

WA Fairness Coalition
401 2nd Ave S Ste 303
Seattle, WA 98104
compliance@bluewavepolitics.com

December 13th, 2019

Public Disclosure Commission

pdc@pdc.wa.gov

Re: Alleged violation of RCW 42.17A.320

To Whom It May Concern:

This letter is in response to Mr. Craig Keller's complaint concerning a call he received supporting I-1000. We appreciate the opportunity to respond.

WA Fairness Coalition was a political committee in support of Initiative-1000, represented on the ballot as Referendum 88. The PDC defines an Electioneering Communication as the following:

- A. clearly identifies at least one candidate for state, local, or judicial office;
- B. appears within 60 days of an election in the candidate's jurisdiction;
- C. is produced through radio, TV, postal mailing, billboard, newspaper, or periodical; **and (emphasis added)**
- D. either alone, or in combination with other communications by the sponsor identifying the candidate, has a fair market value of \$1,000 or more.

Because these calls were in support of a ballot measure committee, they do not meet the criteria of an electioneering communication. The message did not identify a candidate, nor was it through radio, TV, mailing, billboard, or print. These instructions indicate that all four criteria must be met in order to be an electioneering communication, and therefore an electioneering communication does not apply.

Thank you again for the opportunity to address this complaint. Please let us know if you have any questions or require any further information.

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(206) 682-7328

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