



FAIR POLITICAL PRACTICES COMMISSION

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

December 9, 2011

Ms. Jill Borges

REDACTED

Warning Letter Re: FPPC No. 11/959; Jill Borges, Respondent

Dear Ms. Borges:

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 referral from the Santa Clara County Clerk of the Board who alleged you failed to file your Annual Statement of Economic Interests by the April 1, 2011 deadline. The Act requires that persons enumerated in their agency's conflict of interest code file Statements of Economic Interests (Form 700) when they assume office, annually thereafter, and within 30 days of leaving their position.

The FPPC has completed its investigation of the facts in this case. Specifically, the FPPC found that as the Athletic Director for the Cupertino High School, you failed to file your Annual Statement of Economic Interests by the April 1, 2011 deadline and your Assuming Office Statement by the July 31, 2010 deadline. Prior to receiving our October 24, 2011 letter, you did, however, file your annual statement with the County of Santa Clara. You also immediately filed your Assuming Office Statement upon our request on November 28, 2011.

Your failure to timely file the required statements is a violation of the Act. (Gov. Code § 87300.) 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.

Please feel free to contact Jeanette Turvill at (916) 322-8194 with any questions you may have regarding this letter.

Sincerely,

REDACTED 

✓ Gary S. Winuk, Chief
Enforcement Division

GSW/jt

cc: Ms. Maria Marinos
Santa Clara County Clerk of the Board