



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

February 13, 2023

David Whitehouse
[REDACTED]

Warning Letter Re: FPPC No. 2020-00422; David Whitehouse

Dear David Whitehouse:

The Enforcement Division of the Fair Political Practices Commission enforces the provisions of the Political Reform Act (the “Act”). This letter is in response to a Secretary of State referral against you and your lobbying firm, alleging that you failed to timely file lobbyist and lobbyist firm reports.

The Act requires lobbyists and lobbying firms to file quarterly reports.¹ However, any person who has filed a lobbyist certification or lobbying firm registration, but who is not and has not been, since filing the certification or lobbyist registration statement, a lobbying firm, or a lobbyist, may withdraw the certification as a lobbyist or the registration as a lobbying firm lobbyist by filing a notice of withdrawal (Form 607).²

The Enforcement Division found that you failed to timely file a lobbying notice of withdrawal (Form 607) prior to April 30, 2019.

But, for the following reasons, the Enforcement Division has decided to close this case with this warning letter rather than a fine: there was no evidence of lobbyist activity; you have no prior history with Enforcement; and the lack of activity was reported by another filer. Please note that while the Enforcement Division is closing this matter without a fine, your filing officer may assess late filing penalties.

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 Sections 86113 and 86114.

² Reg 18601, subd. (a).

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 Alex Rose at arose@fppc.ca.gov or 916- 327-6358 with any questions you may have regarding this letter.

Sincerely,

A handwritten signature in black ink that reads "Alex J. Rose". The signature is written in a cursive, flowing style.

Alex J. Rose, Commission Counsel
Enforcement Division