



CITY OF MISSION VIEJO  
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**FAIR POLITICAL PRACTICES COMMISSION**

428 J Street • Suite 620 • Sacramento, CA 95814-2329  
(916) 322-5660 • Fax (916) 322-0886

January 3, 2012

Karen Hamman  
200 Civic Center  
Mission Viejo, CA 92691

RE: FPPC Case No. 10/019; Citizens to Recall Lance MacLean, Eugene Dale Tyler and  
Connie Lee

Dear Ms. Hamman:

In response to the complaint you submitted regarding the above-referenced matter, please be advised that the Fair Political Practices Commission has closed its file by issuing two separate warning letters. A copy of each warning letter is enclosed. Also, the investigator will return the signed petitions shortly.

Thank you for taking the time to bring this matter to our attention. If you have any questions regarding this decision, I can be reached at (916)324-8787.

Sincerely,

A handwritten signature in cursive script that reads "Bridgette Castillo".

Bridgette Castillo  
Commission Counsel  
Enforcement Division



## FAIR POLITICAL PRACTICES COMMISSION

428 J Street • Suite 620 • Sacramento, CA 95814-2329  
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January 3, 2012

Eugene Dale Tyler  
Citizens to Recall Lance MacLean  
26771 Magdalena Lane  
Mission Viejo, CA 92691

**Re: Warning Letter**  
FPPC No. 10/019

Dear Mr. Tyler:

The Fair Political Practices Commission (the “Commission”) enforces the provisions of the Political Reform Act (the “Act”).<sup>1</sup> This letter is in response to a referral from the Mission Viejo City Clerk alleging that you and the Citizens to Recall Lance MacLean committee (“Committee”) failed to provide the street addresses for paid signature gatherers and made expenditures over \$100 in cash.

The Commission has completed investigation into the facts of this case. Specifically, the Commission found that you and the Committee failed to timely disclose the street addresses for paid signature gatherers and failed to maintain required records.

The Act provides in Section 84211, subdivision (k), for each person to whom \$100 or more has been made during the period of the campaign statement, among multiple requirements, the street address of the person to whom the expenditure was made must be disclosed in the campaign statement. Additionally, Section 84300, subdivision (b), requires that no expenditure of \$100 or more shall be made in cash. Further, Section 84104 requires that ballot measure committees and the treasurers of those committees maintain the detailed accounts, records, bills, and receipts necessary to prepare campaign statements, to establish that a campaign statement was properly filed, and to comply with the campaign reporting provisions of the Act.

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

You and the Committee violated the Act because you failed to timely disclose the street addresses for signature gatherers on the campaign statement for the period July 1, 2009, through August 30, 2009 and failed to maintain sufficient campaign records as required by the Act. However, the Commission has decided to close this matter with an issuance of this warning letter based on the facts that: 1) the Commission did not find a violation of making a single expenditure of \$100 or more in cash; 2) you and the Committee amended the campaign statement to disclose the street addresses of the paid signature gatherers prior to the February 2, 2010 election; and 3) you and the Committee have no prior enforcement history.

This letter serves as a written warning. The information in this matter will be retained and may be considered should an enforcement action become necessary based on newly discovered information or future conduct. Failure to comply with the provisions of the Act in the future will result in monetary penalties of up to \$5,000 for each violation.

A warning letter is an FPPC case resolution without administrative prosecution or fine. However, the warning letter resolution does not provide you with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Fair Political Practices Commission. If you wish to avail yourself of these proceedings by requesting that your case proceed with prosecution rather than a warning, please notify us within ten (10) days from the date of this letter. Upon this notification, the FPPC will rescind this warning letter and proceed with administrative prosecution of this case. If we do not receive such notification, this warning letter will be posted on the FPPC's website ten (10) days from the date of this letter.

Please feel free to contact me at (916) 324-8787 with any questions you may have regarding this letter.

Sincerely,



Bridgette Castillo  
Commission Counsel  
Enforcement Division



## FAIR POLITICAL PRACTICES COMMISSION

428 J Street • Suite 620 • Sacramento, CA 95814-2329  
(916) 322-5660 • Fax (916) 322-0886

January 3, 2012

Connie Lee  
22796 Orense  
Mission Viejo, CA 92691

### **Warning Letter Re: FPPC No. 10/019; Connie Lee, Respondent**

Dear Ms. Lee:

The Fair Political Practices Commission (the "FPPC") enforces the provisions of the Political Reform Act (the "Act"),<sup>1</sup> found in Government Code section 81000, et seq. This letter is in response to an investigation alleging that a committee Citizens to Recall Lance MacLean violated the Act. During that investigation, we uncovered evidence that you failed to file a major donor campaign statement.

The FPPC has completed its investigation of the facts in this case. Specifically, the FPPC found that in 2009, you made three contributions to the Citizens to Recall Lance MacLean, totaling \$12,053, but failed to file a major donor statement in connection with those contributions.

Specifically the Act defines a committee to include any person that makes contributions totaling \$10,000 or more in a calendar year to or at the behest of candidates or committees. (Section 82013.) Persons who qualify as a major donor file campaign statements on a semi-annual basis disclosing the contributions made during a six-month period. (Section 84200.)

Your actions violated the Act because you made \$12,053 in contributions to Citizens to Recall Lance MacLean in 2009, but failed to file a major donor campaign statement. You are still required to file a major donor campaign statement. However, the FPPC has decided to close

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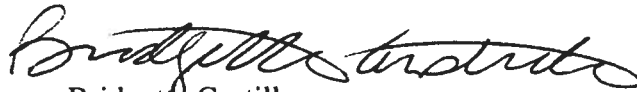
this matter with a warning letter based on the facts that you cooperated with the investigation and you have no history with the Enforcement Division.

This letter serves as a written warning. The information in this matter will be retained and may be considered should an enforcement action become necessary based on newly discovered information or future conduct. Failure to comply with the provisions of the Act in the future will result in monetary penalties of up to \$5,000 for each violation.

A warning letter is an FPPC case resolution without administrative prosecution or fine. However, the warning letter resolution does not provide you with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Fair Political Practices Commission. If you wish to avail yourself of these proceedings by requesting that your case proceed with prosecution rather than a warning, please notify us within ten (10) days from the date of this letter. Upon this notification, the FPPC will rescind this warning letter and proceed with administrative prosecution of this case. If we do not receive such notification, this warning letter will be posted on the FPPC's website ten (10) days from the date of this letter.

Please feel free to contact me with any questions you may have regarding this letter at (916)324-8787.

Sincerely,

A handwritten signature in black ink, appearing to read "Bridgette Castillo".

Bridgette Castillo  
Commission Counsel  
Enforcement Division