

AUG - 2 2012



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

Putting People First; Mark Kelly, Treasurer 1001 Cooper Point Road Suite #271, Olympia, WA 98501 360-499-3973

2. ALLEGED VIOLATIONS:

Explain how and when you believe the people/entities you are filing a complaint against violated RCW 42.17/RCW 42.17A 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. (Note that the RCW 42.17 citation applies to conduct before 2012 and the RCW 42.17A citation applies to conduct on or after January 1, 2012.)

42.17A.320 Sponsor Identification.

42.17A.360: Failure to file a C6 report in a timely manner

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.

My household received the attached political advertisement from Putting People First. This advertisement:

- a) Does not contain required sponsor ID as required by 42.17A.320; it does not contain the disclosure required for an independent expenditure "Notice to Voters..."
- b) This advertisement cost more than \$1,000, as evidenced by the C4 report filed by Putting People First on 7/23/2012.
- c) This was not an in-kind contribution to the Rogers campaign for two reasons. First, the individual contributions of Stephen Boone and DAPPAUL, Inc. both exceed the contribution limit for a County Commissioner primary race; second, this was not reported by the Rogers campaign as an in-kind contribution in the Rogers C4 reports of 7/17/2012 or 7/31/2012. It therefore must be presumed to be what it appears to be on its face: an independent expenditure.
- d) Is dated July 18, 2012, and was received at my household on July 19, 2012.
- e) Was sent out in a bulk mailing envelope by Mercury Direct Mailing Service, and was pre-printed with the USPS bar-coding on the letter itself; someone was paid significant sums to prepare the letter, but the C4 report shows only in-kind contributions, but no itemization of expenditures to determine exactly what THIS advertisement actually cost.

No C6 Independent Expenditure report has been posted for this independent expenditure. An expenditure exceeding \$1,000 is normally requirement to file a C6 within 24 hours under RCW 42.17A.260. **No C6 has been posted under either Independent Expenditures or under View Actual Reports (for Putting People First).** A C6 report, by showing the cost of a specific advertisement, including itemization of postage expense, provides important public information indicating the number of pieces printed and mailed.

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.

The attached advertisement was addressed to and received by Karen Messmer. Ms. Messmer can be reached at 360-357-8364 or by email, karen@karenmessmer.com

RECEIVED

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Certification

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In signing this complaint:

Public Disclosure Commission

- 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) Jim Lazar

Street address 1063 Capitol Way S. #202

City, state and zip code Olympia, WA 98501

Telephone number (including area code) 360-786-1822

E-mail address (optional) jlazar@jimlazar.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 Jim Lazar

Date signed August 2, 2012

Place signed (city and county)
Olympia

Thurston

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."