



STATE OF CALIFORNIA  
FAIR POLITICAL PRACTICES COMMISSION  
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## MEMORANDUM

To: Chair Remke, and Commissioners Audero, Casher, Wasserman and Wynne

From: Erin V. Peth, Executive Director  
Galena West, Chief of Enforcement  
Bridgette Castillo, Senior Commission Counsel

Date: July 6, 2016

RE: Assignment of Hearing to Administrative Law Judge (“ALJ”)

Case Name: In the Matter of Albert Robles, Friends of Albert Robles Officeholder Account, Committee to Re-Elect Albert Robles and Robles for Carson City Council 2013 (FPPC Case No. 13/217)

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### I. INTRODUCTION

Respondent Albert Robles has been a member of the Water Replenishment District of Southern California, Division 5 (“Water District”) since 1992. Robles was an unopposed candidate for re-election for the Water District in the November 6, 2012 election. Friends of Albert Robles Officeholder Account (“Friends Committee”) and Committee to Re-Elect Albert Robles (“Re-Elect Committee”) were both Robles’ candidate controlled committees in connection with the Water District. The Friends Committee was terminated effective December 31, 2012. Additionally, Robles was a successful candidate for the Carson City Council in the March 5, 2013 Election. Robles for Carson City Council 2013 (“City Council Committee”) is his candidate controlled committee. At all relevant times, Albert Robles has been the treasurer of the Friends Committee, Re-Elect Committee and the City Council Committee.

Under the Political Reform Act<sup>1</sup> (“Act”), a candidate, candidate-controlled committees and treasurer have a duty to timely disclose required information regarding financial activity, timely file campaign statements, timely file 24 Hour Reports and timely file Statements of Economic Interests (“SEI”). In this matter, Robles and the Re-Elect Committee violated the Act by failing to timely file and disclose contributions received and expenditures made on a semi-annual campaign statement, failing to file 2 pre-election campaign statements and failing to timely file 2 additional semi-annual campaign statements. Robles, the Re-Elect Committee and Friends Committee violated the Act by failing to timely file 2 pre-election campaign statements and a semi-annual campaign statement. Robles and the City Council Committee violated the Act by failing to file two 24 Hour Reports, failing to disclose 6 in-kind contributions in at least two separate reports within 48 hours of receipt made during the late contribution reporting period, failing to timely file 2 semi-annual campaign statements and failing to identify the controlled committee by name when making a written

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<sup>1</sup> 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.

solicitation for contributions. Robles, individually, failed to timely file his 2014 SEI and failed to timely file an Assuming Office SEI to a designated position within 30 days of assuming office.

Robles, the Friends Committee, Re-Elect Committee and the City Council Committee have requested an administrative hearing on the Accusation attached hereto as Exhibit A. The Accusation alleges 17 violations of the Act.

## **II. COMMISSION ACTION IS ONLY REQUIRED IF THE COMMISSION DESIRES TO PARTICIPATE IN THE ADMINISTRATIVE HEARING**

The Executive Director and the Chief of Enforcement are recommending that the hearing should be conducted before an Administrative Law Judge (“ALJ”) pursuant to Section 11512, subdivision (a). The ALJ will then make a recommendation to the Commission on the findings of fact, law and penalty, if applicable, in the matter. The Commission will then have the opportunity to make the final determination on the case.

This memorandum is submitted to each member of the Commission pursuant to Regulation 18361.5, subdivision (b), which provides:

If the Executive Director determines that a hearing on the merits should be conducted before an administrative law judge alone pursuant to Government Code section 11512(a), he or she shall provide a copy of the accusation as well as a memorandum describing the issues involved to each member of the Commission. If, at the next regularly scheduled meeting, two or more Commissioners indicate a desire to participate in the hearing, the matter will be scheduled for a hearing before the Commission when an administrative law judge is available.

Thus, no Commission Action is required if the Commission approves of the recommendation that the administrative hearing in this matter should be conducted before an ALJ. However, two or more Commissioners may vote to keep the matter with the Commission if so desired.

## **III. PROCEDURAL HISTORY**

The Friends Committee, Re-Elect Committee, the City Council Committee and Robles were served with a Report in support of a Finding of Probable Cause by personal service on January 19, 2016. After no response from the Friends Committee, Re-Elect Committee, the City Council Committee or Robles, on March 3, 2016, the Hearing Officer issued a Finding Probable Cause and Order to Prepare and Serve an Accusation, finding that probable cause exists to believe the Friends Committee, Re-Elect Committee, the City Council Committee and Robles violated the Act. The Hearing Officer issued an Order Re: Probable Cause (“Order”). The Order included a finding that there is probable cause to believe that the Friends Committee, Re-Elect Committee, the City Council Committee and Robles violated the Act, as set forth in the attached Accusation.

On May 3, 2016, the Accusation was personally served on Friends Committee, Re-Elect Committee, the City Council Committee and Robles. On or about May 12, 2016, Friends Committee,

Re-Elect Committee, the City Council Committee and Robles served a Notice of Defense, requesting a hearing.

#### **IV. PROCEDURAL ISSUES**

Every hearing in a contested case must be presided over by an ALJ. The agency itself shall determine whether the ALJ is to hear the case alone or whether the agency itself is to hear the case with the ALJ.<sup>2</sup>

When the agency itself hears the case, the ALJ shall preside at the hearing, rule on the admission and exclusion of evidence, and advise the agency on matters of law; the agency itself shall exercise all other powers relating to the conduct of the hearing but may delegate any or all of them to the ALJ. When the ALJ alone hears a case, he or she shall exercise all powers relating to the conduct of the hearing. A ruling of the ALJ admitting or excluding evidence is subject to review in the same manner and to the same extent as the ALJ's proposed decision in the proceeding.<sup>3</sup>

#### **V. SUMMARY OF THE VIOLATIONS IN THE ACCUSATION**

##### Robles, the Friends Committee and the Re-Elect Committee

COUNT 1: Respondents Albert Robles and Committee to Re-Elect Albert Robles failed to timely file and properly disclose required information regarding \$24,986 in contributions received and failed to timely file and properly disclose required information regarding \$23,277 in expenditures made, during the January 1, 2012, through June 30, 2012, semi-annual campaign statement, in violation of Sections 84200, subd. (a) and 84211, subds. (a)-(j).

COUNT 2: Respondents Albert Robles, Friends of Albert Robles Officeholder Account and Committee to Re-Elect Albert Robles failed to file pre-election campaign statements for the reporting period July 1, 2012, through September 30, 2012, by the October 5, 2012 due date, in violation of Sections 84200.5 (b) and 84200.7 (b).

COUNT 3: Respondents Albert Robles, Friends of Albert Robles Officeholder Account and Committee to Re-Elect Albert Robles failed to file pre-election campaign statements for the reporting period October 1, 2012, through October 20, 2012, by the October 25, 2012 due date, in violation of Sections 84200.5 (b) and 84200.7 (b).

COUNT 4: Respondents Albert Robles, Friends of Albert Robles Officeholder Account and Committee to Re-Elect Albert Robles failed to file a semi-annual campaign statement for the reporting period October 21, 2012, through

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<sup>2</sup> See § 11512, subd. (a).

<sup>3</sup> See § 11512, subd. (b).

December 31, 2012, by the January 31, 2013 due date, in violation of Section 84200.

COUNT 5: Respondents Albert Robles and Committee to Re-Elect Albert Robles failed to file a pre-election campaign statement for the reporting period January 1, 2013, through January 19, 2013, by the January 24, 2013 due date, in violation of Sections 84200.5 (c) and 84200.8 (a).

COUNT 6: Respondents Albert Robles and Committee to Re-Elect Albert Robles failed to file a pre-election campaign statement for the reporting period January 20, 2013, through February 16, 2013, by the February 21, 2013 due date, in violation of Sections 84200.5 (c) and 84200.8 (b).

COUNT 7: Respondents Albert Robles and Committee to Re-Elect Albert Robles failed to file a semi-annual campaign statement for the reporting period January 1, 2014, through June 30, 2014, by the July 31, 2014 due date, in violation of Section 84200.

COUNT 8: Respondents Albert Robles and Committee to Re-Elect Albert Robles failed to file a semi-annual campaign statement for the reporting period January 1, 2015, through June 30, 2015, by the July 31, 2015 due date, in violation of Section 84200.

Robles and the City Council Committee

COUNT 9: Respondents Albert Robles and Robles for Carson City Council 2013 failed to file a 24 hour report to timely disclose a \$1,500 contribution received on January 16, 2013, from Kalyn Tran, within the 90 day period prior to the March 5, 2013 election, in violation of Section 84203.

COUNT 10: Respondents Albert Robles and Robles for Carson City Council 2013 failed to file a 24 hour report to timely disclose a \$1,500 contribution from Foundation for Policy and Government and a \$5,000 contribution from Harris and Associates received on January 18, 2013, within the 90 day period prior to the March 5, 2013 election, in violation of Section 84203.

COUNT 11: Respondents Albert Robles and Robles for Carson City Council 2013 failed to file any reports to timely disclose three in-kind contributions received over \$1,000 during January 2013, due within 48 hours of receipt and received within the 90 day period prior to the March 5, 2013 election, in violation of Sections 84203 and 84203.3.

COUNT 12: Respondents Albert Robles and Robles for Carson City Council 2013 failed to file any reports to timely disclose three in-kind contributions received over \$1,000 during February 2013, due within 48 hours of receipt and received

within the 90 day period prior to the March 5, 2013 election, in violation of Sections 84203 and 84203.3.

COUNT 13: Respondents Albert Robles and Robles for Carson City Council 2013 failed to file a semi-annual campaign statement for the reporting period January 1, 2014, through June 30, 2014, by the July 31, 2014 due date, in violation of Section 84200.

COUNT 14: Respondents Albert Robles and Robles for Carson City Council 2013 failed to file a semi-annual campaign statement for the reporting period January 1, 2015, through June 30, 2015, by the July 31, 2015 due date, in violation of Section 84200.

COUNT 15: Respondents Albert Robles and Robles for Carson City Council 2013 failed to identify the controlled committee by name when making a written solicitation for contributions, in violation of Sections 83112, 85201 and Regulation 18523.1, subdivision (a).

Robles, Individually

COUNT 16: As the Mayor of Carson, Respondent Albert Robles failed to timely file a 2014 Statement of Economic Interests, which was due by April 1, 2015, in violation of Section 87203 and Regulation 18723, subdivision (b)(2).

COUNT 17: As an Alternate Governing Board Member of the South Bay Cities Council of Governments, Respondent Albert Robles failed to file an Assuming Office Statement of Economic Interests, which was due within 30 days of assuming office in July 2015, in violation of Sections 87300 and 87302, subdivision (b).

**VI. CONCLUSION**

If, at the next regularly scheduled meeting, two or more Commissioners indicate a desire to participate in the hearing, the matter will be scheduled for a hearing before the Commission when an ALJ is available. (Regulation 18361.5, subd. (b).) Otherwise, hearing of this matter will be conducted before an ALJ alone pursuant to Section 11512, subdivision (a).



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BEFORE THE FAIR POLITICAL PRACTICES COMMISSION  
STATE OF CALIFORNIA

In the Matter of	)	FPPC No. 13/217
	)	
ALBERT ROBLES, FRIENDS OF ALBERT	)	
ROBLES OFFICEHOLDER ACCOUNT,	)	
COMMITTEE TO RE-ELECT ALBERT	)	ACCUSATION
ROBLES and ROBLES FOR CARSON CITY	)	
COUNCIL 2013,	)	
	)	(Gov. Code §11503)
	)	
Respondents.	)	

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

**JURISDICTION**

1. Complainant is the Enforcement Division of the Fair Political Practices Commission (“Commission”) and makes this Accusation pursuant to the Political Reform Act (the “Act”),<sup>1</sup> in its official capacity and in the public interest.<sup>2</sup>

<sup>1</sup> The Political Reform Act is contained in Government Code §§ 81000 through 91014. The regulations of the Fair Political Practices Commission are contained in §§ 18110 through 18997 of Title 2 of the California Code of Regulations.

<sup>2</sup> Sections 83111, 83116, and 91000.5; Reg. 18361 and 18361.4, subd. (e).

1 2. In 1974, California voters found and declared that previous laws regulating political  
2 practices had suffered from inadequate enforcement, and they intended that the Act be vigorously  
3 enforced.<sup>3</sup> To that end, the Act must be liberally construed to achieve its purposes.<sup>4</sup>

4 3. One of the stated purposes of the Act is to ensure that receipts and expenditures in  
5 election campaigns should be fully and truthfully disclosed in order that the voters may be fully  
6 informed and improper practices may be inhibited.<sup>5</sup> In furtherance of this purpose, the Act establishes a  
7 comprehensive campaign reporting system.

### 8 RESPONDENTS

9 4. Respondent Albert Robles has been a member of the Water Replenishment District of  
10 Southern California, Division 5 (“Water District”) since 1992.

11 5. Robles was an unopposed candidate for re-election for the Water District in the  
12 November 6, 2012 election. Robles was ultimately appointed to the Water District by the Los Angeles  
13 Board of Supervisors on November 20, 2012.

14 6. Friends of Albert Robles Officeholder Account (“Friends Committee”) and Committee  
15 to Re-Elect Albert Robles (“Re-Elect Committee”) were both Robles’ candidate controlled committees  
16 in connection with the Water District. The Friends Committee was terminated effective December 31,  
17 2012.

18 7. Additionally, Robles was a successful candidate for the Carson City Council in the  
19 March 5, 2013 Election.

20 8. Robles for Carson City Council 2013 (“City Council Committee”) is his candidate  
21 controlled committee.

22 9. At all relevant times, Albert Robles has been the treasurer of the Friends Committee,  
23 the Re-Elect Committee and the City Council Committee.

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25 \_\_\_\_\_  
26 <sup>3</sup> Sections 81001, subd. (h), and 81002, subd. (f).

26 <sup>4</sup> Section 81003.

26 <sup>5</sup> Section 81002.



1 10. On or about July 21, 2015, Robles assumed office as an Alternate Governing Board  
2 Member of the South Bay Cities Council of Governments.

### 3 APPLICABLE LAW

#### 4 **A. Committees and Disclosure**

5 11. All applicable law referenced herein is the law as it existed during the relevant time for the  
6 violations alleged in this Accusation.

7 12. "Receipts and expenditures in election campaigns shall be fully and truthfully disclosed in  
8 order that the voters may be fully informed and improper practices may be inhibited."<sup>6</sup> Timely and truthful  
9 disclosure of the source of campaign contributions is an essential part of the Act's mandate. The full  
10 disclosure of receipts and expenditures in election campaigns is provided through the regular filing of  
11 campaign statements.<sup>7</sup>

12 13. The Act defines a "committee" as any person or combination of persons who directly or  
13 indirectly receives contributions totaling \$1,000 or more in a calendar year.<sup>8</sup> This type of committee is  
14 commonly referred to as a "recipient" committee. A committee controlled directly or indirectly by a  
15 candidate, or that acts jointly with a candidate, is a candidate-controlled committee.<sup>9</sup>

#### 16 **B. Duty to File Semi-Annual Campaign Statements**

17 14. The Act requires candidates and their controlled committees to file two semi-annual  
18 campaign statements each year.<sup>10</sup> The first semi-annual campaign statement covers the reporting period  
19 January 1 to June 30, and must be filed by July 31. The second semi-annual campaign statement covers  
20 the reporting period July 1 to December 31, and must be filed by January 31 of the following year. When  
21 a deadline to file a statement or report required by the Act falls on a Saturday, Sunday or official state  
22 holiday, the filing deadline for such a statement or report shall be extended to the next regular business  
23 day.<sup>11</sup>

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24 <sup>6</sup> Section 81002, subdivision (a).

25 <sup>7</sup> Sections 84100 through 84211.

26 <sup>8</sup> Section 82013, subd. (a).

27 <sup>9</sup> Section 82016.

28 <sup>10</sup> Section 84200, subd. (a).

<sup>11</sup> Regulation 18116.

1           **C.     Duty to File Pre-Election Campaign Statements**

2           15.     In addition to semi-annual campaign statements, the Act requires all candidates and their  
3 controlled committees being voted on in an even numbered year in the general election<sup>12</sup> and all candidates  
4 and their controlled committees being voted upon on a date other than the first Tuesday after the first  
5 Monday in June or November of an even-numbered year, to file pre-election campaign statements.<sup>13</sup>

6           16.     If a qualified candidate is unopposed, the Water District will ask the Board of Supervisors  
7 to appoint the qualified candidate. In regard to the November 6, 2012 election, a “Notice of No Election”  
8 was required to be published between October 8, 2012, through October 30, 2012, if the Board of  
9 Supervisors will appoint the candidate.<sup>14</sup>

10          17.     The Act requires that pre-election campaign statements for an election held in November  
11 of an even-numbered year must be filed as follows:

12          (1) For the period ending September 30, a statement to be filed no later than October 5.

13          (2) For the period ending 17 days before the election, a statement to be filed no later than 12 days before  
14 the election.<sup>15</sup>

15          18.     The Act provides that pre-election campaign statements for an election not held in June or  
16 November of an even numbered year must be filed as follows:

17          (1) For the period ending 45 days before the election, the statement must be filed no later than 40 days  
18 before the election.

19          (2) For the period ending 17 days before the election, a statement must be filed no later than 12 days  
20 before the election.<sup>16</sup> For more information about reporting periods and filing deadlines, see the schedule  
21 attached hereto as Exhibit 1, which was published by the Commission and which applies to the elections  
22 that were held on November 6, 2012 and March 5, 2013.

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25 <sup>12</sup> Section 84200.5, subd. (a).

26 <sup>13</sup> Section 84200.5, subd. (c).

27 <sup>14</sup> Water Code Sections 60111- 60141.

28 <sup>15</sup> Section 84200.7, subd. (b).

<sup>16</sup> Section 84200.8, subd. (a) and (b).

1           **D.     The Duty to Timely Disclose Information Regarding Contributions Received**

2           19.     Recipient committees are required to disclose on each campaign statement “[t]he total  
3 amount of contributions received during the period covered by the campaign statement and the total  
4 cumulative amount of contributions received.”<sup>17</sup> Also, each campaign statement must report “[t]he total  
5 amount of contributions received during the period covered by the campaign statement from persons who  
6 have given a cumulative amount of one hundred dollars (\$100) or more.”<sup>18</sup>

7           20.     A contribution is a payment of any kind made for political purposes for which full and  
8 adequate consideration is not made to the donor.<sup>19</sup> A payment is made for political purpose if it is: (1) for  
9 the purpose of influencing or attempting to influence the action of the voters for or against the nomination  
10 or election of a candidate; or (2) it is received by or made at the behest of a candidate or controlled  
11 committee.<sup>20</sup>

12           21.     Each campaign statement must also include the total amount of contributions received from  
13 persons who gave the committee cumulative amounts of less than \$100 during the period covered by the  
14 statement.<sup>21</sup>

15           22.     The Act requires the disclosures of the balance of cash and cash equivalent at the beginning  
16 and end of the relevant reporting period.<sup>22</sup>

17           23.     Further, the Act requires that certain identifying information be provided for each person  
18 from whom a cumulative amount of contributions and loans of \$100 or more has been received during the  
19 period covered by the campaign statement, including the following: (1) the person’s full name; (2) his or  
20 her street address; (3) his or her occupation; (4) the name of his or her employer, or if self-employed, the  
21 name of the business; (5) the date and amount received for each contribution received during the period  
22 covered by the campaign statement and if the contribution is a loan, the interest rate for the loan; and (6)  
23 the cumulative amount of contributions.<sup>23</sup>

24 <sup>17</sup> Section 84211, subd. (a).

25 <sup>18</sup> Section 84211, subd. (c).

26 <sup>19</sup> Sections 82015, subd. (a), 82044 and Regulation 18215, subd. (a).

27 <sup>20</sup> Regulation 18215, subds. (a)(1) and (2).

28 <sup>21</sup> Section 84211, subd. (d).

<sup>22</sup> Section 84211, subd. (e).

<sup>23</sup> Section 84211, subd. (f) and (g).

1           **E.     The Duty to Timely Disclose Information Regarding Expenditures Made**

2           24.     Recipient committees are required to disclose on each campaign statement: (1) the total  
3 amount of expenditures made during the period covered by the campaign statement; and (2) the total  
4 amount of expenditures made during the period covered by the campaign statement to persons who have  
5 received \$100 or more.<sup>24</sup>

6           25.     The Act defines “expenditure” as a payment, forgiveness of a loan, payment of a loan by a  
7 third party, or an enforceable promise to make a payment, unless it is clear from the surrounding  
8 circumstances that it is not made for political purposes. “An expenditure is made on the date the payment  
9 is made or on the date consideration, if any, is received, whichever is earlier.”<sup>25</sup>

10          26.     For each person to whom an expenditure of \$100 or more has been made during the period  
11 covered by the campaign statement, the following information must be disclosed on the campaign  
12 statement: (1) the recipient’s full name; (2) the recipient’s street address; (3) the amount of each  
13 expenditure; and (4) the description of the consideration for which each expenditure was made.<sup>26</sup>

14          27.     Each campaign statement must also include the total amount of expenditures made by the  
15 committee to persons who have received less than \$100 during the period covered by the campaign  
16 statement.<sup>27</sup>

17           **F.     Duty to File 24 Hour Reports**

18          28.     Under the Act, when a committee makes or receives a late contribution, the committee  
19 must disclose the contribution in a late contribution report filed at each office with which the committee  
20 is required to file its next campaign statement, within 24 hours of making or receiving the contribution.<sup>28</sup>

21 A “late contribution” means a contribution which totals in the aggregate one thousand dollars (\$1,000) or  
22 more that is made to or received by a candidate, a controlled committee, or a committee formed or existing  
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24 \_\_\_\_\_  
<sup>24</sup> Section 84211, subd. (b) and (i).

25 <sup>25</sup> Section 82025.

26 <sup>26</sup> Section 84211, subd. (k).

27 <sup>27</sup> Section 84211, subd. (j).

28 <sup>28</sup> Sections 84203, subdivisions (a) and (b), and 84215.

1 primarily to support or oppose a candidate or measure within 90 days before the date of the election at  
2 which the candidate or measure is to be voted on.<sup>29</sup>

3 **G. Duty to File Reports Disclosing In-Kind Contributions**

4 29. A report filed by the recipient of a late in-kind contribution is timely if it is received by the  
5 filing officer within 48 hours of the time the contribution is received.<sup>30</sup>

6 **H. Duty to File Statements of Economic Interests**

7 30. An express purpose of the Act is to ensure that the assets and income of public officials  
8 that may be materially affected by their official actions be disclosed, so that conflicts of interests may be  
9 avoided.<sup>31</sup> In furtherance of this purpose, the Act requires every person who holds an office specified in  
10 Section 87200 to file annual Statements of Economic Interests (“SEI”), disclosing the person’s  
11 reportable economic interests including investments, interests in real property, and sources of income.<sup>32</sup>  
12 Mayors and “members of city councils” are included in Section 87200.<sup>33</sup>

13 31. These statements of economic interests must be filed with the Commission no later than  
14 April 1 of the following year.<sup>34</sup>

15 32. Further, every state and local agency is required to adopt and promulgate a conflict of  
16 interest code. The requirements of an agency’s conflict of interest code have the force of law, and any  
17 violation of those requirements is deemed a violation of the Act.<sup>35</sup>

18 33. An agency’s conflict of interest code must specifically designate the positions within the  
19 agency that are required to file statements of economic interests, disclosing reportable investments,  
20 business positions, interests in real property, and sources of income.<sup>36</sup> The persons who are to be  
21 designated in an agency’s conflict of interest code are the officers, employees, members, and consultants

22 \_\_\_\_\_  
23 <sup>29</sup> Section 82036. The law extending the 24 Hour Reports from 16 days prior to the election to 90 days prior to the election  
became effective on January 1, 2013.

24 <sup>30</sup> Section 84203.3, subd. (b).

25 <sup>31</sup> Section 81002, subd. (c).

26 <sup>32</sup> Section 87203.

27 <sup>33</sup> Section 87200.

28 <sup>34</sup> Regulation 18723, subd. (b)(2).

<sup>35</sup> Section 87300.

<sup>36</sup> Section 87302, subd. (a).

1 of the agency whose position with the agency entails making, or participating in making, governmental  
2 decisions that may foreseeably have a material effect on one or more of the person's economic  
3 interests.<sup>37</sup>

4 34. An agency's conflict of interest code must require every new designated employee of the  
5 agency to file an assuming office SEI within 30 days of assuming office.<sup>38</sup>

6 35. The applicable Conflict of Interest Codes for the South Bay Cities Council of  
7 Governments ("Conflict of Interest Codes") required that each designated employee file an assuming  
8 office SEI within 30 days of assuming office.

9 36. Pursuant to the effective 2015 Conflict of Interest Code, an Alternate Governing Board  
10 Member was a designated position, required to disclose all income, investments, and business positions  
11 in Los Angeles County.

12 **I. Duty to Identify the Controlled Committee by Name When Requesting**  
13 **Contributions**

14 37. The Commission may adopt, amend and rescind rules and regulations to carry out the  
15 purposes and provisions of this title and to govern procedures of the Commission.<sup>39</sup>

16 38. The Act requires that all contributions or loans to a candidate must be deposited into a  
17 single campaign bank account.<sup>40</sup>

18 39. Where a candidate has more than one bank account, for two separate offices, written  
19 solicitations for contributions must specifically identify the campaign committee for which the funds are  
20 sought.<sup>41</sup>

21  
22  
23  
24 <sup>37</sup> Sections 82019, subd. (a) and 87302.

25 <sup>38</sup> Section 87302, subd. (b).

26 <sup>39</sup> Section 83112.

27 <sup>40</sup> Section 85201.

28 <sup>41</sup> Regulation 18523.1, subd. (a).

1  
2 **J. Treasurer and Candidate Liability**

3 40. It is the duty of a committee's treasurer and candidate to ensure that the committee  
4 complies with all of the requirements of the Act concerning the receipt and expenditure of funds, and the  
5 reporting of such funds.<sup>42</sup>

6 41. A committee's treasurer and candidate may be held jointly and severally liable, along  
7 with the committee, for any reporting violations committed by the committee.<sup>43</sup>

8 **K. Commencement of Administrative Action**

9 42. "Service of the probable cause hearing notice, as required by Section 83115.5, upon the  
10 person alleged to have violated this title shall constitute the commencement of the administrative action."<sup>44</sup>

11 43. A finding of probable cause is prohibited unless the person alleged to have violated the  
12 Act is: 1) notified of the violation by service of process or registered mail with return receipt requested;  
13 2) provided with a summary of the evidence; and 3) informed of his right to be present in person and  
14 represented by counsel at any proceeding of the Fair Political Practices Commission held for the purpose  
15 of considering whether probable cause exists for believing the person violated the Act.<sup>45</sup> The required  
16 notice to the alleged violator shall be deemed made on the date of service, the date the registered mail  
17 receipt is signed, or if the registered mail receipt is not signed, the date returned by the post office.<sup>46</sup>

18 44. Administrative action alleging a violation of the Act must be commenced within five years  
19 after the date on which the violation occurred.<sup>47</sup>

20 **L. Factors to be Considered by the Fair Political Practices Commission**

21 45. In framing a proposed order following a finding of a violation pursuant to Section 83116,  
22  
23

24 <sup>42</sup> Sections 81004, subdivision (b), 84100, and 84213, and Regulation 18427,  
subdivisions (a), (b) and (c).

25 <sup>43</sup> Sections 83116.5 and 91006; Regulation 18316.6.

26 <sup>44</sup> Section 91000.5, subd. (a).

27 <sup>45</sup> Section 83115.5.

28 <sup>46</sup> Section 83115.5.

<sup>47</sup> Section 91000.5.

1 the Fair Political Practices Commission and the administrative law judge shall consider all the surrounding  
2 circumstances including but not limited to: (1) The seriousness of the violation; (2) The presence or  
3 absence of any intention to conceal, deceive or mislead; (3) Whether the violation was deliberate,  
4 negligent or inadvertent; (4) Whether the violator demonstrated good faith by consulting the Commission  
5 staff or any other government agency in a manner not constituting a complete defense under Section  
6 83114(b); (5) Whether the violation was isolated or part of a pattern and whether the violator has a prior  
7 record of violations of the Political Reform Act or similar laws; and (6) Whether the violator, upon  
8 learning of a reporting violation, voluntarily filed amendments to provide full disclosure.<sup>48</sup>

### 9 GENERAL FACTS

#### 10 **Water District Committees**

11 46. Robles was the treasurer of the Friends Committee and the Re-Elect Committee in 2012.  
12 The Enforcement Division received non-filer referrals from the Los Angeles County Registrar-  
13 Recorder/County Clerk regarding the Friends Committee and Re-Elect Committee, both in connection  
14 with the Water District.

15 47. The referral was for both committees' failure to file the post-election semi-annual for the  
16 reporting period October 21, 2012, through December 31, 2012 and the pre-election campaign statements  
17 for the Water District committees in connection with the City Council election for the periods January 1,  
18 2013, through January 19, 2013, and January 20, 2013, through February 16, 2013.

19 48. The Act requires candidates, their controlled committees, and the treasurers of those  
20 committees, to file campaign statements at specific times disclosing information regarding contributions  
21 received and expenditures made by their committees.

22 49. When a candidate runs for an office, all of the candidate's open committees must file pre-  
23 election campaign statements.

24 50. According to the California Water Code, if no election shall be held because of  
25 insufficient nominees, a notice of no election shall be published between October 8, 2012, and October  
26 30, 2012.

27 <sup>48</sup> Regulation 18361.5, subd. (d).



1           51.     According to notification maintained by the Los Angeles County Clerk, the final list of  
2 qualified candidates that would not have their name appear on the ballot was dated October 15, 2012,  
3 after the pre-election requirements had been triggered.

4           52.     According to Meeting Minutes maintained by the Los Angeles County Clerk, the Board  
5 of Supervisors appointed Robles and multiple other unopposed qualified candidates to the Water District  
6 on November 20, 2012, after the election.

7           53.     For the period January 1, 2012, through June 30, 2012, Robles and the Re-Elect Committee  
8 failed to timely and properly disclose contributions received of \$24,986 and expenditures made of  
9 \$23,277.

10          54.     Further, for the period July 1, 2012, through December 31, 2012, Robles, the Friends  
11 Committee and the Re-Elect Committee failed to timely file one semi-annual campaign statement and two  
12 pre-election campaign statements in connection with the November 6, 2012 Election.

13          55.     Additionally, Robles and the Re-Elect Committee failed to timely file two pre-election  
14 campaign statements in connection with the March 5, 2013 Election.

15          56.     For the periods January 1, 2014, through June 30, 2014, and January 1, 2015, through June  
16 30, 2015, Robles and the Re-Elect Committee failed to timely file two semi-annual campaign statements.

**Robles and the City Council Committee**

17          57.     Robles and the City Council Committee failed to file two late contribution reports and  
18 failed to file at least two in-kind contribution reports, for three in-kind contributions in January 2013 and  
19 three in-kind contributions in February 2013.

20          58.     Further, for the periods January 1, 2014, through June 30, 2014, and January 1, 2015,  
21 through June 30, 2015, Robles and the City Council Committee failed to timely file two semi-annual  
22 campaign statements and failed to identify the City Council Committee by name when making a written  
23 solicitation for contributions, in violation of the Act.



1 **VIOLATIONS**

2 66. The Friends Committee committed three violations of the Act; the Re-Elect  
3 Committee committed eight violations of the Act; the City Council Committee committed seven violations  
4 of the Act; and Robles committed seventeen violations of the Act, as follows:

5 **Re-Elect Committee and Robles**

6 **COUNT 1**

7 **Failure to Timely File and Properly Disclose Financial Activity on a Semi-Annual Campaign**

8 **Statement**

9 67. Complainant incorporates paragraphs 1 – 66 of this Accusation, as though completely  
10 set forth herein.

11 68. Robles and the Re-Elect Committee had a duty to file a semi-annual campaign statement  
12 for the January 1, 2012, through June 30, 2012 reporting period on or before July 31, 2012, disclosing all  
13 financial activity.

14 69. According to records maintained by the Los Angeles County Clerk, Robles and the Re-  
15 Elect Committee filed the semi-annual campaign statement 54 days late for the January 1, 2012, through  
16 June 30, 2012 reporting period, on September 24, 2012, disclosing no activity during this reporting period.

17 70. According to records maintained by the Los Angeles County Clerk, on or about August 15,  
18 2013, Robles and the Re-Elect Committee then filed an amended campaign statement for the reporting  
19 period January 1, 2012, through June 30, 2012, disclosing \$23,277 in expenditures and \$24,986 in  
20 contributions received.

21 71. According to the Committee bank records, the amended campaign statement accurately  
22 reflected the campaign financial activity during this period.

23 72. As such, Robles and the Re-Elect Committee failed to disclose any financial activity until  
24 over 1 year after the required disclosure. This non-disclosure is aggravated by the fact that Robles failed  
25 to disclose any financial activity until after his election to a separate public office on the Carson City  
26 Council in March 2013.

1           73. By failing to timely file the semi-annual campaign statement for the January 1, 2012,  
2 through June 30, 2012 reporting period and failing to timely and properly disclose approximately \$23,277  
3 in expenditures and \$24,986 in contributions received, Robles and the Re-Elect Committee violated  
4 Sections 84200, subdivision (a) and 84211, subdivisions (a)-(j).

5 **Robles, the Friends Committee and the Re-Elect Committee**

6 **COUNT 2**

7 **Failure to File a Pre-Election Campaign Statement**

8           74. Complainant incorporates paragraphs 1 – 73 of this Accusation, as though completely  
9 set forth herein.

10           75. As a candidate for the Water District Board in the November 6, 2012 election, Robles,  
11 the Friends Committee and the Re-Elect Committee had a duty to file a pre-election campaign statement  
12 for the July 1, 2012, through September 30, 2012 reporting period on or before October 5, 2012 for each  
13 separate committee.

14           76. According to the Los Angeles County Board of Supervisor's Meeting Minutes, on or  
15 about November 20, 2012, the Board of Supervisors appointed multiple candidates to the Water District,  
16 including Robles. As stated above, even though Robles was an uncontested candidate and was appointed  
17 to the Water District, he was required to file pre-election campaign statements disclosing financial  
18 activity in connection with the November 6, 2012 election.

19           77. By failing to file the pre-election campaign statements for the July 1, 2012, through  
20 September 30, 2012 reporting period, Robles, the Friends Committee and the Re-Elect Committee  
21 violated Sections 84200.5, subdivision (b) and 84200.7, subdivision (b).

22 **COUNT 3**

23 **Failure to File a Pre-Election Campaign Statement**

24           78. Complainant incorporates paragraphs 1 – 77 of this Accusation, as though completely  
25 set forth herein.

1 79. As a candidate for the Water District Board in the November 6, 2012 election, Robles,  
2 the Friends Committee and the Re-Elect Committee had a duty to file a pre-election campaign statement  
3 for the October 1, 2012, through October 20, 2012 reporting period on or before October 25, 2012 for  
4 each separate committee.

5 80. According to the Los Angeles County Board of Supervisor's Meeting Minutes, on or  
6 about November 20, 2012, the Board of Supervisors appointed multiple candidates to the Water District,  
7 including Robles. As stated above, even though Robles was an uncontested candidate and was appointed  
8 to the Water District, he was required to file pre-election campaign statements disclosing financial  
9 activity in connection with the November 6, 2012 election.

10 81. By failing to file the pre-election campaign statement for the October 1, 2012, through  
11 October 20, 2012 reporting period, Robles, the Friends Committee and the Re-Elect Committee violated  
12 Sections 84200.5, subdivision (b) and 84200.7, subdivision (b).

13 **COUNT 4**

14 **Failure to Timely File a Semi-Annual Campaign Statement**

15 82. Complainant incorporates paragraphs 1 – 81 of this Accusation, as though completely  
16 set forth herein.

17 83. Robles, the Friends Committee and the Re-Elect Committee had a duty to timely file a  
18 semi-annual campaign statement for the October 21, 2012, through December 31, 2012 reporting period  
19 on or before January 31, 2013.

20 84. According to records maintained by the Los Angeles County Clerk, Robles, the Friends  
21 Committee and the Re-Elect Committee filed the semi-annual campaign statement on August 15, 2013,  
22 over 6 months late.

23 85. According to records maintained by the Los Angeles County Clerk, on August 15, 2013,  
24 Robles, the Friends Committee and the Re-Elect Committee filed a campaign statement for the reporting  
25 period July 1, 2012, through December 31, 2012, covering the two pre-election reporting periods  
26 discussed in Counts 2 and 3, disclosing no financial activity for the Friends Committee and disclosing

1 approximately \$23,065 in contributions received and approximately \$22,209 in expenditures made for the  
2 Re-Elect Committee.

3 86. According to records maintained by the Los Angeles County Clerk, on August 26, 2013,  
4 and according to records maintained by the California Secretary of State's Office, on August 22, 2013,  
5 Robles filed a 410 Termination statement for the Friends Committee, with the termination date for the  
6 Friends Committee on December 31, 2012.

7 87. By failing to timely file the semi-annual campaign statement for the October 21, 2012,  
8 through December 31, 2012 reporting period, Robles, the Friends Committee and the Re-Elect Committee  
9 violated Section 84200.

10 **Robles and the Re-Elect Committee**

11 **COUNT 5**

12 **Failure to Timely File a Pre-Election Campaign Statement**

13 88. Complainant incorporates paragraphs 1 – 87 of this Accusation, as though completely  
14 set forth herein.

15 89. As a candidate for Carson City Council on March 5, 2013, Robles and the Re-Elect  
16 Committee had a duty to file a pre-election campaign statement for all of his controlled committees,  
17 including his Re-Elect Committee, for the January 1, 2013, through January 19, 2013 reporting period on  
18 or before January 24, 2013.

19 90. According to records maintained by the Los Angeles County Clerk, Robles and the Re-  
20 Elect Committee filed the pre-election campaign statement for the January 1, 2013, through January 19,  
21 2013 reporting period on August 7, 2013, after the election.

22 91. By failing to timely file the pre-election campaign statement for the January 1, 2013,  
23 through January 19, 2013 reporting period on or before January 24, 2013, Robles and the Re-Elect  
24 Committee violated Sections 84200.5, subdivision (c) and 84200.8, subdivision (a).

1 **COUNT 6**

2 **Failure to Timely File a Pre-Election Campaign Statement**

3 92. Complainant incorporates paragraphs 1 – 91 of this Accusation, as though completely  
4 set forth herein.

5 93. As a candidate for Carson City Council on March 5, 2013, Robles and the Re-Elect  
6 Committee had a duty to file a pre-election campaign statement for all of his controlled committees,  
7 including his Re-Elect Committee, for the January 20, 2013, through February 16, 2013 reporting period  
8 on or before February 21, 2013.

9 94. According to records maintained by the Los Angeles County Clerk, Robles and the Re-  
10 Elect Committee filed the pre-election campaign statement for the January 20, 2013, through February 16,  
11 2013 reporting period on August 7, 2013, after the election.

12 95. By failing to timely file the pre-election campaign statement for the January 20, 2013,  
13 through February 16, 2013 reporting period on or before February 21, 2013, Robles and the Re-Elect  
14 Committee violated Sections 84200.5, subdivision (c) and 84200.8, subdivision (b).

15 **COUNT 7**

16 **Failure to Timely File a Semi-Annual Campaign Statement**

17 96. Complainant incorporates paragraphs 1 – 95 of this Accusation, as though completely  
18 set forth herein.

19 97. Robles and the Re-Elect Committee had a duty to file a semi-annual campaign statement  
20 for the January 1, 2014, through June 30, 2014 reporting period, on or before July 31, 2014.

21 98. According to records maintained by the Los Angeles County Clerk, Robles and the Re-  
22 Elect Committee filed the semi-annual campaign statement for the January 1, 2014, through June 30, 2014  
23 reporting period on August 21, 2014.

24 99. By failing to timely file the semi-annual campaign statement for the January 1, 2014,  
25 through June 30, 2014 reporting period on or before July 31, 2014, Robles and the Re-Elect Committee  
26 violated Section 84200.

1 **COUNT 8**

2 **Failure to Timely File a Semi-Annual Campaign Statement**

3 100. Complainant incorporates paragraphs 1 – 99 of this Accusation, as though completely  
4 set forth herein.

5 101. Robles and the Re-Elect Committee had a duty to file a semi-annual campaign statement  
6 for the January 1, 2015, through June 30, 2015 reporting period, on or before July 31, 2015.

7 102. According to records maintained by the Los Angeles County Clerk, Robles and the Re-  
8 Elect Committee filed the semi-annual campaign statement for the January 1, 2015, through June 30, 2015  
9 reporting period on September 18, 2015.

10 103. By failing to timely file a semi-annual campaign statement for the January 1, 2015, through  
11 June 30, 2015 reporting period on or before July 31, 2015, Robles and the Re-Elect Committee violated  
12 Section 84200.

13 **Robles and the City Council Committee**

14 **COUNT 9**

15 **Failure to a File 24 Hour Contribution Report**

16 104. Complainant incorporates paragraphs 1 – 103 of this Accusation, as though completely  
17 set forth herein.

18 105. Robles was a candidate for the Carson City Council in the March 5, 2013 election.

19 106. Robles and the City Council Committee had a duty to file 24 Hour Contribution Reports  
20 when they made or received one thousand dollars (\$1,000) or more within 90 days before the date of the  
21 election at which the candidate is to be voted on.

22 107. The late contribution reporting period for the March 5, 2013 election was January 1, 2013,  
23 through March 4, 2013.

24 108. According to the filing officer, no 24 Hour Contribution Report was filed for a contribution  
25 received on January 16, 2013, as shown in the following table.

Count	Date the Late Contribution was Received	Filing Deadline	Contributor	Amount of the Late Contribution
9	January 16, 2013	Within 24 Hours	Kalyn H. Tran	\$1,500
			Total:	\$1,500



1  
2 109. By failing to file a 24 Hour Contribution Report of a contribution of \$1,000 or more within  
3 90 days of the March 5, 2013 election, Robles and the City Council Committee violated Section 84203.

4 **COUNT 10**

5 **Failure to a File 24 Hour Contribution Report**

6 110. Complainant incorporates paragraphs 1 – 109 of this Accusation, as though completely  
7 set forth herein.

8 111. Robles was a candidate for the Carson City Council in the March 5, 2013 election.

9 112. Robles and the City Council Committee had a duty to file 24 Hour Contribution Reports  
10 when they made or received one thousand dollars (\$1,000) or more within 90 days before the date of the  
11 election at which the candidate is to be voted on.

12 113. The late contribution reporting period for the March 5, 2013 election was January 1, 2013,  
13 through March 4, 2013.

14 114. According to the filing officer, no 24 Hour Contribution Report was filed for two  
15 contributions received on January 18, 2013, as shown in the following table.

Count	Date the Late Contribution was Received	Filing Deadline	Contributor	Amount of the Late Contribution
16 10	January 18, 2013	Within 24 Hours	Foundation for Policy and Government	\$1,500
17			Harris and Assoc.	\$5,000
18			Total:	\$6,500

19  
20 115. By failing to file a 24 Hour Contribution Report of contributions of \$1,000 or more  
21 within 90 days of the March 5, 2013 election, Robles and the City Council Committee violated Section  
22 84203.

23 **COUNT 11**

24 **Failure to File a 48 Hour In-Kind Contribution Report**

25 116. Complainant incorporates paragraphs 1 – 115 of this Accusation, as though completely  
26 set forth herein.

1 117. Robles was a candidate for the Carson City Council in the March 5, 2013 election.

2 118. Robles and the City Council Committee had a duty to file 48 Hour In-Kind Contribution  
3 Reports when they made or received one thousand dollars (\$1,000) or more in in-kind contributions within  
4 90 days before the date of the election at which the candidate is to be voted on.

5 119. The late contribution reporting period for the March 5, 2013 election was January 1, 2013,  
6 through March 4, 2013.

7 120. According to campaign filings for the City Council Committee, maintained by the Carson  
8 City Clerk, the City Council Committee received three in-kind contributions in January 2013. The actual  
9 date each in-kind contribution was received was not disclosed.

10 121. According to the filing officer, no 48 Hour In-Kind Contribution Report was filed in  
11 January 2013, as shown in the following table.

Count	Date the Late In-Kind Contribution was Received	Filing Deadline	Contributor	Amount of the Late In-Kind Contribution
11	January 2013	Within 48 Hours	1) Rent from Vera Robles-Dewitt 2) Mailing from Re-Elect Committee 3) Consulting services from Tony Inocente	1) \$1,000 2) at least \$8,236 3) \$1,500
			Total:	\$10,736

19  
20 122. By failing to file at least one 48 Hour In-Kind Contribution Report disclosing in-kind  
21 contributions of \$1,000 or more within 90 days of the March 5, 2013 election, Robles and the City Council  
22 Committee violated Sections 84203 and 84203.3.

23 **COUNT 12**

24 **Failure to File a 48 Hour In-Kind Contribution Report**

25 123. Complainant incorporates paragraphs 1 – 122 of this Accusation, as though completely  
26 set forth herein.

1 124. Robles was a candidate for the Carson City Council in the March 5, 2013 election.

2 125. Robles and the City Council Committee had a duty to file 48 Hour In-Kind Contribution  
3 Reports when they made or received one thousand dollars (\$1,000) or more in in-kind contributions within  
4 90 days before the date of the election at which the candidate is to be voted on.

5 126. The late contribution reporting period for the March 5, 2013 election was January 1, 2013,  
6 through March 4, 2013.

7 127. According to campaign filings for the City Council Committee, maintained by the Carson  
8 City Clerk, the City Council Committee received three in-kind contributions in February 2013. The actual  
9 date each in-kind contribution was received was not disclosed.

10 128. According to the filing officer, no 48 Hour In-Kind Contribution Report was filed in  
11 January 2013, as shown in the following table.

Count	Date the Late In-Kind Contribution was Received	Filing Deadline	Contributor	Amount of the Late In-Kind Contribution
12	February 2013	Within 48 Hours	1) Rent from Vera Robles-Dewitt 2) Consulting services from Tony Inocente 3) Consulting services from Angel Gonzalez	1) \$1,000 2) \$1,000 3) \$2,900
			Total:	\$4,900

12 129. By failing to file at least one 48 Hour In-Kind Contribution Report disclosing in-kind  
13 contributions of \$1,000 or more within 90 days of the March 5, 2013 election, Robles and the City Council  
14 Committee violated Sections 84203 and 84203.3.

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16  
17  
18  
19  
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21  
22  
23 **COUNT 13**

24 **Failure to Timely File a Semi-Annual Campaign Statement**

25 130. Complainant incorporates paragraphs 1 – 129 of this Accusation, as though completely  
26

1 set forth herein.

2 131. Robles and the City Council Committee had a duty to file semi-annual campaign statements  
3 for the January 1, 2014, through June 30, 2014, on or before July 31, 2014.

4 132. According to records maintained by the Carson City Clerk, Robles and the City Council  
5 Committee filed the semi-annual campaign statement for January 1, 2014, through June 30, 2014 reporting  
6 period on August 21, 2014.

7 133. By failing to timely file a semi-annual campaign statement for the January 1, 2014, through  
8 June 30, 2014 reporting period on or before July 31, 2014, Robles and the City Council Committee  
9 violated Section 84200.

10 **COUNT 14**

11 **Failure to Timely File a Semi-Annual Campaign Statement**

12 134. Complainant incorporates paragraphs 1 – 133 of this Accusation, as though completely  
13 set forth herein.

14 135. Robles and the City Council Committee had a duty to file a semi-annual campaign  
15 statement for the January 1, 2015, through June 30, 2015, on or before July 31, 2015.

16 136. According to records maintained by the Carson City Clerk, Robles and the City Council  
17 Committee filed the semi-annual campaign statement for January 1, 2015, through June 30, 2015 reporting  
18 period on September 22, 2015.

19 137. By failing to timely file a semi-annual campaign statement for the January 1, 2015, through  
20 June 30, 2015 reporting period on or before July 31, 2015, Robles and the City Council Committee  
21 violated Section 84200.

22 **COUNT 15**

23 **Failure to Identify the Controlled Committee by Name When Making a Written Solicitation for**  
24 **Contributions**

25 138. Complainant incorporates paragraphs 1 – 137 of this Accusation, as though completely  
26 set forth herein.

1           139. Robles and the City Council Committee produced a written solicitation called “VIP  
2 Tailgate Event with Mayor Albert Robles.” The solicitation requested contributions in return for watching  
3 a NFL Football Game on September 24, 2015 with the Mayor.

4           140. At the same time, Robles had two separate campaign committees, the Re-Elect Committee  
5 and the City Council Committee, with a separate bank account for each committee.

6           141. As such, the written solicitation for contributions must identify the controlled committee  
7 by name when making a written solicitation for contributions.

8           142. According to the RSVP response, all checks were to be made out to the City Council  
9 Committee, which was not on the written solicitation.

10          143. By failing to identify the controlled committee by name when making a written  
11 solicitation for contributions, Robles and the City Council Committee violated Section 85201, and  
12 Regulation 18523.1, subdivision (a).

13 **Robles**

14 **COUNT 16**

15 **Failure to Timely File a 2014 SEI**

16          144. Complainant incorporates paragraphs 1 – 143 of this Accusation, as though completely  
17 set forth herein.

18          145. As the Mayor of the City of Carson, Robles is required file an annual 2014 SEI disclosing  
19 reportable economic interests that he held in the preceding calendar year on or before April 1, 2015.

20          146. Further, Robles is required to include all elected and designated positions he holds during  
21 that year. He was also a Member of the Water District.

22          147. According to records maintained by the filing officer, Robles filed the annual 2014 SEI  
23 late, on October 8, 2015 with the Carson City Clerk and on October 14, 2015 with the Fair Political  
24 Practices Commission.

25          148. By failing to timely file his annual 2014 SEI, Robles violated Section 87203 and  
26 Regulation 18723, subdivision (b)(2).

1 COUNT 17

2 Failure to Timely File an Assuming Office SEI

3 149. Complainant incorporates paragraphs 1 – 148 of this Accusation, as though completely  
4 set forth herein.

5 150. As an Alternate Governing Board Member of the South Bay Cities Council of  
6 Governments, Robles was designated in the conflict of interest code, requiring him to file an assuming  
7 office SEI within 30 days of assuming office, disclosing all income, investments and business positions  
8 in Los Angeles County.

9 151. According to the South Bay Cities Council of Governments, Robles assumed office on or  
10 about July 21, 2015 and failed to file an assuming office SEI until over 4 months late, on or about  
11 January 8, 2016.

12 152. By failing to timely file an assuming office SEI, Robles violated Section 87300 and  
13 87302, subdivision (b).

14 **EXCULPATORY AND MITIGATING INFORMATION**

15 153. None.

16 **AGGRAVATING FACTORS AND OTHER RELEVANT MATERIALS**

17 154. Robles has served in elective public office for the Water District since 1992, is currently  
18 the Mayor of the City of Carson and has been prosecuted previously for failing to timely file campaign  
19 statements.

20 155. As of April 28, 2016, Robles has not filed his 2015 Annual SEI, which was due on April  
21 1, 2016.

22 156. Robles should be familiar with the Act's campaign reporting requirements.

23 PRAYER

24 WHEREFORE, Complainant prays as follows:

25 157. That the Fair Political Practices Commission hold a hearing pursuant to Government Code  
26  
27

1 Section 83116 and Title 2, California Code of Regulations, Section 18361.5, and at such hearing find that  
2 the Friends Committee, Re-Elect Committee, the City Council Committee and Robles violated the Act as  
3 alleged herein;

4 158. That the Fair Political Practices Commission, pursuant to Government Code Section  
5 83116, subdivision (c), order the Re-Elect Committee and Robles to pay a monetary penalty of at least  
6 Four Thousand Dollars (\$4,000) and not more than Five Thousand Dollars (\$5,000) for the violation of  
7 the Act alleged herein in **Count 1**;

8 159. That the Fair Political Practices Commission, pursuant to Government Code Section  
9 83116, subdivision (c), order the Friends Committee, the Re-Elect Committee and Robles to pay a  
10 monetary penalty of at least Two Thousand Five Hundred Dollars (\$2,500) and not more than Five  
11 Thousand Dollars (\$5,000) for each of the violations of the Act alleged herein in **Counts 2-3**;

12 160. That the Fair Political Practices Commission, pursuant to Government Code Section  
13 83116, subdivision (c), order the Friends Committee, the Re-Elect Committee and Robles to pay a  
14 monetary penalty of at least Two Thousand Dollars (\$2,000) and not more than Five Thousand Dollars  
15 (\$5,000) for the violation of the Act alleged herein in **Count 4**;

16 161. That the Fair Political Practices Commission, pursuant to Government Code Section  
17 83116, subdivision (c), order the Re-Elect Committee and Robles to pay a monetary penalty of at least  
18 Two Thousand Five Hundred Dollars (\$2,500) and not more than Five Thousand Dollars (\$5,000) for  
19 each of the violations of the Act alleged herein in **Counts 5-6**;

20 162. That the Fair Political Practices Commission, pursuant to Government Code Section  
21 83116, subdivision (c), order the Re-Elect Committee and Robles to pay a monetary penalty of at least  
22 Two Thousand Five Hundred Dollars (\$2,500) and not more than Five Thousand Dollars (\$5,000) for  
23 each of the violations of the Act alleged herein in **Counts 7-8**;

24 163. That the Fair Political Practices Commission, pursuant to Government Code Section  
25  
26  
27

1 83116, subdivision (c), order the City Council Committee and Robles to pay a monetary penalty of at least  
2 Three Thousand Five Hundred Dollars (\$3,500) and not more than Five Thousand Dollars (\$5,000) for  
3 each of the violations of the Act alleged herein in **Counts 9-10**;

4 164. That the Fair Political Practices Commission, pursuant to Government Code Section  
5 83116, subdivision (c), order the City Council Committee and Robles to pay a monetary penalty of at least  
6 Three Thousand Five Hundred Dollars (\$3,500) and not more than Five Thousand Dollars (\$5,000) for  
7 each of the violations of the Act alleged herein in **Counts 11-12**;

8 165. That the Fair Political Practices Commission, pursuant to Government Code Section  
9 83116, subdivision (c), order the City Council Committee and Robles to pay a monetary penalty of at least  
10 Three Thousand Five Hundred Dollars (\$3,500) and not more than Five Thousand Dollars (\$5,000) for  
11 each of the violations of the Act alleged herein in **Counts 13-14**;

12 166. That the Fair Political Practices Commission, pursuant to Government Code Section  
13 83116, subdivision (c), order the City Council Committee and Robles to pay a monetary penalty of at least  
14 Three Thousand Dollars (\$3,000) and not more than Five Thousand Dollars (\$5,000) for the violation of  
15 the Act alleged herein in **Count 15**;

16 167. That the Fair Political Practices Commission, pursuant to Government Code Section  
17 83116, subdivision (c), order the City Council Committee and Robles to pay a monetary penalty of at least  
18 Three Thousand Dollars (\$3,000) and not more than Five Thousand Dollars (\$5,000) for the violation of  
19 the Act alleged herein in **Count 16**;

20 168. That the Fair Political Practices Commission, pursuant to Government Code Section  
21 83116, subdivision (c), order the City Council Committee and Robles to pay a monetary penalty of at least  
22 Two Thousand Dollars (\$2,000) and not more than Five Thousand Dollars (\$5,000) for the violation of  
23 the Act alleged herein in **Count 17**;

24 169. That the Fair Political Practices Commission, pursuant to Title 2, California Code of  
25 Regulations, Section 18361.5, subdivision (d), consider the following factors in framing a proposed order  
26 following a finding of a violation pursuant to Government Code Section 83116: (1) the seriousness of the  
27



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

8           170. That the Fair Political Practices Commission grant such other and further relief as it  
9 deems just and proper.

10  
11 Dated: 27 April 2016

  
12 Galena West  
13 Enforcement Chief  
14 Fair Political Practices Commission  
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EXHIBIT 1

**Fair Political Practices Commission  
Candidates for Local Office  
Committees Primarily Formed to Support/Oppose Local Candidates  
Committees Primarily Formed to Support/Oppose Local Measures  
Being Voted on November 6, 2012**

<b>Deadline</b>	<b>Period</b>	<b>Form</b>	<b>Notes</b>
<b>Apr 30, 2012</b> <i>Quarterly</i>	1/1/12 – 3/31/12	<u>460</u>	<ul style="list-style-type: none"> <li>Ballot Measure Committees formed during this period must file this report. Candidate committees and committees primarily formed to support/oppose candidates are not required to file this report.</li> </ul>
<b>July 31, 2012</b> <i>Semi-Annual</i>	thru – 6/30/12	<u>460</u> <u>470</u>	<ul style="list-style-type: none"> <li>All committees must file Form 460.</li> <li><b>Incumbents and candidates</b> who filed candidacy papers on or before June 30, and who do not have open committees must file Form 470. (See Form 470 bullet below.)</li> </ul>
<b>Oct 5, 2012</b> <i>Pre-Election</i>	7/1/12 – 9/30/12	<u>460</u> <u>470</u>	<ul style="list-style-type: none"> <li>All committees must file Form 460.</li> <li>Incumbents and candidates who are listed on the ballot and who do not have open committees must file Form 470. This report is not required if a Form 470 was filed by July 31.</li> </ul>
<b>Oct 25, 2012</b> <i>Pre-Election</i>	10/1/12 – 10/20/12	<u>460</u>	<ul style="list-style-type: none"> <li>All committees must file this report.</li> <li>File personal delivery or guaranteed overnight service.</li> </ul>
<b>Within 24 Hours</b> <i>16-Day Reports</i>	10/21/12 – 11/5/12	<u>496</u> <u>497</u>	<ul style="list-style-type: none"> <li><b>496:</b> File if independent expenditures of \$1,000 or more are made. Candidates and primarily formed ballot measure committees: Do not file for expenditures made on your own committee's behalf.</li> <li><b>497:</b> File if a contribution of \$1,000 or more is received.</li> <li><b>497:</b> File if a contribution of \$1,000 or more is made to <i>another</i> candidate or <i>another</i> measure being voted upon November 6.</li> <li><b>Deadlines:</b> File within 24 hours except the deadline for a Form 497 reporting a contribution received on October 21 is October 22, and the deadline for a Form 497 due October 27 or 28, is extended to October 29.</li> <li>The recipient of a non-monetary contribution during this period must file a Form 497 report within 48 hours from the time the contribution is received.</li> <li>File personal delivery, guaranteed overnight service, or fax.</li> </ul>
<b>Jan 31, 2013</b> <i>Semi-Annual</i>	10/21/12 – 12/31/12	<u>460</u>	<ul style="list-style-type: none"> <li>All committees must file this report unless the committee filed a termination Form 410 and Form 460 before December 31.</li> </ul>

## Fair Political Practices Commission

### Additional Election Reports

Depending on committee activity, one or all of the following reports may also be required:

- **465 - Supplemental Independent Expenditure Report:** Committees that make independent expenditures of \$1,000 or more file this report. Candidates see prohibition below.
- **511 - Paid Spokesperson Report:** File within 10 days of making an expenditure totaling \$5,000 or more to an individual to appear in an advertisement to support or oppose a ballot measure.
- **Judges/ Unpaid Officeholders:** Elected officers whose salaries are less than \$200 per month and judges who are not listed on a ballot are not required to file the semi-annual statement due July 31 if no contributions were received or expenditures made from January 1 through June 30.
- **Primarily Formed Ballot Measure Committees:** Prior to the semi-annual period in which the measure(s) supported or opposed is being voted upon, committees must file quarterly campaign statements in addition to semi-annual statements. Following the election, quarterly statements may also be required.
- **Period Covered:** The period covered by any statement begins on the day after the closing date of the last statement filed, or January 1, if no previous statement has been filed.
- **Method of Delivery:** All paper filings are to be filed by personal delivery or first class mail unless otherwise noted.
- **Filing Deadlines:** Deadlines are extended when they fall on a Saturday, Sunday, or an official state holiday. This extension does not apply to Form 497 due November 3 or November 4, 2012, or any Form 496 report. Such reports must be filed within 24 hours regardless of the day of the week. Late statements are subject to a \$10 per day late fine.
- **Prohibition on Candidate Independent Expenditures:** A controlled committee may not make independent expenditures to support or oppose candidates and may not contribute to another committee for the purpose of making independent expenditures to support or oppose other candidates.
- **Form 470:** Incumbents and candidates who do not have a committee or do not raise/spend \$1,000 in 2012 may file Form 470. This form is filed only once during a calendar year. If, later during the calendar year, a campaign committee must be opened, a Form 470 Supplement and the Form 460 must be filed.
- **Candidates:** After an election, reporting requirements will depend on whether the candidate is successful and whether a campaign committee is maintained.
- Local jurisdictions may impose contribution limits and additional filing requirements.
- All statements are public documents.
- For important information, refer to [www.fppc.ca.gov](http://www.fppc.ca.gov) and click on the Candidates and Committees section. Candidates use [Campaign Manual 2](#), and ballot measure committees use [Campaign Disclosure Manual 3](#) or [contact the FPPC](#) for specific information.

**Fair Political Practices Commission**  
**Candidates for Local Office**  
**Committees Primarily Formed to Support/Oppose Local Candidates**  
**Committees Primarily Formed to Support/Oppose Local Measures**  
**Being Voted on March 5, 2013**

<b>Deadline</b>	<b>Period</b>	<b>Form</b>	<b>Notes</b>
<b>Within 24 Hours</b> <i>Contribution/Independent Expenditure Reports</i>	1/1/13 – 3/4/13	<u>462</u> & <u>496</u> <u>497</u>	<ul style="list-style-type: none"> <li>▪ <b>462:</b> Primarily formed committees making independent expenditures ("IEs") must file this form with the FPPC within 10 days of making an IE.</li> <li>▪ <b>496:</b> File if independent expenditures of \$1,000 or more are made. <b>Candidates and primarily formed ballot measure committees: Do not file for expenditures made on your own committee's behalf.</b></li> <li>▪ <b>497:</b> File if a contribution of \$1,000 or more is received.</li> <li>▪ <b>497:</b> File if a contribution of \$1,000 or more is made to <i>another</i> candidate or <i>another</i> measure being voted upon March 5, 2013.</li> <li>▪ <b>Deadlines:</b> File within 24 hours (see note on pg. 2).</li> <li>▪ The recipient of a non-monetary contribution of \$1,000 or more must file a Form 497 report within 48 hours from the time the contribution is received.</li> <li>▪ File personal delivery, guaranteed overnight service, or fax.</li> </ul>
<b>Jan 31, 2013</b> <i>Semi-Annual</i>	<b>thru – 12/31/12</b>	<u>460</u> <u>470</u>	<ul style="list-style-type: none"> <li>▪ <b>Incumbents:</b> File Form 460 if you had an open campaign committee in 2012. If you did not have an open committee and filed the Form 470 on or before July 31, 2012, this semi-annual statement is not required.</li> <li>▪ <b>Candidates:</b> An individual who filed candidacy papers in 2012 must file Form 460 or Form 470 to disclose activity for that year.</li> <li>▪ <b>Ballot Measure Committees:</b> A committee formed in 2012 for a ballot measure voted on March 5, 2013, must file Form 460.</li> </ul>
<b>Jan 24, 2013</b> <i>Pre-Election</i>	1/1/13 – 1/19/13	<u>460</u> <u>470</u>	<ul style="list-style-type: none"> <li>▪ Ballot measure committees must file Form 460.</li> <li>▪ Each candidate listed on the ballot must file Form 460 or Form 470 (see pg. 2).</li> </ul>
<b>Feb 21, 2013</b> <i>Pre-Election</i>	1/20/13 – 2/16/13	<u>460</u>	<ul style="list-style-type: none"> <li>▪ Candidate and ballot measure committees must file Form 460.</li> <li>▪ File by personal delivery or guaranteed overnight service only.</li> </ul>
<b>Jul 31, 2013</b> <i>Semi-Annual</i>	2/17/13 – 6/30/13	<u>460</u>	<ul style="list-style-type: none"> <li>▪ Candidate and ballot measure committees must file Form 460.</li> </ul>
<b>Jan 31, 2014</b> <i>Semi-Annual</i>	7/1/13 – 12/31/13	<u>460</u>	<ul style="list-style-type: none"> <li>▪ Candidate and ballot measure committees must file Form 460 unless the committee filed termination Forms 410 and 460 before December 31, 2013.</li> </ul>

## Fair Political Practices Commission

Depending on committee activity, one or all of the following reports may also be required:

- **460 - Ballot Measure Quarterly Report:** Prior to the semi-annual period in which the measure(s) supported or opposed is being voted upon, primarily formed ballot measure committees must file quarterly campaign statements in addition to semi-annual statements. Following the election, quarterly statements may also be required.
- **465 - Supplemental Independent Expenditure Report:** Committees that make independent expenditures of \$1,000 or more to another candidate or measure file this report. Candidates see prohibition below.
- **511 - Paid Spokesperson Report:** File within 10 days of making an expenditure totaling \$5,000 or more to an individual to appear in an advertisement to support or oppose a ballot measure.
- **Period Covered:** The period covered by any statement begins on the day after the closing date of the last statement filed, or January 1, if no previous statement has been filed.
- **Method of Delivery:** All paper filings are filed by personal delivery or first class mail unless otherwise noted.
- **Filing Deadlines:** Deadlines are extended when they fall on a Saturday, Sunday, or an official state holiday. This extension does not apply to 24-hour independent expenditure reports (Form 496) and the deadline for the Form 497 that is due the weekend before the election. Such reports must be filed within 24 hours regardless of the day of the week. Late statements are subject to a \$10 per day late fine.
- **Candidate - Form 460 or 470:** Use Form 470-if less than \$1,000 is raised/spent in 2013. Use Form 460 if \$1,000 or more is raised/spent in 2013 and also file Form 410, Statement of Organization. Note: All candidates must file Form 501 before soliciting contributions.
- **Form 470:** Candidates who do not have a committee and do not raise/spend \$1,000 in 2013 may file Form 470 once a year on or before January 24, 2013. If, later during the calendar year, a campaign committee must be opened, a Form 470 Supplement must be filed.
- **Unpaid Officeholders/Judges:** Elected officers whose salaries are less than \$200 per month and judges who are not listed on a ballot are not required to file the semi-annual statement due January 31, 2013 if no contributions were received or expenditures made from July 1 through December 31.
- **Candidates:** After an election, reporting requirements will depend on whether the candidate is successful and whether a campaign committee is open.
- **Prohibition on Candidate Independent Expenditures:** A candidate controlled committee may not make independent expenditures to support or oppose candidates and may not contribute to another committee for the purpose of making independent expenditures to support or oppose other candidates.
- **Local Ordinance:** Always check if additional local rules apply.
- **Public Documents:** All forms are public documents. Campaign manuals and instructional materials available at [www.fppc.ca.gov](http://www.fppc.ca.gov), click on the [Campaign](#) link.
- **Effective January 1, 2013, the following legislation takes effect. Check the FPPC website for updates:**
  - 24-hour contribution/independent expenditure reports must be filed during the 90 day period before an election. An additional form affirming the independent nature of the expenditure will be required. (AB 481)
  - Local agencies may require electronic filings. (AB 2452)
  - All committees required to file Form 410 must pay a \$50 annual fee to the Secretary of State to fund improvements in the electronic filing system. (SB 1001)

EXHIBIT 2

**FPPC No. 13/217, In the matter of Albert Robles, Friends of Albert Robles Officeholder Account,  
Committee to Re-Elect Albert Robles and Robles for Carson City Council 2013**

**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, 428 J Street, Suite 620, Sacramento, CA 95814. 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**

Mr. Albert Robles  
Carson City Hall  
701 East Carson Street  
Carson, CA 90745

**(By Personal Service)** On Thursday, March 3, 2016, at approximately 1:15 p.m., I personally served:

Galena West, Chief of Enforcement, at 428 J Street, Suite 700, Sacramento, CA 95814.  
Bridgette Castillo, Senior Commission Counsel, at 428 J Street, Suite 700, Sacramento, CA 95814.

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 March 3, 2016.



Sheva Tabatabaiejad



1 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION

2 STATE OF CALIFORNIA

3  
4 In the Matter of

) FPPC No. 13/217

5 IN THE MATTER OF ALBERT ROBLES,  
6 FRIENDS OF ALBERT ROBLES  
7 OFFICEHOLDER ACCOUNT,  
8 COMMITTEE TO RE-ELECT ALBERT  
9 ROBLES and ROBLES FOR CARSON  
CITY COUNCIL 2013,

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

) Gov. Code § 83115.5

Respondents.

10 By means of an Ex Parte Request for an Order Finding Probable Cause and an Order that an  
11 Accusation be Prepared and Served, dated February 26, 2016, the Enforcement Division submitted the  
12 above-entitled matter to the Hearing Officer for a determination of Probable Cause. As set forth in the  
13 Ex Parte Request, the Enforcement Division served a Report in Support of a Finding of Probable Cause  
14 (the Report) to Respondents Robles, the Friends Committee, the Re-Elect Committee, and the City  
15 Council Committee concerning this matter on January 19, 2016. Service was made by personal service.  
16 Accompanying the Report was a packet of materials that informed Robles, the Friends Committee, the  
17 Re-Elect Committee, and the City Council Committee of their right to file a written response to the  
18 Report within 21 days following service of the Report, and to request a probable cause conference.  
19 During the 21 days that followed service of the Report, Robles, the Friends Committee, the Re-Elect  
20 Committee, and the City Council Committee did not file a response to the Report or request a probable  
21 cause conference. Pursuant to California Code of Regulations Title 2, Section 18361.4, determination of  
22 probable cause may be made solely on papers submitted when the respondent does not request that a  
23 probable cause conference be held.<sup>1</sup>

24 In making a probable cause determination, it is the duty of the Hearing Officer of the Fair  
25 Political Practices Commission to determine whether probable cause exists for believing that a  
26

27  
28 <sup>1</sup> 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.

1 respondent has violated the Political Reform Act as alleged by the Enforcement Division in the probable  
2 cause report served on the respondent.

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

6 The Probable Cause Report served on Robles, the Friends Committee, the Re-Elect Committee,  
7 and the City Council Committee and the subsequent Ex Parte Request for an Order Finding Probable  
8 Cause and an Order that an Accusation be Prepared and Served in this matter allege seventeen violations  
9 of the Political Reform Act were committed, as follows:

10 Water District Committees

11 COUNT 1: Respondents Albert Robles and Committee to Re-Elect Albert Robles failed to  
12 timely file and properly disclose required information regarding \$24,986 in  
13 contributions received and failed to timely file and properly disclose required  
14 information regarding \$23,277 in expenditures made, during the January 1,  
2012, through June 30, 2012, semi-annual campaign statement, in violation of  
Sections 84200, subd. (a) and 84211, subds. (a)-(j).

15 COUNT 2: Respondents Albert Robles, Friends of Albert Robles Officeholder Account and  
16 Committee to Re-Elect Albert Robles failed to file pre-election campaign  
17 statements for the reporting period July 1, 2012, through September 30, 2012,  
by the October 5, 2012 due date, in violation of Sections 84200.5 (b) and  
84200.7 (b).

18 COUNT 3: Respondents Albert Robles, Friends of Albert Robles Officeholder Account and  
19 Committee to Re-Elect Albert Robles failed to file pre-election campaign  
20 statements for the reporting period October 1, 2012, through October 20, 2012,  
by the October 25, 2012 due date, in violation of Sections 84200.5 (b) and  
21 84200.7 (b).

22 COUNT 4: Respondents Albert Robles, Friends of Albert Robles Officeholder Account and  
23 Committee to Re-Elect Albert Robles failed to file a semi-annual campaign  
24 statement for the reporting period October 21, 2012, through December 31,  
2012, by the January 31, 2013 due date, in violation of Section 84200.

25 COUNT 5: Respondents Albert Robles and Committee to Re-Elect Albert Robles failed to  
26 file a pre-election campaign statement for the reporting period January 1, 2013,  
through January 19, 2013, by the January 24, 2013 due date, in violation of  
27 Sections 84200.5 (c) and 84200.8 (a).

28 <sup>2</sup> Reg. 18361.4, subd. (e).

1        COUNT 6:    Respondents Albert Robles and Committee to Re-Elect Albert Robles failed to  
2                                 file a pre-election campaign statement for the reporting period January 20, 2013,  
3                                 through February 16, 2013, by the February 21, 2013 due date, in violation of  
   Sections 84200.5 (c) and 84200.8 (b).

4        COUNT 7:    Respondents Albert Robles and Committee to Re-Elect Albert Robles failed to  
5                                 file a semi-annual campaign statement for the reporting period January 1, 2014,  
6                                 through June 30, 2014, by the July 31, 2014 due date, in violation of Section  
   84200.

7        COUNT 8:    Respondents Albert Robles and Committee to Re-Elect Albert Robles failed to  
8                                 file a semi-annual campaign statement for the reporting period January 1, 2015,  
9                                 through June 30, 2015, by the July 31, 2015 due date, in violation of Section  
   84200.

10       Robles and the City Council Committee

11       COUNT 9:    Respondents Albert Robles and Robles for Carson City Council 2013 failed to file  
12                                 a 24 hour report to timely disclose a \$1,500 contribution received on January 16,  
13                                 2013, from Kalyn Tran, within the 90 day period prior to the March 5, 2013  
   election, in violation of Section 84203.

14       COUNT 10:   Respondents Albert Robles and Robles for Carson City Council 2013 failed to file  
15                                 a 24 hour report to timely disclose a \$1,500 contribution from Foundation for  
16                                 Policy and Government and a \$5,000 contribution from Harris and Associates  
17                                 received on January 18, 2013, within the 90 day period prior to the March 5, 2013  
   election, in violation of Section 84203.

18       COUNT 11:   Respondents Albert Robles and Robles for Carson City Council 2013 failed to file  
19                                 any reports to timely disclose three in-kind contributions received over \$1,000  
20                                 during January 2013, due within 48 hours of receipt and received within the 90  
21                                 day period prior to the March 5, 2013 election, in violation of Sections 84203 and  
   84203.3.

22       COUNT 12:   Respondents Albert Robles and Robles for Carson City Council 2013 failed to file  
23                                 any reports to timely disclose three in-kind contributions received over \$1,000  
24                                 during February 2013, due within 48 hours of receipt and received within the 90  
25                                 day period prior to the March 5, 2013 election, in violation of Sections 84203 and  
   84203.3.

26       COUNT 13:   Respondents Albert Robles and Robles for Carson City Council 2013 failed to file  
27                                 a semi-annual campaign statement for the reporting period January 1, 2014,  
28                                 through June 30, 2014, by the July 31, 2014 due date, in violation of Section  
   84200.

COUNT 14:   Respondents Albert Robles and Robles for Carson City Council 2013 failed to file  
   a semi-annual campaign statement for the reporting period January 1, 2015,  
   through June 30, 2015, by the July 31, 2015 due date, in violation of Section  
   84200.

1            COUNT 15: Respondents Albert Robles and Robles for Carson City Council 2013 failed to  
2 identify the controlled committee by name when making a written solicitation for  
3 contributions, in violation of Sections 83112, 85201 and Regulation 18523.1,  
4 subdivision (a).

5            Robles

6            COUNT 16: As the Mayor of Carson, Respondent Albert Robles failed to timely file a 2014  
7 Statement of Economic Interests, which was due by April 1, 2015, in violation of  
8 Section 87203 and Regulation 18723, subdivision (b)(2).

9            COUNT 17: As an Alternate Governing Board Member of the South Bay Cities Council of  
10 Governments, Respondent Albert Robles failed to file an Assuming Office  
11 Statement of Economic Interests, which was due within 30 days of assuming  
12 office in July 2015, in violation of Sections 87300 and 87302, subdivision (b).

13            Based on the Ex Parte Request for a Finding of Probable Cause and an Order that an Accusation  
14 be Prepared and Served given to me, I find that notice has been given to Robles, the Friends Committee,  
15 the Re-Elect Committee, and the City Council Committee.<sup>3</sup> I further find, based on the Report in  
16 Support of a Finding of Probable Cause and the Ex Parte Request for a Finding of Probable Cause and  
17 an Order that an Accusation be Prepared and Served, that there is probable cause to believe Robles, the  
18 Friends Committee, the Re-Elect Committee, and the City Council Committee violated the Political  
19 Reform Act as alleged in Counts 1 through 17, above.

20            I therefore direct that the Enforcement Division issue an Accusation against Robles, the Friends  
21 Committee, the Re-Elect Committee, and the City Council Committee in accordance with this Finding.

22            IT IS SO ORDERED.

23            Dated: 3/3/16



24            Heather Rowan, Hearing Officer  
25 Fair Political Practices Commission

26  
27  
28  
<sup>3</sup> Section 83115.5 and Reg. 18361.4, subd. (b).