MEMORANDUM

TO: THE COMMISSION
STAFF DIRECTOR
GENERAL COUNSEL
FEC PRESS OFFICE
FEC DISCLOSURE

FROM: OFFICE OF THE COMMISSION SECRETARY

DATE: June 27, 2005

SUBJECT: *Ex Parte* Contact Regarding the Final Rules and Explanation and Justification on Payroll Deductions by Member Corporations for Contributions to a Trade Association's Separate Segregated Fund (11 CFR Part 114)

Attached is a memorandum from Chairman Thomas regarding the above-captioned matter.

Attachment
MEMORANDUM

TO: Mary W. Dove
 Commission Secretary

FROM: Scott E. Thomas
 Chairman

SUBJECT: Ex parte contact

On June 22, 2005, Larry Gold called. He indicated he had read my alternative draft for the final rule and E &J regarding use of payroll deduction for trade association PAC fundraising. He noted I had not made mention of the fact that the OGC draft labels the use of payroll deduction at a member corporation as something other than a method of facilitating the making of contributions. He said the legislative history, regulation history, as well as Commission precedent all make clear that payroll deduction is to be considered a method of facilitating the making of contributions.