Via e-mail
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Supplement to AOR 2001-12

September 18, 2001

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2001 SEP 19 A 10: 49

Mr. Lawrence H. Norton
General Counsel
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

Re: AOR 2001-12
Clarification Regarding Request of Advisory Opinion

Dear Mr. Norton:

I represent the Democratic Party of Wisconsin (the "DPW") regarding the above-referenced matter. Your office recently contacted the DPW and requested additional information as to what capital expenditures DPW wished to make using monies from its Building Fund.

DPW is in the preliminary stage of its building project. DPW has not decided whether to build a new building or purchase and renovate an existing building. Furthermore, DPW has not yet consulted an architectural planner. However, DPW's intended actions and conditions are substantially identical to those set forth in Advisory Opinions 2001-1 and 1998-7. *See also* Advisory Opinions: 1997-14, 1996-8, 1993-9, 1991-5, 1986-40, and 1983-8.

DPW intends to use the building funds for the cost of the acquisition, construction, or erection of a building for the party headquarters and for any necessary repairs and improvements to the building. This may include but

is not limited to construction of a new roof, the installation of electrical and telephone wiring, plumbing and any expansion of the size of the building and the number of rooms within the building.

DPW intends to use Building Fund monies to hire an architect's services and a construction manager. DPW also intends to use funds from the Building Fund for the purchase of office machinery, equipment, furniture and fixtures and similar property.

DPW will use Building Fund monies to cover the salary or fee of an employee or consultant whose sole responsibility is raising funds for the office building fund and for any other related fundraising expenses solely related to the raising of funds for the office building fund.

DPW will not use Building Fund monies to pay for building maintenance, utility, office equipment expenses and other administrative expenses of the party headquarters. *See* Advisory Opinion1998-12.

It is DPW's position that its situation is materially indistinguishable from those described in Advisory Opinions 2001-1 and 1998-7. Please do not hesitate to contact me should you require any additional information.

Very Truly Yours,

Michael S. Maistelman
Attorney for Democratic Party of Wisconsin

Cc: Linda Honold
Steve Kean