



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

November 15, 2024

Lorraine Bordegaray

Via email: [REDACTED]

Re: Warning Letter; FPPC No. 2021-00267; Lorraine Bordegaray

Dear Lorraine Bordegaray:

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 a non-sworn complaint regarding a GoFundMe fundraiser that you created to support the recall effort of members of the San Ramon Valley Unified School District ("District").

The Enforcement Division has completed its review of the facts of this case. Specifically, we found that you formed a recipient committee when soliciting contributions of \$2,520 to support a recall of District Board Members but failed to file a Statement of Organization ("Form 410") or any semi-annual campaign statements ("Form 460"), as required.

Under the Act, a committee includes any person or combination of persons who directly or indirectly raise contributions totaling \$2,000 or more in a calendar year.² The Act requires a Form 410 to be filed to form a committee and to timely file all Form 460s, disclosing contributions received and expenditures made.³

You violated the Act by failing to file a Form 410 after qualifying as a committee and failing to file a Form 460, disclosing the financial activity of the committee. However, the Enforcement Division has decided to close this matter with a warning letter rather than a fine for the following reasons: the amount of financial activity was low; once contacted by the Enforcement Division, you returned all contributions received; and you have no prior history of 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

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.

² Section 82013 subd. (a).

³ Sections 84101 and 84200.

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 bcastillo@fppc.ca.gov with any questions you may have regarding this letter.

Sincerely,

Bridgette Castillo

Bridgette Castillo
Senior Commission Counsel
Enforcement Division