



State of Washington

**PUBLIC DISCLOSURE COMMISSION**

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908

(360) 753-1111 • FAX (360) 753-1112

**Toll Free 1-877-601-2828 • E-mail: [pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov) • Website: [www.pdc.wa.gov](http://www.pdc.wa.gov)**

**Memorandum**

To: Public Disclosure Commission

From: Fox Blackhorn, Compliance Coordinator

Date: September 18, 2017

Subject: Peter Swant Enforcement Hearing Memorandum: PDC Case Nos. 18104 & 23275

**Allegations:**

PDC staff alleges that Peter Swant, an incumbent Port Commissioner for the Port of Walla Walla, violated: (1) RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1 report) for calendar year 2016, due no later than April 17, 2017; and (2) RCW 42.17A.710(1)(g) for failing to file an F-1 Supplement disclosing his officer status as President of the Big Blue Boosters in 2016, a local non-profit entity.

**Background and Prior Violations:**

- Peter Swant was a first-time candidate for Port Commissioner for the Port of Walla Walla in 2013. As a candidate, Mr. Swant was required to file a Candidate Registration (C-1 report) and F-1 report within two weeks of declaring his candidacy or no later than May 31, 2013. He was elected Port Commissioner in the 2013 general election.

**First Violation (PDC Case 13-150):**

- At an August 1, 2013, Brief Adjudicative Proceeding (Brief Enforcement Hearing), Mr. Swant was found in violation of RCW 42.17A.205 for failing to file a C-1 report, and RCW 42.17A.700 for failing to file an F-1 report as a candidate, which were due within two weeks of declaring his candidacy, or no later than May 31, 2013. Mr. Swant was assessed a \$200 penalty, \$100 for each missing report in accordance with WAC 390-37-165, of which \$200 was suspended on the conditions that Mr. Swant: (1) File the missing C-1 and F-1 reports within 30 days of the Order; and (2) Commit no further violations of RCW 42.17A within two years of the date of the Order.
- Mr. Swant filed the missing C-1 report on September 3, 2013, and the missing F-1 report on September 9, 2013.

Second Violation (PDC Case 14-110):

- As an incumbent Port Commissioner, Mr. Swant was required to file an F-1 report for calendar year 2013, no later than April 15, 2014.
- On June 10, 2014, Mr. Swant was sent a Brief Enforcement Hearing notice for failing to file the annual F-1 report that included a blank copy of a Statement of Understanding (SOU) for him to complete and return to PDC staff.
- On July 11, 2014, PDC Staff received a signed SOU from Mr. Swant acknowledging a violation of RCW 42.17A.700 for failing to timely file an annual F-1 report by April 15, 2014, along with the missing F-1 report which was electronically filed on July 7, 2014, and a check paying a \$100 penalty to avoid a hearing.

Third Violation (PDC Case 16-064):

- As an incumbent Port Commissioner, Mr. Swant was required to file an F-1 report for calendar year 2014, no later than April 15, 2015.
- On July 1, 2015, Mr. Swant was sent a Brief Enforcement Hearing notice for failing to file the annual F-1 report that included a blank copy of a SOU for him to complete and return to PDC staff.
- On August 5, 2014, PDC staff received a signed SOU from Mr. Swant acknowledging a violation of RCW 42.17A.700 for failing to timely file an annual F-1 report by April 15, 2015, along with the missing F-1 report which was paper filed on August 5, 2015, and a check paying a \$100 penalty to avoid a hearing.

Fourth Violation (PDC Case 10086):

- Mr. Swant failed to file an annual F-1 report in 2016, for calendar year 2015. The F-1 report for calendar year 2015 was required to have been filed no later than April 15, 2016.
- At a January 20, 2017, Brief Enforcement Hearing, Mr. Swant was found in violation of RCW 42.17A.700 for failing to file an annual F-1 report for calendar year 2014. The Presiding Officer assessed Mr. Swant a \$500 penalty for failing to file an annual F-1 report in 2016, in accordance with the penalty schedule effective at the time, for a filer that has two prior violations, and has failed to file the missing report by the date of the hearing.
- On February 14, 2017, Mr. Swant filed the missing F-1 report for calendar year 2015.
- On May 16, 2017, Mr. Swant paid the \$500 penalty.

**2017 F-1 Reporting Requirement for calendar year 2016:**

- As an incumbent Port Commissioner, Mr. Swant was required to file an F-1 report no later than April 17, 2017, disclosing personal financial information for calendar year 2016.

- On May 9, 2017, a complaint was filed with the PDC by Conner Edwards, alleging that Peter Swant violated RCW 42.17A.700 for failure to timely file an F-1 report for calendar year 2016. PDC staff assigned this complaint Case Number 18104.
- On June 1, 2017, Mr. Swant electronically filed the F-1 report covering calendar year 2016.
- On August 2, 2017, a second complaint was filed with the PDC by Mr. Edwards, alleging that Mr. Swant violated RCW 42.17A.710(1)(g) for failing to disclose his officer status as President of the Big Blue Boosters on an F-1 supplement for calendar year 2016.
- On August 7, 2017, PDC staff assigned the second complaint Case Number 23275 and sent it to Mr. Swant. No written response has been received to date.

**Staff Recommendation:**

Staff recommends the Commission find that Peter Swant violated 42.17A.700 by failing to file an F-1 report for calendar year 2016, and:

1. Assess Mr. Swant a \$1,250 civil penalty, which is payable within 30 days of the date of the Order;
2. Require Mr. Swant to “cease and desist” from failing to file his required PDC reports in accordance with RCW 42.17A.755(4); and to file the missing F-1 report for calendar year 2016 within 30 days of the date of the Order.
3. Contact the Dieringer School District legal counsel to remind Mr. Swant and other school board members about the F-1 filing requirement.

Attachments:

- September 15, 2017 Enforcement Hearing notice for the late filed F-1 report.
- Order for Peter Swant in PDC Case 13-150.
- SOU for Peter Swant in PDC Case No. 14-110.
- SOU for Peter Swant in PDC Case 16-064.
- Order for Peter Swant in PDC Case 10086.
- Complaint regarding Peter Swant in PDC Case 18104.
- Complaint regarding Peter Swant in PDC Case 23275.
- WAC 390-37-143: Penalty schedule.



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September 15, 2017

Sent electronically to Peter Swant at "pswant7457@msn.com "

Peter Swant  
707 East Tietan  
Walla Walla, WA 99362

Subject: F-1 Enforcement Hearing Notice, PDC Cases 18104 & 23275

Mr. Swant:

On May 9, 2017, Connor Edwards filed a complaint with the Public Disclosure Commission alleging that you failed to file an annual Personal Financial Affairs Statement (F-1 report) for calendar year 2016, as required for an incumbent elected official. The F-1 report discloses your financial activities for calendar year 2016, and was required to have been filed no later than April 17, 2017.

On August 2, 2017, Mr. Edwards filed a second complaint against you alleging that you failed to disclose your position on a non-profit board on the F-1 Supplement, as required for an incumbent official.

After reviewing your filings, staff determined that you were not eligible for a Brief Enforcement hearing to adjudicate the two complaints filed by Mr. Edwards under the provisions of WAC 390-37-143.

Therefore, in accordance with RCW 42.17A.110 and RCW 42.17A.755, an Enforcement Hearing before the Full Commission has been scheduled to determine if you violated: (1) RCW 42.17A.700 by failing to file the required F-1 report for calendar year 2016 in PDC Case 23275; and (2) RCW 42.17A.710 by failing to disclose your position on a non-profit board on the F-1 Supplement.

**Enforcement Hearing Information**

Date and time: **Thursday, September 28, 2017 at 10:05 a.m. (approximate time)**  
Place: Evergreen Plaza Building, Room 206  
711 Capitol Way, Olympia, WA, 98504-0908  
Presiding Officer: Anne Levinson, Chair, Public Disclosure Commission

If you do not plan to be present at the hearing, you may submit evidence in your own behalf or in mitigation no later than noon on Tuesday, September 26, 2017 for distribution to Commission members.

You may do so by writing to the Chair, Public Disclosure Commission, P.O. Box 40908, Olympia, WA 98504-0908, or by email at [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov). Materials received after the Commission mailing on September 21, 2017, and before the hearing will be given to Commission members at the hearing.

If a hearing proceeds and you fail to attend or provide information on your own behalf, you may be in default and the Commission may assess appropriate penalties. The Commission has the authority to assess a penalty of up to \$10,000, or they can find apparent violations and refer the matter to the Attorney General for higher penalties.

You are not required by law to personally attend. However, the Public Disclosure Commission recommends that respondents personally appear whenever possible. PDC staff will present this matter to the Commission.

If you have questions regarding this matter, please contact PDC staff member Fox Blackhorn at (360) 753-1980 or by e-mail at [fox.blackhorn@pdcc.wa.gov](mailto:fox.blackhorn@pdcc.wa.gov).

Sincerely,



Peter Lavalley  
Executive Director



STATE OF WASHINGTON

PUBLIC DISCLOSURE COMMISSION

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August 15, 2013

Peter Swant  
1966 South Wilbur Avenue  
Walla Walla WA 99362

Subject: PDC Case No. 13-150

Dear Mr. Swant:

Enclosed is a copy of the Public Disclosure Commission's Order Imposing Fine that was entered in the above-referenced case.

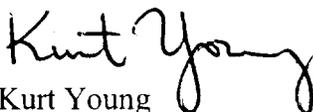
The Presiding Officer assessed a civil penalty of \$200 in accordance with the penalty schedule set forth in WAC 390-37-165, of which the entire \$200 is suspended on the following conditions:

- (1) You file the missing C-1 and F-1 reports by August 31, 2013; and
- (2) You are not found to have committed any further violations of RCW 42.17A within two years of the date of this order.

Thank you for your participation in the Brief Enforcement Hearings.

If you have questions, please contact me at (360) 664-8854; toll free at (877) 601-2828 or by email at [kurt.young@pdcc.wa.gov](mailto:kurt.young@pdcc.wa.gov).

Sincerely,

  
Kurt Young  
Compliance Officer

Enclosure





STATE OF WASHINGTON  
PUBLIC DISCLOSURE COMMISSION

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BEFORE THE PUBLIC DISCLOSURE COMMISSION  
OF THE STATE OF WASHINGTON

Peter Swant  
1966 South Wilbur Avenue  
Walla Walla WA 99362

In Re Compliance with RCW 42.17A

Peter Swant

Respondent.

PDC Case No. 13-150

Findings of Fact,  
Conclusions of Law, and  
**Order Imposing Fine**

A brief enforcement hearing (brief adjudicative proceeding) was held August 1, 2013, in Room 206, Evergreen Plaza Building, 711 Capitol Way, Olympia, Washington to consider whether the Respondent violated: (1) RCW 42.17A.205 by failing to file the Candidate Registration (C-1 report), which was due to be filed within two weeks of the Respondent declaring his candidacy; and (2) RCW 42.17A.700 by failing to timely file a Personal Financial Affairs Statement (F-1 report) covering the 12 months preceding the date the Respondent became a candidate for election in 2013.

The hearing was held in accordance with Chapters 34.05 and 42.17A RCW and Chapter 390-37 WAC. A brief enforcement hearing notice was sent to Peter Swant on July 18, 2013. Commission Chair Amit Ranade was the Presiding Officer. The Commission staff was represented by Kurt Young, Compliance Officer. The Respondent participated by telephone and provided sworn testimony to the Presiding Officer at the hearing.

Having considered the evidence, the Presiding Officer finds as follows:

FINDINGS OF FACT

1. The Respondent is a candidate for Port Commissioner for the Port of Walla Walla in 2013.
2. As a candidate, the Respondent was required to file a C-1 report and an F-1 report within two weeks of the date the Respondent filed a declaration of candidacy, or no later than May 31, 2013.
3. The Respondent had not filed the missing C-1 or F-1 reports as the date of the hearing.
4. The Respondent has no prior violations.

5. The Respondent stated that prior to filing his declaration of candidacy, he made an offer to buy a house in Walla Walla, which was very close to his existing home. He stated that after filing his declaration of candidacy with the Walla Walla County Auditor, but prior to filing the C-1 and F-1 reports, he received a telephone call from an incumbent Port Commissioner who had heard he was going to move.
6. The Respondent stated that the incumbent Port Commissioner questioned whether the potential new home was in the Respondent's port district, and whether he would be able to serve as Port Commissioner if elected. He stated they both reviewed a district map and that the Port Commissioner also contacted the Walla Walla County Boundary Review Board.
7. The Respondent stated he experienced financing issues when purchasing his home, and recently rescinded the offer to purchase the home. He stated he can now run for Port Commissioner in the district as an unopposed candidate for that office in 2013, and he now feels comfortable that he can complete the missing PDC reports. He stated that he now realizes he should have contacted PDC staff during this process, and made staff aware of his situation. He said he would file the missing C-1 and F-1 reports by the end of August 2013.

#### CONCLUSIONS OF LAW

Based on the above facts, as a matter of law, the Presiding Officer concludes as follows:

1. This matter was duly and properly convened and all jurisdictional, substantive and procedural requirements have been satisfied.
2. The Respondent violated RCW 42.17A.205 by failing to file the C-1 report, and RCW 42.17A.700 by failing to file the F-1 report, which were both due to be filed no later than May 31, 2013.

#### ORDER

ON the basis of the foregoing Findings of Fact and Conclusions of Law,

**IT IS HEREBY ORDERED that the Respondent is assessed a civil penalty of \$200 in accordance with the penalty schedule set forth in WAC 390-37-165, of which the entire \$200 is suspended on the following conditions:**

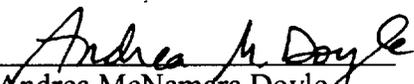
- (1) Respondent files the missing C-1 and F-1 reports by August 31, 2013; and**
- (2) Respondent is not found to have committed any further violations of RCW 42.17A within two years of the date of this order.**

If the Respondent fails to comply with any of these conditions, the suspended portion of the penalty will become immediately due and payable without further action by the Commission.

This is an **Initial Order** of the Public Disclosure Commission.

Entered this 16 day of August, 2013.

Public Disclosure Commission

  
Andrea McNamara Doyle  
Executive Director

Enclosure: Information about Appeal Rights

I, Jacobs Berkley certify that I mailed a copy of this order to the Respondent(s) at his/her/its respective address, postage pre-paid, on the date stated herein.

  
Signed

8/15/13  
Date

RECEIVED

JUL 11 2014

COPY

Public Disclosure Commission  
F-1 RCVD 7/7/14

FOR PDC USE ONLY	
PDC Case No.	14-110
Check No.	10360
Penalty Amount Paid	\$100.00

**PDC Statement of Understanding  
2014 Annual F-1 Report**

I hereby acknowledge that I, PETER SWANT, did not  
(Printed Name of Respondent)

timely file the Annual Personal Financial Affairs Statement (F-1 Report) that was due no later than April 15, 2014, a violation of RCW 42.17A.700.

I want to avoid the time and expense resulting from a brief enforcement hearing before the Commission. Therefore, I am filing the F-1 report, completing the Statement of Understanding, and enclosing a check or money order in the amount of \$100, in lieu of a hearing being held.

I understand that this will resolve all issues regarding my failure to timely file the F-1 report, provided that a check or money order for \$100, the completed F-1 report, and this signed Statement of Understanding are all received prior to your scheduled brief enforcement hearing.

I further understand that the Commission will not hold a hearing regarding my obligation to timely file the F-1 report that was due as described above.

Peter Swant  
Signature of Respondent/Candidate

7-7-14  
Date Signed

Be sure to include your F-1 report, and make your check or money order payable to "Washington State Treasurer." Mail or deliver this Statement of Understanding, your completed F-1 report, and your payment to:

**Public Disclosure Commission  
711 Capitol Way, Room 206  
P.O. Box 40908  
Olympia, WA, 98504-0908**

AUG 05 2015



**COPY**

**STATEMENT OF UNDERSTANDING**  
**Late 2014 Annual Personal Financial Affairs (F1) Report**

I hereby acknowledge that PETER SWANT failed to timely file the 2014 Annual Personal Financial Affairs (F1) Report by April 15, 2015, in violation of RCW 42.17A.700. The missing report was filed on 8-3-15.

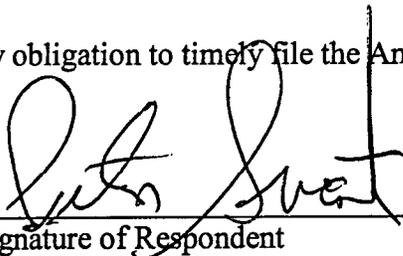
RECEIVED

AUG 07 2015

To avoid the time and expense resulting from a brief enforcement hearing before the Public Disclosure Commission. I am enclosing a check or money order in the amount of \$100 and completing this Statement of Understanding in lieu of a brief enforcement hearing being held.

I understand this will resolve all issues regarding the late filed F1 report, provided the Statement of Understanding and the \$100 check/money order are received by the Public Disclosure Commission no later than 5:00 p.m. on Friday July 24, 2015. I further understand that the Commission will not hold any brief enforcement hearing regarding my obligation to timely file the Annual F1 report for 2014 as described above.

\* F1 included  
\* Check for \$100 included



Signature of Respondent

8-3-15

Date Signed

**Mail or deliver this Statement of Understanding and payment to:**

Public Disclosure Commission  
711 Capitol Way, Room 206  
PO Box 40908  
Olympia, WA 98504-0908

Make your check or money order payable to: **WA State Treasurer.**



STATE OF WASHINGTON  
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March 29, 2017

Peter Swant  
310 A Street  
Walla Walla WA 99362

Subject: Amended Final Order, PDC Case 10086

Dear Mr. Swant:

Enclosed is a copy of the Public Disclosure Commission's Amended Final Order reducing a previously imposed fine that was entered in the above-referenced case. At the January 20, 2017, Brief Adjudicative Hearing (Brief Enforcement Hearing), the Presiding Officer assessed a total civil penalty of \$1,000 in accordance with WAC 390-37-143 for a filer with two prior violations. However, the \$1,000 penalty that was assessed was based on the rule, WAC 390-37-143 which had not taken effect at the time the Brief Enforcement hearings were held.

At the March 23, 2017 Commission meeting, the Commission voted unanimously to reconsider the previous order and to reduce the penalty to \$500, since \$500 was the maximum penalty that could have been assessed at the January 20, 2017 hearing, which is payable within 30 days of the date of this Order.

The \$500 penalty is payable no later than April 28, 2017. Please make the check or money order payable to the **WA State Treasurer**, and mail the payment to the following:

**WA State Treasurer - Public Disclosure Commission**  
**Financial Office**  
**PO Box 41465**  
**Olympia, WA 98504-1465**

If you have questions, please contact me by email at [kurt.young@pdc.wa.gov](mailto:kurt.young@pdc.wa.gov).

Sincerely,



Kurt Young  
Compliance Officer

Enclosure

1  
2  
3  
4  
5  
6  
7 **BEFORE THE PUBLIC DISCLOSURE COMMISSION**  
8 **OF THE STATE OF WASHINGTON**

9 In re Compliance with RCW 42.17A

PDC CASE NO. 10086

10 Peter Swant,

11 Respondent.

12 AMENDED FINAL ORDER ON  
RECONSIDERATION

13 **I. INTRODUCTION**

14 This matter was heard by the Washington State Public Disclosure Commission  
15 (Commission) on March 23, 2017 at the Public Disclosure Commission Office, 711 Capitol  
16 Way, Room 206, Olympia, Washington 98504. The Respondent, Peter Swant, timely requested  
17 reconsideration of the February 3, 2017 PDC Order which determined that he had failed to timely  
18 file his F-1 and assessed a \$1,000 civil penalty. The hearing was held pursuant to RCW 34.05,  
19 RCW 42.17A, and WAC 390-37. The proceeding was open to the public and recorded.  
20

21 Commissioners Anne Levinson, Chair, John Bridges, Vice Chair, Katrina Asay, Jack  
22 Johnson, and David Ammons were present. Kurt Young, Compliance Officer, presented the  
23 matter on behalf of Public Disclosure Commission Staff (Staff). Chad Standifer, Assistant  
24 Attorney General, was also present on behalf of Staff. The Respondent Peter Swant was present  
25 by phone.  
26

1 Also present were PDC Executive Director Evelyn Fielding Lopez, PDC Assistant  
2 Director Barbara Sandahl, PDC executive assistant Jana Greer, and Penny Allen, Assistant  
3 Attorney General, attorney for the Commission.  
4

## 5 II. PROCEDURAL HISTORY

6 A brief adjudicative enforcement hearing was held on January 20, 2017 to consider  
7 whether the Respondent violated RCW 41.17A.700 by failing to file a Personal Financial  
8 Affairs Statement (F-1 report) as an incumbent official no later than April 15, 2016 which  
9 disclosed his financial activities for calendar year 2015.  
10

11 Although Respondent was timely notified of the brief adjudicative enforcement  
12 hearing, he did not attend the hearing nor did he submit any written materials. The Presiding  
13 Officer, found that the Respondent had not timely filed his F-1 report, and had had two prior  
14 PDC violations in the last five years, and imposed a \$1,000 penalty.

15 On February 14, 2017, Respondent requested reconsideration of the February 3, 2017  
16 order and requested that the Commission reduce his penalty.  
17

18 The Commission voted unanimously to reconsider the previous order and to reduce the  
19 penalty to \$500.00 because \$500.00 was the maximum amount of the penalty that could have  
20 been assessed as of April 15, 2016. The previous \$1,000.00 penalty was based on amendment  
21 to WAC 390-37-143 which was not effective at the time of the violation.

22 Having heard and considered the parties positions on the Motion for Reconsideration,  
23 having considered the files and records in this matter, and being otherwise fully advised, the  
24 Commission HEREBY makes the following findings of fact and conclusions of law:  
25  
26

1 **III. FINDINGS OF FACT**

2 1. The Respondent is an incumbent Port Commissioner for the Port of Walla Walla,  
3 since being elected to that position in 2013.

4 2. As an incumbent Port Commissioner, the Respondent was required to file an F-1  
5 report no later than April 15, 2016.

6 3. The Respondent did not file the missing F-1 report by January 20, 2017, the date  
7 this matter was originally heard.

8 4. The Respondent has two prior PDC Violations in the last five years, PDC Case  
9 14-110 and 16-064.  
10

11 **IV. CONCLUSIONS OF LAW**

12 1. The Commission has jurisdiction to hear this matter pursuant to WAC 390-37-  
13 144.

14 2. The Respondent violated RCW42.17A.700 by failing to file the F-1 report by  
15 April 15, 2016.  
16

17 **V. ORDER**

18 Based upon the findings and conclusions, the Commission ORDERS that:

19 1. Respondent Peter Swant is assessed a civil penalty of \$500.00 in accordance with  
20 WAC 390-37-160 which was effective on April 16, 2015 for a filer with two prior PDC  
21 violations in the last five years, payable within 30 days of the date of the Order.  
22

23 2. If Respondent Peter Swant fails to pay the \$500.00 penalty within 30 days of the  
24 date of this Order, PDC Staff is directed to refer this matter to DES for collection of the debt.  
25  
26

1 The Executive Director is authorized to enter this order on behalf of the Commission.

2 So ORDERED this 29th day of March, 2017.

3  
4 WASHINGTON STATE PUBLIC  
5 DISCLOSURE COMMISSION

6 FOR THE COMMISSION:

7   
8 Evelyn Fielding Lopez  
9 Executive Director

10 *Copy of this Order mailed to:*  
11 Peter Swant  
12 310 A Street  
13 Walla Walla WA 99362

14 I, Kurt Young, certify that I mailed a  
15 copy of this order to the Respondent/ Applicant at his/her  
16 respective address postage pre-paid on the date stated  
17 herein. WFY 3/29/2017  
18 Signed \_\_\_\_\_ Date \_\_\_\_\_

19 NOTICE: PETITION FOR JUDICIAL REVIEW

20 YOU HAVE THE RIGHT TO APPEAL THIS FINAL ORDER TO SUPERIOR COURT,  
21 PURSUANT TO THE PETITION FOR JUDICIAL REVIEW PROVISIONS OF  
22 RCW 34.05.542. ANY PETITION FOR JUDICIAL REVIEW OF THIS FINAL ORDER  
23 MUST BE FILED WITH THE COURT AND ALSO SERVED UPON BOTH THE  
24 COMMISSION AND THE OFFICE OF THE ATTORNEY GENERAL WITHIN THIRTY (30)  
25 DAYS AFTER THE DATE THIS FINAL ORDER IS SERVED UPON YOU.  
26

To Whom it May Concern --

It has come to my attention that Peter Swant has violated RCW 42.17A.

Failure to timely file F1. (Violation of RCW 42.17A.700)

State law requires that after January 1st and before April 15th of each year, every elected official and every executive state officer shall file with the commission a statement of financial affairs for the preceding calendar year.

Unfortunately, Swant failed to submit his F1 covering the time period of 2016 by April 15th, 2017.

Swant is a serial violator of RCW 42.17A. He has been fined by the Commission on three separate occasions for the violation of this exact statute, and there is simply no excuse for his failure to comply with state law.

The PDC should investigate the possibility that Peter Swant committed the above violation maliciously, which would be a class C felony per RCW 42.17A.750 (2)(c). If the PDC determines that is the case, they should refer the case to the Attorney General's office for criminal prosecution immediately.

Please don't hesitate to contact me if you need any additional information.

Best,

Conner Edwards  
(425) 533-1677 cell

## Chronologically sorted documents filed by Peter Swant. (Note that he has not filed an F1 in 2017 covering 2016)

Unsaved View   Save As...   Revert

Based on Imaged Documents and Reports  
This data set an index to all PDC imaged reports and documents. Political disclosure reports are included for the last 10 years. Other document types are included based on the PDC record retention schedule or 10 years. The number of >

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« | < | 1 | > | »

o Whom it May Concern --

It has come to my attention that Peter Swant has violated RCW 42.17A.710(1)(g) by omitting the fact that he is the President of the "Big Blue Boosters Club" on his F1A supplement for the calendar year 2016.

In accordance with both RCW 42.17A.710(1)(g) and WAC 390-24-150(1)(a), Mr. Swant was required to disclose his membership on boards where he serves as President, vice president, secretary, treasurer, or some derivation thereof. He clearly failed to do this as you can see from the attached F1.

Mr. Swant is a frequent violator of PDC requirements. It should be noted that his original F1 for 2016 was not submitted until 6/1/2017, well after the statutory deadline of 4/15/2017. It should also be noted that he misspelled Edward Jones on his F1.

Swant has repeatedly failed to submit his F1 on time and has blamed everyone but himself for this failure. At one point, he even publically blamed the "girls" at the port commission for this failure.

I would like to emphasize the fact that I believe the fines previously imposed against Mr. Swant by the Commission for prior F1 violations were far too low for him to understand the importance of complying with state law. I would also like to emphasize the fact that I think PDC fines are too low in general.

Please consider this a formal request that this complaint be brought before the full Commission for adjudication as soon as possible.

 <b>PUBLIC DISCLOSURE COMMISSION</b> 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 TOLL FREE 1-877-601-2828	PDC FORM <h1 style="margin:0;">F-1</h1> (1/15)	<h2 style="margin:0;">PERSONAL FINANCIAL AFFAIRS STATEMENT</h2>	PDC OFFICE USE  100745516  Covers: 2016  Received: 06-01-2017																									
Refer to instruction manual for detailed assistance and examples.  <b>Deadlines:</b> Incumbent elected and appointed officials -- by April 15. Candidates and others -- within two weeks of becoming a candidate or being newly appointed to a position.  <b>SEND REPORT TO PUBLIC DISCLOSURE COMMISSION</b>		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">DOLLAR CODE</th> <th style="text-align: left;">AMOUNT</th> </tr> <tr> <td>A</td> <td>\$1 to \$4,499</td> </tr> <tr> <td>B</td> <td>\$4,500 to \$23,999</td> </tr> <tr> <td>C</td> <td>\$24,000 to \$47,999</td> </tr> <tr> <td>D</td> <td>\$48,000 to 119,999</td> </tr> <tr> <td>E</td> <td>\$120,000 or more</td> </tr> </table>	DOLLAR CODE	AMOUNT	A	\$1 to \$4,499	B	\$4,500 to \$23,999	C	\$24,000 to \$47,999	D	\$48,000 to 119,999	E	\$120,000 or more														
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Mailing Address (Use PO Box or Work Address)  707 EAST TIETAN  City County Zip + 4 WALLA WALLA WALLAWALLA 99362		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:25%;">Anne Marie Swant</td> <td style="width:25%;">SP</td> </tr> <tr> <td>Keldan Leif Swant</td> <td>D</td> </tr> <tr> <td>Aanika Marie Swant</td> <td>D</td> </tr> </table>		Anne Marie Swant	SP	Keldan Leif Swant	D	Aanika Marie Swant	D																			
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Filing Status (Check only one box.) <input checked="" type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input type="checkbox"/> Candidate running in an election: month _____ year _____ <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office <input type="checkbox"/> Professional staff of the Governor's Office and the Legislature		Office Held or Sought  Office title: <u>PORT COMMISSIONER</u>  County, city, district or agency of the office, name and number: <u>PORT OF WALLA</u> <u>WALLA</u> Position number: <u>NA</u> Term begins: <u>01-01-2014</u> ends: <u>12-31-2019</u>																										
<h3>1 INCOME</h3> <p>List each employer, or other source of income (pension, social security, legal judgment, etc.) from which you or a family member, including registered domestic partner, received \$2,400 or more during the period. Include stock options received during the reporting period that had a value of \$2,400 or more. (Report interest and dividends in Item 3 on reverse)</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:5%;">Show Self (S) Spouse (SP/DP) Dependent (D)</th> <th style="width:45%;">Name and Address of Employer or Source of Compensation</th> <th style="width:30%;">Occupation or How Compensation Was Earned</th> <th style="width:20%;">Amount: (Use Code)</th> </tr> </thead> <tbody> <tr> <td></td> <td>Walla Walla School District Park street WALLA WALA WA 99362</td> <td>Teacher</td> <td>D</td> </tr> <tr> <td>S</td> <td>Windermere Real Estate 202 South First Avenue WALLA WALLA WA 99362</td> <td>Real Estate Broker</td> <td>E</td> </tr> </tbody> </table> <p>Check Here <input checked="" type="checkbox"/> if continued on attached sheet</p>				Show Self (S) Spouse (SP/DP) Dependent (D)	Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)		Walla Walla School District Park street WALLA WALA WA 99362	Teacher	D	S	Windermere Real Estate 202 South First Avenue WALLA WALLA WA 99362	Real Estate Broker	E													
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<h3>2 REAL ESTATE</h3> <p>List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$12,000 in which you or a family member, including registered domestic partner, held a personal financial interest during the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:30%;">Property Sold or Interest Divested</th> <th style="width:10%;">Assessed Value (Use Code)</th> <th style="width:30%;">Name and Address of Purchaser</th> <th colspan="2" style="width:30%;">Nature and Amount (Use Code) of Payment or Consideration Received</th> </tr> <tr> <td>Property Purchased or Interest Acquired</td> <td></td> <td>Creditor's Name/Address</td> <td>Payment Terms</td> <td>Security Given</td> </tr> <tr> <td></td> <td></td> <td></td> <td></td> <td>Mortgage Amount - (Use Code) Original   Current</td> </tr> <tr> <td>All Other Property Entirely or Partially Owned</td> <td></td> <td>Amy Vawter Detour Road Walla Walla wa. WA 99362</td> <td>\$2000 month</td> <td>Cash down payment</td> </tr> <tr> <td>Walla Walla 707 East Tietan Walla Walla Wa. 99362 Check here <input type="checkbox"/> if continued on attached sheet</td> <td>E</td> <td></td> <td></td> <td>E   E</td> </tr> </table>				Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received		Property Purchased or Interest Acquired		Creditor's Name/Address	Payment Terms	Security Given					Mortgage Amount - (Use Code) Original   Current	All Other Property Entirely or Partially Owned		Amy Vawter Detour Road Walla Walla wa. WA 99362	\$2000 month	Cash down payment	Walla Walla 707 East Tietan Walla Walla Wa. 99362 Check here <input type="checkbox"/> if continued on attached sheet	E			E   E
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**CONTINUE ON NEXT PAGE**

**3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS** List bank and savings accounts, insurance policies, stock, bonds and other intangible property (including but not limited to stock options) held during the reporting period.

A. Name and address of each bank or financial institution in which you or a family member, including registered domestic partner, had an account over \$24,000 any time during the report period.	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
B. Name and address of each insurance company where you or a family member, including registered domestic partner had a policy with a cash or loan value over \$24,000 during the period.			
C. Name and address of each company, association, government agency, etc. in which you or a family member, including registered domestic partner, owned or had a financial interest worth over \$2,400. Include stocks, bonds, ownership, retirement plan, IRA, notes, stock options, and other intangible property. If you, your spouse, registered domestic partner and/or dependents had decision making authority regarding individual assets/investments list each asset or investment, the value and any income amount. EXAMPLE: If you self directed an investment account, identify each stock or other asset in that account. Washington DC 20002-4240	Retirement	E	0

Check here  if continued on attached sheet.

**4 CREDITORS** List each creditor you or a family member, including registered domestic partner, owed \$2,400 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2. **AMOUNT (USE CODE)**

Creditor's Name and Address	Terms of Payment	Security Given	Original	Present
A C S PO Box 7051 Utica NY 13504-7051	5 years	none	C	B
solarity credit union po box 2922 Yakima wa 98907	60 month	\$6000 (traded in old car)	B	B

Check here  if continued on attached sheet.

**5 All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.**

**Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.**

- A. At any time during the reporting period were you, your spouse, registered domestic partner or dependents (1) an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity or (2) a partner or member of any limited partnership, limited liability partnership, limited liability company or similar entity including but not limited to a professional limited liability company? \_\_\_ If yes, complete Supplement, Part A.
- B. Did you, your spouse, registered domestic partner or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? \_\_\_ If yes, complete Supplement, Part A.
- C. Did you, your spouse, registered domestic partner or dependents own a business at any time during the reporting period? \_\_\_ If yes, complete Supplement, Part A.
- D. Did you, your spouse, registered domestic partner or dependents prepare, promote or oppose state legislation, rules, rates or standards for current or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? \_\_\_ If yes, complete Supplement, Part B.
- E. **Only for Persons Filing Annual Report.** Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse, registered domestic partner or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? \_\_\_ or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse, registered domestic partner and/or dependents to travel or to attend a seminar or other training? \_\_\_ If yes to either or both questions, complete Supplement, Part C.

<p><b>ALL FILERS EXCEPT CANDIDATES.</b> Check the appropriate box.</p> <p><input type="checkbox"/> I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.</p> <p><input checked="" type="checkbox"/> I hold a local elected office. I have read and am familiar with RCW 42.17A.555 regarding the use of public facilities in campaigns.</p> <p>*CANDIDATES: Do not use public agency addresses or telephone numbers for contact information.</p>	<p><b>CERTIFICATION:</b> I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.</p> <p><u>Peter Swant</u> <u>05-31-2017</u> Signature Date</p> <p>Contact Telephone: 509-520-1120 *</p> <p>Email: <u>peterswant@windermere.com</u> (work)*</p> <p>Email: _____ (Home) Optional</p>
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# INCOME CONTINUED

# F-1

Name SWANT, PETER D

Page 3

**1****INCOME**Show Self (S)  
Spouse (SP)  
Dependent (D)

Name and Address of Employer or Source of Compensation

Occupation or How Compensation  
Was EarnedAmount:  
(Use Code)

S

Port of Walla walla  
A Street Airport way  
WALLA WALLA WA 99362

Port Commisioner

B

Check Here  if continued on attached sheet

**COMPANY, ASSOC., GOVERNMENT AGENCY CONTINUED**

**F-1**

Name SWANT, PETER D

Page 4

**3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS**

C. Name and address of each company, association, government agency	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
Edward Jones 109 s. 2nd Street Walla Walla wa 99362	Retirement	B	0

Check here  if continued on attached sheet.

**SCAM ALERT:** The Department of Revenue's Business Licensing Service is currently the subject of an email phishing scam targeting businesses. [Get more information and learn how to avoid this scam.](http://www.dor.wa.gov/Content/AboutUs/BLSpishingscam.aspx) <http://www.dor.wa.gov/Content/AboutUs/BLSpishingscam.aspx>

#### **BIG BLUE BOOSTERS OF WALLA WALLA**

UBI Number	600499430
Category	REG
Profit/Nonprofit	Nonprofit
Active/Inactive	Active
State Of Incorporation	WA
WA Filing Date	05/09/1975
Expiration Date	05/31/2018
Duration	Perpetual
<b>Registered Agent Information</b>	
Agent Name	ERIC KIMBALL
Address	19 W MAIN ST
City	WALLA WALLA
State	WA
ZIP	993622815
<b>Special Address Information</b>	
Address	PO BOX 1554
City	WALLA WALLA
State	WA
Zip	993620000

#### **Governing Persons (as defined in RCW 23.95.105(12) (<http://app.leg.wa.gov/RCW/supdefault.aspx?cite=23.95.105>))**

Title	Name
Governor	Kimball, Eric
Governor	SWANT, PETER
Governor	SWEENEY, DAVID



Home About Us Membership Sponsorship Contact Us

## About Us

The Big Blue Boosters of Walla Walla is a non-profit organization which provides funds for projects and equipment at the high school. From swim caps for the swim team to new iPads for coaches, the goal is to help our student athlete's and coaches by enhancing the quality of their athletic experience.



**MAKING IT HAPPEN:** We make this happen through our membership drive, gym and sponsor programs, and donations.

The Big Blue Boosters of Walla Walla is a 501c3. Memberships and donations may be claimed as a charitable donation for tax purposes. We accept donations at any time during the year to help support athletes.

### 2016 Board Members:

President: Peter Swant  
Secretary: David Sweeney  
Treasurer: Eric Kimbal

Membership: Steve Wanichuk  
Fundraising: Don Davis  
Dean Atkinson

Other board members: Clayton Bond,  
Mark Carlile, Teri Lesmeister, Todd Lesmeister,  
Heather West, Larry Edwards, & Joe Gonzalez

The Big Blue Boosters promotes  
athletic excellence,  
pride and sportsmanship

JOIN

## CONTACT US



Big Blue Boosters  
P.O. Box 1554  
Walla Walla, WA 99362  
gobigblue999@gmail.com

## SOCIAL MEDIA



**Brief enforcement hearings (adjudicative proceeding)—Penalty schedule.**

The presiding officer may assess a penalty up to one thousand dollars upon finding a violation of chapter [42.17A](#) RCW or Title 390 WAC.

(1) Base penalty amounts:

<b>Violation</b>	<b>1st Occasion</b>	<b>2nd Occasion</b>	<b>3rd Occasion</b>
Failure to timely file an accurate and complete statement of financial affairs (F-1):			
Filed report after hearing notice, but before enforcement hearing. Provided written explanation or appeared at hearing to explain mitigating circumstances. Did not enter into statement of understanding.	\$0 - \$150	\$150 - \$300	\$300 - \$600
Filed report after hearing notice, but before enforcement hearing. Did not enter into statement of understanding.	\$150	\$300	\$600
Failed to file report by date of enforcement hearing.	\$250	\$500	\$1,000
Candidate's failure to timely file an accurate and complete registration statement (C-1)/statement of financial affairs (F-1):			
Filed report after hearing notice, but before enforcement hearing. Provided written explanation or appeared at hearing to explain mitigating circumstances. Did not enter into statement of understanding.	\$0 - \$150 per report	\$150 - \$300 per report	\$300 - \$600 per report up to \$1,000
Filed report after hearing notice, but before enforcement hearing. Did not enter into statement of understanding.	\$150 per report	\$300 per report	\$600 per report up to \$1,000
Failed to file report by date of enforcement hearing.	\$250 per report	\$500 per report	consideration by full commission
Failure to timely file an accurate and complete lobbyist monthly expense report (L-2):			
Filed report after hearing notice, but before enforcement hearing. Provided written explanation or appeared at hearing to explain mitigating circumstances. Did not enter into statement of understanding.	\$0 - \$150	\$150 - \$300	\$300 - \$600
Filed report after hearing notice, but before enforcement hearing. Did not enter into statement of understanding.	\$150	\$300	\$600
Failed to file report by date of enforcement hearing.	\$250	\$500	\$1,000
Failure to timely file an accurate and complete lobbyist employer report (L-3):			
Filed report after hearing notice, but before enforcement hearing. Provided written explanation or appeared at hearing	\$0 - \$150	\$150 - \$300	\$300 - \$600

<b>Violation</b>	<b>1st Occasion</b>	<b>2nd Occasion</b>	<b>3rd Occasion</b>
to explain mitigating circumstances. Did not enter into statement of understanding.			
Filed report after hearing notice, but before enforcement hearing. Did not enter into statement of understanding.	\$150	\$300	\$600
Failed to file report by date of enforcement hearing.	\$250	\$500	\$1,000
Failure to timely file accurate and complete disclosure reports:			
Political committee registration (C-1pc).	\$150	\$300	\$600
Statement of contributions deposit (C-3).	\$150	\$300	\$600
Summary of total contributions and expenditures (C-4).	\$150	\$300	\$600
Independent expenditures and electioneering communications (C-6).	\$150	\$300	\$600
Last minute contribution report (LMC).	\$150	\$300	\$600
Out-of-state committee report (C-5).	\$150	\$300	\$600
Annual report of major contributors (C-7).	\$150	\$300	\$600
Failure to timely file accurate and complete reports disclosing lobbying activities:			
Lobbyist registration (L-1).	\$150	\$300	\$600
Public agency lobbying report (L-5).	\$150	\$300	\$600
Grass roots lobbying report (L-6).	\$150	\$300	\$600
Failure to file electronically.	\$350	\$650	\$1,000
Exceeding contribution limits.	\$150	\$300	\$600
Exceeding mini reporting threshold.	\$150	\$300	\$600
Failure to comply with political advertising sponsor identification requirements.	\$150	\$300	\$600
Failure to include required candidate's party preference in political advertising.	\$150	\$300	\$600
Failure to comply with other political advertising requirements, RCW <a href="#">42.17A.330</a> through <a href="#">42.17A.345</a> .	\$150	\$300	\$600
Use of public facilities to assist a campaign for election or promote a ballot measure.	\$150	\$300	\$600

"Occasion" means established violation. Only violations in the last five years will be considered for the purpose of determining second and third occasions.

(2) In determining the appropriate penalty, the presiding officer may consider the nature of the violation and aggravating and mitigating factors, including:

(a) Whether the respondent is a first-time filer;

(b) The respondent's compliance history for the last five years, including whether the noncompliance was isolated or limited in nature, indicative of systematic or ongoing problems, or part of a pattern of

violations by the respondent, or in the case of a political committee or other entity, part of a pattern of violations by the respondent's officers, staff, principal decision makers, consultants, or sponsoring organization;

(c) The respondent's unpaid penalties from a previous enforcement action;

(d) The impact on the public, including whether the noncompliance deprived the public of timely or accurate information during a time-sensitive period, or otherwise had a significant or material impact on the public;

(e) The amount of financial activity by the respondent during the statement period or election cycle;

(f) Whether the late or unreported activity was significant in amount or duration under the circumstances, including in proportion to the total amount of expenditures by the respondent in the campaign or statement period;

(g) Corrective action or other remedial measures initiated by respondent prior to enforcement action, or promptly taken when noncompliance brought to respondent's attention;

(h) Good faith efforts to comply, including consultation with commission staff prior to initiation of enforcement action and cooperation with commission staff during enforcement action, and a demonstrated wish to acknowledge and take responsibility for the violation;

(i) Personal emergency or illness of the respondent or member of his or her immediate family;

(j) Other emergencies such as fire, flood, or utility failure preventing filing;

(k) Sophistication of respondent or the financing, staffing, or size of the respondent's campaign or organization;

(l) Commission staff, third-party vendor, or equipment error, including technical problems at the agency preventing or delaying electronic filing.

(3) The presiding officer has authority to suspend all or a portion of an assessed penalty under the conditions to be determined by that officer including, but not limited to, payment of the nonsuspended portion of the penalty within five business days of the date of the entry of the order in that case.

(4) If, on the third occasion, a respondent has outstanding penalties or judgments, the matter will be directed to the full commission for consideration.

(5) The presiding officer may direct a matter to the full commission if the officer believes one thousand dollars would be an insufficient penalty or the matter warrants consideration by the full commission. Cases will automatically be scheduled before the full commission for an enforcement action when the respondent:

(a) Was found in violation during a previous reporting period;

(b) The violation remains in effect following any appeals; and

(c) The person has not filed the disclosure forms that were the subject of the prior violation at the time the current hearing notice is being sent.

[Statutory Authority: RCW [42.17A.110](#). WSR 17-03-004, § 390-37-143, filed 1/4/17, effective 2/4/17.]