



"Gordon, Rebecca (Perkins Coie)"
<RGordon@perkinscoie.com>

10/22/2010 03:04 PM

To <asteinle@fec.gov>

cc "Corley, Judy (Perkins Coie)" <JCorley@perkinscoie.com>, "William Farah" <wfarah@williamfarah.com>

bcc

Subject Obama for America/Biden for President AOR

History:

This message has been forwarded.

Supplemental Material to AOR 2010-

RECEIVED
FEDERAL ELECTION
COMMISSION
2010 OCT 22 PM 4:28
OFFICE OF GENERAL
COUNSEL

Allison:

I am writing regarding pending advisory opinion 2010-27 in response to the question you raised with me today.

On page 8 of our request, dated October 1, 2010, we wrote:

If the Commission allows OFA to pay BFP's debts under either of these provisions, OFA would use the "first in, first out" accounting method to ensure that it has sufficient general election funds to make the payments.

Our use of the term "first in, first out" refers to the accounting method specified in 11 CFR 110.3(c)(4) ("The cash on hand from which the transfer is made shall be considered to consist of the funds most recently received by the transferor committee."). If the Commission grants our request, OFA would use the method specified by 11 CFR 110.3(c)(4) to ensure that it has sufficient general election funds to make the payments to BFP.

If you have any questions, please do not hesitate to contact us.

Best,

Rebecca

Rebecca Gordon
Perkins Coie LLP
ph. 202.434.1676
f. 202.654.9666
rgordon@perkinscoie.com

IMPORTANT TAX INFORMATION: This communication is not intended or written by Perkins Coie LLP to be used, and cannot be used by the taxpayer, for the purpose of avoiding penalties that may be imposed on the taxpayer under the Internal Revenue Code of 1986, as amended.

IRS CIRCULAR 230 DISCLOSURE: To ensure compliance with Treasury Department and IRS regulations, we inform you that, unless expressly indicated otherwise, any federal tax advice contained in this communication (including any attachments) is not intended or written by Perkins Coie LLP to be used, and cannot be used by the taxpayer, for the purpose of (i) avoiding penalties that may be imposed on the taxpayer under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party

any transaction or matter addressed herein (or any attachments).

NOTICE: This communication may contain privileged or other confidential information. If you have received it in error, please advise the sender by reply email and immediately delete the message and any attachments without copying or disclosing the contents. Thank you.