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APR 12 2010



Public Disclosure Commission

**WASHINGTON STATE PUBLIC DISCLOSURE COMMISSION
COMPLAINT FORM**

(See instructions on the last page.)

Description of Complaint

1. RESPONDENT:

Identify who you are filing a complaint against and provide all contact information you have for them. Give names and titles, if any, for individuals, and the full name of any organization. Please note that the PDC does not enforce federal campaign finance laws or local ordinances.

Example #1: Joe Public, Mayor of My Town,

123 Main Street, Your Town, State, Phone: 555-123-4567, Email: unknown

Example #2: The Political Action Group (instead of P.A.G.), 123 Main Street, Your Town, State,

Phone: 555-123-4567, Email: pag@pag.org

HERB OBERG, CANDIDATE FOR SKAGIT COUNTY SHERIFF
P.O. Box 3545, Mount Vernon, WA 98273
(360) 661-6503
EMAIL: obergforsheriff@gmail.com

2. ALLEGED VIOLATIONS:

Explain how and when you believe the people/entities you are filing a complaint against violated RCW 42.17 or Title 390 WAC. Be as detailed as possible about dates, times, places and acts. If you can, cite which specific laws or rules you believe were violated. Attach additional pages if needed.

SEE ATTACHED

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Evidence and Witnesses

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3. EVIDENCE:

List the documents or other evidence you have that support your complaint, if any, and attach copies to this form. If you do not have copies, provide any information you have about where you believe the documents or evidence can be found and how to obtain it. Attach additional pages if needed.

Example: Emails between Joe public and Candidate X, attached OR

Joe Public has emails from Candidate X which describe an illegal campaign donation, and Joe Public's phone number is 555-123-4567.

SEE ATTACHMENTS: A, B, C

4. WITNESSES:

List the names and contact information, if known, of any witnesses or other persons who have knowledge of facts that support your complaint. Attach additional pages if needed.

Example: Jane Public was present when Candidate X spoke to me about the illegal contribution. Jane Public's address is 123 Main Street, Your Town, USA 12345, and her phone number is 555-123-4567.

Certification

In signing this complaint:

- I have provided all information, documents and other evidence of which I am aware;
- If I become aware of additional information, documents or evidence related to my complaint, I will promptly provide it to the PDC; and,
- I am providing the PDC current information on how to contact me, and will promptly update that information if it changes.

Your name (print or type) DIANE REICHARDTStreet address 12973 N OVENELL LNCity, state and zip code BURLINGTON, WA 98233Telephone number (including area code) 360 757-7150E-mail address (optional) will.reichardt2010@gmail.com

Oath

Required for complaints against elected officials or candidates for elective office:

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

Your signature *Diane Reichardt*Date signed 4-8-10**Place signed (city and county)**

<u>BURLINGTON</u>	<u>SKAGIT</u>
City	County

Attachments

Check here if you are attaching copies of documentary evidence or extra pages explaining your complaint.

*RCW 9A.72.040 says that "(1) A person is guilty of false swearing if he makes a false statement which he knows to be false, under an oath required or authorized by law. (2) False swearing is a misdemeanor."

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Alleged Violations:

Per the C1 registration form, candidate Oberg filed and declared himself a **democrat** on the Candidate Registration he completed on February 10, 2009.

The C1 registration form was amended on April 6, 2009, whereupon candidate Oberg again identified himself as a **democrat**.

Violation #1 pertains to RCW 42.17.510 where "party designation shall be clearly visible on political advertising" and literature. As can be seen in the attached photo (A), of one of the numerous "yard signs" in the county, candidate Oberg has no party designation displayed.

Violation #2 also pertains to RCW 42.17.510 regarding a candidate's political party designation. Candidate Oberg declares himself a "republican" on his website heading (see attachment B) even though he registered as a **democrat** on Feb 10, 2009 on the C1 Candidate Registration Form, which was also amended on April 6, 2009, but with the same party affiliation; **DEMOCRAT**.

Violation #3 pertains to RCW 42.17.065, which in section 2, declares that a candidate "shall report on the 10th day of the month detailing expenditures for the preceding month." Candidate Oberg has failed to disclose any campaign expenses since May 2009. There is no disclosure of any expenses pertaining to any of 4x8 yard signs (see attachment C), of which there are at least 6 that have been up since the spring of 2009; nor any smaller yard signs (attachment B) or campaign brochures that have been handed out for approximately a year.

It appears as if candidate Oberg has willfully omitted the filing of expenses and negated declaring his party affiliation on advertising, because he did comply with the RCWs at the beginning of his campaign.