



## FAIR POLITICAL PRACTICES COMMISSION

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

(916) 322-5660 • Fax (916) 322-0886

January 31, 2014

Mr. Ismael Armendariz

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Warning Letter: Case No. 14/01<sup>3</sup>; Ismael Armendariz

Dear Mr. Armendariz:

The Fair Political Practices Commission (FPPC) enforces the provisions of the Political Reform Act (Act) contained in Government Code sections 81000 through 91014. This letter is in response to a non-filer enforcement referral from the City of Berkeley. The FPPC has completed its investigation and found that you, as a member of the Peace and Justice Commission, failed to properly file your Leaving Office Statement of Economic Interests (SEI) (Form 700) by August 19, 2012.

Section 87300 of the Act requires certain public officials to disclose reportable interests. Every candidate for the offices specified in Section 87200 shall file no later than the final filing date of a declaration of candidacy, a statement disclosing his or her investments, interests in real property, and any income received during the immediately preceding 12 months. Every person who is elected shall then file a statement within 30 days after assuming office. Throughout the duration of holding that office, he or she shall file an annual statement at the time specified by Commission regulations. Lastly, every person who leaves office shall file within 30 days of leaving office.

Your actions violated the Act because you failed to file the abovementioned statement by the specified deadline. However, since you are no longer in this position and do not have an enforcement history, we are closing your case with this warning letter. Although the FPPC is closing this case without seeking a penalty, you are still required to file all outstanding statements. Please contact your filing officer, Mark Numainville, at (916) 322-8194 for further information. Please note: any future non-filings will be brought to our attention and may result in monetary penalties. This warning letter may be considered should a future FPPC enforcement action become necessary.

A warning letter is an FPPC case resolution without administrative prosecution; however, this resolution does not provide you with the opportunity for a probable cause or administrative hearing. 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 days from the date of this letter. Upon this notification, the FPPC will rescind this warning letter and proceed with administrative prosecution of your case. If we do not receive such notification, this warning letter will be posted on the FPPC's website.

Should you have any questions regarding this letter, contact Keith Wade at (916) 323-2689.

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Gary S. Winuk  
Chief, Enforcement Division

cc: City of Berkeley