



FAIR POLITICAL PRACTICES COMMISSION

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(Unapproved and subject to change)
CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION
MINUTES OF MEETING, Public Session

Thursday, February 28, 2013

CALL TO ORDER

Chair Ann Ravel called the meeting to order at 10:00 a.m. at the Fair Political Practices Commission, 428 J Street, Sacramento, CA 95814. Chair Ravel and Commissioners Sean Eskovitz, Lynn Montgomery, and Gavin Hachiya Wasserman were present and Commissioner Elizabeth Garrett was present by telephone.

WELCOME AND CHAIR'S REPORT

Ann Ravel, FPPC Chair welcomed Commissioner Wasserman to the Commission and provided his biographical summary.

Chair Ravel announced that on March 12, 2013, the Northern California Chapter of the Society of Professional Journalists will present the James Madison award to the FPPC as a "Champion of Open Government and the First Amendment," in recognition of FPPC's success in compelling donor disclosure from the Arizona non-profit corporation Americans for Responsible Leadership that made an anonymous \$11 million donation to a California campaign committee.

Chair Ravel announced that the FPPC and Stanford University will host an event on April 30, 2013 at 6:30 p.m. to discuss the Future of Political Reform with Senator Russell D. Feingold and Judge Ken Starr, moderated by Pamela Karlan. The event will be held in the Paul Brest Hall at Stanford University.

1. Public Comment

Chair Ravel opened the floor for public comment and heard none.

PROPOSED CONSENT CALENDAR ITEMS 2 - 37

2. Approval of December 2012 Commission Meeting Minutes.

Chair Ravel opened the floor to the Commission to remove or discuss an item from the Proposed Consent Calendar and heard none.

Chair Ravel removed the minutes from the Proposed Consent Calendar. Commissioner Eskovitz made a motion to approve the minutes from the December 2012, meeting. The motion was seconded by Commissioner Montgomery.

Ayes: Commissioners Eskovitz, Garrett, Montgomery, and Chair Ravel.

Abstain: Commissioner Wasserman

The motion passed 4 to 0.

Conflict of Interest

- 3. In the Matter of Manuel Lopez, FPPC No. 12/540. Total Proposed Penalty: \$7,000.**
- 4. In the Matter of Randy Mark, FPPC No. 12/101. Total Proposed Penalty: \$4,000.**
- 5. In the Matter of Chris Carlotti, FPPC No. 11/096. Total Proposed Penalty: \$3,000.**

Campaign Reporting

- 6. In the Matter of League of California Cities CITIPAC aka League of California Cities CITIPAC, Supporting Proposition 22 and Dan Harrison, FPPC No. 12/727. Total Proposed Penalty: \$14,000.**
- 7. In the Matter of Kern County Young Republicans Voting Guide, Kern County Young Republicans PAC, and Bryan Williams, FPPC No. 10/1095. Total Proposed Penalty: \$11,000.**
- 8. In the Matter of Santa Barbara County Lincoln Club and Cory Bantilan, FPPC No. 12/063. Total Proposed Penalty: \$6,000.**
- 9. In the Matter of George Eads and Committee to Elect George Eads Marina Coast Water District November 2, 2010, FPPC No. 10/930 (Default Decision). Total Proposed Penalty: \$5,500.**
- 10. In the Matter of Californian's Against Corrupt Politicians and Alex Sanchez, Treasurer, FPPC No. 12/193. Total Proposed Penalty: \$2,000.**
- 11. In the Matter of Mick Gleason for Supervisor 2012, Mick Gleason, and Solomon Rajaratnam, Treasurer, FPPC No. 12/643. Total Proposed Penalty: \$2,000.**

12. In the Matter of Damon J. Dunn, Damon J. Dunn for Secretary of State 2010 committee, and Kelly Lawler, FPPC No. 12/558. Total Proposed Penalty: \$2,250.
13. In the Matter of Kim DeSerpa, Friends of Kim DeSerpa for PVUSD School Board 2010, and Kim DeSerpa, Treasurer, FPPC No. 12/977. Total Proposed Penalty: \$200.
14. In the Matter of Escondido Secondary Teachers Association and Liz Granatowski, Treasurer, FPPC No. 12/836. Total Proposed Penalty: \$200.
15. In the Matter of Matthew Herold, Herold for Assembly 2012, and Matthew Herold, Treasurer, FPPC No. 12/981. Total Proposed Penalty: \$800.
16. In the Matter of Jack DeLiddo for Ripon School Board, Jack DeLiddo, and Jayme Curtiss, FPPC No. 11/330. Total proposed penalty: \$800.
17. In the Matter of James M. Kelly, Jim Kelly for Grossmont Union High School Board for 2010, and James M. Kelly, Treasurer, FPPC No. 12/825. Total Proposed Penalty: \$200.
18. In the Matter of Irella Perez for School Board; Irella Perez, FPPC No.12/746. Total proposed penalty: \$200.
19. In the Matter of Gonzalves for Merced Irrigation District; Kevin Gonzalves and Jennifer Bohl, Treasurer, FPPC No. 12/871. Total proposed penalty: \$200.
20. In the Matter of San Francisco Democratic County Central Committee and Tom Hsieh, Treasurer, FPPC No. 10/125. Total Proposed Penalty: \$400.
21. In the Matter of Pacific Western Bank, FPPC No. 13/056. Total Proposed Penalty: \$400.
22. In the Matter of Hubert H. Humphrey Democratic Club and Christopher Duvali, FPPC No. 12/239. Total Proposed Penalty: \$400.

Lobbying Reporting

23. In the Matter of AltaMed Health Services Corporation, FPPC No. 12/878. Total proposed penalty: \$3,000.
24. In the Matter of Michael Endicott, FPPC No. 11/639 (Default Decision). Total Proposed Penalty: \$24,500.

25. In the Matter of Harbor Trucking Association, FPPC No. 12/833. Total Proposed Penalty: \$400.

Statement of Economic Interest – Non-Reporting

26. In the Matter of Cortez Quinn, FPPC No. 12/295 (Default Decision). Total Proposed Penalty: \$14,000.

Statement of Economic Interests – Non-Filer

27. In the Matter of Michael Morgan, FPPC No. 11/933. (Default Decision) Total Proposed Penalty: \$1,500.
28. In the Matter of Khaim Morton, FPPC No. 12/934. Total Proposed Penalty: \$200.
29. In the Matter of Kenneth King, FPPC No. 13/0018. Staff: Total Proposed Penalty: \$200.
30. In the Matter of Patricia Cantrall, FPPC No. 11/1005. Total Proposed Penalty: \$200.
31. In the Matter of Jake Sloan, FPPC No. 12/630. Total Proposed Penalty: \$200.
32. In the Matter of Chris Welsh, FPPC No. 12/552. Total Proposed Penalty: \$400.

Mass Mailing

33. In the Matter of San Jose Reform Committee Supporting Rose Herrera, FPPC No. 12/760. Total Proposed Penalty: \$2,500.

Late Contribution Reports

34. In the Matter of California League of Conservation Voters State Committee and Michael Hawk, Treasurer, FPPC No. 12/725. Total Proposed Penalty: \$1,650.
35. In the Matter of Service Employees International Union Local 721 CTW, CLC State & Local and Robert Schoonover, Treasurer, FPPC No. 12/729. Total Proposed Penalty: \$8,022.
36. In the Matter of PowerPAC.org Voter Fund and Lisa Le, FPPC No. 10/558. Total Proposed Penalty: \$3,000.

Major Donor Reporting

37. In the Matter of Sunovion Pharmaceuticals, Inc. and Anthony Magnetti, FPPC No. 12/963. Total proposed penalty: \$523.

Chair Ravel opened the floor to the Commission to remove or discuss an item from the Proposed Consent Calendar and heard none. Commissioner Eskovitz made a motion to approve agenda items 3 through 37 on the Proposed Consent Calendar. The motion was seconded by Commissioner Garrett.

Ayes: Commissioners Eskovitz, Garrett, Montgomery, Wasserman, and Chair Ravel.

The motion passed 5 to 0.

GENERAL ITEMS 38 - 40

38. Assignment of Hearing to Administrative Law Judge ("ALJ") - Artiga: In the Matter of Luis Artiga (FPPC Case No. 11/113). Staff: Gary S. Winuk, Chief of Enforcement and Bridgette Castillo, Commission Counsel.

Gary Winuk addressed the Commission. The Commission did not take any formal action.

39. Enforcement Division End of Year Report - Enforcement Division Chief Gary Winuk - Presentation of the Enforcement Division's End of Year Report for 2012 to the Commission for review and comment. No action required.

Gary Winuk provided an overview of the Enforcement Division End of Year Report. The Commission did not take any formal action.

40. Presentation of Open Data Application. Staff: Interim Executive Director Tina Bass and IT Staff Member Tam Do. In November 2012, the Commission partnered with the non-profit organization Code for America for a 2-day hackathon called DataDeathmatch. The goal was to improve transparency and revolutionize the way citizens interact with government. The winning team, Team Open Judge, will present their winning open data application to the Commission.

Interim Executive Director Tina Bass introduced Tam Do and Team Open Judge. Tam Do provided an overview of his programming solution. The Team Open Judge provided an overview of their winning open data application to the Commission.

The Commission did not take any formal action.

EXECUTIVE STAFF REPORTS ITEM 41

Executive Director/Administrative Division Report. Staff: Interim Executive Director, 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 T.A.D., Lynda Cassady

Interim Executive Director Tina Bass declared the reports “as submitted.”

Legislative Coordinator, Sukhi Brar declared the legislative report “as submitted.”

Chair Ravel opened the floor to the Commission. Commissioner Montgomery made a motion to adjourn. The motion was seconded by Commissioner Eskovitz.

Ayes: Commissioners Eskovitz, Garrett, Montgomery, Rotunda, and Chair Ravel.

The motion passed 5 to 0.

The meeting adjourned at 11:00 a.m.

Respectfully submitted,

Dated:

Dominique Word
Commission Assistant

Approved:

Ann Ravel, Chair
Fair Political Practices Commission