

EMI GUSUKUMA CHAIRPERSON

KIMON MANOLIUS VICE-CHAIRPERSON

EILEEN HANSEN COMMISSIONER

SUSAN J. HARRIMAN COMMISSIONER

CHARLES L. WARD COMMISSIONER

JOHN ST. CROIX EXECUTIVE DIRECTOR August 9, 2006

Jia Jun Chen Myrna Viray Lim for Supervisor 447 Sutter Street, Suite 709 San Francisco, CA 94108

Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates); Myrna Viray Lim for Supervisor, ID# 1256697

Dear Jia Jun Chen:

Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), treasurers for candidates for City elective office may not solicit or accept contributions that exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^1$ .

A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required

(4) Definition. For purposes of this section, the term "entity" means any person other than an individual "majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity equally by two individuals shall be deemed majority-owned by each of the individuals."

and owned

<sup>&</sup>lt;sup>1</sup>Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual.

<sup>(2)</sup> Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated.

<sup>(3)</sup> Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions.

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
6/18/04	Alice Cuenca	\$500.00	\$0
10/16/04	Alice Cuenca	\$50.00	\$50.00
4/7/04	Rene Medina	\$150.00	\$0
10/19/04	Lucky Chances, Inc. <sup>4</sup>	\$500.00	See below
6/30/04	Linda Lim	\$500.00	\$0
6/30/04	Linda Lim	\$500.00	\$500.00
	Totals	\$2,200.00	\$550.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
4/21/04	Fel Amistad	Missing Street Address (reported only P.O. Box).	\$125.00	\$25.01
9/2/04	Kingstone Associates	Missing Street Address (reported only P.O. Box).	\$250.00	\$150.01
5/26/04	Brian O'Flynn	Missing Street Address (reported only P.O. Box) & Business Name.	\$150.00	\$50.01
5/5/04	Edward Yee	Missing Business Name.	\$500.00	\$400.01
10/19/04	Lucky Chances, Inc.	Failure to report on first end of 2004 statement. <sup>5</sup>	\$500.00	\$400.01

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> Because records provided to our office indicate that Lucky Chances is owned by Rene Medina and that Rene Medina directed and controlled its contribution to your committee, Lucky Chances is an affiliated entity of Rene Medina and its contribution is aggregated with Medina's for purposes of contribution limits.

<sup>&</sup>lt;sup>5</sup> The contribution from Lucky Chances was not reported in your committee's original end of 2004 statement (10/16/04 - 11/2/04) filed on 4/15/05 but first appeared in an electronic amendment for the 10/16/04-12/31/04

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
		Totals	\$1,025.00	\$1,025.05

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$1,575.05. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Myrna Viray Lim for Supervisor, 447 Sutter Street, Suite 709, San Francisco, CA 94108

S:\CAMPAIGN\Fines\2006\Forfeitures\06.8.9 forfeitures ltrs mailmerge - 04 yr & Nov 04 election.doc

period filed on 4/22/05. Since the Lucky Chances contribution was not reported on the first statement on which it was required to be reported, it is subject to forfeiture pursuant to C&GC Code Sec. 1.114(e) & (f). The \$400.01 forfeiture supersedes the \$150.00 forfeiture that would have otherwise been imposed due to Rene Medina and his affiliated entity, Lucky Chances, exceeding the \$500.00 contribution limit (see FN # 4 above).



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Joseph Blue KIMON MANOLIUS Committee to Elect Joseph Blue for District 5 Supervisor VICE-CHAIRPERSON 2026 California Street San Francisco, CA 94109 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Committee to Elect Joseph Blue for District 5 Supervisor, ID# 1258703 COMMISSIONER CHARLES L. WARD Dear Joseph Blue: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

owned equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
4/10/04	San Francisco Design Center	\$500.00	\$0
9/22/04	Bay West Garden Court LLC <sup>4</sup>	\$500.00	\$500.00
2/17/04	Bob MacIntosh	\$500.00	See next table
8/16/04	Pier 39 Limited Partnership <sup>5</sup>	\$500.00	\$500.00
	Totals	\$2,000.00	\$1,000.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
2/17/04	Bob	Missing street address (reported only	\$500.00	\$400.01
	MacIntosh	P.O. Box).		
		Totals	\$500.00	\$400.01

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$1,400.01. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> According to records provided to our office, the contributions of San Francisco Design Center and Bay West Garden Court, both owned by Bay West Showplace Investors LLC, were directed and controlled by Bill Poland, making the contributors affiliated entities and making the contributions aggregated for purposes of contribution limits.

<sup>&</sup>lt;sup>5</sup> According to records provided to our office, Bob MacIntosh, President and CEO of Pier 39, directed and controlled Pier 39 Limited Partnership's contribution, making Pier 39 an affiliated entity. Pier 39's contribution is aggregated with Mr. MacIntosh's for purposes of contribution limits.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

S:\CAMPAIGN\Fines\2006\Forfeitures\06.8.9 forfeitures ltrs mailmerge - 04 yr & Nov 04 election.doc



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Mynor Aragon KIMON MANOLIUS Committee to Elect Rolando Bonilla Supervisor VICE-CHAIRPERSON 1735 Tiburon Boulevard Tiburon, CA 94920 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Committee to Elect Rolando Bonilla Supervisor, ID# 1258746 COMMISSIONER CHARLES L. WARD Dear Mynor Aragon: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

and owned

equally by two individuals shall be deemed majority-owned by each of the individuals."

Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code §  $1.114(f)^3$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
5/13/04	Roberto Alvarez	Missing Business Name.	\$200.00	\$100.01
9/2/04	Russell Flynn	Missing Occupation & Employer/Business Name.	\$500.00	\$400.01
8/31/04	Marina Franco	Missing Occupation & Employer/Business Name.	\$250.00	\$150.01
9/2/04	Robert Mayer	Missing Occupation & Employer/Business Name.	\$250.00	\$150.01
9/2/04	Janan New	Missing Street Address.	\$250.00	\$150.01
6/14/04	Kurt Whorton	Missing Business Name.	\$500.00	\$400.01
6/14/04	Elena Whorton	Missing Business Name.	\$500.00	\$400.01
		Totals	\$2,450.00	\$1,600.07

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$1,600.07. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

Sincerely,

John St. Croix Executive Director

cc: Committee to Elect Rolando Bonilla Supervisor, 1484 Alemany Blvd., San Francisco, CA 94112

S:\CAMPAIGN\Fines\2006\Forfeitures\06.8.9 forfeitures ltrs mailmerge - 04 yr & Nov 04 election.doc



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Steve Mele KIMON MANOLIUS Committee to Re-Elect Supervisor Gerardo Sandoval VICE-CHAIRPERSON 8581 Santa Monica Bvd., #504 W. Hollywood, CA 90069 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Committee to Re-Elect Supervisor Gerardo Sandoval, ID# 1260908 COMMISSIONER CHARLES L. WARD Dear Steve Mele: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

owned equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
5/13/04	Korve Engineering	\$350.00	\$0
10/27/04	Korve Engineering	\$500.00	\$350.00
8/3/05	United Firefighters of Los Angeles City Local 112 - PAC <sup>4</sup>	\$750.00	\$250.00
10/19/05	Gerald F. Courtney	\$600.00	\$100.00
10/19/05	Myrna Courtney	\$600.00	\$100.00
6/21/04	Twenty Seventh Avenue Apartments, L.P. <sup>5</sup>	\$750.00	\$250.00
10/19/05	Betty Courtney	\$600.00	\$100.00
10/19/05	Ronald Courtney	\$600.00	\$100.00
2/25/05	776 Tehama, LLC	\$500.00	\$0
6/16/05	121 Ninth LLC <sup>6</sup>	\$500.00	\$500.00
10/19/05	Stephen Lee Wiezbowski	\$600.00	\$100.00
2/4/04	Suzanne McCarthy	\$500.00	\$0
7/31/05	Suzanne McCarthy	\$100.00	\$100.00

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> Your committee's return to this donor of \$150 on 9/8/05 does not reduce this forfeiture. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time (see C&GC Code Sec. 1.114(g)).

<sup>&</sup>lt;sup>5</sup> Your committee's return to this donor of \$250 on 6/24/04 does not eliminate this forfeiture. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time (see C&GC Code Sec. 1.114(g)).

<sup>&</sup>lt;sup>6</sup> According to records provided to our office, 776 Tehama LLC is affiliated with Eamonn Herlihy, who is both a 50% owner of the LLC and one of the two persons who directed and controlled the LLC's contribution. In addition, 121 Ninth LLC is affiliated with Eamonn Herlihy, who exclusively directed and controlled that LLC's contribution. Since 776 Tehama's contribution was the maximum amount that Herlihy and affiliated entities could contribute to your committee, the contribution from 121 Ninth exceeds the contribution limit.

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
10/19/05	Lily Lim	\$600.00	\$100.00
10/19/05	Moses K. Lim	\$600.00	\$100.00
6/21/04	Affordable Housing Foundation <sup>7</sup>	\$1,000.00	\$500.00
5/4/04	Frances Kay	\$250.00	\$0
8/15/05	Frances Kay	\$500.00	\$250.00
4/8/04	Daro Inouye	\$250.00	\$0
5/5/04	Daro Inouye	\$200.00	\$0
6/17/04	Daro Inouye <sup>8</sup>	\$200.00	\$150.00
2/10/04	Robert J. McCarthy, Inc.	\$500.00	\$0
7/31/05	Robert J. McCarthy, Inc.	\$100.00	\$100.00
10/19/05	D and D Retail Enterprises, Inc	\$600.00	\$100.00
10/19/05	Pier 39 Limited Partnership	\$600.00	\$100.00
	Totals	\$12,350.00	\$3,350.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu-	Name of	Information Problem	Amount	Amount
tion Date	Contributor		Contributed	Subject to
				Forfeiture
10/15/04	Carol	Failure to report on first 10/1/04-	\$500.00	\$400.01
	Martinez	10/16/04 statement. <sup>9</sup>		
9/5/04	William J.	Missing street address (reported only	\$500.00	\$400.01
	Rosetti	P.O. Box).		
		Totals	\$1,000.00	\$800.02

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture

<sup>&</sup>lt;sup>7</sup> Your committee's return to this donor of \$500 on 6/25/04 does not eliminate this forfeiture. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time (see C&GC Code Sec. 1.114(g)).

<sup>&</sup>lt;sup>8</sup> Your committee's return to this donor of \$150 on 6/24/04 does not eliminate this forfeiture. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time (see C&GC Code Sec. 1.114(g)).

<sup>&</sup>lt;sup>9</sup> The contribution of Carol Martinez was not reported in your committee's original 10/1/04-10/16/04 statement filed on 10/21/04 but first appeared in an electronic amendment for the 10/1/04-10/16/04 period filed on 2/24/05. Since the Martinez contribution was not reported on the first statement on which it was required to be reported, it is subject to forfeiture pursuant to C&GC Code Sec. 1.114(e) & (f).

### is \$4,150.02. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Committee to Re-Elect Supervisor Gerardo Sandoval, 2370 Market Street, #460, San Francisco, CA 94114 Nancy Warren, former treasurer, 2370 Market St., San Francisco, CA 94114

S:\CAMPAIGN\Fines\2006\Forfeitures\06.8.9 forfeitures ltrs mailmerge - 04 yr & Nov 04 election.doc



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Miguel Bustos KIMON MANOLIUS Miguel Bustos for Supervisor VICE-CHAIRPERSON 2715 Bryant Street San Francisco, CA 94110 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Miguel Bustos for Supervisor, ID# 1262888 COMMISSIONER CHARLES L. WARD Dear Miguel Bustos: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity

and owned

equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
2/7/04	Dolores Reyes	\$300.00	\$0
8/4/04	Dolores Reyes	\$150.00	\$0
10/7/04	Los Jarritos Restaurant <sup>4</sup>	\$100.00	\$50.00
	Totals	\$550.00	\$50.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	•
				Forfeiture
10/16/04	Sonia Melara	Failure to report on original Second	\$250.00	\$150.01
		Pre-Election statement. <sup>5</sup>		
10/28/04	Meridian Builders	Failure to report on original 10/17/04- 12/31/04 statement. <sup>6</sup>	\$300.00	\$200.01
10/16/04	51 51 5 15	Failure to report on original Second Pre-Election statement. <sup>7</sup>	\$250.00	\$150.01

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> According to records provided to our office, Dolores Reyes, an owner of Los Jarritos, exclusively directed and controlled Los Jarritos' contribution, making it an affiliated entity of Ms. Reyes. Los Jarritos' contribution is aggregated with Ms. Reyes's for purposes of contribution limits.

<sup>&</sup>lt;sup>5</sup> The contribution from Sonia Melara was not reported in your committee's original Second Pre-Election statement filed on 10/21/04 but first appeared in an electronic amendment for the 10/1/04-10/16/04 period filed on 10/24/04. Since the Martinez contribution was not reported on the first statement on which it was required to be reported, it is subject to forfeiture pursuant to C&GC Code Sec. 1.114(e) & (f).

<sup>&</sup>lt;sup>6</sup> The contribution from Meridian Builders was not reported in your committee's original post-election statement filed on 1/31/05 but first appeared in the second electronic amendment for the 10/17/04-12/31/04 period filed on 11/10/05. Since the Meridian Builders contribution was not reported on the first statement on which it was required to be reported, it is subject to forfeiture pursuant to C&GC Code Sec. 1.114(e) & (f).

<sup>&</sup>lt;sup>7</sup> The contribution from Organic was not reported in your committee's original Second Pre-Election statement filed on 10/21/04 but first appeared in an electronic amendment for the 10/1/04-10/16/04 period filed on 10/24/04. Since

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
7/15/04	U	Missing street address (reported only	\$300.00	\$200.01
	Bustos	P.O. Box).		
		Totals	\$1,100.00	\$700.04

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$750.04. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Alfedo Pedroza, former treasurer, P.O. Box 40037, San Francisco, CA 94140

S:\CAMPAIGN\Fines\2006\Forfeitures\06.8.9 forfeitures ltrs mailmerge - 04 yr & Nov 04 election.doc

the Organic contribution was not reported on the first statement on which it was required to be reported, it is subject to forfeiture pursuant to C&GC Code Sec. 1.114(e) & (f).



August 9, 2006 EMI GUSUKUMA CHAIRPERSON **Steve Phillips** KIMON MANOLIUS Norman Yee for School Board VICE-CHAIRPERSON 201 Spear Street, Suite 1650 San Francisco, CA 94109 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Norman Yee for School Board, ID# 1262141 COMMISSIONER CHARLES L. WARD Dear Steve Phillips: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

and owned

equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
5/19/04	Montessori Children's Center <sup>4</sup>	\$300.00	\$0
12/21/04	Judith Flynn	\$250.00	\$50.00
3/15/04	Lee Home Furnishings of SF <sup>5</sup>	\$250.00	\$0
5/19/04	Calvin Chin	\$300.00	\$50.00
9/29/04	Lee Home Furnishings of SF	\$200.00	\$200.00
	Totals	\$1,300.00	\$300.00

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$300.00. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> According to records provided to our office, Judith Flynn is the owner of Montessori Children's Center and exclusively directed and controlled its contribution, making it an affiliated entity of Ms. Flynn. Montessori Children's Center's contribution is aggregated with Ms. Flynn's for purposes of contribution limits.

<sup>&</sup>lt;sup>5</sup> According to records provided to our office, Calvin Chin is the owner of Lee Home Furnishings and exclusively directed and controlled its contribution, making it an affiliated entity of Mr. Chin. Lee Home Furnishings' contribution is aggregated with Mr. Chin's for purposes of contribution limits.

Sincerely,

John St. Croix Executive Director

cc: Norman Yee for School Board, 201 Spear Street, Suite 1650, San Francisco, CA 94109

S:\CAMPAIGN\Fines\2006\Forfeitures\06.8.9 forfeitures ltrs mailmerge - 04 yr & Nov 04 election.doc



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Hon. Julio Ramos KIMON MANOLIUS Re-Elect Ramos for College Board VICE-CHAIRPERSON 205 Madison St. San Francisco, CA 94134 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Re-Elect Ramos for College Board, ID# 1269334 COMMISSIONER CHARLES L. WARD Dear Trustee Ramos: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
8/25/04	Carlotta Del Portillo	\$500.00	\$0
10/5/04	Carlotta Del Portillo	\$500.00	\$500.00
	Totals	\$1,000.00	\$500.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to
				Forfeiture
9/18/04	James Brosnan	Missing Occupation.	\$250.00	\$150.01
8/25/04	Ali Kia	Missing Employer.	\$250.00	\$150.01
8/25/04	Raul Ocazionez	Missing Street Address (reported only P.O. Box) & Occupation.	\$500.00	\$400.01
9/29/04	Marge Waters	Missing Occupation.	\$250.00	\$150.01
2/18/05	Jenny Chan <sup>4</sup>	Missing Occupation.	\$300.00	\$230.01
	•	Totals	\$1,550.00	\$1,080.05

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$,1580.05. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> According to your 1/1/05-6/30/05 statement, the total amount contributed by Jenny Chan was \$330.

amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

S:\CAMPAIGN\Fines\2006\Forfeitures\06.8.9 forfeitures ltrs mailmerge - 04 yr & Nov 04 election.doc



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Hon. Aaron Peskin KIMON MANOLIUS Aaron Peskin for Supervisor VICE-CHAIRPERSON 470 Columbus Ave., Suite211 San Francisco, CA 94133 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Aaron Peskin for Supervisor, ID# 1264300 COMMISSIONER CHARLES L. WARD Dear Supervisor Peskin: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

owned equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
4/29/04	James Reuben	\$500.00	\$0
7/14/04	James Reuben	\$249.00	\$249.00
9/3/04	2618 Gough St. LLC <sup>4</sup>	\$250.00	\$125.00
	Mosser Victorian Hotel of Arts and Music Inc.	\$500.00	\$125.00
2/3/05	Fred Naranjo	\$500.00	\$250.00
2/3/05	Scarborough Insurance Agency <sup>5</sup>	\$500.00	\$250.00
3/17/04	Peter L. Dwares	\$500.00	\$0
7/28/04	Dwares Group Inc. <sup>6</sup>	\$500.00	\$500.00
	Totals	\$3,499.00	\$1,749.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> Though your statements reported this contribution as being received from the Mosser Group, correspondence received by our office from Neveo Mosser indicates that the contribution was actually from 2618 Gough St. LLC and that Mosser Group was the intermediary for the contribution. Furthermore, Mr. Mosser's correspondence indicates that Charles Mosser is a 50% owner of 2618 Gough and one of the two persons who directed and controlled its contribution. Consequently, both entities are affiliated with Charles Mosser and their total 9/3/04 contributions exceeded the \$500 contribution limit.

<sup>&</sup>lt;sup>5</sup> According to records provided to our office, Fred Naranjo is an owner of Scarborough Insurance Agency and exclusively directed and controlled its contribution to your committee, making it an affiliated entity of Mr. Naranjo. Scarborough's contribution is aggregated with Mr. Naranjo's for purposes of contribution limits.

<sup>&</sup>lt;sup>6</sup> According to records provided to our office, Peter Dwares is the owner of Dwares Group and exclusively directed and controlled its contribution, making it an affiliated entity of Mr. Dwares. Dwares Group's contribution is aggregated with Mr. Dwares' for purposes of contribution limits.

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
8/3/04	Andrew J. Ball	Missing Occupation and Employer.	\$500.00	\$400.01
6/16/04	Gary S. George	Missing Street Address.	\$500.00	\$400.01
6/16/04	Susan George	Missing Street Address.	\$500.00	\$400.01
5/4/04	ICF, Inc. dba Yank Sing	Missing Street Address.	\$500.00	\$400.01
9/3/04	JLL Corporation	Missing Street Address (reported only P.O. Box).	\$500.00	\$400.01
9/14/04		Missing Street Address (reported only P.O. Box).	\$300.00	\$200.01
		Totals	\$2,800.00	\$2,200.06

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$3,949.06. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

 $S:\CAMPAIGN\Fines\2006\Forfeitures\06.8.9\ forfeitures\ ltrs\ mailmerge\ -\ 04\ yr\ \&\ Nov\ 04\ election.doc$ 



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Daniel K. Dillon KIMON MANOLIUS Committee to Elect David Heller Supervisor VICE-CHAIRPERSON 1667-34th Avenue San Francisco, CA 94122 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Committee to Elect David Heller Supervisor, ID# 1264685 COMMISSIONER CHARLES L. WARD Dear Daniel K. Dillon: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

and owned

equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
7/1/04	Stanford Properties	\$500.00	\$250.00
7/1/04	Stanford Properties	\$500.00	\$250.00
7/1/04	Prentice E. Sanders	\$500.00	\$250.00
7/1/04	Prentice E. Sanders	\$500.00	\$250.00
5/11/04	Yellow Cab Cooperative	\$500.00	\$0
10/1/04	Yellow Cab Cooperative	\$100.00	\$100.00
10/17/04	Yellow Cab Cooperative	\$100.00	\$100.00
	Totals	\$2,700.00	\$1,200.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu-	Name of	Information Problem	Amount	Amount
tion Date	Contributor		Contributed	Subject to
				Forfeiture
7/1/04	Travis L.	Missing Occupation and Business	\$300.00	\$200.01
	Campbell	Name.		
7/1/04	Pacific Service	Missing Street Address (reported	\$200.00	\$100.01
	Credit Union	only P.O. Box).		
		Totals	\$500.00	\$300.02

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$1,500.02. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Committee to Elect David Heller Supervisor, 5748 Geary Blvd., San Francisco, CA 94121

 $S:\CAMPAIGN\Fines\2006\Forfeitures\06.8.9\ forfeitures\ ltrs\ mailmerge\ -\ 04\ yr\ \&\ Nov\ 04\ election.doc$ 



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Eric Passetti KIMON MANOLIUS Steve Braccini for District 2 Supervisor VICE-CHAIRPERSON 21 Onyx Street Larkspur, CA 94977 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Steve Braccini for District 2 Supervisor, ID# 1265008 COMMISSIONER CHARLES L. WARD Dear Eric Passetti: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

owned equally by two individuals shall be deemed majority-owned by each of the individuals."

30 Van Ness Avenue, Suite 3900 • San Francisco, CA 94102 • Phone (415) 581-2300 • Fax (415) 581-2317E-Mail Address: ethics.commission@sfgov.orgWeb site: http://sfgov.org/ethics

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
5/5/04	Ken Miller	\$250.00	\$0
7/9/04	Kenneth Miller	\$500.00	\$250.00
	Totals	\$750.00	\$250.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors<sup>4</sup>:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	•
				Forfeiture
8/13/04	Roy Killgore	Missing Street Address (reported	\$200.00	\$100.01
		only P.O. Box) and Occupation <sup><math>5</math></sup> .		
9/3/04	Don	Missing Street Address (reported	\$500.00	\$400.01
	Sebastiani	only P.O. Box).		
9/3/04	Nancy	Missing Street Address (reported	\$500.00	\$400.01
	Sebastiani	only P.O. Box).		
		Totals	\$1,200.00	\$900.03

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$1,150.03. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> A total of 12 contributions received by your committee were reported as received from either "Candidate" or the committee itself. This is not proper reporting. A contribution to a candidate committee from the candidate should be reported with the candidate's full name, street address, occupation, and employer or, if self-employed, business name. Under the law, failure to provide the complete information subjects the candidate's contributions to forfeiture. In lieu of enforcing such forfeitures against Mr. Braccini's contributions to his own committee, we instead will use this as an opportunity to offer you guidance on correct reporting.

<sup>&</sup>lt;sup>5</sup> Mr. Killgore's Occupation was reported as "Roy E. Killgore, Inc." while "Self" was reported for his Business Name. "Roy E. Killgore, Inc." should have been listed under the Employer/Business Name field while Mr. Killgore's occupation should have been listed under the Occupation field.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Steve Braccini for District 2 Supervisor, 3340 Buchannan Street, San Francisco, CA 94123

S:\CAMPAIGN\Fines\2006\Forfeitures\06.8.9 forfeitures ltrs mailmerge - 04 yr & Nov 04 election.doc



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Kinde Durkee KIMON MANOLIUS Alioto-Pier for Supervisor VICE-CHAIRPERSON 601 S Glenoaks Blvd. #211 Burbank, CA 91502 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Alioto-Pier for Supervisor, ID# 1265030 COMMISSIONER CHARLES L. WARD Dear Kinde Durkee: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions.

(4) Definition. For purposes of this section, the term "entity" means any person other than an individual "majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu-	Name of Contributor	Amount	Amount
tion Date		Contributed	Subject to Forfeiture
6/11/04	TMG Partners <sup>4</sup>	\$500.00	\$0
6/22/04	Michael Covarrubias	\$500.00	\$500.00
6/22/2004	San Francisco Fire Fighters PAC	\$500.00	\$0
10/27/2004	San Francisco Fire Fighters PAC <sup>5</sup>	\$500.00	\$500.00
6/11/04	Victor Makras	\$500.00	\$0
6/22/04	Victor G. Makras Inc. <sup>6</sup>	\$500.00	\$500.00
6/22/04	Fox Warfield LLC	\$500.00	\$0
9/30/04	Fox Warfield LLC	\$500.00	\$500.00
6/28/2004	Plumbers & Steamfitters Local 467 PAC	\$500.00	\$0
11/30/2004	Plumbers & Steamfitters Local 467 PAC <sup>7</sup>	\$500.00	\$500.00
6/28/04	California Mortgage & Realty Inc <sup>8</sup>	\$250.00	\$0
9/30/04	David Choo	\$500.00	\$250.00
	UA Local 38 COPE Fund	\$500.00	\$0
10/15/2004	UA Local 38 COPE Fund <sup>9</sup>	\$500.00	\$500.00

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> According to records provided to our office, Michael Covarrubias is an owner of TMG Partners and exclusively directed and controlled its contribution, making it an affiliated entity of Mr. Covarrubias. TMG's contribution is aggregated with Mr. Covarrubias' for purposes of contribution limits. In addition, your committee's return to this donor of \$500 does not eliminate this forfeiture because the return occurred during a reporting period different from that in which the contribution was received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time (see C&GC Code Sec. 1.114(g)).

<sup>&</sup>lt;sup>5</sup> Your committee's return to this donor of \$500 does not eliminate this forfeiture because the return occurred during a reporting period different from those in which the contributions were received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time.

<sup>&</sup>lt;sup>6</sup> According to records provided to our office, Victor G. Makras Inc. is an affiliated entity of Victor Makras. In addition, your committee's return to this donor of \$500 does not eliminate this forfeiture because the return occurred during a reporting period different from that in which the contribution was received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time.

<sup>&</sup>lt;sup>7</sup> Your committee's return to this donor of \$500 does not eliminate this forfeiture because the return occurred during a reporting period different from those in which the contributions were received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time.

<sup>&</sup>lt;sup>8</sup> According to records provided to our office, California Mortgage is affiliated with David Choo, President of California Mortgage. Consequently, California Mortgage's contribution is aggregated with Mr. Choo's contribution for purposes of contribution limits.

Contribu-	Name of Contributor	Amount	Amount
tion Date		Contributed	Subject to
			Forfeiture
6/11/04	Russell Flynn	\$500.00	\$250.00
6/11/04	Hampton Golden Gate Assoc. <sup>10</sup>	\$500.00	\$250.00
10/15/04	Kenneth Zankel	\$500.00	\$0
11/2/04	The Grove <sup>11</sup>	\$400.00	\$400.00
6/28/04	Thomas Sullivan	\$250.00	\$0
9/10/04	Tom Sullivan	\$500.00	\$250.00
6/23/04	R & K Investments	\$500.00	\$0
	R & K Investments	\$500.00	\$500.00
6/23/04	William Rosetti <sup>12</sup>	\$500.00	\$250.00
6/23/04	Madeleen Rosetti	\$500.00	\$250.00
6/23/04	Kingston Associates	\$500.00	See next table
9/28/04	77 Fairmount Av Apartments	\$500.00	\$500.00
9/28/04	Union Street Investors	\$500.00	\$500.00
6/11/04	PIER 39 Limited Partnership <sup>13</sup>	\$500.00	\$0
	Robert MacIntosh <sup>14</sup>	\$500.00	\$500.00
6/22/04	Nicholas Dutto	\$500.00	\$0
	Metropolitan Electrical Construction Inc <sup>15</sup>	\$500.00	\$500.00
6/11/04	2618 Gough St. LLC <sup>16</sup>	\$500.00	\$250.00

<sup>9</sup> Your committee's return to this donor of \$500 does not eliminate this forfeiture because the return occurred during a reporting period different from those in which the contributions were received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time.

<sup>10</sup> According to records provided to our office, Hampton Golden Gate Assoc. is majority owned by Russell Flynn and did not act completely independently from Mr. Flynn in making its contribution. Consequently, Hampton's contribution is aggregated with Mr. Flynn's for purposes of contributions limits.

<sup>11</sup> According to records provided to our office, Kenneth Zankel is the owner of The Grove and exclusively directed and controlled its contribution, making it an affiliated entity of Mr. Zankel. The Grove's contribution is aggregated with Mr. Zankel's for purposes of contribution limits.

<sup>12</sup> According to records provided to our office, William Rosetti and Madeleen Rosetti are each 50% owners of Kingston Associates and directed and controlled its contribution, making Kingston Associates an affiliated entity of both. The records also indicate that William Rosetti is an owner of 77 Fairmount Ave. Apartments ("77 Fairmount LLC") and a limited partner of Union Street Investors ("2228 Union Street Investors") and exclusively directed and controlled the contributions of both entities, making them both affiliated with Mr. Rosetti. Consequently, the maximum amount that could be contributed to your committee by Mr. Rosetti and affiliated entities was reached when Mr. Rosetti made his 6/23/04 contribution. In addition, the receipt on the same date of \$500 contributions from William Rosetti, Madeleen Rosetti, and an entity affiliated with both of them subjects each of the contributions to \$250 in forfeitures.

<sup>13</sup> According to records provided to our office, Robert MacIntosh, President and CEO of Pier 39, directed and controlled Pier 39 Limited Partnership's contribution, making Pier 39 an affiliated entity. Pier 39's contribution is aggregated with Mr. MacIntosh's for purposes of contribution limits.
<sup>14</sup> Your committee's return to this donor of \$500 does not eliminate this forfeiture because the return occurred

<sup>14</sup> Your committee's return to this donor of \$500 does not eliminate this forfeiture because the return occurred during a reporting period different from that in which the contribution was received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time.

<sup>15</sup> According to records provided to our office, Nicholas Dutto is an owner of Metropolitan Electrical Construction and exclusively directed and controlled its contribution, making it an affiliated entity of Mr. Dutto.

Metropolitan's's contribution is aggregated with Mr. Dutto's for purposes of contribution limits. In addition, your committee's return to this donor of \$500 does not eliminate this forfeiture because the return occurred during a reporting period different from that in which the contribution was received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time.

Contribu-	Name of Contributor	Amount	Amount
tion Date		Contributed	Subject to
			Forfeiture
6/11/04	Plaza Group	\$500.00	\$250.00
6/11/04	Mosser Victorian Hotel Of Art & Music	\$500.00	\$250.00
10/28/04	935 Kearny St LLC	\$250.00	\$250.00
10/28/04	Central Towers II	\$250.00	\$250.00
6/30/2004	San Francisco Laborer's Local 261 PAC	\$500.00	\$0
10/27/2004	San Francisco Laborer's Local 261 PAC <sup>17</sup>	\$500.00	\$500.00
	Nunzio Alioto	\$500.00	\$0
6/22/04	Alioto Fish Company, LTD. <sup>18</sup>	\$500.00	\$500.00
6/28/04	Signature Properties	\$500.00	\$0
9/28/04	Signature Properties	\$500.00	\$500.00
6/28/2004	International Brotherhood Of Electrical Workers LU#6	\$500.00	\$0
	International Brotherhood Of Electrical Workers LU#6 <sup>19</sup>	\$500.00	\$500.00
8/20/04	Shorenstein Company LLC <sup>20</sup>	\$500.00	\$0
9/27/04	Douglas Shorenstein	\$500.00	\$500.00
9/30/04	Macromedia	\$500.00	\$0
6/17/05	Macromedia	\$500.00	\$500.00
6/23/04	Julie Wilson	\$166.67	\$0
6/23/04	Julie Wilson	\$166.67	\$0
10/28/04	Wilson Properties-Octavia Bldg	\$250.00	\$83.34
6/28/04	Foreman & Brasso	\$500.00	\$0
11/11/04	Foreman & Brasso	\$500.00	\$500.00

<sup>16</sup> Though your statements reported this contribution as being received from the Mosser Group, correspondence received by our office from Neveo Mosser indicates that the contribution was actually from 2618 Gough St. LLC and that Mosser Group was the intermediary for the contribution. Furthermore, Mr. Mosser's correspondence indicates that Charles Mosser and Neveo Mosser are both 50% owners of 2618 Gough and together directed and controlled its contribution, and that the entity was thus affiliated with both individuals. Neveo Mosser's correspondence also indicates that he exclusively directed and controlled Plaza Group's contribution, making it affiliated with him, and that Charles Mosser exclusively owns and directed and controlled the contributions of Mosser Victorian Hotel of Arts and Music, 935 Kearny St. LLC, and Central Towers Joint Venture Partnership LLC ("Central Towers II"), making them affiliated with him. The receipt on the same date of \$500 contributions from one entity affiliated with Neveo Mosser, one affiliated with Charles Mosser, and one affiliated with both of them subjects each of the contributions to \$250 in forfeitures. In addition, other entities affiliated with either individual that contributed after that date entirely exceeded the contribution limit.

<sup>17</sup> Your committee's return to this donor of \$500 does not eliminate this forfeiture because the return occurred during a reporting period different from those in which the contributions were received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time. <sup>18</sup> Records received by our office indicate that Alioto Fish Company, LTD. is an affiliated entity of Nunzio Alioto.

<sup>19</sup> Your committee's return to this donor of \$500 does not eliminate this forfeiture because the return occurred during a reporting period different from those in which the contributions were received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time.

<sup>20</sup> Though your statements reported this contribution as being received from Shorenstein Realty Services, LP, records received by our office from Diane Fishburn, counsel for Douglas Shorenstein and various entities, indicates that it was intermediary for the 8/20/04 contribution made by Shorenstein Company LLC. Furthermore, these records indicate that Mr. Shorenstein, either directly or indirectly, owns a majority of Shorenstein Company LLC and was one of two persons who directed and controlled the entity's contribution. Therefore, the entity is affiliated with Mr. Shorenstein for purposes of contribution limits.

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
	Totals	\$24,483.34	\$12,233.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu-	Name of	Information Problem	Amount	Amount
tion Date	Contributor		Contributed	Subject to
				Forfeiture
9/26/04	Friends Of	Missing Street Address (reported	\$300.00	\$200.01
	Hal Brown	only P.O. Box).		
6/23/04	Kingston	Missing Street Address (reported	\$500.00	\$400.01
	Associates	only P.O. $Box)^{21}$ .		
		Totals	\$800.00	\$600.02

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$12,833.02. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Alioto-Pier for Supervisor, 2370 Market St., 2nd Floor, San Francisco, CA 94114

 $S:\CAMPAIGN\Fines\2006\Forfeitures\06.8.9\ forfeitures\ ltrs\ mailmerge\ -\ 04\ yr\ \&\ Nov\ 04\ election.doc$ 

<sup>&</sup>lt;sup>21</sup> The forfeiture of this donor's contribution for deficient contributor information, \$400.01, supersedes the \$250 forfeiture against the contribution for exceeding the \$500 contribution limit.



EMI GUSUKUMA CHAIRPERSON

KIMON MANOLIUS VICE-CHAIRPERSON

> EILEEN HANSEN COMMISSIONER

SUSAN J. HARRIMAN COMMISSIONER

CHARLES L. WARD COMMISSIONER

JOHN ST. CROIX EXECUTIVE DIRECTOR August 9, 2006

William R. Jackson Heather Hiles for School Board 3749 22nd St. San Francisco, CA 94114

Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates); Heather Hiles for School Board, ID# 1263792

Dear William R. Jackson:

Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), treasurers for candidates for City elective office may not solicit or accept contributions that exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^1$ .

A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required

(4) Definition. For purposes of this section, the term "entity" means any person other than an individual "majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity equally by two individuals shall be deemed majority-owned by each of the individuals."

and owned

<sup>&</sup>lt;sup>1</sup>Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual.

<sup>(2)</sup> Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated.

<sup>(3)</sup> Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions.

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
4/7/04	Kwan-Henmi	\$250.00	\$0
6/28/04	Kwan-Henmi <sup>4</sup>	\$500.00	\$250.00
4/5/04	Kevin Shanahan	\$50.00	\$0
6/28/04	Kevin Shanahan <sup>5</sup>	\$500.00	\$50.00
	Totals	\$1,300.00	\$300.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu-	Name of	Information Problem	Amount	Amount
tion Date	Contributor		Contributed	Subject to
				Forfeiture
9/14/04	Clear Channel	Missing Street Address (reported	\$250.00	\$150.01
	Worldwide	only P.O. Box).		
7/23/04	Penelope	Missing Street Address (reported	\$150.00	\$50.01
	Douglas	only P.O. Box).		
6/28/04	Pier 39	Missing Street Address (reported	\$500.00	\$400.01
	Limited	only P.O. Box).		
	Partnership			
		Totals	\$900.00	\$600.03

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> Your committee's return to this donor of \$250 on 8/3/04 does not eliminate this forfeiture. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time (see C&GC Code Sec. 1.114(g)).

<sup>&</sup>lt;sup>5</sup> Your committee's return to this donor of \$50 on 8/5/04 does not eliminate this forfeiture. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time (see C&GC Code Sec. 1.114(g)).

### is \$900.03. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Heather Hiles for School Board, 3749 22nd St., San Francisco, CA 94114



EMI GUSUKUMA CHAIRPERSON

KIMON MANOLIUS VICE-CHAIRPERSON

> EILEEN HANSEN COMMISSIONER

SUSAN J. HARRIMAN COMMISSIONER

CHARLES L. WARD COMMISSIONER

JOHN ST. CROIX EXECUTIVE DIRECTOR August 9, 2006

Ben R. Taylor Committee to Elect Kini 76 Riverton Dr. San Francisco, CA 94132

Re: Forfeiture of Contributions & Request for Waiver – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates); Committee to Elect Kini, ID# 1266207

Dear Ben R. Taylor:

Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), treasurers for candidates for City elective office may not solicit or accept contributions that exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^1$ .

A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required

(4) Definition. For purposes of this section, the term "entity" means any person other than an individual "majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity equally by two individuals shall be deemed majority-owned by each of the individuals."

and owned

<sup>&</sup>lt;sup>1</sup>Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual.

<sup>(2)</sup> Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated.

<sup>(3)</sup> Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions.

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
5/28/04	Ben Taylor	\$500.00	\$0
7/13/04	Ben Taylor	\$5,000.00	\$5,000.00
	Totals	\$5,500.00	\$5,000.00

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$5,000.00. The Commission has reviewed your request dated October 31, 2004 for a waiver of the forfeiture and has determined that the forfeiture may be waived to <u>\$1,000.00</u>. Please remit to our office a check made payable to the City and County of San Francisco in the amount of \$1,000.00 by August 23, 2006.

If you have any questions or would like to incorporate the \$1,000 amount into your current payment schedule for outstanding late filing fines, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Committee to Elect Kini, 76 Riverton Dr., San Francisco, CA 94132

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Robert Varni KIMON MANOLIUS Committee to Elect Anita Grier Supervisor District 11 VICE-CHAIRPERSON 10 Miller Place San Francisco, CA 94108 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Committee to Elect Anita Grier Supervisor District 11, ID# 1267037 COMMISSIONER CHARLES L. WARD Dear Robert Varni: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

owned equally by two individuals shall be deemed majority-owned by each of the individuals."

30 Van Ness Avenue, Suite 3900 • San Francisco, CA 94102 • Phone (415) 581-2300 • Fax (415) 581-2317E-Mail Address: ethics.commission@sfgov.orgWeb site: http://sfgov.org/ethics

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to
				Forfeiture
8/12/04	Don Griffin	Missing Street Address.	\$500.00	\$400.01
8/12/04	Fred Jordan	Missing Street Address.	\$500.00	\$400.01
8/3/04	Rodger Scott	Missing Street Address.	\$200.00	\$100.01
8/12/04		Missing Street Address (reported only P.O. Box).	\$250.00	\$150.01
		Totals	\$1,450.00	\$1,050.04

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$1,050.04. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Committee to Elect Anita Grier Supervisor District 11, 106 Byxbee Street, San Francisco, CA 94132



Emi Gusukuma Chairperson	August 9, 2006 Do not sent?; Audit staff already sent ltr dated 8/24 noting forfs.
KIMON MANOLIUS VICE-CHAIRPERSON	Linda Quan Lillian Sing for Supervisor 443 Balboa Street
Eileen Hansen Commissioner	San Francisco, CA 94118
Susan J. Harriman Commissioner	Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates); Lillian Sing for Supervisor, ID# 1266200
CHARLES L. WARD COMMISSIONER	Dear Linda Quan:
JOHN ST. CROIX Executive Director	Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), treasurers for candidates for City elective office may not solicit or accept contributions that exceed \$500 from any person. C&GC Code § $1.114(a)(1)$ . Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC § $1.114(a)(2)$ . In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code § $1.114(d)^1$ .
	A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required
	<ul> <li><sup>1</sup>Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual.</li> <li>(2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated.</li> <li>(3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions.</li> <li>(4) Definition. For purposes of this section, the term "entity" means any person other than an individual</li> </ul>
and	"majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity

owned equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
9/20/04	Michael Covarrubias	\$500.00	\$250.00
9/20/04	TMG Partners <sup>4</sup>	\$500.00	\$250.00
6/9/04	Simon Chang	\$500.00	\$0
6/11/04	Peking Arts and Crafts <sup>5</sup>	\$100.00	\$100.00
	Totals	\$1,600.00	\$600.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to
				Forfeiture
6/11/04	Linda Wang	Missing Employer.	\$500.00	\$400.01
7/8/04	Eric Yu	Missing Employer.	\$250.00	\$150.01
		Totals	\$750.00	\$550.02

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$1,150.02. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> According to records provided to our office, Michael Covarrubias is an owner of TMG Partners and exclusively directed and controlled its contribution, making it an affiliated entity of Mr. Covarrubias. TMG's contribution is aggregated with Mr. Covarrubias' for purposes of contribution limits.

<sup>&</sup>lt;sup>5</sup> According to records provided to our office, Simon Chang and Grace Chang the owners of Peking Arts and Crafts and directed and controlled its contribution to your committee, making it an affiliated entity of both of them. Since Peking's contribution must thus be aggregated with both Simon and Grace Chang's contributions for purposes of contribution limits, Peking's contribution exceeded the \$500 limit because Simon Chang had already donated \$500.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Lillian Sing for Supervisor, 443 Balboa Street, San Francisco, CA 94118



EMI GUSUKUMA CHAIRPERSON

KIMON MANOLIUS VICE-CHAIRPERSON

> EILEEN HANSEN COMMISSIONER

SUSAN J. HARRIMAN COMMISSIONER

CHARLES L. WARD COMMISSIONER

JOHN ST. CROIX EXECUTIVE DIRECTOR August 9, 2006

Talkit Ho Rose Tsai for Supervisor 110 9th Ave San Francisco, CA 94118

Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates); Rose Tsai for Supervisor, ID# 1268051

Dear Talkit Ho:

Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), treasurers for candidates for City elective office may not solicit or accept contributions that exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^1$ .

A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required

(4) Definition. For purposes of this section, the term "entity" means any person other than an individual "majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity equally by two individuals shall be deemed majority-owned by each of the individuals."

and owned

<sup>&</sup>lt;sup>1</sup>Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual.

<sup>(2)</sup> Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated.

<sup>(3)</sup> Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions.

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
10/9/04	Sean J. Kreigan	\$500.00	\$250.00
10/9/04	SJK Development <sup>4</sup>	\$500.00	\$250.00
10/1/04	Wilson Young <sup>5</sup>	\$500.00	\$0
10/26/04	JB Franklin Realty, Inc.	\$500.00	\$500.00
10/26/04	Crest Investments, LLC	\$500.00	\$500.00
10/26/04	JWI Investments Corporation	\$500.00	\$500.00
10/15/04	A McCarthy Engineering Inc. <sup>6</sup>	\$500.00	\$0
10/18/04	Angus McCarthy	\$500.00	\$500.00
	Totals	\$4,000.00	\$2,500.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
8/30/04	Tommy Ng	Missing Employer.	\$250.00	\$150.01
		Totals	\$250.00	\$150.01

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> According to records provided to our office, Sean Kreigan is an owner of SJK Development and exclusively directed and controlled its contribution to your committee, making it an affiliated entity of Mr. Kreigan. SJK's contribution is aggregated with Mr. Kreigan's for purposes of contribution limits.

<sup>&</sup>lt;sup>5</sup> According to records provided to our office, Wilson Young is the major partner of JB Franklin Realty, Crest Investments, and JWI Investments and directed and controlled their contributions to your committee. Consequently, the contributions from these entities are affiliated with Mr. Young's for purposes of contribution limits.

<sup>&</sup>lt;sup>6</sup> According to records provided to our office, Angus McCarthy is the owner of A McCarthy Engineering and exclusively directed and controlled its contribution to your committee, making it an affiliated entity of Mr. McCarthy. The entity's contribution is aggregated with Mr. McCarthy's for purposes of contribution limits.

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is 2,650.01. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Rose Tsai for Supervisor, 656 35th Avenue, San Francisco, CA 94121



EMI GUSUKUMA CHAIRPERSON

KIMON MANOLIUS VICE-CHAIRPERSON

> EILEEN HANSEN COMMISSIONER

SUSAN J. HARRIMAN COMMISSIONER

CHARLES L. WARD COMMISSIONER

JOHN ST. CROIX EXECUTIVE DIRECTOR August 9, 2006

James R. Sutton, Esq. Sean Elsbernd for Supervisor 150 Post Street, Suite 405 San Francisco, CA 94108

Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates); Sean Elsbernd for Supervisor, ID# 1268358

Dear James R. Sutton, Esq.:

Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), treasurers for candidates for City elective office may not solicit or accept contributions that exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^1$ .

A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required

(4) Definition. For purposes of this section, the term "entity" means any person other than an individual "majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity equally by two individuals shall be deemed majority-owned by each of the individuals."

and owned

<sup>&</sup>lt;sup>1</sup>Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual.

<sup>(2)</sup> Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated.

<sup>(3)</sup> Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions.

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
9/30/2004	Geoff Fayyad <sup>4</sup>	\$500.00	\$0
11/9/2004	Geoff Fayyad	\$500.00	\$500.00
10/7/04	William Spiers	\$500.00	\$0
10/16/04	Forest View LLC <sup>5</sup>	\$500.00	\$500.00
8/31/04	Solem & Associates <sup>6</sup>	\$500.00	\$0
9/27/04	Donald L. Solem <sup>7</sup>	\$100.00	\$100.00
9/30/04	Andrew J. Junius	\$500.00	\$250.00
9/30/04	Reuben & Junius LLP <sup>8</sup>	\$500.00	\$250.00
10/16/2004	William Maher <sup>9</sup>	\$500.00	\$0
11/22/2004	William Maher	\$500.00	\$500.00

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

<sup>&</sup>lt;sup>4</sup> Your committee's return of this contribution on 10/18/04 does not eliminate the related forfeiture because the return occurred during a reporting period different from those in which the contributions were received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time.

<sup>&</sup>lt;sup>5</sup> According to records provided to our office, William Spiers is an owner of Forest View and exclusively directed and controlled its contribution, making it an affiliated entity of Mr. Spiers. Forest View's contribution is aggregated with Mr. Spiers' for purposes of contribution limits.

<sup>&</sup>lt;sup>6</sup> Solem & Associates appears to be an affiliated entity of Donald L. Solem, President of Solem & Associates.

<sup>&</sup>lt;sup>7</sup> Your committee's return to this donor of \$100 does not eliminate this forfeiture because the return occurred during a reporting period different from those in which the contributions were received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time.

<sup>&</sup>lt;sup>8</sup> According to records provided to our office, Andrew J. Junius is an owner of Reuben & Junius LLP and exclusively directed and controlled its contribution, making it an affiliated entity of Mr. Junius. Reuben & Junius LLP's contribution is aggregated with Mr. Junius' for purposes of contribution limits.

<sup>&</sup>lt;sup>9</sup> Your committee's return of this contribution on 10/28/04 does not eliminate the related forfeiture because the return occurred during a reporting period different from those in which the contributions were received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time.

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
10/29/04	Dean Cash	\$500.00	\$250.00
10/29/04	ATEL Financial Services, LLC <sup>10</sup>	\$500.00	\$250.00
9/27/2004	Marilyn Polacci <sup>11</sup>	\$500.00	\$0
10/21/2004	Marilyn Polacci	\$500.00	\$500.00
9/30/04	2618 Gough Street LLC <sup>12</sup>	\$500.00	\$250.00
9/30/04	Mosser Victorian Hotel of Arts & Music, Inc.	\$500.00	\$250.00
8/31/04	Gladstone & Associates <sup>13</sup>	\$500.00	\$0
10/16/04	M. Brett Gladstone	\$250.00	\$250.00
	Totals	\$8,350.00	\$3,850.00

In addition, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to
				Forfeiture
9/27/04	Christopher	Missing Occupation and	\$500.00	\$400.01
	Dressel	Employer (or Business Name).		
8/20/04	O'Kane & Tegay	Missing Street Address (reported	\$250.00	\$150.01
	Insurance Brokers	only P.O. Box).		
8/27/04	SF Probation	Missing Street Address (reported	\$500.00	\$400.01
	Officer's PAC	only P.O. Box).		

<sup>&</sup>lt;sup>10</sup> According to records provided to our office, Dean Cash exclusively directed and controlled ATEL Financial Services' contribution, making it an affiliated entity of Mr. Cash. ATEL's contribution is aggregated with Mr. Cash's for purposes of contribution limits.

<sup>&</sup>lt;sup>11</sup> Your committee's return of this contribution on 10/15/04 does not eliminate the related forfeiture because the return occurred during a reporting period different from those in which the contributions were received. A contribution is not considered to be received only if it is not deposited and it is returned within the appropriate period of time. <sup>12</sup> Though your statements reported this contribution as being received from the Mosser Group, correspondence

<sup>&</sup>lt;sup>12</sup> Though your statements reported this contribution as being received from the Mosser Group, correspondence received by our office from Neveo Mosser indicates that the contribution was actually from 2618 Gough St. LLC and that Mosser Group was the intermediary for the contribution. Furthermore, Mr. Mosser's correspondence indicates that Charles Mosser and Neveo Mosser are both 50% owners of 2618 Gough and together directed and controlled its contribution, and that the entity was thus affiliated with both individuals. Neveo Mosser's correspondence also indicates that Charles Mosser exclusively owns and directed and controlled the contribution of Mosser Victorian Hotel of Arts and Music, making it affiliated with him. The receipt on the same date of \$500 contributions from two entities both affiliated with Charles Mosser subjects each of the contributions to \$250 in forfeitures.

<sup>&</sup>lt;sup>13</sup> According to records provided to our office, M. Brett Gladstone is the owner of Gladstone & Associates and exclusively directed and controlled its contribution, making it an affiliated entity of Mr. Gladstone. Gladstone & Associates' contribution is aggregated with Mr. Gladstone's for purposes of contribution limits.

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
		Totals	\$1,250.00	\$950.03

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$4,800.03. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Sean Elsbernd for Supervisor, 150 Post Street, Suite 405, San Francisco, CA 94108



August 9, 2006 EMI GUSUKUMA CHAIRPERSON **Gregory Corrales** KIMON MANOLIUS Committee to Elect Greg Corrales Supervisor VICE-CHAIRPERSON 2634 18th Avenue San Francisco, CA 94116 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Committee to Elect Greg Corrales Supervisor, ID# 1268676 COMMISSIONER CHARLES L. WARD Dear Gregory Corrales: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity

and owned

equally by two individuals shall be deemed majority-owned by each of the individuals."

Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code §  $1.114(f)^3$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
9/29/04	Clelia Bertani	Missing Street Address (reported only P.O. Box).	\$200.00	\$100.01
8/21/04	Mike Garza	Missing Business Name.	\$500.00	\$400.01
9/2/04	M. Vincent Hogan	Missing Business Name.	\$500.00	\$400.01
9/22/04	Latino Peace Officers Association, SF Chapter	Missing Street Address (reported only P.O. Box).	\$500.00	\$400.01
9/22/04	William McDonagh	Missing Business Name.	\$250.00	\$150.01
9/22/04	Denise Paulson	Missing Business Name.	\$500.00	\$400.01
8/29/04	Lisa Scarsella	Missing Business Name.	\$200.00	\$100.01
9/15/04	Dan Strickler	Missing Business Name.	\$500.00	\$400.01
9/13/04	Serge White	Missing Street Address (reported only P.O. Box).	\$500.00	\$400.01
		Totals	\$3,650.00	\$2,750.09

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$2,750.09. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Committee to Elect Greg Corrales Supervisor, 3330 Mission Street, San Francisco, CA 94110



EMI GUSUKUMA Chairperson

KIMON MANOLIUS VICE-CHAIRPERSON

> EILEEN HANSEN COMMISSIONER

SUSAN J. HARRIMAN COMMISSIONER

CHARLES L. WARD COMMISSIONER

JOHN ST. CROIX EXECUTIVE DIRECTOR August 9, 2006

Paul Gallagher Committee to Elect Larry Kane 7401 Woodrow Drive Oakland, CA 94611

Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates); Committee to Elect Larry Kane, ID# 1267312

Dear Paul Gallagher:

Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), treasurers for candidates for City elective office may not solicit or accept contributions that exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^1$ .

A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required

(4) Definition. For purposes of this section, the term "entity" means any person other than an individual "majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity equally by two individuals shall be deemed majority-owned by each of the individuals."

and owned

<sup>&</sup>lt;sup>1</sup>Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual.

<sup>(2)</sup> Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated.

<sup>(3)</sup> Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions.

### Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
8/2/04	Michael Barry	Missing Street Address (reported only P.O. Box).	\$500.00	\$400.01
8/26/04	Jeff Braun	Missing Street Address (reported only P.O. Box).	\$500.00	\$400.01
10/9/04	Elizabeth Colton	Missing Street Address.	\$250.00	\$150.01
9/9/04	Paula J. Cook	Missing Street Address (reported only P.O. Box).	\$500.00	\$400.01
9/18/04	Nancy B. Cutler	Missing Occupation.	\$300.00	\$200.01
10/15/04	Democracy for America	Missing Street Address (reported only P.O. Box).	\$500.00	\$400.01
8/30/04	Stephen R. Farrand	Missing Street Address (reported only P.O. Box).	\$500.00	\$400.01
11/1/04	Lisa Flood	Missing Street Address (reported only P.O. Box).	\$200.00	\$100.01
10/9/04	Jeffrey P. Hayes	Missing Street Address.	\$500.00	\$400.01
9/15/04	Patrick K. Hines	Missing Street Address.	\$250.00	\$150.01
8/27/04	Lenny Mendonca	Missing Street Address (reported only P.O. Box).	\$500.00	\$400.01
9/16/04	Berry Minott	Missing Occupation.	\$200.00	\$100.01
10/26/04	John T. Walton	Missing Street Address (reported only P.O. Box).	\$500.00	\$400.01
		Totals	\$5,200.00	\$3,900.13

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$3,900.13. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Committee to Elect Larry Kane, 530 Howard St, Suite 250, San Francisco, CA 94105



August 9, 2006 EMI GUSUKUMA CHAIRPERSON **Roger Sanders** KIMON MANOLIUS Dr. Natalie Berg For Community College Board VICE-CHAIRPERSON 1009 Madison Street Oakland, CA 94607 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Dr. Natalie Berg For Community College Board, ID# 1266996 COMMISSIONER CHARLES L. WARD Dear Roger Sanders: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity

and owned

equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributor:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
8/31/04	Stephen	Missing Street Address (reported	\$250.00	\$150.01
	Eimer	only P.O. Box).		
		Totals	\$250.00	\$150.01

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$150.01. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Dr. Natalie Berg For Community College Board, 20 Ashbury Terrace, San Francisco, Ca 94117

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Isaac Wang KIMON MANOLIUS Isaac Wang for SF Board of Supervisors VICE-CHAIRPERSON One Morningside Drive San Francisco, CA 94132 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Isaac Wang for SF Board of Supervisors, ID# 1266985 COMMISSIONER CHARLES L. WARD Dear Isaac Wang: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

owned equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
8/1/04	Adelaida Caunan	Missing Occupation and Employer.	\$250.00	\$150.01
		Totals	\$250.00	\$150.01

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$150.01. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Isaac Wang for SF Board of Supervisors, One Morningside Drive, San Francisco, CA 94132

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Hon. Mark Sanchez KIMON MANOLIUS Mark Sanchez for Board of Education VICE-CHAIRPERSON 2762 1/2 22nd Street San Frnacisco, CA 94110 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Mark Sanchez for Board of Education, ID# 1266874 COMMISSIONER CHARLES L. WARD Dear Commissioner Sanchez: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

and owned

equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
9/26/04	Matthew Alexander	Missing Street Address.	\$300.00	\$200.01
	San Francisco Building and Construction Trades Council Political Organization of Workers for Employee Rights (POWER PAC)	Missing Street Address.	\$500.00	\$400.01
		Totals	\$800.00	\$600.02

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$600.02. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Mark Sanchez for Board of Education, 2762 1/2 22nd Street, San Francisco, CA 94110



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Stephanie Kurteff KIMON MANOLIUS Phoenix Streets For Board of Supervisors District 5 VICE-CHAIRPERSON 213 Roosevelt Way San Francisco, CA 94114 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Phoenix Streets For Board of Supervisors District 5, ID# 1265518 COMMISSIONER CHARLES L. WARD Dear Stephanie Kurteff: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

owned equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to
				Forfeiture
	Christy	Missing Street Address.		
9/23/04	Chandler		\$250.00	\$150.01
8/18/04	Caneel Fraser	Missing Street Address.	\$250.00	\$150.01
9/18/04	Scott Fraser	Missing Street Address.	\$500.00	\$400.01
8/29/04	Amin Vohra	Missing Street Address.	\$300.00	\$200.01
10/04/04	MC Zamora	Missing Street Address.	\$300.00	\$200.01
		Totals	\$1,600.00	\$1,100.05

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$1,100.05. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

cc: Phoenix Streets For Board of Supervisors District 5, 3976 Folsom St., San Francisco, CA 94110



August 9, 2006 EMI GUSUKUMA CHAIRPERSON Shawn Reifsteck KIMON MANOLIUS Reifsteck for Supervisor VICE-CHAIRPERSON 1571 9th Avenue, #4 San Francisco, CA 94122 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Reifsteck for Supervisor, ID# 1266027 COMMISSIONER CHARLES L. WARD Dear Shawn Reifsteck: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity

and owned

equally by two individuals shall be deemed majority-owned by each of the individuals."

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
6/23/04	Gary Hanna	Missing Employer.	\$250.00	\$150.01
		Totals	\$250.00	\$150.01

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$150.01. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Reifsteck for Supervisor, 1571 9th Avenue, #4, San Francisco, CA 94122

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).



August 9, 2006 ----- NOT SENT EMI GUSUKUMA CHAIRPERSON Hon. Jill Wynns KIMON MANOLIUS Jill wynns for School Board VICE-CHAIRPERSON 124 Brewster Street San Francisco, CA 94110 EILEEN HANSEN COMMISSIONER Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-SUSAN J. HARRIMAN Candidates); Jill wynns for School Board, ID# 961189 COMMISSIONER CHARLES L. WARD Dear Commissioner Wynns: COMMISSIONER Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), JOHN ST. CROIX treasurers for candidates for City elective office may not solicit or accept contributions that EXECUTIVE DIRECTOR exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^{1}$ . A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual. (2) Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated. (3) Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions. (4) Definition. For purposes of this section, the term "entity" means any person other than an individual 'majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity and

owned equally by two individuals shall be deemed majority-owned by each of the individuals."

contributor information is not reported on the first campaign statement on which the contribution is required to be reported." C&GC Code §  $1.114(e)^2$ .

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports that you filed indicate that your committee has accepted one or more contributions in excess of contribution limits, as follows:

Contribu- tion Date	Name of Contributor	Amount Contributed	Amount Subject to Forfeiture
	Totals		

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \_\_\_\_\_. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Jill Wynns for School Board, 3656 Folsom Street, San Francisco, CA 94114

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).



EMI GUSUKUMA CHAIRPERSON

KIMON MANOLIUS VICE-CHAIRPERSON

EILEEN HANSEN COMMISSIONER

SUSAN J. HARRIMAN COMMISSIONER

CHARLES L. WARD COMMISSIONER

JOHN ST. CROIX EXECUTIVE DIRECTOR August 9, 2006

Alicia Wang Re-Elect Milton Marks III 2350 Anza Street San Francisco, CA 94118

Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates); Re-Elect Milton Marks III, ID# 1266541

Dear Alicia Wang:

Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), treasurers for candidates for City elective office may not solicit or accept contributions that exceed \$500 from any person. C&GC Code § 1.114(a)(1). Donors are also prohibited from making contributions which exceed their overall limit, which was \$7,500 for the November 2, 2004 Election. C&GC §1.114(a)(2). In addition, contributions received from "affiliated entities" are aggregated for purposes of the contribution limits. C&GC Code §  $1.114(d)^1$ .

A committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required

(4) Definition. For purposes of this section, the term "entity" means any person other than an individual "majority-owned" means a direct or indirect ownership of more than 50 percent, except that an entity equally by two individuals shall be deemed majority-owned by each of the individuals."

and owned

<sup>&</sup>lt;sup>1</sup>Section 1.114(d), previously codified as 1.114(c), provides: "(1) General rule. For purposes of the contribution limits imposed by this section and sections 1.120 and 1.126, the contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual.

<sup>(2)</sup> Multiple entity contributions controlled by the same persons. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated.

<sup>(3)</sup> Majority-owned entities. Contributions made by entities that are majority-owned by any person shall be aggregated with the contributions of the majority owner and all other entities majority-owned by that person, unless those entities act independently in their decisions to make contributions.

contributor information is not reported on the first campaign statement on which the contribution is required to be reported." C&GC Code §  $1.114(e)^2$ .

# Contributions that exceed contribution limits are subject to forfeiture to the extent that the contributions exceed the limits. Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § $1.114(f)^3$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
	Carolene Marks	Missing Employer.	\$500.00	\$400.01
8/4/04	Angelo Quaranta	Missing Employer.	\$200.00	\$100.01
8/19/04	David Werdeger	Missing Street Address (reported only P.O. Box).	\$250.00	\$150.01
		Totals	\$950.00	\$650.03

Because the above contributions exceed contribution limits or were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$650.03. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances, especially for contribution limit forfeitures. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission is still reviewing potential affiliated entities and may assess additional forfeitures.

<sup>&</sup>lt;sup>2</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>3</sup> This section was previously codified as 1.114(e).

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Re-Elect Milton Marks III, 221 7th Avenue, San Francisco, CA 94118



EMI GUSUKUMA CHAIRPERSON

KIMON MANOLIUS VICE-CHAIRPERSON

> EILEEN HANSEN COMMISSIONER

SUSAN J. HARRIMAN COMMISSIONER

CHARLES L. WARD COMMISSIONER

JOHN ST. CROIX EXECUTIVE DIRECTOR August 9, 2006

Stephen P. Loo Asian American Community Voice 334 Kearny Street, #300 San Francisco, CA 94108

Re: Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates); Asian American Community Voice, ID# 1260171

Dear Stephen P. Loo:

Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), a committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required contributor information is not reported on the first campaign statement on which the contribution is required to be reported." C&GC Code § 1.114(e)<sup>1</sup>.

### Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code 1.114(f)<sup>2</sup>.

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
	Michael Denunizio	Missing Street Address.	\$500.00	\$400.01
	Patrick Fitzgerald	Missing Street Address.	\$200.00	\$100.01
3/6/04		Missing Street Address, Occupation, and Employer.	\$500.00	\$400.01
3/6/04	Joe Lulbkeman	Missing Occupation and Employer.	\$200.00	\$100.01

<sup>1</sup>This section was previously codified as 1.114(d).

<sup>2</sup> This section was previously codified as 1.114(e).

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
3/6/04	Jane Morrison	Missing Street Address.	\$200.00	\$100.01
3/2/04	Richard Ow	Missing Street Address.	\$200.00	\$100.01
3/2/04	Burke Strunsky	Missing Street Address.	\$500.00	\$400.01
		Totals	\$2,300.00	\$1,600.07

Because the above contributions were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$1,600.07. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Asian American Community Voice, 334 Kearny Street, #300, San Francisco, CA 94108



EMI GUSUKUMA CHAIRPERSON

KIMON MANOLIUS VICE-CHAIRPERSON

> EILEEN HANSEN COMMISSIONER

SUSAN J. HARRIMAN COMMISSIONER

CHARLES L. WARD COMMISSIONER

JOHN ST. CROIX EXECUTIVE DIRECTOR August 9, 2006

Steven S. Lucas Nielsen, Merksamer, Parrinello, Mueller & Naylor, LLP 591 Redwood Hwy. #4000 Mill Valley, CA 94941

Re: Campaign Finance Reporting Matters.

Dear Steven S. Lucas:

This letter concerns the following matters:

### (1) Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates); Coalition For Better Housing PAC (CBH PAC), ID# 1250926.

Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), a committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required contributor information is not reported on the first campaign statement on which the contribution is required to be reported." C&GC Code § 1.114(e)<sup>1</sup>.

### Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code $1.114(f)^2$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributor:

Contribu- tion Date		Information Problem	Amount Contributed	Amount Subject to Forfeiture
5/6/04	Kingston S.F.	Missing Street Address (reported	\$2,500.00	\$2,400.01
		only P.O. Box).		
		Totals	\$2,500.00	\$2,400.01

<sup>1</sup>This section was previously codified as 1.114(d).

<sup>2</sup> This section was previously codified as 1.114(e).

Because the above contribution was deposited without the required contributor information, the excess amount is subject to forfeiture. The total amount of forfeiture is \$2,400.01. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission may assess additional forfeitures.

#### (2) Revocation of Grant of Partial Waiver of Forfeiture; Coalition for Fair Water Rates/No on A, ID# 1247126.

By letter dated January 24, 2006, the Commission responded to your request dated August 30, 2005 for waiver of forfeitures. For failure to report a street address for Round Hill Pacific SFO Properties, which had made \$800 in contributions to your committee, you and your committee had been assessed a forfeiture of \$600.02. As noted in the January 24, 2006 letter, the forfeiture was waived to \$467.68, conditioned upon, by February 7, 2006, (1) payment of the waived down amount and (2) filing amendments to your electronic and paper 1/1/02-9/30/02 and 10/20/02-12/31/02 reports to provide the missing contributor information.

Since you did not satisfy either of the above-mentioned conditions, **the Commission hereby revokes the grant of waiver, returning the forfeitures to the amount of \$600.02. Please promptly pay the \$600.02 amount.** Please note that continued failure to pay this amount will prejudice future requests for waiver received from you and your firm.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Coalition For Better Housing PAC (CBH PAC), 1255 Post Street, #914, San Francisco, CA 94109

Vigo G. Nielsen, Nielsen, Merksamer, Parrinello, Mueller & Naylor, LLP, 591 Redwood Hwy. #4000, Mill Valley, CA 94941



EMI GUSUKUMA CHAIRPERSON

KIMON MANOLIUS VICE-CHAIRPERSON

> EILEEN HANSEN COMMISSIONER

SUSAN J. HARRIMAN COMMISSIONER

CHARLES L. WARD COMMISSIONER

JOHN ST. CROIX EXECUTIVE DIRECTOR August 9, 2006

Linda McKay DogPAC (Dog Owners and Guardians PAC) 241 Tocoloma Avenue San Francisco, CA 94134

Re: Campaign finance reporting matters; DogPAC (Dog Owners and Guardians PAC), ID# 1244546.

Dear Linda McKay:

This letter concerns the following matters:

### (1) Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates).

Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), a committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required contributor information is not reported on the first campaign statement on which the contribution is required to be reported." C&GC Code § 1.114(e)<sup>1</sup>.

## Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code 1.114(f)<sup>2</sup>.

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributor:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
6/19/04	Karen Lundin	Missing Employer.	\$250.00	\$150.01
		Totals	\$250.00	\$150.01

<sup>1</sup>This section was previously codified as 1.114(d).

<sup>2</sup> This section was previously codified as 1.114(e).

Because the above contribution was deposited without the required contributor information, the excess amount is subject to forfeiture. The total amount of forfeiture is \$150.01. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

#### (2) Failure to respond to Ethics Commission's March 21, 2006 letter.

Your committee has still not responded to the requests made in the Commission's March 21, 2006 letter to you. Specifically, you have not filed required amendments and your committee is "non-responsive," having missed at least two filing deadlines. Consequently, you and your committee remain posted on the Commission's website as a non-responsive filer. Please make arrangements to file your past-due reports.

Sincerely,

John St. Croix Executive Director

cc: DogPAC (Dog Owners and Guardians PAC), 241 Tocoloma Avenue, San Francisco, CA 94134 David Looman, former treasurer, 325 Highland Avenue, San Francisco, CA 94110



EMI GUSUKUMA CHAIRPERSON KIMON MANOLIUS VICE-CHAIRPERSON EILEEN HANSEN COMMISSIONER SUSAN J. HARRIMAN COMMISSIONER CHARLES L. WARD COMMISSIONER JOHN ST. CROIX EXECUTIVE DIRECTOR	2738 Sutter San Francisco Re: Forfeitur Candidates); Dear Justin M Under San F committee m is \$100 or m name; the co contributor's business. Fu contributor in contributor in contributor in contributor in contribution	y o Late Night C o, CA 94115 re of Contribut San Francisco Mandly: rancisco's Can ay also not dep ore, unless the ntributor's stre employer or, i rthermore, a "o nformation at the nformation is r is required to b <b>ns reported w</b> o <b>the extent the</b>	Coalition (SFLNC) ions – 2004 Election Cycle (Candidat Late Night Coalition (SFLNC), ID# npaign and Governmental Conduct C posit a contribution, if the cumulative committee has the following informa et address; the contributor's occupation f the contributor is self-employed, the committee will be deemed not to have he time the contribution was deposited not reported on the first campaign stat be reported." C&GC Code § 1.114(e) ithout the required contributor inf at the contribution exceeds \$99.99 f	991861 ode ("C&GC amount from tion: the contr on; and the nar e name of the e had the requir ed if the requir ement on white $p^{1}$ .	Code"), a a contributor ributor's full me of the contributor's ired ed ch the <b>subject to</b>
	forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code § 1.114(f) <sup>2</sup> . According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributors:				
	Contribu- tion DateName of ContributorInformation ProblemAmount ContributedAmount Subject to Forfeiture				
		Gus Bean	Missing Business Name.	\$250.00	\$150.01
		-	Missing Business Name.	\$145.00	\$45.01
	5/18/04	Tony Carracci	Missing Business Name.	\$400.00	\$300.01

<sup>1</sup>This section was previously codified as 1.114(d).

5/18/04 Eric Church

5/18/04 Steven Lee

<sup>2</sup> This section was previously codified as 1.114(e).

\$500.00

\$500.00

\$400.01

\$400.01

Missing Business Name.

Missing Business Name.

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
4/16/04	Oliver Pain	Missing Business Name.	\$194.00	\$94.01
5/18/04	Eric Royer	Missing Business Name.	\$250.00	\$150.01
4/16/04	Daruka Wanigatunga	Missing Business Name.	\$242.00	\$142.01
	·	Totals	\$2,481.00	\$1,681.08

Because the above contributions were deposited without the required contributor information, the excess amounts are subject to forfeiture. The total amount of forfeiture is \$1,681.08. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission may assess additional forfeitures.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: San Francisco Late Night Coalition (SFLNC), 34 Mason Street #300, San Francisco, CA 94102 Grant Davis, former treasurer, 150 Folsom St., San Francisco, CA 94102



EMI GUSUKUMA CHAIRPERSON

KIMON MANOLIUS VICE-CHAIRPERSON

> EILEEN HANSEN COMMISSIONER

Susan J. Harriman Commissioner

CHARLES L. WARD COMMISSIONER

JOHN ST. CROIX EXECUTIVE DIRECTOR August 9, 2006

James Sutton Sutton Law Firm 150 Post Street, Suite 405 San Francisco, CA 94108

Re: Campaign Finance Reporting Matters.

Dear James Sutton:

This letter concerns the following matters:

### (1) Forfeiture of Contributions – 2004 Election Cycle (Candidates) & Calendar Year (Non-Candidates); Golden Gate Restaurant Association PAC, ID# 932123.

Under San Francisco's Campaign and Governmental Conduct Code ("C&GC Code"), a committee may also not deposit a contribution, if the cumulative amount from a contributor is \$100 or more, unless the committee has the following information: the contributor's full name; the contributor's street address; the contributor's occupation; and the name of the contributor's employer or, if the contributor is self-employed, the name of the contributor's business. Furthermore, a "committee will be deemed not to have had the required contributor information at the time the contribution was deposited if the required contributor information is not reported on the first campaign statement on which the contribution is required to be reported." C&GC Code § 1.114(e)<sup>1</sup>.

## Contributions reported without the required contributor information are subject to forfeiture to the extent that the contribution exceeds \$99.99 from a person. C&GC Code $1.114(f)^2$ .

According to our records, the reports you have filed indicate that your committee has not provided all of the required information for the following contributor:

Contribu- tion Date	Name of Contributor	Information Problem	Amount Contributed	Amount Subject to Forfeiture
	MarieAnn Perri	Missing Occupation & Employer.	\$575.00	\$475.01
		Totals	\$575.00	\$475.01

<sup>&</sup>lt;sup>1</sup>This section was previously codified as 1.114(d).

<sup>&</sup>lt;sup>2</sup> This section was previously codified as 1.114(e).

Because the above contribution was deposited without the required contributor information, the excess amount is subject to forfeiture. The total amount of forfeiture is \$475.01. Please remit to our office a check made payable to the City and County of San Francisco for this amount, or submit a written request for waiver, by August 23, 2006.

Please note that waivers for forfeitures are only granted under very limited circumstances. Filers requesting waiver of forfeitures for defective contributor information reporting should obtain the missing contributor information and file electronic and paper amendments to their reports to provide the information. Furthermore, please note that the Commission may assess additional forfeitures.

#### (2) Outstanding, unpaid forfeiture; Yes on R/HOPE, ID# 1244434.

By letter dated January 24, 2006, the Commission responded to your request dated September 1, 2005 for waiver of a forfeiture. For failure to report a street address for Round Hill Pacific SFO Properties, which had made a \$1,000 contribution to your committee, you and your committee had been assessed a forfeiture of \$900.01. As noted in the January 24, 2006 letter, your request for waiver of the forfeiture was denied and payment of the forfeiture was due on February 7, 2006.

**Please promptly pay the \$900.01 amount.** Please note that continued failure to pay this amount will prejudice future requests for waiver received from you and your firm.

If you have any questions or would like to request a payment schedule, please call our Fines Collection Officer, Oliver Luby, at (415) 581-2315.

Sincerely,

John St. Croix Executive Director

cc: Golden Gate Restaurant Association PAC, 120 Montgomery St., Suite 1280, San Francisco, CA 94104