



**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.pdca.wa.gov

September 28, 2018

Delivered electronically to janette@enterprisewashington.org and jeff@enterprisewashington.org

Subject: Citizens for Progress Enterprise Washington, PDC Case 26841

Dear Gary Strannigan:

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

As noted below to Kurt Fritts, the PDC will not be conducting a more formal investigation into these allegations or taking further enforcement action in this matter. Although the C-3 report of Citizens for Progress Enterprise Washington was amended to show the correct “date received” for the \$235,000 contribution, the complaint was filed because the initial C-3 report showed a \$235,000 contribution received within 21 days of the November 7, 2017 general election, a period during which committees are prohibited from accepting more than \$5,000 from a contributor, unless the contributor is a bona fide political party. We are reminding you to be careful and accurate when reporting the “date received” for contributions received in future elections.

If you have questions, you may contact Phil Stutzman at 1-360-664-8853 toll-free at 1-877-601-2828, or by e-mail at phil.stutzman@pdcc.wa.gov.

Sincerely,

/s _____
Phil Stutzman
Sr. Compliance Officer

Endorsed by,
/s _____
Barbara Sandahl
Deputy Director
For Peter Lavallee
Executive Director



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September 28, 2018

Delivered electronically to kfritts@gmail.com and DLazarus@perkinscoie.com

Subject: Complaint regarding Citizens for Progress Enterprise Washington, PDC Case 26841

Dear Kurt Fritts:

The Public Disclosure Commission (PDC) has completed its initial review of the complaint you filed on October 26, 2017. Your complaint alleged that Citizens for Progress Enterprise Washington may have violated RCW 42.17A.420 by accepting a \$235,000 contribution on October 20, 2017, within 21 days of the November 7, 2017 general election, a period during which committees were prohibited from accepting more than \$5,000 from a contributor, unless the contributor was a bona fide political party.

PDC staff reviewed your allegations, and as a result of staff's initial review, we found the following:

- On October 22, 2017, Citizens for Progress Enterprise Washington filed a C-3 report disclosing receipt of a \$235,000 contribution from Enterprise Washington Jobs Pac. The C-3 report stated that the contribution was received on October 20, 2017, which was within 21 days of the general election when contributions were limited to \$5,000 unless received from a bona fide political party committee.
- On October 31, 2017, Citizens for Progress Enterprise Washington filed an amended C-3 report changing the received date for the \$235,000 contribution from October 20, 2017 to October 16, 2017, which was one day before the start of the 21-day period during which contributions were limited to \$5,000. The amended C-3 Report has a file number of 100 797 341.
- Jeff Harvey, President of Enterprise Washington, stated that he signed the \$235,000 check on behalf of Enterprise Washington Jobs PAC on October 16, 2017, and on that date placed the check on his Executive Assistants desk for deposit into the account of Citizens for Progress Enterprise Washington. The check was deposited on October 20, 2017.

- Citizens for Progress Enterprise Washington stated that they inadvertently reported receiving the \$235,000 contribution on October 20, 2017, the date the funds were deposited, rather than October 16, 2017, the date the funds were actually received.
- Mr. Harvey submitted a statement affirming that he delivered the \$235,000 check to Citizens for Progress Enterprise Washington on October 16, 2017. He also provided a copy of the check, which is dated October 16, 2017, and a copy of the bank statement for Citizens for Progress Enterprise Washington, confirming that the check was deposited on October 20, 2017.
- Enterprise Washington Jobs PAC filed a C-4 report showing a \$235,000 expenditure on October 16, 2017 that was a contribution to Citizens for Progress Enterprise Washington.
- No evidence was found that Citizens for Progress Enterprise Washington has had previous warnings or violations of PDC requirements.

Based on these initial findings, staff has determined that in this instance, Citizens for Progress Enterprise Washington received a \$235,000 contribution on October 16, 2017, before the start of the 21-day prohibition period. Thus, there is no evidence of a violation of RCW 42.17A.420 warranting further investigation.

PDC staff is reminding Citizens for Progress Enterprise Washington to be careful and accurate when reporting the “date received” for contributions received in future elections.

The PDC has taken action to dismiss the matter, pursuant to RCW 42.17A.755(1)(a) and will not be conducting a more formal investigation into your complaint or pursuing further enforcement in this case.

If you have questions, you may contact Phil Stutzman at 1-360-664-8853, toll-free at 1-877-601-2828, or by e-mail at phil.stutzman@pdc.wa.gov.

Sincerely,

/s _____
Phil Stutzman
Sr. Compliance Officer

Endorsed by,
/s _____
Barbara Sandahl
Deputy Director
For Peter Lavalley
Executive Director

cc: Citizens for Progress Enterprise Washington