



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

February 23, 2024

[REDACTED]
Elizabeth Tucker, individually and
O/B/O Tucker for Judge 2024

[REDACTED]
Jason Schneider, individually and
O/B/O Tucker for Judge 2024

Warning Letter: FPPC No. 2024-00198; Tucker for Judge 2024, Elizabeth Tucker and Jason Schneider

Dear Tucker for Judge 2024, Elizabeth Tucker and Jason Schneider:

The Enforcement Division of the Fair Political Practices Commission (“FPPC”) enforces the provisions of the Political Reform Act (the “Act”).¹ This letter is in response to an anonymous complaint regarding Tucker for Judge 2024 (“Committee”) failing to timely file the pre-election campaign statement for the period January 1, 2024, through January 20, 2024. The Enforcement Division has completed its review of the facts in this case. Specifically, we found that you failed to timely file the pre-election campaign statement for the period January 1, 2024, through January 20, 2024 (Form 460) and failed to timely file five 24-Hour Contribution Reports (Form 497).

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 semiannual 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. Controlling candidates and committee treasurers are jointly and severally liable for violations by the committee.³

The Act also requires candidate-controlled committees that receive a contribution(s) totaling \$1,000 or more from a single source within 90 days before the election, or on the date of the election, to file a 24-Hour Contribution Report (Form 497) within 24 hours of receiving the contribution.⁴

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 Sections 83116.5 and 91006.

⁴ Sections 82306 and 84203.

Your actions violated the Act by failing to timely file the pre-election campaign statement for the period January 1, 2024, through January 20, 2024 and failing to timely file five 24-Hour Contribution Reports within 24 hours of receiving contributions totaling \$1,000 or more during the late reporting period. However, for the following reasons, the Enforcement Division has decided to close this case with this warning letter rather than a penalty: you filed all campaign statements soon after you were contacted by the Enforcement Division; the missing statements were filed prior to the election; and you have no prior history of violating the Act. Please note that while the Enforcement Division is closing this matter without a fine, your filing officer may assess late filing penalties.

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 (279) 237-3764 or Bcastillo@fppc.ca.gov.

Sincerely,

Bridgette Castillo

Bridgette Castillo, Senior Commission Counsel
Enforcement Division