



**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

October 28, 2019

Delivered electronically to "seth@openaccess.org"

Subject: Complaint filed by Glen Morgan, PDC Case 57959

Dear Seth Fleetwood:

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 and accurate disclosure of all contribution and expenditure activities, including the filing fee. PDC staff expects in the future that you will timely and accurately file all reports in accordance with PDC laws and rules.

If you have questions, you may contact Tabitha Townsend at 1-360-586-4555 toll-free at 1-877-601-2828, or by e-mail at pdcc@pdcc.wa.gov.

Sincerely,

/s

Tabitha Townsend
Compliance Coordinator

Endorsed by,

/s

Barbara Sandahl
Deputy Director
For Peter Lavalley
Executive Director



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October 28, 2019

Delivered electronically to “glen@wethegoverned.com”

Subject: Complaint regarding Seth Fleetwood, PDC Case 57959

Dear Glen Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on September 26, 2019. The complaint alleged that Seth Fleetwood, a Candidate for Mayor for City of Bellingham may have violated RCW 42.17A.235, .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 the Respondent; 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:

- The Respondent reported expenditures for political advertising which failed to disclose the sub-vendor utilized, run dates and number of items on printed political advertising as required by RCW 42.17A.240 and WAC 390-16-037 and WAC 390-16-205.
- The Respondent had reported the candidate filing fee incorrectly as a cash loan from the candidate's own funds on the May 2019 C-4 report.
- The Respondent amended the May 2019 C-4 report to reflect the filing fee as a debt and reimbursement to the candidate, on October 14, 2019, thus providing accurate disclosure of the expenditure.
- The Respondent amended reports from March through September 2019 between September 30, 2019 through October 14, 2019 to include the required information, such as number of items, sub-vendors, and detailed descriptions.
- The Respondent appeared on the Primary Election ballot on August 6, 2019; and will be appearing on the General Election ballot on November 5, 2019.
- The Respondent has been a candidate for public office six previous times, since 2001; however, two of those campaigns chose the mini reporting option under WAC 390-16-105, which exempts a Campaign from the requirement to file regular C-3 and C-4 reports in accordance with RCW 42.17A.235, provided that the Campaign does not receive more than \$500 from any one contributor and does not receive or spend more than \$5,000 in the aggregate.

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) does not amount to a violation that warrants further investigation.

PDC staff is reminding Seth Fleetwood about the importance of the timely and accurate disclosure of all contribution and expenditure activities, including the filing fee, 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, you may contact Tabitha Townsend at 1-360-586-4555 toll-free at 1-877-601-2828, or by e-mail at pdcc@pdcc.wa.gov.

Sincerely,

/s

Tabitha Townsend
Compliance Coordinator

Endorsed by,

/s

Barbara Sandahl
Deputy Director
For Peter Lavalley
Executive Director

cc: Seth Fleetwood