



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

December 20, 2021

TONI DIAN NUNES, TREASURER
DEVIN NUNES CAMPAIGN COMMITTEE
PO BOX 6545
VISALIA, CA 93290-6545

Response Due Date
01/24/2022

IDENTIFICATION NUMBER: C00370056

REFERENCE: AMENDED OCTOBER QUARTERLY REPORT (07/01/2021 - 09/30/2021),
RECEIVED 10/27/2021

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report 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 3 item(s):

1. Schedule B supporting Line 20(a) discloses refunds of contributions that do not appear to have been previously reported by your committee (see attached). This may be caused by the committee not reporting the original contributions, receiving original contributions that were designated to different elections than the refunds, and/or refunding amounts greater than the original contributions. Please amend the appropriate report(s) to disclose the original contributions or provide clarifying information. (52 U.S.C. § 30104(b) (formerly 2 U.S.C. § 434(b)) and 11 CFR § 104.3(a) & (b))
2. The Commission notes disgorgements to U.S. Treasury on Line 20(a) of your report for "Refund: Re-Issue Uncashed Disgorgement Check," "Refund: See Memo Item(s): Disgorgement of Uncashed Refund Check(s)," "Refund: See Memo Items: Disgorgement," and "Refund: Disgorgement of Overlimit Cash Contribution." Please amend your report to identify the original contributions the refunded transactions relate to by itemizing the name of the contributor, date and amount of the original contributions as memo entries on Schedule B. (11 CFR § 104.8(d)(4))
3. For your information and consideration, while it is permissible for a person to make a contribution for the general election prior to the primary election, the recipient committee must employ an acceptable accounting method to distinguish between primary and general election contributions. (11 CFR §

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102.9(e)) This general election amount must be maintained in the committee's account.

Since the candidate is not seeking office and will not participate in the general election, any contribution received for the general election must be returned to the donors, in accordance with 11 CFR § 110.1(b)(3). The use of general election contributions to pay primary debts and obligations is prohibited under the Act as such use could result in individuals making contributions with respect to the primary election in excess of the \$2,900 per election limit.

Any subsequent report(s) filed with the Commission must disclose the refund of any 2022 general election contribution. Refunds must be done within 60 days after the Candidate's announcement not to seek re-election (12/6/21).

- For your information and consideration when preparing future filings, please be advised that contributions received aggregating \$200 or less per individual per election cycle should be reported on Line 11(a)(ii) and are not required to be itemized on Schedule A. Contributions received aggregating over \$200 per individual per election cycle should be reported on Line 11(a)(i) and itemized on Schedule A. (11 CFR § 104.3(a)(4)(i))

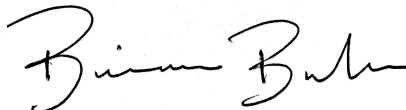
Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions 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. For information about the report review process or specific filing information for your committee type, please visit www.fec.gov/help-candidates-and-committees. For more information about Requests for Additional Information (RFAI), why you received a letter, and how to respond, please visit www.fec.gov/help-candidates-and-committees/request-additional-information. Should you 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) 694-1338.

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Sincerely,

A handwritten signature in black ink, appearing to read "Brian Buhr". The signature is fluid and cursive, with the first name "Brian" and last name "Buhr" clearly distinguishable.

Brian Buhr

Senior Campaign Finance Analyst

Refunds Itemized, No Original Contributions Disclosed
Devin Nunes Campaign Committee (C00370056)

Contributor Name	Date	Amount	Election
Finger, Carl Jr.	7/1/21	\$250.00	P2022
Hong, Steve	7/12/21	\$500.00	P2022
Hong, Steve	7/12/21	\$500.00	P2022