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August 17, 2004

BY HAND DELIVERY

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

**Re: MUR 5476: Democratic Congressional Campaign Committee
C00000935**

Dear Mr. Norton:

On behalf of the Democratic Congressional Campaign Committee ("DCCC"), and James J. Bonham as Treasurer (collectively, the "Committee"), this letter is submitted in response to the complaint filed by the Charities Bureau of the Department of Law of the State of New York dated June 28, 2004 (the "Complaint"). For the reasons set forth below, the Federal Election Commission should find no reason to believe that the Committee violated the Federal Election Campaign Act of 1971, as amended, or the Commission's regulations, and it should dismiss this matter.

The Complaint notes a series of political donations made by the Harold & Marian B. Coleman Charitable Foundation, Inc. (the "Foundation"). These donations were reported in the Internal Revenue Service (IRS) Form 990-PF, from the years 1998-2003. According to the IRS forms and the Complaint, the Foundation made three donations to the DCCC between 1999 and 2002, and one donation to the "Democratic Nat'l Congressional Comm" in the fiscal year ending in 2001.

When the events in this matter transpired – before passage of the Bipartisan Campaign Reform Act of 2002 – DCCC had both federal and non-federal accounts. Each of the donations at issue here was deposited into the DCCC's non-federal accounts, and each was made before November 6, 2002, when BCRA took effect; the last donation of \$100 was received on October 15, 2002. The one donation that exceeded the \$200 itemization threshold – a \$250 donation received on November 7,

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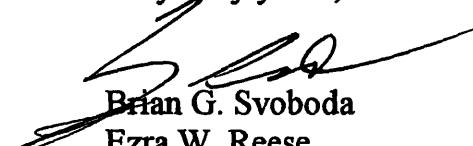
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2000 – was disclosed on the DCCC's nonfederal Schedule A as a receipt from "Coleman Foundation, Inc." (See Attachment.)

The complaint presents no facts to suggest – and the DCCC has no reason to believe – that these funds came from any of the few sources that would have been prohibited to the DCCC's nonfederal account at the time, such as a foreign national or corporation chartered by Act of Congress.

Thus, all of the facts demonstrate that the donations in question were legally made to and deposited by the DCCC, which at the time was permitted to raise and spend nonfederal funds. For these reasons, the Commission should not take further action on the Complaint in this matter against the Committee, and should close the file.

Very truly yours,


Brian G. Svoboda
Ezra W. Reese
Counsel to the Committee

ATTACHMENT

24-19-025-4674

ATTACHMENT A

MEMO ENTRY
Itemized Non-federal Receipts
Period From 10/19/2000 to 11/27/2000

Including direct contributions & Harriman Communications Center Revenue

Name & Address	Employer & Occupation	Date	Amount	Aggregate YTD
Byron D. Neely, MD., PA 4314 Medical Parkway, Ste. 201 Austin, TX 78756		10/31/2000	\$1,000.00	\$1,000.00
C.G. Electric Inc. 2 Boxer Blvd Tewksbury, MA 01876		10/31/2000	\$350.00	\$350.00
California Cable Television Association, Inc. P.O. Box 11080 Oakland, CA 94611		11/01/2000	\$10,000.00	\$16,000.00
California Waste Solutions, Inc. 1820 10th Street Oakland, CA 94607		11/01/2000	\$1,000.00	\$1,000.00
Choice Communications, Inc. 1604 Ownby Lane Richmond, VA 23220		11/03/2000	\$2,500.00	\$2,500.00
Coleman Foundation, Inc. 14 Springhill Dr. West Orange, NJ 07052		11/07/2000	\$250.00	\$250.00

Subtotal of receipts for this page

\$15,100.00