



FAIR POLITICAL PRACTICES COMMISSION

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

(916) 322-5660 • Fax (916) 322-0886

June 16, 2012

Mr. Larry A. Wosick

REDACTED

Warning Letter Re: FPPC No. 12/208; Larry Wosick, Respondent

Dear Mr. Wosick:

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 an investigation by the FPPC concerning your failure to file campaign statements in connection with newspaper advertisements and your failure to include proper disclaimers on those advertisements.

The FPPC has completed its investigation of the facts in this case. Specifically, the FPPC found that newspaper advertisements published between January 31, 2012 and April 10, 2012, failed to include a statement that the advertisements were not authorized by a candidate or a committee controlled by a candidate and failed to include the phrase "Paid for by" in the committee name.

The Act provides that any advertisement supporting or opposing a candidate that is paid for by an independent expenditure must include a statement that it was not authorized by a candidate or a committee controlled by a candidate. (Section 84506.6.) Additionally, the phrase "Paid for by" must precede the name of the committee making the independent expenditure. (Section 84506; Regulation 18450.4(b).) The campaign statements filed by you on May 24, 2012, disclose that the expenditures for the campaign advertisements were independent expenditures. You were thus required to include both the candidate disclaimer and the name of the committee with the phrase "Paid for by" on all of your newspaper advertisements.

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.

Your actions violated the Act because neither of those disclosures appeared on your newspaper advertisements published through the Lassen County Times. However, since the advertisements clearly indicated that they were placed in the newspaper by you, and the public harm was minimal, we are closing 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. In the future, you must ensure that campaign advertisements that are independent expenditures supporting or opposing candidates, include the candidate disclaimer required by Section 84506.5 and the "Paid for by" statement required by Regulation 18450.4(b).

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