



STATE OF WASHINGTON  
PUBLIC DISCLOSURE COMMISSION

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BEFORE THE PUBLIC DISCLOSURE COMMISSION  
OF THE STATE OF WASHINGTON

IN RE COMPLIANCE	)	PDC CASE NO: 11-018
WITH RCW 42.17	)	
David Schmidt	)	Report of Investigation
Respondent.	)	
_____		)

**I. Background**

- 1.1 David Schmidt was elected to the Washington State Legislature, in the 44<sup>th</sup> Legislative District, in 1994.
- 1.2 He served four, two-year terms as a State Representative followed by one, four-year term as a State Senator.
- 1.3 Mr. Schmidt was defeated in the November 7, 2006 General election by Steve Hobbs in Mr. Schmidt's bid for re-election to the State Senate. On April 7, 2010, Mr. Schmidt filed a C-1 Candidate Registration stating that he was running for State Senate in the 44<sup>th</sup> Legislative District.
- 1.4 Throughout his campaigns, Mr. Schmidt has served as his own campaign treasurer.

**II. Allegations**

- 2.1 On October 4, 2010, a complaint was received from Richard Hegdahl alleging that David Schmidt has violated RCW 42.17.080 and .090 by failing to timely file Cash Receipts Monetary Contributions reports (PDC Form C-3) and Campaign Summary Receipts and Expenditures reports (PDC Form C-4) for his 2006 campaign for State Senate. **EXHIBIT 1**
- 2.2 Mr. Hegdahl also alleged Mr. Schmidt was reimbursed for lost wages by his campaign in the amount of \$32,260.98 with no explanation or documentation.

### III. Findings

- 3.1 In 2006, David Schmidt sought re-election to the State Senate in the 44<sup>th</sup> Legislative District, a seat he was elected to in 2002. Mr. Schmidt was defeated in the 2006 General election by Steve Hobbs. **EXHIBIT 2**
- 3.2 In 2010, Mr. Schmidt ran for the same State Senate seat (44<sup>th</sup> Legislative District). He was defeated by the incumbent, Steve Hobbs.

#### 2006 Campaign C-4 Reports

- 3.3 For his 2006 campaign, Mr. Schmidt served as his own treasurer. His campaign was required to file electronically because he planned to raise or spend more than \$10,000. Mr. Schmidt's 2006 campaign raised a total of \$193,999 and spent a total of \$193,999.
- 3.4 The Schmidt campaign timely filed the 7-day pre-general C-4 report (covering the period of October 11 – October 30, 2006) on October 31, 2006. The report was electronically filed.
- 3.5 The post-general election C-4 report, covering the period of October 31 – November 30, 2006 was due on December 11, 2006. The post-general C-4 report is required of all campaigns participating in the election year.
- 3.6 A December 2006 C-4 report was due on January 10, 2007. The December C-4 report was required because the campaign had activity over \$200 during the period and had not filed a final campaign report for the election cycle.
- 3.7 On October 8, 2007, PDC staff contacted Mr. Schmidt to inquire about that status of his 2006 post-general election C-4 report which had not yet been filed. Mr. Schmidt informed PDC staff that his computer had crashed a few days before the election. He asked if he could paper-file his reports. PDC staff informed Mr. Schmidt that since he was required to electronically-file, he would need to obtain permission from the Commission in order to file on paper. PDC staff told Mr. Schmidt to file the final reports on paper with a request to file on paper, and staff would take his request to the commission to be granted an exception to the e-filing requirements. **EXHIBIT 3**. He stated, "I never heard back from her even though I had made copies of the final report by hand." **EXHIBIT 4**
- 3.8 Mr. Schmidt did not seek further permission from the Commission to file his final reports on paper, nor did he file the final reports on paper.
- 3.9 PDC staff regularly provides assistance to campaigns in filing reports electronically after a technical failure, such as a computer crash.
- 3.10 In July 2010, after an inquiry from the Everett Herald, PDC staff contacted Mr. Schmidt to assist him in filing his remaining 2006 campaign reports. PDC staff instructed Mr. Schmidt in entering and filing his remaining 2006 campaign finance data into the current electronic filing system.

3.11 On July 23, 2010, Mr. Schmidt electronically filed the remaining campaign finance reports from his 2006 campaign. The following chart summarizes Mr. Schmidt’s 2006 C-4 reports filed on July 23, 2010. **EXHIBIT 5 & 6**

2006 C-4 Reports	Date Due	Date Filed	Days Late	Contributions for Period	Expenditures for Period
Post-General (10/31 – 11/30)	12-11-06	7-23-10	1,320	\$10,225.00	\$40,830.59
December, 2006	1-10-07	7-23-10	1,289	\$0	\$37,012.69

3.12 The post-general Schedule “A” reports show that the Schmidt campaign purchased a computer on November 1, 2006. **EXHIBIT 7**

**Lost Wages – 2003-2006**

3.13 On his December 2006 C-4 report, Mr. Schmidt reported several expenditures paid to him for “lost wages.” On his Schedule “A,” he reported a total of \$32,260.98 in payments to himself for lost wages. All of the expenditures for lost wages were reported as being paid on December 30, 2006. **EXHIBIT 8**

3.14 Mr. Schmidt was employed by the Washington National Guard as a Non-Commissioned Officer (NCO) from 1982 to 2007.

3.15 To count the year towards a retirement, members of the Washington National Guard are required to attend a variety of trainings and drills throughout each year for which they receive assignment pay. Attendance orders (assignments) for annual and weekend trainings are posted annually. In addition, members can be given special assignments.

3.16 PDC staff spoke to Lieutenant Colonel Andrew Leneweaver, assigned to Mobilization, Readiness and Force Management at Camp Murray. He stated that weekend drills and annual training dates can be made up, especially for an NCO with Mr. Schmidt’s special skills. He stated that Joint Force Headquarters drills take place during the first weekend of the month, however, due to logistics, other units drill on different weekends. Therefore, as a ranking NCO, Mr. Schmidt could have trained at alternative times.

3.17 On his December, 2006 Schedule “A,” Mr. Schmidt provided specific codes in his explanation for lost wages. He used the following codes to indicate the type of duty for which he received lost wage reimbursements from his campaign:

- AT: Annual Training – two weeks per year with assigned unit
- IDT: Inactive Duty Training – one weekend per month with assigned unit
- ADOS: Active Duty Operational Support – special assignments
- ADSW: Active Duty Special Work

3.18 On April 28, 2011, Mr. Schmidt provided additional details concerning specific dates for which he says he was entitled to lost wage reimbursement from his campaign. **EXHIBIT 9**

3.19 The following table summarizes the total lost wages, per year, Mr. Schmidt was reimbursed for by his campaign:

Year	Lost Wages
2003	\$2,798.02
2004	\$7,432.03
2005	\$9,394.20
2006	\$12,636.73
<b>TOTAL</b>	<b>\$32,260.98</b>

3.20 The following chart summarizes Mr. Schmidt's accounting of his time for which he was reimbursed by his campaign:

<u>Lost Wages</u> <i>per Dec. 2006 C-4 Schedule A</i>	<u>Relevant Dates</u> <i>per David Schmidt</i>	<u>Purpose of duty</u> <i>unable to attend due to campaign &amp; legislative duties (per Mr. Schmidt)</i>
\$1,878.08	<b>2003:</b> Jan. 4-5, Feb. 1-2, Mar. 1-2, Apr. 5-6	Inactive duty training
\$919.94	<b>2003:</b> June (7 days)	Annual training
\$1,907.28	<b>2004:</b> Jan. 3-4, Feb. 7-8, Mar. 6-7, Sep. 4-5	Inactive duty training
\$667.10	<b>2004:</b> June (5 days)	Annual training
\$4,857.65	<b>2004:</b> Jul.-Aug. (35 days)	Special operations training mission to Phillipines
\$2,894.04	<b>2005:</b> Jan. 8-9, Feb. 5-6, Mar. 5-6, Apr. 2-3, Aug. 13-14, Sep. 10-11	Inactive duty training
\$947.94	<b>2005:</b> June (7 days)	Annual training
\$5,552.22	<b>2005:</b> Jul.-Aug. (41 days)	Special operations training mission to Phillipines
\$2,438.90	<b>2006:</b> Jan. 7-8, Feb. 4-5, Mar. 4-5, Oct. 7-8, Nov. 4-5	Inactive duty training
\$1,093.92	<b>2006:</b> June (8 days)	Annual training
\$7,110.48	<b>2006:</b> Apr.-Dec. (52 days)	WA Youth Challenge program – establishment & support
\$1,993.43	<b>2006:</b> 15 days-variable	Service support for emergency management training

3.21 Mr. Schmidt could not specifically recall why he missed weekend trainings (inactive duty training). Several of the missed training dates occurred during Legislative sessions.

- 3.22 Mr. Schmidt acknowledged that he could have worked alternate weekends, but he said he would have been alone with little to do. He said that he did not think that would be fair to the National Guard. Mr. Schmidt's absences were recorded by the unit as excused.
- 3.23 Mr. Schmidt could not specifically recall why he missed the annual training drills in June of 2003, 2004, 2005, and 2006.
- 3.24 In 2004 and 2005, Mr. Schmidt stated that he was invited to assist a Special Forces Unit of the Washington Army National Guard on their training missions to the Philippines as their administrative non-commissioned officer. The training missions took place in July and August of 2004 and 2005. He stated that he declined the offer because he was unable to attend these training missions due to his legislative and campaign duties. Mr. Schmidt could not recall the specific legislative and/or campaign duties that occurred during July and August of 2004 and 2005 which prevented him from accepting this duty assignment.
- 3.25 In 2006, Mr. Schmidt stated that he lost wages by not being able to work with the Washington Youth Academy. The Washington Youth Academy is based in Bremerton, Washington, and is patterned after the National Guard's Youth Challenge program. Mr. Schmidt stated that as a legislator, he sponsored the legislation that created the Washington Youth Academy, and said he played a key role in initiating the program in Washington State. The National Guard supports the Washington Youth Academy, and in 2006, authorized Mr. Schmidt to work with the Washington Youth Academy, referring to this duty as Active Duty Special Work (ADSW). Mr. Schmidt claimed lost wages totaling \$7,110.48 for 52 days when he was authorized to work with the Washington Youth Academy, but did not work, between April and December 2006. Mr. Schmidt provided no evidence to show that he lost these earnings as a result of campaigning for re-election between April and December 2006.

#### **Lost Wage Reimbursements – 2006 Campaign Funds**

- 3.26 In his December 15, 2010 written response, Mr. Schmidt stated that he received approximately \$26,000 in campaign contributions in the days leading up to the General election. He stated that based on his campaign budget plan, these funds remained unused as of election day (2006).
- 3.27 He stated that because he was defeated in the 2006 General election he was facing unemployment in two months and had no job prospects at the time. He said he decided to use the funds for lost wages. He further stated, "My actual work time lost was more, and I could have used more of the campaign funds, but used the funds on the campaign instead."

#### **EXHIBIT 4**

- 3.28 During an interview on April 28, 2011, Mr. Schmidt contended that the law does not specifically state that lost wages must occur during the campaign period and he believes that legislative duties are included. Mr. Schmidt asserts that because the 44<sup>th</sup> Legislative District is a swing district it was necessary for him to continuously campaign throughout the entire election cycle.

- 3.29 In his December 15, 2010, response letter Mr. Schmidt stated, "The amounts reported reflect the time lost or work days lost due to my being a legislator and campaigning. The amounts reflect periods during the four years of the campaign."

### **Late Filed C-1**

- 3.30 For his 2006 campaign, Mr. Schmidt filed a Candidate Registration (PDC Form C-1) on June 9, 2005. **SEE EXHIBIT 1**
- 3.31 Based on Mr. Schmidt's explanation, some of the occasions for which he received lost wage reimbursements occurred prior to when he filed his 2006 campaign C-1.
- Prior to filing his 2006 C-1, the occurrences for which Mr. Schmidt was reimbursed for lost wages totaled \$12,159.41.
  - After he filed his 2006 campaign C-1, the occurrences for which Mr. Schmidt was reimbursed for lost wages totaled \$20,101.57.
- 3.32 Mr. Schmidt's 2006 campaign reported funds raised in 2003 and 2004, however he did not file any reports until June 2005.
- In 2003, Mr. Schmidt loaned his campaign \$4,000. He also received contributions in the amount of \$1,975. These contributions were received in December 2003, prior to the session freeze period.
  - In 2004, Mr. Schmidt received total contributions in the amount of \$3,500. The contributions were received between August and December 2004.
- 3.33 During his interview, Mr. Schmidt acknowledged that he should have filed his 2006 C-1 earlier.

### **Review of Additional Campaign Expenditures**

- 3.34 **American Legislative Exchange Council Conferences** - The mission statement of the American Legislative Exchange Council (ALEC) states in part, "The mission of the American Legislative Exchange Council is to advance the Jeffersonian principles of free markets, limited government, federalism, and individual liberty, through a nonpartisan public-private partnership of America's state legislators, members of the private sector, the federal government, and general public." ALEC holds a Spring Task Force Summit, a Summer Annual Meeting, and a late Fall States and Nation Policy Summit.
- 3.35 The 2006 Schmidt campaign reported making the following expenditures for Mr. Schmidt's attendance at ALEC conferences in 2005 and 2006:

Date	Vendor	Purpose	Amount
11/28/05	Alaska Airlines	Airfare	\$295.00
11/1/06	Alaska Airlines	Airfare	\$268.90
11/1/06	ALEC	Conference fee	\$100.00
<b>Total</b>			<b>\$663.90</b>

3.36 **Council of State Governments Conferences** - The Council of State Governments (CSG) is a national organization that serves all three branches of state government. CSG is a region-based forum that fosters the exchange of insights and ideas to help state officials shape public policy. CSG is headquartered in Lexington, Kentucky.

3.37 The 2006 Schmidt campaign reported making the following expenditures for Mr. Schmidt's attendance at CSG conferences in 2006:

Date	Vendor	Purpose	Amount
6/7/06	Delta Airlines	Airfare	\$463.19
11/10/06	Alaska Airlines	Airfare	\$339.60
11/1/06	CSG	Conference fee	\$350.00
<b>Total</b>			<b>\$1,152.79</b>

3.38 **Condominium Association Fees and Mortgage Payment Paid in Lieu of Rent for Campaign Office** - During 2005 and 2006, Mr. Schmidt lived in a condominium that he was purchasing. He had turned a bedroom (an area equal to approximately 25 percent of the total square footage of the unit) into an office. He stated that he used his in-home office as his 2006 campaign office from May 2005 through December 2006, except for January and February 2006. Mr. Schmidt stated that for eight months in 2007 he rented his home to a renter for \$1,600 per month. The fair rental value of his in-home office space can therefore reasonably be presumed to be approximately \$400 per month.

3.39 The 2006 Schmidt campaign reported making the following expenditures for Mr. Schmidt's condominium association fees of \$180.00 per month as partial payment for the campaign's use of Mr. Schmidt's in-home office during 2005 and 2006:

Date	Vendor	Purpose	Amount
5/10/05	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
6/10/05	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
7/10/05	Cole Properties	Paid condo fees in lieu of rent for	\$180.00

		campaign office	
8/10/05	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
9/10/05	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
10/10/05	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
11/10/05	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
12/10/05	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
3/10/06	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
4/15/06	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
5/2/06	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
6/1/06	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
7/3/06	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
8/8/06	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
9/5/06	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
9/12/06	Cole Properties	Paid condo fees in lieu of rent for campaign office <b>(Dup. Payment)</b>	\$180.00
10/11/06	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
11/1/06	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
11/1/06	Cole Properties	Paid condo fees in lieu of rent for campaign office <b>(Dup. Payment)</b>	\$180.00
11/15/06	Cole Properties	Paid condo fees in lieu of rent for campaign office	\$180.00
<b>Total</b>			<b>\$3,600.00</b>

3.40 The 2006 Schmidt campaign reported making the following expenditures for Mr. Schmidt's second mortgage payment on his condominium of \$351.30 per month as partial payment for the campaign's use of Mr. Schmidt's in-home office during 2005 and 2006:

Date	Vendor	Purpose	Amount
4/1/06	GMAC	Paid 2 <sup>nd</sup> Mortgage in lieu of rent for campaign office	\$351.30
5/12/06	GMAC	Paid 2 <sup>nd</sup> Mortgage in lieu of rent for campaign office	\$351.30
6/12/06	GMAC	Paid 2 <sup>nd</sup> Mortgage in lieu of rent for campaign office	\$351.30

7/27/06	GMAC	Paid 2 <sup>nd</sup> Mortgage in lieu of rent for campaign office	\$351.30
8/18/06	GMAC	Paid 2 <sup>nd</sup> Mortgage in lieu of rent for campaign office	\$351.30
9/11/06	GMAC	Paid 2 <sup>nd</sup> Mortgage in lieu of rent for campaign office	\$351.30
9/26/06	GMAC	Paid 2 <sup>nd</sup> Mortgage in lieu of rent for campaign office ( <b>Dup. payment</b> )	\$351.30
10/26/06	GMAC	Paid 2 <sup>nd</sup> Mortgage in lieu of rent for campaign office	\$351.30
11/1/06	GMAC	Paid 2 <sup>nd</sup> Mortgage in lieu of rent for campaign office	\$351.30
11/15/06	GMAC	Paid 2 <sup>nd</sup> Mortgage in lieu of rent for campaign office ( <b>Dup. payment</b> )	\$351.30
12/1/06	GMAC	Paid 2 <sup>nd</sup> Mortgage in lieu of rent for campaign office	\$351.30
<b>Total</b>			<b>\$3,864.30</b>

- 3.41 From May 2005 through December 2005, Mr. Schmidt was the only person using his in-home office for running the 2006 Schmidt campaign. From March 2006 through November 2006, Mr. Schmidt and two other individuals used Mr. Schmidt's in-home office for running the 2006 campaign.
- 3.42 **Purchase of New Computer and Printer** – Mr. Schmidt stated that his computer crashed approximately two weeks before the November 8, 2006 general election. On November 1, 2006, Mr. Schmidt purchased a new computer, color printer and related items using campaign funds. The purchases are listed below:

Date	Vendor	Purpose	Amount
11/1/06	Costco	Computer	\$1,363.88
11/1/06	Costco	Color printer & related items	\$1,589.00
<b>Total</b>			<b>\$2,952.88</b>

Following the 2006 General election, Mr. Schmidt converted the computer, color printer, and related items to personal use, but did not reimburse the campaign for the fair market value of the items.

- 3.43 **Travel After 2006 Election** - The Schmidt campaign reported two expenses for travel to Arizona that took place after the 2006 election, as listed below:

Date	Vendor	Purpose	Amount
12/30/06	Alaska Airlines	Travel to Arizona after election	\$377.60
12/30/06	Alaska Airlines	Travel to Arizona after election	\$377.60
<b>Total</b>			<b>\$755.20</b>

Mr. Schmidt purchased the tickets between the Primary and General elections, and took the trip two weeks after the General election. He said the purpose of the trip was to meet with his brother and seek contributions from his brother, his brother's wife, his brother's daughter, and his brother's business. Mr. Schmidt said he took a campaign fundraiser, Mary-Jim Montgomery, on the trip to make an in-person request for campaign contributions because he hoped his brother would become a source for contributions in future elections.

- 3.44 Mr. Schmidt said his brother would not contribute to his campaign because he had lost the election. Mr. Schmidt stated that his trip to Arizona was made before his decision to take payment for lost wages.
- 3.45 In 2006, candidates were allowed to solicit and accept contributions through the election cycle, which was November 30<sup>th</sup> in 2006.
- 3.46 In 2006, the contribution limit from individuals and businesses to legislative candidates was \$700 per election.

#### IV. Scope

- 4.1 Staff reviewed the complaint filed by Richard Hegdahl received on October 4, 2010.
- 4.2 Staff reviewed C-3 and C-4 reports filed by the 2006 David Schmidt Campaign.
- 4.3 Staff spoke with and interviewed David Schmidt.
- 4.4 Staff spoke with Lieutenant Colonel Andrew Leneweaver from the Washington Army National Guard.
- 4.5 Staff spoke with Major Matt Cooper from the Washington Army National Guard. No significant information was learned.
- 4.6 Staff reviewed the December 15, 2010 response from David Schmidt.

#### V. Law

- 5.1 **RCW 42.17.125** states: Contributions received and reported in accordance with RCW 42.17.060 through 42.17.090 may only be transferred to the personal account of a candidate, or of a treasurer or other individual or expended for such individual's personal use under the following circumstances:

(1) Reimbursement for or loans to cover lost earnings incurred as a result of campaigning or services performed for the political committee. Such lost earnings shall be verifiable as unpaid salary, or when the individual is not salaried, as an amount not to exceed income received by the individual for services rendered during an appropriate, corresponding time period. All lost earnings incurred shall be documented and a record thereof shall be maintained by the individual or the individual's political committee. The political committee shall include a copy of such record when its expenditure for such reimbursement is reported pursuant to RCW 42.17.090.

(2) Reimbursement for direct out-of-pocket election campaign and postelection campaign related expenses made by the individual. To receive reimbursement from the political committee, the individual shall provide the political committee with written documentation as to the amount, date, and description of each expense, and the political committee shall include a copy of such information when its expenditure for such reimbursement is reported pursuant to RCW 42.17.090.

(3) Repayment of loans made by the individual to political committees, which repayment shall be reported pursuant to RCW 42.17.090. However, contributions may not be used to reimburse a candidate for loans totaling more than \*three thousand dollars made by the candidate to the candidate's own political committee or campaign.

**WAC 390-16-238 states:**

(1) Except as specifically allowed by chapter 42.17 RCW, any expenditure of a candidate's campaign funds that is not directly related to the candidate's election campaign is a personal use of campaign funds prohibited under RCW 42.17.125.

(2) An expenditure of a candidate's campaign funds shall be considered personal use if it fulfills or pays for any commitment, obligation or expense that would exist irrespective of the candidate's election campaign.

(3) If an activity or expenditure is both personal and campaign related, the campaign may pay no more than the fair market value of its share of the activity or expenditure. For example, if a candidate uses a personal vehicle for campaign purposes, the campaign may reimburse the candidate for:

(a) The prorated share of documented gasoline, maintenance and insurance costs directly related to the campaign's usage of the vehicle; or

(b) The standard mileage rate established by the Internal Revenue Service for those documented miles directly related to the campaign's usage.

(4) Examples of expenditures presumed to be for personal use include, but are not limited to:

(a) Mortgage, rent, utility or maintenance expenses for personal living accommodations;

(b) Clothing purchases and maintenance expenses not related to the campaign;

- (c) Automobile expenses not related to the campaign;
- (d) Travel expenses not related to the campaign;
- (e) Household food items;
- (f) Restaurant expenses except for in-person fund-raising or campaign organizational activities;
- (g) Tuition payments not related to the campaign;
- (h) Admission to sporting events, concerts, theaters, or other forms of entertainment unless the event is primarily related to the candidate's campaign;
- (i) Country club membership fees, dues and payments;
- (j) Health club or recreational facility membership fees, dues and payments;
- (k) Social, civic, fraternal, or professional membership dues, fees and payments unless the expenditure occurs during an election year and membership is required to gain access to the organization's mailing list for campaign purposes or other facilities for the candidate's campaign;
- (l) Home or business internet service provider costs;
- (m) Home or business newspaper and periodical subscriptions;
- (n) Greeting cards to persons who would customarily receive such cards (e.g., family, friends and business associates).

**RCW 42.17.080 and 090** require candidates to file timely, accurate reports of contributions and expenditures, including in-kind contributions. Under the full reporting option, until five months before the general election, C-4 reports are required monthly when contributions or expenditures exceed \$200 since the last report. C-4 reports are also required 21 and 7 days before each election, and in the month following the election, regardless of the level of activity. Contribution deposits made during this same time period must be disclosed on the Monday following the date of deposit.

Respectfully submitted this 28<sup>th</sup> day of November 2011.



Randall R. Unruh  
Senior Political Finance Specialist

**List of Exhibits**

- Exhibit 1** Complaint filed by Richard Hegdahl on October 4, 2010
- Exhibit 2** Candidate Registration for the 2006 David Schmidt Campaign
- Exhibit 3** E-mail from Lori Anderson to David Schmidt on October 8, 2007
- Exhibit 4** David Schmidt response letter received on December 15, 2010
- Exhibit 5** Post-general election C-4 report filed by the 2006 David Schmidt Campaign
- Exhibit 6** December 2006 C-4 report filed by the 2006 David Schmidt Campaign
- Exhibit 7** Post-general Schedule "A" report filed by the 2006 David Schmidt Campaign
- Exhibit 8** December 2006 Schedule "A" report filed by the 2006 David Schmidt Campaign
- Exhibit 9** Additional Response letter from David Schmidt dated April 28, 2011