



FAIR POLITICAL PRACTICES COMMISSION

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

(916) 322-5660 • Fax (916) 322-0886

July 8, 2015

Dennis Lempert

D A Lempert for Judge 2014

[REDACTED]  
[REDACTED]

Sandra L. Garcia

D A Lempert for Judge 2014

[REDACTED]  
[REDACTED]

**Warning Letter Re: FPPC No. 14/1160; D A Lempert for Judge 2014**

Dear Mr. Lempert and Ms. Garcia:

The Enforcement Division of the Fair Political Practices Commission (the "Commission") enforces the provisions of the Political Reform Act (the "Act").<sup>1</sup> This letter is in response to a referral from the County of Santa Clara alleging that you failed to timely file a semi-annual campaign statement for the campaign committee D A Lempert for Judge 2014 (the "Committee"). The Enforcement Division has completed its investigation and found that the Committee did not timely file a semi-annual campaign statement for the May 18, 2014 through June 30, 2014 reporting period.

The Act requires committees to file semi-annual campaign statements each year no later than July 31<sup>st</sup> for period ending June 30, and no later than January 31 for the period ending December 31.<sup>2</sup> The obligation to file semi-annual statements continues until the candidate or treasurer terminates the committee. Controlling candidates and committee treasurers are jointly and severally liable for violations by the committee.<sup>3</sup>

<sup>1</sup> The Political Reform Act is contained in Government Code sections 81000 through 91014, and all statutory references are to this code.

<sup>2</sup> Section 84200.

<sup>3</sup> Sections 83116.5 and 91006.

You violated the Act because the Committee failed to timely file a semi-annual campaign statement for the period ending in June 30, 2014. But the Enforcement Division has decided to close this case with this warning letter rather than a fine because the committee filed the outstanding statement before being contacted by the Enforcement Division and you terminated your committee.

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.

Please feel free to contact Preeti Grewal at (916) 322-8190 with any questions you may have regarding this letter.

Sincerely,

A large black rectangular redaction box covers the signature of the Enforcement Division Chief.

Galena West

Enforcement Division Chief

cc: County of Santa Clara