



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

September 28, 2023

Communities Against The 710 Freeway
Joanne Nuckols, Treasurer
Bill Graham, Principal Officer



Warning Letter Re: FPPC No. 2019-01060, Communities Against The 710 Freeway and Joanne Nuckols

Dear Communities Against The 710 Freeway, Joanne Nuckols and Bill Graham:

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 referrals from the Secretary of State’s Office alleging that the Communities Against The 710 Freeway (“the Committee”) failed to timely file certain semi-annual campaign statements. The Enforcement Division has completed its review of the facts in this case. Specifically, we found that the Committee failed to timely file nine semi-annual campaign statements.

The Act requires committees to file 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 treasurer terminates the committee. Committee treasurers are jointly and severally liable for violations by the committee.³

The Committee’s actions violated the Act because it failed to timely file semi-annual campaign statements for the periods ending December 31, 2018; June 30, 2019; December 31, 2019; June 30 2020; December 31, 2020; June 30, 2021; December 31, 2021; June 30, 2022; and December 31, 2022, by the applicable due dates. However, the Enforcement Division has decided to close this case with a warning letter because you filed all the required campaign statements with the California Secretary of State’s Office after being contacted by the

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 84200.

³ Sections 83116.5 and 91006.

Enforcement Division, the missing statements had no activity, the Committee has no prior history of violating the Act and the Committee is now terminated.

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.

Please feel free to contact me at 916-327-2016 or cfelkins@fppc.ca.gov with any questions you may have regarding this letter.

Sincerely,

Michael Chance Felkins

Chance Felkins, Commission Counsel
Enforcement Division

cc: Secretary of States Office nonfilerdesk@sos.ca.gov