



FAIR POLITICAL PRACTICES COMMISSION

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

July 27, 2012

Mr. Elwyn Murray
REDACTED

Re: Warning Letter
FPPC Case No. 12/337: Elwyn Murray

Dear Mr. Murray:

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 referral from your filing officer that you accepted a gift in excess of the gift limits imposed by the Act.

The FPPC has completed its investigation of the facts in this case. You reported on your 2011 Annual Statement of Economic Interests receiving approximately \$500 in gifts from the Irvine Police Management Association ("IPMA"). Specifically, on May 3, 2011, you accepted a gift of a shadow box valued at \$500. For calendar year 2011, the applicable gift limit was \$420 from a single source in a calendar year. By accepting the gift of the shadow box from IPMA, you were in excess of the \$420 gift limit by \$80.

Your acceptance of a gift over the limit is a violation of the Act. (Section 89503.) Because the gift was received in your performance as a police officer, and not related to your city council office, the IPMA provides a retirement gift to all retiring police officers, and you do not have any prior enforcement actions, we are closing this matter with a warning letter.

This letter serves as a written warning to you. The information in this matter will be retained and may be considered should an enforcement action become necessary based on future conduct or newly discovered information. Failure of your compliance 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 FPPC. If you wish to avail yourself of these proceedings by requesting that your case proceed with prosecution rather than a

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.

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,

REDACTED



Gary S. Winuk
Chief, Enforcement Division

GSW/tr

cc: Trish Mayer, FPPC Technical Assistance Division