

Scott Fletcher Direct Dial: 813-769-7743 scott.fletcher@fowlerwhite.com

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March 5, 2008

Corbin T. Jones Senior Campaign Finance Analyst Federal Election Commission 999 E Street, N.W. Washington, DC 20463

Re: Mid Year report (1/1/07-6/30/07); ID#: C00230516

Dear Mr. Jones:

This letter is in response to the RQ-2 letter dated January 30, 2008 which requested a Schedule A supporting the receipt of \$2,700 from an overpayment to John McCain's Presidential Campaign.

The contribution of \$5,000 was made in error and was made whole by the return of the above mentioned \$2,700 which is the difference in the allowable contribution limit of \$2,300. The mid year report listed \$5,000 on schedule B as the contribution based on the original disbursement.

If you require any further information, please contact me at 813-769-7743

Sincerely, FOWLER WHITE BOGGS BANKER P.A. AND SUNCOAST FEDERAL PAC Scott Fletcher Treasurer

sf Enclosures

FOWLER WHITE BOGGS BANKER P.A.

TAMPA • ST. PETERSBURG • FORT MYERS • TALLAHASSEE • ORLANDO • JACKSONVILLE • FORT LAUDERDALE

RECEIVED FEC MAIL CENTER RQ-2



FEDERAL ELECTION COMMISSION 2008 MAR - 6 PM 1: 12 WASHINGTON, D.C. 20463

January 30, 2008

Scott Fletcher, Treasurer Fowler White Boggs Banker PA and SunCoast Federal Political Action Committee 501 E. Kennedy Boulevard, Suite 1700 Tampa, FL 33602

Response Due Date: March 3, 2008

Identification Number: C00230516

Reference: Mid-Year Report (1/1/07-6/30/07)

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 <u>2</u> items:

1 Please provide a Schedule A to support the entry reported on Line 16 of the Detailed Summary Page. All refunds received from federal candidates and committees must be itemized on Schedule A <u>regardless of the amount</u> of the refund. 2 U.S.C. §434(b)

2 Schedule B of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) prohibits a non-multicandidate political committee and its affiliates, from making a contribution to a candidate for federal office in excess of \$2,300 per election. Please refer to the Campaign Guide for information on how a committee qualifies for multicandidate status.

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

If any contribution you made exceeds the limits, you must request a refund of the excessive amount or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

## FOWLER WHITE BOGGS BANKER PA AND SUNCOAST FEDERAL POLITICAL ACTION COMMITTEE Page 2

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund of the excessive amount.

If your committee has met the criteria for multicandidate status, please file FEC FORM 1M "Notification of Multicandidate Status" with the Commission. The treasurer must file FEC FORM 1M no later than ten (10) calendar days after qualifying for multicandidate committee status. 11 CFR  $\S102.2(a)(3)$ 

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund or redesignation request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.1(b)

Although the Commission may take further legal action regarding the excessive contribution(s), your prompt action in obtaining a refund and/or redesignating the contribution(s) 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.

<u>Electronic filers must file amendments (to include statements, designations and</u> 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) 694-1177.

Sincerely, lorbin J. pnes

Corbin T. Jones Senior Campaign Finance Analyst Reports Analysis Division

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FOWLER WHITE BOGGS BANKER PA AND SUNCOAST FEDERAL POLITICAL ACTION COMMITTEE Page 3

<b>Recipient</b> Name	Date	Amount	Election	Report
John McCain	3/20/07	\$5,000.00	P 2008	2007 Mid-Year

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