



**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

January 17, 2019

Delivered electronically to Derek Young at “derek@derekmyoung.com”

Subject: Complaint filed by Glen Morgan, PDC Case 42544

Dear Derek Young:

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

As noted in the letter to Mr. Morgan, 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.

However, pursuant to WAC 390-37-060(1)(b), this letter serves as a warning letter concerning your failure to comply with the filing requirements noted in the enclosed letter sent to Mr. Morgan. Staff expects you to timely and accurately file all future required reports of contributions and expenditures during the accelerated reporting periods prior to and after any election in which your name appears on the ballot. The Commission will consider this formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

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@pdc.wa.gov.

Sincerely,

/s _____
Jennifer Hansen
Compliance Officer

Endorsed by,

/s _____
Peter Lavalley
Executive Director



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January 17, 2019

Delivered electronically to Glen Morgan at “glen@wethegoverned.com”

Subject: Complaint regarding Derek Young, PDC Case 42544

Dear Glen Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on October 21, 2018. Your complaint alleged that Derek Young, incumbent and candidate for Pierce County Council Position 7 in the 2018 election, may have violated RCW 42.17A.235 and .240 for failure to timely and accurately file Monetary Contribution reports (C-3 reports) and Summary Full Campaign Contribution and Expenditure reports (C-4 reports), disclosing contributions and expenditures undertaken by the Campaign.

PDC staff reviewed your allegations; the applicable statutes, rules, and reporting requirements; the response provided by Derek Young; and the applicable PDC reports filed by Respondent, to determine whether the record supports a finding of one or more violations.

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

- On January 12, 2018, Derek Young filed a C-1 report declaring candidacy for re-election for Pierce County Council Position 7, choosing the “Full Reporting” option and listing himself as his own treasurer.
- Derek Young’s name appeared on the 2018 primary and general election ballots and he was required to submit C-3 reports on a weekly basis to disclose deposits of contributions and was required to submit C-4 reports following an accelerated reporting schedule prior to and after each election.
- Derek Young filed the post-primary C-4 24 days late disclosing \$3,737.28 in expenses including Facebook advertisement, payroll costs and office space rent.
- The post-primary C-4 disclosed \$3,795 in total monetary contributions disclosed on nine separate C-3 deposits. Three of the four largest deposits were timely filed on C-3 reports, while the remaining six were filed between three and twenty-four days late, including a \$1,000 donation from the Puyallup Tribe of Indians.
- In his response, Mr. Young admitted to filing the C-4 identified in the complaint late and stated that the report was submitted after the error was pointed out to him.
- The 2018 Derek Young Campaign was the subject of an earlier complaint that included similar allegations, however, he filed the missing C-4 report promptly after being made aware of it. In addition, Mr. Young had no violations of PDC laws and rules during his last election campaign in the 2014 election when he was originally elected to his current seat on the Pierce County Council.

Although the 2018 Derek Young Campaign submitted C-3 and C-4 reports disclosing campaign contribution and expenditure activities late, the campaign responded promptly and filed the missing reports.

Based on these findings staff has determined that, in this instance, failure to timely file the post-primary C-4 and six C-3 reports disclosing a small number of contributions mostly from individual donors, does not amount to an actual violation warranting further investigation.

Pursuant to WAC 390-37-060(1)(b), Derek Young will receive a formal written warning concerning failure to timely and accurately disclosure of all contribution and expenditures. The formal written warning will include staff's expectation that Derek Young timely and accurately files all future required reports of contributions and expenditures, during the accelerated reporting periods prior to and after each election in which his name appears on the ballot. The Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

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.

Sincerely,

/s _____
Jennifer Hansen
Compliance Officer

Endorsed by,

/s _____
Peter Lavalley
Executive Director

cc: Derek Young