



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

June 14, 2024

Jenny Kassan for Fremont City Council District 3 2022
Jenny Kassan and Vinnie Bacon
Via email: jkassan@fremont.gov and jenny@jennykassan.com

Warning Letter Re: FPPC No. 2022-00808, Jenny Kassan for Fremont City Council District 3 2022, Jenny Kassan, and Vinnie Bacon

Dear Respondents:

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 sworn complaint alleging that the committee, Jenny Kassan for Fremont City Council District 3 2022 (the “Committee”), had committed multiple violations of the Act. The Enforcement Division has completed its review of the facts in this case. Specifically, we found that the Committee failed to timely file two semi-annual campaign statements as well as include the address and zip code for several contributors.

The Act requires candidate-controlled committees to file 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. Candidates and committee treasurers are jointly and severally liable for violations by the committee.³ When a committee receives contributions (including loans) totaling \$100 or more from a person, the Act requires committees to report on the appropriate campaign statement the contributor’s full name; street address; occupation; the name of their employer, or if self-employed, the name of the business; the date and amount received; and the cumulative amount of contributions.⁴

Your actions violated the Act because the Committee failed to timely file the semi-annual campaign statement for the periods ending June 30, 2023 and December 31, 2023 by the applicable deadlines. Additionally, the address and zip code of several contributors were

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 Section 84211, subd. (f).

missing.⁵ However, there are certain mitigating factors present in this case: the violations at issue here caused minimal public harm, the activity was unrelated to the 2022 election, the committee has since terminated, and there was little activity to report.

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.

Please feel free to contact me at 279-237-5913 or jrivera@fppc.ca.gov with any questions you may have regarding this letter.

Sincerely,

Jonathan Rivera

Jonathan Rivera, Commission Counsel
Enforcement Division

cc: Lisa Stambaugh lisa@collectivediscovery.com

⁵ On June 13, 2024, the Committee's Streamline stipulation was approved for one count of failing to timely fail a late contribution. The remaining violations are being resolved with this warning letter.