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TRUST & INTEGRITY...A TRADITION

DAVID A. FITZGIBBONS III  
DENIS M. FITZGIBBONS  
DANIEL G. HARRINGTON  
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EDWINUS M. VAN VIANEN  
JOSEPH LUNSKY  
JAMES P. SENA  
MURDOCK E. HOLLOWAY

DAVID A. FITZGIBBONS  
(1930-1995)  
E.D. McBRYDE  
(1919-1998)  
HOWARD H. KARMAN  
(1926-2013)

January 18, 2018

**CERTIFIED MAIL AND US MAIL**

Robert Rebich  
5040 S. Central Avenue, #1  
Phoenix, AZ 85040

**Re: *Maricopa Citizens Protecting Tax Payers  
Failure to file a campaign finance report  
NOTICE OF IMPOSITION OF PENALTY***

Dear Mr. Rebich:

Fitzgibbons Law Offices represents the City of Maricopa (“City”). I am writing to inform you, as the Chairperson of Maricopa Citizens Protecting Tax Payers (the “Committee”), that the Committee has been found to be in continuous violation of A.R.S. § 16-926 for failing to file the requisite campaign finance reports. As you were previously advised, the City will impose a penalty for such violation; however, the City will provide the Committee with a way to purge the penalty.

As you know, this Committee was notified by letter on November 8, 2017 that it was found to be in violation of A.R.S. § 16-926 for failing to file a campaign finance report. We are in receipt of a letter dated November 10, 2017 from Tim LaSota, in which the Committee takes the position that based on the specific activities it participated in, it was not required to register as a political action committee – thereby making it exempt from filing campaign finance reports. The City respectfully disagrees with this position because the Committee registered as a political action committee, thereby subjecting itself to the various rules and regulations concerning committees including, but not limited to, the mandatory filing of campaign finance reports. In addition, a lawsuit was brought on behalf of the Committee, further reinforcing the fact that the Committee must comply with the various rules and regulations related to political action committees.

Pursuant to my enforcement authority set forth in A.R.S. § 16-938(E), the Committee is hereby informed that the penalty assessed in the November 8, 2017 Notice of Violation will be imposed. Because the Committee and the City has engaged in settlement negotiations since

denis@fitzgibbonslaw.com

1115 E. Cottonwood Lane - Suite 150 - Casa Grande, Arizona 85122-2966  
P.O. Box 11208 - Casa Grande, Arizona 85130-0148

Office: (520) 426-3824 – Direct Line: (520) 426-3826 - Facsimile: (520) 426-9355 – Website: www.fitzgibbonslaw.com

January 18, 2018

Page 2

receiving Mr. LaSota's letter, the penalty will remain fixed at the amounts provided in the Notice of Violation, \$2,675 in late filing penalties and \$10,000 in a presumptive penalty. However, please be advised, that if the Committee files complete, accurate, and truthful campaign finance reports within 10 days of issuance of this letter, the City will waive all fees and penalties and no monetary amount would be owed by the Committee. If all requisite campaign finance reports are not filed accordingly, a judgment may be sought to enforce these fines and penalties.

Under A.R.S. § 16-938(G)(2), the Committee is hereby notified that the imposition of this penalty is an appealable agency action pursuant to A.R.S. § 41-1092.03 and A.R.S. § 41-1092.04.

If you have any questions regarding any of the foregoing, please feel free to contact me.

Thank you very much.

Very truly yours,



Denis M. Fitzgibbons

DMF:nc

cc: Timothy La Sota, Esq. (via email)