

File a Formal Complaint - Glen Morgan

[Glenmorgan89](#) (Thu, 17 Aug at 1:12 AM) via Portal Meta

To Whom it may Concern:

There is reason to believe multiple provisions of **RCW 42.17A** have been violated, once again by Manka Dhingra -- a candidate for the State Senate in the 45th Legislative District.

1) State law prohibits the personal use of campaign funds. RCW 42.17A.445. State law also requires that expenditures made on behalf of a candidate or political committee by any person, agency, firm, organization, etc. employed or retained for the purpose of organizing, directing, managing or assisting the candidate's or committee's efforts shall be deemed expenditures by the candidate or committee. In accordance with WAC 390-16-037, such expenditures shall be reported by the candidate or committee as if made or incurred by the candidate or committee directly.

a) According to the notes I took during my in-person inspection of Dhingra's campaign books, I found the following expenditures:

6/12/17 - Safeway - Shell Gas Cards - \$325.00

7/27/17 - Safeway - Shell Gas Cards - \$554.99

Per **WAC 390-16-238(3)(a)** the campaign may only pay for the pro-rated share of documented gasoline expenses.

Note that in order to determine how much gasoline has been expended for campaign purposes (and to allow pump refueling), the campaign would have to track both the mileage and the highway/city MPG of the vehicle to determine how many gallons of gasoline had been expended for campaign vs. personal purposes. It is realistically impossible for someone to pump gas this precisely without highly sophisticated weight and measurement equipment which the Dhingra campaign does not possess -- although it is possible they have this equipment and have failed to report it as an in-kind contribution., which would be a separate violation.

If the campaign staffer utilizing the gas pump allows more fuel to flow into the vehicle's tank than was expended for a documented campaign purposes, this becomes an illegal personal use of campaign money.

On information and belief, the individuals utilizing the gas pump for Dhingra's campaign have allowed this to happen.

No evidence of detailed mileage logs has been provided by the Dhingra campaign. This expenditure for gas cards under these circumstances constitutes a violation of **RCW 42.17A.445**.

b) Additionally, the use of these gas cards raises an additional question of disclosure. **WAC 390-16-037** requires the Dhingra campaign to disclose which person actually received fuel for their vehicle. Here again, the Dhingra campaign has failed to comply with state law.

2) State law requires that certain large last minute contributions are reported on a special LMC form during special reporting periods. RCW 42.17A.265.

Dhingra failed to report having received many last minute contributions during the 7 day period before the primary. This is a violation of state law.

Dhingra's campaign is aware of this statute, and did report a handful of LMCs lawfully. (See attached). Additionally, many of the organizations that have to abide by their own campaign finance regulations filed LMCs detailing contributions to Dhingra's campaign that she failed to report as LMCs. (See attached).

Dhingra failed to report the following LMCs on the appropriate form within the appropriate time limit (48 hrs) as prescribed by state law:

Contributor	Date	Amount	P/G
ACTIVE IN DEMOCRACY	2017-07-31	1000	P
LAW OFFICES OF SMALL SNELL WEISS & COMFORT	2017-07-31	1000	P
LAW OFFICES OF SMALL SNELL WEISS & COMFORT	2017-07-31	1000	G
LOSCHEN GRETCHEN	2017-07-31	1000	P
RASKIN JULIE	2017-07-30	1000	P
RASKIN JULIE	2017-07-30	1000	G
TRANSPORTATION FOR WA PAC	2017-07-29	1000	P
KIMBROUGH CHARLES	2017-07-26	1000	P
NARAL PRO-CHOICE WASHINGTON PAC	2017-07-26	1000	P
SW WA ELECTRICIANS PAC 48	2017-07-26	1000	P
PUGET SOUND PILOTS PAC	2017-07-25	1000	P
RHEE SUNG	2017-07-25	1000	P
RPEC-PAC	2017-07-25	1000	P
TEAMSTERS LOCAL UNION 763	2017-07-25	1000	P

3) State law requires that campaigns accurately and timely report contributions, expenditures, in-kind contributions, and debt. RCW 42.17A.235. State law also prohibits candidate authorized committees from receiving contributions (as defined in RCW 42.17A.005) from other candidate authorized committees. RCW 42.17A.405.

On July 24th, 2017, Jay Inslee sent out an e-mail communication on behalf of Dhingra to solicit donations to Dhingra's campaign from subscribers to his e-mail list.

Dhingra must make a payment for usage of this e-mail list in order for it to not be considered an illegal contribution to her campaign. As such, it should have been listed as either an expenditure or debt on her campaign's accurate C4, which she filed 2 days late on 7/27/2017. The reporting period was for 7/11/2017 to 7/24/2017, within the time frame when the Inslee e-mail was sent.

In the past, Dhingra has paid Inslee's campaign the alleged "fair-market value" for one-time usage of the list for a prior communication. This was \$638.32 in March. She must pay Inslee again for usage of the list, otherwise it becomes an illegal contribution to her campaign which she must reimburse within 10 calendar days.

Please note that the unsubscribe link on this e-mail goes to Inslee's campaign web page, not Dhingra's. Inslee's campaign has not simply given Dhingra's campaign the e-mail list. This is evidence that Inslee campaign staff time may expended staff time to assist Dhingra's campaign, as it is unlikely they would have given the Dhingra campaign passwords to access their e-mail program. Please also note that Inslee's e-mail list has likely grown since March.

The PDC should investigate the possibility that Manka Dhingra committed the above violations maliciously, which would be a class C felony per **RCW 42.17A.750 (2)(c)** . If the PDC determines that is the case, they should refer the case to the Attorney General's office for criminal prosecution immediately.

I have reason to believe there are other provisions of **RCW 42.17A** that have been violated or are being violated by Dhingra's campaign. The PDC should conduct a thorough review of Dhingra's campaign to identify all violations.

Please don't hesitate to contact me if you need any additional information.

Best Regards,

Glen Morgan

LMCs reported by Dhingra

Drag a column header and drop it here to group by that column

REPORTS	NAME OF REPORTING ENTITY	REPORT DATE	TYPE	AMOUNT	CONTRIBUTOR/RECIPIENT	OFFICE	PARTY
Reports	Friends of Manka (D)	07/28/2017 19:35:00	Received	\$2,000.00	Nicolas Hanauer	STATE SENATOR	DEMOCRAT
Reports	Friends of Manka (D)	07/28/2017 19:37:00	Received	\$2,000.00	Leslie Hanauer	STATE SENATOR	DEMOCRAT
Reports	Friends of Manka (D)	07/28/2017 19:42:00	Received	\$1,000.00	Waypoint Consulting	STATE SENATOR	DEMOCRAT
Reports	Friends of Manka (D)	07/30/2017 08:14:00	Received	\$2,000.00	C Rhea Thompson	STATE SENATOR	DEMOCRAT
Reports	Friends of Manka (D)	08/01/2017 08:25:00	Received	\$1,000.00	Abbie Knopper	STATE SENATOR	DEMOCRAT

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LMCs sent to Dhingra, but not reported by her

Drag a column header and drop it here to group by that column

REPORTS	NAME OF REPORTING ENTITY	REPORT DATE	TYPE	AMOUNT	CONTRIBUTOR/RECIPIENT	OFFICE	PARTY
Reports	CIVIC ACTION PAC	07/31/2017 15:41:00	Made	\$1,000.00	DHINGRA MANKA	STATE SENATOR	DEMOCRAT
Reports	IBEW Local 77 Joe Murphy PAC	07/31/2017 16:19:00	Made	\$1,000.00	Friends of Manka	STATE SENATOR	
Reports	KING CO DEMO CENT COMM NON EXEMPT	07/27/2017 16:25:00	Made	\$5,000.00	DHINGRA MANKA	STATE SENATOR	DEMOCRAT
Reports	TRANSPORTATION FOR WA PAC	07/31/2017 12:28:00	Made	\$1,000.00	DHINGRA MANKA	STATE SENATOR	DEMOCRAT
Reports	Washington Conservation Voters Action Fund	07/31/2017 21:01:00	Made	\$308.84	DHINGRA MANKA	STATE SENATOR	DEMOCRAT

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