



**State of Washington**  
**PUBLIC DISCLOSURE COMMISSION**

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**Memorandum**

To: Public Disclosure Commission

From: Tabatha Blacksmith, Compliance Coordinator

Date: December 2, 2021

Subject: Rachel Alger; PDC Case 93925; Reconsideration Hearing

**Matter for Reconsideration:**

During a Brief Enforcement Hearing held on July 15, 2021, Rachel Alger was found to have violated RCW 42.17A.700 for failure to timely file a Personal Financial Affairs Statement (F-1 report) with the Public Disclosure Commission (PDC) no later than April 15, 2021. At the July 15, 2021 Brief Enforcement Hearing, an Order imposing a \$250 penalty, with \$150 suspended, was entered, which Rachel Alger now requests the Commission reconsider.

**Background:**

- Rachel Alger (the “Respondent”) served as Professional Staff for the House of Representatives during calendar year 2020. Her term ended in September of 2020.
- The Respondent has no prior violations with the PDC.
- Pursuant to RCW 42.17A.700, an elected or appointed official who took office in 2021 was required to file an F-1 report, disclosing financial information for calendar year 2020, no later than April 15, 2021.
- In March and April of 2021, PDC staff sent email reminders to all elected and appointed officials regarding their missing F-1 reports for calendar year 2020.
- On May 11, 2021, PDC staff emailed the Respondent a warning notice regarding the missing F-1 report for calendar year 2020. The notice was sent to the Respondent’s email address-of-record, which was an official leg.wa.gov email address.

- On June 28, 2021, PDC staff emailed the Respondent a hearing notice for a Brief Adjudicative Proceeding (Brief Enforcement Hearing) to be held on July 15, 2021. The hearing notice was sent to the Respondent's email address-of-record, which was her leg.wa.gov email.
- At the Brief Enforcement Hearing held on July 15, 2021, the Respondent was found in violation of RCW 42.17A.700 for failure to file the F-1 report no later than April 15, 2021, and was assessed a \$250 penalty, consistent with WAC 390-37-143, the Brief Enforcement Hearing penalty schedule adopted by the Commission. The Presiding Officer suspended \$150 of the \$250 penalty conditioned upon the Respondent filing the missing F-1 report and paying the non-suspended \$100 penalty within 30 days of the Initial Order being served.
- On August 17, 2021, PDC staff served the August 12, 2021 Initial Order memorializing the Commission's ruling, by email, to the Respondent's contact email address-of-record, which was her leg.wa.gov email.
- The Respondent filed the F-1 report covering calendar year 2020 activity on October 29, 2021.

**Request for Reconsideration:**

- On October 18, 2021 and October 25, 2021, the Respondent submitted written material to PDC staff appealing the August 12, 2021 Order based upon the fact that the Respondent resigned her position and no longer had access to the email address used to notice her regarding the F-1 report and July 15, 2021 hearing.
- On November 18, 2021, PDC staff served the Respondent, by email, with a hearing notice for a December 2, 2021 Reconsideration Hearing before the Public Disclosure Commission, along with instructions on how to participate in the hearing remotely. This notice was sent to a personal email address obtained from the Respondent.