



**State of Washington
PUBLIC DISCLOSURE COMMISSION**

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May 6, 2021

Delivered electronically to "recallhatcher@gmail.com"

Subject: Late-Filed C-3 Report - Committee to Recall Jerry Hatcher, PDC Case 87409

Committee to Recall Jerry Hatcher, Kathleen Wierschke, President:

The Public Disclosure Commission (PDC) has completed its review of reports filed by Committee to Recall Jerry Hatcher, including a late-filed C-3 report, subsequent to the Committee's January 30, 2021, acknowledgment it had received three over-limit contributions and its request for a waiver from the contribution limits of RCW 42.17A.405(3) and (14) for recall committees.

Although complaints were filed around March 21, 2021 alleging the receipt of over-limit contributions, the complaints did not allege late-filed C-3 reports. PDC staff reviewed the reports filed by Committee to Recall Jerry Hatcher; the applicable statutes, rules, and reporting requirements; and an explanation for the late-filed C-3 report, to determine whether the record supports a finding of one or more violations.

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

- PDC staff noticed the two over-limit contributions from Kathleen Wierschke were received and deposited August 22, 2020, meaning the C-3 reporting those contributions was due no later than September 10, 2020. The C-3 was received November 20, 2020, two months and 10 days late. Staff asked for an explanation.
- On April 6, 2021, Ms. Wierschke responded concerning the late C-3 report, stating the Committee had a treasurer when the Committee Registration was filed with the PDC. Ms. Wierschke said she collected contributions and reported all information to the treasurer for filing with the PDC. Ms. Wierschke said the treasurer was very responsive, and she assumed all contributions were being reported to the PDC. Ms. Wierschke said around the middle of September 2020, the treasurer said she could no longer function in her capacity and acknowledged she had not reported any of the Committee's contributions to the PDC. Ms. Wierschke said she immediately called the PDC and was advised to find a new treasurer and file the missing reports as soon as possible. Ms. Wierschke said she worked quickly to find a new treasurer and worked hard to report all contributions accurately. The result was nine

contributions totaling \$4,207.40, received August 22, 2020, were reported two months and 10 days late on November 20, 2020.

Based on these findings, staff has determined that in this instance, the failure to timely report the receipt of contributions does not amount to a violation warranting further investigation.

PDC staff is reminding Committee to Recall Jerry Hatcher, Kathlen Wierschke, President, about the importance of timely reporting the receipt of contributions, and of monitoring the work of the Committee's treasurer to ensure timely and accurate reporting in accordance with the statutes and rules.

Based on this information, the PDC finds that no further action is warranted on the issue of the late filed C-3 report, which is hereby dismissed, in accordance with RCW 42.17A.755(1). This matter remains open with respect to the potential violation(s) for receipt of over-limit contributions, as that issue has yet to be resolved and will be addressed separately by the PDC.

Questions can be directed to Phil Stutzman, Compliance Officer, who can be contacted at 360-664-8853, toll-free at 1-877-601-2828, or by e-mail at pdcc@pdc.wa.gov.

Sincerely,

Electronically Signed Philip E. Stutzman

Phil Stutzman
Compliance Officer

Endorsed by,

Electronically Signed Barbara Sandahl

Barbara Sandahl
Deputy Director
For Peter Lavalley
Executive Director