

**Communications
Workers of America
AFL-CIO, CLC**

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Jeff Rechenbach
Secretary-Treasurer

November 16, 2009

Joseph F. Stoltz, Assistant Staff Director
Audit Division
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re: Draft Final Audit Report
CWA COPE PCC

Dear Mr. Stoltz:

I am writing in response to your October 28 letter and the draft final report of the Audit Division ("Draft Report") regarding CWA COPE PCC for the 2005-06 period.

As the Draft Report acknowledges, CWA COPE PCC accepted the recommendations of the Interim Audit Report to amend reports applicable to that period in order to reflect the transfers to AFL-CIO COPE PCC on Form 3X, Line 29 rather than on Line 22. CWA has no current plans to make further transfers of joint fundraising contributions to AFL-CIO COPE PCC and has made no decision regarding the alternative procedures described in the recommendation entitled "Future Reports." We understand that because CWA COPE PCC has followed the only recommendation with respect to "correct[ing]" its prior conduct and reports, and it is entirely speculative whether or not CWA COPE PCC again will transfer jointly fundraised contributions to AFL-CIO COPE PCC, there is no basis for the Commission to consider an enforcement action against CWA COPE PCC regarding this matter. Accordingly, CWA COPE PCC does not request a hearing before the Commission with respect to the Draft Report.

For the record, in complying with the only recommendation that would require action now by CWA COPE PCC, we do not concur with Finding 1 in the Draft Report or the accompanying October 15, 2009 memorandum from the Office of General Counsel to the Audit Division insofar as they explain and conclude that CWA COPE PCC's arrangement with AFL-CIO COPE PCC is subject to 11 C.F.R. §§ 102.6(c)(4) and 102.8(b) irrespective of its nature as a joint fundraising arrangement. We do agree with those analyses insofar as they explain and conclude that CWA COPE PCC can lawfully function as a collecting agent for AFL-CIO PCC and that, assuming that the timeliness provisions of 11 C.F.R. § 102.6(c)(4) apply, CWA COPE PCC complied with them with respect to its transfers to AFL-CIO COPE PCC in 2005 and 2006."

It remains the position of CWA COPE PCC that, as explained in our previous correspondence to the Audit Division, the procedures that CWA COPE PCC has utilized for many years in both undertaking its joint fundraising program with AFL-CIO COPE PCC and in reporting the associated transactions to the Commission, CWA COPE PCC has complied fully with the Federal Election Campaign Act and the Commission's regulations.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeffrey A. Rechenbach". The signature is fluid and cursive, with the first name being particularly prominent.

Jeffrey A. Rechenbach
Treasurer
CWA COPE PCC

cc: Larry Cohen
Annie Hill
Yvette Herrera
Mary O'Melveny
Alfonso Pollard
Laura Archer
Krystal Dehaba
Laurence Gold, CWA COPE PCC Counsel