

Respondent Name	Daniel Smith
Complainant Name	Glen Morgan
Complaint Description	<p>Glen Morgan reported via the portal (<i>Tue, 7 Jul 2020 at 9:43 PM</i>)</p> <p>To whom it may concern,</p> <p>It has come to my attention that candidate Dan Smith in his campaign for the 17th Legislative District Senate seat has violated Washington State’s campaign finance laws (RCW 42.17A) on numerous occasions. The details are as follows:</p> <p>1) Illegal acceptance of illegal campaign contribution from illegal sources. Specifically, accepting funds from Adam Smith’s Federal campaign for Congress fund and also Denny Heck’s Federal campaign fund (Violation of RCW 42.17A.430(8))</p> <p>It is explicitly illegal to accept campaign funds from other candidate’s political campaigns as clearly explained in RCW 42.17A.430(8). See also WAC 390-16-234 (3). However, despite this clear prohibition outlined in the statute, this campaign chose to violate the law and accept a \$1,000 contribution from the Adam Smith for Congress political committee on July 2, 2020 (See attached C3 report PDC Tracking # 100980683 as evidence) and also another illegal \$500 contribution from the Denny Heck for Congress political committee on June 11, 2020 (See attached C3 report PDC Tracking#100976608)</p> <p>This campaign has spent a lot of money on high priced consultants for “compliance,” presumably this “compliance” is to assist the candidate in complying with Washington State’s glorious campaign finance laws. However, there was no attempt to reject this illegal contribution. The law was ignored. “Compliance” was tossed out the window and this campaign willfully and egregiously chose to violate the law despite the clear knowledge that this was illegal.</p> <p>Obviously, this campaign must return the illegal campaign contributions to the illegal donors. However, this campaign should be held accountable and a fine should be forced to at least demonstrate that even well financed, politically-connected politicians should be required to follow the law just like the rest of us little people who don’t have this campaign’s extensive financial resources and teams of high priced experts, and yet are expected to comply.</p> <p>2) Failure to accurately describe expense, and the illegal concealment of required information from the public. (Violation of RCW 42.17A.240(6) & WAC 390-16-037, RCW 42.17A.235)</p> <p>This campaign has failed to follow Washington State’s Campaign Finance laws as they apply to the reporting of expenditures.</p>

Here is just one example that need to be corrected by this campaign to at least go through the motions of pretending to comply with the statute:

On the campaign's C4 (**PDC Tracking #100966159** see attached) dated April 1, 2020 (April Fool's Day – and they did think they would fool everyone), the campaign reported expenditures of \$1,300.80 for “Signs” from vendor “ADCO” from Vancouver, WA but failed to legally detail how many signs were purchased, a clear violation of the law.

This is a clear example of a failure to provide sufficient detail of expenditures (unambiguous violations of **RCW 42.17A.240(6)** and **WAC 390-16037** (see example B provided at **WAC 390-16-037(3)**).

This campaign has a professional treasurer, professional consultants, large contributions, and lots of campaign cash (even after they return the illegal contributions they illegally obtained). There is no excuse for why they can't at least marginally comply (or at least go through the motions of compliance) with the statute.

While I believe the complaint and evidence attached speak for themselves, if anything in this complaint is not clear, I'm happy to discuss this matter in more detail.

Please let me know if you need any further details on this complaint.

Best Regards,

Glen Morgan

Dan Smith - C4 - 100966159 - 5-4-2020 - illegally lacking detail for sign expenditures.pdf
39.43 KB

Dan Smith - C3 - 100980683 - 7-6-2020 - illegal 1k contribution .pdf
23.37 KB

Dan Smith - C3 - 100976608 - 6-15-2020 - illegal 500 donation.pdf
23.08 KB

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

The public has a right to know that even politically connected politicians with high priced consultants, lawyers, and treasurers should not be allowed to accept illegal contributions from illegal sources. The public has a right to know that the law still applies to politicians as politicians apply strict and abusive laws on them. Nobody is above the law, not even this politician.

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

See attached

List of potential witnesses with contact information to reach them

The treasurer and consultants should definitely be contacted. The Adam Smith and Denny Heck Congressional campaigns should be contacted for their part in violating the law as well.

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.

**SUMMARY, FULL REPORT
 RECEIPTS AND
 EXPENDITURES**

C4 (3/97)	PDC OFFICE USE
	100966159
	05-04-2020

Candidate or Committee Name (Do not abbreviate. Include full name)
(Smithfor17thLD)

Mailing Address
PO Box 871656

City
Vancouver, WA

Zip + 4 98684	Office Sought (Candidates) STATE SENATOR	Election Date 2020
Report Period Covered From (last C-4) 04/01/20	To (end of period) 04/30/20	Final Report? Yes No X

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution supporting or opposing a state or local candidate?)

RECEIPTS	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)	\$		\$19,279.40
2. Cash received (From line 2, Schedule A)	\$		\$14,490.00
3. In kind contributions received (From line 1, Schedule B).....			\$0.00
4. Total cash and in kind contributions received this period (Line 2 plus 3).....			\$14,490.00
5. Loan principal repayments made (From line 2, Schedule L).....			\$0.00
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)			\$0.00
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)			\$0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			\$33,769.40
9. Total pledge payments due (From line 2, Schedule B)			\$0.00

EXPENDITURES	
10. Previous total cash and in kind expenditures (From line 17, last C-4) (If beginning a new campaign or calendar year, see instruction booklet)	\$3,200.64
11. Total cash expenditures (From line 4, Schedule A)	\$9,856.87
12. In kind expenditures (goods & services) (From line 1, Schedule B)	\$0.00
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....	\$9,856.87
14. Loan principal repayments made (From line 2, Schedule L).....	\$0.00
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)	\$0.00
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)	\$0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....	\$13,057.51

CANDIDATES ONLY

	Won	Lost	Unopposed	Name not on ballot
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Treasurer's Daytime Telephone No.:
(360) 903-5115

CASH SUMMARY

18. Cash on hand (Line 8 minus line 17)	\$20,711.89
<small>[Line 18 should equal your bank account balance(s) plus your petty cash balance.]</small>	
19. Liabilities: (Sum of loans and debts owed)	\$100.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	\$20,611.89

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature DANIEL SMITH	Date 05/04/20	Treasurer's Signature Janet James	Date 05/04/20
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CASH RECEIPTS AND EXPENDITURE

SCHEDULE
to C4 **A**
(11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

(Smithfor17thLD)

04/01/20

04/30/20

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits
04/03/2020	\$250.00	04/08/2020	\$305.00	04/13/2020	\$115.00	
04/07/2020	\$125.00	04/09/2020	\$1,025.00	04/15/2020	\$225.00	
04/07/2020	\$2,200.00	04/09/2020	\$50.00	See attached		

2. TOTAL CASH RECEIPTS

Enter also on line 2 of C4 \$ \$14,490.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE
DEFINITIONS
ON NEXT PAGE

C - Contributions (monetary, in-kind & transfers)
I - Independent Expenditures
L - Literature, Brochures, Printing
B - Broadcast Advertising (Radio, TV)
N - Newspaper and Periodical Advertising
O - Other Advertising (yard signs, buttons, etc.)
V - Voter Signature Gathering

P - Postage, Mailing Permits
S - Surveys and Polls
F - Fundraising Event Expenses
T - Travel, Accommodations, Meals
M - Management/Consulting Services
W - Wages, Salaries, Benefits
G - General Operation and Overhead

3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below.
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	\$335.50
04/07/20	ANEDOT 10821 Rosebud Court Baton Rouge, LA 70815		credit card fees	\$91.00
04/27/20	ANEDOT 10821 Rosebud Court Baton Rouge, LA 70815		credit card fees	\$58.00
04/16/20	NGPVAN, INC 1445 New York Ave NW Suite 200 Washington, DC 20005		Professional campaign services	\$250.00
04/27/20	GUSTO 525 20th Street San Francisco, CA 94107		Payroll for Nicholai Rosoff	\$4,871.25
04/27/20	GUSTO 525 20th Street San Francisco, CA 94107		Payroll for Nicholai Rosoff	\$450.32
04/01/20	ADCO 353 Grand Blvd Vancouver, WA 98661		signs	\$1,300.80

Total from attached pages \$ \$2,500.00

4. TOTAL CASH EXPENDITURES

Enter also on line 11 of C4 \$ \$9,856.87

**Attachment to Schedule A
Additional Deposits**

for the period: 04/01/20 04/30/20

4

Name

(Smithfor17thLD)

Date of Deposit	Amount	Date of Deposit	Amount	Date of Deposit	Amount
04/13/20	\$2,100.00				
04/15/20	\$330.00				
04/16/20	\$25.00				
04/17/20	\$1,065.00				
04/20/20	\$1,144.00				
04/22/20	\$1,018.00				
04/23/20	\$538.00				
04/22/20	\$1,250.00				
04/23/20	\$50.00				
04/27/20	\$1,345.00				
04/28/20	\$50.00				
04/29/20	\$920.00				
04/29/20	\$260.00				
04/30/20	\$100.00				

LOANS

**SCHEDULE
TO C4**

L

(12/99)

5

Candidate or Committee Name (Smithfor17thLD)	Report Date 04/01/20 04/30/20
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4. LOANS STILL OWED. List each loan that has previously been reported and still has a balance due.

Date	Lender's Name and Address	Original Amount	Principal Repaid or Forgiven	Amount Owed
02/13/20	DANIEL SMITH PO Box 871656 Vancouver, WA 98684	\$100.00	\$0.00	\$100.00
			Subtotal This Page	\$100.00

**CASH RECEIPTS
 MONETARY
 CONTRIBUTIONS**

C3
 (1/02)

THIS SPACE FOR OFFICE USE
 100980683
 07-06-2020

Candidate or Committee Name (Do not abbreviate. Use full name.)
DANIEL SMITH (Smithfor17thLD)

Mailing Address
PO Box 871656

City **Vancouver, WA** Zip + 4 **98684** Office Sought (candidates) **STATE SENATOR** Election Date **2020**

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date Received		Amount	Total
	a. Anonymous		
	b. Candidate's personal funds deposited in the bank (include candidate loans in 1c).....		
	c. Loans, notes, security agreements. Attach Schedule L		
	d. Miscellaneous receipts (interest, refunds, auctions, other). Attach explanation		
	e. Small contributions \$25.00 or less not itemized and number of persons giving _____ (persons)		

2. CONTRIBUTIONS OVER \$25.00

Date Received	Contributor's Name, Address, City, State, Zip	Contributions of more than \$100: Employer's Name, City and State	P R I	G E N	Amount	Aggregate* Total
07/02/20	MARCIA ZECH 3041 60th Ave SE Mercer Island, WA 98040	Not Employed Mercer Island, WA Occupation NOT EMPLOYED	X		\$1,000.00	\$1,000.00
07/02/20	MARCIA ZECH 3041 60th Ave SE Mercer Island, WA 98040	Not Employed Mercer Island, WA Occupation NOT EMPLOYED		X	\$1,000.00	\$1,000.00
07/02/20	CHILDREN'S CAMPAIGN FUND PO Box 19777 Seattle, WA 98109	Occupation	X		\$500.00	\$500.00
07/02/20	ROBERT GARLETT 12713 SE 8th St Vancouver, WA 98683	Occupation	X		\$100.00	\$100.00
07/02/20	ADAM SMITH FOR CONGRESS PO Box 578 Renton, WA 98057	Occupation	X		\$1,000.00	\$1,000.00
	<input type="checkbox"/> Check here if additional pages are attached	Sub-total			\$3,600.00	*See reverse for details.
		Amount from attached pages			\$0.00	

3. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT
 Sum of parts 1 and 2 above. Enter this amount in line 1, Schedule A to C4.

\$3,600.00

4. Date of Deposit **07/02/20**

Treasurer's Daytime Telephone No.: **(360)903-5115**

I certify that this report is true and complete to the best of my knowledge

Treasurer's Signature **Janet James** Date **07-06-2020**

**CASH RECEIPTS
 MONETARY
 CONTRIBUTIONS**

C3
 (1/02)

THIS SPACE FOR OFFICE USE

100976608

06-15-2020

Candidate or Committee Name (Do not abbreviate. Use full name.)
(Smithfor17thLD)

Mailing Address
PO Box 871656

City **Vancouver, WA** Zip + 4 **98684** Office Sought (candidates) **STATE SENATOR** Election Date **2020**

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date Received		Amount	Total
	a. Anonymous		
	b. Candidate's personal funds deposited in the bank (include candidate loans in 1c).....		
	c. Loans, notes, security agreements. Attach Schedule L		
	d. Miscellaneous receipts (interest, refunds, auctions, other). Attach explanation		
	e. Small contributions \$25.00 or less not itemized and number of persons giving _____ (persons)		

2. CONTRIBUTIONS OVER \$25.00

Date Received	Contributor's Name, Address, City, State, Zip	Contributions of more than \$100:* Employer's Name, City and State	P R I	G E N	Amount	Aggregate* Total
06/11/20	DENNY HECK FOR CONGRESS PO Bo 235 Olympia, WA 98507	US Government Washington, DC Occupation UNITED STATES REPRESENTATIVE	X		\$500.00	\$500.00
		Occupation				
		Occupation				
		Occupation				
		Occupation				
	<input type="checkbox"/> Check here if additional pages are attached	Sub-total Amount from attached pages			\$500.00 \$0.00	*See reverse for details.
3. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT Sum of parts 1 and 2 above. Enter this amount in line 1, Schedule A to C4.					\$500.00	

4. Date of Deposit **06/11/20**

Treasurer's Daytime Telephone No.: **(360)903-5115**

I certify that this report is true and complete to the best of my knowledge

Treasurer's Signature **Janet James** Date **06-15-2020**