



**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.pdcc.wa.gov

June 25, 2020

Delivered electronically to Eric Gattenby at "stscs_eric_gattenby@yahoo.com"

Subject: Complaint filed by Dave Kimble, PDC Case 72298

Dear Mr. Gattenby:

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

As noted in the letter to Mr. Kimble, 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.

If you have questions, you may contact Jennifer Hansen at 1-360-586-4560 toll-free at 1-877-601-2828, or by e-mail at pdcc@pdcc.wa.gov.

Sincerely,

Endorsed by,

Electronically signed

Jennifer Hansen
Compliance Officer

Electronically signed

Barbara Sandahl
Deputy Director
For Peter Lavalley
Executive Director



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June 25, 2020

Delivered electronically to Dave Kimble at “jndkimble@wavecable.com”

Subject: Complaint regarding Eric Gattenby, PDC Case 72298

Dear Mr. Kimble:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on June 11, 2020. The complaint alleged that Eric Gattenby, a current School Director with South Kitsap School District 402, Position 1 may have violated RCW 42.17A.205 for failure to timely file a Candidate Registration report (C-1 report) within two weeks of becoming a candidate while using language that appeared to identify him as a candidate in online political advertisements.

PDC staff reviewed the allegations; the applicable statutes, rules, and reporting requirements; and the response provided by Mr. Gattenby, to determine whether the record supports a finding of one or more violations.

Based on staff’s review, we found the following:

- Eric Gattenby is the incumbent School Director for South Kitsap School District 402, Position 1 after being elected to the position in the November 5, 2019 general election.
- The complaint alleged that Mr. Gattenby was using the phrase “Elect Eric Gattenby for SKSD School Board” on his Facebook page and that by doing so inferred that he was a current candidate seeking election.
- In his response, Mr. Gattenby stated that he updated the language on his Facebook page to remove words that implied he was an active candidate for election.
- Staff verified the language changes on Mr. Gattenby’s Facebook page. In addition, staff did not find that Mr. Gattenby had submitted a C-1 report announcing his candidacy for election to any office.

It appears that the language originally found on Mr. Gattenby’s Facebook page was left over from his candidacy for South Kitsap School District 402 School Director in the 2019 election and was not intended to be used as a new declaration of candidacy for a future election. Mr. Gattenby does not have any prior violations with the PDC, he responded promptly to the complaint and made appropriate changes to his Facebook page immediately.

Based on our findings staff has determined that, in this instance, Mr. Gattenby is not a current candidate for election to public office and was not required to submit a C-1 report within two weeks of making a public announcement and that no evidence supports a finding of a violation that warrants further investigation.

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 Jennifer Hansen at 1-360-586-4560 toll-free at 1-877-601-2828, or by e-mail at pdcc@pdc.wa.gov.

Sincerely,

Electronically signed

Jennifer Hansen
Compliance Officer

Endorsed by,

Electronically signed

Barbara Sandahl
Deputy Director
For Peter Lavallee
Executive Director

cc: Eric Gattenby