

Respondent Name
Krystal Marx
Complainant Name
Glen Morgan
Complaint Description
<p>Glen Morgan reported via the portal 15 hours ago (Tue, 30 Jun 2020 at 10:14 PM)</p> <p>To whom it may concern,</p> <p>It has come to my attention that Krystal Marx (consistent with past behavior) has violated Washington State's campaign finance laws once again (RCW 42.17A). The details of these violations are as follows:</p> <p>1) Attempt to conceal expenditures and vendor information from the public on campaign expenditure documents (Violation of RCW 42.17A.235, .240)</p> <p>In the 2017 General Election Krystal Marx was elected to the Burien City Council, Position 7. In January 2018 she registered to run in 2021 for the same position on the City Council, using the same campaign treasurer, but a new campaign address, which is PO Box 9100 in Seattle. This PO Box is also used by Argo Strategies. (See attached screenshot from their website.)</p> <p>Since January 2018 the Marx campaign has filed some C3 and C4 reports, the last one being June of 2018. However, no reports have been filed to account for the cost of the PO Box, or any payments to her treasurer. Either she is paying for that PO Box, or her Treasurer is providing it to her campaign, in which case it should have been reported as an in-kind contribution. Thus, she has either failed to report a PO Box expense or perhaps failed to report an in-kind contribution. (See PDC Report #100807490 as example of the mailbox address, which should be a reported campaign expenditure for the past few years). Please note, this is a clear campaign expenditure as defined in RCW 42.17A.005(22), and the PDC has upheld in the past that expenditures for a Post Office Box like this is a campaign expenditure.</p> <p>During Marx's 2017 campaign she made frequent payments to Argo Strategies for expenses and "Treasury" services, yet for all the reports filed for her 2021 campaign to date, there have been no payments reported to Argo Strategies. Again, either Marx is making payments and not reporting them, or Argo Strategies is doing this work as in-kind contributions, which are also not reported.</p> <p>2) Attempt to conceal the identities of campaign officers from the public (Violation of RCW 42.17A.205(2)(c))</p> <p>The Marx C1 (see attached) lists "Argo Strategies, Consultant" rather than the "name, title and address" of "Committee Officers and other persons who authorize expenditures." This is not a "name" and thus does not identify which employees,</p>

how many employees, and if the identity of the employees has changed over the past few years at Argo Strategies who have been authorized to approve expenditures, or act as a committee officer for this campaign.

3) Misuse of public resources to promote a political campaign (Violation of RCW 42.17A.555)

While Marx has an extensive and colorful history of violating the state's campaign finance laws, this is the first time I've been able to document that Marx is misusing City of Burien resources to promote her political campaign. Specifically, it appears that Marx is using her City of Burien email address on her Financial Affairs Statement rather than her campaign email address. As both the PDC and previous decisions by Washington State courts have concluded multiple times in the past, it is a clear violation of **RCW 42.17A.555** to use government issued email addresses as part of any political campaign, yet according to Marx's 2020 F1 (see attached) it appears Marx is breaking this law as well. This is correctable behavior.

History of Ignoring Washington State's Campaign Finance Laws

It should be noted that Councilmember Marx has been fined by the Public Disclosure Commission for previous campaign finance violations (**PDC Enforcement Case #38795** – see attached order and fine notice issued by the PDC on October 5, 2018). Marx was fined \$250 in that instance for failing to timely file her F1 financial disclosure documents, and apparently, according to PDC records, it appears she refused to pay that fine and the fine was sent to collections, according to PDC records on this case.

In addition, it should also be noted, for the record that Marx has been sent reminder letters by the PDC for her historic serial violations of the state's campaign finance laws. (See **PDC Enforcement Case#25726** – reminder letter attached where she failed to provide proper sponsorship identification on her campaign materials).

Finally, Marx has also received formal warning letters for additional violations of Washington State's Campaign Finance laws (See **PDC Enforcement Case #58190** – formal warning letter attached) where Marx was caught attempting to conceal sources of personal income from the public on her financial affairs statements.

Marx's cavalier attitude towards the PDC reporting requirements despite the friendly and helpful reminders, formal warning letters, and micro fine imposed by the PDC in the past probably requires more explicit and tangible response by the PDC, unless there is no longer an expectation that incumbent politicians like this need to follow the law. Based on Marx's recent history, it is clear that compliance with the law is a relatively low priority for this politician.

Please let me know if you need additional information.

Best Regards,
Glen Morgan

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

The public has a right to know how this serial lawbreaker actually spends her campaign funds, what she spends her funds on, who her committee officers are and whether she abuses public resources to illegally facilitate her political campaign and other political aspirations...

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

see attached

List of potential witnesses with contact information to reach them

Krystal Marx and the mystery "officers" at Argo Strategies

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.



**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.pdcca.wa.gov

March 13, 2018

Delivered electronically to "krystal4burien@gmail.com"

Subject: PDC Case 25726

Dear Krystal Marx:

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

As noted below to Chestine Edgar, the PDC will not be conducting a more formal investigation into these allegations or taking further enforcement action in this matter. PDC staff is reminding you about the importance of properly disclosing Sponsor ID on all political advertising. PDC staff expects that you will comply with all disclosure requirements for political advertising in the future.

If you have questions, you may contact Fox Blackhorn at 1-360-753-1980 toll-free at 1-877-601-2828, or by e-mail at fox.blackhorn@pdcc.wa.gov.

Sincerely,

/s_____
Fox Blackhorn
Compliance Coordinator

Endorsed by,

/s_____
Barbara Sandahl
Deputy Director
For Peter Lavallee
Executive Director



**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

March 13, 2018

Delivered electronically to "16collingham@gmail.com"

Subject: Complaint regarding Krystal Marx, PDC Case 25726

Dear Chestine Edgar:

The Public Disclosure Commission (PDC) has completed its initial review of the complaint you filed on October 5, 2017. Your complaint alleged that Krystal Marx may have violated RCW 42.17A.320 for failure to include Sponsor ID on political advertising.

PDC staff reviewed your allegations, and as a result of staff's initial review, we found the following:

- Krystal Marx mailed written political advertising to voters in Burien during the 2017 election, which failed to include adequate Sponsor ID, *"on the first page or fold of the written advertisement or communication in at least ten-point type."* RCW 42.17A.320(3)(a).
- In her response, Krystal Marx indicated that the address and name requirements were located on the envelope in which the advertising was mailed. This is explicitly prohibited by WAC 390-18-010(5)(a).
- Krystal Marx is a first-time candidate, with a relatively unsophisticated campaign, relatively modest contributions and expenditures, with no prior found violations of PDC requirements. WAC 390-37-061.

Based on these initial findings, staff has determined that in this instance, failure to adequately report Sponsor ID does not amount to a material violation warranting further investigation.

PDC staff is reminding Krystal Marx about the importance of properly disclosing Sponsor ID on all political advertising. PDC staff expects that Krystal Marx will comply with all disclosure requirements for political advertising in the future.

The PDC has closed the matter, and will not be conducting a more formal investigation into your complaint or pursuing further enforcement action in this case.

If you have questions, you may contact Fox Blackhorn at 1-360-753-1980 toll-free at 1-877-601-2828, or by e-mail at fox.blackhorn@pdc.wa.gov.

Sincerely,

/s_____

Fox Blackhorn
Compliance Coordinator

Endorsed by,

/s_____

Barbara Sandahl
Deputy Director
For Peter Lavalley
Executive Director

cc: Krystal Marx



Contact Us



ADDRESS

PO Box 9100
Seattle, WA 98109

PHONE NUMBER

206.745.2010

E-MAIL

info@argo.us

Fields marked with an * are required

Name *

Email *

Phone *

Message *

<div style="display: flex; justify-content: space-between; align-items: center;"> <div style="text-align: center;">  <p>PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 Toll Free 1-877-601-2828</p> </div> <div style="text-align: center;"> <h1 style="margin: 0;">Candidate Registration</h1> </div> <div style="text-align: center;"> <h1 style="margin: 0;">C1</h1> <p>(1/2008)</p> </div> <div style="text-align: center;"> <p>100807490</p> <p>01-09-2018</p> </div> </div>		
Candidate's Name (Give candidate's full name.)		Telephone Number
KRYSTAL MARX		206-291-7574
Candidate's Committee Name (Do not abbreviate.)		Fax Number
FRIENDS OF KRYSTAL MARX		
Mailing Address		Candidate's E-Mail Address
PO BOX 9100		KRYSTAL4BURIEN@GMAIL.COM
City	County	Zip + 4
SEATTLE	KING	98109
Campaign E-Mail Address		KRYSTAL4BURIEN@GMAIL.COM
1. What office are you running for? Legislative District, County or City Position No. Do you now hold this office? CITY COUNCIL MEMBER CITY OF BURIE 7 Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
2. Political party (if partisan office)		3. Date of general or special election
NON-PARTISAN		11/02/2021
4. How much do you plan to spend during your entire election campaign, including the primary and general elections? Based on that estimate, choose one of the reporting options below. If no box is checked you are obligated to use Option II, Full Reporting. See instruction manuals for information about reports required and changing reporting options. <input type="checkbox"/> Option I MINI REPORTING: In addition to my filing fee of \$_____, I will raise and spend no more than \$5,000, including any charges for inclusion in state and local voters pamphlets. I will not accept more than \$500 in the aggregate from any contributor except myself. <input checked="" type="checkbox"/> Option II FULL REPORTING: I will use the Full Reporting system. I will file the frequent, detailed campaign reports required by law.		
5. Treasurer's Name and Address. Does treasurer perform <u>only</u> ministerial functions? Yes ___ No <input checked="" type="checkbox"/> See WAC 390-05-243 and next page for details. List deputy treasurers on attached sheet. JASON BENNETT PO BOX 9100, SEATTLE WA 98109		Daytime Telephone Number 206-486-0085
6. Persons who perform only ministerial functions on your behalf <u>and</u> on behalf of other candidates or political committees. List name, title and address of these persons. See WAC 390-05-243 and next page for details. <input type="checkbox"/> Continued on attached sheet.		
7. Committee Officers and other persons who authorize expenditures or make decisions on your behalf. List name, title and address. See next page for definition of "officer." <input type="checkbox"/> Continued on attached sheet. ARGO STRATEGIES, CONSULTANT, PO BOX 9100, SEATTLE WA 98109		
8. Campaign Bank or Depository	Branch	City
KEY BANK	BURIEN	BURIEN
9. Related or Affiliated Political Committees. List name, address and relationship. <input type="checkbox"/> Continued on attached sheet.		
10. Campaign books must be open to the public by appointment between 8 a.m. and 8 p.m. during the eight days before the election, except Saturdays, Sundays, and legal holidays. In the space below, provide contact information for scheduling an appointment and the address where the inspection will take place. It is not acceptable to provide a post office box or an out-of-area address. Street Address, Room Number, City where campaign books will be available for inspection 1631 15TH AVE W #301, SEATTLE In order to make an appointment, contact the campaign at (telephone, fax, e-mail): 206-486-0085 INFO@ARGOSTRATEGIES.COM		
11. CERTIFICATION: I certify that this report is true, complete and correct to the best of my knowledge. Candidate's Signature KRYSTAL MARX <div style="text-align: right;"> Date 01-09-2018 </div>		

Financial Affairs Disclosure - Washington State Public Disclosure Commission

Marx Krystal

Spouse or registered domestic partner: James Marx

Covering January 1, 2019 - December 31, 2019

Candidacies:

CITY COUNCIL MEMBER - CITY OF BURIEN - City Council Member Position 7 - 2021 General

Offices:

CITY COUNCIL MEMBER - CITY OF BURIEN

* Unless otherwise indicated, all reported information pertains to Marx Krystal.

Submitted date: 2/2/2020

Certified by: Krystal S. Marx

Email: krystalm@burienwa.gov

Income

Reportable income, including wages, tips, sales commissions, stock options, non-investment retirement income and miscellaneous income such as legal judgments, rental property income, etc.:

She Should Run

80 M St SE, Floor 1

Washington, DC 20003

Earned by: MARX KRYSTAL

Income: \$0.00 to \$29,999.00

Type: Program Facilitator (Contract)

Seattle Out & Proud

1605 12th Ave, Suite 2

Seattle, WA 98122

Earned by: MARX KRYSTAL

Income: \$0.00 to \$29,999.00

Type: Executive Director

Shepherd's Counseling Services

2601 Broadway E

Seattle, WA 98102

Earned by: MARX KRYSTAL

Income: \$0.00 to \$29,999.00

Type: Development Consultant (Contract)

Unemployment

Earned by: MARX KRYSTAL

Income: \$0.00 to \$29,999.00

Type: Unemployment Claim

Veterans Affairs

Earned by: Spouse or registered domestic partner

Income: \$0.00 to \$29,999.00

Type: Disability Payments

Public Defender Association

110 Prefontaine Pl S #502

Seattle, WA 98104

Earned by: MARX KRYSTAL

Income: \$0.00 to \$29,999.00

Type: Project Manager

City of Burien

400 SW 152nd St

Burien, WA 98166

Earned by: MARX KRYSTAL

Income: \$0.00 to \$29,999.00

Type: Councilmember

Assets

Financial assets and interest income are reported from bank accounts, insurance policies, broker-directed investment accounts, self-directed investment accounts and other financial assets:

There are no reportable financial assets, including bank accounts, insurance policies, broker or self-directed investment accounts or any other financial assets.

Real estate

Real estate owned in the state of Washington:
There is no real estate owned in Washington State.

Debt

Creditors owed more than \$2,400:

Creditor name: GM Financial

Owed by: MARX KRYSTAL; Spouse or registered domestic partner

20700 44th Ave W

Lynnwood, WA 98036

Original amount: \$0.00 to \$29,999.00

Ending amount: \$0.00 to \$29,999.00

Payment terms: 96 Months

Business associations

Business entities where Marx Krystal owns 10 percent or more, or serves as an officer, director or general partner.

Seattle Out & Proud (MARX KRYSTAL)

Executive Director

1605 12th Ave, Suite 2

Seattle WA 98122

Seattle Out & Proud is a registered 501(c)4 organization and annually produces the Seattle Pride Parade, Volunteer Park Pride Festival, Alki Beach Pride, and the Seattle Pride Guide.

Government Payments

No payments were received by Seattle Out & Proud from a government agency where Marx Krystal sought or held office.

Other Government Payments

No payments were received by Seattle Out & Proud in excess of \$12,000 from a government agency where Marx Krystal **did not** seek or hold office.

Business Payments

No payments were received by Seattle Out & Proud in excess of \$12,000 from any business customer.

Lobbying activity

Compensation received for lobbying activities:

No qualifying lobbying activity was done.

Gifts

Gifts of food and beverages worth more than \$50, and travel or seminar expenses made by any outside government agency:

Recipient: MARX KRYSTAL

Donor name: GoFundMe Fundraising Campaign

Seattle,, WA

Description: A GoFundMe online fundraiser hosted by Natalia Koss Vallejo, for me/my family, during hard financial times between jobs.

Value: \$5,250.00

2019-03-31



**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

January 8, 2020

Delivered electronically to "krystal4burien@gmail.com"

Subject: Complaint filed by Glen Morgan, PDC Case 58190

Dear Krystal Marx

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 Mr. Morgan, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1) and will not be conducting a more formal investigation into these allegations or taking further enforcement action in this matter.

However, pursuant to WAC 390-37-060(1)(d), this serves as a formal written warning concerning failure to comply with RCW 42.17A.710 by failing to accurately disclose financial information on your Personal Financial Affairs Statement (F-1) filed in 2019 covering 2018 activity. The Commission will consider this formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

In addition, PDC staff expects you to submit an F-1 Supplement Section C, or email a memorandum to attach to your 2019 F-1 filing, listing each donor to your GoFundMe account whose donations were used to pay for you to attend the Institute for a Democratic Future Class of 2018. The form or memorandum, due February 1, 2020, can be printed and mailed or e-mailed to the PDC. For your information, there is no dollar threshold for travel or trainings, so each donation must be listed.

Your City of Burien stipend must also be disclosed on the 2019 F-1 you file in 2020, and, in the future, you must comply with all applicable PDC statutes, rules and reporting requirements.

The alleged violations of RCW 42.17A.235 and .240 for failing to accurately and timely report contributions and expenditures are dismissed as noted in the letter below. If you have questions, contact Alice Fiman toll-free at 1-877-601-2828 or by e-mail at pdcc@pdcc.wa.gov

Sincerely,

/s _____
Alice Fiman
Compliance Officer

Endorsed by,
/s _____
Peter Lavalley
Executive Director



**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 8, 2020

Delivered electronically to glen@wethegoverned.com

Subject: Complaint regarding Krystal Marx, PDC Complaint 58190

Dear Glen Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed October 4, 2019. Your complaint alleged that Krystal Marx, a City of Burien council member, may have violated: (1) RCW 42.17A.710 by failing to accurately disclose personal financial information on a Personal Financial Affairs Statement (F-1) filed in 2019 for calendar year 2018 activities; and (2) RCW 42.17A.235 and .240 for failing to timely and accurately file reports of contribution and expenditure activities on Monetary Contributions (C-3) reports and Summary Full Campaign Contributions and Expenditures (C-4) reports concerning the establishment of a GoFundMe account.

To determine whether the record supports a finding of one or more violations, PDC staff reviewed: the allegations; the applicable statutes, rules, the F-1 reporting requirements; the C-1, C-3 and C-4 reports filed by Krystal Marx; and the response from Krystal Marx.

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

- Krystal Marx was elected to the Burien City Council in 2017 as a first-time candidate. She filed a Candidate Registration (C-1) for re-election to the same office on January 9, 2018 for the 2021 election year.
- As an elected official, Marx is required to file an F-1 and if needed, an F-1 Supplement report, by April 15 of each year. The report covers the prior year.
- As noted in the complaint, Marx failed to disclose Code B in the income section of the F-1 report for the \$7,200 stipend she was paid as a Burien City Councilmember on the report. In her response, Marx stated she was not aware that her city council salary was classified as income and reportable on the F-1 report.
- The F-1 report requires filers to list of income of \$2,400 or more, and based on staff's review, there were no GoFundMe with donors of \$2,400 or more.
- Based on staff's review, the GoFundMe proceeds received by Marx that were used to pay for her participation in IDF were required to have been disclosed on an F-1 Supplement Section C. Section C requires the filer to disclosed funds for official office related activities concerning: 1) Food and beverages costing over \$50 per occasion, excluding certain receptions as defined in WAC 390-20-020A; 2) Travel occasions; or 3) Seminars, educational programs or other training, "if a source other than your own governmental agency paid for or otherwise provided all or a portion" of the costs.

- Concerning the GoFundMe account, Marx stated that she requested donations to the account to pay for her to participate in the Institute for a Democratic Future Class of 2018 as a leadership fellowship. The Institute for a Democratic Future (IDF) was formed in 1997 by co-founders Dean Nielsen and Lisa Witter, “to develop and promote emerging generations of Democratic and civic leaders in Washington State,” and involves a six-month fellowship plus a week in Washington, D.C.

Staff requires Marx, by February 1, 2020, file an F-1 Supplement and complete Section C, or email a memorandum to attach to her 2018 F-1 report, listing each donor to her GoFundMe account whose donations were used to pay for her to attend the Institute for a Democratic Future.

Based on these findings staff has determined that, in this instance, failure to accurately disclose personal financial information on the F-1 report filed in 2019 covering 2018 activity does not amount to a finding of a violation that warrants further investigation.

Pursuant to WAC 390-37-060(1)(d), however, Krystal Marx will receive a formal written warning concerning her failure to accurately disclose personal financial information on the F-1 report filed for calendar year 2018. The formal written warning will include staff’s expectation Marx will disclose her City of Burien stipend earned in calendar year 2019 on the F-1 filed in 2020, and, in the future, she must comply with all applicable PDC statutes, rules and reporting requirements.

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, contact Alice Fiman toll-free at 1-877-601-2828 or by e-mail at pdcc@pdcc.wa.gov.

Sincerely,

/s _____
Alice Fiman
Compliance Officer

Endorsed by,
/s _____
Peter Lavalley
Executive Director



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

October 5, 2018

KRYSTAL MARX
12449 14TH AVE S
SEATTLE, WA 98168

And delivered electronically to "krystalamarx@gmail.com"

Subject: PDC Order, Case 38795

Dear KRYSTAL MARX,

Enclosed is a copy of the Public Disclosure Commission's Order Imposing Fine that was entered in the above-referenced case. At the September 24, 2018, Brief Enforcement hearing, the Presiding Officer assessed a total civil penalty of \$250 in accordance with WAC 390-37-143.

Your \$250 penalty is payable no later than **November 5, 2018**. Please make the check or money order payable to the WA State Treasurer, and mail the payment to the following:

**Department of Enterprise Services
Small Agency Services
PO Box 41465
Olympia, WA 98504-1465**

Please do not send the payment to the PDC offices.

Thank you for your prompt attention to this matter. Please file the missing F-1 report for calendar year 2017.

If you have questions, please contact us by email at pdc@pdc.wa.gov.

Sincerely,

/s/ 

Fox Blackhorn
Compliance Coordinator

Enclosure: Initial Order



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

BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

In Re: Compliance with RCW 42.17A

PDC Case 38795

KRYSTAL MARX,

Respondent.

Findings of Fact,
Conclusions of Law, and
Order Imposing Fine

Pursuant to the brief enforcement hearing (brief adjudicative proceeding) notice sent to KRYSTAL MARX on August 16, 2018, A brief adjudicative proceeding was held on September 24, 2018, in Room 206, Evergreen Plaza Building, 711 Capitol Way, Olympia, Washington, to consider whether the Respondent violated RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1 report) as an incumbent official, which was due to be filed not later than April 16, 2018, disclosing financial activities for calendar year 2017.

The hearing was held in accordance with Chapters 34.05 RCW and 42.17A RCW and Chapter 390-37 WAC. Commission Chair Anne Levinson was the Presiding Officer. The Commission staff was represented by Fox Blackhorn-Delph, Compliance Coordinator. The Respondent did not participate in the hearing or submit any written materials.

Having considered the evidence, the Presiding Officer finds as follows:

FINDINGS OF FACT

1. The Respondent is a candidate for CITY COUNCIL MEMBER of CITY OF BURIEN.
2. As a candidate for election, the Respondent was required to file an F-1 report by April 16, 2018.
3. The Respondent did not file the missing F-1 report prior to the date of the hearing.
4. The Respondent has no prior violations.

///

///

CONCLUSIONS OF LAW

Based on the above facts, as a matter of law, the Presiding Officer concludes as follows:

1. This matter was duly and properly convened and all jurisdictional, substantive, and procedural requirements have been satisfied.
2. The Respondent violated RCW 42.17A.700 by failing to file the F-1 report by April 16, 2018.

ORDER

ON the basis of the foregoing Findings of Fact and Conclusions of Law,

IT IS HEREBY ORDERED that the Respondent is assessed a civil penalty of \$250, in accordance with the F-1 penalty schedule set forth in WAC 390-37-143, payable within 30 days of the date of the Order.

It is further ordered that the Respondent:

1. **Pay the \$250 civil penalty within 30 days of the date of this Order.**
2. **“Cease and desist” from failing to file the required PDC reports in accordance with RCW 42.17A.755(4).**
3. **File the missing F-1 report disclosing financial activity for calendar year 2017 within 30 days of the date of this Order.**


In the event the Respondent fails to pay the \$250 civil penalty within 30 days of the date of the Order, PDC staff is directed to refer the matter to the Department of Enterprise Services (DES) for collection of the amount owed.

This is an **Initial Order** of the Public Disclosure Commission.

Entered this 5th day of October, 2018.

Public Disclosure Commission


Sean Flynn
General Counsel, for
Peter Lavallee
Executive Director

I, Fox Blackhorn, certify that I mailed a copy of this order to the Respondent at their respective address postage pre-paid, and by e-mail on the date stated herein.	
 Signed	<u>October 5, 2018</u> Date

APPEALS OF INITIAL ORDER

REVIEW OF INITIAL ORDER - BY THE COMMISSION

You may request that the full Commission review this initial order. To seek review, you must:

- Make the request orally or in writing, stating the reason for review, and identifying what alleged errors are contained in the initial order. *See* WAC 390-37-144(1). Staff may ask for written confirmation of oral requests for review.
- **REQUESTS FOR REVIEW MUST BE RECEIVED AT THE COMMISSION OFFICE WITHIN TWENTY-ONE (21) CALENDAR DAYS AFTER THE POSTMARK DATE OF THIS INITIAL ORDER.** Written requests for review should be delivered or mailed to the Washington State Public Disclosure Commission, 711 Capitol Way, Room 206, Box 40908, Olympia, WA 98504-0908.

If review of this initial order is timely requested, the full Commission will hear the matter. If the Commission is unable to schedule a meeting to consider the request within twenty (20) calendar days, this initial order becomes a final order, and any request for review will automatically be considered a request for reconsideration of a final order. *See* WAC 390-37-144(4). The matter would then be scheduled for consideration and disposition at the next Commission meeting at which it is practicable to do so.

A Respondent does not need to pay a penalty until after the Commission rules on a request for review of an initial order.

FURTHER APPEAL RIGHTS – SUPERIOR COURT

If the Commission does not receive a request for review of this initial order within twenty-one (21) calendar days, the initial order shall be the final order. *See* WAC 390-37-142(5).

YOU HAVE THE RIGHT TO APPEAL A FINAL ORDER TO SUPERIOR COURT, PURSUANT TO THE PETITION FOR JUDICIAL REVIEW PROVISIONS OF RCW 34.05.552.