

February 22, 2007

Reports Analyst
Reports Analysis Division
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

Identification Number: C00135368

Re: Amended 12 Day Pre-General Report (10/01/2006-10/18/2006)

To Whom It May Concern:

This letter is a response to the inquiry sent on January 26th, 2007 requesting additional information on the following items:

a. Apparent failure to timely report a 48 hour notice for an expenditure to the "Sierra Club" for \$2,891.91 made on 10/13/2006.

In response to item (a), the Sierra Club Political Committee wants to point out the following facts:

" Our 48hr notice and our Pre-General report both has the Sierra Club in-kind List Rental opposing Richard Pombo on 10/13/06.

" Your assessment per the attachment states that the entry was a late 48hr entry perhaps due to the fact the expense was incurred on 10/13/06. However, since the amount of the expense is only \$2,891.91 and does not reach the \$10K threshold for reporting on a 48hr report, no such report was required.

Therefore, no amendment is required.

b. Several discrepancies between 48 hour notices and the corresponding Pre-General Schedule E or Schedule E Memo entry along with Schedule D. Discrepancies are itemized per your attached schedule.

In response to item (b), the following list addresses each issues based on your itemized attached schedule:

" Sierra Club - The amount of \$231.60 was reported in the 24 hour notice as of 10/11/06 for in-kind List Rental.

However, this was a miscalculation of value of the List Rental. Therefore, it was recalculated and reported in the Pre-General as \$186.61 which was reported as of 10/13/06. Since Sierra Club Political Committee cannot amend the 24hr report, we will enter a memo text at the bottom of the Pre-General report explaining the miscalculation and the correct date.

" Eric Antebi - His salary is missing on Schedule E of the Pre-General because the amount related to the 24 hour notice reports activities only from 10/1/06 to 10/11/06. During this period, Eric's salary cumulates to \$865.70 as stated on the 24 hour notice. However in the Pre-General report, Eric's time amounts to \$1,706.58 since it factors all his salary from 10/1/06 to 10/18/06. In summary, his time on the 24 hour notice is embedded on the Pre-General report. Therefore, both reports are correct. No amendment needed concerning this issue.

" Mykel Bybee - The Sierra Club Political Committee received the invoice on 10/18/06; however, the payment was not made until 10/20/06. Therefore, the 24hr report included Myke on the 10/19/06 report, but since the actual cash payment was not until 10/20, it was included in the Post-General (not the Pre-General). No amendment needed concerning this issue.

" Wendee Crofoot - The discrepancy between the 24 hour notice and the Pre-General report is due to the fact her work reported on the 24 hour notice was a member communication. The Sierra Club Political Committee will enter a memo text at the bottom of the Pre-General report explaining the misinformation.

ETEXT ATTACHMENT

" Malchow, Schlackman, Hoppey, & Cooper, Inc. - The invoice date is 10/18/06, however, the payment was not made until 10/20/06. Therefore, the 24hr report included this on the 10/19/06 report, but since the actual cash payment was not until 10/20, it was included in the Post-General (not the Pre-General). This is a matter of invoice vs. actual payment timing difference. No amendment needed concerning this issue.

c. Apparent miscorrelation between 24/48 hour notices and Schedule E.

In response to item (b), due to the expediency of the 24/48 hour notices, the payees of "Mykell Bybee," "Wendee L. Crofoot," "Catherine Duvall," "Greenberg Quinlan Rosner Research," "Rich Kotchmar," "Malchow, Schlackman, Hoppey & Cooper Inc.," "Joanne Tait," "Glen Besa," "GRS Consulting, LLC," "Joshua Low," "Eric Antebi," " Vicky Hoover," and "Loma Prieta Sierra Club" payments was based on the invoice receiving date, while the Pre-General Report has the disbursement on the actual cash disbursement date. No amendments will be made concerning this issue.

If you have any additional questions please contact Gayle Sheehan at (415) 977-5560.

Sincerely,

Catherine Duvall
Sierra Club Political Committee