



## FAIR POLITICAL PRACTICES COMMISSION

428 J Street • Suite 620 • Sacramento, CA 95814-2329

(916) 322-5660 • Fax (916) 322-0886

January 2, 2015

Brett Murdock  
Mary Joana Barcelona, Treasurer  
Brett Murdock for Brea City Council 2014

[REDACTED]  
[REDACTED]  
[REDACTED]

Re: Warning Letter  
FPPC No. 14/1200: Brett Murdock for Brea City Council 2014; Brett Murdock;  
Mary Joana Barcelona, Treasurer

Dear Committee, Mr. Murdock and Ms. Barcelona:

The Fair Political Practices Commission (the "FPPC") enforces the provisions of the Political Reform Act (the "Act"),<sup>1</sup> found in Government Code section 81000, et seq. This letter is in response to a sworn complaint filed against you that alleged you violated the Act's campaign filing obligations. We are closing this matter with a warning letter.

The FPPC has completed its investigation of the facts in this case. Specifically, the FPPC found that you and your committee failed to file a report within 48 hours of receiving an in-kind contribution on September 18, 2014. That report should have been filed no later than September 22, 2014<sup>2</sup>, but was not filed until November 12, 2014.

Under the Act, when a committee receives a contribution (including an in-kind contribution) of \$1,000 or more 90 days before the election, it must file a report within 48 hours. (Section 84203.3) Your committee violated the Act because that statement was not filed until November 12, 2014. However, because the report was filed immediately upon knowledge of the error, and the fact that you do not have an enforcement history, we are closing this matter with a warning.

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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.

<sup>2</sup> If a deadline falls on a Saturday, Sunday or official State holiday, the deadline is moved to the next regular business day. (Regulation 18116.)

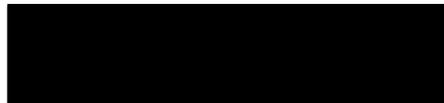
This letter serves as a written warning. The information in this matter will be retained and may be considered should an enforcement action become necessary based on newly discovered information or future conduct. Failure to comply with the provisions of the Act in the future will result in monetary penalties of up to \$5,000 for each violation.

A warning letter is an FPPC case resolution without administrative prosecution or fine. However, the warning letter resolution does not provide you with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Fair Political Practices Commission. If you wish to avail yourself of these proceedings by requesting that your case proceed with prosecution rather than a warning, please notify us within ten (10) days from the date of this letter. Upon this notification, the FPPC will rescind this warning letter and proceed with administrative prosecution of this case. If we do not receive such notification, this warning letter will be posted on the FPPC's website ten (10) days from the date of this letter.

The FPPC publishes forms and manuals to facilitate compliance with the provisions of the Act. If you need forms or a manual, or guidance regarding your obligations, please call the FPPC's Technical Assistance Division at 1-866-275-3772. Please also visit our website at [www.fppc.ca.gov](http://www.fppc.ca.gov).

Please feel free to contact Teri Rindahl at 916.327.2018 with any questions you may have regarding this letter.

Sincerely,

A black rectangular redaction box covering the signature of Gary S. Winuk.

Gary S. Winuk, Chief  
Enforcement Division

GSW/tr

cc: Glenn Vodhanel