



ETHICS COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

DAINA CHIU
CHAIR

Date: July 16, 2018

QUENTIN L. KOPP
VICE-CHAIR

To: Members of the Ethics Commission

PAUL A. RENNE
COMMISSIONER

From: Jeff Pierce, Acting Director of Enforcement

YVONNE LEE
COMMISSIONER

Subject: **AGENDA ITEM 10: Enforcement Report for the July 20, 2018 Meeting**

NOREEN AMBROSE
COMMISSIONER

Summary: This report highlights programmatic information and operational updates related to the Enforcement Program.

LEEANN PELHAM
EXECUTIVE DIRECTOR

Action Requested: No action is required by the Commission, as this item is only for informational purposes.

Programmatic Highlights

Between June 6, 2018, and July 13, 2018, the Commission added 17 new complaints to its docket, and the Executive Director determined that eight complaints merited dismissal because Staff found no basis to believe a violation of law within the Commission's jurisdiction had occurred. Also during that time period, the Enforcement & Legal Affairs program opened five new investigations.

In total and as of July 13, 2018, 78 complaints remain in preliminary review and 83 are under investigation. The average age of matters in preliminary review is now approaching six weeks, with none older than nine months; a full three quarters of the complaints in preliminary review are between zero and three months old. While the average age of open investigations is just over a year, Staff expects to soon close many of the oldest complaints, including a number of those older than 18 months.

Attachment 1 contains additional detail regarding matters under preliminary review.
Attachment 2 contains additional detail regarding open investigations.

Operational Updates/Investigative Caseload Data

Investigative matters under the jurisdiction of the Ethics Commission merit investigation after the Enforcement Director's preliminary review finds there is reason to believe a violation of law may have occurred. Once the Enforcement Director has made that determination, the Enforcement Director forwards the complaint to the City Attorney and District Attorney under San Francisco Charter section C3.699-13(a) and converts the complaint into an open investigation. Table 1 summarizes the number of open investigations within the Ethics

Commission’s jurisdiction that remained pending as of July 13, 2018, and as compared to those pending in the prior month. As noted above, more detailed information about the Commission’s enforcement caseload is provided in Attachments 1 and 2.

Table 1 – Summary of Open Investigations by Type as of July 13, 2018:

Type	June 5, 2018	July 13, 2018
Campaign Finance	36	36
Governmental Ethics	31	32
Lobbyist Ordinance	6	6
Whistleblower Ordinance (Retaliation)	7	8
Sunshine Ordinance	0	1
Total	80	83

Bureau of Delinquent Revenue

Each month the Enforcement & Legal Affairs division’s Fines Collection Officer works with Staff from the Office of the Treasurer & Tax Collector’s Bureau of Delinquent Revenue (the Bureau) to update the Commission on the Bureau’s efforts to collect unremitted fees and penalties on the Commission’s behalf. During the Commission’s regularly scheduled meeting on May 7, 2018, Commissioners sought clarification about the process the Bureau pursues in its collection efforts. At the request of Commissioners, staff from the Bureau will appear at the Commission’s July 20, 2018, meeting to describe that process and to field any questions the Commission may have.

Referrals to Bureau of Delinquent Revenue

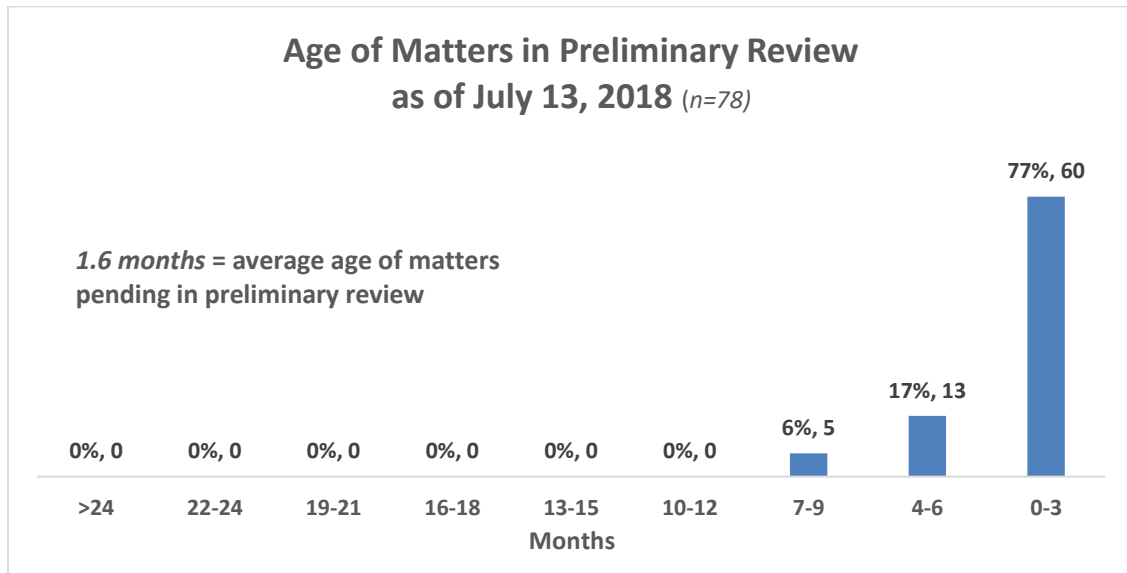
Table 2 – Summary of the status of accounts that remain after referral by the Ethics Commission to the City’s Bureau of Delinquent Revenue.

Committee/ Filer	ID #	Treasurer/ Responsible Officer	Referral	Original Amount Referred	Last Month’s Balance	Current Balance	Status
Chris Jackson	1347066	Chris Jackson	7/12/13	\$6,601	\$6,601	\$5,100.99	An Order of Examination Hearing has been scheduled for 8/30/18, where the debtor is ordered to appear to disclose assets.
Committee to Elect Norman for Supervisor	14-131112	Jacqueline Norman	5/01/15	\$9,000	\$9,000	\$9,000	An Order of Examination Hearing has been scheduled for 8/30/18, where the debtor is ordered

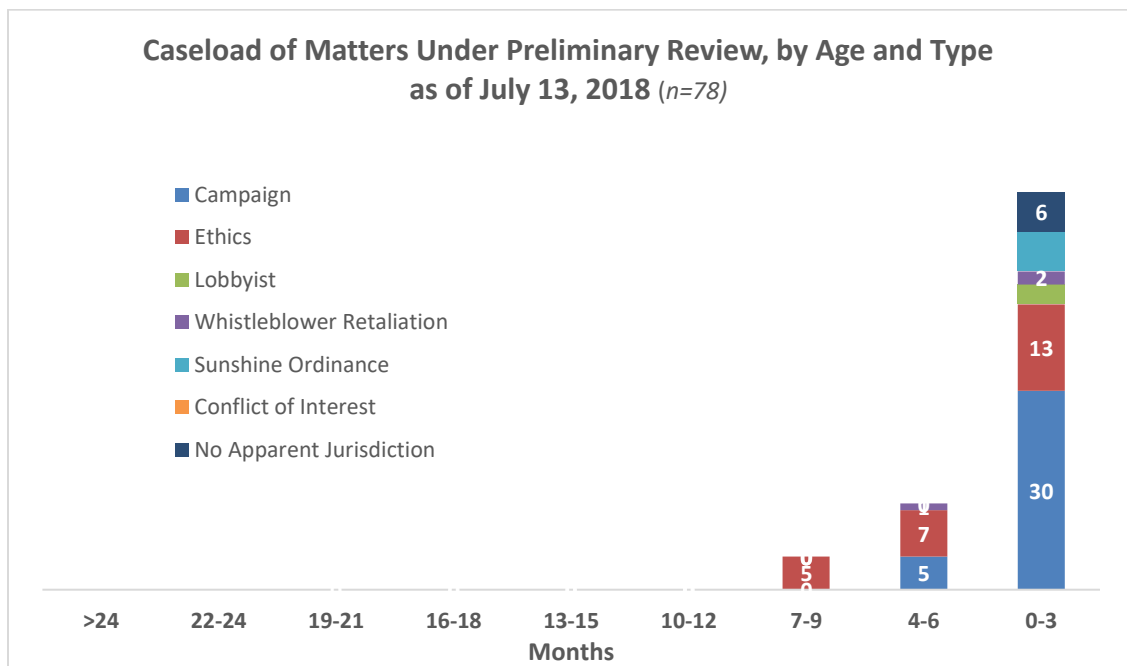
							to appear to disclose assets. APPEAR FOR EXAMINATION).
Isabel Urbano	SFO-153993	Isabel Urbano	3/23/16	\$7,000	\$6,850	\$6,850	Forward account to review /approve referral to Legal Department for Small Claims suit in New York.
Chris Jackson	22-12119	Chris Jackson	9/26/16	\$6,100	-	\$6,100	An Order of Examination Hearing has been scheduled for 8/30/18, where the debtor is ordered to appear to disclose assets.
Lynette Sweet	3544713	Lynette Sweet	12/29/16	\$74,408.19	--	\$74,408.19	Debtor has filed for Bankruptcy. Case assigned number 17-31041. Court is currently reviewing the case for dismissal due to unreasonable delays by the debtor. Hearing is set for 7/18/18.
Total: \$101,459							

I look forward to answering any questions you might have at the upcoming Commission meeting.

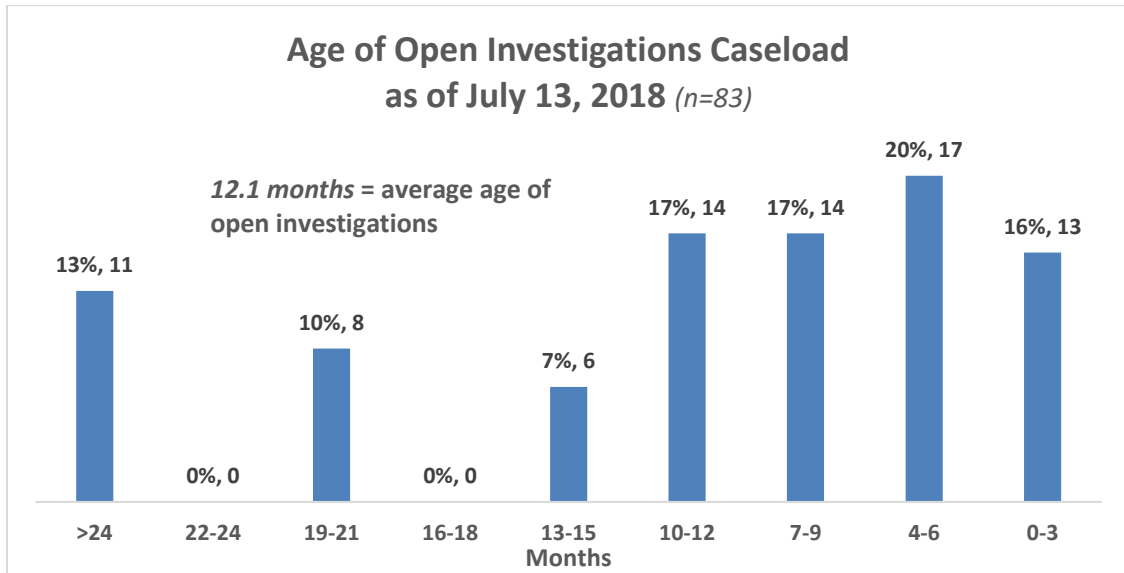
Agenda Item 10, Attachment 1



Type	#	Avg. Age
Campaign	35	0.8
Ethics	25	3.2
Lobbyist	3	0.0
Whistleblower Retaliation	3	3.3
Sunshine Ordinance	6	0.0
No Apparent Jurisdiction	6	1.0



Agenda Item 10, Attachment 2



Type	#	Avg. Age
Campaign	36	11.1
Ethics	32	12.4
Lobbyist	6	18.8
Whistleblower Retaliation	8	11.0
Sunshine Ordinance	1	3.0

