



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

RQ-2

June 5, 2024

MRS. KELLY LAWLER, TREASURER
YOUNG KIM FOR CONGRESS
PO BOX 17490
ANAHEIM, CA 92817

Response Due Date
07/10/2024

IDENTIFICATION NUMBER: C00665638

REFERENCE: APRIL QUARTERLY REPORT (02/15/2024 - 03/31/2024)

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 4 item(s):

1. Schedule A of your report discloses one or more contributions that appear to be from a corporation(s) and/or labor organization(s) (see attached). 52 U.S.C. § 30118(a) (formerly 2 U.S.C. § 441b(a)) and 11 CFR § 103.3(b) prohibit the receipt of contributions from corporations and labor organizations unless made from separate segregated funds established by the corporations and labor organizations.

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

If you have received prohibited contributions, you must make a refund within 30 days of the treasurer becoming aware of the illegality of the contribution. (11 CFR § 103.3(b)(1) and (2))

If you have not already done so, please inform the Commission of your corrective action immediately in writing and provide a photocopy of any refund checks. Refunds must be reported on a Schedule B supporting Line 20(a) of the report covering the period in which the refund is made. (11 CFR § 104.8(d)(4))

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, your prompt action to refund the prohibited amount will be taken into consideration.

YOUNG KIM FOR CONGRESS

Page 2 of 7

2. Schedule A of your report discloses one or more contributions that appear to exceed the limits set forth in the Act (see attached). The Commission notes your additional explanation regarding the committee's corrective action taken for **some** of these contributions.

An individual or a political committee other than an authorized committee or a qualified multi-candidate committee may not make a contribution(s) to a candidate for federal office in excess of \$3,300 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. (52 U.S.C. § 30116(a) and (f) (formerly 2 U.S.C. § 441a(a) and (f)); 11 CFR §§ 110.1(b), (e) and (k), and 102.13(c))

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

Please be reminded that all refunds, redesignations and reattributions must be made within 60 days of receipt of the contribution. To date, one or more of the apparent excessive contributions have not been refunded, redesignated, or reattributed.

For reattributions, the funds can be retained if, within 60 days of receipt, the excessive amount was properly reattributed to another person. 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 who signed the check 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 was properly designated for a different election. An excessive

YOUNG KIM FOR CONGRESS

Page 3 of 7

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) the 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)) 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, the excessive amount must be refunded. (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 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 or redesignate and/or reattribute the excessive amount will be taken into consideration.

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

No political committee other than a qualified multi-candidate committee may make contributions to a candidate for federal office in excess of \$3,300 per election. The attached PACs did not meet the requirements for qualified multi-candidate status as of the date the contribution(s) was made to your committee. 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

YOUNG KIM FOR CONGRESS

Page 4 of 7

influencing any election for federal office. (52 U.S.C. § 30116(a) and (f) (formerly 2 U.S.C. § 441a(a) and (f)); 11 CFR § 110.1(b))

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(s) you received exceeds the limits, you may have to refund the excessive amount. 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) the 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)) A contribution can only be redesignated to a previous election to the extent that the contribution does not exceed net debts outstanding for that election. (11 CFR § 110.1(b)(3)(i))

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 redesignating the contributions in question. Refunds are reported on Line 20(a), (b), or (c), as applicable, of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation 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 or redesignate the excessive amount will be taken into consideration.

4. Schedule A of your report discloses one or more contributions received after the **2024 primary** election that are designated for the **2024 primary**. These contributions may only be accepted to the extent that the committee has net debts outstanding from the **2024 primary** election. For more information on how to calculate net debts outstanding, please see page 30 of the Campaign

YOUNG KIM FOR CONGRESS

Page 5 of 7

Guide for Congressional Candidates and Committees, which is available online at <https://www.fec.gov/resources/cms-content/documents/candgui.pdf>. (11 CFR § 110.1(b)(3)(i))

A contribution is considered made when the contributor relinquishes control over the contribution. A contributor shall be considered to have relinquished control over the contribution when it is delivered to the candidate, when it is delivered to an authorized committee of the candidate, or to an agent of an authorized committee of the candidate. A contribution that is mailed to any of the aforementioned recipients will be considered made on the date of the postmark. Envelopes should be retained for the committee's records. (11 CFR § 110.1(b)(6))

If any contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information. If a contribution was made by the contributor before or on the date of the applicable election, please amend your report to indicate this using memo text, or provide this information in a Miscellaneous Document (Form 99 for electronic filers). If a contribution was received before or on the date of the applicable election by a joint fundraising representative and then transferred to your committee after the election, please ensure that you have reported the original date of receipt of the contribution by the joint fundraising representative in a memo entry supporting the transfer.

If a contribution exceeds the amount of net debts outstanding from the **2024 primary** election, you may have to refund or redesignate the contribution.

The funds can be retained if, within 60 days of receipt, the excessive amount was 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) the 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))

YOUNG KIM FOR CONGRESS

Page 6 of 7

If the foregoing conditions for redesignations are not met within 60 days of receipt, the excessive amount must be refunded. See 11 CFR § 103.3(b)(3).

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 redesignating the contributions in question. Refunds are reported on Line 20(a), (b) or (c), as applicable, of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation 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 or redesignate the excessive amount will be taken into consideration.

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. For information about the report review process or specific filing information for your committee type, please visit www.fec.gov/help-candidates-and-committees. For more information about Requests for Additional Information (RAI), why you received a letter, and how to respond, please visit www.fec.gov/help-candidates-and-committees/request-additional-information. Should you 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) 694-1252.

YOUNG KIM FOR CONGRESS

Page 7 of 7

Sincerely,

A handwritten signature in dark ink, appearing to read "Ian Pritchard", with a stylized flourish at the end.

Ian Pritchard
Campaign Finance Analyst

455

Apparent Excessive, Prohibited, and Impermissible Contributions
Young Kim for Congress (C00665638)

Apparent Excessive Contributions from Individuals

Contributor Name	Date	Amount	Election
Lutnick, Howard W	2/1/24	\$3,300.00	G2024
Lutnick, Howard W	2/21/24	\$2,196.00	G2024
Moeller, Marsha	6/30/23	\$3,300.00	G2024
Moeller, Marsha	3/19/24	\$2,200.00	G2024
Rabois, Keith	2/12/24	\$3,300.00	P2024
Rabois, Keith	2/16/24	\$3,300.00	P2024
Rabois, Keith	2/29/24	\$3,300.00	P2024
Rabois, Keith	2/16/24	\$3,300.00	G2024
Rabois, Keith	2/29/24	\$1,107.41	G2024
Silverman, Jeffrey	10/17/23	\$6,600.00	P2024
Silverman, Jeffrey	10/17/23	-\$3,300.00	P2024
Silverman, Jeffrey	2/19/24	\$6,600.00	P2024
Smith, David	3/19/24	\$156.15	G2024
Smith, David	3/19/24	\$80.00	G2024
Smith, David	3/19/24	\$150.00	G2024
Smith, David	3/19/24	\$30.00	G2024
Smith, David	3/19/24	\$80.00	G2024
Smith, David	3/19/24	\$80.00	G2024
Smith, David	3/19/24	\$30.00	G2024
Smith, David	3/19/24	\$80.00	G2024
Smith, David	3/19/24	\$80.00	G2024
Smith, David	3/19/24	\$30.00	G2024
Smith, David	3/19/24	\$60.00	G2024
Smith, David	3/19/24	\$150.00	G2024
Smith, David	3/19/24	\$4.17	G2024
Smith, David	3/19/24	\$30.00	G2024
Smith, David	3/20/24	\$0.84	G2024
Smith, David	3/21/24	\$0.09	G2024
Smith, David	3/25/24	\$9.00	G2024
Smith, David	3/25/24	\$10.00	G2024
Smith, David	3/25/24	\$10.00	G2024
Smith, David	3/26/24	\$30.00	G2024
Smith, David	3/26/24	\$50.00	G2024

Apparent Excessive, Prohibited, and Impermissible Contributions
Young Kim for Congress (C00665638)

Smith, David	3/26/24	\$30.00	G2024
Smith, David	3/26/24	\$52.05	G2024
Smith, David	3/26/24	\$30.00	G2024
Smith, David	3/26/24	\$30.00	G2024
Smith, David	3/26/24	\$30.00	G2024
Smith, David	3/27/24	\$1,145.12	G2024
Smith, David	3/27/24	\$4.17	G2024
Smith, David	3/27/24	\$10.00	G2024
Smith, David	3/27/24	\$10.00	G2024
Smith, David	3/27/24	\$1,100.00	G2024
Smith, David	3/27/24	\$520.51	G2024
Stern, Elizabeth May	12/6/23	\$3,300.00	G2024
Stern, Elizabeth May	3/22/24	\$3,300.00	G2024

Apparent Excessive Contributions from Committees

Contributor Name	Date	Amount	Election
American Israel Public Affairs Committee Political Action Committee	10/18/23	\$3,300.00	G2024
American Israel Public Affairs Committee Political Action Committee	3/29/24	\$5,000.00	G2024

Apparent Excessive Contributions from Committees not Qualified for Multi-Candidate Status

Contributor Name	Date	Amount	Election
Freedom Force PAC	4/11/23	\$2,900.00	G2024
Freedom Force PAC	3/8/24	\$800.00	G2024
Six Political Action Committee	3/31/23	\$1,000.00	P2024
Six Political Action Committee	6/30/23	\$1,000.00	P2024
Six Political Action Committee	12/19/23	\$1,500.00	P2024
Six Political Action Committee	3/5/24	\$1,500.00	P2024

Contributions from Possible Prohibited Entities

Contributor Name	Date	Amount	Election
AT&T Inc & Its Affiliates	3/5/24	\$3,000.00	P2024