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

June 28, 2011

Mr. Jeffrey C. Hunter
California Tow Truck Association
REDACTED

Warning Letter Re: FPPC No. 10/140, California Tow Truck Association PAC

Dear Mr. Hunter:

The Fair Political Practices Commission ("FPPC") enforces the provisions of the Political Reform Act ("Act"),[1] found in Government Code section 81000, et seq. This letter is in response to a complaint filed against you from the Secretary of State which alleged you failed to file your committee's semiannual campaign disclosure statement ("Form 460") for the period of 7/1/08 to 12/31/08.

The FPPC has completed its investigation of the facts in this case. Specifically, the FPPC found that you filed a Form 460 statement on February 15, 2009 for the period of 7/31/08 to 12/31/09 but omitted the period of 7/1/08 to 7/31/08.

The Act requires that candidates and committees file campaign statements at periodic intervals. Specifically the Act provides that elected officers, candidates, and committees shall file semiannual statements. (Section 84200.) You are obligated to continue filing campaign statements covering the period until the date you officially terminate your committee. As a result, you should amend your previous Form 460 to include the omitted period of 7/1/08 to 7/31/08.

Your action violated the Act because you failed to file the semiannual campaign statement by the filing deadline for the entire filing period. However, because you filed for the majority of the filing period and have no prior violations of the Act, we are closing your case

[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 this warning letter. 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.

Although the Enforcement Division is not seeking a penalty in the current matter, you are still responsible for any late filing fees which may be assessed by your filing officers. (Section 91013.)

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 at (916) 322-5660 with any questions you may have regarding this letter.

Sincerely,

REDACTED

Gary S. Winuk
Chief, Enforcement Division

GSW:jy