



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

September 6, 2023

Jill Barto
Individually and O/B/O
Committee to Re-Elect Jill Barto 2018



Warning Letter Re: FPPC No. 2019-00608; Committee to Re-Elect Jill Barto 2018 and Jill Barto

Dear Committee and Jill Barto,

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 referral from the San Diego County Registrar of Voters alleging Committee to Re-Elect Jill Barto 2018 (“the Committee”) failed to timely file a pre-election campaign statement in connection with the November 6, 2018 General Election. The Enforcement Division has completed its review of the facts in this case. Specifically, we found the Committee failed to timely file a pre-election campaign statement and ten semiannual campaign statements.

The Act requires candidate-controlled committees to file two pre-election campaign statements at specified times prior to the election in which the candidate will be on the ballot, as well as semi-annual campaign statements each year no later than July 31 for the period ending June 30, and no later than January 31 for the period ending December 31.² The obligation to file semi-annual campaign statements continues until the candidate or treasurer terminates the committee.³

The Committee failed to timely file the pre-election campaign statement covering the period September 23, 2018 to October 20, 2018. In addition, the Committee failed to timely file ten semiannual campaign statements for the periods ending December 31, 2018 through June 30, 2022. However, you did timely file two 24-hour contribution reports, you are no longer in office and have no prior Enforcement history in the last five years. Based on the foregoing, and in accordance with the Enforcement Division Policy Directives formally adopted by the Commission on January

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.

² Sections 84200.5 and 84200.

³ Section 84214; Regulation 18404.

26, 2023, which requires the Enforcement Division to take all appropriate actions within their discretion to decrease the Division's annual carryover caseload, the Enforcement Division is closing this case with this warning letter.⁴ Discretion was used based upon mitigating or aggravating circumstances and the totality of the circumstances.⁵ This resolution may not be used as a comparable case for other enforcement matters.⁶

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 the 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 me at 916-322-5772 or mcorona@fppc.ca.gov with any questions you may have regarding this letter.

Sincerely,

Marissa Corona

Marissa Corona
Commission Counsel
Enforcement Division

Cc: Christine Thompson, Christine.Thompson2@sdcounty.ca.gov

⁴ <https://www.fppc.ca.gov/content/dam/fppc/NS/Documents/AgendaDocuments/General%20Items/2023/january/15.0-Enforcement-directives.pdf>

⁵ Regulations 18360.1 and 18360.3.

⁶ See Regulation 18361.5, subdivision (e)(3).