

SWORN COMPLAINT FORM
(Form May Be Subject to Public Disclosure)*

AS REQUIRED BY GOVERNMENT CODE SECTION 83115, please complete the form below to file a sworn complaint with the Fair Political Practices Commission. **This form must be completed in its entirety and all pertinent information must be stated on this form, not as an attachment.**

Mail the complaint to: **Enforcement Division**
 Fair Political Practices Commission
 428 J Street, Suite 620
 Sacramento, California 95814

Person Making Complaint

Last name: Monette-Shaw

First Name: Sean Patrick

Street Address:
975 Sutter Street, Apartment 6

City: San Francisco, CA 94109 State: CA

Zip: 94109 - _____

Telephone: (415) 292 - 6969

Fax: (_____) _____ - _____

E-mail: pmonette-shaw@earthlink.net

***IMPORTANT NOTICE**

Under the California Public Records Act (Gov. Code Section 6250 and following), this sworn complaint and your identity as the complainant may be subject to public disclosure. Unless the Chief of Enforcement deems otherwise, within three business days of receiving your sworn complaint we will send a copy of it to the persons(s) you allege violated the law.

In some circumstances, the FPPC may claim your identity is confidential, and therefore not subject to disclosure. A court of law could ultimately make the determination of confidentiality. If you wish the FPPC to consider your identity confidential, do not file the complaint before you contact the FPPC (916-322-5660 or toll free at 866-ASK-FPPC) and discuss the complaint with an Enforcement Division attorney.

Complaint

Person or Persons who Allegedly Violated the Political Reform Act: (If there are multiple parties involved, attach additional pages as necessary.)

Last Name: David

First Name: Todd

Street Address:
384 Eureka Street

City: San Francisco State: CA

Zip: 94114 - _____

Telephone: (415) 401 - 0625

Fax: (_____) _____ - _____

E-mail: _____

Provision or Provisions of the Political Reform Act Allegedly Violated: (If specific sections are not known, please provide a brief summary of the nature of the violation(s), and when it (they) occurred.) **You must state the suspected violation(s) on this form.**

On April 27, 2012, Mr. Todd David submitted an application to the San Francisco Board of Supervisors for an appointment to San Francisco's Sunshine Ordinance TaskForce (SOTF). On the same date he submitted a signed FPPC Form 700, which potentially contains a number of errors. First, on the Form 700, in Section 3, Type of Statement, he indicated it was an "Annual" submission, rather than as an "Assuming Office" statement, that he should have checked as an appointee assuming a new office. Second, although Mr. David checked on the Form 700 cover page that he was attaching a Schedule B, Real Property form, he instead submitted a typed statement in lieu of the required Schedule B form. Third, Mr. David did not submit either a Schedule A-1 or Schedule A-2 itemizing Investments, despite the fact that on the application he submitted to the Board of Supervisors for appointment to the SOTF he listed his business or professional experience that he is an "investor." A Google search shows Mr. David to be the "General Partner" of Lion Hill Partnership, LP, which the California Secretary of State's web site lists as a current, active business entity.

Attachment 1: Mr. David's application for appointment to the Sunshine Task Force

Attachment 2: Mr. David's Form 700 cover page

SAN FRANCISCO'S ASSESSOR-RECORDER CONFIRMED by phone
THAT MR. DAVID PURCHASED 384 EUREKA STREET IN 2005.
IT'S 2012-2013 APPRAISED VALUE IS \$2,119,690 AS A
MULTI-FAMILY RESIDENCE. IT IS NOT KNOWN
WHETHER MR. DAVID COLLECTS RENT FROM THE
SECOND UNIT.

* CONSISTING OF 2 UNITS.

Description, With as Much Particularity as Possible, of Facts Constituting Alleged Violation and how you have personal knowledge that it occurred**

First, it is potentially odd that an investor would have no investments to report on Schedule A-1 or A-2, and submitted neither applicable schedule, particularly since Mr. David is listed as the "General Partner" of Lion Hill Partnership. Second, there does not appear to be any provision that individuals required to complete Form 700 are permitted to substitute typed statements in lieu of the required supplemental schedules (i.e., Mr. David's typed statement in lieu of Schedule "B"). Members of local boards and commissions are required to complete Form 700 in San Francisco.

My personal knowledge that a potential violation may have occurred is the result of records requests I placed with the Clerk of the Board of San Francisco's Board of Supervisors, as shown in the following attachments:

- Attachment 3: Sunshine Task Force Administrator Andrea Ausberry's July 13 response to, and my initial July 11 request for, the Form 700's for the newly-appointed Task Force members. Ms. Ausberry is employed by the Clerk of the Board and assigned to the SOTF.
- Attachment 4: My July 14 follow up e-mail to Ms. Ausberry requesting the required Schedule B pre-printed form for Mr. David, and Ms. Ausberry's July 17 e-mail response stating that "if and when" San Francisco's Ethics Commission rejects Mr. David's initial typed statement in lieu of Schedule B "formal" form, she will forward it to me.

****Please attach copies of any available documentation that is evidence of the violation, (for example, checks, campaign materials, etc., if applicable to the complaint). Note that a newspaper article is NOT considered evidence of a violation.**

Name and Addresses of Potential Witnesses, in addition to yourself, if Known:

Last Name: _____

First Name: _____

Street Address: _____

City: _____ State: _____

Zip: _____ - _____

Telephone: (____) _____ - _____

Fax: (____) _____ - _____

E-mail: _____

Last Name: _____

First Name: _____

Street Address:

City: _____ State: _____

Zip: _____ - _____

Telephone: (____) _____ - _____

Fax: (____) _____ - _____

E-mail: _____

Last Name: _____

First Name: _____

Street Address:

City: _____ State: _____

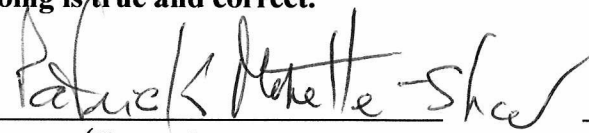
Zip: _____ - _____

Telephone: (____) _____ - _____

Fax: (____) _____ - _____

E-mail: _____

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.



(Signature)

July 21, 2012

(Date)

Patrick Monette-Shaw

(Please print your name)