



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

February 11, 2025

Zachary Avelar



Warning Letter Re: FPPC No. 2023-00595; Zachary Avelar

Dear Zachary Avelar:

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 an anonymous complaint alleging that you failed to timely file campaign statements in connection with the November 8, 2022 General Election in violation of the Act's campaign filing provisions. The Enforcement Division has completed its review of the facts in this case. Specifically, we found that you failed to timely file your Candidate Campaign Statement Short Form (Form 470) by the specified deadline.

The Act allows a candidate who does not have an open committee and does not plan to raise or spend \$2,000 or more in connection with the applicable election to file a Form 470 (Campaign Statement - Short Form) covering the entire calendar year by the first pre-election campaign statement deadline.²

You violated the Act because you failed to file your Form 470 by September 29, 2022, the deadline to file the first pre-election campaign statement. However, we are closing this matter with this warning letter because you have no prior history of violating this section of the Act, you have a low level of experience with the Act, and you were an unsuccessful candidate in the election. Although the Enforcement Division is closing this case without seeking a penalty, you are still required to file the outstanding Form 470. Your filing officer, the San Joaquin County Registrar of Voters, may assess late filing penalties.

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 84206 and 84200.8; Regulation 18406.

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 contact me at 279-237-3754 or jevans@fppc.ca.gov with any questions you may have regarding this letter.

Sincerely,

Jaleena Evans

Jaleena Evans, Attorney
Enforcement Division