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APR 24 2017

From the Desk of *Roger Flygare*

April 24, 2017

Public Disclosure Commission

RE: FORMAL COMPLAINT(S) BY GLEN MORGAN dated 3/14/17 & 4/11/17 | COMPLAINT
TICKET 16692

PDC Staff,

I am responding to your email indicating that Mr. Morgan has filed additional comments/complaints about my campaign. I will address them as follows:

1. The basis of his complaint appears to be a **bold-faced headline** for an article published by the Federal Way Mirror in December 2016, which PDC has on file from my prior submission. If anyone should know the intent of the text I forwarded to the newspaper, it is me.

My intent was to make an announcement in calendar year 2017. The paper took it upon itself to headline the article that I was announcing my candidacy. Newspapers often do not run their articles past the authors. Thereby from time to time the lack of clarity can cause unintended confusion, such as that experienced by Mr. Morgan.

The balance of Morgan's complaint(s) fall short because of the clear lack of basis for the initial complaint, i.e., announcement in December. I ask the Public Disclosure Commission to dismiss his complaint as being without merit.

RCW 42.17A.005 (7)

The following RCW applies to this complaint:

(7) "Candidate" means any individual who seeks nomination for election or election to public office. An individual seeks nomination or election when he or she first:

- a. (a) Receives contributions or makes expenditures or reserves space or facilities with intent to promote his or her candidacy for office;
- b. (b) Announces publicly or files for office;
- c. (c) Purchases commercial advertising space or broadcast time to promote his or her candidacy; or
- d. (d) Gives his or her consent to another person to take on behalf of the individual any of the actions in (a) or (c) of this subsection.
- e. **NONE OF THE ABOVE OCCURRED PRIOR TO MY PDC FILING IN MARCH 2017; no evidence has been offered to show any violation, simply innuendo and**

supposition.

WAC 390-05-200

Definition—Candidates for public office—Time of filing.

The following circumstances shall give rise to presumption that an individual is a "candidate" as that term is defined in RCW 42.17A.005(7):

- (1) The existence of a political committee promoting the election of such individual for public office with the knowledge and consent of that individual; or
- (2) A public declaration of candidacy by an individual even if the candidacy is conditioned on a future occurrence; or
- (3) Meeting the requirements set forth in WAC 390-16-230 (1) or (2).

NONE OF THESE CONDITIONS WERE ESTABLISHED PRIOR TO MY PDC FILING IN MARCH 2017

- Federal Way City Council Positions 2, 4 or 6 (*the positions that are open in 2017*) were not mentioned in the December 2016 Mirror article; just that sometime in calendar year 2017 I expected to make an announcement, provided, of course, I didn't sustain a major accident or disability which prevented me from doing so or simply changed my mind.
 - Mr. Morgan might have assumed that I was speaking about Federal Way City Council Position 2 but my official PDC filing refutes that notion.
 - If the allegation is related to "a future occurrence," that must relate to something more than referencing an unknown position, especially in a different calendar year. For example, "I plan on making an announcement in 2017 about running for FWCC Position 2." That type of announcement, again, never occurred.
2. Mr. Morgan opined that I had a "heightened defensiveness," which is a specious statement, as the Public Disclosure Commission asked me to respond to the complaint(s) to which I did in writing and with attachment(s).

Mr. Morgan's misleading allegations are based on his opinion regarding RCW's and WAC's are without merit and I ask that the Public Disclosure Commission to take the

affirmative action to dismiss his complaint as being without merit.

3. Campaign Treasurer/Campaign Manager/Campaign Consultant positions. Anyone looking at the filings with PDC will quickly see that those positions were filled with named entities. Mr. Morgan insisting that they were not is false. These are all volunteer positions.
4. Mr. Morgan alleges failure to break down expenses. One would think that such a seasoned serial complainant (PCD staff has indicated that the majority of all complaints were filed by Mr. Morgan for this election cycle) would know how to operate the PDC online applications. My campaign treasurer indicates that all expenses were properly dated, listed and notations provided for vendors.
 - a. Expenditure reporting flaws claimed by Mr. Morgan covered below:
 - i. Nation-builder until April 20, 2017 is a free website builder; after April 20th, the cost of \$24.00 per month will be duly reported to PDC. An incorrect allegation by Mr. Morgan.
 - ii. Campaign staff at this point are all volunteers. No payments have been made.
 - iii. Campaign treasurer has, to my knowledge, submitted all reports regarding loans and in-kind expenditures.
 - iv. All campaign activities, after formal filing and announcement, have followed the proper procedures as outlined by PDC.
 - v. The campaign signs were purchased in March as indicated on the invoice I provided to PDC. There is absolutely no evidence to show that they were "purchased in January" or any other time as suggested by Mr. Morgan.
5. Regarding Christopher Truppner.
 - a. I have known Chris Truppner since 2010 when we were affiliated with the same political club. He and I became (and remain) fast friends and I have gotten to know his immediate family members as well. In fact, they consider me a part of their family.

Recently, Chris' father was diagnosed with a very serious throat cancer and isn't expected to recover. His sister's home was recently ravaged by a fire in the second story, so I helped his sister financially with repairs.

Chris Truppner has worked on campaigns with me (such as the very successful SKFR Bond measure) and our friendship hasn't waned even though he decided to quit the political club I am affiliated with. I respect his decision to go another direction. After all, our country is based on freedom of speech and the remainder of our Constitution and the Bill of Rights. Chris is active on many campaigns, to my knowledge, in the Puget Sound area.

Mr. Truppner has provided a limited amount of volunteer activities for my campaign since the March filing with PDC. It is important to know that he lives in Spanaway, doesn't possess a driver's license, doesn't own a car, and depends on family members to take him any distance if he can't use public transportation. To my knowledge, he never solicited monetary donations nor asked for endorsements prior to the March PDC filing.

6. Who is Glen Morgan?

- a. Very recently, as part of this ongoing dialogue regarding this complaint, I asked Chris Truppner if he knew Glen Morgan because they both appear to be members of the Republican Party. Chris replied succinctly by saying, "He's my biggest contributor." What that means is unclear to me but there obviously is a well-established connection. Mr. Morgan obviously has had a longstanding relationship with Chris Truppner.

7. Mr. Morgan takes issue with my being a "failed candidate" who has run multiple times. I am not sure why this would bother him. I have also won elections. For example, I have been and still am a multiple term elected PCO. I have also been elected to the board of organizations and ultimately being elected President.

- a. On the occasions where I was not the finalist, I was in the hunt. I ran for the Washington State House of Representatives against woman who was a 14-year city council incumbent. I was advised that I would have to work hard as she probably had a four to five-point advantage. I took this advice and worked extremely hard and closed that gap, made it past the primary and continued to close the gap until the very end. The vote difference at the general election was less than two percent.
- b. I also served as a member of the "PRO COMMITTEE" for the South King Fire & Rescue Bond issue that was favorably passed by the constituency of the Fire Department.

In closing, I think the Public Disclosure Commission has more important issues to chase rather than a specious complaint related to an "announcement" issue and, thereby, attempting to make whole cloth of additional later comments.

I would strongly urge the Public Disclosure Commission to bring this to a decisive end by issuing a decision stating that Mr. Morgan's complaint is without merit. If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Roger Flygare". The signature is stylized with a large, looped initial "R" and a long horizontal stroke extending to the right.

Roger Flygare
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ATTACHMENTS