



**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 7, 2020

Delivered electronically to davidrgellatly@gmail.com

Subject: Complaint filed by Kelsey Potter, PDC Case 77635

Dear David Gellatly:

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

As noted in the letter to Kelsey Potter, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1) and WAC 390-37-060(1)(a) 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 Tabatha Blacksmith at 1-360-586-8929, toll-free at 1-877-601-2828 or by e-mail at pdc@pdc.wa.gov

Sincerely,

/s

Tabatha Blacksmith
Compliance Coordinator



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Toll Free 1-877-601-2828 • E-mail: pdcc@pdcc.wa.gov • Website: www.pdcc.wa.gov

October 7, 2020

Delivered electronically to kelseykpotter@gmail.com

Subject: Complaint regarding David Gellatly, PDC Case 77635

Dear Kelsey Potter:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on September 27, 2020. The complaint alleged that David Gellatly (the “Respondent”), a candidate for the office of Charter Review Commissioner position 2 with Clark County, may have violated RCW 42.17A.320 by failing to include party preference in political advertising.

PDC staff reviewed the allegations and the Respondent’s candidacy information and found the following:

- RCW 42.17A.320(1) requires a candidate for a partisan office to clearly identify, in political advertising, the party for which the candidate expressed a preference on their *Declaration of Candidacy*. The *Declaration of Candidacy* is filed with Elections officials.
- Clark County Charter Review Commissioner is not a partisan office.
- According to Elections officials, the Respondent did not express a party preference on the *Declaration of Candidacy* he filed for the Clark County Charter Review Commissioner position.

This complaint also alleged that the placement of the Respondent’s campaign yard signs is misleading because it implies that the candidates whose signs appear nearby have endorsed the Respondent. However, please be aware that the placement of yard signs falls outside the PDC’s purview and jurisdiction.

Based on the above information, the PDC finds that no further action is warranted and has dismissed this matter in accordance with RCW 42.17A.755(1) and WAC 390-37-060(1)(a).

If you have questions, you may contact Tabatha Blacksmith at 1-360-586-8929, toll-free at 1-877-601-2828 or by e-mail at pdcc@pdcc.wa.gov

Sincerely,

/s

Tabatha Blacksmith

Compliance Coordinator

cc: David Gellatly