



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

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OFFICE OF
REGIONAL
COUNSEL

December 22, 2016

Via email

Ms. Evelyn Fielding Lopez
Executive Director
Washington State Public Disclosure Commission
P.O. Box 40908
Olympia, WA 98504-0908
pdc@pdc.wa.gov

**Re: US Environmental Protection Agency Response to PDC Amended Complaint,
Case No. 8321**

Dear Ms. Lopez:

I am writing to respond to the above Amended Complaint filed by James Tupper on behalf of Save Family Farming (SFF) against Larry Wasserman, Strategies 360, Inc., and Dennis McLerran EPA Regional Administrator. Mr. Tupper's amended complaint provides neither factual nor legal basis for his PDC complaint against Mr. McLerran. The PDC complaint against Mr. McLerran should be dismissed.

It is clear from Mr. McLerran's declaration, provided to the PDC and the Washington State Attorney General's Office, and from other records submitted in this case that Mr. McLerran was acting in his official capacity as EPA Regional Administrator during the activities which are the subject of the SFF complaint.

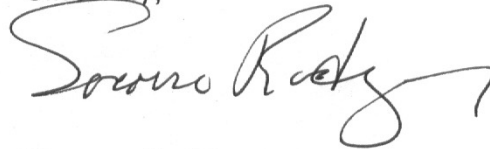
None of Mr. Tupper's submissions on behalf of the SFF contradict this fundamental point.

As previously stated by EPA, the PDC lacks jurisdiction over Mr. McLerran's actions in his official capacity. In addition, the record demonstrates that Mr. McLerran's activities are not grassroots lobbying efforts.

The Washington State Public Disclosure Commission (PDC) has no jurisdiction over Mr. McLerran's official actions as Regional Administrator of U.S. EPA Region 10. The SFF complaint, and the amended complaint lack legal and factual foundation. EPA once again requests that the PDC complaint and the amended complaint against Mr. McLerran be dismissed.

Please feel free to contact me at 206-553-6296 or Rodriguez.socorro@epa.gov with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Socorro Rodriguez', with a stylized flourish at the end.

Socorro Rodriguez

U.S. EPA Region 10
Office of Regional Counsel
WSBA 12403

CC Linda Dalton, Senior Assistant Attorney General
James Tupper, Attorney for Save Family Farming
Brian Chestnut, Attorney for Larry Wasserman, Swinomish Tribal Community