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

August 25, 2010

Mr. Art Brown
Art Brown for Orange County 4th
District Supervisor

REDACTED

Mr. Chris Brown
Art Brown for Orange County 4th
District Supervisor

REDACTED

Warning Letter Re: FPPC No. 10/207, Art Brown for Orange County 4th District Supervisor; Art Brown, Chris Brown, Treasurer, Respondent(s)

Dear Messrs. Brown and Brown:

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 complaint filed against you that alleged that you and your committee failed to file a campaign disclosure statement.

The FPPC has completed its investigation of the facts in this case. Specifically, the FPPC found that you and the committee Art Brown for Orange County 4th District Supervisor 2010 failed to timely file a pre-election campaign statement for the period March 18, 2010 through May 22, 2010 by the May 27, 2010 deadline with the Orange County Registrar of Voters.

The Act provides that candidates on the ballot in a June election must file two pre-election campaign statements, one 40 days before the election and the second 12 days before the

[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.

election. (Section 84200.7.) For the June 8, 2010 election, those campaign filing dates were March 22, 2010 and May 27, 2010, respectively.

Your actions violated the Act because you failed to file the second pre-election campaign statement by the May 27, 2010 deadline. Since you filed that statement immediately after contact by this office, we are closing this matter with a warning letter.

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
cc: Ms. Shirley Grindle