



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

January 3, 2022

Marjorie Rubio

Via email: [REDACTED]

Warning Letter: Case No. 2021-00859, Marjorie Rubio

Dear Ms. Rubio:

The Enforcement Division of the Fair Political Practices Commission (“FPPC”) enforces the provisions of the Political Reform Act (the “Act”).¹ This letter is in response to a referral from the San Bernardino County Registrar of Voters office alleging that you failed to timely file a Candidate Statement of Economic Interests (“SEI”) and Form 501 (Candidate Intention Statement) in connection with your candidacy for the Hesperia Unified School District Board in the November 3, 2020 General Election. The Enforcement Division has completed its review of the facts in this case and found that you failed to timely file a Candidate SEI and Form 501.

Under the Act, a candidate for elective local office is required to file a Candidate SEI disclosing their investments, interests in real property, and income received during the immediately preceding 12 months.² The SEI must be filed no later than the deadline for the declaration of candidacy.³ Additionally, under the Act, a candidate for local office must file a Form 501 for each election prior to soliciting or receiving any contributions or making expenditures from personal funds on behalf of their candidacy.⁴ An individual who intends to run for local office must file the Form 501 with the same filing officer that as they would file their original campaign statements.⁵

You violated the Act by failing to file the Candidate SEI by August 7, 2020, the deadline to file the declaration of candidacy, and failing to file Form 501 prior to receiving contributions for your candidacy. However, for the following reasons, the Enforcement Division has decided to close your case with this warning letter rather than a fine: You filed your Candidate SEI and Form 501 after you were contacted by the Enforcement Division, you were an unsuccessful candidate, you timely filed both pre-election campaign statements, as well as a 24-Hour Report (Form 497) to disclose the contribution that qualified your committee, *Rubio for School Board Member 2020*, and you 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.

¹ The Political Reform Act is contained in Government Code Sections 81000 through 91014.

² Section 87302.3.

³ *Ibid.*

⁴ Section 85200.

⁵ *Ibid.*

A warning letter is an Enforcement Division case resolution without administrative prosecution or fine. The Commission has adopted Regulation 18360.1 to authorize the Enforcement Division to issue warning letters to conclude cases in specified circumstances. 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 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 Enforcement Division 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 Commission's website ten (10) days from the date of this letter. If you have questions, please contact Tara Stock at tstock@fppc.ca.gov.

Sincerely,

Angela J. Brereton

Angela J. Brereton, Chief
Enforcement Division

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