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8 **BEFORE THE PUBLIC DISCLOSURE COMMISSION**
OF THE STATE OF WASHINGTON

9 In Re: The Matter of Enforcement Action
10 Against:

PDC CASE NO. 108755

FINAL ORDER

11 JONATHON RODEBACK,
12 Respondent.
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15 This matter was heard in-person and remotely by the Washington State Public Disclosure
16 Commission (Commission) on June 23, 2022, by telephonic and online streaming access.
17 Respondent Jonathon Rodeback was provided notice on June 13, 2022, of the hearing date. The
18 hearing was held in accordance with Chapters 34.05 and 42.17A RCW, and Chapter 390-37
19 WAC.

20 Commissioners present both in-person and online were Fred Jarrett, Commission Chair
21 (presiding); Nancy Isserlis, Commission Vice-Chair; and Commissioners Allen Hayward, and
22 Jocelyn Cooney. Also present both telephonically and online were Assistant Attorney General
23 Matthew Kernutt representing the Commission, Assistant Attorney General Chad Standifer
24 representing PDC Staff, and Tabatha Blacksmith, PDC Compliance Coordinator. Notice was
25 provided to the Respondent and he did not appear on his own behalf. The proceeding was open
26 to the public as limited by Governor's Proclamation 20-25 *et. seq.* and recorded.

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2 The Commissioners had before them the following materials:

- 3 1. Case memorandum dated June 23, 2022, prepared by Tabatha Blacksmith, PDC
4 Compliance Coordinator;
5 2. Hearing Notice, PDC Case No. 108755, mailed and dated June 13, 2022;
6 3. Initial Order for prior violation, PDC Case 80261, entered January 11, 2021;
7 4. Final Order on Request for Review, PDC Case 80261, entered March 11, 2021;
8 5. Final Order for prior violation, PDC Case 102996, entered April 6, 2022.
9

10 **I. FINDINGS OF FACT**

11 The matter involves Respondent Jonathan Rodeback, a School Director for Toutle Lake
12 School District 130. Respondent is alleged to have violated RCW 42.17A.700 for failure to
13 timely file a Personal Financial Affairs Statement (F-1 Report) with the Public Disclosure
14 Commission no later than April 15, 2022, disclosing financial information for the calendar year
15 2021. The Respondent has two prior violations within the last five years.
16

- 17 1. From March 10, 2022, through April 5, 2022, PDC staff sent email reminders to
18 all elected and appointed officials regarding their missing F-1 reports for calendar
19 year 2021.
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21 2. On May 11, 2022, PDC staff emailed the Respondent a warning notice regarding
22 the missing F-1 report. The notice was sent to the Respondent's email address of
23 record.
24
25 3. On June 13, 2022, PDC Staff served the Respondent by mail, with a hearing
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1 notice for a June 23, 2022, Enforcement Hearing along with instructions on how
2 to participate in the hearing remotely, before the full Public Disclosure
3 Commission concerning his failure to file the F-1 report. The notice was also
4 emailed to the Respondent on June, 14, 2022.
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6 4. As of the date of the hearing the Respondent has not filed the missing F-1 report
7 covering calendar year 2021 that was due no later than April 15, 2022.
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9 5. There are two prior cases for violation of RCW 42.17A.700:
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- 11 • PDC Case 80261. At a December 17, 2020, Enforcement Hearing,
12 Respondent was found in violation of RCW 42.17A.700 for failing
13 to file an F-1 report for calendar year 2019, which was due not
14 later than April 15, 2020. A total civil penalty of \$250 was
15 assessed in accordance with the penalty schedule adopted by the
16 Commission that was in effect at that time. The Respondent has
17 not filed the missing F-1 report and has not paid the civil penalty
18 and it has been sent for collection. A review hearing was held
19 February 25, 2021, and the Commission affirmed the Initial Order.
20

- 21 • PDC Case 102996. At a March 24, 2022, Enforcement Hearing
22 before the full Commission, the Respondent was found in violation
23 of RCW 42.17A.700 for failing to file an F-1 report for calendar
24 year 2020, which was due not later than April 15, 2021. A total
25 civil penalty of \$2,000 was assessed in accordance with the penalty
26

1 schedule adopted by the Commission that was in effect at that
2 time. The Respondent has not filed the missing F-1 report and as
3 of June 23, 2022, has not paid the civil penalty.
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5 **II. CONCLUSIONS OF LAW**

- 6
7 1. The Commission has jurisdiction over this proceeding pursuant to Chapter
8 42.17A. RCW, the State campaign finance and disclosure law; Chapter 34.05
9 RCW, the Administrative Procedure Act; and Title 390 WAC.
10
- 11 2. Pursuant to RCW 42.17A.700, an elected or appointed official who held office
12 in 2021 was required to file an F-1 Report, disclosing financial information for
13 calendar year 2021 no later than April 15, 2022.
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15 **III. ORDER**

16 This Order will be the Final Order. After consideration of the mitigating and
17 aggravating factors, the Findings of Fact, and the Conclusions of Law, the Commission
18 assesses a civil penalty of \$3,000 for the late filed F-1 report with \$500 suspended on the
19 following conditions:
20

- 21 1. a. The \$2,500 non-suspended portion of the civil penalty due for
22 failure to timely file the F-1 report for calendar year 2021 in violation of
23 RCW 42.17A.700 is paid by the Respondent within 30 days of the date
24 of this Final Order.
25
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1 b. The past due civil penalties for failure to timely file the F-1
2 report for calendar years 2019 and 2020, in violation of RCW
3 42.17A.700, totaling \$2,250 are paid by the Respondent within 30 days
4 of the date of this Final Order.

5
6 c. The missing F-1 reports for calendar years 2019, 2020, and 2021
7 are filed within 30 days of the date of this Final Order.

8
9 d. The Respondent remains in full compliance with all PDC
10 reporting requirements and is not found to have committed any further
11 violations of Chapter 42.17A RCW or Title 390 WAC within four years
12 of the date of this Final Order. The suspended penalty shall not be
13 assessed based solely upon any remediable violation, minor violation, or
14 error classified by the Commission as appropriate to address by a
15 technical correction.

- 16
17 2. If the Respondent fails to meet the conditions in Section III(1) of this order within
18 30 days of the date of this order, the suspended portion of the penalty for calendar
19 year 2021 shall immediately become due without further action by the
20 Commission and all past due penalties may be sent to collections or to Superior
21 Court for enforcement.

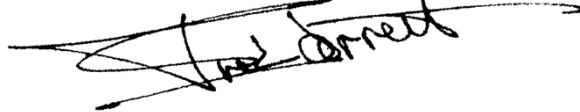
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1 SO ORDERED this 12th day of July, 2022.

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3 WASHINGTON STATE PUBLIC
DISCLOSURE COMMISSION

4 FOR THE COMMISSION:

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7 Fred Jarrett,
Chair, Public Disclosure Commission

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10 *This order sent by email to:*

11 Jonathan Rodeback, Respondent
jonathanrodeback@gmail.com

12 Tabatha Blacksmith,
13 PDC Compliance Coordinator
pdc@pdc.wa.gov

I, Tabatha Blacksmith, certify that I mailed and emailed a
copy of this order to the Respondent at his respective
mailing and email addresses.

Electronically signed Tabatha Blacksmith July 12, 2022
Signed Date

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16 **NOTICE: RECONSIDERATION**

17 Pursuant to the provisions of RCW 34.05.470 and WAC 390-37-150, you may file a Petition for
18 Reconsideration with the PDC within ten (10) days from the date this Final Order is served upon
19 you. Any Request for reconsideration must state the specific grounds for the relief requested.
20 Petitions must be delivered or mailed to the Washington State Public Disclosure Commission,
711 Capitol Way, Room 206, Box 40908, Olympia WA 98504-0908.

21 **NOTICE: PETITION FOR JUDICIAL REVIEW**

22 You have the right to appeal this Final Order to Superior Court, pursuant to the Petition for
23 Judicial Review provisions of RCW 34.05.542. Any Petition for Judicial Review of this Final
24 Order must be filed with the court and also served upon both the Commission and the Office of
25 the Attorney general within thirty (30) days after the date this Final Order is served upon you.
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