



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

March 6, 2025

Donald S. Simon
o/b/o Panama Bartholomy
Via email: dsimon@stratagemcounsel.com

Warning Letter re: FPPC No. 2024-00937; Panama Bartholomy

Dear Donald Simon,

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 sworn complaint alleging that Panama Bartholomy failed to timely file their Annual Statements of Economic Interests (“SEIs”). The Enforcement Division found that as a result of their position as a Member of the Climate Action Commission for the City of Petaluma, the Act required your client to periodically file a SEI and that they failed to timely file their Assuming Office SEI, 2022 Annual SEI, and Leaving Office SEI.

Section 87300 of the Act requires every state and local agency to develop a Conflict of Interest Code. This Code requires individuals who participate in making decisions which may foreseeably have a material financial effect on any financial interest belonging to that person to disclose all reportable interests on SEIs.² Individuals required to file SEIs must file within 30 days of assuming office, annually thereafter at the time specified by the Code, and within 30 days of leaving office.³

Your client’s actions violated the Act by failing to file their Assuming Office SEI, 2022 Annual SEI, and their Leaving Office SEI by the specified deadlines due the same calendar year. But since Panama Bartholomy is no longer in this position and has no prior Enforcement history, the Enforcement Division has decided to close their case with this warning letter rather than a fine.

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.

Although the Enforcement Division is closing this case without seeking a penalty, your client is still required to file all outstanding SEIs and pay any late filing fees assessed by their filing officer. Please contact their filing officer, Caitlin Corley at cityclerk@cityofpetaluma.org, for further information about their required filings. Any future non-filings may result in monetary penalties and this warning letter may be considered in any future enforcement actions.

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 Section 87302, subd. (b).

³ *Ibid.*

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 your client with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Commission. If your client wishes to avail themselves of these proceedings by requesting that their 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 Franceska Gonzalez at fgonzalez@fppc.ca.gov or (279) 237-5993.

Sincerely,

Franceska Gonzalez

Franceska Gonzalez, Intake Attorney
Enforcement Division

FG

cc: Adina Flores