

To Whom it May Concern –

It has come to my attention that Kathryn Campbell (of SeaTac City Council) has violated multiple provisions of **RCW 42.17A**.

1) Failure to file campaign finance reports electronically. (Violation of RCW 42.17A.245, see WAC 390-19-050(2))

State law requires that candidates (who expend \$5000 or more as Campbell did) file their C3 contribution and C4 expenditure reports electronically, using either ORCA, or an alternative reporting software – unless they receive written permission from the PDC due to lack of technological ability.

Campbell’s committee did not lack the technological ability to file reports using the electronic means provided by the PDC. Additionally, the Public Disclosure Commission made no exception for Campbell (per **WAC 390-19-050(2)**), which would have exempted her from the requirements of **RCW 42.17A.245**.

Per **RCW 42.17A.245(2)**, it clearly states: *“failure by a candidate or political committee to comply with this section is a violation of this chapter.”* It should be clear why the state legislature voted to make this a violation. The Public Disclosure Commission is an agency of limited staff and resources. Allowing candidates to file using non-electronic means (even though they possess the capability to use electronic alternatives), creates an even larger burden on PDC staff -- who must scan and proof the documents that are sent to them.

Campbell’s opponent, reported all his contributions and expenditures electronically, as required by state law. That allowed the voters to see who contributed to him. Unfortunately, the same was not true for Campbell.

If a SeaTac voter wanted to see who was funding Campbell’s campaign in 2013, here is what they saw:

The screenshot shows a web interface for campaign finance reporting. At the top, there are navigation links: [Cash Contributions](#), [Inkind Contributions](#), [Expenditures](#), and [Independent Expenditures](#). Below these, the user is logged in as 'LOCAL' and searching for 'CAMPBELL KATHRYN A'. There are buttons for 'Contact Information' and 'C1 Report'. Summary statistics are displayed: Total Raised: \$14,326.39, Total Spent: \$12,889.30, Total IE Supporting: \$0.00, and Total IE Opposing: \$0.00. A table header lists categories: Cash Contributions, Inkind Contributions, Anonymous, Personal, Loans, Miscellaneous, and Small Contributions, all with \$0.00 values. A search filter 'FORSCHLER RICHARD L' is visible. A note says: 'NOTE: Click on a column header to sort by that column, or click on the [filter icon] icon to filter your results'. Below the note is a table with columns: REPORT, NAME, DATE, AMOUNT, PIG, CITY, STATE, ZIP, EMPLOYER, OCCUPATION. The table is empty, showing 'No records to display.' and 'Displaying items 0 - 0 of 0'.

Campbell beat her opponent in that race by only 223 votes. Her illegal method of reporting prevented the average voter from viewing her campaign contributors, and this may have made the difference in that race. **Campbell should immediately electronically file her C3s and C4s for her 2013 race. Voters have a right to see the historical funding data, even though the race is over.**

2) Failure to timely file accurate, timely C3 and C4 reports. (Violation of RCW 42.17A.235)

State law requires that candidates and committees file frequent, accurate reports of contributions, expenditures, in-kind contributions, and debt. Unfortunately, Campbell failed on numerous occasions to do this.

a) According to the PDC, the C4 for the time period of May 2013 was due on June 10, 2013.

Unfortunately, Campbell did not submit this C4 until 6/24/13, well past the statutory deadline.

b) According to the PDC, the 21-day preprimary C4 was due on 7/15/2013.

Campbell's original report failed to include the "cash on hand" that the campaign had at the time.

Sign (Combine lines 10, 13 and 16)..... 1101.62

CASH SUMMARY	
18. Cash on hand (Line 8 minus line 17)..... [Line 18 should equal your bank account balance(s) plus your petty cash balance.]	_____
19. Liabilities: (Sum of loans and debts owed).....	8 ()
20. Balance (Surplus or deficit) (Line 18 minus line 19).....	1050.59

In accompanying schedules and attachments is true and correct to the best of my knowledge.

c) Campbell's 10/7 C3 failed to include the aggregate contributions received from the 46 Electrical Workers PAC.

10/04	46 ELECTRICAL WORKERS PAC 19802 62 ND AVE S KENT WA 98032	<input checked="" type="checkbox"/>	\$446.46	\$
	Occupation			

d) According to the PDC, the 7 day pre-general C4 was due on 10/29/2013.

Unfortunately, Campbell failed to file her C4 until 12/11/13, well past both the election and the statutory deadline.

3) Failure to accurately, timely report debt. (Violation of RCW 42.17A.240 (8), see WAC 390-05-295)

State law requires that the name and address of any person and the amount owed for any debt, obligation, note, unpaid loan, or other liability in the amount of more than two hundred fifty dollars or in the amount of more than fifty dollars that has been outstanding for over thirty days. Per **WAC 390-05-295**, this includes any oral or written order placed, debt or obligation to purchase goods or services or anything of value, or any offer to purchase advertising space, broadcast time or other advertising related product or service.

Campbell failed to illegally report the following debts on preceding C4s:

- a) The following debt was incurred during the month of June 2013, however it was not reported as debt on the June 2013 C4.

7/02/13	Buruck Printing SEATTLE 11552 11552 15AVE NE 98125	L	B/D sheets qty 300 Scim Jims qty 500	377.78
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- b) The following debts should have been reported on the 7-day pre-general C4, as well as other preceding C4s. Unfortunately, these were only reported as expenditures on 12/16/13 (which was also 6 days late) covering the month of November.

Date Paid	(Name and Address)	Code	and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	
10/29	CAPITAL CITY PRESS 2975 37TH AVE SW TUMWATER WA 98522	P	Postage for 2nd mail 533262	\$ 528.85
10/31	WIN POWER STRATEGIES 111 S LANDER #302 SEATTLE 98134	N	FACE BOOK ADS INVOICE 301182	3000.00
11/07	WIN POWER STRATEGIES 111 S LANDER #303 SEATTLE 98134	L	# 2 mail piece general election INVOICE 301181	1250.00
11/18	RICHARD GLEWORE 12215 12th AVE S BURien 98148	W	Sign build 200.00 Sign maintenance 275.00 Sign pickup 300.00 gas 300.00	1075.00
11/30 12/10	SCOTT Gregorson - Dohle 19221 39th AVE S Seattle 98148	W	5 minutes @ 100.00	500.00
4. TOTAL CASH EXPENDITURES				
				Total from attached pages \$ 363.47
				Enter also on line 11 of C4 \$ 7005.27

4) Failure to properly break down expenses. (Violation of RCW 42.17A.235, see WAC 390-16-205)

State law requires that expenditures made on behalf of a candidate or political committee by any person, agency, firm, organization, etc. employed or retained for the purpose of organizing, directing, managing or assisting the candidate's or committee's efforts shall be deemed expenditures by the candidate or committee. In accordance with **WAC 390-16-037**, such expenditures shall be reported by the candidate or committee as if made or incurred by the candidate or committee directly.

Campbell illegally failed to break down the following expenses:

- a) No description of expenses provided for these expenses on 7/10/13 C4 covering an "unknown" time period.

N/A	Expenses of \$50 or less	N/A	N/A
5/25/13	COSTCO	G	\$ 48.15
6/19/13	STERLING BANK	L	16.05
6/20/13	USPS	P	24.60

- b) This in-kind contribution on 7/10/13 C4 is not properly described – no one viewing the report would have any idea what the in-kind contribution was for.

1. IN KIND CONTRIBUTIONS RECEIVED (goods, services, discounts, etc.)						
Date Received	Contributor's Name and Address	Description of Contribution*	Fair Market Value	Aggregate Total	PRE I N	If more than \$100, Employer Name, City, State & Occup.
5/15/13	South Gregerson-Dahle 1920 39th AVE S SeaTac 98188	G	32.00	32.00	<input checked="" type="checkbox"/>	Occupation

- c) This expenditure on the 7 day pre-primary C4 report fails to identify which vendor actually received the payment for the robo-calls. Winpower Strategies is Campbell's consultant, and does not have robocall capabilities.

N/A	Expenses of \$50 or less	N/A	N/A
7/23/13	WINPOWER STRATEGIES 111 S LANDER #103 SEATTLE 98134	O	SEATAC CAMPAIGN ROBO CALL \$ 140.65

- d) This expenditure on the 7 day pre-primary C4 report fails to identify which supplies were actually purchased by the campaign. The description of "supplies" is insufficient to attain compliance with state law.

N/A	Expenses of \$50 or less	N/A	N/A
7/20/13	LOWES HARDWARE 24050 PAC HWYS KENT 98032	G	SUPPLIES 28.88

- e) This expenditure on the 9/10/13 C4 report fails to identify which vendor actually received the payment for the robocalls. Winpower Strategies is Campbell's consultant, and does not have robocall capabilities.

8/31/13	WINPOWER STRATEGIES 111 S. LANDER #103 SEATTLE 98134	O	PRIMARY ROBO CALL 140.65
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f) This expenditure on the 21 day pre-general C4 fails to identify a description.

9/30/13	FRED MEYER 25250 PAC HWYS KENT WA	T		18,67
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g) This expenditure on the 21 day pre-general C4 fails to identify a description.

9/11 -	Multi SMALL MISC	T, G		
10/14	Campaign expenditures			\$ 73.10

h) This expenditure fails to accurately breakdown the printing versus postage costs of the mailer.

10/16	Capital City Press	P	Prepaid postage for mailer	427.51
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i) These expenditures fail to include an accurate description:

Date Paid	(Name and Address)	Code	AMOUNT DESCRIPTION	AMOUNT
N/A	Expenses of \$50 or less	N/A	N/A	
10/15	HOME DEPOT 4810 S 180th ST Tukwila 98188	N/A	N/A	\$ 32.85
10/15	WSDL Parking	N/A	N/A	10.00
10/15	Costco 400 Cosette Dr Tukwila 98188	N/A	N/A	48.42
10/20	Fm Fuel stop KENT WA	N/A	N/A	26.66
10/21	Costco 4401 4th AVE S SEATTLE 98134	N/A	N/A	37.96

j) These expenditures fail to accurately identify the vendor that received the money for goods provided:

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	
11/05	Mia Gregerson	C	ELECTION CAMPAIGN PARTY APPETIZERS SNACKS, DRINKS	\$ 263.13
11/05	TONY ANDERSON	C	ELECTION CAMPAIGN PARTY APPETIZERS & DRINKS	100.34

k) The following expenditures were not broken down to show the amount for design, postage and actual printing:

Date Paid	(Name and Address)	Code	and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	
10/29	CAPITAL CITY Press 2975 37th Ave SW TYNWALE WA 98522	P	Postage for 2nd mail 533262	\$ 528.85
10/31	WINPOWER STRATEGIES 111 S LANDER #303 SEATTLE 98134	N	FACEBOOK ADS INVOICE 301182	3000.00
11/07	WINPOWER STRATEGIES 111 S LANDER #303 SEATTLE 98134	L	#2 mail piece general election INVOICE 301181	1250.00
Total from attached pages				\$ 363.47
Enter also on line 11 of C4				\$ 7005.27

5) Failure to report expenditure/in-kind contribution for professional photography. (Violation of RCW 42.17A.235)

Campbell failed to report expenditures/in-kind contribution for professional photography. Campbell used this professional photography on her mail pieces and doorbelling cards.

The source (and value) of these pieces of professional photography must be reported.

6) Failure to report in-kind contribution of consulting, failure to identify in-kind contributor – SEIU. (Violation of RCW 42.17A.235)

WinPower Strategies served as the consultant for Campbell's 2013 campaign for SeaTac city council. WinPower Strategies has a long record of providing consulting services to candidates for monetary compensation. Their services are valued at thousands of dollars for each campaign they run.

As such, WinPower's strategic advice to candidates has a clear market value. Unfortunately, Campbell never reported their consulting as an in-kind contribution to her campaign.

This service from WinPower Strategies must be reported as an in-kind contribution to Campbell's campaign immediately.

Please be advised that WinPower Strategies (via their principle - John Wyble) may have accepted payment from SEIU 775, 925, or 1199 in return for providing consulting services to Campbell's campaign.

A subpoena of John Wyble's records should be able to confirm this. If this payment occurred, this would put these entities over the contribution limit for donating to Campbell's campaign.

7) Failure to report in-kind contribution of PO Box. (Violation of RCW 42.17A.235 (1))

On one of her amended C1s (filed 5/17/13), Campbell lists "PO Box 297" as her Committee's mailing address. The purchase cost of this PO Box is required to have been listed as an in-kind contribution from the person who purchased it for the campaign. Unfortunately, this has not happened.

8) Failure to report expenditure/in-kind contribution for mailing list. (Violation of RCW 42.17A.235)

During her campaign Campbell sent out multiple mailers to registered voters within the City of SeaTac.

Campbell used mailing lists to target specific voters in an effort to win the maximum number of voters per dollar spent.

Mailing lists have real market value, and many candidates actually pay hundreds of dollars for mailing lists from vendors such as L2.

Unfortunately, because Campbell failed to report the expenditure for said mailing lists, or the in-kind contribution of mailing lists from some outside entity, she is in violation of **RCW 42.17A.235**. Campbell must amend her campaign finance reports to include the source of these mailing lists, either as an in-kind contribution to her campaign or as an expenditure.

9) Illegal donation to PAC (Violation of RCW 42.17A.430 (8))

Campbell made the following illegal donations to a political committee:

9/18/13	WASHINGTON CONSERVATION VOTERS 1402 3rd AVE STE1402 SEATTLE WA 98101	T	2013 Breakfast of CHAMPIONS	75.00
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This expenditure is well in excess of the actual per-person cost associated with the good received by the attendee (i.e. food & beverages), and is therefore illegal per RCW 42.17A.430 (8). I have reason to believe this was a fairly modest breakfast in terms of the accommodations provided.

Campbell must immediately reimburse her committee for this illegal expenditure.

10) Failure to list WinPower Strategies as a committee officer. (Violation of RCW 42.17A.205 (2)(c), see WAC 390-05-245.

Campbell failed to list **WinPower Strategies** as an officer, which is required by **RCW 42.17A.205(2)(c)**. **WinPower Strategies** was the consultant for her campaign.

I believe that **WinPower Strategies** should have been listed as a committee officer, because **WinPower Strategies**, in conjunction with others, made, directed, or authorized expenditures, strategic or policy decisions on behalf of the committee.

WAC 390-05-245 defines committee officer as: "...any person designated by the committee as an officer on the C-1 or C-1pc registration statement and any **person** who alone or in conjunction with other persons makes, directs, or authorizes contribution, expenditure, strategic or policy decisions on behalf of the committee" .

Please note that **RCW 42.17A.005 (35)** defines "person" as: "...an individual, partnership, joint venture, public or private corporation, association, federal, state, or local governmental entity or agency however constituted, candidate, committee, political committee, political party, executive committee thereof, or any other organization or group of persons, however organized."

11) Illegal unauthorized expenditure of funds by an individual not listed as an officer on C-1 form. (Violation of RCW 42.17A.425)

State law requires that: "No expenditures may be made or incurred by any candidate or political committee unless authorized by the candidate or the person or persons named on the candidate's or committee's registration form..."

Despite serving as the consultant for the campaign, **WinPower Strategies** did not appear as an officer on Campbell's C1 form.

I believe that **WinPower Strategies** illegally made expenditures for the Campbell campaign, in violation of state law.

12) Illegal use of campaign funds for personal purposes. (Violation of RCW 42.17A.445)

Campbell illegally used campaign funds for personal purposes in the following expenditure:

10/23	STAPLES 14907 4th ST SW Burien 98146	G	HP PRINTER Purchase	82.12
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I have reason to believe Campbell purchased this printer for her own personal use. In fact, she may still be illegally using this printer for personal purposes. Especially in light of the fact this printer was purchased approximately 2 weeks before election day, it should be clear that Campbell used this printer for personal – as opposed to campaign – purposes.

11/08	STAPLES 14907 4th ST SW Burien 98146	G	Printer Ink	159.85
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According to her campaign records, Campbell purchased additional ink for this printer on 11/8/13, *after the election was already over*. This further strengthens the merits of this allegation.

13) Failure to acknowledge understanding of RCW 42.17A.555. (Violation of RCW 42.17A.700 (7))

State law requires that incumbents for public office check a box on their F1 acknowledging applicable statutes prohibiting misuse of public money for campaign purposes.

On her 2015 F1, Campbell did not check this box – a violation of state law.

Campbell must submit an amended F1 to fix this error immediately.

14) Failure to record loan by written instrument, late reporting of loan. (Violation of RCW 42.17A.465(2), RCW 42.17A.235)

From her poorly assembled campaign records, we can see that Kathryn Cambell made a loan to her campaign of \$127.84 on 5/14/13. This was reported nearly a month late, on 7/10/13. It should have been reported on 6/10/13.

LOANS		SCHEDULE TO C3 OR C4		L		JUL 10 2013	
See Instructions and Example on reverse							
Candidate or Committee Name				Report Date			
1. MONETARY OR IN-KIND LOAN RECEIVED. Loans are considered contributions and are subject to any applicable limit.							
Date Loaned	Lender's Name and Address	PR GEN	Amount of Loan	Annual Interest Rate	Repayment Schedule	Date Due	
5/10/13 5/14/13	Kathryn Campbell 3242 S Bow Lake Pk SeaTac 98188	<input type="checkbox"/> <input checked="" type="checkbox"/>	127.84	0 %	none	Not fixed	
If monetary loan, also include this amount on line 1c, C3 report.			→ 127.84				
If in-kind loan, itemize in Part 1 of Schedule B.							
Name and Address of Each Loan Endorser, Co-Signer		PR GEN	Amount Liable For (Same as Loan Amount)	Aggregate Total	If Total Contributed is more than \$100, Show Endorser's Occupation and Name, City, & State of Employer		
		<input type="checkbox"/> <input type="checkbox"/>			Retired		

It is highly likely that the loan she gave to her campaign was not done by written instrument -- as required by state law.

A subpoena of Campbell's campaign records should confirm this.

Campbell's campaign must immediately record this loan in writing, or face additional penalties from the PDC.

14) Failure to timely file Statement of Organization (C1/C1PC). (Violation of RCW 42.17A.205 (1))

State law requires that candidates file their C1 within 2 weeks of receiving contributions or making expenditures, whichever is earliest.

Campbell has publically announced to many in SeaTac that she is running for re-election in 2017, however she has failed to file her C1 within 2 weeks. She must file this form immediately and begin filing regular, accurate reports with the PDC

The PDC should investigate the possibility that Campbell committed the above violations 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 Regards,

Glen Morgan