



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

May 20, 2022

Robert Pullen-Miles
Robert Pullen-Miles for State Assembly 2022

Warning Letter: FPPC No. 2022-00391, Robert Pullen-Miles For State Assembly 2022. Pullen-Miles

Dear Committee and Mr. Pullen-Miles:

The Enforcement Division of the Fair Political Practices Commission (“FPPC”) enforces the provisions of the Political Reform Act (the “Act”).¹ This letter is in response to an anonymous complaint filed against you, which alleged that you violated the campaign disclosure and advertisement disclaimer provisions of the Act.

Under the Act, if a candidate-controlled committee sends a postcard-type mass mailing (over 200 substantially similar pieces of mail), each piece must include in no less than 6-point type in a color or print that contrasts with the background:

- Committee name and address
- The words for “Paid for by” in the same color and font as the committee name and address and immediately in front of or above the committee name and address²

Additionally, under the Act, social media pages published by a candidate-controlled committee must include the disclaimer “Ad paid for by” followed by the name of the committee in a contrasting color that is easily readable by the average viewer and in no less than 10-point font on the cover or header photo of the committee’s profile, landing page, or similar location.³

Your actions violated the Act because, while the subject mass mailing included the committee name, address, and the words “Paid for by,” the mailers failed to place the words “Paid for by” in front of or above the committee name and address. Additionally, the mailers failed to use the same font for the committee address and committee name. Your actions also violated the Act because you published Facebook, Twitter, and Instagram pages that did not include the words “Ad paid for by.” However, for the following reasons the Enforcement Division has decided to close this case with a warning letter rather than a fine: it was clear that the committee sent the subject mass mailing since the address and committee name information was legible; it was clear the committee produced the subject Facebook, Twitter, and Instagram pages; you made corrections to the disclaimers on your Facebook,

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 Section 84305.

³ Section 84504.3, subd. (h)(1).

Twitter, and Instagram pages soon after you were contacted by the Enforcement Division and well before the election; and you have no prior Enforcement history.

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 have any questions regarding this letter, please contact Amber Rodriguez at (916) 322-1198 or arodriguez@fppc.ca.gov.

Sincerely,

Angela J. Brereton

Angela J. Brereton, Chief
Enforcement Division

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