



**State of Washington
PUBLIC DISCLOSURE COMMISSION**

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908
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Toll Free 1-877-601-2828 • E-mail: pdcc@pdcc.wa.gov • Website: www.pdcc.wa.gov

September 25, 2019

Delivered electronically to "ricomarla2667@gmail.com"

Subject: Complaint filed by Roger Lenk, PDC Case 21665

Dear Marla Rico:

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

As noted in the letter, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1) and will not conduct a more formal investigation into these allegations or take further enforcement action in this matter.

However, pursuant to WAC 390-37-060(1)(d), this serves as a formal written warning concerning your failure to comply with the filing requirements noted in the enclosed letter sent to Mr. Lenk.

Should you be a future candidate for elective office, staff expects you to file all required reports.

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 Alice Fiman toll-free at 1-877-601-2828, or by email at pdcc@pdcc.wa.gov.

Sincerely,

/s

Alice Fiman
Compliance Officer

Endorsed by,

/s

Peter Lavalley
Executive Director



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September 25, 2019

Delivered electronically to "lenk.roger@gmail.com"

Subject: Complaint regarding Marla Rico, PDC Case 21665

Dear Roger Lenk:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed July 6, 2017. The complaint alleged that Marla Rico, a 2017 candidate for Pasco City Council, may have violated RCW 42.17A.205, .700, .235, and .240 for failure to accurately and timely file a Candidate Registration (C-1) report, Personal Financial Affairs (F-1) Statement, Monetary Contribution (C-3) reports and Summary Full Campaign Contribution and Expenditure (C-4) reports, disclosing contributions and expenditures undertaken by the Campaign.

PDC staff reviewed the allegations; the applicable statutes, rules, and reporting requirements; the applicable PDC reports filed by Respondent; and queried any data available in the PDC contribution and expenditure database, to determine whether the record supports a finding of one or more violations.

Based on staff's review, we found the following:

- Marla Rico was a 2017 candidate for City of Pasco Councilmember, District 1, Position 1.
- There was no 2017 primary for City of Pasco Councilmember, District 1, Position 1.
- Rico filed no reports with the PDC.
- All email correspondence the PDC sent to Rico regarding complaint 21665 was returned 'message not delivered.'
- Various media outlets reported they were unable to successfully reach Rico, plus the media reports stated both Franklin County and Pasco city officials were unable to successfully contact Rico.
- In media reports, local officials stated they believe Rico most likely moved out of Pasco after she filed for office.
- Rico received 42.95 percent (195) of the votes cast in the 2017 General Election, losing to Blanche Barajas.
- If elected, Rico would most likely not have been seated on the Pasco City Council because she no longer resided in Pasco.

Based on the above information and our findings, staff has determined that, in this instance, failure to accurately and timely file a Candidate Registration (C-1) report, Personal Financial Affairs (F-1) Statement, Monetary Contribution (C-3) reports and Summary Full Campaign

Contribution and Expenditure (C-4) reports, disclosing contributions and expenditures undertaken by the Campaign does not appear to be a violation warranting further investigation.

Pursuant to WAC 390-37-060(1)(d), Marla Rico will receive a formal written warning concerning her failure to timely file required PDC reports. The formal written warning will include staff's expectation Marla Rico timely file all future required reports should she be a future candidate for elective office.

The Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

Based on this information, the PDC finds that no further action is warranted and has dismissed this matter in accordance with RCW 42.17A.755(1).

If you have questions, you may contact Alice Fiman at 360-586-4746, toll-free at 1-877-601-2828, or by e-mail at fdc@fdc.wa.gov.

Sincerely,

Endorsed by,

/s

Alice Fiman
Compliance Officer

/s

Peter Lavalley
Executive Director