



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

June 15, 2022

Friends of Reid Hillview Airport PAC
David Mackler, Treasurer
Via email: treasurer@caapso.org

Warning Letter Re: FPPC No. 2022-00324; Friends of Reid Hillview Airport PAC

Dear Friends of Reid Hillview Airport PAC & Mr. Mackler,

The Enforcement Division of the Fair Political Practices Commission enforces the provisions of the Political Reform Act (the "Act").¹ This letter is in response to a referral from the Santa Clara County Registrar of Voters that alleged you failed to file a semi-annual campaign statement for the committee: Friends of Reid Hillview Airport PAC (the "Committee").

The Enforcement Division has completed its review of the facts in this case. Specifically, we found that you and the Committee failed to file the semi-annual campaign statement for the reporting period of January 1, 2021² through December 31, 2021, by the January 31, 2022 deadline.

The Act requires committees to file semi-annual campaign statements each year no later than July 31 for the period ending June 30, and no later than January 31 for the period ending December 31. The obligation to file semi-annual campaign statements continues until the treasurer terminates the committee.

Your actions violated the Act because you and the Committee failed to timely file the semi-annual campaign statement for the period ending December 31, 2021 by the appropriate due date despite remaining an open committee. However, the Enforcement Division has decided to close this case with this warning letter rather than a fine because you and the Committee filed the missing statement immediately after being contacted by the Enforcement Division, this was the first

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 Practices 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.

² If a Committee has not previously filed a campaign statement, the period covered begins January 1 (Section 82046)

campaign statement due by the Committee, there was a low level of activity during the period, and neither you nor the Committee have a prior history of violating the Act.

This letter serves as a written warning. The information in this matter will be retained and may be considered should an enforcement action become necessary based on newly discovered information or future conduct. Failure to comply with the provisions of the Act in the future will result in monetary penalties of up to \$5,000 for each violation. Additionally please note that your filing officer, the Santa Clara County Registrar of Voters, may assess late filing penalties for any late-filed campaign statement(s).

A warning letter is an Enforcement Division case resolution without administrative prosecution or fine. However, the warning letter resolution does not provide you with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Commission. If you wish to avail yourself of these proceedings by requesting that your case proceed with prosecution rather than a warning, please notify us within ten (10) days from the date of this letter. Upon this notification, the Enforcement Division will rescind this warning letter and proceed with administrative prosecution of this case. If we do not receive such notification, this warning letter will be posted on the Commission's website ten (10) days from the date of this letter.

Please feel free to contact Ginny Lambing at glambing@fppc.ca.gov or 916-322-8064 with any questions you may have regarding this letter.

Sincerely,

Angela J. Brereton

Angela J. Brereton, Chief
Enforcement Division

AJB:gal

cc: Santa Clara County Clerk