



California Fair Political Practices Commission

September 8, 1994

Hadi Monsef
P.O. Box 1353
Alameda, CA 94501

Re: Your Request for Informal Assistance
Our File No. I-94-278

Dear Ms. Monsef:

You have requested informal assistance under the conflict-of-interest provisions of the Political Reform Act (the "Act").

You have asked if it is permissible for Mr. Richard Armstrong, who is an employee of the Bay Area Rapid Transit District ("BART"), to run for the BART board of directors.

Unfortunately, we are unable to respond to your question. The Fair Political Practices Commission can only give advice to a public official whose duties are in question under the Act, or his or her authorized representative. (Section 83114(b).) We cannot give third party advice. Since you are seeking advice on the conduct of another individual and it does not appear that you have been authorized to seek advice on his behalf, we are unable to respond to your question.

Enclosed, however, is a copy of an advice letter rendered to a public official who posed a similar question. Perhaps this can provide you with some guidance.

If you have any questions, please feel free to contact the Commission's Legal Division at (916) 322-5901.

Sincerely,

Steven G. Churchwell
General Counsel

Jeanette Turvill

By: Jeanette E. Turvill
Political Reform Consultant
Legal Division

SGC/JET/jt
Enclosure