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November 27, 2009

Lynn M. Fraser
Director
Federal Election Commission
Alternate Dispute Resolution Office
999 E Street N.W.
Washington, DC 20463

Re: ADR 519 (RAD 09L-39)

Dear Ms. Fraser:

I am in receipt of your letter dated November 10, 2009 and postmarked November 13, 2009. It was not received until November 20, 2009.

The following is the Tedisco for Congress response:

The April quarterly report covering the period of 3/12- 3/31/09 was due on 4/20/09. It was filed in a timely manner. While preparing the next filing- the Post Special Election report covering the period of 4/1-4/20/09, it was discovered that there was an error in the April Quarterly report in that online contributions did not import properly. This error was corrected immediately and the April Quarterly report was amended on 4/30; the same day our Post Special Report was filed. We found the error, we immediately corrected it and filed an amendment -without any prompting from the FEC.

We were sent two inquiries from the FEC dated June 16 pertaining to the April filings. The response due date for the inquiries was July 22, 2009.

These inquiries were not received in the mail even though a post office request to forward mail addressed to the campaign had been filed. The inquiry was discovered by looking at our public record on the FEC website. The one remaining campaign staffer was trying to look up information on the joint fundraising committee to see if it had been closed as she was anticipating our July 15th report and to that point hadn't received anything from joint committee. She then looked at our public record by chance and found that we had been mailed inquiries. She assumed they had been delayed in the mail because of the forwarding order. However, she printed them and sought advice on how to respond.

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The inquiries pertained to the increase of receipts in the amendment to the April quarterly report and several contributions received in the 48 hour period. As to the latter issue, we responded that partnerships that sent in over \$1000 had been reported under the name of the individual associated with the partnership, as required, and then in the next subsequent full report, we showed the association with the partnership.

We did fail to file a 48 hour notice for one individual - David Putnam -which was an online contribution-of which we apparently did not get a timely online contribution report. The contribution was reported in the full report.

Tedisco for Congress timely responded to questions regarding the Post Special report covering the period 4/1-4/20 as to whether the designation of certain contributions to the Special Election fund should be clarified as Tedisco Ballot Integrity Fund.

Tedisco for Congress then amended the Post Special Report to further clarify the designations inquired about. The response included an explanation of the receipt error- software importation error and the fact that we had amended the 4/30 filing to show clearer designations between the Special Election and Tedisco Ballot Integrity funds. We also gave a detailed report on the 48 hour notices for which clarification was requested.

On July 17, 2009, a hard copy of the June 16th letter was mailed to Tedisco For Congress at its Schenectady PO Box with a note enclosed to the effect that the FEC discovered through mail forwarding that our address had changed and that we needed to file an address change with the FEC. At this point, we had already responded to the inquiries and our responses were already on the public record. An address change was filed immediately after receiving this note in the mail.

On August 31, 2009, Amanda Iovino, the FEC analyst assigned to us, said that even though we had replied to the initial letter, we should file another response further clarifying the matter so it would go on the public record that we had responded to the inquiry that was re-mailed. As requested, a second response was filed on 9/4.

On October 14, 2009, Amanda Iovino instructed the Tedisco staffer how to file the termination report and advised that it should show the amount of debt remaining and should include a debt forgiveness letter. The termination report has been filed and we are currently awaiting response from the FEC on the status of the termination.

As can be seen, Tedisco for Congress has fully cooperated with the FEC and has promptly responded to all inquiries. All of the Tedisco for Congress reports and responses were timely filed. Tedisco for Congress has not has any prior reporting violations and has filed a termination report.

The one true reporting error, a missing 48 hour notice for one contributor, was due to the late receipt of an online donation and that error was immediately rectified in the full report.

In light of Tedisco for Congress's good faith efforts and the above-listed factors, I would suggest that the termination report be accepted and this matter closed. In the alternative, we could discuss the possibility of an agreement containing no admission of guilt and payment in lieu of a fine equivalent to that which would be assessed on a late filer of Non-Election Sensitive Report with relatively little activity and no violations.

I will be out of the country on vacation from November 28 through December 12, 2009, but would be pleased to discuss this matter with you upon my return. I am free the afternoons of December 15, 17, 18, 21, 22, 23, 28, 29 or 30, 2009.

Very truly yours,



Michael R. Cuevas

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