

LEVIN

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Carlyle C. Ring, Jr.
Vice President and General Counsel

SEQUA

VIA FAX

June 22, 1994

**Commission Secretary
Federal Election Commission
999 E Street, NW
Washington, DC 20463**

Atlantic Research Corporation (ARC) has two comments on draft advisory opinion 1994-16.

1. With regard to the question of whether ARC PAC may transfer the funds directly to CSC for refund to the individual CSC employees, you state "Because the refunds may be made directly to the employees, this alternative is unnecessary." However, you do not state that it is not permitted. We may wish to use his approach, and request that it be clearly stated in the advisory opinion whether or not it is permitted.

2. With regard to the question of how amounts may be returned to the individual contributors, you state "ARC PAC may apply a last contributed/first returned approach in order to ascertain the donors of contributions in the subfund." ARC would like to receive specific guidance from the Commission as to whether last contributed/first returned is the procedure the Commission would mandate for the refunds, or whether some other procedure is preferable. We want to use a procedure which has been specifically mandated by the Commission to preclude the possibility of participant actions at a later date relative to the refund procedure employed.

Sincerely,

Carlyle C. Ring

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

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