

Office Use Only: No. _____

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*

Shawn Bunney, Pierce County Councilmember running for State Representative in the 31st

Legislative District Position #1, PO Box 1572, Sumner, WA 98390, (253) 507-3271,

AmySBirk@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.

42.17.130 and SSHB 2017 section 703 – Shawn Bunney is a lame duck Pierce County
Councilmember who recently used public funds to produce and mail a campaign flyer
touting his fiscal responsibility, his alleged accomplishments as a councilmember and
stating, “The economic downturn is the single greatest challenge facing our families and our
county government. Councilmember Bunney has promoted job creation through three major
policies.” This statement is prospective, i.e. future looking. This is clearly a campaign
statement in line with the overall presentation of the flyer. Then the flyer goes on to
describe the policies the same as his campaign website – also violates SSHB 2016 §703.
He also utilized a robocall on May 27, 2010 to invite non Pierce County residents who live in
the King County portion of 31st legislative district to attend a Pierce County funded
presentation at Lakewood City Hall to talk about his alleged accomplishments and programs

Evidence and Witnesses

Public Disclosure Commission

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.

Flyer is attached and as for the robocall I am of suitable age and discretion to testify to the following facts to which I swear under penalty of perjury I personally received the robocall at my residence phone number in Enumclaw, WA

The robocall was on May 27, 2010 from Kirby Wilbur inviting King County voters to come and "voice your support for Councilman Shawn Bunney's illegal immigration proposal at the Pierce County Council Meeting at the Lakewood City Hall on Tuesday, June 1st." The call went on to say, "...this is a proposal to take on illegal immigration." Thumb-drive enclosed.

Councilmember Bunney was using government property to promote his campaign in violation of RCW 42.17.130 and SSHB 2016 Section 703 as passed in March 2010.

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.

JUL 26 2010

Certification

Public Disclosure Commission

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) Jeffrey D Coats

Street address 380 Michael Ave

City, state and zip code Enumclaw, WA 98022

Telephone number (including area code) (360) 829-7600

E-mail address (optional) jeffrey.coats@comcast.net

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 [Handwritten Signature]

Date signed 7/23/10

Place signed (city and county)

Enumclaw, King

City

County

Attachments

Check here if you are attaching copies of documentary evidence or extra pages explaining your complaint. - copy of flyer and thumb-drive with voicemail robo call

*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."

RECEIVED

JUL 19 2010

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1. RESPONDENT:

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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*

Sean Bunney, Pierce County Council Member

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.

Mr. Bunney has used public funds for a piece of mail, timed right before a primary election, which has obvious political overtones beyond the usual scope of council business. His focus on the recurring campaign theme of "jobs" during this election is particularly upsetting when taken context of the thousands of underemployed or out of work people in our area. Generally communications from public officials come in the form of a newsletter, or letter to their constituent. Never before have I seen one that came in the form of a slick full color mailer that has the look and feel of a traditional piece of campaign mail. It's fishy at the least, and possibly an illegal use of public funds at the worst. Please use the power of your office to bring these issues to light, and to hold accountable anyone who has violated the spirit or the letter of the law in this situation. His campaign should immediately refund the county for the printing, preparation and mailing of this item.

Evidence and Witnesses

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.

Please see attached "official" correspondence with Pierce County Council mail frank.

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.

Any or all of the people in Pierce County to whom the said document was sent.

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JUL 19 2010

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) Kristine M Smith

Street address 9905 48th Avenue East

City, state and zip code Tacoma WA 98446

Telephone number (including area code) 253 474 6240

E-mail address (optional) kristinemsmith@msn.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 Kristine M Smith

Date signed 7/16/2010

Place signed (city and county)

Tacoma

Pierce

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."*

DATE FILED PDG

JUL 17 2010

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**Washington State Public Disclosure Commission
Instructions for Filing a Formal Complaint**

↓ **When to use the formal complaint form:**

While this form is not required, its use is recommended when you want to file formal allegations of a violation of the Public Disclosure Commission (PDC) statutes or rules. You can find the PDC statutes and rules on the PDC website at www.pdc.wa.gov.

If you have information or concerns about a possible violation but do not wish to file a complaint, please contact the PDC office directly.

↓ **How to submit your complaint form to the PDC:**

- Complete all sections. If you do not have some information, please write "unknown" instead of leaving a blank space.
- Attach copies of any evidence you have - we'll contact you if we need originals.
- Sign the oath if your complaint is against an elected official or a candidate for elective office.
- Mail, fax, or email your complaint and all attachments to the PDC.

↓ **If you have more questions:**

If you have more questions about filing a complaint, see the "Frequently Asked Questions about Filing a Complaint" guide available on the PDC's website at www.pdc.wa.gov under "Enforcement and Compliance." You may also contact the PDC directly.

PDC Contact Information

MAILING ADDRESS: Washington State Public Disclosure Commission
711 Capitol Way, Room 206
PO Box 40908
Olympia, WA 98504-0908

EMAIL ADDRESS: pdc@pdc.wa.gov

PHONE: 1-877-601-2828 (toll free)

FAX: (360) 753-1112

HOURS: Monday-Friday, 8:00 a.m. – 5:00 p.m., closed on state holidays.

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