

<b>Respondent Name</b>
Phyllis “Joy” Gilfilen
<b>Complainant Name</b>
Kendra Cook
<b>Complaint Description</b>
<p><u>Kendra Cook</u> reported via the portal Mon, 28 Oct 2019 at 10:51AM</p> <p>There are numerous violations Phyllis “Joy” Gilfilen has created with her campaign for Whatcom County Sheriff involving finances and filing negligence.</p> <p><b>Washington States Campaign finance laws (RCW 42.17A).</b>  <b>1) Misuse of campaign funds for personal use (violation of RCW 42.17A.445 (2), WAC 390-16-238)</b></p> <p>“Reimbursement for direct out-of-pocket election campaign and postelection campaign related expenses made by the individual. To receive reimbursement from the political committee, the individual shall provide the political committee with written documentation as to the amount, date, and description of each expense, and the political committee shall include a copy of such information when its expenditure for such reimbursement is reported pursuant to RCW <a href="#">42.17A.240</a>.”</p> <p>Joy Gilfilen has used campaign funds for personal use at the Eleanor Roosevelt Dinner for \$63.99. Personal Food is not an out of pocket expense to be reimbursed.</p> <p>Joy Gilfilen continues to use campaign funds for her vehicle (no mileage mentioned) in the same manner as a compliant field by Glen Morgan (#58089) with no attempt to correct the error. If the gas was 100% used for campaign use, there would be an empty tank making her attempt to the gas station in question. If a candidate uses gas as an expense (not a favorable choice), careful recorded mileage proves accuracy to be tracked is a business style of record keeping...this has not been done by Joy Gilfilen. Joy Gilfilen's gas expenses looks fishy. However, her personal financial status with her wages being garnished (Complaint #58089 submitted by Glen Morgan for Joy Gilfilen’s personal negligence of \$22,000+ debt to Bank of America garnished wages that are not available in any bank account of Joy Gilfilen) may be a reflection of being unable to provide for her own gas expenses and using parades as an excuse. With the above stated, Joy Gilfilen's personal financial history and personal debt (Joy Gilfilen is in collections) is in question for abuse of campaign funds for personal use.</p> <p>Under RCW 42.17A.265 and RCW 42.17A.207 with Findings-intent-2018 c 111, RCW 42.17A.320, RCW 42.17A.350:</p> <p><b>RCW 42.17A.265 Discloses contributions of \$1,000 or more, in the aggregate, given or received within 7 days of primary election and 21 days of general election. <a href="#">RCW 42.17A.265</a>*</b></p> <p style="text-align: center;">Due Date</p> <p style="text-align: center;">· <b>Contributor</b> reports within 24 hours of giving.</p>

· **Recipient** reports within 48 hours of receipt.

**RCW [42.17A.207](#)**

**Statement of organization by incidental committees.**

**Findings—Intent—2018 c 111:**

**RCW [42.17A.320](#)**

(6) Political advertising costing one thousand dollars or more supporting or opposing ballot measures sponsored by a political committee must include the information on the top five contributors and top three contributors, other than political committees, as required by RCW [42.17A.350](#). A series of political advertising sponsored by the same political committee, each of which is under one thousand dollars, must include the top five contributors and top three contributors, other than political committees, as required by RCW [42.17A.350](#) once their cumulative value reaches one thousand dollars or more.

Joy Gilfilen states she received \$1,000 donation for Tv ads (attached is her Facebook post). However, on the form C-4 on the 15<sup>th</sup> of October there was no expense documented of such TV ads or donation. There was also no C-3 form filed to state who and where the \$1,000 donation was from. There has been no filing since the 15<sup>th</sup> of October. The attached show her Facebook Post on 10.25.2019 stating she had “received the funds and people may have already seen the ad.” Her TV ad was viewed on Television on 10.23.2019 and TV ads are paid for in full, not on credit. She had 48 hours to file the paperwork and failed to do so. The paperwork should have been filed last week and Joy, again, failed to do so as basic campaign admin work, finances are in question and poor paperwork skills have, again, been out of compliance. Joy Gilfilen continues to encourage others to donate for her TV campaign and no documentation of donations have been filed.

**WAC 192-150-205**

**Definitions—Misconduct and gross misconduct—RCW [50.04.294](#) and [50.20.066](#).**

(3) "Carelessness" and "negligence" mean failure to exercise the care that a reasonably prudent person usually exercises.

Paperwork and organization for Joy Gilfilen is a consistent with carelessness and negligence. The C-4 has been amended three times once submitted by Joy Gilfilen’s campaign and filed during the wrong period (Sept 1-15<sup>th</sup>) and has consistently used wrong periods since September and amends the forms. Several built in violations shows Joy Gilfilen’s misunderstanding of basic legal campaign forms.

Joy Gilfilen’s carelessness and negligence to continue being out of compliance campaigning to be Whatcom County Sheriff is concerning to be an elect official in need of a leadership role. Joy Gilfilen’s excuse of “not knowing” is inexcusable. She has ran for Whatcom County Executor in 2015, and though voters did not elect her...she still has experience running a campaign. Her excuses of “not knowing” her faults is hard to understand as she also claims she is a business person with troubleshooting abilities.

Best Regards,

Kendra Cook

Joy Gilfilen TV Ad expense Facebook Post.jpg  
103.49 KB

**What impact does the alleged violation(s) have on the public?**

Whatcom County Community Members are being misled by Joy Gilfilen stating she is a business person and qualified to run for Whatcom County Sheriff (throughout her personal interviews). Joy Gilfilen's campaign shows basic skills lack in her ability to understand filing basic paperwork (though she ran, but voters did not elect her, for Whatcom County Executor in 2015) as well as misuse spending campaign funds. These are basic skills expected of leadership of a Sheriff and Joy Gilfilen has not met basic requirements for her campaigning for Whatcom County Sheriff. The public has a right to know Joy Gilfilen's carelessness and negligence in her basic skills (for campaigning) may reflect her decision making and ability to understand the position of Whatcom County Sheriff (she has no law enforcement experience) which would impact the community's safety should Phyllis "Joy" Gilfilen be elected as Whatcom County Sheriff. Joy Gilfilen is a seasoned campaign candidate (with no elected history) and by now, should have the basic understanding of the complaints above. This is a community safety concern and the public has the right to be informed.

**List of attached evidence or contact information where evidence may be found**

See attached photo of Joy Gilfilen's Facebook post to show DATE of proof of errors regarding ads to prove negligence of in reporting and filing last minute donations. Under RCW 42.17A.265 and RCW 42.17A.207 with Findings-intent-2018 c 111, RCW 42.17A.320, RCW 42.17A.350:

**List of potential witnesses with contact information to reach them**

joy Gilfilen and any of her committee members

**Certification (Complainant)**

I certify (or declare) under penalty of perjury under the laws of the State of Washington that information provided with this complaint is true and correct to the best of my knowledge and belief.



## Joy For Sheriff 2019

@joyforsheriff2019

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### Joy For Sheriff 2019

October 25 at 8:05 PM · 🌐

Hi friends, you may have started seeing my short promo commercial on tv, I hope your'e enjoying it!

We have had a very generous donor contribute \$1000 to our TV campaign if we can get matching contributions from our other donors! Please contribute what you can to help us make the match...to keep Joy on TV!

We have a plan to air her ad on CNN, MSNBC , sports channels, history channels and more!

Visit our website to make a donation: <https://joyforsheriff.com/donate-to-the-joy-for-sheriff-ca.../>



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