



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

June 16, 2022

Joseph Guardarrama
o/b/o Senator Steven Bradford
Via e-mail: jguard@kaufmanlegalgroup.com

Warning Letter Re: FPPC No. 2022-00248; Steven Bradford

Dear Mr. Guardarrama:

The Enforcement Division of the Fair Political Practices Commission enforces the provisions of the Political Reform Act (the "Act").¹ The Enforcement Division received two referrals from the Commission's Administration Division that alleged your client, Senator Steven Bradford, failed to timely file two behested payment reports (Form 803).

The Enforcement Division has completed its review of the facts in this case. Specifically, we found that in late August and early September 2021, two payments of \$5,000 or more were made to the California Legislative Black Caucus Policy Institute at Senator Bradford's behest. These payments triggered behested payment reporting obligations under the Act. Once a source reaches the \$5,000 disclosure threshold in a calendar year, all payments from that source, regardless of the amount, must be disclosed.

The Act provides that payments that are made principally for a legislative, governmental, or charitable purpose are neither contributions nor gifts to the elected official.² However, the payments made at the behest of an elected official must be reported by the official within 30 days following the date on which the payment or payments are made, if they equal or exceed \$5,000 in the aggregate, and are from the same source in the same calendar year.³

Your client's actions violated the Act because they failed to timely file two behested payment reports (Form 803) within 30 days of the date of the payments. However, mitigating factors exist such that the Enforcement Division has decided to close this case with this warning letter rather

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 Sections 82004.5 and 82015(c)(4).

³ Section 84224.

than issue a fine: the Form 803s were filed within 100 days of their due dates and prior to contact by the Enforcement Division, the violations resulted in minimal public harm, and your client has no prior Enforcement history for violating this section of 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.

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 your client with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Commission. If your client wishes to avail themselves of these proceedings by requesting that their 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: Erin Peth