

1 STACEY FULHORST, Executive Director
City of San Diego Ethics Commission
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3 Telephone: (619) 533-3476
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5 Petitioner

6
7 **BEFORE THE CITY OF SAN DIEGO**
8 **ETHICS COMMISSION**

9
10 In re the Matter of:) Case No.: No. 2004-27
11 AIDA MANCILLAS,) **STIPULATION, DECISION AND**
12 Respondent.) **ORDER**
13)
_____)

14 **THE PARTIES STIPULATE AS FOLLOWS:**

15 1. Petitioner Stacey Fulhorst is the Executive Director of the City of San Diego Ethics
16 Commission [Ethics Commission]. The Ethics Commission is charged with a duty to administer,
17 implement, and enforce local governmental ethics laws contained in the San Diego Municipal
18 Code [SDMC] relating to, among other things, the filing of Statements of Economic Interests
19 [SEIs] as required by the City's Ethics Ordinance.

20 2. Respondent Aida Mancillas [Respondent] is a member of the Arts & Culture
21 Commission. She assumed this office on November 13, 2001.

22 3. This Stipulation, Decision and Order [Stipulation] will be submitted for consideration
23 by the Ethics Commission at its next scheduled meeting, and the agreements contained herein are
24 contingent upon the approval of the Stipulation and the accompanying Decision and Order by the
25 Ethics Commission.

26 4. This Stipulation resolves all factual and legal issues raised in this matter by the Ethics
27 Commission without the necessity of holding an administrative hearing to determine the
28 Respondent's liability.

1 **COUNT 1**

2 **[Violation of SDMC Section 27.3510]**

3 12. Respondent failed to file an SEI disclosing her economic interests for the 2003
4 calendar year on or before April 1, 2004, as required by SDMC section 27.3510. Respondent
5 filed her annual SEI for 2003 on June 23, 2004, eighty-three days late.

6 **STIPULATIONS AND ORDER**

7 **AGREEMENT**

8 13. Respondent agrees to take necessary and prudent precautions to ensure timely
9 filing of SEIs in the future, and to comply with all provisions of the Ethics Ordinance.

10 **FACTORS IN AGGRAVATION**

11 14. The City Clerk sent Respondent a letter on February 12, 2004, reminding her to
12 file an annual SEI for the 2003 calendar year on or before April 1, 2004. The City Clerk sent
13 Respondent another letter on April 14, 2004, informing Respondent that her 2003 annual SEI had
14 not been received, and asking her to file it on or before May 14, 2004.

15 15. The Respondent has a history of not timely filing her SEIs. In particular,
16 Respondent filed her annual SEI for the 2002 calendar year on November 12, 2003, more than
17 seven months after it was originally due.

18 **CONCLUSION**

19 16. Respondent shall pay a fine in the amount of \$400 for violation of SDMC section
20 27.3510. This amount must be paid no later than July 22, 2004.

21 17. This Stipulation shall not become effective until Respondent has provided to the
22 Ethics Commission the amount set forth in paragraph 16, by check or money order made payable
23 to the City Treasurer.

24 DATED: _____

STACEY FULHORST, Executive Director
ETHICS COMMISSION, Petitioner

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27 DATED: _____

AIDA MANCILLAS, Respondent

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DECISION AND ORDER

The Ethics Commission has considered the above Stipulation at its meeting on July 22, 2004. The Ethics Commission hereby approves the Stipulation and orders that, in accordance with the Stipulation, Respondent pay a fine in the amount of \$400.

DATED: _____

DOROTHY L.W. SMITH, Chair
SAN DIEGO ETHICS COMMISSION