



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

January 26, 2023

Tony Daysog
Daysog for Council 2022
Via email: tony_daysog@alum.berkeley.edu

Warning Letter Re: FPPC No. 22/755, Tony Daysog, Daysog For Council 2022

Dear Committee and Mr. Daysog:

The Enforcement Division of the Fair Political Practices Commission enforces the provisions of the Political Reform Act (the “Act”).¹ As you are aware, the Enforcement Division received a sworn complaint alleging that your committee failed to file 24-hour contribution reports. The Enforcement Division has completed its review and found that the Committee failed to timely file three 24-hour contribution reports.

The Act requires candidate-controlled committees that receive a contribution, including personal contributions, of \$1,000 or more from a single source within 90 days before the election to file a 24-hour report within 24 hours of receipt of the contribution.² Controlling candidates and committee treasurers are jointly and severally liable for violations by the committee.³

You violated the Act by failing to file three 24-hour contribution reports due on September 28, 2022, October 5, 2022, and October 18, 2022 for personal contributions received of \$1,000 or more. However, the Enforcement Division has decided to resolve these violations with a warning letter rather than a fine for the following reasons: the contributions that triggered a 24-hour contribution report were personal contributions from you to the committee; the \$3,000 personal contribution due 10/5/2022 was late-reported, since there was a report due that same day for a \$1,500 contribution; and the reports have since been filed before the election and immediately upon receipt of the complaint. Additionally, you have no prior history of the violating this section of the Act. Finally, we note that a separate violation regarding a late-filed 24-hour contribution report was resolved via a streamline settlement approved at the January 26, 2023 Commission meeting.

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 82036 and 84203.

³ Sections 83116.5 and 91006.

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 Amber Rodriguez at arodriguez@fppc.ca.gov or (916) 322-1198 with any questions you may have regarding this letter.

Sincerely,

Angela J. Brereton

Angela J. Brereton, Chief
Enforcement Division

AJB/ar