



California Fair Political Practices Commission

December 16, 1985

Tom M. Esqueda, Treasurer
Richard G. Pierce for Sheriff Committee
1806 North Vagedes
Fresno, CA 93705

Re: FPPC No. A-85-240

Dear Mr. Esqueda:

Thank you for your letter of November 20, 1985, asking if there are any prohibitions contained in the Political Reform Act which would prevent a campaign committee from paying campaign committee consultants a salary based on a percentage of the total amount of money they individually raise for a candidate.

As I mentioned in our telephone conversation, the Political Reform Act does not prohibit such expenditures. The committee must report the total of all contributions it receives. In the case of those contributions raised by consultants, the total amount of the contribution (before deducting consultants' commissions) must be reported, itemizing any donor that contributes \$100 or more within a calendar year. Likewise, all expenditures must be reported, itemizing expenditures of \$100 or more. To determine if \$100 or more has been expended to any one consultant, a series of payments made to a consultant during the reporting period must be cumulated.

The consultants, if acting as an agent or intermediary for the contributions they receive, must provide the committee's treasurer with the names, addresses and occupations of donors contributing \$25.00 or more. The consultants must also report promptly the contributions they receive on behalf of the candidate to the committee's treasurer. Promptly is defined as no later than the closing date of the next campaign statement required to be filed by the candidate and his or her controlled committee.

I hope this answers your questions and that you will not hesitate to contact me if you have additional questions.

Sincerely,

A handwritten signature in cursive script that reads "Mary Ann Kvasager".

Mary Ann Kvasager
Political Reform Consultant

MAK:kt

December 9, 1985

7/1/85
F P P C
DEC 12 2 03 PM '85

Legal Division
Fair Political Practices Commission
428 "J" Street
Sacramento, California 95814

To Whom It May Concern:

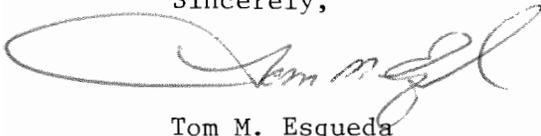
Attached is a copy of a letter sent to you requesting clarification of fees that can be paid to campaign employees for fund raising.

Unfortunately I neglected to list the address to send it to.

Committee to Elect Richard G. Pierce Sheriff
Tom M. Esqueda, Treasurer
1806 North Vagedes
Fresno, Ca 93705

Thank you for your cooperation.

Sincerely,



Tom M. Esqueda
Treasurer
#850746

Enclosures

NOV 22 1 56 PM '85

November 20, 1985

Legal Division
Fair Political Practices Commission
428 "J" Street
Sacramento, California 95814

To Whom It May Concern:

Are there provisions governing the mode a campaign utilizes to determine level of fees paid to campaign employees who are consultants by definition?

Specifically, we wish to retain part-time consultants who fund raise for a sheriff's campaign, and them at a level of 5% of the net funds they individually raise.

We were informed by Counselor Mary Ann that she saw no problem with it as long as such fees were reported as expenditures. Please respond in writing.

Sincerely,



Tom M. Esqueda
Treasurer
Richard G. Pierce for
Sheriff Committee
#850745

TE:eme

NOV 22 1 56 PM '85

November 20, 1985

Legal Division
Fair Political Practices Commission
428 "J" Street
Sacramento, California 95814

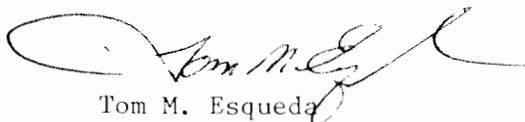
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Sincerely,



Tom M. Esqueda
Treasurer
Richard G. Pierce for
Sheriff Committee
#850745

TE:eme

PHONE MEMO	TO	Maryann	DATE	12-9	TIME	7:10	AM PM
	FROM	M Anna	AREA CODE		NUMBER		
	OF	Political Reform	EXTENSION				
	MESSAGE	Comm# = (209) 227-3671					
	Tom M. Esqueda						
	Treas - Comm to Richard G. Pierce						
	914 EAST SUSSEX ST Sheriff						
	FRESNO, 93704						
	PHONED	CALL BACK	RETURNED CALL	WANTS TO SEE YOU	WILL CALL AGAIN	WAS IN	URGENT
	<input checked="" type="checkbox"/>	<input type="checkbox"/>					

SIGNED: *ME*

AIGNER FORM NO 50-176

TO: [] JEANNE [] JAY () DAN
[] LYNN [] BARBARA () JOHN K
[] ROGER [] CARLA () MARY ANN
[] HELEN [] OTHER _____

FROM: Kvasager

DATE: 11/20/35

[] TELEPHONE ADVICE - SEE BELOW

[x] CORRESPONDENCE ADVICE - SEE ATTACHED DRAFT
(IF YOU HAVE ANY COMMENTS, NOTIFY ADVISOR WITHIN 1 DAY)

FILE LOCATION: _____

INCLUDE IN ADVICE PACKAGE: YES [] NO []

CALLER Tom Esqueda

REPRESENTING Pierce for Sheriff Committee

PHONE NUMBER: _____

QUESTION: Are there any prohibitions contained in the Political Reform Act which would prevent a campaign committee from paying campaign committee consultants a salary based on a percentage of the total amount of money they individually raise for a candidate.

ANSWER: No. Committee must report all contributions received and expenditures made. Discussed "series of payments" for itemization purposes. Discussed recordkeeping for persons contributing \$25 or more.