



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

January 20, 2023

New San Diego
Gil Cabrera, Principal Officer
Via email: stephanie@pctreasury.com, gil@cabrerafirm.com

Warning Letter re: FPPC No. 2023-00056, New San Diego, Gil Cabrera

Dear Committee and Gil Cabrera:

The Enforcement Division of the Fair Political Practices Commission (“FPPC”) enforces the provisions of the Political Reform Act (the “Act”).¹ As you are aware, the Enforcement Division received an anonymous complaint alleging that you violated the campaign disclosure provisions of the Act.

The Enforcement Division has completed its review of the facts in this case. Specifically, we found that you failed to include “committee major funding from” with the names of the top contributors to the committee in a mass email that your committee sent in support of multiple candidates running in the June 7, 2022 Primary Election.

The Act requires advertisements paid for by general purpose committees to include the words, “committee major funding from” followed by the names of the top contributors to the committee paying for the advertisement.²

Your actions violated the Act because, while the subject email included the committee name and the words “Paid for by” preceding the committee name and the “Not authorized by” language, the email failed to include “committee major funding from” with the names of the top contributors to the committee. However, the Enforcement Division has decided to close this case with a warning letter rather than a fine. First, you do not have a violation of these advertisement disclosure provisions within the past five years. Second, the public harm is minimal because the disclaimers included in the mass email clearly identified the committee, the top contributors were properly disclosed on the committee’s campaign statements, and no other disclaimers were missing or incorrect. Therefore, the Enforcement Division has decided to close this case with a warning letter.

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.

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 84503.

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 have any questions regarding this letter, please contact Amber Rodriguez at arodriguez@fppc.ca.gov or (916) 322-1198.

Sincerely,

Angela J. Brereton

Angela J. Brereton, Chief
Enforcement Division

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