



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

Donald McGahn, Esq.
General Counsel
National Republican Congressional Committee
320 First Street, S.E.
Washington, D.C. 20003

RE: MUR 5380
National Republican Congressional
Committee and Christopher J. Ward, in his
official capacity as treasurer

Dear Mr. McGahn:

On August 24, 2004, your clients were notified that the Federal Election Commission ("the Commission") found reason to believe the National Republican Congressional Committee and Christopher J. Ward, as treasurer ("NRCC"), violated 2 U.S.C. § 441d(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). After further considering the circumstances of this matter, the Commission has determined to take no further action as to the NRCC, and closed the file in this matter.

The Commission reminds you that disclaimers are required whenever a political committee makes a disbursement for financing any communication through a telephone bank and whenever any person solicits any contribution through the use of a telephone bank. *See* 2 U.S.C. § 441d(a). Failure to include appropriate disclaimers constitutes a violation of section 441d of the Act. Your clients should take steps to ensure compliance with this provision of the Act.

Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). A copy of the dispositive General Counsel's Report is enclosed for your information.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "Ana J. Peña-Wallace".

Ana J. Peña-Wallace
Attorney

Enclosure
General Counsel's Report

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