



THE COMMONWEALTH OF MASSACHUSETTS  
OFFICE OF CAMPAIGN & POLITICAL FINANCE

ONE ASHBURTON PLACE, ROOM 411  
BOSTON, MASSACHUSETTS 02108

MICHAEL J. SULLIVAN  
DIRECTOR

TEL: (617) 727-8352  
(800) 462-OCPF  
FAX: (617) 727-6549

July 27, 2009

Stacey Monahan, Executive Director  
Massachusetts Democratic Party  
56 Roland St., North Lobby  
Suite 203  
Boston, MA 02129

Re: United Food and Commercial Workers (UFCW);  
CPF-09-07

Dear Ms. Monahan:

During the course of an OCPF-initiated review of contributions made by the United Food and Commercial Workers Active Ballot Club Massachusetts Political Action Committee (the PAC) for 2006 to 2008, OCPF learned that the PAC disclosed the making of contributions to several political committees. In fact, these contributions were actually made by UFCW's federal PAC. Among the contributions made by the federal PAC was a contribution in the amount of \$15,000 made to the Massachusetts Democratic State Committee's (the Committee's) state account on October 13, 2006, and a contribution of \$5,000 made to the Patrick Victory Fund<sup>1</sup> on May 31, 2006.

The campaign finance law states that Massachusetts candidates and political committees, other than ballot question committees, may not receive funds from any federal political committee. *See* M.G.L. c. 55, § 7 and OCPF Interpretive Bulletin IB-82-01. In addition, state PACs may contribute no more than \$5,000 in a calendar year to all committees of any one party. *See* M.G.L. c. 55, § 6.

The contributions were reported by the Committee as having been received from UFCW's general treasury, not from UFCW's federal PAC. The Committee was not notified by UFCW that the funds were actually from the UFCW federal PAC, and the Committee had no reason to believe that the contributions were from a prohibited source. The checks from the federal PAC did not identify the source of funds as the federal PAC, stating instead that the checks were from the "Active Ballot Club General Fund."

<sup>1</sup> The Patrick Victory Fund was a joint fundraising agent for the Patrick Committee and the Democratic State Committee. Of the \$5,000 contributed to the Fund, \$4,500 was attributed to the Democratic State Committee and \$500 was attributed to the Patrick Committee.

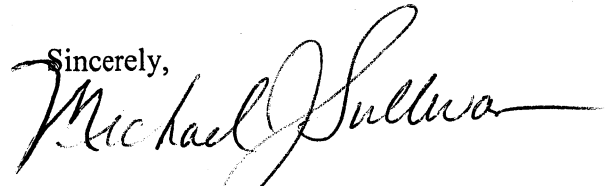


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To resolve this matter, UFCW has paid the Commonwealth \$3,500 and has agreed to dissolve its state PAC. UFCW has also agreed to not make contributions to the Committee's state account during 2009, and during 2010, UFCW's general treasury will limit its contributions to the state account to \$5,000. In addition, the UFCW federal PAC will make no further contributions to the state account. A copy of the Agreement between UFCW and OCPF resolving this matter is enclosed, for information.

Due to the remedial actions taken by UFCW, this office has determined that this matter may be closed at this time. We expect that the review and guidance provided by this office will result in compliance with the campaign finance law in the future.

In accordance with this office's procedures and an opinion issued by the Supervisor of Public Records, this letter is a public record. If you have any questions regarding this letter or any other campaign finance matter, please do not hesitate to contact this office.

Sincerely,  


Michael J. Sullivan  
Director

Enclosure  
MJS/gb