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

March 23, 2011

Mr. Brett Malec
REDACTED

Re: FPPC Case No. 10/1001; Lisa Malec, Brett Malec, Re-elect Supervisor Bill Horn 2010, Bill Horn, Nancy Haley

Dear Mr. Malec:

The Fair Political Practices Commission ("Commission") enforces the provisions of the Political Reform Act (the "Act")[1]. As you may be aware, the Commission initiated an investigation into whether you may have violated certain provisions of the Act. Specifically, the investigation focused on whether a contribution to the Re-elect Supervisor Bill Horn 2010 committee was impermissibly made in the name of another person. The Commission has decided to close this case without further action.

On the Re-elect Supervisor Bill Horn 2010 committee's semiannual campaign statement, covering July through December 2009, a $500 contribution from Brett Malec, was reported as having been made on September 14, 2009. A news publication in San Diego County subsequently reported that Mr. Malec had denied ever having made a contribution to the committee.

In an investigative interview, Brett Malec stated that he made the contribution to the committee, that it was his signature on the check, and that he mailed the check to the committee.

As such, the Re-elect Supervisor Bill Horn 2010 committee properly attributed the contribution to Brett Malec in its campaign statements.

[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.

If you have any questions regarding this matter, please feel free to contact me at 916-322-5660.

Sincerely,

REDACTED

Zachary W. Norton
Commission Counsel
Enforcement Division