

# Dan Burton

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Mr Lawrence M. Noble  
General Counsel  
Federal Election Commission  
999 E Street, N W  
Washington, D C. 20463

Dear Mr. Noble:

AOR 1992-14

I am writing to request an advisory opinion from the Federal Election Commission

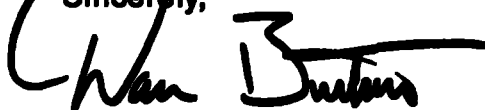
It is my desire that, in the event of my untimely demise, my campaign treasurer transfer any excess campaign funds to a nonprofit, tax-exempt foundation to be established to provide annual scholarships to eligible students (or to make grants to colleges or other charitable organizations) I wish to prepare written instructions now to designate that such use be made of these campaign funds upon my unforeseen death

These instructions would not involve any testamentary device, and my personal estate would receive no direct or indirect benefit from this foundation

The charitable purpose to which I would like my campaign funds devoted in the event of my death seems clearly permitted under the Federal Election Campaign Act request an Advisory Opinion as to whether the Act and Commission regulations permit me to designate in advance that such use be made of campaign funds upon my death (irrespective of any tax or estate law considerations outside the Commission's jurisdiction).

Thank you for your assistance If I can provide you with further information or assistance concerning this matter, please do not hesitate to contact me

Sincerely,



Dan Burton  
Member of Congress

DB/kb

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