



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.pdc.wa.gov

March 31, 2022

Danny Walling
34817 NE 119th Ave
La Center WA 98629

And delivered electronically to daannywalling@gmail.com

Subject: PDC Order, Case 102995

Dear Danny Walling,

Enclosed is a copy of the Public Disclosure Commission's Order Imposing Fine that was entered in the above-referenced case.

At the March 24, 2022, Adjudicative Proceeding (Enforcement Hearing), the Commission assessed a total civil penalty of \$2,000, of which \$500 is suspended, in accordance with WAC 390-37-143. The \$1,500 non-suspended penalty is payable within 30 days of the date of this Order.

The \$1,500 non-suspended penalty is payable no later than May 2, 2022.

Please make the check or money order payable to the WA State Treasurer, and mail the payment to the following:

Public Disclosure Commission
PO Box 40908
Olympia, WA 98504-0908

It is also ordered that you file the missing F-1 report within 30 days of this order, or no later than May 2, 2022.

Thank you for your prompt attention to this matter. If you have questions, please contact us by email at pdcc@pdcc.wa.gov.

Sincerely,

Electronically Signed by Tabitha Townsend
PDC Staff

Enclosure: Final Order

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8 **BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON**

9 In Re: The Matter of Enforcement Action
10 Against:

PDC CASE NO. 102995

FINAL ORDER

11 DANNY WALLING,
12 Respondent.
13 _____

14
15 This matter was heard remotely by the Washington State Public Disclosure Commission
16 (Commission) on March 24, 2022, by telephonic and online streaming access. Respondent
17 Danny Walling was provided notice on March 14, 2022, of the hearing date. The hearing was
18 held in accordance with Chapters 34.05 and 42.17A RCW, and Chapter 390-37 WAC.

19 Commissioners present both telephonically and online were Fred Jarrett, Commission
20 Chair (presiding); Nancy Isserlis, Commission Vice-Chair; and Commissioners William
21 Downing, Allen Hayward, and Jocelyn Cooney. Also present both telephonically and online
22 were Assistant Attorney General John S. Meader representing the Commission, Assistant
23 Attorney General Chad Standifer representing PDC Staff, and Tabitha Townsend, PDC
24 Compliance Coordinator. Notice was provided to the Respondent and he did not appear on his
25 own behalf. The proceeding was open to the public as limited by Governor's Proclamation 20-
26 25 *et. seq.* and recorded.

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2 The Commissioners had before them the following materials:

- 3 1. Case memorandum dated March 17, 2022, prepared by Tabitha Townsend, PDC
4 Compliance Coordinator;
5 2. Hearing Notice, mailed and dated March 14, 2022;
6 3. Final Order for prior violation, PDC Case 22190, entered October 10, 2017;
7 4. Initial Order for prior violation, PDC Case 80285, entered January 11, 2021.
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10 **I. FINDINGS OF FACT**

11 The matter involves Respondent Danny Walling, a Fire Commissioner for Clark County
12 Fire Protection District #10. Respondent is alleged to have violated RCW 42.17A.700 for failure
13 to timely file a Personal Financial Affairs Statement (F-1 Report) with the Public Disclosure
14 Commission no later than April 15, 2021, disclosing financial information for the calendar year
15 2020. The Respondent has an outstanding penalty balance from two prior violations with the
16 PDC of \$2,000.

- 17 1. In March and April of 2021, PDC staff sent email reminders to all elected and
18 appointed officials regarding their missing F-1 reports for calendar year 2020.
19
20 2. On May 13, 2021, PDC staff emailed the Respondent a warning notice regarding
21 the missing F-1 report. The notice was sent to the Respondent's email address of
22 record.
23
24 3. On March 14, 2022, PDC Staff served the Respondent by email and mail, with a
25 hearing notice for a March 24, 2022, Enforcement Hearing along with
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1 instructions on how to participate in the hearing remotely, before the full Public
2 Disclosure Commission concerning his failure to file the F-1 report.

3
4 4. As of the date of the hearing the Respondent has not filed the missing F-1 report
5 covering calendar year 2020 that was due no later than April 15, 2021.

6
7 5. The past due F-1 reports for calendar years 2016 and 2019, have not been filed as
8 of the date of this hearing.

9
10 6. There are two prior cases for violations of RCW 42.17A.700:

- 11
- 12 • PDC Case 22190. At a September 28, 2017, Enforcement
13 Hearing, Respondent was found in violation of RCW 42.17A.700
14 for failing to file F-1 reports for calendar year 2016, which was
15 due not later than April 17, 2017. A total civil penalty of \$1,000
16 was assessed in accordance with the penalty schedule adopted by
17 the Commission that was in effect at that time. On October 4,
18 2017, the Respondent filed the F-1 report covering calendar year
19 2016 activity. The Respondent has not paid the civil penalty and
20 the penalty has been sent for collection.
 - 21 • PDC Case 80285. At a November 10, 2020, Enforcement Hearing,
22 Respondent was found in violation of RCW 42.17A.700 by failing
23 to file an F-1 report for calendar year 2019, that was due not later
24 than April 15, 2020. A civil penalty of \$1,000 was assessed in
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26

1 accordance with the penalty schedule adopted by the Commission
2 that was in effect at that time. As of March 24, 2022, the
3 Respondent has not filed the required F-1 report or paid the civil
4 penalty and the penalty has been sent for collection.
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6 **II. CONCLUSIONS OF LAW**

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- 8 1. The Commission has jurisdiction over this proceeding pursuant to Chapter
9 42.17A. RCW, the State campaign finance and disclosure law; Chapter 34.05
10 RCW, the Administrative Procedure Act; and Title 390 WAC.
11
- 12 3. Pursuant to RCW 42.17A.700, an elected or appointed official who held office
13 in 2020 was required to file an F-1 Report, disclosing financial information for
14 calendar year 2020 no later than April 15, 2021.
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16 **III. ORDER**

17 This Order will be the Final Order. After consideration of the mitigating and
18 aggravating factors, the Findings of Fact, and the Conclusions of Law, the Commission
19 assesses a civil penalty of \$2,000 for the late filed F-1 Report with \$500 suspended on the
20 following conditions:
21

- 22 1. (a). The \$1,500 non-suspended portion of the civil penalty due for
23 failure to timely file the F-1 report for calendar year 2020 in violation of
24 RCW 42.17A.700 is paid by the Respondent within 30 days of the date
25 of this Final Order.
26

1 (b). The past due civil penalties for failure to timely file the F-1
2 reports for calendar years 2016 and 2019, in violation of RCW
3 42.17A.700, totaling \$2,000 are paid by the Respondent within 30 days
4 of the date of this Final Order.
5

6 (c). The missing F-1 reports for calendar years 2017, 2019, and 2020,
7 are filed within 30 days of the date of this Final Order.
8

9 (d). The Respondent remains in full compliance with all PDC
10 reporting requirements and is not found to have committed any further
11 violations of Chapter 42.17A RCW or Title 390 WAC within four years
12 of the date of this Final Order. The suspended penalty shall not be
13 assessed based solely upon any remediable violation, minor violation, or
14 error classified by the Commission as appropriate to address by a
15 technical correction.
16

- 17 2. If the Respondent fails to meet the conditions in Section III(1) of this order within
18 30 days of the date of this order, the suspended portion of the penalty for calendar
19 year 2020 shall immediately become due without further action by the
20 Commission.

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1 SO ORDERED this _31st_ day of March 2022.

2 WASHINGTON STATE PUBLIC
3 DISCLOSURE COMMISSION

4 FOR THE COMMISSION:

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6 Fred Jarrett,
7 Chair, Public Disclosure Commission

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10 *This order sent by email to:*

11 Danny Walling, Respondent
12 daannywalling@gmail.com

13 Tabitha Townsend,
14 PDC Compliance Coordinator,
pdc@pdc.wa.gov

I, _Tabitha Townsend_, certify that I emailed a copy of this order to the
Respondent at his respective email address.

Electronically Signed by Tabitha Townsend _ March 31, 2022 _
Signed Date

15
16 **NOTICE: RECONSIDERATION**

17 Pursuant to the provisions of RCW 34.05.470 and WAC 390-37-150, you may file a Petition for
18 Reconsideration with the PDC within ten (10) days from the date this Final Order is served upon
19 you. Any Request for reconsideration must state the specific grounds for the relief requested.
20 Petitions must be delivered or mailed to the Washington State Public Disclosure Commission,
711 Capitol Way, Room 206, Box 40908, Olympia WA 98504-0908.

21 **NOTICE: PETITION FOR JUDICIAL REVIEW**

22 You have the right to appeal this Final Order to Superior Court, pursuant to the Petition for
23 Judicial Review provisions of RCW 34.05.542. Any Petition for Judicial Review of this Final
24 Order must be filed with the court and also served upon both the Commission and the Office of
25 the Attorney general within thirty (30) days after the date this Final Order is served upon you.
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