1	STACEY FULHORST, Executive Director		
2	City of San Diego Ethics Commission 1010 Second Avenue, Suite 1530		
3	San Diego, CA 92101 Telephone: (619) 533-3476		
4	Facsimile: (619) 535-5476		
5	Petitioner		
6			
7	BEFORE THE CITY OF SAN DIEGO		
8	ETHICS COMMISSION		
9			
10	In re the Matter of:) Case No.: 2007-46	
11	CHRISTOPHER CLIFFORD,) STIPULATION, DECISION, AND) ORDER	
12	Respondent.		
13)	
14	STIPULATION		
15	THE PARTIES STIPULATE AS FOLLOWS:		
16	1. Petitioner Stacey Fulhorst is the Executive Director of the City of San Diego Ethics		
17	Commission [Ethics Commission]. The Ethics Commission is charged with a duty to administer,		
18	implement, and enforce local governmental ethics laws contained in the San Diego Municipal		
19	Code [SDMC] relating to, among other things,	the filing of Statements of Economic Interests	
20	[SEIs] as required by the City's Ethics Ordinance.		
21	2. At all times mentioned herein, Christopher Clifford was a member of the North Bay		
22	Project Area Committee. Clifford is referred to herein as "Respondent."		
23	3. This Stipulation will be submitted for consideration by the Ethics Commission at its		
24	next scheduled meeting, and the agreements con	ntained herein are contingent upon the approval	
25	of the Stipulation and the accompanying Decisi	on and Order by the Ethics Commission.	
26	4. This Stipulation resolves all factua	al and legal issues raised in this matter by the	
27	Ethics Commission without the necessity of holding an administrative hearing to determine		
28	Respondent's liability.		
	STIPULATION, DE	-1- CISION, AND ORDER	

STIPULATION, DECISION, AND ORDER

1	5. Respondent understands and knowingly and voluntarily waives any and all		
2	procedural rights under the SDMC, including, but not limited to, a determination of probable		
3	cause, the issuance and receipt of an administrative complaint, the right to appear personally in		
4	any administrative hearing held in this matter, the right to confront and cross-examine witnesses		
5	testifying at the hearing, the right to subpoena witnesses to testify at the hearing, and the right to		
6	have the Ethics Commission or an impartial hearing officer hear this matter. Respondent agrees		
7	to hold the City of San Diego harmless from any and all claims or damages resulting from the		
8	Commission's investigation or this stipulated agreement, or any matter reasonably related		
9	thereto. Respondent further agrees that the terms of this Stipulation constitute compliance with		
10	the provisions of SDMC section 26.0450 in that the Stipulation includes a recitation of facts, a		
11	reference to each violation, and an order.		
12	6. Respondent acknowledges that this Stipulation is not binding upon any other law		
13	enforcement or government agency and does not preclude the Ethics Commission from referring		
14	this matter to, cooperating with, or assisting any other law enforcement or government agency		
15	with regard to this or any other related matter.		
16	7. The parties agree that in the event the Ethics Commission refuses to accept this		
17	Stipulation, it shall become null and void. Respondent further agrees that in the event the Ethics		
18	Commission rejects the Stipulation and a full evidentiary hearing before the Ethics Commission		
19	becomes necessary, no member of the Ethics Commission or its staff shall be disqualified		
20	because of prior consideration of this Stipulation.		
21	Summary of Law and Facts		
22	8. As member of the North Bay Project Area Committee, Respondent is a "Local		
23	Code Filer" as that term is defined by SDMC section 27.3503.		
24	9. In accordance with SDMC section 27.3510(c), Respondent is required to file an		
25	annual SEI on or before April 1 of each year, covering the period from January 1 through		
26	December 31 of the previous calendar year.		
27	10. Respondent has failed to file an annual SEI for calendar year 2006, despite the		
28	fact that he had a legal obligation to file it more than seven months ago.		
	-2- STIPULATION, DECISION, AND ORDER		

1	Counts		
2	Count 1 – Violation of SDMC section 27.3510		
3	11. Respondent failed to file an SEI disclosing his economic interests for the 2006		
4	calendar year as required by SDMC section 27.3510(c). Respondent has not yet filed this SEI,		
5	although more than seven months have elapsed since the April 1, 2007, due date codified in the		
6	Ethics Ordinance.		
7	Factors in Aggravation		
8	12. The City Clerk sent Respondent a letter on February 15, 2007, reminding him to		
9	file an annual SEI for the 2006 calendar year on or before April 2, 2007 (because April 1, 2007		
10	fell on a Sunday, the SEI was due the following Monday). The City Clerk sent Respondent		
11	another letter on April 25, 2007, informing Respondent that his 2006 annual SEI had not been		
12	received, and asking him to file it on or before May 25, 2007. Despite these efforts by the City		
13	Clerk, Respondent has not yet filed his 2006 annual SEI.		
14	Conclusion		
15	13. Respondent agrees to file an annual SEI for calendar year 2006 no later than		
16	November 21, 2007.		
17	14. Respondent agrees to pay a fine in the amount of \$400 for violating SDMC		
18	section 27.3510(c). This amount must be paid no later than November 21, 2007, by check or		
19	money order made payable to the City Treasurer. The submitted payment will be held pending		
20	Commission approval of this Stipulation and execution of the Decision and Order set forth below.		
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22	DATED:		
23	STACEY FULHORST, Executive Director		
24	ETHICS COMMISSION, Petitioner		
25	DATED:		
26	CHRISTOPHER CLIFFORD, Respondent		
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	-3-		
	STIPULATION, DECISION, AND ORDER		

1	DECISION AND ORDER	
2	The Ethics Commission considered the above Stipulation at its meeting on	
3	2007. The Ethics Commission hereby approves the Stipulation and orders that, in accordance	
4	with the Stipulation, Respondent pay a fine in the amount of \$400.	
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6	DATED:	
7	Guillermo Cabrera, Chair SAN DIEGO ETHICS COMMISSION	
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	-4- STIPULATION, DECISION, AND ORDER	