



As we discussed, this section has been examined by the FPPC and a policy determination has been made regarding attorneys who have filing and reporting obligations under the Act and who render advice concerning application of the Act. (See the Eckis Advice Letter, No. I-91-537, enclosed.) I realize that this interpretation does not directly address your question, but the policy consideration focuses on whether the conduct is grossly negligent.

4. Lastly, we discussed whether your request is the appropriate subject for an opinion under Regulation 18320. I explained to you that your questions can be handled at the staff level. However, if you desire to pursue a Commission opinion, your request will be forwarded to our Executive Director, who makes the determination as to whether a request is granted or denied.

I hope this summary has addressed your concerns. Please let me know how you would like to proceed at this point.

Sincerely,

Scott Hallabrin  
Acting General Counsel

*Jill Stecher*  
By: Jill Stecher *Jewell S. Almy*  
Counsel, Legal Division

SH:JS:aa

Enclosure