



## FAIR POLITICAL PRACTICES COMMISSION

400 NORTH MICHIGAN • SUITE 200 • SAN FRANCISCO, CALIFORNIA 94102

415.774.5900 • FAX 415.774.5880

December 21, 2012

✓ Ms. Jeane Ensley

Ensley for State Assembly 2010

Candidate; Assembly 47 District June 5, 2012 Primary Election

# REDACTED

Re: Warning Letter

FPPC No. 12/300; Jeane Ensley; Ensley for State Assembly 2010; Candidate, Assembly 47 District June 5, 2012 Primary Election

Dear Ms. Ensley:

The Fair Political Practices Commission (the "FPPC") enforces the provisions of the Political Reform Act (the "Act"),<sup>1</sup> found in Government Code section 81000, et seq. This letter is in response to a non-filer referral that alleged you failed to file pre-election and semi-annual campaign statements.

The FPPC has completed its investigation of the facts in this case. Specifically, the FPPC found that you and your committee failed to file two pre-election statements and two semi-annual statements in connection with the 2010 and 2012 Assembly elections.

The Act requires that candidates and their committees file campaign statements at periodic intervals. Specifically the Act provides that elected officers, candidates, and committees shall file pre-election and semi-annual campaign statements until such time the committee is terminated. (Sections 84200 and 84200.5.)

Your actions violated the Act because you failed to file the required statements by their specified deadlines. Since you filed the statements, and have terminated your committee, we are closing this matter with a warning letter.

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<sup>1</sup> 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.

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.

However, upon review of the statements filed, you have not filed a campaign statement for the period covering January 1, 2011 through June 30, 2011. In addition, on the campaign statement for the period covering October 17, 2010 through December 31, 2010, you reported an ending cash balance of \$142.26. On the campaign statement for the period covering July 1, 2011 through December 31, 2011, you reported an ending cash balance of 0. You must immediately file the missing campaign statement with the Secretary of State's office and reflect the expenditure of the \$142.26 which brought your cash balance to zero on the statement for the period ending December 31, 2011. (Section 84211(b).)

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. Please also visit our website at [www.fppc.ca.gov](http://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: Secretary of State