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7
8 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
9 STATE OF CALIFORNIA

10
11 In the Matter of:

FPPC No. 05/703

12 STIPULATION, DECISION AND ORDER

13 DEAN ANDAL, CITIZENS FOR ANDAL,
14 CITIZENS FOR ANDAL-LINCOLN UNIFIED,
and LARRY SOLARI,

15
16 Respondents.

17
18 **STIPULATION**

19 Complainant Roman G. Porter, Executive Director of the Fair Political Practices Commission,
20 and Respondents Dean Andal, Citizens for Andal, Citizens for Andal-Lincoln Unified, and Larry Solari,
21 hereby agree that this Stipulation will be submitted for consideration by the Fair Political Practices
22 Commission at its next regularly scheduled meeting.

23 The parties agree to enter into this Stipulation to resolve all factual and legal issues raised in this
24 matter and to reach a final disposition without the necessity of holding an additional administrative
25 hearing to determine the liability of Respondents.

26 Respondents understand, and hereby knowingly and voluntarily waive, any and all procedural
27 rights set forth in Government Code sections 83115.5, 11503 and 11523, and in California Code of
28 Regulations, title 2, sections 18361.1 through 18361.9. This includes, but is not limited to the right to

1 personally appear at any administrative hearing held in this matter, to be represented by an attorney at
2 Respondents' own expense, to confront and cross-examine all witnesses testifying at the hearing, to
3 subpoena witnesses to testify at the hearing, to have an impartial administrative law judge preside over
4 the hearing as a hearing officer, and to have the matter judicially reviewed.

5 As described in Exhibit 1, it is further stipulated and agreed as follows:

- 6 A. Respondents Dean Andal and Citizens for Andal sent two mass mailings without
7 including proper sender identification information, in violation of Government
8 Code section 84305, subdivisions (a) and (c) (2 counts); and they failed to report
9 accrued expenses on a pre-election campaign statement for the reporting period of
10 October 1, 2004, through October 16, 2004, in violation of Government Code
11 section 84211, subdivisions (b), (i), and (k), and California Code of Regulations,
12 title 2, section 18421.6 (1 count); and
- 13 B. Respondents Dean Andal, Citizens for Andal-Lincoln Unified, and Larry Solari
14 failed to report required information regarding expenditures on a semi-annual
15 campaign statement for the reporting period of October 17, 2004, through
16 December 31, 2004, in violation of Government Code section 84211, subdivisions
17 (i), (k), and (m) (1 count).

18 All counts are described in Exhibit 1, which is attached hereto and incorporated by reference as
19 though fully set forth herein. Exhibit 1 is a true and accurate summary of the facts in this matter.

20 Respondents agree to the issuance of the Decision and Order, which is attached hereto.

21 Respondents also agree to the Commission imposing an administrative penalty in the total amount of
22 \$9,500, of which Respondent Dean Andal is jointly and severally liable for the full amount of \$9,500,
23 Respondent Citizens for Andal is jointly and severally liable for \$7,000, Respondent Larry Solari is
24 jointly and severally liable for \$2,500, and Respondent Citizens for Andal-Lincoln Unified is jointly and
25 severally liable for \$2,500.

26 A cashier's check from Respondent Dean Andal in the amount of \$9,500, made payable to the
27 "General Fund of the State of California," is submitted with this Stipulation as full payment of the
28 administrative penalty for all Respondents and shall be held by the State of California until the
Commission issues its Decision and Order regarding this matter. The parties agree that in the event the
Commission refuses to accept this Stipulation, it shall become null and void, and within fifteen (15)
business days after the Commission meeting at which the Stipulation is rejected, all payments tendered
by Respondent in connection with this Stipulation shall be reimbursed to Respondent. Respondents
further stipulate and agree that in the event the Commission rejects the Stipulation, and a full evidentiary

1 hearing before the Commission becomes necessary, neither any member of the Commission, nor the
2 Executive Director, shall be disqualified because of prior consideration of this Stipulation.

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5 Dated: _____

Roman G. Porter, Executive Director
Fair Political Practices Commission

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9 Dated: _____

Dean Andal, Individually and on Behalf of
Citizens for Andal and Citizens for Andal-Lincoln
Unified, Respondents

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13 Dated: _____

Larry Solari, Respondent

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15 **DECISION AND ORDER**

16 The foregoing Stipulation of the parties “In the Matter of Dean Andal, Citizens for Andal,
17 Citizens for Andal-Lincoln Unified, and Larry Solari,” FPPC No. 05/703, including all attached exhibits,
18 is hereby accepted as the final decision and order of the Fair Political Practices Commission, effective
19 upon execution below by the Chairman.

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21 IT IS SO ORDERED.

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23 Dated: _____

Ross Johnson, Chairman
Fair Political Practices Commission