THE CITY OF SAN DIEGO

May 14, 2010

Mr. Marshall Merrifield
Committee to Elect Marshall Merrifield
5191 Seagrove Place
San Diego, CA 92130

Re: Committee to Elect Marshall Merrifield (ID # 1298864)

Dear Mr. Merrifield:

The Ethics Commission audit of the above-referenced committee is now concluded, and the Final Audit Report is enclosed. This report was delivered to the Ethics Commission at its regularly-scheduled meeting held on May 13, 2010. The Commission observed that the findings reflected in the Audit Report indicate that the committee substantially complied with local campaign laws. As a result, the Commission voted to accept the report.

Sincerely,

Rosalba Gomez
Ethics Commission Auditor

Enclosure

cc: Nancy R. Haley
Scott & Cronin, LLP
330 Encinitas Blvd., Suite 101
Encinitas, CA 92024-8705

THE CITY OF SAN DIEGO

FINAL AUDIT REPORT

April 23, 2010

Mr. Marshall Merrifield
Committee to Elect Marshall Merrifield
5191 Seagrove Place
San Diego, CA 92130

Treasurer: Nancy R. Haley
Scott & Cronin, LLP
330 Encinitas Blvd., Suite 101
Encinitas, CA 92024-8705

SAN DIEGO ETHICS COMMISSION
AUDIT REPORT:
Committee to Elect Marshal Merrifield

I. Introduction

This Audit Report contains information pertaining to the audit of the committee, Committee to Elect Marshal Merrifield, Identification Number 1298864 ("the Committee") for the period from June 11, 2007, through February 2, 2009. The Committee was selected for audit by a designee of the City Clerk in a random drawing conducted at a public meeting of the Ethics Commission held on September 10, 2009. The audit was conducted to determine whether the Committee materially complied with the requirements and prohibitions imposed by the City of San Diego's Election Campaign Control Ordinance (San Diego Municipal Code Chapter 2, Article 7, Division 29).

During the period covered by the audit, the Committee reported total contributions of $640,773.00 and total expenditures of $642,326.09. Total cash contributions relative to total expenditures resulted in a $1,553.09 monetary shortfall that was offset by the Committee's miscellaneous increase to cash. **The audit revealed no material findings. The committee substantially complied with the disclosure and record-keeping provisions of the San Diego Election Campaign Control Ordinance.**

II. Committee Information

On June 11, 2007, the Committee filed an initial Statement of Organization with the San Diego City Clerk indicating that it had not yet qualified as a committee. On July 11, 2007, the Committee filed an amended Statement of Organization indicating that it qualified as a committee on June 29, 2007. The Committee was formed to support the election of Marshal Merrifield for Council District 1 in the June

3, 2008, primary election. On February 2, 2009, the Committee filed a Statement of Termination indicating that its filing obligations were completed on December 31, 2008. The Committee's treasurer was Nancy R. Haley of Scott & Cronin, LLP.

III. Audit Authority

The Commission is mandated by San Diego Municipal Code section 26.0414 to audit campaign statements and other relevant documents to determine whether campaign committees comply with applicable requirements and prohibitions imposed by local law.

IV. Audit Scope and Procedures

This audit was performed in accordance with generally accepted auditing standards. The audit involved a thorough review of the Committee's records for the time period covered by the audit. This review was conducted to determine:

1. Compliance with all disclosure requirements, pertaining to contributions, expenditures, accrued expenditures, and loans, including itemization when required;
2. Compliance with applicable filing deadlines;
3. Compliance with restrictions on contributions, loans and expenditures;
4. Accuracy of total reported receipts, disbursements and cash balances as compared to bank records; and
5. Compliance with all record-keeping requirements.

V. Conclusion

Through the examination of the Committee's records and campaign disclosure statements, the Auditor verified that the Committee timely disclosed all contributions received and all expenditures made, and that the Committee maintained the necessary documentation regarding contributions and expenditures. **As a result, the Auditor determined that there were no material findings. The Committee substantially complied with the disclosure and record-keeping provisions of the San Diego Election Campaign Control Ordinance.**

_____ _____

Rosalba Gomez — Date
Ethics Commission Auditor

_____ _____

Lauri Davis — Date
Ethics Commission Senior Investigator