



**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: pdc@pdc.wa.gov • Website: www.pdc.wa.gov

May 16, 2019

Delivered electronically to "lakotalegends@comcast.net"

Subject: Complaint filed by Glen Morgan, PDC Case 24662

Dear Carolyn Merrival:

Below is a copy of an electronic letter sent to Glen Morgan concerning a complaint filed with the Public Disclosure Commission (PDC).

As noted in the letter to Glen Morgan, 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.

However, pursuant to WAC 390-37-060(1)(b), this serves as a formal written warning concerning your failure to timely file timely file F-1 reports certifying financial activities. PDC staff expects you to file complete, timely, and accurate reports in the future as required by statute and rule. 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 Fox Blackhorn at 1-360-753-1980 toll-free at 1-877-601-2828, or by email at pdc@pdc.wa.gov.

Sincerely,

/s _____
Fox Blackhorn
Compliance Coordinator 2

Endorsed by,

/s _____
Peter Lavalley
Executive Director



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May 16, 2019

Delivered electronically to “glen@wethegoverned.com”

Subject: Complaint regarding Carolyn Merrival, PDC Case 24662

Dear Glen Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on August 24, 2017. Your complaint alleged that Carolyn Merrival, a Pierce County Charter Commissioner may have violated RCW 42.17A.700 for failure to timely file Personal Statements of Financial Affairs (F-1 reports) certifying financial activities for twelve calendar months before declaring candidacy in 2015, and for calendar years 2015 and 2016.

PDC staff reviewed your allegations; the applicable statutes, rules, and reporting requirements; the response provided by Carolyn Merrival; and the applicable PDC reports filed by Respondent, to determine whether the record supports a finding of one or more violations.

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

- Carolyn Merrival registered as a candidate for Charter Commissioner in 2015 on April 16, 2015, and was required by RCW 42.17A.700 to file an F-1 report certifying financial activities for twelve calendar months prior to becoming a candidate, not later than April 30, 2015.
- Carolyn Merrival failed to file the F-1 report until August 11, 2015, 103 days beyond the statutory deadline of RCW 42.17A.700.
- After successfully being elected as Charter Commissioner, Carolyn Merrival was required to file an F-1 report certifying financial activities for all of calendar year 2015, not later than April 15, 2016.
- On April 11, 2019, Carolyn Merrival filed an F-1A short form, indicating no changes from the last full F-1 report filed on August 11, 2015, and thereby no information that would materially impact the public interest, 1091 days late.
- Carolyn Merrival was also required to file an F-1 report certifying financial activities for the time spent in office during calendar year 2016, not later than April 17, 2017.
- Carolyn Merrival filed the F-1 report certifying financial activities for calendar year 2016 on September 8, 2017, 144 days beyond the statutory deadline of RCW 42.17A.700.
- Carolyn Merrival served a term of six months in office, and has no prior found violations of PDC laws or rules.

Based on these findings staff has determined that, in this instance, failure to timely file F-1 reports of financial activities does not amount to an actual violation warranting further investigation.

Pursuant to WAC 390-37-060(1)(b), Carolyn Merrival will receive a formal written warning concerning failure to timely file F-1 reports certifying financial activities. The formal written warning will include staff's expectation that Carolyn Merrival files complete, timely, and accurate reports in the future as required by statute and rule. 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 Fox Blackhorn at 1-360-753-1980 toll-free at 1-877-601-2828, or by e-mail at fdc@fdc.wa.gov.

Sincerely,

/s _____
Fox Blackhorn
Compliance Coordinator 2

Endorsed by,

/s _____
Peter Lavalley
Executive Director

cc: Carolyn Merrival