

ACT RIGHT LEGAL FOUNDATION

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2013 FEB -6 PM 12: 54 *Public Interest and Fundamental Rights Law Firm*

FEC MAIL CENTER

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Joseph A. Vanderhulst

Of Counsel
J. Christian Adams
Eric C. Bohnet
Cleta Mitchell
Michael Wilkins

February 5, 2013

Mr. Christopher Whyrick
Senior Campaign Finance Analyst
FEC Reports Analysis Division
999 E Street, NW
Washington, DC 20463

Dear Mr. Whyrick,

We have been retained by National Organization for Marriage ("NOM") to respond to the Request for Additional Information dated January 2, 2013. Please accept this letter as an adequate response.

A 48-hour notice was timely filed for the independent expenditure made by NOM on August 24, 2012. On that date, NOM contracted with Mission Public Affairs to make a radio ad buy. The ads aired from August 27 through September 2, 2012, as noted in the "Purpose of Expenditure" section of the 48-hour notices filed. An invoice was provided the same day, August 24, for \$34,000. A 48-hour notice was filed electronically on August 25, 2012, with this amount. NOM was subsequently provided with a revised invoice on August 27, 2012, that included production costs, which were not originally included. An amendment to the 48-hour notice was promptly filed on August 27, 2012, with the new total of \$38,700. The October Quarterly Form 5 report, however, only lists the most recent amended report, so it looks like the expenditure was made on August 24, 2012, and the 48-hour notice not filed until August 27, 2012. Nevertheless, as explained above, a 48-hour report was timely filed. Copies of the 48-hour notices are attached for your convenience.

Please contact us if you have any questions.

Regards,

Joseph A. Vanderhulst

13031034984

FEC FORM 5**REPORT OF INDEPENDENT EXPENDITURES MADE AND CONTRIBUTIONS RECEIVED**

To Be Used by Persons (Other than Political Committees) including Qualified Nonprofit Corporations

1. (a) Name of Individual, Organization or Corporation NATIONAL ORGANIZATION FOR MARRIAGE		3. FEC Identification Number C90011057
(b) Address (number and street) <input type="checkbox"/> check if different than previously reported 2029 K ST., NW STE. 300		
(c) City, State and ZIP Code WASHINGTON DC 20006		
2. Corporate filers only	Is the filer a qualified nonprofit corporation? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Individual filers only	Name of Employer	Occupation

4. TYPE OF REPORT (check appropriate boxes):

(a) ☐ April 15 Quarterly Report☐ July 15 Quarterly Report☐ 24-Hour Report☐ October 15 Quarterly Report☐ January 31 Year-End Report☒ 48-Hour Reportb) Is this Report an amendment? Yes ☒ No ☐

5. COVERING PERIOD: FROM

08/01/2012

THROUGH

08/31/2012

6. TOTAL CONTRIBUTIONS

0.00

7. TOTAL INDEPENDENT EXPENDITURES

38700.00

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, or concert with, or at the request or suggestion of, any candidate or authorized committee or agent of either, or any political party committee or its agent. In addition, (if the independent expenditures reported herein were made by a corporation) I certify that the corporation is a qualified nonprofit corporation under the Commission's regulations.

TYPE OR PRINT NAME OF PERSON COMPLETING FORM

SIGNATURE

DATE

[Electronically Filed]

Brian Stephen Brown

Brian Stephen Brown

08/27/2012

NOTE: Submission of false, erroneous or incomplete information may subject the person signing this report to the penalties of 2 U.S.C. §437g.

For further information, contact:

Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463 Toll Free 800-424-9530, Local 202-694-1100

13031034985

SCHEDULE 5-E
ITEMIZED INDEPENDENT EXPENDITURESPAGE 2 OF 2
FOR LINE 7 OF FORM 5NAME OF FILER (In Full)
NATIONAL ORGANIZATION FOR MARRIAGE

Full Name (Last, First, Middle Initial) of Payee

Date

Mission Public Affairs

Mailing Address
1415 L Street
Suite 1250City State Zip Code
Sacramento CA 95814

Amount

38700.00

Transaction ID : F57.4177

Purpose of Expenditure

Production and radio buy on WFXC-FM and WNNL-FM in
Raleigh, NC to run 8/27-9/2 2012Category/
Type 004Office Sought: ☐ House State: NC
☐ Senate District:
☒ PresidentName of Federal Candidate Supported or Opposed by Expenditure:
BARACK OBAMACheck One: ☐ Support ☒ OpposeCalendar Year-To-Date Per Election
for Office Sought 38700.00Disbursement For: ☐ Primary ☒ General
2012
☐ Other (specify) _____

Full Name (Last, First, Middle Initial) of Payee

Date

Mailing Address

City State Zip Code

Amount

Purpose of Expenditure

Category/
TypeOffice Sought: ☐ House State:
☐ Senate District:
☐ President

Name of Federal Candidate Supported or Opposed by Expenditure:

Check One: ☐ Support ☐ OpposeCalendar Year-To-Date Per Election
for Office SoughtDisbursement For: ☐ Primary ☐ General
☐ Other (specify) _____

Full Name (Last, First, Middle Initial) of Payee

Date

Mailing Address

City State Zip Code

Amount

Purpose of Expenditure

Category/
TypeOffice Sought: ☐ House State:
☐ Senate District:
☐ President

Name of Federal Candidate Supported or Opposed by Expenditure:

Check One: ☐ Support ☐ OpposeCalendar Year-To-Date Per Election
for Office SoughtDisbursement For: ☐ Primary ☐ General
☐ Other (specify) _____

(a) SUBTOTAL of Itemized Independent Expenditures..... 38700.00

(b) SUBTOTAL of Unitemized Independent Expenditures.....

(c) TOTAL Independent Expenditures..... 38700.00
(carry total from last page forward to Line 7)

13031034986

FEC FORM 5**REPORT OF INDEPENDENT EXPENDITURES MADE AND CONTRIBUTIONS RECEIVED**

To Be Used by Persons (Other than Political Committees) including Qualified Nonprofit Corporations

1. (a) Name of Individual, Organization or Corporation NATIONAL ORGANIZATION FOR MARRIAGE		RECEIVED 2013 FEB -6 PM 12:56 FEC MAIL CENTER
(b) Address (number and street) <input type="checkbox"/> check if different than previously reported 2029 K ST., NW STE. 300		
(c) City, State and ZIP Code WASHINGTON DC 20006		
2. Corporate filers only Is the filer a qualified nonprofit corporation? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		3. FEC Identification Number C90011057
Individual filers only Name of Employer		Occupation

4. TYPE OF REPORT (check appropriate boxes):

(a) ☐ April 15 Quarterly Report☐ July 15 Quarterly Report☐ October 15 Quarterly Report☐ January 31 Year-End Report☐ 24-Hour Report☒ 48-Hour Reportb) Is this Report an amendment? Yes ☐ No ☒

5. COVERING PERIOD: FROM

THROUGH

6. TOTAL CONTRIBUTIONS.....

0.00

7. TOTAL INDEPENDENT EXPENDITURES

34000.00

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, or concert with, or at the request or suggestion of, any candidate or authorized committee or agent of either, or any political party committee or its agent. In addition, (if the independent expenditures reported herein were made by a corporation) I certify that the corporation is a qualified nonprofit corporation under the Commission's regulations.

TYPE OR PRINT NAME OF PERSON COMPLETING FORM

SIGNATURE

DATE

Brian Stephen Brown

Brian Stephen Brown

08/25/2012

[Electronically Filed]

NOTE: Submission of false, erroneous or incomplete information may subject the person signing this report to the penalties of 2 U.S.C. §437g.

For further information, contact:

Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463 Toll Free 800-424-9530, Local 202-694-1100

13031034987

SCHEDULE 5-E
ITEMIZED INDEPENDENT EXPENDITURESPAGE 2 OF 2
FOR LINE 7 OF FORM 5

NAME OF FILER (In Full)

NATIONAL ORGANIZATION FOR MARRIAGE

Full Name (Last, First, Middle Initial) of Payee

Mission Public Affairs

Date

08 24 2012

Mailing Address

1415 L Street

Suite 1250

Amount

34000.00

City

State

Zip Code

Sacramento

CA

95814

Transaction ID : F57.4176

Purpose of Expenditure

Production and radio buy on WFXC-FM and WNNL-FM in
Raleigh, NC to run 8/27-9/2 2012Category/
Type

004

Office Sought:

☐ House

State: NC

☐ Senate

District: _____

☒ President

Check One:

☐ Support☒ Oppose

Name of Federal Candidate Supported or Opposed by Expenditure:

BARACK OBAMA

Calendar Year-To-Date Per Election
for Office Sought

34000.00

Disbursement For:

☐ Primary☒ General☐ Other (specify) _____

Full Name (Last, First, Middle Initial) of Payee

Date

Mailing Address

Amount

City

State

Zip Code

Purpose of Expenditure

Category/
Type

Office Sought:

☐ House

State: _____

☐ Senate

District: _____

☐ President

Check One:

☐ Support☐ Oppose

Name of Federal Candidate Supported or Opposed by Expenditure:

Calendar Year-To-Date Per Election
for Office Sought

Disbursement For:

☐ Primary☐ General☐ Other (specify) _____

Full Name (Last, First, Middle Initial) of Payee

Date

Mailing Address

Amount

City

State

Zip Code

Purpose of Expenditure

Category/
Type

Office Sought:

☐ House

State: _____

☐ Senate

District: _____

☐ President

Check One:

☐ Support☐ Oppose

Name of Federal Candidate Supported or Opposed by Expenditure:

Calendar Year-To-Date Per Election
for Office Sought

Disbursement For:

☐ Primary☐ General☐ Other (specify) _____

(a) SUBTOTAL of Itemized Independent Expenditures.....

34000.00

(b) SUBTOTAL of Unitemized Independent Expenditures.....

(c) TOTAL Independent Expenditures.....


34000.00

(carry total from last page forward to Line 7)

13031034988

Federal Election Commission
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS
The FEC added this page to the end of this filing to indicate how it was received.

<input type="checkbox"/> Hand Delivered	Date of Receipt
<input type="checkbox"/> USPS First Class Mail	Postmarked
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Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	
<input type="checkbox"/> USPS Express Mail	Postmarked
<input type="checkbox"/> Postmark Illegible	
<input type="checkbox"/> No Postmark	
<input checked="" type="checkbox"/> Overnight Delivery Service (Specify): <i>Fed Ex</i>	Shipping Date <i>2/5/13</i>
Next Business Day Delivery <input type="checkbox"/>	
<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
<input type="checkbox"/> Received from Electronic Filing Office	Date of Receipt
<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked


PREPARER
(3/2005)

2/7/13
DATE PREPARED

13031034989