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NAME OF COMMITTEE (In Full)
Fairness PAC

FEC IDENTIFICATION NUMBER
C00683664

Mailing Address 400 Jay St
Suite 120

City State ZIP Code
Brooklyn NY 11201-5116

Kevin Fortkiewicz
Senior Campaign Finance & Reviewing Analyst
Federal Election Commission
1050 First Street, NE
Washington, D.C. 20463

Dear Mr. Fortkiewicz:

We are responding to your November 17 letter concerning the committee?s receipt of \$123,000 from De Blasio 2020 on June

30. This receipt was a reimbursement by De Blasio 2020 of Fairness PAC for polling expenses that Fairness PAC had incurred for testing-the-waters purposes. The reimbursement was due on June 14 in accordance with 11 C.F.R. ? 110.2(1)(1)(iii)(A) and (2). Absent reimbursement, Fairness PAC could be construed as having made an excessive contribution to De Blasio 2020, which neither committee intended. Accepting the reimbursement, even if untimely, was a compliant action, and the committee completely and correctly disclosed this receipt to the Commission.

Your letter states: ?Alternatively, the funds can be retained if within 60 days of receipt you (1) transferred the excessive 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. Any request from a donor for a refund must be honored. If the foregoing conditions for reattributions or transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded.? August 29 was the date 60 days after the Committee?s receipt of the reimbursement; your letter notifying the committee of this alternative procedure, which we do not readily find in Commission guidance, was sent on November 17. We will undertake appropriate consultations about this alternative.

Sincerely,
Richard Buery
Treasurer