

April 14, 2021

Dear FPPC Commissioners,

While preparing for tomorrow's meeting I reviewed the video of the August 2020 FPPC meeting.

During the extended conversation among the Commissioners, the attorney for the Respondent , Lacey Keys Esq. called in and was permitted to comment.

This morning I heard something very relevant to the Stipulation before you for consideration.

Lacey Keys states that the Measure E Committee was “ **SPONSORED** “ by the Foundation, and the Foundation had hired a CPA (presumably Robert McCarty, also a Director of the Foundation at the time.)

An audio recording of the relevant comment was emailed to the FPPC this morning . The full meeting is on your web site.

The Statement of Organization filed by the Yes on Measure E Committee (Form 410) , stamped April 4, 2016 identifies the committee as Primarily formed, not Sponsored.

The information provided by the attorney Lacey Keys strongly implies that natural persons at the Foundation and/or the college were involved in planning , directing, coordinating and organizing the activities of the Committee.

If indeed the Foundation had hired the Principal Organizer and Treasurer there is a whole new level of culpability such as perhaps qualifying as an independent expenditure committee.

The stipulation before you does not name a single individual as being responsible for the misdeeds committed by the Foundation.

Based upon all of the evidence and information brought to light, I urge you to reject the stipulation as presented and refer it back to the Enforcement Division to determine whether the Foundation had filing requirements as a Committee based upon the source of funds (Recipient Committee) or the payment of Foundation funds to the Principal Organizer/ Treasurer as an independent expenditure.

You should be made aware and reminded that Lacey Keys represented Robert McCarty and the Foundation in case 17-287.

It is believed based upon a recent annual audit that the Foundation paid the legal fees and the penalty (\$9,000) for Robert McCarty / Yes on E Committee.

I strongly urge you to set aside this stipulation and refer it back to the Enforcement Division for additional investigation that may reveal the names of individuals responsible for the multiple violations of campaign finance regulations.

Respectfully submitted,

Stephen C Petzold  
Open Government Advocate  
Complainant FPPC 19-475

1384666

### Statement of Organization Recipient Committee

Statement Type  Initial Not yet qualified  or

03/22/2016  
Date qualified as committee

Amendment List I.D. number: # / / Date qualified as committee (if applicable)

Termination - See Part 5 List I.D. number: # / / Date of Termination

For Official Use Only

**CALIFORNIA FORM 410**

Date Stamp

**RECEIVED AND FILED**  
in the office of the Secretary of State of the State of California

APR 04 2016

*RFB*

### 1. Committee Information

NAME OF COMMITTEE  
Committee for College of the Canyons - Yes on Measure E

STREET ADDRESS (NO P.O. BOX)  
21300 Victory Blvd., Suite 420  
CITY  
Woodland Hills, CA 91367

MAILING ADDRESS (IF DIFFERENT)  
P.O. Box 800194 Santa Clarita CA 91380-0194

FAX/ E-MAIL ADDRESS  
(818) 705-4259 / robert@ismcpa.com

COUNTY OF DOMICILE  
Los Angeles

JURISDICTION WHERE COMMITTEE IS ACTIVE  
Santa Clarita Community College Dist.

### 2. Treasurer and Other Principal Officers

NAME OF TREASURER  
Robert McCarty

STREET ADDRESS (NO P.O. BOX)  
21300 Victory Blvd., Suite 420  
CITY  
Woodland Hills, CA 91367

NAME OF ASSISTANT TREASURER, IF ANY

STREET ADDRESS (NO P.O. BOX)  
CITY

NAME OF PRINCIPAL OFFICER(S)  
Robert McCarty

STREET ADDRESS (NO P.O. BOX)  
21300 Victory Blvd., Suite 420  
CITY  
Woodland Hills

Attach additional information on appropriately labeled continuation sheets.

### 3. Verification

I have used all reasonable diligence in preparing this statement and to the best of my knowledge the information contained herein is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 3/26/16 By \_\_\_\_\_

DATE

By

SIGNATURE OF TREASURER OR ASSISTANT TREASURER

Executed on 3/26/16 By \_\_\_\_\_

DATE

By

SIGNATURE OF CONTROLLING OFFICEHOLDER, CANDIDATE, OR STATE MEASURE PROponent

Executed on \_\_\_\_\_ By \_\_\_\_\_

DATE

By

SIGNATURE OF CONTROLLING OFFICEHOLDER, CANDIDATE, OR STATE MEASURE PROponent

Executed on \_\_\_\_\_ By \_\_\_\_\_

DATE

By

SIGNATURE OF CONTROLLING OFFICEHOLDER, CANDIDATE, OR STATE MEASURE PROponent

**Statement of Organization  
Recipient Committee**

INSTRUCTIONS ON REVERSE

COMMITTEE NAME

Committee for College of the Canyons - Yes on Measure E

Page 2

I.D. NUMBER

- All committees must list the financial institution where the campaign bank account is located.

NAME OF FINANCIAL INSTITUTION

Bank of Santa Clarita

AREA CODE/PHONE

(661)362-6000

BANK ACCOUNT NUMBER

131013302

ADDRESS

23780 Magic Mountain Parkway

CITY

Santa Clarita

STATE

CA

ZIP CODE

91355

**4. Type of Committee** Complete the applicable sections.

**Controlled Committee**

- List the name of each controlling officeholder, candidate, or state measure proponent. If candidate or officeholder controlled, also list the elective office sought or held, and district number, if any, and the year of the election.
- List the political party with which each officeholder or candidate is affiliated or check "nonpartisan."
- If this committee acts jointly with another controlled committee, list the name and identification number of the other controlled committee.

NAME OF CANDIDATE/OFFICEHOLDER/STATE MEASURE PROponent	ELECTIVE OFFICE SOUGHT OR HELD (INCLUDE DISTRICT NUMBER IF APPLICABLE)	YEAR OF ELECTION	PARTY
			<input type="checkbox"/> Nonpartisan
			<input type="checkbox"/> Nonpartisan

**Primarily Formed Committee**

Primarily formed to support or oppose specific candidates or measures in a single election. List below:

CANDIDATE(S) NAME OR MEASURE(S) FULL TITLE (INCLUDE BALLOT NO. OR LETTER)

CANDIDATE(S) OFFICE SOUGHT OR HELD OR MEASURE(S) JURISDICTION  
(INCLUDE DISTRICT NO., CITY OR COUNTY, AS APPLICABLE)

Measure E

Santa Clarita Community College District

CHECK ONE	SUPPORT	OPPOSE
	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Statement of Organization  
Recipient Committee**

INSTRUCTIONS ON REVERSE

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I.D. NUMBER

**Committee for College of the Canyons - Yes on Measure E**

**4. Type of Committee** (Continued)

**General Purpose Committee**

Not formed to support or oppose specific candidates or measures in a single election. Check only one box:

CITY Committee  COUNTY Committee  STATE Committee

PROVIDE BRIEF DESCRIPTION OF ACTIVITY

**Sponsored Committee**

List additional sponsors on an attachment.

NAME OF SPONSOR

INDUSTRY GROUP OR AFFILIATION OF SPONSOR

STREET ADDRESS

NO. AND STREET

CITY

STATE

ZIP CODE

**Small Contributor Committee**

\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_  
Date qualified

**5. Termination Requirements**

By signing the verification, the treasurer, assistant treasurer and/or candidate, officeholder, or proponent certifies that all of the following conditions have been met:

- This committee has ceased to receive contributions and make expenditures;
  - This committee does not anticipate receiving contributions or making expenditures in the future;
  - This committee has eliminated or has no intention or ability to discharge all debts, loans received, and other obligations;
  - This committee has no surplus funds; and
  - This committee has filed all campaign statements required by the Political Reform Act disclosing all reportable transactions.
- There are restrictions on the disposition of surplus campaign funds held by elected officers who are leaving office and by defeated candidates. Refer to Government Code Section 89519.
- Leftover funds of ballot measure committees may be used for political, legislative or governmental purposes under Government Code Sections 89511 - 89518, and are subject to Elections Code Section 18680 and FPPC Regulation 18521.5.