



**State of Washington  
PUBLIC DISCLOSURE COMMISSION**

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908  
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August 20, 2018

Delivered electronically to Keith Goehner at "kgoehner@charter.net"

Subject: Complaint return with warning cover letter PDC Case 37184

Dear Mr. Goehner:

Below is a copy of an electronic letter sent to Kelly Anderson concerning a complaint filed with the Public Disclosure Commission (PDC). As noted below to Kelly Anderson, 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 your failure to timely and accurately file C-3 and C-4 reports, as well as your failure to include the complete sponsor identification on political advertisement(s). Staff expects you to file accurate and timely C-3 and C-4 reports for the duration of the 2018 election cycle, and all future campaigns, and to ensure that any future political advertisements undertaken by your Campaign, complies with all statutes and rules, including the requirement to provide the sponsor name and address. 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 Jennifer Hansen at 1-360-586-4560 toll-free at 1-877-601-2828, or by e-mail [jennifer.hansen@pdc.wa.gov](mailto:jennifer.hansen@pdc.wa.gov).

Sincerely,

/s \_\_\_\_\_  
Jennifer Hansen  
Compliance Officer

Endorsed by,

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



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August 20, 2018

Delivered electronically to Kelly Anderson at "wenatcheeaction@gmail.com"

Subject: Keith Goehner complaint return with warning letter: PDC Case 37184

Dear Kelly Anderson:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on June 19, 2018. Your complaint alleged that Keith Goehner, a candidate for State Representative in the 12th Legislative District in 2018, may have violated: (1) RCW 42.17A.235 and RCW 42.17A.240 by failing to timely and accurately file Monetary Contribution Reports (C-3 report) and Summary Full Reporting of Contribution and Expenditure Reports (C-4 report) disclosing contribution and expenditure activities, including in-kind contributions, debts or other obligations; and (2) RCW 42.17A.320 by failing to include the proper sponsor identification on political advertising sponsored by his Campaign.

PDC staff reviewed the allegations listed in your complaint, the C-3 and C-4 reports filed by the Campaign, and the response from the Keith Goehner Campaign. As a result of staff's review, we found the following:

- Keith Goehner filed a Candidate Registration (C-1 report) on June 18, 2018, declaring his candidacy for State Representative in the 12th Legislative District, and choosing the "Full Reporting": option. Mr. Goehner is an incumbent Chelan County Commissioner since being elected to that office in 2002. His current term of office ends in 2018.
- On June 19, 2018, the Committee to Elect Keith Goehner (Campaign) filed three C-3 reports disclosing the receipt of \$14,035 in monetary contributions, that included \$9,760 in candidate's personal funds that were deposited into the campaign bank account. The C-3 reports were filed nine to fifteen days late by the Campaign.
- On June 22, 2018, the Campaign filed the June 2018 C-4 covering the period of May 9, to May 31, 2018, disclosing \$7,110 in monetary contributions received, and \$4,500 in expenditures made. The C-4 report was due to be filed no later than June 11, 2018, and was filed eleven days late by the Campaign. In addition, the 21-day pre-primary C-4 report was filed one day late by the Campaign on July 18, 2018.
- In his response, Mr. Goehner stated that his Campaign had difficulties filing the C-3 and C-4 reports electronically using the PDC's campaign finance reporting software (Online Reporting of Campaign Activities or ORCA) as the reason for the late filed C-3 reports and the initial C-4 report.
- Mr. Goehner confirmed that the Campaign paid for the Campaign yard signs and website and that the sponsor identification was included on both.

- Mr. Goehner has no prior violations of PDC laws or rules, and his Campaign took quick corrective action to address the non-compliance.

Based on these findings, staff has determined that in this instance, failure to timely and accurately file C-3 and C-4 reports, including the disclosure of the source of the funds used to pay for the Campaign signs, website and fundraising costs, and the failure to include sponsor identification on political advertising sponsored by his Campaign, does not amount to a material violation warranting further investigation.

However, pursuant to WAC 390-37-060(1)(b), Keith Goehner will receive a formal written warning concerning the failure to timely and accurately file C-3 and C-4 reports, as well as the failure to include the complete sponsor identification on political advertisement(s). The formal written warning will include staff's expectation that the Goehner Campaign file accurate and timely C-3 and C-4 reports for the duration of the 2018 election cycle and that Keith Goehner shall ensure any future political advertisements undertaken by his Campaign, complies with all statutes 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 Jennifer Hansen at 1-360-586-4560 toll-free at 1-877-601-2828, or by e-mail at [jennifer.hansen@pdc.wa.gov](mailto:jennifer.hansen@pdc.wa.gov).

Sincerely,

/s \_\_\_\_\_  
Jennifer Hansen  
Compliance Officer

Endorsed by,

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

cc: Keith Goehner