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NOV - 7 2013



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.

National Association of Realtors Fund

430 N. Michigan Ave Chicago, IL, 60611-4087 Phone: 312-329-8239 Email: unknown

**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

According to *The Seattle Times* Nov. 5 article titled "Ad spending for Bellevue's Wallace reported late," the National Association of Realtors Fund "filed electronic reports (Nov. 5, Election Day) for \$76,000 worth of direct mail, phone calls and online advertising first presented to voters Oct. 11 in support of Bellevue City Council candidate Kevin Wallace and Vancouver Mayor Tim Leavitt." Under public disclosure laws, the reports should have been filed electronically on Oct. 14. Instead, the Realtors waited until Oct. 30, a week before the election, to file a paper report, and did not file electronically until Election Day on Nov. 5. This violation of our law could have swayed what is turning out to be a very close election, with Wallace in the lead at this point, and if so this election should be recalled.

I am no attorney, but I believe this is in direct violation of RCW 42.17A.205, RCW 42.17A.225, and 42.17A.220 regarding campaign finance and contributions.

**Evidence and Witnesses**

2. **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.

The primary evidence is this Seattle Times story in which the compliance director for the PDC is quoted. The secondary evidence on the next page is the PDC report with the late dates.

## **POLITICS NORTHWEST**

The Seattle Times political team explores national, state and local politics.

November 5, 2013 at 5:45 PM

### **Ad spending for Bellevue's Wallace reported late**

Posted by [Keith Ervin](#)

Share:  
f t g+ e  
Recommend 6  
Comments  
Print

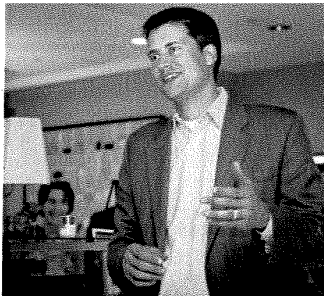
The National Association of Realtors Fund belatedly reported spending \$36,200 for political ads supporting Bellevue City Councilmember Kevin Wallace's re-election campaign.

Phil Stutzman, compliance director for the state Public Disclosure Commission, said the Realtors filed electronic reports today for \$76,000 worth of direct mail, phone calls and online advertising first presented to voters October 11 in support of Wallace and Vancouver Mayor Tim Leavitt.

Under public-disclosure laws the reports were to have been filed electronically on October 14, the first business day after they were presented.

Instead, the Realtors filed a paper report Oct. 30 and failed to file electronically until today after being contacted by PDC staff, Stutzman said. He said the PDC would investigate the reporting if it receives a complaint.

Wallace, who is running for a second term on the City Council, has reported raising \$138,938, compared to challenger Steve Kasner's \$67,689. Labor and environmental groups have largely funded \$9,701 in independent pro-Kasner ads and \$8,523 in anti-Wallace ads. Business interests including the Realtors have spent \$38,700 in favor of Wallace.



Bellevue City Council member Kevin Wallace thanks his supporters in a short speech after seeing his 51 percent lead in initial election results over challenger Steve Kasner at the Hyatt Regency Bellevue. (Lindsay Wasson / The Seattle Times)

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NOV - 7 2013

Public Disclosure Commission



OLYMPIA WA 98504-0808  
(360) 753-1111  
TOLL FREE 1-877-501-2828

1/12

11/5/2013

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:  
NATL ASSOCIATION OF REALTORS FUND  
430 N. MICHIGAN  
CHICAGO, IL 60611  
E-mail: KPASCHAL@REALTORS.O  
Telephone: 312-329-8239

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)
10/03/13	10/11/13	ACCES 1750 K. STREET, SUITE 700 WASHINGTON, DC 20006	DIRECT MAIL, PHONE & ONLINE	76,000.00
10/03/13	10/03/13	NATIONAL ASSN OF REALTORS 430 N. MICHIGAN CHICAGO, IL 60611	POLLING AND CONSULTING EXP	400.00
Expenditures \$100 or less not itemized above				\$ 0.00
Total this report				\$ 76,400.00

Amount or Value  
\*If no reasonable estimate can be made of value, describe activity, services, property or right furnished precisely and attach copy of item produced or distributed.

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

\$ 76,400.00

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
WALLACE, KEVIN	CITY COUNCIL MEMBER/CITY OF BELLEVUE	NON PARTISAN	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 36,200.00	\$ 36,200.00
LEAVITT, TIMOTHY	MAYOR/CITY OF VANCOUVER	NON PARTISAN	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 40,200.00	\$ 40,200.00

3. 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.

Unknown at this time.

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NOV - 7 2013

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)  
Rebecca E Lewis

**RECEIVED**

NOV - 7 2013

Telephone number (including area code)  
425-746-5869

Public Disclosure Commission

E-mail address (optional)  
rebeccie@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 Rebecca E Lewis

Date signed 11/7/13

Place signed (city and county)

City Bellevue

County King

## Attachments

€ Check here if you are attaching copies of documentary evidence or extra pages explaining your complaint. (copy of letter 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."*

**Washington State Public Disclosure Commission  
Instructions for Filing a Formal Complaint**

**When to use the formal complaint form:**

While this form is not required, its use is recommended when you want to file formal allegations of a violation of the Public Disclosure Commission (PDC) statutes or rules. You can find the PDC statutes and rules on the PDC website at [www.pdc.wa.gov](http://www.pdc.wa.gov). If you have information or concerns about a possible violation but do not wish to file a complaint, please contact the PDC office directly.

**How to submit your complaint form to the PDC:**

- Complete all sections. If you do not have some information, please write "unknown" instead of leaving a blank space.
- Attach copies of any evidence you have - we'll contact you if we need originals.
- Sign the oath if your complaint is against an elected official or a candidate for elective office.
- Mail, fax, or email your complaint and all attachments to the PDC.

**If you have more questions:**

If you have more questions about filing a complaint, see the "Frequently Asked Questions about Filing a Complaint" guide available on the PDC's website at [www.pdc.wa.gov](http://www.pdc.wa.gov) under "Enforcement and Compliance." You may also contact the PDC directly.

**PDC Contact Information**

**MAILING ADDRESS:** Washington State Public Disclosure Commission  
711 Capitol Way, Room 206  
PO Box 40908  
Olympia, WA 98504-0908

**EMAIL ADDRESS:** [pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov)

**PHONE:** 1-877-601-2828 (toll free)

**FAX:** (360) 753-1112

**HOURS:** Monday-Friday, 8:00 a.m. – 5:00 p.m., closed on state holidays.

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NOV -7 2013

*Public Disclosure Commission*

FAX

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AUG - 6 2013

Public Disclosure Commission

TO:

FAX NUMBER: (360) 753-1112

FROM: KAREN PASCHAL

FAX NUMBER:

DATE: 8/6/2013 11:51 AM

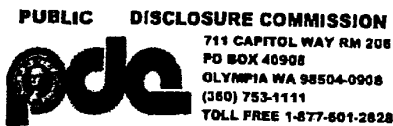
REGARDING:

PHONE NUMBER FOR FOLLOW-UP: (312) 329-8239

COMMENTS:

NATIONAL ASSOCIATION OF REALTORS

(312) 329-8239 | |



Form <b>C6</b> 1/12	<b>RECEIVED</b>  AUG - 8 2013
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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:

NATIONAL ASSN. OF REALTORS FUND  
 430 N. MICHIGAN AVE.  
 CHICAGO, IL 60611

E-mail: kpascha@realtors.org  
 Telephone:

312-329-8239

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")
8/1/2013	8/2/2013	TARGET SMART COMMUNICATIONS 1750 K. ST., NW 7TH FLOOR WASHINGTON, DC 20006	VOTER IDENTIFICATION & CANDIDATE ADVOCACY PHONE CALLS	8,500.00

Expenditures \$100 or less not itemized above \$

Amount or Value	Total this report
*If no reasonable estimate can be made of value, describe activity, services, property or right furnished precisely and attach copy of item produced or distributed.	\$ 8,500.00
Total independent expenditures and electioneering communications made during this election campaign. Include amounts shown in this report and previously submitted C-6 reports.	\$ 8,500.00

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
Gary Weiger	Snohomish County Council - Dist. 1	REPUBLICAN	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 8,500.00	\$ 8,500.00
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
Continued on attached sheet <input type="checkbox"/>				\$	\$

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AUG - 6 2013

C-6 Page 2

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

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	\$
		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: *Karen Paschall* Printed Name: *KAREN PASCHALL*

Street address: *430 N. MICHIGAN AVE.*

City/State/Zip: *CHICAGO, IL 60611*

Date Signed: *8/6/2013* Place Signed (city and county): *CHICAGO-COOK*

\*RCW 42.17A.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.\*





Form <b>C6</b> 1/12	5074  1/31/2014
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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

<b>1. Name and complete postal mailing address of sponsor:</b> NATL ASSOCIATION OF REALTORS FUND 430 N. MICHIGAN CHICAGO, IL 60611	E-mail KPASCHAL@REALTORS.O Telephone 312-329-8239
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**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)
08/01/13	08/02/13	TARGETSMART COMMUNICATIONS 1750 K. ST., NW WASHINGTON, DC 20006	VOTER ID, CANDADV., CALLS	8,500.00

Expenditures \$100 or less not itemized above \$ 0.00

Total this report \$ 8,500.00

Amount or Value	Total independent expenditures and electioneering communications made during this election campaign. Include amounts shown in this report and previously submitted C-6 reports.
*If no reasonable estimate can be made of value, describe activity, services, property or right furnished precisely and attach copy of item produced or distributed.	\$ 8,500.00

3. List of candidate(s) or ballot proposition(s) identified in the advertising.					Show portion of current expense attributable to each candidate or proposition	Show total C-6 expenses related to each candidate/ proposition during election campaign
Candidate/Proposition	Office/District/ Proposition No.	Party	Check Support or Oppose			
GARY, WRIGHT	COUNTY COUNCIL MEMBER/SNOHOMISH CO	REPUBLIC	<input checked="" type="checkbox"/> <input type="checkbox"/>		\$ 8,500.00	\$ 8,500.00
			<input type="checkbox"/> <input type="checkbox"/>		\$	\$
			<input type="checkbox"/> <input type="checkbox"/>		\$	\$
			<input type="checkbox"/> <input type="checkbox"/>		\$	\$

Continued on attached sheet ☐

**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

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	
			\$
		Occupation	
		Sub-Total	\$ 0.00
	Continued on attached sheet <input type="checkbox"/>	Amount from attached pages	\$ 0.00
		<b>TOTAL FUNDS RECEIVED</b>	<b>\$ 0.00</b>

**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	Printed Name <b>KAREN PASCHAL</b>
Street address <b>430 N. MICHIGAN</b>	
City/State/Zip <b>CHICAGO IL 60422</b>	
Date Signed <b>01/31/14</b>	Place Signed (city and county) <b>CHICAGO COUNTY</b>
*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."	

FAX

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TO:

FAX NUMBER: (360) 753-1112

OCT 30 2013

FROM: KAREN PASCHAL

Public Disclosure Commission

FAX NUMBER:

DATE: 10/30/2013 6:04 PM

REGARDING:

PHONE NUMBER FOR FOLLOW-UP:

COMMENTS:

NATIONAL ASSOCIATION OF REALTORS  
430 N. MICHIGAN AVE

| |



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:

National Association of Realtors Fund  
 430 N. Michigan Ave  
 Chicago, IL 60611

E-mail

Kgeschnl@realtors.org

Telephone

312-329-8239

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)
10/3/2013	10/11/2013	Associated Campaign Consulting and Election Services 1750 K Street, Suite 700 Washington, DC 20006	Direct mail, phone calls, Online	76,000.00
10/3/2013	10/3/2013	National Association of Realtors 430 N. Michigan Ave Chicago, IL 60611	Polling and Consulting Expenses	400.00

Expenditures \$100 or less not itemized above \$

Amount or Value	Total this report
*If no reasonable estimate can be made of value, describe activity, services, property or right furnished precisely and attach copy of item produced or distributed.	\$ 76,400.00
Total independent expenditures and electioneering communications made during this election campaign. Include amounts shown in this report and previously submitted C-6 reports.	\$ 133,600.00

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
Kevin Wallace	Belleuve City Council	Republican	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 36,000.00	\$ 36,000.00
Tim Leavitt	Vancouver Mayor	Democrat	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 40,000.00	\$ 40,000.00
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
Continued on attached sheet <input type="checkbox"/>				\$	\$

~~Public Disclosure Commission~~

**Filer Name:**

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

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

<p>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.</p>	<p align="center"><b>Sponsor of Independent Expenditure or Electioneering Communication</b></p>	
	<p>Signature </p>	<p>Printed Name Karen Paschal</p>
	<p>Street address 430 N. Michigan Ave</p>	
	<p>City/State/Zip Chicago IL 60611</p>	
	<p>Date Signed 10/30/2013</p>	<p>Place Signed (city and county) Chicago, Cook</p>
<p>*RCW9A.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."</p>		

FAX

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OCT 30 2013

TO:

FAX NUMBER: (360) 753-1112

Public Disclosure Commission

FROM: KAREN PASCHAL

FAX NUMBER:

DATE: 10/30/2013 5:39 PM

REGARDING:

PHONE NUMBER FOR FOLLOW-UP: (312) 329-8239

COMMENTS:

NATIONAL ASSOCIATION OF REALTORS  
430 N. MICHIGAN AVE  
(312) 329-8239 | |



Form  
**C6**  
 1/12

**RECEIVED**

OCT 30 2013

Public Disclosure Commission

Reporting Form for: (check one)

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☐ **ELECTIONEERING COMMUNICATIONS, Except Contributions** (Appearing within 60 days of an election) — \$1,000 or more

1. Name and complete postal mailing address of sponsor:  
 National Association of Realtors  
 430 N. Michigan Ave.  
 Chicago, IL 60611

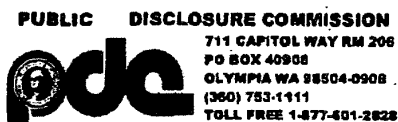
E-mail: kgeschale@realtors.org  
 Telephone: 312-329-8239

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)
10/24/2013	10/28/2013	GILPIN Group P.O. Box 11563 Bainbridge Island, WA 98110	Direct Mail	47,500.00
10/24/2013	10/24/2013	National Association of REALTORS 430 N. Michigan Ave. Chicago, IL 60611	Polling and Consulting Expenses	1,200.00
Expenditures \$100 or less not itemized above				\$

Amount or Value	Total this report
*If no reasonable estimate can be made of value, describe activity, services, property or right furnished precisely and attach copy of item produced or distributed.	\$ 48,700.00
Total independent expenditures and electioneering communications made during this election campaign. Include amounts shown in this report and previously submitted C-6 reports.	\$ 57,200.00

3. List of candidate(s) or ballot proposition(s) identified in the advertising.				Show portion of current expense attributable to each candidate or proposition	Show total C-6 expenses related to each candidate/ proposition during election campaign
Candidate/Proposition	Office/District/ Proposition No.	Party	Check Support or Oppose		
Nancy Beckus	Auburn City Mayor	Republican	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 11,000.00	\$ 11,000.00
Dino Davis	Bremerton City Council	Democrat	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 6,000.00	\$ 6,000.00
Don Barnes	Kennecook Port	Republican	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 8,000.00	\$ 8,000.00
Steve Hastings	Puyallup City Council District 2	Republican	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 7,500.00	\$ 7,500.00
John Hopkins	Puyallup City Council District 2	Republican	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 7,500.00	\$ 7,500.00
Continued on attached sheet <input checked="" type="checkbox"/>				\$	\$



Form <b>C6</b> 1/12	<b>RECEIVED</b>  OCT 30 2013 Public Disclosure Commission
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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:

E-mail

Telephone

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")
Expenditures \$100 or less not itemized above				\$
Total this report				\$
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
Chris McNutt	Puyallup City Council Dist 2	Republican	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 7,500.00	\$ 7,500.00
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
Continued on attached sheet <input type="checkbox"/>				\$	\$



~~Public Disclosure Commission~~

**Filer Name:**

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

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

<p><b>Sponsor of Independent Expenditure or Electioneering Communication</b></p> <p>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.</p>		<p>Signature <i>[Signature]</i></p> <p>Printed Name <b>KARON PASCHAS</b></p>
<p>Street address <b>430 N. MICHIGAN</b></p>		<p>City/State/Zip <b>CHICAGO, IL 60611</b></p>
<p>Date Signed <b>10/30/2013</b></p>	<p>Place Signed (city and county) <b>CHICAGO, IL (COOK)</b></p>	
<p>*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."</p>		

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:**  
 NATL ASSOCIATION OF REALTORS FUND  
 430 N. MICHIGAN  
 CHICAGO, IL 60611

E-mail: KPASCHAL@REALTORS.O  
 Telephone: 312-329-8239

**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)
10/24/13	10/28/13	GILPIN GROUP P. O. BOX 11563 BAINBRIDGE ISLAND, WA	DIRECT MAIL	47,500.00
10/24/13	10/24/13	NATIONAL ASSN OF REALTORS 430 N. MICHIGAN AVE. CHICAGO, IL 60611	POLLING AND CONSULTING	1,200.00
Expenditures \$100 or less not itemized above				\$ 0.00

Amount or Value	Total this report
*If no reasonable estimate can be made of value, describe activity, services, property or right furnished precisely and attach copy of item produced or distributed.	\$ 48,700.00
Total independent expenditures and electioneering communications made during this election campaign. Include amounts shown in this report and previously submitted C-6 reports.	\$ 125,100.00

3. List of candidate(s) or ballot proposition(s) identified in the advertising.				Show portion of current expense attributable to each candidate or proposition	Show total C-6 expenses related to each candidate/ proposition during election campaign
Candidate/Proposition	Office/District/ Proposition No.	Party	Check Support or Oppose		
ACKUS, NANCY	MAYOR/Select a Jurisdiction	REPUBLIC	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 11,200.00	\$ 11,200.00
AVIS, DINO	CITY COUNCIL MEMBER/CITY OF BREMERTON	DEMOCRAT	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 6,200.00	\$ 6,200.00
ARNES, DON	PORT COMMISSIONER/PORT OF KENNEWICK	REPUBLIC	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 8,200.00	\$ 8,200.00
ASTINGS, STEVEN	CITY COUNCIL MEMBER/CITY OF PUYALLUP	REPUBLIC	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 7,700.00	\$ 7,700.00

Continued on attached sheet ☒

**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

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	
			\$
		Occupation	
		Sub-Total	\$ 0.00
	Continued on attached sheet <input type="checkbox"/>	Amount from attached pages	\$ 0.00
		<b>TOTAL FUNDS RECEIVED</b>	<b>\$ 0.00</b>

**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		Printed Name <b>KAREN PASCHAL</b>	
Street address <b>430 N. MICHIGAN</b>			
City/State/Zip <b>CHICAGO</b>		<b>IL 60611</b>	
Date Signed <b>11/05/13</b>		Place Signed (city and county) <b>CHICAGO COOK</b>	
*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."			

# C6 Continuation Page

3. List of candidate(s) or ballot proposition(s) identified in the advertising.				Show portion of current expense attributable to each candidate or proposition	Show total C-6 expenses related to each candidate/ proposition during election campaign
Candidate/Proposition	Office/District/ Proposition No.	Party	Check Support or Oppose		
HOPKINS, JOHN	CITY COUNCIL MEMBER/CITY OF PUYALLUP	REPUBLIC	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 7,700.00	\$ 7,700.00
MCNUTT, CHRISTOPHER	CITY COUNCIL MEMBER/CITY OF PUYALLUP	REPUBLIC	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 7,700.00	\$ 7,700.00
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$

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:		E-mail
NATL ASSOCIATION OF REALTORS FUND 430 N. MICHIGAN CHICAGO, IL 60611		KPASCHAL@REALTORS.O
		Telephone
		312-329-8239

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)
0/03/13	10/11/13	ACCES 1750 K. STREET, SUITE 700 WASHINGTON, DC 20006	DIRECT MAIL, PHONE & ONLINE	76,000.00
0/03/13	10/03/13	NATIONAL ASSN OF REALTORS 430 N. MICHIGAN CHICAGO, IL 60611	POLLING AND CONSULTING EXP	400.00
Expenditures \$100 or less not itemized above				\$ 0.00

Amount or Value	Total this report
*If no reasonable estimate can be made of value, describe activity, services, property or right furnished precisely and attach copy of item produced or distributed.	\$ 76,400.00
Total independent expenditures and electioneering communications made during this election campaign. Include amounts shown in this report and previously submitted C-6 reports.	\$ 76,400.00

3. List of candidate(s) or ballot proposition(s) identified in the advertising.					Show portion of current expense attributable to each candidate or proposition	Show total C-6 expenses related to each candidate/ proposition during election campaign
Candidate/Proposition	Office/District/ Proposition No.	Party	Check Support or Oppose			
WALLACE, KEVIN	CITY COUNCIL MEMBER/CITY OF BELLEVUE	NON PARTISAN	<input checked="" type="checkbox"/> <input type="checkbox"/>		\$ 36,200.00	\$ 36,200.00
BEAVITT, TIMOTHY	MAYOR/CITY OF VANCOUVER	NON PARTISAN	<input checked="" type="checkbox"/> <input type="checkbox"/>		\$ 40,200.00	\$ 40,200.00
			<input type="checkbox"/> <input type="checkbox"/>		\$	\$
			<input type="checkbox"/> <input type="checkbox"/>		\$	\$

Continued on attached sheet ☐

**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

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
10/03/13	NATIONAL ASSN OF REALTORS 430 N. MICHIGAN CHICAGO, IL 60611		\$ 76,400.00
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
		Sub-Total	\$ 76,400.00
	Continued on attached sheet <input type="checkbox"/>	Amount from attached pages	\$ 0.00
		<b>TOTAL FUNDS RECEIVED</b>	<b>\$ 76,400.00</b>

**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		Printed Name <b>KAREN PASCHAL</b>	
Street address <b>430 N. MICHIGAN</b>			
City/State/Zip <b>CHICAGO</b>		<b>IL 60611</b>	
Date Signed <b>11/05/13</b>		Place Signed (city and county) <b>CHICAGO COOK</b>	
*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."			

**THE NORTH CREEK LAW FIRM**  
A PROFESSIONAL CORPORATION

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Mark C. Lamb  
[mark@northcreeklaw.com](mailto:mark@northcreeklaw.com)

January 16, 2014

***VIA ELECTRONIC EMAIL & US MAIL***

Mr. Phillip Stutzman  
Director of Compliance  
Public Disclosure Commission  
711 Capitol Way Room 206  
P.O. Box 719  
Olympia, WA 98507-0719

Re: **PDC Complaint - Case No. 14-009**

Dear Phil,

Please consider this letter the response of my client, the National Association of Realtors Fund ("NAR") to the above referenced complaint. The following response addresses the complaint filed by Rebecca Lewis (the "Complainant") as well as additional issues raised in your letter of December 11, 2013.

**The National Association of Realtors Fund is not a Political Committee**

As you correctly observed in your letter, the Complainant alleged (but provided no evidence) that NAR is a political committee as that term is defined in RCW Chapter 42.17A. NAR is not a political committee as defined by this statute. Because of the absence of evidence, and the necessarily invasive nature of defending such an allegation, NAR will not address this issue further unless asked to do so by PDC staff.

**Independent Expenditure Filings**

The two C6 reports filed with the PDC dated November 5, 2013 were prepared and filed by Marc Gall, a member of the NAR Finance staff. Mr. Gall was quite new to the responsibility of preparing and filing campaign finance reports in various state and local jurisdictions in which NAR was engaged in campaign activity. During the period of time relevant to the complaint he was also involved in assisting with the preparation of some of the approximately 250 such reports filed by NAR in other state or local jurisdictions. Unfortunately, Mr. Gall did not receive

12900 NE 180<sup>th</sup> Street, Suite 235, Bothell, WA 98011  
Tel: (425) 368-4238 • Fax: (425) 489-2824

January 16, 2014

sufficient training or information about the electioneering communication reporting requirements in Washington State prior to being assigned the responsibility for C6 reports. As a result, he was not aware of the requirement in our state to file those reports within 24 hours of the commencement of the communication, or the requirement to file those reports electronically.

With respect to the C6 report dated November 5, 2013 concerning the communications in support of Kevin Wallace and Timothy Leavitt in the amount of \$76,400, the information regarding those expenditures was inadvertently filed with the similar campaign finance reporting agency in Washington, DC, rather than Washington State.<sup>1</sup> This error was discovered when the C6 report also dated 11/5 (reporting October 24, 2013 communications in the amount of \$125,100) was being prepared with respect to communications in support of six other candidates. When that oversight was discovered the correct report was immediately prepared and filed at the same time. Both reports were filed via fax initially based on Mr. Gall's mistaken understanding that fax filing was permitted in Washington; when the requirement that the reports be filed electronically was called to NAR's attention the electronic reports were promptly prepared and filed.

Finally, the C6 report of communications in the amount of \$125,100 indicates "Date First Presented/Mailed" of 10/28 and 10/24. In fact the communications represented by the expenditures shown in that report were first distributed on 10/17 with subsequent distribution on 10/22 and 10/28. Also due to Mr. Gall's inexperience he did not appreciate the significance of the "First Presentation" dates and unintentionally included only the latest, rather than the earliest, such date in this C6 report.

NAR takes very seriously the requirements of RCW 42.17A and deeply regrets the unintentional errors in reporting that occurred during the 2013 election cycle. My client has endeavored to make sure all staff members responsible for filings are familiar with the requirements of the laws and regulations of our state. They have retained local counsel to advise them in this matter and to help prevent any reporting issues in the future. I trust this letter is responsive to your request of December 11, 2013 to Ralph Holmen to provide a response to the complaint filed by Ms. Lewis. If you require additional information or clarification please don't hesitate to contact me directly at this office.

Sincerely,

THE NORTH CREEK LAW FIRM



Mark C. Lamb

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<sup>1</sup> At the request of Tony Perkins I have attached copies of the reports erroneously filed with the Government of the District of Columbia Office of Campaign Finance as well as the subsequent filing amending and correcting the report.