



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

September 18, 2024

Dale Nowicki, [REDACTED]

Warning Letter Re: FPPC No. 2023-00256, Dale Nowicki

Dear Dale Nowicki:

The Enforcement Division of the Fair Political Practices Commission enforces the provisions of the Political Reform Act (the “Act”).¹ This letter is sent in response to a complaint received from the California State Bar alleging you failed to timely file your Leaving Office Statement of Economic Interests (“SEI”) and report income and business position with the Law Offices of Dale Nowicki on your Assuming Office SEI as a State Bar Office of Chief Trial Counsel Attorney.

The Act requires that within 30 days of assuming and leaving office, every person must file an assuming and leaving office SEI disclosing the person’s investments, interests in real property, and income during the period since the previous statement was filed.²

Upon review, the Enforcement Division determined that you left your position sometime in October 2021, but never filed a Leaving Office SEI within 30 days. Furthermore, the Enforcement Division confirmed that you failed to report income and business position with the Law of Offices of Dale Nowicki on your Assuming Office SEI. However, mitigating circumstances exist here: there were no conflict of interests, you resigned from your position, and you have no prior Enforcement history.

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

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 87302 and 87204.

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 279-237-3752 or arose@fppc.ca.gov with any questions you may have regarding this letter.

Sincerely,

Alex J Rose

Alex J. Rose
Senior Commission Counsel,
Enforcement Division