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

November 29, 2010

Mr. John Briscoe
Ms. Debbie Briscoe, Treasurer
John Briscoe for Ocean View School District
Redacted

Re: Warning Letter
FPPC No. 10/1002: Mr. John Briscoe, John Briscoe for Ocean View School District, and Ms. Debbie Briscoe, Treasurer

Dear Mr. and Ms. Briscoe:

The Fair Political Practices Commission (the "Commission") enforces the provisions of the Political Reform Act (the "Act"), found in Government Code section 81000, and following. This letter is in response to a complaint filed against you that alleged you failed to accurately complete your campaign disclosure statements and to properly disclose expenditures made by your campaign.

Upon review of your campaign statements, you failed to accurately complete the campaign statement schedules, failed to accurately calculate the schedule summary totals that were carried over to the summary page, and reported on Schedule E-Payments Made, making several expenditures to yourself.

Specifically, Government Code section 85201, subdivision (d), requires any *personal* funds which will be utilized for your campaign must first be deposited into a campaign bank account. Furthermore, Government Code section 84211, subdivision (k), requires the disclosure of the full name, and address for all expenditures of $100 or more.

Your actions violated the Act because you failed to deposit your personal funds into a campaign bank account before you used to them to make campaign expenditures, and you failed to properly disclose those expenditures. However, because you filed amendments to disclose this information, 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/tr

cc: Mr. Kenneth Metro