



## FAIR POLITICAL PRACTICES COMMISSION

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### CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION

#### MINUTES OF MEETING, Public Session

Thursday, November 14, 2013

#### **CALL TO ORDER**

Vice Chair Eskovitz called the meeting to order at 10:00am on November 14, 2013 at the Fair Political Practices Commission, 428 J Street, Sacramento, CA 95814. Vice Chair Sean Eskovitz, Commissioners Eric Casher, Tricia Wynne, and Gavin Hachiya Wasserman were present.

#### **WELCOME**

##### **1. Public Comment**

Vice Chair Eskovitz opened the floor for public comment.

Steven Woodside, County Counsel for Marin County addressed the Commission regarding zoning categories and other geographic boundary related issues. Mr. Woodside offered his assistance in modifying the regulation to overcome conflicts.

Commissioner Wynne responded and asked where to go from here knowing that the regulation needs amending.

General Counsel Zack Morazzini responded that he and Bill Lenkeit are currently in the next stage of conflict analysis regarding this matter.

Mark Morodomi, General Counsel at the University of California, addressed the Commission stating he was recently hired in his position and looks forward to working with the Commission in the future.

#### **PROPOSED CONSENT CALENDAR ITEM 2 - 114**

##### **2. Approval of September 2013 Commission Meeting Minutes.**

Vice Chair Eskovitz opened the floor to the Commission to remove or discuss an item from the Proposed Consent Calendar.

Vice Chair Eskovitz stated he will abstain from voting on Item 15.

Commissioner Casher stated he will abstain from voting on Items 23, 37, 39, 59, 99, 108 and 111.

Commissioner Wasserman initially stated he will abstain from voting on Items 30-112.

Gary Winuk addressed the Commission regarding items 27-113 and informed the Commission that this is the first time the Enforcement Division has done a pro-active local gift endeavor. Commissioner Wynne asked if these specific local public officials were required to attend training on reporting rules. Mr. Winuk confirmed that training is required and stated he hopes these cases will show that there is enforcement action in this area.

Commissioner Wynne made a motion to approve the Consent Calendar items 2-14, 16-22, 24-29, and 113-114. Commissioner Casher seconded the motion.

Ayes: Commissioners Wynne, Casher, Eskovitz, Wasserman

The motion passed 4 to 0.

Mr. Winuk addressed the Commission regarding Item 113 and stated that this is an example of the rule that one cannot bear the fruits of violating the Political Reform Act.

### **Conflict of Interest**

- 3. In the Matter of Nelson E. Oliva, FPPC No. 11/863 (Default Decision).** Staff: Commission Counsel Milad Dalju and Special Investigator Annaraine Diaz. In this matter, Respondent, Nelson E. Oliva, the City Manager of the City of Hercules from April 1, 2007, through January 9, 2011, failed to report gifts he received from NEO Consulting Inc., dba Affordable Housing Solutions Group (“NEO”), in 2007, 2008, 2009, and 2010, totaling \$234,775.96 in value, in violation of Government Code Sections 87200, 87203, and 87204 (1 count), accepted gifts from NEO in 2008, 2009, and 2010, in excess of the respective annual gift limit of \$390, \$420, and \$420, in violation of Government Code Section 89503, subdivision (a) (1 count), and, in his capacity as City Manager of the City of Hercules, made, participated in making, or attempted to influence 16 governmental decisions in which he knew, or had reason to know, he had a disqualifying financial interest, by awarding 16 city contracts, totaling \$2,889,000, to NEO, in violation of Government Code Section 87100 (12 counts). **Total Proposed Penalty: \$70,000.**

## Campaign Reporting

- 4. In the Matter of Dean Florez, Dean Florez for Lt. Governor 2010, and Dean Florez for State Controller 2014, FPPC No. 12/213.** Staff: Commission Counsel Milad Dalju and Program Specialist Grant Beauchamp. Respondent, Dean Florez (Respondent Florez), was a candidate for Lt. Governor in 2010, is a candidate for State Controller in 2014, and previously served as an assembly member and a senator. Respondent Florez and his candidate controlled committee, Dean Florez for Lt. Governor 2010, made 3 expenditures, totaling \$6,434.42, that were not related to a political, legislative or governmental purpose, in violation of Government Code Sections 89512 and 89513 (2 counts); and failed to refund approximately \$247,000 in general election contributions in violation of Government Code Section 85318 (1 count). Respondent Florez and his candidate controlled committee, Dean Florez for State Controller 2014, made 166 expenditures, totaling \$20,107.47, that were unrelated to a political, legislative or governmental purpose, in violation of Government Code Sections 89512 and 89513 (9 counts). **Total Proposed Penalty: \$60,000.**
- 5. In the Matter of Robert L. Griffith and Committee To Elect Robert Griffith, FPPC No. 12/344 (Default Decision).** Staff: Senior Commission Counsel Angela Brereton. In this matter, Respondent, Robert L. Griffith, is an elected governing board member of the Mountain View School District, who has served since 1989 and is currently running for re-election for his seventh four-year term. Respondent, Committee To Elect Robert Griffith, is Respondent Griffith's controlled committee. In this matter, Respondents failed to file eight semi-annual campaign statements, in violation of Government Code Section 84200, subdivision (a) (8 counts); and failed to file two pre-election campaign statements in violation of Government Code Sections 84200.5 subdivision (c) and 84200.8, subdivision (a) (2 counts). Additionally, Respondent Griffith failed to file his 2011 Annual Statement of Economic Interests in violation of Government Code Section 87203 (1 count). Respondents ignored numerous notifications from filing officers and the Enforcement Division in this regard and have an extensive history of the same violations of the Act. Additionally, Respondent Griffith is still in office and is running for re-election to his seventh four-year term. Therefore, the maximum penalty is recommended for these eleven counts. **Total Proposed Penalty: \$55,000.**
- 6. In the Matter of California Association of Highway Patrolmen and Jon H. Hamm, FPPC No. 12/724.** Staff: Commission Counsel IV Galena West and Program Specialist Luz Bonetti. Respondent, California Association of Highway

Patrolmen, is a general purpose committee sponsored by the California Association of Highway Patrolmen and Respondent, Jon H. Hamm, served as Treasurer. This case arose from a Franchise Tax Board audit for the period January 1, 2009, through December 31, 2010. In this matter, Respondents failed to timely file a preelection campaign statement, in violation of Government Code Sections 84200.5, subdivision (d), and 84200.7 (1 count); failed to timely disclose the accurate balance of cash for ten consecutive reporting periods beginning January 1, 2009, through December 31, 2010, by up to approximately \$98,459, in violation of Government Code Section 84211, subdivision (e) (1 count); and failed to timely report contributions received during four consecutive reporting periods beginning May 23, 2010, through December 31, 2010, totaling approximately \$151,239, in violation of Government Code Section 84211, subdivisions (a) and (d) (1 count). **Total Proposed Penalty: \$6,500.**

7. **In the Matter of Isaac Galvan, Galvan for Compton City Council 2013, and Isaac Galvan, Treasurer, FPPC No. 13/748.** Staff: Political Reform Consultant Adrienne Korchmaros. Respondents, Isaac Galvan, Galvan for Compton City Council 2013, and Isaac Galvan, as Treasurer, failed to timely file the Candidate Intention Statement (Form 501), the Candidate Statement of Economic Interests (Form 700), two pre-election campaign statements covering the period January 1, 2013, through May 18, 2013, due on April 25, 2013 and May 23, 2013, as well as the semi-annual campaign statement covering the period May 19, 2013, through June 30, 2013, due on July 31, 2013, with the City of Compton in violation of Government Code Sections 84200, 84200.5, 85200, and 87201 (5 counts). **Total Proposed Penalty: \$1,000.**
  
8. **In the Matter of Ernie Morrison, FPPC No. 13/315.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. Respondent, Ernie Morrison, is a sitting member on the Oxnard School District Board of Trustees. Respondents, Ernie Morrison, the Committee to Elect Ernie “Mo” Morrison Governing Board Member 2010, and Assistant Treasurer, Sue Odgers, failed to timely file four semi-annual campaign statements after the election, covering January 1, 2011 through December 31, 2012, in violation of Government Code Section 84200 (4 counts). **Total Proposed Penalty: \$800.**
  
9. **In the Matter of Butte County Republican Party and Darrel W. Wilson; FPPC No. 13/626.** Staff: Political Reform Consultant Adrienne Korchmaros. Respondents, Butte County Republican Party and its Treasurer, Darrel W. Wilson, failed to timely file the campaign statement covering the period January

1, 2013, through June 30, 2013, due July 31, 2013, with the Secretary of State in violation of Government Code Sections 84200 and 84605 (2 counts). **Total Proposed Penalty: \$400.**

10. **In the Matter of County Employee Management Association and Mark Fink, FPPC No. 13/577.** Staff: Political Reform Consultant Adrienne Korchmaros. Respondents, County Employee Management Association and its Treasurer, Mark Fink, failed to timely file the campaign statement covering the period July 1, 2012, through December 31, 2012, due on January 31, 2013, with the County of Santa Clara Registrar of Voters in violation of Government Code Section 84200 (1 count). **Total Proposed Penalty: \$200.**
11. **In the Matter of Siskiyou County Deputy Sheriff's Association and Hoyt Bradley, FPPC No. 13/323.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. Respondent, Siskiyou County Deputy Sheriff's Association, was a county general purpose committee with Respondent Hoyt Bradley serving as Treasurer. Respondents failed to timely file a semi-annual campaign statement for the reporting period July 1, 2012, through December 31, 2012, due January 31, 2013, in violation of Government Code Section 84200 (1 count). **Total Proposed Penalty: \$200.**
12. **In the Matter of Long Beach Citizens' and Patients' Rights, FPPC No. 13/910.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondents, Long Beach Citizens' and Patients' Rights, and Jeremy Coltharp, the committee's Treasurer, failed to file a semi-annual campaign statements covering the period January 1, 2013, through June 30, 2013, due July 31, 2013, in violation of Government Code Section 84200 (1 count). **Total Proposed Penalty: \$200.**

### **Money Laundering**

13. **In the Matter of Tim Do AKA Thinh Thien Do, individually, and DBA Catering Food Supply, FPPC No. 10/740.** Staff: Senior Commission Counsel Neal Bucknell, Special Investigator Beatrice Moore, and Law Clerk Kyle Levy. On or about December 31, 2009, Respondent made a contribution in the amount of \$5,000 to the committee known as McCarty for Assembly 2010, but the true source of the contribution was concealed. This was accomplished by making the contribution in the names of intermediaries, thereby creating the false appearance that Respondent was not the true source of funds—when in fact,

Respondent was the true source of funds. In this way, Respondent violated Government Code Section 84301, which prohibits campaign money laundering (1 count). **Total Proposed Penalty: \$5,000.**

### **Lobbying Restrictions**

14. **In the Matter of Mike Roos, FPPC No. 11/1119.** Staff: Commission Counsel Zachary Norton and Program Specialist Bob Perna. Respondent, Mike Roos, was a registered lobbyist and Founder and Chief Consultant of Mike Roos and Company, a registered lobbying firm located in Los Angeles. Respondent made prohibited contributions to committees controlled by two elected state officers and a candidate for elected state office while registered to lobby the California State Legislature and Governor, in violation of Government Code Section 85702 (1 count). **Total Proposed Penalty: \$3,000.**

### **Lobbying Reporting**

15. **In the Matter of Petsmart, Inc., FPPC No. 13/822.** Staff: Legal Analyst Tracey Frazier. Petsmart, Inc., a California lobbyist employer, failed to timely file a Lobbyist Employer Report (Form 635) for the October 1, 2012, through December 31, 2012, period, disclosing total payments made for lobbying services in the amount of \$0.00, in violation of Government Code Sections 86115, 86116, 86117, and 84605 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Commissioners Casher, Wynne and Wasserman

Abstained: Vice Chair Eskovitz

The motion passed 3 to 0.

### **Receipt of Gift Over the Limit**

16. **In the Matter of Susan M. Oliva, FPPC No. 13/890.** Staff: Political Reform Consultant Adrienne Korchmaros. Respondent, Susan M. Oliva, as Council Member for the City of Colton, received a gift of an iPad valued at \$548.66 from CPAgents, Inc., exceeding the \$420 gift limit applicable in 2011, in violation of Government Code Section 89503 (1 count). **Total Proposed Penalty: \$200.**

### **Statement of Economic Interests – Non-Filer**

17. **In the Matter of Ryan LeComte, FPPC No. 13/542.** Staff: Political Reform Consultant Teri Rindahl. Respondent, Ryan LeComte, City of Sonoma's Information Systems Officer, failed to timely file a 2012 Annual Statement of Economic Interests covering the period January 1, 2012, through December 31,

2012, due April 1, 2013, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$400.**

18. **In the Matter of Kenneth Rayburn, FPPC No. 13/461.** Staff: Political Reform Consultant Teri Rindahl. Respondent, Kenneth Rayburn, Mariana Ranchos County Water District Vice President, failed to timely file a 2012 Annual Statement of Economic Interests covering the period January 1, 2012, through December 31, 2012, due April 2, 2013, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$400.**
19. **In the Matter of Anders Asher Jesiah Burke, FPPC No. 13/765.** Staff: Commission Counsel Adam Silver and Political Reform Consultant Teri Rindahl. In this matter, Respondent, Anders Asher Jesiah Burke, a field representative for Assemblyman Brian Jones, failed to timely file the 2012 Annual Statement of Economic Interests in violation of Government Code Section 87203 (1 count). **Total Proposed Penalty: \$400.**
20. **In the Matter of Nidia Bautista, FPPC No. 13/884.** Staff: Political Reform Consultant Teri Rindahl. Respondent, Nidia Bautista, California State Senate Assistant Consultant, failed to timely file an Assuming Office Statement of Economic Interests covering the period April 29, 2012, through April 29, 2013, due May 30, 2013, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$200.**
21. **In the Matter of Janet Lamkin, FPPC No. 13/842.** Staff: Political Reform Consultant Adrienne Korchmaros. Respondent, Janet Lamkin, as a Trustee for the Fine Arts Museum for the City and County of San Francisco, failed to timely file the 2012 Annual Statement of Economic Interests covering the period January 1, 2012, through December 31, 2012, due April 1, 2013, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$200.**
22. **In the Matter of Jackson West, FPPC No. 13/847.** Staff: Political Reform Consultant Adrienne Korchmaros. Respondent, Jackson West, as a Member of the Sunshine Ordinance Task Force for the City and County of San Francisco, failed to timely file the 2012 Annual Statement of Economic Interests covering the period January 1, 2012, through December 31, 2012, due April 1, 2013, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$200.**

- 23. In the Matter of Maynard Law, FPPC No. 13/1086.** Staff: Political Reform Consultant Adrienne Korchmaros. Respondent, Maynard Law, as a Board Member on the Southeast Los Angeles County Workforce Investment Board for the County of Los Angeles, failed to timely file the 2012 Annual Statement of Economic Interests covering the period January 1, 2012, through December 31, 2012, due April 1, 2013, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Wasserman

Abstained: Commissioner Casher

The motion passed 3 to 0.

- 24. In the Matter of Danny Fred, FPPC No. 13/806.** Staff: Legal Analyst Tracey Frazier and Law Clerk Selena Farnesi. Respondent, Danny Fred, as a Contractor for the San Bernardino County Housing Authority, failed to timely file his 2012 Annual Statement of Economic Interests covering the period January 1, 2012, through December 31, 2012, due April 1, 2013, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$200.**

#### **Statement of Economic Interests – Non-Reporting**

- 25. In the Matter of Larry B. Anderson, FPPC No. 13/794.** Staff: Political Reform Consultant Adrienne Korchmaros. Respondent, Larry B. Anderson, as Chief Executive Officer of the Tri-City Healthcare District in the County of San Diego, failed to timely disclose Becker's Hospital Review as a sources of income on his 2012 Annual Statement of Economic Interests covering the period January 1, 2012, through December 31, 2012, due April 1, 2013, in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 26. In the Matter of Elizabeth Gonzales, FPPC No. 12/759.** Staff: Commission Counsel Milad Dalju and Program Specialist Grant Beauchamp. Respondent, Elizabeth Gonzales, failed to timely report on her Leaving Office Statement of Economic Interests income she received from Dean Florez for Lt. Governor 2010, Dean Florez for State Controller 2014, and the 20 Million Mind Foundation while serving as a legislative aide to a senator, in violation of Government Code Section 87300 (1 count). **Total Proposed Penalty: \$200.**

#### **Proactive Non-Reporting Gift Cases**

- 27. In the Matter of Douglas Yount, FPPC No. 13/108.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk



Kyle Levy. In this matter, Respondent, Douglas Yount, as Development Services Director for the City of Marina, failed to timely disclose gift(s) of: six meals totaling \$139.64 on his 2008 Annual Statement of Economic Interests; and nine meals totaling \$263.05 on his 2009 Annual Statement of Economic Interests. All gifts were from Shea Properties and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**

- 28. In the Matter of Debby Platt, FPPC No. 13/384.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Debby Platt, as the Project Manager for the City of Marina Development Services Department, failed to timely disclose gift(s) of: meals totaling \$104.29 on her 2010 Statement of Economic Interests. All gifts were from Shea Properties and all omissions were in violation of Government Code Section 87207 (1count). **Total Proposed Penalty: \$200.**
- 29. In the Matter of Christine di Iorio, FPPC No. 13/118.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Christine di Iorio, as a Community Development Director for the City of Marina, failed to timely disclose gift(s) of: two meals totaling \$124.31 on her 2008 Statement of Economic Interests. All gifts were from Shea Properties and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 30. In the Matter of Rajen Vurdien, FPPC No. 13/247.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Rajen Vurdien, as the President of the North Orange County Community College District, failed to timely disclose gift(s) of: one meal valued at \$153.86 on his 2010 Statement of Economic Interests; and one meal valued at \$180.00 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

- 31. In the Matter of Robert Aguilar, FPPC No. 13/363.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Robert Aguilar, as Superintendent for the

Delano Union School District, failed to timely disclose gift(s) of: meals totaling \$139.20 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

**32. In the Matter of Donna Miller, FPPC No. 13/254.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Donna Miller, as Trustee for the North Orange County Community College District, failed to timely disclose gift(s) of: one meal valued at \$153.86 on her 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

**33. In the Matter of Nancy Mackle, FPPC No. 13/347.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Nancy Mackle, as the Deputy City Manager for the City of San Rafael, failed to timely disclose gift(s) of: one meal valued at \$127.16 on her 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

**34. In the Matter of Joseph White, FPPC No. 13/384.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Joseph White, as the Assistant

Superintendent for Mountain View-Los Altos Union High School District, failed to timely disclose gift(s) of: four meals totaling \$338.15 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

**35. In the Matter of Stephanie Lovette, FPPC No. 13/348.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Stephanie Lovette, as Economic Development Coordinator for the City of San Rafael, failed to timely disclose gift(s) of: two meals totaling \$269.82 on her 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

**36. In the Matter of Ben Duran, FPPC No. 13/250.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Ben Duran, as Superintendent for Merced College, failed to timely disclose gift(s) of: meals totaling \$147.16 on his 2010 Statement of Economic Interests; and meals totaling \$217.64 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

**37. In the Matter of Ken Pulskamp, FPPC No. 13/850.** Staff: Legal Analyst Tracey Frazier and Law Clerk Liz Smutz. In this matter, Respondent, Ken Pulskamp, as the City Manager of Santa Clarita, failed to timely disclose gift(s) of: one meal valued at \$133.19 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Wasserman

Abstained: Commissioner Casher

The motion passed 3 to 0.

**38. In the Matter of Michael Kasler, FPPC No. 13/851.** Staff: Legal Analyst Tracey Frazier and Law Clerk Liz Smutz. In this matter, Respondent, Michael Kasler, as the President of the North Orange County Community College District, failed to timely disclose gift(s) of: one meal valued at \$180.00 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

**39. In the Matter of Carlos Garcia, FPPC No. 13/741.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Carlos Garcia, as the Superintendent of the San Francisco Unified School District, failed to timely disclose gift(s) of: two meals totaling \$140.39 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Wasserman

Abstained: Commissioner Casher

The motion passed 3 to 0.

**For Agenda items 40-58:**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

- 40. In the Matter of Dolores Marquez, FPPC No. 13/248.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Dolores Marquez, as a Member of the Alum Rock Union Elementary School District Board, failed to timely disclose gift(s) of: four meals totaling \$268.42 on her 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

**For Agenda items 40-58:**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

- 41. In the Matter of Art Armendariz, FPPC No. 13/251.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Art Armendariz, as a Member of the Delano Joint Union High School District Board, failed to timely disclose gift(s) of: four meals totaling \$279.13 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 42. In the Matter of Teresa Williams, FPPC No. 13/632.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Teresa Williams, as the Superintendent for the Moorpark Unified School District, failed to timely disclose gift(s) of: one meal valued at \$102.06 on her 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

- 43. In the Matter of Jon McNeil, FPPC No. 13/640.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Jon McNeil, as the Assistant Superintendent of Business Services for the Whittier City School District, failed to timely disclose gift(s) of: one meal and tickets to a professional baseball game totaling \$348.60 on his 2009 Statement of Economic Interests; three meals, and tickets to a professional baseball game totaling \$419.81 on his 2010 Statement of Economic Interests; and two meals totaling \$185.20 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (3 counts). **Total Proposed Penalty: \$600.**
- 44. In the Matter of Ron Carruth, FPPC No. 13/641.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Ron Carruth, as the Superintendent for the Whittier City School District, failed to timely disclose gift(s) of: two meals and tickets to a professional baseball game totaling \$418.33 on his 2009 Statement of Economic Interests; four meals, and tickets to a professional baseball game totaling \$419.82 on his 2010 Statement of Economic Interests; and five meals totaling \$311.18 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (3 counts). **Total Proposed Penalty: \$600.**
- 45. In the Matter of Ron Taylor, FPPC No. 13/661.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Ron Taylor, as the Superintendent for the Feather River Community College District, failed to timely disclose gift(s) of: one meal valued at \$153.86 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 46. In the Matter of Laurie Baccus, FPPC No. 13/643.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Laurie Baccus, as the Chief Academic Officer for the Whittier City School District, failed to timely disclose gift(s) of: one meal valued at \$112.50 on her 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 47. In the Matter of Rene Aguilera, FPPC No. 13/650.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Rene Aguilera, as a Member of the

Roseville City School District Board of Directors, failed to timely disclose gift(s) of: four meals totaling \$338.93 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

48. **In the Matter of James Ledford, FPPC No. 13/859.** Staff: Legal Analyst Tracey Frazier and Law Clerk Liz Smutz. In this matter, Respondent, James Ledford, as Mayor of Palmdale, failed to timely disclose gift(s) of: two meals totaling \$253.39 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
49. **In the Matter of Barry Groves, FPPC No. 13/383.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Barry Groves, as the Superintendent of the Mountain View-Los Altos Union High School District, failed to timely disclose gift(s) of: two meals totaling \$236.71 on his 2009 Statement of Economic Interests; two meals totaling \$237.53 on his 2010 Statement of Economic Interests; and two meals totaling \$147.93 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (3 counts). **Total Proposed Penalty: \$600.**
50. **In the Matter of Judy Hanneman, FPPC No. 13/385.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Judy Hanneman, as a Member of the Mountain View-Los Altos Union High School Governing Board, failed to timely disclose gift(s) of: one meal valued at \$187.15 on her 2010 Statement of Economic Interests; and one meal valued at \$133.41 on her 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
51. **In the Matter of Joe Mitchner, FPPC No. 13/386.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Joe Mitchner, as a Member of the Mountain View-Los Altos Union High School Governing Board, failed to timely disclose gift(s) of: one meal valued at \$187.15 on his 2010 Statement of Economic Interests; and one meal valued at \$133.41 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**

52. **In the Matter of Susan Sweeley, FPPC No. 13/387.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Susan Sweeley, as a Member of the Mountain View-Los Altos Union High School Governing Board, failed to timely disclose gift(s) of: one meal valued at \$187.15 on her 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
53. **In the Matter of Debbie Torok, FPPC No. 13/388.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Debbie Torok, as a Member of the Mountain View-Los Altos Union High School Governing Board, failed to timely disclose gift(s) of: one meal valued at \$187.15 on her 2010 Statement of Economic Interests; and one meal valued at \$133.41 on her 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
54. **In the Matter of Steve Romines, FPPC No. 13/424.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Steve Romines, as the Assistant Superintendent of the Manhattan Beach Unified School District, failed to timely disclose gift(s) of: two meals totaling \$248.88 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
55. **In the Matter of Roy Grimes, FPPC No. 13/432.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Roy Grimes, as a Member of the Sacramento City School Board, failed to timely disclose gift(s) of: four meals totaling \$162.25 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
56. **In the Matter of Vicken Erganian, FPPC No. 13/440.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Vicken Erganian, as the Treasurer for the City of Pasadena, failed to timely disclose gift(s) of: six meals totaling \$181.21 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**



- 57. In the Matter of Peter Hardash, FPPC No. 13/559.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Peter Hardash, as the Vice Chancellor of the Rancho Santiago Community College District, failed to timely disclose gift(s) of: golf and meals totaling \$145.22 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 58. In the Matter of Molly McClanahan, FPPC No. 13/576.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Molly McClanahan, as a Member of the North Orange County Community College District Board of Trustees, failed to timely disclose gift(s) of: one meal valued at \$180.00 on her 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 59. In the Matter of Rene Mendez, FPPC No. 13/589.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Rene Mendez, as the City Manager of Gonzalez, failed to timely disclose gift(s) of: golf, three meals, and tickets to a professional baseball game totaling \$250.92 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Wasserman

Abstained: Commissioner Casher

The motion passed 3 to 0.

**For Agenda Items 60-98:**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

- 60. In the Matter of Lee McDougal, FPPC No. 13/590.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Lee McDougal, as a Member of the Chaffey Community College District Board, failed to timely disclose gift(s) of: golf valued at \$102.33 on his

2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

- 61. In the Matter of Margaret Moggia, FPPC No. 13/594.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Margaret Moggia, as the Chief Financial Officer for the West Basin Municipal Water District, failed to timely disclose gift(s) of: three meals totaling \$121.04 on her 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 62. In the Matter of George Harris, FPPC No. 13/672.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, George Harris, as the Interim Finance Director and Deputy City Manager for the City of Adelanto, failed to timely disclose gift(s) of: six meals totaling \$144.99 on his 2009 Statement of Economic Interests; and one meal valued at \$140.39 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
- 63. In the Matter of Kenny Richards, FPPC No. 13/676.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Kenny Richards, as the Superintendent of the Northern Humboldt Union High School District, failed to timely disclose gift(s) of: one meal valued at \$218.00 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 64. In the Matter of Donald Moody, FPPC No. 13/682.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Donald Moody, as a Member of the Morgan Hill Unified School District Governing Board, failed to timely disclose gift(s) of: one meal valued at \$112.50 on his 2010 Statement of Economic Interests; and one meal valued at \$139.27 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
- 65. In the Matter of Robert Benevento, FPPC No. 13/683.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Robert Benevento, as a Member of the Morgan Hill Unified School District Governing Board, failed to timely disclose gift(s) of: one meal valued at \$139.27 on his 2011

Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

- 66. In the Matter of Wesley Smith, FPPC No. 13/686.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Wesley Smith, as the Superintendent of the Morgan Hill Unified School District, failed to timely disclose gift(s) of: golf and two meals totaling \$195.34 on his 2010 Statement of Economic Interests; and two meals totaling \$151.75 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
- 67. In the Matter of Edward Vasquez, FPPC No. 13/714.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Edward Vasquez, as the Director of the Central Basin Municipal Water District, failed to timely disclose gift(s) of: one meal valued at \$122.32 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 68. In the Matter of Jeffrey Meyer, FPPC No. 13/724.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Jeffrey Meyer, as the Director of Financial Planning for the Calaveras County Water District, failed to timely disclose gift(s) of: one meal valued at \$167.14 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 69. In the Matter of William Loose, FPPC No. 13/731.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, William Loose, as the Superintendent of the Ocean View School District, failed to timely disclose gift(s) of: four meals totaling \$231.97 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 70. In the Matter of Xilonin Cruz-Gonzalez, FPPC No. 13/368.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Xilonin Cruz-Gonzalez, as a Member of the Azusa Unified School District Board of Education, failed to timely disclose gift(s) of: five meals totaling \$341.86 on her 2010 Statement of

Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

71. **In the Matter of Kathryn Ramirez, FPPC No. 13/344.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Kathryn Ramirez, as a Member of the Salinas Union High School District Board, failed to timely disclose gift(s) of: two meals totaling \$233.57 on her 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
72. **In the Matter of Isabel Barreras, FPPC No. 13/378.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Isabel Barreras, as a Member of the State Center Community College District Board of Trustees, failed to timely disclose gift(s) of: three meals totaling \$187.49 on her 2009 Statement of Economic Interests; and three meals totaling \$194.70 on her 2011 Statements of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
73. **In the Matter of Ron Feaver, FPPC No. 13/381.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Ron Feaver, as a Member of the State Center Community College District Board of Trustees, failed to timely disclose gift(s) of: two meals totaling \$113.33 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
74. **In the Matter of Esau Ruiz Herrera, FPPC No. 13/249.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Esau Ruiz Herrera, as a Member of the Alum Rock Union Elementary District Board, failed to timely disclose gift(s) of: three meals totaling \$166.63 on his 2010 Statement of Economic Interests; and two meals totaling \$140.71 on his 2011 Statements of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
75. **In the Matter of Paul Solano, FPPC No. 13/437.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter,

Respondent, Paul Solano, as a Member of the Basset Unified School District Governing Board, failed to timely disclose gift(s) of: one meal valued at \$115.46 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

- 76. In the Matter of Diana Rodriguez, FPPC No. 13/433.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Diana Rodriguez, as a Member of the Sacramento City Unified School District Board, failed to timely disclose gift(s) of: two meals totaling \$222.08 on her 2010 Statement of Economic Interests; and three meals totalling \$181.07 on her 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
- 77. In the Matter of Michael Matthews, FPPC No. 13/427.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Michael Matthews, as the Superintendent of the Manhattan Beach Unified School District, failed to timely disclose gift(s) of: one meal valued at \$174.63 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 78. In the Matter of Robert Uranga, FPPC No. 13/561.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Robert Uranga, as a Member of the Long Beach Community College Board, failed to timely disclose gift(s) of: golf and two meals totaling \$406.35 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 79. In the Matter of Vilko Domic, FPPC No. 13/583.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Vilko Domic, as the Director of Finance for the City of Commerce, failed to timely disclose gift(s) of: golf and meals totaling \$178.07 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 80. In the Matter of Denise Porterfield, FPPC No. 13/596.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Denise Porterfield, as the Chief Business Officer for the Antioch

Unified School District, failed to timely disclose gift(s) of: four meals totaling \$236.12 on her 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

- 81. In the Matter of Anthony Monreal, FPPC No. 13/906.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Anthony Monreal, as the Former Superintendent of the Oxnard School District, failed to timely disclose gift(s) of: two meals totaling \$242.50 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 82. In the Matter of Helen Benjamin, FPPC No. 13/671.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Helen Benjamin, as the Chancellor of the Contra Costa Community College District, failed to timely disclose gift(s) of: one meal valued at \$127.66 on her 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 83. In the Matter of Eun "Amy" Lee, FPPC No. 13/707.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Eun "Amy" Lee, as the Chief Financial Officer for the San Francisco Redevelopment Agency, failed to timely disclose gift(s) of: four meals totaling \$129.59 on her 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 84. In the Matter of Jonathan Vasquez, FPPC No. 13/728.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Jonathan Vasquez, as the Superintendent of the Los Nietos School District, failed to timely disclose gift(s) of: one meal valued at \$132.92 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 85. In the Matter of Thom Armstrong, FPPC No. 13/693.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Thom Armstrong, as the President of the Barstow Community College District, failed to timely disclose gift(s) of: one meal valued at \$153.86 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all

omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

86. **In the Matter of Ken Henderson, FPPC No. 13/637.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Ken Henderson, as a Member of the Whittier City School District Governing Board, failed to timely disclose gift(s) of: one meal valued at \$112.50 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
87. **In the Matter of Brian Rivas, FPPC No. 13/770.** Staff: Legal Analyst Tracey Frazier and Law Clerk Liz Smutz. In this matter, Respondent, Brian Rivas, as a Trustee of the Sacramento County Board of Education, failed to timely disclose gift(s) of: five meals totaling \$237.80 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
88. **In the Matter of Monique Limon, FPPC No. 13/882.** Staff: Legal Analyst Tracey Frazier and Law Clerk Selena Farnesi. In this matter, Respondent, Monique Limon, as a Member of the Santa Barbara Unified School District Board of Education, failed to timely disclose gift(s) of: two meals totaling \$146.06 on her 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
89. **In the Matter of Manny Ontiveros, FPPC No. 13/572.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Manny Ontiveros, as a Member of the North Orange County Community College District Board of Trustees, failed to timely disclose gift(s) of: golf and two meals totaling \$318.55 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
90. **In the Matter of Norma Shelton, FPPC No. 13/881.** Staff: Legal Analyst Tracey Frazier and Law Clerk Selena Farnesi. In this matter, Respondent, Norma Shelton, as the Assistant Superintendent of the Laguna Beach Unified School District, failed to timely disclose gift(s) of: one meal valued at \$165.56 on her 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa &

Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

- 91. In the Matter of Brent Mason, FPPC No. 13/739.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Brent Mason, as the Director/Treasurer for the City of Riverside Finance Department, failed to timely disclose gift(s) of: two meals totaling \$100.52 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 92. In the Matter of Chuong Thai, FPPC No. 13/733.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Chuong Thai, as the Director of Finance/Treasurer for the City of South Pasadena, failed to timely disclose gift(s) of: two meals totaling \$106.72 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 93. In the Matter of John Nejedly, FPPC No. 13/670.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, John Nejedly, as a Trustee of the Contra Costa Community College District, failed to timely disclose gift(s) of: one meal valued at \$127.66 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 94. In the Matter of Leonard Lahtinen, FPPC No. 13/246.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Leonard Lahtinen, as a Member of the North Orange County Community College District Board of Trustees, failed to timely disclose gift(s) of: one meal valued at \$153.86 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 95. In the Matter of Fred Tovar, FPPC No. 13/349.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Fred Tovar, as a Member of the Gilroy Unified School District Board, failed to timely disclose gift(s) of: two meals totaling \$217.58 on his 2010 Statement of Economic Interests. All gifts were from



E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

- 96. In the Matter of Kenneth Nordhoff, FPPC No. 13/346.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Kenneth Nordhoff, as City Manager for the City of San Rafael, failed to timely disclose gift(s) of: one meal valued at \$127.16 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 97. In the Matter of Ned Doffoney, FPPC No. 13/245.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Ned Doffoney, as Chancellor for the North Orange County Community College District, failed to timely disclose gift(s) of: meals totaling \$153.86 on his 2010 Statement of Economic Interests; and meals totaling \$180.00 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
- 98. In the Matter of Frank Herrera, FPPC No. 13/364.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Frank Herrera, as Clerk to the Board of Trustees for the Delano Union School District, failed to timely disclose gift(s) of: meals totaling \$205.69 on his 2009 Statement of Economic Interests; and meals totaling \$135.87 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
- 99. In the Matter of Joe Yew, FPPC No. 13/369.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Joe Yew, as City Treasurer for the City of Oakland, failed to timely disclose gift(s) of: one meal valued at \$101.67 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Wasserman

Abstained: Commissioner Casher

The motion passed 3 to 0.

**For Agenda items 100-107:**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

- 100. In the Matter of Gabriel Soumakian, FPPC No. 13/569.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Gabriel Soumakian, as the Superintendent of the Oxnard Union High School District, failed to timely disclose gift(s) of: three meals totalling \$179.99 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 101. In the Matter of Sandy Thorstenson, FPPC No. 13/642.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Sandy Thorstenson, as the Superintendent of the Whittier Union High School District, failed to timely disclose gift(s) of: two meals totaling \$130.30 on her 2009 Statement of Economic Interests; and two meals totaling \$163.38 on her 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
- 102. In the Matter of Brett McFadden, FPPC No. 13/633.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Brett McFadden, as the Chief Business Officer for the Pajaro Valley Unified School District, failed to timely disclose gift(s) of: two meals totaling \$148.51 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 103. In the Matter of Cindy Whiteman, FPPC No. 13/636.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Cindy Whiteman, as the Chief Business Officer for the Hughson Unified School District, failed to timely disclose gift(s) of: three meals totaling \$118.87 on her 2009 Statement of Economic Interests; and one meal valued at \$218.00 on her 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**

- 104. In the Matter of Leslie DeRose, FPPC No. 13/630.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Leslie DeRose, as a Trustee of the Pajaro Valley Unified School District Board, failed to timely disclose gift(s) of: one meal valued at \$139.27 on her 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 105. In the Matter of Eloy Oakley, FPPC No. 13/555.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Eloy Oakley, as the Superintendent of the Long Beach Community College District, failed to timely disclose gift(s) of: dinner, drinks, and dessert totaling \$157.00 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 106. In the Matter of Robert Hidalgo, FPPC No. 13/647.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, Robert Hidalgo, as a Member of the Rowland Unified School District Governing Board, failed to timely disclose gift(s) of: one meal valued at \$115.45 on his 2009 Statement of Economic Interests; and two meals totaling \$206.83 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**
- 107. In the Matter of Harold Edmonds, FPPC No. 13/754.** Staff: Legal Analyst Tracey Frazier and Law Clerk Rob Binning. In this matter, Respondent, Harold Edmonds, as a Trustee for the Oxnard Union High School District, failed to timely disclose gift(s) of: one meal valued at \$139.27 on his 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**
- 108. In the Matter of Katano Kasaine, FPPC No. 13/370.** Staff: Political Reform Consultant Adrienne Korchmaros, Legal Analyst Tracey Frazier, and Law Clerk Kyle Levy. In this matter, Respondent, Katano Kasaine, as Treasury Manager for the City of Oakland, failed to timely disclose gift(s) of: four meals totaling \$160.07 on her 2010 Statement of Economic Interests; and four meals totaling \$155.42 on her 2011 Statements of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (2 counts). **Total Proposed Penalty: \$400.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Wasserman

Abstained: Commissioner Casher

The motion passed 3 to 0.

**109. In the Matter of James Mussenden, FPPC No. 13/602.** Staff: Political Reform Consultant Teri Rindahl, Legal Analyst Tracey Frazier, and Law Clerk Selena Farnesi. In this matter, Respondent, James Mussenden, as the City Manager for the City of El Monte, failed to timely disclose gift(s) of: golf and a meal totaling \$275.75 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

**110. In the Matter of Chuck Fuentes, FPPC No. 13/554.** Staff: Political Reform Consultant Jeanette Turvill and Legal Analyst Tracey Frazier. In this matter, Respondent, Chuck Fuentes, as the City Manager of Pico Rivera, failed to timely disclose gift(s) of: two meals and drinks totalling \$173.97 on his 2009 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

**111. In the Matter of Danny Villanueva, FPPC No. 13/877.** Staff: Legal Analyst Tracey Frazier and Law Clerk Selena Farnesi. In this matter, Respondent, Danny Villanueva, as the Assistant Director of Business Advisory Services for the Los Angeles County Office of Education, failed to timely disclose gift(s) of: four meals totaling \$409.12 on his 2010 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Wasserman

Abstained: Commissioner Casher

The motion passed 3 to 0.

**112. In the Matter of Socorro Lopez-Hansen, FPPC No. 13/866.** Staff: Legal Analyst Tracey Frazier and Law Clerk Selena Farnesi. In this matter, Respondent, Socorro Lopez-Hansen, as a Member of the Oxnard Union High School Board, failed to timely disclose gift(s) of: one meal valued at \$139.27 on her 2011 Statement of Economic Interests. All gifts were from E.J. De La Rosa & Co., Inc. and all omissions were in violation of Government Code Section 87207 (1 count). **Total Proposed Penalty: \$200.**

Ayes: Vice Chair Eskovitz, Commissioners Wynne and Casher

Abstained: Commissioner Wasserman

The motion passed 3 to 0.

#### **Informational Item – Disgorgement of Contribution – No Action Required**

**113. In the Matter of Voters for a New California and Joaquin Ross, FPPC No. 10/470.** Staff: Senior Commission Counsel Neal Bucknell and Special Investigator Paul Rasey. On April 25, 2013, the Commission approved a Stipulation, Decision and Order in this case, which imposed a penalty in the amount of \$6,500 against Respondents Voters for a New California and Joaquin Ross for making an over-the-limit non-monetary contribution in support of Luis Alejo’s candidacy for the California State Assembly (and for falsely reporting the contribution as an independent expenditure). Thereafter, the Enforcement Division notified Assemblyman Alejo of his duty to “disgorge” the over-the-limit portion of the contribution from Voters for a New California by making payment to Voters for a New California in the amount of \$21,092 (which was the amount in excess of the contribution limit of \$3,900 per election). On October 4, 2013, the Enforcement Division received proof of payment in this regard from Assemblyman Alejo.

**114. Adoption of the 2013/14 Statement of Economic Interests, Form 700 and related documents.** Staff: Lynda Cassady, Chief of Technical Assistance Division.

#### **GENERAL ITEMS 115**

**115. Adoption of Regulation 18417 – Campaign Reporting- LAFCO Proposals.** Staff: General Counsel Zackery P. Morazzini and Commission Counsel Valentina Joyce. Staff proposes that the Commission adopt Regulation 18417 to clarify and make more specific the rules for reporting contributions and expenditures by committees primarily formed to support or oppose the qualification, adoption or passage of a LAFCO proposal.

Valentina Joyce, Commission Counsel, addressed the Commission and provided background information on this regulation.

Commissioner Wasserman requested clarification on the regulation and Valentina Joyce responded.

Commissioner Casher made a motion to approve staff recommendation of Regulation 18417 and Commissioner Wynne seconded the motion.

Ayes: Commissioners Wynne, Casher, Eskovitz, Wasserman

The motion passed 4 to 0.

#### **EXECUTIVE STAFF REPORTS ITEM 116**

**Administrative Division Report.** Staff: Chief of Administration, Tina Bass

**Legislative Report.** Staff: Legislative Coordinator, Sukhi Brar

**Litigation Report.** Staff: General Counsel, Zackery P. Morazzini

**Legal Division Report.** Staff: General Counsel, Zackery P. Morazzini

**Enforcement Division Report.** Staff: Chief of Enforcement, Gary Winuk

**Technical Assistance Division Report.** Staff: Chief of Technical Assistance Division, Lynda Cassady

Gary Winuk addressed the Commission regarding the Enforcement Division Report. Mr. Winuk highlighted that the Enforcement Division is still being aggressive about compliance, especially in local elections.

Sukhi Brar addressed the Commission regarding the Legislative Report and mentioned that Governor Brown signed AB 409, AB 552 and AB 1090 and received bipartisan support in the Legislature. The Governor also signed AB 1418 and vetoed SB 3.

Commissioner Wasserman commented on the Technical Assistance Division report and stated that he attended a presentation given by FPPC staff to a group of city clerks and that it was very informative and beneficial.

Vice Chair Eskovitz recessed the Commission momentarily.

Vice Chair Eskovitz resumed the Commission meeting.

Zack Morazzini addressed the Commission stating that six items on the Consent Calendar, Item 37, 39, 59, 99,108,111, did not receive three votes.

Commissioner Wasserman stated that he originally intended to abstain from voting on particular items earlier due to matters involving a former client and out of an abundance of caution.

Commissioner Wasserman stated that he can vote on these items since the party involved is not a current client.

Zack Morazzini confirmed that Commissioner Wasserman may vote on these items involving a former client.

Vice Chair Eskovitz made a motion to revote on Items 37, 39, 59, 99, 108 and 111. Commissioner Wynne seconded the motion.

Ayes: Vice Chair Eskovitz, Commissioners Wynne, Wasserman

Abstained: Commissioner Casher

The motion passed 3 to 0.

The meeting adjourned at 10:42 a.m.

Respectfully submitted,

Dated:

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Kelli Breton  
Commission Assistant

Approved January 16, 2013

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Sean Eskovitz, Vice Chair  
Fair Political Practices Commission