



**State of Washington
PUBLIC DISCLOSURE COMMISSION**

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

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

May 18, 2020

Sent electronically to Dave Brasher at dave@highenergymetals.com and Eric Danielson at danielson@wavecable.com

Subject: Complaint filed by Glen Morgan, PDC Case 54861

Dear Citizens for Sequim Schools:

Enclosed is a copy of an electronic letter sent to Glen Morgan concerning a complaint filed with the Public Disclosure Commission (PDC) alleging the Citizens for Sequim Schools violated RCW 42.17A.235 for failure to timely and accurately file Monetary Contribution (C-3) reports and Summary Full Campaign Contribution and Expenditure (C-4) reports disclosing contributions and expenditures undertaken by the Committee; RCW 42.17A.220(1) by failing to timely deposit contributions received on C-3 reports within five business days of receipt; and RCW 42.17A.220(4) for accepting over limit anonymous contributions.

As noted in the letter to Morgan, the PDC will not be conducting a more formal investigation into these allegations or take further enforcement action in this matter since the Citizens for Sequim Schools completed a Statement of Understanding (SOU) and paid a \$150 civil penalty acknowledging a violation of RCW 42.17A.235 by failing to timely file C-4 reports disclosing expenditures undertaken by the Committee for the February 2016 Special Election.

PDC staff is also hereby reminding you about the importance of complying with the filing requirements noted in the enclosed letter sent to Morgan, including the importance of timely and accurately reporting reporting all contributions. Based on this information, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1). If you have questions, you may contact Alice Fiman 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 Lavalley
Executive Director



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May 18, 2020

Sent electronically to Glen Morgan at “glen@wethegoverned.com”

Subject: Citizens for Sequim Schools, PDC Case 54861

Dear Glen Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed July 17, 2019.

The complaint alleged the Citizens for Sequim Schools, a 2016 committee formed to support a February 9, 2016 Sequim School District Bond election, may have violated: RCW 42.17A.235 for failure to timely and accurately file Monetary Contribution (C-3) reports and Summary Full Campaign Contribution and Expenditure (C-4) reports disclosing contributions and expenditures undertaken by the Committee; RCW 42.17A.220(1) by failing to timely deposit contributions received on C-3 reports within five business days of receipt; and RCW 42.17A.220(4) for accepting over limit anonymous contributions.

PDC staff reviewed your allegations; the applicable statutes, rules, and reporting requirements; the response provided by Dave Brasher, 2016 Committee treasurer, and the applicable PDC reports filed by the Committee to determine whether the record supports a finding of one or more violations.

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

- On February 12, 2016, Dave Brasher, treasurer for Citizens for Sequim Schools Bond 4, filed five reports with the PDC:
 - A Committee Registration (C-1pc), registering as a ballot committee in support of the Sequim School District Bond appearing on the ballot February 9, 2016, choosing the “Full Reporting” option. This report was filed 101 days late.
 - Two C-3 reports, listing a total of \$12,850 in contributions. These reports were filed 102 and 109 days late.
 - Two C-4 reports, listing a total of \$5,280.14 in cash and in-kind expenditures. These reports were filed 64 and 94 days late.

- On March 26, 2020, the Committee filed three C-4 reports, reporting cash and in-kind expenditures from December 1, 2015 – February 29, 2016. The reports included:
 - A 21-Day Pre-Special Election C-4 report covering December 1, 2015 through January 18, 2016, disclosing no contributions received and \$2,927.17 in expenditures made. The report was 1,528 days late.
 - A 7-Day Pre-Special Election C-4 report covering January 19 through February 1, 2016, disclosing no contributions received and \$4,327.16 in expenditures made. The report was filed 1,514 days late.
 - A C-4 report covering February 2 – 29, 2016, which disclosed no activity and was filed 1,477 days late.
- RCW 42.17A.220(4) states in part that “accumulated unidentified contributions . . . , in excess of one percent of the total accumulated contributions received in the current calendar year, or three hundred dollars, whichever is more, may not be deposited, used, or expended, but shall be returned to the donor if his or her identity can be ascertained. If the donor cannot be ascertained, the contribution shall escheat to the state and shall be paid to the state treasurer for deposit in the state general fund.” On its website, PDC guidance outlines the amount of anonymous contributions a committee may accept in a calendar year. The complaint alleged the Committee accepted anonymous contributions in the amount of \$3,750, which was \$3,450 more than the allowable limit of \$300.
- In his response, Brasher stated all contributions were deposited timely and the anonymous contributions were donations from a low-cost fundraiser. He then filed an amended C-3 report on September 9, 2019 listing \$3,750 in contributions received October 30, 2015 as proceeds from a low-cost fundraiser.

The Citizens for Sequim Schools completed a Statement of Understanding (SOU) and paid a \$150 civil penalty in accordance with WAC 390-37-143 (Brief Enforcement Penalty Schedule), acknowledging violations of RCW 42.17A.235 for failing to timely file the C-4 reports in 2016. The \$150 penalty assessed in this matter resolves the allegations listed in your complaint. PDC staff is also reminding the Committee about the importance of timely and accurately reporting anonymous contributions.

Based on the above findings and the SOU, staff has determined that, in this instance, this matter does not warrant further investigation. The PDC finds that no further action is warranted and has dismissed this matter in accordance with RCW 42.17A.755(1).

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

Sincerely,

/s _____
 Alice Fiman
 Compliance Officer

Endorsed by,

/s _____
 Barbara Sandahl
 Deputy Director

 for Peter Lavalley
 Executive Director