

20L-07

REPORTS ANALYSIS DIVISION REFERRAL
 TO
 ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: April 28, 2020

ANALYST: Nataliya Ioffe

I. COMMITTEE: Communities for a New California C4
 C90018573
 Lara Cesar, Representative
 Denise Lewis, Political Reporting Manager
 5429 Madison Avenue
 Sacramento, CA 95841

II. RELEVANT STATUTE: 52 U.S.C. § 30104(c)
 52 U.S.C. § 30104(g)(2)
 11 CFR § 109.10

III. BACKGROUND:

Independent Expenditure Reporting Problems – Persons Other Than Political Committees (Form 5) (Failure to Timely File 48-Hour Reports)

Communities for a New California C4 (“CNC”) failed to timely file two (2) 48-Hour Reports to support ninety (90) independent expenditures totaling \$128,297.81 disclosed in the 2018 Year-End Report, made during the reporting period up to and including the 20th day before the 2018 General Election (Attachment 2).

On November 27, 2018, CNC filed one (1) 48-Hour Report to support ninety-one (91) independent expenditures, totaling \$128,462.81³, disseminated on October 13 and October 16, 2018 (Image 201812049133960533).

On January 31, 2019, CNC filed its 2018 Year-End Report covering the period from January 1, 2018 through December 31, 2018 (Image 201901319145362493). Schedule 5-E (Itemized Independent Expenditures) of the report disclosed ninety (90) independent

³ The 2018 Year-End Report only disclosed ninety (90) independent expenditures totaling \$128,297.81.

expenditures totaling \$128,297.81, made in support of three (3) federal candidates. CNC failed to timely file two (2) 48-Hour Reports to support these ninety (90) independent expenditures totaling \$128,297.81 for the 2018 General Election (Attachment 2, Images 201901319145362496-525).

On June 26, 2019, a Request for Additional Information (RFAI) was sent to CNC referencing the 2018 Year-End Report. Among other items, the RFAI noted that CNC may have failed to timely file 48-Hour Report(s) for ninety (90) independent expenditures, totaling \$128,297.81, disclosed on Schedule 5-E (Image 201906270300042182).

On July 31, 2019, CNC filed an FEC Form 99 (Miscellaneous Electronic Submission) referencing the June 26, 2019 RFAI sent regarding the 2018 Year-End Report. The FEC Form 99 stated, in part:

“The Form 5 identified by the FEC as late filed was an oversight. As soon as Communities for a New California C4 identified it had the filing requirement, it immediately prepared and filed the report” (Image 201907319161305148).

On the same date, CNC filed an Amended 2018 Year-End Report (Image 201907319161305207). The report disclosed no change to the independent expenditures in question affecting the 48-Hour Report filing requirement (Attachment 2).

On April 6, 2020, Reports Analysis Division (RAD) Management contacted CNC via email to inform the entity that the late filed 48-Hour Report cited in the June 26, 2019 RFAI may be referred for further action to another office at the Commission. RAD Management encouraged CNC to provide any additional information concerning this matter for the public record (Attachment 3).

Later on the same date, Denise Lewis, Political Reporting Manager, responded to RAD Management via email on behalf of CNC. Ms. Lewis stated that the entity acknowledged the matter may be referred to another Commission office for further action. She said CNC will wait to hear from the office that receives the referral and will not provide any additional information at this time (Attachment 3).

To date, no further communications have been received from CNC regarding this matter.

O-Index (2019-2020)															
Cmte. ID: C90018573 Cmte. Name: COMMUNITIES FOR A NEW CALIFORNIA C4															
Treasurer Name: null Address: 5429 MADISON AVENUE, SACRAMENTO, CA 95841															
Cmte. Type: I (INDEPENDENT EXPENDITURE - PERSON OR GROUP NOT A COMMITTEE)								Cmte. Designation: U (UNAUTHORIZED)				Filing Frequency: QUARTERLY FILER			
Form Tp	Rpt Tp	A/I	Recpt Dt	Pgs	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltrr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans
MS-T			7/31/2019	1	201907319161305148				-	-	-	-	-	-	-
F5N	24	N	3/1/2020	2	202003019203487208	2/28/2020	3/2/2020		-	\$0	\$10,000	-	-	-	-
F5A	24	A	4/15/2020	2	202004159216829857	2/28/2020	3/2/2020		-	\$0	\$9,450	-	-	-	-
F5N	Q1	N	4/15/2020	2	202004159216829940	1/1/2020	3/31/2020		-	\$0	\$9,450	-	-	-	-
Totals										\$0	\$28,900				

O-Index (2017-2018)															
Cmte. ID: C90018573 Cmte. Name: COMMUNITIES FOR A NEW CALIFORNIA C4															
Treasurer Name: null Address: 5429 MADISON AVENUE, SACRAMENTO, CA 95841															
Cmte. Type: I (INDEPENDENT EXPENDITURE - PERSON OR GROUP NOT A COMMITTEE)								Cmte. Designation: U (UNAUTHORIZED)				Filing Frequency: QUARTERLY FILER			
Form Tp	Rpt Tp	A/I	Recpt Dt	Pgs	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltrr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans
RQ2	YE	N	6/26/2019	5	201906270300042182	1/1/2018	12/31/2018	6/26/2019	-	-	-	-	-	-	-
F5N	48	N	11/27/2018	34	201812049133960533	10/13/2018	11/6/2018		-	\$103,444	\$128,462	-	-	-	-
F5N	YE	N	1/31/2019	33	201901319145362493	1/1/2018	12/31/2018		-	\$106,912	\$128,462	-	-	-	-
F5A	YE	A	7/31/2019	33	201907319161305207	1/1/2018	12/31/2018		-	\$106,912	\$128,462	-	-	-	-
Totals										\$317,268	\$385,388				

O-Index (2015-2016)															
Cmte. ID: C90018573 Cmte. Name: COMMUNITIES FOR A NEW CALIFORNIA C4															
Treasurer Name: null Address: 5429 MADISON AVENUE, SACRAMENTO, CA 95841															
Cmte. Type: I (INDEPENDENT EXPENDITURE - PERSON OR GROUP NOT A COMMITTEE) Cmte. Designation: U (UNAUTHORIZED) Filing Frequency: QUARTERLY FILER															
Form Tp	Rpt Tp	A/I	Recpt Dt	Pgs	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltrr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans

No records were found for this cycle.

Communities for a New California C4 (C90018573)

Amended 2018 Year-End Report, received 1/31/2019

48-Hour Reports Not Timely Filed

Name of Payee	Date of Dissemination (Schedule 5-E)	Expenditure Amount	Candidate Supported	Date of Election	48-Hour Report Filed
302 Communications Group LLC	10/13/2018	\$4,457.06	Josh Harder	2018 General	11/27/2018
Service Employees International Union United Service Workers West	10/13/2018	\$8,444.60 <i>48-Hour Report Required</i>	Josh Harder	2018 General	11/27/2018
Christopher Andaya	10/16/2018	\$1,605.97	Josh Harder	2018 General	11/27/2018
Whitney Borrego	10/16/2018	\$1,727.68	Josh Harder	2018 General	11/27/2018
Humberto F. Hernandez	10/16/2018	\$1,491.90	Josh Harder	2018 General	11/27/2018
Alejandro Sanchez	10/16/2018	\$1,662.39	Josh Harder	2018 General	11/27/2018
Jose Raul Flores	10/16/2018	\$1,200.00	Josh Harder	2018 General	11/27/2018
Zaida Martinez	10/16/2018	\$1,668.00	Josh Harder	2018 General	11/27/2018
Maria Isabel Garcia Velazquez	10/16/2018	\$1,516.25	Josh Harder	2018 General	11/27/2018
Jasmin Aleman	10/16/2018	\$2,185.91	Josh Harder	2018 General	11/27/2018
Veronica M. Alcantar	10/16/2018	\$1,320.00	Josh Harder	2018 General	11/27/2018

Mayte Aguilar Cruz	10/16/2018	\$1,962.00	Josh Harder	2018 General	11/27/2018
Ailyn Avila	10/16/2018	\$1,132.50	Josh Harder	2018 General	11/27/2018
Nancy Castillo	10/16/2018	\$1,496.00	Josh Harder	2018 General	11/27/2018
Jose Canela	10/16/2018	\$1,062.50	Josh Harder	2018 General	11/27/2018
Juana Chavez De Guizar	10/16/2018	\$890.00	Josh Harder	2018 General	11/27/2018
Maria Delgado	10/16/2018	\$1,197.50	Josh Harder	2018 General	11/27/2018
Sophia Duarte-Figueroa	10/16/2018	\$1,287.50	Josh Harder	2018 General	11/27/2018
Alexandra Garcia-Alfaro	10/16/2018	\$922.50	Josh Harder	2018 General	11/27/2018
Francisco Garcia	10/16/2018	\$1,402.50	Josh Harder	2018 General	11/27/2018
Carmesha Gilchrist	10/16/2018	\$455.00	Josh Harder	2018 General	11/27/2018
Alexus Green	10/16/2018	\$1,392.50	Josh Harder	2018 General	11/27/2018
Amy Huerta	10/16/2018	\$1,487.50	Josh Harder	2018 General	11/27/2018
Rosa Inguanzo	10/16/2018	\$1,502.50	Josh Harder	2018 General	11/27/2018
Briaunna Lemus	10/16/2018	\$410.00	Josh Harder	2018 General	11/27/2018
Joana Lorenzo	10/16/2018	\$772.50	Josh Harder	2018 General	11/27/2018
Justin McElrath	10/16/2018	\$1,542.50	Josh Harder	2018 General	11/27/2018

Marcella Moralez	10/16/2018	\$1,467.50	Josh Harder	2018 General	11/27/2018
Bernardo Parada Mendez	10/16/2018	\$1,517.50	Josh Harder	2018 General	11/27/2018
Jesus Perez	10/16/2018	\$1,195.00	Josh Harder	2018 General	11/27/2018
Aoraria Rivas	10/16/2018	\$1,392.50	Josh Harder	2018 General	11/27/2018
Maria Salazar	10/16/2018	\$1,542.50	Josh Harder	2018 General	11/27/2018
Carlos Vega	10/16/2018	\$1,487.50	Josh Harder	2018 General	11/27/2018
Nancy Vega	10/16/2018	\$1,502.50	Josh Harder	2018 General	11/27/2018
Deja Villanueva	10/16/2018	\$1,600.00	Josh Harder	2018 General	11/27/2018
Hatzune Aguilar	10/16/2018	\$666.67	Josh Harder	2018 General	11/27/2018
Pablo Rodriguez	10/16/2018	\$625.00	Josh Harder	2018 General	11/27/2018
Communities for A New California C4	10/16/2018	\$330.00	Josh Harder	2018 General	11/27/2018
RCBS Payroll Services	10/16/2018	\$6,008.62 <i>48-Hour Report Required</i>	Josh Harder	2018 General	11/27/2018
Scott Joel Maxwell	10/16/2018	\$873.75	Andrew Janz	2018 General	11/27/2018
Darchelle Blue	10/16/2018	\$930.00	Andrew Janz	2018 General	11/27/2018
Carole Barker Coleman	10/16/2018	\$300.00	Andrew Janz	2018 General	11/27/2018

Raymond Edward Rodriguez	10/16/2018	\$495.52	Andrew Janz	2018 General	11/27/2018
Liana Sade Nicole Gibson	10/16/2018	\$667.50	Andrew Janz	2018 General	11/27/2018
Eduardo Colmenares	10/16/2018	\$1,392.50	Andrew Janz	2018 General	11/27/2018
Omar Sayed Hashemyan	10/16/2018	\$1,177.55	Andrew Janz	2018 General	11/27/2018
Yareli Romero Tejada	10/16/2018	\$1,392.50	Andrew Janz	2018 General	11/27/2018
Michelle J. Navas	10/16/2018	\$1,242.50	Andrew Janz	2018 General	11/27/2018
Kailani J. Farr	10/16/2018	\$1,428.05	Andrew Janz	2018 General	11/27/2018
Rose L. Green	10/16/2018	\$1,242.50	Andrew Janz	2018 General	11/27/2018
Simon Meng Vue	10/16/2018	\$1,392.50	Andrew Janz	2018 General	11/27/2018
Jorge Moises Chaveste	10/16/2018	\$1,373.75	Andrew Janz	2018 General	11/27/2018
Jamarr Eric Gaines	10/16/2018	\$1,451.00	Andrew Janz	2018 General	11/27/2018
Jorgie Vaca	10/16/2018	\$275.00	Andrew Janz	2018 General	11/27/2018
Cassandra Gutierrez	10/16/2018	\$2,816.00	Andrew Janz	2018 General	11/27/2018
Samantha Alvarez	10/16/2018	\$2,952.00	Andrew Janz	2018 General	11/27/2018
Samantha Valadez	10/16/2018	\$2,776.20	Andrew Janz	2018 General	11/27/2018

Jennifer Aguilar	10/16/2018	\$2,016.00	Andrew Janz	2018 General	11/27/2018
Brenda Barajas	10/16/2018	\$275.00	Andrew Janz	2018 General	11/27/2018
King Leheira	10/16/2018	\$275.00	Andrew Janz	2018 General	11/27/2018
Andrea Smith	10/16/2018	\$329.70	Andrew Janz	2018 General	11/27/2018
Visarl Thim	10/16/2018	\$462.45	Andrew Janz	2018 General	11/27/2018
Ruth Sosa-Martinez	10/16/2018	\$348.20	Andrew Janz	2018 General	11/27/2018
Amy Leal	10/16/2018	\$338.25	Andrew Janz	2018 General	11/27/2018
Sierra Savage	10/16/2018	\$203.75	Andrew Janz	2018 General	11/27/2018
Jairo Martin Mendoza	10/16/2018	\$590.00	Andrew Janz	2018 General	11/27/2018
Hatzune Aguilar	10/16/2018	\$666.66	Andrew Janz	2018 General	11/27/2018
Pablo Rodriguez	10/16/2018	\$625.00	Andrew Janz	2018 General	11/27/2018
Ruby Valdovinos	10/16/2018	\$1,004.00	Andrew Janz	2018 General	11/27/2018
Monthica Kem	10/16/2018	\$869.00	Andrew Janz	2018 General	11/27/2018
Communities for A New California C4	10/16/2018	\$498.50	Andrew Janz	2018 General	11/27/2018
RCBS Payroll Services	10/16/2018	\$4,027.12 <i>48-Hour Report Required</i>	Andrew Janz	2018 General	11/27/2018

Juan Carlos Tafolla	10/16/2018	\$1,859.26	Terrance John Cox	2018 General	11/27/2018
Katrina Quiroz	10/16/2018	\$1,475.00	Terrance John Cox	2018 General	11/27/2018
Jose Hinojosa	10/16/2018	\$1,550.00	Terrance John Cox	2018 General	11/27/2018
Gabriel Garcia	10/16/2018	\$840.00	Terrance John Cox	2018 General	11/27/2018
Jennifer Lytle	10/16/2018	\$290.94	Terrance John Cox	2018 General	11/27/2018
Mickie Mills	10/16/2018	\$1,734.05	Terrance John Cox	2018 General	11/27/2018
Nohelia Cordova	10/16/2018	\$843.50	Terrance John Cox	2018 General	11/27/2018
William Munoz	10/16/2018	\$1,890.31	Terrance John Cox	2018 General	11/27/2018
Ross Miller	10/16/2018	\$452.50	Terrance John Cox	2018 General	11/27/2018
Jesus Virginia Solis	10/16/2018	\$1,665.58	Terrance John Cox	2018 General	11/27/2018
Gabriela Olea	10/16/2018	\$1,022.02	Terrance John Cox	2018 General	11/27/2018
Mario Cruz	10/16/2018	\$338.14	Terrance John Cox	2018 General	11/27/2018
Ruth Lopez	10/16/2018	\$2,306.02	Terrance John Cox	2018 General	11/27/2018
Imelda Ramirez	10/16/2018	\$2,198.70	Terrance John Cox	2018 General	11/27/2018
Hatzune Aguilar	10/16/2018	\$666.67	Terrance John Cox	2018 General	11/27/2018

302 Communications Group LLC	10/16/2018	\$4,265.81	Terrance John Cox	2018 General	11/27/2018
Pablo Rodriguez	10/16/2018	\$625.00	Terrance John Cox	2018 General	11/27/2018
RCBS Payroll Services	10/16/2018	\$2,036.31 <i>48-Hour Report Required</i>	Terrance John Cox	2018 General	11/27/2018