

File a Formal Complaint - Zachary Smith

[Zachary Smith](#) (Mon, 9 Oct at 5:08 PM) via Portal [Meta](#)

Dear Public Disclosure Commission, It has come to my attention that the Committee to Elect Noelle Balliett for School Board may have committed violations of Washington State campaign finance law beyond the complaint submitted to the PDC on September 21, 2017 (Ticket #25233). The PDC should immediately open an investigation of the violations listed below. Thank you for your assistance. Sincerely, Zachary Smith

- Late C3 and C4 reports. (Potential violation of RCW 42.17A.235) a. Balliett has yet to submit a C4 exclusively covering only the month of June. A 21 day report was filed on July 11th, that includes the month of June, but this is not the proper report, since there was no primary election. If this report is to serve as the June C4, then it was 1 day late. The June and July reports must be amended to reflect accurate dates, which are now late. b. The C4 report for July was submitted 9/28/2017, more than 40 days late. c. The deposit of candidate personal funds reported on 9/22/2017 shows the funds were received on 5/11/2017, but not deposited for more than 4 months, well beyond the 5 business days allowed. This is significantly late, well over 100 days.
- Only individuals listed as committee members may authorize expenses. (Potential Violation of RCW 42.17A.425) a. In Balliett's recent reply to ticket #25233, section 6, she admitted to authorizing expenditures in her response. According to her C1 registration, that was amended 9/25/2017, she is still not listed as a committee member and therefore in violation of state law. b. Balliett's new treasurer, Mr. O'Neal, indicated that he has authority beyond ministerial functions on line 5, but did not include himself as a committee member. The PDC should issue a subpoena of all financial records related to the campaign to make certain that Mr. O'Neal is not illegally authorizing expenditures.
- Possibly certifying inaccurate reports. (Potential violation of RCW 42.17A.235) a. A contribution was made by "Washington Education," on 9/19/2017 and deposited 9/22/2017. There is reason to believe the full name of this contributor is not accurate. Campaigns are required to report the name(s) listed on the written instrument that is deposited. If this is the case, then this report is erroneous and is still outstanding. (2 weeks late.) b. Despite Balliett's claim that the July C4 was accurate and did not show a negative balance, the report filed 9/1/2017 covering the month of July, (nearly 3 weeks late) reads -\$622.90 cash on hand. Since Balliett's campaign has newly committed to filing accurate and timely reports, this C4 needs to be corrected to ensure she is not hiding and disguising expenditures, or deposits, in order to gain an advantage over her opponent.