



**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)**

May 16, 2019

Delivered electronically to “rgflygare@gmail.com”

Subject: Complaints filed by Glen Morgan, PDC Case Nos. 16692, 18247, & 18590

Dear Roger Flygare:

Below is a copy of an electronic letter sent to Glen Morgan concerning complaints filed with the Public Disclosure Commission (PDC).

As noted in the letter to Glen Morgan, the PDC has dismissed these matters 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)(b), this serves as a formal written warning concerning your failure timely and completely disclose of all contribution and expenditure activities, board memberships and officerships on qualifying organizations, and completely and accurately disclosing sponsor identification on all political advertising. Staff expects you to provide greater oversight of required campaign disclosures, and institute contingencies to comply with the law in the case of a lapse in treasurer services. 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 email at [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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May 16, 2019

Delivered electronically to “[glen@wethegoverned.com](mailto:glen@wethegoverned.com)”

Subject: Complaint regarding Roger Flygare (2), (3), (4); PDC Case Nos. 16692, 18247,  
& 18590

Dear Glen Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaints you filed between April 11 and May 17, 2017. The complaints alleged that Roger Flygare, a 2015 candidate for Fire Commissioner for South King Fire & Rescue, and a 2017 candidate for Federal Way City Council may have violated RCW 42.17A.205 for failure to timely and completely file a Candidate Registration (C-1 report) disclosing all committee officers, and for failing to register businesses owned by the candidate as Political Committees; RCW 42.17A.220 for failure to timely deposit contributions; RCW 42.17A.235 for failure to timely and accurately file Monetary Contribution reports (C-3 reports) and Summary Full Campaign Contribution and Expenditure reports (C-4 reports), disclosing contributions and expenditures undertaken by the campaign; RCW 42.17A.240, WAC 390-16-037, and WAC 390-16-205 for failure to accurately provide detailed breakdowns of expenditures, in-kind contributions, and debts; RCW 42.17A.320 for failure to include sponsor identification on boosted digital advertising; RCW 42.17A.405 for accepting over-limit contributions; RCW 42.17A.425 for allowing persons not listed as committee officers on the C-1 report to authorize expenditures; RCW 42.17A.465 for failure to record loans by written instrument; and RCW 42.17A.710 for failure to disclose officership status in a professional association on the Personal Financial Affairs Statement (F-1 report).

PDC staff reviewed the allegations; the applicable statutes, rules, and reporting requirements; the responses provided by Roger Flygare; the applicable PDC reports filed by Respondent; and queried the Respondent’s data 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:

**PDC Case 16692**

- Roger Flygare was reminded in PDC Case 15365, about the importance of timely filing C-1, C-3, C-4, and F-1 reports within two weeks of declaring candidacy, and these allegations will not be readdressed here.
- The complaint alleged that Chris Truppner should have been reported as a committee officer for the 2017 Federal Way City Council campaign on the basis of a blind copied or

“BCC” email to the Federal Way Mirror, with no further evidence of involvement in the 2017 campaign.

- Roger Flygare provided a response detailing the reasons why Chris Truppner did not, and could not, serve as an officer for the 2017 campaign.
- Roger Flygare failed to provide detailed descriptions of expenditures by, and in-kind contributions to, the 2015 Fire Commissioner campaign, and the 2017 Federal Way City Council campaign, with such details as the number of items printed and sub-vendors paid to provide goods and services to the campaign.
- Roger Flygare cooperated with PDC staff to file amended C-4 reports in both the 2015 Fire Commissioner campaign and the 2017 Federal Way City Council campaign to provide additional disclosure to the public.
- The complaint alleged that Roger Flygare failed to disclose an officership on the F-1 report for the Washington Freelance Shorthand Reporters Association.
- Roger Flygare filed supplements to the 2017 F-1 report to disclose officership on the Washington Freelance Shorthand Reporters Association, the Association of Washington Generals, and the Veterans of Foreign Wars Post 1741, expressing a good faith uncertainty regarding disclosure of unpaid, volunteer positions.
- The complaint provided insufficient evidence to support the allegation that any additional committee officers were undisclosed on the C-1 report, or that these undisclosed officers authorized expenditures on behalf of the campaign.
- The complaint alleged that Roger Flygare made a personal loan to the 2017 Federal Way City Council campaign without a written instrument, but provided no evidence to support this allegation.
- Roger Flygare attests that they made the loan by a written instrument and maintained this with the books of account for the 2017 campaign.

### **PDC Case 18247**

- The complaint alleged that Roger Flygare failed to timely deposit contributions within five business days of receipt, and failed to timely file C-3 reports disclosing contributions received and deposited by the 2015 Fire Commissioner campaign.
- The complaint provided 28 examples of C-3 reports that were filed beyond the statutory deadlines of RCW 42.17A.235, disclosing \$7,397.18 between 7-204 days late, or 31.18% of total contributions in the 2015 election campaign.
- Of the 28 reports noted by the complaint, only 4 had late deposits, disclosing a total of \$440, or 1.85% of total contributions in that election campaign.
- Roger Flygare provided a response to the allegations expressing difficulties with the first treasurer listed in the 2015 Fire Commissioner campaign, and an attempt by the second treasurer who joined the campaign in June 2015 to reconcile the past reports, indicating that the second treasurer took full responsibility for a decision to not file electronically until the accuracy of reports could be verified.
- The version of RCW 42.17A.245 in effect at the time of the 2015 Fire Commissioner campaign required electronic filing of reports for any campaign expecting to expend ten thousand dollars or more, and it was the responsibility of the candidate to ensure that the campaign was in compliance with all requirements of Chapter 42.17A RCW and Title 390 WAC, even in the interim between treasurers.
- As a candidate for Fire Commissioner in 2015, Roger Flygare was not subject to the contribution limits of RCW 42.17A.405 and did not receive more than \$5000 from any

one person within twenty-one days of a general election as prohibited by RCW 42.17A.420.

- The complaint provided insufficient evidence to support the allegation that Tiger Properties, LLC or Flygare and Associates, LLC should have been registered as political committees.

### **PDC Case 18590**

- The complaint alleged that a purchase of yard signs for the 2017 Federal Way City Council campaign was unreported on the March 2017 initial C-4 report for that campaign.
- Roger Flygare was in frequent contact with PDC staff concerning the proper reporting of the purchase of signs, which were initially reported as an in-kind loan from the candidate for the price of the signs.
- Roger Flygare amended the March 2017 C-4 report to show the price of the in-kind contribution for signs purchased from Velma Signs along with the number of items printed, along with the loan for repayment.
- Roger Flygare failed to include sponsor identification on boosted digital advertising as required by RCW 42.17A.320, and failed to include sponsor identification one-click away from the advertising as allowed by WAC 390-18-030.

While the 2015 Fire Commissioner and 2017 Federal Way City Council campaigns had issues related to the timely, accurate, and detailed reporting of contributions and expenditures, and failed to provide sponsor identification on boosted digital advertising, the campaigns made good faith efforts to comply with the requirements of Chapter 42.17A RCW and Title 390 WAC, and have maintained communication and cooperation with PDC staff to attain and sustain compliance.

Based on our findings staff has determined that, in this instance, failure to timely and accurately report contributions and expenditures, report unpaid officerships in associations, and failure to provide sponsor identification on boosted digital advertising, do not amount to violations warranting further investigation.

Pursuant to WAC 390-37-060(1)(b), Roger Flygare will receive a formal written warning concerning timely and complete disclosure of all contribution and expenditure activities, board memberships and officerships on qualifying organizations, and the complete and accurate disclosure of sponsor identification on all political advertising. The formal written warning will include staff's expectation that Roger Flygare will provide greater oversight of required campaign disclosures, and institute contingencies to comply with the law in the case of a lapse in treasurer services. 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 these matters in accordance with RCW 42.17A.755(1).

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 [fdc@fdc.wa.gov](mailto:fdc@fdc.wa.gov).

Sincerely,

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

Endorsed by,

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

cc: Roger Flygare