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OLDAKER, BELAIR & WITTIE, LLP

ATTORNEYS AT LAW
818 CONNECTICUT AVENUE, N.W.
SUITE 1100
WASHINGTON, D.C. 20006

(202) 728-1010
FACSIMILE (202) 464-0669

February 1, 2010

DELIVERED BY MESSENGER

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

**Re: Report of the Audit Division
on Biden for President, Inc.**

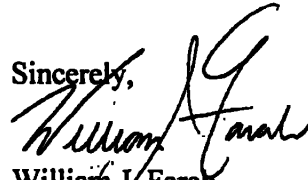
Dear Mr. Stoltz:

We are counsel to Biden for President, Inc. (the "Committee"). Pursuant to the Commission's notices regarding procedural rules for audit hearings, *see* 74 Fed. Reg. 33,140 (July 10, 2009) and 74 Fed. Reg. 39,535 (Aug. 7, 2009), we hereby request the opportunity to present oral arguments to the Commission directly and to give the Commission the opportunity to ask relevant questions prior to it adopting the above-captioned Final Audit Report ("FAR").

The hearing is being requested in order to allow the Committee to address that portion of the FAR which finds that the Committee failed to resolve \$1,092,899 in excessive contributions in a timely manner. In particular, as explained in prior submissions, a file containing the Committee's "presumptive re-designation notices" was lost when the Committee moved offices after the campaign concluded, and pertinent electronic records contained on a Committee computer were deleted in preparing the computer for sale in the course of the Committee's wind-up. The Committee cited circumstantial evidence and provided declarations obtained from a number of contributors and a campaign staff member to demonstrate that the notices were sent, but the Audit Division considered the evidence insufficient. We contend that inadequate weight has been afforded to the Committee's circumstantial evidence and declarations and seek the opportunity to address these and other issues relating to burden of proof.

We look forward to receiving a response to this request at your earliest convenience.

Sincerely,

A handwritten signature in black ink, appearing to read "William J. Farah". The signature is written in a cursive style with a large, stylized initial "W".

William J. Farah
Phu D. Huynh

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ATTORNEYS AT LAW
818 CONNECTICUT AVENUE, N.W.
SUITE 1100
WASHINGTON, D.C. 20006

(202) 728-1010
FACSIMILE (202) 464-0669

April 8, 2010

SENT BY FACSIMILE

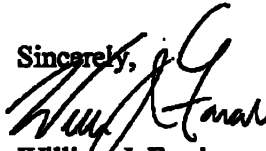
Joseph F. Stoltz, Assistant Staff Director
Audit Division
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

**Re: Report of the Audit Division
on Biden for President, Inc.**

Dear Mr. Stoltz:

Biden for President, Inc. (the "Committee") hereby withdraws its request to present oral arguments to the Commission prior to the adoption of the above-captioned Final Audit Report ("FAR"). The hearing had been scheduled for April 14, 2010. Thank you for granting our earlier request.

Sincerely,



William J. Farah
Phu D. Huynh

OLDAKER, BELAIR & WITTIE, LLP

ATTORNEYS AT LAW
818 CONNECTICUT AVENUE, N.W.
SUITE 1100
WASHINGTON, D.C. 20006

(202) 728-1010
FACSIMILE (202) 464-0669

April 12, 2010

SENT BY MESSENGER/FACSIMILE

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

**Re: Report of the Audit Division
on Biden for President, Inc.**

Dear Mr. Stoltz:

In response to the draft final audit report provided to Biden for President (the "Committee"), please find enclosed a more precise declaration from Mr. Michael Clifford, who had previously submitted a declaration, dated July 11, 2009, as part of the Committee's response to the preliminary audit report.

Should you have any questions concerning this matter, please do not hesitate to contact us.

Sincerely,



William J. Farah
Phu D. Huynh

cc: Mr. Alex Boniewicz
Ms. Paula Nurthen