



**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

January 27, 2020

Delivered electronically to "scottwhelp@yahoo.com"

Subject: Complaint filed by Jill Gregerson, PDC Case 59504

Dear Scott Whelpley:

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

As noted in the letter to Jill Gregerson, 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.

However, pursuant to WAC 390-37-060(1)(d), this serves as a formal written warning concerning your failure to timely disclose all contributions and expenditure activity. Staff expects you to file all required reports of contributions and expenditures in future years. The Commission will consider this formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

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

Sincerely,

/s

Tabitha Townsend
Compliance Coordinator

Endorsed by,

/s

Peter Lavallee
Executive Director



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

January 27, 2020

Delivered electronically to "jillfaye@gmail.com"

Subject: Complaint regarding Scott Whelpley, PDC Case 59504

Dear Jill Gregerson:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on October 29, 2019. The complaint alleged that Scott Whelpley, a candidate for City Council Member for City of Mukilteo may have violated RCW 42.17A.235, .240 for failure to timely and accurately file Monetary Contribution reports and Summary Full Campaign Contribution and Expenditure 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 the 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:

- Pursuant to RCW 42.17A.235 and .240 the Respondent is required to timely and accurately file contribution and expenditure reports.
- The Respondent failed to timely, completely, and accurately report contributions and expenditures, resulting in a 2019 starting balance that was \$118 higher than the ending balance of the previous campaign from 2015.
- The Respondent states in the response received November 4, 2019, that the reports for the 2019 campaign were not filed due to the campaign treasurer not submitting the data that had been entered in the ORCA program, due to a good-faith misunderstanding on how the program works.
- The Respondent quickly took corrective action when noncompliance was brought to his attention; including consulting with PDC staff, his treasurer and his financial institution to balance accounts and correct reports, submitted on January 9, 2020, and January 12, 2020.
- The Respondent stated he was within the limitations of the Mini Reporting Option set forth by WAC 390-16-105, accepting no more than \$500 contributions from any one source and did not spend or raise more than \$5,000 in the aggregate of the campaign but chose to do Full Reporting in case that changed and for more transparency.
- The Respondent has no prior violations with the PDC.

Based on our findings staff has determined that, in this instance, failure to timely and accurately file the contribution and expenditure reports for the 2015 and 2019 elections does not amount to a violation that warrants further investigation.

Pursuant to WAC 390-37-060(1)(d), Scott Whelpley will receive a formal written warning concerning failure to timely disclosure of all contribution and expenditures. The formal written warning will include staff's expectation that Scott Whelpley timely files all future required reports of contributions and expenditures. The Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or 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 or toll-free at 1-877-601-2828, or by e-mail at pdcc@pdc.wa.gov.

Sincerely,

/s

Tabitha Townsend
Compliance Coordinator

Endorsed by,

/s

Peter Lavalley
Executive Director

cc: Scott Whelpley