



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

RECEIVED

NOV -5 2012

Public Disclosure Commission

Citizens For Better Government (CBG)

Scott Broyles, Chair of CBG

1786 Onstot Road

Asotin, WA 99402

(509)758-1636

attorney@clarkston.com

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.)*

My search of the Washington State Public Disclosure Commission database, while revealing a Citizens For Better Government (Tacoma) did NOT show a Citizens For Better Government (CBG) from Clarkston, Washington listed as a political action committee OPPOSING the Asotin County Proposition One ballot measure for a Home Rule Charter. I believe they have violated RCW 42.17A.205 and RCW 42.17A.005(37)

CBG has and is conducting a political campaign opposing the above-referenced measure, evidenced by the attached example(s) of advertisements and news clipping from the Lewiston Tribune, an Idaho newspaper just across the river from Clarkston, Washington, which serves as the area's major newspaper outlet. My research indicates that EACH of these advertisements cost AT LEAST \$1,224 to run ONCE (Source: the Lewiston Tribune's advertising department). This complainant has seen FOUR runs of this ad, but includes only three examples as was unable to retrieve them all. Notice that each time this ad has run, there is a different person listed at the *bottom* of the ad claiming responsibility for its sponsorship, and YET, the ad is otherwise exactly the same ad, and has CBG's name and logo prominently displayed. It is this complainant's *personal belief* that the sponsorship of these ads is very likely more expensive than the listed individuals could easily afford, and that either the group's admitted leader,

Scott Broyles, is funding the total cost himself, AND/OR that one or more local businesses AND/OR one or more elected county officials are participating, illegally in the funding of this unregistered organization and these advertisements OPPOSING a Constitutionally-rendered ballot measure in favor of other options NOT on the ballot.

To date, the individuals listed as sponsoring the ads are: Scott Broyles, 1786 Onstot Road, Asotin, WA 99402; Illa Smith, 2224 Bellevue Drive, Clarkston, WA 99403; Brian Kolstad, 901 6th Street, Clarkston, WA 99403, and Connie Morrow, 402 Sycamore Street, Clarkston, WA. It is this complainant's contention that IF those individuals claiming said sponsorships actually DID sponsor them, then those individuals are, by that act, SEPARATE "political committees" as defined in RCW 42.17A.005(37) (see that RCW's definition, below, of "political committee").

Additionally, CBG and/or its principals have held meetings with local business leaders and county officials, and informational meetings for limited public attendance. (See "Witnesses" section)

RCW 42.17A.005(37), in defining a "political committee", explicitly includes groups and individuals who collect and expend money IN OPPOSITION TO a candidate or ballot measure as well as for those supporting either of those. Further, it even identifies those mentioned who HAVE AN EXPECTATION OF receiving contributions or making expenditures as political committees thus fall under the PDC reporting requirements, *even single individual persons*. (see PDC Interpretation 07-02, *Primary Purpose Test Guidelines*).

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.

Included with this document is one or more examples of the advertisement referenced above.

In addition, included is a copy of a newspaper clipping from Friday, October 19, 2012, identifying Citizens For Better Government (CBG) as being formed for the PRIMARY PURPOSE of defeating Asotin County ballot measure Proposition One.

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.

Doug Mattoon, former Asotin County Commissioner and current executive director of Valley Vision, as mentioned in the article attached. The reporter for the Lewiston Tribune should be able to provide the PDC with contact information for Mr. Mattoon.

Brian Shinn, current Asotin County Commissioner and candidate for a new term as same, and James Jeffords, current Asotin County Commissioner (two out of the three County Commissioners), have publicly admitted attending at least one non-public meeting with others in which CBG's alternate proposal, NOT ON THE BALLOT, was considered and discussed. This represents, in this complainant's personal opinion, *de facto* opposition to Proposition One by these county elected officials. Complainant does not have the power or resources to depose any of these individuals as regards whether or not OPPOSITION TO Proposition One was discussed directly, or whether funding was promised or provided to CBG at this or any other non-public meetings, but the PDC does have that power.

Complainant is unable to ascertain the extent of other expenditures by CBG, but, as noted in the newspaper article below, they are printing petitions and actively campaigning to defeat Proposition One. Printing of documents and renting space to hold meetings is often not free, but complainant cannot suss out these items; perhaps the PDC can.

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): Richard R. Rogers
Street address: 2909 Grandview Drive
City, state and zip code: Clarkston, WA 99403
Telephone number (including area code): (509) 254-1139
E-mail address (optional): rrogers@clearwire.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 _____ November 2, 2012 _____

Place signed (city and county)

_____ Clarkston _____ Asotin _____
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."*

Washington State Public Disclosure Commission