



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: pdcc@pdcc.wa.gov • Website: www.pdca.wa.gov

Memorandum

To: Public Disclosure Commission

From: Tabatha Blacksmith, Compliance Coordinator

Date: August 25, 2022

Subject: Richard De Gloria Enforcement Hearing Memorandum: PDC Case 109819

Allegations:

Public Disclosure Commission (PDC) staff alleges that Richard De Gloria, City Council Member for City of Burlington, violated RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1 report) for calendar year 2021 that was due no later than April 15, 2022.

Background:

- Richard De Gloria (the “Respondent”) serves as City Council Member for the City of Burlington. His current term began on January 1, 2014.
- Pursuant to RCW 42.17A.700, an elected or appointed official who held office in 2021 was required to file a Personal Financial Affairs Statement (F-1 report), disclosing personal financial information for calendar year 2021, no later than April 15, 2022.
- From March 10, 2022 through April 5, 2022, PDC staff emailed reminders to elected and appointed officials regarding their missing F-1 reports for calendar year 2021.
- On May 11, 2022, PDC staff sent the Respondent a warning notice, by email and mail, regarding the missing F-1 report for calendar year 2021. The email was sent to the Respondent’s personal & official email addresses.
- On August 11, 2022, PDC staff served the Respondent, by email and mail, with a hearing notice for an August 25, 2022 Adjudicative Proceeding (Enforcement Hearing) before the full Public Disclosure Commission concerning the Respondent’s failure to file the F-1 report. The email was sent to the Respondent’s personal and official email addresses.

- As of August 17, 2022, the Respondent has not filed the F-1 report for calendar year 2021 that was due April 15, 2022.

Prior Violation:

The Respondent has one prior violation of RCW 42.17A.700 within the last five years:

Violation (PDC Case 94185)

- The Respondent, who served as City Council Member of City of Burlington, failed to file an F-1 report for calendar year 2020, which was due no later than April 15, 2021.
- At a July 15, 2021 Brief Adjudicative Proceeding (Brief Enforcement Hearing), the Respondent was found in violation of RCW 42.17A.700 and assessed a \$250 penalty for failing to file an F-1 report for calendar year 2020 that was due no later than April 15, 2021, with \$150 suspended if the conditions of the Order were met.
- To date, the Respondent has not filed the F-1 report covering calendar year 2020 but he has paid the \$250 civil penalty for case 94185.

Additional Information:

The Respondent's most recent F-1 report was filed on September 1, 2020 and disclosed financial activity for calendar year 2019.

Staff Recommendations:

- Staff recommends the Commission find that the Respondent violated RCW 42.17A.700 for failing to file an F-1 report for calendar year 2021.
- Assess the Respondent a civil penalty of \$1,000 for a second occasion of a violation where the report was not filed before the date of the hearing per [WAC 390-37-182](#) to be made payable within 30 days of the date of the Order. The base penalty range for this fact pattern is \$1,000 - \$2,000.
- Require the Respondent to file the missing F-1 reports covering calendar years 2020 & 2021 within 30 days of the date of the Order.