



FAIR POLITICAL PRACTICES COMMISSION

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

December 21, 2012

✓ Ms. Cathie Kosel
Friends of Good Government for
Cathie Kosel and Jim Hausken

REDACTED

Ms. Eyleen Nadolny
Friends of Good Government for
Cathie Kosel and Jim Hausken

REDACTED

Mr. Jim Hausken
Friends of Good Government for
Cathie Kosel and Jim Hausken

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FPPC No. 12/936; Friends of Good Government for Cathie Kosel and Jim Hausken; Cathie Kosel; Jim Hausken and Eyleen Nadolny, Treasurer, Respondents

Dear Ms. Kosel, Ms. Nadolny and Mr. Hausken:

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 complaint filed against you and your committee that alleged you violated the Act's campaign reporting provisions and the Act's sender identification provisions.

The FPPC has completed its investigation of the facts in this case. Specifically, the FPPC found that you sent mailings in connection with your campaign, but failed to include proper sender identification. Additionally, in reviewing your campaign disclosure statements, several errors or omissions were identified.

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.

With regard to the campaign reporting errors, those errors were identified in a letter to you, and your committee was asked to make necessary amendments, which have now accomplished.

With respect to the sender identification violations, the Act provides that a candidate controlled committee must contain in its name, the last name of the candidate, the office sought and the year of the election. (Regulation 18402(c)(2)). When a candidate's committee sends a campaign mailing of 200 or more pieces, the sender identification must include the full name of the committee, as noted above, the committee's street address and city, and further the phrase "Paid for by" must precede the committee's name. (Section 84305; Regulation 18435.5(d).)

Your mailings sent in connection with your election only included a partial committee name that did not include your name, and further contained no street address or city. However, since the committee's identification number was listed and a person could obtain information about that committee on the Secretary of State's website, we are closing our file on this matter.

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. In the future, you must contain proper sender identification on all campaign mailings. 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.

Please feel free to contact me with any questions you may have regarding this letter.

Sincerely,

REDACTED

Gary S. Winuk, Chief
Enforcement Division

GSW/jt

cc: Ms. Catherine Travlos