance of a debt owed to a creditor at the close of one report should be exactly the same as the beginning outstanding balance of the next report. The Amended 12 Day Pre-General Report (10/1/08-10/15/08), received 4/28/09, shows an ending balance to "FLS Connect" of \$314.60, while this report shows a beginning balance of \$4,314.60. Please amend your report to clarify this discrepancy.

5. On Schedule D of your previous report, you disclosed debts owed to "Bangor Letter Shop, Inc.," "Miller, Donna" and "GOP Mail & Print." These obligations, however, have been omitted from this report. Please amend your report to include these debts on Schedule D and Line 10 of the Summary Page. All debts and obligations must be disclosed until extinguished. 11 CFR §104.11

6. Schedule B supporting Line 21(b) of your report discloses payments totaling \$14,312.78 for "POSTAGE," "TV Media buy" and "TV media buy." Expenditures and disbursements for public communications (as defined under 11 CFR §100.26) that refer to a clearly identified candidate for Federal office and that promote, support, attack or oppose any candidate for Federal office, meet the definition of Federal Election Activity under 11 CFR §100.24 and should be disclosed on Schedule B for Line 30(b) along with the identity of the candidate(s).

Further, public communications that meet the definition of Federal Election Activity and that also contain express advocacy as defined under 11 CFR §100.22, but do not meet the conditions of exempt activity, would constitute an in-kind contribution, an independent expenditure or a coordinated party expenditure and should be properly disclosed on a Schedule B, E or F supporting Lines 23, 24 or 25, as appropriate, rather than on Schedule B for Line 30(b). Please clarify if this activity meets the definition of Federal Election Activity or if it contains express advocacy and amend your report to properly disclose this activity, if necessary.

7. Please clarify all expenditures made for "printing tickets for fundraising ev" and "promotional event" on Schedule B. If a portion or all of these expenditures were made on behalf of specifically identified federal candidates, this amount should be disclosed on Schedules B, E or F supporting Lines 23, 24 or 25 and include the amount, name, address and office sought by each candidate. 11 CFR §§104.3(b) and 106.1

8. On Schedule H4, your allocated activity or event year-to-date total calculations for the Administrative category are incorrect. Allocated activity or event year-to-date totals for administrative, voter drive, exempt activity costs and expenses for public communications made by PACs

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referencing only political parties are derived by aggregating all disbursements during the calendar year for each separate category. Allocated activity or event year-to-date totals for fundraising and direct candidate support activities are derived by aggregating all disbursements during the calendar year within a specific event. These should be calculated by adding the latest disbursement for a category or event to the previous event year-to-date total for that category or event. This running event year-to-date total should be disclosed after each disbursement is listed. Please amend your report by providing the correct event year-to-date totals.

9. Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedules B of your report to clarify the following descriptions: "campaign expense," "consultant," "consulting," "convention exp," "Consulting- non event," "GOTV," "production for GOTV," "voter ID," "Voter id" and "walking list." For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

10. Schedule A supporting Line 21(b) discloses transfers-in from the "Republican National Committee" and "Republican National State Election Commi." Schedule B supporting Line 21(b) reflects payments for "campaign signs," "Promotional decals- decals," "stakes and signs for Collins" and "tshirts and decals." Please be advised that a state or local party committee may pay for campaign materials (such as bumper stickers, pins and yard signs) that are distributed by volunteers in connection with activity on behalf of the party's nominees in a general election and voter drive activity on behalf of the party's Presidential and Vice Presidential nominees. Payments for this type of activity are exempt from the definition of a contribution or expenditure if certain conditions are met. The conditions are that no public advertising may be used, including distribution by direct mail (mailings by a commercial vendor or from commercial lists); all funds used for the activity must be permitted under the Act; none of the funds used may have been designated for a particular candidate; and finally, payments for the activity may not be made from transfers-in from the national committee to specifically fund the activity. For further guidance, please refer to 11 CFR §§100.87 and 100.147 and to the Campaign Guide for Party Committees.

Please clarify the nature of the transfer(s)-in and subsequent payments for the aforementioned disbursement(s). If the activity disclosed on your report does not meet the definition of "exempt" activity as described above, any portion of the expenditures made on behalf of specifically identified

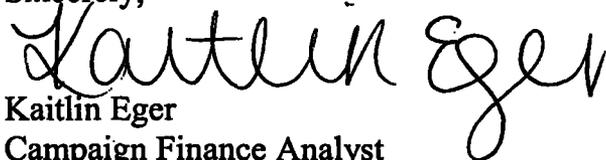
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candidates must be disclosed on Schedule B, E or F supporting Line 23 or 30(b), 24 or 25 of the Detailed Summary Page as appropriate.

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- 1143.

Sincerely,



Kaitlin Eger
Campaign Finance Analyst
Reports Analysis Division

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