

Micaiah,

Concerning Allegation One, WAC 390-18-040 (2) specifically addresses my scenario:

The term "reelect" may be used in an advertisement by a nonincumbent candidate who has previously been elected to the office being sought provided that in the same advertisement it is clearly stated that the candidate is not the incumbent.

In addition, I sought clarification from the PDC on Feb. 28th, and your compliance division told me that "saying you are running for an open seat is the functional equivalent of stating you are not the incumbent." (See attached email.) Consequently, I have used the term "open seat" conspicuously in all my literature and advertising for this campaign. (See attached logo.)

As for Allegation Two, Tony Perkins previously ruled on this same allegation ([PDC complaint 1482](#)) and found it warranted no action at that time. Here was my response to that complaint:

On the charge that I'm falsely claiming that I received an "Outstanding" rating from the Municipal League of King County, I can only point to the latest 5th LD candidate ratings posted online:

<http://www.munileagueratings.org/our-ratings/2012-ratings/2012-washington-state-legislature-candidate-ratings/>

This shows that my current rating is, in fact, an "Outstanding". While the Municipal League of King County has published no acceptable use policies, I have correspondence with them last year when they declined to cover any races in the 5th LD because of manpower limitations. In that exchange, I mentioned that I was "more than happy to let my current rating stand" and neither Jenna Smith or Michelle Hoang had any objections. Prior to that, I can produce correspondence from Loren Tierney saying, "use the rating as you will!" This was after being asked specifically for "any guidelines for use of the Muni League ratings on campaign materials." Yesterday, I was able to obtain some more specific guidance from Alejandra Tres, the new Executive Director, but she confirmed that they still have no published policies.

So while I understand that my opponent is uncomfortable with the fact that his latest Muni League rating is lower than mine, I believe it's a relevant point that speaks to our qualifications and qualities as state policymakers, irrespective of the chamber of the Legislature in which we might serve. I will endeavor to communicate this point to potential voters using whatever language is permitted.

Since then, I still haven't received anything other than an "Outstanding" rating from the Municipal League of King County, for either House or Senate campaigns. Both the [2012](#) and [2016](#) candidate ratings of "Outstanding" still appear on the Municipal League website, and there's still no published acceptable use policy that would preclude me from using my most current rating. If my candidate rating were to ever change, I would naturally update it in all my literature and advertising at that time.

- Chad

[Chad Magendanz](#) | www.Vote4Chad.com | 425.246.8782



Fri 3/2/2018 3:15 PM

PDC Support <pdcc@pdcc.wa.gov>

Re: PDC - Stating candidate is not an incumbent

To ○ Chad Magendanz

📧 If there are problems with how this message is displayed, click here to view it in a web browser.

Hi Chad,

I checked with our compliance division, and it was agreed that saying you are running for an open seat is the functional equivalent of stating you are not the incumbent.

Hope that helps.

Kim Bradford

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To respond, please reply to this email.

Washington Public Disclosure Commission

<http://www.pdc.wa.gov>

1.360.753.1111

On Wed, 28 Feb at 6:56 PM , Chad Magendanz <chad@magendanz.com> wrote:

In WAC 390-18-040, it says that folks like me who have previously been elected to the office being sought may use the term *reelect* "...provided that in the same advertisement it is clearly stated that the candidate is not the incumbent."

For this, is it sufficient to simply say that it's an *open seat*?

Chad Magendanz | Candidate for State Representative, LD5 | 425.246.8782

Re-Elect

CHAD

MAGENDANZ

State Representative (R)
LD5 open seat



Representing **YOUR** priorities!