



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

October 30, 2023

Robert McCoy
[REDACTED]

Warning Letter: FPPC No. 2021-00191; Robert McCoy

Dear Robert McCoy:

The Enforcement Division of the Fair Political Practices Commission (“Commission”) enforces the provisions of the Political Reform Act (the “Act”).¹ This letter is in response to a sworn complaint regarding failing to disclose real property and a source of income on your Statements of Economic Interests (“SEI”) while you were a member of the Thousand Oaks City Council. While the Enforcement Division found the real property was not required to be disclosed, the Enforcement Division found violations of SEI disclosure provisions by failing to timely disclose a source of income on your 2018 Annual SEI, 2019 Annual SEI and Leaving Office SEI.

Section 87200 of the Act requires certain public officials to disclose reportable interests. Every person enumerated within Section 87200 must file an SEI within 30 days of assuming office, annually thereafter at the time specified by Commission regulations, and within 30 days of leaving office. Public officials are required to disclose investments, interests in real property and income during the period covered by the SEI.²

Your actions violated the Act by failing to properly disclose your source of income as a Pastor with Godspeak Calvary Chapel. However, you are no longer in office, your position as a Pastor was largely known to the public and you have not had a prior violation of this section of the Act. 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.³ Discretion was used based upon mitigating or aggravating circumstances and the totality of the circumstances.⁴ This resolution may not be used as a comparable case for other enforcement matters.⁵

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 87203.

³ <https://www.fppc.ca.gov/content/dam/fppc/NSDocuments/AgendaDocuments/General%20Items/2023/january/15.0-Enforcement-directives.pdf>

⁴ Regulations 18360.1 and 18360.3.

⁵ See Regulation 18361.5, subd. (e)(3).

Although the Enforcement Division is closing this case without seeking a penalty, you are still required to file amendments reporting your source of income on your 2018 Annual SEI, 2019 Annual SEI and Leaving Office SEI with your filing officer. Any future SEI non-disclosure may result in monetary penalties and this warning letter may be considered in any future enforcement actions.

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 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 have any questions regarding this letter, please contact me at (916) 324-8787 or Bcastillo@fppc.ca.gov.

Sincerely,

Bridgette Castillo

Bridgette Castillo, Senior Commission Counsel
Enforcement Division

cc: *Thomas Busse*