



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

December 13, 2023

Kameron Holzendorf, Candidate
Grep Robertson, Treasurer
Kampaining With Kam Holzendorf for City Council 2020



Warning Letter Re: FPPC No. 2021-00989, Kampaining with Kam Holzendorf for City Council 2020, Kameron Holzendorf, Greg Robertson

Dear Committee, Kameron Holzendorf, and Greg Robertson,

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 referral from your filing officer, the City of Fairfield alleging Kampaining with Kam Holzendorf for City Council 2020 (“the Committee”) failed to timely file a pre-election campaign statement. The Enforcement Division has completed its review of the facts in this case. Specifically, we found that the Committee failed to timely file a pre-election campaign statement, and two semiannual campaign statements, and failed to accurately report all contributions and expenditures on two pre-election campaign statements.

The Act requires candidate-controlled committees to file two pre-election campaign statements at specified times prior to the election in which the candidate will be on the ballot, as well as 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 31.² The obligation to file semi-annual campaign statements continues until the candidate or treasurer terminates the committee.³

In addition, a central purpose of the Act is to ensure voters are fully informed and improper practices are inhibited by requiring candidates and committees to disclose all contributions

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 Sections 84200.5 and 84200.

³ Section 84214; Regulation 18404.

received and expenditures made throughout a campaign on timely filed campaign statements and reports.⁴ The following information about a person who makes, in the aggregate, contributions of \$100 or more must be disclosed: (1) full name; (2) street address; (3) occupation; (4) employer, or if self-employed, the name of the contributor's business; (5) the date and amount of each contribution received from the contributor during the reporting period; and (6) the cumulative amount of contributions received from the contributor.⁵ For expenditures of \$100 or more, the committee must disclose (1) the full name of each person to whom an expenditure is made; (2) the person's street address; (3) the amount of the expenditure; and (4) a brief description of the expenditure.⁶ An expenditure also includes payments made by an agent or independent contractor, commonly referred to as "subvendor payments," of \$500 or more.⁷

Your actions violated the Act because the Committee failed to timely file the first pre-election campaign statement covering the period of August 2, 2022 to September 19, 2020 by the due date, and failed to timely file the semiannual campaign statements covering the period of October 18, 2020 to December 31, 2020 and January 1, 2021 to June 30, 2021 by their respective due dates. In addition, the Committee failed to timely report all contributions and expenditures on the pre-election campaign statements covering the period of August 2, 2020 through September 24, 2020 and September 25, 2020 through October 17, 2020. Finally, the Committee also failed to report the full name and/or address of five contributors on the pre-election campaign statement covering the period of September 25, 20220 through October 17, 2020. However, there are mitigating circumstances in this case. The first pre-election statement was filed prior to the election, the Committee appears to have raised and spent a low amount, you were unsuccessful, are inexperienced with the requirements of the Act and have no prior Enforcement History. Based on the foregoing, and in accordance with the Enforcement Division Policy Directives formally adopted by the Commission on January 26, 2023, which requires the Enforcement Division to take all appropriate actions within their discretion to decrease the Division's annual carryover caseload, the Enforcement Division is closing this case with this warning letter.⁸ Discretion was used based upon mitigating or aggravating circumstances and the totality of the circumstances.⁹ This resolution may not be used as a comparable case for other enforcement matters.¹⁰

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. Although the Enforcement Division

⁴ See sections 84200 through 84225.

⁵ Section 84211, subd. (f).

⁶ Section 84211, subd. (k).

⁷ Sections 84211, subd. (k)(6), and 84303, subd. (a).

⁸ <https://www.fppc.ca.gov/content/dam/fppc/NS-Documents/AgendaDocuments/General%20Items/2023/january/15.0-Enforcement-directives.pdf>

⁹ Regulations 18360.1 and 18360.3.

¹⁰ See Regulation 18361.5, subdivision (e)(3).

is closing this case without seeking a penalty, the Committee is still required to file the missing statements and pay any late filing fees assessed by the filing officer. Please contact the Committee's filing officer, the City of Fairfield, for further information about required filings. Any future non-filings may result in monetary penalties and this warning letter may be considered in any future enforcement actions.

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.

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 279-237-5932 or MCorona@fppc.ca.gov with any questions you may have regarding this letter.

Sincerely,

Marissa Corona

Marissa Corona
Commission Counsel
Enforcement Division