



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

May 28, 2014

ERIC CAMPBELL, TREASURER
SULLIVAN FOR US SENATE
3705 ARCTIC BLVD #447
ANCHORAGE, AK 99503-5774

Response Due Date
07/02/2014

IDENTIFICATION NUMBER: C00551093

REFERENCE: APRIL QUARTERLY REPORT (01/01/2014 - 03/31/2014)

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. **An adequate response must be received at the Senate Public Records Office by the response date noted above. 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 4 item(s):

1. Schedule A (see attached) discloses a contribution(s) from an individual(s) who has a mailing address outside of the United States of America. Please be advised that 2 U.S.C. §441e(a) and 11 CFR §110.20 prohibit foreign nationals from making contributions in connection with any election for political office or in connection with any primary election, convention, or caucus held to select candidates for any political office.

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

If your committee follows the safe harbor guidelines outlined under 11 CFR §110.20(a)(7) for all contributions received from a foreign address to ensure that the sources of these contributions are not foreign nationals, please provide a detailed description of your procedures. These procedures must be used in all cases where a contributor or donor uses a foreign passport or passport number for identification purposes, provides a foreign address, makes a contribution or donation by means of a check or other written instrument drawn on a foreign bank or by wire transfer from a foreign bank, or resides abroad. A committee is deemed to have conducted a reasonable inquiry into the contributor or donor's nationality if you seek and obtain copies of current and valid U.S.

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passport papers for U.S. citizens. No person may rely on this safe harbor if he or she has actual knowledge that the source of the funds solicited, accepted, or received is a foreign national.

If you have received a contribution from a foreign national, you must refund the impermissible contribution to the donor in accordance with 11 CFR §103.3(b). Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the refund. In addition, any refunds should be disclosed on Schedule B supporting Line 20(a) of the report during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of a prohibited contribution(s), prompt action on your part to refund or provide clarifying information concerning these contributions will be taken into consideration.

2. Schedule A of your report discloses one or more contributions that appear to exceed the limits set forth in the Act (see attached).

An individual or a political committee other than an authorized committee or qualified multi-candidate committee may not make a contribution(s) to a candidate for federal office in excess of \$2,600 per election. An authorized committee may not make a contribution(s) to a candidate for federal office in excess of \$2,000 per election. A qualified multi-candidate 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. If any contribution you received exceeds the limits, you may have to refund the excessive amount.

Excessive contributions may be retained if, within 60 days of receipt, the excessive portions are properly redesignated or reattributed. Guidelines for each option are provided below.

For reattributions, excessive contributions from individuals can be retained if,

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within 60 days of receipt, the excessive amount is properly reattributed to another person. Please note that reattributions only apply to excessive contributions from individuals. An excessive contribution is considered properly reattributed if (1) the contributors provide the committee with written documentation, signed by each contributor, authorizing a reattribution and indicating the amount of the contribution to be attributed to each contributor; or (2) the committee reattributes by presumption the excessive portion of the contribution if the contribution was made on a written instrument from a joint account and was signed by only one of the account holders. In this case, the treasurer must notify the contributors in writing within 60 days of receiving the contribution that the committee intends to reattribute the excessive portion and must give the contributor an opportunity to request a refund. (11 CFR § 110.1(k)(3)(ii)(B))

For redesignations, the funds can be retained if, within 60 days of receipt, the excessive amount is properly redesignated for a different election. An excessive contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election, provided that the new designation does not exceed the limitations on contributions made with respect to that election; or (2) your committee redesignates by presumption the excessive portion of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR § 110.1(b)(5)(ii)(B)) Please note that you cannot presumptively redesignate an excessive contribution from a multi-candidate committee. Also, a contribution can only be redesignated to a previous election to the extent that the contribution does not exceed the committee's net debts outstanding for that election. (11 CFR § 110.1(b)(3)(i))

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

If you have not already done so, please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks and/or letters reattributing or redesignating the contributions in question. Refunds are reported on Line 20(a), (b), or (c), as applicable, of the

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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))

Although the Commission may take further legal action concerning the acceptance of excessive contributions, your prompt action to refund, redesignate, and/or reattribute the excessive amount will be taken into consideration.

3. Schedule B supporting Line 20(a) discloses the refund of a primary contribution to Alfred Hoffman Jr. for \$5,200. However, it appears that this contributor has only contributed \$2,600 to the primary election. Please amend the appropriate report(s) to disclose the original contribution(s) or provide clarifying information. (2 U.S.C. § 434(b) and 11 CFR § 104.3(a) & (b))

4. Schedule A of your report discloses earmarked contributions through a conduit. Please be reminded that when a committee receives an earmarked contribution(s) through an allowable conduit, each individual contribution must be itemized when the individual's total contributions to your committee aggregate over \$200 per election cycle. This itemization must include the full name, address, occupation, and employer of the individual contributor along with the date the contribution(s) was received by the conduit. Any un-itemized contributions received through the conduit must be included in your totals on Line 11(a)(ii) of the Detailed Summary Page.

In addition, information regarding the conduit or intermediary for each contribution must be itemized on Schedule A as a memo entry. The conduit's full name and address (and occupation and employer if the conduit is an individual) must also be provided, along with the date the contribution(s) was received by your committee and the total amount of earmarked contributions received from the conduit.

Please amend your report to disclose the proper format for earmarked contributions received from a conduit or intermediary. You can refer to the FEC Campaign Guide for Congressional Candidates and Committees for further guidance on how to report earmarked contributions through a conduit (11 CFR § 110.6(c)(2))

Please note, you will not receive an additional notice from the Commission on this


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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.**

A written response or an amendment to your original report(s) correcting the above problems should be filed with the Senate Public Records Office. Please contact the Senate Public Records Office at (202) 224-0322 for instructions on how and where to file an amendment. 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) 694-1138.

Sincerely,

A handwritten signature in black ink that reads "Carolina Mongeon". The signature is written in a cursive, flowing style.

Carolina Mongeon
Senior Campaign Finance Analyst
Reports Analysis Division

**Excessive, Prohibited, and Impermissible Contributions
Sullivan for US Senate (C00551093)**

Contributions from Individuals with Foreign Addresses

Contributor Name	Date	Amount	Election
Singer, Gordon	3/31/14	\$2,600.00	G, 2014
Singer, Jennifer	3/31/14	\$2,600.00	P, 2014
Singer, Jennifer	3/31/14	\$2,600.00	G, 2014

Excessive Contributions from Committees

Contributor Name	Date	Amount	Election
Wendy's PAC	3/28/14	\$5,000.00	P, 2014
Wendy's PAC	3/28/14	\$5,000.00	P, 2014
Wendy's PAC	3/28/14	\$5,000.00	P, 2014

Excessive Contributions from Individuals

Contributor Name	Date	Amount	Election
Abramowitz, Kenneth S	1/5/14	\$1,000.00	P, 2014
Abramowitz, Kenneth S	3/31/14	\$1,000.00	P, 2014
Abramowitz, Kenneth S	3/31/14	\$1,000.00	P, 2014
Asness, Carol T	3/31/14	\$2,600.00	P, 2014
Asness, Carol T	3/31/14	\$2,600.00	P, 2014
Crow, Howard D	3/31/14	\$2,600.00	P, 2014
Crow, Howard D	3/31/14	\$2,600.00	P, 2014
Golub, Harvey	3/31/14	\$2,500.00	P, 2014
Golub, Harvey	3/31/14	\$2,500.00	P, 2014
Karman, Christopher J	12/3/13	\$500.00	P, 2014
Karman, Christopher J	12/3/13	\$500.00	P, 2014
Karman, Christopher J	3/6/14	\$2,600.00	P, 2014
Kassel, Terry	3/31/14	\$2,600.00	P, 2014
Kassel, Terry	3/31/14	\$2,600.00	P, 2014
Kohut, Peter S Jr	3/26/14	\$600.00	P, 2014
Kohut, Peter S Jr	3/26/14	\$2,600.00	P, 2014
Mccarthy, Patrick J	12/12/13	\$2,600.00	P, 2014
Mccarthy, Patrick J	1/5/14	\$2,600.00	P, 2014

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Sullivan for US Senate (C00551093)**

Mckenna, Andrew	3/31/14	\$2,600.00	P, 2014
Mckenna, Andrew	3/31/14	\$2,600.00	P, 2014
Musselman, James C	12/13/13	\$1,000.00	G, 2014
Musselman, James C	2/12/14	\$2,400.00	G, 2014
Patterson, David	3/31/14	\$2,600.00	P, 2014
Patterson, David	3/31/14	\$2,600.00	P, 2014
Powers, William C	3/31/14	\$2,600.00	P, 2014
Powers, William C	3/31/14	\$2,600.00	P, 2014
Questrom, Allen I	3/31/14	\$2,600.00	P, 2014
Questrom, Allen I	3/31/14	\$2,600.00	P, 2014
Rastetter, Bruce L	3/31/14	\$2,600.00	P, 2014
Rastetter, Bruce L	3/31/14	\$2,600.00	P, 2014
Ritholz, Richard	3/31/14	\$2,600.00	P, 2014
Ritholz, Richard	3/31/14	\$2,600.00	P, 2014
Silverman, Jeffrey	3/31/14	\$2,600.00	P, 2014
Silverman, Jeffrey	3/31/14	\$2,600.00	P, 2014
Smithburg, Maria	3/31/14	\$2,600.00	P, 2014
Smithburg, Maria	3/31/14	\$2,600.00	P, 2014
Snider, Craig	3/31/14	\$2,600.00	P, 2014
Snider, Craig	3/31/14	\$2,600.00	P, 2014
Stanton, John D	11/3/13	\$500.00	P, 2014
Stanton, John D	12/3/13	\$2,100.00	P, 2014
Stanton, John D	3/22/14	\$100.00	P, 2014
Thaman, Michael H	12/3/13	\$2,600.00	P, 2014
Thaman, Michael	1/15/14	\$2,600.00	P, 2014
Tomao, Sharon	3/31/14	\$1,387.50	P, 2014
Tomao, Sharon	3/31/14	\$1,387.50	P, 2014