

4-15-2021

Comment # 3

Dear Commissioners,

At the August 20, 2020 FPPC meeting, attorney for the Respondent Lacey Keys Esq. advised the Commissioners that the Foundation had filed Major Donor Form 461 upon notification of the complaint and that it listed the Funds for the Future as the source for the contribution to the Committee.

It is a requirement that nonprofits list the source for the contributions.

The statement by Lacey Keys is not true.

The Responsible Officer who signed the form listed the source on Page 3 is believed to be the COO of the Foundation.

"Contributions made from revenue received in exchange for exclusive distribution or management rights on campus"

As we now know , the funds for the contribution came from an annual **Sponsorship** from Pepsi Bottling and annual multiple **Donations** (one Time and annual) from Barnes and Noble.

These contracts were signed by the companies with the District and were a requirement of the contract. The Foundation was not a party to the contracts.

When I placed a public records request with the Foundation for copies of the contracts behind the distribution and management rights referenced, I was told that the Foundation did not have any responsive documents.

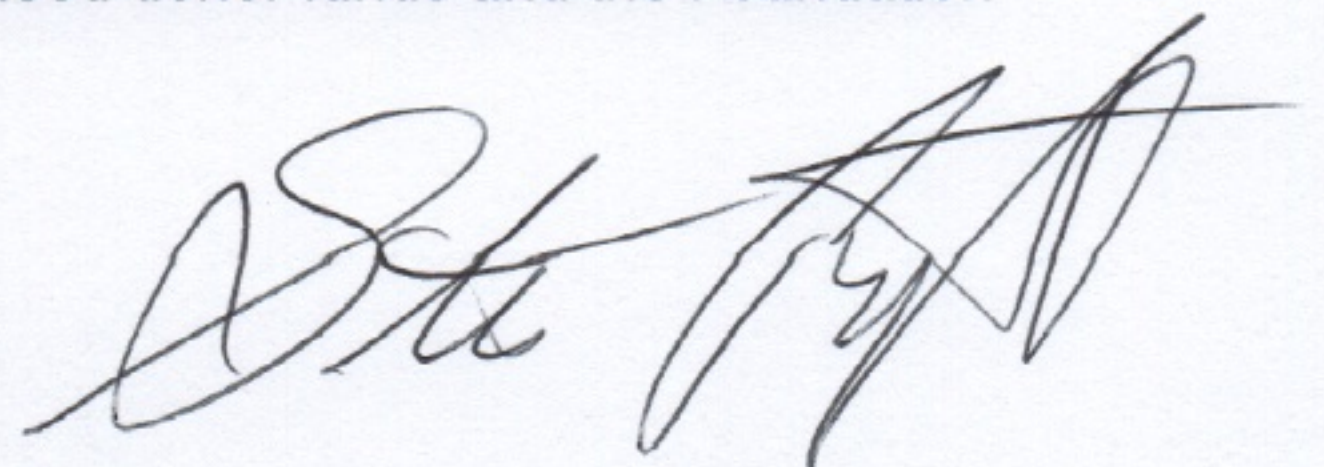
Page 8 of the Stipulation states there is no evidence of an intention to conceal, deceive, or mislead the public".

I submit the the use of the word "revenue" by the COO was an intentional effort to mislead the public and point direct Enforcement Division away from considering the funds as "donor" funds to avoid being considered as a recipient committee.

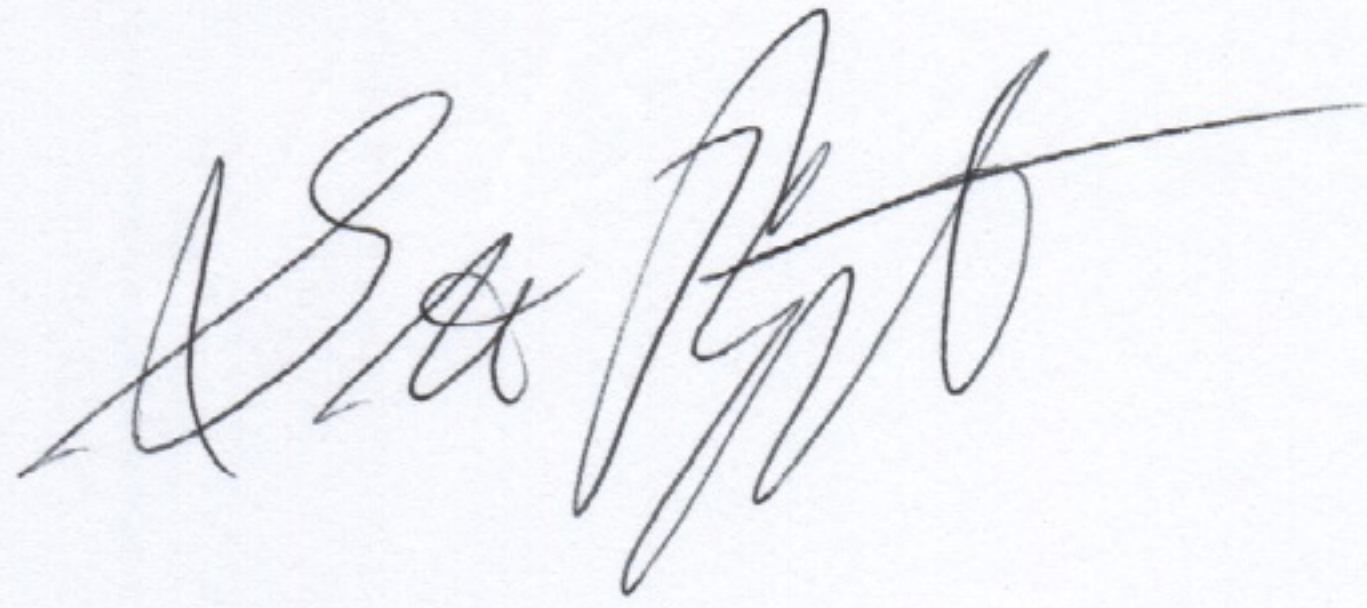
The false and misleading statement of the form 461 should be considered as an aggravating circumstance and the penalty should be adjusted upward.

It is clear that the funds used for the contributions were indeed donor funds and the Foundation should be considered a Recipient Committee.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'D. H. Keys', written in a cursive style.

Steve Petzold
Open Government Advocate
Complainant FPPC Case 19-475

A handwritten signature in black ink, appearing to read 'Steve Petzold', written in a cursive style. The signature is located in the upper right quadrant of the page.

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LOS ANGELES COUNTY
2019 APR 24 AM 11:06
CAMPAIGN FINANCE

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Major Donor and
Independent Expenditure Committee
Campaign Statement

MAJOR DONOR AND INDEPENDENT EXPENDITURE
COMMITTEE STATEMENT

Date Stamp 4/18/19 ③	CALIFORNIA FORM 461
	Page 1 of 3
	For Official Use Only M19547

Statement covers period from 01/01/2016 through 06/30/2016	Date of election if applicable: (Month, Day, Year)
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SEE INSTRUCTIONS ON REVERSE

1. Name and Address of Filer

NAME OF FILER
College of the Canyons Foundation

RESIDENTIAL OR MAILING ADDRESS (NO. AND STREET)
26455 Rockwell Canyon Road

CITY STATE ZIP CODE
Santa Clarita CA 91355

RESPONSIBLE OFFICER
(If filer is other than an individual)
Cathy Ritz

AREA CODE/DAYTIME PHONE
(661) 362-3639

3. Summary
(Amounts may be rounded to whole dollars.)

1. Expenditures and contributions (including loans) of \$100 or more made this period. (Part 5.) \$ 150,000.00

2. Unitemized expenditures and contributions (including loans) under \$100 made this period. \$ 0.00

3. Total expenditures and contributions made this period. (Add Lines 1 + 2.) SUBTOTAL \$ 150,000.00

4. Total expenditures and contributions made from prior statement. (Enter amount from Line 5 of last statement filed. If this is the first statement for the calendar year, enter zero.) \$ 0.00

5. Total expenditures and contributions (including loans) made since January 1 of the current calendar year. (Add Lines 3 + 4.) TOTAL \$ 150,000.00

2. Nature and Interests of Filer (Complete each applicable section.)

A FILER WHO IS AN INDIVIDUAL MUST LIST THE NAME, ADDRESS, AND BUSINESS INTERESTS OF EMPLOYER OR, IF SELF-EMPLOYED, THE NAME, ADDRESS, AND NATURE OF THE BUSINESS

NAME OF EMPLOYER/BUSINESS	BUSINESS INTERESTS

ADDRESS OF EMPLOYER/BUSINESS


A FILER THAT IS A BUSINESS ENTITY MUST DESCRIBE THE BUSINESS ACTIVITY IN WHICH IT IS ENGAGED

A FILER THAT IS AN ASSOCIATION MUST PROVIDE A SPECIFIC DESCRIPTION OF ITS INTERESTS

A FILER THAT IS NOT AN INDIVIDUAL, BUSINESS ENTITY, OR ASSOCIATION MUST DESCRIBE THE COMMON ECONOMIC INTEREST OF THE GROUP OR ENTITY
Community College Auxiliary Organization

4. Verification


I have used all reasonable diligence in preparing this statement. I have reviewed the statement and to the best of my knowledge the information contained herein is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 4-11-19 By 
DATE SIGNATURE OF INDIVIDUAL DONOR OR RESPONSIBLE OFFICER IF OTHER THAN AN INDIVIDUAL

Amendment (Explain):

19-495
Comment 3
Exhibit 1
Page 2

23



FILE

Major Donor and Independent Expenditure Committee Campaign Statement

Amounts may be rounded to whole dollars.

Statement covers period from 01/01/2016 through 06/30/2016

CALIFORNIA FORM 461

SEE INSTRUCTIONS ON REVERSE NAME OF FILER

Page 2 of 3

College of the Canyons Foundation

5. Contributions (Including Loans, Forgiveness of Loans, and Loan Guarantees) and Expenditures Made

(If more space is needed, use additional copies of this page for continuation sheets.)

DATE	NAME, STREET ADDRESS, CITY, STATE AND ZIP CODE OF PAYEE (IF COMMITTEE, ALSO ENTER I.D. NUMBER)	TYPE OF PAYMENT	DESCRIPTION OF PAYMENT (IF OTHER THAN MONETARY CONTRIBUTION OR LOAN)	CANDIDATE AND OFFICE, MEASURE AND JURISDICTION, OR COMMITTEE	AMOUNT THIS PERIOD	CUMULATIVE AMOUNT RELATED TO THIS CANDIDATE, MEASURE, OR COMMITTEE
03/22/2016	Committee for College of the Canyons - Yes on Measure E (ID# 1384666) 21300 Victory Blvd., Suite 420 Woodland Hills, CA 91367	<input checked="" type="checkbox"/> Monetary Contribution <input type="checkbox"/> Loan <input type="checkbox"/> Non-Monetary Contribution <input type="checkbox"/> Independent Expenditure		Local School Bond, Measure E Santa Clarita Community College District <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose	50,000.00	150,000.00
04/26/2016	Committee for College of the Canyons - Yes on Measure E (ID# 1384666) 21300 Victory Blvd., Suite 420 Woodland Hills, CA 91367	<input checked="" type="checkbox"/> Monetary Contribution <input type="checkbox"/> Loan <input type="checkbox"/> Non-Monetary Contribution <input type="checkbox"/> Independent Expenditure		Local School Bond, Measure E Santa Clarita Community College District <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose	50,000.00	150,000.00
05/18/2016	Committee for College of the Canyons - Yes on Measure E (ID# 1384666) 21300 Victory Blvd., Suite 420 Woodland Hills, CA 91367	<input checked="" type="checkbox"/> Monetary Contribution <input type="checkbox"/> Loan <input type="checkbox"/> Non-Monetary Contribution <input type="checkbox"/> Independent Expenditure		Local School Bond, Measure E Santa Clarita Community College District <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose	50,000.00	150,000.00

SUBTOTAL \$ 150,000.00

Comment 3
Exhibit 1 A2

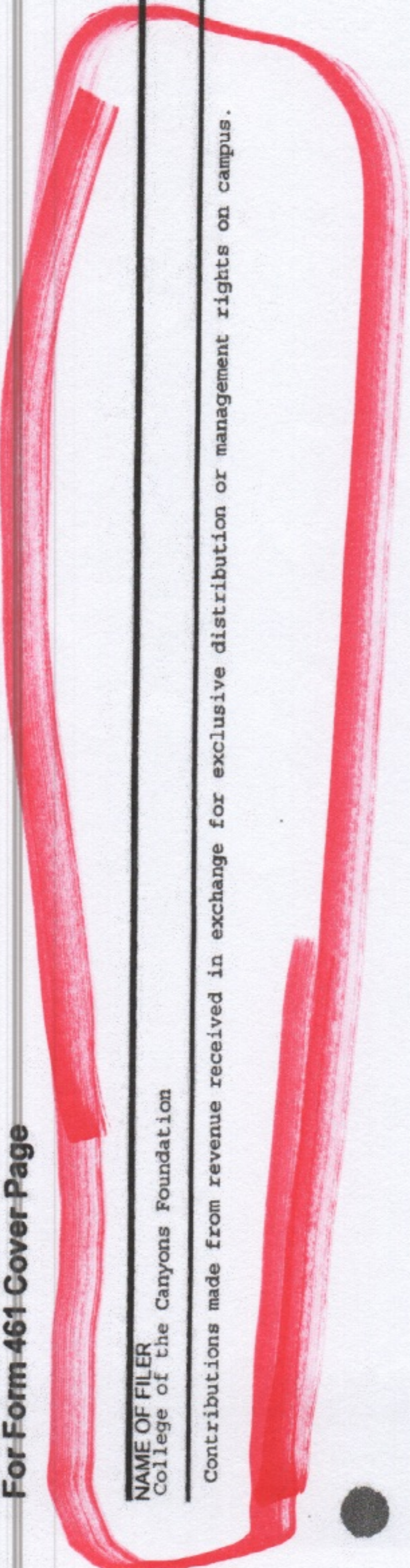
**Additional Comments
For Form 461 Cover Page**

**ADDITIONAL COMMENTS (Cover)
CALIFORNIA
FORM 461**

Page 3 of 3
I.D. NUMBER

NAME OF FILER
College of the Canyons Foundation

Contributions made from revenue received in exchange for exclusive distribution or management rights on campus.



Comment 3 Exhibit 1 Page 3