

Item 10 - Enforcement Report



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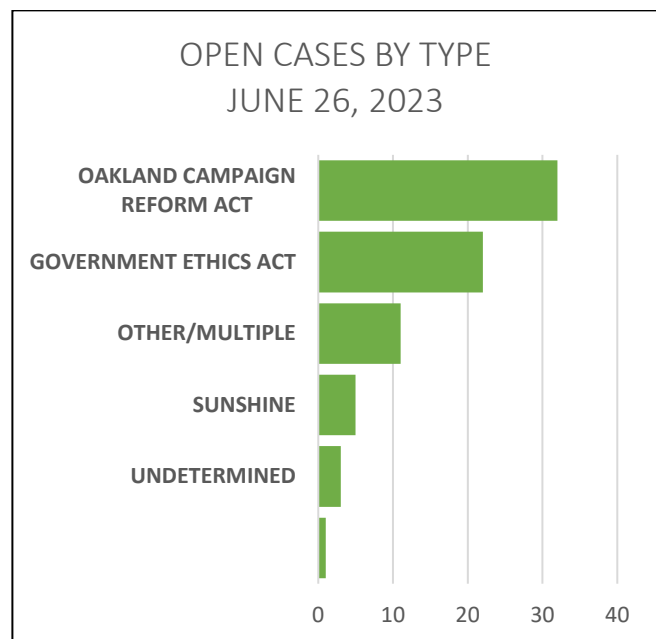
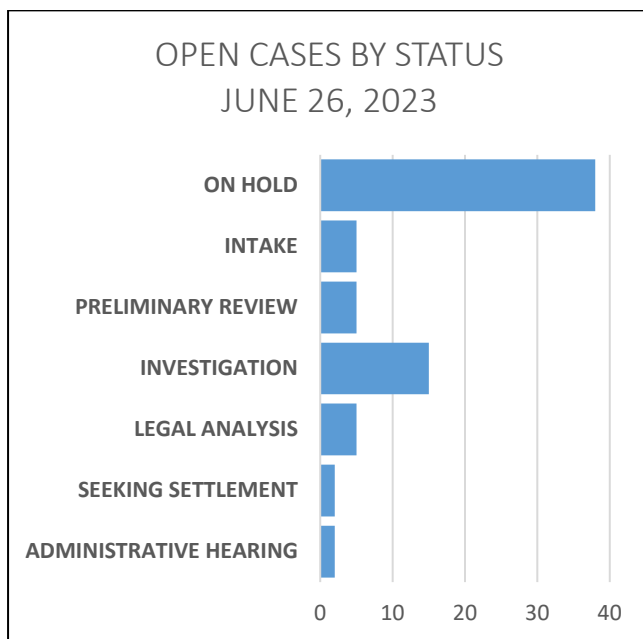
Nicolas Heidorn, Executive Director

TO: Public Ethics Commission
FROM: Simon Russell, Enforcement Chief
DATE: June 26, 2023
RE: Enforcement Unit Program Update for the July 12, 2023, PEC Meeting

Current Enforcement Activities:

Since the Enforcement Unit Program Update submitted to the Commission on June 1, 2023, Commission staff received 1 formal complaint, which is under preliminary review. Enforcement also received 11 informal complaints, seven of which were rejected; and four of which are awaiting a decision as to whether to reject them or escalate them to preliminary review.

This brings Enforcement’s caseload to 74 matters at all stages, from preliminary review through to investigation, settlement negotiations or administrative hearing. That includes 38 cases or complaints that are now “On Hold.” It does not include informal complaints awaiting a decision as to whether to reject them or escalate them to preliminary review.



Legal Actions/Litigation Update

Since the last litigation update included with the Enforcement Unit Program report on April 26, 2023, the following public court actions have been submitted or scheduled by or on behalf of the Enforcement Unit:

1. *City of Oakland Public Ethics Commission v. Mike Hutchinson* (Alameda County Superior Court case no. 22CV012418). On May 3, 2023, the PEC filed a “Notice of Motion and Motion for an Order to Show Cause re: Contempt (C.C.P. 1209) and Monetary Sanctions.” A hearing in the matter is scheduled for June 29, 2023, at 2:30 p.m. in Department 518

Except where otherwise noted, no allegations have yet been proved or admitted in any of the above matters, and the existence of these cases and associated litigation should not be taken as an indication that the potential respondent(s) necessarily violated any laws. This information is being provided for the PEC’s informational purposes only.