

1 **BEFORE THE PUBLIC DISCLOSURE COMMISSION**  
2 **OF THE STATE OF WASHINGTON**

3 IN RE THE MATTER OF ENFORCEMENT  
4 ACTION AGAINST

PDC CASE NO. 13-284

**ORDER VACATING PRIOR  
ORDER**

5 Travis Lisenbee

6 Respondent.  
7  
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9 This matter came before the Washington State Public Disclosure Commission on  
10 October 24, 2013 at the PDC office, Room 206, Evergreen Plaza Building, 711 Capitol Way,  
11 Olympia, Washington. The Respondent, Travis Lisenbee, requested a reconsideration<sup>1</sup> of the  
12 prior order from a brief enforcement hearing (brief adjudicative proceeding) in this matter.  
13 The review hearing was held in accordance with Chapters 34.05 and 42.17A RCW and Chapter  
14 390-37 WAC.

15 Those present included Amit Ranade, Commission Chair; Grant Degginger,  
16 Commission Vice-Chair; Barry Sehlin, Member; and Kathy Turner, Member. Also present  
17 were Kurt Young, PDC Compliance Officer on behalf of the PDC Staff; PDC Executive  
18 Director Andrea McNamara Doyle; Nancy Krier, General Counsel for the Commission; and  
19 PDC staff member Nancy Coverdale as recorder/reporter of the proceedings. The Respondent  
20 did not participate although he submitted a written request for reconsideration. The proceeding  
21 was open to the public and recorded.

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24 <sup>1</sup> Respondent's request for a review could not be heard within 20 business days. Therefore, under  
25 WAC 390-37-144 the initial order became a final order, and the request is automatically treated as a  
26 request for reconsideration of a final order. For ease of reference, the initial order will be referred to as  
the "prior order."

**I. PROCEDURAL HISTORY**

1 The matter involved the allegation that Respondent violated RCW 42.17A.700 by  
2 failing to file a Personal Financial Affairs Statement (F-1 report) as an unopposed candidate for  
3 School Director in the Northport School District in 2013. This was the first time the  
4 candidates from this school district were required to file an F-1. A brief hearing was held on  
5 August 1, 2013.

6 On August 10, 2013, the Respondent filed the missing F-1 report.

7 An initial order from the brief hearing was entered August 15, 2013, making Findings  
8 of Fact, Conclusions of Law and assessing a \$100 civil penalty for the violation found in that  
9 hearing, with \$75 suspended on certain conditions.

10 On August 15, 2013, the Respondent sent a letter to the PDC requesting review of the  
11 initial order, explaining that the warning letter and hearing notice had been sent by PDC staff  
12 to the school district's address, not to the address he listed on his declaration of candidacy.

13 During this time, the initial order became a final order so Respondent's request was  
14 considered a request for reconsideration of a final order (prior order).

15 Following consideration of the prior order, Respondent's request, and Mr. Young's  
16 September 17, 2013 memorandum and testimony, and for the reasons provided by the parties,  
17 the Commission unanimously voted to vacate the prior order.

**II. FINDINGS OF FACT AND CONCLUSIONS OF LAW AND ORDER**

18 The Findings of Fact, Conclusions of Law and Order Imposing Fine entered August 15,  
19 2013 are vacated and the allegations are dismissed. No penalty is assessed.

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1 The Executive Director is authorized to enter this order on behalf of the Commission.

2 So ORDERED this 5 day of November, 2013.

3 WASHINGTON STATE PUBLIC  
4 DISCLOSURE COMMISSION

5 FOR THE COMMISSION:

6 *Andrea M. Doyle*  
7 ANDREA MCNAMARA DOYLE  
8 Executive Director

9  
10 *ATTACHMENTS*

- 11 (1) Prior Order  
12 (2) Appeals and Enforcement of Final Orders  
13

14 *Copy of this order to:*  
15 Travis Lisenbee  
16 PO Box 1280  
17 Northport, WA 00157

18 I, Jacob Berkey, certify that I mailed a copy of this order to the Respondent at  
19 Respondent's respective address, postage prepaid, on the date stated herein.

20  
21  
22  
23  
24  
25  
26  
Signature

11/9/13  
Date



STATE OF WASHINGTON  
PUBLIC DISCLOSURE COMMISSION

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(360) 753-1112 Toll Free 1-877-601-2828 • E-mail: [pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov) • Website: [www.pdc.wa.gov](http://www.pdc.wa.gov)

BEFORE THE PUBLIC DISCLOSURE COMMISSION  
OF THE STATE OF WASHINGTON

Travis Lisenbee  
PO Box 1280  
Northport WA 99157

In Re Compliance with RCW 42.17A

Travis Lisenbee

Respondent.

PDC Case No. 13-284

Findings of Fact,  
Conclusions of Law, and  
**Order Imposing Fine**

A brief enforcement hearing (brief adjudicative proceeding) was held August 1, 2013, in Room 206, Evergreen Plaza Building, 711 Capitol Way, Olympia, Washington to consider whether the Respondent violated RCW 42.17A.700 by failing to timely file a Personal Financial Affairs Statement (F-1 report) covering the 12 months preceding the date the Respondent became a candidate for election in 2013.

The hearing was held in accordance with Chapters 34.05 and 42.17A RCW and Chapter 390-37 WAC. A brief enforcement hearing notice was sent to Travis Lisenbee on July 18, 2013. Commission Chair Amit Ranade was the Presiding Officer. The Commission staff was represented by Kurt Young, Compliance Officer. The Respondent provided written materials that were presented to the Presiding Officer at the hearing.

Having considered the evidence, the Presiding Officer finds as follows:

FINDINGS OF FACT

1. The Respondent is a candidate for School Director for Northport School District No. 211 in 2013.
2. As a candidate, the Respondent was required to file an F-1 report within two weeks of the date the Respondent filed a declaration of candidacy, or no later than May 31, 2013.
3. The Respondent had not filed the missing F-1 report by the date of the hearing.
4. The Respondent has no prior violations.

Finding, Conclusions & Order

Travis Lisenbee

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5. The Respondent stated in a July 31, 2013, email that he is a first-time candidate, and when he filed, he understood that he was not required to file an F-1 report. He said it appears that during the most recent general election, the number of registered voters in Northport School District No. 211 increased to 1,036, requiring that candidate F-1 reports be filed. The Respondent said he has mailed his F-1 report to the PDC.
6. The Respondent stated that the hearing notice was sent to the school district and not to his home address, and was forwarded to him with a large amount of non-critical material. He stated that he works for the National Park Service, and his duties take him to various places away from home. He said his non compliance was not from disregard, but was rather from a lack of understanding. He asked the Presiding Officer to waive any penalty.

CONCLUSIONS OF LAW

Based on the above facts, as a matter of law, the Presiding Officer concludes as follows:

1. This matter was duly and properly convened and all jurisdictional, substantive and procedural requirements have been satisfied.
2. The Respondent violated RCW 42.17A.700 by failing to timely file the F-1 report, which was due to be filed no later than May 31, 2013.

ORDER

ON the basis of the foregoing Findings of Fact and Conclusions of Law,

**IT IS HEREBY ORDERED** that the Respondent is assessed a civil penalty of \$100 in accordance with the penalty schedule set forth in WAC 390-37-165, of which \$75 is suspended on the following conditions:

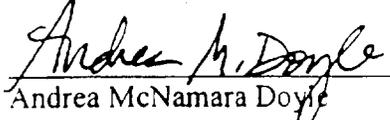
- (1) Respondent files the missing F-1 report within 30 days of the date of this order;
- (2) Respondent is not found to have committed any further violations of RCW 42.17A within two years of the date of this order; and
- (3) The \$25 non-suspended portion of the penalty is paid within 30 days of the date of this order.

If the Respondent fails to comply with any of these conditions, the suspended portion of the penalty will become immediately due and payable without further action by the Commission.

This is an **Initial Order** of the Public Disclosure Commission.

Entered this 15 day of August, 2013.

Public Disclosure Commission

  
Andrea McNamara Doyle  
Executive Director

Finding, Conclusions & Order

Travis Lisenbee

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Enclosure: Information about Appeal Rights

I, Jacob Berkey, certify that I mailed a copy of this order to the Respondent(s) at his/her/its respective address, postage pre-paid, on the date stated herein.

Signed



Date

8/15/13