



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](mailto:pdcc@pdcc.wa.gov) • Website: [www.pdca.wa.gov](http://www.pdca.wa.gov)

10/31/2022

Delivered electronically to Greg Kimsey

Subject: Complaint filed by GLEN MORGAN, PDC Case #112949

Dear Greg Kimsey:

Below is a copy of an electronic letter sent to Glen Morgan concerning a complaint filed with the Public Disclosure Commission (PDC).

As noted in the letter to Mr. Morgan, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1) and will not conduct a more formal investigation into these allegations or take further enforcement action in this matter.

Pursuant to WAC 390-37-060(1)(d), however, you are receiving a formal written warning concerning your failure to timely disclose the transfer of funds from the Kimsey Gregory A Surplus Acct (Surplus) into the account for the 2022 Committee to Re-Elect Greg Kimsey (Campaign). The formal written warning includes staff's expectation that you will timely file all required reports for both the Surplus account and the Campaign account for the remainder of this election cycle, for all future campaigns, and for any future surplus fund expenditures. The Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

If you have questions, you may contact Tanya Mercier at 1-360-586-4746 or toll-free at 1-877-601-2828, or by e-mail at [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov).

Sincerely,

/s Electronically Signed

Tanya Mercier  
Compliance Officer

Endorsed by,

/s Electronically Signed

Peter Frey Lavalley  
Executive Director



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October 31, 2022

Delivered electronically to Glen Morgan

Subject: Complaint regarding GREG KIMSEY, PDC Case #113070

Dear Glen Morgan:

The Public Disclosure Commission (PDC) has completed its review and assessment of the complaint you filed on October 6, 2022. The complaint alleged that Greg Kimsey, incumbent Clark County Auditor, a candidate for re-election to office in 2022, may have violated RCW 42.17A.235 and RCW 42.17A.240 by failing to disclose a transfer of surplus funds to his 2022 campaign committee.

PDC staff reviewed the allegations; the applicable statutes, rules, and reporting requirements for a local candidate in 2022; the response provided by Mr. Kimsey; the applicable PDC reports; and queried the Respondent's data in the PDC contribution and expenditure database, to determine whether the record supports a finding of one or more violations.

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

- On February 9, 2019, Greg Kimsey filed a candidate registration selecting the Full Reporting Option and listing Mr. Kimsey as the Treasurer. Mr. Kimsey is the incumbent Clark County Auditor since being elected to the office in 1999.
- Greg Kimsey has a registered surplus funds account, identified as Kimsey Gregory A Surplus Acct (Surplus), and has filed reports disclosing activities since 2001.
- On March 8, 2019, the 2022 Campaign to Re-elect Greg Kimsey (Campaign) filed a Monetary Contributions report (C-3 report) disclosing the receipt of a \$7,000 transfer of surplus funds from the Surplus account as 'Miscellaneous Receipt'.

- In accordance with RCW 42.17A.235, Mr. Kimsey is required to file a C-4 report whenever funds expended exceed \$200 since the last report was filed. The \$7,000 transfer of funds from the Surplus account was required to be disclosed on a C-4 report no later than April 10, 2019.
- Once he was notified of the complaint and the filing omission, Mr. Kimsey took prompt action by contacting PDC Filer Assistance, and on October 12, 2022, he filed the missing Surplus account C-4 report.

The late filing of the C-4 report for the Surplus account is mitigated by the facts that Greg Kimsey has no prior PDC violations, and the campaign timely disclosed the \$7,000 transfer of funds from the Surplus account into the Campaign account.

Based on our findings staff has determined that, in this instance, failure to timely file the C-4 report covering March 2019 does not amount to a violation that warrants further investigation.

However, pursuant to WAC 390-37-060(1)(d), Greg Kimsey will receive a formal written warning concerning the failure to timely disclose the transfer of funds from the Surplus account into the Campaign account. The formal written warning will include staff's expectation that Greg Kimsey will timely file all required reports for both Surplus and Campaign funds for the remainder of this election cycle and for all future campaigns, and for any future surplus fund expenditures. The Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

Based on this information, the PDC finds that no further action is warranted and has dismissed this matter in accordance with RCW 42.17A.755(1).

If you have questions, you may contact Tanya Mercier at 1-360-586-4746 or toll-free at 1-877-601-2828, or by e-mail at [pdcc@pdc.wa.gov](mailto:pdcc@pdc.wa.gov).

Sincerely,

/s Electronically Signed

Tanya Mercier  
Compliance Officer

Endorsed by,

/s Electronically Signed

Peter Frey Lavalley  
Executive Director

cc: Greg Kimsey