



**FITZGIBBONS
LAW OFFICES, P.L.C.**
TRUST & INTEGRITY...A TRADITION

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November 8, 2017

CERTIFIED MAIL AND US MAIL

Maricopa Citizens Protecting Tax Payers
20987 N. John Wayne Pkwy., #B104-129
Maricopa, AZ 84129

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

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 violation of A.R.S. § 16-926 for failing to file the requisite campaign finance reports.

As you know, the Committee was formed on May 11, 2017 to engage in ballot measure expenditures and is required by Arizona Revised Statutes to file certain reports related to its activities. The Committee failed to file a campaign finance report on July 15, 2017. Following this failure to timely file, the City Clerk informed the Committee in an email dated July 17, 2017 and a letter dated July 20, 2017 that it had failed to file a campaign finance report as required by State law. After the Committee’s report was passed due for over thirty (30) days, the City Clerk notified me to initiate enforcement of a campaign violation, as provided pursuant to A.R.S § 16-937(C).

Pursuant to my enforcement authority set forth in A.R.S. § 16-938(E), the Committee is hereby informed that it is required to produce a campaign finance report as required by A.R.S. § 16-926. Additionally, the Committee is being assessed a late filing penalty, as prescribed by A.R.S. § 16-937(B). This penalty is currently \$2,675 and will continue to accrue \$25.00 per day until the requisite report is filed. This penalty relates solely to the money owed to the City based upon the Committee’s failure to timely file a campaign finance report. The City is also imposing a presumptive civil penalty in the amount of \$10,000, which accounts for money received, spent or promised in violation of the Committee’s duty to file a campaign finance report, as permitted by A.R.S. § 16-938(E)(2).

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Compliance with this Notice of Violation is required within twenty (20) days from issuance. If the Committee files a campaign finance report and pays the above mentioned late filing penalty, no further action will be taken pursuant to A.R.S. §16-938(G)(1). However, failure to comply with this Notice will lead to the imposition of the above mentioned penalties.

If you disagree with this Notice of Violation or the legal conclusions contained herein, please provide me with your position and any legal support you have for your position.

Thank you very much.

Very truly yours,



Denis M. Fitzgibbons

DMF:nc

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