

Complaint Description

File a Formal Complaint - Glen Morgan

[Glen Morgan](#) (Mon, 29 Oct 2018 at 10:08 PM)

To Whom it May Concern --

It has come to my attention that the Active in Democracy PAC (hereafter collectively referred to as "respondent") has habitually and willfully committed frequent and multiple violations of **RCW 42.17A**. Additionally, I have reason to believe that other violations of this chapter have occurred beyond what I have identified below.

Please note that this secretive big money PAC has already been warned in writing by the Public Disclosure for previous failures to follow Washington State Campaign Finance law (See **PDC Case #5746**) just a few years ago. Despite that warning, this PAC has chosen to continue to flout the state's campaign finance laws as detailed below.

1) Failure to file accurate, timely C3 and C4 reports, failure to timely deposit contributions. (Violation of RCW 42.17A.235, .220)

State law requires that candidates and committees file frequent, accurate, reports of contributions, expenditures, in-kind contributions, debt, pledges, and loans (C3s and C4s). The reports must be compliant with both state law and PDC regulations (**WAC 390**). State law also requires that contributions must be deposited within 5 business days of receipt. Unfortunately, the respondent has failed on numerous occasions to do this, including, but not limited to the late reports detailed in the attached exhibit. Additionally, the respondent has failed to report debt and properly break down/detail expenditures.

(Please See **Exhibit A: "Illegally late reported C3 & C4 reports"**)

Please note, this organization's extremely late filings are a total of **at least 841 days late**. This denied the public or the media any access to the truth about the funding or spending for this large political organization many times during recent elections.

The PDC should investigate the possibility that the respondent committed the above violations maliciously, which would be a class C felony per **RCW 42.17A.750 (2)(c)**. If the PDC determines that is the case, they should refer the case to the Attorney General's office for criminal prosecution immediately.

Please don't hesitate to contact me if you need any additional information.

Please note the attached exhibit is provided in two different file formats for staff convenience.

Best Regards,

Glen Morgan

What impact does the alleged violation(s) have on the public?

When a big dollar, secretive PAC like this has demonstrated a history of campaign finance violations like this one and has chosen to ignore or dismiss previous warning letters issued by the PDC, and continues to violate the law by failing to timely disclose donations and expenditures for the public (and the media) to see, everyone should be concerned.

List of attached evidence or contact information where evidence may be found.

Spreadsheets are attached in multiple file formats for staff convenience. Please note that all information is organized by date late filed and with PDC tracking number for each report. Additionally, the 2016 warning letter referenced in the 2016 complaint against this serial violator is included for reference

List of potential witnesses with contact information to reach them.

The officers and the treasurer are the logical start

Complaint Certification:

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



STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

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

June 22, 2016

miket@wsrp.org

Subject: PDC case 5746

Dear Mr. Tiufekchiev:

The Public Disclosure Commission (PDC) has completed its initial review of the complaint you filed on June 20, 2016. Your complaint alleged that Active in Democracy (AID) may have violated RCW 42.17A.235 and .240 by failing to report campaign contributions.

As a result of staff's initial review, we found the following:

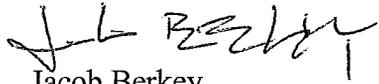
- AID reported \$3000 in contributions to the Craig Patti and Rick Tolbert campaigns late when notified of the complaint. The Summary, Full Report Receipts and Expenditures (C4) report was filed June 9, 2016, which was 30 days late.
- The \$1000 AID contribution to the Lane Walthers campaign was made on May 10, 2016 and reported on June 9, 2016, within PDC reporting guidelines.
- AID filed a Cash Receipts and Monetary Contributions (C3) report on June 9, 2016 that shows the contributions their committee collected during the month of May 2016.
- After being notified of the complaint, AID filed their missing C3 and C4 reports to come into compliance with PDC laws and rules. AID has no previous violations of PDC laws and rules.

Based on these initial findings, I have determined AID's failure to report on time in this one instance does not amount to a material violation warranting further action under these circumstances. In accordance with WAC 390-37-060(1)(b), AID will receive a formal written warning to file all committee reports timely.

The PDC has closed the matter, and will not be conducting a more formal investigation into your complaint or pursuing further enforcement action in this case.

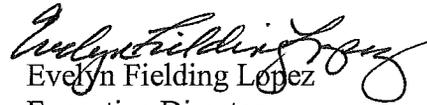
If you have questions, you may contact Jacob Berkey toll-free at 1-877-601-2828, or by e-mail at Jacob.berkey@pdc.wa.gov.

Sincerely,



Jacob Berkey
Compliance Coordinator

Endorsed by,



Evelyn Fielding Lopez
Executive Director

cc: Active in Democracy