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

November 5, 2014

Pat Aguilar
Nick Aguilar
Pat Aguilar for City Council 2014
[redacted]

Warning Letter Re: FPPC Case No. 14/1074; In the Matter of Pat Aguilar, Pat Aguilar for City Council 2014, and Nick Aguilar, Treasurer

Dear Ms. Aguilar and Mr. Aguilar:

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 the resolution to a letter previously sent to you requiring that you amend your campaign statements. The FPPC has completed its investigation of the facts in this matter. Specifically, the FPPC found that you violated the Act's campaign disclosure provisions with regard to contributions received from individuals.

The Act provides that candidates and committees must report specific information on campaign disclosure statements. Specifically, Section 84211, subdivision (f), requires for contributions (including loans) received from a person that cumulatively total to $100, the contributor's occupation and the name of the contributor's employer, or if self-employed, the name of the business. (Section 84211(f)(3)-(4).)Your actions violated the Act because you failed to disclose this required information for your contributors. However, because you have no prior cases with our Enforcement Division and because you amended quickly after receiving a letter from the Enforcement Division, we are closing your case with this warning letter. 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.

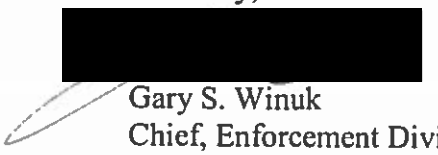
[1] The Political Reform Act is contained in Government Code sections 81000 through 91014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission are contained in sections 18110 through 18997 of Title 2 of the California Code of Regulations. All regulatory references are to Title 2, Division 6 of the California Code of Regulations, unless otherwise indicated.

Although the FPPC is not seeking a penalty in the current matter, your client is responsible for any late filing fees assessed by Secretary of State. (Section 91013.)

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. Although the FPPC is not seeking a penalty in the current matter, you are still responsible for any late filing fees assessed by your filing officer. (Section 91013.) 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 or visit our website at www.fppc.ca.gov.

Please feel free to contact Adrianne Korchmaros at (916) 322-8241 with any questions you may have regarding this letter.

Sincerely,



Gary S. Winuk
Chief, Enforcement Division

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