

City of Oakland

For Official Use Only

Public Ethics Commission

Stamp Date/Time Received:

COMPLAINT FORM

Complaint Number: 06-20

Please Type or Print in Ink and Complete this Form.

This complaint concerns a possible violation of: (please check all that apply)

The Oakland Sunshine Ordinance, California Public Records Act or Brown Act.
(Access to public meetings or documents.)

Oakland Campaign Reform Act

Oakland City Council's Rules of Procedure/Code of Ethics

Oakland Limited Public Financing Act

Oakland Conflict of Interest regulations

2006
Nov 1
RECEIVED
PUBLIC ETHICS COMMISSION
OAKLAND
[Signature]

Oakland Lobbyist Registration Act

Oakland False Endorsement In Campaign Literature Act

I am/We are not sure which specific law, ordinance or regulations apply. However, I am/We are requesting that the Ethics Commission determine if my/our complaint is within its jurisdiction.

The alleged violation occurred on or about the following date(s)

October 29, 2006, related to the upcoming November 7 election

The alleged violation occurred at the following place:

failure to file legally required financial disclosures related to the November 2007 election

Please provide specific facts describing your complaint. (Or attach additional pages as necessary.)

A campaign committee known as Voter Information Guide, registered at 13701 Riverside Drive, #604, Sherman Oaks, CA 91423, has mailed thousands of slate cards to Oakland voters giving their recommendations on candidates and ballot measures for the upcoming November 7 election, yet they have filed no disclosure forms or documents regarding this expenditure with the FPPC or Secretary of State or the Oakland Public Ethics Commission. They mailed in this card sometime during the week of October 23, 2006, yet in their latest filings on October 29 there is no record/no disclosure about this mailing. See their latest filings at

<http://cal-access.ss.ca.gov/Campaign/Committees/Detail.aspx?id=1016417&view=electronic>

This is a violation of state and local law.

The persons you allege to be responsible for the violation(s) are:

the campaign committee is registered to Larry Levine and Associates, and also apparently is registered with state Assembly member Lloyd Levine, who is registered at the same address and apparently is a relation of Larry Levine.

Any witnesses who were involved and/or who can provide additional information are: (Please indicate names and phone numbers, if available.)

Steven Hill, 415-665-5044, shill@igc.org

PLEASE NOTE:

There may be other laws that apply to the violation(s) you are alleging. The time limit to commence a legal proceeding to enforce those laws may not be extended by filing this complaint. You should contact an attorney immediately to protect any rights available to you under the law.

By filing this complaint with the Public Ethics Commission it, and all other materials submitted with it, becomes a public record available for inspection and copying by the public.

NAME: Judy Cox PHONE NO.(Day): (510) 595-7402

ADDRESS: 6210 Fairlane Drive PHONE NO.(Eve.): () same

CITY: Oakland STATE: CA ZIP: 94611

FAX NO.: () same as phone

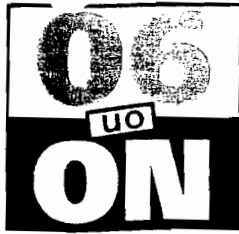
E-MAIL judyacox@comcast.net

PLEASE RETURN THIS FORM TO:

Public Ethics Commission
One Frank Ogawa Plaza, 4th floor
Oakland, CA 94612

Phone: (510) 238-3593
FAX: (510) 238-3315

NO on Proposition 90
 Prop. 90 goes too far, costs too much. Join the League of Women Voters of California, The National Wildlife Federation, California Small Business Association, California Professional Firefighters — Vote No on 90.



NO on Proposition 86
 A \$2.1 billion tax hike benefits special interests. Only 10% goes to anti-smoking programs. Loophole allows huge hospital corporations to limit services and raise costs. Noprop86.org



NO on Proposition 89
 It increases taxes and gives politicians \$200 million for negative ads and junk mail — with virtually no controls on how money is spent. noprop89.org



YES on Proposition 84
 Join Senators Boxer and Feinstein and the National Wildlife Federation. Protect our drinking water from toxic contamination. Keep beaches, rivers and lakes clean and safe for us and for our children. safe drinking water



NO on Proposition 88
 Proposition 88 is opposed by the Democratic Party, California Federation of Labor Teachers, California Federation of Labor AFL-CIO, and even the Howard Jarvis Taxpayers Assn. Prop 88 says 99% of California schools can never get grants.



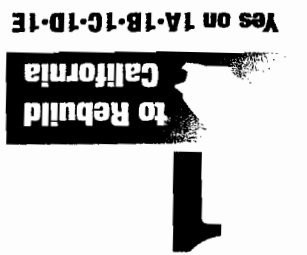
YES on Proposition 1D
 Yes on 1D makes our schools earthquake-safe and reduces overcrowding. It's an investment in California's future — funding vocational facilities, our rapidly growing colleges and universities.




NO on Proposition 87
 Higher Gas Prices, Less \$ for Schools and Public Safety. \$4 billion oil tax increase, spent by 50 political appointees — no results required. NOT the road to cleaner energy. www.NoOn87.com



YES on 1A, 1B, 1C, 1D & 1E
 Our economy depends on good schools and roads, safe homes and drinking water. Rebuild now, pay over time — without raising taxes. The 1 Plan to Rebuild California: Yes on 1A, 1B, all the way through 1E.



NO ON PROPOSITION 85
 Join U.S. Senator Dianne Feinstein and Planned Parenthood to protect a woman's right to choose.



USE THIS GUIDE WHEN VOTING BY MAIL or take it to the polls.
POLLS OPEN: 7 A.M. - 8 P.M.

NOTICE TO VOTERS
 THIS DOCUMENT WAS PREPARED BY VOTER INFORMATION GUIDE, NOT AN OFFICIAL POLITICAL PARTY ORGANIZATION. Appearance in this mailer does not necessarily imply endorsement by others appearing in this mailer, nor does it imply endorsement of or opposition to any issues set forth in this mailer. Appearance is paid for and authorized by each candidate and ballot measure designated by an *. Not paid for or authorized by candidates not designated by an *. Candidates for non-partisan office chosen without regard to party affiliation.

VOTER INFORMATION GUIDE FOR DEMOCRATS

General Election ★ November 7, 2006

1. CONCISE INFORMATION about candidates and propositions.
2. EVALUATIONS & RECOMMENDATIONS BY: The Democratic Party, American Government Professionals, Writers, Environmental Leaders, Nurses and Health Care Workers, Classroom Teachers, Law Enforcement Officers, and Senior Citizen Organizations.

3. A HANDY GUIDE to candidates and propositions appearing on your local ballot.

VOTER INFORMATION GUIDE

USE THIS GUIDE WHEN YOU VOTE

State Offices

Governor
Phil Angelides

Lieutenant Governor
John Garamendi

Secretary of State
Debra Bowen

Controller
John Chiang

Treasurer
Bill Lockyer

Attorney General
Jerry Brown

Insurance Commissioner
Cruz M. Bustamante

State Board of Equalization
Betty T. Yee

United States Senator
Dianne Feinstein

U.S. Representative
Barbara Lee

State Assembly
Sandre R. Swanson

Judicial Offices
Vote Yes on all Supreme Court and Court of Appeal Justices.

Superior Court Judge
DENNIS HAYASHI*

Dennis Hayashi has committed his life to public service, including working for President Clinton. As a judge, Dennis will be independent, accessible, fair, and unbiased.

Oakland Auditor
COURTNEY RUBY*

City of Oakland
NO on Measure "O"

Protect your right to hear the candidates on the issues before you vote.

Governor
PHIL ANGELIDES
Arnold Schwarzenegger vetoed prescription drug reform and health care reform. He threatened pensions for widows of firefighters and police. It's time for a new governor.

Proposition 85 - NO
Protect a woman's right to choose and our most vulnerable teens. Join the California Teachers Association and the California Medical Association: Vote NO on Prop 85.

Proposition 89 - NO
Prop. 89 would give public funds to extremists and fringe candidates for office. And it won't stop the hidden spending of independent expenditures.

Lieutenant Governor
JOHN GARAMENDI
Republican McClintock opposes funding for education, senior benefits, public safety and every other important state service. He is a threat to working people.

Secretary of State
DEBRA BOWEN
She is leading the fight for safe and secure voting systems that protect our rights.

Controller
JOHN CHIANG
He has the background in finances we need. His Republican opponent puts partisan politics ahead of public policy.

Treasurer
BILL LOCKYER
The kind of experience that will protect and manage our state funds for the good of all Californians.

Attorney General
JERRY BROWN
The only candidate who will fight to protect the environment and consumers, defend the rights of working people and support a woman's right to choose.

State Propositions

Proposition 1A.....	YES*
Proposition 1B.....	YES*
Proposition 1C.....	YES*
Proposition 1D.....	YES*
Proposition 1E.....	YES*
Proposition 83.....	NO
Proposition 84.....	YES*
Proposition 85.....	NO
Proposition 86.....	NO*
Proposition 87.....	NO*
Proposition 88.....	NO*
Proposition 89.....	NO*
Proposition 90.....	NO*

YES on 1A, 1B, 1C, 1D & 1E



Add a fourth bore to the Caldecott Tunnel. Improve the 580, 880 and Highway 4. The 1 Plan to Rebuild California: Yes on 1A, 1B all the way through 1E.

The \$4 Billion



NO on Proposition 87

New bureaucracy of political appointees continues to spend billions of tax dollars, even without results. SF Chronicle, LA Times, Sacramento Bee, California State Firefighters' Association say "NO on 87"

VOTE BY MAIL or
Check your sample
ballot for your polling place

VOTE
NOV 7

19-24-*****ECRL0T**C-009
Judith Belcher
4811 Telegraph Ave. 505
Oakland, CA 94609-2076

Presort Standard
U.S. Postage
PAID
Voter Information
Guide

For last minute changes, call your local Registrar of Voters.

Larry Levine & Associates

13701 Riverside Drive, Suite 604, Sherman Oaks, CA 91423 P: 818 906 8747 F: 818 906 8079
larrylevine@earthlink.net www.lovineandassociates.com

November 6, 2006

Daniel D. Purnell
Executive Director
Public Ethics Commission
City of Oakland
One Frank H. Ogawa Plaza, 4th Floor
Oakland, CA 94612

RE: Complaint No. 06/20

Sir:

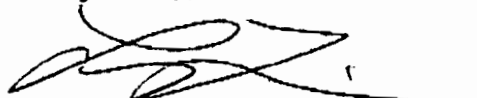
In response to a letter I received from you this morning regarding the above referenced complaint I wish to present the following facts that I believe render the complaint invalid.

1. Voter Information Guide is registered with the Secretary of State of California as a slate mailing organization under the laws of the State of California.
2. ID number for Voter Information Guide slate mailing organization is 593003.
3. Voter Information Guide employees a professional campaign treasurer, who has filed all state and federal campaign finance forms accurately and in a timely manner. (Following is a copy of the front page of our state campaign finance report for the period of 10/01/2006 - 10/21/2006. It was filed on 10/22/06. After that date all required "24-hour" electronic reports also were filed.)
4. Assemblymember Lloyd Levine is not an officer of Voter Information Guide, nor is he in any other way affiliated with this slate mail organization.

I look at this complaint as politically motivated and most likely coming from someone who disagrees with one or more of the positions taken by the slate. I am certain that if your office looks at the Secretary of State's web site you will find we have filed all our reports in accordance with the laws of the state of California.

Based on these facts, I ask that you dismiss this complaint expeditiously and notify me of that action promptly. Thank you.

Respectfully,



Larry Levine

State Mailer Organization Campaign Statement

(Government Code Sections 84218 - 84219)

Type or Print In Ink

SEE INSTRUCTIONS ON REVERSE

Amendment (exempt):

Statement covers period
from 10/01/2006
through 10/21/2006

I State Mailer Organization Information

FULL NAME OF STATE MAILER ORGANIZATION: ID NUMBER
593003
Voter Information Guide

ADDRESS: 11701 Riverside Drive ND AND STREET

CITY STATE ZIP CODE PHONE NUMBER
Sherman Oaks CA, 91423 () 323 877-5835

NAME OF TREASURER

Shirley Wechsler

ADDRESS: 11763 Laurelcrest Drive NO. AND STREET

CITY STATE ZIP CODE DAYTIME PHONE NUMBER
Studio City CA, 91604 () 323 877-5835

II Is This A General Purpose Committee?

If this State Mailer Organization is also a "general purpose committee" as defined in Government Code Section 82027.5, check box and attach the committee's campaign disclosure report to this statement.

Committee Report Attached

ID Number of Recipient Committee

III Summary of Payments

	(A) Total This Period	(B) Cumulative to Date (Since January 1 of calendar year covered)
1. TOTAL PAYMENTS RECEIVED	\$ 830,110.00 <small>Sec. A, Line 3</small>	\$ 2,520,306.22
2. TOTAL PAYMENTS MADE	\$ 745,596.93 <small>Sec. B, Line 3</small>	\$ 1,907,553.35

IV Verification

I have used all reasonable diligence in preparing this statement. I have reviewed the statement and to the best of my knowledge the information contained herein and in the attached schedules is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 10/22/2006 at _____ City and State
By Shirley Wechsler Signature of Responsible Officer

Name of Responsible Officer: Shirley Wechsler Title: Treasurer
Type or Print

FOR INFORMATION REQUIRED TO BE PROVIDED TO YOU PURSUANT TO THE INFORMATION PRACTICES ACT OF 1977, SEE INFORMATION MANUAL ON CAMPAIGN DISCLOSURE PROVISIONS OF THE POLITICAL REFORM ACT FOR STATE LAW ENFORCEMENT
State of California Fair Political Practices Commission

COVER PAGE
CALIFORNIA
FORM 401

Date Stamp
Page 1 of 70
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Schedule A Payments Received

SCHEDULE A

CALIFORNIA
1992 FORM **401**

Statement covers period
from 10/01/2006
through 10/21/2006

I.D NUMBER
24/117

SEE INSTRUCTIONS ON REVERSE
NAME OF SLATE MAILER ORGANIZATION:
Voter Information Guide

5933003

(1) DATE RECEIVED	(2) IDENTIFICATION OF PERSONS FROM WHOM \$100 OR MORE HAS BEEN RECEIVED THIS PERIOD (SEE IMPORTANT INSTRUCTIONS ON REVERSE)	(3) NAME, OFFICE SOUGHT, AND JURISDICTION OF CANDIDATE/ NAME, JURISDICTION, AND NUMBER OR LETTER OF BALLOT MEASURE SUPPORTED OR OPPOSED (IF DIFFERENT THAN COLUMN 2)		(b) CHECK BOX TO INDICATE IF PAYMENT WAS RECEIVED TO SUPPORT OR OPPOSE CANDIDATE OR MEASURE INCLUDED IN SLATE MAILER		(4) AMOUNT RECEIVED THIS PERIOD	(5) CUMULATIVE AMOUNT RECEIVED SINCE JANUARY 1 PER CANDIDATE
		(a)		SUPPORT	OPPOSE		
10/16/2006	Courtney Ruby/Cte to Elect Oakland Reference No: CA 94605	Courtney Ruby	Other - Auditor Oakland	X		1500.00	2500.00
10/05/2006	Cte for Lower Taxes for Padre Dam El Cajon Reference No: CA 92020	James D. Maletic	Other - Municipal Water District Padre Dam	X		280.00	280.00
10/05/2006	Cte for Measure R in Support of Better Roads Visalia Reference No: CA 93291	Tulare County R		X		2175.00	2175.00
SUBTOTAL						\$	

Summary

- Amount Received - Payments of \$100 or More (Include all Schedule A subtotals) \$ _____
- Amount Received - Payments of Less than \$100 (Not itemized) \$ _____
- Total Payments Received (Line 1 + Line 2) Enter here and in Column A, Line 1, of the Summary of Payments section on Page 1 \$ _____



ALAMEDA COUNTY DEMOCRATIC PARTY

Your resource for local party news and information



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2006 Endorsements

The Alameda County Democratic Party Central Committee, in an effort to encourage and support good local candidates and constructive proposals, has endorsed the following individual candidates and ballot initiatives for the general election on November 7th:

CANDIDATES:

Alameda County Superior Court Judge, Seat 21 - Hon. Dennis Hayashi

Alameda Mayor - Hon. Beverly Johnson

Alameda Councilmember - Hon. Frank Matarrese, Hon. Lena Tam

Alameda USD Director - Hon. Tracy Jensen, Hon. Michael McMahon

Albany Councilmember - Marge Atkinson, Joanne Wile

Albany City Attorney - Hon. Robert Zweben

Albany USD Director - Hon. Miriam Walden, Jamie Calloway

Berkeley Mayor - Hon. Tom Bates

Berkeley Auditor - Hon. Ann-Marie Hogan

Berkeley Councilmember - District 1, Hon. Linda Maio; District 4, Raudel Wilson;

District 7, Hon. Kriss Worthington; District 8, Jason Overman

Berkeley USD Director - Hon. Shirley Issel, Hon. Nancy Riddle, Karen Hemphill

Dublin Councilmember - Tim Sbranti, Kate Ann Scholz

Dublin USD Director - Jennifer Henry

Fremont Councilmember - Hon. Anu Natarajan, Bill Harrison

Fremont USD Director - Hon. Larry Sweeney, Lara M. York

New Haven USD Director - Philip Crosby, Atul Mitra

Newark USD Director - Hon. Charles Mensinger, Hon.

East Bay Regional Park District Director - District 1, Hon. Nancy Skinner; District 3, Hon. Carol Severin; District 5, Hon. Ayn Wieskamp

Eden Twp. Hospital District Director - Hon. Alexandra Matteucci, Carole Rogers

Hayward Area Rec. & Park District Director - Hon. Douglas F. Morrisson

Livermore Rec. & Park District Director - Hon. Maryalice Faltings

Oro Loma Sanitary District Director - Hon. Frank V. Sidari

Washington Township Health Care District Director - Hon. Jacob Eapen, Hon. Michael J. Wallace

LOCAL MEASURES:

Measure A Berkeley Unified School Dist. Educational Programs Tax - YES

Measure B San Leandro Unified School Dist. Facility Improvement Bond - YES

Measure C City of Albany Fire Station Bond - YES

Measure D City of Albany Medical Marijuana Dispensary - YES

Measure E City of Berkeley Rent Stabilization Charter Amendment - YES

Measure F City of Berkeley Waterfront Plan Amendment - YES

Measure G City of Berkeley Greenhouse Gas Emissions - YES

Measure H City of Berkeley President/Vice President Impeachment - YES

Measure I City of Berkeley Condominium Conversion Initiative Ordinance - NO

Measure J City of Berkeley Landmark Preservation Ordinance - NO

Measure L City of Fremont Utility Users Tax - YES

Measure M City of Oakland Charter Amendment Measure - YES

Measure N City of Oakland Library Bond Measure - YES



Measure O City of Oakland Instant Runoff Voting Charter Amendment - YES

Measure P City of Pleasanton Bernal Land Use Plan

Young Voter's Guide to the East Bay

Why This Election Matters

If you're sick and tired of politics as usual, vote on November 7th! This election is our chance to change the system so it works for us. If we work it in the East Bay, we can swing the whole state.

This is how we do it:

Phil Angelides Governor

Don't be fooled! We need a real leader, not someone who plays one on TV. Remember: Arnold mixed universal health care and equal rights for queers, and stopped an increase in need-based college grants. Angelides is smart and progressive, and he's always fought for working people. www.Angelides.com

Debra Bowen Secretary of State

Bowen will keep CA from becoming another FL or OH. She is an expert in voting technology and election integrity, and she'll force the voting machine companies to make equipment that can't be hacked or hijacked. www.DebraBowen.com

No on Prop 85

Parental notification laws endanger the health and safety of young women, especially those from abusive homes. This is just another attempt by the Right Wing to chip away at choice. www.NoOn85.com

Yes on Prop 89

Public financing of elections would take money out of politics. If politicians didn't have to spend all their time fundraising, they could focus on public service and not be in hock to corporations and big donors. We'd get smart, capable people running for office who can't currently afford it. www.CleanMoney.org

Abel Guillen

Peralta Community College Board of Trustees, Area 7

Guillen has fought for access and opportunity for under-represented students for over ten years. As a public school finance advisor, he has helped raise over \$2.2 billion for CA community colleges and school districts. He'll make sure the Board's decisions are made with young people, faculty and staff (whose unions endorsed him), and the community in mind. www.AbelForPeralta.com

Courtney Ruby Oakland City Auditor

Ruby is a CPA with political, non-profit, and government experience. Right now the Auditor's office is totally dysfunctional (check the papers). Ruby will turn things around and be a watchdog the people can trust. www.CourtneyRuby.net

Yes on Oakland Measure O

Instant Run-off Voting lets you vote your conscience without throwing your vote away. It also avoids costly run off elections and increases turnout. You rank candidates 1, 2, and 3. If your first choice doesn't win, your vote automatically goes to #2, then #3. www.OaklandIRV.org



The East Bay Young Democrats

are a group of young people shaping the Democratic Party for the next generation. We are 14-35 year-olds from Hayward to Richmond, Alameda to Lafayette. Our purpose is to represent the interests of young adults in local, state and national politics, and to engage young people in politics. We support Democrats and causes that will make college, healthcare, and housing affordable and accessible, and increase confidence in our political system.

Get Involved!

To get involved with the EBYD, visit www.EastBayYoungDems.com, or email EastBayYoungDemocrats@sbcglobal.net.

All East Bay Young Democrats Endorsed Races

To find out more about these endorsements, visit our website at www.EastBayYoungDem.org.

State and National

Barbara Lee, U.S. House of Representatives, CA-9

Jerry McNerney, U.S. House of Representatives, CA-11

Phil Angelides, Governor

John Garamendi, Lt. Governor

Debra Bowen, Secretary of State

Jerry Brown, Attorney General

Bill Lockyer, Treasurer

John Chiang, Controller

Cruz Bustamante, Insurance Commissioner

Betty Yee, State Board of Equalization

Ellen Corbett, State Senate District 10

Loni Hancock, State Assembly District 14

Sandre Swanson, State Assembly District 16

Yes on Propositions 1B-E, 84, 86, 87, 89

No on Propositions 85, 88, and 90

No Position on Propositions 1A and 83

Oakland

Pat Kernighan, Oakland City Council District 2

Abel Guillen, Peralta Community College District Board of Trustees, Area 7

Courtney Ruby, Oakland City Auditor

Yes on Oakland Measure O

Berkeley

Jason Overman, Berkeley City Council District 8

Kriss Worthington, Berkeley City Council District 7

Ann-Marie Hogan, Berkeley City Auditor

Yes on Berkeley Measure A

No on Berkeley Measure I

Regional

Nancy Skinner, East Bay Regional Parks District 1

Andy Katz, EBMUD Board Ward 4

Rocky Fernandez, AC Transit Board Ward 4

We Can Take Back the House!

The war for control of Congress is being waged in our backyard, and we're winning! In CA-11, **Jerry McNerney**, a progressive wind energy expert, has one of the most powerful and corrupt Republicans in Congress, Richard Pombo, on the run. Contact us to phone bank for Jerry in Oakland. www.JerryMcNerney.org

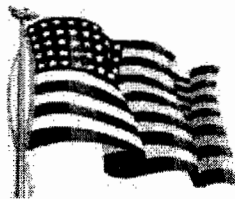
Last day to register: October 23

Election day: November 7

Alameda County Registrar of Voters: (510) 727-6973

People on probation, people who have successfully completed parole, and those with misdemeanor convictions **ARE** eligible to vote in CA.

Paid for by the East Bay Young Democrats P.O. Box 21497, Oakland, CA 94623. PPEC #127163.



Instant Runoff Voting Resolution



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The following resolution was adopted at the June 2005 general meeting:

[Join Us](#)

[Club Events](#)

WHEREAS Instant Runoff Voting, also known as Ranked Choice Voting, produces winners backed by a majority of voters with one election; and

[Club Rules](#)

WHEREAS IRV saves money because separate runoff elections are eliminated; and

[Club Policy Positions](#)

WHEREAS IRV encourages positive, issue-based campaigns, because candidates know that they may need to obtain second or third choice votes from supporters of other candidates; and



WHEREAS the voters of Oakland, as well as of its neighboring cities Berkeley and San Leandro, have authorized and recommended the use of IRV as a means of improving the conduct of elections;

[Special Election](#)

THEREFORE be it resolved that the MGO Democratic Club urge the City of Oakland to take all needed steps to ensure that Instant Runoff Voting be implemented for Oakland elections at the earliest possible date.



[Back to Main Page](#)

[Back to Platforms and Resolutions](#)

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