

October 24, 2017

Elizabeth Miller
5121 Nathan Loop Southeast
Auburn, WA 98092
Emmiller22@gmail.com

SENT VIA U.S. MAIL & EMAIL

Dear Ms. Miller:

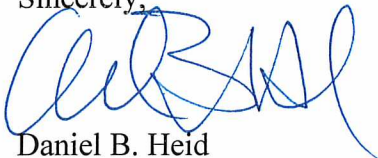
I am in receipt of your letter dated October 23, 2017, communicating a formal complaint and request for action against Auburn Deputy Mayor Largo Wales for violation of Section 42.17A.555 of the Revised Code of Washington and other code sections.

I note you also sent the letter to Washington State Attorney General Bob Ferguson. In that regard, some of the code sections to which you made reference are not violations that the Auburn City Attorney has jurisdiction to prosecute. Moreover, even if the code sections were within the jurisdiction of a City Attorney, the Rules of Professional Conduct prohibit me from taking action against a Councilmember of the City represented by the City Attorney. And while it is not an RCW, even the City of Auburn Code of Ethics does not fall within Auburn City Attorney enforcement responsibilities. I anticipate that this may be the reason Attorney General Ferguson was included among the recipients of your letter. Like the Attorney General, there are other bodies with jurisdiction, like the Public Disclose Commission, you can contact.

My role as City Attorney is to give guidance to the councilmembers on actions of matters with which they may be involved. But, candidly, there is nothing more I can do in terms of my enforcement authority regarding the violations you identify in your letter.

I hope that this explains the limitations of my office in connection with the matters you raise. If you have any questions of me, please don't hesitate to let me know. Thank you.

Sincerely,



Daniel B. Heid
Auburn City Attorney

cc: Honorable Bob Ferguson
Washington State Attorney General
PO Box 40100
Olympia, WA 98504

Rob Roscoe
Auburn Director of Human Resources and Risk Management