

File a Formal Complaint - Glen Morgan

[Glenmorgan89](#) (Wed, 1 Nov at 11:51 PM) via Portal Meta
To Whom it May Concern --

It has come to my attention that Rep. Sherry Appleton has 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, Rep. Sherry Appleton has failed on numerous occasions to do this. (See **Exhibits A - "Illegally late reported C3 and C4 reports"**)

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.

Rep. Sherry Appleton illegally failed to report the following debts: (See **Exhibit B - "Illegal failure to timely report debts"**).

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.

Rep. Sherry Appleton illegally failed to break down the following expenses. (See **Exhibit C - "Illegal failure to break down expenditures"**)

The PDC should investigate the possibility that Rep. Sherry Appleton 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.

Please note, I have provided all three attachments in both Excel and PDF file formats as requested by PDC staff

Best Regards,

Glen Morgan

Exhibit A -- Illegally Late filed C3 and C4 reports

Approximate Cumulative Days Late -- 259

Violation #	Report #	Report Type	Amended? Y/N	Deposit Date	Due Date	Day Reported	Approximate Days Late
1	100721814	C3	Y	7/14/2016	7/18/2016	9/19/2016	63
2	100758426	C4	Y		3/10/2017	5/4/2017	55
3	100704497	C3	Y	4/30/2016	5/10/2016	6/28/2016	49
4	100704498	C4	Y		5/11/2016	6/28/2016	48
5	100758427	C4	Y		4/10/2017	5/4/2017	24
6	100704499	C4	Y		6/10/2016	6/28/2016	18
7	100728888	C4	Y		10/18/2016	10/20/2016	2

Exhibit B -- Illegal failure to timely report Debt

Approximate Cumulative Days Late --		3716	As of -- 11/1/2017			
Violation #	Vendor	Date	Amount	Description	Debt that was illegally not reported.	Approx. days late
1	BESSERMAN ASSOCIATES	4/18/2016	\$ 2,000.00	CONSULTING	This should have been reported as debt on the C4 covering the time period of March 2016.	569
2	BESSERMAN ASSOCIATES	5/16/2016	\$ 1,000.00	CONSULTING	This should have been reported as debt on the C4 covering the time period of April 2016.	539
3	BESSERMAN ASSOCIATES	5/16/2016	\$ 500.00	REMIT ENVELOPES	This should have been reported as debt on the C4 covering the time period of April 2016.	539
4	JOHNSON BRYAN	5/27/2016	\$ 1,000.00	PROFESSIONAL SERVICE	This should have been reported as debt on the C4 covering the time period of April 2016.	539
5	ANDRUS ALVIN	6/30/2016	\$ 550.00	PDC ACCOUNTING AND EXPENSES REQUIRED ATTENDANCE AT	This should have been reported as debt on the C4 covering the time period of May 2016.	509
6	APPLETON SHERRY	6/16/2016	\$ 890.00	MEETINGS/DINNERS	This should have been reported as debt on the C4 covering the time period of May 2016.	509
7	BESSERMAN ASSOCIATES	6/16/2016	\$ 4,400.00	CONSULTING, DESIGN, PRINTING	This should have been reported as debt on the C4 covering the time period of May 2016.	509
8	CAPITOL CITY PRESS	7/11/2016	\$ 3,843.87	POSTAGE	This should have been reported as debt on the C4 covering the time period of May 2016.	509
9	JOHNSON BRYAN	6/30/2016	\$ 1,000.00	CAMPAIGN MANAGEMENT	This should have been reported as debt on the C4 covering the time period of May 2016.	509
10	BESSERMAN ASSOCIATES	7/18/2016	\$ 1,000.00	CONSULTING	This should have been reported as debt on the 21 day pre-primary C4.	477
11	BESSERMAN ASSOCIATES	7/18/2016	\$ 4,850.00	DESIGN, PRINTING, DELIVERY	This should have been reported as debt on the 21 day pre-primary C4.	477
12	ANDRUS ALVIN	7/31/2016	\$ 621.73	PDC ACCOUNTING	This should have been reported as debt on the 7-day pre-primary C4.	463
13	ANDRUS ALVIN	8/31/2016	\$ 470.00	PDC ACCOUNTING	This should have been reported as debt on the 7-day pre-primary C4.	463
14	BESSERMAN ASSOCIATES	8/16/2016	\$ 1,000.00	CONSULTING	This should have been reported as debt on the 7-day pre-primary C4.	463
15	COREY SIGNS	8/26/2016	\$ 1,725.21	YARD SIGNS	This should have been reported as debt on the 7-day pre-primary C4.	463
16	JOHNSON BRYAN	7/31/2016	\$ 1,000.00	CAMPAIGN MANAGEMENT	This should have been reported as debt on the 7-day pre-primary C4.	463
17	JOHNSON BRYAN	8/31/2016	\$ 1,000.00	CAMPAIGN MANAGEMENT	This should have been reported as debt on the 7-day pre-primary C4.	463
18	ANDRUS ALVIN	9/30/2016	\$ 540.06	ACCOUNTING	This should have been reported as debt on the post-primary C4.	415
19	BESSERMAN ASSOCIATES	9/15/2016	\$ 1,000.00	CONSULTING	This should have been reported as debt on the post-primary C4.	415
20	BESSERMAN ASSOCIATES	10/13/2016	\$ 1,000.00	CONSULTING	This should have been reported as debt on the post-primary C4.	415
21	BESSERMAN ASSOCIATES	10/13/2016	\$ 16,409.75	DESIGN, PRINTING, DELIVERY	This should have been reported as debt on the post-primary C4.	415
22	CAPITAL CITY PRESS	10/4/2016	\$ 6,625.67	POSTAGE FOR MAILER	This should have been reported as debt on the post-primary C4.	415
23	CAPITOL CITY PRESS	9/10/2016	\$ 6,627.03	CAMPAIGN MAILER	This should have been reported as debt on the post-primary C4.	415
24	SAWATDY THAI CUISINE	9/7/2016	\$ 1,200.00	FUNDRAISER	This should have been reported as debt on the post-primary C4.	415
25	ANDRUS ALVIN	10/31/2016	\$ 436.56	ACCOUNTING	This should have been reported as debt on the 21 day pre-general C4.	379
26	KLEIN KAREN	10/25/2016	\$ 400.00	REFRESHMENTS	This should have been reported as debt on the 21 day pre-general C4.	379
27	ANDRUS ALVIN	11/9/2016	\$ 1,000.00	ACCOUNTING	This should have been reported as debt on the 7 day pre-general C4.	365
28	BESSERMAN ASSOCIATES	11/9/2016	\$ 5,000.00	CONSULTIN G	This should have been reported as debt on the 7 day pre-general C4.	365
29	JOHNSON BRYAN	11/9/2016	\$ 2,000.00	MANAGEMENT	This should have been reported as debt on the 7 day pre-general C4.	365
Total			\$ 69,089.88			

Exhibit C -- Illegal Failure to breakdown expenditures.

Approximate Cumulative Days Late --		6299	As of --		11/1/2017		
Violation #	Vendor	Date	Amount	Description	Violation	Report #	Approx. days late as of today
1	ANDRUS ALVIN	11/30/2015	\$ 27.85	INTERNET	Failure to identify subvendor.	100669365	692
2	ANDRUS ALVIN	12/30/2015	\$ 29.88	INTERNET	Failure to identify subvendor.	100673075	660
3	ANDRUS ALVIN	1/31/2016	\$ 27.91	INTERNET	Failure to identify subvendor.	100677344	630
4	ANDRUS ALVIN	2/29/2016	\$ 27.91	INTERNET	Failure to identify subvendor.	100680041	601
5	ANDRUS ALVIN	3/31/2016	\$ 27.91	INTERNET	Failure to identify subvendor.	100688034	569
6	ANDRUS ALVIN	4/30/2016	\$ 27.90	INTERNET	Failure to identify subvendor.	100704498	539
7	23RD LDD	5/12/2016	\$ 212.50	ARMED FORCES AD	Failure to identify subvendor.	100704499	509
8	ANDRUS ALVIN	5/31/2016	\$ 71.34	INTERNET, MILEAGE	Failure to identify subvendor.	100704499	509
9	BESSERMAN ASSOCIATES	5/16/2016	\$ 500.00	REMIT ENVELOPES	Failure to identify number of items printed, subvendor.	100704499	509
10	CGR CONSULTING	5/19/2016	\$ 100.00	WEB SITE PROGRAMMING	Failure to identify subvendor.	100704499	509
11	APPLETON SHERRY	6/16/2016	\$ 890.00	REQUIRED ATTENDANCE AT MEETINGS/DINNERS	Blatant failure to provide subvendors. Possible attempt to obfuscate illegal donations to political committees.	100707612	477
12	BESSERMAN ASSOCIATES	6/16/2016	\$ 4,400.00	CONSULTING, DESIGN, PRINTING	Failure to identify number of items printed, subvendor.	100707612	477
13	BESSERMAN ASSOCIATES	7/18/2016	\$ 4,850.00	DESIGN, PRINTING, DELIVERY	Failure to identify number of items printed, subvendor.	100711133	463
14	COREY SIGNS	8/26/2016	\$ 1,725.21	YARD SIGNS	Failure to identify number of items printed.	100717961	415
15	JOHNSON BRYAN	8/31/2016	\$ 191.36	YARD SIGN EXPENSES	Failure to identify subvendor.	100717961	415
16	BESSERMAN ASSOCIATES	10/13/2016	\$ 16,409.75	DESIGN, PRINTING, DELIVERY	Failure to identify number of items printed, subvendor.	100728888	379
17	CAPITOL CITY PRESS	9/10/2016	\$ 6,627.03	CAMPAIGN MAILER	Failure to identify number of items printed, subvendor.	100728888	379
18	JOHNSON BRYAN	10/18/2016	\$ 97.26	LUMBER & SUPPLIES	Failure to identify subvendor.	100732582	365
		Total	\$ 36,243.81				