



J & M
JONES & MAYER

ATTORNEYS AT LAW

3777 NORTH HARBOR BOULEVARD • FULLERTON, CALIFORNIA 92835
(714) 446-1400 • (562) 697-1751 • FAX (714) 446-1448

Richard D. Jones*
Partners
Martin J. Mayer
Kimberly Hall Barlow
James R. Touchstone

Richard L. Adams II
James Boyd-Weatherby
Baron J. Bettenhausen
Christian L. Bestenhausen
Paul R. Coble

Michael Q. Do
Thomas P. Duarte
Elena Q. Qeril
Katherine M. Hardy
Krista MacNevin Jee
Ryan R. Jones

Robert Klum
Gary S. Krunker
Richard A. MacFarlane
Christopher P. Neumeier
Kathys M. Oliva

Gregory P. Palmer
Danny L. Peelman
Harold W. Potter
Denise L. Roewich
Ivy M. Tsai

*a Professional Law
Corporation

Of Counsel
Michael R. Capizzi
Dean J. Pucci
Steven N. Skolnik

Consultant
Marvin D. Feinstein

March 13, 2012

California Fair Political Practices Commission
Zachery P. Morazzini, General Counsel
428 J Street, Suite 620
Sacramento, California 95814-2329

Re: Petition to Amend Regulation 18705.5

Dear Mr. Morazzini:

Our firm serves as City Attorney for a number of cities in Los Angeles County, Orange County, San Bernardino County, and Riverside County, as well as representing two Councils of Government, Joint Powers Agencies. I write on behalf of our firm and our clients the City of Grand Terrace, the City of Blythe, the City of Costa Mesa, the City of La Habra, the City of South Pasadena, the City of Stanton, the City of Westminster, and the City of Whittier.

We offer support for the Petition filed by Ash Pirayou of Rutan & Tucker on behalf of several cities. The requested rule change should be adopted by the Commission in our view due to the difficulties for our clients in making appointments to required Boards and Commissions for other public agencies with which our Cities contract or are members. We believe the requested rule change is narrow and consistent with expressed legislative intent that income from governmental sources does not create a conflict of interest.

We also agree with the position of David DeBerry, City Attorney for the City of Orange, concerning the Petition, as set forth in his letter dated February 28, 2012. In addition, we urge the FPPC to rescind warning letters issued to Council Members based on alleged violations of

California Fair Political Practices Commission
Zachery P. Morazzini, General Counsel
March 13, 2012
Page 2

the rule as it is currently written, as requested by Harper & Burns in their letter of support on behalf of the City of Fountain Valley. In fairness to all local legislators who acted in good faith and for the purpose of filling positions mandated by contract or law, revision of the rule and rescission of warning letters is appropriate. Please do not hesitate to contact me if you have any questions.

Very truly yours,



Kimberly Hall Barlow

KHB:wag
Cc: City Clients