FAIR POLITICAL PRACTICES COMMISSION
428 J Street • Suite 620 • Sacramento, CA 95814-2329
(916) 322-5660 • Fax (916) 322-0886

August 4, 2014

Laurie Smith, Candidate
Brannan Smith, Treasurer
Laurie Smith for Sheriff 2014
[redacted]

Re: Warning Letter
FPPC No. 14/370, Laurie Smith; Laurie Smith for Sheriff 2014; and Brannan Smith, Treasurer

Dear Mr. and Ms. Smith:

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 a sworn complaint filed against you that alleged when you and your committee violated the campaign disclosure provisions of the Act. We are closing this matter with a warning letter.

Contributions received and expenditures made are required to be disclosed pursuant to Sections 84200 through 84225. Specifically, Section 84203 requires that a report is due within 24 hours of receipt of a contribution of $1,000 or more in the aggregate is received from a single source 90 days prior to an election. Your campaign received contributions that fell within this requirement, and failed to file the Form 497, Contribution Report, within 24 hours of receipt of the contributions.

Furthermore, Section 84211 requires the disclosure of expenditures of $100 or more to be itemized on Schedule E Payments Made. When the expenditure results in a contribution or independent expenditure regarding another candidate or committee, then the name of the candidate or committee, type of payment, description and amount is also required to be disclosed on Schedule D Summary of Expenditures Supporting/Opposing Other Candidates, Measures and Committees. On the campaign statement for the period ending December 31, 2011, your committee reported making a contribution in the amount of $500 to the Kansen Chu for Good Government committee, and failed to report the payment as a monetary contribution to the Kansen Chu for Good Government committee on Schedule D.

Additionally, the Form 460 instructs the filer to carry over the balance from the previously filed statement, Line 16, to the beginning cash balance of the current statement, Line 12. There is a discrepancy between the ending cash balance for the statement ending December 31, 2012, and

[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.

the beginning cash balance for the statement beginning January 1, 2013. Please file an amendment to reflect the correct figure to be carried over, and file any amendments to any other campaign statements to correctly reflect your balances up to the last statement filed.

Your actions violated the Act because you failed to make the required campaign disclosures pursuant to Sections 84203 and 84211. However, because you filed Form 497 Contribution Report once you realized the error, all information was disclosed prior to the election and was available for public inspection, and the fact that you do not have an enforcement history, we are closing this matter with a warning.

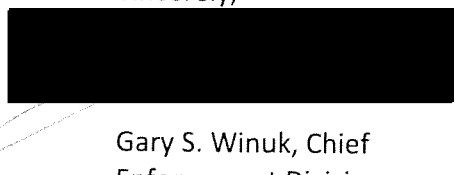
This letter serves as a written warning. The information in this matter will be retained and may be considered should an enforcement action become necessary based on newly discovered information or future conduct. Failure to comply with the provisions of the Act in the future will result in monetary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

A warning letter is an 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 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,



Gary S. Winuk, Chief
Enforcement Division

GSW/tr

cc: Dennis Moser