



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-3

February 13, 2003

Anne Rosenfeld, Treasurer  
Pete King for Congress Committee  
Post Office Box 1428  
Seaford, NY 11783

Identification Number: C00272211

Reference: October Quarterly Report (8/22/02-9/30/02)

Dear Ms. Rosenfeld:

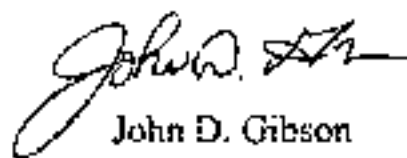
This letter is to inform you that as of February 12, 2003 the Commission has not received your response to our request for additional information, dated January 22, 2003. This notice requests information essential to full public disclosure of your federal election campaign finances. To ensure compliance with the provisions of the Federal Election Campaign Act (the Act), please respond to this request (copy enclosed).

The Commission acknowledges that your Amended October Quarterly Report dated January 15, 2003 corrected the problem related to the Column B discrepancies; however, you still need to address the remaining issues in the letter referenced above. An adequate response must be received at the Commission by March 5, 2003. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond will not be considered.** Failure to provide an adequate response by this date may result in an audit of the committee. 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.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its

entirely, rather than just those portions of the report that are being amended. If you have any questions regarding this matter, please contact Michael Young on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division), our local number is (202) 694-1130.

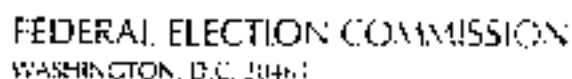
Sincerely,



John D. Gibson  
Assistant Staff Director  
Reports Analysis Division

Enclosure

10/23/03 10:03 AM 2003-04-23 11:00



Anne Rosenfeld, Treasurer  
Pete King For Congress Committee  
Post Office Box 1428  
Seaford, NY 11783

JAN 23 2003

Identification Number: C00272211

Reference: October Quarterly Report (8/22/02-9/30/02)

Dear Ms. Rosenfeld:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report discloses one or more contributions which appear to exceed the limits set forth in the Act (see attached). You should examine all of your contributions to check for additional excessive contributions. The Committee's procedures for processing contributions should also be reviewed.

An individual or a political committee other than a qualified multicandidate committee may not make a contribution to a candidate for federal office in excess of \$1,000 per election. A qualified multicandidate committee and all affiliated committees may not make a contribution(s) to a candidate for federal office in excess of \$5,000 per election. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (2 U.S.C. §441a(a) and (f); 11 CFR §110.1(b), (e) and (k))

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

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If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained within sixty (60) days of receipt if, (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.

Alternatively, the funds can be retained if within sixty (60) days of receipt, the excessive amount was properly designated for a different election, by obtaining signed written authorization from the contributor(s) pursuant to 11 CFR §110.1(b)(5) or §110.2(b)(5). Any request from a donor for a refund must be honored.

If the foregoing conditions for reattributions or redesignations were not met within 60 days of receipt, the excessive amount must be refunded. See 11 CFR §103.3(b)(1).

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any refund and/or any photocopies of letters reattributing or redesignating the contributions in question. Refunds are reported on Line 20 of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations and reattributions are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation and/or reattribution is received. (11 CFR §104.8(d)(2), (3) and (4))

The acceptance of excessive contributions is a serious problem. Again, the committee's procedures for processing contributions should be examined and corrected in order to avoid this problem. Although the Commission may take further legal action, prompt action by you to refund or seek redesignation and/or reattribution of the excessive amount will be taken into consideration.

-Column B figures for the Summary and Detailed Summary Page information should equal the sum of the Column B figures on your previous

## PETE KING FOR CONGRESS COMMITTEE

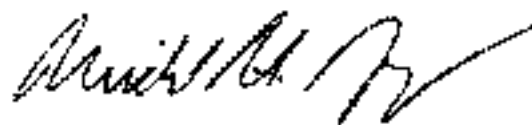
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report and the Column A figures on this report. Please file an amendment to your report to correct the Column B discrepancies for Lines 6(a), 6(c), 11(a)(iii), 11(e), 16 and all subsequent report(s) which may be affected by this correction. Note that Column B should reflect only the election cycle-to-date totals. (2 U.S.C. §434(b))

-Schedule A of your report indicates that your committee may have failed to file one or more of the required 48 hour notices regarding "last minute" contributions received by your committee after the close of books for the 12 Day Pre Primary Report. A principal campaign committee must notify the Commission, in writing, within 48 hours of any contribution of \$1,000 or more received between two and twenty days before an election. These contributions are then reported on the next report required to be filed by the committee. To ensure that the Commission is notified of last minute contributions of \$1,000 or more to your campaign, it is recommended that you review your procedures for checking contributions received during the aforementioned time period. The failure to file 48-hour notices may result in civil money penalties or legal enforcement action. If any contribution of \$1,000 or more was incorrectly reported, you must amend your original report with the clarifying information.

A response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. 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 need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Michael H. Young  
Senior Campaign Finance Analyst  
Reports Analysis Division

**EXCESSIVE  
CONTRIBUTIONS ON  
THE 2002 OCTOBER QUARTERLY  
REPORT**

**P = Primary Election  
G = General Election**

CONTRIBUTOR NAME		DATE	AMOUNT	ELECTION
Boyle	James Mr.	08/28/2002	1000	P
Boyle	James Mr.	08/28/2002	1000	G
Boyle	James P Mr.	08/26/2002	500	P
O'Rourke	Carol Esq.	08/28/2002	1000	P
O'Rourke	Carol Esq.	08/28/2002	1000	P
Colleran		08/28/2002	3000	P
Colleran		08/28/2002	4000	P

08/28/2002 14:00:00

9764 \* 8162 \* 20 \* 22  
22 \* 22 \* 20 \* 22