

[Micaiah Ragins](#) added a private note 2 days ago (Mon, 5 Jun at 9:11 AM)

Merged from ticket [19274](#)

Subject: Flygare Campaign - ATTN: Micah Titus Ragins - Compliance Coordinator

Description:

Dear Micah,

Thank you for taking the time regarding this matter. I am, Jen Slemp, Roger Flygare's treasurer for his Federal Way City Council 6 campaign.

The original questions from you or the complaints from Mr. Morgan are underlined. My response to you and for my inquiries to you have an asterisk. Areas in italic are actual verbiage from the PDC website.

1. Failure to disclose expenditure for signs: You acknowledged in your response that you sponsored signs in March 2017. There is one expenditure report on file for the month of March; however, the report covers only the second half of the month and indicates that your campaign made \$3,471 in expenditures prior to that time period, without providing details. Other than a \$61.78 in-kind contribution for sign stakes and screws, there are no detailed expenditure listings in your reports concerning payments for signs. We request that you disclose the payment for the signs and explain why that has not been accomplished yet.

*In March I was in contact with Chip from the PCD on how to report In-Kind contributions as I had reported it in the wrong area of ORCA before receiving the steps by Chip and before the C-4 due date of April 10, 2017.

The yard signs were reported as In-Kind Loans on the March 2017 C-4 (Schedule L). On ORCA it shows the In-Kind Loan dated March 14, 2017, the expenditure account shows it as #5310 for yard signs, etc., as well as in the memo area the sign company's name, invoice number, and it being for yard signs.

I believe I reported this accurately, if not please advise me otherwise.

Should this In-Kind Loan be located somewhere else on ORCA besides C-4 Schedule L?

If the expenditure account #5310 and the memo stating yard signs does not show up to the public on the C-4 Schedule L via PDC website it is no fault of the campaigns, would this be correct?

**A question I do have is that the invoice is dated March 14, 2017 from the sign company, Velma Signs, the same date Roger agreed to the loan for the amount of \$3,471.15 for said yard signs. Roger paid \$1,000 on that date to the sign company, and returned on March 24, 2017 to pay the remaining balance. I inputted the loan

as the invoice total \$3,471.15 for the date of March 14, 2017. Is that correct OR should I have done two loans for the \$1,000 on March 14 and another for the remaining balance of \$2,471.15 on March 24? My thought was that the invoice order had the total due, Roger agreed to the loan on that date for the amount of \$3,471.15, we then wrote up a loan agreement.

2. Late disclosure of a loan and acceptance of a monetary loan without written loan agreement: It was alleged that you failed to timely disclose a monetary loan from your personal funds received 3/14/17 prior to the date of your 3/16/17 registration for the 2017 election. The loan was disclosed approximately three weeks late on 4/6/2017. The complaint also alleges that you made a loan to your campaign without the required written loan agreement. Please respond to this allegation.

*Roger and I do have a written loan agreement on file dated March 14, 2017. Does this need to be filed with the PDC?

**Roger filed to become a candidate within the two week time period allowed as stated in the reference from the PDC website below.

As per the PDC website:

What starts the whole process?

Becoming a candidate. According to the disclosure law, you become a candidate when you do one of these things: accept a contribution or spend money for your campaign; reserve space or purchase advertising to promote your candidacy; authorize someone else to do any of these activities for you; state publicly that you are seeking office; or file a declaration of candidacy

Once I become a candidate, then what?

Within two weeks of the date you become a candidate, you must file a Personal Financial Affairs Statement and a Candidate Registration with the PDC, if required.*

Per the PDC website on C-3's and C-4's:

When do I have to file reports?

C-3 Contribution Reports: Before June 1 of the election year, candidates fill out a C-3 report for each bank deposit and file these reports with their C-4 reports. Beginning June 1, each deposit must be reported no later than the following Monday. Since contributions must be deposited within 5 business days of receipt, active campaigns will make at least one weekly deposit.

C-4 Summary Reports: This report, along with its attached schedules, summarizes the campaign's financial activity and shows itemized expenditures for a specific period. C-4s are due:

Monthly from the beginning of the campaign through May of the election year. If a campaign has over \$200 in contributions or expenditures during a month, a C-4 report is filed by the 10th of the following month. Starting in June of the election year and continuing through the primary and general elections, C-4 reports are due 21 and 7 days before each election and on the 10th of the month after the month the election was held with the candidate's name on the ballot, even if there was little or no activity to report.

*In-Kind contributions and loans appear on the March 2017 C-4 of either Schedule B or L which was due to PDC no later than April 10, 2017. I filed the C-4 report to PDC on April 6, 2017 in timely matter to the rules given by PDC. Would this be correct? From my understanding In-Kind contributions and loans do not get reported on the weekly C-3 reports, is this correct?

3. State law requires that all political advertisement contain sponsor identification, which includes the sponsor's name and address. RCW 42.17A.320. Mediums defined as political advertisement that are to contain sponsor ID include Facebook pages and advertisements. WAC 390-05-290. Flygare's Facebook page fails to include sponsor identification. Flygare's campaign has paid for multiple Facebook advertisements. On information and belief, Flygare failed to include Sponsor ID on these advertisements. This is a violation of state law that Flygare must rectify immediately.

*Can you please explain this complaint to Roger and myself a little more?
What is the difference of "boosting" a Facebook page vs. sponsor advertisements on Facebook page?

When an individual "boosts" a Facebook page there is no place to include any other written verbiage as it boosts the actual Facebook page. Roger Flygare logo and Roger Flygare for Federal Way City Council #6 is all over the Facebook page. Facebook is a free service and is not a fee generating site for its use.

4. State law requires that both the treasurer and the candidate must certify all contribution and expenditure reports as correct and accurate. RCW 42.17A.235 (7). On information and belief, Roger Flygare has failed to certify these reports. Instead, Flygare's electronic signature is being auto-generated on these contribution and expenditure reports by his treasurer, in violation of state law. This practice must cease immediately.

*Roger and I keep in close contact regarding PDC reports as well as working together to certify all contributions and expenditures reporting is accurate. I am not understanding Mr. Moore's statement regarding Roger's "electronic signature being created by auto-generated" All reports are created via electronic format on ORCA and then uploaded to the PDC. Am I missing something? Please inform me if I am.

5. State law requires that expenditures be accurately and timely disclosed. Roger has once again failed to disclose his purchase of campaign signs. This expenditure must be disclosed immediately on an amended March C4. By Flygare's own admission in his response to my second complaint against him, the sign purchases were made in March. Why are they not disclosed?

*The In-Kind Loan contribution of \$3,471.15 for yard signs is on the March 2017 C-4 Schedule L with a date of March 14, 2107, and in ORCA under #5310 expenditure account.

Thank you for your time, it is appreciated.
I look forward to hearing from you.
Sincerely,
Jen Slempe