



California Fair Political Practices Commission

August 25, 1989

Lance Olson
Olson, Connelly, Hagel & Fong
300 Capitol Mall, Suite 350
Sacramento, CA 95814

Re: Your Request for Advice
Our File No. A-89-471

Dear Mr. Olson:

You have asked for confirmation of our telephone conversation concerning the date that the opinion of the Court of Appeal in Taxpayers to Limit Campaign Spending v. Fair Political Practices Commission (2d Civ. No. B039177) becomes "final." After I received your letter, I informed you that we are unable to provide written confirmation of that conversation at this time, pending resolution of the question in the form of a Commission opinion.

Attached is a copy of the opinion request and the draft opinion, which will be considered at the Commission meeting to be held September 6, 1989.

If you have any questions concerning this letter, please contact me at (916) 322-5901.

Sincerely,

Kathryn E. Donovan

Kathryn E. Donovan
General Counsel

KED/aa

Attachments

OLSON, CONNELLY, HAGEL & FONG **FPPC**

August 11, 1989

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Kathryn E. Donovan
General Counsel
FAIR POLITICAL PRACTICES COMMISSION
428 "J" Street, Suite 800
Sacramento, California 95814

RE: REQUEST FOR FORMAL WRITTEN ADVICE

Dear Ms. Donovan:

On behalf of our numerous clients involved in legislative campaigns, this letter is to confirm our recent telephone conversation in which you stated that the Commission believes that the Court of Appeal decision in Taxpayers to Limit Campaign Spending v. Fair Political Practices Commission would become operative no earlier than October 1, 1989.

In our telephone conversation, you stated that you had several conversations with the Court of Appeal and that they had advised you that October 1, 1989, would be the earliest date. Our office then had two conversations with the Clerk of the Division which rendered the decision. He also advised us of that date; however, when we pointed out that the first of October falls on a Sunday, he concurred that the earliest date on which the remittitur could issue would be Monday, October 2, 1989.

Because the ban on non-election year fundraising will take effect once the decision becomes operative, it is imperative that our clients know what the time period is in which they may safely plan on raising or contributing funds. Each of the clients on whose behalf this advice is requested plans on receiving (either as candidate or treasurer) or contributing to legislative candidates between now and January 1, 1990. For that reason, we would greatly appreciate a prompt response to this request for formal written advice.

A list of the clients on whose behalf this advice is sought is attached hereto as Exhibit "A."

Very truly yours,

OLSON, CONNELLY, HAGEL & FONG

LANCE H. OLSON

cc: All Clients Listed in Exhibit "A"

LANCE H. OLSON
BRUCE J. HAGEL
LEROY Y. FONG
ROBERT E. LEIDIGH

OF COUNSEL
LLOYD G. CONNELLY, Member
California State Legislature

EXHIBIT "A"

California Democratic Party
Rusty Areias
Bruce Bronzan
Steve Clute
Lloyd Connelly
Delaine Eastin
Dick Floyd
John Garamendi
Leroy Greene
Tom Hannigan
Phil Isenberg
Jack O'Connell
Lon Hatamiya
Association of California State Attorneys and
Administrative Law Judges PAC
Cal-Hy-PAC (California Dental Hygienists PAC)
California School Employees PACE
United Food and Commercial Workers PAC
Communications Workers of America PAC
Sacramento Womens Campaign Fund
California Water Association PAC
PAWPAC
Harry S. Truman Club
P.O.R.A.C.
CACJ PAC (California Attorneys for Criminal Justice)
OAAC PAC (Outdoor Advertising Council)
Laborers Local 185 PAC
Better Health Care of Memorial Services PAC
Lance H. Olson, Treasurer
Suzette Skill Olson, Treasurer