



FAIR POLITICAL PRACTICES COMMISSION

1102 Q Street • Suite 3000 • Sacramento, CA 95811

October 22, 2019

Raul Murga
Murga for City Council 2016

NOTICE OF INTENT TO ENTER DEFAULT DECISION AND ORDER

Re: FPPC No. 17/245, In the Matter of Murga for City Council 2016 and Raul Murga

Dear Mr. Murga:

Enclosed please find a copy of the Default Decision and Order, and accompanying Exhibit and attachments, for the above-referenced matter. The Fair Political Practices Commission (the "Commission") will consider these papers at its public meeting on **November 21, 2019**, and decide whether to impose an administrative penalty of \$16,000 against you.

You were previously served a Report in Support of a Finding of Probable Cause, commonly known as a Probable Cause Report, advising you of your right to request a probable cause conference or submit a written response to the Probable Cause Report. You requested a probable cause conference and failed to make an appearance. You did not submit a written response to the Probable Cause Report.

Following the issuance of the Report in Support of a Finding of Probable Cause, the Commission's Hearing Officer found probable cause that you committed nine violations of the Political Reform Act. Thereafter, the Commission's Chief of Enforcement issued an Accusation against you on these violations. The Accusation was personally served on you on September 6, 2019. Under the law, you have therefore received adequate notice of these proceedings and the action filed against you. Under the Administrative Procedure Act, you were required to file your Notices of Defense within 15 days after service of the Accusation. You failed to file the Notice of Defense forms. As such, your right to an administrative hearing on this matter has been forfeited, and you are in a default position.

You may, but you are not required to, provide a response brief, along with any supporting materials, no later than five calendar days before the Commission hearing at which the default is scheduled to be heard. Your response brief must be served on the Commission Assistant, at the above address.

Following the issuance of the default order and imposition of the administrative penalty, we will commence legal proceedings to collect this fine, which may include converting the Commission's order to a court judgment. Please be advised that administrative penalties for violations of the Political Reform Act cannot be discharged in bankruptcy proceedings.

This letter is your last opportunity to resolve this matter informally by way of a stipulated settlement, before the default proceedings are commenced. If we do not reach a resolution, the enclosed documents will be placed on the Commission's agenda for the November 21, 2019 meeting. Please contact me at (916) 322-7771 if you wish to enter into a negotiated settlement.

Sincerely,



Ruth Yang
Commission Counsel
Enforcement Division

Enclosures

1 GALENA WEST
2 Chief of Enforcement
3 RUTH YANG
4 Commission Counsel
5 **FAIR POLITICAL PRACTICES COMMISSION**
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7 Sacramento, CA 95811
8 Telephone: (916) 322-7771
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10 Attorneys for Complainant
11 Enforcement Division of the Fair Political Practices Commission

12 **BEFORE THE FAIR POLITICAL PRACTICES COMMISSION**

13 **STATE OF CALIFORNIA**

14 In the Matter of

15 MURGA FOR CITY COUNCIL 2016 and
16 RAUL MURGA,

17 Respondents.

18 FPPC No.: 17/245

19 **DEFAULT DECISION AND
20 ORDER**

21 (Government Code Sections 11506
22 and 11520)

23 Complainant, the Enforcement Division of the Fair Political Practices Commission, hereby
24 submits this Default Decision and Order for consideration by the Fair Political Practices Commission at
25 its next regularly scheduled meeting.

26 Pursuant to the California Administrative Procedure Act,¹ Murga for City Council 2016 (also
27 known as Murga 4 City Council 2016, herein referred to as the "Committee") and Raul Murga ("Murga")
28 have been served with all of the documents necessary to conduct an administrative hearing regarding the
above-captioned matter, including the following:

1. An Order Finding Probable Cause;
2. An Accusation;
3. A Notice of Defense (Two Copies per Respondent);

¹ The California Administrative Procedure Act, which governs administrative adjudications, is contained in Sections 11370 through 11529 of the Government Code.

1 4. A Statement to Respondent; and

2 5. Copies of Sections 11506, 11507.5, 11507.6 and 11507.7 of the Government Code.

3 Government Code Section 11506 provides that failure of a respondent to file a Notice of Defense
4 within fifteen days after being served with an Accusation shall constitute a waiver of respondent's right
5 to a hearing on the merits of the Accusation. The Statement to Respondent, served on the Committee and
6 Murga, stated that a Notice of Defense must be filed in order to request a hearing. The Committee and
7 Murga failed to file a Notice of Defense within fifteen days of being served with an Accusation.
8 Government Code Section 11520 provides that, if the respondent fails to file a Notice of Defense, the
9 Commission may take action, by way of a default, based upon the respondent's express admissions or
10 upon other evidence, and that affidavits may be used as evidence without any notice to the respondent.

11 The Committee and Murga violated the Political Reform Act as described in Exhibit 1, which is
12 attached hereto and incorporated by reference as though fully set forth herein. Exhibit 1 is a true and
13 accurate summary of the law and evidence in this matter. This Default Decision and Order is submitted
14 to the Commission to obtain a final disposition of this matter.

15
16 Dated: 22 Oct 19

17 
18 _____
19 Galena West, Chief of Enforcement
20 Fair Political Practices Commission

21 **ORDER**

22 The Commission issues this Default Decision and Order and imposes a total administrative
23 penalty of \$16,000 upon Murga for City Council 2016 and Raul Murga, payable to the "General Fund of
24 the State of California."

25 IT IS SO ORDERED, effective upon execution below by the Chair of the Fair Political Practices
26 Commission at Sacramento, California.

27 Dated: _____

28 _____
Richard C. Miadich, Chair
Fair Political Practices Commission

EXHIBIT 1

INTRODUCTION

Respondent Raul Murga (“Murga”) was an unsuccessful candidate for Carson City Council in the November 8, 2016 General Election. Murga for City Council 2016 (also known as Murga 4 City Council 2016, herein referred to as the “Committee”) was his candidate-controlled committee for the 2016 election. Murga serves as the Committee’s treasurer.

The Political Reform Act (“Act”)¹ requires candidate-controlled committees to file campaign statements and reports to disclose their contributions received and expenditures made.

This matter arose out of a referral sent to the Fair Political Practices Commission’s (“Commission”) Enforcement Division by the Los Angeles County Registrar Recorder/County Clerk (the “County Clerk”) for the Committee’s failure to file a semi-annual campaign statement.

As a controlled committee, its candidate, and its treasurer, the Committee and Murga had a duty to file semi-annual campaign statements. The Committee and Murga failed to timely file four semi-annual campaign statements for the reporting periods of October 23, 2016 through June 30, 2018.

DEFAULT PROCEEDINGS UNDER THE ADMINISTRATIVE PROCEDURE ACT

When the Commission determines that there is probable cause for believing that the Act has been violated, it may hold a hearing to determine if a violation has occurred.² Notice of the hearing, and the hearing itself, must be conducted in accordance with the Administrative Procedure Act (the “APA”).³ A hearing to determine whether the Act has been violated is initiated by the filing of an accusation, which shall be a concise written statement of the charges, specifying the statutes and rules which the respondent is alleged to have violated.⁴

Included among the rights afforded a respondent under the APA, is the right to file the Notice of Defense with the Commission within 15 days after service of the accusation, by which the respondent may (1) request a hearing; (2) object to the accusation on the ground it does not state acts or omissions upon which the agency may proceed; (3) object to the form of the accusation on the ground that it is so indefinite or uncertain that the respondent cannot identify the transaction or prepare a defense; (4) admit the accusation in whole or in part; (5) present new matter by way

¹ The 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 (“Commission”) are contained in Sections 18110 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.

² Section 83116.

³ The California Administrative Procedure Act, which governs administrative adjudications, is contained in Sections 11370 through 11529 of the Government Code; Section 83116.

⁴ Section 11503.

of a defense; or (6) object to the accusation on the ground that, under the circumstances, compliance with a Commission regulation would result in a material violation of another department's regulation affecting substantive rights.⁵

The APA provides that a respondent's failure to file a Notice of Defense within 15 days after service of an accusation constitutes a waiver of the respondent's right to a hearing.⁶ Moreover, when a respondent fails to file a Notice of Defense, the Commission may take action based on the respondent's express admissions or upon other evidence and affidavits may be used as evidence without any notice to the respondent.⁷

PROCEDURAL REQUIREMENTS AND HISTORY

A. Initiation of the Administrative Action

The service of the probable cause hearing notice, as required by Section 83115.5, upon the person alleged to have violated the Act starts the administrative action.⁸

A finding of probable cause may not be made by the Commission unless the person alleged to have violated the Act is 1) notified of the violation by service of process or registered mail with return receipt requested; 2) provided with a summary of the evidence; and 3) informed of his or her right to be present in person and represented by counsel at any proceeding of the Commission held for the purpose of considering whether probable cause exists for believing the person violated the Act.⁹ Additionally, the required notice to the alleged violator shall be deemed made on the date of service, the date the registered mail receipt is signed, or if the registered mail receipt is not signed, the date returned by the post office.¹⁰

No administrative action pursuant to Chapter 3 of the Act alleging a violation of any of the provisions of the Act may be commenced more than five years after the date on which the violation occurred.¹¹

Documents supporting the procedural history are included in the attached Certification of Records ("Certification") filed herewith at Exhibit 1, A-1 through A-8 and A-16 through A-17, and incorporated herein by reference.

In accordance with Sections 83115.5 and 91000.5, the Enforcement Division initiated the administrative action against the Committee and Murga in this matter by serving them with a Report in Support of a Finding of Probable Cause (the "Report"). (Certification, Exhibit A-1.) The

⁵ Section 11506, subds. (a)(1)-(6).

⁶ Section 11506, subd. (c).

⁷ Section 11520, subd. (a).

⁸ Section 91000.5, subd. (a).

⁹ Section 83115.5.

¹⁰ Section 83115.5.

¹¹ Section 91000.5.

Committee and Murga were served with the Report by certified mail, return receipt requested,¹² on October 4, 2018. (Certification, Exhibit A-2.) The administrative action commenced on October 4, 2018, and the five-year statute of limitations was effectively tolled on this date.

As required by Section 83115.5, the packet served on the Committee and Murga contained a cover letter and a memorandum describing probable cause proceedings, advising that the Committee and Murga had 21 days in which to request a probable cause conference and/or to file a written response to the Report. (Certification, Exhibit A-3.) The Committee and Murga did not request a probable cause conference or submit a written response to the Report.

B. Ex Parte Request for a Finding of Probable Cause

Because the Committee and Murga failed to request a probable cause conference or submit a written response to the Report by the statutory deadline, the Enforcement Division submitted an Ex Parte Request for a Finding of Probable Cause and an Order that an Accusation Be Prepared and Served to the Hearing Officer of the Commission on February 1, 2019. (Certification, Exhibit A-4.)

On February 1, 2019, Hearing Officer Jack Woodside, Senior Commission Counsel, Legal Division, issued a Finding of Probable Cause and an Order to Prepare and Serve an Accusation on the Committee and Murga. (Certification, Exhibit A-5.)

C. The Issuance and Service of the Accusation

Under the Act, if the Hearing Officer makes a finding of probable cause, the Enforcement Division must prepare an accusation pursuant to Section 11503 of the APA, and have it served on the persons who are the subject of the probable cause finding.¹³

Section 11503 states:

A hearing to determine whether a right, authority, license, or privilege should be revoked, suspended, limited, or conditioned shall be initiated by filing an accusation or District Statement of Reduction in Force. The accusation or District Statement of Reduction in Force shall be a written statement of charges that shall set forth in ordinary and concise language the acts or omissions with which the respondent is charged, to the end that the respondent will be able to prepare his or her defense. It shall specify the statutes and rules that the respondent is alleged to have violated, but shall not consist merely of charges phrased in the language of those statutes and rules. The accusation or District Statement of Reduction in Force shall be verified unless made by a public officer acting in his or her official capacity or by an employee of the agency before which the proceeding is to be held. The verification may be on information and belief.

¹² Section 83115.5.

¹³ Regulation 18361.4, subd. (e).

Upon the filing of the accusation, the agency must 1) serve a copy thereof on the respondent as provided in Section 11505, subdivision (c); 2) include a post card or other form entitled Notice of Defense that, when signed by or on behalf of the respondent and returned to the agency, will acknowledge service of the accusation and constitute a notice of defense under Section 11506; 3) include (i) a statement that respondent may request a hearing by filing a notice of defense as provided in Section 11506 within 15 days after service upon the respondent of the accusation, and that failure to do so will constitute a waiver of the respondent's right to a hearing, and (ii) copies of Sections 11507.5, 11507.6, and 11507.7.¹⁴ The APA also sets forth the language required in the accompanying statement to the respondent.¹⁵

The Accusation and accompanying information may be sent to the respondent by any means selected by the agency, but no order adversely affecting the rights of the respondent may be made by the agency in any case unless the respondent has been served personally or by registered mail as set forth in the APA.¹⁶

On July 10, 2019, the Commission's Chief of Enforcement, Galena West, issued an Accusation against the Committee and Murga. (Certification, Exhibit A-6.) In accordance with Section 11505, the Accusation and accompanying information, consisting of a Statement to Respondent, two copies of a Notice of Defense Form for each respondent, copies of Government Code Sections 11506, 11507.5, 11507.6, and 11507.7, were served upon the Committee and Murga by substitute service, which was completed on September 6, 2019. (Certification, Exhibit A-7.)

Along with the Accusation, the Enforcement Division served the Committee and Murga with a "Statement to Respondent," which notified them that they could request a hearing on the merits and warned that, unless a Notice of Defense was filed within 15 days of service of the Accusation, they would be deemed to have waived the right to a hearing. (Certification, Exhibit A-8.) The Committee and Murga did not file a Notice of Defense within the statutory time period, which ended on September 21, 2019.

As a result, on September 24, 2019, the Enforcement Division sent a letter to the Committee and Murga advising that this matter would be submitted for a Default Decision and Order at the Commission's public meeting scheduled for November 21, 2019. (Certification, Exhibit A-16.) On October 22, 2019, the Enforcement Division sent another letter to the Committee and Murga advising that this matter would be submitted for a Default Decision and Order at the Commission's public meeting scheduled for November 21, 2019. (Certification, Exhibit A-17.) A copy of the Default Decision and Order, and this accompanying Exhibit 1 with attachments, was included with the letter.

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¹⁴ Section 11505, subd. (a).

¹⁵ Section 11505, subd. (b).

¹⁶ Section 11505, subd. (c).

SUMMARY OF THE LAW

The Act and its regulations are amended from time to time. The violations in this case occurred in 2017 and 2018. For this reason, all legal references and discussions of law pertain to the Act's provisions as they existed at that time.

An express purpose of the Act is to ensure voters are fully informed and improper practices are inhibited by requiring all candidates, as well as the committees that support or oppose them, to disclose all contributions received and expenditures made throughout a campaign.¹⁷ In furtherance of this purpose, the Act requires candidate-controlled committees to file campaign statements at specific times disclosing information regarding contributions received and expenditures made.¹⁸

Controlled committees must file semi-annual campaign statements each year no later than July 31 for the reporting period ending on June 30, and no later than January 31 of the following year for the reporting period ending on December 31.¹⁹

SUMMARY OF THE EVIDENCE

Murga was an unsuccessful candidate for Carson City Council in the November 8, 2016 General Election. The Committee was Murga's candidate-controlled committee for the 2016 election. The Committee filed an initial statement of organization with the Secretary of State on September 12, 2016 and indicated that it had not yet qualified as a recipient committee. (Certification, Exhibit A-9.) The Committee qualified as a recipient committee on or about September 15, 2016, upon receiving a loan from Murga in the amount of \$5,000. (Certification, Exhibit A-10.)

On September 29, 2016, the Committee filed a first pre-election campaign statement for the reporting period ending on September 24, 2016, disclosing \$5,775.00 in contributions received, \$5,068.81 in expenditures made, and an ending cash balance of \$706.19. (Certification, Exhibit A-11.) On October 25, 2016, the Committee filed an amended first pre-election campaign for the reporting period ending on September 29, 2016, revising the reporting period and the type of recipient committee. (Certification, Exhibit A-12.)

On October 27, 2016, the Committee filed a second pre-election campaign statement for the reporting period ending on October 22, 2016, disclosing \$11,018.00 in contributions received (\$7,233.00 of it was nonmonetary), \$2,696.12 in expenditures made, and an ending cash balance of \$1,995.07. (Certification, Exhibit A-13.) Since the Committee remained open after the election, it was required to continue to file campaign statements. However, the Committee and Murga failed to timely file semi-annual campaign statements for the reporting periods of October 23, 2016 through December 31, 2016; January 1, 2017 through June 30, 2017; July 1, 2017 through December 31, 2017; and January 1, 2018 through June 30, 2018.

¹⁷ Section 81002, subd. (a).

¹⁸ Sections 84200 through 84225.

¹⁹ Section 84200, subd. (a)

On February 15, 2017; March 2, 2017; March 9, 2017; and March 14, 2017, the County Clerk contacted the Committee and Murga by U.S. Mail and phone regarding the semi-annual campaign statement for the reporting period ending on December 31, 2016. (Certification, Exhibit A-14.) After the Committee failed to file the required semi-annual campaign statement, the County Clerk referred the matter to the Enforcement Division.

The Enforcement Division contacted Murga by email and phone at least eight times between March 2017 and September 2019 regarding the required campaign statements. (Certification, Exhibit A-15.) As of October 22, 2019, the Committee and Murga have failed to timely file four semi-annual campaign statements for the reporting periods of October 23, 2016 through June 30, 2018, and the Committee remains open.

Summary of Contacts

Overall, the Respondents were contacted at least sixteen times regarding their duties to file campaign statements, as follows:

- February 15, 2017: letter from the County Clerk
- March 2, 2017: letter from the County Clerk
- March 9, 2017: voicemail from the County Clerk
- March 14, 2017: voicemail from the County Clerk
- March 28, 2017: email from the Enforcement Division
- December 14, 2017: email from the Enforcement Division
- January 24, 2018: email from the Enforcement Division
- September 18, 2018: voicemail and email from the Enforcement Division
- October 4, 2018: Report in Support of a Finding of Probable Cause served on the Committee and Murga
- January 23, 2019: voicemail from the Enforcement Division
- February 1, 2019: copy of Ex Parte Request for a Finding of Probable Cause and an Order that an Accusation Be Prepared and Served mailed to the Committee and Murga
- August 15, 2019: Accusation served upon the Committee and Murga
- August 22, 2019: voicemail from the Enforcement Division
- September 23, 2019: voicemail from the Enforcement Division
- September 24, 2019: letter from the Enforcement Division

VIOLATIONS

The Committee and Murga committed four violations of the Act, as follows:

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COUNT 1

Failure to Timely File a Semi-Annual Campaign Statement by January 31, 2017

The Committee and Murga had a duty to file a semi-annual campaign statement for the reporting period of October 23, 2016 through December 31, 2016 by January 31, 2017. By failing to timely file this statement, the Committee and Murga violated Government Code Section 84200.

COUNT 2

Failure to Timely File a Semi-Annual Campaign Statement by July 31, 2017

The Committee and Murga had a duty to file a semi-annual campaign statement for the reporting period of January 1, 2017 through June 30, 2017 by July 31, 2017. By failing to timely file this statement, the Committee and Murga violated Government Code Section 84200.

COUNT 3

Failure to Timely File a Semi-Annual Campaign Statement by January 31, 2018

The Committee and Murga had a duty to file a semi-annual campaign statement for the reporting period of July 1, 2017 through December 31, 2017 by January 31, 2018. By failing to timely file this statement, the Committee and Murga violated Government Code Section 84200.

COUNT 4

Failure to Timely File a Semi-Annual Campaign Statement by July 31, 2018

The Committee and Murga had a duty to file a semi-annual campaign statement for the reporting period of January 1, 2018 through June 30, 2018 by July 31, 2018. By failing to timely file this statement, the Committee and Murga violated Government Code Section 84200.

CONCLUSION

This matter consists of four counts of violating the Act, which carry a maximum total administrative penalty of \$20,000.²⁰

In determining the appropriate penalty for a particular violation of the Act, the Enforcement Division considers the typical treatment of a violation in the overall statutory scheme of the Act, with an emphasis on serving the purposes and intent of the Act. Additionally, the Enforcement Division considers the facts and circumstances of the violation in the context of the following

²⁰ Section 83116, subd. (c).

factors set forth in Regulation 18361.5 subdivision (d)(1) through (6): (1) The seriousness of the violation; (2) The presence or absence of any intention to conceal, deceive or mislead; (3) Whether the violation was deliberate, negligent or inadvertent; (4) Whether the violator demonstrated good faith by consulting the Commission staff or any other governmental agency in a manner not constituting complete defense under Government Code Section 83114(b); (5) Whether the violation was isolated or part of a pattern and whether the violator has a prior record of violations of the Political Reform Act or similar laws; and (6) Whether the violator, upon learning of a reporting violation, voluntarily filed amendments to provide full disclosure.

In this matter, the Committee and Murga failed to timely file semi-annual campaign statements. The failure to comply with these obligations denied the public timely access to information about the Committee's activity and the disposition of the Committee's \$1,995.07 cash balance as of October 22, 2016.

The Respondents knew or should have known of their obligations to file campaign statements as they have been contacted at least sixteen times regarding this matter.

Murga has a history of violating the Act. He was an unsuccessful candidate for the Pico Water District Governing Board in the November 3, 2015 General Election. His candidate-controlled committee Murga 4 Pico Water District 2013 (ID# 1358708) was referred for failure to timely file two pre-election campaign statements related to the 2015 election for the reporting periods of July 1, 2015 through October 17, 2015. In the FPPC Case No. 15/2193, the committee Murga 4 Pico Water District 2013 (ID# 1358708) was administratively terminated by the Enforcement Division after following the procedures outlined in Regulation 18404.2.

Murga was an unsuccessful candidate for the Pico Water District Governing Board in the November 6, 2018 General Election. On August 8, 2018, Murga filed an officeholder and candidate campaign statement short form (Form 470) although this form is for use by candidates who do not have an open controlled committee.

The Enforcement Division also takes into consideration previous cases that were approved by the Commission in determining penalties. In this matter, the following cases were used as guidelines:

Counts 1-4

- *In the Matter of Committee to Elect Marina Fraser, Marina Fraser, and Jackie M. Buckley*, FPPC No. 16/140. (The Commission approved a default decision on April 20, 2017.) The Respondents filed campaign statements through October 20, 2012 and reported an ending cash balance of \$8,769.40. The Respondents failed to timely file and have not filed subsequent campaign statements. The Commission imposed a penalty of \$4,000 per count.
- *In the Matter of Gil Navarro Legal Defense Fund, Navarro for 47th Assembly 2014, and Gilbert "Gil" Navarro*, FPPC No. 16/137. (The Commission approved a default decision

on April 19, 2018.) The Defense Committee filed campaign statements through June 30, 2013 and reported an ending cash balance of \$1,588.87. The Assembly Committee filed campaign statements through June 30, 2014 and reported an ending cash balance of \$197.12. The Respondents failed to timely file and have not filed subsequent campaign statements. The Commission imposed a penalty of \$4,000 per count.

PROPOSED PENALTY

After considering the factors of Regulation 18361.5 and the penalties imposed in prior cases, a penalty of \$4,000 per count for Counts 1-4, for a total penalty of \$16,000, is recommended.



**DECLARATION OF CUSTODIAN OF RECORDS
CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION
Enforcement Division**

CERTIFICATION OF RECORDS

The undersigned declares and certifies as follows:

1. I am employed as an Associate Governmental Program Analyst by the California Fair Political Practices Commission (Commission). My business address is: California Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, CA 95811.
2. I am a duly authorized custodian of the records maintained by the Commission in the Enforcement Division. As such, I am authorized to certify copies of those records as being true and correct copies of the original business records which are in the custody of the Commission.
3. I have reviewed documents maintained in *FPPC Case No. 17/245; Murga for City Council 2016 and Raul Murga*, and have caused copies to be made of documents contained therein. I certify that the copies attached hereto are true and correct copies of the documents prepared in the normal course of business and which are contained in files maintained by the Commission. The attached documents are as follows:

EXHIBIT A-1: Report in Support of a Finding of Probable Cause, dated October 2, 2018

EXHIBIT A-2: Proof of Service for the Report in Support of a Finding of Probable Cause and applicable statutes and regulations, dated October 2, 2018, and Return Receipt indicating service on October 4, 2018

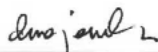
EXHIBIT A-3: Cover letter to the respondents regarding the Report in Support of a Finding of Probable Cause, memorandum describing Probable Cause Proceedings, and applicable statutes and regulations, dated October 2, 2018

EXHIBIT A-4: Ex Parte Request for a Finding of Probable Cause and an Order that an Accusation Be Prepared and Served, dated February 1, 2019

EXHIBIT A-5: Finding of Probable Cause and Order to Prepare and Serve an Accusation and Proof of Service, dated February 1, 2019

- EXHIBIT A-6: Accusation, dated July 10, 2019
- EXHIBIT A-7: Proof of Service on September 6, 2019 for Accusation and accompanying documents from process server, dated August 15, 2019
- EXHIBIT A-8: Statement to the Respondent, Notices of Defense, applicable statutes, and Proof of Service for Accusation and accompanying documents, dated July 10, 2019
- EXHIBIT A-9: Initial statement of organization filed by the committee Murga for City Council 2016 on September 12, 2016
- EXHIBIT A-10: 24-hour contribution report for a contribution in the amount of \$5,000 received on September 15, 2016, filed by the committee Murga for City Council 2016 on October 3, 2016
- EXHIBIT A-11: Pre-election campaign statement for the reporting period of June 30, 2016 through September 24, 2016, filed by the committee Murga for City Council 2016 on September 29, 2016
- EXHIBIT A-12: Amended pre-election campaign statement for the reporting period of July 1, 2016 through September 29, 2016, filed by the committee Murga for City Council 2016 on October 25, 2016
- EXHIBIT A-13: Pre-election campaign statement for the reporting period of September 25, 2016 through October 22, 2016, filed by the committee Murga for City Council 2016 on October 27, 2016
- EXHIBIT A-14: Letters from the Los Angeles County Registrar Recorder/County Clerk to the committee Murga for City Council 2016, dated February 15, 2017, and March 2, 2017, and call reports, dated March 9, 2017, and March 14, 2017
- EXHIBIT A-15: Emails from the Enforcement Division to Raul Murga, dated March 28, 2017; December 14, 2017; January 24, 2018; and September 18, 2018
- EXHIBIT A-16: First Notice of Default Decision and Order, dated September 24, 2019
- EXHIBIT A-17: Final Notice of Default Decision and Order, dated October 22, 2019

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on October 22, 2019, at Sacramento, California.



Dominika Wojenska
Associate Governmental Program Analyst
Enforcement Division
Fair Political Practices Commission

Exhibit A-1

1 GALENA WEST
Chief of Enforcement
2 RUTH YANG
Commission Counsel
3 **FAIR POLITICAL PRACTICES COMMISSION**
1102 Q Street, Suite 3000
4 Sacramento, CA 95811
Telephone: (916) 322-7771
5 Facsimile: (916) 322-1932

6 Attorneys for Complainant
Enforcement Division of the Fair Political Practices Commission
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8
9 **BEFORE THE FAIR POLITICAL PRACTICES COMMISSION**
10 **STATE OF CALIFORNIA**

11 In the Matter of

12 MURGA 4 CITY COUNCIL 2016 and
13 RAUL MURGA,

14 Respondent.
15
16

) FPPC No. 17/245

) **REPORT IN SUPPORT OF A FINDING OF
PROBABLE CAUSE**

) Conference Date: TBA

) Conference Time: TBA

) Conference Location: Commission Offices
1102 Q Street, Suite 3000
Sacramento, CA 95811
17

18 **INTRODUCTION**

19 Respondent Raul Murga ("Murga") was an unsuccessful candidate for Carson City Council in the
20 November 8, 2016 General Election. Murga For City Council 2016 ("Committee") was his candidate-
21 controlled committee for the 2016 election. Murga also served as the Committee's treasurer.

22 The Political Reform Act (the "Act")¹ requires controlled committees to file two semi-annual
23 campaign statements each year. The Committee and Murga violated the Act by failing to timely file four
24

25 ¹ The Political Reform Act is contained in Government Code Sections 81000 through 91014, and all statutory
26 references are to this code. The regulations of the Fair Political Practice Commission are contained in Sections 18110 through
18997 of Title 2 of the California Code of Regulations, and all regulatory references are to this source.
27

1 semi-annual campaign statements for the reporting periods ending on December 31, 2016; June 30, 2017;
2 December 31, 2017; and June 30, 2018.

3 SUMMARY OF THE LAW

4 Jurisdiction

5 The Fair Political Practices Commission (the "Commission") has administrative jurisdiction to
6 enforce the provisions of the Act.²

7 Probable Cause Proceedings

8 Prior to the Enforcement Division commencing an administrative action, the General Counsel of
9 the Commission or his designee (the "hearing officer"), must make a finding that there is probable cause
10 to believe the respondent has violated the Act.³ After a finding of probable cause, the Commission may
11 hold a noticed hearing in accordance with the Administrative Procedure Act⁴ to determine whether
12 violations occurred, and levy an administrative penalty of up to \$5,000 for each violation.⁵

13 Standard for Finding Probable Cause

14 To make a finding of probable cause, the hearing officer must be presented with sufficient
15 evidence to lead a person of ordinary caution and prudence to believe, or entertain a strong suspicion,
16 that a respondent committed or caused a violation.⁶

17 Need for Liberal Construction and Vigorous Enforcement of the Political Reform Act

18 When enacting the Political Reform Act, the people of the state of California found and declared
19 that previous laws regulating political practices suffered from inadequate enforcement by state and local
20 authorities.⁷ To that end, the Act must be liberally construed to achieve its purposes.⁸

21 A central purpose of the Act is to ensure voters are fully informed and improper practices are
22 inhibited by requiring committees to disclose all contributions and expenditures made throughout a

23 ² Section 83116.

24 ³ Section 83115.5, and Regulations 18361 and 18361.4.

25 ⁴ Section 11500, et seq.

26 ⁵ Section 83116, and Regulation 18361.4, subd. (e).

27 ⁶ Section 18361.4, subd. (e).

28 ⁷ Section 81001, subd. (h).

⁸ Section 81003.

1 campaign.⁹ Another is to provide adequate enforcement mechanisms so that the Act will be “vigorously
2 enforced.”¹⁰

3 Controlled Committee

4 Under the Act, a “controlled committee” is a committee controlled directly or indirectly by the
5 candidate.¹¹ A committee will qualify as a “recipient committee” when it receives two thousand dollars
6 (\$2,000) or more in contributions during a single calendar year.¹²

7 Semi-Annual Campaign Statements

8 The Act requires a controlled committee to file two semi-annual campaign statements each year
9 no later than July 31 for the period ending June 30 and no later than January 31 for the period ending
10 December 31.¹³ Whenever the deadline falls on a Saturday, Sunday, or official state holiday, the filing
11 deadline for a statement shall be extended to the next regular business day.¹⁴

12 Candidate and Treasurer Liability

13 Under the Act, it is a duty of the candidate and the treasurer of a controlled committee to ensure
14 that the committee complies with all the requirements of the Act concerning the receipt, expenditure, and
15 reporting of funds.¹⁵ The candidate and treasurer may be held jointly and severally liable, along with the
16 committee, for violations committed by the committee.¹⁶

17 **SUMMARY OF THE EVIDENCE**

18 The Committee filed an initial statement of organization with the SOS on September 19, 2016.
19 On September 29, 2016, the Committee filed a preelection campaign statement for the reporting period
20 ending on September 29, 2016. The Committee amended this statement on October 25, 2016, disclosing
21 a loan of \$5,775.00 from Murga, expenditures totaling \$5,068.81, and an ending cash balance of \$706.19.

22
23 ⁹ Section 81002, subd. (a).

24 ¹⁰ Section 81002, subd. (f).

25 ¹¹ Section 82016, subd. (a).

26 ¹² Section 82013, subd. (a).

27 ¹³ Section 84200, subd. (a).

28 ¹⁴ Regulation 18116, subd. (a).

¹⁵ Sections 81004, 84100, 84104, and 84213, and Regulation 18427.

¹⁶ Sections 83116.5 and 91006.

1 On October 27, 2016, the Committee filed a preelection campaign statement for the reporting
2 period of September 25, 2016 through October 22, 2016, disclosing \$11,018.00 in total contributions,
3 \$2,696.12 in expenditures, and an ending cash balance of \$1,995.07. The Committee failed to file
4 subsequent campaign statements.

5 The Committee and Murga failed to timely file four semi-annual campaign statements for the
6 reporting periods ending on December 31, 2016; June 30, 2017; December 31, 2017; and June 30, 2018.

7 VIOLATIONS

8 Count 1: Failure to Timely File a Semi-Annual Campaign Statement

9 The Committee and Murga failed to timely file the semi-annual campaign statement for the
10 reporting period of October 23, 2016 through December 31, 2016, due January 31, 2017, in violation of
11 Section 84200.

12 Count 2: Failure to Timely File a Semi-Annual Campaign Statement

13 The Committee and Murga failed to timely file the semi-annual campaign statement for the
14 reporting period of January 1, 2017 through June 30, 2017, due July 31, 2017, in violation of Section
15 84200.

16 Count 3: Failure to Timely File a Semi-Annual Campaign Statement

17 The Committee and Murga failed to timely file the semi-annual campaign statement for the
18 reporting period of July 1, 2017 through December 31, 2017, due January 31, 2018, in violation of Section
19 84200.

20 Count 4: Failure to Timely File a Semi-Annual Campaign Statement

21 The Committee and Murga failed to timely file the semi-annual campaign statement for the
22 reporting period of January 1, 2018 through June 30, 2018, due July 31, 2018, in violation of Section
23 84200.

24 OTHER RELEVANT MATERIAL

25 The Enforcement Division is not aware of any other relevant material.

1 **EXCULPATORY AND MITIGATING INFORMATION**

2 Murga was an unsuccessful candidate for Carson City Council in the November 8, 2016 General
3 Election.

4 **CONCLUSION**

5 Probable cause exists to believe that the Committee and Murga violated the Act as described
6 above. The Enforcement Division respectfully requests an order finding probable cause pursuant to
7 Section 83115.5 and Regulation 18361.4.

8
9 Dated: 10/2/2018

10
11 Respectfully Submitted,

12 **FAIR POLITICAL PRACTICES COMMISSION**
13 Galena West
14 Enforcement Chief


15 
16 By: Ruth Yang
17 Commission Counsel
18 Enforcement Division
19
20
21
22
23
24
25
26
27

Exhibit A-2

PROOF OF SERVICE

At the time of service, I was over 18 years of age and not a party to this action. My business address is Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, California 95811. On October 2, 2018, I served the following document(s):

1. Letter dated October 2, 2018;
2. FPPC No. 17/245 Report in Support of a Finding of Probable Cause;
3. Probable Cause Fact Sheet
4. Selected Sections of the California Government Code regarding Probable Cause Proceedings for the Fair Political Practices Commission; and
5. Selected Regulations of the Fair Political Practices Commission regarding Probable Cause Proceedings

By Personal Delivery. I personally delivered the document(s) listed above to the person(s) at the address(es) as shown on the service list below.

By United States Postal Service. I enclosed the document(s) in a sealed envelope or package addressed to the person(s) at the addresses listed below and placed the envelope or package for collection and mailing by certified mail, return receipt requested, following my company's ordinary business practices. I am readily familiar with this business' practice for collection and processing correspondence for mailing with the United States Postal Service. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail in Sacramento County, California.

SERVICE LIST

Certified Mail, Return Receipt Requested

Raul Murga
Murga for City Council 2016



I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on October 2, 2018.

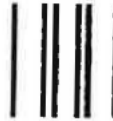


Ruth Yang

USPS TRACKING#



9590 9402 4215 8121 8965 08



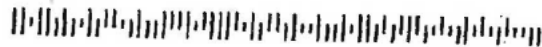
First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

United States
Postal Service

* Sender: Please print your name, address, and ZIP+4® in this box*

FPPC
Attn: Ruth Yang
1102 Q Street, Suite 3000
Sacramento, CA 95811

11-032802



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Raul Murga
MURGA for City Council 2016



9590 9402 4215 8121 8965 08

2. Article Number (Transfer from service label)



COMPLETE THIS SECTION ON DELIVERY

A. Signature

Sandra Sereno

- Agent
- Addressee

B. Received by (Printed Name)

Sandra Sereno

C. Date of Delivery

10/4

D. Is delivery address different from item 1? If YES, enter delivery address below:

- Yes
- No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Exhibit A-3

DEFAULT DECISION AND ORDER FPPC NO. 17/245



FAIR POLITICAL PRACTICES COMMISSION

1102 Q Street • Suite 3000 • Sacramento, CA 95811

October 2, 2018

Raul Murga
Murga for City Council 2016

**In the Matter of MURGA FOR CITY COUNCIL 2016 and RAUL MURGA; FPPC
No. 17/245**

Dear Mr. Murga:

The Enforcement Division of the Fair Political Practices Commission (the "Commission") is proceeding with an administrative action against you for your failure to comply with the filing and disclosure provisions of the Political Reform Act (the "Act"). The enclosed Report in Support of a Finding of Probable Cause (the "Report") contains a summary of the alleged violations and the relevant law and evidence.

You have the right to file a written response to the Report. That response may contain any information you think is relevant and that you wish to bring to the attention of the Hearing Officer. In your response, please indicate whether you would like the Hearing Officer to make a determination of probable cause based on the written materials alone (the Report and your response) or request a conference, during which you may orally present your case to the Hearing Officer. Probable cause conferences are held in our office, which is located at 1102 Q Street, Suite 3000, Sacramento, California 95811. You may appear at the conference in person or by telephone and you are entitled to be represented by counsel. ***If you wish to submit a written response or request a probable cause conference, it must be filed with the Commission Assistant at the address listed above within 21 days from the date of service of this letter.*** You can reach the Commission Assistant at (916) 327-8269.

Please note that probable cause conferences are not settlement conferences. The sole purpose of a probable cause conference is to determine whether there is probable cause to believe that the Act was violated. However, settlement discussions are encouraged by the Commission and may take place at any time except during a probable cause conference. ***If you are interested in reaching a settlement in this matter, please contact Ruth Yang at (916) 322-7771 or ryang@fppc.ca.gov.***

Finally, you have the right to request discovery of the evidence in possession of, and relied upon by, the Enforcement Division. ***This request must also be filed with the Commission Assistant within 21 days from the date of service of this letter.*** Should you request discovery, the

Enforcement Division will provide the evidence by service of process or certified mail. From the date you are served with the evidence, you would have an additional 21 days to file a written response to the Report, just as described above.

Should you take no action within 21 days from the date of service of this letter, your rights to respond and to request a conference are automatically waived and the Enforcement Division will independently pursue the issuance of an accusation.

For your convenience, I have enclosed a fact sheet on probable cause proceedings and copies of the most relevant statutes and regulations.

Sincerely,



Ruth Yang
Commission Counsel
Enforcement Division

Enclosures

PROBABLE CAUSE FACT SHEET

INTRODUCTION

The Fair Political Practices Commission is required by law to determine whether probable cause exists to believe that the Political Reform Act (the "Act") was violated before a public administrative accusation may be issued.

The probable cause proceedings before the Fair Political Practices Commission are unique, and most respondents and their attorneys are unfamiliar with them. Therefore, we have prepared this summary to acquaint you with the process.

THE LAW

Government Code sections 83115.5 and 83116 set forth the basic requirement that a finding of probable cause be made in a "private" proceeding before a public accusation is issued and a public hearing conducted in accordance with the Administrative Procedure Act.

The Commission has promulgated regulations further defining the probable cause procedure and delegating to the General Counsel (the "Hearing Officer" for purposes of these proceedings) the authority to preside over such proceedings and decide probable cause. A copy of these statutes and regulations are attached for your convenience.

In summary, the statutes and regulations entitle you to the following:

- a) A written probable cause report containing a summary of the law alleged to have been violated, and a summary of the evidence, including any exculpatory and mitigating information and any other relevant material and arguments;
- b) The opportunity to request discovery, respond in writing, and to request a probable cause conference within 21 days of service of the probable cause report;
- c) If the Commission met to consider whether a civil lawsuit should be filed in this matter, a copy of any staff memoranda submitted to the Commission and a transcript of staff discussions with the Commission at any such meeting; and
- d) If a timely request was made, a non-public conference with the General Counsel and the Enforcement Division staff to consider whether or not probable cause exists to believe the Act was violated.

THE PROCEDURE

Probable Cause Report

Administrative enforcement proceedings are commenced with the service, by registered or certified mail or in person, of a probable cause report. The report will contain a summary of the law and the evidence, including any exculpatory and mitigating information of which the staff has knowledge and any other relevant material and arguments. It is filed with the Hearing Officer.

Discovery

Within 21 calendar days following the service of the probable cause report, you may request discovery of the evidence in the possession of the Enforcement Division. This is not a right to full discovery of the Enforcement Division file, but to the evidence relied upon by the Division along with any exculpatory or mitigating evidence¹.

This request must be sent by registered or certified mail to the Commission Assistant.

Response to Probable Cause Report

Within 21 calendar days following the service of the probable cause report (or, if you timely requested discovery, within 21 calendar days from the service of the evidence) you may submit a response to the Report. By regulation, the written response may contain, "... a summary of evidence, legal arguments, and any mitigating or exculpatory information." (Cal. Code Regs., tit. 2, § 18361.4, subd. (c).)

You must file your response with the Commission Assistant and provide a copy, by service of process or registered or certified mail with return receipt requested, to all other proposed respondents listed in the probable cause report.

Staff Reply

Within 10 calendar days following the date the response was filed with the Commission Assistant, Commission staff may submit any evidence or argument in rebuttal. You will be served with a copy of any such reply.

Probable Cause Conference

Probable cause conferences are held at the offices of the Fair Political Practices Commission, which is located at 1102 Q Street, Suite 3000, Sacramento, CA 95811. You may appear at the conference in person or by telephone. The proceedings are not public unless all proposed respondents agree to open the conference to the public. Otherwise, the probable cause report, any written responses, and the probable cause conference itself are confidential.

Unless the probable cause conference is public, the only persons who may attend are the staff of the Commission, any proposed respondent and his or her attorney or representative, and, at the discretion of the Hearing Officer, witnesses.

The Hearing Officer may, but need not, permit testimony from witnesses. Probable cause conferences are less formal than court proceedings. The rules of evidence do not apply. The conferences will be recorded and a copy of the recording will be provided upon request.

Since it has the burden of proof, the Enforcement Division is permitted to open and close the conference presentations. The Hearing Officer may also hold the record open to receive additional evidence or arguments.

Probable cause conferences are not settlement conferences. The sole purpose of a probable cause conference is to determine whether or not there is probable cause to believe that the

¹ But see Title 2, California Code of Regulations, Section 18362, which states that the Commission provides access to complaints, responses to complaints, and investigative files and information in accordance with the requirements of the Public Records Act. (Govt. Code § 6250, et seq.)

Political Reform Act was violated. Anyone who wishes to discuss settlement with the Enforcement Division may do so before or after the probable cause conference but not during the conference.

Pursuant to Title 2, California Code of Regulations, Section 18361.4, subdivision (e), the Hearing Officer will find probable cause "if the evidence is sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that a proposed respondent committed or caused a violation."

Ordinarily, probable cause determinations are made based upon the written probable cause report, any written response by the respondent, any written reply by the Enforcement Division, and the oral arguments presented at the conference. Timely written presentations are strongly recommended.

Probable Cause Order and Accusation

Once the matter is submitted to the Hearing Officer, the probable cause decision will normally be made within ten days. If the Hearing Officer finds probable cause, he will issue a Finding of Probable Cause, which will be publicly announced at the next Commission Meeting. An accusation will be issued soon after the Finding of Probable Cause is publicly announced.

Continuances

Every reasonable effort is made to accommodate the schedules of parties and counsel. However, once a date has been set it is assumed to be firm and will not be continued except upon the order of the Hearing Officer after a showing of good cause. Settlement negotiations will be considered good cause only if the Hearing Officer is presented with a fully executed settlement, or is convinced that settlement is imminent.

Settlements

Settlement discussions may take place at any time except during the probable cause conference. In order to open settlement discussions, a proposed respondent or his or her counsel or representative should present a written offer to settle stating, where appropriate, the violations to be admitted, and the monetary penalty or other remedy to be tendered.

The Enforcement Division attorney assigned to the case will negotiate any potential settlement on behalf of the Fair Political Practices Commission, and will draft the language of the settlement agreement. The Hearing Officer will not directly participate in the negotiations, but will be represented by Enforcement Division attorneys. Staff attorneys will present settlement offers to the Hearing Officer for his/her approval.

CONCLUSION

This fact sheet was intended to give you a brief summary of the probable cause process at the Fair Political Practices Commission. Such a summary cannot answer every question that might arise in such proceedings. Therefore, if you have any questions that are not addressed by this fact sheet or the copies of the law and regulations we have attached, feel free to contact the attorney whose name appears on the probable cause report.

Attachments: Relevant Sections of (1) California Government Code , and (2) Regulations of the Fair Political Practices Commission, Title 2, Division 6 of the California Code of Regulations.

CALIFORNIA GOVERNMENT CODE

Probable Cause Statutes

§ 83115.5. Probable cause; violation of title; notice of violation; summary of evidence; notice of rights; private proceedings

No finding of probable cause to believe this title has been violated shall be made by the commission unless, at least 21 days prior to the commission's consideration of the alleged violation, the person alleged to have violated this title is notified of the violation by service of process or registered mail with return receipt requested, provided with a summary of the evidence, and informed of his right to be present in person and represented by counsel at any proceeding of the commission held for the purpose of considering whether probable cause exists for believing the person violated this title. Notice to the alleged violator shall be deemed made on the date of service, the date the registered mail receipt is signed, or if the registered mail receipt is not signed, the date returned by the post office. A proceeding held for the purpose of considering probable cause shall be private unless the alleged violator files with the commission a written request that the proceeding be public.

§ 83116. Violation of title; probable cause; hearing; order

When the Commission determines there is probable cause for believing this title has been violated, it may hold a hearing to determine if a violation has occurred. Notice shall be given and the hearing conducted in accordance with the Administrative Procedure Act (Chapter 5 (commencing with Section 11500), Part 1, Division 3, Title 2, Government Code). The Commission shall have all the powers granted by that chapter. When the Commission determines on the basis of the hearing that a violation has occurred, it shall issue an order that may require the violator to do all or any of the following:

- (a) Cease and desist violation of this title.
- (b) File any reports, statements, or other documents or information required by this title.
- (c) Pay a monetary penalty of up to five thousand dollars (\$5,000) per violation to the General Fund of the state. When the Commission determines that no violation has occurred, it shall publish a declaration so stating.

**REGULATIONS OF THE FAIR POLITICAL PRACTICES COMMISSION
TITLE 2, DIVISION 6 OF THE CALIFORNIA CODE OF REGULATIONS**

Probable Cause Regulations

§ 18361 (b). Delegation by the Executive Director Pertaining to Enforcement Proceedings and Authority to Hear Probable Cause Proceedings.

Probable cause proceedings under Regulation 18361.4 shall be heard by the General Counsel or an attorney from the Legal Division. The General Counsel may delegate the authority to hear probable cause proceedings, in writing, to an administrative law judge.

§ 18361.4. Probable Cause Proceedings

(a) Probable Cause Report. If the Chief of the Enforcement Division decides to commence probable cause proceedings pursuant to Sections 83115.5 and 83116, he or she shall direct the Enforcement Division staff to prepare a written report, hereafter referred to as "the probable cause report." The probable cause report shall contain a summary of the law and evidence gathered in connection with the investigation, including any exculpatory and mitigating information of which the staff has knowledge and any other relevant material and arguments. The evidence recited in the probable cause report may include hearsay, including declarations of investigators or others relating the statements of witnesses or concerning the examination of physical evidence.

(b) No probable cause hearing will take place until at least 21 calendar days after the Enforcement Division staff provides the following, by service of process or registered or certified mail with return receipt requested, to all proposed respondents:

- (1) A copy of the probable cause report;
- (2) Notification that the proposed respondents have the right to respond in writing to the probable cause report and to request a probable cause conference at which the proposed respondent may be present in person and represented by counsel, and;
- (3) If the Commission met in executive session on this matter pursuant to Regulation 18361.2, a copy of any staff memoranda submitted to the Commission at that time along with the recording of any discussion between the Commission and the staff at the executive session as required in subdivision (b) of Regulation 18361.2.

(c) Response to Probable Cause Report.

- (1) Each proposed respondent may submit a written response to the probable cause report. The response may contain a summary of evidence, legal arguments, and any mitigating or exculpatory information. A proposed respondent who submits a response must file it with the Commission Assistant who will forward the response to the General Counsel or an attorney in the Legal Division (the "hearing officer") and provide a copy, by service of process or registered or certified mail with return receipt requested, to all other proposed respondents listed in the probable cause report not later than 21 days following service of the probable cause report.
- (2) Within 21 calendar days following the service of the probable cause report, a proposed

respondent may request discovery of evidence in the possession of the Enforcement Division. This request must be sent by registered or certified mail to the Commission Assistant. Upon receipt of the request, the Enforcement Division shall provide discovery of evidence relied upon by the Enforcement Division sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that a proposed respondent committed or caused a violation, along with any exculpatory or mitigating evidence. This is not a right to full discovery of the Enforcement Division file. The Enforcement Division shall provide access to documents for copying by the Respondent, or upon agreement among the parties, the Enforcement Division will provide copies of the requested documents upon payment of a fee for direct costs of duplication. The Enforcement Division shall provide such evidence by service of process or registered or certified mail with return receipt requested to all respondents, with a copy to the Commission Assistant. A respondent may submit a written response to the probable cause report described in subsection (1) no later than 21 calendar days after service of discovery.

- (3) The Commission staff may submit any evidence or argument in rebuttal to the response. When the Commission staff submits evidence or argument in rebuttal to the response, it shall provide a copy, by service of process or registered or certified mail with return receipt requested, to all proposed respondents listed in the probable cause report not later than 10 calendar days following the date the response was filed with the Commission Assistant. The hearing officer may extend the time limitations in this section for good cause. At any time prior to a determination of probable cause, the hearing officer may allow additional material to be submitted as part of the initial response or rebuttal.

(d) Probable Cause Conference. Any proposed respondent may request a probable cause conference. The request shall be served upon the Commission Assistant and all other proposed respondents not later than 21 days after service of the probable cause report unless the hearing officer extends the time for good cause. The Commission Assistant shall fix a time for the probable cause conference and the hearing officer shall conduct the conference informally. The conference shall be closed to the public unless a proposed respondent requests and all other proposed respondents agree to a public conference. If the conference is not public, only members of the Commission staff, any proposed respondent and his or her legal counsel or representative shall have the right to be present and participate. The hearing officer may allow witnesses to attend and participate in part or all of the probable cause conference. In making this determination, the hearing officer shall consider the relevancy of the witness' proposed testimony, whether the witness has a substantial interest in the proceedings, and whether fairness requires that the witness be allowed to participate. Representatives of any civil or criminal prosecutor with jurisdiction may attend the conference at the discretion of the hearing officer if they agree to respect the confidential nature of the proceedings. If the conference is not open to the public and none of the parties and the presiding officer object, the conference may be conducted in whole or in part by telephone. The probable cause conference shall be recorded. The hearing officer may determine whether there is probable cause based solely on the probable cause report, any responses or rebuttals filed and any arguments presented at the probable cause conference by the interested parties. If the hearing officer requires additional information before determining whether there is probable cause, he or she may permit any party to submit additional evidence at the probable cause conference.

(c) **Finding of Probable Cause.** The hearing officer may find there is probable cause to believe a violation has occurred if the evidence is sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that a proposed respondent committed or caused a violation. A finding of probable cause by the hearing officer does not constitute a finding that a violation has actually occurred. The hearing officer shall not make a finding of probable cause if he or she is presented with clear and convincing evidence that, at a time prior to the alleged violation, the violator consulted with the staff of the Commission in good faith, disclosed truthfully all the material facts, and committed the acts complained of either in reliance on the advice of the staff or because of the staff's failure to provide advice. If the hearing officer makes a finding of probable cause, the Enforcement Division shall prepare an Accusation pursuant to Section 11503 and have it served upon the person or persons who are subjects of the probable cause finding. The hearing officer shall publicly announce the finding of probable cause. The announcement shall contain a summary of the allegations and a cautionary statement that the respondent is presumed to be innocent of any violation of the Act unless a violation is proved in a subsequent proceeding. The Chief of the Enforcement Division shall be responsible for the presentation of the case in support of the Accusation at an administrative hearing held pursuant to Section 83116.

§ 18362. Access to Enforcement Records

(a) **Production of Enforcement Records.** The Commission will make complaints, investigative files, and related records available to the public and members of the media in accordance with the Public Records Act (Government Code Section 6250, et seq.) Enforcement records requests should specifically identify the documents sought.

(b) **Format of Enforcement Records.** The Commission will make records available for inspection at its office during office hours. The Commission may provide copies of requested records either in paper or electronic format to the person that requested the records in lieu of inspecting the records at the Commission offices. Any person requesting paper copies of records must reimburse the Commission ten cents (\$0.10) per page to pay the cost of copying, or supply copying equipment and make copies in the offices of the Commission. Original records of the Commission may not be removed from the offices of the Commission.

(c) **Complaint Notice Period.** The Commission may not provide or make available complaints or related records until after the disclosure periods provided in Regulation 18360.

§ 18361.2. Memorandum Respecting Civil Litigation.

(a) If the Executive Director concludes civil litigation should be initiated, he or she shall submit to the Commission a written memorandum, which shall be first reviewed by the General Counsel, or an attorney from the Legal Division, summarizing the facts and the applicable law of the case and recommending the initiation of a lawsuit. The memorandum shall include all exculpatory and mitigating information known to the staff.

(b) The Commission shall review the memorandum at an executive session. The General

Counsel, or an attorney from the Legal Division, and the Commission Assistant shall be in attendance. No other member of the staff may be present unless the Commission meets with a member of the staff for that person to answer questions. The Commission may not resume its deliberations until the person is no longer present. Any communication between the Commission and the person during the executive session shall be recorded. After review of the memorandum, the Commission may direct the Executive Director to do any of the following:

- (1) Initiate civil litigation.
- (2) Decide whether probable cause proceedings should be commenced pursuant to 2 Cal. Code of Regulations Section 18361.4.
- (3) Return the matter to the staff for further investigation.
- (4) Take no further action on the matter or take any other action it deems appropriate.

(c) If the Commission decides to initiate civil litigation, the Commission may then permit other members of the staff to attend the executive session.

(d) If the Executive Director deems it necessary, he or she may call a special meeting of the Commission to review a staff memorandum recommending the initiation of civil litigation.

(e) It is the intent of the Commission in adopting this section to preserve for the members of the Commission the authority to decide whether alleged violations should be adjudicated in administrative hearings or in civil litigation, while at the same time avoiding the possibility that discussions with members of the staff might cause members of the Commission to prejudge a case that might be heard by the Commission under Government Code Section 83116.

Exhibit A-4

1 GALENA WEST
Chief of Enforcement
2 RUTH YANG
Commission Counsel
3 **FAIR POLITICAL PRACTICES COMMISSION**
1102 Q Street, Suite 3000
4 Sacramento, CA 95811
Telephone: (916) 322-5660
5 Facsimile: (916) 322-1932
6 Attorneys for Complainant

7
8 **BEFORE THE FAIR POLITICAL PRACTICES COMMISSION**
9 **STATE OF CALIFORNIA**

10 In the Matter of) FPPC No. 17/245
11 MURGA FOR CITY COUNCIL 2016)
and RAUL MURGA,) EX PARTE REQUEST FOR A FINDING OF
12) PROBABLE CAUSE AND AN ORDER THAT
13) AN ACCUSATION BE PREPARED AND
14 Respondents.) SERVED
15) Gov. Code § 83115.5
16)

17 **TO THE HEARING OFFICER OF THE FAIR POLITICAL PRACTICES COMMISSION:**

18 Pursuant to Section 83115.5 of the Political Reform Act (the "Act")¹ and Regulation 18361.4,
19 Respondents Murga For City Council 2016 (the "Committee") and Raul Murga ("Murga") were served
20 with a copy of a Report in Support of a Finding of Probable Cause ("PC Report") in the above-entitled
21 matter.² The PC Report, attached as "Exhibit A," was part of a packet of materials, including a cover
22 letter and a memorandum describing probable cause proceedings, which was sent to the Committee and
23 Murga on October 2, 2018, by certified mail, with a return receipt requested, and received by the
24 Committee and Murga on October 4, 2018. A copy of the signed return receipt is attached as "Exhibit
25 B."

26 ¹ The Political Reform Act is contained in Government Code §§ 81000 through 91014, and all statutory references
27 are to this code. The regulations of the Fair Political Practices Commission are contained in §§ 18110 through 18997 of Title
28 2 of the California Code of Regulations, and all regulatory references are to this source.

² Gov. Code § 83115.5; Cal. Code Reg., tit. 2, § 18361.4.

1 In the cover letter dated October 2, 2018, and the attached materials, the Committee and Murga
2 were advised that they could respond in writing to the PC Report and orally present the case to the
3 Hearing Officer at a probable cause conference to be held in Sacramento. The Committee and Murga
4 were further advised that in order to have a probable cause conference, they needed to make a written
5 request for one on or before 21 days of the date they were served with the PC Report. Additionally, the
6 Committee and Murga were advised that if they did not request a probable cause conference, such a
7 conference would not be held and probable cause would be determined based solely on the PC Report
8 and any written response that they submitted within 21 days of the date they were served with the PC
9 Report. To date, the Committee and Murga have not submitted a written response or requested a
10 probable cause conference.

11 WHEREFORE, based on the attached PC Report, the Enforcement Division requests a finding
12 by the Hearing Officer that probable cause exists to believe that the Committee and Murga committed
13 four violations of the Act, stated as follows:

14 Count 1: The Committee and Murga failed to timely file the semi-annual campaign statement for
15 the reporting period of October 23, 2016 through December 31, 2016, due
16 January 31, 2017, in violation of Section 84200.

17 Count 2: The Committee and Murga failed to timely file the semi-annual campaign statement for
18 the reporting period of January 1, 2017 through June 30, 2017, due July 31, 2017, in
19 violation of Section 84200.

20 Count 3: The Committee and Murga failed to timely file the semi-annual campaign statement for
21 the reporting period of July 1, 2017 through December 31, 2017, due January 31, 2018, in
22 violation of Section 84200.

23 Count 4: The Committee and Murga failed to timely file the semi-annual campaign statement for
24 the reporting period of January 1, 2018 through June 30, 2018, due July 31, 2018, in
25 violation of Section 84200.

26 Additionally, after finding probable cause exists, the Enforcement Division requests an order by
27 the Hearing Officer that an accusation be prepared against the Committee and Murga and served upon
28 them.³

³ Gov. Code § 11503.

1 A copy of this Request was mailed via U.S. Mail to the Committee and Murga on
2 February 1, 2019 at their last known addresses, as follows:

3 Raul Murga
4 Murga for City Council 2016
5 [REDACTED]

6 Dated: 2/1/2019

Respectfully Submitted,

7
8 **FAIR POLITICAL PRACTICES COMMISSION**
9 Galena West
10 Chief of Enforcement


11 
12 _____
13 By: Ruth Yang
14 Commission Counsel
15 Enforcement Division
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EXHIBIT A

1 GALENA WEST
Chief of Enforcement
2 RUTH YANG
Commission Counsel
3 **FAIR POLITICAL PRACTICES COMMISSION**
1102 Q Street, Suite 3000
4 Sacramento, CA 95811
Telephone: (916) 322-7771
5 Facsimile: (916) 322-1932

6 Attorneys for Complainant
Enforcement Division of the Fair Political Practices Commission
7

8 **BEFORE THE FAIR POLITICAL PRACTICES COMMISSION**
9 **STATE OF CALIFORNIA**

10
11 In the Matter of

12 MURGA 4 CITY COUNCIL 2016 and
13 RAUL MURGA,

14 Respondent.
15
16

) FPPC No. 17/245

) **REPORT IN SUPPORT OF A FINDING OF
PROBABLE CAUSE**

) Conference Date: TBA

) Conference Time: TBA

) Conference Location: Commission Offices
1102 Q Street, Suite 3000
Sacramento, CA 95811

17
18 **INTRODUCTION**

19 Respondent Raul Murga ("Murga") was an unsuccessful candidate for Carson City Council in the
20 November 8, 2016 General Election. Murga For City Council 2016 ("Committee") was his candidate-
21 controlled committee for the 2016 election. Murga also served as the Committee's treasurer.

22 The Political Reform Act (the "Act")¹ requires controlled committees to file two semi-annual
23 campaign statements each year. The Committee and Murga violated the Act by failing to timely file four
24

25
26 ¹ The Political Reform Act is contained in Government Code Sections 81000 through 91014, and all statutory
references are to this code. The regulations of the Fair Political Practice Commission are contained in Sections 18110 through
18997 of Title 2 of the California Code of Regulations, and all regulatory references are to this source.

1 semi-annual campaign statements for the reporting periods ending on December 31, 2016; June 30, 2017;
2 December 31, 2017; and June 30, 2018.

3 SUMMARY OF THE LAW

4 Jurisdiction

5 The Fair Political Practices Commission (the "Commission") has administrative jurisdiction to
6 enforce the provisions of the Act.²

7 Probable Cause Proceedings

8 Prior to the Enforcement Division commencing an administrative action, the General Counsel of
9 the Commission or his designee (the "hearing officer"), must make a finding that there is probable cause
10 to believe the respondent has violated the Act.³ After a finding of probable cause, the Commission may
11 hold a noticed hearing in accordance with the Administrative Procedure Act⁴ to determine whether
12 violations occurred, and levy an administrative penalty of up to \$5,000 for each violation.⁵

13 Standard for Finding Probable Cause

14 To make a finding of probable cause, the hearing officer must be presented with sufficient
15 evidence to lead a person of ordinary caution and prudence to believe, or entertain a strong suspicion,
16 that a respondent committed or caused a violation.⁶

17 Need for Liberal Construction and Vigorous Enforcement of the Political Reform Act

18 When enacting the Political Reform Act, the people of the state of California found and declared
19 that previous laws regulating political practices suffered from inadequate enforcement by state and local
20 authorities.⁷ To that end, the Act must be liberally construed to achieve its purposes.⁸

21 A central purpose of the Act is to ensure voters are fully informed and improper practices are
22 inhibited by requiring committees to disclose all contributions and expenditures made throughout a

23 ² Section 83116.

24 ³ Section 83115.5, and Regulations 18361 and 18361.4.

25 ⁴ Section 11500, et seq.

26 ⁵ Section 83116, and Regulation 18361.4, subd. (e).

27 ⁶ Section 18361.4, subd. (e).

28 ⁷ Section 81001, subd. (h).

⁸ Section 81003.

1 campaign.⁹ Another is to provide adequate enforcement mechanisms so that the Act will be “vigorously
2 enforced.”¹⁰

3 Controlled Committee

4 Under the Act, a “controlled committee” is a committee controlled directly or indirectly by the
5 candidate.¹¹ A committee will qualify as a “recipient committee” when it receives two thousand dollars
6 (\$2,000) or more in contributions during a single calendar year.¹²

7 Semi-Annual Campaign Statements

8 The Act requires a controlled committee to file two semi-annual campaign statements each year
9 no later than July 31 for the period ending June 30 and no later than January 31 for the period ending
10 December 31.¹³ Whenever the deadline falls on a Saturday, Sunday, or official state holiday, the filing
11 deadline for a statement shall be extended to the next regular business day.¹⁴

12 Candidate and Treasurer Liability

13 Under the Act, it is a duty of the candidate and the treasurer of a controlled committee to ensure
14 that the committee complies with all the requirements of the Act concerning the receipt, expenditure, and
15 reporting of funds.¹⁵ The candidate and treasurer may be held jointly and severally liable, along with the
16 committee, for violations committed by the committee.¹⁶

17 **SUMMARY OF THE EVIDENCE**

18 The Committee filed an initial statement of organization with the SOS on September 19, 2016.
19 On September 29, 2016, the Committee filed a preelection campaign statement for the reporting period
20 ending on September 29, 2016. The Committee amended this statement on October 25, 2016, disclosing
21 a loan of \$5,775.00 from Murga, expenditures totaling \$5,068.81, and an ending cash balance of \$706.19.

22
23 ⁹ Section 81002, subd. (a).

¹⁰ Section 81002, subd. (f).

24 ¹¹ Section 82016, subd. (a).

¹² Section 82013, subd. (a).

25 ¹³ Section 84200, subd. (a).

¹⁴ Regulation 18116, subd. (a).

26 ¹⁵ Sections 81004, 84100, 84104, and 84213, and Regulation 18427.

¹⁶ Sections 83116.5 and 91006.

1 On October 27, 2016, the Committee filed a preelection campaign statement for the reporting
2 period of September 25, 2016 through October 22, 2016, disclosing \$11,018.00 in total contributions,
3 \$2,696.12 in expenditures, and an ending cash balance of \$1,995.07. The Committee failed to file
4 subsequent campaign statements.

5 The Committee and Murga failed to timely file four semi-annual campaign statements for the
6 reporting periods ending on December 31, 2016; June 30, 2017; December 31, 2017; and June 30, 2018.

7 VIOLATIONS

8 Count 1: Failure to Timely File a Semi-Annual Campaign Statement

9 The Committee and Murga failed to timely file the semi-annual campaign statement for the
10 reporting period of October 23, 2016 through December 31, 2016, due January 31, 2017, in violation of
11 Section 84200.

12 Count 2: Failure to Timely File a Semi-Annual Campaign Statement

13 The Committee and Murga failed to timely file the semi-annual campaign statement for the
14 reporting period of January 1, 2017 through June 30, 2017, due July 31, 2017, in violation of Section
15 84200.

16 Count 3: Failure to Timely File a Semi-Annual Campaign Statement

17 The Committee and Murga failed to timely file the semi-annual campaign statement for the
18 reporting period of July 1, 2017 through December 31, 2017, due January 31, 2018, in violation of Section
19 84200.

20 Count 4: Failure to Timely File a Semi-Annual Campaign Statement

21 The Committee and Murga failed to timely file the semi-annual campaign statement for the
22 reporting period of January 1, 2018 through June 30, 2018, due July 31, 2018, in violation of Section
23 84200.

24 OTHER RELEVANT MATERIAL

25 The Enforcement Division is not aware of any other relevant material.
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EXCULPATORY AND MITIGATING INFORMATION

Murga was an unsuccessful candidate for Carson City Council in the November 8, 2016 General Election.

CONCLUSION

Probable cause exists to believe that the Committee and Murga violated the Act as described above. The Enforcement Division respectfully requests an order finding probable cause pursuant to Section 83115.5 and Regulation 18361.4.

Dated: 10/2/2018

Respectfully Submitted,

FAIR POLITICAL PRACTICES COMMISSION
Galena West
Enforcement Chief

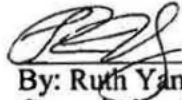

By: Ruth Yang
Commission Counsel
Enforcement Division

EXHIBIT B

USPS TRACKING #



9590 9402 4215 8121 8965 08



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

United States
Postal Service

• Sender: Please print your name, address, and ZIP+4® in this box*

FPPC
Attn: Ruth Yang
1102 Q Street, Suite 3000
Sacramento, CA 95811

11-032802



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Raul Murga
Murga for City Council 2016



9590 9402 4215 8121 8965 08

2. Article Number (transfer from service label)



COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Sandra Serwa*

- Agent
- Addressee

B. Received by (Printed Name)

Sandra Serwa

C. Date of Delivery

10/4

D. Is delivery address different from item 1? If YES, enter delivery address below:

- Yes
- No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Exhibit A-5

1 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION

2 STATE OF CALIFORNIA

| | | |
|---|-----------------------------|---------------------------------|
| 3 | | |
| 4 | In the Matter of |) FPPC No. 17/245 |
| 5 | |) |
| 6 | MURGA FOR CITY COUNCIL 2016 |) FINDING OF PROBABLE CAUSE AND |
| 7 | and RAUL MURGA, |) ORDER TO PREPARE AND SERVE AN |
| 8 | |) ACCUSATION |
| | Respondents. |) Gov. Code § 83115.5 |
| | |) |
| | |) |

9 By means of an Ex Parte Request for a Finding of Probable Cause and an Order that an Accusation
10 be Prepared and Served (“Ex Parte Request”), the Enforcement Division submitted the above-entitled
11 matter to the Hearing Officer for a determination of Probable Cause. As set forth in the Ex Parte Request,
12 the Enforcement Division served a Report in Support of a Finding of Probable Cause (“PC Report”) on
13 Respondents Murga For City Council 2016 (the “Committee”) and Raul Murga (“Murga”) concerning
14 this matter on October 4, 2018, by certified mail, return receipt requested. Accompanying the PC Report
15 was a packet of materials that informed the Committee and Murga of their right to file a written response
16 to the PC Report and to request a probable cause conference within 21 days following service of the PC
17 Report. During the 21 days that followed service of the PC Report, the Committee and Murga did not file
18 a response to the PC Report or request a probable cause conference. Pursuant to California Code of
19 Regulations Title 2, Section 18361.4, determination of probable cause may be made solely on papers
20 submitted when the respondent does not request a probable cause conference.¹

21 In making a probable cause determination, it is the duty of the Hearing Officer of the Fair Political
22 Practices Commission to determine whether probable cause exists to believe that a respondent violated
23 the Political Reform Act as alleged by the Enforcement Division in the PC Report served on the
24 Respondents.

25
26
27 ¹ The Political Reform Act is contained in Government Code Sections 81000 through 91014. The regulations of the
Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code of
Regulations.

1 Probable cause to believe a violation has occurred can be found to exist when "the evidence is
2 sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that
3 the proposed respondent(s) committed or caused a violation."²

4 The PC Report served on the Committee and Murga and the subsequent Ex Parte Request in this
5 matter allege four violations of the Political Reform Act were committed, as follows:

6 Count 1: The Committee and Murga failed to timely file the semi-annual campaign statement for the
7 reporting period of October 23, 2016 through December 31, 2016, due
January 31, 2017, in violation of Section 84200.

8 Count 2: The Committee and Murga failed to timely file the semi-annual campaign statement for the
9 reporting period of January 1, 2017 through June 30, 2017, due July 31, 2017, in violation
of Section 84200.

10 Count 3: The Committee and Murga failed to timely file the semi-annual campaign statement for the
11 reporting period of July 1, 2017 through December 31, 2017, due January 31, 2018, in
12 violation of Section 84200.

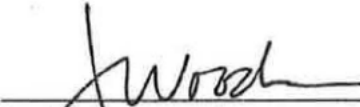
13 Count 4: The Committee and Murga failed to timely file the semi-annual campaign statement for the
14 reporting period of January 1, 2018 through June 30, 2018, due July 31, 2018, in violation
of Section 84200.

15 Based on the Ex Parte Request given to me, I find that notice has been given to the Committee and
16 Murga.³ I further find, based on the PC Report and the Ex Parte Request, that there is probable cause to
17 believe the Committee and Murga violated the Political Reform Act as alleged in Counts 1 through 4, as
18 identified above.

19 I therefore direct that the Enforcement Division issue an accusation against the Committee and
20 Murga in accordance with this finding.

21 IT IS SO ORDERED.

22
23
24 Dated: 2-1-19



Hearing Officer
Fair Political Practices Commission

25
26
27 ² Cal. Code Reg., Tit. 2, Section 18361.4, subd. (e).

³ Government Code Section 83115.5; Cal. Code Reg., Tit. 2, Section 18361.4, subd. (b).

FPPC No. 17/245, In the matter of Murga for City Council 2016 and Raul Murga

PROOF OF SERVICE

At the time of service, I was over 18 years of age and not a party to this action. My business address is Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, CA 95811. On the date below, I served the following document:

ORDER RE: PROBABLE CAUSE

MANNER OF SERVICE

(U.S. Mail) By causing a true copy thereof to be served on the parties in this action through the U.S. Mail and addressed as listed below. I am familiar with the procedure of the Fair Political Practices Commission for collection and processing of correspondence for mailing with the United States Postal Service, and the fact that the correspondence would be deposited with the United States Postal Service that same day in the ordinary course of business.

SERVICE LIST

Raul Murga
Murga for City Council 2016



(By Personal Service) On Friday, February 1, 2019, at approximately 2:30 p.m., I personally served:

Ruth Yang, Commission Counsel, at 1102 Q Street, Suite 3000, Sacramento, CA 95811.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct and that this document is executed at Sacramento, California, on February 1, 2019.


Sasha Linker

Exhibit A-6

1 GALENA WEST
Chief of Enforcement
2 RUTH YANG
Commission Counsel
3 **FAIR POLITICAL PRACTICES COMMISSION**
1102 Q St, Suite 3000
4 Sacramento, CA 95811
Telephone: (916) 322-7771
5 Email: ryang@fppc.ca.gov

6 Attorneys for Complainant
Enforcement Division of the Fair Political Practices Commission

7
8 **BEFORE THE FAIR POLITICAL PRACTICES COMMISSION**
9 **STATE OF CALIFORNIA**

10
11 In the Matter of) FPPC No. 17/245
12)
13 MURGA FOR CITY COUNCIL 2016) **ACCUSATION**
and RAUL MURGA,)
14)
15) (Gov. Code §11503)
16 Respondents.)
17)

18 Complainant, the Enforcement Division of the Fair Political Practices Commission, after a finding
19 of probable cause pursuant to Government Code Section 83115.5, alleges the following:

20 **JURISDICTION**

21 1. Complainant is the Enforcement Division of the Fair Political Practices Commission (the
22 “Commission”) and makes this Accusation in its official capacity and in the public interest.

23 2. The authority to bring this action is derived from Title 2, California Code of Regulations,
24 Sections 18361 and 18361.4, subdivision (e), and the statutory law of the State of California, specifically
25 including, but not limited to, Government Code Sections 83111, 83116, and 91000.5, which assign to the
26 Enforcement Division the duty to administer, implement, and enforce the provisions of the Political
27 Reform Act, found at Government Code Sections 81000 through 91014.

28 ///

1 **B. Duty to File Campaign Statements**

2 11. The Act requires candidate-controlled committees to file campaign statements at specific
3 times to disclose information regarding campaign contributions received and expenditures made by the
4 campaign committees.⁶

5 12. A candidate-controlled committee must file semi-annual campaign statements each year
6 no later than July 31 for the reporting period ending on June 30, and no later than January 31 of the
7 following year for the reporting period ending December 31.⁷

8 **C. Factors to be Considered by the Fair Political Practices Commission**

9 13. In framing a proposed order following a finding of a violation pursuant to Section 83116,
10 the Commission and the administrative law judge shall consider all the surrounding circumstances
11 including but not limited to: (1) The seriousness of the violation; (2) The presence or absence of any
12 intention to conceal, deceive or mislead; (3) Whether the violation was deliberate, negligent or inadvertent;
13 (4) Whether the violator demonstrated good faith by consulting the Commission staff or any other
14 government agency in a manner not constituting a complete defense under Section 83114(b); (5) Whether
15 the violation was isolated or part of a pattern and whether the violator has a prior record of violations of
16 the Act or similar laws; and (6) Whether the violator, upon learning of a reporting violation, voluntarily
17 filed amendments to provide full disclosure.⁸

18 **GENERAL FACTS**

19 14. Murga was an unsuccessful candidate for Carson City Council in the November 8, 2016
20 General Election.

21 15. The Committee was Murga's candidate-controlled committee for the 2016 election.

22 16. The Committee filed an initial statement of organization with the Secretary of State on
23 September 12, 2016, and indicated that it had not yet qualified as a recipient committee.

24 17. The Committee did qualify as a recipient committee on or about September 15, 2016, upon
25 receiving a loan from Murga in the amount of \$5,000.

26 18. On September 29, 2016, the Committee filed a first preelection campaign statement for the

27 ⁶ Sections 84200 through 84225.

28 ⁷ Section 84200, subd. (a).

⁸ Regulation 18361.5, subd. (d).

1 reporting period ending on September 24, 2016, disclosing \$5,775 in contributions received and \$5,068.81
2 in expenditures made.

3 19. On October 25, 2016, the Committee filed an amended first preelection campaign
4 statement for the reporting period ending on September 29, 2016, revising the reporting period and the
5 type of recipient committee.

6 20. On October 27, 2016, the Committee filed a second preelection campaign statement for the
7 reporting period ending on October 22, 2016, disclosing \$11,018 in contributions received, \$2,696.12 in
8 expenditures made, and an ending cash balance of \$1,995.07.

9 21. The Committee and Murga were required to file a semi-annual campaign statement for the
10 reporting period of October 23, 2016 through December 31, 2016 by the deadline of January 31, 2017 but
11 failed to do so.

12 22. The Committee and Murga were required to file a semi-annual campaign statement for the
13 reporting period of January 1, 2017 through June 30, 2017 by the deadline of July 31, 2017 but failed to
14 do so.

15 23. The Committee and Murga were required to file a semi-annual campaign statement for the
16 reporting period of July 1, 2017 through December 31, 2017 by the deadline of January 31, 2018 but failed
17 to do so.

18 24. The Committee and Murga were required to file a semi-annual campaign statement for the
19 reporting period of January 1, 2018 through June 30, 2018 by the deadline of July 31, 2018 but failed to
20 do so.

21 **PROCEDURAL HISTORY**

22 25. On February 15, 2017; March 2, 2017; March 9, 2017; and March 14, 2017, the Los
23 Angeles County Registrar-Recorder/County Clerk (the "County Clerk") contacted the Committee and
24 Murga by U.S. Mail and phone regarding the semi-annual campaign statement for the reporting period
25 ending on December 31, 2016.

26 26. After the Committee and Murga failed to file the required semi-annual campaign statement,
27 the County Clerk referred the matter to the Enforcement Division.

28

1 27. The Enforcement Division contacted Murga by email on March 28, 2017;
2 December 14, 2017; and January 24, 2018 regarding the required campaign statements.

3 28. The Enforcement Division initiated an administrative action against the Committee and
4 Murga in this matter by serving them with a packet containing a cover letter, a Report in Support of a
5 Finding of Probable Cause ("PC Report"), a fact sheet regarding probable cause proceedings, selected
6 sections of the Government Code regarding probable cause proceedings for the Commission, and selected
7 regulations of the Commission regarding probable cause proceedings.

8 29. The Committee and Murga were served with the PC Report on October 4, 2018. The
9 information contained in the PC Report packet advised the Committee and Murga that they had 21 days
10 in which to request a probable cause conference, file a written response to the PC Report, or both. As of
11 the date of this Accusation, the Committee and Murga have not responded to the PC Report.

12 30. By means of an Ex Parte Request for a Finding of Probable Cause and an Order that an
13 Accusation Be Prepared and Served ("Ex Parte Request"), dated February 1, 2019, the Enforcement
14 Division submitted the matter to the Hearing Officer for a determination of probable cause.

15 31. On or about February 1, 2019, the Hearing Officer issued an order finding, based on the
16 Ex Parte Request and the PC Report, that there was probable cause to believe the Committee and Murga
17 violated the Act and directed the Enforcement Division to issue an accusation against the Committee and
18 Murga in accordance with the finding.

19 **VIOLATIONS**

20 32. The Committee and Murga committed four violations of the Act as follows:

21 **Count 1**

22 **Failure to Timely File a Semi-Annual Campaign Statement**

23 33. Complainant incorporates paragraphs 1 – 32 of this Accusation, as though completely set
24 forth here.

25 34. As an active committee and its candidate, the Committee and Murga had a duty to timely
26 file a semi-annual campaign statement for the reporting period of October 23, 2016 through
27 December 31, 2016 by the deadline of January 31, 2017.

28 ///

1 35. The Committee and Murga failed to timely file the semi-annual campaign statement for the
2 reporting period of October 23, 2016 through December 31, 2016 by the deadline.

3 36. By failing to timely file the semi-annual campaign statement by January 31, 2017, the
4 Committee and Murga violated Government Code Section 84200.

5 **Count 2**

6 **Failure to Timely File a Semi-Annual Campaign Statement**

7 37. Complainant incorporates paragraphs 1 – 36 of this Accusation, as though completely set
8 forth here.

9 38. As an active committee and its candidate, the Committee and Murga had a duty to timely
10 file a semi-annual campaign statement for the reporting period of January 1, 2017 through June 30, 2017
11 by the deadline of July 31, 2017.

12 39. The Committee and Murga failed to timely file the semi-annual campaign statement for the
13 reporting period of January 1, 2017 through June 30, 2017 by the deadline.

14 40. By failing to timely file the semi-annual campaign statement by July 31, 2017, the
15 Committee and Murga violated Government Code Section 84200.

16 **Count 3**

17 **Failure to Timely File a Semi-Annual Campaign Statement**

18 41. Complainant incorporates paragraphs 1 – 40 of this Accusation, as though completely set
19 forth here.

20 42. As an active committee and its candidate, the Committee and Murga had a duty to timely
21 file a semi-annual campaign statement for the reporting period of July 1, 2017 through December 31, 2017
22 by the deadline of January 31, 2018.

23 43. The Committee and Murga failed to timely file the semi-annual campaign statement for the
24 reporting period of July 1, 2017 through December 31, 2017 by the deadline.

25 44. By failing to timely file the semi-annual campaign statement by January 31, 2018, the
26 Committee and Murga violated Government Code Section 84200.

27 ///

28 ///

1 Count 4

2 Failure to Timely File a Semi-Annual Campaign Statement

3 45. Complainant incorporates paragraphs 1 – 44 of this Accusation, as though completely set
4 forth here.

5 46. As an active committee and its candidate, the Committee and Murga had a duty to file a
6 semi-annual campaign statement for the reporting period of January 1, 2018 through June 30, 2018 by the
7 deadline of July 31, 2018.

8 47. The Committee and Murga failed to file the semi-annual campaign statement for the
9 reporting period of January 1, 2018 through June 30, 2018 by the deadline.

10 48. By failing to file the semi-annual campaign statement by July 31, 2018, the Committee and
11 Murga violated Government Code Section 84200.

12 MITIGATING OR EXCULPATORY FACTORS

13 49. Murga was an unsuccessful candidate in the November 8, 2016 General Election.

14 AGGRAVATING FACTORS AND OTHER RELEVANT MATERIALS

15 50. The County Clerk contacted the Committee and Murga by mail and phone at least four
16 times and the Enforcement Division contacted the Committee and Murga by email at least three times,
17 regarding their failure to timely file semi-annual campaign statements. Yet, the Committee and Murga
18 have not filed those campaign statements as of the date of this Accusation.

19 51. Murga has a prior enforcement history for failing to timely file pre-election campaign
20 statements, FPPC Case No. 15/2193. Murga 4 Pico Water District (the "Water Committee") and Murga
21 were referred to the Enforcement Division for failure to timely file two pre-election campaign statements
22 for the reporting periods of July 1, 2015 through September 19, 2015 and September 20, 2015 through
23 October 17, 2015. The Enforcement Division administratively terminated the Water Committee to
24 resolve FPPC Case No. 15/2193.

25 ///

26 ///

27 ///

28 ///

PRAYER

WHEREFORE, Complainant prays as follows:

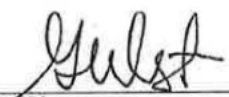
1. That the Fair Political Practices Commission hold a hearing pursuant to Section 83116 and Regulation 18361.5, and at such hearing find that the Committee and Murga violated the Act as alleged herein;
2. That the Fair Political Practices Commission, pursuant to Section 83116, subdivision (c), order the Committee and Murga to pay a monetary penalty of up to \$5,000 for the violation of the Political Reform Act alleged in **Count 1**;
3. That the Fair Political Practices Commission, pursuant to Section 83116, subdivision (c), order the Committee and Murga to pay a monetary penalty of up to \$5,000 for the violation of the Political Reform Act alleged in **Count 2**;
4. That the Fair Political Practices Commission, pursuant to Section 83116, subdivision (c), order the Committee and Murga to pay a monetary penalty of up to \$5,000 for the violation of the Political Reform Act alleged in **Count 3**;
5. That the Fair Political Practices Commission, pursuant to Section 83116, subdivision (c), order the Committee and Murga to pay a monetary penalty of up to \$5,000 for the violation of the Political Reform Act alleged in **Count 4**;
6. That the Fair Political Practices Commission, pursuant to Regulation 18361.5, subdivision (d), consider the following factors in framing a proposed order following a finding of a violation pursuant to Section 83116: (1) the seriousness of the violation; (2) the presence or absence of any intention to conceal, deceive or mislead; (3) whether the violation was deliberate, negligent or inadvertent; (4) whether the violator demonstrated good faith by consulting the Commission staff or any other government agency in a manner not constituting a complete defense under Section 83114, subdivision (b); (5) whether the violation was isolated or part of a pattern and whether the violator has a prior record of violations of the Act or similar laws; and (6) whether the violator, upon learning of a reporting violation, voluntarily filed amendments to provide full disclosure.

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7. That the Fair Political Practices Commission grant such other and further relief as it deems just and proper.

Dated: 10 July 19



Galena West
Chief of Enforcement
Fair Political Practices Commission

Exhibit A-7

AFFIDAVIT OF SERVICE

| | | | |
|---|---|--|---|
| Case: FPPC No. 17/245 | Court: Fair Political Practice Commission | County: Sacramento, CA | Job: 3596364 (SUB Serve Raul Murga) |
| Plaintiff / Petitioner: Fair Political Practices Commission | | Defendant / Respondent: MURGA FOR CITY COUNCIL 2016 and RAUL MURGA | |
| Received by: William Sera | | For: Attorneys Service Bureau | |
| To be served upon: Raul Murga | | | |

I, William Sera, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name / Address: Raul Murga (Substitute Service Roommate: Benjamin Cornejo)
Home: [REDACTED]

Manner of Service: Substitute Service - Personal, Aug 15, 2019, 7:15 pm PDT

Documents: Accusation;
Notice of Defense AND Government Codes Sections 11506 through 11508
(Received Jul 24, 2019 at 2:15pm PDT)

Additional Comments:

1) Unsuccessful Attempt: Jul 24, 2019, 9:45 pm PDT at Home: [REDACTED]
Door knocked and a male Hispanic, later identified himself as Benjamin. He stated he is the roommate of Raul Murga and that Raul is away for approximately one month and he has no idea when he will be back. He went out for vacation for a long haul. I asked for his cell phone number and he apologized and stated he can not give it out without his approval. Projected date in one month.

2) Unsuccessful Attempt: Aug 1, 2019, 7:15 pm PDT at Home: [REDACTED]
Door knocked spoke to Roommate Benjamin and stated he was not there and took our information to pass it on to Murga.

3) Unsuccessful Attempt: Aug 2, 2019, 7:30 pm PDT at Home: [REDACTED]
Door knock & no answer

4) Successful Attempt: Aug 15, 2019, 7:15 pm PDT at Home: [REDACTED] received by Raul Murga (Substitute Service Roommate: Benjamin Cornejo). Age: 40; Ethnicity: Hispanic; Gender: Male; Weight: 140; Height: 5'6"; Hair: Black; Eyes: Brown; Relationship: Roommate ;
Door knocked roommate stated Mr. Murga is not here but he did provide our firm's information to contact us and he stated he would. I stated to him he has never contacted us. I personally handed the legal documents to Benjamin Cornejo and advised him to hand the documents to Mr. Murga. Mr. Cornejo stated that Mr. Murga is a Private Investigator and you know they can hide.



William Sera
RPS No. 2016163195/Los Angeles

August 15, 2019
Date

Attorneys Service Bureau
4733 Torrance Blvd., 322
Torrance, California 90503
(310) 540-3262

| | | | | | |
|--|--|----------------------|-------|--------------------|---|
| Galena West, Chief of Enforcement Ruth Yang, Commission Counsel FAIR POLITICAL PRACTICES COMMISSION 1102 Q Street, Suite 3000, Sacramento, CA 95811 | | Ph.# 916-322 7711 | | FOR COURT USE ONLY | |
| ATTORNEY FOR: Complainant | | Ref. No. or File No. | | | |
| FAIR POLITICAL PRACTICES COMMISSION STATE OF CALIFORNIA 1102 Q Street, Suite 3000, Sacramento, CA 95811 | | | | | |
| SHORT TITLE OF CASE: In the Matter of MURGA FOR CITY COUNCIL 2016 and RAUL MURGA | | | | | |
| DUE DILIGENCE DECLARATION | | HEARING DATE: | TIME: | DEPT./DIV.: | CASE NUMBER: FPPC N^O. 17/245 |

I am and was on the dates herein mentioned, over the age of eighteen years and not a party to the action. I received the within process on 07/24/19 and after due diligent effort I have been unable to effect personal service on the within named:

RAUL MURGA

Address: [REDACTED]

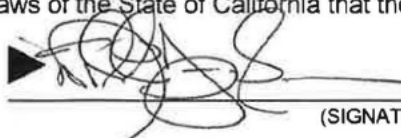
| Date | Time | Person serving | Reason for Non-Service |
|------------|--------|----------------|--|
| 07/24/2019 | 9:45pm | William Sera | Door knocked and a male Hispanic, later identified himself as Benjamin. He stated he is the roommate of Raul Murga and that Raul is away for approximately one month and he has no idea when he will be back. He went out for vacation for a long haul. I asked for his cell phone number and he apologized and stated he can not give it out without his approval. Projected date in one month. |
| 08/01/2019 | 7:15pm | William Sera | Door knocked spoke to roommate Benjamin and stated he was not there and took our information to pass it on to Murga. |
| 08/02/2019 | 7:30pm | William Sera | Door knocked, nobody answered. |

7. Person Serving: William Sera for Attorneys Service Bureau
4733 Torrance Blvd., # 322
Torrance, California 90503-4100
(310) 540 3262

7e(3). I am a California Process Server
Registration number: 2016163195
County: Los Angeles

8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 08/02/2019



(SIGNATURE)

| | |
|---|--------------------------------|
| SHORT TITLE Fair Political Practices Commission vs. Raul Murga | CASE NUMBER FPPC No. 17/245 |
|---|--------------------------------|

DECLARATION OF MAILING

INSTRUCTIONS: Only a person who is age 18 years or older and *not* a party to this action can serve document copies by mail. (Code Civ. Proc., § 1013a.) An unsigned copy of this *Declaration of Mailing* must be attached to and mailed with the copies. After the copies are deposited in the mail, the person who mailed them must fill out and sign this form attached as the last page of the originals for filing. (Code Civ. Proc., § 1013(b).) **WARNING: Falsifying this form can be a felony, punishable by imprisonment in state prison.** (Pen. Code, §§ 118 & 126)

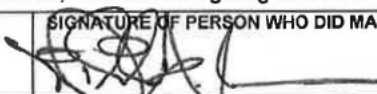
- I am employed in, or a resident of, the county in which this mailing occurred, and not a party to this action. At the time of mailing, I was at least 18 years of age or older;
- I am readily familiar with the practice at the residence or business address shown below for collection and processing of correspondence for mailing with the United States Postal Service, which causes it to be sealed and deposited with said Postal Service with the postage prepaid the same day it is mailed or placed for collection and processing.
- My residence business address and telephone number are as follows:

| | |
|---|-------------------------------------|
| ADDRESS 136 N. Grand Avenue, Suite 115 | TELEPHONE NUMBER (213) 342-1802 |
| CITY, STATE AND ZIP CODE West Covina, Ca 91791 | |

- I served the below document(s) on behalf of Raul Murga (name of party) by personally sealing and mailing with postage prepaid, placing for collection and mailing following ordinary business practices, true copies to the addressed as shown, on the date and at the place shown, in envelope(s) sealed, or to be sealed in the ordinary course of business, and addressed as follows:

| | |
|--------------------------------|--|
| DATE MAILED August 27, 2019 | PLACE OF MAILING (City and state) West Covina, CA |
|--------------------------------|--|

5. Exact title(s) of document(s) served: Accusation FPPC No. 17/245; Statement to Respondent; Notice Of Defense; Grounds For Notice Of Defense; California Code 11506 through 11508; Proof Of Service

| | | |
|---|---|---|
| <i>I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.</i> | | |
| DATED August 27, 2019 | TYPE OR PRINT NAME OF PERSON WHO DID MAILING RPS No. 2016163195 William Sera | SIGNATURE OF PERSON WHO DID MAILING  |

Antitrust Practices Commission
1000 N. Ste 3000
San Francisco, CA 94111-6581



Raul Murga



Exhibit A-8

DEFAULT DECISION AND ORDER FPPC NO. 17/245



FAIR POLITICAL PRACTICES COMMISSION

1102 Q Street • Suite 3000 • Sacramento, CA 95811

STATEMENT TO RESPONDENT

[Government Code Section 11505, subdivision (b)]

Murga for City Council 2016 and Raul Murga
FPPC Case No. 17/245

Enclosed is an Accusation, which was filed with the Fair Political Practices Commission (the "FPPC") and which is hereby served upon you, along with two copies of a Notice of Defense and Government Code Sections 11506 through 11508.

Unless a written request for a hearing signed by you or on your behalf is delivered or mailed to the FPPC within 15 days after the Accusation was served on you, the FPPC may proceed upon the Accusation without a hearing. The request for a hearing may be made by delivering or mailing the enclosed form entitled Notice of Defense, or by delivering or mailing a notice of defense as provided by Section 11506 of the Government Code to the Commission Assistant at the FPPC.

You may, but need not, be represented by counsel at any or all stages of these proceedings.

If you desire a list of the names and addresses of witnesses against you, or an opportunity to inspect and copy the items mentioned in Section 11507.6 of the Government Code that are in the possession, custody, or control of this agency, or if you wish to discuss the possibility of resolving this matter without a formal hearing, you may contact Ruth Yang, Commission Counsel, Enforcement Division, at (916) 322-7771 or at ryang@fppc.ca.gov.

The hearing may be postponed for good cause. If you have good cause, you are obliged to notify the FPPC or, if an administrative law judge has been assigned to the hearing, the Office of Administrative Hearings, within 10 working days after you discover the good cause. Failure to give notice within 10 days will deprive you of a postponement.

After a hearing, the FPPC will consider the following factors in determining whether to assess a penalty (Title 2, California Code of Regulations, Section 18361.5, subdivision (d).):

1. The seriousness of the violation;
2. The presence or absence of any intention to conceal, deceive, or mislead;
3. Whether the violation was deliberate, negligent, or inadvertent;
4. Whether the violator demonstrated good faith by consulting Commission staff or any other government agency in a manner not constituting a complete defense under Government Code Section 83114, subdivision (b);
5. Whether the violation was isolated or part of a pattern;
6. Whether the violator has a prior record of violations of the Political Reform Act or similar laws; and
7. Whether the violator, upon learning of a reporting violation, voluntarily filed amendments to provide full disclosure.



Before the Fair Political Practices Commission

State of California

| | | |
|------------------------|---|---------------------------------|
| In the Matter of |) | NOTICE OF DEFENSE |
| |) | (Pursuant to Gov. Code § 11506) |
| |) | |
| MURGA FOR CITY COUNCIL |) | FPPC Case No. 17/245 |
| 2016 and RAUL MURGA, |) | |
| |) | |
| |) | |
| Respondents. |) | |
| |) | |
| |) | |

Murga for City Council, a respondent named in the above entitled proceeding, hereby acknowledges receipt of the Accusation, a copy of the Statement to Respondent, a copy of Government Code Sections 11506 through 11508, and two copies of a *NOTICE OF DEFENSE*.

Pursuant to Government Code Section 11506, subdivision (a), you may file this *NOTICE OF DEFENSE* requesting a hearing on the grounds listed below. Failure to file this *NOTICE OF DEFENSE* shall constitute a waiver of your right to a hearing. If you waive your right to a hearing, you may file a statement of mitigation by separate letter that will be considered by the Commission in assessing any penalties for the violations alleged in the Accusation.

If you wish to file a *NOTICE OF DEFENSE*, please check **all** applicable grounds for the *NOTICE OF DEFENSE*, complete the remainder of the form, and mail to the Commission within fifteen (15) days of receipt of the Accusation.

GROUNDS FOR NOTICE OF DEFENSE

- 1) I request a hearing;
- 2) I object to the Accusation upon the ground that it does not state acts or omissions upon which the agency may proceed;
- 3) I object to the form of the Accusation on the ground that it is so indefinite or uncertain that I cannot identify the transaction that is the subject of the Accusation or prepare my defense;
- 4) I admit the Accusation in whole or in part (check box "a" or "b");
 - a) I admit the Accusation in whole.
 - b) I admit the Accusation in part as indicated below:

- 5) I wish to present new matter by way of defense;
- 6) I object to the accusation upon the ground that, under the circumstances, compliance with the requirements of a regulation of the Fair Political Practices Commission would result in a material violation of another regulation enacted by another department affecting substantive rights.

Dated: _____

Respondent

Print Name

Mailing Address

City, State, Zip



Before the Fair Political Practices Commission

State of California

| | | |
|------------------------|---|---------------------------------|
| In the Matter of |) | NOTICE OF DEFENSE |
| |) | (Pursuant to Gov. Code § 11506) |
| |) | |
| MURGA FOR CITY COUNCIL |) | FPPC Case No. 17/245 |
| 2016 and RAUL MURGA, |) | |
| |) | |
| Respondents. |) | |
| |) | |
| |) | |

Murga for City Council, a respondent named in the above entitled proceeding, hereby acknowledges receipt of the Accusation, a copy of the Statement to Respondent, a copy of Government Code Sections 11506 through 11508, and two copies of a *NOTICE OF DEFENSE*.

Pursuant to Government Code Section 11506, subdivision (a), you may file this *NOTICE OF DEFENSE* requesting a hearing on the grounds listed below. Failure to file this *NOTICE OF DEFENSE* shall constitute a waiver of your right to a hearing. If you waive your right to a hearing, you may file a statement of mitigation by separate letter that will be considered by the Commission in assessing any penalties for the violations alleged in the Accusation.

If you wish to file a *NOTICE OF DEFENSE*, please check **all** applicable grounds for the *NOTICE OF DEFENSE*, complete the remainder of the form, and mail to the Commission within fifteen (15) days of receipt of the Accusation.

GROUNDS FOR NOTICE OF DEFENSE

- 1) I request a hearing;
- 2) I object to the Accusation upon the ground that it does not state acts or omissions upon which the agency may proceed;
- 3) I object to the form of the Accusation on the ground that it is so indefinite or uncertain that I cannot identify the transaction that is the subject of the Accusation or prepare my defense;
- 4) I admit the Accusation in whole or in part (check box "a" or "b");
 - a) I admit the Accusation in whole.
 - b) I admit the Accusation in part as indicated below:

- 5) I wish to present new matter by way of defense;
- 6) I object to the accusation upon the ground that, under the circumstances, compliance with the requirements of a regulation of the Fair Political Practices Commission would result in a material violation of another regulation enacted by another department affecting substantive rights.

Dated: _____

Respondent

Print Name

Mailing Address

City, State, Zip



Before the Fair Political Practices Commission

State of California

| | | |
|------------------------|---|---------------------------------|
| In the Matter of |) | NOTICE OF DEFENSE |
| |) | (Pursuant to Gov. Code § 11506) |
| |) | |
| MURGA FOR CITY COUNCIL |) | FPPC Case No. 17/245 |
| 2016 and RAUL MURGA, |) | |
| |) | |
| Respondents. |) | |
| |) | |
| |) | |

Raul Murga, a respondent named in the above entitled proceeding, hereby acknowledges receipt of the Accusation, a copy of the Statement to Respondent, a copy of Government Code Sections 11506 through 11508, and two copies of a *NOTICE OF DEFENSE*.

Pursuant to Government Code Section 11506, subdivision (a), you may file this *NOTICE OF DEFENSE* requesting a hearing on the grounds listed below. Failure to file this *NOTICE OF DEFENSE* shall constitute a waiver of your right to a hearing. If you waive your right to a hearing, you may file a statement of mitigation by separate letter that will be considered by the Commission in assessing any penalties for the violations alleged in the Accusation.

If you wish to file a *NOTICE OF DEFENSE*, please check **all** applicable grounds for the *NOTICE OF DEFENSE*, complete the remainder of the form, and mail to the Commission within fifteen (15) days of receipt of the Accusation.

GROUNDS FOR NOTICE OF DEFENSE

- 1) I request a hearing;
- 2) I object to the Accusation upon the ground that it does not state acts or omissions upon which the agency may proceed;
- 3) I object to the form of the Accusation on the ground that it is so indefinite or uncertain that I cannot identify the transaction that is the subject of the Accusation or prepare my defense;
- 4) I admit the Accusation in whole or in part (check box "a" or "b");
 - a) I admit the Accusation in whole.
 - b) I admit the Accusation in part as indicated below:

- 5) I wish to present new matter by way of defense;
- 6) I object to the accusation upon the ground that, under the circumstances, compliance with the requirements of a regulation of the Fair Political Practices Commission would result in a material violation of another regulation enacted by another department affecting substantive rights.

Dated: _____

Respondent

Print Name

Mailing Address

City, State, Zip



Before the Fair Political Practices Commission

State of California

| | | |
|------------------------|---|---------------------------------|
| In the Matter of |) | NOTICE OF DEFENSE |
| |) | (Pursuant to Gov. Code § 11506) |
| |) | |
| MURGA FOR CITY COUNCIL |) | FPPC Case No. 17/245 |
| 2016 and RAUL MURGA, |) | |
| |) | |
| Respondents. |) | |
| |) | |
| |) | |

Raul Murga, a respondent named in the above entitled proceeding, hereby acknowledges receipt of the Accusation, a copy of the Statement to Respondent, a copy of Government Code Sections 11506 through 11508, and two copies of a *NOTICE OF DEFENSE*.

Pursuant to Government Code Section 11506, subdivision (a), you may file this *NOTICE OF DEFENSE* requesting a hearing on the grounds listed below. Failure to file this *NOTICE OF DEFENSE* shall constitute a waiver of your right to a hearing. If you waive your right to a hearing, you may file a statement of mitigation by separate letter that will be considered by the Commission in assessing any penalties for the violations alleged in the Accusation.

If you wish to file a *NOTICE OF DEFENSE*, please check **all** applicable grounds for the *NOTICE OF DEFENSE*, complete the remainder of the form, and mail to the Commission within fifteen (15) days of receipt of the Accusation.

GROUNDNS FOR NOTICE OF DEFENSE

- 1) I request a hearing;
- 2) I object to the Accusation upon the ground that it does not state acts or omissions upon which the agency may proceed;
- 3) I object to the form of the Accusation on the ground that it is so indefinite or uncertain that I cannot identify the transaction that is the subject of the Accusation or prepare my defense;
- 4) I admit the Accusation in whole or in part (check box "a" or "b");
 - a) I admit the Accusation in whole.
 - b) I admit the Accusation in part as indicated below:

- 5) I wish to present new matter by way of defense;
- 6) I object to the accusation upon the ground that, under the circumstances, compliance with the requirements of a regulation of the Fair Political Practices Commission would result in a material violation of another regulation enacted by another department affecting substantive rights.

Dated: _____

Respondent

Print Name

Mailing Address

City, State, Zip

California Government Code sections 11506 through 11508

§ 11506. Filing of notice of defense or notice of participation; Contents; Right to hearing on the merits

(a) Within 15 days after service of the accusation or District Statement of Reduction in Force the respondent may file with the agency a notice of defense, or, as applicable, notice of participation, in which the respondent may:

(1) Request a hearing.

(2) Object to the accusation or District Statement of Reduction in Force upon the ground that it does not state acts or omissions upon which the agency may proceed.

(3) Object to the form of the accusation or District Statement of Reduction in Force on the ground that it is so indefinite or uncertain that the respondent cannot identify the transaction or prepare a defense.

(4) Admit the accusation or District Statement of Reduction in Force in whole or in part.

(5) Present new matter by way of defense.

(6) Object to the accusation or District Statement of Reduction in Force upon the ground that, under the circumstances, compliance with the requirements of a regulation would result in a material violation of another regulation enacted by another department affecting substantive rights.

(b) Within the time specified the respondent may file one or more notices of defense, or, as applicable, notices of participation, upon any or all of these grounds but all of these notices shall be filed within that period unless the agency in its discretion authorizes the filing of a later notice.

(c) The respondent shall be entitled to a hearing on the merits if the respondent files a notice of defense or notice of participation, and the notice shall be deemed a specific denial of all parts of the accusation or District Statement of Reduction in Force not expressly admitted. Failure to file a notice of defense or notice of participation shall constitute a waiver of respondent's right to a hearing, but the agency in its discretion may nevertheless grant a hearing. Unless objection is taken as provided in paragraph (3) of subdivision (a), all objections to the form of the accusation or District Statement of Reduction in Force shall be deemed waived.

(d) The notice of defense or notice of participation shall be in writing signed by or on behalf of the respondent and shall state the respondent's mailing address. It need not be verified or follow any particular form.

(e) As used in this section, "file," "files," "filed," or "filing" means "delivered or mailed" to the agency as provided in Section 11505.

HISTORY: Added Stats 1945 ch 867 § 1. Amended Stats 1963 ch 931 § 1; Stats 1982 ch 606 § 1; Stats 1986 ch 951 § 20; Stats 1995 ch 938 § 29 (SB 523), operative July 1, 1997; Stats 2013 ch 90 § 5 (SB 546), effective January 1, 2014.

§ 11507. Amended or supplemental accusation or District Statement of Reduction in Force; Objections

At any time before the matter is submitted for decision, the agency may file, or permit the filing of, an amended or supplemental accusation or District Statement of Reduction in Force. All parties shall be notified of the filing. If the amended or supplemental accusation or District Statement of Reduction in Force presents new charges, the agency shall afford the respondent a reasonable opportunity to prepare his or her defense to the new charges, but he or she shall not be entitled to file a further pleading unless the agency in its discretion so orders. Any new charges shall be deemed controverted, and any objections to the amended or supplemental accusation or District Statement of Reduction in Force may be made orally and shall be noted in the record.

HISTORY: Added Stats 1945 ch 867 § 1. Amended Stats 2013 ch 90 § 6 (SB 546), effective January 1, 2014; Stats 2014 ch 71 § 69 (SB 1304), effective January 1, 2015.

§ 11507.3. Consolidated proceedings; Separate hearings

(a) When proceedings that involve a common question of law or fact are pending, the administrative law judge on the judge's own motion or on motion of a party may order a joint hearing of any or all the matters at issue in the proceedings. The administrative law judge may order all the proceedings consolidated and may make orders concerning the procedure that may tend to avoid unnecessary costs or delay.

(b) The administrative law judge on the judge's own motion or on motion of a party, in furtherance of convenience or to avoid prejudice or when separate hearings will be conducive to expedition and economy, may order a separate hearing of any issue, including an issue raised in the notice of defense or notice of participation, or of any number of issues.

HISTORY: Added Stats 1995 ch 938 § 30 (SB 523), operative July 1, 1997. Amended Stats 2013 ch 90 § 7 (SB 546), effective January 1, 2014.

///

§ 11507.5. Exclusivity of discovery provisions

The provisions of Section 11507.6 provide the exclusive right to and method of discovery as to any proceeding governed by this chapter.

HISTORY: Added Stats 1968 ch 808 § 3.

§ 11507.6. Request for discovery

After initiation of a proceeding in which a respondent or other party is entitled to a hearing on the merits, a party, upon written request made to another party, prior to the hearing and within 30 days after service by the agency of the initial pleading or within 15 days after the service of an additional pleading, is entitled to (1) obtain the names and addresses of witnesses to the extent known to the other party, including, but not limited to, those intended to be called to testify at the hearing, and (2) inspect and make a copy of any of the following in the possession or custody or under the control of the other party:

(a) A statement of a person, other than the respondent, named in the initial administrative pleading, or in any additional pleading, when it is claimed that the act or omission of the respondent as to this person is the basis for the administrative proceeding;

(b) A statement pertaining to the subject matter of the proceeding made by any party to another party or person;

(c) Statements of witnesses then proposed to be called by the party and of other persons having personal knowledge of the acts, omissions or events which are the basis for the proceeding, not included in (a) or (b) above;

(d) All writings, including, but not limited to, reports of mental, physical and blood examinations and things which the party then proposes to offer in evidence;

(e) Any other writing or thing which is relevant and which would be admissible in evidence;

(f) Investigative reports made by or on behalf of the agency or other party pertaining to the subject matter of the proceeding, to the extent that these reports (1) contain the names and addresses of witnesses or of persons having personal knowledge of the acts, omissions or events which are the basis for the proceeding, or (2) reflect matters perceived by the investigator in the course of his or her investigation, or (3) contain or include by attachment any statement or writing described in (a) to (e), inclusive, or summary thereof.

For the purpose of this section, "statements" include written statements by the person signed or otherwise authenticated by him or her, stenographic, mechanical, electrical or other recordings, or transcripts thereof, of oral statements by the person, and written reports or summaries of these oral statements.

Nothing in this section shall authorize the inspection or copying of any writing or thing which is privileged from disclosure by law or otherwise made confidential or protected as the attorney's work product.

HISTORY: Added Stats 1968 ch 808 § 4. Amended Stats 1985 ch 1328 § 5; Stats 1995 ch 938 § 31 (SB 523), operative July 1, 1997.

§ 11507.7. Motion to compel discovery; Order

(a) Any party claiming the party's request for discovery pursuant to Section 11507.6 has not been complied with may serve and file with the administrative law judge a motion to compel discovery, naming as respondent the party refusing or failing to comply with Section 11507.6. The motion shall state facts showing the respondent party failed or refused to comply with Section 11507.6, a description of the matters sought to be discovered, the reason or reasons why the matter is discoverable under that section, that a reasonable and good faith attempt to contact the respondent for an informal resolution of the issue has been made, and the ground or grounds of respondent's refusal so far as known to the moving party.

(b) The motion shall be served upon respondent party and filed within 15 days after the respondent party first evidenced failure or refusal to comply with Section 11507.6 or within 30 days after request was made and the party has failed to reply to the request, or within another time provided by stipulation, whichever period is longer.

(c) The hearing on the motion to compel discovery shall be held within 15 days after the motion is made, or a later time that the administrative law judge may on the judge's own motion for good cause determine. The respondent party shall have the right to serve and file a written answer or other response to the motion before or at the time of the hearing.

(d) Where the matter sought to be discovered is under the custody or control of the respondent party and the respondent party asserts that the matter is not a discoverable matter under the provisions of Section 11507.6, or is privileged against disclosure under those provisions, the administrative law judge may order lodged with it matters provided in subdivision (b) of *Section 915 of the Evidence Code* and examine the matters in accordance with its provisions.

(e) The administrative law judge shall decide the case on the matters examined in camera, the papers filed by the parties, and such oral argument and additional evidence as the administrative law judge may allow.

(f) Unless otherwise stipulated by the parties, the administrative law judge shall no later than 15 days after the hearing make its order denying or granting the motion. The order shall be in writing setting forth the matters the moving party is entitled to discover under Section 11507.6. A copy of the order shall forthwith be served by mail by the administrative law judge upon the parties. Where the order grants the motion in whole or in part, the order shall not become

effective until 10 days after the date the order is served. Where the order denies relief to the moving party, the order shall be effective on the date it is served.

HISTORY: Added Stats 1968 ch 808 § 5. Amended Stats 1971 ch 1303 § 8; Stats 1980 ch 548 § 2; Stats 1995 ch 938 § 32 (SB 523), operative July 1, 1997.

§ 11508. Time and place of hearing

(a) The agency shall consult the office, and subject to the availability of its staff, shall determine the time and place of the hearing. The hearing shall be held at a hearing facility maintained by the office in Sacramento, Oakland, Los Angeles, or San Diego and shall be held at the facility that is closest to the location where the transaction occurred or the respondent resides.

(b) Notwithstanding subdivision (a), the hearing may be held at either of the following places:

(1) A place selected by the agency that is closer to the location where the transaction occurred or the respondent resides.

(2) A place within the state selected by agreement of the parties.

(c) The respondent may move for, and the administrative law judge has discretion to grant or deny, a change in the place of the hearing. A motion for a change in the place of the hearing shall be made within 10 days after service of the notice of hearing on the respondent.

Unless good cause is identified in writing by the administrative law judge, hearings shall be held in a facility maintained by the office.

HISTORY: Added Stats 1945 ch 867 § 1. Amended Stats 1963 ch 710 § 1; Stats 1967 ch 17 § 39; Stats 1987 ch 50 § 1; Stats 1995 ch 938 § 33 (SB 523), operative July 1, 1997; Stats 2005 ch 674 § 22 (SB 231), effective January 1, 2006.

PROOF OF SERVICE

At the time of service, I was over 18 years of age and not a party to this action. My business address is Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, California 95811.

On 7/10/19, I served the following document(s):

1. Statement to Respondent;
2. FPPC Case No. 17/245: Accusation;
3. Notice of Defense for Murga for City Council 2016 (Two Copies);
4. Notice of Defense for Raul Murga (Two Copies);
5. Selected Sections of the California Government Code, Administrative Procedure Act.

By Personal Delivery. I personally delivered the document(s) listed above to the person(s) at the address(es) as shown on the service list below.

By personal service. At 4:19 a.m./p.m.:

I personally delivered the document(s) listed above to the person(s) at the address(es) as shown on the service list below.

By providing the document(s) listed above with instructions for registered process server to personally deliver the envelope(s) to the person(s) at the address(es) set forth on the service list below. **The signed proof of service by the registered process server will be attached as soon as it is available.**

I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail in Sacramento County, California.

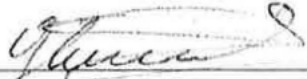
SERVICE LIST

Personal Service

Raul Murga
Murga for City Council 2016

[REDACTED]

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on 7/10/19.



Suzanna Gevorkyan

Exhibit A-9

1390457

Statement of Organization Recipient Committee

Statement Type

Initial

Not yet qualified or

Amendment

List I.D. number:

_____/_____/_____
Date qualified as committee

Termination - See Part 5

List I.D. number:

_____/_____/_____
Date of Termination

RECEIVED AND FILED
in the office of the Secretary of State
of the State of California

SEP 12 2016

CALIFORNIA FORM 410

For Official Use Only

[Handwritten signature]

1. Committee Information

NAME OF COMMITTEE
Murga 4 City Council 2016

STREET ADDRESS (NO P.O. BOX)
21207 Avalon Blvd

CITY STATE ZIP CODE AREA CODE/PHONE
Carson CA 90745 (562)222-9141

MAILING ADDRESS (IF DIFFERENT)

FAX / E-MAIL ADDRESS
roamnramon@gmail.com

COUNTY OF DOMICILE JURISDICTION WHERE COMMITTEE IS ACTIVE
Los Angeles City of Carson

Attach additional information on appropriately labeled continuation sheets.

2. Treasurer and Other Principal Officers

NAME OF TREASURER
Raul Murga

STREET ADDRESS (NO P.O. BOX)
21207 Avalon Blvd., #184

CITY STATE ZIP CODE AREA CODE/PHONE
Carson CA 90745 (562)222-9141

NAME OF ASSISTANT TREASURER, IF ANY

STREET ADDRESS (NO P.O. BOX)

CITY STATE ZIP CODE AREA CODE/PHONE

NAME OF PRINCIPAL OFFICER(S)

STREET ADDRESS (NO P.O. BOX)

CITY STATE ZIP CODE AREA CODE/PHONE

3. Verification

I have used all reasonable diligence in preparing this 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 09/09/2016 By Raul Murga
DATE SIGNATURE OF TREASURER OR ASSISTANT TREASURER

Executed on 09/09/2016 By Raul Murga
DATE SIGNATURE OF CONTROLLING OFFICER/HOLDER, CANDIDATE, OR STATE MEASURE PROPONENT

Executed on _____ By _____
DATE SIGNATURE OF CONTROLLING OFFICER/HOLDER, CANDIDATE, OR STATE MEASURE PROPONENT

Executed on _____ By _____
DATE SIGNATURE OF CONTROLLING OFFICER/HOLDER, CANDIDATE, OR STATE MEASURE PROPONENT

FPPC Form 410 (Jan/2016)
FPPC Advice: advice@fppc.ca.gov (866/275-3772)
www.fppc.ca.gov

**Statement of Organization
Recipient Committee**

INSTRUCTIONS ON REVERSE

CALIFORNIA FORM 410

Page 2

COMMITTEE NAME
Murga 4 City Council 2016

I.D. NUMBER

- All committees must list the financial institution where the campaign bank account is located.

| | | | |
|-------------------------------|-----------------|---------------------|----------|
| NAME OF FINANCIAL INSTITUTION | AREA CODE/PHONE | BANK ACCOUNT NUMBER | |
| ADDRESS | CITY | STATE | ZIP CODE |

4. Type of Committee Complete the applicable sections.

Controlled Committee

- List the name of each controlling officeholder, candidate, or state measure proponent. If candidate or officeholder controlled, also list the elective office sought or held, and district number, if any, and the year of the election.
- List the political party with which each officeholder or candidate is affiliated or check "nonpartisan."
- If this committee acts jointly with another controlled committee, list the name and identification number of the other controlled committee.

| NAME OF CANDIDATE/OFFICEHOLDER/STATE MEASURE PROPONENT | ELECTIVE OFFICE SOUGHT OR HELD (INCLUDE DISTRICT NUMBER IF APPLICABLE) | YEAR OF ELECTION | PARTY |
|--|---|------------------|---|
| Raul Murga | Council Member, City of Carson | 2016 | <input checked="" type="checkbox"/> Nonpartisan |
| | | | <input type="checkbox"/> Nonpartisan |

Primarily Formed Committee

Primarily formed to support or oppose specific candidates or measures in a single election. List below:

| CANDIDATE(S) NAME OR MEASURE(S) FULL TITLE (INCLUDE BALLOT NO. OR LETTER) | CANDIDATE(S) OFFICE SOUGHT OR HELD OR MEASURE(S) JURISDICTION (INCLUDE DISTRICT NO., CITY OR COUNTY, AS APPLICABLE) | CHECK ONE | |
|---|--|--------------------------|--------------------------|
| | | SUPPORT | OPPOSE |
| | | <input type="checkbox"/> | <input type="checkbox"/> |
| | | <input type="checkbox"/> | <input type="checkbox"/> |

FPPC Form 410 (Jan/2016)
FPPC Advice: advice@fppc.ca.gov (866/275-3772)
www.fppc.ca.gov

Exhibit A-10


497 Contribution Report

Amounts may be rounded to whole dollars.

RECEIVED

| | | | | |
|---|---|---|--|---|
| NAME OF FILER Murga for City Council 2016 | | Date of This Filing 10/1/2016 | CITY OF CARSON OCT -3 AM 9:13 CITY OF CARSON | CALIFORNIA FORM 497 For Official Use Only |
| AREA CODE/PHONE NUMBER 5622229141 | I.D. NUMBER (if applicable) 1390457 | Report No. _____ | | |
| STREET ADDRESS 21207 Avalon Blvd., #184 | | <input type="checkbox"/> Amendment to Report No. _____ (explain below) | | |
| CITY Carson | STATE CA | ZIP CODE 90745 | No. of Pages _____ | |

1. Contribution(s) Received

| DATE RECEIVED | FULL NAME, STREET ADDRESS AND ZIP CODE OF CONTRIBUTOR (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | CONTRIBUTOR CODE * | IF AN INDIVIDUAL, ENTER OCCUPATION AND EMPLOYER (IF SELF-EMPLOYED, ENTER NAME OF BUSINESS) | AMOUNT RECEIVED |
|---------------|---|---|--|--|
| 9/15/2016 | Raul Murga  | <input checked="" type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | Retired | \$5,000 <input checked="" type="checkbox"/> Check if Loan 0 % Provide interest rate |
| | | <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | <input type="checkbox"/> Check if Loan _____% Provide interest rate |
| | | <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | <input type="checkbox"/> Check if Loan _____% Provide interest rate |

****Contributor Codes**
 IND - Individual
 COM - Recipient Committee (other than PTY or SCC)
 OTH - Other (e.g., business entity)
 PTY - Political Party
 SCC - Small Contributor Committee

Reason for Amendment: _____

Exhibit A-11

**Recipient Committee
Campaign Statement
Cover Page**

COVER PAGE

RECEIVED
CITY CLERK
16 SEP 29 PM 3:56
CITY OF CARSON

CALIFORNIA FORM 460

Page 1 of 7
For Official Use Only

Statement covers period
from 6/30/2016
through 9/29/2016

Date of election if applicable:
(Month, Day, Year)
11/8/2016

SEE INSTRUCTIONS ON REVERSE

1. Type of Recipient Committee: All Committees – Complete Parts 1, 2, 3, and 4.

- Officeholder, Candidate Controlled Committee
- State Candidate Election Committee
- Recall
(Also Complete Part 5)
- General Purpose Committee
- Sponsored
- Small Contributor Committee
- Political Party/Central Committee
- Primarily Formed Ballot Measure Committee
- Controlled
- Sponsored
(Also Complete Part 6)
- Primarily Formed Candidate/Officeholder Committee
(Also Complete Part 7)

2. Type of Statement:

- Preelection Statement
- Semi-annual Statement
- Termination Statement
(Also file a Form 410 Termination)
- Amendment (Explain below)
- Quarterly Statement
- Special Odd-Year Report

3. Committee Information

I.D. NUMBER
1390457

COMMITTEE NAME (OR CANDIDATE'S NAME IF NO COMMITTEE)

Murga for City Council 2016

STREET ADDRESS (NO P.O. BOX)

21207 Avalon Blvd., #184

| | | | |
|---------------|-----------|--------------|-------------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
| <u>Carson</u> | <u>CA</u> | <u>90745</u> | <u>5622229141</u> |

MAILING ADDRESS (IF DIFFERENT) NO. AND STREET OR P.O. BOX

| | | | |
|------|-------|----------|-----------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
|------|-------|----------|-----------------|

OPTIONAL: FAX / E-MAIL ADDRESS

roamnramon@gmail.com

Treasurer(s)

NAME OF TREASURER

Raul Murga

MAILING ADDRESS

21207 Avalon Blvd., #184

| | | | |
|---------------|-----------|--------------|-------------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
| <u>Carson</u> | <u>CA</u> | <u>90745</u> | <u>5622229141</u> |

NAME OF ASSISTANT TREASURER, IF ANY

MAILING ADDRESS

| | | | |
|------|-------|----------|-----------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
|------|-------|----------|-----------------|

OPTIONAL: FAX / E-MAIL ADDRESS

roamnramon@gmail.com

4. Verification

I have used all reasonable diligence in preparing and reviewing this statement and to the best of my knowledge the information contained herein and in the attached schedules 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 September 29, 2016
Date

Executed on September 29, 2016
Date

Executed on _____
Date

Executed on _____
Date

By Raul Murga
Signature of Treasurer or Assistant Treasurer

By _____
Signature of Controlling Officeholder, Candidate, State Measure Proponent or Responsible Officer of Sponsor

By _____
Signature of Controlling Officeholder, Candidate, State Measure Proponent

By _____
Signature of Controlling Officeholder, Candidate, State Measure Proponent

**Recipient Committee
Campaign Statement
Cover Page — Part 2**

COVER PAGE - PART 2

| |
|--------------------------------|
| CALIFORNIA FORM 460 |
| Page <u>2</u> of <u>7</u> |

5. Officeholder or Candidate Controlled Committee

| | | | |
|--|--------|-------|-------|
| NAME OF OFFICEHOLDER OR CANDIDATE | | | |
| Raul Murga | | | |
| OFFICE SOUGHT OR HELD (INCLUDE LOCATION AND DISTRICT NUMBER IF APPLICABLE) | | | |
| City of Carson Council Member | | | |
| RESIDENTIAL/BUSINESS ADDRESS (NO. AND STREET) | CITY | STATE | ZIP |
| 21207 Avalon Blvd., #184 | Carson | CA | 90745 |

Related Committees Not Included in this Statement: *List any committees not included in this statement that are controlled by you or are primarily formed to receive contributions or make expenditures on behalf of your candidacy.*

| | | | |
|-------------------|--|----------|-----------------|
| COMMITTEE NAME | I.D. NUMBER | | |
| | | | |
| NAME OF TREASURER | CONTROLLED COMMITTEE? | | |
| | <input type="checkbox"/> YES <input type="checkbox"/> NO | | |
| COMMITTEE ADDRESS | STREET ADDRESS (NO P.O. BOX) | | |
| | | | |
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
| | | | |

| | | | |
|-------------------|--|----------|-----------------|
| COMMITTEE NAME | I.D. NUMBER | | |
| | | | |
| NAME OF TREASURER | CONTROLLED COMMITTEE? | | |
| | <input type="checkbox"/> YES <input type="checkbox"/> NO | | |
| COMMITTEE ADDRESS | STREET ADDRESS (NO P.O. BOX) | | |
| | | | |
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
| | | | |

6. Primarily Formed Ballot Measure Committee

| | | |
|---|---------------------|---|
| NAME OF BALLOT MEASURE | | |
| BALLOT NO. OR LETTER | JURISDICTION | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
| | | |
| Identify the controlling officeholder, candidate, or state measure proponent, if any. | | |
| NAME OF OFFICEHOLDER, CANDIDATE, OR PROPONENT | | |
| | | |
| OFFICE SOUGHT OR HELD | DISTRICT NO. IF ANY | |
| | | |

7. Primarily Formed Candidate/Officeholder Committee *List names of officeholder(s) or candidate(s) for which this committee is primarily formed.*

| | | |
|-----------------------------------|-----------------------|---|
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
| | | |
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
| | | |
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
| | | |
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
| | | |

Attach continuation sheets if necessary

Campaign Disclosure Statement Summary Page

Amounts may be rounded
to whole dollars.

SUMMARY PAGE

| | |
|---|--------------------------------|
| Statement covers period from <u>6/30/20 16</u> | CALIFORNIA FORM 460 |
| through <u>9/29/2016</u> | |
| Page <u>3</u> of <u>7</u> | I.D. NUMBER <u>1390457</u> |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

Contributions Received

| | Column A TOTAL THIS PERIOD (FROM ATTACHED SCHEDULES) | Column B CALENDAR YEAR TOTAL TO DATE |
|--|--|--|
| 1. Monetary Contributions..... Schedule A, Line 3 | \$ <u>0</u> | \$ <u>0</u> |
| 2. Loans Received..... Schedule B, Line 3 | \$ <u>5,775.00</u> | \$ <u>5,775.00</u> |
| 3. SUBTOTAL CASH CONTRIBUTIONS..... Add Lines 1 + 2 | \$ <u>5,775.00</u> | \$ <u>5,775.00</u> |
| 4. Nonmonetary Contributions..... Schedule C, Line 3 | \$ <u>0</u> | \$ <u>0</u> |
| 5. TOTAL CONTRIBUTIONS RECEIVED..... Add Lines 3 + 4 | \$ <u>5,775.00</u> | \$ <u>5,775.00</u> |

Calendar Year Summary for Candidates Running in Both the State Primary and General Elections

| | 1/1 through 6/30 | 7/1 to Date |
|----------------------------|--------------------|--------------------|
| 20. Contributions Received | \$ <u>5,775.00</u> | \$ <u>5,775.00</u> |
| 21. Expenditures Made | \$ <u>5,068.81</u> | \$ <u>5,068.81</u> |

Expenditures Made

| | Column A TOTAL THIS PERIOD (FROM ATTACHED SCHEDULES) | Column B CALENDAR YEAR TOTAL TO DATE |
|--|--|--|
| 6. Payments Made..... Schedule E, Line 4 | \$ <u>5,068.81</u> | \$ <u>5,068.81</u> |
| 7. Loans Made..... Schedule H, Line 3 | \$ <u>0</u> | \$ <u>0</u> |
| 8. SUBTOTAL CASH PAYMENTS..... Add Lines 6 + 7 | \$ <u>5,068.81</u> | \$ <u>5,068.81</u> |
| 9. Accrued Expenses (Unpaid Bills)..... Schedule F, Line 3 | \$ <u>0</u> | \$ <u>0</u> |
| 10. Nonmonetary Adjustment..... Schedule C, Line 3 | \$ <u>0</u> | \$ <u>0</u> |
| 11. TOTAL EXPENDITURES MADE..... Add Lines 8 + 9 + 10 | \$ <u>5,068.81</u> | \$ <u>5,068.81</u> |

Expenditure Limit Summary for State Candidates

22. Cumulative Expenditures Made*
(If Subject to Voluntary Expenditure Limit)

| Date of Election (mm/dd/yy) | Total to Date |
|---|--------------------------------|
| <u> </u> / <u> </u> / <u> </u> | \$ <u> </u> |
| <u> </u> / <u> </u> / <u> </u> | \$ <u> </u> |

Current Cash Statement

| | |
|--|--------------------|
| 12. Beginning Cash Balance..... Previous Summary Page, Line 16 | \$ <u>0</u> |
| 13. Cash Receipts..... Column A, Line 3 above | \$ <u>5,775.00</u> |
| 14. Miscellaneous Increases to Cash..... Schedule I, Line 4 | \$ <u>0</u> |
| 15. Cash Payments..... Column A, Line 8 above | \$ <u>5,068.81</u> |
| 16. ENDING CASH BALANCE..... Add Lines 12 + 13 + 14, then subtract Line 15 | \$ <u>706.19</u> |

If this is a termination statement, Line 16 must be zero.

To calculate Column B, add amounts in Column A to the corresponding amounts from Column B of your last report. Some amounts in Column A may be negative figures that should be subtracted from previous period amounts. If this is the first report being filed for this calendar year, only carry over the amounts from Lines 2, 7, and 9 (if any).

*Amounts in this section may be different from amounts reported in Column B.

| | |
|--|-------------|
| 17. LOAN GUARANTEES RECEIVED..... Schedule B, Part 2 | \$ <u>0</u> |
|--|-------------|

Cash Equivalents and Outstanding Debts

| | |
|--|-------------|
| 18. Cash Equivalents..... See instructions on reverse | \$ <u>0</u> |
| 19. Outstanding Debts..... Add Line 2 + Line 9 in Column B above | \$ <u>0</u> |

**Schedule B – Part 1
Loans Received**

Amounts may be rounded to whole dollars.

SCHEDULE B - PART 1

| | |
|--|----------------------------|
| Statement covers period from <u>6/30/2016</u> through <u>9/29/2016</u> | CALIFORNIA FORM 460 |
| | Page <u>4</u> of <u>7</u> |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

I.D. NUMBER

1390457

| FULL NAME, STREET ADDRESS AND ZIP CODE OF LENDER (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | IF AN INDIVIDUAL, ENTER OCCUPATION AND EMPLOYER (IF SELF-EMPLOYED, ENTER NAME OF BUSINESS) | (a) OUTSTANDING BALANCE BEGINNING THIS PERIOD | (b) AMOUNT RECEIVED THIS PERIOD | (c) AMOUNT PAID OR FORGIVEN THIS PERIOD* | (d) OUTSTANDING BALANCE AT CLOSE OF THIS PERIOD | (e) INTEREST PAID THIS PERIOD | (f) ORIGINAL AMOUNT OF LOAN | (g) CUMULATIVE CONTRIBUTIONS TO DATE |
|---|--|---|---------------------------------|--|---|-------------------------------|-----------------------------|--|
| Raul Murga [REDACTED] | Retired | \$ 0 | \$ 5,775.00 | <input type="checkbox"/> PAID \$ 0 <input type="checkbox"/> FORGIVEN \$ 0 | \$ 5,775.00 | 0 % RATE | \$ 5,775.00 | CALENDAR YEAR \$ 5,775.00 PER ELECTION** |
| <input checked="" type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | | DATE DUE | \$ | DATE INCURRED | \$ |
| <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | <input type="checkbox"/> PAID \$ <input type="checkbox"/> FORGIVEN \$ | \$ | % RATE | \$ | CALENDAR YEAR \$ PER ELECTION** |
| <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | <input type="checkbox"/> PAID \$ <input type="checkbox"/> FORGIVEN \$ | \$ | % RATE | \$ | CALENDAR YEAR \$ PER ELECTION** |
| <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | <input type="checkbox"/> PAID \$ <input type="checkbox"/> FORGIVEN \$ | \$ | % RATE | \$ | CALENDAR YEAR \$ PER ELECTION** |
| | | SUBTOTALS \$ 5,775.00 \$ | | 0 \$ | \$ 5,775.00 \$ | 0 | | |

Schedule B Summary

(Enter (e) on Schedule E, Line 3)

- Loans received this period \$ 5,775.00
(Total Column (b) plus unitemized loans of less than \$100.)
- Loans paid or forgiven this period \$ 0
(Total Column (c) plus loans under \$100 paid or forgiven.)
(Include loans paid by a third party that are also itemized on Schedule A.)
- Net change this period. (Subtract Line 2 from Line 1.) NET \$ 5,775.00
Enter the net here and on the Summary Page, Column A, Line 2.
(May be a negative number)

†Contributor Codes
 IND – Individual
 COM – Recipient Committee
 (other than PTY or SCC)
 OTH – Other (e.g., business entity)
 PTY – Political Party
 SCC – Small Contributor Committee

*Amounts forgiven or paid by another party also must be reported on Schedule A.
 ** If required.

**Schedule E
Payments Made**

Amounts may be rounded
to whole dollars.

SCHEDULE E

| | |
|--|--------------------------------|
| Statement covers period from <u>6/30/2016</u> through <u>9/29/2016</u> | CALIFORNIA FORM 460 |
| | Page <u>5</u> of <u>7</u> |
| | I.D. NUMBER 1390457 |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

CODES: If one of the following codes accurately describes the payment, you may enter the code. Otherwise, describe the payment.

| | | |
|---|---|---|
| CMP campaign paraphernalia/misc. | MBR member communications | RAD radio airtime and production costs |
| CNS campaign consultants | MTG meetings and appearances | RFD returned contributions |
| CTB contribution (explain nonmonetary)* | OFC office expenses | SAL campaign workers' salaries |
| CVC civic donations | PET petition circulating | TEL t.v. or cable airtime and production costs |
| FIL candidate filing/ballot fees | PHO phone banks | TRC candidate travel, lodging, and meals |
| FND fundraising events | POL polling and survey research | TRS staff/spouse travel, lodging, and meals |
| IND independent expenditure supporting/opposing others (explain)* | POS postage, delivery and messenger services | TSF transfer between committees of the same candidate/sponsor |
| LEG legal defense | PRO professional services (legal, accounting) | VOT voter registration |
| LIT campaign literature and mailings | PRT print ads | WEB information technology costs (internet, e-mail) |

| NAME AND ADDRESS OF PAYEE (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | CODE OR | DESCRIPTION OF PAYMENT | AMOUNT PAID |
|---|---------|----------------------------|-------------|
| City of Carson, City Clerk [REDACTED] | FIL | Candidate Ballot Statement | 775.00 |
| Campaign LA [REDACTED] | CMP | Signs | 995.00 |
| Staples [REDACTED] | OFC | Office Supplies | 89.35 |

* Payments that are contributions or independent expenditures must also be summarized on Schedule D.

SUBTOTAL \$ 1,859.35

Schedule E Summary

| | |
|--|--------------------------|
| 1. Itemized payments made this period. (Include all Schedule E subtotals.) | \$ 4764.64 |
| 2. Unitemized payments made this period of under \$100. | \$ 303.96 |
| 3. Total interest paid this period on loans. (Enter amount from Schedule B, Part 1, Column (e).) | \$ 0 |
| 4. Total payments made this period. (Add Lines 1, 2, and 3. Enter here and on the Summary Page, Column A, Line 6.) | TOTAL \$ 5,068.81 |

**Schedule E
(Continuation Sheet)
Payments Made**

Amounts may be rounded
to whole dollars.

SCHEDULE E (CONT.)

| | | |
|-------------------------|-----------|--------------------------------|
| Statement covers period | | CALIFORNIA FORM 460 |
| from | 6/30/2016 | |
| through | 9/29/2016 | Page 6 of 7 |
| | | I.D. NUMBER 1390457 |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

CODES: If one of the following codes accurately describes the payment, you may enter the code. Otherwise, describe the payment.

| | | | | | |
|-----|---|-----|---|-----|---|
| CMP | campaign paraphernalia/misc. | MBR | member communications | RAD | radio airtime and production costs |
| CNS | campaign consultants | MTG | meetings and appearances | RFD | returned contributions |
| CTB | contribution (explain nonmonetary)* | OFC | office expenses | SAL | campaign workers' salaries |
| CVC | civic donations | PET | petition circulating | TEL | t.v. or cable airtime and production costs |
| FIL | candidate filing/ballot fees | PHO | phone banks | TRC | candidate travel, lodging, and meals |
| FND | fundraising events | POL | polling and survey research | TRS | staff/spouse travel, lodging, and meals |
| IND | independent expenditure supporting/opposing others (explain)* | POS | postage, delivery and messenger services | TSF | transfer between committees of the same candidate/sponsor |
| LEG | legal defense | PRO | professional services (legal, accounting) | VOT | voter registration |
| LIT | campaign literature and mailings | PRT | print ads | WEB | information technology costs (internet, e-mail) |

| NAME AND ADDRESS OF PAYEE (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | CODE OR | DESCRIPTION OF PAYMENT | AMOUNT PAID |
|---|---------|------------------------|-------------|
| Home Deoot [REDACTED] | CMP | Materials | 297.60 |
| Voter Guide Slate Cards [REDACTED] FPPC# 1319578 | LIT | Slate Mailer | 1,330.00 |
| Budget Watchdogs [REDACTED] FPPC# 1345115 | LIT | Slate Mailer | 273.00 |
| Cal Sal [REDACTED] FPPC#1368249 | LIT | Slate Mailer | 294.00 |
| CRRR Slate [REDACTED] FPPC#598041 | LIT | Slate Mailer | 100.00 |

* Payments that are contributions or independent expenditures must also be summarized on Schedule D.

SUBTOTAL \$ 2,294.60

**Schedule E
(Continuation Sheet)
Payments Made**

Amounts may be rounded
to whole dollars.

SCHEDULE E (CONT.)

| | |
|--|--------------------------------|
| Statement covers period from <u>6/30/2016</u> through <u>9/29/2016</u> | CALIFORNIA FORM 460 |
| | Page <u>7</u> of <u>7</u> |
| I.D. NUMBER 1390457 | |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

CODES: If one of the following codes accurately describes the payment, you may enter the code. Otherwise, describe the payment.

- | | | |
|---|---|---|
| CMP campaign paraphernalia/misc. | MBR member communications | RAD radio airtime and production costs |
| CNS campaign consultants | MTG meetings and appearances | RFD returned contributions |
| CTB contribution (explain nonmonetary)* | OFC office expenses | SAL campaign workers' salaries |
| CVC civic donations | PET petition circulating | TEL t.v. or cable airtime and production costs |
| FIL candidate filing/ballot fees | PHO phone banks | TRC candidate travel, lodging, and meals |
| FND fundraising events | POL polling and survey research | TRS staff/spouse travel, lodging, and meals |
| IND independent expenditure supporting/opposing others (explain)* | POS postage, delivery and messenger services | TSF transfer between committees of the same candidate/sponsor |
| LEG legal defense | PRO professional services (legal, accounting) | VOT voter registration |
| LIT campaign literature and mailings | PRT print ads | WEB information technology costs (internet, e-mail) |

| NAME AND ADDRESS OF PAYEE (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | CODE OR | DESCRIPTION OF PAYMENT | AMOUNT PAID |
|---|---------|------------------------------------|-------------|
| Zippity Print [REDACTED] | LIT | campaign envelopes (union printed) | 120.27 |
| USPO [REDACTED] | POS | Stamps | 164.50 |
| Fry's [REDACTED] | FND | Fundraising giveaways | 145.71 |
| Costco [REDACTED] | FND | Fundraising supplies | 98.67 |
| A Stamp in the Hand [REDACTED] | CMP | Metal Campaign Buttons | 81.75 |

* Payments that are contributions or independent expenditures must also be summarized on Schedule D.

SUBTOTAL \$ 610.69

Exhibit A-12

**Recipient Committee
Campaign Statement
Cover Page**

COVER PAGE

| | | |
|------------|--|--|
| Date Stamp | RECEIVED CITY CLERK 16 OCT 25 PM 12:59 CITY OF CARSON | CALIFORNIA FORM 460 |
| | | Page <u>1</u> of <u>1</u> For Official Use Only |

Statement covers period
 from 7/1/2016
 through 9/29/2016

Date of election if applicable:
 (Month, Day, Year)
November 8, 2016

SEE INSTRUCTIONS ON REVERSE

1. Type of Recipient Committee: All Committees – Complete Parts 1, 2, 3, and 4.

- | | |
|---|---|
| <input checked="" type="checkbox"/> Officeholder, Candidate Controlled Committee <input type="checkbox"/> State Candidate Election Committee <input type="checkbox"/> Recall <small>(Also Complete Part 5)</small> <input type="checkbox"/> General Purpose Committee <input type="checkbox"/> Sponsored <input type="checkbox"/> Small Contributor Committee <input type="checkbox"/> Political Party/Central Committee | <input type="checkbox"/> Primarily Formed Ballot Measure Committee <input type="checkbox"/> Controlled <input type="checkbox"/> Sponsored <small>(Also Complete Part 6)</small> <input type="checkbox"/> Primarily Formed Candidate/Officeholder Committee <small>(Also Complete Part 7)</small> |
|---|---|

2. Type of Statement:

- | | |
|---|--|
| <input type="checkbox"/> Preelection Statement | <input type="checkbox"/> Quarterly Statement |
| <input type="checkbox"/> Semi-annual Statement | <input type="checkbox"/> Special Odd-Year Report |
| <input type="checkbox"/> Termination Statement <small>(Also file a Form 410 Termination)</small> | |
| <input checked="" type="checkbox"/> Amendment (Explain below) <u>revised reporting period, revised and corrected Recipient Committee</u> | |

3. Committee Information

I.D. NUMBER
1390457

COMMITTEE NAME (OR CANDIDATE'S NAME IF NO COMMITTEE)

Murga for City Council 2016

STREET ADDRESS (NO P.O. BOX)

21207 Avalon Blvd., #184

| | | | |
|---------------|-----------|--------------|-------------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
| <u>Carson</u> | <u>CA</u> | <u>90745</u> | <u>5622229141</u> |

MAILING ADDRESS (IF DIFFERENT) NO. AND STREET OR P.O. BOX

| | | | |
|------|-------|----------|-----------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
|------|-------|----------|-----------------|

OPTIONAL: FAX / E-MAIL ADDRESS

roamnramon@gmail.com

Treasurer(s)

NAME OF TREASURER

Raul Murga

MAILING ADDRESS

21207 Avalon Blvd., #184

| | | | |
|---------------|-----------|--------------|-------------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
| <u>Carson</u> | <u>CA</u> | <u>90745</u> | <u>5622229141</u> |

NAME OF ASSISTANT TREASURER, IF ANY

MAILING ADDRESS

| | | | |
|------|-------|----------|-----------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
|------|-------|----------|-----------------|

OPTIONAL: FAX / E-MAIL ADDRESS

roamnramon@gmail.com

4. Verification

I have used all reasonable diligence in preparing and reviewing this statement and to the best of my knowledge the information contained herein and in the attached schedules 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 October 24, 2016
Date

Executed on October 24, 2016
Date

Executed on _____
Date

Executed on _____
Date

By Raul Murga
Signature of Treasurer or Assistant Treasurer

By Raul Murga
Signature of Controlling Officeholder, Candidate, State Measure Proponent or Responsible Officer of Sponsor

By _____
Signature of Controlling Officeholder, Candidate, State Measure Proponent

By _____
Signature of Controlling Officeholder, Candidate, State Measure Proponent

**Recipient Committee
Campaign Statement
Cover Page — Part 2**

COVER PAGE - PART 2

**CALIFORNIA
FORM 460**

Page 2 of 7

5. Officeholder or Candidate Controlled Committee

NAME OF OFFICEHOLDER OR CANDIDATE
Raul Murga

OFFICE SOUGHT OR HELD (INCLUDE LOCATION AND DISTRICT NUMBER IF APPLICABLE)
City of Carson Council Member

RESIDENTIAL/BUSINESS ADDRESS (NO. AND STREET) CITY STATE ZIP
21207 Avalon Blvd., #184 Carson CA 90745

Related Committees Not Included in this Statement: *List any committees not included in this statement that are controlled by you or are primarily formed to receive contributions or make expenditures on behalf of your candidacy.*

| | |
|--|---|
| COMMITTEE NAME | I.D. NUMBER |
| NAME OF TREASURER | CONTROLLED COMMITTEE? <input type="checkbox"/> YES <input type="checkbox"/> NO |
| COMMITTEE ADDRESS STREET ADDRESS (NO P.O. BOX) | |
| CITY STATE ZIP CODE AREA CODE/PHONE | |

| | |
|--|---|
| COMMITTEE NAME | I.D. NUMBER |
| NAME OF TREASURER | CONTROLLED COMMITTEE? <input type="checkbox"/> YES <input type="checkbox"/> NO |
| COMMITTEE ADDRESS STREET ADDRESS (NO P.O. BOX) | |
| CITY STATE ZIP CODE AREA CODE/PHONE | |

6. Primarily Formed Ballot Measure Committee

NAME OF BALLOT MEASURE

| | | |
|----------------------|--------------|---|
| BALLOT NO. OR LETTER | JURISDICTION | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
|----------------------|--------------|---|

Identify the controlling officeholder, candidate, or state measure proponent, if any.

NAME OF OFFICEHOLDER, CANDIDATE, OR PROPONENT

| | |
|-----------------------|---------------------|
| OFFICE SOUGHT OR HELD | DISTRICT NO. IF ANY |
|-----------------------|---------------------|

7. Primarily Formed Candidate/Officeholder Committee *List names of officeholder(s) or candidate(s) for which this committee is primarily formed.*

| | | |
|-----------------------------------|-----------------------|---|
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |

Attach continuation sheets if necessary

Campaign Disclosure Statement Summary Page

Amounts may be rounded
to whole dollars.

SUMMARY PAGE

| | |
|---|--------------------------------|
| Statement covers period from <u>6/30/20 16</u> | CALIFORNIA FORM 460 |
| through <u>9/29/2016</u> | |
| Page <u>3</u> of <u>7</u> | I.D. NUMBER <u>1390457</u> |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

Contributions Received

| | Column A TOTAL THIS PERIOD (FROM ATTACHED SCHEDULES) | Column B CALENDAR YEAR TOTAL TO DATE |
|---|--|--|
| 1. Monetary Contributions Schedule A, Line 3 | \$ <u>0</u> | \$ <u>0</u> |
| 2. Loans Received Schedule B, Line 3 | \$ <u>5,775.00</u> | \$ <u>5,775.00</u> |
| 3. SUBTOTAL CASH CONTRIBUTIONS Add Lines 1 + 2 | \$ <u>5,775.00</u> | \$ <u>5,775.00</u> |
| 4. Nonmonetary Contributions Schedule C, Line 3 | \$ <u>0</u> | \$ <u>0</u> |
| 5. TOTAL CONTRIBUTIONS RECEIVED Add Lines 3 + 4 | \$ <u>5,775.00</u> | \$ <u>5,775.00</u> |

Calendar Year Summary for Candidates Running in Both the State Primary and General Elections

| | 1/1 through 6/30 | 7/1 to Date |
|----------------------------|--------------------|--------------------|
| 20. Contributions Received | \$ <u>5,775.00</u> | \$ <u>5,775.00</u> |
| 21. Expenditures Made | \$ <u>5,068.81</u> | \$ <u>5,068.81</u> |

Expenditures Made

| | Column A TOTAL THIS PERIOD (FROM ATTACHED SCHEDULES) | Column B CALENDAR YEAR TOTAL TO DATE |
|---|--|--|
| 6. Payments Made Schedule E, Line 4 | \$ <u>5,068.81</u> | \$ <u>5,068.81</u> |
| 7. Loans Made Schedule H, Line 3 | \$ <u>0</u> | \$ <u>0</u> |
| 8. SUBTOTAL CASH PAYMENTS Add Lines 6 + 7 | \$ <u>5,068.81</u> | \$ <u>5,068.81</u> |
| 9. Accrued Expenses (Unpaid Bills) Schedule F, Line 3 | \$ <u>0</u> | \$ <u>0</u> |
| 10. Nonmonetary Adjustment Schedule C, Line 3 | \$ <u>0</u> | \$ <u>0</u> |
| 11. TOTAL EXPENDITURES MADE Add Lines 8 + 9 + 10 | \$ <u>5,068.81</u> | \$ <u>5,068.81</u> |

Expenditure Limit Summary for State Candidates

22. Cumulative Expenditures Made*
(If Subject to Voluntary Expenditure Limit)

| Date of Election (mm/dd/yy) | Total to Date |
|--------------------------------|--------------------------------|
| <u> / / </u> | \$ <u> </u> |
| <u> / / </u> | \$ <u> </u> |

Current Cash Statement

| | |
|---|--------------------|
| 12. Beginning Cash Balance Previous Summary Page, Line 16 | \$ <u>0</u> |
| 13. Cash Receipts Column A, Line 3 above | \$ <u>5,775.00</u> |
| 14. Miscellaneous Increases to Cash Schedule I, Line 4 | \$ <u>0</u> |
| 15. Cash Payments Column A, Line 8 above | \$ <u>5,068.81</u> |
| 16. ENDING CASH BALANCE Add Lines 12 + 13 + 14, then subtract Line 15 | \$ <u>706.19</u> |

To calculate Column B, add amounts in Column A to the corresponding amounts from Column B of your last report. Some amounts in Column A may be negative figures that should be subtracted from previous period amounts. If this is the first report being filed for this calendar year, only carry over the amounts from Lines 2, 7, and 9 (if any).

*Amounts in this section may be different from amounts reported in Column B.

If this is a termination statement, Line 16 must be zero.

17. LOAN GUARANTEES RECEIVED Schedule B, Part 2 \$ 0

Cash Equivalents and Outstanding Debts

| | |
|---|-------------------------------|
| 18. Cash Equivalents See instructions on reverse | \$ <u>5,775.00</u> |
| 19. Outstanding Debts Add Line 2 + Line 9 in Column B above | \$ <u>5,775.00</u> |

**Schedule B – Part 1
Loans Received**

Amounts may be rounded to whole dollars.

SCHEDULE B - PART 1

| | |
|--|-------------------------------|
| Statement covers period from <u>6/30/2016</u> through <u>9/29/2016</u> | CALIFORNIA FORM 460 |
| Page <u>4</u> of <u>7</u> | I.D. NUMBER <u>1390457</u> |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

| FULL NAME, STREET ADDRESS AND ZIP CODE OF LENDER (IF COMMITTEE ALSO ENTER I.D. NUMBER) | IF AN INDIVIDUAL, ENTER OCCUPATION AND EMPLOYER (IF SELF-EMPLOYED, ENTER NAME OF BUSINESS) | (a) OUTSTANDING BALANCE BEGINNING THIS PERIOD | (b) AMOUNT RECEIVED THIS PERIOD | (c) AMOUNT PAID OR FORGIVEN THIS PERIOD * | (d) OUTSTANDING BALANCE AT CLOSE OF THIS PERIOD | (e) INTEREST PAID THIS PERIOD | (f) ORIGINAL AMOUNT OF LOAN | (g) CUMULATIVE CONTRIBUTIONS TO DATE |
|---|--|--|---------------------------------|--|---|-------------------------------|-----------------------------|--|
| Raul Murga [REDACTED] | Retired | \$ 0 | \$ 5,775.00 | <input type="checkbox"/> PAID \$ 0 <input type="checkbox"/> FORGIVEN \$ 0 | \$ 5,775.00 | 0 % RATE | \$ 5,775.00 | CALENDAR YEAR \$ 5,775.00 PER ELECTION** |
| <input checked="" type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | | DATE DUE | \$ | DATE INCURRED | |
| <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | <input type="checkbox"/> PAID \$ <input type="checkbox"/> FORGIVEN \$ | \$ | % RATE | \$ | CALENDAR YEAR \$ PER ELECTION** |
| <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | <input type="checkbox"/> PAID \$ <input type="checkbox"/> FORGIVEN \$ | \$ | % RATE | \$ | CALENDAR YEAR \$ PER ELECTION** |
| <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | <input type="checkbox"/> PAID \$ <input type="checkbox"/> FORGIVEN \$ | \$ | % RATE | \$ | CALENDAR YEAR \$ PER ELECTION** |
| | | SUBTOTALS \$ 5,775.00 \$ 0 \$ 5,775.00 \$ 0 | | | | | | |

(Enter (g) on Schedule E, Line 3)

Schedule B Summary

- Loans received this period \$ 5,775.00
(Total Column (b) plus unitemized loans of less than \$100.)
- Loans paid or forgiven this period \$ 0
(Total Column (c) plus loans under \$100 paid or forgiven.)
(Include loans paid by a third party that are also itemized on Schedule A.)
- Net change this period. (Subtract Line 2 from Line 1.) NET \$ 5,775.00
Enter the net here and on the Summary Page, Column A, Line 2. (May be a negative number)

†Contributor Codes
IND – Individual
COM – Recipient Committee (other than PTY or SCC)
OTH – Other (e.g., business entity)
PTY – Political Party
SCC – Small Contributor Committee

*Amounts forgiven or paid by another party also must be reported on Schedule A.
** If required.

**Schedule E
Payments Made**

Amounts may be rounded
to whole dollars.

SCHEDULE E

| | | |
|-----------------------------|-----------|--------------------------------|
| Statement covers period | | CALIFORNIA FORM 460 |
| from | 6/30/2016 | |
| through | 9/29/2016 | Page <u>5</u> of <u>7</u> |
| NAME OF FILER | | I.D. NUMBER |
| Murga for City Council 2016 | | 1390457 |

SEE INSTRUCTIONS ON REVERSE

CODES: If one of the following codes accurately describes the payment, you may enter the code. Otherwise, describe the payment.

- | | | |
|---|---|---|
| CMP campaign paraphernalia/misc. | MBR member communications | RAD radio airtime and production costs |
| CNS campaign consultants | MTG meetings and appearances | RFD returned contributions |
| CTB contribution (explain nonmonetary)* | OFC office expenses | SAL campaign workers' salaries |
| CVC civic donations | PET petition circulating | TEL tv or cable airtime and production costs |
| FIL candidate filing/ballot fees | PHC phone banks | TRC candidate travel, lodging, and meals |
| FND fundraising events | POL polling and survey research | TRS staff/spouse travel, lodging, and meals |
| IND independent expenditure supporting/opposing others (explain)* | POS postage, delivery and messenger services | TSF transfer between committees of the same candidate/sponsor |
| LEG legal defense | PRO professional services (legal, accounting) | VOT voter registration |
| LIT campaign literature and mailings | PRT print ads | WEB information technology costs (internet, e-mail) |

| NAME AND ADDRESS OF PAYEE (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | CODE OR | DESCRIPTION OF PAYMENT | AMOUNT PAID |
|---|---------|----------------------------|-------------|
| City of Carson, City Clerk [REDACTED] | FIL | Candidate Ballot Statement | 775.00 |
| Campaign LA [REDACTED] | CMP | Signs | 995.00 |
| Staples [REDACTED] | OFC | Office Supplies | 89.35 |

* Payments that are contributions or independent expenditures must also be summarized on Schedule D.

SUBTOTAL \$ 1,859.35

Schedule E Summary

| | |
|--|--------------------------|
| 1. Itemized payments made this period. (Include all Schedule E subtotals.) | \$ 4764.64 |
| 2. Unitemized payments made this period of under \$100 | \$ 303.96 |
| 3. Total interest paid this period on loans. (Enter amount from Schedule B, Part 1, Column (e).) | \$ 0 |
| 4. Total payments made this period. (Add Lines 1, 2, and 3. Enter here and on the Summary Page, Column A, Line 6.) | TOTAL \$ 5,068.81 |

**Schedule E
(Continuation Sheet)
Payments Made**

Amounts may be rounded
to whole dollars.

SCHEDULE E (CONT.)

| | |
|--|--------------------------------|
| Statement covers period from <u>6/30/2016</u> through <u>9/29/2016</u> | CALIFORNIA FORM 460 |
| | Page <u>6</u> of <u>7</u> |
| | I.D. NUMBER 1390457 |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

CODES: If one of the following codes accurately describes the payment, you may enter the code. Otherwise, describe the payment.

| | | |
|---|---|---|
| CMP campaign paraphernalia/misc. | MBR member communications | RAD radio airtime and production costs |
| CNS campaign consultants | MTG meetings and appearances | RFD returned contributions |
| CTB contribution (explain nonmonetary)* | OFC office expenses | SAL campaign workers' salaries |
| CVC civic donations | PET petition circulating | TEL t.v. or cable airtime and production costs |
| FIL candidate filing/ballot fees | PHO phone banks | TRC candidate travel, lodging, and meals |
| FND fundraising events | POL polling and survey research | TRS staff/spouse travel, lodging, and meals |
| IND independent expenditure supporting/opposing others (explain)* | PQS postage, delivery and messenger services | TSF transfer between committees of the same candidate/sponsor |
| LEG legal defense | PRO professional services (legal, accounting) | VOT voter registration |
| LIT campaign literature and mailings | PRT print ads | WEB information technology costs (internet, e-mail) |

| NAME AND ADDRESS OF PAYEE (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | CODE | OR | DESCRIPTION OF PAYMENT | AMOUNT PAID |
|---|------|----|------------------------|-------------|
| Home Depot [REDACTED] | CMP | | Materials | 297.60 |
| Voter Guide Slate Cards [REDACTED] FPPC# 1319578 | LIT | | Slate Mailer | 1,330.00 |
| Budget Watchdogs [REDACTED] FPPC# 1345115 | LIT | | Slate Mailer | 273.00 |
| Cal Sal [REDACTED] FPPC#1368249 | LIT | | Slate Mailer | 294.00 |
| CRRR Slate [REDACTED] FPPC#598041 | LIT | | Slate Mailer | 100.00 |

* Payments that are contributions or independent expenditures must also be summarized on Schedule D.

SUBTOTAL \$ 2,294.60

**Schedule E
(Continuation Sheet)
Payments Made**

Amounts may be rounded
to whole dollars.

SCHEDULE E (CONT.)

| | | |
|-----------------------------|-----------|----------------------------|
| Statement covers period | | CALIFORNIA FORM 460 |
| from | 6/30/2016 | |
| through | 9/29/2016 | Page <u>7</u> of <u>7</u> |
| NAME OF FILER | | I.D. NUMBER |
| Murga for City Council 2016 | | 1390457 |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

CODES: If one of the following codes accurately describes the payment, you may enter the code. Otherwise, describe the payment.

- | | | |
|---|---|---|
| CMP campaign paraphernalia/misc. | MBR member communications | RAD radio airtime and production costs |
| CNS campaign consultants | MTG meetings and appearances | RFD returned contributions |
| CTB contribution (explain nonmonetary)* | OFC office expenses | SAL campaign workers' salaries |
| CVC civic donations | PET petition circulating | TEL t.v. or cable airtime and production costs |
| FIL candidate filing/ballot fees | PHO phone banks | TRC candidate travel, lodging, and meals |
| FND fundraising events | POL polling and survey research | TRS staff/spouse travel, lodging, and meals |
| IND independent expenditure supporting/opposing others (explain)* | POS postage, delivery and messenger services | TSF transfer between committees of the same candidate/sponsor |
| LEG legal defense | PRO professional services (legal, accounting) | VOT voter registration |
| LIT campaign literature and mailings | PRT print ads | WEB information technology costs (internet, e-mail) |

| NAME AND ADDRESS OF PAYEE (IF COMMITTEE ALSO ENTER I.D. NUMBER) | CODE | OR | DESCRIPTION OF PAYMENT | AMOUNT PAID |
|--|------|----|------------------------------------|-------------|
| Zippity Print [REDACTED] | LIT | | campaign envelopes (union printed) | 120.27 |
| USPO [REDACTED] | POS | | Stamps | 164.50 |
| Frv's [REDACTED] | FND | | Fundraising giveaways | 145.71 |
| Costco [REDACTED] | FND | | Fundraising supplies | 98.67 |
| A Stamp in the Hand [REDACTED] | CMP | | Metal Campaign Buttons | 81.75 |

* Payments that are contributions or independent expenditures must also be summarized on Schedule D.

SUBTOTAL \$ 610.69

Exhibit A-13

DEFAULT DECISION AND ORDER FPPC NO. 17/245

**Recipient Committee
Campaign Statement
Cover Page**

COVER PAGE

| | |
|--|--------------------------------|
| Date Stamp RECEIVED CITY CLERK OCT 27 PM 4:26 CITY OF CARSON | CALIFORNIA FORM 460 |
| Page <u>1</u> of <u>8</u> | |
| For Official Use Only | |

| | |
|---|--|
| Statement covers period from <u>9/25/2016</u> through <u>10/22/2016</u> | Date of election if applicable: (Month, Day, Year) <u>16</u> <u>November 8, 2016</u> |
|---|--|

SEE INSTRUCTIONS ON REVERSE

1. Type of Recipient Committee: All Committees – Complete Parts 1, 2, 3, and 4.

- | | |
|---|--|
| <input checked="" type="checkbox"/> Officeholder, Candidate Controlled Committee <input type="checkbox"/> State Candidate Election Committee <input type="checkbox"/> Recall <small>(Also Complete Part 5)</small> | <input type="checkbox"/> Primarily Formed Ballot Measure Committee <input type="checkbox"/> Controlled <input type="checkbox"/> Sponsored <small>(Also Complete Part 6)</small> |
| <input type="checkbox"/> General Purpose Committee <input type="checkbox"/> Sponsored <input type="checkbox"/> Small Contributor Committee <input type="checkbox"/> Political Party/Central Committee | <input type="checkbox"/> Primarily Formed Candidate/Officeholder Committee <small>(Also Complete Part 7)</small> |

2. Type of Statement:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Preelection Statement | <input type="checkbox"/> Quarterly Statement |
| <input type="checkbox"/> Semi-annual Statement | <input type="checkbox"/> Special Odd-Year Report |
| <input type="checkbox"/> Termination Statement <small>(Also file a Form 410 Termination)</small> | |
| <input type="checkbox"/> Amendment (Explain below) | |

3. Committee Information

I.D. NUMBER
1390457

COMMITTEE NAME (OR CANDIDATE'S NAME IF NO COMMITTEE)
Murga for City Council 2016

STREET ADDRESS (NO P.O. BOX)
21207 Avalon Blvd., Sp. 184

| | | | |
|---------------|-----------|--------------|-------------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
| <u>Carson</u> | <u>CA</u> | <u>90745</u> | <u>5622229141</u> |

MAILING ADDRESS (IF DIFFERENT) NO. AND STREET OR P.O. BOX

| | | | |
|------|-------|----------|-----------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
|------|-------|----------|-----------------|

OPTIONAL: FAX / E-MAIL ADDRESS
roamnramon@gmail.com

Treasurer(s)

NAME OF TREASURER
Raul Murga

MAILING ADDRESS
212-7 Avalon Blvd., Sp. 184

| | | | |
|---------------|-----------|--------------|-------------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
| <u>Carson</u> | <u>CA</u> | <u>90745</u> | <u>5622229141</u> |

NAME OF ASSISTANT TREASURER, IF ANY

MAILING ADDRESS

| | | | |
|------|-------|----------|-----------------|
| CITY | STATE | ZIP CODE | AREA CODE/PHONE |
|------|-------|----------|-----------------|

OPTIONAL: FAX / E-MAIL ADDRESS
roamnramon@gmail.com

4. Verification

I have used all reasonable diligence in preparing and reviewing this statement and to the best of my knowledge the information contained herein and in the attached schedules 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 October 26, 2016
Date

Executed on October 26, 2016
Date

Executed on _____
Date

Executed on _____
Date

By Raul Murga
Signature of Treasurer or Assistant Treasurer

By Raul Murga
Signature of Controlling Officeholder, Candidate, State Measure Proponent or Responsible Officer of Sponsor

By _____
Signature of Controlling Officeholder, Candidate, State Measure Proponent

By _____
Signature of Controlling Officeholder, Candidate, State Measure Proponent

**Recipient Committee
Campaign Statement
Cover Page — Part 2**

COVER PAGE - PART 2

**CALIFORNIA
FORM 460**

Page 2 of 8

5. Officeholder or Candidate Controlled Committee

NAME OF OFFICEHOLDER OR CANDIDATE

Raul Murga

OFFICE SOUGHT OR HELD (INCLUDE LOCATION AND DISTRICT NUMBER IF APPLICABLE)

City of Carson Council member

RESIDENTIAL/BUSINESS ADDRESS (NO. AND STREET) CITY STATE ZIP

21207 Avalon Blvd., Sp. 184 Carson CA 90745

Related Committees Not included in this Statement: *List any committees not included in this statement that are controlled by you or are primarily formed to receive contributions or make expenditures on behalf of your candidacy.*

| | |
|----------------|-------------|
| COMMITTEE NAME | I.D. NUMBER |
|----------------|-------------|

| | |
|-------------------|---|
| NAME OF TREASURER | CONTROLLED COMMITTEE? <input type="checkbox"/> YES <input type="checkbox"/> NO |
|-------------------|---|

COMMITTEE ADDRESS STREET ADDRESS (NO P.O. BOX)

CITY STATE ZIP CODE AREA CODE/PHONE

| | |
|----------------|-------------|
| COMMITTEE NAME | I.D. NUMBER |
|----------------|-------------|

| | |
|-------------------|---|
| NAME OF TREASURER | CONTROLLED COMMITTEE? <input type="checkbox"/> YES <input type="checkbox"/> NO |
|-------------------|---|

COMMITTEE ADDRESS STREET ADDRESS (NO P.O. BOX)

CITY STATE ZIP CODE AREA CODE/PHONE

6. Primarily Formed Ballot Measure Committee

NAME OF BALLOT MEASURE

| | | |
|----------------------|--------------|---|
| BALLOT NO. OR LETTER | JURISDICTION | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
|----------------------|--------------|---|

Identify the controlling officeholder, candidate, or state measure proponent, if any.

NAME OF OFFICEHOLDER, CANDIDATE, OR PROPONENT

| | |
|-----------------------|---------------------|
| OFFICE SOUGHT OR HELD | DISTRICT NO. IF ANY |
|-----------------------|---------------------|

7. Primarily Formed Candidate/Officeholder Committee *List names of officeholder(s) or candidate(s) for which this committee is primarily formed.*

| | | |
|-----------------------------------|-----------------------|---|
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
|-----------------------------------|-----------------------|---|

| | | |
|-----------------------------------|-----------------------|---|
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
|-----------------------------------|-----------------------|---|

| | | |
|-----------------------------------|-----------------------|---|
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
|-----------------------------------|-----------------------|---|

| | | |
|-----------------------------------|-----------------------|---|
| NAME OF OFFICEHOLDER OR CANDIDATE | OFFICE SOUGHT OR HELD | <input type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSE |
|-----------------------------------|-----------------------|---|

Attach continuation sheets if necessary

**Campaign Disclosure Statement
Summary Page**

Amounts may be rounded
to whole dollars.

SUMMARY PAGE

| | |
|---|--------------------------------|
| Statement covers period from <u>9/25/2016</u> through <u>10/22/2016</u> | CALIFORNIA FORM 460 |
| | Page <u>3</u> of <u>8</u> |
| | I.D. NUMBER 1390457 |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER
Murga for City Council 2016

Contributions Received

| | Column A TOTAL THIS PERIOD (FROM ATTACHED SCHEDULES) | Column B CALENDAR YEAR TOTAL TO DATE |
|--|--|--|
| 1. Monetary Contributions..... Schedule A, Line 3 | \$ 2,885.00 | \$ 2,885.00 |
| 2. Loans Received..... Schedule B, Line 3 | 900.00 | 6,675.00 |
| 3. SUBTOTAL CASH CONTRIBUTIONS..... Add Lines 1 + 2 | \$ 3,985.00 | \$ 9,760.00 |
| 4. Nonmonetary Contributions..... Schedule C, Line 3 | 7,233.00 | 7,233.00 |
| 5. TOTAL CONTRIBUTIONS RECEIVED..... Add Lines 3 + 4 | \$ 11,018.00 | \$ 16,793.00 |

**Calendar Year Summary for Candidates
Running in Both the State Primary and
General Elections**

| | 1/1 through 6/30 | 7/1 to Date |
|----------------------------|------------------|-------------|
| 20. Contributions Received | \$ 0 | \$ 9,760.00 |
| 21. Expenditures Made | \$ 0 | \$ 7764.93 |

Expenditures Made

| | Column A TOTAL THIS PERIOD (FROM ATTACHED SCHEDULES) | Column B CALENDAR YEAR TOTAL TO DATE |
|--|--|--|
| 6. Payments Made..... Schedule E, Line 4 | \$ 2,696.12 | \$ 7764.93 |
| 7. Loans Made..... Schedule H, Line 3 | 0 | 0 |
| 8. SUBTOTAL CASH PAYMENTS..... Add Lines 6 + 7 | \$ 2,696.12 | \$ 7764.93 |
| 9. Accrued Expenses (Unpaid Bills)..... Schedule F, Line 3 | 0 | 0 |
| 10. Nonmonetary Adjustment..... Schedule C, Line 3 | 0 | 0 |
| 11. TOTAL EXPENDITURES MADE..... Add Lines 8 + 9 + 10 | \$ 2,696.12 | \$ 7764.93 |

**Expenditure Limit Summary for State
Candidates**

22. Cumulative Expenditures Made*
(If Subject to Voluntary Expenditure Limit)

| Date of Election (mm/dd/yy) | Total to Date |
|--------------------------------|---------------|
| ____/____/____ | \$ _____ |
| ____/____/____ | \$ _____ |

Current Cash Statement

| | |
|--|-------------|
| 12. Beginning Cash Balance..... Previous Summary Page, Line 16 | \$ 706.19 |
| 13. Cash Receipts..... Column A, Line 3 above | 3,985.00 |
| 14. Miscellaneous Increases to Cash..... Schedule I, Line 4 | 0 |
| 15. Cash Payments..... Column A, Line 8 above | 2,696.12 |
| 16. ENDING CASH BALANCE..... Add Lines 12 + 13 + 14, then subtract Line 15 | \$ 1,995.07 |

If this is a termination statement, Line 16 must be zero.

To calculate Column B, add amounts in Column A to the corresponding amounts from Column B of your last report. Some amounts in Column A may be negative figures that should be subtracted from previous period amounts. If this is the first report being filed for this calendar year, only carry over the amounts from Lines 2, 7, and 9 (if any).

*Amounts in this section may be different from amounts reported in Column B.

| | |
|--|------|
| 17. LOAN GUARANTEES RECEIVED..... Schedule B, Part 2 | \$ 0 |
|--|------|

Cash Equivalents and Outstanding Debts

| | |
|--|-----------|
| 18. Cash Equivalents..... See instructions on reverse | \$ 0 |
| 19. Outstanding Debts..... Add Line 2 + Line 9 in Column B above | \$ 900.00 |

**Schedule A
Monetary Contributions Received**

Amounts may be rounded
to whole dollars.

SCHEDULE A

| | | |
|--|------------|----------------------------|
| Statement covers period | | CALIFORNIA FORM 460 |
| from | 9/25/2016 | |
| through | 10/22/2016 | Page 4 of 8 |
| NAME OF FILER Murga for City Council 2016 | | I.D. NUMBER 1390457 |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

I.D. NUMBER

1390457

| DATE RECEIVED | FULL NAME, STREET ADDRESS AND ZIP CODE OF CONTRIBUTOR (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | CONTRIBUTOR CODE * | IF AN INDIVIDUAL, ENTER OCCUPATION AND EMPLOYER (IF SELF-EMPLOYED, ENTER NAME OF BUSINESS) | AMOUNT RECEIVED THIS PERIOD | CUMULATIVE TO DATE CALENDAR YEAR (JAN. 1 - DEC. 31) | PER ELECTION TO DATE (IF REQUIRED) |
|--------------------|--|---|--|-----------------------------|---|------------------------------------|
| 9/29/2016 | Lilibeth Lustina [REDACTED] | <input checked="" type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | OR Tech Torrance Memorial Hospital | \$100.00 | \$100.00 | |
| 10/18/2016 | Don Dear [REDACTED] | <input checked="" type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | Director, West Basin Municipal Water District | \$250.00 | \$250.00 | |
| 10/18/2016 | I.B.E.W. [REDACTED] | <input type="checkbox"/> IND <input checked="" type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | \$2,000.00 | \$2,000.00 | |
| | | <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | |
| | | <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | |
| SUBTOTAL \$ | | | | 2,350.00 | | |

Schedule A Summary

| | |
|---|-------------------------|
| 1. Amount received this period – itemized monetary contributions. (Include all Schedule A subtotals.) | \$ 2,350.00 |
| 2. Amount received this period – unitemized monetary contributions of less than \$100 | \$ 735.00 |
| 3. Total monetary contributions received this period. (Add Lines 1 and 2. Enter here and on the Summary Page, Column A, Line 1.) | TOTAL \$ 3,85.00 |

*Contributor Codes
 IND – Individual
 COM – Recipient Committee
 (other than PTY or SCC)
 OTH – Other (e.g., business entity)
 PTY – Political Party
 SCC – Small Contributor Committee

**Schedule B – Part 1
Loans Received**

Amounts may be rounded
to whole dollars.

| | |
|---|--------------------------------|
| Statement covers period from <u>9/25/2016</u> through <u>10/22/2016</u> | CALIFORNIA FORM 460 |
| | Page <u>5</u> of <u>8</u> |

SEE INSTRUCTIONS ON REVERSE

| | |
|--|----------------------------|
| NAME OF FILER Murga for City Council 2016 | I.D. NUMBER 1390457 |
|--|----------------------------|

| FULL NAME, STREET ADDRESS AND ZIP CODE OF LENDER (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | IF AN INDIVIDUAL, ENTER OCCUPATION AND EMPLOYER (IF SELF-EMPLOYED, ENTER NAME OF BUSINESS) | (a) OUTSTANDING BALANCE BEGINNING THIS PERIOD | (b) AMOUNT RECEIVED THIS PERIOD | (c) AMOUNT PAID OR FORGIVEN THIS PERIOD* | (d) OUTSTANDING BALANCE AT CLOSE OF THIS PERIOD | (e) INTEREST PAID THIS PERIOD | (f) ORIGINAL AMOUNT OF LOAN | (g) CUMULATIVE CONTRIBUTIONS TO DATE |
|--|--|--|------------------------------------|--|--|----------------------------------|--------------------------------|--|
| Raul Murga [REDACTED] | Retired | \$ 5775.00 | \$ 900.00 | <input type="checkbox"/> PAID \$ 0 <input type="checkbox"/> FORGIVEN \$ 0 | \$ 6,675.00 DATE DUE | 0 % RATE \$ 0 | \$ | CALENDAR YEAR \$ 6,675.00 PER ELECTION** \$ |
| † <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | \$ | \$ | \$ | DATE DUE | \$ | DATE INCURRED | \$ |
| | | \$ | \$ | \$ | DATE DUE | \$ | DATE INCURRED | \$ |
| † <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | \$ | \$ | \$ | DATE DUE | \$ | DATE INCURRED | \$ |
| | | \$ | \$ | \$ | DATE DUE | \$ | DATE INCURRED | \$ |
| † <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | \$ | \$ | \$ | DATE DUE | \$ | DATE INCURRED | \$ |
| SUBTOTALS | | \$ 900.00 | \$ 0 | \$ 0 | \$ 6,675.00 | \$ 0 | | |

Schedule B Summary

1. Loans received this period \$ 900.00
(Total Column (b) plus unitemized loans of less than \$100.)
2. Loans paid or forgiven this period \$ 0
(Total Column (c) plus loans under \$100 paid or forgiven.)
(Include loans paid by a third party that are also itemized on Schedule A.)
3. Net change this period. (Subtract Line 2 from Line 1.) NET \$ 900.00
Enter the net here and on the Summary Page, Column A, Line 2.

(Enter (e) on
Schedule E, Line 3)

†Contributor Codes
IND – Individual
COM – Recipient Committee
(other than PTY or SCC)
OTH – Other (e.g., business entity)
PTY – Political Party
SCC – Small Contributor Committee

*Amounts forgiven or paid by another party also must be reported on Schedule A.
** If required.

**Schedule C
Nonmonetary Contributions Received**

Amounts may be rounded
to whole dollars.

SCHEDULE C

| | |
|---|--------------------------------|
| Statement covers period from <u>9/25/2016</u> through <u>10/22/2016</u> | CALIFORNIA FORM 460 |
| Page <u>6</u> of <u>8</u> | I.D. NUMBER 1390457 |

SEE INSTRUCTIONS ON REVERSE
NAME OF FILER

Murga for City Council 2016

| DATE RECEIVED | FULL NAME, STREET ADDRESS AND ZIP CODE OF CONTRIBUTOR (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | CONTRIBUTOR CODE * | IF AN INDIVIDUAL, ENTER OCCUPATION AND EMPLOYER (IF SELF-EMPLOYED, ENTER NAME OF BUSINESS) | DESCRIPTION OF GOODS OR SERVICES | AMOUNT/ FAIR MARKET VALUE | CUMULATIVE TO DATE CALENDAR YEAR (JAN 1 - DEC 31) | PER ELECTION TO DATE (IF REQUIRED) |
|---------------|--|---|--|----------------------------------|---------------------------|---|------------------------------------|
| 10/18/16 | Good Government Carson [REDACTED] FPPC#1385753 | <input type="checkbox"/> IND <input checked="" type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | IE | \$7,233.00 | \$7,233.00 | |
| | | <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | | |
| | | <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | | |
| | | <input type="checkbox"/> IND <input type="checkbox"/> COM <input type="checkbox"/> OTH <input type="checkbox"/> PTY <input type="checkbox"/> SCC | | | | | |

Attach additional information on appropriately labeled continuation sheets.

SUBTOTAL \$ 7,233.00

Schedule C Summary

| | |
|---|--------------------------|
| 1. Amount received this period – itemized nonmonetary contributions. (Include all Schedule C subtotals.)..... | \$ 7,233.00 |
| 2. Amount received this period – unitemized nonmonetary contributions of less than \$100 | \$ 0 |
| 3. Total nonmonetary contributions received this period. (Add Lines 1 and 2. Enter here and on the Summary Page, Column A, Lines 4 and 10.)..... | TOTAL \$ 7,233.00 |

*Contributor Codes
IND – Individual
COM – Recipient Committee
(other than PTY or SCC)
OTH – Other (e.g., business entity)
PTY – Political Party
SCC – Small Contributor Committee

**Schedule E
Payments Made**

Amounts may be rounded
to whole dollars.

SCHEDULE E

| | | |
|-----------------------------|------------|--------------------------------|
| Statement covers period | | CALIFORNIA FORM 460 |
| from | 9/25/2016 | |
| through | 10/22/2016 | Page <u>7</u> of <u>8</u> |
| NAME OF FILER | | I.D. NUMBER |
| Murga for City Council 2016 | | 1390457 |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

CODES: If one of the following codes accurately describes the payment, you may enter the code. Otherwise, describe the payment.

| | | |
|---|---|---|
| CMP campaign paraphernalia/misc. | MBR member communications | RAD radio airtime and production costs |
| CNS campaign consultants | MTG meetings and appearances | RFD returned contributions |
| CTB contribution (explain nonmonetary)* | OFC office expenses | SAL campaign workers' salaries |
| CVC civic donations | PET petition circulating | TEL t.v. or cable airtime and production costs |
| FIL candidate filing/ballot fees | PHO phone banks | TRC candidate travel, lodging, and meals |
| FND fundraising events | POL polling and survey research | TRS staff/spouse travel, lodging, and meals |
| IND independent expenditure supporting/opposing others (explain)* | POS postage, delivery and messenger services | TSF transfer between committees of the same candidate/sponsor |
| LEG legal defense | PRO professional services (legal, accounting) | VOT voter registration |
| LIT campaign literature and mailings | PRT print ads | WEB information technology costs (internet, e-mail) |

| NAME AND ADDRESS OF PAYEE (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | CODE | OR | DESCRIPTION OF PAYMENT | AMOUNT PAID |
|--|------|----|------------------------|-------------|
| California VoterGuide [REDACTED] | LIT | | Slate mailer | \$110.00 |
| Political Scientists - John F. Kennedy Alliance FPPC #590011 [REDACTED] | LIT | | Slate mailer | \$700.00 |
| Political Scientists - Independent Voters Guide FPPC #588034 [REDACTED] | LIT | | Slate mailer | \$400.00 |

* Payments that are contributions or independent expenditures must also be summarized on Schedule D.

SUBTOTAL \$ 1,210.00

Schedule E Summary

| | |
|--|--------------------------|
| 1. Itemized payments made this period. (Include all Schedule E subtotals.) | \$ 2397.66 |
| 2. Unitemized payments made this period of under \$100 | \$ 298.46 |
| 3. Total interest paid this period on loans. (Enter amount from Schedule B, Part 1, Column (e).) | \$ 0 |
| 4. Total payments made this period. (Add Lines 1, 2, and 3. Enter here and on the Summary Page, Column A, Line 6.) | TOTAL \$ 2,696.12 |

**Schedule E
(Continuation Sheet)
Payments Made**

Amounts may be rounded
to whole dollars.

SCHEDULE E (CONT.)

| | | |
|-------------------------|------------|--------------------------------|
| Statement covers period | | CALIFORNIA FORM 460 |
| from | 9/25/2016 | |
| through | 10/22/2016 | Page <u>8</u> of <u>8</u> |
| I.D. NUMBER | | 1390457 |

SEE INSTRUCTIONS ON REVERSE

NAME OF FILER

Murga for City Council 2016

CODES: If one of the following codes accurately describes the payment, you may enter the code. Otherwise, describe the payment.

| | | | | | |
|-----|---|-----|---|-----|---|
| CMP | campaign paraphernalia/misc. | MBR | member communications | RAD | radio airtime and production costs |
| CNS | campaign consultants | MTG | meetings and appearances | RFD | returned contributions |
| CTB | contribution (explain nonmonetary)* | OFC | office expenses | SAL | campaign workers' salaries |
| CVC | civic donations | PET | petition circulating | TEL | t.v. or cable airtime and production costs |
| FIL | candidate filing/ballot fees | PHO | phone banks | TRC | candidate travel, lodging, and meals |
| FND | fundraising events | POL | polling and survey research | TRS | staff/spouse travel, lodging, and meals |
| IND | independent expenditure supporting/opposing others (explain)* | POS | postage, delivery and messenger services | TSF | transfer between committees of the same candidate/sponsor |
| LEG | legal defense | PRO | professional services (legal, accounting) | VOT | voter registration |
| LIT | campaign literature and mailings | PRT | print ads | WEB | information technology costs (internet, e-mail) |

| NAME AND ADDRESS OF PAYEE (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | CODE OR | DESCRIPTION OF PAYMENT | AMOUNT PAID |
|---|---------|---|-------------|
| Fed Ex [REDACTED] | LIT | printing & folding of campaign literature | 280.96 |
| USPO [REDACTED] | POS | Stamps | 470.94 |
| Smart & Final [REDACTED] | FND | Fundraising supplies | 152.36 |
| Automatic Printing Company [REDACTED] | LIT | Printing of campaign literature | 283.40 |
| | | | |

* Payments that are contributions or independent expenditures must also be summarized on Schedule D.

SUBTOTAL \$ 1187.66

Exhibit A-14

LOS ANGELES REGISTRAR-RECORDER/COUNTY CLERK

MAILING DATE: 02/15/17
(FILE COPY)

Past Due Notice

FILING PERIOD: 3 DUE DATE: 01/31/17 COVERING DATES: 10/23/16 TO 12/31/16

ELECTION ID: 0016 HELD: 11/08/16

ELECTION NAME: GENERAL ELECTION

R-R CONTROL NO.: C10722 STATE ID NO.: 0001390457

This is a reminder that your campaign statement is PAST DUE.
Your statement was due on January 31, 2017, and you may be
subject to a \$10.00 per day fine (Government Code § 91013). If you
need additional assistance, please call the Campaign Finance
Section at (562) 462-2339.

Los Angeles County Registrar-Recorder/County Clerk
Campaign Finance Section
12400 Imperial Highway, Room 2003
Norwalk, California 90650

RAUL MURGA
MURGA 4 CITY COUNCIL 2016
21207 AVALON BOULEVARD, #184
CARSON CA 90745

CS01

TD NG

LOS ANGELES REGISTRAR-RECORDER/COUNTY CLERK

MAILING DATE: 02/15/17
(FILE COPY)

Past Due Notice

FILING PERIOD: 3 DUE DATE: 01/31/17 COVERING DATES: 10/23/16 TO 12/31/16

ELECTION ID: 0016 HELD: 11/08/16

ELECTION NAME: GENERAL ELECTION

OFFICE: MEMBER CITY COUNCIL

PARTY:

R-R CONTROL NO.: 019076

This is a reminder that your campaign statement is PAST DUE. Your statement was due on January 31, 2017, and you may be subject to a \$10.00 per day fine (Government Code § 91013). If you need additional assistance, please call the Campaign Finance Section at (562) 462-2339.

Los Angeles County Registrar-Recorder/County Clerk
Campaign Finance Section
12400 Imperial Highway, Room 2003
Norwalk, California 90650

RAUL MURGA
21207 AVALON BOULEVARD #184
CARSON CA 90745

CS01

FIO

Notice Of Past Due Filing

FILING PERIOD: 3 DUE DATE: 01/31/17 COVERING DATES: 10/23/16 TO 12/31/16
ELECTION ID: 0016 HELD: 11/08/16
ELECTION NAME: GENERAL ELECTION
R-R CONTROL NO.: C10722 STATE ID NO.: 0001390457
DATE TO BE REFERRED TO FPPC: 03/16/17

Your campaign statement is PAST DUE. If a statement is filed after any deadline imposed by this act, any person shall, in addition to any other penalties be liable in the amount of \$10 per day until it is received. Your statement must be received within ten days from the date of this written notice. A late filing penalty cannot be waived if the statement is filed after this date (Govt. Code § 91013). If it is not received within two weeks from the date of this notice you will be referred to the Fair Political Practices Enforcement Division. (GC § 81010(d)). Send your statement immediately to the Campaign Finance Section or call (562) 462-2339. (Please see reverse side.)

RAUL MURGA
MURGA 4 CITY COUNCIL 2016
21207 AVALON BOULEVARD, #184
CARSON CA 90745

CS02

NG

TD

LOS ANGELES REGISTRAR-RECORDER/COUNTY CLERK

MAILING DATE: 03/02/17
(FILE COPY)

Notice Of Past Due Filing

FILING PERIOD: 3 DUE DATE: 01/31/17 COVERING DATES: 10/23/16 TO 12/31/16
ELECTION ID: 0016 HELD: 11/08/16
ELECTION NAME: GENERAL ELECTION
OFFICE: MEMBER CITY COUNCIL PARTY:
R-R CONTROL NO.: 019076
DATE TO BE REFERRED TO FPPC: 03/16/17

Your campaign statement is PAST DUE. If a statement is filed after any deadline imposed by this act, any person shall, in addition to any other penalties be liable in the amount of \$10 per day until it is received. Your statement must be received within ten days from the date of this written notice. A late filing penalty cannot be waived if the statement is filed after this date (Govt. Code § 91013). If it is not received within two weeks from the date of this notice you will be referred to the Fair Political Practices Enforcement Division. (GC § 81010(d)). Send your statement immediately to the Campaign Finance Section or call (562) 462-2339. (Please see reverse side.)

RAUL MURGA
21207 AVALON BOULEVARD #184
CARSON CA 90745

CS02

FIO



CAMPAIGN FINANCE DISCLOSURE SECTION CALL REPORT FOR NICOLE

DATE OF CALL: 3/9/2017 Outgoing Call
CUSTOMER NAME: Voicemail
CAND/COMM/MD NAME: Raul Murga
ELECTION ID: 0016-3
CONTROL NUMBER: 019076
CFD STAFF NAME: Nicole
TYPE OF CALL: Late Filer 1st Call- City Council

SUB-TYPE:

CALL DURATION: 0 MINUTE(S)

CALL SUMMARY: I left a message on Mr. Murga's voice mail regarding his past due statements. I informed him that we are already in the process of referring him to the FPPC for enforcement. I advised him to submit the statements ASAP to avoid additional penalties. I left our phone number and fax number.

ACTION/RESOLUTION:

DATE: 3/14/2017

PAGE17



CAMPAIGN FINANCE DISCLOSURE SECTION CALL REPORT FOR NICOLE

DATE OF CALL: 3/14/2017 Outgoing Call
CUSTOMER NAME: Voicemail
CAND/COMM/MD NAME: Raul Murga
ELECTION ID: 0016-3
CONTROL NUMBER: 019076
CFD STAFF NAME: Nicole
TYPE OF CALL: Late Filer 2nd Call- City Council
SUB-TYPE:
CALL DURATION: 1 MINUTE(S)
CALL SUMMARY: I left a message on Mr.Murga's voice mail regarding his past due statement. I informed him that we are already in the process of referring him to the FPPC for enforcement. I advised him to submit the statement ASAP to avoid additional penalties. I left our phone number and fax number.

ACTION/RESOLUTION:

Exhibit A-15

Email: FW: Murga for City Council 2016

Show Feed

Task Detail

[Edit](#) [Delete](#) [Create Follow-Up Task](#) [Create Follow-Up Event](#)

Task Information

| | | | |
|------------|--|-------------|-------------------------------|
| Subject | Email: FW: Murga for City Council 2016 | Assigned To | Hayley Porter |
| Related To | 2017-00245 | Due Date | 3/28/2017 |
| Name | | Priority | Normal |
| Status | Completed | | |

Task Comments

Comments **Additional To:** [REDACTED]

CC:

BCC:

Attachment: winmail.dat

Subject: FW: Murga for City Council 2016

Body:

From: Hayley Porter

Sent: Tuesday, March 28, 2017 9:29 AM

To: [REDACTED]

Subject: Murga for City Council 2016

Good Morning Mr. Murga,

I have recently been forwarded your Case from Amanda.

It appears that your committees, Murga 4 Pica Water District 2013 (ID# 1358708) and Murga for City Council 2016 (ID# 1390457) are still registered as open and active even though their respective elections have passed.

Are you planning on using either of these committees in the future? Or would you be open to terminating the committees?

Thank you,

[Description: Description: Description: Description: california_state_seal_jg.gif] Hayley Porter
 Enforcement Division
 CALIFORNIA Fair Political Practices Commission
 428 J Street, Suite 620 | Sacramento, CA 95814
 (916) 327-2020 | hporter@fppc.ca.gov <<mailto:hporter@fppc.ca.gov>>

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Files

Task

Email: RE: Missing Campaign Statements

Help for this Page

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Task Detail

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Task Information

| | | | |
|------------|--|-------------|-------------------------------|
| Subject | Email: RE: Missing Campaign Statements | Assigned To | Hayley Porter |
| Related To | 2017-00245 | Due Date | 1/24/2018 |
| Name | | Priority | Normal |
| Status | Completed | | |

Task Comments

Comments

Additional To: [REDACTED]
CC:
BCC:
Attachment: winmail.dat

Subject: RE: Missing Campaign Statements
Body:
Good afternoon Mr. Murga,

Your campaign statements still have not been filed for your committee, Murga 4 City Council 2016 (ID# 1390457).

If you do not want to terminate your committee or if you have questions about termination, please contact me by email or phone (916) 327-2020.

Thank you,

[Description: Description: Description: Description: california_state_seal_lg.gif]Hayley Porter
Enforcement Division
CALIFORNIA Fair Political Practices Commission
1102 Q Street, Suite 3000 | Sacramento, CA 95811
(916) 327-2020 | hporter@fppc.ca.gov <mailto:hporter@fppc.ca.gov>

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From: Hayley Porter
Sent: Thursday, December 14, 2017 10:54 AM
To: [REDACTED]
Subject: Missing Campaign Statements

Good morning,

Your committee, Murga 4 City Council 2016 (ID# 1390457), is still open and active with the Secretary of State's office. No filings have been filed since October 25, 2016. Your committee is required to file at least 2 campaign statements semiannually until the committee terminates.

To terminate your committee, you must file both Form 410 and Form 460 termination statements. A committee may terminate only if the committee does the following:

- * Ceased receiving contributions or making expenditures and does not anticipate receiving contributions or making expenditures in the future;
- * Have no remaining campaign funds;
- * Filed all required campaign statements, disclosing all reportable transactions, including the disposition of leftover funds; and
- * Eliminated all debts, or has no intention or ability to discharge debts.

Attached is a letter sent by the Enforcement Division demanding that the committee file termination statements by January 14, 2018.

If you do not want to terminate your committee or if you have questions about termination, please contact me by email or phone (916) 327-2020.

Thank you,

[Description: Description: Description: Description: california_state_seal_lg.gif]Hayley Porter
Enforcement Division
CALIFORNIA Fair Political Practices Commission
1102 Q Street, Suite 3000 | Sacramento, CA 95811
(916) 327-2020 | hporter@fppc.ca.gov <mailto:hporter@fppc.ca.gov>

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Dominika Wojenska

From: Ruth Yang
Sent: Tuesday, September 18, 2018 4:21 PM
To: [REDACTED]
Subject: FPPC Case No. 17/245, Murga 4 City Council 2016

Dear Mr. Murga:

As mentioned in the voicemail I left for you in September 18, 2018, your campaign committee Murga 4 City Council 2016 has not filed campaign statements since October 22, 2016. You are required to file campaign statements as long as your committee remains open.

You have an option to terminate your committee retroactively as long as your campaign bank account has held a \$0 balance since your stated termination date. The following should provide you with information on termination:

<http://www.fppc.ca.gov/content/dam/fppc/NS-Documents/TAD/Candidate%20Toolkit/Terminating-Your-Committee-01-18.pdf>

http://www.fppc.ca.gov/content/dam/fppc/NS-Documents/TAD/Campaign%20Manuals/Manual_1/Manual-1-Chapter-11-After-the-Election.pdf

Please file your delinquent campaign statements and/or terminate your committee, as I am preparing to initiate an administrative action against you and your committee.

If you have any questions about where to file or how to report information on the campaign statements, please feel free to use our Advice team. They can be reached by phone at 1-866-275-3772, option 2, and this line operates Monday through Thursday 9:00am-11:30am. They also take questions by email at advice@fppc.ca.gov.

Sincerely,
Ruth Yang

Ruth Yang



Commission Counsel
Enforcement Division
Fair Political Practices Commission
1102 Q Street, Suite 3000 | Sacramento, CA 95811
(916) 322-7771 | ryang@fppc.ca.gov

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Exhibit A-16



FAIR POLITICAL PRACTICES COMMISSION
1102 Q Street • Suite 3000 • Sacramento, CA 95811

September 24, 2019

Raul Murga
Murga for City Council 2016



1st NOTICE OF DEFAULT DECISION AND ORDER

Re: FPPC No. 17/245, In the Matter of Murga for City Council 2016 and Raul Murga

Dear Mr. Murga:

On September 6, 2019, you were served with an accusation in the above referenced matter by substitute service. Pursuant to the Administrative Procedure Act, you were required to file a notice of defense within 15 days after service of the accusation to request an administrative hearing. You did not file a notice of defense. **As a result, you have waived your right to an administrative hearing.**¹

The Fair Political Practices Commission (the "Commission") will proceed with a default, decision and order ("default") against you. The initial notice of this default will appear on the published agenda for the Commission's public meeting on October 18, 2019. This agenda will be public and you could be contacted by the media with questions. **The Commission will be asked to adopt the default at the subsequent public meeting on November 21, 2019 and impose an administrative penalty of \$16,000 against you.**

Following the issuance of the default, the Commission will obtain a judgment in superior court for the amount owed and then take action to collect the judgment. Please be advised that administrative penalties for violations of the Political Reform Act cannot be discharged in bankruptcy proceedings.

You may still resolve this matter informally by way of a stipulated settlement if an agreement can be reached prior to this matter appearing for consideration by the Commission.

///

¹ Government Code section 11505.

Please contact me at (916) 322-7771 or ryang@fppc.ca.gov if you wish to enter into a settlement to resolve this matter in its entirety.

Sincerely,

Ruth Yang

Ruth Yang
Commission Counsel
Enforcement Division

Exhibit A-17



FAIR POLITICAL PRACTICES COMMISSION
1102 Q Street • Suite 3000 • Sacramento, CA 95811

October 22, 2019

Raul Murga
Murga for City Council 2016



NOTICE OF INTENT TO ENTER DEFAULT DECISION AND ORDER

Re: FPPC No. 17/245, In the Matter of Murga for City Council 2016 and Raul Murga

Dear Mr. Murga:

Enclosed please find a copy of the Default Decision and Order, and accompanying Exhibit and attachments, for the above-referenced matter. The Fair Political Practices Commission (the "Commission") will consider these papers at its public meeting on **November 21, 2019**, and decide whether to impose an administrative penalty of \$16,000 against you.

You were previously served a Report in Support of a Finding of Probable Cause, commonly known as a Probable Cause Report, advising you of your right to request a probable cause conference or submit a written response to the Probable Cause Report. You requested a probable cause conference and failed to make an appearance. You did not submit a written response to the Probable Cause Report.

Following the issuance of the Report in Support of a Finding of Probable Cause, the Commission's Hearing Officer found probable cause that you committed nine violations of the Political Reform Act. Thereafter, the Commission's Chief of Enforcement issued an Accusation against you on these violations. The Accusation was personally served on you on September 6, 2019. Under the law, you have therefore received adequate notice of these proceedings and the action filed against you. Under the Administrative Procedure Act, you were required to file your Notices of Defense within 15 days after service of the Accusation. You failed to file the Notice of Defense forms. As such, your right to an administrative hearing on this matter has been forfeited, and you are in a default position.

You may, but you are not required to, provide a response brief, along with any supporting materials, no later than five calendar days before the Commission hearing at which the default is scheduled to be heard. Your response brief must be served on the Commission Assistant, at the above address.

Following the issuance of the default order and imposition of the administrative penalty, we will commence legal proceedings to collect this fine, which may include converting the Commission's order to a court judgment. Please be advised that administrative penalties for violations of the Political Reform Act cannot be discharged in bankruptcy proceedings.

This letter is your last opportunity to resolve this matter informally by way of a stipulated settlement, before the default proceedings are commenced. If we do not reach a resolution, the enclosed documents will be placed on the Commission's agenda for the November 21, 2019 meeting. Please contact me at (916) 322-7771 if you wish to enter into a negotiated settlement.

Sincerely,



Ruth Yang
Commission Counsel
Enforcement Division

Enclosures