



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
428 J Street • Suite 620 • Sacramento, CA 95814-2329

October 19, 2021

Xulio Soriano, Candidate
Lidia Soriano, Treasurer
o/b/o Xulio Soriano for NVC Trustee 2018
[REDACTED]

Warning Letter re: FPPC No. 2019-00794; Xulio Soriano for NVC Trustee 2018, Xulio Soriano, Lidia Soriano

Dear Xulio Soriano and Lidia Soriano:

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 filing officer referral against the committee Xulio Soriano for NVC Trustee 2018 (the "Committee"), Xulio Soriano, and Lidia Soriano, alleging that the Committee failed to timely file a pre-election campaign statement for the reporting period ending October 20, 2018. The Enforcement Division found that you and the Committee failed to timely file six semi-annual and one pre-election campaign statements.

The Act requires that a candidate controlled committee must file pre-election campaign statements prior to an election and two 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.

You and the Committee violated the Act by failing to timely file six semi-annual and one pre-election campaign statements. However, the Enforcement Division has decided to close this case with a warning letter because the failure to timely file the campaign statements was of minimal public harm. First, the total activity untimely reported on campaign statements was low. Second, the majority of the subject campaign statements were not in connection with an election. Third, neither you nor the Committee have any prior enforcement action history. Fourth, the candidate was unsuccessful. Finally, the Committee meets the requirements for administrative termination under Regulation 18404.2. 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.

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

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 18109 through 18997 of Title 2 of the California Code of Regulations.

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 need forms, 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) 327-6358 or arose@fppc.ca.gov with any questions you may have regarding this letter.

Sincerely,

Alex Rose

Alex Rose
Commission Counsel
Enforcement Division