



FAIR POLITICAL PRACTICES COMMISSION

428 J Street • Suite 620 • Sacramento, CA 95814-2329
(916) 322-5660 • Fax (916) 322-0886

January 12, 2015

Mr. Angel Diaz



RE: Warning Letter ✓
FPPC No. 13/539, Adelante PAC and Angel Diaz

Dear Mr. Diaz:

The Fair Political Practices Commission (“Commission”) enforces the provisions of the Political Reform Act (the “Act”) found in Government Code Section 81000, and following. As you are aware, the Commission received a complaint for your failure to file late independent expenditure reports in connection with newspaper advertisements which endorsed Andy Vidak for Senate. The Commission has decided to close this case with this warning letter.

The FPPC has completed its investigation of the facts in this case. Adelante PAC, (the “Committee”) qualified as a state general purpose committee under the Act on or about May 30, 2013. As such, the committee had a duty to file specified campaign statements. Specifically, the FPPC found that you failed to file late independent expenditure reports with Kern County. However, the Committee did file campaign statements with the Secretary of State disclosing that it made independent expenditures in support of Andy Vidak. After several conversations with members of your family, mitigating factors were brought to our attention, and the FPPC had determined to close this case with this warning letter.

Section 84200, subdivision (a), requires candidates and their controlled committees to file two semi-annual campaign statements each year. The first semi-annual campaign statement covers the reporting period January 1 to June 30, and must be filed by July 31. The second semi-annual campaign statement covers the reporting period July 1 to December 31, and must be filed by January 31 of the following year. By failing to file these campaign statements, you violated the Act.

Under Section 84204, when a committee makes a late independent expenditure, the committee must file a late independent expenditure report disclosing the expenditure within 24 hours of making expenditure. By failing to timely file late independent expenditure reports with the Kern County Clerk, you violated Section 84204 of the Act.

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.

Please feel free to contact me at (916) 322-5660 with any questions you may have regarding this letter.

Sincerely,



Zachary W. Norton
Commission Counsel
Enforcement Division