



FAIR POLITICAL PRACTICES COMMISSION

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

(916) 322-5660 • Fax (916) 322-0886

February 20, 2015

Kathryn McCullough  
Kathryn McCullough for  
City Council 2014

[REDACTED]

Elizabeth Valentine  
Kathryn McCullough for  
City Council 2014

[REDACTED]

**Warning Letter Re: FPPC No. 14/1066; Kathryn McCullough; Elizabeth Valentine,  
Treasurer, Respondent(s)**

Dear Ms. McCullough and Ms. Valentine:

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 that your campaign statements contained numerous errors.

The FPPC has completed its investigation of the facts in this case. Specifically, the FPPC found that you and your committee have consistently failed to carry correct balances and failed to carry over a loan paid to your committee in 2009.

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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 Act provides that candidates and committees shall file pre-election campaign statements in connection with an election cycle and semi-annual campaign statements by January 31 and July 31 of each year covering activity in the previous six-month period. (Sections 84200/84205.) The Act also requires candidates and committees to file campaign statements until the committee has terminated its filing obligations. (Section 84214.)

Your actions violated the Act because while you and your committee filed campaign statements, the ending and beginning balances were incorrect and you failed in some instances to carry over a loan from a family member made in 2009. However, since you were not successful in your election and your fundraising was less than \$1,000 each year since 2009, 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.

Since you lost your re-election bid in November of 2014, it is suggested that you terminate your campaign committee at this time.

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 Jeanette Turvill at (916) 322-8194 for any questions you may have regarding this letter.

Sincerely,



Gary S. Winuk, Chief  
Enforcement Division

GSW/jt

cc: Mr. James Gardner