



**State of Washington
PUBLIC DISCLOSURE COMMISSION**

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908
(360) 753-1111 • FAX (360) 753-1112

Toll Free 1-877-601-2828 • E-mail: pdcc@pdcc.wa.gov • Website: www.pdcc.wa.gov

February 25, 2019

Delivered electronically to Laura Ewan on behalf of the 40th Legislative District Democrats at “ewan@workerlaw.com”

Subject: Complaint filed by Glen Morgan, PDC Case 27160

Dear Ms. Ewan:

Below is a copy of an electronic letter sent to Glen Morgan concerning a complaint filed with the Public Disclosure Commission (PDC).

As noted in the letter to Mr. Morgan, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1) and will not conduct a more formal investigation into these allegations or take further enforcement action in this matter.

PDC staff is reminding you about the importance of timely filing of the C-1pc in each calendar year if the committee intends to use the “Mini Reporting” option. PDC staff expects in the future that you will submit the C-1pc timely or timely file all campaign activities when required in accordance with PDC laws and rules.

If you have questions, you may contact Jennifer Hansen at 1-360-586-4560 toll-free at 1-877-601-2828, or by email at jennifer.hansen@pdcc.wa.gov.

Sincerely,

/s _____
Jennifer Hansen
Compliance Officer

Endorsed by,

/s _____
Barbara Sandahl
Deputy Director
For Peter Lavalley
Executive Director



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February 25, 2019

Delivered electronically to Glen Morgan at “glen@wethegoverned.com”

Subject: Complaint regarding 40th Legislative District Democrats, PDC Case 27160

Dear Mr. Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on November 1, 2017. Your complaint alleged that the 40th Legislative District Democrats, a bona fide legislative district committee, may have violated: (1) RCW 42.17A.235 for failure to timely file Monetary Contribution reports (C-3 reports) and Summary Full Campaign Contribution and Expenditure reports (C-4 reports), disclosing contributions and expenditures undertaken by the Campaign during calendar year 2017; or (2) WAC 390-16-115(4) for failure to timely file a Committee Registration (C-1pc report) registering under the “Mini Reporting” option for calendar year 2017.

PDC staff reviewed your allegations; the applicable statutes, rules, and reporting requirements; the response(s) provided by Laura Ewan on behalf of her client the 40th Legislative District Democrats (40th LD Dems) and by former Committee Chair, Tara Nelson; and the applicable PDC reports filed by Respondent, to determine whether the record supports a finding of one or more violations.

Based on staff’s review, we found the following:

- On January 16, 2016, the 40th Legislative District Democrats filed a C-1pc registering as bona fide legislative district committee for calendar year 2016, choosing the “Mini Reporting” option and listing Tara Nelson as Committee Chair and Brian A. Spencer as Committee Treasurer.
- WAC 390-16-115(4) requires that continuing political committees, including bona fide committees, shall file a C-1pc by no later than January 31 for each year if the committee intends to use the “Mini Reporting” option. The 40th LD Dems C-1pc for calendar year 2017 choosing the “Mini Reporting” option was submitted on November 24, 2017.
- The complaint alleged that the 40th LD Dems failed to timely submit the C-1pc for calendar year 2017 and by doing so was then required to file C-3 and C-4 reports under the “Full Reporting” option disclosing all campaign activities and that they failed to do so.
- In response to PDC staff’s request, the committee confirmed that it was eligible to use the “Mini Reporting” option, meaning that they had not received more than \$500 in the aggregate from one source and stated that they raised \$1,166.48 and spent \$1,676.76, during calendar year 2017. They stated that the late filing of the C-1pc was due to

communication difficulties with the previous treasurer and that the registration was submitted as soon as the committee became aware that it had not been done. Ms. Ewan's response, originally submitted to the Attorney General's Office on December 11, 2017 and forwarded to PDC staff, stated that "there has been absolutely no malicious action undertaken by the Committee".

The 40th Legislative District Democrats have used the "Full Reporting" option in previous years and submitted C-3 and C-4 reports disclosing campaign activities. Although the 40th LD Dems submitted the C-1pc ten months late, they did not exceed the reporting thresholds for the "Mini Reporting" option and a search of the PDC website confirms that no contributions from the 40th LD Dems were made during calendar year 2017.

Based on these findings staff has determined that, in this instance, failure to timely file the C-1pc for calendar year 2017, choosing the "Mini Reporting" option by no later than January 31, 2017 and failure to file C-3 and C-4 reports before submitting an updated C-1pc, does not amount to an actual violation warranting further investigation.

PDC staff is reminding the 40th Legislative District Democrats about the importance of timely filing of the C-1pc in each calendar year if the committee intends to use the "Mini Reporting" option, and the timely filings of all future PDC reports in accordance with the statutes and rules.

Based on this information, the PDC finds that no further action is warranted and has dismissed this matter in accordance with RCW 42.17A.755(1).

If you have questions, you may contact Jennifer Hansen at 1-360-586-4560 toll-free at 1-877-601-2828, or by e-mail at jennifer.hansen@pdc.wa.gov.

Sincerely,

/s _____
Jennifer Hansen
Compliance Officer

Endorsed by,

/s _____
Barbara Sandahl
Deputy Director
For Peter Lavallee
Executive Director

cc: Laura Ewan, Attorney for 40th Legislative District Democrats