

File a Formal Complaint - Glen Morgan

[Glenmorgan89](#) reported (Wed, 13 Dec, 2017 at 11:33 PM) via Portal **Meta**

To Whom it May Concern --

It has come to my attention that Olympians for Community Safety (a political committee), its committee officers, and its treasurer have habitually and willfully committed frequent and multiple violations of **RCW 42.17A**. Additionally, I have reason to believe that other violations of this chapter have occurred beyond what I have identified below.

1) Failure to file accurate, timely C3 and C4 reports. (Violation of RCW 42.17A.235)

State law requires that candidates and committees file frequent, accurate reports of contributions, expenditures, in-kind contributions, and debt. Unfortunately, Olympians for Community Safety has failed to do this in an accurate manner.

Additionally, the respondent failed to report the following in-kind contributions:

a) Mailing List

2) Failure to accurately, timely report debt. (Violation of RCW 42.17A.240 (8), see WAC 390-05-295)

State law requires that the name and address of any person and the amount owed for any debt, obligation, note, unpaid loan, or other liability in the amount of more than two hundred fifty dollars or in the amount of more than fifty dollars that has been outstanding for over thirty days be reported on form C4. Per **WAC 390-05-295**, this includes any oral or written order placed, debt or obligation to purchase goods or services or anything of value, or any offer to purchase advertising space, broadcast time or other advertising related product or service.

Olympians for Community Safety illegally failed to report the following debts on C4 reports covering the preceding period:

MAILBOX OF

OLYMPIA 10/19/2017 \$4,122.75 OLYMPIA WA 98501 POSTAGE
AND MAILING FEES - 13,000

COPRINTCO 10/18/2017 \$1,803.36 LONGVIEW WA 98632 14500
POSTCARDS

PERCIVAL CONSULTING

GROUP 9/22/2017 \$500.00 OLYMPIA WA 98501 TREASURY &
COMPLIANCE - FULL CAMPAIGN

KXXO-FM 10/30/2017 \$400.00 OLYMPIA WA 98507 RADIO SPOTS
JONES

NATHANIEL 10/12/2017 \$374.63 OLYMPIA WA 98501 YARD SIGNS

DOYLE LEE 9/18/2017 \$300.00 OLYMPIA WA 98501 DESIGN FEES
- LOGO, SIGN, ADS

DOYLE LEE 10/15/2017 \$300.00 OLYMPIA WA 98501 DESIGN
FEES

**3) Failure to properly break down, describe expenses. (Violation of
RCW 42.17A.235, see WAC 390-16-205, WAC 390-16-037)**

State law requires that expenditures made on behalf of a candidate or political committee by any person, agency, firm, organization, etc. employed or retained for the purpose of organizing, directing, managing or assisting the candidate's or committee's efforts shall be deemed expenditures by the candidate or committee. In accordance with **WAC 390-16-037** and **WAC 390-16-205**, such expenditures shall be reported by the candidate or committee as if made or incurred by the candidate or committee directly. Additionally, in accordance with **WAC 390-16-037**, the exact purpose of the expenditure, the quantity of items printed, and the individual value of broadcast ads distributed on various media outlets must be disclosed on form C4.

JONES

NATHANIEL 10/12/2017 \$374.63 OLYMPIA WA 98501 YARD SIGNS
(Failure to identify number of items printed, subvendor)

COOPER JIM 11/20/2017 \$87.01 OLYMPIA WA 98501 SOCIAL
MEDIA BOOSTING

(Failure to identify subvendor)

Additionally, Olympians for Community Safety failed to identify the percentage of expenditures were attributable (as in-kind) to political candidates featured in this brochure who were supportive of Prop 1. This mailer represented free advertising, which can be legal, if it is disclosed to the public, but it was not. Since Jim Cooper, Jeanine Roe, and Clark Gilman were all running for the Olympia City Council at this time, their photos as endorsers of this campaign included in this mailer would count as an in-kind contribution to their campaign, and this committee would have to report the true value of this in-kind contribution

(See recent AG lawsuit on this EXACT issue "**State of Washington vs. Cindy Larson - Snohomish Superior Court #16-2-19162-31**)

4) Failure to list committee officers. (Violation of RCW 42.17A.205 (2)(c), see WAC 390-05-245)

Respondent failed to list all committee officers on form C-1/C1-pc, which is required by **RCW 42.17A.205(2)(c)**.

Specifically, I believe that Jim Cooper and Clark Gilman served as committee officers.

The committee is required to list all individuals who, in conjunction with others, likely made, directed, or authorized expenditures, strategic or policy decisions on behalf of the committee.

WAC 390-05-245 defines committee officer as: "...any person designated by the committee as an officer on the C-1 or C-1pc registration statement and any **person** who alone or in conjunction with other persons makes, directs, or authorizes contribution, expenditure, strategic or policy decisions on behalf of the committee" .

Please note that **RCW 42.17A.005 (35)** defines "person" as: "...an individual, partnership, joint venture, public or private corporation, association, federal, state, or local governmental entity or agency however constituted, candidate, committee, political committee, political party, executive committee thereof, or any other organization or group of persons, however organized."

5) Illegal unauthorized expenditure of funds by an individual not listed as an officer on form C-1/C1-pc. (Violation of RCW 42.17A.425)

State law requires that no expenditures may be made or incurred by any candidate or political committee unless authorized by the candidate or the person or persons named on the candidate's or committee's registration form.

Despite making purchases for the committee, Jim Cooper was not listed as an officer on this political committee's C1 form.

6) Failure to timely update C1-pc. (Violation of RCW 42.17A.205(4))

On information and belief, the committee failed to timely update their C1-pc to include Jim Cooper as a committee officer, in violation of **RCW 42.17A.205(4)**.

7) State law requires that the committee treasurer preserve books of account, bills, receipts, and all other financial records of the campaign or political committee for not less than five calendar years following the year during which the transaction occurred. (Violation of RCW 42.17A.235 (6)).

On information and belief, the respondent has failed to do this.

8) Illegal depositing of campaign funds into bank account by person other than the treasurer or deputy treasurer. (Violation of RCW 42.17A.220 (1))

On information and belief, the respondent has allowed individuals other than the treasurer or deputy treasurer to deposit checks into the campaign bank account.

9) Failure to list top 5 contributors. (Violation of RCW 42.17A.320(2)(b))

The committee failed to include the top 5 contributors on pieces of political advertising, as required by state law. **See exhibit A**. This was part of the effort made by the committee to obfuscate the true source of the funds and

prevent members of the public from seeing who actually paid for the communication.

This is a serious violation of state law.

10) Failure to include accurate sponsor ID. (Violation of RCW 42.17A.320)

State law requires that all political advertisement/independent expenditures contain sponsor identification, which includes the sponsor's name and address. Mediums defined as political advertisement that are required to contain sponsor ID include Facebook pages and advertisements per **WAC 390-05-290**.

On their mass mailer, it states that it was paid for by "YES on Community Safety!". There is no committee by this name. This was done intentionally to obfuscate the true source of the funds and prevent members of the public from seeing who actually paid for the communication.

11) Failure to timely file form C6 reporting independent expenditure. (Violation of RCW 42.17A.255(2))

State law requires that independent expenditures/electioneering communications must be reported to the PDC in a timely fashion. The form for disclosing independent expenditures is identified as form C6 according to the PDC.

At least one of the C6s in this instance was due within 24 hours of when the ad is presented to the public. This means it should have been submitted no later than 10/20/2017. It was never filed.

Voters who received the pamphlet were unable to verify:

- a) The source of the money for the communication (because top 5 contributors were not disclosed)
- b) The actual name of the committee and all other relevant info (because incorrect sponsor ID was given)
- c) The amount of money spent on the mailer (because it was not filed on form C6 in a timely manner.)

By my count, at least 3 separate C6 forms (disclosing approx.. \$8091.32 in expenditures) should have been filed by the committee, but were not, in violation of state law.

To date, no C6 has been filed by the committee at all.

12) State law requires that political committees include the name of any “sponsor” in their committee name when they file their C1-PC registration form. RCW 42.17A.205(5). State law defines “sponsor” as any entity which donates 80% or more of the total contributions received by the committee. RCW 42.17A.005 (42)(b)(i). State law further requires that any material change in information previously submitted in a C-1PC (such as its sponsor/name) shall be reported to the Commission within the 10 days following the change via an amendment to the original form. RCW 42.17A.205(4).

On 9/22/2017, the committee accepted a \$7500 donation from “OLY POLICE GUILD”. When this contribution was received, and for all times past this point, this contributor constituted over 80% of the money raised by the committee.

As such, they were required by state law within 10 days of receipt of this contribution to change their committee name to include the Olympia Police Guild in their committee name. They failed to do this. This was part of their effort to obfuscate to the public who was actually contributing to the committee and paying for the communications.

The PDC should investigate the possibility that Olympians for Community Safety committed the above violations maliciously, which would be a class C felony per **RCW 42.17A.750 (2)(c)**. If the PDC determines that is the case, they should refer the case to the Attorney General's office for criminal prosecution immediately.

Please don't hesitate to contact me if you need any additional information.

Best Regards,

Glen Morgan

City Council supports Prop. 1 for



City Council members, back row from left, Jessica Bateman, Mayor Cheryl Selby, Julie Hankins, and Jeannine Roe. Front row from left, Jim Cooper, Clark Gilman, and Nathaniel Jones.

RESULTS WITH A PROPERTY TAX OF ABOUT \$

on
ety!
n this campaign.

Sponsored by Olympians for
Community Safety
including: Carl and Ronnie
Roberts, Nathaniel Jones
The Olympia Police Guild
Olympia Fire Fighters local 468

fety@gmail.com

The entire Olympia City Council supports Prop. 1 for a Safer Community!

Implements Full Time Walking Patrols Downtown

- Adds downtown walking patrols.
- Connects with people who live, work and visit downtown.
- Supports community events and festivals.

Creates Mobile Mental Health Response Team

- Creates a team of social workers and police officers to deliver direct service to those in need.
- Diverts those who suffer from mental illness away from jail.
- Preserves the Community Court for responsible alternatives to jail.



Council members, back row from left, Jessica Bateman, Mayor Cheryl Saliba, Julie Hankins, and Jeannine Rose. Front row from left, Jim Cooper, Clark Gilman, and Nathaniel Jones.

Delivers State-of-the-Art Policing Strategy

- Establishes a team of neighborhood officers.
- Partners with neighborhood associations, families and others.
- Expands crime prevention and code enforcement methods.

Ensures Olympia Police Department Remains A Leader In Community Policing

- Provides contemporary police training.
- Attracts high quality and diverse police candidates.

THIS PROPOSAL DELIVERS RESULTS WITH A PROPERTY TAX OF ABOUT \$10 PER MONTH PER HOUSEHOLD



120 State Ave NE
Olympia, WA 98501

Paid for by YES on Community Safety!

No public money is used in this campaign.

Contact us:
olympiacommunitysafety@gmail.com

#1045



Sponsored by Olympiaans for Community Safety including: Lori and Dennis Roberts, Nathaniel Jones, The Olympia Police Guild, Olympia Tea Rights Local 428

YES! ON
COMMUNITY
SAFETY
Olympia Public Safety Levy



✓ **YES!**

***For
A Safer
Community!***

- Full Time Walking Patrol
- Mobile Mental Health Team
- State-of-the-Art Community Policing
- Community Court

