



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

March 24, 2010

Stephen P. Banco, Treasurer
The Surgical Institute of Reading LP-PAC
2752 Century Boulevard
Wyomissing, PA 19610

Response Due Date:
April 28, 2010

Identification Number: C00466771

Reference: Year-End Report (9/9/09-12/31/09)

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 2 items:

1. Schedule A of your report discloses one or more contributions totaling \$12,500.00 from Nueterra Holdings LLC, which appears to be a corporation(s). The Commission notes the memo text attached to the receipt stating, "We received a contribution in error on 10/5/2009 and did not realize that it was a corporation. The \$12,500 will be refunded and that refund will appear on our next report." 2 U.S.C. §441b(a) prohibits the receipt of contributions from corporations unless made from a separate segregated fund established by the corporation.

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

If you have received a prohibited contribution(s), you may have to make a refund. If within 30 days of receipt you (1) transferred the prohibited amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund, you may retain the contribution in an account not used to influence federal elections. Any request from a donor for a refund must be honored.

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If the foregoing conditions for transfers to a non-federal account were not met within 30 days of receipt, the prohibited amount must be refunded. See 11 CFR §103.3(b)(1).

Please inform the Commission of your corrective action promptly in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report covering the period during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of a prohibited contribution, prompt action by your committee to transfer-out or refund the amount will be taken into consideration.

2. Schedule B supporting Line 23 of your report discloses contributions to DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE; however, you have also disclosed "KERRY, JOHN F" and "MENENDEZ, ROBERT" for these transactions. Also, Schedule B supporting Line 23 of your report discloses a contribution to Pennsylvania Victory Fund; however, you have also disclosed "SPECTER, ARLEN" for this transaction. Please clarify whether these were earmarked contribution(s) made by your committee through DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE or Pennsylvania Victory Fund to these candidates, or if you made the contributions to the political committees exercising no direction or control over how the funds were to be used. If the latter is the case, please do not include the candidates' name on your report. Please amend your report to clarify the ultimate recipient of these contribution(s).

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. 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) 694-1140.

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Sincerely,



James McAllister
Campaign Finance Analyst
Reports Analysis Division

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