



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

February 14, 2022

Kevin Landis
Wylie, McBride, Platten & Renner
o/b/o Drew Battaglia and Vacaville Firefighters Local 3501 PAC
Via email: klandis@wmpirlaw.com

Warning Letter Re: FPPC Case No. 2021-00012; Vacaville Firefighters Local 3501 PAC

Dear Mr. Landis,

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 an anonymous complaint we received suggesting your client (Vacaville Firefighters Local 3501 PAC and Drew Battaglia, Committee Treasurer) may have violated the Act's campaign reporting provisions. The Enforcement Division has completed its review of the facts in this matter, and determined that your client failed to properly disclose intermediary contributions on Schedule A of its campaign statements for calendar years 2017, 2018, 2019, and 2020.

The Act requires committees to disclose all contributions received and expenditures made during the period covered by the campaign statement. Specifically, Section 84211(d) states that a campaign statement must disclose all contributions of less than \$100 received during the period. Further, Section 84302 states that committees must report the name and address of any person who acts as an intermediary for a contributor.

Your client violated the Act because they failed to disclose the Vacaville Firefighters Local 3501 organization as an intermediary for contributions received into the committee by members. However, the Enforcement Division has elected to close this case with a warning letter because your client timely disclosed all other required information (e.g. the full amount of contributions received during the period), and your client filed amendments to its campaign statements immediately after Enforcement contact. Further, it does not appear that your client's failure to disclose intermediary information was intended to conceal the information or deceive the public. And lastly, your client does not have any prior violations of the Act.

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.

This letter serves as a written warning. The information in this matter will be retained and may be considered should an enforcement action become necessary based on newly discovered information or future conduct. Failure to comply with the provisions of the Act in the future will result in monetary penalties of up to \$5,000 for each violation.

A warning letter is an Enforcement Division case resolution without administrative prosecution or fine. The Commission has adopted Regulation 18360.1 to authorize the Enforcement Division to issue warning letters to conclude cases in specified circumstances. 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.

If you need forms or a manual, or guidance regarding your obligations, please call the Commission's Toll-Free Advice Line at 1-866-275-3772 or visit our website at www.fppc.ca.gov.

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

Sincerely,

Angela J. Brereton

Angela J. Brereton, Chief
Enforcement Division

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