



FAIR POLITICAL PRACTICES COMMISSION

128 J Street • Suite 720 • Sacramento, CA 95814-2329
(916) 322-5600 • Fax (916) 322-0886

July 30, 2012

✓ Mr. Kevin Rice

Integrity San Luis Obispo Opposes Adam Hill for Supervisor 2012

REDACTED

RE: Warning Letter

FPPC No. 12/404: Integrity San Luis Obispo Opposes Adam Hill for Supervisor 2012; and Kevin Rice, Treasurer

Dear Mr. Rice:

The Fair Political Practices Commission ("FPPC") enforces the provisions of the Political Reform Act ("Act"),¹ found in Government Code section 81000, et seq. This letter is in response to a sworn complaint filed against you and your committee that alleged you violated the advertisement provisions of the Act. We are closing this matter with a warning letter.

The FPPC has completed its investigation of the facts in this case. Specifically, the FPPC found that you and your committee failed to have the proper disclaimer information as required under the Act. The Act requires advertisements as defined in Government Code §84501, which supports or opposes a candidate that is paid for by an independent expenditure to include a statement that it was not authorized by a candidate or a committee controlled by a candidate.

Your actions violated the Act because you failed to have this disclaimer on the Integrity San Luis Obispo Opposes Adam Hill for Supervisor 2012 committee's June 2012 Special Election Edition newsletter. However, because it was clear the newsletter was published by the committee, and you and your committee do not have an enforcement history, we are closing this matter with a warning letter.

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.

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.

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.

The FPPC publishes forms and manuals to facilitate compliance with the provisions of the Act. If you need forms, amendments or a manual, or guidance regarding your obligations, please call the FPPC's Technical Assistance Division at 1-866-275-3772. Please also visit our website at www.fppc.ca.gov.

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

Cc: Adam Hill