



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

January 3, 2024

City of Menifee

c/o Thai Viet Phan, Rutan & Tucker, LLP
[REDACTED]

No Action Closure Letter re: FPPC No. 2020-00792; City of Menifee

Dear Thai Viet Phan:

Please be advised that the Enforcement Division of the Fair Political Practices Commission (“FPPC”) is hereby withdrawing the No Action Closure Letter issued to you on December 29, 2023 and is instead closing the matter with this No Action Closure Letter.

The Enforcement Division of the FPPC enforces the provisions of the Political Reform Act (the “Act”).¹ This letter is in response to two sworn complaints alleging the City of Menifee produced advertisements without disclosure at public expense that unambiguously urged opposition to Measure M, a ballot measure initiative to repeal the 1% sales tax authorized by Measure DD. After conducting our review of the case, we are closing this matter because there is insufficient evidence to support a finding that the City of Menifee violated the Act.

Our review determined that the communications at issue here did not meet the threshold of unambiguously urging a particular result in an election as they appear to be a fair presentation of facts serving only an informational purpose. For these reasons, we are closing this case without further action.

Should you have any questions regarding this letter, please contact me at (279) 237-5910 or [jrinhart@fppc.ca.gov](mailto:jrinehart@fppc.ca.gov).

Sincerely,

Jenna Rinehart

Jenna C. Rinehart,
Commission Counsel
Enforcement Division

cc: *Donald Slater* [REDACTED]
John Smelser [REDACTED]

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.