

Federal Election Commission
Office of Complaints Examination & Legal Administration
Attn: Christal Dennis, Paralegal
1050 First Street, NE
Washington, DC 20463
VIA EMAIL: cela@fec.gov

January 7, 2020

RE: MUR 7673

Dear Mr. Jordan:

We write to address your inquiry of Raul Campillo for City Council District 7 2020 (“the Committee”) regarding the complaint received by your office from Mr. James R. Thompson (“the Complaint”). We have attached documentation proving that the contributor in question was legally able to contribute to the campaign, and that no reimbursement or promise of reimbursement was made to the contributor. The allegations made in the Complaint are based entirely on incorrect assumptions and leaps in logic that are easily disproven with the evidence provided. Thus, no laws have been violated and we respectfully request the matter be dismissed. We do not intend to retain counsel at this time. However, we reserve the right to later retain counsel if necessary.

Allegation One

The individual contributor in question, Joel Delgado, is legally allowed to contribute because he is and has been a Lawful Permanent Resident (“green card holder”) since March 3, 1991. Thus, no violation of 52 U.S.C. § 30121 has taken place. See Exhibit 1.

To the best of our knowledge, Mr. Delgado resides in Mexicali, Baja California Norte, Mexico; uses a postal address of a family member in El Centro, California, for his personal affairs, as evidenced on his California Driver License; and uses a postal box for other mail at Barron’s Enterprises in Calexico, California, the city in which Mr. Delgado works, which is south of El Centro and north of Mexicali. Mr. Delgado’s documents proving his immigration status are attached and explained. See Exhibits 1, 3, and 4.

Allegation Two

Mr. Delgado is a long-time employee of Campillo Food Services, Inc., the owner and operator of the Denny’s franchise in Calexico. Campillo Food Services, Inc., is partially owned by Alejandro Campillo, Raul Campillo’s father. Raul Campillo is not an owner and has no role whatsoever with Campillo Food Services, Inc. The Committee did not solicit or ask anyone else to solicit Mr. Delgado’s contributions, and no reimbursement or promise of reimbursement from Raul Campillo was ever made.

To the best of our knowledge, the campaign was brought to Mr. Delgado’s attention by Alejandro Campillo during a visit to the Denny’s. We have attached affidavits from Alejandro Campillo, see Exhibit 2, and Mr. Delgado, see Exhibits 3 (English) and 4 (Spanish), signed under penalty of perjury, testifying to the fact that no reimbursement for the contribution has been made or was ever promised. According to Alejandro Campillo’s affidavit, he was unaware that Mr. Delgado had even contributed to the campaign until weeks after discussing the campaign with Mr. Delgado. Further, we have attached an affidavit from Sonia Robles, the Controller/Comptroller of Campillo Food Services, Inc., signed under penalty of perjury, testifying to the fact that Mr. Delgado was not reimbursed or compensated by Campillo Food Services, Inc., for the contribution to Raul Campillo’s campaign. See Exhibit 5.



Mr. Jordan, the evidence presented fully demonstrates that the allegations of the Complaint are categorically untrue. We respectfully request that your office formally determine that the Complaint does not warrant the use of your office's resources, and that the matter MUR 7673 be dismissed. Please send all correspondence to the Committee at P.O. Box 711235, San Diego, CA 92171. Please reach out via email at raul@runwithraul.com, or by phone, at 619-818-1124, with any questions.

Signed under penalty of perjury this 7th day of January, 2020.

Sincerely,

	
Raul Campillo, Candidate	Taryn Vogel, Treasurer
Raul Campillo for City Council District 7 2020	

Enclosures:

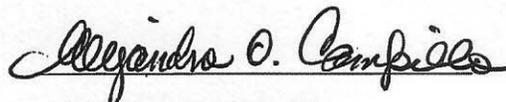
- Exhibit 2: Affidavit of Mr. Alejandro Campillo
- Exhibit 3: Affidavit of Mr. Joel Delgado (English)
- Exhibit 4: Affidavit of Mr. Joel Delgado (Spanish)
- Exhibit 5: Affidavit of Sonia Robles

AFFIDAVIT

I, Alejandro O. Campillo, declare:

1. I am the father of Raul Campillo, a candidate for San Diego City Council.
2. I have been a licensed attorney by the State Bar of California since 1981, and I have been a certified specialist in Immigration and Nationality Law since 1992.
3. I am also an owner of Campillo Food Services, Inc., a California corporation that operates the Denny's restaurant as a franchise in Calexico, California. The only other owner is my father, Alexander O. Campillo. The Denny's corporate organization does not own or operate the restaurant.
4. I have known Joel Delgado for well over a decade, as he has been my employee at the Denny's.
5. In about May 2019, I informed Mr. Delgado that my son Raul was running for office. I showed Mr. Delgado some campaign materials I had with me. I did not know that Mr. Delgado would decide to contribute as we did not discuss it much. Several weeks later, Mr. Delgado told me that he had made a contribution.
6. I did not, at any time, order or instruct Mr. Delgado or any other person to contribute to Raul's campaign.
7. I have not, at any time, promised Mr. Delgado or any other person that I would reimburse him or her for his or her contribution to Raul's campaign.
8. I have not reimbursed Mr. Delgado or anyone else for their contribution to Raul's campaign, through my own funds or by corporate funds of any business that I own.
9. Until it came to my attention in December 2019 that a complaint was filed alleging that there was a potentially unlawful reimbursement for a contribution made by Mr. Delgado, I did not know that Mr. Delgado had contributed to the campaign on a recurring basis, nor did I know the amount Mr. Delgado contributed to Raul's campaign.

Signed under penalty of perjury on this 6 day of January, 2020, in the County of San Diego, State of California.



Alejandro O. Campillo

I am Joel Delgado Alvarez and I swear the following is true:

My U.S. immigration status is that of a lawful permanent resident. I have had a "green card" since 1991. I reside in Mexicali, Baja California, Mexico, and I work in Calexico, California, just across the border from Mexicali. I have family that lives in El Centro, California, just north of Calexico.

I am an employee of Campillo Food Services, Inc., which is the operator of the Denny's franchise in Calexico, California. I have been the General Manager at the Denny's in Calexico, California, for many years. Mr. Alejandro Campillo is one of my employers. He owns Campillo Food Services with his father. This past summer, Mr. Campillo showed me some materials about his son's campaign. I have known Raul for a long time, when he would visit the Denny's with his father.

Mr. Campillo never told me to contribute to Raul's campaign. No one told me to contribute anything. I wanted to help Raul's campaign. No one promised me that I would be paid more or reimbursed if I made a contribution to Raul's campaign. I used my own money and my own credit card.

I went to Raul's website on my own and contributed using my own money. I set it to a recurring donation. It contributes automatically every month. When I made the contribution, Raul's website required an address, so I used an address where I have a mailbox. The business is called Barron's and is located at 404 East 2nd Street, in Calexico, California.

I did not think much about the contribution until last month. Mr. Campillo called me and asked me how much I had contributed. I was not sure because it was a recurring contribution. Mr. Campillo asked what the address 404 East 2nd Street was when I made my contribution, and I explained to Mr. Campillo that the address I put was just a mailbox I use because it is on the way home to Mexicali from the Denny's. I also explained that I have family in El Centro, and I use that address on my driver's license. Mr. Campillo said that his son was requesting a photo of my green card, so I took a picture of the green card and my driver's license with the El Centro address as well.

I swear under penalty of perjury that everything typed above is true and accurate to the best of my memory.


Joel Delgado Alvarez

1-3-2020

Date

Me llamo Joel Delgado Alvarez y juro que lo siguiente es cierto:

Mi estado migratorio en los Estados Unidos es el de un residente permanente legal. He tenido una "tarjeta verde" desde 1991. Resido en Mexicali, Baja California, México, y trabajo en Calexico, California, al otro lado de la frontera con Mexicali. Tengo una familia que vive en El Centro, California, un poco al norte de Calexico. He sido Gerente General en Denny's en Calexico, California, durante muchos años.

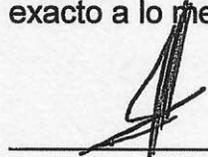
Soy un empleado de Campillo Food Services, Inc., que es el operador de la franquicia de Denny's en Calexico, California. El Sr. Alejandro Campillo es uno de mis empleadores. Es dueño del Campillo Food Services con su padre. El verano pasado, el Sr. Campillo me mostró algunos materiales sobre la campaña de su hijo. Conozco a Raúl desde hace mucho tiempo, cuando visitaba el Denny's con su padre.

El Sr. Campillo nunca me dijo que contribuyera a la campaña de Raúl. Nadie me dijo que contribuyera nada. Quería ayudar a la campaña de Raúl. Nadie me prometió que me pagarían más o me reembolsarían si hacía una contribución a la campaña de Raúl. Usé mi propio dinero y mi propia tarjeta de crédito.

Fui al sitio web de Raúl por mi cuenta y contribuí con mi propio dinero. Lo puse en una donación recurrente. Contribuye automáticamente cada mes. Cuando hice la contribución, el sitio web de Raúl requería una dirección, por lo que utilicé una dirección donde tengo un buzón. El negocio se llama Barron's y está ubicado en 404 East 2nd Street, en Calexico, California.

No pensé mucho en la contribución hasta el mes pasado. El Sr. Campillo me llamó y me preguntó cuánto había contribuido. No estaba seguro porque era una contribución recurrente. El Sr. Campillo preguntó cuál era la dirección 404 East 2nd Street cuando hice mi contribución, y le expliqué al Sr. Campillo que la dirección que puse era solo un buzón que uso porque está camino a casa de Mexicali desde Denny's. También le expliqué que tengo familia en El Centro, y uso esa dirección en mi licencia de conducir. El Sr. Campillo dijo que su hijo estaba solicitando una foto de mi tarjeta verde, así que tomé una foto de la tarjeta verde y mi licencia de conducir con la dirección de El Centro también.

Juro bajo pena de perjurio que todo lo que escribí anteriormente es verdadero y exacto a lo mejor de mi memoria.


Joel Delgado Alvarez

1-3-2020
Fecha

My name is Sonia Robles, and I declare the following under penalty of perjury to be true and correct, to the best of my knowledge and belief.

I am an employee of Campillo Food Services, Inc., the owner of Denny's Restaurant franchise number 6403, located in Calexico, California. The two owners of Campillo Food Services, Inc. are Mr. Alejandro O. Campillo and his father, Mr. Alexander O. Campillo. My position is Controller, a position I have held for many years. My duties include managing the payroll and the checking account, and serving as the contact person with our corporate certified public accountant and payroll service. I oversee all financial matters for the company.

Mr. Joel Delgado Alvarez informed me that he has contributed to the political campaign of Mr. Raul A. Campillo, who is the son of Mr. Alejandro O. Campillo.

I can attest that Mr. Joel Delgado Alvarez has not received any form of reimbursement or compensation from Campillo Food Services, Inc. for his contribution to Raul Campillo's campaign. I am responsible for overseeing the submission of the payroll information to our payroll service, and I am responsible for managing the sole bank account, and I can confirm that Mr. Joel Delgado Alvarez has not received any form of compensation from our company, other than his standard salary and the standard Christmas bonus which has been paid annually for many years to each member of the managerial staff.

Jan-3rd 2020
Date:


Sonia Robles 01-3-2020