



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@pdc.wa.gov • Website: www.pdc.wa.gov

May 10, 2023

Sent electronically to Jon Martin at job.b.martin@me.com

Subject: Complaint filed by Susan Conniry, PDC Case 121875

Dear Mayor Martin:

Below is a copy of an electronic letter sent to Susan Conniry concerning complaints filed with the Public Disclosure Commission (PDC) on February 16, 2023.

As noted below in the letter to Ms. Conniry, 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.

However, pursuant to WAC 390-37-060(1)(d), this letter constitutes a formal warning to you concerning the failure to timely and accurately disclose income on the Personal Financial Affairs Statement (F-1) reports for years 2020 – 2022, as required by the statutory scheme. 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 Erick Agina, Compliance Officer at (360) 586-2869, toll-free at 1-877-601-2828, or by e-mail at pdcc@pdc.wa.gov

Sincerely,

Endorsed by:

s/_____
Erick Agina, Compliance Officer

s/_____
Peter Frey Lavallee, Executive Director



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May 10, 2023

Sent electronically to Susan Conniry at susan@careforthefuture.org

Subject: Complaint regarding Mayor Jon Martin, PDC Case 121875

Dear Ms. Conniry:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed with the PDC on February 16, 2023. The complaint alleged that Mayor Jon Martin, the incumbent mayor of City of Ocean Shores, may have violated RCW 42.17A.700 and .710 by failing to timely and accurately disclose income on the Personal Financial Affairs Statement (F-1) reports for years 2020 – 2022, as required by the statutory scheme.

PDC staff reviewed the allegations listed in the complaint to determine whether a formal investigation or enforcement action is warranted. Staff reviewed the allegations listed in the complaint; the applicable statute(s), rule(s), and reporting requirements; the F-1 reports filed by Mayor Martin; and the March 10, 2023, response to the complaint provided by Mayor Martin.

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

- On March 10, 2021, Mayor Martin timely filed a Personal Financial Affairs Statement (F-1) report for 2020, covering the period beginning January 1, 2020, through December 31, 2020. Staff noted that Mayor Martin failed to disclose income from three additional sources on the 2020 F-1 report, as required under Section 1 "Income" on the F-1 report. In addition to the income reported from Hanner Enterprises, Mayor Martin held three elected offices in 2020 (mayor and city council with the City of Ocean Shores, and a commissioner with Grays Harbor Public Utility District) and was therefore required to report the three incomes on his 2020 F-1 report.
- On January 18, 2020, Mayor Martin timely filed a Personal Financial Affairs Statement (F-1) report for 2019, covering the period beginning January 1, 2019, through December 31, 2019. Staff noted that Mayor Martin failed to disclose income from one additional source on the 2019 F-1 report, as required under Section 1 "Income" on the F-1 report. In addition to the income reported from Hanner Enterprises, Mayor Martin was a city council member in 2019 and was required to report the income he received as a city council member for the City of Ocean Shores.
- In the course of reviewing this complaint, staff further noted that Mayor Martin failed to report income on his prior F-1 reports for 2017 (covering January 1, 2017 through December 31, 2017) and 2018 (covering the period beginning January 2018 through December 31, 2018). In addition to reporting income from Hanner Enterprises, Mayor Martin was required to report income received as a sitting city council member

for the City of Ocean Shores in 2017 and 2018. The F-1 reports covering 2017 and 2018 were timely filed on March 12, 2018 and March 28, 2019, respectively.

- On May 3, 2023 and May 8, 2023, Mayor Martin submitted amended F-1 reports at issue and included income from elected offices that he held between 2018 and 2022.

While staff found Mayor Martin’s F-1 reports deficient, he fully cooperated with the PDC staff during the entirety of this review and took responsibility by amending the pertinent F-1 reports at issue in this matter. Further, Mayor Martin’s office-related income was a matter of public record, mitigating potential harm to the public from the omissions on his financial reports.

However, pursuant to WAC 390-37-060(1)(d), Mayor Jon Martin will receive a formal written warning concerning the failure to timely and accurately file F-1 report for election years 2018 – 2022, as required by the statutory scheme. Mayor Martin will be informed that the Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

Accordingly, PDC staff finds that no further action is warranted in this matter and has dismissed your complaint in accordance with RCW 42.17A.755(1)(a).

If you have questions, you may contact Erick Agina at (360) 586-2869, toll-free at 1-877-601-2828, or by e-mail at pdcc@pdcc.wa.gov.

Sincerely,

Endorsed by:

s/ _____
Erick Agina, Compliance Officer

s/ _____
Peter Frey Lavalley, Executive Director

cc: Mayor Jon Martin

