

1 GALENA WEST
Chief of Enforcement
2 ANGELA BRERETON
Assistant Chief Counsel
3 **FAIR POLITICAL PRACTICES COMMISSION**
1102 Q Street, Suite 3000
4 Sacramento, CA 95811
Telephone: (916) 322-5771
5 abreron@fppc.ca.gov

6 Attorneys for Complainant
Enforcement Division of the Fair Political Practices Commission
7

8 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION

9 STATE OF CALIFORNIA
10

11 In the Matter of:

12
13 JENNIFER ALLSUP,

14
15 Respondent.
16

FPPC Case No. 16/20047

DEFAULT DECISION AND ORDER

(Government Code Section 11506 and 11520)

17 Complainant, the Enforcement Division of the Fair Political Practices Commission, hereby
18 submits this Default Decision and Order for consideration by the Fair Political Practices Commission at
19 its next regularly scheduled meeting.

20 Pursuant to the California Administrative Procedure Act,¹ Jennifer Allsup (“Allsup”) has been
21 served with all of the documents necessary to conduct an administrative hearing regarding the above
22 captioned matter, including the following:

- 23 1. An Order Finding Probable Cause;
- 24 2. An Accusation;
- 25 3. A Notice of Defense (Two Copies per Respondent);
- 26 4. A Statement to Respondent; and,
- 27 5. Copies of Sections 11506, 11507.5, 11507.6 and 11507.7 of the Government Code.

28 ¹ The California Administrative Procedure Act, which governs administrative adjudications, is contained in sections 11370 through 11529 of the Government Code.

1 Government Code section 11506 provides that failure of a respondent to file a Notice of Defense
2 within fifteen days after being served with an Accusation shall constitute a waiver of respondent's right to
3 a hearing on the merits of the Accusation. The Statement to Respondent, served on Allsup, explicitly stated
4 that a Notice of Defense must be filed within fifteen days of being served with an Accusation in order to
5 request a hearing. Allsup was granted an extension to file a Notice of Defense an extra fifteen days, but
6 she failed to file a Notice of Defense by the extended deadline. Government Code section 11520 provides
7 that, if the respondent fails to file a Notice of Defense, the Commission may take action, by way of a
8 default, based upon the respondent's express admissions or upon other evidence, and that affidavits may
9 be used as evidence without any notice to the respondent.

10 Allsup violated the Political Reform Act as described in Exhibit 1, which is attached hereto and
11 incorporated by reference as though fully set forth herein. Exhibit 1 is a true and accurate summary of the
12 law and evidence in this matter. This Default Decision and Order is submitted to the Commission to obtain
13 a final disposition of this matter.

14
15
16 Dated: 23Sept2020



17 _____
Galena West, Chief of Enforcement
Fair Political Practices Commission

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

The Commission issues this Default Decision and Order and imposes an administrative penalty of \$12,000 upon Jennifer Allsup, payable to the “General Fund of the State of California.”

IT IS SO ORDERED, effective upon execution below by the Chair of the Fair Political Practices Commission at Sacramento, California.

Dated: _____

Richard C. Miadich, Chair
Fair Political Practices Commission

EXHIBIT 1

INTRODUCTION

Respondent Jennifer Allsup (“Allsup”) formerly served as a Commissioner for the Modesto Entertainment Commission between March 2009 and May 5, 2016.

The Political Reform Act (the “Act”)¹ requires designated officials who make or influence governmental decisions to file an Annual Statement of Economic Interests (“SEI”). This matter arose out of a non-filer referral sent to the Fair Political Practices Commission’s (the “Commission”) Enforcement Division by the filing officer for Allsup’s failure to file a 2014 Annual SEI, 2015 Annual SEI, and Leaving Office SEI.

As a Modesto Entertainment Commissioner, Allsup had a duty to file the 2014 Annual SEI by April 1, 2015, the 2015 Annual SEI by April 1, 2016, and a Leaving Office SEI by June 4, 2016. Allsup failed to timely file a 2014 Annual SEI, a 2015 Annual SEI and a Leaving Office SEI.

DEFAULT PROCEEDINGS UNDER THE ADMINISTRATIVE PROCEDURE ACT

When the Commission determines that there is probable cause for believing that the Act has been violated, it may hold a hearing to determine if a violation has occurred.² Notice of the hearing, and the hearing itself, must be conducted in accordance with the Administrative Procedure Act (the “APA”).³ A hearing to determine whether the Act has been violated is initiated by the filing of an accusation, which shall be a concise written statement of the charges, specifying the statutes and rules which the respondent is alleged to have violated.⁴

Included among the rights afforded a respondent under the APA, is the right to file the Notice of Defense with the Commission within 15 days after service of the accusation, by which the respondent may (1) request a hearing; (2) object to the accusation on the ground it does not state acts or omission upon which the agency may proceed; (3) object to the form of the accusation on the ground that it is so indefinite or certain that the respondent cannot identify the transaction or prepare a defense; (4) admit the accusation in whole or in part; (5) present new matter by way of a defense; or (6) object to the accusation on the ground that, under the circumstances, compliance with a Commission regulation would result in a material violation of another department’s regulation affecting substantive rights.⁵

¹ The Act is contained in Government Code Section 81000 through 91014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission (“Commission”) are contained in Sections 18110 through 18997 of Titles 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.

² Section 83116.

³ The California Administrative Procedure Act, which governs administrative adjudications, is continued in Sections 11370 through 11529 of the Government Code; Section 83116.

⁴ Section 11503.

⁵ Section 11506, subdivision. (a)(1)-(6).

The APA provides that a respondent's failure to file a Notice of Defense within 15 days after service of an accusation constitutes a waiver of the respondent's right to a hearing.⁶ Moreover, when a respondent fails to file a Notice of Defense, the Commission may take action based on the respondent's express admissions or upon other evidence and affidavits may be used as evidence without any notice to the respondent.⁷

PROCEDURE REQUIREMENTS AND HISTORY

A. Initiation of the Administrative Action

The service of the probable cause hearing notice, as required by Section 83115.5, upon the person alleged to have violated starts the administrative action.⁸

A finding of probable cause may not be made by the Commission unless the person alleged to have violated the Act is 1) notified of the violation by service of process or registered mail with return of receipt requested; 2) provided with a summary of the evidence; and 3) informed of his or her right to be present in person and represented by counsel at any proceeding of the Commission held for the purpose of considering whether probable cause exists for believing the person violated the Act.⁹ Additionally, the required notice to the alleged violator shall be deemed made on the date of service, the date the registered mail receipt is signed, or if the registered mail receipt is not signed, the date returned by the post office.¹⁰

No administrative action pursuant to Chapter 3 of the Act alleging a violation of any of the provisions of Act may be commenced more than five years after the date on which the violation occurred.¹¹

Documents supporting the procedural history are included in the attached Certification of Records ("Certification") filed herewith at Exhibit 1, A-1 through A-9, and incorporated herein by reference.

In accordance with Section 83115.5 and 91000.5, the Enforcement Division initiated the administrative action against Allsup in this matter by serving her on November 9, 2019 with a Report in Support of a Finding of Probable Cause (the "Report") (Certification, Exhibit A-1) by certified mail, return receipt requested.¹² (Certification, Exhibit A-2.) The administrative action commenced on November 9, 2019, and the five-year statute of limitations was effectively tolled on this date.

As required by Section 83115.5, the packet served on Allsup contained a cover letter and a memorandum describing probable cause proceedings, advising that Allsup had 21 days in which

⁶ Section 11506, subdivision. (c).

⁷ Section 11503, subdivision. (a).

⁸ Section 91000.5, subdivision. (a).

⁹ Section 83115.5.

¹⁰ Section 83115.5.

¹¹ Section 91000.5.

¹² Section 83115.5.

to request a probable cause conference and/or to file a written response to the Report. (Certification, Exhibit A-3.) Allsup neither requested a probable cause conference nor submitted a written response to the Report.

B. Ex Parte Request for a Finding of Probable Cause

Because Allsup failed to request a probable cause conference or submit a written response to the Report by the statutory deadline, the Enforcement Division submitted an Ex Parte Request for a Finding of Probable Cause and an Order that an Accusation Be Prepared and Served to the Hearing Officer of the Commission on December 11, 2019. (Certification, Exhibit A-4.)

On December 11, 2019, Hearing Officer John M. Feser, Jr., Senior Commission Counsel, Legal Division issued a Finding of Probable Cause and an Order to Prepare and Serve and Accusation on Allsup. (Certification, Exhibit A-5.)

C. The Issuance and Service of the Accusation

Under the Act, if the Hearing Officer makes a finding of probable cause, the Enforcement Division must prepare an accusation pursuant to Section 11503 of the APA, and have it served on the persons who are the subject of the probable cause finding.¹³

Section 11503 states:

A hearing to determine whether a right, authority, license, or privilege should be revoked, suspended, limited, or conditioned shall be initiated by filing an accusation or District Statement of Reduction in Force. The accusation or District Statement of Reduction in Force shall be a written statement of charges that shall set forth in ordinary and concise language the acts or omissions with which the respondent is charged, to the end that the respondent will be able to prepare his or her defense. It shall specify the statutes and rules that the respondent is alleged to have violated, but shall not consist merely of charges phrased in the language of those statutes and rules. The accusation or District Statement of Reduction in Force shall be verified unless made by a public officer acting in his or her official capacity or by an employee of the agency before which the proceeding is to be held. The verification may be on information and belief.

Upon the filing of the accusation, the agency must 1) serve a copy thereof on the respondent as provided in Section 11505, subdivision (c); 2) include a post card or other form entitled Notice of Defense that, when signed by or on behalf of the respondent and returned to the agency, will acknowledge service of the accusation and constitute a notice of defense under Section 11506; 3) include (i) a statement that respondent may request a hearing by filing a notice of defense as provided in Section 11506 within 15 days after service upon the respondent of the accusation, and that failure to do so will constitute a waiver of the respondent's right to a hearing, and (ii) copies

¹³ Regulation 18361.4, subdivision. (e).

of Sections 11507.5, 11507.6, and 11507.7.¹⁴ The APA also sets forth the language required in the accompanying statement to the respondent.¹⁵

The Accusation and accompanying information may be sent to the respondent by any means selected by the agency, but no order adversely affecting the rights of the respondent may be made by the agency in any case unless the respondent has been served personally or by registered mail as set forth in the APA.¹⁶

On January 23, 2020, the Commission's Chief of Enforcement, Galena West, issued an Accusation against Allsup in this matter. (Certification, Exhibit A-6.) In accordance with Section 11505, the Accusation and accompanying information, consisting of a Statement to Respondent, two copies of a Notice of Defense Form, copies of Government Code Sections 11506, 11507.5, 11507.6 and 11507.7 were served on Allsup by personal service on January 28, 2020. (Certification, Exhibit A-8.)

Along with the Accusation, the Enforcement Division served Allsup with a "Statement to Respondent," which notified her that she could request a hearing on the merits and warned that, unless a Notice of Defense was filed within 15 days of service of the Accusation, she would be deemed to have waived the right to a hearing. (Certification, Exhibit A-7.) Allsup did not file a Notice of Defense within the statutory time period, which was due to end on February 12, 2020. On February 6, 2020, the Enforcement Division granted Allsup an extension to file her Notice of Defense to February 27, 2020. (Certification, Exhibit A-9.) Allsup did not file a Notice of Defense by the extended due date. (Certification, Exhibit A-9.)

As a result, on August 17, 2020, the Enforcement Division sent a letter to Allsup advising that this matter would be submitted for a Default Decision and Order at the Commission's public meeting scheduled for October 15, 2020. (Certification, Exhibit A-14.)

On September 21, 2020, the Enforcement Division sent another letter to Allsup advising that this matter would be submitted for a Default Decision and Order at the Commission's public meeting scheduled for October 15, 2020. (Certification, Exhibit A-15.) A copy of the Default Decision and Order, and this accompanying Exhibit 1 with attachments, was included with the letter.

SUMMARY OF THE LAW

The Act and its regulations are amended from time to time. The violations in this case occurred in 2015 and 2016. For this reason, all legal references and discussions of law pertain to the Act's provisions as they existed at that time.

An express purpose of the Act is to ensure that the assets and income of public officials that may be materially affected by their official actions be disclosed, so that conflicts of interests

¹⁴ Section 11505, subdivision. (a).

¹⁵ Section 11505, subdivision. (b).

¹⁶ Section 11505, subdivision. (c).

may be avoided.¹⁷ In furtherance of this purpose, the Act requires every state and local agency to adopt and promulgate a conflict of interest code, and any violation of such a code is deemed a violation of the Act.¹⁸

An agency's conflict of interest code must specifically designate the positions within the agency that are required to file SEIs that disclose reportable investments, business positions, interests in real property, and sources of income.¹⁹ The persons who are to be designated in an agency's conflict of interest code are the officers, employees, members, and consultants of the agency whose position with the agency entails making, or participating in making, governmental decisions that may foreseeably have a material effect on one or more of the person's economic interests.²⁰ An agency's conflict of interest code must require designated positions to annually file an SEI and to file a Leaving Office SEI within 30 days of leaving office.²¹

The Modesto Entertainment Commission conflict of interest code designated that all Commission Members are required to disclose all business positions, all investments, interests in real property, income, loans or gifts from individuals or businesses – Schedules A, B, C, D, E and F – from all sources located in or doing business within the jurisdiction. Designated positions are required to file an annual statement by April 1 of the following year and to file leaving office SEIs within 30 days of leaving office.²²

SUMMARY OF THE EVIDENCE

Allsup formerly served as a Commissioner for the Modesto Entertainment Commission from March 2009 until May 5, 2016. The Modesto Entertainment Commission conflict of interest code designates all Commission Members as having a SEI filing obligation. (Certification, Exhibit A-11.) Therefore, under this code, Allsup had a duty to file an Annual SEI by April 1 of each year, and a Leaving Office SEI within 30 days of leaving office.

Allsup was appointed in 2009 and filed previous SEIs including her Assuming Office, 2009 Annual, 2010 Annual, 2011 Annual, 2012 Annual, and 2013 Annual. (Certification, Exhibit A-10.)

According to the Modesto City Clerk's Office, Allsup failed to timely file the 2014 Annual, 2015 Annual, and Leaving Office SEIs. (Certification, Exhibit A-12.) Before referring the case to the Enforcement Division, the Modesto City Clerk's Office contacted Allsup at least three times via U.S. mail on June 9, 2016, September 19, 2016, and October 17, 2016, regarding her duty to file her 2015 Annual SEI and/or her Leaving Office SEI. (Certification, Exhibit A-12.) After receiving no response, the Modesto City Clerk's Office referred the matter to the Enforcement Division on November 2, 2016. (Certification, Exhibit A-12.)

¹⁷ Section 81002, subdivision. (c).

¹⁸ Section 87300.

¹⁹ Section 87302, subdivision. (a) and (b).

²⁰ Section 82019, subdivision. (a) and 87302.

²¹ Section 87302, subdivision. (b).

²² Conflict of Interest Code of the Modesto Entertainment Commission, as incorporated by reference, Regulation 18730 (b)(5)(C)-(D).

On July 10, 2020, the Modesto City Clerk's Office confirmed that Allsup has not filed her 2014 Annual, 2015 Annual, and Leaving Office SEIs, and these filings remain outstanding. (Certification, Exhibit A-13.)

Summary of Contact

Overall, Allsup was contacted at least 19 times by the Enforcement Division regarding her duty to file a 2014 Annual, 2015 Annual, and Leaving Office SEIs, in addition to the attempts by the Filing Officer as described above. The contacts are as follows:

- Emailed Allsup on March 20, 2018
- Emailed Allsup on April 2, 2018
- Emailed Allsup on April 5, 2018
- Attempted phone call, no answer, left a phone message on April 5, 2018
- Emailed Allsup on April 6, 2018
- Emailed Allsup on April 10, 2018
- Emailed Allsup a link to 2014 Form 700 on April 17, 2018
- Emailed Allsup a deadline reminder for SEIs on April 24, 2018
- Called Allsup on April 24, 2018
- Emailed Allsup a deadline reminder for SEIs on May 15, 2018
- Emailed Allsup on August 8, 2018
- Emailed Allsup on September 11, 2019
- Emailed Allsup on November 6, 2019
- A PC Report was sent on November 7, 2019 and served on November 9, 2019 via certified mail. An email regarding the PC Report was sent on November 18, 2019.
- An Ex Parte Request for a Finding of Probable Cause and an Order that an Accusation be Prepared and Served was mailed on December 11, 2019
- An Accusation was personally served on January 28, 2020
- An email regarding an extension to file notice of defense was sent on February 6, 2020
- Called Allsup on February 6, 2020, followed up by email
- An email regarding an extension to file notice of defense was sent on March 4, 2020
- Letter mailed and emailed to Allsup on August 17, 2020 informing her that a Default Decision and Order would appear on the agenda for the September 17, 2020 Commission meeting as a notice item
- Letter mailed and emailed to Allsup on September 21, 2020 regarding Notice of Intent to Enter Default Decision and Order informing her the Default Decision and Order would be presented at the October 15, 2020 meeting for Commission action

///

VIOLATIONS

Allsup committed three violations of the Act, as follows:

COUNT 1

Failure to Timely File a 2014 Annual SEI by April 1, 2015

Allsup had a duty to file a 2014 Annual SEI by April 1, 2015. By failing to timely file this statement, Allsup violated Government Code section 87300.

COUNT 2

Failure to Timely File a 2015 Annual SEI by April 1, 2016

Allsup had a duty to file a 2015 Annual SEI by April 1, 2016. By failing to timely file this statement, Allsup violated Government Code section 87300.

COUNT 3

Failure to Timely File a Leaving Office SEI by June 4, 2016

Allsup had a duty to file a Leaving Office SEI by June 4, 2016. By failing to timely file this statement, Allsup violated Government Code section 87300.

CONCLUSION

This matter consists of three counts of violating the Act, which carries a maximum administrative penalty of \$15,000.²³

In determining the appropriate penalty for a particular violation of the Act, the Commission considers the facts of the case, the public harm involved, and the purposes of the Act. Also, the Commission considers factors such as: (a) the seriousness of the violation; (b) the presence or absence of any intention to conceal, deceive, or mislead; (c) whether the violation was deliberate negligent or inadvertent; (d) whether the violation was isolated or part of a pattern; (e) whether corrective amendments voluntarily were filed to provide full disclosure, and (f) whether the violator has a prior record of violations.²⁴

Here, failure to file annual and leaving office SEIs deprives the public of important information about a public official's economic interests which could lead to potential conflicts of interests regarding decisions they make in his/her official capacity. Allsup has failed to file the missing SEIs, despite repeated outreach attempts. Allsup was an experienced public official who should have been aware of her duties under the Act to timely file her SEIs and disclose all of her

²³ Section 83116, subdivision. (c).

²⁴ Regulation 18361.5, subdivision. (d).

reportable economic interests on each of her SEIs. Allsup failed to timely file three SEIs in a row – after timely filing five consecutive annual SEIs – demonstrating that she was aware of her filing obligations. Allsup’s violations deprived the public of important and timely information regarding her economic interests, including her interest in her husband’s income which derived from business entities that were regulated by or had business before the MEC.²⁵ Allsup has not filed these SEIs to date. Allsup does not have a prior record of violations.

The Enforcement Division also takes into consideration previous cases that were approved by the Commission in determining penalties. In this matter. The following case was used as a guideline:

- *In the Matter of Lola Skelton*, FPPC No. 16/19779. (Commission approved a default decision on February 15, 2018.) The Respondent, a Trustee on the Hughes-Elizabeth Lakes Union School District Board of Trustees, failed to file the 2015 Annual SEI and 2016 Annual SEI despite being contacted 12 times by phone and writing regarding her duty to file SEIs. Despite being in office at the time of the default decision, she failed to file the outstanding SEIs. In addition, the respondent had a prior history of noncompliance and paid a fine in a prior case. The commission imposed a penalty of \$5,000 per count, \$10,000 in total for these violations.

This case is similar to the present matter as Allsup is well aware of her obligation to file SEIs but has failed to file despite multiple requests for compliance from both the filing officer and the Enforcement Division. This case is distinguishable because Allsup is no longer in office and does not have a prior history of noncompliance. Therefore, a lesser default penalty amount is recommended.

PROPOSED PENALTY

After considering the factors of Regulation 18361.5 and the penalties imposed in prior cases, a penalty of \$4,000 per count, for a total penalty of \$12,000, is recommended.

²⁵ Mike Allsup, Allsup’s husband, owned several companies doing business within the city of Modesto, including DAM SWEET Productions, a music booking and event business (his businesses are listed on his LinkedIn Profile: <https://www.linkedin.com/in/mike-allsup-6aa44358/>). The MEC webpage says that it “is responsible for overseeing the entertainment permit process, including ... processing of special event requests within the City of Modesto.” <https://www.modestogov.com/1147/Entertainment-Commission>. Mike and Jennifer Allsup each identify the other as his/her spouse: <https://www.facebook.com/DAMROCKS;> https://www.facebook.com/jenniferallsup?eid=ARB1nAV--P22Muv-GhkxNqIWj0-hOMJoeV3VoiZ7_gwYYkYM0xAB175zOIWoaE2mubkgHBbIs37L4nIV&timeline_context_item_type=intro_card_relationship&timeline_context_item_source=1036724032



**DECLARATION OF CUSTODIAN OF RECORDS
CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION
Enforcement Division**

CERTIFICATION OF RECORDS

The undersigned declares and certifies as follows:

1. I am employed as an Associate Governmental Program Analyst by the California Fair Political Practices Commission (Commission). My business address is: California Fair Political Practices Commission, 1102 Q Street, Ste 3000, Sacramento, CA 95811.
2. I am a duly authorized custodian of the records maintained by the Commission in the Enforcement Division. As such, I am authorized to certify copies of those records as being true and correct copies of the original business records which are in the custody of the Commission.
3. I have reviewed documents maintained in *FPPC Case No. 16/20047; Jennifer Allsup*, and have caused copies to be made of documents contained therein. I certify that the copies attached hereto are true and correct copies of the documents prepared in the normal course of business and which are contained in files maintained by the Commission. The attached documents are as follows:

EXHIBIT A-1: Report in Support of a Finding of Probable Cause, dated November 7, 2019.

EXHIBIT A-2: Proof of Service for the Report in Support of a Finding of Probable Cause and applicable statutes and regulations, dated November 7, 2019, and USPS certified mail receipts for certified mail delivered to the Respondent on November 9, 2019.

EXHIBIT A-3: Cover letter to the Respondent regarding the Report in Support of a Finding of Probable Cause, memorandum describing Probable Cause Proceedings, and applicable statutes and regulations, dated November 7, 2019.

EXHIBIT A-4: Ex Parte Request for a Finding of Probable Cause and an Order that an Accusation be Prepared and Served, dated December 11, 2019.

EXHIBIT A-5: Finding of Probable Cause and Order to Prepare and Serve an Accusation, dated December 11, 2019, and Proof of Service, dated December 12, 2019.

EXHIBIT A-6: Accusation, dated January 23, 2020.

EXHIBIT A-7: Statement to the Respondent, Notices of Defense, applicable statutes, and Proof of Service for Accusation and accompanying documents, dated January 23, 2020.

- EXHIBIT A-8: Proof of Service on January 28, 2020 for Accusation and accompanying documents from process server, dated January 29, 2020.
- EXHIBIT A-9: Emails to Jennifer Allsup regarding Extension to File Notice of Defense, dated February 6, 2020 and March 4, 2020.
- EXHIBIT A-10: Jennifer Allsup's Statement of Economic Interests: Assuming Office, 2009 Annual, 2010 Annual, 2011 Annual, 2012 Annual, and 2013 Annual.
- EXHIBIT A-11: Conflict of Interest Code for the Modesto Entertainment Commission.
- EXHIBIT A-12: Letters from Modesto City Clerk, dated October 29, 2009 (regarding Assuming Office SEI) and June 9, 2016, September 19, 2016, and October 17, 2016 (regarding late-filed Annual and Leaving Office SEIs). Emails between Assistant City Clerk and FPPC from November 2, 2016, April 18, 2018, and November 6, 2019.
- EXHIBIT A-13: Confirmation from the Modesto City Clerk that Allsup has not filed her 2014 Annual, 2015 Annual, and Leaving Office SEIs, dated July 10, 2020.
- EXHIBIT A-14: Notice of Intent to Enter into Default Decision and Order, dated August 17, 2020.
- EXHIBIT A-15: Notice of Intent to Enter into Default Decision and Order, dated September 21, 2020.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on September 24, 2020, at Sacramento, California.



Dominika Wojenska
Associate Governmental Program Analyst
Enforcement Division
Fair Political Practices Commission

Exhibit A-1

1 GALENA WEST
Chief of Enforcement
2 ANGELA J. BRERETON
Assistant Chief Counsel
3 **FAIR POLITICAL PRACTICES COMMISSION**
1102 Q Street, Suite 3000
4 Sacramento, CA 95811
Telephone: (916) 322.5771
5 Email: abrereton@fppc.ca.gov

6 Attorney for Complainant
Enforcement Division of the Fair Political Practices Commission
7

8 **BEFORE THE FAIR POLITICAL PRACTICES COMMISSION**

9 **STATE OF CALIFORNIA**

10
11 In the Matter of) FPPC No. 16/20047
12)
13 JENNIFER ALLSUP,) **REPORT IN SUPPORT OF A FINDING OF**
14) **PROBABLE CAUSE**
15) Conference Date: TBA
16) Conference Time: TBA
17) Conference Location: Commission Offices
Respondent.) 1102 Q Street, Suite 3000
Sacramento, CA 95811

18 **INTRODUCTION**

19 Respondent Jennifer Allsup (“Allsup”) served as a Commissioner for the Modesto Entertainment
20 Commission (the “MEC”) since March 2009. She left her position on May 5, 2016. The Political Reform
21 Act (the “Act”)¹ requires all designated officials to periodically file Statements of Economic Interests
22 (“SEI”) disclosing all relevant economic interests. Allsup, a designated official, failed to timely file a
23 2014 Annual SEI by April 1, 2015, a 2015 Annual SEI by April 1, 2016, and a Leaving Office SEI by
24 June 4, 2016.

25
26 ¹ The Political Reform Act is contained in Government Code §§ 81000 through 91014, and all statutory references are
to this code. The regulations of the Fair Political Practice Commission are contained in §§ 18110 through 18997 of Title 2 of
the California Code of Regulations, and all regulatory references are to this source.

1 **SUMMARY OF THE LAW**

2 All legal references and discussions of law pertain to the Act’s provisions as they existed in 2014
3 through 2016.

4 Jurisdiction

5 The Fair Political Practices Commission (the “Commission”) has administrative jurisdiction to
6 enforce the provisions of the Act.²

7 Probable Cause Proceedings

8 Prior to the Enforcement Division commencing an administrative action, the General Counsel of
9 the Commission or his designee (the “hearing officer”), must make a finding that there is probable cause
10 to believe the respondent has violated the Act.³ After a finding of probable cause, the Commission may
11 hold a noticed hearing in accordance with the Administrative Procedure Act⁴ to determine whether
12 violations occurred, and levy an administrative penalty of up to \$5,000 for each violation.⁵

13 Standard for Finding Probable Cause

14 To make a finding of probable cause, the hearing officer must be presented with sufficient
15 evidence to lead a person of ordinary caution and prudence to believe, or entertain a strong suspicion,
16 that a respondent committed or caused a violation.⁶

17 Need for Liberal Construction and Vigorous Enforcement of the Political Reform Act

18 When enacting the Political Reform Act, the people of the state of California found and declared
19 that previous laws regulating political practices suffered from inadequate enforcement by state and local
20 authorities.⁷ To that end, the Act must be liberally construed to achieve its purposes.⁸

21
22
23
24 ² Section 83116.

25 ³ Section 83115.5 and Regulations 18361 and 18361.4.

26 ⁴ Section 11500, et seq.

27 ⁵ Section 83116 and Regulation 18361.4, subd. (e).

28 ⁶ Section 18361.4, subd. (e).

⁷ Section 81001, subd. (h).

⁸ Section 81003.

1 One central purpose of the Act is to increase transparency and decrease conflicts of interest in the
2 actions of public officials by requiring disclosure of their financial interests.⁹ Another is to provide
3 adequate enforcement mechanisms so that the Act will be “vigorously enforced.”¹⁰

4 Conflict of Interest Codes

5 The Act requires every state and local agency to develop a Conflict of Interest Code.¹¹ These
6 codes must designate those officials who participate in making decisions which may foreseeably have a
7 material financial effect on any financial interest belonging to that official and require those designated
8 officials to disclose all reportable interests on SEIs.¹² The requirements of an agency’s Conflict of Interest
9 Code have the force of law, and any violation of those requirements is deemed a violation of the Act.¹³

10 Conflict of Interest Code for the Modesto Entertainment Commission

11 The conflict of interest code designated that all Committee Members are required to disclose all
12 business positions, all investments, interests in real property, income, loans or gifts from individuals or
13 businesses – Schedules A, B, C, D, E and F – from all sources located in or doing business within the
14 jurisdiction. Designated positions are required to file an annual statement by April 1 of the following year
15 and to file leaving office SEIs within 30 days of leaving office.¹⁴

16 **SUMMARY OF THE EVIDENCE**

17 Allsup served as a Commissioner for the MEC from March 2009 until May 5, 2016. She was
18 appointed in 2009 and filed previous SEIs including her Assuming Office, 2009 Annual, 2010 Annual,
19 2011 Annual, 2012 Annual, and her 2013 Annual. Allsup failed to file her 2014 Annual SEI, 2015 Annual
20 SEI, and a Leaving Office SEI.

21
22
23
24 ⁹ Section 81002, subdivision. (c)

25 ¹⁰ Section 81002, subdivision. (f).

26 ¹¹ Section 87300.

27 ¹² Section 87302, subdivision. (a).

28 ¹³ Section 87300.

¹⁴ Conflict of Interest Code of the Entertainment Commission of the City of Modesto, as incorporated by reference,
Regulation 18730 (b)(5)(C).

1 The Modesto City Clerk contacted Allsup at least three times via U.S. mail regarding her SEI.
2 After Allsup did not file the required SEI, the Modesto City Clerk referred the matter to the Enforcement
3 Division.

4 The Enforcement Division contacted Allsup via U.S. Mail, email, and phone at least fifteen times
5 between March 20, 2018 and August 3, 2018 regarding the required SEIs.

6 To date, Allsup has failed to file her SEIs for 2014, 2015 and a Leaving Office SEI.

7 **VIOLATION**

8 Count 1: Failure to Timely File a 2014 Annual SEI

9 Allsup failed to timely file a 2014 Annual SEI by April 1, 2015, in violation of Section 87300.

10 Count 2: Failure to Timely File a 2015 Annual SEI

11 Allsup failed to timely file a 2015 Annual SEI by April 1, 2016, in violation of Section 87300.

12 Count 3: Failure to Timely File a Leaving Office SEI

13 Allsup failed to timely file a Leaving Office SEI by June 4, 2016, in violation of Section 87300.

14 **EXCULPATORY OR MITIGATING INFORMATION**

15 Allsup previously timely filed SEIs for 2009 through 2013, demonstrating that she was aware of
16 her filing obligations. Allsup does not have a prior enforcement history.

17 **OTHER RELEVANT INFORMATION**

18 Allsup was an experienced public official who should have been aware of her duties under the
19 Act to timely file her SEIs and disclose all of her reportable economic interests on each of her SEIs.
20 Allsup failed to timely file three SEIs in a row. Allsup's violations deprived the public of important and
21 timely information regarding her economic interests, including her interest in her husband's income
22 which derived from business entities that were regulated by or had business before the MEC. Allsup has
23 not filed these SEIs to date.

1 **CONCLUSION**

2 Probable cause exists to believe that Allsup violated the Act as detailed above. The Enforcement
3 Division respectfully requests an order finding probable cause pursuant to Section 83115.5 and
4 Regulation 18361.4.

5
6 Dated: 11-7-2019

7
8 Respectfully Submitted,

9 **FAIR POLITICAL PRACTICES COMMISSION**
10 Galena West
11 Enforcement Chief


12 
13 By: Angela J. Brereton
14 Assistant Chief Counsel
15 Enforcement Division

Exhibit A-2

PROOF OF SERVICE

At the time of service, I was over 18 years of age and not a party to this action. My business address is Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, CA 95811. On November 7, 2019, I served the following document(s):

1. Letter dated November 7, 2019, from Angela J. Brereton;
2. FPPC No. 16/20047 Report in Support of a Finding of Probable Cause;
3. Probable Cause Fact Sheet
4. Selected Sections of the California Government Code regarding Probable Cause Proceedings for the Fair Political Practices Commission; and
5. Selected Regulations of the Fair Political Practices Commission regarding Probable Cause Proceedings

By Personal Delivery. I personally delivered the document(s) listed above to the person(s) at the address(es) as shown on the service list below.

By United States Postal Service. I enclosed the document(s) in a sealed envelope or package addressed to the person(s) at the addresses listed below and placed the envelope or package for collection and mailing by certified mail, return receipt requested, following my company's ordinary business practices. I am readily familiar with this business' practice for collection and processing correspondence for mailing with the United States Postal Service. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail in Sacramento County, California.

SERVICE LIST

Certified Mail, Return Receipt
Requested

Jennifer Allsup
[REDACTED]
Modesto, CA [REDACTED]

Certified Mail, Return Receipt
Requested

Jennifer Allsup
[REDACTED]
Modesto, CA [REDACTED]

Certified Mail, Return Receipt
Requested

Jennifer Allsup
c/o Ralston's Goat Spirits and Fare
1001 10th Street
Modesto, CA 95354

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on November 7, 2019.



Cheng Saetern

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Jennifer Allsup
 [Redacted]
 Modesto, CA [Redacted]



9590 9402 4740 8344 7634 35

2. Article Number (Transfer from service label)
 7018 2290 0001 9166 4367

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X [Signature] Agent
 Addressee

B. Received by (Printed Name) R. Lyons Date of Delivery 11-9-14

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input checked="" type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input checked="" type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |

7018 2290 0001 9166 4367



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

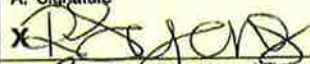

Certified Mail Fee \$	Postmark Here
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy) \$	
<input type="checkbox"/> Return Receipt (electronic) \$	
<input type="checkbox"/> Certified Mail Restricted Delivery \$	
<input type="checkbox"/> Adult Signature Required \$	
<input type="checkbox"/> Adult Signature Restricted Delivery \$	
Postage \$	
Total Postage and Fees \$	
Sent To Jennifer Allsup	
Street [Redacted]	
City, State, ZIP+4® Modesto, CA [Redacted]	

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature 	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
1. Article Addressed to: Jennifer Allsup c/o Ralston's Goat Spirits and Fare 1001 10th Street Modesto, CA 95354  9590 9402 4740 8344 7634 59	B. Received by (Printed Name) C. Date of Delivery	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No
2. Article Number (Transfer from service label) 018 2290 0001 9166 4374	3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery	
PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt		

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at www.usps.com ™. OFFICIAL USE	
Certified Mail Fee \$ _____ Extra Services & Fees (check box, add fee as appropriate) <input type="checkbox"/> Return Receipt (hardcopy) \$ _____ <input type="checkbox"/> Return Receipt (electronic) \$ _____ <input type="checkbox"/> Certified Mail Restricted Delivery \$ _____ <input type="checkbox"/> Adult Signature Required \$ _____ <input type="checkbox"/> Adult Signature Restricted Delivery \$ _____ Postage \$ _____ Total Postage and Fees \$ _____	Postmark Here
Sent To Jennifer Allsup Street and Apt. No., or PO Box No. 1001 10th Street City, State, ZIP+4® Modesto, CT 95354	
PS Form 3800, April 2015 PSN 7530 02-000-9047 See Reverse for Instructions	

7018 2290 0001 9166 4374

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																
<ul style="list-style-type: none"> ■ Complete Items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature  <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) K. Jones</p> <p>C. Date of Delivery 4-19</p>																
<p>1. Article Addressed to: Jennifer Allsup [Redacted] Modesto, CA [Redacted]</p>  <p>9590 9402 4740 8344 7634 28</p>	<p>D. Is delivery address different from Item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input checked="" type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®																
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™																
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery																
<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise																
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™																
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery																
<input type="checkbox"/> Insured Mail																	
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)																	
<p>2. Article Number (Transfer from service label) 018 2290 0001 9166 4350</p>																	
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt</p>																	

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at www.usps.com ™.	
OFFICIAL USE	
Certified Mail Fee \$ _____	
Extra Services & Fees (check box, add fee as appropriate) <input type="checkbox"/> Return Receipt (hardcopy) \$ _____ <input type="checkbox"/> Return Receipt (electronic) \$ _____ <input type="checkbox"/> Certified Mail Restricted Delivery \$ _____ <input type="checkbox"/> Adult Signature Required \$ _____ <input type="checkbox"/> Adult Signature Restricted Delivery \$ _____	Postmark Here
Postage \$ _____	
Total Postage and Fees \$ _____	
Sent To <u>Jennifer Allsup</u> [Redacted] City, State, ZIP+4® <u>Modesto, CA</u>	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

018 2290 0001 9166 4350

Exhibit A-3



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
1102 Q Street • Suite 3000 • Sacramento, CA 95811

November 7, 2019

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Jennifer Allsup
Former Modesto Entertainment Commissioner

██████████
Modesto, CA ██████████

Jennifer Allsup
Former Modesto Entertainment Commissioner

██████████
Modesto, CA ██████████

Jennifer Allsup
Former Modesto Entertainment Commissioner
c/o Ralston's Goat Spirits and Fare
1001 10th Street
Modesto, CA 95354

In the Matter of Jennifer Allsup; FPPC No. 2016-20047

Dear Ms. Allsup:

The Enforcement Division of the Fair Political Practices Commission (the "Commission") is proceeding with an administrative action against you for your failure to comply with the filing and disclosure provisions of the Political Reform Act (the "Act"). The enclosed Report in Support of a Finding of Probable Cause (the "Report") contains a summary of the alleged violations and the relevant law and evidence.

You have the right to file a written response to the Report. That response may contain any information you think is relevant and that you wish to bring to the attention of the Hearing Officer. In your response, please indicate whether you would like the Hearing Officer to make a determination of probable cause based on the written materials alone (the Report and your response) or request a conference, during which you may orally present your case to the Hearing Officer. Probable cause conferences are held in our office, which is located at 1102 Q Street, Suite 3000, Sacramento, CA 95811. You may appear at the conference in person or by telephone and you are entitled to be represented by counsel. ***If you wish to submit a written response or request a probable cause conference, it must be filed with the Commission Assistant at the address listed above within 21 days from the date of service of this letter.*** You can reach the Commission Assistant at (916) 327-8269.

Please note that probable cause conferences are not settlement conferences. The sole purpose of a probable cause conference is to determine whether there is probable cause to believe that the Act was violated. However, settlement discussions are encouraged by the Commission and may take place at any time except during a probable cause conference. ***If you are interested in reaching a settlement in this matter, please contact me at (916) 322-5771 or abreron@fppc.ca.gov.***

Finally, you have the right to request discovery of the evidence in possession of, and relied upon by, the Enforcement Division. ***This request must also be filed with the Commission Assistant within 21 days from the date of service of this letter.*** Should you request discovery, the Enforcement Division will provide the evidence by service of process or certified mail. From the date you are served with the evidence, you would have an additional 21 days to file a written response to the Report, just as described above.

Should you take no action within 21 days from the date of service of this letter, your rights to respond and to request a conference are automatically waived and the Enforcement Division will independently pursue the issuance of an accusation.

For your convenience, I have enclosed a fact sheet on probable cause proceedings and copies of the most relevant statutes and regulations.

Sincerely,



Angela J. Brereton
Assistant Chief Counsel
Enforcement Division

Enclosures

PROBABLE CAUSE FACT SHEET

INTRODUCTION

The Fair Political Practices Commission is required by law to determine whether probable cause exists to believe that the Political Reform Act (the "Act") was violated before a public administrative accusation may be issued.

The probable cause proceedings before the Fair Political Practices Commission are unique, and most respondents and their attorneys are unfamiliar with them. Therefore, we have prepared this summary to acquaint you with the process.

THE LAW

Government Code sections 83115.5 and 83116 set forth the basic requirement that a finding of probable cause be made in a "private" proceeding before a public accusation is issued and a public hearing conducted in accordance with the Administrative Procedure Act.

The Commission has promulgated regulations further defining the probable cause procedure and delegating to the General Counsel (the "Hearing Officer" for purposes of these proceedings) the authority to preside over such proceedings and decide probable cause. A copy of these statutes and regulations are attached for your convenience.

In summary, the statutes and regulations entitle you to the following:

- a) A written probable cause report containing a summary of the law alleged to have been violated, and a summary of the evidence, including any exculpatory and mitigating information and any other relevant material and arguments;
- b) The opportunity to request discovery, respond in writing, and to request a probable cause conference within 21 days of service of the probable cause report;
- c) If the Commission met to consider whether a civil lawsuit should be filed in this matter, a copy of any staff memoranda submitted to the Commission and a transcript of staff discussions with the Commission at any such meeting; and
- d) If a timely request was made, a non-public conference with the General Counsel and the Enforcement Division staff to consider whether or not probable cause exists to believe the Act was violated.

THE PROCEDURE

Probable Cause Report

Administrative enforcement proceedings are commenced with the service, by registered or certified mail or in person, of a probable cause report. The report will contain a summary of the law and the evidence, including any exculpatory and mitigating information of which the staff has knowledge and any other relevant material and arguments. It is filed with the Hearing Officer.

Discovery

Within 21 calendar days following the service of the probable cause report, you may request discovery of the evidence in the possession of the Enforcement Division. This is not a right to full discovery of the Enforcement Division file, but to the evidence relied upon by the Division along with any exculpatory or mitigating evidence.¹

This request must be sent by registered or certified mail to the Commission Assistant.

Response to Probable Cause Report

Within 21 calendar days following the service of the probable cause report (or, if you timely requested discovery, within 21 calendar days from the service of the evidence) you may submit a response to the Report. By regulation, the written response may contain, "... a summary of evidence, legal arguments, and any mitigating or exculpatory information."²

You must file your response with the Commission Assistant and provide a copy, by service of process or registered or certified mail with return receipt requested, to all other proposed respondents listed in the probable cause report.

Staff Reply

Within 10 calendar days following the date the response was filed with the Commission Assistant, Commission staff may submit any evidence or argument in rebuttal. You will be served with a copy of any such reply.

Probable Cause Conference

Probable cause conferences are held at the offices of the Fair Political Practices Commission, which is located at 1102 Q Street, Suite 3000, Sacramento, CA 95811. You may appear at the conference in person or by telephone. The proceedings are not public unless all proposed respondents agree to open the conference to the public. Otherwise, the probable cause report, any written responses, and the probable cause conference itself are confidential.

Unless the probable cause conference is public, the only persons who may attend are the staff of the Commission, any proposed respondent and his or her attorney or representative, and, at the discretion of the Hearing Officer, witnesses.

The Hearing Officer may, but need not, permit testimony from witnesses. Probable cause conferences are less formal than court proceedings. The rules of evidence do not apply. The conferences will be recorded and a copy of the recording will be provided upon request.

Since it has the burden of proof, the Enforcement Division is permitted to open and close the conference presentations. The Hearing Officer may also hold the record open to receive additional evidence or arguments.

Probable cause conferences are not settlement conferences. The sole purpose of a probable cause conference is to determine whether or not there is probable cause to believe that the Political Reform Act was violated. Anyone who wishes to discuss settlement with the Enforcement

¹ But see 2 CCR § 18362, which states that the Commission provides access to complaints, responses to complaints, and investigative files and information in accordance with the requirements of the Public Records Act (Govt. Code § 6250, et seq.).

² 2 CCR § 18361.4, subd. (c).

Division may do so before or after the probable cause conference but not during the conference.

The Hearing Officer will find probable cause “if the evidence is sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that a proposed respondent committed or caused a violation.”³

Ordinarily, probable cause determinations are made based upon the written probable cause report, any written response by the respondent, any written reply by the Enforcement Division, and the oral arguments presented at the conference. Timely written presentations are strongly recommended.

Probable Cause Order and Accusation

Once the matter is submitted to the Hearing Officer, the probable cause decision will normally be made within ten days. If the Hearing Officer finds probable cause, he will issue a Finding of Probable Cause, which will be publicly announced at the next Commission Meeting. An Accusation will be issued soon after the Finding of Probable Cause is publicly announced.

Continuances

Every reasonable effort is made to accommodate the schedules of parties and counsel. However, once a date has been set, it is assumed to be firm and will not be continued except upon the order of the Hearing Officer after a showing of good cause.

Settlements

Settlement discussions may take place at any time between a proposed respondent (or his or her counsel or representative) and the Enforcement Division except during the probable cause conference. The Hearing Officer will not participate in any settlement negotiations.

CONCLUSION

This fact sheet was intended to give you a brief summary of the probable cause process at the Fair Political Practices Commission. Such a summary cannot answer every question that might arise in such proceedings. Therefore, if you have any questions that are not addressed by this fact sheet or the copies of the law and regulations we have attached, feel free to contact the attorney whose name appears on the probable cause report.

Attachments: Relevant Sections of (1) California Government Code , and (2) Regulations of the Fair Political Practices Commission, Title 2, Division 6 of the California Code of Regulations.

³ 2 CCR §18361.4, subd. (e).

CALIFORNIA GOVERNMENT CODE

Probable Cause Statutes

§ 83115.5. Probable cause; violation of title; notice of violation; summary of evidence; notice of rights; private proceedings

No finding of probable cause to believe this title has been violated shall be made by the commission unless, at least 21 days prior to the commission's consideration of the alleged violation, the person alleged to have violated this title is notified of the violation by service of process or registered mail with return receipt requested, provided with a summary of the evidence, and informed of his right to be present in person and represented by counsel at any proceeding of the commission held for the purpose of considering whether probable cause exists for believing the person violated this title. Notice to the alleged violator shall be deemed made on the date of service, the date the registered mail receipt is signed, or if the registered mail receipt is not signed, the date returned by the post office. A proceeding held for the purpose of considering probable cause shall be private unless the alleged violator files with the commission a written request that the proceeding be public.

§ 83116. Violation of title; probable cause; hearing; order

When the Commission determines there is probable cause for believing this title has been violated, it may hold a hearing to determine if a violation has occurred. Notice shall be given and the hearing conducted in accordance with the Administrative Procedure Act (Chapter 5 (commencing with Section 11500), Part 1, Division 3, Title 2, Government Code). The Commission shall have all the powers granted by that chapter. When the Commission determines on the basis of the hearing that a violation has occurred, it shall issue an order that may require the violator to do all or any of the following:

- (a) Cease and desist violation of this title.
- (b) File any reports, statements, or other documents or information required by this title.
- (c) Pay a monetary penalty of up to five thousand dollars (\$5,000) per violation to the General Fund of the state. When the Commission determines that no violation has occurred, it shall publish a declaration so stating.

**REGULATIONS OF THE FAIR POLITICAL PRACTICES COMMISSION
TITLE 2, DIVISION 6 OF THE CALIFORNIA CODE OF REGULATIONS**

Probable Cause Regulations

§ 18361 (b). Delegation by the Executive Director Pertaining to Enforcement Proceedings and Authority to Hear Probable Cause Proceedings.

Probable cause proceedings under Regulation 18361.4 shall be heard by the General Counsel or an attorney from the Legal Division. The General Counsel may delegate the authority to hear probable cause proceedings, in writing, to an administrative law judge.

§ 18361.4. Probable Cause Proceedings

(a) Probable Cause Report. If the Chief of the Enforcement Division decides to commence probable cause proceedings pursuant to Sections 83115.5 and 83116, he or she shall direct the Enforcement Division staff to prepare a written report, hereafter referred to as “the probable cause report.” The probable cause report shall contain a summary of the law and evidence gathered in connection with the investigation, including any exculpatory and mitigating information of which the staff has knowledge and any other relevant material and arguments. The evidence recited in the probable cause report may include hearsay, including declarations of investigators or others relating the statements of witnesses or concerning the examination of physical evidence.

(b) No probable cause hearing will take place until at least 21 calendar days after the Enforcement Division staff provides the following, by service of process or registered or certified mail with return receipt requested, to all proposed respondents:

- (1) A copy of the probable cause report;
- (2) Notification that the proposed respondents have the right to respond in writing to the probable cause report and to request a probable cause conference at which the proposed respondent may be present in person and represented by counsel, and;
- (3) If the Commission met in executive session on this matter pursuant to Regulation 18361.2, a copy of any staff memoranda submitted to the Commission at that time along with the recording of any discussion between the Commission and the staff at the executive session as required in subdivision (b) of Regulation 18361.2.

(c) Response to Probable Cause Report.

- (1) Each proposed respondent may submit a written response to the probable cause report. The response may contain a summary of evidence, legal arguments, and any mitigating or exculpatory information. A proposed respondent who submits a response must file it with the Commission Assistant who will forward the response to the General Counsel or an attorney in the Legal Division (the “hearing officer”) and provide a copy, by service of process or registered or certified mail with return receipt requested, to all other proposed respondents listed in the probable cause report not later than 21 days following service of the probable cause report.
- (2) Within 21 calendar days following the service of the probable cause report, a proposed

respondent may request discovery of evidence in the possession of the Enforcement Division. This request must be sent by registered or certified mail to the Commission Assistant. Upon receipt of the request, the Enforcement Division shall provide discovery of evidence relied upon by the Enforcement Division sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that a proposed respondent committed or caused a violation, along with any exculpatory or mitigating evidence. This is not a right to full discovery of the Enforcement Division file. The Enforcement Division shall provide access to documents for copying by the Respondent, or upon agreement among the parties, the Enforcement Division will provide copies of the requested documents upon payment of a fee for direct costs of duplication. The Enforcement Division shall provide such evidence by service of process or registered or certified mail with return receipt requested to all respondents, with a copy to the Commission Assistant. A respondent may submit a written response to the probable cause report described in subsection (1) no later than 21 calendar days after service of discovery.

- (3) The Commission staff may submit any evidence or argument in rebuttal to the response. When the Commission staff submits evidence or argument in rebuttal to the response, it shall provide a copy, by service of process or registered or certified mail with return receipt requested, to all proposed respondents listed in the probable cause report not later than 10 calendar days following the date the response was filed with the Commission Assistant. The hearing officer may extend the time limitations in this section for good cause. At any time prior to a determination of probable cause, the hearing officer may allow additional material to be submitted as part of the initial response or rebuttal.

(d) Probable Cause Conference. Any proposed respondent may request a probable cause conference. The request shall be served upon the Commission Assistant and all other proposed respondents not later than 21 days after service of the probable cause report unless the hearing officer extends the time for good cause. The Commission Assistant shall fix a time for the probable cause conference and the hearing officer shall conduct the conference informally. The conference shall be closed to the public unless a proposed respondent requests and all other proposed respondents agree to a public conference. If the conference is not public, only members of the Commission staff, any proposed respondent and his or her legal counsel or representative shall have the right to be present and participate. The hearing officer may allow witnesses to attend and participate in part or all of the probable cause conference. In making this determination, the hearing officer shall consider the relevancy of the witness' proposed testimony, whether the witness has a substantial interest in the proceedings, and whether fairness requires that the witness be allowed to participate. Representatives of any civil or criminal prosecutor with jurisdiction may attend the conference at the discretion of the hearing officer if they agree to respect the confidential nature of the proceedings. If the conference is not open to the public and none of the parties and the presiding officer object, the conference may be conducted in whole or in part by telephone. The probable cause conference shall be recorded. The hearing officer may determine whether there is probable cause based solely on the probable cause report, any responses or rebuttals filed and any arguments presented at the probable cause conference by the interested parties. If the hearing officer requires additional information before determining whether there is probable cause, he or she may permit any party to submit additional evidence at the probable cause conference.

(e) **Finding of Probable Cause.** The hearing officer may find there is probable cause to believe a violation has occurred if the evidence is sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that a proposed respondent committed or caused a violation. A finding of probable cause by the hearing officer does not constitute a finding that a violation has actually occurred. The hearing officer shall not make a finding of probable cause if he or she is presented with clear and convincing evidence that, at a time prior to the alleged violation, the violator consulted with the staff of the Commission in good faith, disclosed truthfully all the material facts, and committed the acts complained of either in reliance on the advice of the staff or because of the staff's failure to provide advice. If the hearing officer makes a finding of probable cause, the Enforcement Division shall prepare an Accusation pursuant to Section 11503 and have it served upon the person or persons who are subjects of the probable cause finding. The hearing officer shall publicly announce the finding of probable cause. The announcement shall contain a summary of the allegations and a cautionary statement that the respondent is presumed to be innocent of any violation of the Act unless a violation is proved in a subsequent proceeding. The Chief of the Enforcement Division shall be responsible for the presentation of the case in support of the Accusation at an administrative hearing held pursuant to Section 83116.

§ 18362. Access to Enforcement Records

(a) **Production of Enforcement Records.** The Commission will make complaints, investigative files, and related records available to the public and members of the media in accordance with the Public Records Act (Government Code Section 6250, et seq.) Enforcement records requests should specifically identify the documents sought.

(b) **Format of Enforcement Records.** The Commission will make records available for inspection at its office during office hours. The Commission may provide copies of requested records either in paper or electronic format to the person that requested the records in lieu of inspecting the records at the Commission offices. Any person requesting paper copies of records must reimburse the Commission ten cents (\$0.10) per page to pay the cost of copying, or supply copying equipment and make copies in the offices of the Commission. Original records of the Commission may not be removed from the offices of the Commission.

(c) **Complaint Notice Period.** The Commission may not provide or make available complaints or related records until after the disclosure periods provided in Regulation 18360.

§ 18361.2. Memorandum Respecting Civil Litigation.

(a) If the Executive Director concludes civil litigation should be initiated, he or she shall submit to the Commission a written memorandum, which shall be first reviewed by the General Counsel, or an attorney from the Legal Division, summarizing the facts and the applicable law of the case and recommending the initiation of a lawsuit. The memorandum shall include all exculpatory and mitigating information known to the staff.

(b) The Commission shall review the memorandum at an executive session. The General

Counsel, or an attorney from the Legal Division, and the Commission Assistant shall be in attendance. No other member of the staff may be present unless the Commission meets with a member of the staff for that person to answer questions. The Commission may not resume its deliberations until the person is no longer present. Any communication between the Commission and the person during the executive session shall be recorded. After review of the memorandum, the Commission may direct the Executive Director to do any of the following:

- (1) Initiate civil litigation.
- (2) Decide whether probable cause proceedings should be commenced pursuant to 2 Cal. Code of Regulations Section 18361.4.
- (3) Return the matter to the staff for further investigation.
- (4) Take no further action on the matter or take any other action it deems appropriate.

(c) If the Commission decides to initiate civil litigation, the Commission may then permit other members of the staff to attend the executive session.

(d) If the Executive Director deems it necessary, he or she may call a special meeting of the Commission to review a staff memorandum recommending the initiation of civil litigation.

(e) It is the intent of the Commission in adopting this section to preserve for the members of the Commission the authority to decide whether alleged violations should be adjudicated in administrative hearings or in civil litigation, while at the same time avoiding the possibility that discussions with members of the staff might cause members of the Commission to prejudge a case that might be heard by the Commission under Government Code Section 83116.

Exhibit A-4



FAIR POLITICAL PRACTICES COMMISSION

1102 Q Street • Suite 3000 • Sacramento, CA 95811

December 11, 2019

Jennifer Allsup
Former Modesto Entertainment Commissioner
[REDACTED]
Modesto, CA [REDACTED]

Jennifer Allsup
Former Modesto Entertainment Commissioner
[REDACTED]
Modesto, CA [REDACTED]

Jennifer Allsup
Former Modesto Entertainment Commissioner
c/o Ralston's Goat Spirits and Fare
1001 10th Street
Modesto, CA 95354

Re: **FPPC File No. 16/20047**

Dear Ms. Allsup:

Enclosed please find the following document: Ex Parte Request for a Finding of Probable Cause and an Order that an Accusation Be Prepared and Served.

Please either refer to the materials previously sent to you regarding probable cause proceedings, or contact me at (916) 322-5771, if you have any questions or concerns regarding this matter.

Sincerely,

A handwritten signature in blue ink that reads "Angela J. Brereton".

Angela J. Brereton
Assistant Chief Counsel
Enforcement Division

Enclosures

GALENA WEST
Chief of Enforcement
ANGELA J. BRERETON
Assistant Chief Counsel
FAIR POLITICAL PRACTICES COMMISSION
1102 Q Street, Suite 3000
Sacramento, CA 95811
Telephone: (916) 322.5771
Email: abreron@fppc.ca.gov

Attorneys for Complainant

BEFORE THE FAIR POLITICAL PRACTICES COMMISSION

STATE OF CALIFORNIA

In the Matter of) FPPC No. 16/20047
)
JENNIFER ALLSUP,) EX PARTE REQUEST FOR A FINDING OF
) PROBABLE CAUSE AND AN ORDER THAT
) AN ACCUSATION BE PREPARED AND
) SERVED
)
Respondent.) Gov. Code § 83115.5
)
)

TO THE HEARING OFFICER OF THE FAIR POLITICAL PRACTICES COMMISSION:

Pursuant to Section 83115.5 of the Political Reform Act (the “Act”)¹ and Regulation 18361.4, Respondent Jennifer Allsup (“Allsup”) was served with a copy of a report in support of a finding of probable cause (“Report”) in the above-entitled matter.² The Report, attached as “Exhibit A,” was part of a packet of materials, including a cover letter and a memorandum describing probable cause proceedings, which was sent to Allsup on November 7, 2019, by certified mail, with a return receipt requested, and received by an Agent on November 9, 2019. A copy of the Agent’s signed return receipts is attached as “Exhibit B.”

In the cover letter dated November 7, 2019, and the enclosed materials, attached as “Exhibit C,” Allsup was advised that she could respond in writing to the Report and orally present the case to the

¹ The Political Reform Act is contained in Government Code §§ 81000 through 91014, and all statutory references are to this code. The regulations of the Fair Political Practices Commission are contained in §§ 18110 through 18997 of Title 2 of the California Code of Regulations, and all regulatory references are to this source.

² Gov. Code § 83115.5; Cal. Code Reg., tit. 2, § 18361.4.

1 Hearing Officer at a probable cause conference to be held in Sacramento. Allsup was further advised that
2 in order to have a probable cause conference she needed to make a written request for one on or before 21
3 days of the date she received the Report. Additionally, Allsup was advised that if she did not request a
4 probable cause conference, such a conference would not be held and probable cause would be determined
5 based solely on the Report and any written response that she submitted within 21 days of the date she was
6 served with the Report. To date, Allsup has not submitted a written response or requested a probable cause
7 conference.

8 WHEREFORE, based on the attached Report, the Enforcement Division requests a finding by the
9 Hearing Officer that probable cause exists to believe that Allsup committed violations of the Act, stated
10 as follows:

11 Count 1: Allsup failed to timely file a 2014 Annual SEI by April 1, 2015, in violation of Section
12 87300.

13 Count 2: Allsup failed to timely file a 2015 Annual SEI by April 1, 2016, in violation of Section
14 87300.

15 Count 3: Allsup failed to timely file a Leaving Office SEI by June 4, 2016, in violation of Section
16 87300.

17 Additionally, after finding probable cause exists, the Enforcement Division requests an order by
18 the Hearing Officer that an accusation be prepared against Allsup and served upon her.³

19 A copy of this Request was mailed via U.S. Mail to Allsup on December 11, 2019 at her last known
20 addresses, as follows:

21 Jennifer Allsup
[REDACTED]
Modesto, CA [REDACTED]

22 Jennifer Allsup
[REDACTED]
Modesto, CA [REDACTED]

23 Jennifer Allsup
24 c/o Ralston's Goat Spirits and Fare
25 1001 10th Street
26 Modesto, CA 95354

27 ³ Gov. Code § 11503.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: 12.11.2019

Respectfully Submitted,

FAIR POLITICAL PRACTICES COMMISSION

Galena West
Chief of Enforcement



By: Angela J. Brereton
Assistant Chief Counsel
Enforcement Division

EXHIBIT A

1 GALENA WEST
Chief of Enforcement
2 ANGELA J. BRERETON
Assistant Chief Counsel
3 **FAIR POLITICAL PRACTICES COMMISSION**
1102 Q Street, Suite 3000
4 Sacramento, CA 95811
Telephone: (916) 322.5771
5 Email: abreron@fppc.ca.gov

6 Attorney for Complainant
Enforcement Division of the Fair Political Practices Commission

7
8 **BEFORE THE FAIR POLITICAL PRACTICES COMMISSION**
9 **STATE OF CALIFORNIA**
10

11 In the Matter of) FPPC No. 16/20047
12)
13 JENNIFER ALLSUP,) **REPORT IN SUPPORT OF A FINDING OF**
14) **PROBABLE CAUSE**
15 Respondent.) Conference Date: TBA
16) Conference Time: TBA
17) Conference Location: Commission Offices
1102 Q Street, Suite 3000
Sacramento, CA 95811

18 **INTRODUCTION**

19 Respondent Jennifer Allsup (“Allsup”) served as a Commissioner for the Modesto Entertainment
20 Commission (the “MEC”) since March 2009. She left her position on May 5, 2016. The Political Reform
21 Act (the “Act”)¹ requires all designated officials to periodically file Statements of Economic Interests
22 (“SEI”) disclosing all relevant economic interests. Allsup, a designated official, failed to timely file a
23 2014 Annual SEI by April 1, 2015, a 2015 Annual SEI by April 1, 2016, and a Leaving Office SEI by
24 June 4, 2016.

25 ¹ The Political Reform Act is contained in Government Code §§ 81000 through 91014, and all statutory references are
26 to this code. The regulations of the Fair Political Practice Commission are contained in §§ 18110 through 18997 of Title 2 of
the California Code of Regulations, and all regulatory references are to this source.

1 **SUMMARY OF THE LAW**

2 All legal references and discussions of law pertain to the Act’s provisions as they existed in 2014
3 through 2016.

4 Jurisdiction

5 The Fair Political Practices Commission (the “Commission”) has administrative jurisdiction to
6 enforce the provisions of the Act.²

7 Probable Cause Proceedings

8 Prior to the Enforcement Division commencing an administrative action, the General Counsel of
9 the Commission or his designee (the “hearing officer”), must make a finding that there is probable cause
10 to believe the respondent has violated the Act.³ After a finding of probable cause, the Commission may
11 hold a noticed hearing in accordance with the Administrative Procedure Act⁴ to determine whether
12 violations occurred, and levy an administrative penalty of up to \$5,000 for each violation.⁵

13 Standard for Finding Probable Cause

14 To make a finding of probable cause, the hearing officer must be presented with sufficient
15 evidence to lead a person of ordinary caution and prudence to believe, or entertain a strong suspicion,
16 that a respondent committed or caused a violation.⁶

17 Need for Liberal Construction and Vigorous Enforcement of the Political Reform Act

18 When enacting the Political Reform Act, the people of the state of California found and declared
19 that previous laws regulating political practices suffered from inadequate enforcement by state and local
20 authorities.⁷ To that end, the Act must be liberally construed to achieve its purposes.⁸

21
22
23 ² Section 83116.

24 ³ Section 83115.5 and Regulations 18361 and 18361.4.

25 ⁴ Section 11500, et seq.

26 ⁵ Section 83116 and Regulation 18361.4, subd. (e).

27 ⁶ Section 18361.4, subd. (e).

28 ⁷ Section 81001, subd. (h).

⁸ Section 81003.

1 One central purpose of the Act is to increase transparency and decrease conflicts of interest in the
2 actions of public officials by requiring disclosure of their financial interests.⁹ Another is to provide
3 adequate enforcement mechanisms so that the Act will be “vigorously enforced.”¹⁰

4 Conflict of Interest Codes

5 The Act requires every state and local agency to develop a Conflict of Interest Code.¹¹ These
6 codes must designate those officials who participate in making decisions which may foreseeably have a
7 material financial effect on any financial interest belonging to that official and require those designated
8 officials to disclose all reportable interests on SEIs.¹² The requirements of an agency’s Conflict of Interest
9 Code have the force of law, and any violation of those requirements is deemed a violation of the Act.¹³

10 Conflict of Interest Code for the Modesto Entertainment Commission

11 The conflict of interest code designated that all Committee Members are required to disclose all
12 business positions, all investments, interests in real property, income, loans or gifts from individuals or
13 businesses – Schedules A, B, C, D, E and F – from all sources located in or doing business within the
14 jurisdiction. Designated positions are required to file an annual statement by April 1 of the following year
15 and to file leaving office SEIs within 30 days of leaving office.¹⁴

16 **SUMMARY OF THE EVIDENCE**

17 Allsup served as a Commissioner for the MEC from March 2009 until May 5, 2016. She was
18 appointed in 2009 and filed previous SEIs including her Assuming Office, 2009 Annual, 2010 Annual,
19 2011 Annual, 2012 Annual, and her 2013 Annual. Allsup failed to file her 2014 Annual SEI, 2015 Annual
20 SEI, and a Leaving Office SEI.

21
22
23 ⁹ Section 81002, subdivision. (c)

24 ¹⁰ Section 81002, subdivision. (f).

25 ¹¹ Section 87300.

26 ¹² Section 87302, subdivision. (a).

27 ¹³ Section 87300.

28 ¹⁴ Conflict of Interest Code of the Entertainment Commission of the City of Modesto, as incorporated by reference,
Regulation 18730 (b)(5)(C).

1 The Modesto City Clerk contacted Allsup at least three times via U.S. mail regarding her SEI.
2 After Allsup did not file the required SEI, the Modesto City Clerk referred the matter to the Enforcement
3 Division.

4 The Enforcement Division contacted Allsup via U.S. Mail, email, and phone at least fifteen times
5 between March 20, 2018 and August 3, 2018 regarding the required SEIs.

6 To date, Allsup has failed to file her SEIs for 2014, 2015 and a Leaving Office SEI.

7 VIOLATION

8 Count 1: Failure to Timely File a 2014 Annual SEI

9 Allsup failed to timely file a 2014 Annual SEI by April 1, 2015, in violation of Section 87300.

10 Count 2: Failure to Timely File a 2015 Annual SEI

11 Allsup failed to timely file a 2015 Annual SEI by April 1, 2016, in violation of Section 87300.

12 Count 3: Failure to Timely File a Leaving Office SEI

13 Allsup failed to timely file a Leaving Office SEI by June 4, 2016, in violation of Section 87300.

14 EXCULPATORY OR MITIGATING INFORMATION

15 Allsup previously timely filed SEIs for 2009 through 2013, demonstrating that she was aware of
16 her filing obligations. Allsup does not have a prior enforcement history.

17 OTHER RELEVANT INFORMATION

18 Allsup was an experienced public official who should have been aware of her duties under the
19 Act to timely file her SEIs and disclose all of her reportable economic interests on each of her SEIs.
20 Allsup failed to timely file three SEIs in a row. Allsup's violations deprived the public of important and
21 timely information regarding her economic interests, including her interest in her husband's income
22 which derived from business entities that were regulated by or had business before the MEC. Allsup has
23 not filed these SEIs to date.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

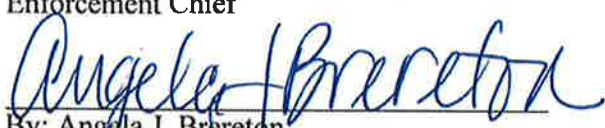
CONCLUSION

Probable cause exists to believe that Allsup violated the Act as detailed above. The Enforcement Division respectfully requests an order finding probable cause pursuant to Section 83115.5 and Regulation 18361.4.

Dated: 11-7-2019

Respectfully Submitted,

FAIR POLITICAL PRACTICES COMMISSION
Galena West
Enforcement Chief




By: Angela J. Brereton
Assistant Chief Counsel
Enforcement Division

EXHIBIT B

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>R. Lyons</i> Date of Delivery <i>11-9-14</i></p>																
<p>1. Article Addressed to: <i>Jennifer Allsup</i> [REDACTED] <i>Modesto, CA</i></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>																
<p>2. Article Number (Transfer from service label) 7018 2290 0001 9166 4367</p>	<p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input checked="" type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®																
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™																
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery																
<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise																
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™																
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery																
<input type="checkbox"/> Insured Mail																	
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)																	
<p>9590 9402 4740 8344 7634 35</p> <p>PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt</p>																	

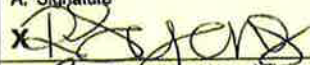

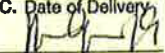
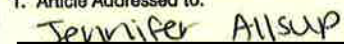
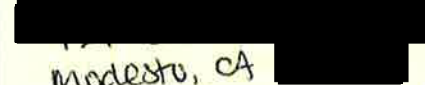

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only																			
For delivery information, visit our website at www.usps.com ®.																			
OFFICIAL USE																			
<table border="0"> <tr> <td>Certified Mail Fee</td> <td>\$</td> </tr> <tr> <td>Extra Services & Fees (check box, add fee as appropriate)</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Return Receipt (hardcopy)</td> <td>\$</td> </tr> <tr> <td><input type="checkbox"/> Return Receipt (electronic)</td> <td>\$</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td>\$</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Required</td> <td>\$</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td>\$</td> </tr> <tr> <td>Postage</td> <td>\$</td> </tr> <tr> <td>Total Postage and Fees</td> <td>\$</td> </tr> </table>	Certified Mail Fee	\$	Extra Services & Fees (check box, add fee as appropriate)		<input type="checkbox"/> Return Receipt (hardcopy)	\$	<input type="checkbox"/> Return Receipt (electronic)	\$	<input type="checkbox"/> Certified Mail Restricted Delivery	\$	<input type="checkbox"/> Adult Signature Required	\$	<input type="checkbox"/> Adult Signature Restricted Delivery	\$	Postage	\$	Total Postage and Fees	\$	Postmark Here
Certified Mail Fee	\$																		
Extra Services & Fees (check box, add fee as appropriate)																			
<input type="checkbox"/> Return Receipt (hardcopy)	\$																		
<input type="checkbox"/> Return Receipt (electronic)	\$																		
<input type="checkbox"/> Certified Mail Restricted Delivery	\$																		
<input type="checkbox"/> Adult Signature Required	\$																		
<input type="checkbox"/> Adult Signature Restricted Delivery	\$																		
Postage	\$																		
Total Postage and Fees	\$																		
<p>Sent To <i>Jennifer Allsup</i></p> <p>Street, Apt. No., or PO Box No. [REDACTED]</p> <p>City, State, ZIP+4® <i>Modesto, CA</i> [REDACTED]</p>																			
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions																			

7018 2290 0001 9166 4367

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature 	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee																
1. Article Addressed to: Jennifer Allsup c/o Ralston's Goat Spirits and Fare 1001 10th Street Modesto, CA 95354	B. Received by (Printed Name) C. Date of Delivery 04/08/15 04:28 PM	Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No																
2. Article Number (Transfer from service label) 018 2290 0001 9166 4374	3. Service Type <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input checked="" type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>		<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®																	
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™																	
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery																	
<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise																	
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™																	
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery																	
<input type="checkbox"/> Insured Mail																		
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)																		
PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt																		

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only											
For delivery information, visit our website at www.usps.com ™. <div style="text-align: center; font-size: 2em; font-weight: bold; color: #0070C0; opacity: 0.5;">OFFICIAL USE</div>											
Certified Mail Fee \$ _____ Extra Services & Fees (check box, add fee as appropriate) <table border="0"> <tr> <td><input type="checkbox"/> Return Receipt (hardcopy)</td> <td>\$ _____</td> </tr> <tr> <td><input type="checkbox"/> Return Receipt (electronic)</td> <td>\$ _____</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td>\$ _____</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Required</td> <td>\$ _____</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td>\$ _____</td> </tr> </table> Postage \$ _____ Total Postage and Fees \$ _____	<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____	<input type="checkbox"/> Return Receipt (electronic)	\$ _____	<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____	<input type="checkbox"/> Adult Signature Required	\$ _____	<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____	Postmark Here
<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____										
<input type="checkbox"/> Return Receipt (electronic)	\$ _____										
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____										
<input type="checkbox"/> Adult Signature Required	\$ _____										
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____										
Sent To Jennifer Allsup Street and Apt. No., or PO Box No. 1001 10th Street City, State, ZIP+4® Modesto, CT 95354											
PS Form 3800, April 2015 PSN 7530 02-000-9047 See Reverse for Instructions											

7018 2290 0001 9166 4374

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																
<ul style="list-style-type: none"> Complete Items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature  <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) </p> <p>C. Date of Delivery </p>																
<p>1. Article Addressed to:   Modesto, CA</p> <p> 9590 9402 4740 8344 7634 28</p>	<p>D. Is delivery address different from Item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input checked="" type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®																
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™																
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery																
<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise																
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™																
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery																
<input type="checkbox"/> Insured Mail																	
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)																	
<p>2. Article Number (Transfer from service label) 018 2290 0001 9166 4350</p>																	
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt</p>																	

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only											
For delivery information, visit our website at www.usps.com ™.											
<h1 style="margin: 0;">OFFICIAL USE</h1>											
<p>Certified Mail Fee \$ _____</p> <p>Extra Services & Fees (check box, add fee as appropriate)</p> <table border="0"> <tr> <td><input type="checkbox"/> Return Receipt (hardcopy)</td> <td>\$ _____</td> </tr> <tr> <td><input type="checkbox"/> Return Receipt (electronic)</td> <td>\$ _____</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td>\$ _____</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Required</td> <td>\$ _____</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td>\$ _____</td> </tr> </table> <p>Postage \$ _____</p> <p>Total Postage and Fees \$ _____</p>	<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____	<input type="checkbox"/> Return Receipt (electronic)	\$ _____	<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____	<input type="checkbox"/> Adult Signature Required	\$ _____	<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____	Postmark Here
<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____										
<input type="checkbox"/> Return Receipt (electronic)	\$ _____										
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____										
<input type="checkbox"/> Adult Signature Required	\$ _____										
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____										
<p>Sent To </p> <p></p> <p>City, State, ZIP+4® Modesto, CA </p>											
<p>PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions</p>											

018 2290 0001 9166 4350

EXHIBIT C



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
1102 Q Street • Suite 3000 • Sacramento, CA 95811

November 7, 2019

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Jennifer Allsup
Former Modesto Entertainment Commissioner
[REDACTED]
Modesto, CA [REDACTED]

Jennifer Allsup
Former Modesto Entertainment Commissioner
[REDACTED]
Modesto, CA [REDACTED]

Jennifer Allsup
Former Modesto Entertainment Commissioner
c/o Ralston's Goat Spirits and Fare
1001 10th Street
Modesto, CA 95354

In the Matter of Jennifer Allsup; FPPC No. 2016-20047

Dear Ms. Allsup:

The Enforcement Division of the Fair Political Practices Commission (the "Commission") is proceeding with an administrative action against you for your failure to comply with the filing and disclosure provisions of the Political Reform Act (the "Act"). The enclosed Report in Support of a Finding of Probable Cause (the "Report") contains a summary of the alleged violations and the relevant law and evidence.

You have the right to file a written response to the Report. That response may contain any information you think is relevant and that you wish to bring to the attention of the Hearing Officer. In your response, please indicate whether you would like the Hearing Officer to make a determination of probable cause based on the written materials alone (the Report and your response) or request a conference, during which you may orally present your case to the Hearing Officer. Probable cause conferences are held in our office, which is located at 1102 Q Street, Suite 3000, Sacramento, CA 95811. You may appear at the conference in person or by telephone and you are entitled to be represented by counsel. ***If you wish to submit a written response or request a probable cause conference, it must be filed with the Commission Assistant at the address listed above within 21 days from the date of service of this letter.*** You can reach the Commission Assistant at (916) 327-8269.

Please note that probable cause conferences are not settlement conferences. The sole purpose of a probable cause conference is to determine whether there is probable cause to believe that the Act was violated. However, settlement discussions are encouraged by the Commission and may take place at any time except during a probable cause conference. ***If you are interested in reaching a settlement in this matter, please contact me at (916) 322-5771 or abrereton@fppc.ca.gov.***

Finally, you have the right to request discovery of the evidence in possession of, and relied upon by, the Enforcement Division. ***This request must also be filed with the Commission Assistant within 21 days from the date of service of this letter.*** Should you request discovery, the Enforcement Division will provide the evidence by service of process or certified mail. From the date you are served with the evidence, you would have an additional 21 days to file a written response to the Report, just as described above.

Should you take no action within 21 days from the date of service of this letter, your rights to respond and to request a conference are automatically waived and the Enforcement Division will independently pursue the issuance of an accusation.

For your convenience, I have enclosed a fact sheet on probable cause proceedings and copies of the most relevant statutes and regulations.

Sincerely,



Angela J. Brereton
Assistant Chief Counsel
Enforcement Division

Enclosures

PROBABLE CAUSE FACT SHEET

INTRODUCTION

The Fair Political Practices Commission is required by law to determine whether probable cause exists to believe that the Political Reform Act (the "Act") was violated before a public administrative accusation may be issued.

The probable cause proceedings before the Fair Political Practices Commission are unique, and most respondents and their attorneys are unfamiliar with them. Therefore, we have prepared this summary to acquaint you with the process.

THE LAW

Government Code sections 83115.5 and 83116 set forth the basic requirement that a finding of probable cause be made in a "private" proceeding before a public accusation is issued and a public hearing conducted in accordance with the Administrative Procedure Act.

The Commission has promulgated regulations further defining the probable cause procedure and delegating to the General Counsel (the "Hearing Officer" for purposes of these proceedings) the authority to preside over such proceedings and decide probable cause. A copy of these statutes and regulations are attached for your convenience.

In summary, the statutes and regulations entitle you to the following:

- a) A written probable cause report containing a summary of the law alleged to have been violated, and a summary of the evidence, including any exculpatory and mitigating information and any other relevant material and arguments;
- b) The opportunity to request discovery, respond in writing, and to request a probable cause conference within 21 days of service of the probable cause report;
- c) If the Commission met to consider whether a civil lawsuit should be filed in this matter, a copy of any staff memoranda submitted to the Commission and a transcript of staff discussions with the Commission at any such meeting; and
- d) If a timely request was made, a non-public conference with the General Counsel and the Enforcement Division staff to consider whether or not probable cause exists to believe the Act was violated.

THE PROCEDURE

Probable Cause Report

Administrative enforcement proceedings are commenced with the service, by registered or certified mail or in person, of a probable cause report. The report will contain a summary of the law and the evidence, including any exculpatory and mitigating information of which the staff has knowledge and any other relevant material and arguments. It is filed with the Hearing Officer.

Discovery

Within 21 calendar days following the service of the probable cause report, you may request discovery of the evidence in the possession of the Enforcement Division. This is not a right to full discovery of the Enforcement Division file, but to the evidence relied upon by the Division along with any exculpatory or mitigating evidence.¹

This request must be sent by registered or certified mail to the Commission Assistant.

Response to Probable Cause Report

Within 21 calendar days following the service of the probable cause report (or, if you timely requested discovery, within 21 calendar days from the service of the evidence) you may submit a response to the Report. By regulation, the written response may contain, "... a summary of evidence, legal arguments, and any mitigating or exculpatory information."²

You must file your response with the Commission Assistant and provide a copy, by service of process or registered or certified mail with return receipt requested, to all other proposed respondents listed in the probable cause report.

Staff Reply

Within 10 calendar days following the date the response was filed with the Commission Assistant, Commission staff may submit any evidence or argument in rebuttal. You will be served with a copy of any such reply.

Probable Cause Conference

Probable cause conferences are held at the offices of the Fair Political Practices Commission, which is located at 1102 Q Street, Suite 3000, Sacramento, CA 95811. You may appear at the conference in person or by telephone. The proceedings are not public unless all proposed respondents agree to open the conference to the public. Otherwise, the probable cause report, any written responses, and the probable cause conference itself are confidential.

Unless the probable cause conference is public, the only persons who may attend are the staff of the Commission, any proposed respondent and his or her attorney or representative, and, at the discretion of the Hearing Officer, witnesses.

The Hearing Officer may, but need not, permit testimony from witnesses. Probable cause conferences are less formal than court proceedings. The rules of evidence do not apply. The conferences will be recorded and a copy of the recording will be provided upon request.

Since it has the burden of proof, the Enforcement Division is permitted to open and close the conference presentations. The Hearing Officer may also hold the record open to receive additional evidence or arguments.

Probable cause conferences are not settlement conferences. The sole purpose of a probable cause conference is to determine whether or not there is probable cause to believe that the Political Reform Act was violated. Anyone who wishes to discuss settlement with the Enforcement

¹ But see 2 CCR § 18362, which states that the Commission provides access to complaints, responses to complaints, and investigative files and information in accordance with the requirements of the Public Records Act (Govt. Code § 6250, et seq.).

² 2 CCR § 18361.4, subd. (c).

Division may do so before or after the probable cause conference but not during the conference.

The Hearing Officer will find probable cause “if the evidence is sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that a proposed respondent committed or caused a violation.”³

Ordinarily, probable cause determinations are made based upon the written probable cause report, any written response by the respondent, any written reply by the Enforcement Division, and the oral arguments presented at the conference. Timely written presentations are strongly recommended.

Probable Cause Order and Accusation

Once the matter is submitted to the Hearing Officer, the probable cause decision will normally be made within ten days. If the Hearing Officer finds probable cause, he will issue a Finding of Probable Cause, which will be publicly announced at the next Commission Meeting. An Accusation will be issued soon after the Finding of Probable Cause is publicly announced.

Continuances

Every reasonable effort is made to accommodate the schedules of parties and counsel. However, once a date has been set, it is assumed to be firm and will not be continued except upon the order of the Hearing Officer after a showing of good cause.

Settlements

Settlement discussions may take place at any time between a proposed respondent (or his or her counsel or representative) and the Enforcement Division except during the probable cause conference. The Hearing Officer will not participate in any settlement negotiations.

CONCLUSION

This fact sheet was intended to give you a brief summary of the probable cause process at the Fair Political Practices Commission. Such a summary cannot answer every question that might arise in such proceedings. Therefore, if you have any questions that are not addressed by this fact sheet or the copies of the law and regulations we have attached, feel free to contact the attorney whose name appears on the probable cause report.

Attachments: Relevant Sections of (1) California Government Code , and (2) Regulations of the Fair Political Practices Commission, Title 2, Division 6 of the California Code of Regulations.

³ 2 CCR §18361.4, subd. (e).

CALIFORNIA GOVERNMENT CODE

Probable Cause Statutes

§ 83115.5. Probable cause; violation of title; notice of violation; summary of evidence; notice of rights; private proceedings

No finding of probable cause to believe this title has been violated shall be made by the commission unless, at least 21 days prior to the commission's consideration of the alleged violation, the person alleged to have violated this title is notified of the violation by service of process or registered mail with return receipt requested, provided with a summary of the evidence, and informed of his right to be present in person and represented by counsel at any proceeding of the commission held for the purpose of considering whether probable cause exists for believing the person violated this title. Notice to the alleged violator shall be deemed made on the date of service, the date the registered mail receipt is signed, or if the registered mail receipt is not signed, the date returned by the post office. A proceeding held for the purpose of considering probable cause shall be private unless the alleged violator files with the commission a written request that the proceeding be public.

§ 83116. Violation of title; probable cause; hearing; order

When the Commission determines there is probable cause for believing this title has been violated, it may hold a hearing to determine if a violation has occurred. Notice shall be given and the hearing conducted in accordance with the Administrative Procedure Act (Chapter 5 (commencing with Section 11500), Part 1, Division 3, Title 2, Government Code). The Commission shall have all the powers granted by that chapter. When the Commission determines on the basis of the hearing that a violation has occurred, it shall issue an order that may require the violator to do all or any of the following:

- (a) Cease and desist violation of this title.
- (b) File any reports, statements, or other documents or information required by this title.
- (c) Pay a monetary penalty of up to five thousand dollars (\$5,000) per violation to the General Fund of the state. When the Commission determines that no violation has occurred, it shall publish a declaration so stating.

**REGULATIONS OF THE FAIR POLITICAL PRACTICES COMMISSION
TITLE 2, DIVISION 6 OF THE CALIFORNIA CODE OF REGULATIONS**

Probable Cause Regulations

§ 18361 (b). Delegation by the Executive Director Pertaining to Enforcement Proceedings and Authority to Hear Probable Cause Proceedings.

Probable cause proceedings under Regulation 18361.4 shall be heard by the General Counsel or an attorney from the Legal Division. The General Counsel may delegate the authority to hear probable cause proceedings, in writing, to an administrative law judge.

§ 18361.4. Probable Cause Proceedings

(a) Probable Cause Report. If the Chief of the Enforcement Division decides to commence probable cause proceedings pursuant to Sections 83115.5 and 83116, he or she shall direct the Enforcement Division staff to prepare a written report, hereafter referred to as "the probable cause report." The probable cause report shall contain a summary of the law and evidence gathered in connection with the investigation, including any exculpatory and mitigating information of which the staff has knowledge and any other relevant material and arguments. The evidence recited in the probable cause report may include hearsay, including declarations of investigators or others relating the statements of witnesses or concerning the examination of physical evidence.

(b) No probable cause hearing will take place until at least 21 calendar days after the Enforcement Division staff provides the following, by service of process or registered or certified mail with return receipt requested, to all proposed respondents:

- (1) A copy of the probable cause report;
- (2) Notification that the proposed respondents have the right to respond in writing to the probable cause report and to request a probable cause conference at which the proposed respondent may be present in person and represented by counsel, and;
- (3) If the Commission met in executive session on this matter pursuant to Regulation 18361.2, a copy of any staff memoranda submitted to the Commission at that time along with the recording of any discussion between the Commission and the staff at the executive session as required in subdivision (b) of Regulation 18361.2.

(c) Response to Probable Cause Report.

- (1) Each proposed respondent may submit a written response to the probable cause report. The response may contain a summary of evidence, legal arguments, and any mitigating or exculpatory information. A proposed respondent who submits a response must file it with the Commission Assistant who will forward the response to the General Counsel or an attorney in the Legal Division (the "hearing officer") and provide a copy, by service of process or registered or certified mail with return receipt requested, to all other proposed respondents listed in the probable cause report not later than 21 days following service of the probable cause report.
- (2) Within 21 calendar days following the service of the probable cause report, a proposed

respondent may request discovery of evidence in the possession of the Enforcement Division. This request must be sent by registered or certified mail to the Commission Assistant. Upon receipt of the request, the Enforcement Division shall provide discovery of evidence relied upon by the Enforcement Division sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that a proposed respondent committed or caused a violation, along with any exculpatory or mitigating evidence. This is not a right to full discovery of the Enforcement Division file. The Enforcement Division shall provide access to documents for copying by the Respondent, or upon agreement among the parties, the Enforcement Division will provide copies of the requested documents upon payment of a fee for direct costs of duplication. The Enforcement Division shall provide such evidence by service of process or registered or certified mail with return receipt requested to all respondents, with a copy to the Commission Assistant. A respondent may submit a written response to the probable cause report described in subsection (1) no later than 21 calendar days after service of discovery.

- (3) The Commission staff may submit any evidence or argument in rebuttal to the response. When the Commission staff submits evidence or argument in rebuttal to the response, it shall provide a copy, by service of process or registered or certified mail with return receipt requested, to all proposed respondents listed in the probable cause report not later than 10 calendar days following the date the response was filed with the Commission Assistant. The hearing officer may extend the time limitations in this section for good cause. At any time prior to a determination of probable cause, the hearing officer may allow additional material to be submitted as part of the initial response or rebuttal.

(d) Probable Cause Conference. Any proposed respondent may request a probable cause conference. The request shall be served upon the Commission Assistant and all other proposed respondents not later than 21 days after service of the probable cause report unless the hearing officer extends the time for good cause. The Commission Assistant shall fix a time for the probable cause conference and the hearing officer shall conduct the conference informally. The conference shall be closed to the public unless a proposed respondent requests and all other proposed respondents agree to a public conference. If the conference is not public, only members of the Commission staff, any proposed respondent and his or her legal counsel or representative shall have the right to be present and participate. The hearing officer may allow witnesses to attend and participate in part or all of the probable cause conference. In making this determination, the hearing officer shall consider the relevancy of the witness' proposed testimony, whether the witness has a substantial interest in the proceedings, and whether fairness requires that the witness be allowed to participate. Representatives of any civil or criminal prosecutor with jurisdiction may attend the conference at the discretion of the hearing officer if they agree to respect the confidential nature of the proceedings. If the conference is not open to the public and none of the parties and the presiding officer object, the conference may be conducted in whole or in part by telephone. The probable cause conference shall be recorded. The hearing officer may determine whether there is probable cause based solely on the probable cause report, any responses or rebuttals filed and any arguments presented at the probable cause conference by the interested parties. If the hearing officer requires additional information before determining whether there is probable cause, he or she may permit any party to submit additional evidence at the probable cause conference.

(e) **Finding of Probable Cause.** The hearing officer may find there is probable cause to believe a violation has occurred if the evidence is sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that a proposed respondent committed or caused a violation. A finding of probable cause by the hearing officer does not constitute a finding that a violation has actually occurred. The hearing officer shall not make a finding of probable cause if he or she is presented with clear and convincing evidence that, at a time prior to the alleged violation, the violator consulted with the staff of the Commission in good faith, disclosed truthfully all the material facts, and committed the acts complained of either in reliance on the advice of the staff or because of the staff's failure to provide advice. If the hearing officer makes a finding of probable cause, the Enforcement Division shall prepare an Accusation pursuant to Section 11503 and have it served upon the person or persons who are subjects of the probable cause finding. The hearing officer shall publicly announce the finding of probable cause. The announcement shall contain a summary of the allegations and a cautionary statement that the respondent is presumed to be innocent of any violation of the Act unless a violation is proved in a subsequent proceeding. The Chief of the Enforcement Division shall be responsible for the presentation of the case in support of the Accusation at an administrative hearing held pursuant to Section 83116.

§ 18362. Access to Enforcement Records

(a) **Production of Enforcement Records.** The Commission will make complaints, investigative files, and related records available to the public and members of the media in accordance with the Public Records Act (Government Code Section 6250, et seq.) Enforcement records requests should specifically identify the documents sought.

(b) **Format of Enforcement Records.** The Commission will make records available for inspection at its office during office hours. The Commission may provide copies of requested records either in paper or electronic format to the person that requested the records in lieu of inspecting the records at the Commission offices. Any person requesting paper copies of records must reimburse the Commission ten cents (\$0.10) per page to pay the cost of copying, or supply copying equipment and make copies in the offices of the Commission. Original records of the Commission may not be removed from the offices of the Commission.

(c) **Complaint Notice Period.** The Commission may not provide or make available complaints or related records until after the disclosure periods provided in Regulation 18360.

§ 18361.2. Memorandum Respecting Civil Litigation.

(a) If the Executive Director concludes civil litigation should be initiated, he or she shall submit to the Commission a written memorandum, which shall be first reviewed by the General Counsel, or an attorney from the Legal Division, summarizing the facts and the applicable law of the case and recommending the initiation of a lawsuit. The memorandum shall include all exculpatory and mitigating information known to the staff.

(b) The Commission shall review the memorandum at an executive session. The General

Counsel, or an attorney from the Legal Division, and the Commission Assistant shall be in attendance. No other member of the staff may be present unless the Commission meets with a member of the staff for that person to answer questions. The Commission may not resume its deliberations until the person is no longer present. Any communication between the Commission and the person during the executive session shall be recorded. After review of the memorandum, the Commission may direct the Executive Director to do any of the following:

- (1) Initiate civil litigation.
 - (2) Decide whether probable cause proceedings should be commenced pursuant to 2 Cal. Code of Regulations Section 18361.4.
 - (3) Return the matter to the staff for further investigation.
 - (4) Take no further action on the matter or take any other action it deems appropriate.
- (c) If the Commission decides to initiate civil litigation, the Commission may then permit other members of the staff to attend the executive session.
- (d) If the Executive Director deems it necessary, he or she may call a special meeting of the Commission to review a staff memorandum recommending the initiation of civil litigation.
- (e) It is the intent of the Commission in adopting this section to preserve for the members of the Commission the authority to decide whether alleged violations should be adjudicated in administrative hearings or in civil litigation, while at the same time avoiding the possibility that discussions with members of the staff might cause members of the Commission to prejudge a case that might be heard by the Commission under Government Code Section 83116.

Exhibit A-5

1 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION

2 STATE OF CALIFORNIA

3
4 In the Matter of

) FPPC No. 16/20047

5 JENNIFER ALLSUP,

)
)
) FINDING OF PROBABLE CAUSE AND
) ORDER TO PREPARE AND SERVE AN
) ACCUSATION

6 Respondent.

)
) Gov. Code § 83115.5

7
8
9 By means of an Ex Parte Request for an Order Finding Probable Cause and an Order that an
10 Accusation be Prepared and Served, the Enforcement Division submitted the above-entitled matter to the
11 Hearing Officer for a determination of Probable Cause. As set forth in the Ex Parte Request for a
12 Finding of Probable Cause and an Order that an Accusation be Prepared and Served (Ex Parte Request),
13 the Enforcement Division served a Report in Support of a Finding of Probable Cause (PC Report) on
14 Respondent Jennifer Allsup concerning this matter on November 9, 2019, by certified mail, return
15 receipt requested. Accompanying the PC Report was a packet of materials that informed Allsup of her
16 right to file a written response to the PC Report and to request a probable cause conference within 21
17 days following service of the PC Report. During the 21 days that followed service of the PC Report,
18 Allsup did not file a response to the PC Report or request a probable cause conference. Pursuant to
19 California Code of Regulations title 2, section 18361.4, determination of probable cause may be made
20 solely on papers submitted when the respondent does not request a probable cause conference.¹

21 In making a probable cause determination, it is the duty of the Hearing Officer of the Fair
22 Political Practices Commission to determine whether probable cause exists to believe that a respondent
23 violated the Political Reform Act as alleged by the Enforcement Division in the PC Report served on the
24 respondent.

25
26
27 ¹ The Political Reform Act is contained in Government Code sections 81000 through 91014. The regulations of
the Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code
of Regulations.

1 Probable cause to believe a violation has occurred can be found to exist when “the evidence is
2 sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion
3 that the proposed respondent(s) committed or caused a violation.”²

4 The PC Report served on Allsup and the subsequent Ex Parte Request in this matter alleges
5 violations of the Political Reform Act were committed, as follows:

6 Count 1: Allsup failed to timely file a 2014 Annual SEI by April 1, 2015, in violation of Section
7 87300.

8 Count 2: Allsup failed to timely file a 2015 Annual SEI by April 1, 2016, in violation of Section
9 87300.

10 Count 3: Allsup failed to timely file a Leaving Office SEI by June 4, 2016, in violation of Section
11 87300.

12 Based on the Ex Parte Request given to me, I find that notice has been given to Allsup.³ I further
13 find, based on the PC Report and the Ex Parte Request, that there is probable cause to believe Allsup
14 violated the Political Reform Act as alleged in Counts 1–3, as identified above.

15 I therefore direct that the Enforcement Division issue an accusation against Allsup in accordance
16 with this finding.

17 IT IS SO ORDERED.

18 Dated: 12/11/19



Hearing Officer
Fair Political Practices Commission

27 ² Cal. Code Reg., tit. 2, § 18361.4, subd. (e).

28 ³ Government Code § 83115.5; Cal. Code Reg., tit. 2, §18361.4, subd. (b).

FPPC No. 16/20047, In the matter of Jennifer Allsup

PROOF OF SERVICE

At the time of service, I was over 18 years of age and not a party to this action. My business address is Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, CA 95811. On the date below, I served the following document:

FINDING OF PROBABLE CAUSE AND ORDER TO PREPARE AND SERVE AN ACCUSATION

MANNER OF SERVICE

(U.S. Mail) By causing a true copy thereof to be served on the parties in this action through the U.S. Mail and addressed as listed below. I am familiar with the procedure of the Fair Political Practices Commission for collection and processing of correspondence for mailing with the United States Postal Service, and the fact that the correspondence would be deposited with the United States Postal Service that same day in the ordinary course of business.

SERVICE LIST

Jennifer Allsup

██████████
Modesto, CA ██████████

Jennifer Allsup

██████████
Modesto, CA ██████████

Jennifer Allsup

c/o Raslton's Goat Spirits
and Fare
1001 10th Street
Modest, CA 95354

(By Personal Service) On Thursday, December 12, 2019, at approximately 10:30 a.m., I personally served:

Angela Brereton, Assistant Chief Counsel, at 1102 Q Street, Suite 3000, Sacramento, CA 95811.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct and that this document is executed at Sacramento, California, on December 12, 2019.



Sasha Linker

Exhibit A-6

1 GALENA WEST
Chief of Enforcement
2 ANGELA J. BRERETON
Assistant Chief Counsel
3 **FAIR POLITICAL PRACTICES COMMISSION**
1102 Q Street, Suite 3000
4 Sacramento, CA 95811
Telephone: (916) 322.5771
5 Email: abreron@fppc.ca.gov

6 Attorneys for Complainant
Enforcement Division of the Fair Political Practices Commission
7

8 **BEFORE THE FAIR POLITICAL PRACTICES COMMISSION**

9 **STATE OF CALIFORNIA**

10
11 In the Matter of) FPPC No. 16/20047
12)
13 JENNIFER ALLSUP,) **ACCUSATION**
14)
15 Respondent.) (Gov. Code § 11503)
16)
17)

18 Complainant, the Enforcement Division of the Fair Political Practices Commission, after a finding
19 of probable cause pursuant to Government Code Section 83115.5, alleges the following:

20 **JURISDICTION**

21 1. Complainant is the Enforcement Division of the Fair Political Practices Commission
22 (“Commission”) and makes this Accusation in its official capacity and in the public interest.

23 2. The authority to bring this action is derived from Title 2, California Code of Regulations,
24 Sections 18361 and 18361.4, subdivision (e), and the statutory law of the State of California, specifically
25 including, but not limited to, Government Code Sections 83111, 83116, and 91000.5, which assign to the
26 Enforcement Division the duty to administer, implement, and enforce the provisions of the Political
27 Reform Act, found at Government Code Sections 81000 through 91014.

1 15. To date, Allsup has failed to file her Annual SEIs for 2014 and 2015 and has failed to file
2 a Leaving Office SEI.

3 **PROCEDURAL HISTORY**

4 16. The Modesto City Clerk gave Allsup written notice by contacting Allsup at least three
5 times via U.S. mail regarding her delinquent 2015 Annual SEI.

6 17. After Allsup did not file the required 2015 Annual SEI, the Modesto City Clerk referred
7 the matter to the Enforcement Division.

8 18. The Enforcement Division contacted Allsup via U.S. Mail, email, and phone at least
9 fifteen times between March 20, 2018 and September 11, 2019 regarding the required SEIs.

10 19. The Enforcement Division initiated the administrative action against Allsup in this matter
11 by serving her with a packet containing a cover letter, a Report in Support of a Finding of Probable Cause
12 ("PC Report"), a fact sheet regarding probable cause proceedings, selected sections of the Government
13 Code regarding probable cause proceedings for the Commission, and selected regulations of the
14 Commission regarding probable cause proceedings.

15 20. Allsup was served with the PC Report on or around November 9, 2019. The information
16 contained in the packet advised Allsup that she had 21 days in which to request a probable cause
17 conference and/or to file a written response to the PC Report.

18 21. Allsup did not timely request a probable cause conference nor did she timely file a written
19 response to the PC report.

20 22. On or about December 11, 2019, after reviewing both the PC Report and Ex Parte Request,
21 the Hearing Officer issued an order finding there was probable cause to believe Allsup violated the Act,
22 and directed the Enforcement Division to issue an Accusation against Allsup in accordance with the
23 finding.

24 23. To date, Allsup has failed to file her Annual SEIs for 2014 and 2015, and has failed to file
25 a Leaving Office SEI.

26
27 ///

1 **VIOLATIONS**

2 24. Allsup committed three violations of the Act, as follows:

3 **Count 1**

4 **Failure to Timely File a 2014 Annual SEI**

5 25. Complainant incorporates paragraphs 1-24 of this Accusation, as though completely set
6 forth here.

7 26. As a member of the Modesto Entertainment Commission, Allsup had a duty under the Act
8 to file a 2014 Annual SEI by April 1, 2015.

9 27. Allsup failed to timely file a 2014 Annual SEI by April 1, 2015.

10 28. By failing to timely file a 2014 Annual SEI, Allsup violated Government Code section
11 87300.

12 **Count 2**

13 **Failure to Timely File a 2015 Annual SEI**

14 29. Complainant incorporates paragraphs 1-28 of this Accusation, as though completely set
15 forth here.

16 30. As a member of the Modesto Entertainment Commission, Allsup had a duty under the Act
17 to file a 2015 Annual SEI by April 1, 2016.

18 31. Allsup failed to timely file a 2015 Annual SEI by April 1, 2016.

19 32. By failing to timely file a 2015 Annual SEI, Allsup violated Government Code section
20 87300.

21 **Count 3**

22 **Failure to Timely File a Leaving Office SEI**

23 33. Complainant incorporates paragraphs 1-32 of this Accusation, as though completely set
24 forth here.

25 34. When Allsup left her position as a member of the Modesto Entertainment Commission on
26 or about May 5, 2016, she had a duty under the Act to file a Leaving Office SEI within 30 days of that
27 date – on or about June 4, 2016.

1 35. Allsup failed to timely file a Leaving Office SEI on or about June 4, 2016.

2 36. By failing to timely file a Leaving Office SEI, Allsup violated Government Code section
3 87300.

4 **EXCULPATORY OR MITIGATING FACTORS**

5 37. Allsup previously timely filed SEIs for 2009 through 2013. Allsup does not have a prior
6 enforcement history.

7 **AGGRAVATING FACTORS AND OTHER RELEVANT MATERIALS**

8 38. Allsup was an experienced public official who should have been aware of her duties under
9 the Act to timely file her SEIs and disclose all of her reportable economic interests on each of her SEIs.
10 Allsup failed to timely file three SEIs in a row – after timely filing five consecutive annual SEIs –
11 demonstrating that she was aware of her filing obligations. Allsup’s violations deprived the public of
12 important and timely information regarding her economic interests, including her interest in her
13 husband’s income which derived from business entities that were regulated by or had business before the
14 MEC. Allsup has not filed these SEIs to date.

15 **PRAYER**

16 WHEREFORE, Complainant prays as follows:

- 17 1. That the Fair Political Practices Commission hold a hearing pursuant to Section 83116 and
18 Regulation 18361.5, and at such hearing find that Allsup violated the Act as alleged herein;
- 19 2. That the Fair Political Practices Commission, pursuant to Section 83116, subdivision (c),
20 order Allsup to pay a monetary penalty of up to Five Thousand Dollars (\$5,000) for the
21 violation of the Political Reform Act alleged in **Count 1**;
- 22 3. That the Fair Political Practices Commission, pursuant to Section 83116, subdivision (c),
23 order Allsup to pay a monetary penalty of up to Five Thousand Dollars (\$5,000) for the
24 violation of the Political Reform Act alleged in **Count 2**;
- 25 4. That the Fair Political Practices Commission, pursuant to Section 83116, subdivision (c),
26 order Allsup to pay a monetary penalty of up to Five Thousand Dollars (\$5,000) for the
27 violation of the Political Reform Act alleged in **Count 3**;

- 1 5. That the Fair Political Practices Commission, pursuant to Regulation 18361.5, subdivision
2 (d), consider the following factors in framing a proposed order following a finding of a
3 violation pursuant to Section 83116: (1) the seriousness of the violation; (2) the presence
4 or absence of any intention to conceal, deceive or mislead; (3) whether the violation was
5 deliberate, negligent or inadvertent; (4) whether the violator demonstrated good faith by
6 consulting the Commission staff or any other government agency in a manner not
7 constituting a complete defense under Section 83114, subdivision (b); (5) whether the
8 violation was isolated or part of a pattern and whether the violator has a prior record of
9 violations of the Act or similar laws; and (6) whether the violator, upon learning of a
10 reporting violation, voluntarily filed amendments to provide full disclosure.
- 11 6. That the Fair Political Practices Commission grant such other and further relief as it deems
12 just and proper.

13
14 Dated:

23 Jan 20



Galena West
Chief of Enforcement
Fair Political Practices Commission

Exhibit A-7



FAIR POLITICAL PRACTICES COMMISSION

1102 Q Street • Suite 3000 • Sacramento, CA 95811

STATEMENT TO RESPONDENT

[Government Code Section 11505, subdivision (b)]

Jennifer Allsup

FPPC Case No. 16/20047

Enclosed is an Accusation, which was filed with the Fair Political Practices Commission (the "FPPC") and which is hereby served upon you, along with two copies of a Notice of Defense and Government Code Sections 11506 through 11508.

Unless a written request for a hearing signed by you or on your behalf is delivered or mailed to the FPPC within 15 days after the Accusation was served on you, the FPPC may proceed upon the Accusation without a hearing. The request for a hearing may be made by delivering or mailing the enclosed form entitled Notice of Defense, or by delivering or mailing a notice of defense as provided by Section 11506 of the Government Code to the Commission Assistant at the FPPC.

You may, but need not, be represented by counsel at any or all stages of these proceedings.

If you desire a list of the names and addresses of witnesses against you, or an opportunity to inspect and copy the items mentioned in Section 11507.6 of the Government Code that are in the possession, custody, or control of this agency, or if you wish to discuss the possibility of resolving this matter without a formal hearing, you may contact Angela J. Brereton, Assistant Chief Counsel, FPPC Enforcement Division.

The hearing may be postponed for good cause. If you have good cause, you are obliged to notify the FPPC or, if an administrative law judge has been assigned to the hearing, the Office of Administrative Hearings, within 10 working days after you discover the good cause. Failure to give notice within 10 days will deprive you of a postponement.

After a hearing, the FPPC will consider the following factors in determining whether to assess a penalty (Title 2, California Code of Regulations, Section 18361.5, subdivision (d).):

1. The seriousness of the violation;
2. The presence or absence of any intention to conceal, deceive, or mislead;
3. Whether the violation was deliberate, negligent, or inadvertent;
4. Whether the violator demonstrated good faith by consulting Commission staff or any other government agency in a manner not constituting a complete defense under Government Code Section 83114, subdivision (b);
5. Whether the violation was isolated or part of a pattern;
6. Whether the violator has a prior record of violations of the Political Reform Act or similar laws; and
7. Whether the violator, upon learning of a reporting violation, voluntarily filed amendments to provide full disclosure.



Before the Fair Political Practices Commission

State of California

In the Matter of

JENNIFER ALLSUP,

Respondent.

) NOTICE OF DEFENSE
) (Pursuant to Gov. Code § 11506)
)
) FPPC Case No. 16/20047
)
)
)
)
)

JENNIFER ALLSUP, a Respondent named in the above entitled proceeding, hereby acknowledges receipt of the Accusation, a copy of the Statement to Respondent, a copy of Government Code Sections 11506 through 11508, and two copies of a *NOTICE OF DEFENSE*.

Pursuant to Government Code Section 11506, subdivision (a), you may file this *NOTICE OF DEFENSE* requesting a hearing on the grounds listed below. Failure to file this *NOTICE OF DEFENSE* shall constitute a waiver of your right to a hearing. If you waive your right to a hearing, you may file a statement of mitigation by separate letter that will be considered by the Commission in assessing any penalties for the violations alleged in the Accusation.

If you wish to file a *NOTICE OF DEFENSE*, please check **all** applicable grounds for the *NOTICE OF DEFENSE*, complete the remainder of the form, and mail to the Commission within fifteen (15) days of receipt of the Accusation.

GROUNDS FOR NOTICE OF DEFENSE

- 1) I request a hearing;
- 2) I object to the Accusation upon the ground that it does not state acts or omissions upon which the agency may proceed;
- 3) I object to the form of the Accusation on the ground that it is so indefinite or uncertain that I cannot identify the transaction that is the subject of the Accusation or prepare my defense;
- 4) I admit the Accusation in whole or in part (check box "a" or "b");
 - a) I admit the Accusation in whole.
 - b) I admit the Accusation in part as indicated below:

- 5) I wish to present new matter by way of defense;
- 6) I object to the accusation upon the ground that, under the circumstances, compliance with the requirements of a regulation of the Fair Political Practices Commission would result in a material violation of another regulation enacted by another department affecting substantive rights.

Dated: _____

Respondent

Print Name

Mailing Address

City, State, Zip



Before the Fair Political Practices Commission

State of California

In the Matter of

JENNIFER ALLSUP,

Respondent.

) NOTICE OF DEFENSE
) (Pursuant to Gov. Code § 11506)
)
) FPPC Case No. 16/20047
)
)
)
)
)

JENNIFER ALLSUP, a Respondent named in the above entitled proceeding, hereby acknowledges receipt of the Accusation, a copy of the Statement to Respondent, a copy of Government Code Sections 11506 through 11508, and two copies of a *NOTICE OF DEFENSE*.

Pursuant to Government Code Section 11506, subdivision (a), you may file this *NOTICE OF DEFENSE* requesting a hearing on the grounds listed below. Failure to file this *NOTICE OF DEFENSE* shall constitute a waiver of your right to a hearing. If you waive your right to a hearing, you may file a statement of mitigation by separate letter that will be considered by the Commission in assessing any penalties for the violations alleged in the Accusation.

If you wish to file a *NOTICE OF DEFENSE*, please check **all** applicable grounds for the *NOTICE OF DEFENSE*, complete the remainder of the form, and mail to the Commission within fifteen (15) days of receipt of the Accusation.

GROUNDNS FOR NOTICE OF DEFENSE

- 1) I request a hearing;
- 2) I object to the Accusation upon the ground that it does not state acts or omissions upon which the agency may proceed;
- 3) I object to the form of the Accusation on the ground that it is so indefinite or uncertain that I cannot identify the transaction that is the subject of the Accusation or prepare my defense;
- 4) I admit the Accusation in whole or in part (check box "a" or "b");
 - a) I admit the Accusation in whole.
 - b) I admit the Accusation in part as indicated below:

- 5) I wish to present new matter by way of defense;
- 6) I object to the accusation upon the ground that, under the circumstances, compliance with the requirements of a regulation of the Fair Political Practices Commission would result in a material violation of another regulation enacted by another department affecting substantive rights.

Dated: _____

Respondent

Print Name

Mailing Address

City, State, Zip

California Government Code sections 11506 through 11508

§ 11506. Filing of notice of defense or notice of participation; Contents; Right to hearing on the merits

(a) Within 15 days after service of the accusation or District Statement of Reduction in Force the respondent may file with the agency a notice of defense, or, as applicable, notice of participation, in which the respondent may:

(1) Request a hearing.

(2) Object to the accusation or District Statement of Reduction in Force upon the ground that it does not state acts or omissions upon which the agency may proceed.

(3) Object to the form of the accusation or District Statement of Reduction in Force on the ground that it is so indefinite or uncertain that the respondent cannot identify the transaction or prepare a defense.

(4) Admit the accusation or District Statement of Reduction in Force in whole or in part.

(5) Present new matter by way of defense.

(6) Object to the accusation or District Statement of Reduction in Force upon the ground that, under the circumstances, compliance with the requirements of a regulation would result in a material violation of another regulation enacted by another department affecting substantive rights.

(b) Within the time specified the respondent may file one or more notices of defense, or, as applicable, notices of participation, upon any or all of these grounds but all of these notices shall be filed within that period unless the agency in its discretion authorizes the filing of a later notice.

(c) The respondent shall be entitled to a hearing on the merits if the respondent files a notice of defense or notice of participation, and the notice shall be deemed a specific denial of all parts of the accusation or District Statement of Reduction in Force not expressly admitted. Failure to file a notice of defense or notice of participation shall constitute a waiver of respondent's right to a hearing, but the agency in its discretion may nevertheless grant a hearing. Unless objection is taken as provided in paragraph (3) of subdivision (a), all objections to the form of the accusation or District Statement of Reduction in Force shall be deemed waived.

(d) The notice of defense or notice of participation shall be in writing signed by or on behalf of the respondent and shall state the respondent's mailing address. It need not be verified or follow any particular form.

(e) As used in this section, "file," "files," "filed," or "filing" means "delivered or mailed" to the agency as provided in Section 11505.

HISTORY: Added Stats 1945 ch 867 § 1. Amended Stats 1963 ch 931 § 1; Stats 1982 ch 606 § 1; Stats 1986 ch 951 § 20; Stats 1995 ch 938 § 29 (SB 523), operative July 1, 1997; Stats 2013 ch 90 § 5 (SB 546), effective January 1, 2014.

§ 11507. Amended or supplemental accusation or District Statement of Reduction in Force; Objections

At any time before the matter is submitted for decision, the agency may file, or permit the filing of, an amended or supplemental accusation or District Statement of Reduction in Force. All parties shall be notified of the filing. If the amended or supplemental accusation or District Statement of Reduction in Force presents new charges, the agency shall afford the respondent a reasonable opportunity to prepare his or her defense to the new charges, but he or she shall not be entitled to file a further pleading unless the agency in its discretion so orders. Any new charges shall be deemed controverted, and any objections to the amended or supplemental accusation or District Statement of Reduction in Force may be made orally and shall be noted in the record.

HISTORY: Added Stats 1945 ch 867 § 1. Amended Stats 2013 ch 90 § 6 (SB 546), effective January 1, 2014; Stats 2014 ch 71 § 69 (SB 1304), effective January 1, 2015.

§ 11507.3. Consolidated proceedings; Separate hearings

(a) When proceedings that involve a common question of law or fact are pending, the administrative law judge on the judge's own motion or on motion of a party may order a joint hearing of any or all the matters at issue in the proceedings. The administrative law judge may order all the proceedings consolidated and may make orders concerning the procedure that may tend to avoid unnecessary costs or delay.

(b) The administrative law judge on the judge's own motion or on motion of a party, in furtherance of convenience or to avoid prejudice or when separate hearings will be conducive to expedition and economy, may order a separate hearing of any issue, including an issue raised in the notice of defense or notice of participation, or of any number of issues.

HISTORY: Added Stats 1995 ch 938 § 30 (SB 523), operative July 1, 1997. Amended Stats 2013 ch 90 § 7 (SB 546), effective January 1, 2014.

///

§ 11507.5. Exclusivity of discovery provisions

The provisions of Section 11507.6 provide the exclusive right to and method of discovery as to any proceeding governed by this chapter.

HISTORY: Added Stats 1968 ch 808 § 3.

§ 11507.6. Request for discovery

After initiation of a proceeding in which a respondent or other party is entitled to a hearing on the merits, a party, upon written request made to another party, prior to the hearing and within 30 days after service by the agency of the initial pleading or within 15 days after the service of an additional pleading, is entitled to (1) obtain the names and addresses of witnesses to the extent known to the other party, including, but not limited to, those intended to be called to testify at the hearing, and (2) inspect and make a copy of any of the following in the possession or custody or under the control of the other party:

(a) A statement of a person, other than the respondent, named in the initial administrative pleading, or in any additional pleading, when it is claimed that the act or omission of the respondent as to this person is the basis for the administrative proceeding;

(b) A statement pertaining to the subject matter of the proceeding made by any party to another party or person;

(c) Statements of witnesses then proposed to be called by the party and of other persons having personal knowledge of the acts, omissions or events which are the basis for the proceeding, not included in (a) or (b) above;

(d) All writings, including, but not limited to, reports of mental, physical and blood examinations and things which the party then proposes to offer in evidence;

(e) Any other writing or thing which is relevant and which would be admissible in evidence;

(f) Investigative reports made by or on behalf of the agency or other party pertaining to the subject matter of the proceeding, to the extent that these reports (1) contain the names and addresses of witnesses or of persons having personal knowledge of the acts, omissions or events which are the basis for the proceeding, or (2) reflect matters perceived by the investigator in the course of his or her investigation, or (3) contain or include by attachment any statement or writing described in (a) to (e), inclusive, or summary thereof.

For the purpose of this section, "statements" include written statements by the person signed or otherwise authenticated by him or her, stenographic, mechanical, electrical or other recordings, or transcripts thereof, of oral statements by the person, and written reports or summaries of these oral statements.

Nothing in this section shall authorize the inspection or copying of any writing or thing which is privileged from disclosure by law or otherwise made confidential or protected as the attorney's work product.

HISTORY: Added Stats 1968 ch 808 § 4. Amended Stats 1985 ch 1328 § 5; Stats 1995 ch 938 § 31 (SB 523), operative July 1, 1997.

§ 11507.7. Motion to compel discovery; Order

(a) Any party claiming the party's request for discovery pursuant to Section 11507.6 has not been complied with may serve and file with the administrative law judge a motion to compel discovery, naming as respondent the party refusing or failing to comply with Section 11507.6. The motion shall state facts showing the respondent party failed or refused to comply with Section 11507.6, a description of the matters sought to be discovered, the reason or reasons why the matter is discoverable under that section, that a reasonable and good faith attempt to contact the respondent for an informal resolution of the issue has been made, and the ground or grounds of respondent's refusal so far as known to the moving party.

(b) The motion shall be served upon respondent party and filed within 15 days after the respondent party first evidenced failure or refusal to comply with Section 11507.6 or within 30 days after request was made and the party has failed to reply to the request, or within another time provided by stipulation, whichever period is longer.

(c) The hearing on the motion to compel discovery shall be held within 15 days after the motion is made, or a later time that the administrative law judge may on the judge's own motion for good cause determine. The respondent party shall have the right to serve and file a written answer or other response to the motion before or at the time of the hearing.

(d) Where the matter sought to be discovered is under the custody or control of the respondent party and the respondent party asserts that the matter is not a discoverable matter under the provisions of Section 11507.6, or is privileged against disclosure under those provisions, the administrative law judge may order lodged with it matters provided in subdivision (b) of *Section 915 of the Evidence Code* and examine the matters in accordance with its provisions.

(e) The administrative law judge shall decide the case on the matters examined in camera, the papers filed by the parties, and such oral argument and additional evidence as the administrative law judge may allow.

(f) Unless otherwise stipulated by the parties, the administrative law judge shall no later than 15 days after the hearing make its order denying or granting the motion. The order shall be in writing setting forth the matters the moving party is entitled to discover under Section 11507.6. A copy of the order shall forthwith be served by mail by the administrative law judge upon the parties. Where the order grants the motion in whole or in part, the order shall not become

effective until 10 days after the date the order is served. Where the order denies relief to the moving party, the order shall be effective on the date it is served.

HISTORY: Added Stats 1968 ch 808 § 5. Amended Stats 1971 ch 1303 § 8; Stats 1980 ch 548 § 2; Stats 1995 ch 938 § 32 (SB 523), operative July 1, 1997.

§ 11508. Time and place of hearing

(a) The agency shall consult the office, and subject to the availability of its staff, shall determine the time and place of the hearing. The hearing shall be held at a hearing facility maintained by the office in Sacramento, Oakland, Los Angeles, or San Diego and shall be held at the facility that is closest to the location where the transaction occurred or the respondent resides.

(b) Notwithstanding subdivision (a), the hearing may be held at either of the following places:

(1) A place selected by the agency that is closer to the location where the transaction occurred or the respondent resides.

(2) A place within the state selected by agreement of the parties.

(c) The respondent may move for, and the administrative law judge has discretion to grant or deny, a change in the place of the hearing. A motion for a change in the place of the hearing shall be made within 10 days after service of the notice of hearing on the respondent.

Unless good cause is identified in writing by the administrative law judge, hearings shall be held in a facility maintained by the office.

HISTORY: Added Stats 1945 ch 867 § 1. Amended Stats 1963 ch 710 § 1; Stats 1967 ch 17 § 39; Stats 1987 ch 50 § 1; Stats 1995 ch 938 § 33 (SB 523), operative July 1, 1997; Stats 2005 ch 674 § 22 (SB 231), effective January 1, 2006.

PROOF OF SERVICE

At the time of service, I was over 18 years of age and not a party to this action. My business address is Fair Political Practices Commission, 1102 Q Street; Suite 3000, Sacramento, California 95811.

On 1/23/2020, I served the following document(s):

1. Statement to Respondent;
2. FPPC Case No. 16/20047: Accusation;
3. Notice of Defense (Two Copies);
4. Selected Sections of the California Government Code, Administrative Procedure Act.

By Personal Delivery. I personally delivered the document(s) listed above to the person(s) at the address(es) as shown on the service list below.

By personal service. At 1:05 a.m./(p.m.)

I personally delivered the document(s) listed above to the person(s) at the address(es) as shown on the service list below.

By providing the document(s) listed above with instructions for registered process server to personally deliver the envelope(s) to the person(s) at the address(es) set forth on the service list below. **The signed proof of service by the registered process server will be attached as soon as it is available.**

I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail in Sacramento County, California.

SERVICE LIST

Personal Service

Jennifer Allsup

██████████
Modesto, CA ██████████

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on 1/23/2020



Suzanna Gevorkyan

Exhibit A-8

AFFIDAVIT OF SERVICE

STATE OF CALIFORNIA
Before the Fair Political Practices Commission

In the Matter of Jennifer Allsup, Respondent

FPPC No. 16/20047

(FPPC COL: Galena West & Angela J. Brereton, FPPC, 1102 Q St., #3000, Sacramento, CA)

I, Richard Berberian, Registered California Process Server, declare as follows:

I am over the age of eighteen (18) years and not a party to the action indicated above.

I received for service of process an Accusation (GC 11503), Statement of Respondent (GCS 11505 (b)), Notice of Defense (GC 11506) [3], Grounds for Notice of Defense [2/blank], and California Government Code sections 11506 through 11508, all issued by the FPPC at the address indicated above..

On January 28, 2020 at 2:10pm, I served the above-referenced documents on JENNIFER ALLSUP-Respondent, personally and in-person by hand, at her residence: [REDACTED] Modesto, CA [REDACTED]

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.


Richard Berberian/Stanislaus County No. 07-005
Berberian Legal Service, P.O. Box 5303
Modesto, CA 95352 (209) 526-6517
richardberberian@sbcglobal.net

January 29, 2020

Exhibit A-9

From: [Angela Brereton](#)
To: [REDACTED]@gmail.com
Bcc: [REDACTED]
Subject: FPPC Case No. 16/20047: Jennifer Allsup - Extension to File Notice of Defense
Date: Thursday, February 6, 2020 2:40:00 PM

Ms. Allsup-

This email follows up our telephone conversation today. To allow time for us to explore whether we can resolve this case without a hearing, I have agreed to extend the date your Notice of Defense will be due. At this time, I will extend the due date 15 days, to February 27, 2020.

My mailing address, phone number and email are included below. Please forward any evidence you have regarding your Form 700 filings for your 2014 Annual, your 2015 Annual and your Leaving Office to me as soon as possible.

Please contact me anytime if you have further questions about this matter.

Thank you very much,

Angela J. Brereton

Assistant Chief Counsel, Enforcement Division

FAIR POLITICAL PRACTICES COMMISSION

1102 Q Street, Suite 3000 | Sacramento, CA 95811

www.fppc.ca.gov | Phone: 916.322.5771 | Email: abrereton@fppc.ca.gov

Confidentiality Notice: This email message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any review, use, disclosure, or distribution not authorized by the intended recipient(s) is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

From: [Angela Brereton](#)
To: [REDACTED]@gmail.com
Bcc: [REDACTED]
Subject: RE: FPPC Case No. 16/20047: Jennifer Allsup - Extension to File Notice of Defense
Date: Wednesday, March 4, 2020 11:49:00 AM

Ms. Allsup-

As we previously discussed, I extended your deadline to file a Notice of Defense to February 27, 2020. I did not receive a Notice of Defense from you, and I did not receive any evidence from you regarding your late Form 700 filings. At this point, you are in Default regarding the Accusation. Please contact me by the close of business today in this regard. If I do not hear from you, I will move forward with obtaining a Default Judgment.

Sincerely,

Angela J. Brereton
Assistant Chief Counsel, Enforcement Division
FAIR POLITICAL PRACTICES COMMISSION
1102 Q Street, Suite 3000 | Sacramento, CA 95811
www.fppc.ca.gov | Phone: 916.322.5771 | Email: abrereton@fppc.ca.gov

Confidentiality Notice: This email message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any review, use, disclosure, or distribution not authorized by the intended recipient(s) is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

From: Angela Brereton
Sent: Thursday, February 6, 2020 2:41 PM
To: [REDACTED]@gmail.com
Subject: FPPC Case No. 16/20047: Jennifer Allsup - Extension to File Notice of Defense

Ms. Allsup-

This email follows up our telephone conversation today. To allow time for us to explore whether we can resolve this case without a hearing, I have agreed to extend the date your Notice of Defense will be due. At this time, I will extend the due date 15 days, to February 27, 2020.

My mailing address, phone number and email are included below. Please forward any evidence you have regarding your Form 700 filings for your 2014 Annual, your 2015 Annual

and your Leaving Office to me as soon as possible.

Please contact me anytime if you have further questions about this matter.

Thank you very much,

Angela J. Brereton

Assistant Chief Counsel, Enforcement Division

FAIR POLITICAL PRACTICES COMMISSION

1102 Q Street, Suite 3000 | Sacramento, CA 95811

www.fppc.ca.gov | Phone: 916.322.5771 | Email: abrereton@fppc.ca.gov

Confidentiality Notice: This email message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any review, use, disclosure, or distribution not authorized by the intended recipient(s) is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

Exhibit A-10

COVER PAGE

A Public Document

RECEIVED
MODESTO CITY CLERK

Please type or print in ink.

NAME (LAST)	(FIRST)	(MIDDLE)	09 DAYTIME TELEPHONE NUMBER
Allsup	Jennifer	Ann	[REDACTED]
MAILING ADDRESS (May use business address)	STREET	CITY	STATE ZIP CODE
[REDACTED]	[REDACTED]	Modesto, CA	[REDACTED]
			OPTIONAL FAX / E-MAIL ADDRESS
			[REDACTED]

1. Office, Agency, or Court

Name of Office, Agency, or Court:
Entertainment Commission

Division, Board, District, if applicable:
Alternate

Your Position: _____

► If filing for multiple positions, list additional agency(ies)/ position(s): (Attach a separate sheet if necessary.)

Agency: _____

Position: _____

2. Jurisdiction of Office (Check at least one box)

State

County of _____

City of Modesto

Multi-County _____

Other _____

3. Type of Statement (Check at least one box)

Assuming Office/Initial Date: 3/10/09

Annual: The period covered is January 1, 2008, through December 31, 2008.

-or-

The period covered is ____/____/____, through December 31, 2008.

Leaving Office Date Left: ____/____/____ (Check one)

The period covered is January 1, 2008, through the date of leaving office.

-or-

The period covered is ____/____/____, through the date of leaving office.

Candidate Election Year: _____

4. Schedule Summary

► Total number of pages including this cover page: 1

► Check applicable schedules or "No reportable interests."

I have disclosed interests on one or more of the attached schedules:

Schedule A-1 Yes - schedule attached
Investments (Less than 10% Ownership)

Schedule A-2 Yes - schedule attached
Investments (10% or greater Ownership)

Schedule B Yes - schedule attached
Real Property

Schedule C Yes - schedule attached
Income, Loans, & Business Positions (Income Other than Gifts and Travel Payments)

Schedule D Yes - schedule attached
Income - Gifts

Schedule E Yes - schedule attached
Income - Gifts - Travel Payments

-or-

No reportable interests on any schedule

5. Verification

I have used all reasonable diligence in preparing this statement. I have reviewed this statement and to the best of my knowledge the information contained herein and in any attached schedules is true and complete.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date Signed May 7, 2009
(month, day, year)

Signature Jennifer Allsup
(Use the originally signed statement with your filing official.)

Please type or print in ink.

NAME (LAST)	(FIRST)	(MIDDLE)	DAYTIME TELEPHONE NUMBER
ALLSUP	Jennifer	Ann	[REDACTED]
MAILING ADDRESS (May use business address)	STREET	CITY	STATE ZIP CODE
[REDACTED]	[REDACTED]	Modesto Ca	[REDACTED]
			OPTIONAL: FAX / E-MAIL ADDRESS
			[REDACTED]

1. Office, Agency, or Court

Name of Office, Agency, or Court
Entertainment

Division, Board, District, if applicable:

Your Position:
Commissioner

▶ If filing for multiple positions, list additional agency(ies)/ position(s): (Attach a separate sheet if necessary.)

Agency: _____

Position: _____

2. Jurisdiction of Office (Check at least one box)

State

County of _____

City of Modesto

Multi-County _____

Other _____

3. Type of Statement (Check at least one box)

Assuming Office/Initial Date: ____/____/____

Annual: The period covered is January 1, 2008, through December 31, 2008.

-or-

The period covered is ____/____/____, through December 31, 2008.

Leaving Office Date Left: ____/____/____ (Check one)

The period covered is January 1, 2008, through the date of leaving office.

-or-

The period covered is ____/____/____, through the date of leaving office.

Candidate Election Year: _____

4. Schedule Summary

▶ Total number of pages including this cover page: _____

▶ Check applicable schedules or "No reportable interests."

I have disclosed interests on one or more of the attached schedules:

Schedule A-1 Yes – schedule attached
Investments (Less than 10% Ownership)

Schedule A-2 Yes – schedule attached
Investments (10% or greater Ownership)

Schedule B Yes – schedule attached
Real Property

Schedule C Yes – schedule attached
Income, Loans, & Business Positions (Income Other than Gifts and Travel Payments)

Schedule D Yes – schedule attached
Income – Gifts

Schedule E Yes – schedule attached
Income – Gifts – Travel Payments

-or-

No reportable interests on any schedule

5. Verification

I have used all reasonable diligence in preparing this statement. I have reviewed this statement and to the best of my knowledge the information contained herein and in any attached schedules is true and complete.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date Signed October, 30, 2009
(month, day, year)

Signature Jennifer Allsup
(File the originally signed statement with your filing official.)

Please type or print in ink.

NAME (LAST) Allsup	(FIRST) Jennifer	(MIDDLE) Ann	DAYTIME TELEPHONE NUMBER [REDACTED]
MAILING ADDRESS (Business Address Acceptable) [REDACTED]	STREET Modesto	CITY Ca	STATE Ca
		ZIP CODE [REDACTED]	OPTIONAL: E-MAIL ADDRESS [REDACTED]@yahoo.com

1. Office, Agency, or Court

Name of Office, Agency, or Court:
Entertainment Commission

Division, Board, District, if applicable:
City of Modesto

Your Position:
Commissioner

▶ If filing for multiple positions, list additional agency(ies)/ position(s): (Attach a separate sheet if necessary.)

Agency: **B**

Position: **A**

2. Jurisdiction of Office (Check at least one box)

State

County of _____

City of **Modesto**

Multi-County _____

Other _____

3. Type of Statement (Check at least one box)

Assuming Office/Initial Date: ____/____/____

Annual: The period covered is January 1, 2009, through December 31, 2009.

-or-

The period covered is ____/____/____, through December 31, 2009.

Leaving Office Date Left: ____/____/____ (Check one)

The period covered is January 1, 2009, through the date of leaving office.

-or-

The period covered is ____/____/____, through the date of leaving office.

Candidate Election Year: _____

4. Schedule Summary

▶ Total number of pages including this cover page: _____

▶ Check applicable schedules or "No reportable interests."

I have disclosed interests on one or more of the attached schedules:

Schedule A-1 Yes – schedule attached
Investments (Less than 10% Ownership)

Schedule A-2 Yes – schedule attached
Investments (10% or Greater Ownership)

Schedule B Yes – schedule attached
Real Property

Schedule C Yes – schedule attached
Income, Loans, & Business Positions (Income Other than Gifts and Travel Payments)

Schedule D Yes – schedule attached
Income – Gifts

Schedule E Yes – schedule attached
Income – Gifts – Travel Payments

-or-

No reportable interests on any schedule

5. Verification

I have used all reasonable diligence in preparing this statement. I have reviewed this statement and to the best of my knowledge the information contained herein and in any attached schedules is true and complete.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date Signed **Jan 13, 2010**
(month, day, year)

Signature **Jennifer Allsup**
(File the originally signed statement with your filing official.)

STATEMENT OF ECONOMIC INTERESTS
COVER PAGE

Date Received
RECEIVED
MODesto CITY CLERK
11 JUN -2 PM 2:34

Please type or print in ink.

NAME OF FILER (LAST) (FIRST) (MIDDLE)
Ailsup, Jennifer Ann

1. Office, Agency, or Court

Agency Name
Modesto Entertainment Commission
Division, Board, Department, District, if applicable
Your Position
Commissioner

► If filing for multiple positions, list below or on an attachment.

Agency: N/A Position: N/A

2. Jurisdiction of Office (Check at least one box)

State Judge (Statewide Jurisdiction)
 Multi-County County of _____
 City of Modesto, California Other _____

3. Type of Statement (Check at least one box)

Annual: The period covered is January 1, 2010, through December 31, 2010. -or-
The period covered is ____/____/____, through December 31, 2010.
 Assuming Office: Date ____/____/____
 Candidate: Election Year _____ Office sought, if different than Part 1: _____
 Leaving Office: Date Left ____/____/____ (Check one)
 The period covered is January 1, 2010, through the date of leaving office.
 The period covered is ____/____/____, through the date of leaving office.

4. Schedule Summary

Check applicable schedules or "None."
► Total number of pages including this cover page: _____
 Schedule A-1 - Investments - schedule attached
 Schedule A-2 - Investments - schedule attached
 Schedule B - Real Property - schedule attached
 Schedule C - Income, Loans, & Business Positions - schedule attached
 Schedule D - Income - Gifts - schedule attached
 Schedule E - Income - Gifts - Travel Payments - schedule attached
-or-
 None - No reportable interests on any schedule

5. Verification

MAILING ADDRESS STREET CITY STATE ZIP CODE
(Business or Agency Address Recommended - Public Document)
[Redacted] Modesto CA [Redacted]
DAYTIME TELEPHONE NUMBER E-MAIL ADDRESS
[Redacted] [Redacted]@yahoo.com

I have used all reasonable diligence in preparing this statement. I have reviewed this statement and to the best of my knowledge the information contained herein and in any attached schedules is true and complete. I acknowledge this is a public document.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date Signed Apr. 7. 2011 (month, day year)
Signature Jennifer Ailsup (File the originally signed statement with your filing official.)

RECEIVED
MODESTO CITY CLERK

12.III -6 PM 2:21

Please type or print in ink.

NAME OF FILER (LAST) ALLSUP (FIRST) JENNIFER (MIDDLE) HOW

1. Office, Agency, or Court

Agency Name MODESTO ENTERTAINMENT COMMISSION
Division, Board, Department, District, if applicable _____ Your Position _____

► If filing for multiple positions, list below or on an attachment.

Agency: _____ Position: _____

2. Jurisdiction of Office (Check at least one box)

- State
- Multi-County _____
- City of MODESTO
- Judge or Court Commissioner (Statewide Jurisdiction)
- County of _____
- Other _____

3. Type of Statement (Check at least one box)

- Annual: The period covered is January 1, 2011, through December 31, 2011.
- or-
- The period covered is _____ through December 31, 2011.
- Assuming Office: Date assumed _____
- Leaving Office: Date Left _____ (Check one)
- The period covered is January 1, 2011, through the date of leaving office.
- The period covered is _____ through the date of leaving office.
- Candidate: Election Year _____ Office sought, if different than Part 1: _____

4. Schedule Summary

Check applicable schedules or "None."

► Total number of pages including this cover page: _____

- Schedule A-1 - Investments - schedule attached
- Schedule A-2 - Investments - schedule attached
- Schedule B - Real Property - schedule attached
- Schedule C - Income, Loans, & Business Positions - schedule attached
- Schedule D - Income - Gifts - schedule attached
- Schedule E - Income - Gifts - Travel Payments - schedule attached

-or-
 None - No reportable interests on any schedule

5. Verification

MAILING ADDRESS _____ CITY MODESTO STATE CA ZIP CODE _____
(Business or Agency Address Recommended - Public Document)

DAYTIME TELEPHONE NUMBER _____ E-MAIL ADDRESS (OPTIONAL) _____
@uphd.com

I have used all reasonable diligence in preparing this statement. I have reviewed this statement and to the best of my knowledge the information contained herein and in any attached schedules is true and complete. I acknowledge this is a public document.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date Signed 6/30/2012
(month, day, year)

Signature Jennifer Allsup
(File the original signed statement with your filing official.)

SCHEDULE A-1 Investments

Stocks, Bonds, and Other Interests (Ownership Interest is Less Than 10%)

Do not attach brokerage or financial statements.

CALIFORNIA FORM 700
FAIR POLITICAL PRACTICES COMMISSION

Name
Jennifer Allsup

▶ NAME OF BUSINESS ENTITY _____

GENERAL DESCRIPTION OF BUSINESS ACTIVITY _____

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____
(Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
 _____ / _____ / 11 _____ / _____ / 11
 ACQUIRED DISPOSED

▶ NAME OF BUSINESS ENTITY _____

GENERAL DESCRIPTION OF BUSINESS ACTIVITY _____

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____
(Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
 _____ / _____ / 11 _____ / _____ / 11
 ACQUIRED DISPOSED

▶ NAME OF BUSINESS ENTITY Lucky Fest

GENERAL DESCRIPTION OF BUSINESS ACTIVITY Downtown Street Festival

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____
(Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
3 / 17 / 11 _____ / _____ / 11
 ACQUIRED DISPOSED

▶ NAME OF BUSINESS ENTITY _____

GENERAL DESCRIPTION OF BUSINESS ACTIVITY _____

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____
(Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
 _____ / _____ / 11 _____ / _____ / 11
 ACQUIRED DISPOSED

▶ NAME OF BUSINESS ENTITY _____

GENERAL DESCRIPTION OF BUSINESS ACTIVITY _____

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____
(Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
 _____ / _____ / 11 _____ / _____ / 11
 ACQUIRED DISPOSED

▶ NAME OF BUSINESS ENTITY _____

GENERAL DESCRIPTION OF BUSINESS ACTIVITY _____

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____
(Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
 _____ / _____ / 11 _____ / _____ / 11
 ACQUIRED DISPOSED

Comments: _____

SCHEDULE A-2
Investments, Income, and Assets
of Business Entities/Trusts
(Ownership Interest is 10% or Greater)

CALIFORNIA FORM 700
FAIR POLITICAL PRACTICES COMMISSION

Name
Jennifer Alkup

▶ 1. BUSINESS ENTITY OR TRUST

Name _____

Address (Business Address Acceptable) _____

Check one
 Trust, go to 2 Business Entity, complete the box, then go to 2

GENERAL DESCRIPTION OF BUSINESS ACTIVITY

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:

\$0 - \$1,999 / / 11 / / 11
 \$2,000 - \$10,000 ACQUIRED DISPOSED
 \$10,001 - \$100,000
 \$100,001 - \$1,000,000
 Over \$1,000,000

NATURE OF INVESTMENT
 Sole Proprietorship Partnership _____ Other

YOUR BUSINESS POSITION _____

▶ 2. IDENTIFY THE GROSS INCOME RECEIVED (INCLUDE YOUR PRO RATA SHARE OF THE GROSS INCOME TO THE ENTITY/TRUST)

\$0 - \$499 \$10,001 - \$100,000
 \$500 - \$1,000 OVER \$100,000
 \$1,001 - \$10,000

▶ 3. LIST THE NAME OF EACH REPORTABLE SINGLE SOURCE OF INCOME OF \$10,000 OR MORE (Attach a separate sheet if necessary.)

▶ 4. INVESTMENTS AND INTERESTS IN REAL PROPERTY HELD BY THE BUSINESS ENTITY OR TRUST

Check one box:
 INVESTMENT REAL PROPERTY

Name of Business Entity, if Investment, or Assessor's Parcel Number or Street Address of Real Property _____

Description of Business Activity or City or Other Precise Location of Real Property _____

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:

\$2,000 - \$10,000 / / 11 / / 11
 \$10,001 - \$100,000 ACQUIRED DISPOSED
 \$100,001 - \$1,000,000
 Over \$1,000,000

NATURE OF INTEREST
 Property Ownership/Deed of Trust Stock Partnership
 Leasehold _____ Yrs. remaining Other _____

Check box if additional schedules reporting investments or real property are attached

▶ 1. BUSINESS ENTITY OR TRUST

Name _____

Address (Business Address Acceptable) _____

Check one
 Trust, go to 2 Business Entity, complete the box, then go to 2

GENERAL DESCRIPTION OF BUSINESS ACTIVITY

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:

\$0 - \$1,999 / / 11 / / 11
 \$2,000 - \$10,000 ACQUIRED DISPOSED
 \$10,001 - \$100,000
 \$100,001 - \$1,000,000
 Over \$1,000,000

NATURE OF INVESTMENT
 Sole Proprietorship Partnership _____ Other

YOUR BUSINESS POSITION _____

▶ 2. IDENTIFY THE GROSS INCOME RECEIVED (INCLUDE YOUR PRO RATA SHARE OF THE GROSS INCOME TO THE ENTITY/TRUST)

\$0 - \$499 \$10,001 - \$100,000
 \$500 - \$1,000 OVER \$100,000
 \$1,001 - \$10,000

▶ 3. LIST THE NAME OF EACH REPORTABLE SINGLE SOURCE OF INCOME OF \$10,000 OR MORE (Attach a separate sheet if necessary.)

▶ 4. INVESTMENTS AND INTERESTS IN REAL PROPERTY HELD BY THE BUSINESS ENTITY OR TRUST

Check one box:
 INVESTMENT REAL PROPERTY

Name of Business Entity, if Investment, or Assessor's Parcel Number or Street Address of Real Property _____

Description of Business Activity or City or Other Precise Location of Real Property _____

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:

\$2,000 - \$10,000 / / 11 / / 11
 \$10,001 - \$100,000 ACQUIRED DISPOSED
 \$100,001 - \$1,000,000
 Over \$1,000,000

NATURE OF INTEREST
 Property Ownership/Deed of Trust Stock Partnership
 Leasehold _____ Yrs. remaining Other _____

Check box if additional schedules reporting investments or real property are attached

Comments: _____

SCHEDULE B
Interests in Real Property
(Including Rental Income)

Name Jennifer Kilsup

▶ ASSESSOR'S PARCEL NUMBER OR STREET ADDRESS

CITY

FAIR MARKET VALUE
 \$2,000 - \$10,000
 \$10,001 - \$100,000
 \$100,001 - \$1,000,000
 Over \$1,000,000

IF APPLICABLE, LIST DATE:
 ACQUIRED / 11 / DISPOSED / 11 /

NATURE OF INTEREST
 Ownership/Deed of Trust
 Easement
 Leasehold _____ Yrs. remaining _____ Other _____

IF RENTAL PROPERTY, GROSS INCOME RECEIVED
 \$0 - \$499 \$500 - \$1,000 \$1,001 - \$10,000
 \$10,001 - \$100,000 OVER \$100,000

SOURCES OF RENTAL INCOME: If you own a 10% or greater interest, list the name of each tenant that is a single source of income of \$10,000 or more.

▶ ASSESSOR'S PARCEL NUMBER OR STREET ADDRESS

CITY

FAIR MARKET VALUE
 \$2,000 - \$10,000
 \$10,001 - \$100,000
 \$100,001 - \$1,000,000
 Over \$1,000,000

IF APPLICABLE, LIST DATE:
 ACQUIRED / 11 / DISPOSED / 11 /

NATURE OF INTEREST
 Ownership/Deed of Trust Easement
 Leasehold _____ Yrs. remaining _____ Other _____

IF RENTAL PROPERTY, GROSS INCOME RECEIVED
 \$0 - \$499 \$500 - \$1,000 \$1,001 - \$10,000
 \$10,001 - \$100,000 OVER \$100,000

SOURCES OF RENTAL INCOME: If you own a 10% or greater interest, list the name of each tenant that is a single source of income of \$10,000 or more.

* You are not required to report loans from commercial lending institutions made in the lender's regular course of business on terms available to members of the public without regard to your official status. Personal loans and loans received not in a lender's regular course of business must be disclosed as follows:

NAME OF LENDER*

ADDRESS (Business Address Acceptable)

BUSINESS ACTIVITY, IF ANY, OF LENDER

INTEREST RATE _____ % None TERM (Months/Years) _____

HIGHEST BALANCE DURING REPORTING PERIOD
 \$500 - \$1,000 \$1,001 - \$10,000
 \$10,001 - \$100,000 OVER \$100,000
 Guarantor, if applicable

NAME OF LENDER*

ADDRESS (Business Address Acceptable)

BUSINESS ACTIVITY, IF ANY, OF LENDER

INTEREST RATE _____ % None TERM (Months/Years) _____

HIGHEST BALANCE DURING REPORTING PERIOD
 \$500 - \$1,000 \$1,001 - \$10,000
 \$10,001 - \$100,000 OVER \$100,000
 Guarantor, if applicable

Comments: _____

SCHEDULE C
Income, Loans, & Business
Positions
 (Other than Gifts and Travel Payments)

CALIFORNIA FORM 700
 FAIR POLITICAL PRACTICES COMMISSION

Name
Jennifer Allsup

1. INCOME RECEIVED	1. INCOME RECEIVED
NAME OF SOURCE OF INCOME _____	NAME OF SOURCE OF INCOME _____
ADDRESS (Business Address Acceptable) _____	ADDRESS (Business Address Acceptable) _____
BUSINESS ACTIVITY, IF ANY, OF SOURCE _____	BUSINESS ACTIVITY, IF ANY, OF SOURCE _____
YOUR BUSINESS POSITION _____	YOUR BUSINESS POSITION _____
GROSS INCOME RECEIVED <input type="checkbox"/> \$500 - \$1,000 <input type="checkbox"/> \$1,001 - \$10,000 <input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> OVER \$100,000	GROSS INCOME RECEIVED <input type="checkbox"/> \$500 - \$1,000 <input type="checkbox"/> \$1,001 - \$10,000 <input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> OVER \$100,000
CONSIDERATION FOR WHICH INCOME WAS RECEIVED <input type="checkbox"/> Salary <input type="checkbox"/> Spouse's or registered domestic partner's income <input type="checkbox"/> Loan repayment <input type="checkbox"/> Partnership <input type="checkbox"/> Sale of _____ <small>(Real property, car, boat, etc.)</small> <input type="checkbox"/> Commission or <input type="checkbox"/> Rental Income, list each source of \$10,000 or more _____ <input type="checkbox"/> Other _____ <small>(Describe)</small>	CONSIDERATION FOR WHICH INCOME WAS RECEIVED <input type="checkbox"/> Salary <input type="checkbox"/> Spouse's or registered domestic partner's income <input type="checkbox"/> Loan repayment <input type="checkbox"/> Partnership <input type="checkbox"/> Sale of _____ <small>(Real property, car, boat, etc.)</small> <input type="checkbox"/> Commission or <input type="checkbox"/> Rental Income, list each source of \$10,000 or more _____ <input type="checkbox"/> Other _____ <small>(Describe)</small>

2. LOANS RECEIVED OR OUTSTANDING DURING THE REPORTING PERIOD

* You are not required to report loans from commercial lending institutions, or any indebtedness created as part of a retail installment or credit card transaction, made in the lender's regular course of business on terms available to members of the public without regard to your official status. Personal loans and loans received not in a lender's regular course of business must be disclosed as follows:

NAME OF LENDER* _____	INTEREST RATE _____ % <input type="checkbox"/> None	TERM (Months/Years) _____
ADDRESS (Business Address Acceptable) _____	SECURITY FOR LOAN <input type="checkbox"/> None <input type="checkbox"/> Personal residence <input type="checkbox"/> Real Property _____ <small>Street address</small> _____ <small>City</small> <input type="checkbox"/> Guarantor _____ <input type="checkbox"/> Other _____ <small>(Describe)</small>	
BUSINESS ACTIVITY, IF ANY, OF LENDER _____		
HIGHEST BALANCE DURING REPORTING PERIOD <input type="checkbox"/> \$500 - \$1,000 <input type="checkbox"/> \$1,001 - \$10,000 <input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> OVER \$100,000		

Comments: _____

SCHEDULE D
Income – Gifts

Name
Jennifer Allsup

<p>▶ NAME OF SOURCE</p> <p>ADDRESS (Business Address Acceptable)</p> <p>BUSINESS ACTIVITY, IF ANY, OF SOURCE</p> <table border="1"> <thead> <tr> <th>DATE (mm/dd/yy)</th> <th>VALUE</th> <th>DESCRIPTION OF GIFT(S)</th> </tr> </thead> <tbody> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> </tbody> </table>	DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____	<p>▶ NAME OF SOURCE</p> <p>ADDRESS (Business Address Acceptable)</p> <p>BUSINESS ACTIVITY, IF ANY, OF SOURCE</p> <table border="1"> <thead> <tr> <th>DATE (mm/dd/yy)</th> <th>VALUE</th> <th>DESCRIPTION OF GIFT(S)</th> </tr> </thead> <tbody> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> </tbody> </table>	DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____
DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							
DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							
<p>▶ NAME OF SOURCE</p> <p>ADDRESS (Business Address Acceptable)</p> <p>BUSINESS ACTIVITY, IF ANY, OF SOURCE</p> <table border="1"> <thead> <tr> <th>DATE (mm/dd/yy)</th> <th>VALUE</th> <th>DESCRIPTION OF GIFT(S)</th> </tr> </thead> <tbody> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> </tbody> </table>	DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____	<p>▶ NAME OF SOURCE</p> <p>ADDRESS (Business Address Acceptable)</p> <p>BUSINESS ACTIVITY, IF ANY, OF SOURCE</p> <table border="1"> <thead> <tr> <th>DATE (mm/dd/yy)</th> <th>VALUE</th> <th>DESCRIPTION OF GIFT(S)</th> </tr> </thead> <tbody> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> </tbody> </table>	DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____
DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							
DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							
<p>▶ NAME OF SOURCE</p> <p>ADDRESS (Business Address Acceptable)</p> <p>BUSINESS ACTIVITY, IF ANY, OF SOURCE</p> <table border="1"> <thead> <tr> <th>DATE (mm/dd/yy)</th> <th>VALUE</th> <th>DESCRIPTION OF GIFT(S)</th> </tr> </thead> <tbody> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> </tbody> </table>	DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____	<p>▶ NAME OF SOURCE</p> <p>ADDRESS (Business Address Acceptable)</p> <p>BUSINESS ACTIVITY, IF ANY, OF SOURCE</p> <table border="1"> <thead> <tr> <th>DATE (mm/dd/yy)</th> <th>VALUE</th> <th>DESCRIPTION OF GIFT(S)</th> </tr> </thead> <tbody> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> <tr> <td>___/___/___</td> <td>\$ _____</td> <td>_____</td> </tr> </tbody> </table>	DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____	___/___/___	\$ _____	_____
DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							
DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							
___/___/___	\$ _____	_____																							

Comments: _____

SCHEDULE E
Income – Gifts
Travel Payments, Advances,
and Reimbursements

Name
Jennifer Allsup

- You must mark either the gift or income box.
- Mark the 501(c)(3) box for a travel payment received from a nonprofit 501(c)(3) organization. These payments are not subject to the \$420 gift limit, but may result in a disqualifying conflict of interest.

<p>▶ NAME OF SOURCE _____</p> <p>ADDRESS (Business Address Acceptable) _____</p> <p>CITY AND STATE _____</p> <p>BUSINESS ACTIVITY, IF ANY, OF SOURCE _____ <input type="checkbox"/> 501 (c)(3)</p> <p>DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____ <small>(If gift)</small></p> <p>TYPE OF PAYMENT: (must check one) <input checked="" type="checkbox"/> Gift <input type="checkbox"/> Income</p> <p><input type="checkbox"/> Made a Speech/Participated in a Panel</p> <p><input type="checkbox"/> Other - Provide Description _____</p>	<p>▶ NAME OF SOURCE _____</p> <p>ADDRESS (Business Address Acceptable) _____</p> <p>CITY AND STATE _____</p> <p>BUSINESS ACTIVITY, IF ANY, OF SOURCE _____ <input type="checkbox"/> 501 (c)(3)</p> <p>DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____ <small>(If gift)</small></p> <p>TYPE OF PAYMENT: (must check one) <input type="checkbox"/> Gift <input type="checkbox"/> Income</p> <p><input type="checkbox"/> Made a Speech/Participated in a Panel</p> <p><input type="checkbox"/> Other - Provide Description _____</p>
<p>▶ NAME OF SOURCE _____</p> <p>ADDRESS (Business Address Acceptable) _____</p> <p>CITY AND STATE _____</p> <p>BUSINESS ACTIVITY, IF ANY, OF SOURCE _____ <input type="checkbox"/> 501 (c)(3)</p> <p>DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____ <small>(If gift)</small></p> <p>TYPE OF PAYMENT: (must check one) <input type="checkbox"/> Gift <input type="checkbox"/> Income</p> <p><input type="checkbox"/> Made a Speech/Participated in a Panel</p> <p><input type="checkbox"/> Other - Provide Description _____</p>	<p>▶ NAME OF SOURCE _____</p> <p>ADDRESS (Business Address Acceptable) _____</p> <p>CITY AND STATE _____</p> <p>BUSINESS ACTIVITY, IF ANY, OF SOURCE _____ <input type="checkbox"/> 501 (c)(3)</p> <p>DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____ <small>(If gift)</small></p> <p>TYPE OF PAYMENT: (must check one) <input type="checkbox"/> Gift <input type="checkbox"/> Income</p> <p><input type="checkbox"/> Made a Speech/Participated in a Panel</p> <p><input type="checkbox"/> Other - Provide Description _____</p>

Comments: _____

STATEMENT OF ECONOMIC INTERESTS

Date Received
Official Use Only

RECEIVED
COVER PAGE
MODESTO CITY CLERK

Please type or print in ink.

NAME OF FILER (LAST) Alsup (MIDDLE) Ann
13 JUL 11 11:15 AM
Knafler

1. Office, Agency, or Court

Agency Name MODESTO ENTERTAINMENT COMMISSION
Division, Board, Department, District, if applicable _____
Your Position _____

► If filing for multiple positions, list below or on an attachment.

Agency: _____ Position: _____

2. Jurisdiction of Office (Check at least one box)

State Judge or Court Commissioner (Statewide Jurisdiction)
 Multi-County _____
 City of Modesto County of _____
 Other _____

3. Type of Statement (Check at least one box)

Annual: The period covered is January 1, 2012, through December 31, 2012.
-or-
The period covered is _____, through December 31, 2012.
 Assuming Office: Date assumed _____
 Leaving Office: Date Left _____ (Check one)
 The period covered is January 1, 2012, through the date of leaving office.
 The period covered is _____, through the date of leaving office.
 Candidate: Election year _____ and office sought, if different than Part 1: _____

4. Schedule Summary

Check applicable schedules or "None."
► Total number of pages including this cover page: _____
 Schedule A-1 - Investments - schedule attached
 Schedule A-2 - Investments - schedule attached
 Schedule B - Real Property - schedule attached
 Schedule C - Income, Loans, & Business Positions - schedule attached
 Schedule D - Income - Gifts - schedule attached
 Schedule E - Income - Gifts - Travel Payments - schedule attached
-or-
 None - No reportable interests on any schedule

5. Verification

MAILING ADDRESS Modesto Ca STATE _____ ZIP CODE _____
(Business or Agency Address Recommended - Public Document)

DAYTIME TELEPHONE NUMBER _____ E-MAIL ADDRESS (OPTIONAL) @yahoo.com

I have used all reasonable diligence in preparing this statement. I have reviewed this statement and to the best of my knowledge the information contained herein and in any attached schedules is true and complete. I acknowledge this is a public document.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date Signed May 6, 2013 Signature _____
(month, day, year) (File the originally signed statement with your filing official.)

COVER PAGE

RECEIVED
MODESTO CITY CLERK

Please type or print in ink.

NAME OF FILER (LAST) ALLSUP (FIRST) JENNIFER (MIDDLE) ANN 14 MAR 10 5:39

1. Office, Agency, or Court

Agency Name (Do not use acronyms) MODESTO ENTERTAINMENT COMMISSION (COMMISSIONER)
Division, Board, Department, District, if applicable _____ Your Position _____

► If filing for multiple positions, list below or on an attachment. (Do not use acronyms)

Agency: _____ Position: _____

2. Jurisdiction of Office (Check at least one box)

- State
- Multi-County _____
- City of Modesto
- Judge or Court Commissioner (Statewide Jurisdiction)
- County of Stanislaus
- Other _____

3. Type of Statement (Check at least one box)

- Annual: The period covered is January 1, 2013, through December 31, 2013.
- or-
- The period covered is _____, through December 31, 2013.
- Assuming Office: Date assumed _____
- Leaving Office: Date Left _____ (Check one)
- The period covered is January 1, 2013, through the date of leaving office.
- The period covered is _____, through the date of leaving office.
- Candidate: Election year _____ and office sought, if different than Part 1: _____

4. Schedule Summary

- Check applicable schedules or "None." ► Total number of pages including this cover page: _____
- Schedule A-1 - Investments - schedule attached
 - Schedule A-2 - Investments - schedule attached
 - Schedule B - Real Property - schedule attached
 - Schedule C - Income, Loans, & Business Positions - schedule attached
 - Schedule D - Income - Gifts - schedule attached
 - Schedule E - Income - Gifts - Travel Payments - schedule attached
- or-
- None - No reportable interests on any schedule

5. Verification

MAILING ADDRESS STREET CITY STATE ZIP CODE
 (Business or Agency Address Recommended - Public Document) _____ Modesto CA _____

DAYTIME TELEPHONE NUMBER _____ E-MAIL ADDRESS (OPTIONAL) _____
 _____ @gmail.com

I have used all reasonable diligence in preparing this statement. I have reviewed this statement and to the best of my knowledge the information contained herein and in any attached schedules is true and complete. I acknowledge this is a public document.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date Signed March 6, 2014
(month, day, year)

Signature Jennifer Allsup
(File the originally signed statement with your filing official.)

SCHEDULE A-2
Investments, Income, and Assets
of Business Entities/Trusts
 (Ownership Interest is 10% or Greater)

1. BUSINESS ENTITY OR TRUST

Name Sweet Pea Knickers Promotions/Dan/Sue
 Address (Business Address Acceptable) 721 Castle Road, Modesto CA 95350

Check one
 Trust, go to 2 Business Entity, complete the box, then go to 2

GENERAL DESCRIPTION OF THIS BUSINESS

Promoting Bands/Event Coordination

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:
 \$0 - \$1,999 / /13 / /13
 \$2,000 - \$10,000 ACQUIRED DISPOSED
 \$10,001 - \$100,000
 \$100,001 - \$1,000,000
 Over \$1,000,000

NATURE OF INVESTMENT
 Partnership Sole Proprietorship Other

YOUR BUSINESS POSITION Duex

2. IDENTIFY THE GROSS INCOME RECEIVED (INCLUDE YOUR PRO RATA SHARE OF THE GROSS INCOME TO THE ENTITY/TRUST)

\$0 - \$499 \$10,001 - \$100,000
 \$500 - \$1,000 OVER \$100,000
 \$1,001 - \$10,000

3. LIST THE NAME OF EACH REPORTABLE SINGLE SOURCE OF INCOME OF \$10,000 OR MORE (Attach a separate sheet if necessary.)

None

4. INVESTMENTS AND INTERESTS IN REAL PROPERTY HELD OR LEASED BY THE BUSINESS ENTITY OR TRUST

Check one box:
 INVESTMENT REAL PROPERTY

Name of Business Entity, if Investment, or Assessor's Parcel Number or Street Address of Real Property

Description of Business Activity or City or Other Precise Location of Real Property

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:
 \$2,000 - \$10,000 / /13 / /13
 \$10,001 - \$100,000 ACQUIRED DISPOSED
 \$100,001 - \$1,000,000
 Over \$1,000,000

NATURE OF INTEREST
 Property Ownership/Deed of Trust Stock Partnership

Leasehold _____ Other _____
 Yrs. remaining

Check box if additional schedules reporting investments or real property are attached

1. BUSINESS ENTITY OR TRUST

Name _____
 Address (Business Address Acceptable) _____

Check one
 Trust, go to 2 Business Entity, complete the box, then go to 2

GENERAL DESCRIPTION OF THIS BUSINESS

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:
 \$0 - \$1,999 / /13 / /13
 \$2,000 - \$10,000 ACQUIRED DISPOSED
 \$10,001 - \$100,000
 \$100,001 - \$1,000,000
 Over \$1,000,000

NATURE OF INVESTMENT
 Partnership Sole Proprietorship Other

YOUR BUSINESS POSITION _____

2. IDENTIFY THE GROSS INCOME RECEIVED (INCLUDE YOUR PRO RATA SHARE OF THE GROSS INCOME TO THE ENTITY/TRUST)

\$0 - \$499 \$10,001 - \$100,000
 \$500 - \$1,000 OVER \$100,000
 \$1,001 - \$10,000

3. LIST THE NAME OF EACH REPORTABLE SINGLE SOURCE OF INCOME OF \$10,000 OR MORE (Attach a separate sheet if necessary.)

None

4. INVESTMENTS AND INTERESTS IN REAL PROPERTY HELD OR LEASED BY THE BUSINESS ENTITY OR TRUST

Check one box:
 INVESTMENT REAL PROPERTY

Name of Business Entity, if Investment, or Assessor's Parcel Number or Street Address of Real Property

Description of Business Activity or City or Other Precise Location of Real Property

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:
 \$2,000 - \$10,000 / /13 / /13
 \$10,001 - \$100,000 ACQUIRED DISPOSED
 \$100,001 - \$1,000,000
 Over \$1,000,000

NATURE OF INTEREST
 Property Ownership/Deed of Trust Stock Partnership

Leasehold _____ Other _____
 Yrs. remaining

Check box if additional schedules reporting investments or real property are attached

Comments: _____

SCHEDULE B
Interests in Real Property
 (Including Rental Income)

Name Jennifer Allison

▶ ASSESSOR'S PARCEL NUMBER OR STREET ADDRESS _____

CITY _____

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:
 \$2,000 - \$10,000
 \$10,001 - \$100,000
 \$100,001 - \$1,000,000
 Over \$1,000,000

ACQUIRED / / 13 DISPOSED / / 13

NATURE OF INTEREST
 Ownership/Deed of Trust Easement
 Leasehold _____ _____
Yrs. remaining Other

IF RENTAL PROPERTY, GROSS INCOME RECEIVED
 \$0 - \$499 \$500 - \$1,000 \$1,001 - \$10,000
 \$10,001 - \$100,000 OVER \$100,000

SOURCES OF RENTAL INCOME: If you own a 10% or greater interest, list the name of each tenant that is a single source of income of \$10,000 or more.
 None

▶ ASSESSOR'S PARCEL NUMBER OR STREET ADDRESS _____

CITY _____

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:
 \$2,000 - \$10,000
 \$10,001 - \$100,000
 \$100,001 - \$1,000,000
 Over \$1,000,000

ACQUIRED / / 13 DISPOSED / / 13

NATURE OF INTEREST
 Ownership/Deed of Trust Easement
 Leasehold _____ _____
Yrs. remaining Other

IF RENTAL PROPERTY, GROSS INCOME RECEIVED
 \$0 - \$499 \$500 - \$1,000 \$1,001 - \$10,000
 \$10,001 - \$100,000 OVER \$100,000

SOURCES OF RENTAL INCOME: If you own a 10% or greater interest, list the name of each tenant that is a single source of income of \$10,000 or more.
 None

* You are not required to report loans from commercial lending institutions made in the lender's regular course of business on terms available to members of the public without regard to your official status. Personal loans and loans received not in a lender's regular course of business must be disclosed as follows:

NAME OF LENDER* _____

ADDRESS (Business Address Acceptable) _____

BUSINESS ACTIVITY, IF ANY, OF LENDER _____

INTEREST RATE _____ % None TERM (Months/Years) _____

HIGHEST BALANCE DURING REPORTING PERIOD
 \$500 - \$1,000 \$1,001 - \$10,000
 \$10,001 - \$100,000 OVER \$100,000
 Guarantor, if applicable

NAME OF LENDER* _____

ADDRESS (Business Address Acceptable) _____

BUSINESS ACTIVITY, IF ANY, OF LENDER _____

INTEREST RATE _____ % None TERM (Months/Years) _____

HIGHEST BALANCE DURING REPORTING PERIOD
 \$500 - \$1,000 \$1,001 - \$10,000
 \$10,001 - \$100,000 OVER \$100,000
 Guarantor, if applicable

Comments: _____

SCHEDULE C
Income, Loans, & Business
Positions
 (Other than Gifts and Travel Payments)

CALIFORNIA FORM 700
 FAIR POLITICAL PRACTICES COMMISSION

Name
Jean For Allsup

▶ 1. INCOME RECEIVED	▶ 1. INCOME RECEIVED
NAME OF SOURCE OF INCOME _____	NAME OF SOURCE OF INCOME _____
ADDRESS (Business Address Acceptable) _____	ADDRESS (Business Address Acceptable) _____
BUSINESS ACTIVITY, IF ANY, OF SOURCE _____	BUSINESS ACTIVITY, IF ANY, OF SOURCE _____
YOUR BUSINESS POSITION _____	YOUR BUSINESS POSITION _____
GROSS INCOME RECEIVED <input type="checkbox"/> \$500 - \$1,000 <input type="checkbox"/> \$1,001 - \$10,000 <input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> OVER \$100,000	GROSS INCOME RECEIVED <input type="checkbox"/> \$500 - \$1,000 <input type="checkbox"/> \$1,001 - \$10,000 <input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> OVER \$100,000
CONSIDERATION FOR WHICH INCOME WAS RECEIVED <input type="checkbox"/> Salary <input type="checkbox"/> Spouse's or registered domestic partner's income <input type="checkbox"/> Loan repayment <input type="checkbox"/> Partnership <input type="checkbox"/> Sale of _____ <small>(Real property, car, boat, etc.)</small> <input type="checkbox"/> Commission or <input type="checkbox"/> Rental Income, list each source of \$10,000 or more _____ <input type="checkbox"/> Other _____ <small>(Describe)</small>	CONSIDERATION FOR WHICH INCOME WAS RECEIVED <input type="checkbox"/> Salary <input type="checkbox"/> Spouse's or registered domestic partner's income <input type="checkbox"/> Loan repayment <input type="checkbox"/> Partnership <input type="checkbox"/> Sale of _____ <small>(Real property, car, boat, etc.)</small> <input type="checkbox"/> Commission or <input type="checkbox"/> Rental Income, list each source of \$10,000 or more _____ <input type="checkbox"/> Other _____ <small>(Describe)</small>

▶ 2. LOANS RECEIVED OR OUTSTANDING DURING THE REPORTING PERIOD

* You are not required to report loans from commercial lending institutions, or any indebtedness created as part of a retail installment or credit card transaction, made in the lender's regular course of business on terms available to members of the public without regard to your official status. Personal loans and loans received not in a lender's regular course of business must be disclosed as follows:

NAME OF LENDER* _____	INTEREST RATE _____ % <input type="checkbox"/> None	TERM (Months/Years) _____
ADDRESS (Business Address Acceptable) _____	SECURITY FOR LOAN	
BUSINESS ACTIVITY, IF ANY, OF LENDER _____	<input type="checkbox"/> None <input type="checkbox"/> Personal residence <input type="checkbox"/> Real Property _____ <small style="margin-left: 150px;">Street address</small> _____ <small style="margin-left: 150px;">City</small>	
HIGHEST BALANCE DURING REPORTING PERIOD <input type="checkbox"/> \$500 - \$1,000 <input type="checkbox"/> \$1,001 - \$10,000 <input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> OVER \$100,000	<input type="checkbox"/> Guarantor _____ <input type="checkbox"/> Other _____ <small style="margin-left: 150px;">(Describe)</small>	

Comments: _____

**SCHEDULE D
Income – Gifts**

CALIFORNIA FORM 700
FAIR POLITICAL PRACTICES COMMISSION

Name _____
Jennifer Alsey

▶ NAME OF SOURCE (Not an Acronym) _____

ADDRESS (Business Address Acceptable) _____

BUSINESS ACTIVITY, IF ANY, OF SOURCE _____

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

▶ NAME OF SOURCE (Not an Acronym) _____

ADDRESS (Business Address Acceptable) _____

BUSINESS ACTIVITY, IF ANY, OF SOURCE _____

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

▶ NAME OF SOURCE (Not an Acronym) _____

ADDRESS (Business Address Acceptable) _____

BUSINESS ACTIVITY, IF ANY, OF SOURCE _____

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

▶ NAME OF SOURCE (Not an Acronym) _____

ADDRESS (Business Address Acceptable) _____

BUSINESS ACTIVITY, IF ANY, OF SOURCE _____

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

▶ NAME OF SOURCE (Not an Acronym) _____

ADDRESS (Business Address Acceptable) _____

BUSINESS ACTIVITY, IF ANY, OF SOURCE _____

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

▶ NAME OF SOURCE (Not an Acronym) _____

ADDRESS (Business Address Acceptable) _____

BUSINESS ACTIVITY, IF ANY, OF SOURCE _____

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

Comments: _____

SCHEDULE E
Income – Gifts
Travel Payments, Advances,
and Reimbursements

Name
Jennifer Allsup

- Mark either the gift or income box.
- Mark the "501(c)(3)" box for a travel payment received from a nonprofit 501(c)(3) organization, or the "Speech" box if you made a speech or participated in a panel. These payments are not subject to the \$440 gift limit, but may result in a disqualifying conflict of interest.

▶ NAME OF SOURCE (Not an Acronym) _____

ADDRESS (Business Address Acceptable) _____

CITY AND STATE _____

BUSINESS ACTIVITY, IF ANY, OF SOURCE _____ 501 (c)(3)

DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____
 (If gift)

TYPE OF PAYMENT: (must check one) Gift Income

Made a Speech/Participated in a Panel

Other - Provide Description _____

▶ NAME OF SOURCE (Not an Acronym) _____

ADDRESS (Business Address Acceptable) _____

CITY AND STATE _____

BUSINESS ACTIVITY, IF ANY, OF SOURCE _____ 501 (c)(3)

DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____
 (If gift)

TYPE OF PAYMENT: (must check one) Gift Income

Made a Speech/Participated in a Panel

Other - Provide Description _____

▶ NAME OF SOURCE (Not an Acronym) _____

ADDRESS (Business Address Acceptable) _____

CITY AND STATE _____

BUSINESS ACTIVITY, IF ANY, OF SOURCE _____ 501 (c)(3)

DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____
 (If gift)

TYPE OF PAYMENT: (must check one) Gift Income

Made a Speech/Participated in a Panel

Other - Provide Description _____

▶ NAME OF SOURCE (Not an Acronym) _____

ADDRESS (Business Address Acceptable) _____

CITY AND STATE _____

BUSINESS ACTIVITY, IF ANY, OF SOURCE _____ 501 (c)(3)

DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____
 (If gift)

TYPE OF PAYMENT: (must check one) Gift Income

Made a Speech/Participated in a Panel

Other - Provide Description _____

Comments: _____

Exhibit A-11

**CONFLICT OF INTEREST CODE
OF THE
ENTERTAINMENT COMMISSION
OF THE CITY OF MODESTO**

The Political Reform Act (Government Code Section 8100, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 Cal. Code of Regs. 18730) which contains the terms of a standard conflict of interest code. After public notice and hearing it may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendix designating officials and employees and establishing disclosure categories, shall constitute the conflict of interest code of the Entertainment Commission.

Designated employees shall file their statements with the Office of the City Clerk which will make the statements available for public inspection and reproduction. (Gov. Code Section 81008). Statements for all designated employees will be retained by the Office of the City Clerk.

ENTERTAINMENT COMMISSION

CONFLICT OF INTEREST CODE

APPENDIX "A"

<u>Designated Positions</u>	<u>Disclosure Category</u>
Chairperson, All Committee Members	1
Consultant	1

ENTERTAINMENT COMMISSION

CONFLICT OF INTEREST CODE

EXHIBIT "B"

Disclosure Categories

An investment, interest in real property, or income is reportable if the business entity in which the investment is held, the interest in real property, or the income, or source of income may foreseeably be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

Group 1: Designated employees in this group shall report all business positions, all investments, interests in real property, income, loans or gifts from individuals or businesses - Schedules A, B, C, D, E and F - from all sources located in or doing business within the jurisdiction. (Real property shall be deemed to be "within the jurisdiction" if the property or any part of it is located within or not more than two miles outside the boundaries of the city or within two miles of any land owned or used by the City.) A consultant designated under this category is required to file their economic disclosure form with the Clerk at the beginning and at the end of their contract term.

Exhibit A-12

Auto-filled -
~~June 15, 2020~~ 10/29/2009

Ms. Jennifer Allsup

Modesto, CA

Re: **Form 700 Statement of Economic Interests: Assuming Office Filing**

Congratulations on your recent appointment to the Entertainment Commission! The Political Reform Act requires public officials to disclose assets and income which may be materially affected by their official actions. As an Entertainment Commission member you are required to file a Conflict of Interest Statement Form 700 within 30 days of assuming office. We ask that you return the enclosed Form 700 as soon as possible as they are used to determine possible conflicts of interest on agenda items discussed at the Entertainment Commission meetings.

Instructions are found within the packet. The City Clerk's Office may be able to provide general answers to your questions. More specific questions need to be answered by the Fair Political Practices Commission, and you will find that phone number at the lower right corner of each page.

A couple of notes that might help in filling out Form 700:

Return just those pages you fill out—This means if you have no reportable interests, you will be returning only the Cover Sheet.

Be sure to date and sign your Form 700 and return to the City Clerk's office by **as soon as possible but not later than Thursday, November 29, 2009.**

Please feel free to call the City Clerk's office at 577-5396 if you have any questions.

Sincerely,

Diane N. Perez
Assistant City Clerk

June 9, 2016

Ms. Jennifer Allsup

██████████
Modesto, CA ██████████

Re: FPPC Form 700 – Entertainment Commission Annual Statement (2015)

Dear Ms. Allsup:

According to our records, you have not filed your Statement of Economic Interests (Form 700) due on April 1, 2016. **Please file immediately.** The deadline cannot be extended. Government Code Section 91013 provides that any person who files a statement after its deadline shall be liable in the amount of \$10 per day, up to a maximum of \$100.”

Enclosed you will find a copy of the Form 700. General questions regarding the form can be directed to the City Clerk’s Office (577-5396); for technical questions, please contact Fair Political Practices Commission directly at 866-ASK-FPPC.

If you believe that this letter was sent in error, please contact me immediately and I will look into the matter.

Very truly yours,

Stephanie Lopez
City Clerk

sl
Enclosure

cc: Laurie Smith



**City of Modesto
Office of the City Clerk**
1010 Tenth Street, Suite 6600
Modesto, CA 95354

September 19, 2016

Ms. Jennifer Allsup
[REDACTED]
Modesto, CA [REDACTED]

Re: FPPC Form 700 – Entertainment Commission Annual Statement (2015) and
Leaving Office Statement

Dear Ms. Allsup:

According to our records, you still have not filed your Statement of Economic Interests (Form 700) due on April 1, 2016. In addition, since you are no longer on the Entertainment Commission, we require a Leaving Office Statement. **Please file immediately.** Both statements can be completed at once by checking the box 'Leaving Office' in Section 3, filling in the date you left the Commission, and checking the box "The period covered is January 1, 2015, through the date of leaving office." The deadline cannot be extended. Government Code Section 91013 provides that "any person who files a statement after its deadline shall be liable in the amount of \$10 per day, up to a maximum of \$100."

Enclosed you will find a copy of the Form 700. Please consider this your final notice to turn in your Form. If you have any questions concerning reporting requirements, please contact the FPPC office at 1-866-275-3772.

Please submit your form to the City Clerk's office by Friday, September 30, 2016 prior to 5:00 PM. If we do not hear from you by that date, our office may forward your paperwork to the FPPC for further action.

Thank you,

Cathi Erbe
Assistant City Clerk

Enclosure



City of Modesto
Office of the City Clerk
1010 Tenth Street, Suite 6600
Modesto, CA 95354

October 17, 2016

Ms. Jennifer Allsup
[REDACTED]
Modesto, CA [REDACTED]

Re: FPPC Form 700 – Entertainment Commission Annual Statement (2015) and
Leaving Office Statement

Dear Ms. Allsup:

According to our records, you still have not filed your Statement of Economic Interests (Form 700) due on April 1, 2016. In addition, since you are no longer on the Entertainment Commission, we require a Leaving Office Statement. **Please file immediately.** Both statements can be completed at once by checking the box 'Leaving Office' in Section 3, filling in the date you left the Commission, and checking the box "The period covered is January 1, 2015, through the date of leaving office." The deadline cannot be extended. Government Code Section 91013 provides that "any person who files a statement after its deadline shall be liable in the amount of \$10 per day, up to a maximum of \$100."

Enclosed you will find a copy of the Form 700. If you have any questions concerning reporting requirements, please contact the FPPC office at 1-866-275-3772.

Please submit your form to the City Clerk's office by Monday, October 31, 2016 prior to 5:00 PM. If we do not hear from you by that date, our office will forward your paperwork to the FPPC for further action. This is the final notification that you will receive from our office.

Thank you,

Cathi Erbe
Assistant City Clerk

Enclosure

cc: Laurie Smith

Cathi Erbe

From: noreply@salesforce.com on behalf of Complaint org-wide <complaint@fppc.ca.gov>
Sent: Wednesday, November 02, 2016 1:15 PM
To: Cathi Erbe
Subject: FPPC Complaint Submission Confirmation

ALL SUP



We have received your complaint.

For future reference, the Complaint Number is: COM-11022016-10813

If you have filed a sworn complaint, we will notify you of our intended action in approximately 14 days.

If, however, you did not file a sworn complaint, you can track the resolution of your complaint via our website at <http://www.fppc.ca.gov/>.

Once you have submitted your complaint, you can check the status of the complaint by emailing your complaint confirmation number to complaint@fppc.ca.gov.

Thank you.

Entertainment
Commission

Log 2016

Submitted 11/2/16 for termination
700.

Cathi Erbe

From: noreply@salesforce.com on behalf of Kathryn Trumbly <ktrumbly@fppc.ca.gov>
Sent: Wednesday, April 18, 2018 4:14 PM
To: Cathi Erbe
Subject: Has Jennifer Allsup filed any Form 700s recently?

Cathi,

I have been in communication with Ms. Allsup and she informed me a few days ago that she would be going to the City Clerk's office to file her statements. Has she done so? If so, please provide a copy of those statements.

With gratitude,

Katie Trumbly
Enforcement Division
California Fair Political Practices Commission
1102 Q Street, Suite 3000 | Sacramento, CA 95811 • ktrumbly@fppc.ca.gov • Phone: (916) 322-0939 • Enf. Fax
916.322.1932

Confidentiality notice: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any review, use, disclosure, or distribution not authorized by the intended recipient(s) is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

4-24 Katie Called -
I verified st. it not received.

Cathi Erbe

From: Cathi Erbe
Sent: Wednesday, November 06, 2019 3:34 PM
To: 'Cheng Saetern'
Subject: RE: Jennifer Allsup

Hi Cheng,

Our records show that Jennifer Allsup last served as an Entertainment Commissioner on May 5, 2016. She was a guest at the June 16, 2016 Entertainment Commission meeting to receive recognition for her service before the new Commissioners.

I have not received any of her missing form 700's, but if I do I will let you know immediately.

Thank you,

Cathi Erbe
Assistant City Clerk
City of Modesto
1010 Tenth Street Suite 6600
Modesto, CA 95353

(209)577-5397

From: Cheng Saetern [<mailto:csaetern@fppc.ca.gov>]
Sent: Wednesday, November 06, 2019 1:08 PM
To: Cathi Erbe
Subject: Jennifer Allsup
Importance: High

Hi Cathi,

Following our phone conversation, please provide me with Ms. Jennifer Allsup's, former Modesto Entertainment Commissioner, leave office date.

Additionally, if Ms. Allsup has filed any of her missing form 700s, please provide me with a copy.

Sincerely,



Cheng Saetern
Enforcement Division
Fair Political Practices Commission
(916) 327-6359 | csaetern@fppc.ca.gov
<http://www.fppc.ca.gov>
1102 Q Street, Suite 3000, Sacramento, CA 95811

Exhibit A-13

Re: Jennifer Allsup - Entertainment Commission

Victoria Anderson <vanderson@fppc.ca.gov>

Fri 7/10/2020 3:58 PM

To: Cathi Erbe <cerbe@modestogov.com>

Thank you for letting me know.

Have a great weekend as well!



Victoria Anderson

Law Clerk, Enforcement Division
FAIR POLITICAL PRACTICES COMMISSION
1102 Q St, Ste 3000 | Sacramento, CA 95811
Phone: (916) 520-4670 | Fax: (916) 322-1932

Confidentiality Notice: This email message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any review, use, disclosure, or distribution not authorized by the intended recipient(s) is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

From: Cathi Erbe <cerbe@modestogov.com>
Sent: Friday, July 10, 2020 1:51 PM
To: Victoria Anderson <vanderson@fppc.ca.gov>
Subject: RE: Jennifer Allsup - Entertainment Commission

She has not. I haven't heard from her in years, I'm afraid...

Have a good, safe weekend.

Thank you,

Cathi Erbe
Assistant City Clerk
Modesto City Clerk's Office
1010 Tenth Street, Suite 6600
P.O. Box 642
Modesto, CA 95353
(209) 577-5397
cerbe@modestogov.com

In accordance with the requirements of Title II of the Americans with Disabilities Act ("ADA") of 1990, the Fair Employment & Housing Act ("FEHA"), the Rehabilitation Act of 1973 (as amended), Government Code section 11135 and other applicable codes, the City of Modesto ("City") will not discriminate against individuals on the basis of disability in the City's services, programs, or activities. For more information, please visit the City of Modesto website at <https://www.modestogov.com/865/Americans-with-Disabilities-Act-ADA>

From: Victoria Anderson <vanderson@fppc.ca.gov>
Sent: Friday, July 10, 2020 12:35 PM
To: Cathi Erbe <cerbe@modestogov.com>
Subject: Jennifer Allsup - Entertainment Commission

Good Afternoon Ms. Erbe,

I am working on documents for Jennifer Allsup and I just wanted to confirm with you that she has not filed the outstanding SEIs for 2014, 2015, and Leaving Office.

Thank you,



Victoria Anderson

Law Clerk, Enforcement Division

FAIR POLITICAL PRACTICES COMMISSION

1102 Q St, Ste 3000 | Sacramento, CA 95811

Phone: (916) 520-4670 | Fax: (916) 322-1932

Confidentiality Notice: This email message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any review, use, disclosure, or distribution not authorized by the intended recipient(s) is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

Exhibit A-14



August 17, 2020

Jennifer Allsup

██████████
Modesto, CA ██████████

Courtesy Copy via email: ██████████@gmail.com

NOTICE OF INTENT TO ENTER DEFAULT DECISION AND ORDER

**RE: FPPC No. 16/20047
In the Matter of Jennifer Allsup**

Dear Ms. Allsup:

On January 28, 2020, you were personally served with an accusation in the above referenced matter. Pursuant to the Administrative Procedure Act, you were required to file a notice of defense within 15 days after service of the accusation to request an administrative hearing. You were granted an extension to file a notice of defense until February 27, 2020. You did not file a notice of defense. **As a result, you have waived your right to an administrative hearing.**¹

The Fair Political Practices Commission (the “Commission”) will proceed with a default, decision and order (“default”) against you. The initial notice of this default will appear on the published agenda for the Commission’s public meeting on September 17, 2020. This agenda will be public and you could be contacted by the media with questions. The Commission will be asked to adopt the default at the subsequent public meeting on October 15, 2020, and impose an administrative penalty of \$12,000 against you.

Following the issuance of the default, the Commission will obtain a judgment in superior court for the amount owed and then take action to collect the judgment. Please be advised that administrative penalties for violations of the Political Reform Act cannot be discharged in bankruptcy proceedings.

///

¹ Government Code section 11505.

You may still resolve this matter informally by way of a stipulated settlement if an agreement can be reached prior to this matter appearing for consideration by the Commission. Please contact me at (916) 322-5771 or abreron@fppc.ca.gov if you wish to enter into a settlement to resolve this matter in its entirety.

Sincerely,

A handwritten signature in blue ink that reads "Angela J. Brereton". The signature is written in a cursive style with a large initial "A".

Angela J. Brereton
Assistant Chief Counsel
Enforcement Division

Exhibit A-15



September 21, 2020

Jennifer Allsup

[REDACTED]

Modesto, CA [REDACTED]

NOTICE OF INTENT TO ENTER DEFAULT DECISION AND ORDER

**RE: FPPC No. 16/20047
In the Matter of Jennifer Allsup**

Dear Ms. Allsup:

On January 28, 2020, you were personally served with an accusation in the above referenced matter. Pursuant to the Administrative Procedure Act, you were required to file a notice of defense within 15 days after service of the accusation to request an administrative hearing. You were granted an extension to file a notice of defense until February 27, 2020. You did not file a notice of defense. **As a result, you have waived your right to an administrative hearing.**¹

The Fair Political Practices Commission (the “Commission”) will proceed with a default, decision and order (“default”) against you. The initial notice of this default appeared on the published agenda for the Commission’s public meeting on September 17, 2020. The Commission will be asked to adopt the default at its public meeting scheduled for October 15, 2020, and impose an administrative penalty of \$12,000 against you. A copy of the default, decision, and order and accompanying exhibits the Commission will consider at its meeting on October 15, 2020 is enclosed with this letter.

You may, but you are not required to, provide a response brief, along with any supporting materials, no later than five calendar days before the Commission hearing at which the default is scheduled to be heard. Your response brief must be served on the Commission Assistant, at the above address.

Following the issuance of the default order and imposition of the administrative penalty, we will commence legal proceedings to collect this fine, which may include converting the Commission’s order to a court judgment. Please be advised that administrative penalties for violations of the Political Reform Act cannot be discharged in bankruptcy proceedings.

///

¹ Government Code section 11505.

This letter is your last opportunity to resolve this matter informally by way of a stipulated settlement, before the default proceedings are commenced. If we do not reach a resolution, the enclosed documents will be placed on the Commission's agenda for the October 15, 2020 meeting. Please contact me at (916) 322-5771 or abreron@fppc.ca.gov if you wish to enter into a negotiated settlement. Any settlement requires that you immediately file the delinquent statements of economic interest (Form 700) and fully and completely disclose your interests.

Sincerely,



Angela Brereton
Assistant Chief Counsel
Enforcement Division

Enclosures