



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

JAN 28 2004

The Honorable Thurbert E. Baker
Office of the Attorney General of Georgia
40 Capitol Square, S.W.
Atlanta, GA 30334

Re: MUR 5402

Dear Mr. Attorney General:

On January 27, 2004, Jeff Milstein, during a telephone conversation, informed Alva Smith of a typographical error in our letter dated January 16, 2004. Please accept our apologies. This letter corrects the January 16, 2004, letter.

The Federal Election Commission received a complaint that indicates that the Office of the Governor and the State of Georgia, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was enclosed with the January 16, 2004, letter. We have numbered this matter MUR 5402. Please refer to this number in all future correspondence.

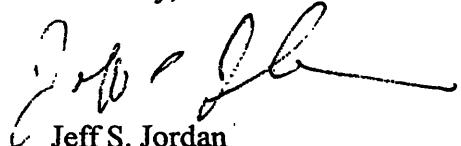
Under the Act you have the opportunity to demonstrate in writing that no action should be taken against the Office of the Governor and the State of Georgia in this matter. Please submit any factual or legal materials that you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

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I appreciate your cooperation and understanding. If you have additional concerns, please contact Alva E. Smith at (202) 694-1650 or toll free at 1-800-424-9530.

Sincerely,



Jeff S. Jordan
Supervisory Attorney
Complaints Examination &
Legal Administration