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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. 138099

FINAL ORDER

11 JONATHON RODEBACK,
12 Respondent.
13
14

15 This matter was heard in-person and remotely by the Washington State Public Disclosure
16 Commission (Commission) on June 22, 2023, by in-person, telephonic, and online streaming
17 access. Respondent Jonathon Rodeback was provided notice on June 12, 2023, of the hearing
18 date and did not appear. The hearing was held in accordance with Chapters 34.05 and 42.17A
19 RCW, and Chapter 390-37 WAC.

20 Commissioners present in-person were Fred Jarrett, Commission Chair (presiding);
21 Nancy Isserlis, Commission Vice-Chair; and Commissioners Allen Hayward, and J. Robert
22 Leach. Also present both in-person and online were Assistant Attorney General John S. Meader
23 representing the Commission, Senior Assistant Attorney General Chad Standifer and Assistant
24 Attorney General Susie Giles-Klein, representing PDC Staff, and Philip E. Stutzman, PDC
25 Compliance Officer. The proceeding was open to the public and recorded.
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1 The Commissioners had before them the following materials:

- 2 1. Case memorandum dated June 14, 2023, prepared by Philip E. Stutzman, PDC
3 Compliance Officer;
- 4 2. Hearing Notice, PDC Case No. 138099, mailed and dated June 12, 2023;
- 5 3. Warning Letter dated May 5, 2023.

6 7 **I. FINDINGS OF FACT**

8 The matter involves Respondent Jonathon Rodeback, a School Director for Toutle Lake
9 School District 130. Respondent is alleged to have violated RCW 42.17A.700 for failure to
10 timely file a Personal Financial Affairs Statement (F-1 Report) with the Public Disclosure
11 Commission no later than April 17, 2023, disclosing financial information for the calendar year
12 2022. The Respondent has three prior violations within the last five years and has never filed an
13 F-1 report.

- 14
15 1. From March 9, 2023, through April 28, 2023, PDC staff sent nine email reminders
16 to all elected and appointed officials regarding their missing F-1 reports for
17 calendar year 2022.
- 18
19 2. On May 5, 2023, PDC staff emailed the Respondent a warning notice regarding
20 the missing F-1 report. The notice was sent to the Respondent's email address of
21 record. The notice stated due to his previous violations, if the missing F-1 report
22 was not received by June 1, 2023, he could be taken to a hearing before the full
23 Commission and face a civil penalty up to \$10,000.
- 24
25 3. On June 12, 2023, PDC Staff served the Respondent by email and by mailing to
26

1 his physical address, a hearing notice for a June 22, 2023, Enforcement Hearing
2 along with instructions on how to participate in the hearing remotely, before the
3 full Public Disclosure Commission concerning his failure to file the F-1 report.
4

5 4. As of the date of the hearing the Respondent has not filed the missing F-1 report
6 covering calendar year 2022 that was due no later than April 17, 2023.
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8 5. There are three prior cases for violation of RCW 42.17A.700:
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10 • PDC Case 80261. At a December 17, 2020, Enforcement Hearing,
11 Respondent was found in violation of RCW 42.17A.700 for failing
12 to file the F-1 report for calendar year 2019, which was due not
13 later than April 15, 2020. A total civil penalty of \$250 was
14 assessed in accordance with the penalty schedule adopted by the
15 Commission that was in effect at that time. The Respondent has
16 not filed the missing F-1 report and has not paid the civil penalty
17 and it has been sent for collection. A review hearing was held
18 February 25, 2021, and the Commission affirmed the Initial Order.
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20 • PDC Case 102996. At a March 24, 2022, Enforcement Hearing
21 before the full Commission, the Respondent was found in violation
22 of RCW 42.17A.700 for failing to file the F-1 report for calendar
23 year 2020, which was due not later than April 15, 2021. A total
24 civil penalty of \$2,000 was assessed in accordance with the penalty
25 schedule adopted by the Commission that was in effect at that
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1 time. The Respondent has not filed the missing F-1 report and as
2 of June 22, 2023, has not paid the civil penalty.
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- 4 • PDC Case 108755. At a June 23, 2022, Enforcement Hearing
5 before the full Commission, the Respondent was found in violation
6 of RCW 42.17A.700 for failing to file an F-1 report for calendar
7 year 2021, which was due not later than April 15, 2022. A total
8 civil penalty of \$3,000, with \$500 suspended, was assessed
9 according to the penalty schedule adopted by the Commission that
10 was in effect at that time. The Respondent has not filed the
11 missing F-1 report and as of June 22, 2023, has not paid the civil
12 penalty.
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14 **II. CONCLUSIONS OF LAW**

- 15 1. The Commission has jurisdiction over this proceeding pursuant to Chapter
16 42.17A. RCW, the State campaign finance and disclosure law; Chapter 34.05
17 RCW, the Administrative Procedure Act; and Title 390 WAC.
18
- 19 2. Pursuant to RCW 42.17A.700, an elected or appointed official who held office
20 in 2022 was required to file an F-1 Report, disclosing financial information for
21 calendar year 2022 no later than April 17, 2023.
22

23 **III. ORDER**

24 This Order will be the Final Order. After consideration of the mitigating and
25 aggravating factors, the Findings of Fact, and the Conclusions of Law, the Commission
26

1 assesses a civil penalty of \$10,000 for the late filed F-1 report with \$5,000 suspended on the
2 following conditions:
3

4 1. a. The \$5,000 non-suspended portion of the civil penalty due for failure to
5 timely file the F-1 report for calendar year 2022 in violation of RCW
6 42.17A.700 is paid by the Respondent within 30 days of the date of this Final
7 Order.
8

9 b. The past due civil penalties for failure to timely file the F-1 report for
10 calendar years 2019, 2020, and 2021, in violation of RCW 42.17A.700, totaling
11 \$5,250 are paid by the Respondent within 30 days of the date of this Final
12 Order.
13

14 c. The missing F-1 reports for calendar years 2019, 2020, 2021, and 2022,
15 are filed within 30 days of the date of this Final Order.
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17 d. The Respondent remains in full compliance with all PDC reporting
18 requirements and is not found to have committed any further violations of
19 Chapter 42.17A RCW or Title 390 WAC within four years of the date of this
20 Final Order. The suspended penalty shall not be assessed based solely upon any
21 remediable violation, minor violation, or error classified by the Commission as
22 appropriate to address by a technical correction.
23

24 2. If the Respondent fails to meet the conditions in Section III(1) of this order within
25 30 days of the date of this order, the suspended portion of the penalty for calendar
26 year 2022 shall immediately become due without further action by the

Commission and all past due penalties may be sent to collections or to Superior Court for enforcement.

SO ORDERED this 06 day of July, 2023.

WASHINGTON STATE PUBLIC
DISCLOSURE COMMISSION

FOR THE COMMISSION:

Fred Jarrett

Fred Jarrett (Jul 6, 2023 13:21 PDT)

Fred Jarrett, Commissioner (presiding)
Public Disclosure Commission

This order sent by email to:

Jonathon Rodeback, Respondent
jonathonrodeback@gmail.com
jrodeback@toutlesd.org

Philip E. Stutzman,
PDC Compliance Officer,
phil.stutzman@pdc.wa.gov

I, Philip E. Stutzman, certify that I emailed a copy of this order to the Respondent at his respective email address.

Philip E. Stutzman
Signed

07/06/2023
Date

NOTICE: RECONSIDERATION

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

NOTICE: PETITION FOR JUDICIAL REVIEW

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

Final Order Rodeback - F1 - Case 138099

Final Audit Report

2023-07-06

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