



State of Washington
PUBLIC DISCLOSURE COMMISSION

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Memorandum

To: Public Disclosure Commission

From: Alice Fiman, Compliance Officer

Date: May 2, 2024

Subject: Enforcement Hearing Memorandum Dan DeLano: PDC Case 146381

Allegations:

PDC staff alleges Dan DeLano, a 2022 candidate for Grant County Commissioner Pos. 3, violated RCW 42.17A.235 and .240 by failing to timely and accurately file Monetary Contribution (C-3) reports and Summary Full Campaign Contribution and Expenditure (C-4) reports, disclosing contributions and expenditures undertaken by the Campaign as required by campaigns registered under the “Full Reporting” option.

Background:

- Dan DeLano was a first-time candidate for office in 2022, running for Grant County Commissioner Pos. 3 in the 2022 General Election. DeLano did not advance to the general election, receiving 20 percent of the primary election vote.
- On Dec. 15, 2023, PDC staff received a complaint filed by Andreas Koeppen alleging Dan DeLano violated RCW 42.17A.235 and .240 by failing to timely and accurately file Monetary Contribution reports (C-3 reports) and Summary Full Campaign Contribution and Expenditure reports (C-4 reports), disclosing contributions and expenditures undertaken by the Campaign as required by campaigns registered under the “Full Reporting” option.

[Exhibit 1]

- PDC staff sent notice of the complaint to DeLano on Dec. 20, 2023, and requested a response by Jan. 3, 2024.
- At the time the complaint was filed, DeLano was registered under full reporting but had filed zero reports for the 2022 election.
- DeLano responded Jan. 3, 2024, via email, with concerns about the complaint and agreeing to complete his filings within one month. **[Exhibit 2]**
- On Feb. 1, 2024, PDC staff contacted DeLano, confirming the two C-3 reports filed Jan. 31, 2024 reporting \$550 in contributions from three contributors, and requesting DeLano file all required reports. Staff attached the list of 2022 Key Reporting dates for reference.
- During the 2022 Primary Election, C-3 and C-4 reports were due monthly, starting Jan. 10, 2022, and C-3 reports were due weekly starting June 1, 2022. A 21-day pre-primary election report was due July 12, 2022, a 7-day pre-primary report was due July 26, 2022, and a post-primary C-4 was due Sept. 12, 2022. Besides two C-3s listing deposits made and covering the period of June 6 and July 11, 2022, DeLano has not filed any of these required reports.
- DeLano responded on Feb. 18 and Feb. 21, 2024, asking for additional time to update his filings and stating he would file the required reports. **[Exhibit 2]**
- On March 12, 2024, DeLano was sent a notice for a Case Status Review (Initial Hearing) that would be held March 13, 2024. The hearing was held and the PDC opened a formal investigation. DeLano did not participate in the hearing.
- On March 19, 2024, DeLano responded again noting he would update his PDC account that week and file the required reports. **[Exhibit 2]**
- On March 29, 2024 DeLano was sent notice the PDC will hold a Brief Adjudicative Proceeding (Brief Enforcement Hearing) on May 2, 2024 in accordance with RCW 42.17A.110 and RCW 42.17A.755, concerning alleged violations of RCW 42.17A.235 and .240 for failure to timely and accurately file Monetary Contribution reports (C-3 reports) and Summary Full Campaign Contribution and Expenditure reports (C-4 reports), disclosing contributions and expenditures undertaken by the Campaign as required by campaigns registered under the “Full Reporting” option.
- To date, DeLano has not sent any additional responses or filed any additional reports beyond the two C-3 reports filed Jan. 31, 2024.

Laws & Rules:

RCW 42.17A.235 and **RCW 42.17A.240** require candidates to file timely, accurate reports of contributions and expenditures. Under the “Full Reporting” option, until five months before the general election, C-3 and C-4 reports are required monthly when contributions exceed \$200 since

the last report; on the twenty-first day and the seventh day preceding the date of the primary and general election date; and on the tenth day of the first month after the primary and general election date.

Exhibit List:

- **Exhibit 1** – PDC Case 146381, complaint filed by Andreas Koeppen
- **Exhibit 2** – Responses from Dan DeLano

Exhibit 1

Respondent Names
Dan DeLano
Complainant Name
Andreas Koeppen
Complaint Description
<u>Andreas Koeppen</u> (Fri, 15 Dec 2023 at 2:13 PM) Dan DeLano didn't file C3 and C4 reports in his campaign for County Commissioner is 2022 as required by RCW 42.17A.220 RCW 42.17A.240. This is a pattern that he has followed after he was elected as treasurer for the Grant County Central Committee (Please note that while the GCRP has removed Dan DeLano as treasurer, he has not turned over the books so the new GCRP leadership can rectify his failing to file the reports). Even after he was notified by the PDC that he failed to file for the GCRP and promised to rectify, he still hasn't filed the complete Jan to November 2023 fillings. The reason I bring up his repeated failure to provide C3 and C4 reports is due to RCW 42.17A.755 section 3 C which states: (c) The commission has the authority to waive a penalty for a first-time violation. A second violation of the same requirement by the same person, regardless if the person or individual committed the violation for a different political committee or incidental committee, shall result in a penalty. Successive violations of the same requirement shall result in successively increased penalties. The commission may suspend any portion of an assessed penalty contingent on future compliance with this chapter. The commission must create a schedule to enhance penalties based on repeat violations by the person.
What impact does the alleged violation(s) have on the public? Dan DeLano
Dan DeLano has a history of not filing required reports. By not following PDC requirements he is undermining the important work of the PDC.
List of attached evidence or contact information where evidence may be found
PDC filing for Dan Delano showing he is required to do full reporting. PDC filing for Dan DeLano showing no C3 or C4 reports Complaint against GCRP because Dan DeLano didn't file C3 C4 reports for the GCRP in 2023 Dan DeLano's response to the complaint against the GCRP giving only excuses and promising to have filing completed in a month GCRP filings showing no updates.
List of potential witnesses with contact information to reach them
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.

Dan DeLano - 2022

Candidate Information

Office:

COUNTY COMMISSIONER

Jurisdiction:

GRANT CO

Party:

REPUBLICAN

Registration:

April 29, 2022

Address:

2214 Road 10.4 NW

Ephrata, WA 98823

Email:

votedandelano@gmail.com

Phone:

509-771-0120

Financial Information

No data available.

Status
Primary Election Status: Lost in primary

Campaign Status:

Candidate declared

Reports

Candidate's Personal Financial Affairs disclosure

Candidate's surplus funds account

Spending for and against this candidate**Independent Expenditures**

Independent expenditures are made by third parties that are not part of a candidate's campaign.

No Independent Expenditures reported.

Incurred by candidate**Debts**

This information shows the debt for the campaign as of the submission date of the related report.

Outstanding debt for campaign is \$0.00

Campaign Finance Reports

See the reports filed by the candidate. Reports with a strikethrough were amended by another report.

Show

25

 entries

Download 0 rows as CSV.

Period	Report Number	Filed	Report	Form Type	Election Year
No records found					

There are no reports available for this campaign

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Grant County Republican Central Committee: Alleged violation of RCW 42.17A.235 and .240 for failure to file campaign contribution and expenditure reports (OCT'23, EY'23)

Case

#143583

Respondent

Grant County Republican Central Committee

Complainant

David Norris Hammond

Description

- Allegation: Violation of RCW 42.17A.235 and .240 for failure to file campaign contribution and expenditure reports

Disposition

Assessment of Facts

Date Opened

October 18, 2023

Areas of Law

RCW 42.17A.235, RCW 42.17A.240

Documents

- [143583 Grant County Republican Central Committee Complaint Response.pdf](#)
- [143583 Grant County Republic Central Committee Supplemental Complaint 2.pdf](#)
- [143583 Grant County Republic Central Committee Supplemental Complaint 1.pdf](#)

- [143583 Grant County Republican Central Committee Complaint.pdf](#)

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Dan DeLano

Dan DeLano For Grant County Commissioner, District 3
2214 Road 10.4 NW
Ephrata, WA 98823
dan.delano4commissioner3@gmail.com
509-771-0120

Registration Filed

Candidate
Full Reporting
Submitted date: 04/29/2022
Certified by dan.delano4commissioner3@gmail.com
2022
DELAD-795

Candidacy

Dan DeLano
Grant Co
County Commissioner
Position County Commissioner Position 3
Republican
dan.delano4commissioner3@gmail.com

Bank Information

Chase Bank
109 Division Avenue East
Ephrata, WA 98823
To schedule books review contact dan.delano4commissioner3@gmail.com

Officers

Dan DeLano

Manager
Treasurer
2214 Road 10.4 NW
Ephrata, WA 98823
dan.delano4commissioner3@gmail.com
509-771-0120

Candidate is treasurer.

Attachments

Name	Description

Grant County Republican Party Central Committee (GCRP) - 2023

Committee Information

Registration

March 14, 2007

Treasurer

RaeAnne Journey

601 S Pioneer Way, Suite F

MOSES LAKE, WA, 98837

5097606227

Political Committee Type

Republican County Party

Jurisdiction

None reported.

Committee Address

601 S Pioneer Way, Suite F

MOSES LAKE, WA 98837

Phone

5097606227

Email

raejourney@gmail.com

Financial Information

Campaign Starting Balance

\$0.00

Contributions Amount

\$3,209.00

Loans Amount

\$0.00

Total Receipts

\$3,209.00

Expenditures

\$0.00

Pledges

\$0.00

Debts

\$0.00

Made to committee for 2023

Contributions

See who has contributed cash and in-kind (non-monetary) contributions to the committee.

No contributions reported.

Made by committee for 2023

Expenditures

See how the committee has spent money, and what kind of goods and services it received as in-kind contributions.

No expenditures reported.

Made to committee

Loans

See loans received, forgiven or paid by the campaign.

\$0.00

Held by committee

Debts

See the campaign's debt reporting history.

\$0.00

Campaign Finance Reports

See the reports filed by the committee. Reports with a strikethrough were amended by another report.

Show entries

Download 3 rows as CSV.

Period	Report Number	Filed	Report	Form Type	Election Year
01/01/2023 - 01/31/2023	110182224	10/20/2023	View Report	C4	2023
01/13/2023 - 01/13/2023	110179553	10/14/2023	View Report	C3	2023
01/31/2023 - 01/31/2023	110182222	10/20/2023	View Report	C3	2023
Showing 1 to 3 of 3 entries					
				Previous	1 Next

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Grantcountywagop

replied

Tue, 24 Oct 2023 at 4:26 AM

To: "PDC Support" <pdcc@pdcc.wa.gov>

External Email

Hello Erick O. Agina,

My apologies for falling behind on our PDC filings. Our organization was left in disarray when I started in January. The former Treasurer set nothing in place for me, so I have had to reenter all of our addresses for donations and suppliers, along with other time consuming details. I have kept track of expenses and donations so far, so I just need some time to catch up. If you can give me a month to get everything current, I would greatly appreciate that.

Sincerely,

Dan DeLano
Treasurer
509-771-0120

Exhibit 2

Dan Delano replied Wed, 3 Jan 2024

To: PDC Support

I appreciate what the Washington State Public Disclosure Commission does in regards to open and transparent elections in our State. Without election integrity, the public will lose faith in our elected officials. The complaint against me brought by Andreas Koeppen, has nothing to do with election integrity, and everything about weaponizing the PDC to harass and intimidate his political opponents. A quick search on the PDC website will show that Andreas Koeppen has filed numerous and frivolous complaints against candidates that he has opposed. His complaint against me is not about his concern of the integrity of my campaign in 2022. If that was true he would have brought the complaint during my campaign, or at least in the same year as my campaign. My campaign was almost entirely self-funded with my own credit card. I did not make it through the primary election in 2022, so I am not an elected official. If I was elected, the case could be made that I needed to clear up how my campaign was funded. That campaign was my first experience running for public office. It was a good experience but was quite hectic because I have a 40+ hour a week job that was physically demanding, and then I was campaigning on top of that. When I did not make it through the Primary Election in August 2022, I felt compelled to spend time catching up on the many parts of my personal life and health that I had put on hold during my campaign.

As to the allegation that Andreas Koeppen is making that there has been a leadership change in the Grant County Republican Party, that is entirely not true. There has not been a leadership change, and Jim Walsh the Washington State Republican party chairman has clarified that in both letters that he has written to the Grant County Republican Party. Andreas Koeppen and a few other individuals have convinced the bank that the Grant County Republican Party uses to freeze our account until both parties can agree on the ownership. This has wasted much time, communicating with vendors that have not been paid, and canceled subscriptions. They also were able to convince the postal service where we received mail to close our account, again forcing us to lose time. We are all volunteers at the Grant County Republican Party, and most of us have full-time jobs and families that we are balancing.

I would ask that you consider my circumstances, and consider the motivations of Andreas Koeppen in filing this PDC complaint against me.

Thank you,

Dan DeLano

Dan Delano replied Thu, 4 Jan 2024

To: PDC Support

Hello my plan is that I would have time to file the reports required for my 2020 campaign within a month. I am also actively working at catching up the other reports for the Grant County Central Committee that Andreas Koeppen referenced in his PDC complaint against me. Andreas and his supporters have been slandering us on social media, and as I mentioned earlier tied up our bank account, additionally we have had to change addresses on all of our printed material because of the address change we were forced to make. They are trying to wear us down and discourage us, but they

will be unsuccessful in their attempts. We have nothing to hide, and I will continue to work at updating the required PDC documentation, in the evening, after my day job.

Thank you again for your consideration,

Dan DeLano

Dan DeLano replied Sun, 18 Feb 2024

To: PDC Support

My apologies for not having my PDC filings updated when I had planned. What I didn't know at the time is Andreas Koeppen and the others would continue to harass the Grant County Republicans, of whom I am the treasurer. Our bank account has been closed because of their actions, and many other distractions. Last week David Hunt, our Chairman talked to Erick O. Agina at the PDC, and gave more details regarding our challenges here.

I have a full time job in a manufacturing environment, that leaves me little time after work, but I understand that updating my campaign reporting is important. I would also like to run for a public office again in the future, so that is an additional incentive to clear things up on my PDC account. Additionally, I am the sole wage earner in our household, so it would be difficult with our budget to pay a fine if there was one levied.

I missed your February 1st email, because it went to my campaign email address I don't regularly check, since I am not campaigning currently. I will add my most frequently checked email to my PDC account, so that shouldn't happen again.

I will work to make regular progress updating my PDC account.

Thank you for your consideration.

Sincerely,

Dan DeLano

Dan DeLano replied Wed, 21 Feb 2024

To: PDC Support" <pdcc@pdc.wa.gov>

I appreciate the 2022 reporting schedule .PDF and I will continue to work on my reporting.

Thank you,

Dan DeLano

From: Dan DeLano Sent: Tuesday, March 19, 2024 4:35 AM

To: Fiman, Alice (PDC)

Subject: Re: PDC - DeLano, Dan: Alleged violation of RCW 42.17A.235 & .240 for failure to timely and accurately report contributions and expenditures (EY'22, DEC'23)

Dear Alice Fiman,

I will work on updating my PDC account after work this week. I work 4 - 10 hour shifts, Monday to Thursday.

Sincerely,

Dan DeLano