



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

August 1, 2018

Delivered electronically to “daberkeley@aol.com”

Subject: PDC Case 37424

Dear Dean Berkeley:

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

As noted below to Chester Dow, the PDC will not be conducting a more formal investigation into these allegations or taking further enforcement action in this matter.

However, pursuant to WAC 390-37-060(1)(b), this letter serves as a warning letter concerning the failure to timely register as a candidate by filing a C-1 report within two weeks of declaring candidacy. PDC staff expects you to file timely and complete C-1 and F-1 reports in future years in accordance with PDC laws and rules. 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 e-mail [pdc@pdc.wa.gov](mailto:pdc@pdc.wa.gov).

Sincerely,

/s \_\_\_\_\_

Fox Blackhorn  
Compliance Coordinator 2

Endorsed by,

/s \_\_\_\_\_

Peter Lavallee  
Executive Director



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August 1, 2018

Delivered electronically to "cdow1@cablespeed.com"

Subject: Complaint regarding Dean Berkeley, PDC Case 37424

Dear Chester Dow:

The Public Disclosure Commission (PDC) has completed its initial review of the complaint you filed on June 28, 2018. Your complaint alleged that Dean Berkeley may have violated RCW 42.17A.205 for failure to timely register as a candidate, RCW 42.17A.235 for failure to timely report contributions and expenditures.

PDC staff reviewed your allegations, and as a result of staff's initial review, we found the following:

- Dean Berkeley, as an incumbent Fire Commissioner for Whatcom Fire Protection District 21, timely filed a Personal Statement of Financial Affairs (F-1 report) on March 12, 2018, in accordance with RCW 42.17A.700.
- Dean Berkeley, as a candidate for State Representative for Legislative District 42, failed to timely file a Candidate Registration report (C-1 report) not later than June 1, 2018, in violation of RCW 42.17A.205.
- After receiving the complaint, Dean Berkeley filed a C-1 report on July 16, 2018, selecting the Mini-Reporting option, exempting the campaign from the requirement to file reports of contributions and expenditures in accordance with RCW 42.17A.235.
- Dean Berkeley is an experienced candidate who has filed the C-1 report for previous elections, but has no prior found violations of PDC laws or rules.

Based on these initial findings, staff has determined that in this instance, failure to timely register as a candidate by filing a C-1 report within two weeks of declaring candidacy, does not amount to an actual material violation warranting further investigation.

Pursuant to WAC 390-37-060(1)(b), Dean Berkeley will receive a formal written warning concerning the failure to timely register as a candidate by filing a C-1 report within two weeks of declaring candidacy. The formal written warning will include staff's expectation that Dean Berkeley file timely and complete C-1 and F-1 reports in future years in accordance with PDC laws and rules. The Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

The PDC has closed the matter, and will not be conducting a more formal investigation into your complaint or pursuing further enforcement action in this case.

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 [pdcc@pdc.wa.gov](mailto:pdcc@pdc.wa.gov)

Sincerely,

/s \_\_\_\_\_  
Fox Blackhorn  
Compliance Coordinator 2

Endorsed by,

/s \_\_\_\_\_  
For Peter Lavalley  
Executive Director

cc: Dean Berkeley