

RECEIVED

OCT 24 2011

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

Gil Mendoza (former Sumner School District Superintendent) 10802 159<sup>th</sup> Ave Ea,

Puyallup, WA 98374. Hm 253-845-3260. Cell 253-377-5828. Email gilmend@comcast.net

Citizens Advocating a Responsible Education System (C.A.R.E.S.)

P.O. Box 100, Sumner, WA 98390

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.

On or about October 18<sup>th</sup>, 2011, Gil Mendoza mailed 24,288 political fliers encouraging  
voters to vote for specified Sumner School District Board of Directors candidates in the  
upcoming election (November 8, 2011). Gil Mendoza and the group he is representing  
(CARES) did not report any contributions or expenditures to the Washington Public  
Disclosure Commission. The flier also did not clearly state that its contents were not  
authorized by a candidate, nor did it clearly state who paid for the statement/advertisement  
(as required by law RCW 42.17.510 (2) (a).

<b>Evidence and Witnesses</b>
-------------------------------

**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.*

On or about 10/20/2011, registered voters residing within the Sumner School District received in the mail a political flier from a group identifying themselves as "Citizens Advocating a Responsible Education System" (CARES). Rebecca Giles, observed Gil Mendoza and his niece, Robin Lucas, as they made the bulk mailing on 10/18/11. On 10/21/2011, Bulk Mail Clerk Dawn Bailey confirmed that on 10/18/2011 Gil Mendoza had mailed 24,288 pieces, using Bulk Mail Permit #51. This Bulk Mail permit belongs to a business called "Showcase Media" which is owned by Robin Lucas, Gil Mendoza's niece. The total postage cost for the mailing was \$6,315.00 and was paid for with a personal check from Gil Mendoza. (Additional expenses include printing, folding, and labeling)

**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.*

Rebecca Giles. 1201 Wood Avenue, Sumner, WA 98390. 253-891-6000. Becki is the Sumner School District employee who was in line behind Gil Mendoza and Robin Lucas when they mailed the 24,000+ fliers.

Dawn Bailey. 253-826-0816. Sumner Post Office Bulk Mail Clerk

Robin Lucas. 253-826-9001 Used her business Bulk Mail Permit to mail a political flier from another entity. Her business and return address (Showcase Media) was not identified on the flier (in violation of Postal Regulations)

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Public Disclosure Commission

**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) Sherman Voiles

Street address 20808 Church Lake Drive East

City, state and zip code Bonney Lake, WA 98391

Telephone number (including area code) 253-335-0485

E-mail address (optional) shermv@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 

Date signed October 24, 2011

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. (Political Flier Attached)

\*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."

# WHO C.A.R.E.S.?

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OCT 24 2011

Public Disclosure Commission

ABOUT OUR SCHOOLS?

AND OUR COMMUNITY?

## WE DO... AND KNOW YOU DO TOO!

### CITIZENS ADVOCATING A RESPONSIBLE EDUCATION SYSTEM (CARES)

During this important upcoming election we will be selecting school board members for 3 of the 5 positions in our school district. We believe it is important that persons holding this position of TRUST be connected to what is happening in our schools, so they can make informed decisions when leading our district. We also believe that those most vested, with an authentic willingness to listen, learn and gain awareness of what it takes to offer quality programs and services for our students, are those candidates with children in our schools.

#### HOW DO THE CANDIDATES WE WILL BE VOTING FOR STACK UP?

##### DO THEY HAVE CHILDREN IN OUR SCHOOLS?

###### DIRECTOR DISTRICT NO. 2

PAUL A. BUCICH

YES

NO

JEFF DEMARRE

YES

NO

###### DIRECTOR DISTRICT NO. 3

RICHARD HENDRICKS

YES

NO

###### DIRECTOR DISTRICT NO. 4

CASEY CHAMBERLAIN

YES

NO

RON WEIGELT

YES

NO

SEE PAGES 80, 81 & 82 OF YOUR VOTERS PAMPHLET FOR THE CANDIDATES' STATEMENTS

**VOTE** FOR CANDIDATES WITH CHILDREN IN OUR SCHOOLS.

THEY CARE AND ARE INVOLVED ON A DAILY BASIS.

THEY UNDERSTAND WHAT IT TAKES TO BUILD QUALITY SCHOOLS.

**PLEASE VOTE RESPONSIBLY!**

EXHIBIT 1  
Page 4 of 5

**RECEIVED**

OCT 24 2011

Public Disclosure Commission

**C.A.R.E.S**

CITIZENS ADVOCATING A  
RESPONSIBLE EDUCATION SYSTEM  
P.O. BOX 100  
SUMNER, WA 98390

PRSR STD  
US POSTAGE  
PAID  
Sumner, WA  
Permit #51

BRITTANY DEMARRE  
17310 33RD ST CT E  
LAKE TAPPS WA 98391

9839136710 R009



October 21, 2011

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OCT 24 2011

Public Disclosure Commission

PUBLIC DISCLOSURE COMMISSION  
711 CAPITOL WAY #206 - PO BOX 40908  
OLYMPIA, WA 98504-0908

FAX (360)753-1112

This is one of three Pages.

Page 2 is one side of a mailing received from C.A.R.E.S. on 10/20/11 in support of some Sumner School Board candidates.

Page 3 is the second side of the mailing endorsing some Sumner School Board candidates.

I would like to know if this is a group that has filed with the PDC.

I would like to know if the group is required to indicate "paid for by" information on the mailing.

Sincerely,

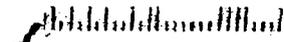


Ron Weigelt  
[rweigelt@comcast.net](mailto:rweigelt@comcast.net)  
17701 101<sup>st</sup> Street East  
Bonney Lake, WA 98391

RECEIVED

OCT 24 2011

Public Disclosure Commission



**C.A.R.E.S**

CITIZENS ADVOCATING A  
RESPONSIBLE EDUCATION SYSTEM  
P.O. BOX 100  
SUMNER, WA 98390

PRSR STD  
US POSTAGE  
PAID  
Sumner, WA  
Permit #51

RON WEIGELT  
17701 101ST ST E  
BONNEY LAKE WA 98391

EXHIBIT 2  
Page 2 of 3

5839158158 F008

11/11/11

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OCT 24 2011

Public Disclosure Commission

# WHO C.A.R.E.S.?

ABOUT OUR SCHOOLS?

AND OUR COMMUNITY?

## WE DO... AND KNOW YOU DO TOO!

### CITIZENS ADVOCATING A RESPONSIBLE EDUCATION SYSTEM (CARES)

During this important upcoming election we will be selecting school board members for 3 of the 5 positions in our school district. We believe it is important that persons holding this position of TRUST be connected to what is happening in our schools, so they can make informed decisions when leading our district. We also believe that those most vested, with an authentic willingness to listen, learn and gain awareness of what it takes to offer quality programs and services for our students, are those candidates with children in our schools.

#### HOW DO THE CANDIDATES WE WILL BE VOTING FOR STACK UP?

##### DO THEY HAVE CHILDREN IN OUR SCHOOLS?

###### DIRECTOR DISTRICT NO. 2

PAUL A. BUCICH

YES

NO

JEFF DEMARRE

YES

NO

###### DIRECTOR DISTRICT NO. 3

RICHARD HENDRICKS

YES

NO

###### DIRECTOR DISTRICT NO. 4

CASEY CHAMBERLAIN

YES

NO

RON WEIGELT

YES

NO

SEE PAGES 80, 81 & 82 OF YOUR VOTERS PAMPHLET FOR THE CANDIDATES' STATEMENTS

**VOTE** FOR CANDIDATES WITH CHILDREN IN OUR SCHOOLS.

THEY CARE AND ARE INVOLVED ON A DAILY BASIS.

THEY UNDERSTAND WHAT IT TAKES TO BUILD QUALITY SCHOOLS.

**PLEASE VOTE RESPONSIBLY!**

EXHIBIT 2

Page 3 of 3

NOV 16 2011

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:

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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

Gil Mendoza – Citizens Advocating a Responsible Education System (CARES).

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.

Gil Mendoza spent nearly \$8,000 on behalf of a slate of 3 candidates for the Sumner School Board. This expenditure certainly had a considerable influence on the election and was a key factor in Mr. Mendoza's candidates winning. The fine for his action should be equal to the impact he had on the election by his illegal expenditure. This was a huge expenditure for a small race.

EXHIBIT 3

Page 1 of 5

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.

I am enclosing a copy of the mailing he sent out. There is also a November 5, 2011 article in The News Tribune further detailing his actions.

Horizontal lines for additional evidence details.

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.

Horizontal lines for additional witness information.

NOV 16 2011

**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) Ron Weigelt

Street address 17701 101<sup>st</sup> Street East

City, state and zip code Bonney Lake, WA 98391

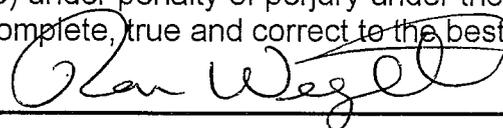
Telephone number (including area code) (206) 387-0512

E-mail address (optional) raweigelt@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 

Date signed 11/13/11

Place signed (city and county)

Bonney Lake 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."

# WHO C.A.R.E.S.?

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AND OUR COMMUNITY?

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##### DO THEY HAVE CHILDREN IN OUR SCHOOLS?

###### DIRECTOR DISTRICT NO. 2

**PAUL A. BUCICH**

YES       NO

JEFF DEMARRE

YES       NO

###### DIRECTOR DISTRICT NO. 3

**RICHARD HENDRICKS**

YES       NO

###### DIRECTOR DISTRICT NO. 4

**CASEY CHAMBERLAIN**

YES       NO

RON WEIGELT

YES       NO

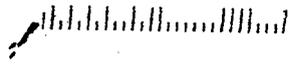
SEE PAGES 80, 81 & 82 OF YOUR VOTERS PAMPHLET FOR THE CANDIDATES' STATEMENTS

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THEY UNDERSTAND WHAT IT TAKES TO BUILD QUALITY SCHOOLS.

**PLEASE VOTE RESPONSIBLY!**



**C.A.R.E.S**  
CITIZENS ADVOCATING A  
RESPONSIBLE EDUCATION SYSTEM  
P.O. BOX 100  
SUMNER, WA 98390

PRSR STD  
US POSTAGE  
PAID  
Sumner, WA  
Permit #51

RON WEIGELT  
17701 101ST ST E  
BONNEY LAKE WA 98391

98391 WA 98391



PERMIT 3  
5 of 5



## Kurt Young

---

**From:** Kurt Young  
**Sent:** Tuesday, October 25, 2011 4:02 PM  
**To:** 'gilmend@comcast.net'  
**Subject:** Complaint filed by Sherman Voiles  
**Attachments:** Gil Mendoza-CARES Voiles complaint.pdf; C-6.pdf

Mr. Mendoza,

I am a Compliance Officer with the Public Disclosure Commission (PDC).

A complaint was filed with the PDC by Sherman Voiles, against you and a group called Citizens Advocating a Responsible Education System (CARES), alleging that you and/or CARES sponsored a political advertisement in the form of a mailer that supported or opposed candidates for School Director for the Sumner School District. The complaint alleged that you or CARES failed to report the mailer as an expenditure either as an individual or political committee, and that the mailer failed to contain the proper sponsor identification. I have attached a copy of Mr. Voiles complaint to this e-mail.

Prior to conducting an investigation, PDC staff has a review process in order to determine if the allegations raised in a complaint warrant logging the complaint in.

In order to assist our review, please respond to Mr. Voiles concerns regarding the mailer in question as follows:

- Confirm whether or not you spent your own funds to pay for the mailer.
- Include the total costs of the mailer, including printing, postage, handling, etc...
- Was the mailer an independent expenditure?
- Did you coordinate this activity with the candidates supported in the mailer?
- Is Citizens Advocating a Responsible Education System (CARES) as political committee under your control?
- Have you raised or spent any funds from CARES?
- If yes, include a brief description of the total funds raised and spent to date.
- If CARES is not a political committee, what is it?

I have also attached a C-6 report. If the mailer was an independent expenditure, please fill out and mail in the completed C-6 report. Thank you for your prompt attention to this matter, and please respond as soon as possible.

Sincerely,

Kurt Young  
PDC Compliance Officer  
(360) 664-8854 Direct line

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NOV 02 2011

Public Disclosure Commission

Date: November 1, 2011  
To: Kurt Young  
Public Disclosure Commission  
From: Gil Mendoza  
RE: Form C6/Independent Expenditure

Thank you for discussing the flier mailing to which Sumner school board president Sherm Voiles filed a complaint. As I shared with you, he is inaccurate in assuming I represent a group, or that contributions and/or expenditures were received/dispersed on behalf of such. Thank you for clarifying that CARES does not constitute a Political Action Committee, as he unknowingly asserts. Thank you also for assisting in my completing Form C6, reporting my Independent Expenditure. That completed Form was scanned and sent to you as an attachment under a separate email.

As shared with you, I undertook this mailing as an individual expenditure, using my own funds. I was unaware there was any requirement for reporting individual activity. I mistook that since I am not a "group," or political action committee, such communication was protected under the constitutional first amendment. During the course of my activity, I checked with the Pierce County auditor's office which referred me to the Pierce County elections office to determine whether or not I needed to register myself as a group or political action committee. Given the information I shared, I was told it was not necessary. Their primary concern was that I obtained access to the mailing lists in an appropriate fashion. When shared that I obtained them through their office, under a public records request, they were satisfied.

Ironically, I forwarded the message contained within the flier, under the pseudonym CARES to avoid unfairly influencing or biasing recipients by using my name. As a former superintendent, I am well known and respected in the community. I wanted the message of considering voting for school board candidates with children in our schools to stand on its own merit, without interjecting personal influence. I did not coordinate any of this activity with any of the candidates identified in the mailer, nor did I seek permission from any one of them. This was a one time activity and expenditure which, thanks to your guidance, I have now duly reported on a Form C6. If you need further information or clarification on any information I have provided, do not hesitate to call me at 253 377-5828. Thank you.

As a postscript: I noted that the mailer school board president Sherm Voiles forwarded to you in his complaint is addressed to Brittany DeMarre, an immediate relative of Jeff DeMarre, one of the school board candidates. As such, I presume that Mr. Voiles is engaging in activity supporting Mr. DeMarre's candidacy. Further, shortly following the mailing of my flier, Jeff DeMarre political signs also began showing up all over the community. I assume in registering for his candidacy, Mr. DeMarre did not indicate spending any money to support such. Given the volume of signs, I am estimating the expense to have been around \$500.00, more or less. As such, should either or both of these individuals be under obligation to complete a Form C6, or be compelled to some other type of reporting? Again, thank you for your assistance and guidance.

EXHIBIT 5  
Page 1 of 1

**PUBLIC DISCLOSURE COMMISSION**



711 CAPITOL WAY RM 206  
 PO BOX 40908  
 OLYMPIA WA 98504-0908  
 (360) 753-1111  
 TOLL FREE 1-877-601-2828

Form  
**C6**  
 1/12

**RECEIVED**  
 NOV -2 2011  
 Public Disclosure Commission

Reporting Form for: (check one)

Instructions on Page 3

- INDEPENDENT EXPENDITURES (Occurring at any time) — \$100 or more
- INDEPENDENT EXPENDITURE ADS (Appearing within 21 days of an election) — \$1,000 or more
- ELECTIONEERING COMMUNICATIONS, Except Contributions (Appearing within 60 days of an election) — \$1,000 or more

1. Name and complete postal mailing address of sponsor:

*Gil Mendoza / C.A.R.E.S.  
 P.O. Box 100  
 Sumner, WA*

E-mail: *gmendoza@comcast.net*  
 Telephone: *253 377-5828*

2. Itemize expenditures of more than \$100 associated with the independent expenditure or electioneering communication.

Date Made	Date First Presented/ Mailed	Name and Address of Vendor or Recipient	Description of Expenditure (e.g., direct mail or newspaper, TV or radio ad)	Amount or Value (*See Below)
<i>010/3/11</i>		<i>Fed Ex office; Bonney Lk, WA</i>	<i>Direct mail flier/folder</i>	<i>1,346.60</i>
<i>10/3/11</i>		<i>office Dept; Bonney Lk, WA</i>	<i>mailer seals</i>	<i>147.56</i>
	<i>10/18/11</i>	<i>U.S. Post office; Sumner, WA</i>	<i>Direct mail</i>	<i>6,315.65</i>
Expenditures \$100 or less not itemized above				\$

Total this report		\$ <i>7,809.81</i>
Total independent expenditures and electioneering communications made during this election campaign. Include amounts shown in this report and previously submitted C-6 reports.		\$

3. List of candidate(s) or ballot proposition(s) identified in the advertising.

Candidate/Proposition	Office/District/ Proposition No.	Party	Check Support or Oppose	Show portion of current expense attributable to each candidate or proposition	Show total C-6 expenses related to each candidate/ proposition during election campaign
<i>Paul A. Bueich</i>	<i>Director District 2</i>		<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ <i>1,561.96</i>	\$ <i>1,561.96</i>
<i>Jeff DeMarre</i>	<i>Director District 2</i>		<input type="checkbox"/> <input checked="" type="checkbox"/>	\$ <i>1,561.96</i>	\$ <i>1,561.96</i>
<i>Richard Hendricks</i>	<i>Director District 3</i>		<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ <i>1,561.96</i>	\$ <i>1,561.96</i>
<i>Casey Chamberlain</i>	<i>Director District 4</i>		<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ <i>1,561.96</i>	\$ <i>1,561.96</i>
<i>Ron Weigelt</i>	<i>Director District 4</i>		<input type="checkbox"/> <input checked="" type="checkbox"/>	\$ <i>1,561.96</i>	\$ <i>1,561.96</i>
Continued on attached sheet <input type="checkbox"/>				\$	\$

Filer Name:

Public Disclosure Commission

N/A

4. If reporting an Electioneering Communication, it is necessary to disclose information concerning the source of funding for the communication. Select the description that applies:

- a) \_\_\_ An individual using only personal funds.
- b) \_\_\_ An individual using personal funds and/or funds received from others.
- c) \_\_\_ A business, union, group, association, organization, or other person using only general treasury funds.
- d) \_\_\_ A business, union, group, association, organization, or other person using general treasury funds and/or funds received from others.
- e) \_\_\_ A political committee filing C-3 and C-4 reports. (RCW 42.17A.205 - .240)
- f) \_\_\_ A political committee filing C-5 reports. (RCW 42.17A.250)
- g) \_\_\_ Other

If (b), (d), (f), or (g) applies, complete section 5 below. If (e) applies, also complete section 5 if the committee received funds that were requested or designated for the communication.

N/A

5. Sources giving in excess of \$250 for the electioneering communication:

Date Received	Source's Name, Address, City, State, Zip	For individuals, Employer's Name, City and State	Amount
			\$
		Occupation	\$
			\$
		Occupation	\$
			\$
		Occupation	\$
			\$
		Occupation	\$
			\$
		Occupation	\$
		Sub-Total	\$
		Amount from attached pages	\$
		TOTAL FUNDS RECEIVED	\$

Continued on attached sheet

Sponsor of Independent Expenditure or Electioneering Communication

I certify (or declare) under penalty of perjury under the laws of the State of Washington that this expenditure was not made in cooperation, consultation, or concert with, or at the request or suggestion of, a candidate, a candidate's authorized committee, or an agent of a candidate nor does it otherwise constitute a contribution under RCW 42.17A.005. I further certify that the above information is true, complete, and correct to the best of my knowledge.

Signature <i>Gilbert A. Mendoza</i>	Printed Name Gilbert A. Mendoza
Street address 10802 159th Ave. E.	
City/State/Zip Puyallup, WA 98374	
Date Signed 11/01/11	Place Signed (city and county) Sumner, Pierce

\*RCW 9A.72.040 provides 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."

NOV - 4 2011

Public Disclosure Commission

NOV - 7 2011

Public Disclosure Commission

Kurt,

Attached is a Corrected copy of Form C6.  
That scanned & emailed to you had an  
incorrect amount for the FedEx office expenditure  
I took ~~it~~ from the original bid sheet.  
Subsequently, I found the actual receipt.  
The new amount is noted on this corrected  
Form C6.

Respectfully,  
gil mendez

Reporting Form for: (check one)

Instructions on Page 3

Public Disclosure Commission

- INDEPENDENT EXPENDITURES** (Occurring at any time) — \$100 or more  
 **INDEPENDENT EXPENDITURE ADS** (Appearing within 21 days of an election) — \$1,000 or more  
 **ELECTIONEERING COMMUNICATIONS, Except Contributions** (Appearing within 60 days of an election) — \$1,000 or more

1. Name and complete postal mailing address of sponsor:  
 Gil Mendoza  
 P.O. Box 100  
 Sumner, WA 98390

E-mail: gilmend@comcast.net  
 Telephone: 253 377-5828

2. Itemize expenditures of more than \$100 associated with the independent expenditure or electioneering communication.

Date Made	Date First Presented/ Mailed	Name and Address of Vendor or Recipient	Description of Expenditure (e.g., direct mail or newspaper, TV or radio ad)	Amount or Value (*See Below)
10/3/2011		Fed EX office; Bonney Lake, WA	Direct Mail Flier; folded	6705.22
10/3/2011		office Depot; Bonney Lake, WA	Mailer Seals	147.56
	10/18/2011	U.S. Post office, Sumner, WA	Direct Mail	6,315.65
Expenditures \$100 or less not itemized above				\$

Total this report		\$ 8168.43
Total independent expenditures and electioneering communications made during this election campaign. Include amounts shown in this report and previously submitted C-6 reports.		\$

3. List of candidate(s) or ballot proposition(s) identified in the advertising.

Candidate/Proposition	Office/District/ Proposition No.	Party	Check Support or Oppose	Show portion of current expense attributable to each candidate or proposition	Show total C-6 expenses related to each candidate/ proposition during election campaign
Paul A. Bueich; Director	District 2		<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 1,633.68	\$ 1,633.68
Jeff DeMarve; Director	District 2		<input type="checkbox"/> <input checked="" type="checkbox"/>	\$ 1,633.68	\$ 1,633.68
Richard Hendricks; Director	District 3		<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 1,633.68	\$ 1,633.68
Casey Chamberlain; Director	District 4		<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 1,633.68	\$ 1,633.68
Ron Weigelt; Director	District 4		<input type="checkbox"/> <input checked="" type="checkbox"/>	\$ 1,633.68	\$ 1,633.68
Continued on attached sheet <input type="checkbox"/>				\$	\$

Filer Name:

4. If reporting an Electioneering Communication, it is necessary to disclose information concerning the source of funding for the communication. Select the description that applies:

- a) \_\_\_ An individual using only personal funds.
- b) \_\_\_ An individual using personal funds and/or funds received from others.
- c) \_\_\_ A business, union, group, association, organization, or other person using only general treasury funds.
- d) \_\_\_ A business, union, group, association, organization, or other person using general treasury funds and/or funds received from others.
- e) \_\_\_ A political committee filing C-3 and C-4 reports. (RCW 42.17A.205 - .240)
- f) \_\_\_ A political committee filing C-5 reports. (RCW 42.17A.250)
- g) \_\_\_ Other

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If (b), (d), (f), or (g) applies, complete section 5 below. If (e) applies, also complete section 5 if the committee received funds that were requested or designated for the communication.

5. Sources giving in excess of \$250 for the electioneering communication:

Date Received	Source's Name, Address, City, State, Zip	For individuals, Employer's Name, City and State	Amount
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
			\$
		Sub-Total	\$
		Amount from attached pages	\$
		TOTAL FUNDS RECEIVED	\$

Continued on attached sheet

**Sponsor of Independent Expenditure or Electioneering Communication**

I certify (or declare) under penalty of perjury under the laws of the State of Washington that this expenditure was not made in cooperation, consultation, or concert with, or at the request or suggestion of, a candidate, a candidate's authorized committee, or an agent of a candidate nor does it otherwise constitute a contribution under RCW 42.17A.005. I further certify that the above information is true, complete, and correct to the best of my knowledge.

Signature <i>Gilbert A. Mendoza</i>	Printed Name Gilbert A. Mendoza
Street address 10802 159th Ave. E.	
City/State/Zip Puyallup, WA 98374	
Date Signed 11/01/11	Place Signed (city and county) Sumner, Pierce

\*RCW 9A.72.040 provides 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

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Public Disclosure Commission March 6, 2012

Phillip E. Stutzman  
Washington State Public Disclosure Commission  
711 Capitol Way Rm. 206  
PO Box 40908  
Olympia, WA 98504-0908

Subject: Complaints filed by Sherman Voiles and Ron Weigelt, PDC Case No. 12-153

Dear Mr. Stutzman,

Thank you for the extension to respond by March 8, 2012. None of the facts in my initial November 1, 2011 response to Kurt Young have changed. As an update, I have received an email from the PDC that my Form C6, which Mr. Young assisted me in completing, was successfully submitted.

Because the first I have seen or known of Mr. Weigelt's complaint was within your correspondence to me, I would like to focus this response on his complaint, while adding some additional background information to both complaints, and my actions. I want also to reiterate that I DO NOT represent a group named "C.A.R.E.S." but used that pseudonym, so as not to use my popularity in the community to unfairly influence my message.

I refute, to a large degree, Mr. Weigelt's complaint that my expenditure "certainly had a considerable influence on the election and was a key factor in [my] candidates winning." I believe what influenced the election most was not my flyer, but other factors, some directly initiated, and acted upon, or not, by the candidates themselves. These include, but are not limited to the following:

**Background information:**

In June, 2011 during the filing deadline for school board positions, it became public at a school board meeting (Wednesday) that I would be "mutually separating" with the Sumner School District, promulgated by the School Board, of which Mr. Voiles was president. Mr. Voiles and other board members made public comments to the media that I had done nothing illegal, unethical, nor immoral. By my observation, learning this, the community became enraged and within 2 days (Friday and closing day for filing) 2 of the 3 open school board positions had new candidates filing against the incumbents who voted for the separation. This in itself is notable, given that no one had filed against ANY of the incumbent school board members for several elections prior to this. The candidates serve for four year terms. No person filed against Richard Hendricks, a school board member voting against the separation. One of the incumbents chose not to run again, I assume in part, as he no longer had children in the district. One of his children had graduated recently and the other, he had transferred to a neighboring school district for a targeted high school program. I do know he did not want this information made too public. This was the seat filed for by Mr. Weigelt.

EXHIBIT 8  
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The community called public forums, demanding that school board members attend, explain their decision and consider reversing it. I share this information to offer insight to the PDC as to why I wanted to remain anonymous in sending out the flyer. While I now know that technically, per RCW 142.17A.320(1), it was incorrect, I was unaware of the RCW at the time and did not want my popularity with the community to unduly influence the voters toward the message (not the people) I was promoting. So I feel at this time I should address the open seats and those filing for them:

**The Election:**

Director District No. 2: This was filed for by Jeff DeMarre (incumbent) and Paul Bucich. As part of his statement, published in the Pierce County Voters Pamphlet, Mr. Bucich noted that he had children attending Sumner schools and wrote, "We (referring to his wife and himself) believe that Board members need to have a connection with the students in the district, either through having their own children in the schools, or by being involved in the activities of the students. The separation of our highly engaged superintendent reveals the lack of connection the current board members have with the students and the parents who appreciated his involvement and commitment. I believe it is time for a change of Board membership..." I believe his statement, in concert with public sentiment, is what carried him in the November election. Coupled with information discovered and reported through the media during my separation, and further reported when Mr. Voiles contacted the media during the election regarding the flyer – that Mr. DeMarre had refused to meet with me and essentially had been absent from the district for 3 years preceding the election – placed Mr. Bucich well ahead of Mr. DeMarre in popularity as a responsive, responsible candidate. Mr. Voiles was more responsible than I for this information coming out again during the election, as it was he, not I, who contacted the newspapers. Further, during the election 3 candidate debates were held, to which Mr. DeMarre and Mr. Bucich committed their attendance at 3 and 2 respectively. They both showed up for the first debate, in which I was told by those I know who attended (I intentionally did not) Mr. Bucich prevailed as the stronger candidate. Subsequently, Mr. DeMarre did not show up for the next 2 debates. As such, Mr. Bucich defeated Mr. DeMarre by 2.98% in the general election, carrying 20 precincts to Mr. DeMarre's 7, of those reported.

Director District No. 3: This was filed for by Richard Hendricks (incumbent). As part of his statement, published in the Pierce County Voters Pamphlet, Mr. Hendricks noted that he had a child attending Sumner schools and wrote, "I believe that my children have received an excellent education in the Sumner School District. Dr. Mendoza and the Sumner School Board have provided our students with a great opportunity for an education." He also wrote, "I strongly believe, if at all possible, Board members should have children attending our schools. It keeps us more actively involved, with a grounded understanding of the activities happening in our school academic, co-curricular and extra-curricular programs." Mr. Hendricks ran unopposed, as noted previously. The flyer I mailed out certainly did not unfairly influence his winning the election,

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as he had no opponent. He agreed to and attended one of the scheduled community debates, as his schedule allowed. He received all votes cast for his position.

Director District No. 4: This was filed for by Ron Weigelt and Casey Chamberlain. The incumbent chose not to run for re-election. As part of his statement, published in the Pierce County Voters Pamphlet, Mr. Chamberlain noted that he had children attending Sumner schools and wrote, "My wife and I have been very involved at the school (referring to his daughters' school) and have noticed 1st hand what an incredible district our children attend and feel very fortunate for the public education they are receiving. As my children move forward in the next 7 years of their education, I would like to ensure that the quality of that education continues."

As part of his statement, Mr. Weigelt offered no information on having children in our schools (he did not have any as such), nor his involvement in our schools (no records existed for such), with the exception of stating serving this year on a high school, senior project evaluation team ( a 3. hour commitment). He did discuss a book and magazine article he had read looking at "how we run government" and "What educators are learning from Money Managers." I believe Mr. Chamberlain's statement placed him well ahead of Mr. Weigelt in popularity as a responsive, community school-based candidate, and parent, highly involved in our schools. Both candidates committed their attendance at all 3 of the debates. They both showed up for the first debate, in which I was told by those I know who attended (I intentionally did not) Mr. Chamberlain's positive energy and knowledge of school issues helped him prevail as the stronger candidate. Subsequently, Mr. Weigelt did not show up for the next 2 debates. Mr. Chamberlain showed up for all 3. Mr. Chamberlain also placed at least 100 yard signs up around the district – Mr. Weigelt none – and Mr. Chamberlain attended numerous, varied school and sporting events, wherein he handed out business-like cards promoting his candidacy. From the day he filed for candidacy, he also attended every subsequent school board meeting. Mr. Weigelt reportedly, and by my observation, made none of these additional efforts. As such, Mr. Chamberlain defeated Mr. Weigelt by 17.76% in the general election, carrying 24 precincts to Mr. Weigelt's 1, of those reported.

I share this information mainly to refute Mr. Weigelt's unfounded complaint that my expenditure "certainly had a considerable influence on the election and was a key factor in [my] candidates winning." If true in causality, the margins by which Mr. Bucich and Mr. Chamberlain prevailed might be more similar in margin, not 14.78 percentage points apart. I would posit that their strong statements regarding involvement in our schools, having children in our schools (my message as well) and their noted satisfaction with a system I led for four years – therefore affiliation with me and my work - carried them as well.

**Other Information of Note:**

The Mailer: Once the flyer was mailed out, in addition to filing a complaint with your office, Mr. Voiles called and emailed contacts at our local media, asserting that I was leading a political

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action committee (PAC), which was breaking public election laws. I was subsequently called by Debbie Abe, a reporter of the *News Tribune* (Tacoma) to whom I offered full disclosure that I had sent the flyer out independently, without any coordination or permission of any of the candidates, and what I had spent, in total. I also offered that, at the time of mailing, I was unaware of the requirement for reporting, given what I have previously shared regarding contacting both the Pierce County Auditor's office and the Pierce County Elections office. Further, I informed her that I was working with the PDC to correctly file a Form C6, as I now understood to be a requirement. Following our conversation, news articles came forth in 2 newspapers (one an electronic paper) and people, including Sherm Voiles, began blogging on the issue. Despite my clarification to the *News Tribune*, Mr. Voiles continued to weigh in on my violations regarding establishing a PAC. He shared enough misinformation with his personal friends, as well, that at least one of them sent out group emails regarding my unlawfully establishing a political action committee (this email was forwarded to me by an acquaintance, who responded to it and sent his response to the newspaper – it was never printed). If I were a candidate, it would cause me to wonder if Mr. Voiles would be in violation of language offered in RCW 42.17A.335(2).

While my actions may have violated RCW 42.17A.320.1, 2(a), 3(a)(b)(c) (assumed name unlawful and layout for the mailer), Mr. Voiles hysteria and subsequent media coverage about me as the sole initiator of the flyer, mitigated to an extent any impact of such violation and likely, conversely exacerbated positive public support for the message in the flyer, particularly once the community knew it was my flyer and my message. In essence, once Mr. Voiles emailed the local media(s) about his complaint to the PDC and I fully disclosed to them, which they subsequently published, we essentially met the requirement of voters knowing who was responsible for the flyers (though I recognize probably not all who received them).

In his complaint, Mr. Voiles also implies that the mailing was improperly conducted, violating Postal Regulations. While this may not be the purview of the PDC, it should be noted that I presented the mailer to the post office for bulk mailing. The assisting bulk mail clerk, after asking several questions and reviewing the document, directed us on appropriate protocol for processing the mailing request; and she accepted it, as presented, and approved its mailing under the bulk mailing permit.

Intentions and Actions: I intended simply to put forth the message of voters considering voting for candidates with children in our schools as more viable candidates to hold the position of school director, given my personal observation and assessment of their historical record of higher levels of involvement within the district. Beyond this message, I treated all candidates, particularly those new to the office, with the same respect and consideration. I did not act with malicious intent nor did I make any false statements. In fact, I offered additional, personal assistance to Ron Weigelt, as I did all other "New candidates" filing. I offered to answer questions they might have on school district structure, culture, operations, and school board service and practices. Mandy Jowett, my executive assistant in the Sumner School District at the

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time, can confirm that I asked her to get Mr. Weigelt's phone number for me, and records will show that I called him at least twice and left messages offering that assistance. He did not return any of my calls. The other 2 candidates new to filing, Mr. Chamberlain and Mr. Bucich, accepted the offer and spent individual time with me. The knowledge they gained may have made them stronger during the debates, though one can only speculate. The district communications director, Ann Cook, without my approval, also connected Jeff DeMarre and Casey Chamberlain with a political strategist to assist them in their campaigns. Sherm Voiles also supported these 2 candidates. Given that, he also contributed positively to their campaigns within his sphere of influence. As such, my mailer should not be held as "the key factor in [my] candidates winning." I would put forth that it was a combination of many factors including, in Mr. Weigelt's case, a demonstration of slovenly laziness and/or lack of attention to acting like an interested candidate during the election campaign.

Mr. Voiles, it should be noted on the other hand, used his position as school board president to speak from the bully pulpit at the scheduled November school board meeting (I believe the 16th), prior to the election being certified, to castigate and scold the public for not re-electing Jeff DeMarre, stating how extremely disappointed we was with the voters. Both Mr. Bucich and Mr. Chamberlain were present. Mr. Voiles went on at other points during the meeting to tell them both that he and the old Board didn't know if they could trust them, and that they didn't know what they were doing, so they would have to trust him.

### Summary:

In mailing the flyer I tried to remain anonymous so as NOT to unfairly influence the election with my reputable standing in the community and popularity as the former superintendent.

I solicited guidance from the Pierce County Auditor's office and the Pierce County Elections office on requirements for filing and did not receive information which might have prevented any violation of RCW 142 17A that may have occurred.

As soon as I was able to contact Kurt Young of the PDC and learned of my possible violation, I fully cooperated, was forthright in my actions, and disclosure of such to the public media, and did file a Form C6, which was subsequently accepted.

There was nothing I could do about format of the flyer, as it had already been mailed out. It was not malicious in nature, nor did it represent any misleading or untrue statements.

The flyer I mailed out had no decisive influence on Richard Hendricks being elected, as he had no opposing candidate.

The flyer I mailed out had no decisive influence on Casey Chamberlain being elected, as Mr. Weigelt offered no opposition, as he did not actively participate in campaigning, and his

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opponent was very active and visible. Mr. Voiles and the district communications director also actively supported Mr. Chamberlain, further enabling his election.

The flyer I mailed out had no decisive influence on Paul Bucich being elected, as Mr. DeMarre's past reputation as a disengaged school board member, and Mr. Voiles re-igniting the media frenzy, which brought out the reminder of Mr. DeMarre's 3 year absence from the district, worked to his disadvantage.

**Acknowledgement and Consequences:**

This has been a tremendous education for me on many levels. I have studied RCW 42.17A and acknowledge that I believe I may have unintentionally violated several sections:

RCW 42 17A.320 1, 2(a), 3(a)(b)(c) (assumed name unlawful and layout for the mailer)

RCW 42 17A.255 1 - 5 (Independent Expenditures)

I also recognize that if I have unintentionally committed a violation, ignorance of the law is no excuse for such act and the Commission may offer remedies, sanctions and or penalties for such under RCW 42.17A.750 and/or RCW 42.17A.755.

As a professional educator and committed learner, passionate about preparing our future generation to succeed us with ethics and moral integrity, I would respectfully ask the Commission to consider the following as a consequence, if it does indeed find that I have violated any sections of RCW 42.17A:

Given that this would be my first time violation, I would entreat the Commission to consider acting upon its authority under RCW 42.17A.755 (5) (waive a fine) and allow me, on my volition, to submit an editorial letter to the 2 newspapers who reported this activity, noting my violation and apologizing to the public, and/or further, develop a lesson plan to be offered to the student leadership class and honors government class in my daughter's high school. I have worked with both of those instructors to promote servant leadership, and also to establish an active youth legislature contingent.

If you have any questions, or need additional information on any information presented within this response, do not hesitate to contact me by email at: [gilmend@comcast.net](mailto:gilmend@comcast.net) or on my mobile phone (253) 377-5828. I respectfully thank you for your indulgence and await your determination.

Sincerely,



Gil Mendoza