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August 6, 1999

Via Facsimile and First Class Mail

Tamara Kapper, Esq.
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 4806

Dear Ms. Kapper:

Per your request, this will respond to your question concerning certain donor councils and programs for donors to our client, the Democratic National Committee ("DNC"), which the DNC sponsored in 1995 and 1996. We understand that this question has arisen in connection with the above-referenced MUR.

During 1995 and 1996, the DNC sponsored certain councils and programs for donors to the DNC. In general, to be considered a "member" of or participant in such a council or program, a donor was required to have contributed a certain amount of funds to the DNC and/or to have raised a certain amount of funds. The names of these councils and the amounts involved varied widely throughout this period.

I am advised that, as a matter of general policy, to the extent that a donor could qualify to be considered a "member" or participant in a particular council or program through a contribution of funds to the non-federal accounts of the DNC, it was a matter of indifference to the DNC whether such contribution could be deposited in the DNC's various non-federal accounts or, instead, was designated for or required (under the FECA and Commission regulations) to be deposited in the DNC Building Fund account. The determination by the DNC that such contribution was to be deposited in the Building Fund account as distinct from another non-federal account did not, as a matter of general policy and practice, affect the donor's eligibility to be considered a "member" or participant in such a donor council or program.

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I hope this is responsive to your query. If you need further information or have any questions concerning the above, please do not hesitate to contact me.

Sincerely yours,

J E Lane

Joseph E. Sandler

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