



**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.pdcca.wa.gov

August 23, 2019

Delivered electronically to Darcy Burner at "darcy@darcyburner.com"

Subject: Complaint filed by Glen Morgan, PDC Case 55267

Dear Ms. Burner:

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 Mr. 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.

If you have questions, you may contact Jennifer Hansen at 360-586-4560 toll-free at 1-877-601-2828, or by email at pdcc@pdcc.wa.gov.

Sincerely,

/s _____
Jennifer Hansen
Compliance Officer

Endorsed by,

/s _____
Barbara Sandahl
Deputy Director
For Peter Lavalley
Executive Director



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August 23, 2019

Delivered electronically to Glen Morgan at "glen@wethegoverned.com"

Subject: Complaint regarding Darcy Burner (Friends of Darcy Burner), PDC Case 55267

Dear Mr. Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on July 17, 2019. Your complaint alleged that Darcy Burner, a Candidate for State Representative in Legislative District 5 in 2016, may have violated 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 Jason Bennett, Treasurer; the applicable PDC reports filed by Respondent; and queried the Respondent's data in the PDC contribution and expenditure database], to determine whether the record supports a finding of one or more violations.

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

- On February 23, 2016, Darcy Burner filed a Candidate Registration (C-1 report), declaring her candidacy for State Representative in Legislative District 5 in 2016, choosing the "Full Reporting" option, and listing Jason Bennett as Treasurer.
- 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 candidate campaign may accept in a calendar year.
- The complaint alleged that in calendar year 2016, the Friends of Darcy Burner campaign accepted anonymous contributions in the amount of \$336, which was \$36 more than the allowable limit of \$300.
- In his response, Mr. Bennett stated that on the final C-4 report submitted on November 9, 2017 covering October 1 to October 31, 2017, the Burner campaign disclosed an aggregate total of cash and in-kind contributions of \$206,750.89, which allowed the campaign to accept more than \$300 in anonymous.
- Staff's review of the Monetary Contribution reports (C-3 reports) and Summary Full Campaign Contribution and Expenditure reports (C-4 reports) filed by Friends of Darcy Burner found the campaign could accept the greater amount of up to 1 percent of the total accumulated contributions.

Based on these findings, staff has determined that, in this instance, no evidence supports a finding of a violation warranting further investigation.

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

If you have questions, you may contact Jennifer Hansen at 1-360-586-4560 toll-free at 1-877-601-2828, or by e-mail at pdcc@pdc.wa.gov.

Sincerely,

/s _____
Jennifer Hansen
Compliance Officer

Endorsed by,

/s _____
Barbara Sandahl
Deputy Director
For Peter Lavalley
Executive Director

cc: Darcy Burner