

Community Progress (MC2) violation of RCW 42.17A.320 opposing John Lovick

[Tony Yuchasz](#) reported a day ago (Tue, 18 Oct at 1:16 PM) via Email

To: pdc@pdc.wa.gov

October 18, 2016

Mr. Phil Stutzman
Public Disclosure Commission
711 Capitol Way #206
PO Box 40908
Olympia, WA 98504-0908

Re: Violation of RCW 42.17A.320: for failure to include spoken sponsor identification and spoken party preference in television and video advertising.

Dear Mr. Stutzman:

Please accept this letter as a formal complaint to the Public Disclosure Commission regarding sponsor identification and Party preference requirements for an Independent Expenditure television ad by Community Progress (MC2) opposing Mr. John Lovick Democratic candidate for the state House in the 44th Legislative District.

Here's a link to the Community Progress (MC2) [Ad](#).

The aforementioned ad is currently running on cable television and on the internet. The ad does not properly speak the paid for by nor the top 5 contributors. It does not properly speak Mr. Lovicks's party identification.

Therefore, this ad does not comply with the following:

- 1) [RCW 42.17A.320\(1\)](#) which states:

All written political advertising, whether relating to candidates or ballot propositions, shall include the sponsor's name and address. All radio and television political advertising, whether relating to candidates or ballot propositions, shall include the sponsor's name. The use of an assumed name for the sponsor of electioneering communications, independent expenditures, or political advertising shall be unlawful. For partisan office, if a candidate has expressed a party or independent preference on the declaration of candidacy, that party or independent designation shall be clearly identified in electioneering communications, independent expenditures, or political advertising.

- 2) [WAC 390-18-010\(6\)](#) which states:

The name of the sponsor of all radio or television advertising shall be clearly spoken or identified as required in RCW 42.17A.320.

- 3) The Public Disclosure Commission's handout [Independent Expenditure Ads and Electioneering Communications](#), which in the pertinent sections read in part:

Broadcast ads, videos, telephone and online audio ads:

Candidate party preference and required disclosures must be clearly spoken.

Candidate's Party Preference:

Always include the party preference of a candidate running for partisan office. The party preference must be clearly spoken in broadcast ads.

I respectfully request that an investigation into this illegal advertisement be launched immediately and that Community Progress be instructed to immediately remove this deceptive ad from public view.

Sincerely,

Tony Yuchasz
Executive Director
House Democratic Campaign Committee
4310 1st Ave S., Suite D
Seattle, WA 98134

4130 1st Ave S., Suite D
Seattle, WA 98134
o-206-381-1220
f-206-381-1235
c-206-579-0884

2 Attachments

DOCX [PDC Complain...](#)
(15.2 KB)

DOCX [PDC_Declarat...](#)
(29.4 KB)

October 18, 2016

Mr. Phil Stutzman
Public Disclosure Commission
711 Capitol Way #206
PO Box 40908
Olympia, WA 98504-0908

Re: Violation of RCW 42.17A.320: for failure to include spoken sponsor identification and spoken party preference in television and video advertising.

Dear Mr. Stutzman:

Please accept this letter as a formal complaint to the Public Disclosure Commission regarding sponsor identification and Party preference requirements for an Independent Expenditure television ad by Community Progress (MC2) opposing Mr. John Lovick Democratic candidate for the state House in the 44th Legislative District.

Here's a link to the Community Progress (MC2) [Ad](#).

The aforementioned ad is currently running on cable television and on the internet. The ad does not properly speak the paid for by nor the top 5 contributors. It does not properly speak Mr. Lovicks's party identification.

Therefore, this ad does not comply with the following:

- 1) [RCW 42.17A.320\(1\)](#) which states:

All written political advertising, whether relating to candidates or ballot propositions, shall include the sponsor's name and address. All radio and television political advertising, whether relating to candidates or ballot propositions, shall include the sponsor's name. The use of an assumed name for the sponsor of electioneering communications, independent expenditures, or political advertising shall be unlawful. For partisan office, if a candidate has expressed a party or independent preference on the declaration of candidacy, that party or independent designation shall be clearly identified in electioneering communications, independent expenditures, or political advertising.

- 2) [WAC 390-18-010\(6\)](#) which states:

The name of the sponsor of all radio or television advertising shall be clearly spoken or identified as required in RCW [42.17A.320](#).

- 3) The Public Disclosure Commission's handout [Independent Expenditure Ads and Electioneering Communications](#), which in the pertinent sections read in part:

Broadcast ads, videos, telephone and online audio ads:

Candidate party preference and required disclosures must be clearly spoken.

Candidate's Party Preference:

Always include the party preference of a candidate running for partisan office. The party preference must be clearly spoken in broadcast ads.

I respectfully request that an investigation into this illegal advertisement be launched immediately and that Community Progress be instructed to immediately remove this deceptive ad from public view.

Sincerely,

Tony Yuchasz
Executive Director
House Democratic Campaign Committee
4310 1st Ave S., Suite D
Seattle, WA 98134

Certification

In signing this complaint:

- I have provided all information, documents and other evidence of which I am aware;
- If I become aware of additional information, documents or evidence related to my complaint, I will promptly provide it to the PDC; and,
- I am providing the PDC current information on how to contact me, and will promptly update that information if it changes.

Your name (print or type) Tony Yuchasz

Street address 4130 1st Ave S, Suite D

City, state and zip code Seattle, WA 98134

Telephone number (including area code) 206-381-1220

E-mail address (optional) tony@hdcc.org

Oath

Required for complaints against elected officials or candidates for elective office:

I certify (or declare) under penalty of perjury under the laws of the State of Washington that this complaint is complete, true and correct to the best of my knowledge and belief.*

Your signature Anthony Yuchasz

Date signed October 18, 2016

Place signed (city and county)

Seattle

King

City

County

Attachments

X_ü Check here if you are attaching copies of documentary evidence or extra pages explaining your complaint.

**RCW 9A.72.040 says that "(1) A person is guilty of false swearing if he makes a false statement which he knows to be false, under an oath required or authorized by law. (2) False swearing is a misdemeanor."*