



FAIR POLITICAL PRACTICES COMMISSION

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

April 3, 2014

Marsha McLean
Mayor Pro Tem
Santa Clarita City Council

REDACTED

Warning Letter Re: FPPC No. 14/303; Marsha McLean

Dear Ms. McLean:

The Fair Political Practices Commission (the "FPPC") enforces the provisions of the Political Reform Act (the "Act"),¹ found in Government Code Section 81000, et seq. This letter is in response to your self-reported potential violation that alleged violations of the Act's campaign provisions. We are closing this matter with a warning letter.

You notified the Enforcement Division that you had sent a mass mailing that did not include the proper sender identification.

Section 84305 of the Act prohibits a candidate or committee from sending a mass mailing unless the name, street address, and city of the candidate or committee are shown on the outside of each piece of mail. Furthermore, the identification required by Section 84305 shall be preceded by the words "Paid for by." (Regulation 18435(d).) Mass Mailing as defined in the Act means over two hundred substantially similar pieces of mail. (Section 84041.5.)

Your actions violated the Act because you sent a mass mailing that did not contain the proper sender identification as required by the Act. However, because you self-reported, you corrected the master copy of the mailing to include the required language, and you do not have an enforcement history, we are closing this matter with a warning.

¹ 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.

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 Teri Rindahl at 916.327.2018 with any questions you may have regarding this letter.

Sincerely,

REDACTED

Gary S. Winuk, Chief
Enforcement Division

GSW/tr