

Respondent Name
Nicolas Dunning
Complainant Name
Glen Morgan
Complaint Description
<p><u>Glen Morgan</u> reported via the portal (Wed, 21 Jun 2023 at 2:42 PM) To whom it may concern,</p> <p>It has come to my attention that Lacey City Council candidate Nicolas Dunning has violated Washington State's campaign finance laws during his current 2023 campaign. The details are as follows:</p> <p>1) Acceptance of Illegal overlimit contributions (Violation of RCW 42.17A.405(2))</p> <p>I had some time to browse the PDC reports while I was waiting for my daughter to finish her dance lessons today, and I noticed that Nicolas Dunning, just like his friend Spencer Zeman has decided to blatantly violate Washington State's campaign finance laws by accepting illegal overlimit contributions from a handful of donors earlier this year. This is a blatant violation and easy to identify. I've attached copies of the relevant C3 reports proving this violation.</p> <p>As PDC staff know well, and as all political candidates running for office in Washington State have been made aware, there are limits to the campaign contributions they can accept. While these limits were recently increased on April Fool's Day earlier this year, I will point out, for the record, that the violations I have identified in this complaint for this candidate all apply to the previous limits due to the fact they were contributions made BEFORE the recent increases were approved and applied. However, even with these recent increases, this violation is serious.</p> <p>There are only two candidates for this Lacey City Council seat for which Nicolas Dunning (just like Spencer Zeman) is running. This means he does not have a primary. Despite this fact, he accepted at least \$5,571 in illegal overlimit contributions explicitly designated for a Primary election that will never happen. A few of the smaller contributions I outline below are not over limit, but just designated for an election that will never happen. To be fair to candidate Dunning, just like his fellow traveler Zeman, at the time he accepted these illegal overlimit contributions, he may not have known that a primary would not be in the cards this election cycle, however, he has had over a month to resolve this illegal behavior, and he has willfully chosen to ignore the law and keep the illegal cash.</p> <p>In fact, it appears he may have already spent this cash (just like Zeman), but regardless, he must refund or forfeit these illegal contributions immediately in order to at least pretend to comply with Washington State's campaign finance laws.</p>

Weirdly, it appears that both politicians Spencer and Dunning appeared to collude in their coordinated violation of Washington State's campaign finance laws, since they basically exchanged equal valued contributions with each other and shared some of the same donors in their collective experiment in violating Washington State's campaign finance laws this cycle. Dunning, of course, appeared to make even a bigger mess out of this lawbreaking than his friend Spencer, but it is weird. Normally, these politicians just break the law on their own, they don't usually coordinate their lawbreaking with fellow politicians for mutual lawbreaking fun, but there is a first time for everything and who really knows what these guys cook up behind closed doors when nobody is looking?

Specifically, the illegal overlimit contributions are as follows and clearly designated as "Primary" campaign contributions. I've also included some contributions that are not technically "overlimit" but they are designated for a primary election that will not happen:

A. On 1/11/2023 - \$1,000 – from Corporation "Total Nutrition Lacey Inc" – PDC C3 report # 110136208 (see attached)

B. On 1/11/2023 - \$1,000 – from Corporation "Spanaway Sports Nutrition LLC" – PDC C3 report # 110136208 (see attached)

C. On 1/07/2023 - \$1,000 – from Corporation "West Coast Fitness, Lacey LLC" – PDC C3 report # 110132683 (see attached)

D. On 2/25/2023 - \$1,000 – from Spencer Zeman – PDC C3 report # 110143214 (see attached)

E. On 1/11/2023 - \$1,000 – from Michael Steadman – PDC C3 report # 110138261 (see attached)

F. On 2/15/2023 - \$221 – from Jessica Wood – PDC C3 report # 110143213 (see attached)

G. On 4/03/2023 - \$150 (2 contributions) – from Jessica Wood – PDC C3 report # 110143215 (see attached)

H. On 4/20/2023 - \$200 – from Mike Reife – PDC C3 report # 110144261 (see attached)

Again, I find it disturbing this type of blatant campaign finance violations can be committed even today with such disregard for the law, but I'm certain that staff can ensure this candidate begins to comply with Washington State's campaign finance laws for a change. It would be a good change for this candidate, his campaign, and the public he claims to want to represent as he runs for public office.

I'm not aware of any additional campaign finance violations committed by this politician, but considering this type of blatant violation, it seems clear that future lawbreaking is likely with this one. I will keep this campaign, just like his odd friend's campaign, in mind when I browse the frequent fliers for future violation reports.

Let me know if you need anything else from me.

Best Regards,

Glen Morgan

What impact does the alleged violation(s) have on the public?

The public has a right to know if politicians can follow the law or are even capable of understanding the law. This is most important when it comes to people running for public office where laws are made which impact the people in their community. If they can't follow the laws themselves, what gives them the right to impose laws on others? Nicolas Dunning (just like his partner in crime - Spencer Zeman) just needs to start following the law himself for a change and stop taking illegal overlimit contributions to his campaign. Washington State created the campaign finance laws because of violators like this guy, and coordinating the violation with a fellow politician might imply that misery loves company, or it could just be a bad Bromance. Regardless, the public has a right to know what is happening here.

List of attached evidence or contact information where evidence may be found

All C3s are referenced by tracking number within the body of the complaint and attached as exhibits.

List of potential witnesses with contact information to reach them

The donors (including Spencer Zeman), the treasurer, and any other shadowy officers of this campaign in addition to the candidate himself would be a good start.

Certification (Complainant)

I certify (or declare) under penalty of perjury under the laws of the State of Washington that information provided with this complaint is true and correct to the best of my knowledge and belief.



711 Capitol Way Suite 206
PO Box 40908 Olympia, WA 98504-0908
(360) 753-1111
Toll Free 1-800-601-2828

**CASH RECEIPTS MONETARY
CONTRIBUTIONS**

C3

NICOLAS DUNNING (NICOLAS "NIC" DUNNING)
DUNNING FOR LACEY -
523 LACEY BLVD SE
LACEY, WA 98503
CITY COUNCIL MEMBER
CITY OF LACEY

Deposit date: 01/11/2023
Report number: 110136208
Submitted date: 02/12/2023

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date received	Amount	Total
a. Anonymous	\$0.00	\$0.00
b. Candidate's personal funds deposited in the bank (include candidate loans in 1c)	\$0.00	\$0.00
c. Loans, notes, security agreements (Schedule L)	\$0.00	
d. Miscellaneous receipts (interest, refunds, auctions, other)	\$0.00	
e. Small contributions	\$0.00	

2. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT: \$4,000.00

Corresponds to amount on line 1, Schedule A to C4, and itemized below

3. ITEMIZED CONTRIBUTIONS

Date received	Contributor (Name and address)	Employer and address	Amount	Aggregate total
01/11/2023	TOTALNUTRITION LACEY INC 1350 GALAXY DR NE SUITE A , LACEY, WA 98516		\$1,000.00	General \$1,000.00
01/11/2023	TOTALNUTRITION LACEY INC 1350 GALAXY DR NE SUITE A , LACEY, WA 98516		\$1,000.00	Primary \$1,000.00
01/11/2023	SPANAWAY SPORTS NUTRITION LLC 15024 PACIFIC AVE , SPANAWAY, WA 98444		\$1,000.00	General \$1,000.00
01/11/2023	SPANAWAY SPORTS NUTRITION LLC 15024 PACIFIC AVE , SPANAWAY, WA 98444		\$1,000.00	Primary \$1,000.00

Date of deposit
01/11/2023

I certify this report is true and complete to the best of my knowledge
Treasurer's signature and date
JACLYNN SIMMONS - 02/12/2023



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C3

NICOLAS DUNNING (NICOLAS "NIC" DUNNING)
DUNNING FOR LACEY -
523 LACEY BLVD SE
LACEY, WA 98503
CITY COUNCIL MEMBER
CITY OF LACEY

Deposit date: 02/25/2023
Report number: 110143214
Submitted date: 04/16/2023

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date received	Amount	Total
a. Anonymous	\$0.00	\$0.00
b. Candidate's personal funds deposited in the bank (include candidate loans in 1c)	\$0.00	\$0.00
c. Loans, notes, security agreements (Schedule L)	\$0.00	
d. Miscellaneous receipts (interest, refunds, auctions, other)	\$0.00	
e. Small contributions	\$0.00	

2. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT: \$2,000.00

Corresponds to amount on line 1, Schedule A to C4, and itemized below

3. ITEMIZED CONTRIBUTIONS

Date received	Contributor (Name and address)	Employer and address	Amount	Aggregate total
02/25/2023	ZEMAN SPENCER 2706 COLLEGE ST SE , LACEY, WA 98503	WINDOW GENNIE LACEY WA Occupation: OWNER	\$1,000.00	Primary \$1,000.00
02/25/2023	ZEMAN SPENCER 2706 COLLEGE ST SE , LACEY, WA 98503	WINDOW GENNIE LACEY WA Occupation: OWNER	\$1,000.00	General \$1,000.00

Date of deposit
02/25/2023

I certify this report is true and complete to the best of my knowledge
Treasurer's signature and date
JACLYNN SIMMONS - 04/16/2023



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C3

NICOLAS DUNNING (NICOLAS "NIC" DUNNING)
DUNNING FOR LACEY -
523 LACEY BLVD SE
LACEY, WA 98503
CITY COUNCIL MEMBER
CITY OF LACEY

Deposit date: 01/11/2023
Report number: 110138261
Submitted date: 03/08/2023

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date received	Amount	Total
a. Anonymous	\$0.00	\$0.00
b. Candidate's personal funds deposited in the bank (include candidate loans in 1c)	\$0.00	\$0.00
c. Loans, notes, security agreements (Schedule L)	\$0.00	
d. Miscellaneous receipts (interest, refunds, auctions, other)	\$0.00	
e. Small contributions	\$0.00	

2. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT: \$2,000.00

Corresponds to amount on line 1, Schedule A to C4, and itemized below

3. ITEMIZED CONTRIBUTIONS

Date received	Contributor (Name and address)	Employer and address	Amount	Aggregate total
01/11/2023	STEADMAN MICHAEL 6700 MARTIN WAY E 118B , OLYMPIA, WA 98516	STEADMAN FAMILY TRUST LACEY WA Occupation: TRUSTEE	\$1,000.00	Primary \$1,000.00
01/11/2023	STEADMAN MICHAEL 6700 MARTIN WAY E 118B , OLYMPIA, WA 98516	STEADMAN FAMILY TRUST LACEY WA Occupation: TRUSTEE	\$1,000.00	General \$1,000.00

Date of deposit
01/11/2023

I certify this report is true and complete to the best of my knowledge
Treasurer's signature and date
JACLYNN SIMMONS - 03/08/2023



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CONTRIBUTIONS**

C3

NICOLAS DUNNING (NICOLAS "NIC" DUNNING)
DUNNING FOR LACEY -
523 LACEY BLVD SE
LACEY, WA 98503
CITY COUNCIL MEMBER
CITY OF LACEY

Deposit date: 01/07/2023
Report number: 110132683
Submitted date: 01/10/2023

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date received	Amount	Total
a. Anonymous	\$0.00	\$0.00
b. Candidate's personal funds deposited in the bank (include candidate loans in 1c)	\$0.00	\$0.00
c. Loans, notes, security agreements (Schedule L)	\$0.00	
d. Miscellaneous receipts (interest, refunds, auctions, other)	\$0.00	
e. Small contributions	\$0.00	

2. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT: \$2,000.00

Corresponds to amount on line 1, Schedule A to C4, and itemized below

3. ITEMIZED CONTRIBUTIONS

Date received	Contributor (Name and address)	Employer and address	Amount	Aggregate total
01/07/2023	WEST COAST FITNESS LACEY LLC 5823 LACEY BLVD SE STE E , LACEY, WA 98503		\$1,000.00	General \$1,000.00
01/07/2023	WEST COAST FITNESS LACEY LLC 5823 LACEY BLVD SE STE E , LACEY, WA 98503		\$1,000.00	Primary \$1,000.00

Date of deposit
01/07/2023

I certify this report is true and complete to the best of my knowledge
Treasurer's signature and date
JACLYNN SIMMONS - 01/10/2023



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C3

NICOLAS DUNNING (NICOLAS "NIC" DUNNING)
DUNNING FOR LACEY -
523 LACEY BLVD SE
LACEY, WA 98503
CITY COUNCIL MEMBER
CITY OF LACEY

Deposit date: 04/24/2023
Report number: 110144261
Submitted date: 05/01/2023

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date received		Amount	Total
	a. Anonymous	\$0.00	\$0.00
	b. Candidate's personal funds deposited in the bank (include candidate loans in 1c)	\$0.00	\$0.00
	c. Loans, notes, security agreements (Schedule L)	\$0.00	
	d. Miscellaneous receipts (interest, refunds, auctions, other)	\$0.00	
04/20/2023	e. Small contributions ¹ persons giving	\$100.00	

2. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT: \$300.00

Corresponds to amount on line 1, Schedule A to C4, and itemized below

3. ITEMIZED CONTRIBUTIONS

Date received	Contributor (Name and address)	Employer and address	Amount	Aggregate total
04/20/2023	REIFE MIKE 561 PARKSIDE POINTE BLVD , APOPKA, FL 32712		\$200.00	Primary \$200.00

Date of deposit
04/24/2023

I certify this report is true and complete to the best of my knowledge
Treasurer's signature and date
JACLYNN SIMMONS - 05/01/2023



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C3

NICOLAS DUNNING (NICOLAS "NIC" DUNNING)
DUNNING FOR LACEY -
523 LACEY BLVD SE
LACEY, WA 98503
CITY COUNCIL MEMBER
CITY OF LACEY

Deposit date: 02/19/2023
Report number: 110143213
Submitted date: 04/16/2023

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date received	Amount	Total
a. Anonymous	\$0.00	\$0.00
b. Candidate's personal funds deposited in the bank (include candidate loans in 1c)	\$0.00	\$0.00
c. Loans, notes, security agreements (Schedule L)	\$0.00	
d. Miscellaneous receipts (interest, refunds, auctions, other)	\$0.00	
e. Small contributions	\$0.00	

2. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT: \$221.00

Corresponds to amount on line 1, Schedule A to C4, and itemized below

3. ITEMIZED CONTRIBUTIONS

Date received	Contributor (Name and address)	Employer and address	Amount	Aggregate total
02/15/2023	WOOD JESSICA 3620 BACALL ST NE , LACEY, WA 98516		\$221.00	Primary \$221.00

Date of deposit
02/19/2023

I certify this report is true and complete to the best of my knowledge
Treasurer's signature and date
JACLYNN SIMMONS - 04/16/2023



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**CASH RECEIPTS MONETARY
CONTRIBUTIONS**

C3

NICOLAS DUNNING (NICOLAS "NIC" DUNNING)
DUNNING FOR LACEY -
523 LACEY BLVD SE
LACEY, WA 98503
CITY COUNCIL MEMBER
CITY OF LACEY

Deposit date: 04/11/2023
Report number: 110143215
Submitted date: 04/16/2023

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date received	Amount	Total
a. Anonymous	\$0.00	\$0.00
b. Candidate's personal funds deposited in the bank (include candidate loans in 1c)	\$0.00	\$0.00
c. Loans, notes, security agreements (Schedule L)	\$0.00	
d. Miscellaneous receipts (interest, refunds, auctions, other)	\$0.00	
e. Small contributions	\$0.00	

2. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT: \$150.00

Corresponds to amount on line 1, Schedule A to C4, and itemized below

3. ITEMIZED CONTRIBUTIONS

Date received	Contributor (Name and address)	Employer and address	Amount	Aggregate total
04/03/2023	WOOD JESSICA 3620 BACALL ST NE , LACEY, WA 98516	SELF LACEY WA Occupation: ESTHETICIAN	\$107.00	Primary \$371.00
04/03/2023	WOOD JESSICA 3620 BACALL ST NE , LACEY, WA 98516	SELF LACEY WA Occupation: ESTHETICIAN	\$43.00	Primary \$371.00

Date of deposit
04/11/2023

I certify this report is true and complete to the best of my knowledge
Treasurer's signature and date
JACLYNN SIMMONS - 04/16/2023