



FAIR POLITICAL PRACTICES COMMISSION

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

(916) 322-5660 • Fax (916) 322-0886

June 19, 2015

M.D. Ray

[REDACTED]
[REDACTED]

Warning Letter Re: FPPC No. 15/371; M.D. Ray, Respondent

Dear Mr. Ray:

The Enforcement Division of the Fair Political Practices Commission (the "Commission") enforces the provisions of the Political Reform Act (the "Act").¹ We recently reviewed an issue concerning your failure to timely file late independent expenditure reports in connection with your activity in the November 2014 City of Laguna Beach City Council Election.

The Enforcement Division has completed its investigation of the facts in this case. Specifically, we found that on October 28, 2014, you made an independent expenditure in the form of a mailer supporting council candidates Kelly Boyd, Rob Zur Schmiede and Toni Iseman, but that you did not file late independent expenditure reports until December 8, 2014.

The Act requires that a committee that makes an independent expenditure of \$1,000 or more within 90 days before an election to support or oppose a candidate or measure must file a late independent expenditure report within 24 hours of making the expenditure. (Sections 82036.5/84204.)

Your actions violated the Act because as a major donor committee you did not file your late independent expenditure reports within 24 hours. However, since you have a substantial

¹ The Political Reform Act is contained in Government Code sections 81000 through 91014, and all statutory references are to this code. The regulations of the Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code of Regulations, and all regulatory references are to this source.

history of compliance as a State major donor with the Office of the Secretary of State and all disclosures on the mailer properly identified you as the sender, we are closing this matter.

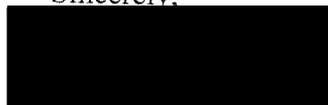
This letter serves as a written warning. The information in this matter will be retained and may be considered should an enforcement action become necessary based on newly discovered information or future conduct. Failure to comply with the provisions of the Act in the future will result in monetary penalties of up to \$5,000 for each violation.

A warning letter is an Enforcement Division 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 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 Enforcement Division 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 Commission's website ten (10) days from the date of this letter.

If you need forms or a manual, or guidance regarding your obligations, please call the Commission's Toll-Free Advice Line at 1-866-275-3772 or visit our website at www.fppc.ca.gov.

Please feel free to contact the Enforcement Division at (916) 322-5660 with any questions you may have regarding this letter.

Sincerely,

A black rectangular redaction box covering the signature of Galena West.

Galena West, Chief
Enforcement Division

GW/jt