



Smith & Dietrich Law Offices

South Sound Community Lawyers

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September 1, 2017

Via Electronic Delivery

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Re: *Citizen Action Notice Against State Senator Kirk Pearson*

Dear Attorney General Ferguson and County Prosecuting Attorneys Tunheim and Roe,

I write you to notify you that there is good reason to believe several violations of chapter 42.17A RCW, Washington State's campaign finance law, have been committed by State Senator Kirk Pearson and Kirk Pearson for State Senate 2016, a candidate authorized committee (the "Respondents"), between 2016 and the present. Please note that, as provided by RCW 42.17A.765(4), if you do not initiate an action against the Respondents within the applicable statutory notice periods for this Citizen Action Notice, I intend to satisfy any applicable notice requirements and proceed with an action in the name of the State. This message is being sent to each of you at the e-mail address you have provided to the Washington State Bar Association or to the public, via your employer's website, to ensure you receive notification of these allegations as required by RCW 42.17A.765(4).

This notice and the attached spreadsheet detail 35 apparent violations of various provisions of Washington's campaign finance law by the Respondents. The cumulative days late for the untimely reporting included in this notice is at least 11,870 days as of today. The Respondents have apparently violated chapter 42.17A RCW as follows:

A. Failure to timely file and/or amend Public Disclosure Commission form C-3 and C-4 reports ("Summary, Full Report Receipts and Expenditures" and "Cash Receipts Monetary Contributions") (35 Apparent Violations)

The Respondents filed an extraordinary volume of very late reporting of its contributions and expenditures on forms C-3 and C-4 on January 28, 2016. The attached spreadsheet identifies 35 apparent violations of the law requiring timely reporting of contributions and expenditures during this period. RCW 42.17A.235, .240.

The apparent violations break down as follows:

TOTAL DAYS LATE / REPORTS (2016)	11,870
TOTAL DOLLAR VALUE LATE (2016)	\$66,668.35
TOTAL LATE REPORTS	35

I await your position as to whether there is reasonable cause for a civil enforcement action based on these allegations, and whether you will file such an action in the name of the State.

Sincerely,



Walter M. Smith

Enclosures: Microsoft Excel spreadsheet identifying reporting violations

cc: Linda A. Dalton, Senior Counsel, Attorney General's Office (via e-mail)
Public Disclosure Commission staff (via e-mail)

Number	Report Type	Date Filed	Amd.	Report due	Report days late	(C3's: Deposit date if weekly)	(C3's: Deposit days late)	Amount reported (total contributions for C3 / expenditures for C4)
100676370	C3	1/28/2016	N	12/10/2013	779			700.00
100676368	C3	1/28/2016	N	11/10/2013	809			750.00
100676372	C3	1/28/2016	N	1/10/2014	748			900.00
100676373	C4	1/28/2016	N	1/10/2014	748			150.00
100676371	C4	1/28/2016	N	12/10/2013	779			234.21
100676369	C4	1/28/2016	N	11/10/2013	809			328.92
100676386	C3	1/28/2016	N	1/10/2015	383			1250.00
100676384	C3	1/28/2016	N	12/10/2014	414			950.00
100676382	C3	1/28/2016	N	11/10/2014	444			700.00
100676374	C4	1/28/2016	N	5/10/2014	628			916.02
100676385	C4	1/28/2016	N	1/10/2015	383			1268.55
100676377	C3	1/28/2016	N	8/10/2014	536			3800.00
100676378	C4	1/28/2016	N	8/10/2014	536			2331.36
100676376	C4	1/28/2016	N	7/10/2014	567			476.69
100676375	C4	1/28/2016	N	6/10/2014	597			162.32
100676383	C4	1/28/2016	N	12/10/2014	414			2285.27
100676381	C4	1/28/2016	N	11/10/2014	444			416.05
100676380	C4	1/28/2016	N	10/10/2014	475			97.18
100676403	C3	1/28/2016	N	12/10/2015	49			11075.00
100676404	C3	1/28/2016	N	12/10/2015	49			1500.00
100676402	C3	1/28/2016	N	12/10/2015	49			600.00
100676400	C3	1/28/2016	N	11/10/2015	79			4665.00
100676399	C3	1/28/2016	N	11/10/2015	79			1300.00
100676398	C3	1/28/2016	N	11/10/2015	79			4100.00
100676397	C3	1/28/2016	N	11/10/2015	79			2050.00
100676396	C3	1/28/2016	N	11/10/2015	79			2225.00
100676395	C3	1/28/2016	N	11/10/2015	79			2000.00
100676394	C3	1/28/2016	N	11/10/2015	79			1210.00
100676391	C3	1/28/2016	N	10/10/2015	110			1850.00
100676392	C3	1/28/2016	N	10/10/2015	110			1900.00
100676389	C4	1/28/2016	N	9/10/2015	140			298.11
100676405	C4	1/28/2016	N	12/10/2015	49			919.68
100676393	C4	1/28/2016	N	11/10/2015	79			10593.78
100676390	C4	1/28/2016	N	10/10/2015	110			1415.21
100676401	C3	1/28/2016	N	11/10/2015	79			1250.00

TOTAL DAYS LATE / REPORTS (2016)	11870.00
TOTAL DOLLAR VALUE LATE (2016)	66668.35
NUMBER OF LATE REPORTS	35.00