



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
1102 Q Street • Suite 3050 • Sacramento, CA 95811

August 3, 2023

Brian Palmer
P.O Box 65
Weed, CA 96094

Re: No Action Closure Letter FPPC No. 2018-00758; Brian Palmer

Dear Brian Palmer:

The Enforcement Division of the Fair Political Practices Commission (“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 you had a financial conflict of interest as a member of the Planning Commission when you voted on various matters involving the construction of a proposed Love’s Travel Stop in the City of Weed. As a member of the Weed Planning Commission, you were required to file statements of economic interest disclosing your business ownership (Black Butte Towing) and other income and interests, and as such, were subject to various financial conflict of interest regulations. Generally, Government Code Section 87100 states that “[N]o public official at any level of state or local government shall make, participate in making, or in any way attempt to use his official position to influence a governmental decision in which he knows or has reason to know he has a financial interest.”

However, after conducting our investigation and review of the case, we are closing this matter without further action as there is insufficient evidence of a violation. The Enforcement Division’s investigation found that there was not a reasonably foreseeable financial effect which would have created a conflict of interest based on your ownership of Black Butte Towing and voting on the proposed construction of the facility as a member of the Planning Commission. Additionally, there are sufficient intervening events which impacted the possible financial effect that could have resulted from your participation on this matter and your ownership of Black Butte Towing.

If you have any questions regarding this letter, please feel free to contact me at (916) 322-7771 or aberkjly@fppc.ca.gov.

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 18104 through 18998 of Title 2 of the California Code of Regulations, and all regulatory references are to this source.

Sincerely,

Artin Berjikly

Artin Berjikly
Senior Commission Counsel
Enforcement Division

cc: Andrew Fusso (sworn complainant)