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HOLTZMAN VOGEL JOSEFIAK PLLC

2012 MAY -9 PM 4: 16

2012 MAY 11 *Attorneys at Law*

SENSITIVE

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May 9, 2012

Federal Election Commission
Office of General Counsel
999 E Street, NW
Washington, DC 20463

PRE-MUR # 536

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
2012 MAY -9 PM 4: 19

Re: *Sua Sponte* Submission

To Whom It May Concern:

The Common Sense Movement, by and through the undersigned counsel, does hereby bring the following matter to the attention of the Federal Election Commission pursuant to the Commission's Policy Regarding Self-Reporting of Campaign Finance Violations (*Sua Sponte* Submissions), 72 Fed. Reg. 16,695 (April 5, 2007).

The Common Sense Movement produced and distributed a broadcast advertisement that was an independent expenditures within 20 days of the Pennsylvania primary election and did not file FEC Form 5 within 24 hours of public dissemination. The Common Sense Movement now submits the attached FEC Form 5.

The advertisement was distributed within Pennsylvania and advocated the election of Representative Tim Holden. The advertisements aired from April 17 – 22, 2012, during the 24 hour independent expenditures reporting period in Pennsylvania for the Congressional primary (April 24, 2012). Accordingly, The Common Sense Movement was required to file Form 5 by Wednesday, April 18, 2012. However, this filing was overlooked, and was filed today as soon as possible after learning of the oversight.

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Due in significant part to this oversight, the broadcast advertisement did not include the complete disclaimer required for an independent expenditure pursuant to 11 C.F.R. § 110.11. Specifically, the ad failed to include a statement that "Common Sense Movement is responsible for the content of this advertising."

Copies of the filings are attached. The Common Sense Movement intends to cooperate fully with the Commission in resolving this matter.

Sincerely,



Jason Torchinsky

P. Christopher Winkelman

Counsel to Common Sense Movement

Enclosures

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