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

October 13, 2009

Mr. Dana K. Ferrell

REDACTED

Warning Letter Re: FPPC No. 09/663, Dana K. Ferrell

Dear Mr. Ferrell:

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 after the November 2002 election in the County of San Diego.

The FPPC has completed its investigation of the facts in this case. Specifically, the FPPC found that the committee's last statement filed in connection with the November, 2002 election for Padre Dam Water District board, was on October 28, 2002.

Specifically, the Act provides that candidates and their committees must file semi-annual campaign statements no later than July 31, for the period ending June 30, and no later than January 31, for the period ending December 31. (Section 84200.) A committee may terminate its filing obligations once the committee has no activity which must be disclosed. (Section 84214.)

Your actions violated the Act because you failed to terminate your committee following the November, 2002 election, and also failed to file semi-annual disclosure statements as described above. However, pursuant to our request, you have since terminated your campaign committee and filed a terminating Campaign Disclosure Statement. We have now closed 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

[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.

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. Mr. David Morton, San Diego County Registrar of Voters