



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
1102 Q Street • Suite 3000 • Sacramento, CA 95811
(916) 322-5660 • Fax (916) 322-0886

February 25, 2021

Caio Arellano
Assistant City Attorney
City of Santa Clara
1500 Warburton Ave
Santa Clara, CA 95050

Re: Your Request for Advice
Our File No. W-21-019

Dear Mr. Arellano:

This letter responds to your request for advice on behalf of the City of Santa Clara regarding the conflict of interest provisions of Government Code section 1090. However, the question posed involves a decision that is similar to or the same as previous decisions by the City.

Section 1097.1(c)(2) requires that "[t]he Commission shall decline to issue an opinion or advice relating to past conduct." In the present situation, we could not advise on the current decision without also advising on prior decisions by the City. Therefore, pursuant to Section 1097.1(c), the Commission must decline to issue advice relating to past conduct and your request has been withdrawn.

If you have other questions on this matter, please contact me at (916) 322-5660.

Sincerely,

Dave Bainbridge
General Counsel

By: *Jack Woodside*
Jack Woodside
Senior Counsel, Legal Division

JW:aja