



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

October 13, 2022

Nathaniel McMillion
6212 198th St
Spanaway WA 98387

And delivered electronically to caseykj@gmail.com and saxane16@gmail.com

Subject: PDC Order, Case 110540

Dear Nathaniel McMillion,

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

At the September 22, 2022 Enforcement hearing, the Commission assessed a total civil penalty of \$500, of which \$400 is suspended, in accordance with WAC 390-37-182. The \$100 non-suspended penalty is payable within 30 days of the date of this Order, which is **November 14, 2022**.

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

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

It is also ordered that you file the missing F-1 reports covering calendar years 2020 within 30 days of this order.

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. 110540

FINAL ORDER

NATHANIEL MCMILLION,

Respondent.

This matter was heard in person by the Washington State Public Disclosure Commission (Commission) on September 22, 2022, by telephonic and online streaming access. Respondent Nathaniel McMillion was provided notice on September 8, 9, and 12, 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 in person were Fred Jarrett, Commission Chair (presiding); Nancy Isserlis, Commission Vice-Chair; and Commissioners William Downing, Allen Hayward, and Jocelyn Cooney. Also present in person, telephonically, or 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 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:

- 2
- 3 1. Case memorandum dated September 14, 2022, prepared by Tabitha Townsend, PDC
- 4 Compliance Coordinator;
- 5 2. Hearing Notices, mailed and dated September 8, 9, and 12, 2022;
- 6 3. Respondent F-1 filing history as of September 14, 2022;
- 7 4. Final Order for prior violation, PDC Case 94162, served August 17, 2021;
- 8 5. Respondent balance owed information as of September 14, 2022.
- 9

10 **I. FINDINGS OF FACT**

11 The matter involves Respondent Nathaniel McMillion, a former Regent/Trustee for

12 Central Washington University from June 1, 2020, through June 30, 2021. Respondent is alleged

13 to have violated RCW 42.17A.700 for failure to timely file a Personal Financial Affairs

14 Statement (F-1 Report) with the Public Disclosure Commission no later than April 15, 2022,

15 disclosing financial information for the calendar year 2021. The Respondent has an outstanding

16 penalty balance from one prior violation with the PDC of \$250 plus costs.

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 reports.
- 23
- 24 3. On September 8, 9, and 12, 2022, PDC Staff served the Respondent by email and
- 25 mail with a hearing notice for a September 22, 2022, Enforcement Hearing, along
- 26

1 with instructions on how to participate in the hearing remotely, before the full
2 Public 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.
6

7 5. The past due F-1 Report for 2020, has not been filed as of the date of this hearing
8 and the Respondent has not paid the \$250 civil penalty.
9

10 6. There is one prior case for violation of RCW 42.17A.700:
11

- 12 • PDC Case 94162. At a July 15, 2021, Brief Enforcement Hearing,
13 Respondent was found in violation of RCW 42.17A.700 for failing
14 to file the F-1 report for calendar year 2020, which was due not
15 later than April 15, 2021. A total civil penalty of \$250 was
16 assessed in accordance with the penalty schedule adopted by the
17 Commission in effect at that time. As of September 22, 2022, the
18 Respondent has not filed the required F-1 report or paid the civil
19 penalty and the penalty has been sent for collection.
20

21 22 **II. CONCLUSIONS OF LAW**

23 1. The Commission has jurisdiction over this proceeding pursuant to Chapter
24 42.17A. RCW, the State campaign finance and disclosure law; Chapter 34.05
25 RCW, the Administrative Procedure Act; and Title 390 WAC.
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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 \$500 for the late filed calendar year 2021 F-1 Report with \$400 suspended on the following conditions:

1. a. The \$250 past due civil penalty plus costs due for failure to timely file the F-1 report for calendar year 2020 in violation of RCW 42.17A.700 is paid by the Respondent within 30 days of the date of this Final Order.
- b. The non-suspended portion (\$100) of the \$500 civil penalty for failure to 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.
- c. The missing F-1 reports for calendar years 2020 and 2021 are filed within 30 days of the date of this Final Order.

1 d. The Respondent remains in full compliance with all PDC
2 reporting requirements and is not found to have committed any further
3 violations of Chapter 42.17A RCW or Title 390 WAC within four years
4 of the date of this Final Order. The suspended penalty shall not be
5 assessed based solely upon any remediable violation, minor violation, or
6 error classified by the Commission as appropriate to address by a
7 technical correction.
8

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

14 SO ORDERED this _13th_ day of October 2022.

15 WASHINGTON STATE PUBLIC
16 DISCLOSURE COMMISSION

17 FOR THE COMMISSION:

18 

19 Fred Jarrett,
20 Chair, Public Disclosure Commission

21 *This order sent by email to:*

22 Nathaniel McMillion, Respondent
23 nathanielmcmillion51@yahoo.com
24 koolnukka@yahoo.com
25 caseyky@gmail.com
26 saxanel6@gmail.com

25 Tabitha Townsend,
26 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 October 13, 2022
Signed Date

1
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,
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
the Attorney general within thirty (30) days after the date this Final Order is served upon you.