



STATE OF WASHINGTON

PUBLIC DISCLOSURE COMMISSION

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January 30, 2020

PDC CASES 47572 & 55351

Sent Electronically to Winn Allen at winn.allen@kirkland.com

Kirkland & Ellis, LLP
1301 Pennsylvania Ave., N.W.
Washington, D.C. 20004

UPDATED
ENFORCEMENT HEARING NOTICE

Respondent: Facebook, Inc.
Hearing/meeting date: February 27, 2020
Time: 1:00 p.m.
Place: Evergreen Plaza Building
711 Capitol Way, Room 206
Olympia, WA 98504

Presiding Officer: The Public Disclosure Commission
Authority: RCW 42.17A and WAC 390

On the above date, the Public Disclosure Commission will hold an enforcement hearing concerning allegations that Facebook, Inc. violated RCW 42.17A.345 by failing to maintain documents and books of account open for public inspection regarding the information set forth in WAC 390-18-050. The hearing concerns allegations made in PDC Cases 47572 and 55351.

This hearing is a continuation of the hearing held January 23, 2020. You were previously sent a copy of the Notice of Administrative Charges and Report of Investigation. I am enclosing a copy of the PDC Enforcement Guide.

The Commission is scheduled to hold a hearing on the allegations. The Commission may also determine if it wishes to accept a Stipulation (informal settlement) by the parties as to facts, violations and/or penalties, if such a Stipulation is proposed by the parties. *See* WAC 390-37-090. The Commission is in possession of a Stipulation presented by the parties at an enforcement hearing on January 23, 2020.

The Commission has the authority to assess a penalty of up to \$10,000 per violation, or as otherwise agreed to by the parties, or the Commission can find apparent violations and refer the matter to the Attorney General.

You are not required by law to personally attend. However, the PDC recommends that respondents personally appear whenever possible, which includes participating at the hearing by telephone conference. Please contact PDC staff if you would like to appear by telephone conference. Chad C. Standifer, Assistant Attorney General, will present this matter to the Commission on behalf of PDC staff.

Respondent and Complainant Notice Rights:

In accordance with WAC 390-37-060(5), the respondent and complainant are being provided notice 10 days in advance of the enforcement hearing. In accordance with WAC 390-37-030, the complainant does not have special standing to intervene in the hearing, but may be called as a witness at the discretion of PDC staff. The presiding officer has the discretion to allow comment by a person other than the respondent during their consideration of the complaint. Any person who wishes to comment should notify staff at least three business days before the proceeding.

WAC 390-37-030 also allows the complainant or any other person to submit documentary evidence and/or written factual or legal statements to the staff at any time up to and including the fifth calendar day before the date of any enforcement hearing or proceeding. Such information should be sent electronically to pdcc@pdc.wa.gov.

Sincerely,


Philip E. Stutzman,
Compliance Officer

Enclosure: PDC Enforcement Guide

cc:

Chad C. Standifer, Assistant Attorney General

Eli Sanders, Complainant, Case 47572, at eli@thestranger.com

Tallman Trask, Complainant, Case 55351 at tallman.trask@gmail.com