



**State of Washington
PUBLIC DISCLOSURE COMMISSION**

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908
(360) 753-1111 • FAX (360) 753-1112

Toll Free 1-877-601-2828 • E-mail: pdcc@pdcc.wa.gov • Website: www.pdca.wa.gov

July 23, 2019

Delivered electronically to "kate@kate4tukwila.com"

Subject: Complaint filed by Glen Morgan, PDC Case 52387

Dear Kate Kruller:

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

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

PDC staff is reminding you about the importance of timely disclosure of all contribution and expenditure activities, including personal property used for campaign purposes, and the timely filings of all future PDC reports in accordance with the statutes and rules.

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

Sincerely,

/s _____

Alice Fiman
Compliance Officer

Endorsed by,

/s _____

Barbara Sandahl
Deputy Director
for Peter Lavallee
Executive Director



**State of Washington
PUBLIC DISCLOSURE COMMISSION**

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908
(360) 753-1111 • FAX (360) 753-1112

Toll Free 1-877-601-2828 • E-mail: pdc@pdc.wa.gov • Website: www.pdc.wa.gov
July 23, 2019

Delivered electronically to “glen@wethegoverned.com”

Subject: Complaint regarding Kate Kruller, PDC Case 52387

Dear Glen Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaints you filed on June 4, June 10 and June 18, 2019. The complaint alleged that Kate Kruller, a candidate for Tukwila City Council Member, Pos. 6 may have violated RCW 42.17A.205 for failure to timely register as a candidate and RCW 42.17A .235 and .240 for failure to timely and accurately file Monetary Contribution reports (C-3 reports) and Summary Full Campaign Contribution and Expenditure reports (C-4 reports), disclosing contributions and expenditures undertaken by the Campaign.

PDC staff reviewed the allegations; the applicable statutes, rules, and reporting requirements; the responses provided by Kate Kruller; the applicable PDC reports filed by Kruller; and reviewed Kruller’s data in the PDC contribution and expenditure database, to determine whether the record supports a finding of one or more violations.

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

- Kate Kruller was first elected to a four-year term on the Tukwila City Council in November 2011 and re-elected in 2015.
- Kruller does not have previous warnings or violations of PDC requirements.
- Kruller registered her 2019 campaign with the PDC on May 28, 2019, however mistakenly registered as a committee, not a candidate. With help from PDC staff, Kruller’s registration was corrected and her candidate filing was filed, dated June 10, 2019.
- In her response, she stated “The P.O. Box I listed for use in my campaign is my personal USPS P.O. Box. The USPS normally only allows delivery a specific spelling of my name or the name of my dormant business (the business is listed in my C1). On June 11, 2019, I called the USPS to authorize them to place mail in my name or labeled Kate4Tukwila in my P.O. Box. Because it is a P.O. Box that I use personally, I will list it as a personal in-kind contribution in the second C4 report cycle.”
- On an amended C-4 filed June 20, 2019, Kruller reported a \$21.22 in-kind donation for a post office box, contributed by Kate Kruller

- In her response, Kruller stated “I categorically deny declaring I was a candidate or was campaigning prior to May 15, 2019. The website was established in my first run for election and remains dormant between elections. Specifically, no updates are made from the day after the King County Elections Department validates the returns until I register to run for election in the following cycle.”
- On an amended C-4 filed July 15, 2019, Kruller reported a total of \$33.22 in in-kind donations for web hosting, contributed by Kate Kruller.
- Kruller filed an amended May 2019 C-4 on June 20, 2019, listing a \$3,096.52 starting balance, and stated in her response “In attempting to declare the Carry Forward amount in my first C4 for my 2019 candidacy, I looked up my 2015 campaign information and on the General Tab saw two amounts listed 1) Contributions \$7951.79; and 2) Expenditures \$5545.59. I subtracted the lower amount from the higher amount and got the amount of \$2406.20. In error, I believed that to be the ending amount on record at the PDC and put that amount in the C4 in an effort to be transparent about money remaining from my campaign in 2015. The last C4 report from the 2015 campaign, filed on 11-01-2015 show the amount of \$3096.52. The campaign account has not been actively used since the end of the election cycle in 2015 (after the election returns were validated by King County Elections). When I looked at my account total in the bank for the campaign, the amount is \$3099.24. The variance in the total from the C4 report in 2015 is the result of a savings account interest accrual. As of this evening, I amended the C4 to reflect the amount of \$3096.52. Tomorrow, I will make an additional amendment to account for the interest of \$2.72, once I learn exactly what type of contribution to list it as from the PDC Advisors.”
- Also in her response, Kruller noted she has not yet started door-belling due to medical reasons.
- After direction from the PDC, Kruller made a note in her campaign records that she is using campaign signs purchased and reported in 2011 and 2015.

Based on our findings staff has determined that, in this instance, failure to timely and accurately file Monetary Contribution reports (C-3 reports) and Summary Full Campaign Contribution and Expenditure reports (C-4 reports), disclosing contributions and expenditures undertaken by the Campaign does not amount to a violation warranting further investigation.

Kate Kruller made minor or ministerial errors on her required C-1 report, which did not materially impact the public interest. Upon notification of these errors, Kruller timely re-filed the report, making the necessary technical corrections as requested by staff.

Kate Kruller also made minor or ministerial errors on her initial C-4 report, which did not materially impact the public interest. Upon notification of these errors, Kruller timely re-filed the report, making the necessary technical corrections as requested by staff.

PDC staff is also reminding Kate Kruller about the importance of timely disclosure of all contribution and expenditure activities, including personal property used for campaign purposes, and the timely filings of all future PDC reports in accordance with the statutes and rules.

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

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

Sincerely,

/s _____

Alice Fiman
Compliance Officer

Endorsed by,

/s _____

Barbara Sandahl
Deputy Director
for Peter Lavallee
Executive Director

cc: Kate Kruller