



**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

March 7, 2022

Sent electronically to justin7daniels@gmail.com

Subject: Complaints filed by Jeffrey Wilson and Gerry Austin, PDC Case 101807

Dear Justin Daniels:

Enclosed is a copy of an electronic letter concerning complaints filed December 19, 2021 and January 4, 2022 with the Public Disclosure Commission (PDC) alleging violations of RCW 42.17A.700 and .710 for failure to timely and accurately file a financial affairs (F-1) statement.

Pursuant to WAC 390-37-060(1)(d), this letter serves as a formal written warning concerning your failure to comply with the filing requirements noted in the enclosed letter. This formal written warning comes with staff's expectation you timely file complete financial affairs statements in the future as required by law.

The Commission will consider this formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

If you have questions, you may 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



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

March 7, 2022

Sent electronically to wilson4sksd@gmail.com and millsaustin@wavecable.com

Subject: Justin Daniels, PDC Case 101807

Dear Jeffrey Wilson and Gerry Austin:

The Public Disclosure Commission (PDC) has completed its review of complaints filed December 19, 2021 and January 4, 2022. The complaints alleged Justin Daniels violated RCW 42.17A.700 and .710 by failing to timely and accurately file a financial affairs (F-1) statement.

PDC staff reviewed the allegations; the applicable statutes, rules, and reporting requirements; and the response from Justin Daniels, to determine whether the record supports a finding of one or more violations.

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

- Justin Daniels registered with the PDC on October 14, 2021 as a write-in candidate for South Kitsap School Board, Position 3 and listed the campaign start date as October 14, 2021. The Kitsap County Auditor reported 335 write in votes for South Kitsap School Board, Position 3 were cast in the 2021 General Election.
- Daniels registered under mini reporting. WAC 390-16-105 and -125 authorize the mini reporting option, which is available to candidates who will raise and spend no more than \$5,000, in addition to the amount spent on their filing fee, and who will receive no more than \$500 from any one contributor other than themselves.
- Candidates are required to file a Financials Affairs Statement (F-1) within two weeks of becoming a candidate. Daniels filed an F-1 on December 21, 2021. The report was filed 54 days late and 49 days after the 2021 General Election.
- The F-1 report Daniels filed December 21, 2021 contained only Daniels's name, e-mail address and phone number. There was no information listed regarding spouse, income, assets, real estate or debt.
- Daniels responded to the complaint on January 7, 2022, noting he did not understand how he could resolve the complaint and PDC staff attempted to reach Daniels. On January 19,

2022, Daniels sent a second response noting he had challenges accessing the F-1 online system.

- When contacted by PDC staff, it was determined Daniels was attempting to access the system via his mobile phone. Daniels stated to staff he did not have a desktop computer at home and would attempt to amend his F-1 as soon as he was able to travel to a family member's residence and access a desktop computer.
- On February 26, 2022, Daniels filed an amended F-1 report listing a spouse or registered partner (Nicole Daniels), income (Peninsula topsoil and Psns), assets (retirement plan), real estate (mortgage), and debt (auto).

Based on these findings, staff has determined that in this instance, the failure to timely and accurately file financial affairs statement does not amount to a finding of a violation that warrants further investigation.

However, pursuant to WAC 390-37-060(1)(d), Justin Daniels will receive a formal written warning concerning the failure to comply with PDC requirements as noted in this letter.

The formal written warning will include staff's expectation that Justin Daniels timely and accurately file all future required financial affairs reports as required by law. 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, you may contact Alice Fiman toll-free at 1-877-601-2828, or by e-mail fdc@fdc.wa.gov.

Sincerely,

/s _____
Alice Fiman
Compliance Officer

Endorsed by,

/s _____
Peter Lavalley
Executive Director