



**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: [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov) • Website: [www.pdcc.wa.gov](http://www.pdcc.wa.gov)**

December 31, 2018

Delivered electronically to Dan Brady on behalf of the client Drew MacEwen at  
“dan@danbradylaw.com”

Subject: Complaint filed by Sandra Giachino, PDC Case 42179

Dear Drew MacEwen:

Below is a copy of an electronic letter sent to Sandra Giachino concerning a complaint filed with the Public Disclosure Commission (PDC).

As noted in the letter to Sandra Giachino, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1) and will not conduct a more formal investigation into these allegations or take further enforcement action in this matter.

PDC staff is reminder you about the importance of vetting all information used in political advertisement, naming a candidate for public office and sponsored by any future campaigns you are involved with to avoid potential violations of RCW 42.17A.335.

If you have questions, you may contact Jennifer Hansen at 1-360-586-4560 toll-free at 1-877-601-2828, or by email at [jennifer.hansen@pdcc.wa.gov](mailto:jennifer.hansen@pdcc.wa.gov).

Sincerely,

/s \_\_\_\_\_  
Jennifer Hansen  
Compliance Officer

Endorsed by,

/s \_\_\_\_\_  
Barbara Sandahl  
Deputy Director  
For Peter Lavallee  
Executive Directo



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December 31, 2018

Delivered electronically to Sandra Giachino at “sandy.giachino@gmail.com”

Subject: Complaint regarding Drew MacEwen, PDC Case 42179

Dear Sandra Giachino:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on October 9, 2018. Your complaint alleged that Drew MacEwen, incumbent and candidate for State Representative in Legislative District 35 in 2018, may have violated RCW 42.17A.335 by making false statements of material fact about his opponent, David Daggett, a candidate for public office.

PDC staff reviewed the applicable statutes; the response provided by Dan Brady on behalf of Drew MacEwen; and publicly available information regarding David Daggett’s political platform, to determine your allegations support a finding of one or more violations.

Based on staff’s review, we found the following:

- Drew MacEwen is a current State Representative in Legislative District 35 and filed a C-1 on January 5, 2017 declaring his candidacy for re-election in the 2018 election.
- The 2018 Committee to Elect Drew MacEwen sponsored political advertisement in the form of automated telephone calls for the purpose of soliciting support for the 2018 general election. The advertisement contained a statement regarding Representative MacEwen’s opponent, David Daggett, and his “opposition to the second amendment”.
- RCW 42.17A.335 prohibits a person to sponsor, with actual malice a statement constituting libel or defamation per se, a political advertisement containing false statements of material fact about a candidate for public office.
- In the response provided by Dan Brady, on behalf of his client, Drew MacEwen, Mr. Brady provided a copy of the National Rifle Association’s (NRA) scorecard rating where they gave Representative MacEwen top marks and Mr. Daggett a failing score.

The statement regarding David Daggett's position on second amendment issues appears to have been made based on the NRA scorecard and the complaint did not include any evidence to the contrary. However, staff was unable to find any publicly available statements where Mr. Daggett confirmed his official position on issues related to gun rights to determine if the statement included in the political advertisement was true or false.

Based on these findings staff has determined that, in this instance, no evidence supports a finding of an actual violation warranting further investigation.

PDC staff is reminding Drew MacEwen about the importance of vetting all information used in political advertisement, naming a candidate for public office and sponsored by any future campaigns he is involved with to avoid potential violations of RCW 42.17A.335.

Based on this information, the PDC finds that no further action is warranted and has dismissed this matter in accordance with RCW 42.17A.755(1).

If you have questions, you may contact Jennifer Hansen at 1-360-586-4560 toll-free at 1-877-601-2828, or by e-mail at [jennifer.hansen@pdc.wa.gov](mailto:jennifer.hansen@pdc.wa.gov).

Sincerely,

/s \_\_\_\_\_  
Jennifer Hansen  
Compliance Officer

Endorsed by,

/s \_\_\_\_\_  
Barbara Sandahl  
Deputy Director  
For Peter Lavallee  
Executive Director

cc: Dan Brady, on behalf of the client, Drew MacEwen