



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
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EXECUTIVE STAFF REPORTS

October 18, 2019 Commission Hearing

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I. ENFORCEMENT DIVISION

STAFF: GALENA WEST, CHIEF OF ENFORCEMENT

I. Overview

During the period of September 1, 2019 through September 30, 2019 the Enforcement Division received 58 complaints, opened 10 for investigation, and rejected 20. The Enforcement Division received 363 late filer referrals during this time. The Enforcement Division closed a total of 160 cases including:

- 65 warning letters – advertising violations (2), campaign violations (22), and statement of economic interests violations (41);
- 35 no action closure letters alleging - campaign violations (10), statement of economic interests violations (23), advertisement violations (1) and lobbying violations (1);
- 46 approved stipulations at the September Commission meeting; and
- 14 committees were administratively terminated.

The Division had 1,505 cases in various stages of resolution at the time of the September Monthly Report and currently has approximately 1,597 cases in various stages of resolution, including the 34 cases before the Commission as listed in the October 2019 Agenda.

On May 1, 2015, the Division received from the Secretary of State's office 2,460 \$50 Annual Fee referrals for 2013 fees not paid timely. Of those, 5 remain pending. On October 22, 2015, the Division received the \$50 Annual Fee referrals for 2014, which totaled 1,786. Of those, 11 remain pending. We are receiving 2015, 2016, 2017, and 2018 referrals periodically through the Electronic Complaint System.

II. Annual Statistics

On the next page, you will find a chart that details the annual statistics for enforcement complaints, referrals and cases. This chart includes the data from 2018, where consistent with other years, 966 cases were closed with violations found. The penalties collected decreased as the emphasis on providing warnings increased. The information in the chart has been gathered from public reports, information from the defunct and inactive database, and data that has been converted into current form, so the numbers are close estimates in some instances.

| | Year | 2015 | 2016 | 2017 | 2018 |
|----|--|--------------------|-------------|-------------|-------------|
| 1 | Complaints Received | 609 | 1,180 | 564 | 1,352 |
| 2 | Referrals Received | 596 | 350 | 1,616 | 1,529 |
| 3 | Total Complaint and Referrals Received | 1,205 | 1,530 | 2,180 | 2,881 |
| 4 | Cases opened | 2,273 ¹ | 1,315 | 1,480 | 1,561 |
| 5 | Cases closed | 1,253 | 1,803 | 1,477 | 1,243 |
| 6 | Cases with resolutions approved by the Commission ² | 333 | 311 | 340 | 235 |
| | a Streamline cases approved by Commission | 258 | 234 | 262 | 173 |
| | b Mainline cases approved by Commission | 69 | 70 | 66 | 56 |
| | c Default cases approved by Commission | 6 | 7 | 12 | 6 |
| 7 | Total fines imposed by the Commission | \$703,821 | \$894,257 | \$1,126,933 | \$499,606 |
| 8 | Warning letters issued | 442 | 489 | 505 | 554 |
| 9 | Administrative terminations | 116 | 668 | 297 | 177 |
| 10 | Cases closed with violations found ³ | 891 | 1,468 | 1,142 | 966 |
| 11 | Advisory letters issued | 19 | 14 | 17 | 20 |
| 12 | No action closure letters | 343 | 321 | 318 | 252 |

¹ In 2015, the Enforcement Division received information regarding 2,460 \$50 Annual Fee non-payers in May and another 1,786 in October of that year. None of these came through the typical “referral” process and had to be evaluated for: whether the committee had been terminated locally or with SOS, whether the committee never qualified, whether the fees were paid prior to the referral, and whether records existed to evaluate the committee, before the information could be opened into a case. Therefore, these do not appear in the Referral line since they do not follow that process.

² Total for lines 6a, 6b, and 6c.

³ Total for lines 6, 8, and 9.

III. Unexecuted Streamline Stipulations

Streamline penalty stipulations are approved by the Chief of Enforcement and reported to the Commission for discussion only before they are executed. The following streamline stipulations are presented for that purpose. After the close of the hearing, the Chief of Enforcement may execute all or any of the streamline penalty stipulations, at her discretion per Regulation 18360.2.

Campaign Late Filer

In the Matter of Kern County Young Republicans Voting Guide and Bryan Williams; FPPC No. 18/1548. Staff: Galena West, Chief of Enforcement and Teri Rindahl, Political Reform Consultant. Kern County Young Republicans Voting Guide is a state slate mailer organization. Bryan Williams is the Organization's treasurer. The Organization and Williams failed to timely file two semiannual campaign statements for the reporting periods of January 1, 2018 through June 30, 2018 and July 1, 2018 through December 31, 2018, in violation of Government Code Section 84218 (2 counts). **Total Proposed Penalty: \$1,997.**

In the Matter of Ensen Mason for San Bernardino County Auditor-Controller/Treasurer-Tax Collector and Ensen Mason; FPPC No. 18/1150. Staff: Galena West, Chief of Enforcement and Dominika Wojenska, Associate Governmental Program Analyst. Ensen Mason was a successful candidate for San Bernardino County Auditor-Controller/Treasurer-Tax Collector in the June 5, 2018 Primary Election. Ensen Mason for San Bernardino County Auditor-Controller/Treasurer-Tax Collector is his candidate-controlled committee. The Committee and Mason failed to timely file three 24-Hour Reports, in violation of Government Code Section 84203 (3 counts). **Total Proposed Penalty: \$1,943.**

In the Matter of Union Labor Party (Sponsored by Teamsters Union Local 665) and Mark Gleason; FPPC No. 18/182. Staff: Theresa Gilbertson, Commission Counsel and Roone Petersen, Special Investigator. The respondents were represented by Matthew C. Alvarez of the Sutton Law Firm. Union Labor Party (Sponsored by Teamsters Union Local 665) is a state general purpose committee. Mark Gleason is the Committee's treasurer. The Committee and Gleason failed to timely file five semiannual campaign statements for the reporting periods ending on December 31, 2016; June 30, 2017; December 31, 2017; June 30, 2018; and December 31, 2018, in violation of Government Code Section 84200 (5 counts). **Total Proposed Penalty: \$1,653.**

In the Matter of Committee to Elect Katalina Penland for El Centro Elementary School Board 2018 and Katalina Penland; FPPC No. 19/726. Staff: Galena West, Chief of Enforcement and Tara Stock, Intake Manager. Katalina Penland was a successful candidate for Trustee of El Centro Elementary School Board in the November 6, 2018 General Election. Katalina Penland for El Centro Elementary School Board 2018 is her candidate-controlled committee. The Committee and Penland failed to timely file a semiannual campaign statement for the reporting period of October 22, 2018 through December 31, 2018, in violation of Government Code Section 84200 (1 count); a pre-election campaign statement for the reporting period of January 1, 2018 through September 22, 2018, in violation of Government Code Section 84200.5 (1 count); and three 24-Hour Reports, in violation of Government Code Section 84203 (3 counts). **Total Proposed Penalty: \$1,120.**

In the Matter of Oliva for City Council 2013, Anne Oliva, and Jill CdeBaca; FPPC No.

18/1002. Staff: Galena West, Chief of Enforcement and Ginny Lambing, Political Reform Consultant. Anne Oliva was a successful candidate for Millbrae City Council in the November 6, 2018 General Election. Olivia for City Council 2013 was her candidate-controlled committee. Jill CdeBaca was the Committee's treasurer. The Committee, Olivia, and CdeBaca failed to timely file a semiannual campaign statement for the reporting period of January 1, 2018 through June 30, 2018, in violation of Government Code Section 84200 (1 count), and two pre-election campaign statements for the reporting periods of July 1, 2018 through September 22, 2018 and September 23, 2018 through October 20, 2018, in violation of Government Code Section 84200.5 (2 counts). **Total Proposed Penalty: \$622.**

In the Matter of Bret Daniels for Sheriff 2018 and Bret Daniels; FPPC No. 19/955. Staff:

Galena West, Chief of Enforcement and Chloe Hackert, Political Reform Consultant. Bret Daniels was an unsuccessful candidate for Sacramento County Sheriff in the June 5, 2018 Primary Election. Bret Daniels for Sheriff 2018 was his candidate-controlled committee. The Committee and Daniels failed to timely file two semiannual campaign statements for the reporting periods of May 20, 2018 through June 30, 2018 and July 1, 2018 through December 31, 2018, in violation of Government Code Section 84200 (2 counts).

Total Proposed Penalty: \$429.

In the Matter of Sarah Kirby-Gonzalez for School Board 2018, Sarah Kirby-Gonzalez, and Rebecca LaVally; FPPC No. 18/1223. Staff: Angela Brereton, Assistant Chief Counsel and

Lance Hachigian, Special Investigator. Sarah Kirby-Gonzalez was a successful incumbent candidate for Washington Unified School District Trustee in the November 6, 2018 General Election. Sarah Kirby-Gonzalez for School Board 2018 was her candidate-controlled committee. Rebecca LaVally was the Committee's treasurer. The Committee, Gonzalez, and LaVally failed to timely file two 24-Hour Reports, in violation of Government Code Section 84203 (2 counts).

Total Proposed Penalty: \$421.

In the Matter of Fernando Mercado for AUSD Trustee Area 1 2015, Fernando Mercado, and Jose Placencia; FPPC No. 18/617. Staff: Galena West, Chief of Enforcement and Chloe

Hackert, Political Reform Consultant. Fernando Mercado was a successful candidate for Board Member of Alisal Union School District in the November 3, 2015 General Election. Fernando Mercado for AUSD Trustee Area 1 2015 was his candidate-controlled committee. Jose Placencia was the Committee's treasurer. The Committee, Mercado, and Placencia failed to timely file two semiannual campaign statements for the reporting periods of January 1, 2016 through June 30, 2016 and July 1, 2016 through December 31, 2016, in violation of Government Code Section 84200 (2 counts). **Total Proposed Penalty: \$403.**

In the Matter of South Placer Firefighters Local 3809 PAC and Brian Midtlyng; FPPC No. 19/389. Staff: Galena West, Chief of Enforcement and Chloe Hackert, Political Reform

Consultant. South Placer Firefighters Local 3809 was a local general purpose committee. Brian Midtlyng was the Committee's treasurer. The Committee and Midtlyng failed to timely file a semiannual campaign statement for the reporting period of July 1, 2018 through December 31, 2018, in violation of Government Code Section 84200 (1 count).

Total Proposed Penalty: \$364.

In the Matter of Terri McBrayer for Treasurer-Tax Collector 2018 and Terri McBrayer;

FPPC No. 18/1136. Staff: Galena West, Chief of Enforcement and Dominika Wojenska, Associate Governmental Program Analyst. Terri McBrayer was a successful incumbent candidate for Trinity County Treasurer-Tax Collector in the June 5, 2018 Primary Election. Terri McBrayer for Treasurer-Tax Collector 2018 is her candidate-controlled committee. The Committee and McBrayer failed to timely file a pre-election campaign statement for the reporting period of February 28, 2018 through May 24, 2018, in violation of Government Code Section 84200.5 (1 count). **Total Proposed Penalty: \$263.**

In the Matter of Committee to Elect Irene G. Garcia for City Council in the City of Greenfield 2018, Irene G. Garcia, and Beatriz Diaz; FPPC No. 19/383.

Staff: Galena West, Chief of Enforcement and Ginny Lambing, Political Reform Consultant. Irene G. Garcia was an unsuccessful candidate for Greenfield City Council in the November 6, 2018 General Election. Committee to Elect Irene G. Garcia for City Council in the City of Greenfield 2018 was her candidate-controlled committee. Beatriz Diaz was the Committee's treasurer. The Committee, Garcia, and Diaz failed to timely file a semiannual campaign statement for the reporting period of October 21, 2018 through December 31, 2018, in violation of Government Code Section 84200 (1 count). **Total Proposed Penalty: \$246.**

In the Matter of College Democrats at Sac State and Arman Gevorgyan; FPPC No. 18/755.

Staff: Galena West, Chief of Enforcement and Chloe Hackert, Political Reform Consultant. College Democrats at Sac State is a local general purpose committee. Arman Gevorgyan is the Committee's treasurer. The Committee and Gevorgyan failed to timely file a semiannual campaign statement for the reporting period of January 1, 2018 through June 30, 2018, in violation of Government Code Section 84200 (1 count). **Total Proposed Penalty: \$230.**

In the Matter of Committee to Elect Brian Hall for Rim School Board 2018 and Brian Hall;

FPPC No. 18/1037. Staff: Galena West, Chief of Enforcement and Chloe Hackert, Political Reform Consultant. Brian Hall was an unsuccessful candidate for Board Member of Rim School Board in the November 6, 2018 General Election. Committee to Elect Brian Hall for Rim School Board 2018 was his candidate-controlled committee. The Committee and Hall failed to timely file a pre-election campaign statement for the reporting period of January 1, 2018 through September 22, 2018, in violation of Government Code Section 84200.5 (1 count). **Total Proposed Penalty: \$228.**

In the Matter of Better Elementary Schools Today - Committee for Measure B and Robert Fellingner; FPPC No. 18/1126.

Staff: Galena West, Chief of Enforcement and Tara Stock, Intake Manager. Better Elementary Schools Today - Committee for Measure B was a primarily formed committee supporting Measure B, which was approved by Shasta County voters at the June 5, 2018 Primary Election. Robert Fellingner was the Committee's treasurer. The Committee and Fellingner failed to timely file a pre-election campaign statement for the reporting period of January 1, 2018 through April 21, 2018, in violation of Government Code Section 84200.5 (1 count). **Total Proposed Penalty: \$227.**

In the Matter of Arellanes for Azusa School Board 2018 and Gabriela Arellanes; FPPC No. 18/1088. Staff: Galena West, Chief of Enforcement and Ginny Lambing, Political Reform Consultant. Gabriela Arellanes was a successful candidate for Board Member of Azusa Unified School District in the November 6, 2018 General Election. Arellanes for Azusa School Board 2018 was her candidate-controlled committee. The Committee and Arellanes failed to timely file a pre-election campaign statement for the reporting period of July 1, 2018 through September 22, 2018, in violation of Government Code Section 84200.5 (1 count). **Total Proposed Penalty: \$226.**

In the Matter of Jim Barnes for Sacramento Metro Fire Board of Directors 2018 and Jim Barnes; FPPC No. 19/795. Staff: Galena West, Chief of Enforcement and Chloe Hackert, Political Reform Consultant. Jim Barnes was a successful candidate for Director of Sacramento Metro Fire Board in the November 6, 2018 General Election. Jim Barnes for Sacramento Metro Fire Board of Directors 2018 was his candidate-controlled committee. The Committee and Barnes failed to timely file a semiannual campaign statement for the reporting period of October 21, 2018 through December 31, 2018, in violation of Government Code Section 84200 (1 count). **Total Proposed Penalty: \$200.**

Campaign Late Reporter

In the Matter of JM Brown for Santa Cruz City Council 2016, JM Brown, and Donna Meyers; FPPC No. 16/19814. Staff: Galena West, Chief of Enforcement and Chloe Hackert, Political Reform Consultant. JM Brown was an unsuccessful candidate for Santa Cruz City Council in the November 8, 2016 General Election. JM Brown for Santa Cruz City Council 2016 was his candidate-controlled committee. Donna Meyers was the Committee's treasurer. The Committee, Brown, and Meyers failed to timely disclose occupation and employer information for nine contributors on a semiannual campaign statement for the reporting period of January 1, 2016 through June 30, 2016, in violation of Government Code Section 84211 (1 count). **Total Proposed Penalty: \$117.**

Statement of Economic Interests Late Filer

In the Matter of Daniel Gutierrez; FPPC No. 18/210. Staff: Galena West, Chief of Enforcement and Tara Stock, Intake Manager. Daniel Gutierrez, an Engineering Inspector for the City of San Leandro, failed to timely file a 2014, 2015, 2016, and 2017 Annual Statement of Economic Interests, in violation of Government Code Section 87300 (4 counts). **Total Proposed Penalty: \$800.**

In the Matter of Fabiola Contreras; FPPC No. 18/1502. Staff: Galena West, Chief of Enforcement and Cheng Saetern, Staff Services Analyst. Fabiola Contreras, a Board Member for the Darnall Charter School, failed to timely file a 2017 and 2018 Annual Statement of Economic Interests, in violation of Government Code Section 87300 (2 counts). **Total Proposed Penalty: \$800**

In the Matter of Greg Medici; FPPC No. 16/20056. Staff: Megan A. Van Arsdale, Commission Counsel. Greg Medici, a Board Member for South Bay Area School Insurance Authority, failed to timely file a 2015 Annual Statement of Economic Interests, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$600.**

In the Matter of Christopher Shahzaad; FPPC No. 18/1135. Staff: Jenna Rinehart, Commission Counsel. Christopher Shahzaad, a Staff Psychiatrist for California Correctional Healthcare Services, failed to timely file a 2017 and 2018 Annual Statement of Economic Interests, in violation of Government Code Section 87300 (2 counts). **Total Proposed Penalty: \$400.**

In the Matter of Lisa O'Malley; FPPC No. 18/1022. Staff: Galena West, Chief of Enforcement and Cheng Saetern, Staff Services Analyst. Lisa O'Malley, a Consultant for the City of Walnut Creek Building Division, failed to timely file a 2016 Annual Statement of Economic Interests and a 2017 Annual/Leaving Office Statement of Economic Interests, in violation of Government Code Section 87300 (2 counts). **Total Proposed Penalty: \$400.**

In the Matter of Don McDonald; FPPC No. 19/253. Staff Galena West, Chief of Enforcement and Cheng Saetern, Staff Services Analyst. Don McDonald, a Planning Commissioner for the City of Fairfield, failed to timely file a 2017 Annual Statement of Economic Interests, in violation of Government Code Section 87203 (1 count). **Total Proposed Penalty: \$400.**

In the Matter of Sheree Davis; FPPC No. 19/302. Staff: Galena West, Chief of Enforcement and Cheng Saetern, Staff Services Analyst. Sheree Davis, a Planning Commissioner for the City of Paso Robles, failed to timely file a 2017 Annual Statement of Economic Interests, in violation of Government Code Section 87203 (1 count). **Total Proposed Penalty: \$200.**

In the Matter of John Gentry; FPPC No. 19/201. Staff: Galena West, Chief of Enforcement and Cheng Saetern, Staff Services Analyst. John Gentry, a Consultant for the San Diego Association of Governments, failed to timely file a 2017 Annual Statement of Economic Interests, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$200.**

In the Matter of Erik Ryberg; FPPC No. 19/248. Staff: Galena West, Chief of Enforcement and Cheng Saetern, Staff Services Analyst. Erik Ryberg, Mayor for the City of Etna, failed to timely file a 2017 Annual Statement of Economic Interests, in violation of Government Code Section 87203 (1 count). **Total Proposed Penalty: \$200.**

Statement of Economic Interests Late Reporter

In the Matter of Sandra Salazar; FPPC No. 16/20085. Staff: Galena West, Chief of Enforcement and Chloe Hackert, Political Reform Consultant. Sandra Salazar, as a Board Member for Cerritos Community College District, failed to timely disclose a source of income on her 2015 Annual Statement of Economic Interests, in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$100.**

II. LEGAL DIVISION

STAFF: DAVID BAINBRIDGE, GENERAL COUNSEL

A. Pending Litigation

California State Association of Counties and California School Boards Association v. FPPC
Los Angeles County Superior Court, Central District, Case No. BS174653

On September 11, 2018, petitioners served a first amended petition for writ of mandate and complaint for declaratory relief. Petitioners allege that Regulations 18420.1 and 18901.1 are invalid as a matter of law, that the Commission has exceeded its jurisdiction in adopting these Regulations, and that the Regulations are unenforceable.

The Attorney General's Office is representing the Commission and timely filed an answer to the petition/complaint. On March 4, 2019, the Commission filed a Motion for Judgment on the Pleadings.

On March 29, 2019, the Commission's Motion for Judgment on the Pleadings was granted with leave to amend. The court vacated all hearing dates and set a new trial setting conference. Plaintiffs timely filed a Second Amended Complaint (SAC) on June 27, 2019. The Commission has filed a demurrer and the hearing is set for November 22, 2019. The trial setting conference is also set on November 22, 2019.

B. Outreach and Training

- Supervising Commission Counsel Sukhi Brar provided an overview of the Commission's regulatory and enforcement processes at the County Counsels' Association of California's 2019 Annual Meeting in Fish Camp, California. Counsel Brar explained the Commission's process for amending and creating new regulations, highlighting the avenues for the regulated community and other members of the public to engage in the public notice and comment process. Additionally, Counsel Brar provided an overview of the steps involved in the Commission's Enforcement process, including the many procedural safeguards provided for respondents.
- Political Reform Consultants, Alexandra Castillo, Alana Jeydel and Aly Larson presented workshops to campaign filing officers, candidates and treasurers in Sacramento. Approximately 8 people attended the workshops. Alex Castillo also presented candidate-treasurer workshops to the Alameda County Democratic Party and to the San Bernardino Democratic Club. 44 and 18 people attended the workshops, respectively.

- Video Tutorials: Commission video tutorials were accessed a total of 338 times in September. Form 700 videos were accessed 205 times, the Candidate/Treasurer video was accessed 108 times, and the filing officer videos were accessed 25 times.

C. Advice

In September 2019, the Legal Division responded to the following requests for advice:

- **Education Program:** The Education Program responded to 406 requests for technical assistance via phone.
- **Requests for Advice:** The Email Advice and Conflict of Interest Code Program and Legal Division attorneys collectively responded to more than 501 e-mail and telephone requests for advice, 25 of which were not responded to within 24 hours.
- **Advice Letters:** The Legal Division received 15 advice letter requests under the Political Reform Act and completed 13 letters.
- **Section 1090 Letters:** The Legal Division received 8 advice letter requests concerning Section 1090 and completed six letters. This year to date, we have received 60 advice requests regarding Section 1090.

D. Miscellaneous Decisions

None to report.

E. Potential Upcoming Regulations

November 21st, 2019

- Regulation 18419: Sponsored Committee Rules including (1) Time Periods for Analyzing Whether a Committee Qualified as Sponsored, (2) Naming Requirements, and (3) Harmonizing with Section 84222. (Adoption.)
- Disclose Act Related Regulation Package. (Adoption.)

December 19th, 2019

- Regulation 18702.4: Conflict of Interest Analysis, Source of Gift Materiality Threshold. (Adoption.)
- Regulation 18702.5: Conflict of Interest Analysis, Personal Financial Effect Materiality Threshold. (Adoption.)

F. Conflict of Interest Codes

Adoptions and Amendments

State Agency Conflict of Interest Codes

- CA State Lottery Commission
- Office of Tax Appeals
- Resources, Recycling and Recovery
- State Compensation Insurance Fund
- State Public Defender

Multi-County Agency Conflict of Interest Codes

- CA Fair Services Authority
- Julian Charter School
- Turlock Joint Unified School District
- Workforce Alliance of the North Bay

Exemptions

None to report.

Extensions

None to report.

G. Probable Cause Hearings

Please note, a finding of probable cause does not constitute a finding that a violation has occurred. The respondents are presumed to be innocent of any violation of the Act unless a violation is proven in a subsequent proceeding.

1. ***In the Matter of Friends of Chris Stampolis (“Friends Committee”), Friends of Chris Stampolis for Santa Clara School Board 2012 (“2012 Committee”), and Chris Stampolis, FPPC No. 15/1045.*** On September 20, 2019, after hearing, probable cause was found to believe Respondents committed the following violations of the Political Reform Act:

Count 1: The Friends Committee and Chris Stampolis failed to timely file the semi-annual campaign statement due February 1, 2016, in violation of Government Code Section 84200.

Count 2: The Friends Committee and Chris Stampolis failed to timely file the pre-election campaign statement due September 29, 2016, in violation of Government Code Sections 84200.5, subdivision (a), and 84200.8, subdivision (a).

- Count 3: The Friends Committee and Chris Stampolis failed to timely file the pre-election campaign statement due October 27, 2016, in violation of Government Code Sections 84200.5, subdivision (a), and 84200.8, subdivision (b).
- Count 4: The Friends Committee and Chris Stampolis failed to timely file the semi-annual campaign statement due January 31, 2017, in violation of Government Code Section 84200.
- Count 5: The Friends Committee and Chris Stampolis failed to timely pay the 2015 annual fee by the January 15, 2015 due date and failed to pay a penalty of \$150 for failing to timely pay the annual fee, in violation of Government Code Section 84101.5, subdivisions (c) and (d).
- Count 6: The Friends Committee and Chris Stampolis failed to timely pay the 2016 annual fee by the January 15, 2016 due date and failed to pay a penalty of \$150 for failing to timely pay the annual fee, in violation of Government Code Section 84101.5, subdivisions (c) and (d).
- Count 7: The Friends Committee and Chris Stampolis failed to timely pay the 2017 annual fee by the January 15, 2017 due date and failed to pay a penalty of \$150 for failing to timely pay the annual fee, in violation of Government Code Section 84101.5, subdivisions (c) and (d).
- Count 8: The Friends Committee and Chris Stampolis failed to timely pay the 2018 annual fee by the January 15, 2018 due date and failed to pay a penalty of \$150 for failing to timely pay the annual fee, in violation of Government Code Section 84101.5, subdivisions (c) and (d).
- Count 9: The Friends Committee and Chris Stampolis failed to timely pay the 2019 annual fee by the January 15, 2019 due date and failed to pay a penalty of \$150 for failing to timely pay the annual fee, in violation of Government Code Section 84101.5, subdivisions (c) and (d).
- Count 10: The 2012 Committee and Chris Stampolis failed to timely file the semi-annual campaign statement due February 2, 2015, in violation of Government Code Section 84200.
- Count 11: The 2012 Committee and Chris Stampolis failed to timely file the semi-annual campaign statement due February 1, 2016, in violation of Government Code Section 84200.
- Count 12: The 2012 Committee and Chris Stampolis failed to timely file the pre-election campaign statement due September 29, 2016, in violation of Government Code Section 84200.5, subdivision (a), and 84200.8, subdivision (a).

- Count 13: The 2012 Committee and Chris Stampolis failed to timely file the pre-election campaign statement due October 27, 2016, in violation of Government Code Section 84200.5, subdivision (a), and 84200.8, subdivision (b).
- Count 14: The 2012 Committee and Chris Stampolis failed to timely file the semi-annual campaign statement due January 31, 2017, in violation of Government Code Section 84200.
- Count 15: The 2012 Committee and Chris Stampolis failed to timely pay the 2015 annual fee by the January 15, 2015 due date and failed to pay a penalty of \$150 for failing to timely pay the annual fee, in violation of Government Code Section 84101.5, subdivisions (c) and (d).
- Count 16: The 2012 Committee and Chris Stampolis failed to timely pay the 2016 annual fee by the January 15, 2016 due date and failed to pay a penalty of \$150 for failing to timely pay the annual fee, in violation of Government Code Section 84101.5, subdivisions (c) and (d).
- Count 17: The 2012 Committee and Chris Stampolis failed to timely pay the 2017 annual fee by the January 15, 2017 due date and failed to pay a penalty of \$150 for failing to timely pay the annual fee, in violation of Government Code Section 84101.5, subdivisions (c) and (d).
- Count 18: The 2012 Committee and Chris Stampolis failed to timely pay the 2018 annual fee by the January 15, 2018 due date and failed to pay a penalty of \$150 for failing to timely pay the annual fee, in violation of Government Code Section 84101.5, subdivisions (c) and (d).
- Count 19: The 2012 Committee and Chris Stampolis failed to timely pay the 2019 annual fee by the January 15, 2019 due date and failed to pay a penalty of \$150 for failing to timely pay the annual fee, in violation of Government Code Section 84101.5, subdivisions (c) and (d).

The following matters were decided based solely on the papers. The respondents did not request a probable cause hearing.

2. ***In the Matter of Wyman for Attorney General 2014, Phillip D. Wyman, and James M. O'Hearn, FPPC No. 17/378.*** On September 10, 2019, probable cause was found to believe Respondents committed the following violations of the Act:

- Count 1: The Committee, Wyman, and O'Hearn failed to maintain adequate source documentation for contributions amounting to \$29,863 and expenditures amounting to \$1,207.49, in violation of Section 84104 and Regulation 18401.

- Count 2: The Committee, Wyman, and O'Hearn failed to pay \$19,320.08 in expenditures from the designated campaign bank account, in violation of Section 85201, subdivisions (d) and (e).
- Count 3: The Committee, Wyman, and O'Hearn accepted a cash contribution of \$100 or more, in violation of Section 84300, subdivision (a).
- Count 4: The Committee, Wyman, and O'Hearn failed to timely report \$7,000 in subvendor payments for the reporting period of May 18, 2014 to June 30, 2014, in violation of Sections 84303 and 84211, subdivision (k)(6).
- Count 5: The Committee, Wyman, and O'Hearn failed to timely file the Committee's semiannual campaign statement for the reporting period of January 1, 2018 to June 30, 2018, in violation of Section 84200, subdivision (a).
- Count 6: The Committee, Wyman, and O'Hearn failed to timely file the Committee's semiannual campaign statement for the reporting period of July 1, 2018 to December 31, 2018, in violation of Section 84200, subdivision (a).
- Count 7: The Committee, Wyman, and O'Hearn failed to timely file a 24-hour contribution report for late contributions totaling \$20,000 received on April 25, 2014, in violation of Section 84203.
- Count 8: The Committee, Wyman, and O'Hearn failed to timely file a 24-hour contribution report for late contributions in the amount of \$1,000 received on May 20, 2014, in violation of Section 84203.
3. ***In the Matter of Xilonin Cruz-Gonzalez for School Board 2013, Xilonin Cruz-Gonzalez and Ixchel Cruz-Gonzalez, Case No. 17/268.*** On September 10, 2019, probable cause was found to believe Respondents committed the following violations of the Act:
- Count 1: The Committee and IxChel Cruz-Gonzalez failed to timely file the semi-annual campaign statement for the reporting period of July 1, 2016 through December 31, 2016, due January 31, 2017, in violation of Section 84200.
- Count 2: The Committee and IxChel Cruz-Gonzalez failed to timely file the semi-annual campaign statement for the reporting period of July 1, 2017 through December 31, 2017, due January 31, 2018, in violation of Section 84200.
4. ***In the Matter of Karina Onofre for CA State Assembly 74th District and Karina Onofre, Case No. 16/649.*** On September 17, 2019, probable cause was found to believe Respondents committed the following violations of the Act:
- Count 1: The Committee and Onofre failed to timely file a late contribution report to disclose receipt of a contribution of \$2,000 received on or about September 1, 2016 within 24 hours of receiving the contribution, in violation of Section 84203.

- Count 2: The Committee and Onofre failed to timely file a late contribution report to disclose receipt of a contribution of \$1,000 received on or about September 26, 2016 within 24 hours of receiving the contribution, in violation of Section 84203.
- Count 3: The Committee and Onofre failed to timely file a pre-election statement for the period of January 1, 2016 to September 24, 2016 and due on September 29, 2016, in violation of Section 84200.5 and 84200.8.
- Count 4: The Committee and Onofre failed to timely file a late contribution report to disclose receipt of a contribution of \$2,500 received on or around October 25, 2016 within 24 hours of receiving the contribution, in violation of Section 84203.
- Count 5: The Committee and Onofre failed to timely file a pre-election statement for the period ending of September 25, 2016 to October 22, 2016 and due on October 27, 2016, in violation of Section 84200.5 and 84200.8.
- Count 6: The Committee and Onofre failed to timely file a semiannual campaign statement for the period of October 23, 2016 to December 31, 2016, in violation of Section 84200.
- Count 7: The Committee and Onofre failed to timely file a semiannual campaign statement for the period of January 1, 2017 to June 30, 2017, in violation of Section 84200.
- Count 8: The Committee and Onofre failed to timely file a semiannual campaign statement for the period of July 1, 2017 to December 31, 2017, in violation of Section 84200.
- Count 9: The Committee and Onofre failed to timely file a semiannual campaign statement for the period of January 1, 2018 to the date of termination, May 16, 2018, in violation of Section 84200.
- Count 10: The Committee and Onofre failed to make all expenditures from a designated campaign bank account, in violation of Section 85201.
- Count 11: Onofre purchased a laptop computer with campaign funds and used the laptop for personal purposes which were not related to a political, legislative, or governmental purpose resulting in a substantial personal benefit, in violation of Sections 89512 and 89517.
- Count 12: Onofre purchased a suit with campaign funds, resulting in a substantial personal benefit, in violation of Sections 89512 and 89513, subdivision (d).
- Count 13: Onofre failed to disclose reportable income on her 2016 candidate statement of economic interest in violation of Section 87201 and 87207.

III. ADMINISTRATION & TECHNOLOGY DIVISION

STAFF: LORESSA HON, CHIEF OF ADMINISTRATION

New Employee Report

Administration and Technology Division

Christine Chen, Associate Governmental Program Analyst (Promotion)