



**State of Washington  
PUBLIC DISCLOSURE COMMISSION**

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908

(360) 753-1111 • FAX (360) 753-1112

**Toll Free 1-877-601-2828 • E-mail: [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov) • Website: [www.pdcc.wa.gov](http://www.pdcc.wa.gov)**

March 14, 2019

Sent electronically to Darlene Miller at [finance.44thliddems@gmail.com](mailto:finance.44thliddems@gmail.com)

Subject: Complaint filed by Glen Morgan, PDC Case 26545

Dear Darlene Miller:

Enclosed is a copy of an electronic letter sent to Glen Morgan, concerning a complaint filed with the Public Disclosure Commission (PDC) alleging that you violated RCW 42.17A.235 and .240 for failure to timely and accurately report contributions, expenditures, and debt.

As noted in the letter to Mr. Morgan, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1) and will not conduct a more formal investigation into these allegations or take further enforcement action in this matter.

However, pursuant to WAC 390-37-060(1)(b), this letter serves as a formal written warning concerning your failure to comply with the filing requirements noted in the enclosed letter sent to Mr. Morgan. Staff expects you to file timely and complete reports in future years in accordance with PDC laws and rules. The Commission will consider this formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

If you have questions, you may contact Alice Fiman at 1-360-586-4746 or toll-free at 1-877-601-2828, or by e-mail [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov).

Sincerely,

/s\_\_\_\_\_

Alice Fiman  
Compliance Officer

Endorsed by,

/s\_\_\_\_\_

Peter Lavallee  
Executive Director



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March 14, 2019

Delivered electronically to [glen@wethegoverned.com](mailto:glen@wethegoverned.com)

Subject: Complaint regarding, 44th Legislative District Democrats, PDC Case 26545

Dear Glen Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed October 13, 2017. Your complaint alleged the 44<sup>th</sup> Legislative District Democrats may have violated RCW 42.17A.235 and .240 for (1) by failing to timely and accurately file Monetary Contributions reports (C-3 reports) and Summary Full Campaign Contributions and Expenditures reports (C-4 reports), disclosing contributions and expenditures undertaken by the Committee and (2) failing to timely and accurately disclose debt.

PDC staff reviewed your allegations; the applicable statutes, rules, and reporting requirements; and the response provided by Darlene Miller, treasurer, to determine whether the record supports a finding of one or more violations.

Based on staff's review, we found the following:

- The 44th Legislative District Democrats, a bona-fide political party committee, has been registered with the PDC since 2000.
- On January 20, 2019, the Committee filed an amended C1-pc under full reporting, listing Diana McGinness as campaign manager and Darlene Miller as treasurer. McGinness and Miller were first listed as campaign manager and treasurer on an amended C1-pc filed February 21, 2017.
- The Committee filed 60 C-3 reports and 12 C-4 reports during the 2016 campaign, amending one C-3 report and no C-4 reports.
- The Committee filed 72 C-3 reports and 12 C-4 reports during the 2017 campaign, amending three C-3 reports and two C-4 reports.

**Allegation #1: Failure to timely and accurately file C-3 and C-4 reports**

- The complaint alleged the Campaign failed to timely file C-3 and C-4 reports due during 2016 and 2017. You attached a spreadsheet of those reports.

- In the response, Miller noted many of the late reports were related to issues with its fundraising processor, Blue Utopia. She stated the company provided donation information to the Committee late, or not at all.
- The State of Washington charged Blue Utopia with violations of the state's Consumer Protection Act in July 2017.
- Miller also stated she was provided limited training by the Committee's former treasurer and does not have information regarding why any 2016 reports filed by the previous treasurer were filed late.
- Regarding the 2017 reports, Miller stated she had technological issues however "worked with Chip (commission staff) in resolving a reporting issue that he had to correct for me with my data file."
- Miller attended PDC training in Olympia in September 2017.
- Miller noted the expenditure to Boruck Printing was for 1,000 remit envelopes, the case of printer paper was purchased at Costco and the expenditures to Frank Doolittle Company was for 35 t-shirts.

**Allegation #2: Failure to disclose debts and obligations on C-4 reports.**

- The complaint alleged that the Committee failed to disclose debts and obligations on C-4 reports and properly provide detailed breakdowns of expenditures. You attached a spreadsheet of those expenditures.
- Under rules in place in 2016 and 2017, four expenditures listed likely should have been reported as debt. WAC 390-16-042 now requires disclosure of each order placed (but not paid), debt or other obligation (except loans) of more than \$750.
- Miller acknowledged those and noted she has received additional PDC training on this issue.
- Miller stated the \$1,000 paid to Snohomish County Democrats on June 10, 2017 for a Gala Table Sponsorship was for a July 2017 event.

Based on these findings, and that: (1) many of the late reports included limited financial activity; and (2) the Committee timely filed 21-Day and 7-day Pre-General election reports in 2016 and 2017 during critical periods before and after the elections, staff has determined that in this instance, the failure to timely file reports of contributions and expenditures does not amount to an actual violation warranting further investigation.

However, pursuant to WAC 390-37-060(1)(b), the 44th Legislative District Democrats will receive a formal written warning concerning the failure to timely disclosure all contributions and expenditures and disclose debts and obligations.

The formal written warning will include staff's expectation that the 44th Legislative District Democrats timely file all future required reports of contributions and expenditures and disclose debts and obligations. The Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

Based on this information, the PDC finds that no further action is warranted and has dismissed this matter in accordance with RCW 42.17A.755(1).

If you have questions, you may contact Alice Fiman at 1-360-586-4746 or toll-free at 1-877-601-2828, or by e-mail [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov).

Sincerely,

Sincerely,

/s\_\_\_\_\_

Alice Fiman  
Compliance Officer

Endorsed by,

/s\_\_\_\_\_

Peter Lavallee  
Executive Director