



**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.pdcc.wa.gov

August 18, 2017

Delivered electronically to "virg@vrfox.com"

Subject: PDC Case 23139

Dear Virgil Fox:

Enclosed is a copy of a letter sent to Jimmy Hilliard concerning a complaint filed with the Public Disclosure Commission (PDC) on July 21, 2017. The complaint alleged that you may have violated RCW 42.17A.555 for misuse of public facilities to support campaign of candidate Nikolich. A copy of the complaint was previously sent to you.

As noted in the letter to Jimmy Hilliard, the PDC will not be conducting a more formal investigation into these allegations or taking enforcement action in this matter.

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@pdcc.wa.gov.

Sincerely,

Fox Blackhorn
Compliance Coordinator

Endorsed by,

Peter Lavalley
Executive Director

Enclosure: Letter to Jimmy Hilliard



**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.pdcca.wa.gov

August 18, 2017

Delivered electronically to "j.h.hilliard@comcast.net"

Subject: Complaint regarding Virgil Fox, PDC Case 23139

Dear Jimmy Hilliard:

The Public Disclosure Commission (PDC) has completed its initial review of the complaint you filed on July 21, 2017. Your complaint alleged that Virgil Fox may have violated RCW 42.17A.555 for misuse of public facilities to support campaign of candidate Nikolich.

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

- On June 21, 2017, the Board of Commissioners voiced their intent to appoint Candidate Steven Nikolich to fill the vacancy to be caused by Carol Fox. No action was taken at that meeting. Candidate Nikolich was duly appointed at the August 16, 2017 meeting of the Board of Commissioners.
- To the extent that appointing Candidate Nikolich may support his election campaign, it is exempted from enforcement as "normal and regular conduct of the office or agency" per RCW 42.17A.555(3).

Based on these initial findings, staff has determined that in this instance, any benefit that may have been granted to Candidate Nikolich by voicing intent to appoint does not amount to a material violation warranting further investigation.

The PDC has closed the matter, and will not be conducting a more formal investigation into your complaint or pursuing 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@pdcc.wa.gov.

Sincerely,

Fox Blackhorn
Compliance Coordinator

Endorsed by,

Peter Lavalley
Executive Director

cc: Virgil Fox