



FAIR POLITICAL PRACTICES COMMISSION

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January 18, 2013

Ms. Nola Werren, Esq.  
State & Federal Communications  
c/o/b/o Daiichi Sankyo, Inc.

**REDACTED**

**Warning Letter Re: FPPC No. 12/0774; Daiichi Sankyo, Inc., Respondent**

Dear Ms. Werren:

The Fair Political Practices Commission ("FPPC") enforces the provisions of the Political Reform Act ("Act"),<sup>1</sup> found in Government Code section 81000, et seq. This letter is in response to your self-reported potential violation regarding Daiichi Sankyo, Inc.'s failure to file a major donor campaign statement.

The FPPC has completed its investigation of the various facts in this case. Specifically, the FPPC found that during the period of January 1, 2012 through June 30, 2012, Daiichi Sankyo, Inc. made various contributions that qualified Daiichi Sankyo, Inc. as a major donor, and failed to file a major donor statement by the July 31, 2012 deadline.

Specifically the Act defines a committee to include any person that makes contributions totaling \$10,000 or more in a calendar year to or at the behest of candidates or committees. (Section 82013.) Persons who qualify as a major donor file campaign statements on a semi-annual basis disclosing the contributions made during a six-month period. (Section 84200.)

Daiichi Sankyo, Inc. violated the Act because they made contributions totaling \$61,000, but failed to file a semi-annual campaign statement. However, since Daiichi Sankyo, Inc.

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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 18109 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.

subsequently filed that statement on September 18, 2012, and because Daiichi Sankyo self-reported the matter to the FPPC, we are closing our file on this matter.

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 Daiichi Sankyo, Inc. with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Fair Political Practices Commission. If they wish to avail themselves of these proceedings by requesting that their 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 Robert Cosgrove at (916) 322-7643 with any questions you may have regarding this letter.

Sincerely,

**REDACTED**

Gary S. Winuk, Chief  
Enforcement Division

GSW:tr:rc