



**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: [pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov) • Website: [www.pdc.wa.gov](http://www.pdc.wa.gov)

August 1, 2018

Delivered electronically to “ccollier444@gmail.com”

Subject: PDC Case 25598

Dear Jonathan Collier :

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

As noted below to Ken Wisenor , the PDC will not be conducting a more formal investigation into these allegations or taking further enforcement action in this matter.

However, pursuant to WAC 390-37-060(1)(b), this letter serves as a warning letter concerning your failure to timely file reports of contributions. PDC staff expects you to timely and completely file reports of contributions and expenditures in future years. The Commission will consider this formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

If you have questions, you may contact Fox Blackhorn at 1-360-753-1980 toll-free at 1-877-601-2828, or by e-mail [pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov).

Sincerely,

/s \_\_\_\_\_  
Fox Blackhorn  
Compliance Coordinator 2

Endorsed by,

/s \_\_\_\_\_  
Peter Lavalley  
Executive Director



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August 1, 2018

Delivered electronically to "kwisenor@wwdb.org"

Subject: Complaint regarding Jonathan Collier, PDC Case 25598

Dear Cendall Wisenor:

The Public Disclosure Commission (PDC) has completed its initial review of the complaint you filed on September 21, 2017. Your complaint alleged that Jonathan Collier may have violated RCW 42.17A.235 and WAC 390-18-040 for failing to timely report contributions and for inappropriate use of the term "reelection" when not previously elected.

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

- RCW 42.17A.335 prohibits false statements of incumbency, when made with knowledge of untruth or reckless disregard for truth or falsity, that defames or libels another candidate. WAC 390-18-040 provides suggested language to avoid false statements of incumbency.
- No clear and convincing evidence has been presented which demonstrates that Jonathan Collier's use of the term re-elect rather than retain was made with knowledge of untruth or reckless disregard for truth or falsity, nor does any clear and convincing evidence demonstrate that the use of re-elect constituted libel or defamation *per se*, as defined by RCW 42.17A.335(2).
- Jonathan Collier filed a series of C-3 reports of contributions on 8/17/17, disclosing contributions from July 2017. Per RCW 42.17A.235(3), C-3 reports are due each Monday, disclosing all activity for the previous seven calendar days. Jonathan Collier reported \$3405 after the primary election, between 18-51 days late, comprising 30% of total contributions for the election cycle.
- Jonathan Collier is a first-time candidate with no prior found violations of PDC laws or rules.

Based on these initial findings, staff has determined that in this instance, failure to timely file reports of contributions does not amount to a material violation warranting further investigation.

Pursuant to WAC 390-37-060(1)(b), Jonathan Collier will receive a formal written warning concerning the failure to timely file reports of contributions. The formal written warning will include staff's expectation that Jonathan Collier file timely and complete reports of contributions and expenditures in future years. The Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

The PDC has closed the matter, and will not be conducting a more formal investigation into your complaint or pursuing further enforcement action in this case.

If you have questions, you may contact Fox Blackhorn at 1-360-753-1980 toll-free at 1-877-601-2828, or by e-mail at [fox.blackhorn@pdc.wa.gov](mailto:fox.blackhorn@pdc.wa.gov).

Sincerely,

/s \_\_\_\_\_  
Fox Blackhorn  
Compliance Coordinator 2

Endorsed by,

/s \_\_\_\_\_  
Peter Lavalley  
Executive Director

cc: Jonathan Collier