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

August 17, 2011

Mr. Shawn Furtado

REDACTED

Re: Warning Letter
FPPC File No. 11/720; Shawn Furtado

Dear Mr. Furtado:

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 that alleged you failed to disclose your economic interests on your Statement of Economic Interests, Form 700. We are closing this matter with a warning letter.

The FPPC has completed its investigation of the facts in this case. Under the Act, employees designated in an agency's conflict-of-interest code are required to file Statements of Economic Interests, Form 700 ("SEI"), disclosing their economic interests which may be affected by the decisions they make. (Section 87300.) As a civil engineer for the County of Tehama, you are a designated employee, and are required to disclose all interests in real property, all investments, and all sources of income located in or doing business within Tehama County.

Your actions violated the Act because you have an investment in a business entity and income you received from that business that you failed to disclose on your SEI. However, since you have filed amendments to disclose this information immediately after contact with the Enforcement Division, the fact that you have received incorrect advice regarding your disclosure obligations, and you do not have an enforcement history, we have closed this matter without further enforcement action.

---

[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.

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 Teri Rindahl at 916.327.2018 with any questions you may have regarding this letter.

Sincerely,

REDACTED

Gary S. Winuk
Chief, Enforcement Division

GSW/tr