



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

December 5, 2023

Carlos Alcala
Chicano Latino Movement of the California Democratic Party Committee



No Action Closure Letter re: FPPC No. 18/781; In the Matter of Carlos Alcala and the Chicano Latino Movement of the California Democratic Party Committee

Dear Carlos Alcala and Chicano Latino Movement of the California Democratic Party Committee:

The Enforcement Division of the Fair Political Practices Commission (“Commission”) enforces the provisions of the Political Reform Act¹(the “Act”). The Enforcement Division received a sworn complaint that you and the Chicano Latino Movement of the California Democratic Party Committee (the “Committee”) may have violated various provisions of the Act relating to campaign reporting as discussed below. Those allegations were investigated, and the matter is being closed without further action because the allegations have either been disproven and/or there are no violations that are within the statute of limitations. Mitigating factors, when applicable, have also been included.

Specifically, you and the Committee were alleged to have violated the following provisions of the Act: failure to timely file an amended statement of organization (Form 410) to indicate an accurate date of qualification², failure to identify as the correct committee type (general purpose committee)³, failure to timely file semi-annual campaign statements (Form 460) for the periods of July 1, 2017 through December 31, 2017 and January 1, 2018 through June 30, 2018⁴, and a failure to identify the full and complete address of a major contributor on a campaign filing⁵.

The Act requires a Form 410 to be filed accurately, which includes the date of qualification (and an amendment to update any information be made within 10 days), to timely file all campaign statements, including Form 460’s, to identify the accurate committee type on all campaign filings, and to include the full and complete address of any major contributor on campaign filings.

With respect to the failure to timely file an amended Form 410 to indicate an accurate date of qualification, you and the Committee violated this provision. However, this violation is outside the applicable statute of limitations. Also, you and the Committee did file a proper amendment, albeit late. With respect to the failure to identify as the correct committee type, the Committee

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 18104 through 18998 of Title 2 of the California Code of Regulations, and all regulatory references are to this source.

² Section 84101 and 84103.

³ Section 84211.

⁴ Section 84200 *et seq.*

⁵ Section 84211.

properly identified itself as a general-purpose committee, so the allegation was disproven, and there is no violation. With respect to the failure to timely file semi-annual campaign statements for the period of July 1, 2017, through December 31, 2017, and for the period of January 1, 2018, through June 30, 2018, you and the Committee violated this provision. However, this violation is outside the applicable statute of limitations. Also, you and the Committee filed both campaign statements before the complaint was made to the Commission and paid late filing fees to the Secretary of State. Additionally, all other semi-annual campaign statements due were timely filed. Finally, with respect to the failure to identify the full street address of a major contributor, you and the Committee violated this provision. However, this violation is outside the applicable statute of limitations. Also, partially identifying address information was provided in your campaign filings to help identify the donor.

For these reasons, this complaint is being closed without further action. If you have any questions regarding this letter, please contact me at 279-237-3760 or aberjikly@fppc.ca.gov.

Sincerely,



Artin Berjikly
Senior Commission Counsel
Enforcement Division