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November 19, 2004

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CLIENT/MATTER NUMBER
048502 0101

VIA HAND DELIVERY

Mr. Jeff S. Jordan
Supervising Attorney
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

Re: MUR 5585 -- Request for Extension of Time to Respond

Dear Mr. Jordan:

Please find enclosed the Statements of Designation of Counsel executed by Mr. Bierman on his own behalf and on behalf of SurveyUSA (collectively hereafter "Respondents") authorizing the undersigned and this Firm to represent them in the above-referenced Matter Under Review ("MUR 5585").

Respondents have forwarded to the Firm your letter together with the Complaint initiating the MUR which alleges that Respondents have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). The Complaint was received by this office on November 11, 2004. I was traveling at the time and out of the office, and was unable to review the Complaint until yesterday. It appears from the sequence of dates that Respondents are due to file their written response on November 20, 2004 – a Saturday (tomorrow).

Having conferred with Respondents, it appears that this is a case of 'mistaken identity', in that Respondents have not conducted polling on the question(s) or issues as described in the Complaint.

Respondents respectfully request an extension of time to file its written response with the Commission regarding the Complaint. Respondents intend to immediately forward to Complainant verified factual information to persuade Complainant to amend its complaint and delete Respondent(s). Should that effort prove unsuccessful, Respondents will forward the factual material to your office evidencing the mistake Complainant has made by naming Respondents in this Complaint.

Accordingly, we hereby request an extension of time for thirty (30) days from this date or until December 19, 2004 as the deadline for Respondents' written response to the Complaint.

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Mr. Jeff S. Jordan
November 19, 2004
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Please contact me at (202) 295-4081 if you have any questions or require further information.
Thank you for your consideration of this request.

Sincerely,

A handwritten signature in black ink that reads "Cleta Mitchell". The signature is fluid and cursive.

Cleta Mitchell, Esq.
Counsel for Respondents

cc: Mr. Fred Bierman
Enclosures (2)

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999 E Street, NW
Washington, DC 20463

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**Statement of Designation of Counsel
(Respondent/Witness)**

Name of Counsel: Cleta Mitchell

Firm: Foley & Lardner LLP

3000 K Street, N.W., Suite 500, Washington, DC 20007

Telephone: (202) 295-4081

Fax: (202) 672-5399

The above named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

11/18/2004
Date

Fred B... President
Signature, Title

Name (Print): SurveyUSA

Address: 15 Bloomfield Avenue

Verona, NJ 07044

Telephone: Home (_____)

Business (818) 784-0602

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.

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Statement of Designation of Counsel
(Respondent/Witness)

Name of Counsel: Cleta Mitchell

Firm: Foley & Lardner LLP

3000 K Street, N.W., Suite 500, Washington, DC 20007

Telephone: (202) 295-4081

Fax: (202) 672-5399

The above named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

11/18/2004
Date

Fred Bierman
Signature

Name (Print): Fred R. Bierman

Address: 16311 Ventura Boulevard, Suite 900

Encino, CA 91436

Telephone: Home (_____)

Business (818) 784-0602

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