



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

April 11, 2016

DATHAN VOELTER, TREASURER
KEEP THE PROMISE PAC
P.O. BOX 92225
AUSTIN, TX 78709-2225

Response Due Date

05/16/2016

IDENTIFICATION NUMBER: C00575415

REFERENCE: FEBRUARY MONTHLY REPORT (01/01/2016 - 01/31/2016)

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 **8** item(s):

1. Your calculations for Line 8 appear to be incorrect. Cash on hand at the close of the current reporting period should always equal the closing calendar year to date cash on hand amount. Please provide the corrected total on the Summary Page. (52 U.S.C. §30104(b) (formerly 2 U.S.C. § 434(b)))
2. Line 6(a) of the Summary Page represents the total cash-on-hand as of January 1, 2016. Line 6(b) represents the cash on hand at the beginning of the reporting period. These two figures should be the same for the first report of the year. Please clarify this discrepancy and amend any subsequent report(s) that may be affected by this correction. (52 U.S.C. §30104(b)(1) (formerly 2 U.S.C. § 434(b)(1)) and 11 CFR §104.3(a)(1))
3. Column B figures for the Summary and Detailed Summary Page should reflect only the current calendar year 1/1/16 through 1/31/16. Please amend your report to correct this error. (52 U.S.C. §30104(b) (formerly 2 U.S.C. § 434(b)))
4. Itemized disbursements must include a brief statement or description of why each disbursement was made. Please amend Schedule B supporting Line 21(b) of your report to clarify the following description(s): "Event Expense," "PAC Event Expense" and "See Below." For further guidance regarding acceptable purposes of disbursement, please refer to 11 CFR 104.3(b)(3)(i).

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Additional clarification regarding inadequate purposes of disbursement published in the Federal Register can be found at http://www.fec.gov/law/policy/purposeofdisbursement/inadequate_purpose_list_3507.pdf.

5. Schedule E for Line 24 of your report discloses MEMO entries for apparent independent expenditures made on behalf of "Rafael Edward 'Ted' Cruz" during this reporting period. However, a Schedule D supporting Line 10 has not been provided. Please be advised that if a communication is aired in one reporting period and the payment is made in a later reporting period, the independent expenditure should be reported as a memo entry on Schedule E when the communication is publicly disseminated or distributed, and on a Schedule D if it is a reportable debt under 11 CFR §104.11. Subsequently, when the payment for the independent expenditure is made, the report should show a payment on Schedule E and the same payment on Schedule D, if applicable. Please amend your report to clarify this apparent discrepancy. (11 CFR §104.4)

6. The independent expenditure schedule (Schedule E) should disclose the following information: the name and mailing address of the payee, the purpose of the expenditure, the date of payment, the amount of payment, the name and office sought, state and district (if applicable) of the federal candidate, the calendar year-to-date, per election, for office sought total, the election designation, an indication of whether the candidate was supported or opposed and the signature of the treasurer. Please amend Schedule E by providing the state in which the independent expenditure was disseminated. (11 CFR §104.3(b)(3)(vii)) Please be advised that each State's Presidential primary is considered a separate election for purposes of aggregating independent expenditures. Advisory Opinion 2003-40.

7. Schedule E of your report discloses a \$1,650.14 entry paid to "Thomas Graphics, Inc" which appears to inflate your cash on hand. Please be advised that memo entries are used only to provide supplemental information on a reporting schedule. The dollar value of a memo entry should not be included in the total amount for each schedule. Please amend your report to correct this discrepancy. (11 CFR § 104.3(a)(2))

8. Your committee filed 48 hour reports informing the Commission of independent expenditures made in support or opposition of federal candidates with "Advantage Direct" as the payee(s). However, the amounts and dates of

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public dissemination disclosed on these reports do not appear to correlate with the entries on Schedule E, supporting Line 24 for the reporting period. If your committee has filed 48 hour reports supporting independent expenditures not reflected on your reports, you must file Schedule E during the appropriate reporting period to disclose these payments. Please amend your report to clarify this discrepancy and provide further information concerning these reports. (11 CFR §104.4)

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) 694-1157.

Sincerely,



Laura Sinram
Sr. Campaign Finance & Reviewing Analyst
Reports Analysis Division