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

December 22, 2009

Mr. Kenneth Whitman
Peace Officer Standards and Training

REDACTED

Re: FPPC No. 080748; Anthony Lukin, Kenneth Whitman

Dear Mr. Whitman:

The Fair Political Practices Commission (the "FPPC") enforces the provisions of the Political Reform Act (the "Act")[1]. This letter is in response to a complaint filed with our office alleging that you made, participated in making, or influenced governmental decisions regarding Terrorism Liason Officer training curriculum where you had conflicts-of-interests, in violation of Sections 87100 et seq. of the Act.

With respect to the above-referenced matter, the Fair Political Practices Commission conducted an investigation and has found insufficient evidence to establish a violation of the Political Reform Act. As such, we are closing this case without further action.

Our investigation made findings consistent with the November 21, 2008 letter from the California Attorney General's office regarding the complainant (copy enclosed), that found that the Terrorism Liaison Officer training course referenced in the complaint was not, in fact decertified by the Peace Officer Standards and Training Commission (POST) or by the California Specialized Training Institute as a part of the Office of Emergency Services. Thus, no "governmental decision" was made that could give rise to the conflict of interest alleged in the complaint.

Therefore, there is insufficient evidence to find that you made, participated in making, or in any way used or attempted to use your official positions to influence a governmental decision

---

[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 18109 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.

in which you knew or had reason to know you had a disqualifying conflict-of-interest under the Act.

If you have any questions, or if you wish to speak with someone in the Enforcement Division about your correspondence, you may call us at (916) 322-8241.

Sincerely,

REDACTED

Ty D. Moore
Counsel, Enforcement Division