



**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

December 31, 2019

Delivered electronically to "electmarydye@gmail.com"

Subject: Complaint filed by Walter Smith, PDC Case 24629

Dear Mary Dye:

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

As noted in the letter to Walter Smith, 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.

PDC staff is reminding you about the importance of the timely and accurate disclosure of all contribution and expenditure activities. PDC staff expects in the future that you will timely file all future PDC reports in accordance with PDC laws and rules.

If you have questions, you may contact Tabitha Townsend at 1-360-586-4555 or toll-free at 1-877-601-2828, or by e-mail at pdcc@pdcc.wa.gov.

Sincerely,

/s

Tabitha Townsend
Compliance Coordinator

Endorsed by,

/s

Barbara Sandahl
Deputy Director
For Peter Lavallee
Executive Director



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December 31, 2019

Delivered electronically to “walter@smithdietrich.com”

Subject: Complaint regarding Mary Dye, PDC Case 24629

Dear Walter Smith:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on September 1, 2017. The complaint alleged that Mary Dye, a 2016 Candidate for State Representative may have violated RCW 42.17A.235 and .240 for failure to timely and accurately file Monetary Contribution reports (C-3 reports) and Summary Full Campaign Contribution and Expenditure reports (C-4 reports), disclosing contributions and expenditures undertaken by the Campaign; RCW 42.17A.430, .445 and WAC 390-16-236 by transferring funds to a surplus account that was not properly registered with the PDC.

PDC staff reviewed the allegations; the applicable statutes, rules, and reporting requirements; the response provided by the Respondent; the applicable PDC reports filed by the Respondent; 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:

- Pursuant to RCW 42.17A.235, .240, .430, .445 and WAC 390-16-236 the Respondent is required to timely and accurately report contributions and expenditures, including the creation and transfer to Surplus accounts.
- The Respondent filed a C-4 report on September 13, 2016 that reflects an expenditure of \$24,000 dated August 6, 2016 noted in the purpose as “Transfer to Surplus” from Committee to Elect Mary Dye.
- The Respondent amended the C-4 report on November 21, 2017 to reflect the August 6, 2016 expenditure was in fact an expenditure to HROC directly from the campaign and not to “Surplus”.
- The Treasurer, Mitch Short, for Mary Dye’s campaign stated in his response to the complaint that he believed the money could not go directly from the candidate campaign account and had to go through a separate account, and that the campaign never intended to set up a Surplus Funds Account with the PDC.
- RCW 42.17A.430(3) allows the direct transfer of candidate funds to a political party or caucus political committee without establishing a separate surplus funds account, without any limits.
- The Respondent has no prior violations with the PDC as of the September 5, 2017 date of case opening.

Based on our findings staff has determined that, in this instance no evidence supports a finding of a violation that warrants further investigation.

However, PDC staff is reminding Mary Dye about the importance of the timely and accurate disclosure of all contribution and expenditure activities and the timely filings of all future PDC reports in accordance with the statutes and 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 Tabitha Townsend at 1-360-586-4555 or toll-free at 1-877-601-2828, or by e-mail at pdcc@pdc.wa.gov.

Sincerely,

/s

Tabitha Townsend
Compliance Coordinator

Endorsed by,

/s

Barbara Sandahl
Deputy Director
For Peter Lavallee
Executive Director

cc: Mary Dye