



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

June 12, 2023

Caleb J. Roope
430 E. State Street, Suite 100
Eagle, ID 83616
[REDACTED]

Warning Letter Re: FPPC No. 2019-01140; Caleb J. Roope

Dear Caleb Roope,

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 a Commission-initiated investigation which found that you failed to timely report a contribution despite qualifying as a major donor committee in 2018.

The Enforcement Division has completed its review of the facts in this case. Specifically, we found that you qualified as a major donor committee on January 30, 2018. Subsequently, you made a \$10,000 contribution to SoCal Responsible Growth PAC on August 1, 2018. We found that you failed to timely report the \$10,000 contribution on a major donor campaign statement (Form 461).

Under the Act, an individual or entity that makes contributions totaling \$10,000 or more in a calendar year qualifies as a major donor committee and incurs filing obligations.² If the \$10,000 threshold is met in the first six months of the calendar year, a major donor must file a Form 461 covering the period of January 1 through June 30 by July 31 of the calendar year.³ And if additional contributions are made after June 30, a major donor must file a Form 461 covering the period of July 1 through December 31 by January 31 of the following calendar year.⁴

Your actions violated the Act because you failed to timely report a \$10,000 contribution on a Form 461 by the January 31, 2019 deadline. However, mitigating evidence exists such that the Enforcement Division has decided to close this matter with this warning letter rather than issue a fine: the late-reported amount contributed was fairly low, the late-reported contribution represented a small percentage of overall activity, the late-reported contribution was disclosed by the employer, the late-reported contribution was timely disclosed by the recipient on a pre-

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 82013, subd. (c).

³ Section 84200, subd. (b).

⁴ *Id.*

election campaign statement (Form 460) resulting in minimal public harm, you promptly amended and reported the contribution shortly after receiving contact from the Enforcement Division, and you have no prior Enforcement history.

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 your client with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Commission. If your client wishes to avail himself of these proceedings by requesting that his 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 jrivera@fppc.ca.gov or 916-738-6411 with any questions you may have regarding this letter.

Sincerely,

Jonathan Rivera

Jonathan Rivera, Commission Counsel
Enforcement Division