

# File a Formal Complaint - Bailey Stober

Baileystober reported 29 minutes ago (Fri, 3 Mar at 4:56 PM) via Portal Meta

Dear Public Disclosure Commission and WA State Attorney General's Office –

On behalf of the King County Democrats, I'd like to submit this formal 45-day citizen action letter and attached complaint to detail out **the 59 violations of RCW 42.17A** by Rep. JT Wilcox in his re-election to the Washington State House of Representatives from the 2<sup>nd</sup> Legislative District.

Had it not been for Glen Morgan ([glenmorgan89@gmail.com](mailto:glenmorgan89@gmail.com); 360-791-6556), a donor to Republicans including Mr. JT Wilcox, and the recent and abundant complaints Mr. Morgan has filed against Democratic legislators, we may never have discovered the need for serious and intensive scrutiny of public disclosure reports.

We sincerely hope that you'll provide the same level of scrutiny and disciplinary action to this complaint/citizen action letter that you've provided to Mr. Morgan's partisan complaints.

## **1. Failure to timely file C1. (Violation of RCW 42.17A.205 (1)) – 1 violation**

- a. The JT Wilcox campaign filed their 2016 C1 form on 5/8/2015 (confirmation 10067212), however on their first expenditure, according to their C4 filed on 5/18/2015 was on 4/17/15 for AB Hays LLC for \$936.51 (confirmation 100637216). This means that the C1 form was filed at least one week late. However, because the payment is an account balance from the 2014 election cycle, this C1 was arguably due by the 14<sup>th</sup> of February since carryover debt is considered activity on a campaign that would trigger a threshold for reporting purposes and by January 31<sup>st</sup> report. If that more rigid application of the law is applied, then Mr. Wilcox's C1 is 104 days late.

## **2. Failure to report debts/obligations. (Violation of RCW 42.17A.240 (8), see WAC 39005295) – 26 violations**

- a. On the previously mentioned C4 for the period 4/1 thru 4/30/2015 (which is marked as the final report for the 2014 cycle), a balance payment to vendor AB Hays was made for \$936.51. However, this expenditure does not show on the final C4 for the 2014 cycle (amended on 5/18/2015 with confirmation 100637215). This means that for more than four months the campaign withheld this debt/obligation from the public.
- b. On the June 2015 Schedule A (confirmation 100646629), a payment was made to AB Hays in the amount of \$674.39 and \$889.15 on 6/5/15. Because it appears that AB Hays invoices on a monthly cycle, we believe this should have been reported as a debt/obligation on the May 2015 report. It was not reported as a D & O.
- c. On the Sept 2015 Schedule A (confirmation 100661587), a payment was made to AB Hays in the amount of \$444.33 on 9/9/2015. Because it appears that AB Hays invoices on a monthly cycle, we believe this should have been reported as a debt/obligation on the August 2015 report. It was not reported as a D & O.

- d. On the Oct 2015 Schedule A (confirmation 100667591), a reimbursement was made to JT Wilcox in the amount of \$243.78 on 10/2/15. This is clearly for the month of September (or longer) and should have been reported on the Sept 2015 C4. It was not reported properly as a D & O.
- e. On the Nov 2015 Schedule A (confirmation 100670439), a payment was made to AB Hays for \$298 on 11/6/2015 for compliance consulting. Because there wasn't a compliance charge on the October 2015 report and because this was paid in the first week of November, it's clearly an October Debt/Obligation. It was not reported as a D & O on the Oct 2015 report.
- f. On the Nov 2015 Schedule A (confirmation 100670439), a reimbursement was made to JT Wilcox in the amount of \$188.60 on 11/19/15. This is clearly for the month of October and should have been reported on the Oct 2015. It was not reported properly as a D & O.
- g. On the Dec 2015 Schedule A (confirmation 100673601), a payment to AB Hays LLC on 12/3/2015 was made in the amount of \$13,000 for "consulting." Because AB Hays had been paid previously on the campaign multiple times for multiple activities, we believe a contract had been in place for consulting services and this should have been reported as a debt/obligation at least since their first payment made in June 2015.
- h. On the Dec 2015 Schedule A (confirmation 100673601), a payment to Give Basic on 12/10/2015 was made in the amount of \$410 for "compliance and accounting." We believe this is a November 2015 expense and should have been reported on the Nov 2015 C4 as a Debt/Obligation.
- i. On the Jan 2016 Schedule A (confirmation 100677091), a payment to Give Basic on 1/6/2016 was made in the amount of \$298 for "compliance and data services" We believe this is a December 2015 expense and should have been reported on the Dec 2015 C4 as a Debt/Obligation.
- j. On the Feb 2016 Schedule A (confirmation 100683719), a payment to Give Basic on 2/4/2016 was made in the amount of \$298 for "compliance and data management" We believe this is a January 2016 expense and should have been reported on the Jan 2016 C4 as a Debt/Obligation.
- k. On the March 2016 Schedule A (confirmation 100689422), a payment to Give Basic on 3/4/2016 was made in the amount of \$298 for "campaign management" We believe this is a February expense and should have been reported on the Feb 2016 C4 as a Debt/Obligation.
- l. On the April 2016 Schedule A (confirmation 100694461), a payment to Give Basic on 4/10/2016 was made in the amount of \$298 for "compliance and data management" We believe this is a March 2016 expense and should have been reported on the March 2016 C4 as a Debt/Obligation.
- m. On the May 2016 Schedule A (confirmation 100698799), a payment to Give Basic on 5/16/16 was made in the amount of \$298 for "Cpmpliance" (sic). We believe this is a April 2016 expense and should have been reported on the April 2016 C4 as a Debt/Obligation.
- n. On the July 12 2016 Schedule A (confirmation 100707865), a payment to Give Basic on 6/3/16 was made in the amount of \$298 for "compliance" We believe this is a May 2016 expense and should have been reported on the May 2016 C4 as a Debt/Obligation.
- o. On the July 26 2016 Schedule A (confirmation 100711457), a payment to Print NW on 7/13/16 was made in the amount of \$2,182.30 for "postage." This absolutely should have been reported on the 7/12 Schedule A since this mailer was clearly obligated to the campaign before the 7/13 pay date. It was not reported on the appropriate C4.
- p. On the July 26 2016 Schedule A (confirmation 100711457), a payment to Print NW on 7/14/16 was made in the amount of \$2,309.04 for "printing." This absolutely should have been reported on the 7/12 Schedule A

since this mailer was clearly obligated to the campaign before the 7/13 pay date. It was not reported on the appropriate C4.

- q. On the Oct 18 2016 Schedule A (confirmation 100728262), a payment to AB Hays on 9/1/16 was made in the amount of \$68.25 for "printing" We believe this is a Aug 31 2016 Schedule A expense and should have been reported on the Aug 31 C4/Schedule A as a Debt/Obligation.
- r. On the Oct 18 2016 Schedule A (confirmation 100728262), a payment to AB Hays on 9/1/16 was made in the amount of \$2,000 for "campaign management" We believe this is a Aug 31 2016 Schedule A expense and should have been reported on the Aug 31 C4/Schedule A as a Debt/Obligation.
- s. On the Oct 18 2016 Schedule A (confirmation 100728262), a payment to Give Basic on 9/2/16 was made in the amount of \$298.00 for "compliance" We believe this is a Aug 31 2016 Schedule A expense and should have been reported on the Aug 31 C4/Schedule A as a Debt/Obligation.
- t. On the Oct 18 2016 Schedule A (confirmation 100728262), a payment to Elizabeth Catterson on 9/1/16 was made in the amount of \$1,500 for "management fee" We believe this is a Aug 31 2016 Schedule A expense and should have been reported on the Aug 31 C4/Schedule A as a Debt/Obligation, particularly because there is another fee on the same report on 9/28 for the same amount.
- u. On the Dec 2016 Schedule A (confirmation 100741351), a payment to Elizabeth Catterson on 12/6/16 was made in the amount of \$1,500 for "management fee" We believe this is a Nov 2016 Schedule A expense and should have been reported on the Nov C4/Schedule A as a Debt/Obligation, particularly because there isn't a fee assessed for her monthly payment in November.
- v. It's obvious that the Wilcox campaign pays \$298 a month for compliance and data management fees. Sometimes it is to Give Basic and sometimes the vendor is AB Hays or Jason Michaud. We believe that for nearly the entirety of the 2016 cycle, the Wilcox campaign did not report this monthly debt/obligation in the proper month and that suspicion is confirmed on the December 2016 C4 report (confirmation 100741351) when two payments are detailed – one paid on 12/15 and one debt/obligation on 12/31). Therefore you can conclude that fee is billed at the end of a month for the previous months' worth of work. Therefore, it is required to be detailed as a debt/obligation. In sum, the 12/15 payment should have appeared on the Nov 2016 report since it's obvious the 12/31 debt/obligation is the real December invoice.
- w. On the Dec 2016 Schedule A (confirmation 100741351), a debt and obligation appear on 12/31/16 in the amount of \$26,000 for "consulting." We believe this is a Nov 2016 Schedule A expense and should have been reported on the Nov C4/Schedule A as a Debt/Obligation since this is a few likely associated with the election, not accrued in a month when the campaign is mostly frozen from fundraising and is the close down month of the campaign cycle.
- x. On the Dec 2016 Schedule A (confirmation 100741351), a debt and obligation appear on 12/31/16 in the amount of \$12,000 for "research." We believe this is a Nov 2016 Schedule A expense and should have been reported on the Nov C4/Schedule A as a Debt/Obligation since this is a few likely associated with the election, not accrued in a month when the campaign is mostly frozen from fundraising and is the typical close down month of the campaign cycle.
- y. On the Jan 2017 Schedule A (confirmation 100747511), payment to AB Hays on 1/30/2017 in the amount of \$378.12 for "reimbursement: printing." We believe this is a Nov or December 2016 Schedule A expense and should have been reported on the Nov or Dec C4/Schedule A as a Debt/Obligation since this is a few likely associated with the election, not accrued in a month during the legislative session when the campaign is frozen from fundraising and is the close down actual month of the campaign cycle.
- z. On the Jan 2017 Schedule A (confirmation 100747511), payment to AB Hays on 1/30/2017 in the amount of \$1,846.61 for "reimbursement: catering." We believe this is a Nov or December 2016 Schedule A

expense and should have been reported on the Nov or Dec C4/Schedule A as a Debt/Obligation since this is a few likely associated with the election, not accrued in a month during the legislative session when the campaign is frozen from fundraising and is the close down actual month of the campaign cycle.

### **3. Late filings of C3s and C4s. (Violation of RCW 42.17A.235) – 5 violations**

- a.) The first C4 of the 2016 cycle was due for Mr. Wilcox on May 11, 2015. The C4 was filed with a time stamp of 5/18, so this report is 7 days late.
- b.) The C3 for the deposit on 7/19 in the amount of \$20 was due on 7/25. It was filed on 7/26, one day late.
- c.) The April Surplus C4 (confirmation 100637211) was due on May 11, 2015 because a payment was made to the House Republican Organizing Committee on 4/17/2015. However, the Surplus C4 was filed on 5/18/2015, 7 days late.
- d.) The 11/14 C3 deposit report was due on 12/12/2016, but was filed on Dec 13, 2016 a day late.
- e.) \$795.77 in expenses was omitted from the original Jan 2017 Surplus C4/Schedule A report (#100741357) and an amended report (confirmation 100747761) with a new set of at least six expenses, totaling \$795.77 was filed 31 days later that should have been filed on the original report.

### **4. Certifying inaccurate reports. (Violation of RCW 42.17A.235) – 3 violations**

- a.) The ending balance of the final 2014 report (\$4574.89, confirmation 100637216) and the starting balance of the 2016 cycle (\$4599.69, confirmation 1006372.13) do not match. The carryover balances do not match and is violating the law by not reporting either a contribution that is omitted or an expenditure.
- b.) On the Dec 2016 Schedule A, a payment was made to Dialing Services for \$120.19 on 12/7/16 (confirmation 100741351), however on the Schedule B of the previous month's Nov 2016 report (confirmation 100738240), the amount was \$32.38 for automated calls. The Nov report was never amended to show the actual amount, hiding the true cost of the calls.
- c.) The line 17 amount of the Aug 2016 Surplus C4 report (\$233,357.28, confirmation 100720387) and the starting line 11 of the October 2016 Surplus C4 (\$233,362.28, confirmation 100735021) do not match. There is no filed Sept 2016 Surplus report and there is a missing expenditure clearly in here.

### **5. Failure to report subvendors. (Violation of RCW 42.17A.235, see WAC 39016205) – 17 violations**

- a. On the June 2015 Schedule A (confirmation 100646629), a payment was made to AB Hays in the amount of \$674.39 for "mailing," although no subvendor information about which mailhouse or printhouse was used or additional subvendor information that may be relevant.
- b. On the June 2015 Schedule A (confirmation 100646629), a payment was made to AB Hays in the amount of \$889.15 for "email sends," although no subvendor information about which software system or additional subvendor information is included.
- c. On the Sept 2015 Schedule A (confirmation 100661587), a payment was made to AB Hays in the amount of \$444.33 on 9/9/2015 for "printing, mileage, volunteer supplies," although no subvendor information about which store was used to purchase printing or volunteer supplies and the items aren't broken out by amount.
- d. On the Sept 2015 Schedule A (confirmation 100661587), a payment was made to AB Hays in the amount of \$231.00 on 9/18/2015 for "volunteer supplies," although no subvendor information about which store was used to purchase volunteer supplies.

- e. On the Dec 2015 Schedule A (confirmation 100673601), a payment was made to AB Hays in the amount of \$321.00 on 12/3/2015 for "mailing printing and postage," although no subvendor information about which mailhouse or printing vendor was used.
- f. On the Oct 18 2016 Schedule A (confirmation 100728262), a payment was made to AB Hays in the amount of \$68.25 on 9/1/2016 for "printing" although no subvendor information about which printing vendor was used.
- g. On the Oct 18 2016 Schedule A (confirmation 100728262), a payment was made to Elizabeth Catterson in the amount of \$243.40 on 9/13/2016 for "reimbursement: beverages" although no subvendor information was detailed.
- h. On the Oct 18 2016 Schedule A (confirmation 100728262), a payment was made to Elizabeth Catterson in the amount of \$179.12 on 9/13/2016 for "reimbursement: event supplies" although no subvendor information was detailed.
- i. On the Oct 18 2016 Schedule A (confirmation 100728262), a payment was made to Conner Edwards in the amount of \$322.67 on 9/13/2016 for "reimbursement: beverages" although no subvendor information was detailed.
- j. On the Oct 18 2016 Schedule A (confirmation 100728262), a payment was made to Jessica Mohr in the amount of \$64.50 on 9/13/2016 for "reimbursement: ice" although no subvendor information was detailed.
- k. On the Dec 2016 Schedule A (confirmation 100741351), a payment was made to AB Hays in the amount of \$2,028.18 on 12/12/2016 for "online advertising" although no subvendor information was detailed.
- l. On the Jan 2017 Schedule A (confirmation 100747511), a payment was made to AB Hays in the amount of \$378.12 on 1/30/17 for "reimbursement: printing" although no subvendor information was detailed.
- m. On the Jan 2017 Schedule A (confirmation 100747511), a payment was made Jason Michaud in the amount of \$11.91 on 1/6/17 for "reimbursement: office supplies" although no subvendor information was detailed.
- n. On the Jan 2017 Schedule A (confirmation 100747511), a payment was made to AB Hays in the amount of \$1,846.61 on 1/30/17 for "reimbursement: catering" although no subvendor information was detailed.
- o. On June 2015 Surplus Schedule A (confirmation 100646626), a payment was made to JT Wilcox for "Reimburse: Conference Lodging" for \$311.92 on 6/5/15, although no subvendor information was detailed.
- p. On the April 2016 Surplus C4/Schedule A report (confirmation 100694464), a payment was made to AB Hays on 4/21/2016 for \$583.94 for "Reimburse: Catering and Preparation," although no subvendor information was detailed.
- q. On the April 2016 Surplus C4/Schedule A report (confirmation 100694464), a payment was made to Gabe Bowman on 4/21/2016 for \$103.36 for "Reimbursement: Food and Beverage," although no subvendor information was detailed.

**6. Accepting over-the-limit contributions & failure to refund in timely manner. (Violation of RCW 42.17A.405 & .235, see WAC 39016312) – 3 violations**

GEORGIA PACIFIC	2016-08-24	1000	P
GEORGIA PACIFIC	2016-08-24	1000	G

- a.) On 8/24 deposit C3 of \$12,450 (confirmation 100716910) on 8/24/16, the Wilcox campaign accepted a \$2,000 contribution from Georgia Pacific, well after the primary. There is no evidence that the campaign refunded this contribution, clearly violating the law and exceeding the contribution limits.
- b.) On 9/15/16 deposit C3 of \$11,429 (confirmation 100721264), the Wilcox campaign accepted a \$1,000 donation from Anheuser Busch, putting them over the limit by \$1,000.

ANHEUSER BUSCH	2016-09-10	1000	G
ANNHEUSER BUSCH COMPANIES	2015-11-23	950	P
ANNHEUSER BUSCH COMPANIES	2015-11-23	950	G

- c.) On 10/31/16 deposit C3 of \$10,300 (confirmation 100731873), the Wilcox campaign accepted a \$1,000 donation from the Puyallup Tribe of Indians, putting them over the limit by \$900.

PUYALLUP TRIBE OF INDIANS	2016-10-28	1000	G
PUYALLUP TRIBE OF INDIANS	2016-08-02	900	G
PUYALLUP TRIBE OF INDIANS	2015-10-15	900	P
PUYALLUP TRIBE OF INDIANS	2016-08-02	100	P

**7.) Illegal expenditures from surplus funds to organizations not registered in accordance with RCW 19.09. (Violation of RCW 42.17A.430(4)) – 4 violations**

- a.) On the June 2015 Surplus C4/Schedule A report (confirmation 100646626), a payment was made to JT Wilcox on 6/5/15 for \$311.92 for “Reimburse: Conference Lodging” and the next immediate payment listed on the Schedule A is a payment to the Mainstream Republicans of Pierce on 6/4/15 for \$147.00 for “Cascade Conference.” The Mainstream Republicans of Pierce are not a charity registered with the Secretary of State’s office nor is it a bona fide political party registered with the PDC and it clearly isn’t an official, non-reimbursed legislative expense. Therefore, these two payments are violations of the law.
- b.) On the April 2016 Surplus C4/Schedule A report (confirmation 100694464), a payment was made to AB Hays on 4/21/2016 for \$583.94 for “Reimburse: Catering and Preparation.” Since there was a C3 filed on the campaign side on 4/21 for what appears to be a small house party of 15 donors, one can only conclude that this is a campaign expense, not a legitimate surplus expense.
- c.) On the April 2016 Surplus C4/Schedule A report (confirmation 100694464), a payment was made to Gabe Bowman on 4/21/2016 for \$103.36 for “Reimbursement: Food and Beverage.” Since there was a C3 filed on the campaign side on 4/21 for what appears to be a small house party of 15 donors, one can only conclude that this is a campaign expense, not a legitimate surplus expense.
- d.) On the May 2016 Surplus C4/Schedule A report (confirmation 100698801), a payment was made to Mainstream Republicans on 5/10/16 for \$135.00” The Mainstream Republicans are not a charity registered with the Secretary of State’s office nor is it a bona fide political party registered with the PDC and it clearly isn’t an official, non-reimbursed legislative expense. Therefore, this payment are violations of the law.

If you require copies of the referenced disclosure reports, please do not hesitate to ask. I appreciate your most serious and thorough attention to this matter.

Sincerely,

Bailey Stober, Chair  
King County Democrats