



State of Washington
PUBLIC DISCLOSURE COMMISSION

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Public Disclosure Commission Statement of Understanding

James Ray Smith: PDC Case 108364

I, James Ray Smith, as a 2021 candidate seeking election to the office of Mayor of the City
(Candidate's Name) of Lynnwood, hereby acknowledge that I violated the following:

RCW 42.17A.235 and **.240** by failing to timely and accurately file Summary Full Campaign Contribution and Expenditure Reports (C-4 reports) and Monetary Contribution Reports (C-3 reports) as a 2021 candidate under the Full Reporting option disclosing contribution and expenditure activities.

James Ray Smith filed a candidate registration on February 24, 2021, declaring his candidacy for election to the office of Mayor of Lynnwood in the 2021 election, selecting the Full Reporting option, and listing himself as Treasurer. Mr. Smith is an incumbent Lynnwood City Councilmember since being elected to office in 2019. He previously served on the City Council for several terms prior to the 2019 election.

RCW 42.17A.235 requires 2021 candidates filing under the Full Reporting option to timely and accurately file C-3 and C-4 reports on an accelerated basis beginning June 1, 2021.

1. On July 17, 2022, the James Smith for Mayor Campaign (Campaign) filed the 21-Day Pre-General Election C-4 report covering the period September 1 through October 11, 2021, disclosing that \$4,600 in monetary contributions had been received, and \$4,036 in expenditures made.
2. The C-4 report disclosed: (1) a \$3,471 expenditure was made to James Smith on October 7, 2021, for "Postage costs, mail permits, and purchase of stamps"; (2) a \$300 expenditure was made to USPS on October 7, 2021, for "Postage costs, mail permits, and purchase of stamps"; and (3) a \$265 expenditure was made to USPS on October 7, 2021, for "Postage costs, mail permits, and purchase of stamps."

3. The 21-Day Pre-General Election C-4 report was required to have been filed no later than October 12, 2021. The 21-Day Pre-General Election C-4 report was filed 278 days late by the Campaign, and more than 257 days after the November 2, 2021, general election had been held.
4. On August 7, 2022, the Campaign filed the 7-Day Pre-General Election C-4 report covering the period October 12 through 25, 2021, disclosing \$1,971.77 in candidate in-kind contributions had been received and \$3,275.46 in expenditures had been made.
5. The 7-Day Pre-General Election C-4 report disclosed: (1) a \$1,329.32 expenditure was made to ADG Printing on October 20, 2021, to print 2,000 Postcards; (2) five expenditures were made to the USPS between October 13 through 18, 2021, totaling \$1,896.63 for postage costs; (3) a \$1,329.32 candidate in-kind contribution/loan was made to ADG Printing on October 21, 2021, to print postcards; and (4) a \$642.45 candidate in-kind contribution/loan was made to the USPS on October 23, 2021, for postage paid.
6. The 7-Day Pre-General Election C-4 report was due to have been filed no later than October 26, 2021. The 7-Day Pre-General Election C-4 report was filed 281 days late by the Campaign, and more than 274 days after the November 2, 2021, general election had been held.
7. On August 7, 2022, the Campaign filed the Post General Election C-4 report covering the period October 26 through November 30, 2021, disclosing \$2,070.47 in candidate in-kind contributions received and \$3,418.16 in expenditures made.
8. The Post General Election C-4 report disclosed: (1) a \$2,000.05 expenditure made to ADG Printing on October 26, 2021, to print 2,000 Postcards; (2) a \$1,418.11 expenditure made to James Smith reimbursing him for "Printing literature, fliers, postcards, etc...."; and (3) a total of \$2,070.47 candidate in-kind contribution/loan were made that included \$2,000.05 made to ADG Printing on October 27, 2021, to print 2,000 Postcards, and \$70.42 for postage.
9. The Post General Election C-4 report was due to have been filed no later than December 10, 2021. The Post General Election C-4 report was filed 241 days late by the Campaign, and more than 279 days after the November 2, 2021, general election had been held.

10. On August 22, 2022, the Campaign filed a C-3 report disclosing \$2,000 in monetary contributions had been deposited on November 1, 2021. The contributions included a \$1,000 monetary contribution received from an individual on November 1, 2021; and two \$500 monetary contributions received on October 14, 2021, were from the Lynnwood Police Officers Association and the Snohomish County Republican Party, respectively.

11. The two \$500 contributions received by the Campaign on October 14, 2021, were required to be disclosed on a C-3 report by October 25, 2021, and the \$1,000 contribution was required to have been disclosed no later than December 10, 2021.

I would like to avoid the time and expense resulting from a Brief Adjudicative Proceeding (Brief Enforcement Hearing) being scheduled by Public Disclosure Commission (PDC) staff.

Therefore, in lieu of PDC staff scheduling a Brief Enforcement Hearing, I am completing this Statement of Understanding, and enclosing a check or money order in the amount of \$600 as a penalty payment to resolve this matter.

The \$600 penalty assessed against me includes: (1) \$450 in penalties for the three acknowledged violations of RCW 42.17A.235 and .240 for failing to timely and accurately file three C-4 reports during the 2021 general election cycle; and (2) a \$150 penalty for one violation of RCW 42.17A.235 for failing to timely file one C-3 report. The \$600 penalty is being assessed in accordance with the Penalty Schedule adopted by the Commission for Brief Enforcement Hearings, in accordance with WAC 390-37-143.

I understand that by completing this Statement of Understanding, I am acknowledging violations of Chapter 42.17A RCW and Title 390 WAC as set forth above and am waiving my right to a hearing in this matter.

I further understand that this will resolve the issues of failing to timely file three C-4 reports and one C-3 report, during the 2021 election cycle as described above.


James Ray Smith, Candidate

9-6-2022
Date Signed

Please make your check or money order payable to the **"Washington State Treasurer."**

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And be sure to include the PDC Case number in the memorandum field, and mail or deliver this Statement of Understanding along with your payment to:

Public Disclosure Commission
P.O. Box 40908
Olympia, WA 98504-0908

