



**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](mailto:pdcc@pdcc.wa.gov) • Website: [www.pdca.wa.gov](http://www.pdca.wa.gov)**

October 5, 2022

Delivered electronically to [SandraLKaiser@gmail.com](mailto:SandraLKaiser@gmail.com) [FriendsofSandyKaiser@gmail.com](mailto:FriendsofSandyKaiser@gmail.com)  
[compliance@bluewavepolitics.com](mailto:compliance@bluewavepolitics.com) and [info@derekkilmer.com](mailto:info@derekkilmer.com)

Subject: Complaints filed by Robert Rogers, PDC Case 112532

Dear Sandra Kaiser, Marilyn Strickland, and Derek Kilmer:

Below is a copy of an electronic letter sent to Robert Rogers concerning complaints filed with the Public Disclosure Commission (PDC).

As noted in the letter to Robert Rogers, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1) and will not conduct a more formal investigation into these allegations or take further enforcement action in this matter.

If you have questions, you may contact Tabatha Blacksmith at 1-360-586-8929, toll-free at 1-877-601-2828 or by e-mail at [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov)

Sincerely,

/s

\_\_\_\_\_  
Tabatha Blacksmith  
Compliance Officer

Endorsed by,

/s

\_\_\_\_\_  
Kim Bradford  
Deputy Director  
For Peter Lavalley  
Executive Director



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October 5, 2022

Delivered electronically to [brogers2@comcast.net](mailto:brogers2@comcast.net)

Subject: Complaint regarding Sandra Kaiser, Marilyn Strickland & Derek Kilmer, PDC Case 112532

Dear Robert Rogers:

The Public Disclosure Commission (PDC) has completed its review of the complaints you filed on September 15, 2022. The complaints alleged that Sandra Kaiser, a candidate for State Representative for the 35<sup>th</sup> Legislative District in 2022, may have violated RCW 42.17A.405(14) by accepting contributions from two incumbent Congresspersons' 2022 federal candidate campaigns, Marilyn Strickland and Derek Kilmer.

Your complaint also alleged that Marilyn Strickland and Derek Kilmer may have violated RCW 42.17A.405 by making contributions to a local candidate, an activity for which you also allege they are required to register as political committees in Washington State pursuant to RCW 42.17A.205.

PDC staff reviewed the allegations and evidence you submitted; the applicable statutes, rules, and reporting requirements; and queried the Respondent's data in the PDC contribution and expenditure database, to determine whether the record supports a finding of one or more violations.

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

- On January 27, 2022, Sandra Kaiser filed a Candidate Registration with the PDC declaring her candidacy for State Representative in the 35<sup>th</sup> Legislative District in 2022 and selected the Full Reporting option. Candidate Kaiser appeared on the Primary Election ballot on August 2, 2022 and has advanced to the November 2022 General Election.
- On September 6, 2022, the Friends of Sandy Kaiser Campaign (Campaign) filed a Monetary Contributions report (C-3 report) disclosing the receipt of: (1) a \$1,000 monetary contribution from the Marilyn Strickland for Congress Campaign (see report 110111668); and (2) a \$1,000 monetary contribution from People for Derek Kilmer for Congress Campaign (see report 110111668).
- Both Marilyn Strickland for Washington and People for Derek Kilmer are Congressional candidate committees registered with the Federal Elections Commission (FEC) but domiciled in Washington State.

The PDC does not regulate the activities of federal campaign committees that are registered with the FEC, and PDC laws & rules do not prohibit federal candidate committees from making contributions to Washington State candidates and political committees, but such contributions are subject to contribution limits.

- RCW 42.17A.250 and WAC 390-16-049 requires an out-of-state political committee to file PDC Form C-5 as an out-of-state political committee when making contributions. However, the statute and rules only mention political committees and are silent concerning federal candidate committees; and, in this instance, both federal candidate campaigns are domiciled in Washington State so they are not considered out-of-state.
- Finally, out-of-state political committees and other persons (excluding individuals) may be required to register and report as Washington State political committees if they meet the provisions of the [Primary Purpose Test](#). That test includes two prongs: a contributions prong and an expenditures prong; but, based on the facts in this instance, neither prong was met in this case.
- The federal candidate committees of Marilyn Strickland and Derek Kilmer used existing, federal campaign committee funds to contribute to Sandra Kaiser's campaign committee and did not solicit contributions to make the two \$1,000 contributions; making contributions to WA State candidates is not a primary purpose of Marilyn Strickland and Derek Kilmer's federal campaign committees, which are spending funds for their re-election.
  - RCW 42.17A.405 sets forth contribution limits that apply to candidates for legislative office, and the federal candidates were permitted to make the contributions to the Campaign, thus the \$1,000 contribution limitations were not exceeded in this instance.
  - Sandra Kaiser, Marilyn Strickland and Derek Kilmer do not have previous warnings or violations of PDC requirements.

Based on the specific facts in this matter, the contributing federal candidate campaigns have no filing obligation with the PDC as either in-state political committees or as out-of-state political committees required to file C-5 reports.

Based on our findings, staff has determined that, in this instance, the making of contributions by federal candidates to a local candidate campaign, and the latter's acceptance of said contribution, does not amount to a violation that warrants further investigation.

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 Tabatha Blacksmith at 1-360-586-8929, toll-free at 1-877-601-2828 or by e-mail at [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov)

Sincerely,

/s

Tabatha Blacksmith

Endorsed by,

/s

Kim Bradford

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Compliance Officer

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Deputy Director  
For Peter Lavallee  
Executive Director

cc: Sandra Kaiser, Marilyn Strickland & Derek Kilmer