



STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908 • (360) 753-1111 • FAX (360) 753-1112 • Toll Free 1-877-601-2828 • E-mail: pdc@pdc.wa.gov • Website: www.pdc.wa.gov

August 17, 2016

Thomas Pitchford
PO Box 51034
Seattle WA 98115

Subject: PDC Case 6802

Dear Mr. Pitchford:

Enclosed is a copy of the Public Disclosure Commission's Order Imposing Fine that was entered in the above-referenced case. At the August 5, 2016, hearing the Presiding Officer found no violation against you and closed your case administratively, for the following reasons:

1. You sent an email to PDC staff on July 15, 2016, in which you attached a completed F-1 report and F-1 Supplement.
2. PDC staff noted that the email you sent to the PDC was received six days prior to the hearing notice being mailed out.

While the PDC does not currently accept emailed PDC reports that require a signature or electronic signature as an officially filed report, the Presiding Officer did accept the July 15, 2016 date as the date you filed the F-1 report, rather than the August 1, 2016 date.

If you have questions, please contact me at (360) 664-8854; toll free at (877) 601-2828 or by email at kurt.young@pdc.wa.gov.

Sincerely,


Kurt Young
Compliance Officer

Enclosure



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ಬೆಂಗಳೂರು, 15/05/2022

ಶ್ರೀ *[Name]* ಅವರಿಗೆ

[Signature]



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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

Thomas Pitchford
PO Box 51034
Seattle WA 98115

In Re Compliance with RCW 42.17A

Thomas Pitchford

Respondent.

PDC Case 6802

Findings of Fact,
Conclusions of Law, and
Order Imposing Fine

A brief enforcement hearing (brief adjudicative proceeding) was held August 5, 2016, in Room 206, Evergreen Plaza Building, 711 Capitol Way, Olympia, Washington to consider whether the Respondent violated RCW 42.17A.700 by failing to timely file a Personal Financial Affairs Statement (F-1 report), which was due to be filed within two weeks of becoming a candidate in the 2016 election, or not later than June 3, 2016.

The hearing was held in accordance with Chapters 34.05 and 42.17A RCW and Chapter 390-37 WAC. A brief enforcement hearing notice was sent to Thomas Pitchford on July 21, 2016. Commission Chair Anne Levinson was the Presiding Officer. The Commission staff was represented by Kurt Young, Compliance Officer. The Respondent did not participate at the hearing, but he did submit written materials that were presented to the Presiding Officer and he exchanged communications with PDC staff.

Having considered the evidence, the Presiding Officer finds as follows:

FINDINGS OF FACT

1. The Respondent is a first-time candidate for State Representative in the 43rd Legislative District in 2016.
2. As a candidate for office in 2016, the Respondent was required to file a C-1 report and an F-1 report no later than June 3, 2016.
3. The Respondent timely filed the C-1 report on January 9, 2016.
4. The Respondent paper filed the missing F-1 report on August 1, 2016, prior to the brief enforcement hearing being held.

5. The Respondent has no prior PDC violations.
6. In a July 29, 2016 letter submitted by the Respondent, he stated that he sent an email to PDC staff on July 15, 2016, in which he attached a completed F-1 report and F-1 Supplement. He apologized for the delay in filing the missing F-1 report and stated that he thought he had filed the F-1 report earlier in 2016, since he had been a candidate since January of 2016. He stated that he emailed the F-1 report and F-1 Supplement prior to receiving the hearing notice.
7. PDC staff noted that the email was sent to the PDC by the Respondent six days prior to the hearing notice being mailed out.

CONCLUSIONS OF LAW

Based on the above facts, as a matter of law, the Presiding Officer concludes as follows:

1. This matter was duly and properly convened and all jurisdictional, substantive and procedural requirements have been satisfied.
2. The Respondent did not violate RCW 42.17A.700.

ORDER

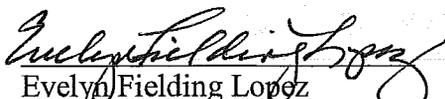
ON the basis of the foregoing Findings of Fact and Conclusions of Law,

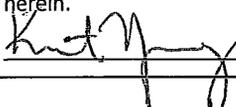
IT IS HEREBY ORDERED that the case against the Respondent is closed administratively.

This is an **Initial Order** of the Public Disclosure Commission.

Entered this 17th day of August, 2016.

Public Disclosure Commission


Evelyn Fielding Lopez
Executive Director

I, Kurt Young, certify that I mailed a copy of this order to the Respondent/Applicant at his/her respective address postage pre-paid on the date stated herein.
 8/17/2016

Respondent's Appeal Rights

REVIEW OF INITIAL ORDER - BY THE COMMISSION

The presiding officer will issue an initial order following a brief enforcement hearing. Any party may request the Commission **review** an initial order. Parties seeking the review must:

- Make the request orally or in writing, stating the reason for review (*WAC 390-37-144*).
- Deliver the request so it is received at the Commission office within **TWENTY-ONE (21) BUSINESS DAYS** after the postmark date of the initial order.

A Respondent does not need to pay a penalty until after the Commission rules on the request. If the Commission is unable to schedule a meeting to consider the request within twenty (20) business days, the initial order becomes a **final order** and the request will automatically be treated as a **request for reconsideration** of a final order (unless the party advises the Commission otherwise, such as by withdrawing the request). See more information on reconsideration below.

If the request for review was an oral request, it must now be confirmed in writing. The matter will be scheduled before the full Commission as soon as practicable. If the Commission does not receive a request for review within twenty-one (21) business days, the initial order will automatically become a **final order**. At that point, the Respondent is legally obligated to pay the penalty unless reconsideration has been sought or the matter has been timely appealed to Superior Court. *RCW 42.17A.755; RCW 34.05.470; RCW 34.05.570*.

RECONSIDERATION OF FINAL ORDER – BY THE COMMISSION

Any party may ask the Commission to **reconsider** a final order. Parties seeking reconsideration must:

- Make the request in writing;
- Include the specific grounds or reasons for the request; and
- Deliver the request to the PDC office so it is received within **TWENTY-ONE (21) BUSINESS DAYS** of the date that the Commission serves this order upon the party. *WAC 390-37-150*.

- Note: the date of service by the Commission on a party is considered the date of mailing by U.S. mail if the order is mailed, or the date received if the order is personally served. RCW 34.05.010(19). (The Commission orders are generally mailed via U.S. mail.)

Within twenty (20) business days after the petition for reconsideration is filed, the Commission may either act on the petition or notify the parties in writing of the date by which it will act. If neither of these events happens within twenty business days, the Commission is deemed to have denied the petition for reconsideration. WAC 390-37-150.

A Respondent is not required to ask the Commission to reconsider a final order before seeking judicial review by a superior court. RCW 34.05.470(5).

FURTHER APPEAL RIGHTS – SUPERIOR COURT

A **final order** issued by the Public Disclosure Commission is subject to **judicial review** under the Administrative Procedure Act (APA), chapter 34.05 RCW. *RCW 42.17A.755*. The procedures are provided in the APA at RCW 34.05.510 - .574.

ENFORCEMENT OF FINAL ORDERS

If **enforcement** of a final order is required, the Commission may seek to enforce a final order in superior court under RCW 42.17A.755 - .760, and recover legal costs and attorney's fees if a penalty remains unpaid and no petition for judicial review has been filed. This action will be taken without further order by the Commission.