



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

April 8, 2009

Allison Wright, Treasurer
Hill PAC
1825 K Street, Suite 1000
Washington, DC 20006

Response Due Date:
May 8, 2009

Identification Number: C00363994

Reference: 12 Day Pre-General Report (10/1/08-10/15/08)

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 3 items:

1. Schedule A of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §§110.1(d) and 110.2(d) prohibit a committee and its affiliates from receiving any contribution from another political committee or person in excess of \$5,000 per calendar year.

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

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if within 60 days of receipt, (1) the excessive amount was properly reattributed to another person, such as a joint account holder, by obtaining signed written authorizations from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution. Any request from a donor for a refund must be honored.

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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.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received. Any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution(s), prompt action by your committee to seek reattribution, transfer-out or refund the excessive amount will be taken into consideration.

2. Schedule B supporting Line 23 of your report discloses one or more contributions to a candidate(s) for the 2008 Primary election; however, the funds were disbursed after the election date(s) (see attached). Please note that contributions may not be designated for an election which has already occurred unless the funds are to be used to reduce a candidate committee's debts incurred during that election campaign.

If any apparently impermissible contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If the contribution(s) in question should have been designated for debt retirement, you should amend your report to indicate "debt retirement," along with the year of election.

If you have made an impermissible contribution, you must request a refund or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund.

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Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund or redesignation request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.1(b)

Although the Commission may take further legal action regarding this impermissible activity, your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

3. Your report discloses an outstanding balance(s) beginning this period for a debt(s) owed to "Eiring Consulting", "Occasions Catering", "S&B Public Solution, LLC", "Ryan, Phillips, Utrecht & MacKinnon", and "Mayfield Strategy Group". However, an outstanding balance(s) at the close of the period was not disclosed on your October Monthly Report. Please amend your report(s) to clarify this discrepancy.

-For future reporting purposes, please note that all refunds from federal candidates and political committees should be itemized on Schedule A supporting Line 16. Refunds and rebates from vendors and other sources should be itemized on Schedule A supporting Line 15.

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,

A handwritten signature in black ink, appearing to read "Brian Bennett", with a long horizontal flourish extending to the right.

Brian Bennett
Campaign Finance Analyst
Reports Analysis Division

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Excessive Contribution From a Committee

Contributor Name	Date	Amount	Report
New York Life PAC	07/31/2008	\$5,000.00	2008 August Monthly
New York Life PAC	10/10/2008	\$5,000.00	2008 12 Day Pre-General

Excessive Contribution From an Individual

Contributor Name	Date	Amount	Report
Carl Spielvogel	07/31/2008	\$5,000.00	2008 August Monthly
Carl Spielvogel	10/10/2008	\$5,000.00	2008 12 Day Pre-General
Rosemarie Johnson	09/30/2008	\$5,000.00	2008 October Monthly
Rosemarie Johnson	10/03/2008	\$250.00	2008 12 Day Pre-General

Contribution After Election Date

Recipient Name	Date	Amount	Election	Election State - Date
Friends of Tracey Brooks	10/08/2008	\$2,500.00	P-2008	NY-09/09/2008

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