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

June 10, 2011

Mr. Manuel Aldana, Jr.
Aldana for College Board 2011
REDACTED

Warning Letter Re: FPPC No. 11/289; Aldana for College Board 2011; Manuel Aldana, Respondent(s)

Dear Mr. Aldana:

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 your filing officer that alleged you failed to file campaign disclosure 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 a semi-annual campaign statement for calendar year 2010 and pre-election campaign statements in early 2011 in connection with your March 8, 2011 election for the Los Angeles Community College Board.

The Act requires that candidates and their committees file campaign statements at periodic intervals. Specifically, the Act provides that candidates and their committees shall file semiannual statements on July 31 and January 31 of each year reporting activity for the prior six month period. (Section 84200.) Additionally, you are required to file pre-election campaign statements at specified times just prior to your election. (Section 84200.5.) You continue to file campaign statements until you terminate your committee.

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[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.

Your actions violated the Act because you failed to file your semiannual campaign statements and your pre-election campaign statements until after contact by the Commission's Enforcement Division. However, since you have now filed those statements, 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. 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