



FAIR POLITICAL PRACTICES COMMISSION

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

March 5, 2013

Mr. Bryan Ferry
El Dorado Hills Associated Firefighters
Political Action Committee

REDACTED

**Warning Letter Re: FPPC File No. 12/870; El Dorado Hills Associated Firefighters
Political Action Committee; Bryan Ferry, Treasurer**

Dear Mr. Ferry:

The Fair Political Practices Commission ("Commission") enforces the provisions of the Political Reform Act (the "Act") found in Government Code Section 81000, and following. The Act requires candidates and committees be properly identified on any mass mailing sent by the candidate or committee.

Specifically, the Act requires that when a committee sends out a mass mailing, the committee must be identified by the full name of the committee, as required by the committee's Statement of Organization. (Section 84305; Regulation 18402(c).) Committees that are sponsored, such as your committee, must also include in its name the industry or other identifiable group in the name of the committee.

The complainant in this matter alleged that your committee failed to identify itself by its correct name, when it sent mass mailings supporting candidates Jim Hartley and John Hidaht for El Dorado Hills County Water District. The mailings only contained the committee name of "El Dorado Hills Associated PAC 2." This name did not contain the name of its sponsor and is not the consistent with the name as it appears on the committee's Statement of Organization.

By failing to use the correct sponsored name of your committee on mass mailings, you have violated the sender identification provisions of the Political Reform Act. However, since a reasonable person could determine that the mailings were sent by the firefighters PAC, we are closing our file on this matter. In the future you must use the

committee's full sponsored name, without alterations, in all mass mailings consistent with the requirements of the Act.

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 with any questions you may have regarding this letter.

Sincerely,

REDACTED

Gary S. Winuk, Chief
Enforcement Division

GSW/jt

cc: Ms. Sherry Petersen