



**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](mailto:pdcc@pdcc.wa.gov) • Website: [www.pdcca.wa.gov](http://www.pdcca.wa.gov)

To: Commission Members

From: Tabatha Blacksmith, Compliance Coordinator

Date: May 15, 2019

Re: Request for Reconsideration from Carla Marconi, PDC Case 38883

**Matter on Review:**

On October 25, 2018, Carla Marconi, an incumbent Parks and Recreation Commissioner for Coulee Area Park & Recreation District, and an incumbent School Director for Grand Coulee School District # 301, was found in violation of RCW 42.17A.700 for failing to timely file a Personal Financial Affairs Statement (F-1 report), due no later than April 16, 2018, certifying financial activity for calendar year 2017. At the hearing, a \$500 penalty was assessed, which Carla Marconi requests be reconsidered by the full Public Disclosure Commission.

**Background:**

- Carla Marconi is an incumbent School Director for Grand Coulee School District # 301 who has held office since 2010.
- Carla Marconi is also an incumbent Parks and Recreation Commissioner for Coulee Area Park & Recreation District who has held office since 2006.
- As an incumbent elected official, in accordance with RCW 42.17A.700, Carla Marconi was required to file an F-1 report, certifying financial activity for calendar year 2017, no later April 16, 2018.
- From April to June 2018, PDC staff sent seven e-mail reminders to Carla Marconi concerning the F-1 report filing requirement.
- On July 16, 2018, PDC staff sent a warning letter by U.S. mail concerning Carla Marconi's failure to file the F-1 report. The warning letter was returned undelivered by the US Postal Service (USPS) on July 25, 2018.

- On August 16, 2018, PDC staff served Carla Marconi, by U.S. mail and email, with a hearing notice for a Brief Adjudicative Proceeding to be held on September 24, 2018 concerning failure to file the F-1 report. The notice was mailed to “910 Tulip St Coulee Dam, WA 99116,” which was Carla Marconi’s address of record as provided by the jurisdiction. The notice was also emailed to “bvierle.marconi@gmail.com” but it was not delivered.
- On August 23, 2018, PDC staff attempted to serve the August 16, 2018 hearing notice to Carla Marconi at “carla.marconi@colvilletribes.com” but the email message was not delivered. PDC staff immediately attempted to resend the August 16th hearing notice to a third email address of “carla.marconi.ccc@colvilletribes.com,” which was also undelivered.
- The August 16, 2018 hearing notice was returned undelivered by the USPS on September 17, 2018.
- Due to service issues, Carla Marconi’s hearing was rescheduled. Carla Marconi was served, by U.S. mail and email, on October 15, 2018 with a hearing notice for a Brief Adjudicative Proceeding to be held on October 25, 2018 concerning failure to file the F-1 report. The notice was mailed to “910 Tulip St Coulee Dam, WA 99116” and emailed to “carla.marconi.ccc@colvilletribes.com.” The email message was successfully delivered.
- On October 25, 2018, a Brief Adjudicative Proceeding was held in which the Presiding Officer found Carla Marconi in violation of RCW 42.17A.700 for failing to file an F-1 report certifying financial activity for calendar year 2017. Carla Marconi was assessed a \$500 penalty in accordance with WAC 390-37-143, the penalty schedule adopted by the Commission, which was payable within 30 days of the date of the Order. Carla Marconi did not participate in the hearing.
- The Initial Order was entered November 20, 2018 and a served to Carla Marconi, by U.S. mail and email, on November 20, 2018. The Initial Order was mailed to “910 Tulip St Coulee Dam, WA 99116” and emailed to “carla.marconi.ccc@colvilletribes.com.” The email message was successfully delivered.
- On November 26, 2018, PDC staff learned that its October 15, 2018 hearing notice was returned undelivered by the USPS on November 2, 2018. The November 20, 2018 Initial Order mailed to Carla Marconi was returned undelivered by the USPS on November 29, 2018. The emails containing the notice and order were successfully delivered.
- Carla Marconi’s Initial Order became a Final Order on December 20, 2018 as no request for review was received in accordance with WAC 390-37-150.
- Carla Marconi’s Final Order became binding as of December 31, 2018 as a timely request for reconsideration was not received by the PDC in accordance with WAC 390-37-150.
- On January 10, 2019, PDC staff received notice from the Department of Enterprise Services (DES) that the invoice for the \$500 civil penalty DES mailed to Carla Marconi at “910 Tulip St Coulee Dame [sic], WA 99116,” was returned undelivered. PDC staff located a fourth email address of “cmarconi@gcdsd.org,” which was the email of record for Carla Marconi on the Grand Coulee Dam School District’s website. PDC staff emailed the November 20,

2018 Final Order and an invoice to “*carla.marconi.ccc@colvilletribes.com*” and “*cmarconi@gcdsd.org*.” The former email was successfully delivered but the latter email was not.

- On January 11, 2019, PDC staff left a voice mail message for Carla Marconi at “509-633-9994,” the telephone number listed on her most recent F-1 report certifying financial activity for calendar year 2015, which was filed on January 19, 2017. PDC staff requested a return call and current contact information from Ms. Marconi but did not receive a return call.
- On January 16, 2019, PDC staff called Carla Marconi at Coulee Dam School District at “509-633-2143” and spoke to Hope. The school district provided PDC staff with the correct school district email for Carla Marconi, which is “*carlamarconi@gcdsd.org*” and indicated that Carla can receive mail in care of their district office at “110 Stevens Avenue Coulee Dam, WA 99116.” PDC staff asked DES to use the new mailing address for invoicing and immediately forwarded its January 10th email and Carla Marconi’s Final Order and penalty invoice to a fifth email address of “*carlamarconi@gcdsd.org*” The email was successfully delivered but PDC staff did not receive a response.
- On January 18, 2019, PDC staff mailed the Final Order and penalty invoice to Carla Marconi in care of Grand Coulee Dam School District at “110 Stevens Avenue Coulee Dam, WA 99116.”
- On March 27, 2019, PDC staff received a telephone call from Paul Turner, Superintendent of Grand Coulee Dam School District, regarding the penalty invoice that was mailed to Carla Marconi in care of the school district. Superintendent Turner provided PDC staff with a current address for Carla Marconi, which is “703 Yucca Street Coulee Dam, WA 99116,” and confirmed her email address of “*carlamarconi@gcdsc.org*.” Superintendent Turner indicated that Carla Marconi was unable to pay the penalty. PDC staff asked Superintendent Turner to encourage Marconi to file an F-1 report certifying financial activity for calendar year 2018 before April 15, 2019, the missing F-1 reports for prior years, and contact the PDC regarding making penalty payments. PDC staff notified DES of Ms. Marconi’s new address for invoices.
- Carla Marconi contacted PDC staff by telephone on March 28, 2019 indicating that she had been experiencing delivery issues with her school district email address. At that time, she provided a telephone number of “509-846-4219” and a 6th email address of “*bierle.marconi@gmail.com*.” PDC staff reminded Carla Marconi that she has one, current \$500 civil penalty and two \$300 civil penalties for prior violations, totaling \$1,100. Ms. Marconi indicated she is on a fixed income (e.g. social security) of about \$1,000 a month and would therefore need to make small payments of \$25 or less per month to pay off her current and past unpaid penalties. PDC staff followed up the telephone call with an email sent to “*bierle.marconi@gmail.com*” and assisted Carla Marconi with her F-1 reports several times both before and after the call.

**Request for Reconsideration:**

- PDC staff reached out to Carla Marconi by email at “*bierle.marconi@gmail.com*” on April 4, 2019 and confirmed that her F-1 report certifying financial activity for calendar year 2018 was due by April 15, 2019. PDC staff also reminded Ms. Marconi that her F-1 reports for 2017 and 2018, certifying financial activity for calendar years 2016 and 2017 respectively, were still needed and provided her with a blank F-1 report form. Based on the service issues and Ms. Marconi’s inability to pay the penalties owed, and at the recommendation of management, PDC staff asked Carla Marconi if she wished to request a Reconsideration hearing. PDC staff also attempted to call Carla Marconi by telephone at “509-846-4219,” the number she provided the week before, to ensure she received the email but the person who answered the phone indicated it was a wrong number. PDC staff then called “509-633-9994” – the phone number listed on Carla Marconi’s most recent F-1 report, certifying financial activity for 2015, which was filed on January 19, 2017 – but it was also a wrong number. Finally, PDC staff left a message on the Grand Coulee Dam School District’s main line and called Superintendent Turner, who provided a different phone number of “509-846-3419” for Carla; PDC staff left a message for Ms. Marconi, asking her to check her .gmail email account and let the PDC know if she wishes to request a Reconsideration hearing.
- PDC staff followed up with an April 5, 2019 email to “*bierle.marconi@gmail.com*” and “*carlamarconi@gcdsd.org*” offering to schedule her Reconsideration hearing at the May 23, 2019 Commission Meeting. PDC staff asked Ms. Marconi to provide a request for Reconsideration in writing, in accordance with WAC 390-37-150. PDC staff explained to Carla Marconi that she can ask the Commission to reconsider the penalty ordered in 2018 as well as past (2013, 2016) penalties at the Reconsideration hearing. PDC staff encouraged Ms. Marconi to submit her late F-1 reports before the May Commission Meeting and provided her with a paper version of a blank F-1 report and copy of her November 20, 2018 Final Order.
- Carla Marconi responded by sending two emails to PDC staff on April 5, 2019 using a 7th email address of “*oldkatsa@gmail.com*.” The emails stated that she just filed her 2018 F-1 report, had questions about how to file the other reports, and wished to request a Reconsideration hearing. Ms. Marconi did not specify how she wished to participate in the hearing or whether her request also included unpaid prior year penalties from 2013 and 2016. PDC staff responded by email with additional instructions regarding the F-1 reports, noted Carla Marconi’s request for a Reconsideration hearing, and asked for additional information.
- On April 15, 2019, PDC staff received Carla Marconi’s F-1 report for 2019, certifying financial activity for calendar year 2018, by U.S. mail. The contact information provided on the F-1 report included the email address “*oldkatsa@gmail.com*” and a mailing address of “703 Yucca St Coulee Dam, WA 99116.”
- On April 22, 2019, PDC staff left a message for Carla Marconi at “509-846-3419” inquiring about her missing F-1 reports and how she plans to participate in the Reconsideration hearing. PDC staff asked Ms. Marconi to submit F-1 reports for 2017 and 2018, certifying financial activity for calendar years 2016 and 2017 respectively, as soon as possible. The same day, PDC staff sent an email to Carla Marconi at “*bierle.marconi@gmail.com*,”

*“carlamarconi@gcdsd.org”* and *“oldkatsa@gmail.com”* summarizing the forms and information that were still needed. The email was successfully delivered to all three email addresses.

- Carla Marconi emailed PDC staff on May 8, 2019, confirming her intention to participate in the Reconsideration hearing by telephone and file the missing F-1 reports for 2017 and 2018, certifying financial activity for calendar years 2016 and 2017 respectively. She provided a phone number of “509-846-3419” for the hearing.
- As of May 15, 2019, Carla Marconi has not filed an F-1 report for 2018, certifying financial activity for calendar year 2017, as required pursuant to RCW 42.17A.700 and her November 20, 2018 Final Order.
- As of May 15, 2019, Ms. Marconi has not filed an F-1 report for 2017, certifying financial activity for calendar year 2016. No action was taken against Carla Marconi regarding her failure to file an F-1 report in 2017.

#### **Prior Violation:**

**PDC Case 10067:** On January 20, 2017, a Brief Adjudicative Proceeding was held, during which Carla Marconi was found in violation of RCW 42.17A.700 for failing to timely file an F-1 report, certifying financial activity for calendar year 2015, by April 15, 2016. Ms. Marconi was ordered to pay a \$300 civil penalty within 30 days. The missing F-1 report was filed on January 19, 2017 but the \$300 penalty remains unpaid.

#### **Prior Unpaid Penalty:**

**PDC Case 13-286:** On August 1, 2013, Ms. Marconi was ordered to pay a \$300 civil penalty, which remains unpaid. The action taken in PDC Case 13-286 falls outside the five-year statute of limitations set forth in RCW 42.17A.770 but the unpaid penalty may be relevant to the Commission’s decision in the matter of this Reconsideration hearing.

#### **Staff Recommendation:**

- PDC staff recommends that the Commission suspend \$250 of the \$500 penalty assessed in the November 20, 2018 Final Order, conditioned upon Carla Marconi taking the following actions:
  - Filing her missing F-1 report for 2017, certifying financial activity for calendar year 2016, with the PDC within 30 days of today’s order;
  - Filing her missing F-1 report for 2018, certifying financial activity for calendar year 2017, with the PDC within 30 days of today’s order;

- Making payments in the amount of \$50 each month towards the civil penalties assessed in 2013, 2017, and 2018 until such time as they are paid in full; and
- Committing no further violations of Chapter 42.17A RCW or Title 390 WAC for a period of four years from the date of today's order.

**Exhibit List:**

- **Exhibit A** – PDC Case 38883 – Freshdesk Correspondence between Carla Marconi and PDC Staff
- **Exhibit B** – PDC Case 38883 – Brief Enforcement Hearing Notice, Dated October 15, 2018
- **Exhibit C** – PDC Case 38883 – Findings of Fact, Conclusions of Law, and Order Imposing Fine (November 20, 2018 Initial Order)
- **Exhibit D** – PDC Case 38883 – Request for Reconsideration of November 20, 2018 Initial Order
- **Exhibit E** – F-1 Report, Certifying Financial Activity for Calendar Year 2018, Filed on April 15, 2019
- **Exhibit F** – PDC Case 38883 – Reconsideration Hearing Notice, Dated May 10, 2019
- **Exhibit G** – PDC Case 38883 – Timeline of Enforcement Activity and Service Issues

# Exhibit A

## Washington Public Disclosure Commission

#38883

## Ticket Details

<b>Status</b> Open	<b>Priority</b> Low	<b>Source</b> Phone	<b>Type</b> Compliance **FOR PDC STAFF USE ONLY**
<b>Group</b> Compliance and Enforcement	<b>Agent</b> Tabatha Blacksmith	<b>Requester name (Or Respondent)</b> CARLA MARCONI	<b>Requires redaction Whose reports do you want?</b>
<b>When?</b>	<b>Report</b>	<b>Are you a Lobbyist, Candidate, etc.</b>	<b>Which system? Filing method</b>
<b>Unfounded or Frivolous</b>	<b>Legal name</b>	<b>Telephone number</b>	<b>U.S. mail address</b>
<b>Respondent name (the person's against whom the complaint is filed)</b>	<b>Sections of law violated</b>	<b>In the description below I have described the allegations and attached any available evidence to support my complaint. false</b>	<b>What impact does the alleged violation(s) have on the public?  List of attached evidence or contact information where evidence may be found</b>
<b>List of potential witnesses with contact information to reach them</b>	<b>I certify (or declare) under penalty of perjury under the laws of the State of Washington that information provided with this complaint is true and correct to the best of my knowledge and belief. false</b>	<b>Date complaint perfected with oath requirement</b>  <b>Analysis and Chronology of Review</b>  <b>Status of Investigations</b> Violation Found by Commission  <b>90-Day Due Date</b>	<b>Complainant</b> PDC Staff  <b>Political Category</b> Public Employee – Local  <b>Initial Hearing Date</b>  <b>Estimated Date of Completion</b>  <b>Remedial allegations</b> No
<b>Technical corrections</b> No	<b>10 Day Notice</b> false	<b>10 Day Acknowledgment</b> false	<b>Group Enforcement</b> Annual F1
<b>Publish to web</b> Yes	<b>Response Posted To Web</b>	<b>Results Posted To Web</b> Yes	<b>45 Day Notice</b> false
<b>Case Disposition Notice</b> false	<b>Complaint</b>	<b>Case</b>	<b>Complaint/Case</b>



by **Carla Marconi** on **Wed, 8 Aug, 2018 at 2:45 PM** via **Phone**

**Marconi, Carla: Alleged violation of RCW 42.17A.700 for failure to file annual F-1 Statement of Personal Financial Affairs. (Group Enforcement 18)**

Pursuant to the brief enforcement hearing (brief adjudicative proceeding) notice sent to Carla Marconi on October 15, 2018, a brief adjudicative proceeding was held on October 25, 2018, in Room 206, Evergreen Plaza Building, 711 Capitol Way, Olympia, Washington, to consider whether the Respondent violated RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1 report) as an incumbent official, which was due to be filed not later than April 16, 2018, disclosing financial activities for calendar year 2017.

The hearing was held in accordance with Chapters 34.05 RCW and 42.17A RCW and Chapter 390-37 WAC. Commission Chair Anne Levinson was the Presiding Officer. The Commission staff was represented by Fox Blackhom-Delph, Compliance Coordinator. The Respondent did not participate in the hearing or submit any written materials.

Having considered the evidence, the Presiding Officer finds as follows:

1. This matter was duly and properly convened and all jurisdictional, substantive, and procedural requirements have been satisfied.
2. The Respondent violated RCW 42.17 A.700 by failing to file the F-1 report by April 16, 2018.

IT IS HEREBY ORDERED that the Respondent is assessed a civil penalty of \$500 in accordance with the F-1 penalty schedule set forth in WAC 390-37-143, payable within 30 days of the date of the Order.

It is further ordered that the Respondent:

1. Pay the \$500 civil penalty within 30 days of the date of this Order.
2. "Cease and desist" from failing to file the required PDC reports in accordance with RCW 42.17 A. 755( 4).
3. File the missing F-1 report disclosing financial activity for calendar year 2017 within 30 days of the date of this Order.

In the event the Respondent fails to pay the \$500 civil penalty within 30 days of the date of the Order, PDC staff is directed to refer the matter to the Department of Enterprise Services (DES) for collection of the amount owed.

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## Comments

by **Fox Blackhorn** on **Fri, 17 Aug, 2018 at 3:50 PM** as **Outbound email**

CARLA MARCONI:

The Public Disclosure Commission (PDC) has not received your Personal Financial Affairs Statement (F-1 report) disclosing financial activities for calendar year 2017. RCW 42.17A.700 requires every elected or appointed official to file an annual F-1

report, which was to have been filed no later than April 16, 2018. On July 16, 2018, PDC staff sent you a warning letter reminding you to file the missing F-1 report.

In accordance with RCW 42.17A.110 and RCW 42.17A.755, a Brief Adjudicative Proceeding (Brief Enforcement Hearing) has been scheduled to determine if you violated RCW 42.17A.700 by failing to file the required annual F-1 report for calendar year 2017. Under the Brief Enforcement Hearing rules, the Presiding Officer has the authority to assess civil penalties in accordance with WAC 390-37-143, a penalty schedule adopted by the Commission (see enclosed copy).

#### HEARING INFORMATION

Date and time: **September 24, 2018 at 10 a.m.**

Place: Evergreen Plaza Building, Room 206

711 Capitol Way, Olympia, WA, 98504-0908

Presiding Officer: Anne Levinson, Chair, Public Disclosure Commission

#### TO AVOID THE HEARING

In order to avoid the Brief Enforcement Hearing, please ensure that the following items are **received by the PDC no later than 12:00 p.m. Wednesday, September 19, 2018:**

1. A completed and signed F-1 or F-1A Report (a blank F-1/F-1A form is enclosed).
2. A signed Statement of Understanding (blank copy enclosed); and
3. A check or money order for \$100, made payable to Washington State Treasurer and mail all three items to the following address:

#### WA State Treasurer - Public Disclosure Commission

##### Financial Office

PO Box 41465

Olympia, WA 98504-1465

If there are circumstances you wish to have considered at the Brief Enforcement Hearing, you may attend the hearing in person, or participate by telephone. For your information, most Respondents who participate at the Brief Enforcement hearings participate by telephone or in writing.

If you cannot participate at the Brief Enforcement Hearing, you may provide a written response describing the facts of your case and any circumstances or mitigating factors you would like the Presiding Officer to consider. **Please submit your written response by 12:00 p.m. Friday, September 21, 2018.**

If you plan on participating at the Brief Enforcement hearing or have questions about the hearing process, please contact PDC Staff by email at [pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov) – and be sure to reference your case number in the subject line of the email.

Sincerely,

PDC Staff

Compliance and Enforcement Division

Enclosures:

- Statement of Understanding
- F-1 Penalty Schedule
- Blank F-1/F-1A form
- Brief Enforcement Hearings FAQ



**Public Disclosure Commission**  
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by **Fox Blackhorn** on **Thu, 23 Aug, 2018 at 9:09 AM** as **Outbound email**

CARLA MARCONI:

The Public Disclosure Commission (PDC) has not received your Personal Financial Affairs Statement (F-1 report) disclosing financial activities for calendar year 2017. RCW 42.17A.700 requires every elected or appointed official to file an annual F-1

report, which was to have been filed no later than April 16, 2018. On July 16, 2018, PDC staff sent you a warning letter reminding you to file the missing F-1 report.

In accordance with RCW 42.17A.110 and RCW 42.17A.755, a Brief Adjudicative Proceeding (Brief Enforcement Hearing) has been scheduled to determine if you violated RCW 42.17A.700 by failing to file the required annual F-1 report for calendar year 2017. Under the Brief Enforcement Hearing rules, the Presiding Officer has the authority to assess civil penalties in accordance with WAC 390-37-143, a penalty schedule adopted by the Commission (see enclosed copy).

#### HEARING INFORMATION

Date and time: **September 24, 2018 at 10 a.m.**

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Sincerely,

PDC Staff

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Enclosures:

- Statement of Understanding
- F-1 Penalty Schedule
- Blank F-1/F-1A form
- Brief Enforcement Hearings FAQ



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by **Fox Blackhorn** on **Thu, 23 Aug, 2018 at 9:11 AM** as **Outbound email**

CARLA MARCONI:

The Public Disclosure Commission (PDC) has not received your Personal Financial Affairs Statement (F-1 report) disclosing financial activities for calendar year 2017. RCW 42.17A.700 requires every elected or appointed official to file an annual F-1

report, which was to have been filed no later than April 16, 2018. On July 16, 2018, PDC staff sent you a warning letter reminding you to file the missing F-1 report.

In accordance with RCW 42.17A.110 and RCW 42.17A.755, a Brief Adjudicative Proceeding (Brief Enforcement Hearing) has been scheduled to determine if you violated RCW 42.17A.700 by failing to file the required annual F-1 report for calendar year 2017. Under the Brief Enforcement Hearing rules, the Presiding Officer has the authority to assess civil penalties in accordance with WAC 390-37-143, a penalty schedule adopted by the Commission (see enclosed copy).

#### HEARING INFORMATION

Date and time: **September 24, 2018 at 10 a.m.**

Place: Evergreen Plaza Building, Room 206

711 Capitol Way, Olympia, WA, 98504-0908

Presiding Officer: Anne Levinson, Chair, Public Disclosure Commission

#### TO AVOID THE HEARING

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Olympia, WA 98504-1465

If there are circumstances you wish to have considered at the Brief Enforcement Hearing, you may attend the hearing in person, or participate by telephone. For your information, most Respondents who participate at the Brief Enforcement hearings participate by telephone or in writing.

If you cannot participate at the Brief Enforcement Hearing, you may provide a written response describing the facts of your case and any circumstances or mitigating factors you would like the Presiding Officer to consider. **Please submit your written response by 12:00 p.m. Friday, September 21, 2018.**

If you plan on participating at the Brief Enforcement hearing or have questions about the hearing process, please contact PDC Staff by email at [pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov) – and be sure to reference your case number in the subject line of the email.

Sincerely,

PDC Staff

Compliance and Enforcement Division

Enclosures:

- Statement of Understanding
- F-1 Penalty Schedule
- Blank F-1/F-1A form
- Brief Enforcement Hearings FAQ



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by **Fox Blackhorn** on **Mon, 15 Oct, 2018 at 4:02 PM** as **Outbound email**

CARLA MARCONI:

The Public Disclosure Commission (PDC) did not timely receive your Personal Financial Affairs Statement (F-1 report) disclosing financial activities for calendar year 2017. RCW 42.17A.700 requires every elected or appointed official to file an annual F-1

report, which was to have been filed no later than April 16, 2018. On July 16, 2018, PDC staff sent you a warning letter reminding you to file the missing F-1 report.

In accordance with RCW 42.17A.110 and RCW 42.17A.755, a Brief Adjudicative Proceeding (Brief Enforcement Hearing) has been scheduled to determine if you violated RCW 42.17A.700 by failing to timely file the required annual F-1 report for calendar year 2017. Under the Brief Enforcement Hearing rules, the Presiding Officer has the authority to assess civil penalties in accordance with WAC 390-37-143, a penalty schedule adopted by the Commission (see enclosed copy).

## HEARING INFORMATION

Date and time: **October 25, 2018 at 3:00 p.m.**  
Place: Evergreen Plaza Building, Room 206  
711 Capitol Way, Olympia, WA, 98504-0908  
Presiding Officer: Anne Levinson, Chair, Public Disclosure Commission

## TO AVOID THE HEARING

In order to avoid the Brief Enforcement Hearing, please ensure that the following items are received by the PDC no later than **12:00 p.m. Monday, October 22, 2018**:

1. A completed and signed F-1 or F-1A Report (a blank F-1/F-1A form is enclosed).
2. A signed Statement of Understanding (blank copy enclosed); and
3. A check or money order for \$100, made payable to "Washington State Treasurer," and mail all three items to the following address:

**Department of Enterprise Services  
Small Agency Services  
PO Box 41465  
Olympia, WA 98504-1465**

If there are circumstances you wish to have considered at the Brief Enforcement Hearing, you may attend the hearing in person or participate by telephone. For your information, most Respondents who participate at the Brief Enforcement Hearings participate by telephone or in writing.

If you cannot participate at the Brief Enforcement Hearing, you may provide a written response describing the facts of your case and any circumstances or mitigating factors you would like the Presiding Officer to consider. Please submit your written response so that it is received by **12:00 p.m. Wednesday, October 24, 2018**.

If you plan on participating at the Brief Enforcement Hearing or have questions about the hearing process, please contact PDC Staff by email at [pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov) (<mailto:pdc@pdc.wa.gov>) and be sure to reference your case number in the subject line of the email.

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5/15/2019

<https://wapdc.freshdesk.com/helpdesk/tickets/38883/print>

Washington State law established email as the PDC's official means of communication as of June 7th, 2018 (RCW 42.17A.055). Filers have a duty to amend their reports within 10 days of any material changes, such as new e-mail addresses. Please ensure your e-mail address is up to date.

To respond, please reply to this email.

Washington Public Disclosure Commission

<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>)

1.360.753.1111

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by **Ashley Miller** on **Tue, 20 Nov, 2018 at 2:34 PM** as **Private note**

Mailed 11/20/2018

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by **Fox Blackhorn** on **Tue, 20 Nov, 2018 at 3:49 PM** as **Outbound email**

CARLA MARCONI,

On October 25, 2018, a Brief Adjudicative Proceeding was held in accordance with **Chapter 34.05 RCW** (<http://app.leg.wa.gov/rcw/default.aspx?cite=34.05>) and **Chapter 42.17A RCW** (<http://app.leg.wa.gov/rcw/default.aspx?cite=42.17a>), concerning your failure to file the **F-1 report** (<https://www.pdc.wa.gov/learn/forms/f-1-personal-financial-affairs-statement>). During the hearing, the Chair of the Public Disclosure Commission found you in violation of **RCW 42.17A.700** (<http://app.leg.wa.gov/RCW/default.aspx?cite=42.17A.700>), assessing a civil penalty according to **WAC 390-37-143** (<http://apps.leg.wa.gov/wac/default.aspx?cite=390-37-143>).

If you have any questions, please contact us at [pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov) (<mailto:pdc@pdc.wa.gov>).

Thank you,

**Mx. Fox Blackhorn**

**Compliance Coordinator 2**

**360.753.1980 | 360.753.1111**



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Washington State law established email as the PDC's official means of communication as of June 7th, 2018 (RCW 42.17A.055). Filers have a duty to amend their reports within 10 days of any material changes, such as new e-mail addresses. Please ensure your e-mail address is up to date.

To respond, please reply to this email.

Washington Public Disclosure Commission

<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>).

1.360.753.1111

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by **Tabatha Blacksmith** on **Mon, 26 Nov, 2018 at 8:34 AM** as **Private note**

Our 10/15/18 Hearing Notice came back in the mail undelivered but the email has not bounced.

---

by **Tabatha Blacksmith** on **Wed, 28 Nov, 2018 at 8:32 AM** as **Private note**

Our 11/20/18 Initial Order came back in the mail undelivered but it appears the email did not bounce.

---

by **Ashley Miller** on **Thu, 10 Jan at 11:00 AM** as **Private note**

Hello,

I will be bringing the physical invoices to you, please reach out via email to disperse this invoice for payment or please reach out for a current address that DES may send invoices to. Thank you!

---

by **Tabatha Blacksmith** on **Thu, 10 Jan at 2:36 PM** as **Private note**

Found Carla Marconi's email at Grand Coulee Dam School District. It is [cmarconi@gcdsd.org](mailto:cmarconi@gcdsd.org)  
(<mailto:cmarconi@gcdsd.org>).

Will email DES invoice and copy of Order to her District email address.

---

by **Tabatha Blacksmith** on **Thu, 10 Jan at 2:47 PM** as **Outbound email**

Hi Carla,

Our attempts to reach you via your Colville Tribes email account have been unsuccessful and correspondence mailed to your address of record (910 Tulip St Coulee Dam, WA 99116) has been returned undelivered by the US Postal Service. Therefore, we are hoping to reach you via your school district email ([cmarconi@gcdsd.org](mailto:cmarconi@gcdsd.org) (<mailto:cmarconi@gcdsd.org>) (<mailto:lydia.assefa-dawson@cityoffederalway.com>)).

Please be aware that a brief enforcement hearing was held on October 25, 2018 wherein you were found in violation of RCW 42.17A.700 for failure to file your annual F-1 (Personal Financial Affairs Statement) containing 2017 financial data, which was due no later than April 16, 2018. At the hearing, you were assessed a \$500 civil penalty that was due in early November. The penalty was \$500 because you have one prior violation for the same issue. Numerous attempts were made to reach you by email and mail before the hearing. Attached for your review is a copy of the Order, which was also emailed to your Colville Tribes address on November 20, 2018.

Department of Enterprise Services (DES), which collects civil penalty payments on behalf of the PDC, has asked us reach out to you to obtain a working email address and/or mailing address as their invoices are also being returned undelivered by the US Postal Service. Attached is the copy of the invoice for your records.

Please kindly take the following steps at your earliest convenience:

- Email me your current mailing address and email address by [replying directly to this email](#);
- File your missing F-1 report reflecting 2017 financial activity with the PDC (<https://www.pdc.wa.gov/learn/forms/f-1-personal-financial-affairs-statement>); and
- Mail your payment for the \$500 civil penalty to DES

The F-1 report can be filed electronically or a paper version can be mailed to our office. The form is available at <https://www.pdc.wa.gov/learn/forms/f-1-personal-financial-affairs-statement> (<https://www.pdc.wa.gov/learn/forms/f-1-personal-financial-affairs-statement>)

Your payment should be made payable to "WA State Treasurer" and mailed to **Dept. of Enterprise Services, Small Agency Services PO Box 41465 Olympia, WA 98504**. If you are unable to make the full payment, please contact me directly to set up a payment plan.

Finally, please be advised that your *next* F-1 report (containing 2018 financial data) will be due no later than April 15, 2019.

Thank you.

Tabatha Blacksmith  
Compliance Coordinator  
360-586-8929



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Washington Public Disclosure Commission

<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov/>)

1.360.753.1111

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by **Tabatha Blacksmith** on **Thu, 10 Jan at 2:48 PM** as **Private note**

Hi Ash,

I just sent a detailed email to Carla Marconi at her school district email, which I found online. I'll let you know what I find out!

Thanks,

Tab

---

by **Tabatha Blacksmith** on **Fri, 11 Jan at 9:20 AM** as **Private note**

My email to Marconi's school district email bounced, even though it's the address listed on the school district's Staff Directory page at <https://www.gcdsd.org/domain/23> (<https://www.gcdsd.org/domain/23>). The district's site also lists a phone number for Marconi; it is (509) 633-2143. However, her term ended on 12/31/18 so it's possible these are no longer valid ways to contact her.

The phone number on Respondent's last F-1 (filed in 2017) is (509) 633-9994. Left a voice mail at this number, asking her to call back with a working mailing address & so we can discuss the recent hearing, her penalty, etc.

---

by **Tabatha Blacksmith** on **Wed, 16 Jan at 2:29 PM** as **Private note**

Hi Ashley,

My 1/10 email to Marconi's school district email bounced so I called her phone number at the school district (509-633-2143) and spoke to Hope. She informed me that Carla is still on the Board there and provided her correct school district email, which is [carlamarconi@gcdsd.org](mailto:carlamarconi@gcdsd.org) (<mailto:carlamarconi@gcdsd.org>). (Carla is spelled out - the district's Staff Directory website is wrong).

Hope also indicated that Carla can receive mail in c/o their District Office at:

Grand Coulee Dam School District

5/15/2019

<https://wapdc.freshdesk.com/helpdesk/tickets/38883/print>

ATTN: Carla Marconi  
110 Stevens Avenue  
Coulee Dam, WA 99116

Please ask DES to send invoices to the above address. Thanks!

Tab

---

by **Tabatha Blacksmith** on **Wed, 16 Jan at 2:33 PM** as **Private note**

Updated ticket to reflect Respondent's current email address. Changed [carla.marconi.ccc@colvilletribes.com](mailto:carla.marconi.ccc@colvilletribes.com) (<mailto:carla.marconi.ccc@colvilletribes.com>) to [carlamarconi@gcdsd.org](mailto:carlamarconi@gcdsd.org) (<mailto:carlamarconi@gcdsd.org>) & forwarded 1/10 email to new address.

---

by **Tabatha Blacksmith** on **Wed, 16 Jan at 2:37 PM** as **Outbound email**

Hi Carla,

We have learned that the email address listed for you on the Grand Coulee Dam School District's Staff Directory is incorrect so we are resending our 1/10 email to this address (see below). Please let us know if it reaches you.

Thanks!

Tabatha

---

by **Tabatha Blacksmith** on **Fri, 18 Jan at 2:25 PM** as **Private note**

Mailed a copy of Order & invoice to Respondent at their school district address. Included instructions to mail payment directly to PDC.

---

by **Ashley Miller** on **Fri, 18 Jan at 2:37 PM** as **Private note**

- Attached cover letter, order and invoice is being mailed 1/18/2019
- \$500.00 total due

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by **Tabatha Blacksmith** on **Wed, 27 Mar at 3:28 PM** as **Private note**

Hi Ashley,

Paul Turner, Superintendent of Grand Coulee Dam School District, (509-631-3124) called re: Carla Marconi's penalty invoices. He gave me her current address & email address, which are:

703 Yucca St  
Coulee Dam, WA 99116  
[carlamarconi@gcdsc.org](mailto:carlamarconi@gcdsc.org) (<mailto:carlamarconi@gcdsc.org>)

Our records show Marconi owes \$500 for PDC Case 38883, \$300 for PDC Case 10067 (sent to Alliance One on 6/16/17), and \$300 for PDC Case 13-286 (sent to Alliance One in 2013).

Paul indicated that Marconi is unable to pay her penalties and I explained that we can work with her on a payment plan but the window for a review or reconsideration has passed.

Paul confirmed that Marconi was re-elected and is a School Board Director for Grand Coulee Dam School District so I encouraged him to have Marconi file her F-1 report for 2019 (containing 2018 financial data) before April 15 to avoid a future violation. I told him we also still need her missing F-1 report for 2018 (containing 2017 financial data).

Ashley, can you please update Marconi's contact information with us & DES? Thanks!

Tab

---

by **Tabatha Blacksmith** on **Wed, 27 Mar at 3:32 PM** as **Private note**

Carla Marconi's November 20, 2018 Initial Order states that her office & jurisdiction is Parks & Rec Commissioner for Coulee Area Park & Recreation District.

It appears that Carla holds two offices and is also School Board Director for Grand Coulee Dam School District

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by **Ashley Miller** on **Wed, 27 Mar at 4:19 PM** as **Private note**

Hey Tabatha,

Thanks for the note! We notified DES of the current address and will be sending her a final invoice notice. Thanks!

---

by **Tabatha Blacksmith** on **Thu, 28 Mar at 9:16 AM** as **Private note**

Carla Marconi called today and gave me her current phone number & a better email address (see below). She has been having issues with email delivery at the school district so I updated her email in Fresh Desk.

(509) 846-4219  
[bierle.marconi@gmail.com](mailto:bierle.marconi@gmail.com) (<mailto:bierle.marconi@gmail.com>)

Carla is on a fixed income (social security) and will need to make small payments towards her penalties. She's asked to pay \$25/mo for 44 months.

She also needs help accessing her PDC account to file her missing F-1 reports so I will put her in touch with Filer Assistance. Alternatively, she might mail in paper F-1 reports.

---

by **Tabatha Blacksmith** on **Thu, 28 Mar at 9:23 AM** as **Private note**

Hi Kim,

Carla Marconi needs help from Filer Assistance to 1) access her PDC account online; 2) update her PDC account contact information; and 3) file two F-1 reports - one for this year (containing 2018 financials) & one for last year (containing 2017 financials).

Per our recent meeting, I am sending you a note to request coordinated guidance from Filer Assistance for Ms. Marconi. She is in training today (3/28) but can be reached at:

(509) 846-4219

[bierle.marconi@gmail.com](mailto:bierle.marconi@gmail.com) (<mailto:bierle.marconi@gmail.com>)

Thanks for all your help.

Tab

---

by **Tabatha Blacksmith** on **Thu, 28 Mar at 9:28 AM** as **Outbound email**

Hi Carla,

Thank you for speaking with me by phone today and providing updated contact information.

Someone from our Filer Assistance team will be reaching out to you shortly by email or phone to help you 1) access & update your PDC account online; and 2) file your F-1 reports electronically. By way of reminder, we need your F-1 report containing 2018 financial information by **April 15, 2019** and your missing F-1 report from last year (containing 2017 financial data) at your earliest convenience.

I will be in touch again after I have obtained approved for the payment plan we discussed.

Sincerely,

**Tabatha Blacksmith**  
**Compliance Coordinator**  
**360.586.8929**



**Public Disclosure Commission**  
Shining Light on Washington Politics Since 1972

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To respond, please reply to this email.

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<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>)

1.360.753.1111

---

by **Kim Bradford** on **Thu, 28 Mar at 10:04 AM** as **Private note**

I have assisted Ms. Marconi on several occasions this month. I will reach out again.

---

by **Tabatha Blacksmith** on **Thu, 28 Mar at 10:29 AM** as **Private note**

Hi Peter,

Here is the group enforcement case that I mentioned to you this morning before the commission meeting. I'm sorry, I should have waited to talk to you later instead of pestering you before the meeting! My apologies.

Carla Marconi, School Board Director for Coulee Dam School District, called today regarding her case in last year's group enforcement. Among other things, we discussed her current civil penalty as well as her unpaid penalties from past years. *(Carla's outdated contact information w/the PDC & email delivery issues at the school district caused bounced and/or unread emails and returned mail, which led us to re-send her Order & DES invoice in care of the school district, which then reached out to Carla.)*

The current & past penalties owed by Ms. Marconi are:

\$500 for **PDC Case 38883** (<https://wapdc.freshdesk.com/a/tickets/38883>) for failure to file annual F-1 report in 2018

\$300 for **PDC Case 10067** (<https://wapdc.freshdesk.com/a/tickets/10067>) for failure to file annual F-1 report in 2016 containing 2015 financial data - report filed late on 1/19/17

\$300 for PDC Case 13-286 for failure to file annual F-1 report in 2013 containing 2012 financial data - report filed late on 8/28/13

Carla is on a low, fixed income (social security) and is unable to pay the penalties so we discussed the possibility of using a payment plan. Her income is about \$1,000/mo. she indicated she can only afford to pay \$25/mo. at most. Due to the cumulative amount of the penalties (\$1,100 total), the length of such a payment plan will be 44 months. I realize this is a lengthy payment

plan but it likely represents our best chance of recovering the penalties owed. The window for requesting a Review or Reconsideration has long since passed so a payment plan appears to her only remaining option for relief.

Can we accommodate Ms. Marconi's requested payment plan?

Thank you!

Tab

---

by **Tabatha Blacksmith** on **Thu, 28 Mar at 10:32 AM** as **Private note**

Thanks, Kim!

Tab

---

by **Tabatha Blacksmith** on **Thu, 4 Apr at 11:28 AM** as **Outbound email**

Hi Carla,

I am writing to follow up on our phone conversation of a week ago.

#### **F-1 Reports - Past & Present**

When we spoke by phone, I encouraged you to file your F-1 report for this year, which is due no later than **Monday, April 15, 2019**, to avoid any future violations or penalties.

We also discussed the need to file your F-1 report for last year (containing 2017 financial data), which was due 4/16/18. As you may recall, last year's failure to file the F-1 report resulted in a hearing and Initial Order wherein you were found in violation of RCW 42.17A.700 and assessed a \$500 penalty.

To date, we have not received the aforementioned missing F-1 reports. However, our records show that you reached out to the PDC three weeks ago for help in accessing your online account and my associate, Kim Bradford, responded.

Are you still experiencing difficulties filing your F-1 reports online? If so, please be aware that the F-1 reports can be completed manually and mailed to the PDC. For your convenience, I've attached a blank paper version of the F-1 report in PDF format.

Finally, a review of your filing history shows that your F-1 report for 2017 (containing 2016 financial data) is also missing. My apologies for not mentioning the 2017 report sooner. *While you did file a late F-1 report on 1/19/17, the report covered your 2015 financial activity and was actually the report that was due in 2016.* Therefore, an F-1 report for 2017 is also needed.

The remainder of your filing history shows F-1 reports were filed in 2013-2016.

Please note that penalties related to any late filings are still due even if the report was subsequently filed.

**Penalties - Past & Present**

We also discussed the \$500 civil penalty that was assessed against you on 11/20/18, as well as two \$300 penalties from 2013 & 2016 for the same violation: Failure to file the annual F-1 report.

You indicated that you are on a fixed income so I proposed that you set up a payment plan with the PDC to address past & present penalties and offered to check with my superiors to see if \$25/mo for 44 months would be acceptable terms (this does not include any interest or fees you owe to our collection agency, Alliance One).

In lieu of a four-year payment plan, my superiors suggested the I reach out to you regarding the possibility of requesting a Reconsideration hearing. You can petition the Commission, in writing, to reconsider its decision to impose the \$500 penalty. (It appears that the older penalties cannot be retracted due to their age & the fact that they have already been sent to collections.)

Would you like to request a Reconsideration hearing for the \$500 penalty? If so, I will be happy to send you information regarding what needs to be included in your written request to the Commission.

Please let me know as soon as possible if you would like to request a Reconsideration of the \$500 penalty so that we can schedule your hearing.

**Summary of Actions Needed by You**

To recap, please take the following actions at your earliest convenience:

- File an F-1 report for 2017 containing 2016 financial data;
- File an F-1 report for 2018 containing 2017 financial data;
- File an F-1 report for 2019 containing 2018 financial data **by 4/15/19**; and
- Email or call me ASAP to let me know if you want to request a Reconsideration hearing

Please kindly respond to this email by **Monday, April 8, 2019**. Alternatively, you may reach me by phone at (360) 586-8929.

Sincerely,

**Tabatha Blacksmith**  
**Compliance Coordinator**  
**360.586.8929**



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To respond, please reply to this email.

Washington Public Disclosure Commission

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1.360.753.1111

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by **Tabatha Blacksmith** on **Thu, 4 Apr at 12:04 PM** as **Private note**

I just tried to call Carla at 509-846-4219 but it's a wrong number.

I tried another number we have on file (509-633-9994) and it was also a wrong number; the woman who answered said she gets lots of wrong numbers for Carla.

Left a message on the School District's main line and called Superintendent Paul Turner, who gave me a different phone number for Carla: (509) 846-3419. This appears to be Carla's number so I left a voice mail message asking her to check her gmail account & let me know if she wants to request a Reconsideration hearing. Asked her to let me know by Mon. 4/8.

---

by **Tabatha Blacksmith** on **Fri, 5 Apr at 10:10 AM** as **Outbound email**

Hi Carla,

After discussing your situation with management, our office has determined that we can schedule your Reconsideration hearing for our May 23, 2019 Commission Meeting. This will give you more time to file your three missing F-1 reports and submit a written request for a Reconsideration.

I have also learned that you can request that the Commission reconsider current and past penalties (2013, 2016 & 2018). We cannot promise you they will grant your request(s), but you have the right to ask.

To request a Reconsideration of your civil penalties, we must receive a written request for a Reconsideration from you **no later than Friday, May 3, 2019**. The written request should contain the following:

- Your response stating the reason(s) you failed to file the F-1 reports (address all three missed reports, if you are asking them to reconsider all three penalties);
- New facts or errors of law (include specific legal citations) that were not addressed at your October 25, 2018 hearing, if any; and
- The reason(s) you are requesting the Reconsideration (e.g. inability to pay)

The request for Reconsideration should be submitted electronically to the PDC by [replying directly to this email](#).



Please note that the Commission will ask us if you have filed the three missing F-1 reports so it behooves you to submit these reports as soon as possible if you plan to request a Reconsideration. The Commission is unlikely to grant you relief if the required reports have not been filed.

For your convenience, I have attached another paper version of the F-1 report and a copy of your 11/20/18 Initial Order. *We are aware of the typographical error on page two, incorrectly describing your office/jurisdiction. This information will be corrected to say that you are a School Board Director for Grand Coulee Dam School District on future orders.*

I hope this information is helpful.

Sincerely,

**Tabatha Blacksmith**  
**Compliance Coordinator**  
**360.586.8929**



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To respond, please reply to this email.

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<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>)  
1.360.753.1111

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by **Tammy Walker** on **Fri, 5 Apr at 12:19 PM** as **Private note**

This came in for you.

Tammy

---

by **Isabella Bierle** on **Fri, 5 Apr at 12:30 PM** as **Incoming email**

JUST FILED MY 2018 F1. HOW DO I FILE ALL THE OTHER NEEDED F1 STATEMENTS? I DID PRINT OUT THE FORM SO DO I DO THOSE BY HAND AND MAIL IN? ALSO YES I WANT TO REQUEST A RECONSIDERATION HEARING.

5/15/2019

<https://wapdc.freshdesk.com/helpdesk/tickets/38883/print>

by **Tabatha Blacksmith** on **Fri, 5 Apr at 2:17 PM** as **Private note**

Tickets with IDs **49554** (<https://wapdc.freshdesk.com/helpdesk/tickets/49554>) is merged into this ticket.

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by **Tabatha Blacksmith** on **Fri, 5 Apr at 2:17 PM** as **Private note**

Merged from ticket **49554** (<http://wapdc.freshdesk.com/helpdesk/tickets/49554>).

**Subject:** Re: PDC - Marconi, Carla: Alleged violation of RCW 42.17A.700 for failure to file annual F-1 Statement of Personal Financial Affairs. (Group Enforcement 18)

**Description:**

I just filed my F1 for 2018. How do I file for 2017?  
need a response right away as i caught a ride to the library.

On Thu, Apr 4, 2019 at 11:28 AM PDC Support <[pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov) (<mailto:pdc@pdc.wa.gov>)> wrote:

Hi Carla,

I am writing to follow up on our phone conversation of a week ago.

**F-1 Reports - Past & Present**

When we spoke by phone, I encouraged you to file your F-1 report for this year, which is due no later than **Monday, April 15, 2019** to avoid any future violations or penalties.

We also discussed the need to file your F-1 report for last year (containing 2017 financial data), which was due 4/16/18. As you may recall, last year's failure to file the F-1 report resulted in a hearing and Initial Order wherein you were found in violation of RCW 42.17A.700 and assessed a \$500 penalty.

To date, we have not received the aforementioned missing F-1 reports. However, our records show that you reached out to the PDC three weeks ago for help in accessing your online account and my associate, Kim Bradford, responded.

Are you still experiencing difficulties filing your F-1 reports online? If so, please be aware that the F-1 reports can be completed manually and mailed to the PDC. For your convenience, I've attached a blank paper version of the F-1 report in PDF format.

Finally, a review of your filing history shows that your F-1 report for 2017 (containing 2016 financial data) is also missing. My apologies for not mentioning the 2017 report sooner. While you did file a late F-1 report on 1/19/17, the report covered your 2015 financial activity and was actually the report that was due in 2016. Therefore, an F-1 report for 2017 is also needed.

The remainder of your filing history shows F-1 reports were filed in 2013-2016.

Please note that penalties related to any late filings are still due even if the report was subsequently filed.

**Penalties - Past & Present**

We also discussed the \$500 civil penalty that was assessed against you on 11/20/18, as well as two \$300 penalties from 2013 & 2016 for the same violation: Failure to file the annual F-1 report.

You indicated that you are on a fixed income so I proposed that you set up a payment plan with the PDC to address past & present penalties and offered to check with my superiors to see if \$25/mo for 44 months would be acceptable terms (this does not include any interest or fees you owe to our collection agency, Alliance One).

In lieu of a four-year payment plan, my superiors suggested the I reach out to you regarding the possibility of requesting a Reconsideration hearing. You can petition the Commission, in writing, to reconsider its decision to impose the \$500 penalty. (It appears that the older penalties cannot be retracted due to their age & the fact that they have already been sent to collections.)

Would you like to request a Reconsideration hearing for the \$500 penalty? If so, I will be happy to send you information regarding what needs to be included in your written request to the Commission.

*Please let me know as soon as possible if you would like to request a Reconsideration of the \$500 penalty so that we can schedule your hearing.*

**Summary of Actions Needed by You**

*To recap, please take the following actions at your earliest convenience:*

- *File an F-1 report for 2017 containing 2016 financial data;*
- *File an F-1 report for 2018 containing 2017 financial data;*
- *File an F-1 report for 2019 containing 2018 financial data **by 4/15/19**; and*
- *Email or call me ASAP to let me know if you want to request a Reconsideration hearing*

*Please kindly respond to this email by **Monday, April 8, 2019**. Alternatively, you may reach me by phone at (360) 586-8929.*

*Sincerely,*

**Tabatha Blacksmith**  
**Compliance Coordinator**  
**360.586.8929**



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*To respond, please reply to this email.*

Washington Public Disclosure Commission  
<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>)  
1.360.753.1111

On Thu, 28 Mar at 9:28 AM, PDC Support <[pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov) (<mailto:pdc@pdc.wa.gov>)> wrote:

Hi Carla,

*Thank you for speaking with me by phone today and providing updated contact information.*

Someone from our Filer Assistance team will be reaching out to you shortly by email or phone to help you 1) access & update your PDC account online; and 2) file your F-1 reports electronically. By way of reminder, we need your F-1 report containing 2018 financial information by **April 15, 2019** and your missing F-1 report from last year (containing 2017 financial data) at your earliest convenience.

*I will be in touch again after I have obtained approved for the payment plan we discussed.*

Sincerely,

**Tabatha Blacksmith**  
**Compliance Coordinator**  
**360.586.8929**



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On Thu, 10 Jan at 2:47 PM , PDC Support <[pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov) (<mailto:pdc@pdc.wa.gov>)> wrote:  
Hi Carla,

Our attempts to reach you via your Colville Tribes email account have been unsuccessful and correspondence mailed to your address of record (910 Tulip St Coulee Dam, WA 99116) has been returned undelivered by the US Postal Service. Therefore, we are hoping to reach you via your school district email ([cmarconi@gcdsd.org](mailto:cmarconi@gcdsd.org) (<mailto:cmarconi@gcdsd.org>), (<mailto:lydia.assefa-dawson@cityoffederalway.com>)).

Please be aware that a brief enforcement hearing was held on October 25, 2018 wherein you were found in violation of RCW 42.17A.700 for failure to file your annual F-1 (Personal Financial Affairs Statement) containing 2017 financial data, which was due no later than April 16, 2018. At the hearing, you were assessed a \$500 civil penalty that was due in early November. The penalty was \$500 because you have one prior violation for the same issue. Numerous attempts were made to reach you by email and mail before the hearing. Attached for your review is a copy of the Order, which was also emailed to your Colville Tribes address on November 20, 2018.

Department of Enterprise Services (DES), which collects civil penalty payments on behalf of the PDC, has asked us reach out to you to obtain a working email address and/or mailing address as their invoices are also being returned undelivered by the US Postal Service. Attached is the copy of the invoice for your records.

Please kindly take the following steps at your earliest convenience:

- Email me your current mailing address and email address by [replying directly to this email](#);
- File your missing F-1 report reflecting 2017 financial activity with the PDC (<https://www.pdc.wa.gov/learn/forms/f-1-personal-financial-affairs-statement>); and
- Mail your payment for the \$500 civil penalty to DES

The F-1 report can be filed electronically or a paper version can be mailed to our office. The form is available at <https://www.pdc.wa.gov/learn/forms/f-1-personal-financial-affairs-statement> (<https://www.pdc.wa.gov/learn/forms/f-1-personal-financial-affairs-statement>)

Your payment should be made payable to "WA State Treasurer" and mailed to **Dept. of Enterprise Services, Small Agency Services PO Box 41465 Olympia, WA 98504**. If you are unable to make the full payment, please contact me directly to set up a payment plan.

Finally, please be advised that your *next* F-1 report (containing 2018 financial data) will be due no later than April 15, 2019.

Thank you.

Tabatha Blacksmith  
Compliance Coordinator  
360-586-8929



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*Washington State law established email as the PDC's official means of communication as of June 7th, 2018 (RCW 42.17A.055). Filers have a duty to amend their reports within 10 days of any material changes, such as new e-mail addresses. Please ensure your e-mail address is up to date.*

To respond, please reply to this email.

Washington Public Disclosure Commission  
<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov/>)  
1.360.753.1111

On Tue, 20 Nov, 2018 at 3:49 PM , PDC Support <[pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov) (<mailto:pdcc@pdcc.wa.gov>)> wrote:  
CARLA MARCONI,

On October 25, 2018, a Brief Adjudicative Proceeding was held in accordance with [Chapter 34.05 RCW](http://app.leg.wa.gov/rcw/default.aspx?cite=34.05) (<http://app.leg.wa.gov/rcw/default.aspx?cite=34.05>) and [Chapter 42.17A RCW](http://app.leg.wa.gov/rcw/default.aspx?cite=42.17a) (<http://app.leg.wa.gov/rcw/default.aspx?cite=42.17a>), concerning your failure to file the [F-1 report](https://www.pdc.wa.gov/learn/forms/f-1-personal-financial-affairs-statement) (<https://www.pdc.wa.gov/learn/forms/f-1-personal-financial-affairs-statement>). During the hearing, the Chair of the Public Disclosure Commission found you in violation of [RCW 42.17A.700](http://app.leg.wa.gov/RCW/default.aspx?cite=42.17A.700) (<http://app.leg.wa.gov/RCW/default.aspx?cite=42.17A.700>), assessing a civil penalty according to [WAC 390-37-143](http://apps.leg.wa.gov/wac/default.aspx?cite=390-37-143) (<http://apps.leg.wa.gov/wac/default.aspx?cite=390-37-143>).

If you have any questions, please contact us at [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov) (<mailto:pdcc@pdcc.wa.gov>).

Thank you,

**Mx. Fox Blackhorn**

**Compliance Coordinator 2**

**360.753.1980 | 360.753.1111**



**Public Disclosure Commission**  
Shining Light on Washington Politics Since 1972

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To respond, please reply to this email.

Washington Public Disclosure Commission

<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>).

1.360.753.1111



On Mon, 15 Oct at 4:02 PM , PDC Support <[pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov) (<mailto:pdcc@pdcc.wa.gov>)> wrote:

**CARLA MARCONI:**

*The Public Disclosure Commission (PDC) did not timely receive your Personal Financial Affairs Statement (F-1 report) disclosing financial activities for calendar year 2017. RCW 42.17A.700 requires every elected or appointed official to file an annual F-1 report, which was to have been filed no later than April 16, 2018. On July 16, 2018, PDC staff sent you a warning letter reminding you to file the missing F-1 report.*

*In accordance with RCW 42.17A.110 and RCW 42.17A.755, a Brief Adjudicative Proceeding (Brief Enforcement Hearing) has been scheduled to determine if you violated RCW 42.17A.700 by failing to timely file the required annual F-1 report for calendar year 2017. Under the Brief Enforcement Hearing rules, the Presiding Officer has the authority to assess civil penalties in accordance with WAC 390-37-143, a penalty schedule adopted by the Commission (see enclosed copy).*

#### **HEARING INFORMATION**

**Date and time:** **October 25, 2018 at 3:00 p.m.**

**Place:** **Evergreen Plaza Building, Room 206**

**711 Capitol Way, Olympia, WA, 98504-0908**

**Presiding Officer:** **Anne Levinson, Chair, Public Disclosure Commission**

#### **TO AVOID THE HEARING**

*In order to avoid the Brief Enforcement Hearing, please ensure that the following items are received by the PDC no later than **12:00 p.m. Monday, October 22, 2018**:*

- 1. A completed and signed F-1 or F-1A Report (a blank F-1/F-1A form is enclosed).*
- 2. A signed Statement of Understanding (blank copy enclosed); and*
- 3. A check or money order for \$100, made payable to "Washington State Treasurer," and mail all three items to the following address:*

#### **Department of Enterprise Services**

**Small Agency Services**

**PO Box 41465**

**Olympia, WA 98504-1465**

*If there are circumstances you wish to have considered at the Brief Enforcement Hearing, you may attend the hearing in person or participate by telephone. For your information, most Respondents who participate at the Brief Enforcement Hearings participate by telephone or in writing.*

*If you cannot participate at the Brief Enforcement Hearing, you may provide a written response describing the facts of your case and any circumstances or mitigating factors you would like the Presiding Officer to consider. Please submit your written response so that it is received by **12:00 p.m. Wednesday, October 24, 2018**.*

*If you plan on participating at the Brief Enforcement Hearing or have questions about the hearing process, please contact PDC Staff by email at [pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov) (<mailto:pdc@pdc.wa.gov>) and be sure to reference your case number in the subject line of the email.*

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*Washington State law established email as the PDC's official means of communication as of June 7th, 2018 (RCW 42.17A.055). Filers have a duty to amend their reports within 10 days of any material changes, such as new e-mail addresses. Please ensure your e-mail address is up to date.*

*To respond, please reply to this email.*

*Washington Public Disclosure Commission  
<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>)  
1.360.753.1111*

---

by **Tabatha Blacksmith** on **Fri, 5 Apr at 2:36 PM** as **Outbound email**

Hi Carla,

Thank you for your emails. The F-1 report you filed for 2018 has not yet showing up in our system so I am unable to view it. However, you can only file one F-1 report electronically per year. The other reports will need to be submitted in paper format.

When you say your "F-1 for 2018," are you referring to the year the filing was due or the accounting year you reported? As you may recall from my previous emails, each annual F-1 report covers the most recently-completed accounting year.

I work in Compliance so it is best if you reach out to our Filer Assistance team if you need help completing the forms. It may be more helpful to call them than attempt to obtain a response via email, especially if you are at a computer terminal attempting to

file online. The Filer Assistance team can be reached toll free at 1-877-601-2828.

Thank you for letting me know you wish to pursue a Reconsideration. Please see the detailed email that I sent you this morning (4/5) for a list of information we need from you in order to pursue a Reconsideration. The email was sent to both your

[bierle.marconi@gmail](mailto:bierle.marconi@gmail.com) ([http://bierle.marconi@gmail](http://bierle.marconi@gmail.com)) and ([//gcdsd.org](mailto://gcdsd.org))[carlamarconi@gcdsd.org](mailto:carlamarconi@gcdsd.org) (<mailto:carlamarconi@gcdsd.org>), email addresses.

I hope this information is helpful.

**Tabatha Blacksmith**  
**Compliance Coordinator**  
**360.586.8929**



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*Washington State law established email as the PDC's official means of communication as of June 7th, 2018 (RCW 42.17A.055). Filers have a duty to amend their reports within 10 days of any material changes, such as new e-mail addresses. Please ensure your e-mail address is up to date.*

To respond, please reply to this email.

Washington Public Disclosure Commission  
<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>)  
1.360.753.1111

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by **Tabatha Blacksmith** on **Mon, 22 Apr at 8:45 AM** as **Private note**

We received Marconi's (paper?) F-1 for 2019 on 4/15/19 but nothing else is appearing in AX. We still need F-1 reports for 2017 and 2018 and info from Marconi re: how she plans to participate in the Reconsideration hearing.

---

by **Tabatha Blacksmith** on **Mon, 22 Apr at 3:23 PM** as **Private note**

I left a detailed voice mail message for Carla Marconi today at (509) 846-3419 asking her to call or email me this week re: how she plans to participate in the Reconsideration hearing & what her plans are re: the missing F-1s for 2017 & 2018.

---

by **Tabatha Blacksmith** on **Mon, 22 Apr at 3:39 PM** as **Outbound email**

Hi Carla,

We are hoping to schedule your Reconsideration hearing for our May Commission Meeting on Thurs., May 23, 2019. However, before we can do that, additional action is needed by you.

We received one (1) F-1 report from you by mail on April 15, 2019. However, to date, we have not received the other two F-1 reports and we never received an online filing.

#### **Summary of Actions Needed by You**

Please take the following actions *as soon as possible*:

- Submit an F-1 report for 2017 containing 2016 financial data;
- Submit an F-1 report for 2018 containing 2017 financial data;
- For each report, include a cover letter (or make a handwritten notation on the first page of the form) indicating what year it is for; and
- Email or call me to let me know how you plan to participate in the Reconsideration hearing (e.g. in-person, by telephone or via a written letter that is presented to the Commission on your behalf)

Please kindly respond to this email no later than **Wednesday, April 24, 2019**. Alternatively, you may reach me by phone at (360) 586-8929.

If you need any help completing or submitting your F-1 reports for 2017 & 2018, please call our Filer Assistance team at 1-877-601-2828 or 360-753-1111.

Sincerely,

**Tabatha Blacksmith**  
**Compliance Coordinator**  
**360.586.8929**



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To respond, please reply to this email.

Washington Public Disclosure Commission  
<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov/>)  
1.360.753.1111

by **Isabella Bierle** on **Wed, 8 May at 11:15 AM** as **Incoming email**

I will fill out the other needed years for the PDC F-1 forms and get those to you as soon as possible. I will be on the phone for my hearing on the 23rd of this month. You should have all forms by then.

Thank you,

Carla

---

by **Tabatha Blacksmith** on **Wed, 8 May at 3:40 PM** as **Outbound email**

Hi Carla,

Thank you for working on the other F-1 reports. We look forward to receiving them shortly. Please be sure to make notations on the forms indicating which report is for 2017 (covering 2016 financial activity) and which one is for 2018 (covering 2017 financial activity).

We have updated our records to show that you'll be participating in the hearing by phone. **Please email me the phone number at which you would like the Commission to call you on the day of the hearing.** Your case is tentatively scheduled for 11:30AM. We'll be sending you written notice of the hearing by mail and email within the next few days.

Sincerely,

Tabatha Blacksmith  
Compliance Coordinator  
(360) 586-8929



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To respond, please reply to this email.

Washington Public Disclosure Commission  
<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>)  
1.360.753.1111

---

by **Isabella Bierle** on **Wed, 8 May at 4:21 PM** as **Incoming email**

My number is: 509.846.3419

---

by **Tabatha Blacksmith** on **Thu, 9 May at 3:55 PM** as **Outbound email**

Thanks, Carla. We'll call you at the number you provided on the day of the hearing.

Sincerely,

Tabatha Blacksmith  
Compliance Coordinator  
(360) 586-8929



--

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<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>)  
1.360.753.1111

---

by **Tabatha Blacksmith** on **Thu, 9 May at 4:03 PM** as **Outbound email**

Carla,

I am preparing the materials for your Reconsideration hearing and have a few questions (see below).

We know you're a School Director for Grand Coulee School District but our records also show that you are/were a Parks & Recreation Commission for Coulee Area Park & Recreation District starting in 2006.

- Do you still hold the office with Parks & Rec (in addition to being a School Director)?
- Or has your term for Parks & Rec ended? If so, when did your term end?

Any information you can provide is greatly appreciated.

Thank you.

Tabatha Blacksmith  
Compliance Coordinator  
(360) 586-8929



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To respond, please reply to this email.

Washington Public Disclosure Commission  
<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>)  
1.360.753.1111

---

by **Isabella Bierle** on **Thu, 9 May at 8:13 PM** as **Incoming email**  
Yes I still am a CAPRD Commissioner.

---

by **Isabella Bierle** on **Thu, 9 May at 8:24 PM** as **Incoming email**  
I hold both positions.

---

by **Tabatha Blacksmith** on **Fri, 10 May at 8:12 AM** as **Outbound email**  
Hi Carla,

Attached is your written notice of a **Reconsideration hearing** to be held on **Thursday, May 23, 2019 at 11:30 a.m.** A paper version of the notice is concurrently being mailed to you at 703 Yucca St Coulee Dam, WA 99116. It is our understanding that you will be participating in the hearing by phone.

My associate, Alice Fiman, will be presenting your Reconsideration request to the Commission at the hearing as I will be out-of-the-office May 22-24. **Therefore, effective immediately, please begin including Alice in any and all communications with me so that she is kept apprised of any updates on this case.**

Please do not hesitate to contact us if your plans change or if you have any questions.

Sincerely,

Tabatha Blacksmith  
Compliance Coordinator  
(360) 586-8929



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To respond, please reply to this email.

Washington Public Disclosure Commission  
<http://www.pdc.wa.gov> (<http://www.pdc.wa.gov>)  
1.360.753.1111

---

by **Tabatha Blacksmith** on **Fri, 10 May at 8:15 AM** as **Outbound email**

Carla,

I'm not sure if you'll be able to view Alice's full email address on my last email. For your information, it is

[alice.fiman@pdc.wa.gov](mailto:alice.fiman@pdc.wa.gov) (<mailto:alice.fiman@pdc.wa.gov>)

Thank you!

Tabatha

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# Exhibit B



**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](mailto:pdcc@pdcc.wa.gov) • Website: [www.pdca.wa.gov](http://www.pdca.wa.gov)**

CARLA MARCONI  
910 TULIP ST  
COULEE DAM, WA 99116

Also delivered electronically to “[carla.marconi.ccc@colvilletribes.com](mailto:carla.marconi.ccc@colvilletribes.com)”

October 15, 2018

Subject: F-1 Brief Enforcement Hearing Notice PDC Case Number 38883

Dear: CARLA MARCONI

The Public Disclosure Commission (PDC) did not timely receive your Personal Financial Affairs Statement (F-1 report) disclosing financial activities for calendar year 2017. RCW 42.17A.700 requires every elected or appointed official to file an annual F-1 report, which was to have been filed no later than April 16, 2018. On July 16, 2018, PDC staff sent you a warning letter reminding you to file the missing F-1 report.

In accordance with RCW 42.17A.110 and RCW 42.17A.755, a Brief Adjudicative Proceeding (Brief Enforcement Hearing) has been scheduled to determine if you violated RCW 42.17A.700 by failing to timely file the required annual F-1 report for calendar year 2017. Under the Brief Enforcement Hearing rules, the Presiding Officer has the authority to assess civil penalties in accordance with WAC 390-37-143, a penalty schedule adopted by the Commission (see enclosed copy).

**HEARING INFORMATION**

Date and time: **October 25, 2018 at 3:00 p.m.**  
Place: Evergreen Plaza Building, Room 206  
711 Capitol Way, Olympia, WA, 98504-0908  
Presiding Officer: Anne Levinson, Chair, Public Disclosure Commission

## TO AVOID THE HEARING

In order to avoid the Brief Enforcement Hearing, please ensure that the following items are received by the PDC no later than **12:00 p.m. Monday, October 22, 2018**:

1. A completed and signed F-1 or F-1A Report (a blank F-1/F-1A form is enclosed).
2. A signed Statement of Understanding (blank copy enclosed); and
3. A check or money order for \$100, made payable to "Washington State Treasurer," and mail all three items to the following address:

**Department of Enterprise Services  
Small Agency Services  
PO Box 41465  
Olympia, WA 98504-1465**

If there are circumstances you wish to have considered at the Brief Enforcement Hearing, you may attend the hearing in person or participate by telephone. For your information, most Respondents who participate at the Brief Enforcement Hearings participate by telephone or in writing.

If you cannot participate at the Brief Enforcement Hearing, you may provide a written response describing the facts of your case and any circumstances or mitigating factors you would like the Presiding Officer to consider. Please submit your written response so that it is received by **12:00 p.m. Wednesday, October 24, 2018**.

If you plan on participating at the Brief Enforcement Hearing or have questions about the hearing process, please contact PDC Staff by email at [pdcc@pdc.wa.gov](mailto:pdcc@pdc.wa.gov) and be sure to reference your case number in the subject line of the email.

Sincerely,

PDC Staff  
Compliance and Enforcement Division

Enclosures:

- Statement of Understanding
- F-1 Penalty Schedule
- Blank F-1/F-1A form
- Brief Enforcement Hearings FAQ



<b>PUBLIC DISCLOSURE COMMISSION</b>  <b>711 CAPITOL WAY RM 206</b> <b>PO BOX 40908</b> <b>OLYMPIA WA 98504-0908</b> <b>(360) 753-1111</b> <b>TOLL FREE 1-877-601-2828</b>		<b>PDC FORM</b> <span style="font-size: 2em; font-weight: bold;">F-1</span> (1/15)		<b>PERSONAL FINANCIAL AFFAIRS STATEMENT</b>		P M PDC OFFICE USE O A S R T K  R E C E I V E D																															
Refer to instruction manual for detailed assistance and examples.  Deadlines: Incumbent elected and appointed officials -- by April 15. Candidates and others -- within two weeks of becoming a candidate or being newly appointed to a position.				<table style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left; border-bottom: 1px solid black;">DOLLAR CODE</th> <th style="text-align: left; border-bottom: 1px solid black;">AMOUNT</th> </tr> <tr> <td style="border-bottom: 1px solid black;">A</td> <td style="border-bottom: 1px solid black;">\$1 to \$4,499</td> </tr> <tr> <td style="border-bottom: 1px solid black;">B</td> <td style="border-bottom: 1px solid black;">\$4,500 to \$23,999</td> </tr> <tr> <td style="border-bottom: 1px solid black;">C</td> <td style="border-bottom: 1px solid black;">\$24,000 to \$47,999</td> </tr> <tr> <td style="border-bottom: 1px solid black;">D</td> <td style="border-bottom: 1px solid black;">\$48,000 to \$119,999</td> </tr> <tr> <td style="border-bottom: 1px solid black;">E</td> <td style="border-bottom: 1px solid black;">\$120,000 or more</td> </tr> </table>		DOLLAR CODE	AMOUNT	A	\$1 to \$4,499	B	\$4,500 to \$23,999	C	\$24,000 to \$47,999	D	\$48,000 to \$119,999	E	\$120,000 or more																				
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<b>SEND REPORT TO PUBLIC DISCLOSURE COMMISSION</b>																																					
Last Name First Middle Initial			Names of immediate family members, including registered domestic partner. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse or registered domestic partner. See F-1 manual for details.																																		
Mailing Address (Use PO Box or Work Address) *																																					
City County Zip + 4																																					
Filing Status (Check only one box.) <input type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ year <input type="checkbox"/> Candidate running in an election: _____ month _____ year <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office <input type="checkbox"/> Professional staff of the Governor's Office and the Legislature			Office Held or Sought  Office title:  County, city, district or agency of the office, name and number:  Position number:  Term begins: _____ ends: _____																																		
<div style="display: flex; justify-content: space-between;"> <div style="width: 10%;"> <b>1</b> </div> <div style="width: 15%;"> <b>INCOME</b> </div> <div style="width: 75%;"> <b>List each employer, or other source of income (pension, social security, legal judgment, etc.) from which you or a family member, including registered domestic partner, received \$2,400 or more during the period. Include stock options received during the reporting period that had a value of \$2,400 or more. (Report interest and dividends in Item 3.)</b> </div> </div> <div style="display: flex; margin-top: 5px;"> <div style="width: 10%; font-size: 0.8em;">           Show Self (S)            Spouse (SP/DP)            Dependent (D)         </div> <table border="1" style="width: 90%; border-collapse: collapse;"> <thead> <tr> <th style="width: 50%;">Name and Address of Employer or Source of Compensation</th> <th style="width: 30%;">Occupation or How Compensation Was Earned</th> <th style="width: 20%;">Amount: (Use Code)</th> </tr> </thead> <tbody> <tr> <td style="height: 150px;"></td> <td></td> <td></td> </tr> </tbody> </table> </div> <div style="margin-top: 10px;">         Check Here <input type="checkbox"/> if continued on attached sheet       </div>								Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)																											
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<div style="display: flex; justify-content: space-between;"> <div style="width: 10%;"> <b>2</b> </div> <div style="width: 15%;"> <b>REAL ESTATE</b> </div> <div style="width: 75%;"> <b>List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$12,000 in which you or a family member, including registered domestic partner, held a personal financial interest during the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)</b> </div> </div> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 25%;">Property Sold or Interest Divested</th> <th style="width: 10%;">Assessed Value (Use Code)</th> <th style="width: 30%;">Name and Address of Purchaser</th> <th colspan="3" style="width: 35%;">Nature and Amount (Use Code) of Payment or Consideration Received</th> </tr> <tr> <td style="height: 100px;"></td> <td></td> <td></td> <td colspan="3"></td> </tr> <tr> <th style="width: 25%;">Property Purchased or Interest Acquired</th> <th style="width: 10%;"></th> <th style="width: 15%;">Creditor's Name/Address</th> <th style="width: 10%;">Payment Terms</th> <th style="width: 10%;">Security Given</th> <th style="width: 30%;">Mortgage Amount - (Use Code) Original Current</th> </tr> <tr> <td style="height: 100px;"></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td style="height: 100px;"></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </table> <div style="margin-top: 10px;">         Check here <input type="checkbox"/> if continued on attached sheet       </div>								Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received									Property Purchased or Interest Acquired		Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount - (Use Code) Original Current												
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**CONTINUE ON NEXT PAGE**

**3****ASSETS / INVESTMENTS - INTEREST / DIVIDENDS**

**List bank and savings accounts, insurance policies, stock, bonds and other intangible property (including but not limited to stock options) held during the reporting period.**

A. Name and address of each bank or financial institution in which you, a family member, including registered domestic partner, had an account over \$24,000 any time during the report period.	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
B. Name and address of each insurance company where you, a family member, including registered domestic partner, had a policy with a cash or loan value over \$24,000 during the period.			
C. Name and address of each company, association, government agency, etc. in which you, a family member, including registered domestic partner, owned or had a financial interest worth over \$2,400. Include stocks, bonds, ownership, retirement plan, IRA, notes, stock options, and other intangible property. If you, your spouse, registered domestic partner and/or dependents had decision making authority regarding individual assets/investments list each asset or investment, the value and any income amount. <b>EXAMPLE:</b> If you self-directed an investment account identify each stock or other asset in that account.			

Check here ☐ if continued on attached sheet

**4****CREDITORS**

**List each creditor you or a family member, including registered domestic partner, owed \$2,400 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.**

**AMOUNT  
(USE CODE)**

Creditor's Name and Address	Terms of Payment	Security Given	Original	Present
Check here <input type="checkbox"/> if continued on attached sheet				

**5**

**All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.**

**Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.**

- A. At any time during the reporting period were you, your spouse, registered domestic partner or dependents (1) an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity or (2) a partner or member of any limited partnership, limited liability partnership, limited liability company or similar entity including but not limited to a professional limited liability company? \_\_\_\_ If yes, complete Supplement, Part A.
- B. Did you, your spouse, registered domestic partner or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? \_\_\_\_ If yes, complete Supplement, Part A.
- C. Did you, your spouse, registered domestic partner or dependents own a business at any time during the reporting period? \_\_\_\_ If yes, complete Supplement, Part A.
- D. Did you, your spouse, registered domestic partner or dependents prepare, promote or oppose state legislation, rules, rates or standards for compensation or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? \_\_\_\_ If yes, complete Supplement, Part B.
- E. **Only for Persons Filing Annual Report.** Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse, registered domestic partner or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? \_\_\_\_ or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse, registered domestic partner and/or dependents to travel or to attend a seminar or other training? \_\_\_\_ If yes to either or both questions, complete Supplement, Part C.

**ALL FILERS EXCEPT CANDIDATES.** Check the appropriate box.

- ☐ I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.
- ☐ I hold a local elected office. I have read and am familiar with RCW 42.17A.555 regarding the use of public facilities in campaigns.

**\*CANDIDATES:** Do not use public agency addresses or telephone numbers for contact information.

**CERTIFICATION:** I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.

Signature \_\_\_\_\_ Date \_\_\_\_\_

Contact Telephone: (    ) \*

Email: \_\_\_\_\_ (work) \*

Email: \_\_\_\_\_ (Home) Optional

**REPORT NOT ACCEPTABLE WITHOUT FILER'S SIGNATURE**

**Public Disclosure Commission  
Statement of Understanding  
2018 Annual Officials Enforcement Re: F-1 Report**

I hereby acknowledge that I, \_\_\_\_\_,  
(Printed Name of Respondent)

did not timely file the required Personal Financial Affairs Statement (F-1 Report) with the Public Disclosure Commission (PDC) that was due to be filed on April 16, 2018, disclosing personal financial information for calendar year 2017, thereby violating 42.17A.700.

I want to avoid the time and expense resulting from a Brief Adjudicative Hearing (Brief Enforcement Hearing) before the Presiding Officer. Therefore, I am filing the F-1 report, completing the Statement of Understanding, and enclosing a check or money order in the amount of \$100 for the missing report in lieu of an October 25, 2018 Brief Enforcement Hearing being held.

I understand that this will resolve all issues with the PDC regarding my failure to timely file the F-1 report, provided that a check or money order for \$100, the completed missing report(s), and this signed Statement of Understanding are all received by **Monday, October 22, 2018.**

I further understand that Commission staff will not be scheduling a Brief Enforcement Hearing before the Presiding Officer regarding my obligation to timely file the F-1 report that was due April 16, 2018.

\_\_\_\_\_  
Signature of Respondent/Official

\_\_\_\_\_  
Date Signed

Be sure to include your F-1 report, and make your check or money order payable to "Washington State Treasurer." Mail or deliver this Statement of Understanding, your completed F-1 report, and your payment to the following address:

**Department of Enterprise Services  
Small Agency Services  
PO Box 41465  
Olympia, WA 98504-1465**



## **BRIEF ENFORCEMENT HEARINGS**

**You have received a letter scheduling a brief enforcement hearing before the Public Disclosure Commission. You are referred to as the Respondent in this matter. Here are the answers to some Frequently Asked Questions about brief hearings. They are informational only and should not be considered legal advice.**

### **What is a brief enforcement hearing?**

The PDC may schedule a brief enforcement hearing (also known as a “brief adjudicative proceeding” under the Administrative Procedure Act) when evidence shows the following types of alleged violations may have occurred:

- Failure to file or timely file required reports of financial affairs, campaign contributions and/or expenditures, independent expenditures or funds spent on lobbying;
- Improper use of public facilities or resources in election campaigns when the value of public funds expended or facilities used was minimal; and
- Infractions of political advertising laws regarding sponsor identification or political party identification.

Brief hearings may be scheduled on other matters as well, if the basic facts are agreed to or not being contested, and it is anticipated that the likely penalty imposed (if a violation of law or rule is found) will be \$1,000 or less. The Commission has adopted a penalty schedule for Brief Enforcement Hearings which can be found in WAC 390-37-143.

A Presiding Officer, who is the Chair of the Public Disclosure Commission or another commissioner, will conduct the hearing. PDC staff will present the case to the Presiding Officer, and you will have an opportunity to explain the circumstances related to the alleged violations. You may do this in person, by telephone, or in writing by email or letter.

### **What can I do to avoid the hearing?**

If you received a hearing notice that included information about how to avoid a hearing, you may do so by filing the missing report(s), paying the stated penalty, and completing a Statement of Understanding stipulating to a violation. If you would like to stipulate and have questions, please contact PDC Compliance and Enforcement staff.

### **What do I do to prepare for the hearing?**

The brief hearings are informal in nature, and you are not required to have an attorney for this hearing. Most people represent themselves, but that is your decision.

***In-person participation.*** If you are attending in-person, bring all of the written information that you want the Presiding Officer to consider in making a decision. You will need to bring three copies of each — one for you, one for PDC staff, and one for the Presiding Officer. Alternatively, you may submit one copy to PDC staff so long as it is received five business days before the day of the hearing.

If you are having other people (witnesses) testify on your behalf, they must be available at the hearing, and staff needs to be informed of the number of witnesses and time needed. The scheduled hearing starting time is an estimate, as there is frequently more than one hearing scheduled for that day, and you will need to remain available to participate until your case is called.

***Telephone participation.*** If you wish to participate by phone, please let PDC staff know five business days in advance the number where you can be reached and the timeframe you are available. You must be available at the designated time and telephone number. Be aware the hearing time is an estimate, and you must be available until your case is called.



**Participation in writing.** If you are participating in writing only, make sure any written materials you want the Presiding Officer to consider are delivered to the PDC office no later than five business days before the hearing.

If you have submitted nothing in writing prior to the hearing, have made no other arrangements, and you do not appear in person or through your legal counsel at the hearing, it will be presumed that you have decided to waive your right to participate at the hearing.

### **What happens at the hearing?**

The Presiding Officer will introduce the participants and explain the procedure for the hearing. Hearings typically follow a set format and time limits, but the process is informal enough that non-lawyers can effectively present their cases and respondents can represent themselves.

PDC staff will first present information regarding the alleged violation of law or rule. You will then have an opportunity to present information relevant to your case. All testimony is given under oath. The Presiding Officer may ask you some questions about the information you or PDC staff have presented. If you have decided to participate in writing instead of in person or by phone, your written information will be considered by the Presiding Officer as part of the hearing materials.

If at any time the Presiding Officer believes the alleged violations are serious enough to merit penalties greater than \$1,000, the Presiding Officer will adjourn the hearing and direct the matter be scheduled for a hearing before the full Commission at a later time.

### **How is the decision made?**

After considering all the information presented at the hearing, the Presiding Officer will make a decision about the allegations and any appropriate penalty amount. The decision is typically announced orally at the hearing. A written decision, called an initial order, will be sent to you within 10 business days.

In some cases, the Presiding Officer may use a penalty schedule referred to above that has been adopted by the Commission in rule to determine the appropriate penalty for certain types of violations.

### **What happens after my hearing?**

You will receive a written initial order, along with a cover letter explaining the Presiding Officer's findings, within 10 business days. If a monetary penalty is imposed in this initial order, the penalty must be paid to the **Washington State Treasurer**, and mailed to the address listed in the order cover letter within the time frame stated in the order.

Along with your initial order, you will also receive information about your appeal rights, including how to request review or reconsideration by the full Commission if you disagree with the order. Follow these procedures carefully if you wish to appeal. If there is no appeal before the PDC, the initial order becomes a final order, and further appeals must be made in Superior Court.

### **What are the rules that apply to the procedures of my hearing?**

The PDC's laws and rules are available on the PDC's website at [www.pdc.wa.gov](http://www.pdc.wa.gov). The laws are in the Revised Code of Washington (RCW) Chapter 42.17A. The rules are in the Washington Administrative Code (WAC) Title 390. Brief adjudicative proceedings are described at WAC 390-37-140 through 390-37-150 and in the Administrative Procedure Act (APA) at RCW 34.05.482-494

## WAC 390-37-143

### Brief enforcement hearings (adjudicative proceeding)—Penalty schedule.

The presiding officer may assess a penalty up to one thousand dollars upon finding a violation of chapter [42.17A](#) RCW or Title 390 WAC.

(1) Base penalty amounts:

Violation	1st Occasion	2nd Occasion	3rd Occasion
Failure to timely file an accurate and complete statement of financial affairs (F-1):			
Filed report after hearing notice, but before enforcement hearing. Provided written explanation or appeared at hearing to explain mitigating circumstances. Did not enter into statement of understanding.	\$0 - \$150	\$150 - \$300	\$300 - \$600
Filed report after hearing notice, but before enforcement hearing. Did not enter into statement of understanding.	\$150	\$300	\$600
Failed to file report by date of enforcement hearing.	\$250	\$500	\$1,000
Candidate's failure to timely file an accurate and complete registration statement (C-1)/statement of financial affairs (F-1):			
Filed report after hearing notice, but before enforcement hearing. Provided written explanation or appeared at hearing to explain mitigating circumstances. Did not enter into statement of understanding.	\$0 - \$150 per report	\$150 - \$300 per report	\$300 - \$600 per report up to \$1,000
Filed report after hearing notice, but before enforcement hearing. Did not enter into statement of understanding.	\$150 per report	\$300 per report	\$600 per report up to \$1,000
Failed to file report by date of enforcement hearing.	\$250 per report	\$500 per report	consideration by full commission

.... (emphasis added)

"Occasion" means established violation. Only violations in the last five years will be considered for the purpose of determining second and third occasions.

(2) In determining the appropriate penalty, the presiding officer may consider the nature of the violation and aggravating and mitigating factors, including:

- (a) Whether the respondent is a first-time filer;
- (b) The respondent's compliance history for the last five years, including whether the noncompliance was isolated or limited in nature, indicative of systematic or ongoing problems, or part of a pattern of violations by the respondent, or in the case of a political committee or other entity, part of a pattern of violations by the respondent's officers, staff, principal decision makers, consultants, or sponsoring organization;
- (c) The respondent's unpaid penalties from a previous enforcement action;
- (d) The impact on the public, including whether the noncompliance deprived the public of timely or accurate information during a time-sensitive period, or otherwise had a significant or material impact on the public;
- (e) The amount of financial activity by the respondent during the statement period or election cycle;
- (f) Whether the late or unreported activity was significant in amount or duration under the circumstances, including in proportion to the total amount of expenditures by the respondent in the campaign or statement period;
- (g) Corrective action or other remedial measures initiated by respondent prior to enforcement action, or promptly taken when noncompliance brought to respondent's attention;
- (h) Good faith efforts to comply, including consultation with commission staff prior to initiation of enforcement action and cooperation with commission staff during enforcement action, and a demonstrated wish to acknowledge and take responsibility for the violation;
- (i) Personal emergency or illness of the respondent or member of his or her immediate family;
- (j) Other emergencies such as fire, flood, or utility failure preventing filing;
- (k) Sophistication of respondent or the financing, staffing, or size of the respondent's campaign or organization;
- (l) Commission staff, third-party vendor, or equipment error, including technical problems at the agency preventing or delaying electronic filing.

(3) The presiding officer has authority to suspend all or a portion of an assessed penalty under the conditions to be determined by that officer including, but not limited to, payment of the nonsuspended portion of the penalty within five business days of the date of the entry of the order in that case.

(4) If, on the third occasion, a respondent has outstanding penalties or judgments, the matter will be directed to the full commission for consideration.

(5) The presiding officer may direct a matter to the full commission if the officer believes one thousand dollars would be an insufficient penalty or the matter warrants consideration by the full commission. Cases will automatically be scheduled before the full commission for an enforcement action when the respondent:

(a) Was found in violation during a previous reporting period;

(b) The violation remains in effect following any appeals; and

(c) The person has not filed the disclosure forms that were the subject of the prior violation at the time the current hearing notice is being sent.

[Statutory Authority: RCW [42.17A.110](#)(1) and [42.17A.570](#). WSR 18-10-088, § 390-37-143, filed 5/1/18, effective 6/1/18. Statutory Authority: RCW [42.17A.110](#). WSR 17-03-004, § 390-37-143, filed 1/4/17, effective 2/4/17.]

# Exhibit C



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](mailto:pdcc@pdcc.wa.gov) • Website: [www.pdca.wa.gov](http://www.pdca.wa.gov)**

November 20, 2018

Carla Marconi  
910 Tulip St  
Coulee Dam, WA 99116

And delivered electronically to "carla.marconi.ccc@colvilletribes.com"

Subject: PDC Order, Case 38883

Dear Carla Marconi,

Enclosed is a copy of the Public Disclosure Commission's Order Imposing Fine that was entered in the above-referenced case. At the October 25, 2018 Brief Enforcement hearing, the Presiding Officer assessed a total civil penalty of \$500 in accordance with WAC 390-37-143. The \$500 penalty is payable within 30 days of the date of this Order.

The \$500 penalty is payable no later than **December 20, 2018**. Please make the check or money order payable to the WA State Treasurer, and mail the payment to the following:

**Department of Enterprise Services  
Small Agency Services  
PO Box 41465  
Olympia, WA 98504-1465**

Please do not send the payment to the PDC offices.

Please file the missing F-1 report for calendar year 2017.

Thank you for your prompt attention to this matter.

If you have questions, please contact us by email at [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov).

Sincerely,

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

Enclosure: Initial Order



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](mailto:pdcc@pdcc.wa.gov) • Website: [www.pdcca.wa.gov](http://www.pdcca.wa.gov)

BEFORE THE PUBLIC DISCLOSURE COMMISSION  
OF THE STATE OF WASHINGTON

In Re: Compliance with RCW 42.17A

PDC Case 38883

Carla Marconi,

Respondent.

Findings of Fact,  
Conclusions of Law, and  
**Order Imposing Fine**

Pursuant to the brief enforcement hearing (brief adjudicative proceeding) notice sent to Carla Marconi on October 15, 2018, a brief adjudicative proceeding was held on October 25, 2018, in Room 206, Evergreen Plaza Building, 711 Capitol Way, Olympia, Washington, to consider whether the Respondent violated RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1 report) as an incumbent official, which was due to be filed not later than April 16, 2018, disclosing financial activities for calendar year 2017.

The hearing was held in accordance with Chapters 34.05 RCW and 42.17A RCW and Chapter 390-37 WAC. Commission Chair Anne Levinson was the Presiding Officer. The Commission staff was represented by Fox Blackhorn-Delph, Compliance Coordinator. The Respondent did not participate in the hearing or submit any written materials.

Having considered the evidence, the Presiding Officer finds as follows:

FINDINGS OF FACT

1. The Respondent is a Parks and Recreation Commissioner for Coulee Area Park & Recreation District.
2. As an elected official, the Respondent was required to file an F-1 report by April 16, 2018.
3. The Respondent did not file the missing F-1 report prior to the date of the hearing.
4. The Respondent has one prior violation, PDC Case 10067, for failure to timely file the F-1 report for calendar year 2015 in violation of RCW 42.17A.700.

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///

CONCLUSIONS OF LAW

Based on the above facts, as a matter of law, the Presiding Officer concludes as follows:

1. This matter was duly and properly convened and all jurisdictional, substantive, and procedural requirements have been satisfied.
2. The Respondent violated RCW 42.17A.700 by failing to file the F-1 report by April 16, 2018.

ORDER

ON the basis of the foregoing Findings of Fact and Conclusions of Law,

**IT IS HEREBY ORDERED that the Respondent is assessed a civil penalty of \$500 in accordance with the F-1 penalty schedule set forth in WAC 390-37-143, payable within 30 days of the date of the Order. It is further ordered that the Respondent:**

1. **Pay the \$500 civil penalty within 30 days of the date of this Order.**
2. **"Cease and desist" from failing to file the required PDC reports in accordance with RCW 42.17A.755(4).**
3. **File the missing F-1 report disclosing financial activity for calendar year 2017 within 30 days of the date of this Order.**

In the event the Respondent fails to pay the \$500 civil penalty within 30 days of the date of the Order, PDC staff is directed to refer the matter to the Department of Enterprise Services (DES) for collection of the amount owed.

This is an **Initial Order** of the Public Disclosure Commission.

Entered this 20<sup>th</sup> day of November, 2018.

Public Disclosure Commission

  
Peter Lavallee  
Executive Director

I, Fox Blackhorn-Delph, certify that I mailed and emailed a copy of this order to the Respondent at their respective address postage pre-paid on the date stated herein.

\_\_\_\_\_  
Signed  
November 20, 2018  
Date



## APPEALS OF INITIAL ORDER

### REVIEW OF INITIAL ORDER - BY THE COMMISSION

You may request that the full Commission review this initial order. To seek review, you must:

- Make the request orally or in writing, stating the reason for review, and identifying what alleged errors are contained in the initial order. *See* WAC 390-37-144(1). Staff may ask for written confirmation of oral requests for review.
- **REQUESTS FOR REVIEW MUST BE RECEIVED AT THE COMMISSION OFFICE WITHIN TWENTY-ONE (21) CALENDAR DAYS AFTER THE POSTMARK DATE OF THIS INITIAL ORDER.** Written requests for review should be delivered or mailed to the Washington State Public Disclosure Commission, 711 Capitol Way, Room 206, Box 40908, Olympia, WA 98504-0908.

If review of this initial order is timely requested, the full Commission will hear the matter. If the Commission is unable to schedule a meeting to consider the request within twenty (20) calendar days, this initial order becomes a final order, and any request for review will automatically be considered a request for reconsideration of a final order. *See* WAC 390-37-144(4). The matter would then be scheduled for consideration and disposition at the next Commission meeting at which it is practicable to do so.

A Respondent does not need to pay a penalty until after the Commission rules on a request for review of an initial order.

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### FURTHER APPEAL RIGHTS – SUPERIOR COURT

If the Commission does not receive a request for review of this initial order within twenty-one (21) calendar days, the initial order shall be the final order. *See* WAC 390-37-142(5).

**YOU HAVE THE RIGHT TO APPEAL A FINAL ORDER TO SUPERIOR COURT, PURSUANT TO THE PETITION FOR JUDICIAL REVIEW PROVISIONS OF RCW 34.05.552.**

# Exhibit D

Isabella Bierle [oldkatsa@gmail.com](mailto:oldkatsa@gmail.com) replied (Fri, 5 Apr 2019 at 12:30 PM)  
to: "PDC Support" <[pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov)>

JUST FILED MY 2018 F1. HOW DO I FILE ALL THE OTHER NEEDED F1 STATEMENTS? I DID PRINT OUT THE FORM SO DO I DO THOSE BY HAND AND MAIL IN? ALSO YES I WANT TO REQUEST A RECONSIDERATION HEARING.

On Thu, Apr 4, 2019 at 11:28 AM PDC Support <[pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov)> wrote:

Hi Carla,

I am writing to follow up on our phone conversation of a week ago.

#### **F-1 Reports - Past & Present**

When we spoke by phone, I encouraged you to file your F-1 report for this year, which is due no later than **Monday, April 15, 2019**, to avoid any future violations or penalties.

We also discussed the need to file your F-1 report for last year (containing 2017 financial data), which was due 4/16/18. As you may recall, last year's failure to file the F-1 report resulted in a hearing and Initial Order wherein you were found in violation of RCW 42.17A.700 and assessed a \$500 penalty.

To date, we have not received the aforementioned missing F-1 reports. However, our records show that you reached out to the PDC three weeks ago for help in accessing your online account and my associate, Kim Bradford, responded.

Are you still experiencing difficulties filing your F-1 reports online? If so, please be aware that the F-1 reports can be completed manually and mailed to the PDC. For your convenience, I've attached a blank paper version of the F-1 report in PDF format.

Finally, a review of your filing history shows that your F-1 report for 2017 (containing 2016 financial data) is also missing. My apologies for not mentioning the 2017 report sooner. *While you did file a late F-1 report on 1/19/17, the report covered your 2015 financial activity and was actually the report that was due in 2016.* Therefore, an F-1 report for 2017 is also needed.

The remainder of your filing history shows F-1 reports were filed in 2013-2016.

Please note that penalties related to any late filings are still due even if the report was subsequently filed.

#### **Penalties - Past & Present**

We also discussed the \$500 civil penalty that was assessed against you on 11/20/18, as well as two \$300 penalties from 2013 & 2016 for the same violation: Failure to file the annual F-1 report.

You indicated that you are on a fixed income so I proposed that you set up a payment plan with the PDC to address past & present penalties and offered to check with my superiors to see if \$25/mo for 44 months would be acceptable terms (this does not include any interest or fees you owe to our collection agency, Alliance One).

In lieu of a four-year payment plan, my superiors suggested the I reach out to you regarding the possibility of requesting a Reconsideration hearing. You can petition the Commission, in writing, to reconsider its decision to impose the \$500 penalty. (It appears that the older penalties cannot be retracted due to their age & the fact that they have already been sent to collections.)

Would you like to request a Reconsideration hearing for the \$500 penalty? If so, I will be happy to send you information regarding what needs to be included in your written request to the Commission.  
Please let me know as soon as possible if you would like to request a Reconsideration of the \$500 penalty so that we can schedule your hearing.

**Summary of Actions Needed by You**

To recap, please take the following actions at your earliest convenience:

- File an F-1 report for 2017 containing 2016 financial data;
- File an F-1 report for 2018 containing 2017 financial data;
- File an F-1 report for 2019 containing 2018 financial data **by 4/15/19**; and
- Email or call me ASAP to let me know if you want to request a Reconsideration hearing

Please kindly respond to this email by **Monday, April 8, 2019**. Alternatively, you may reach me by phone at (360) 586-8929.

Sincerely,

**Tabatha Blacksmith**  
**Compliance Coordinator**  
**360.586.8929**



**Public Disclosure Commission**  
Shining Light on Washington Politics Since 1972

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*Washington State law established email as the PDC's official means of communication as of June 7th, 2018 (RCW 42.17A.055). Filers have a duty to amend their reports within 10 days of any material changes, such as new e-mail addresses. Please ensure your e-mail address is up to date.*

To respond, please reply to this email.

Washington Public Disclosure Commission  
<http://www.pdc.wa.gov>  
1.360.753.1111

# Exhibit E

<b>PUBLIC DISCLOSURE COMMISSION</b>  711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 TOLL FREE 1-877-601-2828	<b>PDC FORM</b>  <b>F-1</b> (11/18)	<b>PERSONAL FINANCIAL AFFAIRS STATEMENT</b>	P M PDC OFFICE USE O A S R T K
--	--	---	---

Refer to instruction manual for detailed assistance and examples.

**Deadlines:** Incumbent elected and appointed officials – by April 15.  
 Candidates and others – within two weeks of becoming a candidate or being newly appointed to a position.

**SEND REPORT TO PUBLIC DISCLOSURE COMMISSION**

Last Name <u>marconi</u>	First <u>Carla</u>	Middle Initial <u>B</u>	Names of immediate family members, including registered domestic partner. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse or registered domestic partner. See F-1 manual for details.  <u>N/A</u>
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Mailing Address (Use PO Box or Work Address) *		
<u>703 Yucca St</u>		
City <u>Colville Dsm WA</u>	County <u>Okanogan</u>	Zip + 4 <u>99116</u>

Filing Status (Check only one box.)

☒ An elected or state appointed official filing annual report

☐ Final report as an elected official. Term expired: \_\_\_\_\_

☐ Candidate running in an election: month \_\_\_\_\_ year \_\_\_\_\_

☐ Newly appointed to an elective office

☐ Newly appointed to a state appointive office

☐ Professional staff of the Governor's Office and the Legislature

Office Held or Sought

Office title: Board of Directors

County, city, district or agency of the office, name and number: 301 J Okanogan?

Position number: 1

Term begins: Jan 2019 ends: Dec 2023

**1 INCOME** List each employer, or other source of income (pension, social security, legal judgment, etc.) from which you or a family member, including registered domestic partner, received \$2,400 or more during the period. Include stock options received during the reporting period that had a value of \$2,400 or more. (Report interest and dividends in Item 3.)

Show Self (S) Spouse (SP/DP) Dependent (D)	Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)
Self	<u>Colville Tribes</u> <u>POB 150</u> <u>Nespelem WA 99155</u>	<u>Employment</u>	<u>23,694</u>
Self	<u>US Social Security Admin</u> <u>301 Yakima St</u> <u>Wenatchee, WA 98801</u>	<u>Social Security Benefits</u> <u>Retirement</u>	<u>2,034</u>

Check Here ☒ if continued on attached sheet

**2 REAL ESTATE** List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$12,000 in which you or a family member, including registered domestic partner, held a personal financial interest during the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)

Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received	
<u>N/A</u>				
Property Purchased or Interest Acquired		Creditor's Name/Address	Payment Terms	Security Given
<u>N/A</u>				
All Other Property Entirely or Partially Owned				
<u>N/A</u>				

Check here ☐ if continued on attached sheet

**CONTINUE ON NEXT PAGE**

**3****ASSETS / INVESTMENTS - INTEREST / DIVIDENDS**

List bank and savings accounts, insurance policies, stock, bonds and other intangible property (including but not limited to stock options) held during the reporting period.

A. Name and address of each bank or financial institution in which you, a family member, including registered domestic partner, had an account over \$24,000 any time during the report period.	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
	N/A		
B. Name and address of each insurance company where you, a family member, including registered domestic partner, had a policy with a cash or loan value over \$24,000 during the period.	N/A		
C. Name and address of each company, association, government agency, etc. in which you, a family member, including registered domestic partner, owned or had a financial interest worth over \$2,400. Include stocks, bonds, ownership, retirement plan, IRA, notes, stock options, and other intangible property. If you, your spouse, registered domestic partner and/or dependents had decision making authority regarding individual assets/investments list each asset or investment, the value and any income amount. EXAMPLE: If you self-directed an investment account identify each stock or other asset in that account.	N/A		

Check here ☐ if continued on attached sheet.

**4****CREDITORS**

List each creditor you or a family member, including registered domestic partner, owed \$2,400 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.

**AMOUNT (USE CODE)**

Creditor's Name and Address	Terms of Payment	Security Given	Original	Present
<del>Bank of America</del> N/A				

Check here ☐ if continued on attached sheet.

**5**

Filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required. Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.

A. At any time during the reporting period were you, your spouse, registered domestic partner or dependents (1) an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity or (2) a partner or member of any limited partnership, limited liability partnership, limited liability company or similar entity including but not limited to a professional limited liability company? <u>NO</u> If yes, complete Supplement, Part A.
B. Did you, your spouse, registered domestic partner or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? <u>NO</u> If yes, complete Supplement, Part A.
C. Did you, your spouse, registered domestic partner or dependents own a business at any time during the reporting period? <u>NO</u> If yes, complete Supplement, Part A.
D. Did you, your spouse, registered domestic partner or dependents prepare, promote or oppose state legislation, rules, rates or standards for compensation or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? <u>NO</u> If yes, complete Supplement, Part B.
E. <b>Only for Persons Filing Annual Report.</b> Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse, registered domestic partner or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? <u>NO</u> or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse, registered domestic partner and/or dependents to travel or to attend a seminar or other training? <u>NO</u> If yes to either or both questions, complete Supplement, Part C.

**ALL FILERS EXCEPT CANDIDATES.** Check the appropriate box.

- ☐ I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.
- ☒ I hold a local elected office. I have read and am familiar with RCW 42.17A.555 regarding the use of public facilities in campaigns.

\*CANDIDATES: Do not use public agency addresses or telephone numbers for contact information.

**CERTIFICATION:** I certify under penalty of perjury that the information in this report is true and correct to the best of my knowledge. I acknowledge that the email address herein shall constitute the official address for communications with the commission, and that I must notify the commission of any change to that address within ten days.

Carla B. Masoni 4-15-19  
Signature Date

Contact Telephone: (509) \* 846-3419

Email: N/A (Work)

Email: oldkats@gmail.com (Home)\*

**REPORT NOT ACCEPTABLE WITHOUT FILER'S SIGNATURE**

Both Self - Carla Marconi

Grand Coulee Dam School District

110 Stevens Ave

Coulee Dam WA 99116

School Board Director - 1,150.00

Matrix Trust Company

POB 52129

Phoenix, AZ 85072-2129

Refirement 702.99



# Exhibit F



**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](mailto:pdcc@pdcc.wa.gov) • Website: [www.pdca.wa.gov](http://www.pdca.wa.gov)

CARLA MARCONI  
703 YUCCA STREET  
COULEE DAM, WA 99116

Also delivered electronically to “[bierle.marconi@gmail.com](mailto:bierle.marconi@gmail.com)” “[carlamarconi@gcdsc.org](mailto:carlamarconi@gcdsc.org)” and  
“[oldkatsa@gmail.com](mailto:oldkatsa@gmail.com)”

May 10, 2019

Subject: Request for Reconsideration, PDC Case 38883

Dear CARLA MARCONI,

On October 25, 2018, you were found in violation of RCW 42.17A.700 for failing to timely file a Personal Financial Affairs Statement (F-1 report) due no later than April 16, 2018, disclosing financial activities for calendar year 2017. At that hearing a \$500 penalty was assessed, which you have requested be reconsidered by the full Public Disclosure Commission.

In accordance with RCW 42.17A.110, RCW 42.17A.755 and WAC 390-37-150, a hearing has been scheduled to present your request for reconsideration to the Commission.

**HEARING INFORMATION**

Date and time: **Thursday, May 23, 2019 at 11:30 a.m.**  
Place: Evergreen Plaza Building, Room 206  
711 Capitol Way S Olympia, WA 98504  
Presiding Officer: Anne Levinson, Chair, Public Disclosure Commission

If there are circumstances you wish to have considered at the hearing, you may attend in-person or participate by telephone. If you cannot participate at the hearing, you may provide a written response describing the facts of your case and any circumstances or mitigating factors you would like the Commission to consider. Please submit your written response by **12:00 p.m. on May 20, 2019**. For your information, most Respondents who participate do so by telephone or in writing.

Carla Marconi  
Request for Reconsideration  
PDC Case 38883  
Page 2

If you plan on participating in the hearing or have questions about the hearing process, please contact PDC staff by email at [pdcc@pdc.wa.gov](mailto:pdcc@pdc.wa.gov) and be sure to reference you case number (38883) in the Subject line of the email.

Sincerely,

PDC Staff  
Compliance and Enforcement Division



Enclosures:

- Initial Order
- Penalty Invoice



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](mailto:pdcc@pdcc.wa.gov) • Website: [www.pdca.wa.gov](http://www.pdca.wa.gov)**

November 20, 2018

Carla Marconi  
910 Tulip St  
Coulee Dam, WA 99116

And delivered electronically to "carla.marconi.ccc@colvilletribes.com"

Subject: PDC Order, Case 38883

Dear Carla Marconi,

Enclosed is a copy of the Public Disclosure Commission's Order Imposing Fine that was entered in the above-referenced case. At the October 25, 2018 Brief Enforcement hearing, the Presiding Officer assessed a total civil penalty of \$500 in accordance with WAC 390-37-143. The \$500 penalty is payable within 30 days of the date of this Order.

The \$500 penalty is payable no later than **December 20, 2018**. Please make the check or money order payable to the WA State Treasurer, and mail the payment to the following:

**Department of Enterprise Services  
Small Agency Services  
PO Box 41465  
Olympia, WA 98504-1465**

Please do not send the payment to the PDC offices.

Please file the missing F-1 report for calendar year 2017.

Thank you for your prompt attention to this matter.

If you have questions, please contact us by email at [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov).

Sincerely,

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

Enclosure: Initial Order



State of Washington  
PUBLIC DISCLOSURE COMMISSION

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BEFORE THE PUBLIC DISCLOSURE COMMISSION  
OF THE STATE OF WASHINGTON

In Re: Compliance with RCW 42.17A

PDC Case 38883

Carla Marconi,

Respondent.

Findings of Fact,  
Conclusions of Law, and  
**Order Imposing Fine**

Pursuant to the brief enforcement hearing (brief adjudicative proceeding) notice sent to Carla Marconi on October 15, 2018, a brief adjudicative proceeding was held on October 25, 2018, in Room 206, Evergreen Plaza Building, 711 Capitol Way, Olympia, Washington, to consider whether the Respondent violated RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1 report) as an incumbent official, which was due to be filed not later than April 16, 2018, disclosing financial activities for calendar year 2017.

The hearing was held in accordance with Chapters 34.05 RCW and 42.17A RCW and Chapter 390-37 WAC. Commission Chair Anne Levinson was the Presiding Officer. The Commission staff was represented by Fox Blackhorn-Delph, Compliance Coordinator. The Respondent did not participate in the hearing or submit any written materials.

Having considered the evidence, the Presiding Officer finds as follows:

FINDINGS OF FACT

1. The Respondent is a Parks and Recreation Commissioner for Coulee Area Park & Recreation District.
2. As an elected official, the Respondent was required to file an F-1 report by April 16, 2018.
3. The Respondent did not file the missing F-1 report prior to the date of the hearing.
4. The Respondent has one prior violation, PDC Case 10067, for failure to timely file the F-1 report for calendar year 2015 in violation of RCW 42.17A.700.

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///

CONCLUSIONS OF LAW

Based on the above facts, as a matter of law, the Presiding Officer concludes as follows:

1. This matter was duly and properly convened and all jurisdictional, substantive, and procedural requirements have been satisfied.
2. The Respondent violated RCW 42.17A.700 by failing to file the F-1 report by April 16, 2018.

ORDER

ON the basis of the foregoing Findings of Fact and Conclusions of Law,

**IT IS HEREBY ORDERED that the Respondent is assessed a civil penalty of \$500 in accordance with the F-1 penalty schedule set forth in WAC 390-37-143, payable within 30 days of the date of the Order. It is further ordered that the Respondent:**

1. **Pay the \$500 civil penalty within 30 days of the date of this Order.**
2. **"Cease and desist" from failing to file the required PDC reports in accordance with RCW 42.17A.755(4).**
3. **File the missing F-1 report disclosing financial activity for calendar year 2017 within 30 days of the date of this Order.**

In the event the Respondent fails to pay the \$500 civil penalty within 30 days of the date of the Order, PDC staff is directed to refer the matter to the Department of Enterprise Services (DES) for collection of the amount owed.

This is an **Initial Order** of the Public Disclosure Commission.

Entered this 20<sup>th</sup> day of November, 2018.

Public Disclosure Commission

  
Peter Lavallee  
Executive Director

I, Fox Blackhorn-Delph, certify that I mailed and emailed a copy of this order to the Respondent at their respective address postage pre-paid on the date stated herein.

\_\_\_\_\_  
Signed  
November 20, 2018  
Date

## APPEALS OF INITIAL ORDER

### REVIEW OF INITIAL ORDER - BY THE COMMISSION

You may request that the full Commission review this initial order. To seek review, you must:

- Make the request orally or in writing, stating the reason for review, and identifying what alleged errors are contained in the initial order. *See* WAC 390-37-144(1). Staff may ask for written confirmation of oral requests for review.
- **REQUESTS FOR REVIEW MUST BE RECEIVED AT THE COMMISSION OFFICE WITHIN TWENTY-ONE (21) CALENDAR DAYS AFTER THE POSTMARK DATE OF THIS INITIAL ORDER.** Written requests for review should be delivered or mailed to the Washington State Public Disclosure Commission, 711 Capitol Way, Room 206, Box 40908, Olympia, WA 98504-0908.

If review of this initial order is timely requested, the full Commission will hear the matter. If the Commission is unable to schedule a meeting to consider the request within twenty (20) calendar days, this initial order becomes a final order, and any request for review will automatically be considered a request for reconsideration of a final order. *See* WAC 390-37-144(4). The matter would then be scheduled for consideration and disposition at the next Commission meeting at which it is practicable to do so.

A Respondent does not need to pay a penalty until after the Commission rules on a request for review of an initial order.

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### FURTHER APPEAL RIGHTS – SUPERIOR COURT

If the Commission does not receive a request for review of this initial order within twenty-one (21) calendar days, the initial order shall be the final order. *See* WAC 390-37-142(5).

**YOU HAVE THE RIGHT TO APPEAL A FINAL ORDER TO SUPERIOR COURT, PURSUANT TO THE PETITION FOR JUDICIAL REVIEW PROVISIONS OF RCW 34.05.552.**

**PENALTY STATEMENT  
WASHINGTON STATE  
PUBLIC DISCLOSURE COMMISSION  
Public Disclosure Commission**

Invoice No.: 3091569  
Invoice Date: 12/3/2018  
Account Number: 87824 - 000  
Penalty Due Date: 12/20/2018  
For Period of: 11/1/2018 to 11/30/2018  
PDC Case Number: 38883  
PO Number:

Remit To: WA State Treasurer - PDC  
Financial Office  
PO Box 41465  
Olympia WA 98504-1465

Bill To: MARCONI, CARLA  
910 TULIP ST  
COULEE DAME WA 99116

See below for agency payment information

PDC Staff Contact: Jana Greer  
Ph: (360) 753-1985  
Toll Free: (877) 601-2828  
email: pdc@pdc.wa.gov

DES Accounts Receivable: May Davida-Jackson  
Ph: (360) 407-7967  
Fax: (360) 407-9171  
email:

*Please Indicate Invoice and Credit Memo Numbers on Payment Document or Return Top Portion With Payment*

	Penalty Assessed	Order Date	Penalty	Total
1	Violation of RCW 42.17A   Penalty Assessed	11/20/2018	\$500.00	\$500.00
			Total:	\$500.00

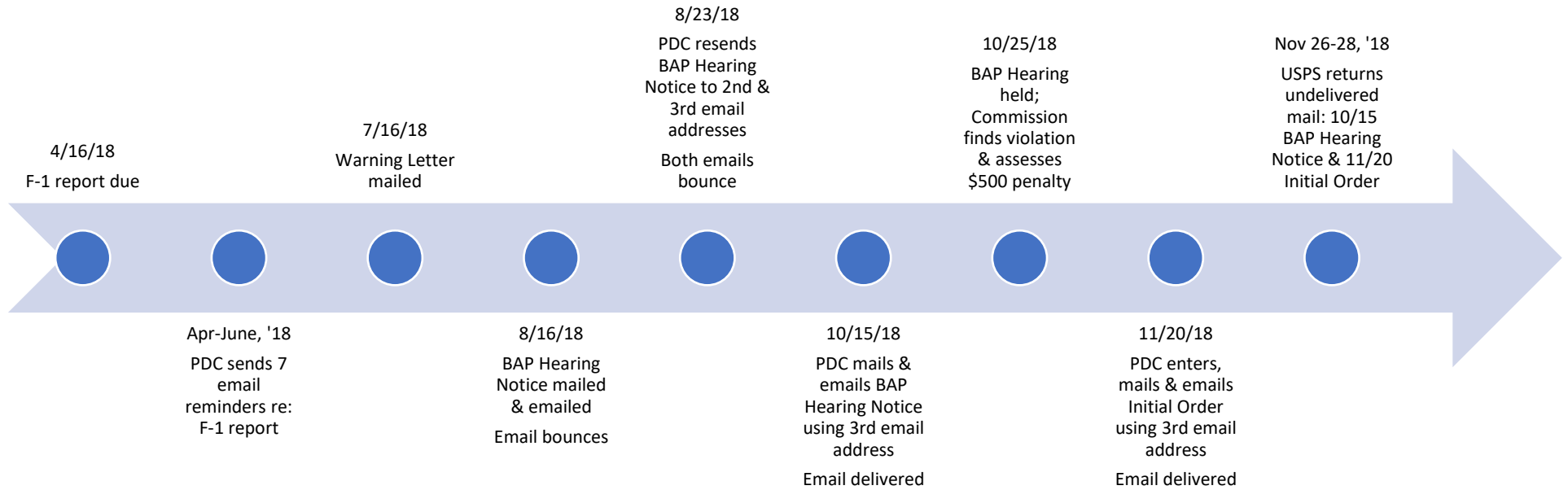
Please make payment to agency 0820 and funds:

Fund: 22W	SWV0007075-00	\$500.00
Grand Total:		\$500.00



# Exhibit G

### Marconi, Carla PDC Case 38883 Timeline



Continued on next page

## Marconi, Carla PDC Case 38883 Timeline, cont.

