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

June 19, 2013

Ms. Mitz Lee
Mitz Lee for City Council 2014

REDACTED

Re: **Advisory Letter**
FPPC No. 13/335; Mitz Lee

Dear Ms. Lee:

As you may know, the Enforcement Division of the Fair Political Practices Commission (the "FPPC") has received a sworn complaint against you. After review of the complaint, the Enforcement Division has decided to close its file on this matter without initiating an enforcement action. The basis for this decision follows.

The FPPC enforces the provisions of the Political Reform Act (the "Act"),[1] found in Government Code section 81000, et seq. The Act requires that any mass mailing sent by a candidate, including electronically transmitted mass mailings, must contain among other things, the name, street address, and city of the candidate on each piece of mail and that the name of the candidate or committee is preceded with the words "Paid for by." (Section 84305; Regulation 18435(d)(e).)

The sworn complaint against you alleged that you sent 200 or more communications electronically, but that you failed to include all of the sender identification requirements of Section 84305. Since you filed your Candidate Intention Statement on April 3, 2013, you became a candidate subject to the provisions of Section 84305. When you sent your emails in May of 2013 supporting your election to the San Diego City Council, those emails failed to fully comply with the sender identification requirements of Section 84305.

Since the email communications did contain enough identification so that a person could easily acknowledge you or your committee as the sender, we are closing this matter.

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

Please be advised; however, that if you send 200 or more mass mailings, either electronically or through the mail, you must comply with all of the sender identification requirements of Section 84305 and Regulation 18435.

The FPPC publishes forms and manuals to facilitate compliance with the provisions of the Act. If you need forms or a manual, or guidance regarding your obligations, please call the FPPC's Technical Assistance Division at 1-866-275-3772. Please also visit our website at www.fppc.ca.gov.

Your cooperation in ensuring that the requirements of the Act are consistently satisfied is greatly appreciated. If you have any questions regarding this matter, please feel free to contact Jeanette Turvill at (916) 322-8194.

Sincerely,

REDACTED

Gary S. Winuk, Chief
Enforcement Division

GSW/jt
cc: Ms. C April Boling