FAIR POLITICAL PRACTICES COMMISSION
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April 26, 2012

Ronald S. Calderon
Ronald Calderon for Senate 2010 (1292883)

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Revised Warning Letter Re: FPPC Case No. 120095; Ronald Calderon

Dear Senator Calderon:

The Fair Political Practices Commission (the "FPPC") enforces the provisions of the Political Reform Act (the "Act"),[1] found in Government Code section 81000, et seq. This letter is in response to an audit report referred to us by the Franchise Tax Board. The audit covered the period January 1, 2006 through December 31, 2010. A copy of the audit report is enclosed for your information.

The audit found that the committee failed to file two pre-election statements in 2008. That year was a non-election year for Senator Calderon, but the committee made contributions in each of the two pre-election periods. Section 84200.5 of the Act requires an elected state officer who makes a contribution to any committee during a pre-election period, as defined in Sections 84200.7 and 84200.8, to file a pre-election statement for the period.

Failure to file the statements was a violation of the Act. The dollar amount of the contributions made was small, however, and both were timely reported by the recipient committees. Additionally, the committee did file all other required campaign statements. Therefore we have decided to close this case with a warning letter.

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.

[1] The Political Reform Act is contained in Government Code Sections 81000 through 91014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code of Regulations. All regulatory references are to Title 2, Division 6 of the California Code of Regulations, unless otherwise indicated.

A warning letter is an FPPC case resolution without administrative prosecution or fine. 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 FPPC. 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 FPPC 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 FPPC's website ten (10) days from the date of this letter.

Please feel free to contact Program Specialist William Marland with any questions you may have regarding this letter.

Sincerely,

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Gary S. Winuk
Chief, Enforcement Division

Enclosure