



## FAIR POLITICAL PRACTICES COMMISSION

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

(916) 322-5660 • Fax (916) 322-0886

August 7, 2015

Edward Kraus  
[REDACTED]

### Warning Letter Re: FPPC No. 14/1380; Edward Kraus, Respondent

Dear Mr. Kraus:

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 San Diego County Registrar-Recorder regarding your failure to file your candidate's Statement of Economic Interests ("SEI") and your Campaign Disclosure Statement – Short Form, by their respective deadlines.

The Act requires candidates for elective office that are designated in a conflict of interest code to file an SEI (Form 700), disclosing his or her financial interests received during the previous twelve months.<sup>2</sup> These statements must be filed no later than the final filing date for the declaration of candidacy or nomination for office. Additionally, the Act requires that all candidates being voted upon in the 2014 general election must file their first campaign statement no later than October 6, 2014. (Sections 84200.5/84200.7.) Candidates who do not form a committee, and do not raise or spend \$1,000 or more in a calendar year, are permitted to file a campaign disclosure statement short form, a Form 470. (Section 84206; Regulation 18406.)

You violated the Act because you failed to file your candidate's SEI and failed to file a pre-election campaign statement by their respective deadlines. But the Enforcement Division has decided to close this case with this warning letter rather than a fine because you did not win the election and do not have a history of prior violations of the Act.

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

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<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 87302.3.

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 Jeanette Turvill at [REDACTED] with any questions you may have regarding this letter.

Sincerely,

[REDACTED]

/Galena West  
Enforcement Division Chief

GW/jt

cc: San Diego County Registrar-Recorder