

December 30, 2011

Theresa M. Garcia  
3048 Corona Street  
Lemon Grove, CA 91945-2713

Re: Your Request for Advice  
**Our File No. A-11-199**

Dear Ms. Garcia:

This letter responds to your request for advice regarding the campaign provisions of the Political Reform Act (the "Act").<sup>1</sup>

You were the treasurer for the Committee to Elect B. Toby Mange in connection with the November 11, 2002 election. You are a member of Mr. Mange's family. The campaign was unsuccessful and after the election the Committee disbanded. It was your first time as a treasurer. The bank account for the Committee was closed soon after the election. You did not realize that a final statement (Form 410) was required to be filed to terminate the Committee. In January of 2007, Mr. Mange passed away in Mesa, Arizona.

You received a warning letter from the FPPC dated January 31, 2011, which informed you of the Committee's violations for failure to file semi-annual campaign statements since just before the election in 2002 to present.

Since you received the warning letter, you have been trying to rectify the situation. However, it has been over seven years since the bank account was used, the bank does not have any records available. You no longer have any records for this account or for the Committee.

You would like to know what your obligations are with respect filing statements for the Committee.

We advise you to file a Form 410 (Statement of Organization) with the Secretary of State indicating your intent to terminate this committee and include a letter with the form describing

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<sup>1</sup> The Political Reform Act is contained in Government Code Sections 81000 through 91014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code of Regulations. All regulatory references are to Title 2, Division 6 of the California Code of Regulations, unless otherwise indicated.

the circumstances surrounding your inability to obtain records for this committee. Also include in the letter that you have received a warning letter from the FPPC with respect to the violations of the Committee.

If you have other questions on this matter, please contact me at (916) 322-5660.

Sincerely,

Zackery P. Morazzini  
General Counsel

By: Sukhi K. Brar  
Counsel, Legal Division

SKB:jgl