



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

September 23, 2022

Andrew Towle
8430 HAZEL CT
MAPLE FALLS WA 98266

And delivered electronically to wolkhaffen2@yahoo.com and jandrewtowle@gmail.com

Subject: PDC Order, Case 109826

Dear Andrew Towle,

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

At the August 25, 2022 Enforcement hearing, the Commission assessed a total civil penalty of \$1,000, of which \$500 is suspended, in accordance with WAC 390-37-182, if the conditions of the Order are met within 30 days of the date of this Order, which is **October 24, 2022**.

Make payment payable to:

WA State Treasurer

Mail payment to:

PDC
PO Box 40809
Olympia WA 98504-0809

It is also ordered that you file the missing F-1 report disclosing financial information for 2019, 2020 and 2021 within 30 days of this order, which is October 24, 2022.

Please contact the collection agency PMT Solutions directly at (425) 882-4800 to pay the outstanding \$250 civil penalty plus fees from your prior violation (PDC Cases 93933).

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

In Re: The Matter of Enforcement Action
Against:

PDC CASE NO. 109826

FINAL ORDER

ANDRE TOWLE,

Respondent.

This matter was heard remotely by the Washington State Public Disclosure Commission (Commission) on August 25, 2022, by telephonic and online streaming access. Respondent Andre Towle was provided notice on August 11, 2022, of the hearing date. The hearing was held in accordance with Chapters 34.05 and 42.17A RCW, and Chapter 390-37 WAC.

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

1 The Commissioners had before them the following materials:

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- 3 1. Case memorandum dated August 17, 2022, prepared by Tabitha Townsend, PDC
- 4 Compliance Coordinator;
- 5 2. Hearing Notice, mailed and dated August 11, 2022;
- 6 3. Respondent F-1 filing history as of August 17, 2022;
- 7 4. Final Order for prior violation, PDC Case 93933, served entered August 16, 2021;
- 8 5. Respondent balance owed information as of August 17, 2022.
- 9

10 **I. FINDINGS OF FACT**

11 The matter involves Respondent Andre Towle, a former Parks and Recreation
12 Commissioner for Columbia Valley Parks and Recreation. Respondent is alleged to have
13 violated RCW 42.17A.700 for failure to timely file a Personal Financial Affairs Statement (F-1
14 Report) with the Public Disclosure Commission no later than April 15, 2022, disclosing financial
15 information for the calendar year 2021. The Respondent has an outstanding penalty balance
16 from one prior violation with the PDC of \$250.

- 17
- 18 1. In March and April of 2022, PDC staff sent email reminders to all elected and
- 19 appointed officials regarding their missing F-1 reports for calendar year 2021.
- 20
- 21 2. On May 11, 2022, PDC staff emailed the Respondent a warning notice regarding
- 22 the missing F-1 report.
- 23
- 24 3. On August 11, 2022, PDC Staff served the Respondent by email and mail with a
- 25 hearing notice for an August 25, 2022, Enforcement Hearing, along with
- 26

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 2021 that was due no later than April 15, 2022.

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7 5. The past due F-1 Report for 2020, has not been filed as of the date of this hearing.

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9 6. There is one prior case for violations of RCW 42.17A.700:

- 10
11 • PDC Case 93933. At a July 15, 2021, Brief Enforcement Hearing,
12 Respondent was found in violation of RCW 42.17A.700 for failing
13 to file F-1 reports for calendar year 2020, which was due not later
14 than April 15, 2021. A total civil penalty of \$250 was assessed in
15 accordance with the penalty schedule adopted by the Commission
16 that was in effect at that time. As of August 25, 2022, the
17 Respondent has not filed the required F-1 report or paid the civil
18 penalty and the penalty has been sent for collection.
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21 **II. CONCLUSIONS OF LAW**

22 1. The Commission has jurisdiction over this proceeding pursuant to Chapter
23 42.17A. RCW, the State campaign finance and disclosure law; Chapter 34.05
24 RCW, the Administrative Procedure Act; and Title 390 WAC.
25
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2. Pursuant to RCW 42.17A.700, an elected or appointed official who held office in 2021 was required to file an F-1 Report, disclosing financial information for calendar year 2021 no later than April 15, 2022.

III. ORDER

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

1.
 - a. The \$500 non-suspended portion of the civil penalty due for failure to timely file the F-1 report for calendar year 2021 in violation of RCW 42.17A.700 is paid by the Respondent within 30 days of the date of this Final Order.
 - b. The past due civil penalty for failure to timely file the F-1 report for calendar year 2020, in violation of RCW 42.17A.700, totaling \$250 plus costs are paid by the Respondent within 30 days of the date of this Final Order.
 - c. The missing F-1 reports for calendar years 2020 and 2021, are filed within 30 days of the date of this Final Order.
 - d. The Respondent remains in full compliance with all PDC reporting requirements and is not found to have committed any further

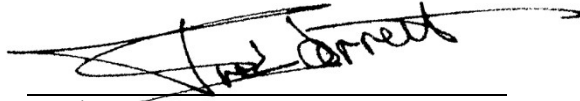
1 violations of Chapter 42.17A RCW or Title 390 WAC within four years
2 of the date of this Final Order. The suspended penalty shall not be
3 assessed based solely upon any remediable violation, minor violation, or
4 error classified by the Commission as appropriate to address by a
5 technical correction.
6

7 2. If the Respondent fails to meet the conditions in Section III(1) of this order
8 within 30 days of the date of this order, the suspended portion of the penalty for
9 calendar year 2021 shall immediately become due and the matter may be sent to
10 collection or brought to Superior Court as allowed by law without further action
11 by the Commission.

12 SO ORDERED this __23rd__ day of September 2022.

13 WASHINGTON STATE PUBLIC
14 DISCLOSURE COMMISSION

15 FOR THE COMMISSION:

16 

17 Fred Jarrett,
18 Chair, Public Disclosure Commission

19 *This order sent by email to:*

20 Andre Towle, Respondent
21 wolkhaffen2@yahoo.com
22 jandrewtowle@gmail.com

23 Tabitha Townsend,
24 PDC Compliance Coordinator,
25 pdc@pdc.wa.gov
26

I, __Tabitha Townsend__, certify that I mailed and emailed a
copy of this order to the Respondent at his respective mailing and
email addresses.

Electronically Signed by Tabitha Townsend September 23, 2022
Signed Date

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2 **NOTICE: RECONSIDERATION**

3 Pursuant to the provisions of RCW 34.05.470 and WAC 390-37-150, you may file a Petition for
4 Reconsideration with the PDC within ten (10) days from the date this Final Order is served upon
5 you. Any Request for reconsideration must state the specific grounds for the relief requested.
6 Petitions must be delivered or mailed to the Washington State Public Disclosure Commission,
7 711 Capitol Way, Room 206, Box 40908, Olympia WA 98504-0908.

7 **NOTICE: PETITION FOR JUDICIAL REVIEW**

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