

MARK C. WEBSTER, TREASURER
KENTUCKIANS TO ELECT A LIBERTARIAN PRESIDENT
P.O. BOX 17411
LOUISVILLE, KENTUCKY 40217

RECEIVED
FEC MAIL ROOM
2000 NOV 27 A 11:55

November 10, 2000

Ms. Colleen E. Manning
Report Analyst
Report Analyst Division
Federal Election Commission
Washington, D.C. 20643

RE: Identification #C00362871
Statement of Organization received 10/20/00

Dear Ms. Manning:

Thank you for your letter of November 1, 2000. Before answering your questions, I thought I would give you a little background so that I can provide your Commission with the information you requested.

In September, 2000, some members of the Libertarian Party of Kentucky created a committee called "Kentuckians to Elect A Libertarian President", for the purpose of raising and spending money to promote the presidential campaign of the Libertarian candidate, Harry Browne.

We raised \$1230.00 and spent \$1200.00 in radio ads. When we hit the threshold of \$1,000.00 in receipts on or about October 20, 2000, we filed the Statement of Organization, which you have written to me about.

Your review of the Statement of Organization raised additional questions concerning the information in the report. In answer to your first question, the words "None" should have been indicated on Line 6. There are no other committees or organizations with which this committee shares control or financing. In fact, we set up the committee to insure that the money we raised in Kentucky would be spent in Kentucky. All the members of Kentuckians to Elect A Libertarian President are members of the Libertarian Party of Kentucky. Neither the National Libertarian Party nor Libertarian Party of Kentucky exerts and financial or voting controls over Kentuckians to Elect A Libertarian President other than in the sense that the local party agreed on the narrow focus of the fund raising efforts and the specific purpose of buying advertising for Harry Browne. If you can do so by this letter, Line 6 of the Statement of Organization already filed should be amended to read: "None."

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I'm not sure how to answer your second question appropriately. I indicated in Line 5(d) of the Statement of Organization that we are a State Committee for the Libertarian Party. The state party has no formal existence or automatic ballot access.

I believe now I should have filed as a non-connected committee because KERP is a political committee that is not a party committee and not an authorized committee of the single candidate we supported. Our KERP account was not a separate segregated fund established by a corporation or labor organization. We received no financial or administrative support from any corporation. We did not put the candidate's name in the name of the committee. When I applied for an EIN, I applied as unconnected committee.

Perhaps in hindsight, it might have been better for KERP to have filed as an unconnected committee because the fund raising efforts for this one specific goal separate from the activities of the Libertarian Party of Kentucky. If I can amend to file as an unconnected committee, please allow me to file the amended FEC1.

Please advise if you need any additional information. In the second to last paragraph of your letter, you state that my committee must petition the Commission for an advisory opinion to determine if it satisfies the criteria for State party status. Please consider this letter such a request if I am not permitted to amend the Statement of Organization.

I will file a FEC form 3x by December 7, 2000.

If you need additional information, please write to me at the above address. You may also call me at home (502/893-0958), or during business hours at my place of employment (502/583-3455).

Sincerely,


Mark Webster

MCW/lm

AMENDED STATEMENT OF ORGANIZATION

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(See reverse side for instructions)

2000 NOV 27 A 11:55

1. (a) NAME OF COMMITTEE IN FULL <input type="checkbox"/> (Check if name is changed) Kentucky's to Elect a Libertarian President	2. DATE October 16, 2000 Amended 11/9/00
(b) Number and Street Address <input type="checkbox"/> (Check if address is changed) PO Box 17411	3. FEC Identification Number C00342871
(c) City, State and ZIP Code Louisville, KY 40217-0411	4. Is This Report An Amendment? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO

6. TYPE OF COMMITTEE (Check one)

- (a) This committee is a principal campaign committee. (Complete the candidate information below.)
- (b) This committee is an authorized committee, and is NOT a principal campaign committee. (Complete the candidate information below.)
- | | | | |
|-------------------|-----------------------------|---------------|----------------|
| Name of Candidate | Candidate Party Affiliation | Office Sought | State/District |
|-------------------|-----------------------------|---------------|----------------|
- (c) This committee ~~supports~~ opposes only one candidate Harry Browne and is NOT an authorized committee.
(name of candidate)
- (d) This committee is a _____ committee of the _____ Party.
(National, State or subordinate) (Democratic, Republican, etc.)
- (e) This committee is a separate segregated fund.
- (f) This committee supports/opposes more than one Federal candidate and is NOT a separate segregated fund or a party committee.

6. Name of Any Connected Organization or Affiliated Committee	Mailing Address and ZIP Code	Relationship
NONE		

Type of Connected Organization
 Corporation Corporation with Capital Stock Labor Organization Membership Organization Trade Association Cooperative

7. Custodian of Records: Identify by name, address (phone number - optional) and position of the person in possession of committee books and records.

Full Name <u>MARK Webster</u>	Mailing Address <u>PO Box 17411 Louisville, Ky 40217</u>	Title or Position <u>Treasurer</u>
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8. Treasurer: List the name and address (phone number - optional) of the treasurer of the committee; and the name and address of any designated agent (e.g., assistant treasurer).

Full Name <u>Mark Webster</u> <u>502 893 0958</u>	Mailing Address <u>P.O. Box 17411</u> <u>Louisville, Ky 40217-0411</u>	Title or Position
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9. Banks or Other Depositories: List all banks or other depositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds.

Name of Bank, Depository, etc. <u>National City Bank of Kentucky</u>	Mailing Address and ZIP Code <u>Louisville, Ky 40202</u>
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I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

TYPE OR PRINT NAME OF TREASURER <u>MARK WEBSTER</u>	SIGNATURE OF TREASURER <u>Mark Webster</u>	DATE <u>11/9/00</u>
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NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. §437g. ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS.

For further information contact
 Federal Election Commission
 Toll-free 800-424-9530
 Local 202-694-1100

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FEC FORM 1
(revised 4/87)

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RQ-1



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mark C. Webster, Treasurer
Kentuckians To Elect A Libertarian
President
P.O. Box 17411
Louisville, KY 40217

NOV 1 2000

Identification Number: C00362871

Reference: Statement of Organization received 10/20/00

Dear Mr. Webster:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Any affiliated or connected organization must be identified on your Statement of Organization. For further guidance on affiliated committees and connected organizations, please refer to 11 CFR §§100.5(g) and 100.6. If there are no other committees or organizations with which you share control or financing, please indicate "None" on Line 6. If you do share control or financing with other committees or organizations, please list their names, addresses, and relationships on Line 6. 11 CFR §102.2

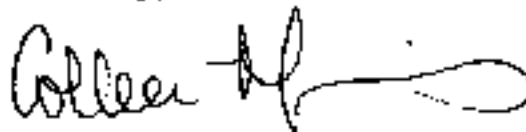
-Your Statement of Organization indicates in Line 5(d) that you are a state committee for the Libertarian Party. A state committee is defined as the organization which, by virtue of the bylaws of a political party, is responsible for the day-to-day operation of such political party at the state level, as determined by the Commission. 2 U.S.C. §431(15)

Please be advised that before using the contribution limits and/or statutes applicable for state parties, your committee must petition the Commission in the form of an advisory opinion to determine if it satisfies the criteria for state party status.

A written response or an amendment to your original report(s) correcting the above

problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,

A handwritten signature in cursive script, appearing to read "Colleen E. Manning". The signature is written in black ink and is positioned above the typed name.

Colleen E. Manning
Reports Analyst
Reports Analysis Division

Federal Election Commission

**ENVELOPE REPLACEMENT PAGE
FOR INCOMING DOCUMENTS**

The Commission has added this page to the end of this filing to indicate how it was received.

<input type="checkbox"/> Hand Delivered	Date of Receipt
<input checked="" type="checkbox"/> First Class Mail	POSTMARKED 11/12/00
<input type="checkbox"/> Registered/Certified Mail	POSTMARKED (R/C)
<input type="checkbox"/> No Postmark	
<input type="checkbox"/> Postmark Illegible	
<input type="checkbox"/> Received from the House office of Records and Registration	Date of Receipt
<input type="checkbox"/> Received from the Senate Office of Public Records	Date of Receipt
<input type="checkbox"/> Other (Specify):	Postmarked and/or Date of Receipt
<input type="checkbox"/> Electronic Filing	
CR	11/27/00
PREPARER	DATE PREPARED