



STATE OF WASHINGTON

PUBLIC DISCLOSURE COMMISSION

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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

In the Matter of Enforcement Action
Against

Kevin Hulten

Respondent.

PDC Case No. 13-031

Notice of Administrative Charges

I. JURISDICTION

1. The Public Disclosure Commission (PDC) has jurisdiction over this proceeding pursuant to RCW 42.17A, the campaign disclosure and contribution law; RCW 34.05, the Administrative Procedure Act; and WAC 390. These charges incorporate the Report of Investigation and all related exhibits by reference.

II. ALLEGATIONS

2. PDC staff alleges that Kevin Hulten, an Executive Analyst in the Snohomish County Executive's Office in 2011 and 2012, violated RCW 42.17A.555¹ by using his Snohomish County laptop and desktop computers, telephone, telephone number, email address and work time: (1) for the purpose of assisting Aaron Reardon's 2011 re-election campaign by compiling information and conducting opposition research of Mike Hope for Snohomish County Executive in 2011; and (2) for the purpose of assisting John "Jack" Connelly's 2012 election campaign for State Senator in

¹ Effective January 1, 2012, RCW 42.17.130 was re-codified as RCW 42.17A.555. Alleged use of facilities of a public office or agency on or after January 1, 2012 are therefore governed under RCW 42.17A.

the 27th Legislative District by compiling information and conducting research in opposition of Jeannie Darneille.

III. FACTS

3. On May 1, 2008, Aaron Reardon filed a Candidate Registration (C-1 report) declaring his candidacy for re-election to the office of Snohomish County Executive in 2011.
4. On December 6, 2010, Mike Hope, an incumbent State Representative from the 44th Legislative District, filed a C-1 report declaring his candidacy for Snohomish County Executive in 2011. Representative Hope was a Detective in the Seattle Police Department during the 2011 election cycle.
5. Executive Reardon hired Kevin Hulten in January 2011 to fill an Executive Analyst position in the Snohomish County Executive's Office. His official duties included, but were not limited to, researching and analyzing well defined issues and problems confronting the county, developing findings from that research and reporting those findings to Aaron Reardon and the Snohomish County Council. His duties also included assisting with Executive Office lobbying efforts and responding to constituent concerns.
6. From July of 2007 through January of 2011, the Executive Analyst position was held by Amy Ockerlander. Ms. Ockerlander stated in an interview with the Washington State Patrol (WSP) during an investigation of Aaron Reardon, that Gary Haakenson, former Deputy Executive for Snohomish County brought her into his office in late December of 2010, and informed her she no longer had a position in the Snohomish County Executive's Office. She stated "...that they had hired Kevin Hulten as my replacement" and she was transferred to Snohomish County Surface Water Management Division.
7. Mr. Haakenson, Mr. Hulten's direct supervisor, stated that Mr. Hulten had been hired outside of the normal hiring practices by Aaron Reardon, and he was not aware of the work being conducted by Mr. Hulten. He stated to PDC staff that he had no real control over Mr. Hulten and that whenever he questioned Mr. Hulten about where he was and what he was doing, Mr. Hulten would go directly to Mr. Reardon and complain that he was being "micromanaged."

8. On three separate occasions, Mr. Hulten made telephone calls to the PDC from a Snohomish County Executive's Office telephone number during regular business hours. PDC staff member Tony Perkins' telephone logs indicated that Mr. Hulten contacted him on: (a) March 10, 2011 to discuss the use of police uniforms by public employees in political advertisements; (b) March 31, 2011 to ask about lobbying groups started by state officials and lobbying activities involving State Legislators; and (c) April 7, 2011 to discuss activities being undertaken by a social welfare organization that Mr. Hulten alleged was operating as unregistered political committee controlled by a candidate. Mr. Perkins' telephone logs indicated that Mr. Hulten used the name Kyle Hulten, his brother, when talking with him on the three dates listed above.
9. During the period April 19 through May 2, 2011, Mr. Hulten made six telephone calls to Colby Underwood, a campaign consultant and fundraiser for the 2011 Aaron Reardon Campaign. These calls were billed to Mr. Hulten's Snohomish County work telephone number, and were all made to Mr. Underwood at his work telephone number, during the work week, and occurred between 8:00 am and 5:00 pm.
10. There were a number of documents on Mr. Hulten's Snohomish County issued laptop computer that were saved under a "Dropbox" account, which is a cloud-based storage service for documents that allows the user to store files and documents on the Internet and access them from any computer with Internet connectivity and protected by password and encryption.
11. A number of the documents under the "Dropbox" were in opposition of Mike Hope, and in support of Aaron Reardon, and none of the documents were related to any official Snohomish County Executive Office business. A review of the document properties indicates that the majority of the documents were either created, accessed, modified and/or stored by Mr. Hulten on his Snohomish County laptop computer during the work day (8:00 am to 5:00 pm timeframe). The campaign-related documents in the "Dropbox" included the following:
 - Several documents concerning Mike Hope, 100 Ideas WA², and numerous versions of draft complaint letters to be filed against Mr. Hope that were addressed to the PDC, the

² 100 Ideas was a national campaign to solicit citizen input and ideas to present to the all branches of government on a variety of topics. 100 Ideas WA was created by Mike Hope in 2011.

Attorney General's Office, the Snohomish County Prosecutor, and the Washington State Legislative Ethics Board.

- A number of documents related to or referenced public records requests concerning Mike Hope that were made to the SPD and the Mill Creek Police Department.
- A folder entitled "Opposition Research Master File" that contained seven subfolders of documents which included a 100 IdeasWA file; background checks for Mike and Sarah Hope; SPD Discipline and Internal Investigations for Mike Hope; Mike Hope Policy Statements; Mike Hope voting records; and printouts of Mike Hope PDC contribution and expenditure information from the PDC database.
- A number of copies of HeraldNet articles concerning Mike Hope; copies of Mike Hope for Snohomish County Executive Wall and Facebook pages; three .jpeg copies of documents concerning SPD records requests for Mike Hope; screenshots of Mike Hope in SPD police uniform; and documents concerning Mike Hope wearing an SPD uniform in political ads that included a 172-page .pdf concerning an investigation conducted by the Office of Professional Accountability (OPA) concerning Mr. Hope appearing in uniform while promoting WA state legislation.
- A subfolder entitled "John Chambers" which contained draft documents created and saved by Mr. Hulten that included: (a) public records requests filed with the Seattle Police Department (SPD) by John Chambers for documents related to SPD Detective Mike Hope; (b) copies of the SPD's production of documents to Mr. Chambers concerning Mike Hope; (c) a September 28, 2011, letter from Attorney Adam Matherly addressed to "To Whom it May Concern" indicating his representation of John Chambers in the Mike Hope public records request.³

12. In late September and early October of 2011, Mr. Hulten made two telephone calls using his Snohomish County work land-line telephone to call the Law Offices of Adam Matherly: a one-

³ A September 29, 2011, article in the Everett Herald discussed that a complaint had been filed with the PDC by John Chambers against Mike Hope, and the article mentioned that a local attorney, Adam Matherly, was representing Mr. Chambers in that matter.

hour and four minute telephone call made on September 27, 2011; and a one-hour and six minute telephone call made on October 4, 2011.

13. In May of 2012, Mr. Hulten and Jon Rudicil, a fellow Snohomish County Executive employee, created Thomas and French, LLC. A number of documents in the “Dropbox” reference work conducted by Thomas and French, LLC concerning the 2012 State Senate race in the 27th Legislative District involving Senator Jeannie Darneille and her opponent John “Jack” Connelly.
14. The documents in the “Dropbox” include a May 24, 2012 Thomas and French, LLC invoice that was billed to TR Strategies, and its principal Terry Thompson.⁴ TR Strategies was the primary consultant for the Connelly campaign. That invoice, and an accompanying Word document, each outline the work performed by Thomas and French, LLC during the period of May 1 through May 23, 2012, for opposition research conducted against Senator Darneille. Documents in the “Dropbox” relating to such opposition research include: online background checks; Legislative bill research; a draft document entitled “anti-Darneille hit piece” drafted by Mr. Hulten; information about Senator Darneille’s primary contributors and supporters; and a document discussing issues which Senator Darneille was potentially vulnerable to criticism. A review of the document properties for the invoice and opposition research documents indicates that the majority of the documents were created, accessed, modified and/or stored by Mr. Hulten on his Snohomish County laptop computer during the work day (8:00 am to 5:00 pm timeframe).

IV. LAW AND REGULATION

RCW 42.17A.555 prohibits elected officials, their employees, and persons appointed to or employed by a public office or agency from using or authorizing the use of public facilities, directly or indirectly, for the purpose of assisting a candidate’s campaign or for the promotion of, or opposition to, any ballot proposition. This prohibition does not apply to activities that are part of the normal and regular conduct of the office or agency.

⁴ Mr. Thompson was Mr. Reardon’s primary campaign consultant for his 2011 re-election efforts.

WAC 390-05-273 states, in part: "Normal and regular conduct of a public office or agency, as that term is used in the proviso to RCW 42.17.555 means conduct which is (1) lawful, i.e., specifically authorized, either expressly or by necessary implication, in an appropriate enactment, and (2) usual, i.e., not effected or authorized in or by some extraordinary means or manner."

Respectfully submitted this 2nd day of December, 2015.


Evelyn Fielding Lopez
Executive Director



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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

In RE COMPLIANCE WITH
RCW 42.17

Kevin Hulten

Respondent.

PDC Case No. 13-031

Report of Investigation

I.

Background and Allegations

- 1.1 On May 1, 2008, Aaron Reardon filed a Candidate Registration (C-1 report) declaring his candidacy for re-election to the office of Snohomish County Executive in 2011. Mr. Reardon was elected Snohomish County Executive in 2003, re-elected to that position in 2007. Prior to that, he served as a State Representative from the 38th Legislative District.
- 1.2 On December 6, 2010, Mike Hope, an incumbent State Representative from the 44th Legislative District, filed a C-1 report declaring his candidacy for Snohomish County Executive in 2011. Representative Hope was a Detective in the Seattle Police Department during the 2011 election cycle.
- 1.3 Executive Reardon hired Kevin Hulten in January 2011 to fill an Executive Analyst position in the Snohomish County Executive's Office. Prior to that, Mr. Hulten served as Legislative Assistant for Steve Hobbs, State Senator in the 44th Legislative District, from 2007 to 2011.
- 1.4 From July of 2007 through January of 2011, the Executive Analyst position was held by Amy Ockerlander. Ms. Ockerlander stated during an interview with the Washington State Patrol investigation of Aaron Reardon that Gary Haakenson, former Deputy Executive for Snohomish County brought her into his office in late December of 2010. She stated that Mr. Haakenson informed her she no longer had a position in the Snohomish County Executive's Office, and "...that they had hired Kevin Hulten as my replacement" and she was transferred to Snohomish County Surface Water Management Division.
- 1.5 On August 31, 2012, PDC staff filed a Public Records Request (PRR) with Snohomish County requesting telephone records, emails, letters, and any other documentation pertaining to Mr. Hulten's work as an Executive Analyst for Snohomish County covering the period October 1, 2010 through November 30, 2011.

- 1.6 Staff reviewed the documents provided by Snohomish County along with a computer disc that included Snohomish County telephone billing records for Kevin Hulten.
- 1.7 On April 11, 2013, based on the records provided as part of the PRR, PDC Executive Director Andrea McNamara Doyle filed a complaint against Kevin Hulten alleging that he violated RCW 42.17.130 by using the facilities of Snohomish County for the purpose of assisting the 2011 re-election campaign of Snohomish County Executive Aaron Reardon. **Exhibit #1.**
- 1.8 Specifically, the PDC staff generated complaint alleged that Kevin Hulten violated RCW 42.17.130 by using his Snohomish County computer, telephone, email address and work time for the purpose of assisting Mr. Reardon's 2011 re-election campaign by compiling information and conducting research to oppose the 2011 candidacy of Mike Hope for Snohomish County Executive. During 2011, the prohibition against using the facilities of a public office or agency to assist a candidate's campaign or to support or oppose a ballot proposition was found in RCW 42.17.130.¹
- 1.9 Staff's investigation indicated that Mr. Hulten violated RCW 42.17A.555 by using his Snohomish County computer, telephone, email address and work time for the purpose of assisting John "Jack" Connelly's 2012 election campaign for State Senator in the 27th Legislative District by compiling information and conducting opposition research of Jeannie Darneille for State Senator in May of 2012.

II. Findings

- 2.1 On August 31, 2012, PDC staff filed a public records request with Snohomish County requesting Snohomish County Executive Office documents pertaining to Kevin Hulten. The request included but were not limited to telephone records, emails, letters, and any other documents covering the period October 1, 2010 through November 30, 2011.
- 2.2 In response, Snohomish County provided the records for Kevin Hulten in several installments along with a computer disc that included Snohomish County telephone billing records.
- 2.3 Staff reconciled the telephone calls made by Mr. Hulten using his Snohomish County telephone number, with the telephone logs maintained by PDC staff member Tony Perkins, which demonstrated that Kevin Hulten made telephone calls to the PDC from a Snohomish County Executive's Office telephone number during regular business hours on March 10, March 31, and April 7, 2011. **Exhibit #2 - includes corresponding emails between Mr. Perkins and Mr. Hulten related to the telephone calls.**
- 2.4 Mr. Perkins' telephone logs indicated that Mr. Hulten used the name Kyle Hulten when he called PDC staff on March 10, March 31, and April 7, 2011 using his Snohomish County telephone number to gather information and to conduct research concerning Mike Hope with the purpose of assisting Aaron Reardon's re-election efforts. Kyle Hulten is

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Kevin Hulten's brother, but he was not employed by the Snohomish County Executive's Office.

- 2.5 Based on Mr. Perkins' telephone logs, the three telephone calls involving Mr. Hulten served as the basis for the PDC staff generated complaint, and the content of those three telephone calls included: (1) Use of uniforms by public employees in political advertising (Mike Hope and Seattle Police Department); (2) Lobbying groups started by state officials and acting as a political committee (State Representative Mike Hope and the Lakewood Law Enforcement Memorial Act); and (3) The activities of social welfare organizations that are allegedly also operating as unregistered political committees (Mike Hope and 100 Ideas for Washington's Future).
- 2.6 On November 27, 2013, PDC staff received an additional disc related to the Snohomish County Executive Office public records request for Kevin Hulten. **Exhibit #3 – PDC staff generated partial Kevin Hulten document log and Dropbox summary.** The disc contained documents discovered by Snohomish County officials and copied from the Snohomish County laptop computer used by Kevin Hulten during calendar year 2011, and a portion of 2012, that had been saved by Mr. Hulten under a "drop-down box" option or "Dropbox."
- 2.7 Staff reviewed the documents copied and found a number of documents in the "Dropbox" pertaining to Mike Hope and the 2011 election. None of the documents were related to any official Snohomish County Executive Office business. In addition, there were also a number of documents concerning Senator Jeannie Darneille, the 2012 election, and her 2012 opponent in the 27th Legislative District, John "Jack" Connelly.
- 2.8 The computer disc was accompanied by a November 25, 2013, memorandum addressed to Brian Lewis, Public Records Specialist with the Snohomish County Executive's Office, and sent from Tim Wise, Snohomish County Security Engineer with Snohomish County Information Services, concerning Kevin Hulten "Dropbox data" provided as part of staff's public records request. **Exhibit #4.** The memorandum stated the following about the contents of the CD:
- "....The specified Dropbox data was extracted from a previously imaged disk drive labeled "Kevin Hulten's C Drive" and copied to a secure location. The security engineer prepared this hand off memo and copied all investigation results and supporting files to CD...."*
- 2.9 On January 31, 2014, PDC staff received a letter from Gage Andrews, Director of Snohomish County Information Services, in response to staff's request for information concerning the CD of Kevin Hulten "Dropbox" account and the "chain of custody" of Mr. Hulten's laptop computer. **Exhibit #5.** Mr. Andrews confirmed and verified the "chain of custody" between Snohomish County and the King County Sheriff's Office.

2011 Election: Documents opposing Mike Hope:

- 2.10 The Dropbox contained 9 sub-folders that included an Evergreen Law Group folder which contained two subfolders entitled: "May 17 Addendum" and "Component files

**Evergreen.” Exhibit #6 - numerous documents printed out from disc of Kevin Hulten
Dropbox account by PDC staff.**

- 2.11 The two sub-folders contained Word and .pdf documents that included numerous versions of a draft complaint against Mike Hope, all coming from a William Ferrell letter and addressed to the PDC or the WA State Legislative Ethics Board (LEB), and a 45-Day letter addressed to the Attorney General’s Office and Snohomish County Prosecutor’s Office. A number of documents were related to Mike Hope including 100 Ideas; campaign-related documents such as a printouts of Mike Hope expenditures and contributions from the PDC database; HeraldNet articles concerning Mike Hope; and Mike Hope for County Executive Wall and Facebook pages.
- 2.12 The Dropbox included a subfolder entitled “John Chambers” that included: (1) A folder of four different screen shots of postings on the Mike Hope for County Executive Facebook page; (2) A 69-page .pdf copy of a SPD cover letter and responsive records provided by the SPD to John Chambers records request; and (3) Three .jpeg copies of documents concerning SPD records requests for Mike Hope documents.
- 2.13 The Dropbox contained a folder entitled “Opposition Research Master File” which included seven subfolders, two Word documents (Hope Policy Statements and Voting Record and Donations); and three .pdf documents. The subfolders contained the following:
- 100 Ideas File: The folder contained two subfolders created by Mr. Hulten that included public records requests and responses about Mike Hope; research about Mike Hope plus six draft Word documents and one .draft pdf document concerning Mike Hope complaints, and drafts of 100 Ideas complaints of Mr. Hope.
 - Background Checks: The folder contained two Word documents created by Mr. Hulten for LexisNexis internet background searches concerning Michael and Sarah Hope. The folder was created on January 2, 2011, which was prior to Mr. Hulten beginning work at Snohomish County.
 - PDC, LEB Complaints: This folder contained two subfolder: (1) LEB which included seven Word documents that were modified by Mr. Hulten between April 1 through 7; and (2) Final draft files that included four .pdf documents all modified on June 17, 2011, plus an 12 additional .pdf documents concerning Mike Hope and 100 Ideas complaints.
 - Seattle Police Department (SPD) Discipline and Internal Investigation: The two folders contained four .pdf documents indicating they were all worked on and modified by Mr. Hulten on October 4, 2011, and included Mike Hope wearing an SPD uniform in political ads, and screenshots of Mike Hope in uniform, and a John Chambers public records requests for Mike Hope documents. The documents included a 172-page .pdf concerning an investigation conducted by the Office of Professional Accountability (OPA) of Mike Hope for appearing in his SPD uniform

while promoting WA state legislation. The .pdf included a memorandum from Kathryn Olson, OPA Director to Lt. Jim Fitzgerald concerning certification of completion of the investigation and the OPA's disposition of the matter.

- Original Documents and Correspondence: This folder contained a subfolder (FEMA flood plains); four Word documents, three of which were listed in other subfolders (Hope Policy; Hope Strategy Outline; PDC 100 Idea's complaint; plus 10 .pdf documents that included two concerning "Public Records"; a number of the documents listed elsewhere in the Dropbox concerning Mike Hope and 100 Ideas complaints; and a 109-page copy of the Master File for Evergreen Law Group (Mike Hope).

2.14 The following Word and .pdf documents were saved in the "Dropbox" sub-folders listed above:

- 1) An undated three-page document entitled "Research Project" that discussed Mike Hope and campaign-related strategies;
- 2) An August 4, 2011, letter from the SPD to John Chambers concerning a Chamber's PRR for Mike Hope documents and records;
- 3) A September 28, 2011, letter from Adam Matherly, an attorney in Seattle, addressed to "To Whom It May Concern", stating that he is representing John Chambers in Seattle PD PRR concerning Mike Hope;
- 4) Seven-page draft Citizens Action Letter and PDC complaint against Mike Hope from William T. Ferrell relating to 100 Ideas (updated draft from an earlier saved version);
- 5) A copy of a July 11, 2011, two-page letter from Mike Hope responding to the PDC complaint in PDC Case No. 12-001, and attached emails and other documents related to 100 Ideas;
- 6) An undated two-page document discussing Mike Hope campaign issues: Ethics; Strategies; Seattle PD Uniform Issue; Campaign Finance; Psy Ops; Moxie Media Bill; etc...; and
- 7) An undated two-page draft cover letter concerning the Mike Hope complaint addressed "To Whom It May Concern", and an undated one-page document "Summarizing 100 Ideas."

2.15 Staff reviewed an undated six-page memorandum drafted by Mr. Hulten that was downloaded from a link provided on the Heraldnet website after a July 11, 2013 article, entitled "Reardon aide complained of no reward for dirty tricks." The document consisted of numerous random thoughts from Mr. Hulten apparently addressed to Aaron Reardon, and included the following statements from Mr. Hulten:

"I always thought there would be a benefit from winning the battle. I've poured everything into the last 18 months."

"I justified all the decision I've made over the last 18 months behind the fact that we were a team and that you would take care of your people."

"We won. We beat Mike Hope. We stuffed his blackmail and lies and accusations back in his face. We beat the State Patrol."

"Am I just a tool to be used for the black hat jobs, the put behind a desk for Gary (Haakenson) to micromanage and harass."

"Thousands of pages of written documents. Multiple complaints filed...PDC, LEB, Ethics, Ferrell, JT, Adam..."

"Hope DUI research....Successfully got the material out into the media effectively."

"I took down Mike Hope....I spent thousands of dollars to create a series of shell companies so I can engage in battle with the f#@ing PA (Prosecuting Attorney) and the council on your behalf."*

- 2.16 On November 17, 2015, PDC staff submitted a public records request to the Snohomish County Executive's Office requesting: (1) a copy of the Kevin Hulten undated six-page memorandum; (2) confirmation of the chain of custody for the document including the computer it was accessed and stored on; and (3) the metadata for the document.
- 2.17 On November 17, 2015, Brian Lewis, Public Records Specialist with the Snohomish County Executive's Office transmitted an email to PDC confirming that Kevin Hulten created the six-page Word document using his Snohomish County Network User identification on October 19, 2012. Mr. Lewis stated that Kevin Hulten finalized the document on October 30, 2012, "...on a computer belonging to the network snoco." **(Exhibit #7)** Mr. Lewis also attached a memorandum from Snohomish County Information Services confirming the document source from a "...transfer of documents from a search of Mr. Hulten's hard drive..."

2012 Election: Documents opposing Senator Jeannie Darneille

- 2.18 There were a number of documents in the "Dropbox" concerning the 2012 election between Senator Jeannie Darneille John "Jack" Connelly in the 27th Legislative District. The documents reference an entity entitled Thomas and French, LLC, which was created in May of 2012 by its principals Mr. Hulten and Jon Rudicil, a fellow Snohomish County Executive Office employee. The documentation involved work conducted by Mr. Hulten and Mr. Rudicil under the name Thomas and French, LLC for Terry Thompson with TR Strategies (consultant for Jack Connelly campaign in 2012, and Aaron Reardon in 2011) during the month of May of 2012 for opposition research concerning Senator Darneille. **Exhibit #8.**
- 2.19 A Thomas and French, LLC invoice and Word document detailed the work performed by Mr. Hulten and Mr. Rudicil on behalf of TR Strategies during the period May 1 through

May 23, 2012. The documents indicated that some of the work undertaken by Mr. Hulten and Mr. Rudicil occurred during the work week between 8:00 am and 5:00 pm. That work was detailed as follows:

- **Tuesday, March 1, 2012:** A total of nine hours billed, but not charged: Hulten six hours for Sen. Darneille background check and memo; Rudicil three hours for pre TR Strategies meeting research.
- **Thursday, March 3, 2012:** A total of two hours billed, but not charged: Initial meeting at Connelly Law Offices in Tacoma (Hulten and Rudicil).
- **Tuesday, March 8, 2012:** A total of five hours billed and charged to TR Strategies (\$100 per hour): Kevin Hulten 3:00 pm to 8:30 pm for research into AIDS foundation, Darneille Poll questions, expenses, media, etc....
- **Wednesday, March 16, 2012:** A total of three hours billed and charged to TR Strategies (\$100 per hour): Kevin Hulten (no times listed) for research and writing response to Don McDonough for Darneille Poll questions.

2.20 The Dropbox included a folder entitled "K & J Productions" (staff assumed the K was for Kevin Hulten and the J for Jon Rudicil) that contained a May 15, 2012, .pdf of a Thomas and French, LLC WA State Business License Application listing the principals as Mr. Hulten and Mr. Rudicil. The K & J Productions folder was entitled "2012 Research" and included four Word documents, and four additional subfolders, two of which contained the following information:

- 1) Background Checks: This subfolder included 10 .pdf documents printed out from the website BeenVerified.com, an on-line background search engine, for background checks that had been undertaken by Mr. Hulten for the following individuals: Senator Jeanne Darneille; Mark Roe, Snohomish County Prosecutor; Brian J. Sullivan, Snohomish County Councilmember; Scott North, reporter for the Everett Herald; and Gary Weikel, spouse of Carolyn Weikel, Snohomish County Auditor.
- 2) Connelly Data: This subfolder included two spreadsheets with one spreadsheet that contained four separate worksheets of Voting Precincts in the 27th Legislative District. The worksheets included registered voter information broken down by "Darneille Precincts"; "Third Candidate Precincts"; "Ranked Precincts" and "2010 Primary Totals." The other spreadsheet contained five separate worksheets of Precincts in the 27th Legislative District that included voter information broken down by "Most Important Precincts"; "R Precincts"; and "2010 Primary Totals."

2.21 There was also a "Billing" folder that contained two subfolders, one entitled "Work Product" that included:

- 1) The .pdf document dated May 24, 2012, and entitled "Invoice for Thomas and French" which listed the client as Terry Thompson with TR Strategies, the political consulting firm working on behalf of Jack Connelly as detailed above.

- 2) A Word document detailing the work performed by Mr. Hulten and Mr. Rudicil for the Thomas and French, LLC billing concerning Jack Connelly and Jeanne Darneille research.
- 2.22 A “Work Product” subfolder contained seven .pdf documents under the names “Thomas and French” and included seven documents concerning opposition research information about Senator Jeannie Darneille, a candidate for re-election in 2012, as follows:
- **“Billresearch519”**: An eight-page .pdf that included emails and email strings concerning Jeannie Darneille’s 2012 Senate race against Jack Connelly, and involved discussions about opposition research into Sen. Darneille and involved Mr. Hulten, Mr. Rudicil; Terry Thompson & John Winkler from TR Strategies; Don McDonough with DMA Market Research; and Jack Connelly.
 - **“Cop Luncheon”**: A one-page email from Kevin Hulten and addressed to Terry Thompson and John Winkler concerning Sen Darneille, which attacked her positions on felons’ right to vote, that she is beholden to non-police interests for campaign contributions, and the McNeil Island sex offenders unit.
 - **“DRAFT Hit Piece: The Darneille Plan – Spend it all, Raise taxes”**: A six-page .pdf email string between Mr. Hulten, Mr. Rudicil, Mr. Thompson, Mr. Winkler, and Mr. Connelly discussing the content of draft mail pieces in opposition to Sen. Darneille.
 - **“Early Release of Felons and Sex Criminals-Darneille Agenda:”** A document from Hulten that included a bill summary and suggested lines of attacks with regard to Darneille’s House Bills 2143 and 2144.
- 2.23 On November 17, 2015, staff spoke with Senator Darneille by telephone concerning the opposition research conducted against her during her 2012 re-election campaign. Senator Darneille stated that she served with Aaron Reardon when they were both in the House of Representatives in the early 2000’s and she did not know who Kevin Hulten was. She stated that she was aware of his name from a Google search she conducted after the election had been held. She stated she was well aware of TR Strategies and Terry Thompson as a democratic campaign consultant, and that the Connelly campaign ran a very negative campaign against her in 2012 spending more than \$1 million, mostly using Mr. Connelly’s personal funds.
- 2.24 Senator Darneille stated that she filed with the PDC for the Senate seat in August of 2011 and she recalled that the Connelly Campaign had been up and running since sometime in July of 2011. She stated the Connelly Campaign sent out dozens of mailers and ran four different television advertisements beginning sometime in April or May of 2012 concerning a 2001 vote she took as State Representative on the McNeal Island sex offender issue. She stated the Connelly Campaign believed her 2001 McNeal Island vote “resonated with voters” and they hammered away at her throughout the 2012 primary and

general elections with negative political advertisements. She stated the Connelly Campaign spent more than \$500,000 in the primary election, and “then doubled down” and spent an additional \$500,000 for the general election despite losing the primary election by 18 percentage points.

Kevin Hulten Response:

- 2.25 On April 2, 2014, Kevin Hulten submitted an email that included an attached 11-page response letter to the PDC staff allegations, and 10 exhibits totaling 27 pages. **Exhibit #9.** Mr. Hulten stated he was hired by Snohomish County as an Executive Analyst in January of 2011, and prior to that he worked as a Legislative Assistant for Senator Steve Hobbs, where his contacts and work-related relationships with individuals, legislators, and lobbyists were an asset to him, and part of the reason he was hired for the position. He stated that he spent a significant amount of time communicating with constituents, elected officials at the local, state and federal levels, lobbyists and legislators. His duties included advancing the legislative agenda of the office, overseeing government affairs, and building relationships.
- 2.26 Mr. Hulten stated that his position was an exempt management position, in which he claimed his “...work hours were wildly unpredictable and fluid due to the 24/7 nature...” of his job and the work in the Executive’s Office. **Exhibit #10, Kevin Hulten hiring documents from Snohomish County, including his job description.**
- 2.27 Mr. Hulten stated that he did not have a regular lunch hour or set break times like a more traditional county employee, and his schedule was that he worked varying times including some nights, weekends, and either early in the morning or later in the evening. He stated as an exempt employee, he had a “vested interest” in ensuring that his employment with the county continued, so during the 2011 election, he volunteered his time “...exclusively outside of work...” to work on Aaron Reardon’s re-election campaign.
- 2.28 Mr. Hulten stated that Gary Haakensen, his immediate supervisor for Snohomish County, explained to him that he was expected to manage his “...own schedule to avoid bringing election-related activity into the workplace.” He stated it was his understanding that it is commonplace for county, state and local employees to volunteer their time for campaign-related activities, so long as those activities take place outside of work place.

Mr. Hulten responding to alleged Snohomish County Telephone Usage to assist Aaron Reardon:

- 2.29 Mr. Hulten claimed that Snohomish County did not provide him with a cell phone, so he used his personal iPhone and forwarded his work calls to his iPhone number, with the result “...that calls to both my work number and my personal number became mixed” and it became an issue when the Executive’s Office received a number of PRR’s for his telephone calls and text messages. He stated that when Snohomish County produced the records for the request, “...the production also detailed all my personal and private information to the public...”

- 2.30 Mr. Hulten stated that he made the three telephone calls to PDC staff person Tony Perkins using his own resources. He stated that he remembered making the calls to Mr. Perkins using his personal iPhone, in his personal vehicle, on his personal time away from the Executive's office, while volunteering his time for the Aaron Reardon re-election campaign. He stated that the calls were placed from his "...personal, private cell phone, and only showed up in the referenced phone records because my personal cellular records were included in a batch release of public records by the county."
- 2.31 Staff requested that Mr. Hulten produce his personal cell phone billing statements that he claimed were paid by him showing the three calls to Mr. Perkins, but he never provided any documentation.

Mr. Hulten responding to alleged Snohomish County Computer/Laptop Usage (Dropbox account):

- 2.32 Mr. Hulten stated that a major portion of PDC staff's inquiry pertained to the documents obtained from the "Dropbox" on his Snohomish County laptop computer, which he described as a monthly subscription fee that he paid for a cloud-based storage service for his documents. He stated the Cloud storage service allows the user "...to store their personal files and documents on the Internet, protected by password and encryption, so that they can be accessed from any computer with Internet connectivity."
- 2.33 Mr. Hulten stated the files and documents produced by Snohomish County as part of a PRR existed entirely on the Internet, but he claimed that they did not exist on his Snohomish County laptop computer. He stated that he created a "Dropbox account" which he described as a monthly subscription fee for a cloud-based storage service that provides the user with the ability to access an account or file within that account, from any computer connected to the Internet as long as the user has the proper username and passwords. He alleged that the files in his laptop Dropbox had no "...bearing on whether the files exist on that computer or have ever been assessed from that computer..." and that the documents and files within that account were from his private account, in his name, and paid for by him using personal funds.
- 2.34 Mr. Hulten stated that he maintained the storage of his personal files in his Dropbox prior to, during, and after his employment in the Executive's Office, and that the documents staff obtained from Snohomish County as part of a PRR were "...pulled wholesale from this private account." He stated that the Mike Hope and Aaron Reardon documents still currently exist in his Dropbox, and he claimed that he "...did not work on any of these projects or documents while using my work computer or laptop." He stated he did not conduct any of the work on Snohomish County time, nor did Aaron Reardon instruct him to work on them, and that "Any information that was shared with the campaign was done by me as a private citizen on my own time."

Gary Haakenson response:

- 2.35 In September of 2014, staff spoke with Gary Haakenson, former Deputy Executive for Snohomish County concerning the allegations that Kevin Hulten used Snohomish County facilities to support Aaron Reardon and oppose Mike Hope in 2011 election. Staff sent

Mr. Haakenson an email on September 8, 2014, and he responded on September 10, 2014, stating that as Deputy Executive for Snohomish County, he was "...basically in charge of the day to day operations" of the office and staff." **Exhibit #11.**

- 2.36 Mr. Haakenson stated Mr. Hulten was one of only two employees that were hired directly by Executive Reardon during his tenure as Deputy Executive, with the other being Jon Rudicil. He stated that this practice was unusual but it was not unheard of for Executive Reardon to hire an employee without consulting him.
- 2.37 Mr. Haakenson stated that he first became aware Mr. Hulten had been hired by Executive Reardon when he was asked by his Executive Assistant to introduce him at their weekly County Executive's Cabinet meeting since Mr. Reardon was not going to be in attendance. He stated that he met Mr. Hulten for the first time that day, which was unusual. He stated Mr. Hulten's work schedule was listed in his job description as Monday through Friday; 8:00 a.m. to 5:00 p.m. and that he was hired as an exempt staff person. He went on to state:
- Mr. Hulten *"was expected to work 8-5 and was to notify me if different, he would often call and say he was working on something for the Exec and would be in later. Sometimes he would not call in at all."*
 - When asked if Mr. Hulten reported to him, he stated: *"Yes but as time passed he always said he was working for Aaron not me. I wrote his annual review after one year and was critical in some areas of his performance. He went to Aaron to complain and Aaron rewrote it saying I was simply unaware of the tasks that Aaron had given him."*
 - The leave policy in the Executive's office during 2011 was your typical leave policy, and if an employee worked more than 40 hours during the work week, that employee was allowed to make up for it later by taking some time off. He stated that Mr. Hulten did not prepare any leave slips for him to sign concerning any campaign work that he conducted during the normal Executive Office hours.
 - Mr. Hulten was provided a Snohomish County desk phone with a land-line telephone number, a cellular telephone, and several lap top computers. He stated that Mr. Hulten's Snohomish County cellular telephone was billed through the Executive's Office.
 - He confirmed that Mr. Hulten was issued a Snohomish County land-line telephone number that was billed under the name of Aimee Ocklander, but was assigned to Mr. Hulten on January 15, 2011. Ms. Ocklander's last day to be employed in the Executive's Office was January 18, 2011, but her name remained on the billing statements until July of 2011.
 - He stated that he was not aware of anyone other than Mr. Hulten making telephone calls using that number during 2011 after Ms. Ocklander left.

- 2.38 Concerning Mr. Hulten synching up his personal phone with his Snohomish County cellular phone, Mr. Haakenson stated Mr. Hulten "...claimed to have synced his work phone to his personal phone with a Google phone number. It was very confusing and the County continued to pay his bill." He stated this created difficulties for the Executive's office concerning public records requests, and that when any public records request "...came in for his work phone we had to figure out which calls were personal and which were county calls. Same with texts. It was a nightmare."
- 2.39 Mr. Haakenson stated that Mr. Hulten was issued maybe two or three Snohomish County lap top computers, and he would take a laptop computer with him and claim to be working remotely from home. He stated that he never authorized him to work remotely, and as far as he was aware no one else in the Executive's Office did either. He stated that Mr. Hulten "...just decided to do it and then would call me and say he was working on a project for Aaron and would be in later. I would check with Aaron and sometimes I was told yes he working on something for him and sometimes he said no he wasn't...."
- 2.40 Mr. Haakenson stated Mr. Hulten also had one or two office computers, and that no one in the County Executive's office authorized him to access his personal Cloud storage for non-work related documents during his Snohomish County work hours or using the Snohomish County email system or internet. He added that he did not see Mr. Hulten working on any campaign-related documents on his Snohomish County computers, but he always took his laptop computer with him and did not leave it open on his desk.

Alleged Kevin Hulten campaign-related telephone calls: Law offices of Adam Matherly:

- 2.41 Mr. Hulten made two telephone calls using his Snohomish County work land-line telephone and number to call the Law Offices of Adam Matherly (206 458-8551) that included: (1) A one-hour and four minute telephone call made at 2:26 pm on September 27, 2011; and (2) A one-hour and six minute telephone call made at 3:52 pm on October 4, 2011.
- 2.42 A September 29, 2011, article in the Herald discussed that a complaint had been filed with the PDC by John Chambers against Mike Hope, and mentioned that an attorney, Adam Matherly, was representing Mr. Chambers in that matter.
- 2.43 A number of documents in Mr. Hulten's Dropbox account concerned Mr. Matherly's representation of Mr. Chambers in filing a PRR with the Seattle Police Department for documents related to Mike Hope, and included a copy of a September 28, 2011, letter from Mr. Matherly on his Law Office letterhead. **Exhibit #12.**
- 2.44 The letter stated that Mr. Matherly had been retained by Mr. Chambers in June of 2011, to help "him obtain public records and advising him with regards to his own privacy concerns." Mr. Hulten stated in his response that the telephone conversations he had with Mr. Matherly involved inquiring if Mr. Chambers would be willing to come forward and identify himself as the individual requesting the Mike Hope information. Mr. Hulten stated that it was his intent to have Mr. Chambers identify himself in order "...to absolve me of my impossible media-imposed obligation to prove the negative" that he was not behind, or involved with the PRR.

Colby Underwood, political consultant for Aaron Reardon Campaign:

- 2.45 During the period April 19 through May 2, 2011, Mr. Hulten made six telephone calls that were billed to his Snohomish County work telephone number to Colby Underwood, campaign consultant and primary fundraiser for the 2011 Aaron Reardon Campaign. **Exhibit #13.** All of the calls were made to Mr. Underwood at his work telephone number, and occurred during the work week between 8:00 am and 5:00 pm. Staff's investigation of Aaron Reardon indicated that Mr. Underwood was not employed as an employer, consultant or contractor for the Snohomish County Executive's Office during calendar year 2011.

Additional information concerning Kevin Hulten:

- 2.46 In July of 2014, Mr. Hulten pleaded guilty in Snohomish County Cascade District Court to a gross misdemeanor for tampering with evidence during a criminal investigation conducted by the Skagit County Prosecutor's Office. As part of Mr. Hulten's plea agreement, he admitted that in March of 2013 he downloaded a data-wiping program onto a Snohomish County laptop computer had been assigned to him, and that he was supposed to have returned to the county. Mr. Hulten was fined \$1,500 and sentenced to serve five days on a Skagit County work crew.

III.

Scope

3.1 PDC staff reviewed the following documents:

- April 11, 2013, complaint filed by PDC Executive Director Andrea McNamara Doyle against Kevin Hulten.
- October 8, 2012, telephone records, emails, and other documentation provided by Snohomish County concerning Mr. Hulten.
- November 27, 2013, PDC staff received an additional disc related to Kevin Hulten that involved a "Dropbox" that was on one of Mr. Hulten's laptop computers.
- Information on internet and various websites pertaining to telephone number listed as having been called by Mr. Hulten.
- January 31, 2014, email with attached letter from Gage Andrews, Director of Information Services for Snohomish County concerning the chain of custody of Kevin Hulten's Snohomish County issued laptop computer.
- April 2, 2014, Kevin Hulten submitted an email response to the allegations listed in the PDC staff generated complaint that included an 11-page response letter to the PDC staff allegations, and a total of 10 exhibits.
- September 10, 2014, email from Gary Haakenson, former Snohomish County Deputy Director, sent to PDC staff responding to staffs questions concerning Kevin Hulten.
- November 17, 2015, email from Brian Lewis, Public Records Specialist with the Snohomish County Executive's Office confirming that Kevin Hulten created the six-page Word document using the Snohomish County network and computer.

3.2 Chronology of PDC staff correspondence with Mr. Hulten, and also staff attempts that were made to contact Mr. Hulten:

- **July 17, 2013:** PDC staff sends letter to Mr. Hulten (1205 Vernon Road, Lake Stevens, WA 98258-8509) requesting a response to the allegations listed in the April 11, 2013 PDC staff generated complaint. No response was received.
- **October 3, 2013:** PDC staff sends letter to Mr. Hulten (1205 Vernon Road, Lake Stevens, WA 98258-8509) requesting he respond to the July 17, 2013 letter, and appear for an October 18, 2013, in-person investigative interview at the PDC offices in Olympia at 1:30 pm concerning the allegations listed in the staff generated complaint. No response was received, and Mr. Hulten did not appear for the interview.
- **January 8, 2014:** PDC staff left voice message for Kyle Hulten, Kevin's brother at the In Vigor Law Group in Seattle (206) 745-5229, questioning whether or not Kevin is still residing in Washington State, and or if he is in California (based on his online presence and information, specifically in Pacific Palisades).
- **February 11, 2014:** PDC staff sends final letter to Mr. Hulten (1205 Vernon Road, Lake Stevens, WA 98258-8509) requesting he respond to the allegations listed in the staff generated complaint. The letter informed him and his family members that if no response is received by February 26th, staff will complete its investigation without his response.
- **March 15, 2014:** Received an email from Mr. Hulten stating that he no longer lives in Washington State, and did not receive notification until now when the PDC letter was forwarded to him by a family member. He indicated he would like to respond to the complaint, requested staff provide him with the relevant materials by email, and that he would respond within 72 hours of receipt.
- **March 24, 2014:** PDC staff sends two emails to Mr. Hulten that included a four-page questionnaire concerning telephone calls he made and received and documents that he created and worked on during Snohomish County work hours that allegedly supported Aaron Reardon or opposed Mike Hope; along with a copy of the April 11, 2013, PDC staff generated complaint filed against him.
- **September 15, 2014:** PDC staff sent an email to Kevin Hulten informing him staff would like to schedule a telephone interview under oath with at his earliest time, hopefully sometime next week if that was possible and offering him three dates to schedule the interview, September 22, 23 and 24, 2014, with a number of times. Staff also left a voice message for Mr. Hulten providing him with a "heads-up" that staff was sending him an email requesting for time for a telephone interview.
- **September 19, 2014:** PDC staff left voice message for Kevin Hulten requesting he make himself available for a telephone interview under oath. Staff spoke with Mr. Hulten who questioned whether or not the interview was voluntary or involuntary,

and staff informed him this was a civil matter and staff's would like to conduct a voluntary investigative telephone interview under oath.

- **January 15, 2015:** PDC staff left voice message for Kevin Hulten requesting a mailing address and informing him that that failure to comply with a request for an investigative interview would result in a Subpoena being issued.
- **February 10, 2015:** PDC staff sends letter to Kevin Hulten (1205 Vernon Road, Lake Stevens, WA 98258-8509, the address of his parents) requesting a good mailing address where staff can correspond with Mr. Hulten concerning the investigation.
- **April 15, 2015:** PDC staff mails two Subpoenas to Kevin Hulten at 31 East Main Street; Los Gatos, CA 95033: (1) one for PDC Case No. 13-031, the complaint filed against him; and (2) one for PDC Case No. 12-160, the Aaron Reardon complaint.
- **April 17, 2015:** PDC staff sends an email to Kevin Hulten email, and attaching copies of the two subpoena's that were sent to him by certified mail on April 15, 2015.
- **April 26, 2015:** The US Postal Service returned two subpoena's that were sent to Kevin Hulten by certified mail on April 15, 2015, as "Return to Sender – Insufficient Address."
- **July 28, 2015:** PDC staff mails two Subpoenas to Kevin Hulten at 31 East Main Street, Apt. No. 210; Los Gatos, CA 95033 (Apartment number included): (1) one for PDC Case No. 13-031, the complaint filed against him; and (2) one for PDC Case No. 12-160, the Aaron Reardon complaint. The US Postal Service returned two subpoena's that were sent to Kevin Hulten by certified mail in August of 2015, as "Unclaimed."
- **September 1, 2015:** PDC staff mails two Subpoenas to ABC Legal Services in California to be served to Kevin Hulten at 31 East Main Street, Apt. No. 210; Los Gatos, CA 95033: (1) one for PDC Case No. 13-031, the complaint filed against him; and (2) one for PDC Case No. 12-160, the Aaron Reardon complaint. September 4.
- **September 10, 2015:** PDC staff receives confirmation that ABC Legal Services served the two Subpoenas to Mr. Hulten for him to participate in an investigative interview in PDC offices on October 21, 2015.
- **October 21, 2015:** Mr. Hulten fails to appear or participate in the investigative interviews, or even to contact PDC staff.


IV. Laws and Rules

4.1 RCW 42.17A.555 states, in part:

"No elective official nor any employee of his or her office nor any person appointed to or employed by any public office or agency may use or authorize the use of any of the facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition. Facilities of a public office or agency include, but are not limited to, use of stationery, postage, machines, and equipment, use of employees of the office or agency during working hours, vehicles, office space, publications of the office or agency, and clientele lists of persons served by the office or agency..."

- 4.2 **WAC 390-05-273** defines the "normal and regular conduct" of a public office or agency as *"conduct which is (1) lawful, i.e., specifically authorized, either expressly or by necessary implication, in an appropriate enactment, and (2) usual, i.e., not effected or authorized in or by some extraordinary means or manner."*

Respectfully submitted this 1st day of December, 2015.


Kurt Young
PDC Compliance Officer

List of Exhibits

- Exhibit #1** April 11, 2013, PDC staff generated complaint filed Andrea McNamara Doyle against Kevin Hulten.
- Exhibit #2** Telephone logs maintained by PDC staff member Tony Perkins concerning calls made by Kevin Hulten, and corresponding emails related to the telephone calls.
- Exhibit #3** On November 27, 2013, PDC staff received an additional disc related to a Snohomish County PRR concerning Kevin Hulten, and this exhibit is a PDC staff generated document log and "Dropbox account" summary of Kevin Hulten documents.
- Exhibit #4** November 25, 2013, memorandum from Brian Lewis, with Snohomish County Information Services concerning Kevin Hulten "Dropbox data" provided as part of a public records request.
- Exhibit #5** January 31, 2014, letter from Gage Andrews, Director of Snohomish County Information Services, concerning the CD of Kevin Hulten "Dropbox" account and the "chain of custody."
- Exhibit #6** Documents recovered from Kevin Hulten "Dropbox account" concerning Mike Hope.

- Exhibit #7** November 17, 2015, email from Brian Lewis, Public Records Specialist with the Snohomish County Executive's Office providing a copy of a six-page Word document created by Kevin Hulten created using the Snohomish County network and computer and confirming its source as being Mr. Hulten.
- Exhibit #8** May 24, 2012, invoice from Thomas and French, LLC; a Word document detailing the work conducted by Thomas and French, LLC; and work product conducted by Thomas and French, LLC, all in opposition to State Senator Jeannie Darneille.
- Exhibit #9** April 2, 2014, 11-page response letter received from Kevin Hulten that included 10 exhibits totaling 27 pages.
- Exhibit #10** Snohomish County employment documents for Kevin Hulten including his job description and welcoming letter.
- Exhibit #11** On September 10, 2014, Gary Haakenson, former Snohomish County Deputy Executive Director, submitted an email concerning Kevin Hulten.
- Exhibit #12** Copy of a September 28, 2011, letter from Adam Matherly on his Law Office letterhead concerning John Chambers and Mike Hope PRR, and Kevin Hulten telephone log listing calls made to Mr. Matherly using his Snohomish County telephone and telephone number
- Exhibit #13** Kevin Hulten telephone log listing calls made to Colby Underwood using his Snohomish County telephone and telephone number.



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
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MEMORANDUM

TO: Philip E. Stutzman, Director of Compliance
FROM: Andrea McNamara Doyle, Executive Director
DATE: April 11, 2013
SUBJECT: PDC staff generated complaint filed against Kevin Hulten

In 2011, Aaron Reardon was a candidate for re-election to the office of Snohomish County Executive. His opponent in the 2011 general election was Mike Hope, a State Representative from Lake Stevens serving the 44th Legislative District and an employee of the City of Seattle's police department.

Executive Reardon hired Kevin Hulten in January 2011 to fill an executive analyst position on the county executive's office team. (See Exhibit 1) The Everett Herald reported that Mr. Hulten was assigned to monitor state and federal legislation and to help Reardon connect with constituents.

A comparison of Snohomish County telephone billing records for Kevin Hulten with phone logs maintained by PDC staff member Tony Perkins demonstrate that on March 10, March 31, and April 7, 2011, Mr. Hulten made calls to the PDC from his county telephone number during regular business hours to gather information that was later used to assist the 2011 re-election campaign of Executive Reardon. The calls concerned: (1) the use of uniforms by public employees in political advertising; (2) lobbying groups started by state officials; and (3) the activities of social welfare organizations that are allegedly also acting as unregistered political committees. (See Exhibit 2)

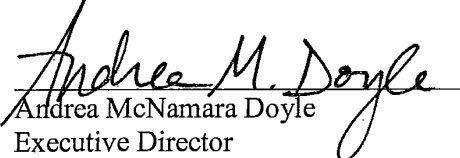
During 2011, the prohibition against using the facilities of a public office or agency to assist a candidate's campaign or to support or oppose a ballot proposition was found in RCW 42.17.130.¹

¹ Effective January 1, 2012, RCW 42.17.130 was recodified as RCW 42.17A.555. Alleged use of facilities of a public office or agency on or after January 1, 2012 are therefore governed under RCW 42.17A.

Alleged Violations:

The facts referenced above provide reason to believe that Kevin Hulten, while employed by the Snohomish County Executive's office, used Snohomish County facilities for the purpose of assisting the 2011 re-election campaign of Snohomish County Executive Aaron Reardon.

Based on this information, I am filing this complaint and directing staff to investigate the allegation that Kevin Hulten may have violated chapter 42.17 RCW.


Andrea McNamara Doyle
Executive Director

4/11/13
Date

Enclosures:

Exhibits 1 and 2



**Snohomish County
Executive Office**

Aaron Reardon
County Executive

(425) 388-3460
FAX (425) 388-3434
MS #407
3000 Rockefeller Avenue
Everett, WA 98201-4046

January 3, 2011

Mr. Kevin Hulten
Sent via email to:
Kevin.Hulten@gmail.com

Dear Kevin:

Welcome!

We are pleased that you have accepted the offer of employment as Executive Analyst for the Executive Office. You will be reporting directly to Gary Haakenson, Deputy Executive. Nancy Peinecke, Executive Office Assistant, will assist with necessary administrative details. The salary for this position is \$4,911.20 per month (pay grade 109, step 1) and is management exempt. Your hiring is contingent upon successful passage of background screening. Please sign and return the attached waiver form to authorize the background screening.

Your first day of work will be Tuesday, January 18, 2011. Work hours are normally 8 a.m. to 5 p.m. Monday through Friday but vary according to work responsibilities. There are a nice variety of eating establishments in the area and the Executive Office has a lunchroom for its employees. We have a refrigerator and microwave for employee use.

This position is responsible for duties as described in your job description. Professional office attire is expected at all times. Your office will be located on the 6th floor of the Administration West building.

As a management exempt employee, you receive twenty-five personal leave days on January 1 of each calendar year. For 2011, you will receive a pro-rated amount of personal leave when you begin working for the County. You may use up to half of your personal leave days in the first six months of employment.

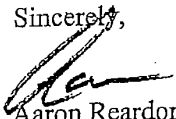
You are scheduled to attend our new employee orientation session from 8:30 a.m. – 3:30 p.m. on Wed., January 26, 2011. Please meet in the Snohomish County Human Resources Office located on the first floor of Admin West. You will receive information regarding medical benefits at the orientation session. Federal law requires proof of eligibility to work in the United States prior to being hired. Federal Form I-9 is required to establish your eligibility, please bring

acceptable documentation with you to orientation. You will also need dependent information with you such as spouse/child social security number, birth date, etc.

If you wish to park in the County parking garage, you will need to arrange that in advance through the Snohomish County Facilities Management Team. To purchase a parking permit, contact Glen at 425-388-3348.

We are looking forward to the day you join our team! Feel free to contact us with any questions you may have.

Sincerely,



Aaron Reardon
County Executive

EXHIBIT /

2 of 2

PDC Staff Telephone Record

Tony Perkins

Date: 3/10/2011 11:25AM

Duration: 0.03

Subject: Email him past guidance re uniforms, .130

From: Kyle Hulten

To: TPERKINS

Returned: Y

Status: Needs email

Contact: hul_10@comcast.net

Emailed 3/10.

EXHIBIT 2

1 of 5

PDC Staff Telephone Record

Tony Perkins

Date: 3/31/2011 11:56AM Duration: 3.27

Subject: Questions re lobbying groups started by state officials

From: Kyle Hulten
To: TPERKINS

Returned: N Status:

Contact:

EXHIBIT 2

2 of 5

PDC Staff Telephone Record

Tony Perkins

Date: 4/07/2011 3:28PM

Duration: 0.25

Subject: Social welfare organizations

From: Kyle Hulten

To: TPERKINS

Returned: N Status:

Contact:

Questions re a social welfare organization--he feels strongly that it's a political committee in support of a candidate, because it was established by and is in the sole control of a candidate.

We discussed the "receiver of contributions" prong, and the constructive knowledge of the contributors. Kyle was concerned not so much with the contributors' constructive knowledge, as he is with the possibility that funds raised by this entity could be covertly transferred at some point to a candidate, or otherwise spent in support of the candidate. I said that if that happened, there would likely be problems under .710, .120, .050(3), .080/.090 or some combination. However, I said that the mere potential of that happening was not enough to restrain this entity from operating.

We discussed the expenditures prong, and how it's hard to perform the necessary factual analysis if the entity in question hasn't made any expenditures. He's not yet aware of any expenditures by this entity.

EXHIBIT 2

3 of 5

Page: 87 of 176
 Billing Cycle Date: 03/09/11 - 04/08/11
 Account Number: 287020665755
 Foundation Account Number: 00059277

Call Detail

425-754-3322

User Name: KEVIN HULTEN

Rate Code: MME0=Unlimited Expd M2M, 5KNW=5000 N&W, GVPM=GOVT Pooling300

Rate Period (PD): NW=Nwknd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airttime Charge	LD/Add'l Charge	Total Charge
1	WED	03/09	8:50AM	916-205-3916	SCRM M CA	2	GVPM	DT				0.00
2		03/09	5:12PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
3	THU	03/10	8:33AM	916-205-3916	INCOMI CL	4	GVPM	DT				0.00
4		03/10	8:36AM	916-205-3916	INCOMI CL	1	GVPM	DT				0.00
5		03/10	11:21AM	877-601-2828	Toll F CL	8	GVPM	DT				0.00
6	FRI	03/11	12:32PM	425-388-3050	EVERET WA	2	GVPM	DT				0.00
7		03/11	12:59PM	425-258-1830	EVERET WA	1	GVPM	DT				0.00
8		03/11	1:07PM	425-347-6330	EVERET WA	1	GVPM	DT				0.00
9		03/11	1:11PM	425-339-5422	EVERET WA	7	GVPM	DT				0.00
10		03/11	3:33PM	425-346-0035	INCOMI CL	5	GVPM	DT				0.00
11		03/11	4:08PM	425-346-0035	INCOMI CL	2	GVPM	DT				0.00
12		03/11	7:54PM	425-238-3608	INCOMI CL	1	GVPM	DT				0.00
13		03/11	7:57PM	425-238-3608	EVERET WA	8	GVPM	DT				0.00
14		03/11	8:05PM	425-750-1984	EVERET WA	2	MME0	DT	M2MC			0.00
15		03/11	11:30PM	425-750-1984	EVERET WA	1	MME0	NW	M2MC			0.00
16		03/11	11:50PM	425-750-1984	INCOMI CL	4	MME0	NW	M2MC			0.00
17	SAT	03/12	9:08AM	425-750-1984	EVERET WA	3	MME0	NW	M2MC			0.00
18		03/12	2:46PM	425-238-3608	EVERET WA	5	5KNW	NW				0.00
19	SUN	03/13	3:47PM	425-750-1984	INCOMI CL	3	MME0	NW	M2MC			0.00
20		03/13	7:48PM	425-750-1984	EVERET WA	2	MME0	NW	M2MC			0.00
21		03/13	10:35PM	425-750-1984	INCOMI CL	8	MME0	NW	M2MC			0.00
22	MON	03/14	9:10AM	425-258-7390	EVERET WA	5	GVPM	DT				0.00
23		03/14	9:55AM	425-259-0966	EVERET WA	10	GVPM	DT				0.00
24		03/14	10:01AM	360-691-2419	GRANIT WA	5	GVPM	DT				0.00
25		03/14	7:30PM	425-238-3608	EVERET WA	6	GVPM	DT				0.00
26	TUE	03/15	7:33AM	605-484-8223	INCOMI CL	7	GVPM	DT				0.00
27	WED	03/16	9:43AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
28		03/16	11:02AM	360-757-2427	SEDROW WA	4	GVPM	DT				0.00
29		03/16	1:06PM	425-346-0035	INCOMI CL	9	GVPM	DT				0.00
30		03/16	3:54PM	206-617-1191	INCOMI CL	5	MME0	DT	M2MC			0.00
31		03/16	5:23PM	605-484-8223	RAPID SD	6	GVPM	DT				0.00
32	THU	03/17	5:04PM	360-691-2419	INCOMI CL	2	GVPM	DT				0.00
33		03/17	5:20PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
34		03/17	5:30PM	000-000-0000	BLOCKED	14	MME0	DT	M2MC			0.00
35		03/17	9:35PM	425-238-3608	EVERET WA	9	5KNW	NW				0.00
36	FRI	03/18	2:46PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
37		03/18	6:12PM	425-238-3608	EVERET WA	1	GVPM	DT				0.00
38	SUN	03/20	9:15AM	425-238-3608	EVERET WA	1	5KNW	NW				0.00
39		03/20	8:30PM	000-000-0000	BLOCKED	1	5KNW	NW				0.00
40	MON	03/21	8:37AM	360-786-7972	OLYMPI WA	2	GVPM	DT				0.00
41		03/21	8:41AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
42		03/21	8:50AM	425-346-0035	INCOMI CL	7	GVPM	DT				0.00
43		03/21	6:44PM	425-327-6890	INCOMI CL	9	GVPM	DT				0.00
44	TUE	03/22	7:46AM	253-310-5477	TACOMA WA	6	MME0	DT	M2MC			0.00
45		03/22	6:43PM	425-508-3983	EVERET WA	2	MME0	DT	M2MC			0.00
46	WED	03/23	9:03AM	206-623-0500	SEATTL WA	1	GVPM	DT				0.00
47		03/23	11:04AM	425-508-3983	EVERET WA	7	MME0	DT	M2MC			0.00
48		03/23	11:19AM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
49		03/23	11:19AM	000-000-0000	BLOCKED	4	MME0	DT	M2MC			0.00
50		03/23	11:25AM	425-388-3411	EVERET WA	1	GVPM	DT				0.00
51		03/23	11:25AM	425-388-3400	EVERET WA	1	GVPM	DT				0.00
52		03/23	11:25AM	425-388-3400	EVERET WA	1	GVPM	DT				0.00
53		03/23	11:26AM	425-388-3411	EVERET WA	3	GVPM	DT				0.00

EXHIBIT 2

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Page: 88 of 176
 Billing Cycle Date: 03/09/11 - 04/08/11
 Account Number: 287020665755
 Foundation Account Number: 00059277

Call Detail (Continued)

425-754-3322

User Name: KEVIN HULTEN

Rate Code: MME0=Unlimited Expd M2M, 5KNW=5000 N&W, GVPM=GOVTPooling300

Rate Period (PD): NW=Nwknd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
54	THU	03/24	6:49AM	425-239-0638	EVERET WA	1	MME0	DT	M2MC			0.00
55		03/24	1:19PM	425-238-3608	EVERET WA	3	GVPM	DT				0.00
56		03/24	4:17PM	425-508-3983	EVERET WA	3	MME0	DT	M2MC			0.00
57	FRI	03/25	10:45AM	425-508-3431	EVERET WA	2	GVPM	DT				0.00
58		03/25	12:46PM	425-238-3608	INCOMI CL	11	GVPM	DT				0.00
59		03/25	1:17PM	360-951-9256	INCOMI CL	1	GVPM	DT				0.00
60	SAT	03/26	1:19PM	425-238-3608	INCOMI CL	3	5KNW	NW				0.00
61		03/26	3:39PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
62		03/26	3:41PM	360-435-8810	ARLING WA	2	5KNW	NW				0.00
63		03/26	3:50PM	000-000-0000	BLOCKED	2	5KNW	NW				0.00
64		03/26	5:46PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
65		03/26	5:49PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
66		03/26	5:51PM	425-335-4513	EVERET WA	1	5KNW	NW				0.00
67		03/26	5:53PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
68		03/26	5:59PM	800-748-3243	Toll F CL	3	5KNW	NW				0.00
69		03/26	6:01PM	425-335-4513	EVERET WA	2	5KNW	NW				0.00
70	TUE	03/29	8:10AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
71		03/29	8:12AM	206-707-3917	SEATTLE WA	2	GVPM	DT				0.00
72		03/29	8:51AM	425-346-0035	INCOMI CL	17	GVPM	DT				0.00
73		03/29	9:11PM	425-508-3983	EVERET WA	2	MME0	NW	M2MC			0.00
74		03/29	9:13PM	000-000-0000	BLOCKED	14	MME0	NW	M2MC			0.00
75		03/29	9:35PM	425-508-3983	EVERET WA	10	MME0	NW	M2MC			0.00
76	WED	03/30	1:03PM	425-754-5603	INCOMI CL	2	GVPM	DT				0.00
77		03/30	4:15PM	425-238-3608	EVERET WA	6	GVPM	DT				0.00
78		03/30	7:33PM	360-568-2157	SNOHOM WA	1	GVPM	DT				0.00
79	THU	03/31	11:38AM	360-435-8810	ARLING WA	1	GVPM	DT				0.00
80		03/31	11:57AM	360-588-1042	OLYMPI WA	15	GVPM	DT				0.00
81		03/31	2:19PM	360-435-8811	ARLING WA	2	GVPM	DT				0.00
82		03/31	9:14PM	605-484-8223	RAPID SD	2	5KNW	NW				0.00
83		03/31	9:16PM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
84		03/31	9:47PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
85	FRI	04/01	12:34PM	605-484-8223	INCOMI CL	17	GVPM	DT				0.00
86		04/01	12:55PM	425-388-3425	EVERET WA	7	GVPM	DT				0.00
87		04/01	1:02PM	425-508-3431	EVERET WA	11	GVPM	DT				0.00
88		04/01	5:12PM	425-238-3608	EVERET WA	2	GVPM	DT				0.00
89	MON	04/04	6:56AM	605-484-8223	INCOMI CL	5	GVPM	DT				0.00
90	TUE	04/05	6:46PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
91	WED	04/06	7:40AM	425-238-3608	EVERET WA	2	GVPM	DT				0.00
92		04/06	8:31PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
93		04/06	10:09PM	425-210-0446	INCOMI CL	11	5KNW	NW				0.00
94	THU	04/07	10:32AM	425-210-0446	EVERET WA	1	GVPM	DT				0.00
95		04/07	10:50AM	360-757-2427	SEDROW WA	3	GVPM	DT				0.00
96		04/07	11:11AM	425-280-7777	INCOMI CL	19	GVPM	DT				0.00
97		04/07	3:29PM	360-588-1042	OLYMPI WA	15	GVPM	DT				0.00
98		04/07	4:02PM	604-684-8461	INCOMI CL	3	GVPM	DT				0.00
99		04/07	5:39PM	604-684-8461	VANCOU BC	6	GVPM	DT		2.34		2.34
100		04/07	5:50PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
101		04/07	5:54PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
102	FRI	04/08	8:22AM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
103		04/08	10:23AM	253-310-5477	INCOMI CL	2	MME0	DT	M2MC			0.00
104		04/08	11:01AM	360-352-8004	OLYMPI WA	1	GVPM	DT				0.00
105		04/08	5:52PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
Subtotal Minutes						443				2.34		2.34
Totals						443				2.34		2.34

EXHIBIT 2
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PDC Staff Telephone Record

Tony Perkins

Date: 3/10/2011 11:25AM Duration: 0.03

Subject: Email him past guidance re uniforms, .130

From: Kyle Hulten
To: TPERKINS

Returned: Y Status: Needs email

Contact: hul_10@comcast.net

Emailed 3/10.

PDC Staff Telephone Record

Tony Perkins

Date: 3/31/2011 11:56AM

Duration: 3.27

Subject: Questions re lobbying groups started by state officials

From: Kyle Hulten

To: TPERKINS

Returned: N

Status:

Contact:

PDC Staff Telephone Record

Tony Perkins

Date: 4/07/2011 3:28PM

Duration: 0.25

Subject: Social welfare organizations

From: Kyle Hulten

To: TPERKINS

Returned: N

Status:

Contact:

Questions re a social welfare organization--he feels strongly that it's a political committee in support of a candidate, because it was established by and is in the sole control of a candidate.

We discussed the "receiver of contributions" prong, and the constructive knowledge of the contributors. Kyle was concerned not so much with the contributors' constructive knowledge, as he is with the possibility that funds raised by this entity could be covertly transferred at some point to a candidate, or otherwise spent in support of the candidate. I said that if that happened, there would likely be problems under .710, .120, .050(3), .080/.090 or some combination. However, I said that the mere potential of that happening was not enough to restrain this entity from operating.

We discussed the expenditures prong, and how it's hard to perform the necessary factual analysis if the entity in question hasn't made any expenditures. He's not yet aware of any expenditures by this entity.

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 Billing Cycle Date: 03/09/11 - 04/08/11
 Account Number: 287020665755
 Foundation Account Number : 00059277

Call Detail

425-754-3322

User Name: KEVIN HULTEN

Rate Code: MME0=Unlimited Expd M2M, 5KNW=5000 N&W, GVPM=GOVT Pooling300

Rate Period (PD): NW=Nwknd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
1	WED	03/09	8:50AM	916-205-3916	SCRM M CA	2	GVPM	DT				0.00
2		03/09	5:12PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
3	THU	03/10	8:33AM	916-205-3916	INCOMI CL	4	GVPM	DT				0.00
4		03/10	8:36AM	916-205-3916	INCOMI CL	1	GVPM	DT				0.00
5		03/10	11:21AM	877-601-2828	Toll F CL	6	GVPM	DT				0.00
6	FRI	03/11	12:32PM	425-388-3050	EVERET WA	2	GVPM	DT				0.00
7		03/11	12:59PM	425-258-1830	EVERET WA	1	GVPM	DT				0.00
8		03/11	1:07PM	425-347-6330	EVERET WA	1	GVPM	DT				0.00
9		03/11	1:11PM	425-339-5422	EVERET WA	7	GVPM	DT				0.00
10		03/11	3:33PM	425-346-0035	INCOMI CL	5	GVPM	DT				0.00
11		03/11	4:08PM	425-346-0035	INCOMI CL	2	GVPM	DT				0.00
12		03/11	7:54PM	425-238-3608	INCOMI CL	1	GVPM	DT				0.00
13		03/11	7:57PM	425-238-3608	EVERET WA	8	GVPM	DT				0.00
14		03/11	8:05PM	425-750-1984	EVERET WA	2	MME0	DT	M2MC			0.00
15		03/11	11:30PM	425-750-1984	EVERET WA	1	MME0	NW	M2MC			0.00
16		03/11	11:50PM	425-750-1984	INCOMI CL	4	MME0	NW	M2MC			0.00
17	SAT	03/12	9:08AM	425-750-1984	EVERET WA	3	MME0	NW	M2MC			0.00
18		03/12	2:46PM	425-238-3608	EVERET WA	5	5KNW	NW				0.00
19	SUN	03/13	3:47PM	425-750-1984	INCOMI CL	3	MME0	NW	M2MC			0.00
20		03/13	7:48PM	425-750-1984	EVERET WA	2	MME0	NW	M2MC			0.00
21		03/13	10:35PM	425-750-1984	INCOMI CL	8	MME0	NW	M2MC			0.00
22	MON	03/14	9:10AM	425-258-7390	EVERET WA	5	GVPM	DT				0.00
23		03/14	9:55AM	425-259-0966	EVERET WA	10	GVPM	DT				0.00
24		03/14	10:01AM	360-691-2419	GRANIT WA	5	GVPM	DT				0.00
25		03/14	7:30PM	425-238-3608	EVERET WA	6	GVPM	DT				0.00
26	TUE	03/15	7:33AM	605-484-8223	INCOMI CL	7	GVPM	DT				0.00
27	WED	03/16	9:43AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
28		03/16	11:02AM	360-757-2427	SEDROW WA	4	GVPM	DT				0.00
29		03/16	1:06PM	425-346-0035	INCOMI CL	9	GVPM	DT				0.00
30		03/16	3:54PM	206-617-1191	INCOMI CL	5	MME0	DT	M2MC			0.00
31		03/16	5:23PM	605-484-8223	RAPID SD	6	GVPM	DT				0.00
32	THU	03/17	5:04PM	360-691-2419	INCOMI CL	2	GVPM	DT				0.00
33		03/17	5:20PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
34		03/17	5:30PM	000-000-0000	BLOCKED	14	MME0	DT	M2MC			0.00
35		03/17	9:35PM	425-238-3608	EVERET WA	9	5KNW	NW				0.00
36	FRI	03/18	2:46PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
37		03/18	6:12PM	425-238-3608	EVERET WA	1	GVPM	DT				0.00
38	SUN	03/20	9:15AM	425-238-3608	EVERET WA	1	5KNW	NW				0.00
39		03/20	8:30PM	000-000-0000	BLOCKED	1	5KNW	NW				0.00
40	MON	03/21	8:37AM	360-786-7972	OLYMPI WA	2	GVPM	DT				0.00
41		03/21	8:41AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
42		03/21	8:50AM	425-346-0035	INCOMI CL	7	GVPM	DT				0.00
43		03/21	6:44PM	425-327-6890	INCOMI CL	9	GVPM	DT				0.00
44	TUE	03/22	7:46AM	253-310-5477	TACOMA WA	6	MME0	DT	M2MC			0.00
45		03/22	6:43PM	425-508-3983	EVERET WA	2	MME0	DT	M2MC			0.00
46	WED	03/23	9:03AM	206-623-0500	SEATTL WA	1	GVPM	DT				0.00
47		03/23	11:04AM	425-508-3983	EVERET WA	7	MME0	DT	M2MC			0.00
48		03/23	11:19AM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
49		03/23	11:19AM	000-000-0000	BLOCKED	4	MME0	DT	M2MC			0.00
50		03/23	11:25AM	425-388-3411	EVERET WA	1	GVPM	DT				0.00
51		03/23	11:25AM	425-388-3400	EVERET WA	1	GVPM	DT				0.00
52		03/23	11:25AM	425-388-3400	EVERET WA	1	GVPM	DT				0.00
53		03/23	11:26AM	425-388-3411	EVERET WA	3	GVPM	DT				0.00

Page: 88 of 176
 Billing Cycle Date: 03/09/11 - 04/08/11
 Account Number: 287020665755
 Foundation Account Number : 00059277

Call Detail (Continued) 425-754-3322

User Name: KEVIN HULTEN

Rate Code: MME0=Unlimited Expd M2M, 5KNW=5000 N&W, GVPM=GOVTPooling300

Rate Period (PD): NW=Nwknd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
54	THU	03/24	6:49AM	425-239-0638	EVERET WA	1	MME0	DT	M2MC			0.00
55		03/24	1:19PM	425-238-3608	EVERET WA	3	GVPM	DT				0.00
56		03/24	4:17PM	425-508-3983	EVERET WA	3	MME0	DT	M2MC			0.00
57	FRI	03/25	10:45AM	425-508-3431	EVERET WA	2	GVPM	DT				0.00
58		03/25	12:46PM	425-238-3608	INCOMI CL	11	GVPM	DT				0.00
59		03/25	1:17PM	360-951-9256	INCOMI CL	1	GVPM	DT				0.00
60	SAT	03/26	1:19PM	425-238-3608	INCOMI CL	3	5KNW	NW				0.00
61		03/26	3:39PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
62		03/26	3:41PM	360-435-8810	ARLING WA	2	5KNW	NW				0.00
63		03/26	3:50PM	000-000-0000	BLOCKED	2	5KNW	NW				0.00
64		03/26	5:46PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
65		03/26	5:49PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
66		03/26	5:51PM	425-335-4513	EVERET WA	1	5KNW	NW				0.00
67		03/26	5:53PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
68		03/26	5:59PM	800-748-3243	Toll F CL	3	5KNW	NW				0.00
69		03/26	6:01PM	425-335-4513	EVERET WA	2	5KNW	NW				0.00
70	TUE	03/29	8:10AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
71		03/29	8:12AM	206-707-3917	SEATTL WA	2	GVPM	DT				0.00
72		03/29	8:51AM	425-346-0035	INCOMI CL	17	GVPM	DT				0.00
73		03/29	9:11PM	425-508-3983	EVERET WA	2	MME0	NW	M2MC			0.00
74		03/29	9:13PM	000-000-0000	BLOCKED	14	MME0	NW	M2MC			0.00
75		03/29	9:35PM	425-508-3983	EVERET WA	10	MME0	NW	M2MC			0.00
76	WED	03/30	1:03PM	425-754-5603	INCOMI CL	2	GVPM	DT				0.00
77		03/30	4:15PM	425-238-3608	EVERET WA	6	GVPM	DT				0.00
78		03/30	7:33PM	360-568-2157	SNOHOM WA	1	GVPM	DT				0.00
79	THU	03/31	11:38AM	360-435-8810	ARLING WA	1	GVPM	DT				0.00
80		03/31	11:57AM	360-586-1042	OLYMPI WA	15	GVPM	DT				0.00
81		03/31	2:19PM	360-435-8811	ARLING WA	2	GVPM	DT				0.00
82		03/31	9:14PM	605-484-8223	RAPID SD	2	5KNW	NW				0.00
83		03/31	9:16PM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
84		03/31	9:47PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
85	FRI	04/01	12:34PM	605-484-8223	INCOMI CL	17	GVPM	DT				0.00
86		04/01	12:55PM	425-388-3425	EVERET WA	7	GVPM	DT				0.00
87		04/01	1:02PM	425-508-3431	EVERET WA	11	GVPM	DT				0.00
88		04/01	5:12PM	425-238-3608	EVERET WA	2	GVPM	DT				0.00
89	MON	04/04	6:56AM	605-484-8223	INCOMI CL	5	GVPM	DT				0.00
90	TUE	04/05	6:46PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
91	WED	04/06	7:40AM	425-238-3608	EVERET WA	2	GVPM	DT				0.00
92		04/06	8:31PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
93		04/06	10:09PM	425-210-0446	INCOMI CL	11	5KNW	NW				0.00
94	THU	04/07	10:32AM	425-210-0446	EVERET WA	1	GVPM	DT				0.00
95		04/07	10:50AM	360-757-2427	SEDROW WA	3	GVPM	DT				0.00
96		04/07	11:11AM	425-280-7777	INCOMI CL	19	GVPM	DT				0.00
97		04/07	3:29PM	360-586-1042	OLYMPI WA	15	GVPM	DT				0.00
98		04/07	4:02PM	604-684-8461	INCOMI CL	3	GVPM	DT				0.00
99		04/07	5:39PM	604-684-8461	VANCOU BC	6	GVPM	DT			2.34	2.34
100		04/07	5:50PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
101		04/07	5:54PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
102	FRI	04/08	8:22AM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
103		04/08	10:23AM	253-310-5477	INCOMI CL	2	MME0	DT	M2MC			0.00
104		04/08	11:01AM	360-352-8004	OLYMPI WA	1	GVPM	DT				0.00
105		04/08	5:52PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
Subtotal Minutes						443				2.34		2.34
Totals						443				2.34		2.34

Tony Perkins

From: Kevin [hul_10@comcast.net]
Sent: Wednesday, March 30, 2011 2:39 PM
To: Tony Perkins
Subject: Re: Use of uniforms and other public facilities in campaigns

Wow. You are very good at your job. Thank you for your detailed answers and excellent customer service.

I'm afraid that I gave your email address to a friend who was asking about "soft money" fundraising at a recent get together. I hope you don't mind, but based on our exchanges I felt that you could certainly explain the issue clearly.

Thanks again.

Sent remotely, please forgive brevity and/or inadvertent errors.

On Mar 29, 2011, at 11:24 AM, "Tony Perkins" <tony.perkins@pdc.wa.gov> wrote:

Dear Kyle,

Thanks for your email, and I'm sorry I was not able to respond more promptly. Before I address the specific scenarios in your email, let me offer a bit of general information that may guide you in analyzing situations that come up in the future.

First, RCW 42.17.130 applies to local government officials, whether appointed or elected, and prohibits them from either using or authorizing the use of local government facilities to assist a candidate's campaign, or for the promotion of or opposition to a ballot proposition. Per WAC 390-05-271(2), the law does *not* prohibit officials from authorizing the use of public facilities for campaign purposes on an equal-access, nondiscriminatory basis, provided that such authorization is normal and regular for the agency. Here, the phrase "normal and regular" means that a given facility must be one that is eligible for public use—which necessarily excludes, for example, school facilities while school is in session, or official school functions such as sporting events that take place during the evening or on a weekend. Conversely, if an agency has facilities such as meeting or activity rooms that it rents out to the public or allows free access to after hours, such facilities may be eligible for political use on an equal-access, nondiscriminatory basis.

Second, the law speaks generally of "public facilities" as those tangible things that are paid for with public money—e.g., public employees and their paid time, official uniforms, office space and equipment, or official agency publications. By contrast, the *name* of a public agency, the name of any official or employee, or any official or employee's title are not considered public facilities for the purpose of RCW 42.17.130, provided that no other, tangible public facility is used in a manner prohibited by law. For example, the law describes "clientele lists of persons served by the office or agency" as a public facility, but the *names* of one or more individuals appearing on such lists belong to the individuals themselves.

Finally, as I believe I have mentioned previously, when public officials or employees identify themselves by title in a campaign communication, they are encouraged, but not required, to make it clear that they speak on their own behalf, and not on behalf of their agency. When a public facility is pictured in a campaign communication, the sponsoring campaign is encouraged, but not required, to include a caption indicating that the photo or the facility was accessed according to the law.

Now, to address the scenarios in your email:

Is it okay to use informal public school facilities in an ad. For example, walking around a high school parking lot and talking to kids as part of a tv ad?

School officials should not authorize a candidate's camera crew to access a school parking lot while school is in session, or while any school function is taking place on school grounds. At all other times, school officials should enforce their policy regarding access to the parking lot in a consistent manner, i.e., if filmmakers are allowed access to the parking lot, with or without official permission, the same access should be granted to any candidate who wants to enter the parking lot to shoot footage. If the school's policy does not generally allow access to the parking lot, then candidates and their camera crews should be denied access.

what about if the candidate rents a gym at the same school, and arranges to film his ad? Does this change anything?

If the school has a policy of allowing rental access to the gym outside of school hours and official school functions, they may apply this same policy to a candidate. Unless the school's policy specifically forbids the making of films on school grounds, the candidate may shoot a commercial in the gym.

what about school sports uniforms? Can he have a student wearing a basketball jersey with a HS name visible endorse him on an ad? What if the student paid for the jersey, but it is being used as a prop as part of an ad filmed on location inside of a public school gym?

Again, assuming that the gym was accessed on an equal-access, nondiscriminatory basis, outside of school hours and official school functions, there is no issue with filming a campaign commercial there. An athletic uniform owned by a student is not a public facility, whether or not the name of the school is visible on it.

does the candidate have to get permission from the school to film students, and does it affect the ruling whether he does/doesn't tell the school district his intentions?

School officials may not authorize a particular use of a public facility to assist a candidate's campaign, if that use is inconsistent with existing policy. So the answer comes down to whether the school has a policy addressing student participation in filmmaking projects of this nature. Assuming that a candidate's access to a particular facility was lawful under RCW 42.17.130 and WAC 390-05-271(2), there is no specific requirement in our chapter of law that candidates obtain the school district's permission to film a student.

I hope the above is helpful, and that my answers follow logically from the general information I provided at the outset. Please give me a call if I can provide any further explanation of the workings of our laws and rules.

Sincerely,

Tony Perkins

Lead Political Finance Specialist, PDC

☎ (360) 586-1042

📠 (360) 753-1112

✉ tony.perkins@pdc.wa.gov

From: Kevin [mailto:hul_10@comcast.net]
Sent: Thursday, March 24, 2011 12:39 PM
To: Tony Perkins
Subject: Re: Use of uniforms and other public facilities in campaigns

Tony - thanks for your concise help with my last question. I have read the material you provided.

I have one more question. What about public schools and students in a state office campaign? Specifically:

- Is it okay to use informal public school facilities in an ad. For example, walking around a high school parking lot and talking to kids as part of a tv ad?

- what about if the candidate rents a gym at the same school, and arranges to film his ad? Does this change anything?

- what about school sports uniforms? Can he have a student wearing a basketball jersey with a HS name visible endorse him on an ad? What if the student paid for the jersey, but it is being used as a prop as part of an ad filmed on location inside of a public school gym?

- does the candidate have to get permission from the school to film students, and does it affect the ruling whether he does/doesn't tell the school district his intentions?

Thank you again. I can call you if that is easier for you.

Kyle

Sent remotely, please forgive brevity and/or inadvertent errors.

On Mar 10, 2011, at 11:33 AM, "Tony Perkins" <tony.perkins@pdc.wa.gov> wrote:

Dear Kyle,

Thanks for speaking with me today. As we discussed, public facilities (e.g. agency personnel during work hours, their uniforms, agency vehicles, buildings and grounds) should not be included in photos that are staged for a campaign purpose. RCW 42.17.130.

If a candidate is photographed while on-duty and in uniform (e.g. as a law enforcement officer), provided that the photo was taken for a legitimate purpose related to official agency business and not for any campaign, it may be accessed on an equal-access, nondiscriminatory basis (e.g. through a public records request, or "lifted" from the agency's public web site) and used for a campaign purpose. WAC 390-05-271(2).

Similarly, if a candidate is photographed in uniform while *off-duty*, the photo may be used for a campaign purpose provided that:

- 1) the uniform, including accessories such as service weapons, radios, and badges, is completely privately owned, and displays no recognizable agency name or insignia; and
- 2) no other public facilities were involved in the taking of the photo.

In the past, the members of the Public Disclosure Commission have expressed concern about the appearance that the use of a uniform in a campaign photo might create. Even if the only facilities involved are the personal property of the candidate or the employee pictured, the impression (even the mistaken impression) that a government agency's facilities are being used to the benefit of a political candidate could undermine the public's confidence in the agency. In light of this, it would honor the spirit of the law to refrain from using photos such as you described in a campaign advertisement. If a photo were used under the specific circumstances outlined above, PDC staff would strongly encourage the candidate to include a disclaimer to the advertisement, stating that no public facilities were used in the making of the advertisement.

Additionally, RCW 42.17.530(1)(b) prohibits the sponsorship of political advertising that falsely represents that a candidate is the incumbent officeholder; although nothing in RCW 42.17 prohibits an employee of the sheriff's office (e.g.) from referring to his agency in a campaign communication, or identifying himself as an employee of the sheriff's office, he should be sure to avoid the implication that he is the incumbent sheriff.

I have attached a copy of a 1997 PDC advisory letter that reflects the above advice regarding RCW 42.17.130. I also encourage you to review PDC Interpretation 04-02, Guidelines for Local Government Agencies in Election Campaigns, which is the best resource for information regarding the prohibition in RCW 42.17.130. Please let me know if you have any other questions.

Sincerely,

Tony Perkins

Lead Political Finance Specialist, PDC

☎ (360) 586-1042

📠 (360) 753-1112

✉ tony.perkins@pdc.wa.gov

<Kevin Raymond Reichert Uniform Letter.pdf>



STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

711 Capitol Way Rm 403, PO Box 40908 • Olympia, Washington 98504-0908 • (360) 753-1111 • FAX: 360) 753-1112

July 21, 1997

KEVIN M RAYMOND
CAIRNCROSS & HEMPELMANN
70TH FLOOR COLUMBIA CENTER
701 FIFTH AVENUE
SEATTLE WA 98104-7016

Dear Mr. Raymond:

You have asked about the application of RCW 42.17.130 to the ability of a candidate for county sheriff to engage in various activities as part of his campaign.

You have stated by way of history that, this November, King County will hold an election for the position of county sheriff for the first time since 1972. Mr. Dave Reichert has been appointed and confirmed as Sheriff-Director of the Department of Public Safety by the Metropolitan King County Council, and is expect to serve as Sheriff-Director until a duly elected sheriff takes office after the November election. Mr. Reichert serves at the pleasure of the County Executive.

Mr. Reichert has filed as a candidate for sheriff with the Public Disclosure Commission. You state that "[r]unning for this new elected position in King County as a non-elected, uniformed law enforcement officer on 24-hour per day call raises complex questions which could, in the absence of clear guidance from the Commission, adversely affect Sheriff-Director Reichert's ability to perform his important law enforcement duties during the campaign period."

The specific issues you have raised involve the application of RCW 42.17.130, which reads in pertinent part:

No elective official nor any employee of his office nor any person appointed to or employed by any public office or agency may use or authorize the use of any of the facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition. Facilities of public office or agency include, but are not limited to, use of stationery, postage, machines, and equipment, use of employees of the office or agency during working hours, vehicles, office space, publications of the office or agency, and clientele lists of persons served by the office or agency: PROVIDED, That the foregoing provisions of this section shall not apply to the following activities:

*"The public's right to know of the financing of political campaigns and lobbying
and the financial affairs of elected officials and candidates far outweighs
any right that these matters remain secret and private."*

RCW 42.17.010 (10)

.....

(3) Activities which are part of the normal and regular conduct of the office or agency.

The PDC has interpreted the phrase "normal and regular conduct" in WAC 390-05-273 as:

... conduct which is (1) lawful, i.e., specifically authorized, either expressly or by necessary implication, in an appropriate enactment, and (2) usual, i.e., not effected or authorized in or by some extraordinary means or manner. No local office or agency may authorize a use of public facilities for the purpose of assisting a candidate's campaign or promoting or opposing a ballot proposition, in the absence of a constitutional, charter, or statutory provision separately authorizing such use.

You have asked the following questions:

1. Would Mr. Reichert's use of a King County-issued patrol car as transportation to and from campaign activity directly related to his campaign for King County Sheriff violate RCW 42.17.130?

You have explained that the Sheriff-Director is automatically assigned an unmarked patrol car for his around-the-clock use. The Sheriff-Director is on call 24 hours per day, drives his patrol car to and from work, and is frequently required to respond to police calls or visit crime and accident scenes without advance notice.

The vehicle is outfitted with specialized communications equipment, as well as weapons under lock and key, all of which are necessary to permit the Sheriff to perform essential law enforcement functions at any time. You have stated that the tools are essential to his ability to discharge his duties as a police officer and could not be transferred to a privately owned car.

As an appointed county office, the Sheriff-Director is subject to the prohibition of RCW 42.17.130, and .130 specifically includes vehicles and equipment as agency facilities that may not be used by an official for political purposes.

However, as set forth above, RCW 42.17.130 does include an exception to the general prohibition for activities that are part of the normal and regular conduct of the agency or office. As stated in WAC 390-05-273, in order to constitute "normal and regular conduct," the activity must first be "lawful, i.e., specifically authorized, either expressly or by necessary implication, in an appropriate enactment." Clearly, it is lawful for the Sheriff-Director to use the vehicle assigned to him by the County, and the communications equipment and weapons with which it is outfitted, and indeed it is required of him to use that vehicle so that he may be fully prepared to carry out his law enforcement duties as the need arises. As you state, the Sheriff-Director is on-call 24 hours per day and is furnished the vehicle for use at all times, including traveling to and from

work. Whether the Sheriff-Director is entitled, and expected, to use the vehicle pursuant to written county policy or long-standing custom, it is clear that his use of the vehicle on a 24 hour per day basis is lawful.

By the same token, the use of the vehicle is "normal," that is, "usual, i.e., not effected or authorized in or by some extraordinary means or manner." Again, the sheriff is expected to use the vehicle at all times, regardless of whether it is being used for what may be strictly considered "county business" (such as traveling to and from work), since the Sheriff is on-call 24 hours a day, must be in communication with the County at all times, and must have available to him the resources provided with the vehicle enabling him to perform his law enforcement duties.

Thus, because of the special terms and condition of the Sheriff-Director's employment--that he is on call 24 hours per day, that he must be immediately accessible, and that specialized tools necessary for him to perform his official duties must be available to him and are provided with the vehicle--his use of the vehicle for transportation to and from campaign activities constitutes "normal and regular conduct" and would not be prohibited by RCW 42.17.130.

2. Your second question is whether it would be permissible for campaign staff to travel to and from campaign events with the Sheriff-Director in his county car. You have stated that there is a need for any candidate to be accompanied and closely supported by campaign staff in many instances.

Unlike the need for the Sheriff to use the county vehicle at all times in order to carry out the business of the county and his duties as Sheriff, there is no corresponding public necessity for campaign staff to travel with the Sheriff in the vehicle. It cannot be considered "normal and regular conduct" of the Sheriff's office for others to travel in the county vehicle when their only reason for being in the car is campaign-related.

While it may be more convenient for the Sheriff to have campaign staff travel with him in the county vehicle, mere convenience does not meet the required standard of "normal and regular conduct," and thus is prohibited by RCW 42.17.130.

3. Your third question is whether the Sheriff-Director may appear in uniform at campaign functions. You have stated that, as a commissioned police officer, Mr. Reichert is frequently in uniform, which includes a county-issued firearm and bulletproof vest. You have stated that the uniform, including the badge and identifying department insignias, are essential law enforcement tools, in that they let members of the public know immediately that they are dealing with, or can seek the assistance of, a commissioned police officer. However, you have also stated that the Sheriff does not always wear his uniform while on County business.

You have stated that the campaign is assuming it will be permissible for the Sheriff to continue to appear in uniform while carrying out his official responsibilities. This would certainly be permissible since nothing in RCW 42.17.130 prohibits a public official who is a candidate for

office from using the resources of his or her office for purposes strictly related to the performance of that office's functions.

However, RCW 42.17.130 does prohibit the Sheriff from using the facilities of his office to assist in his election campaign. Uniforms, which are issued by and the property of the County, are public facilities which may not be used to assist the Sheriff's election, and thus may not be worn at campaign events. While it may be said that if the Sheriff were to wear his uniform to a campaign event, no public resource would be consumed or depleted, and no cost to the County would be incurred, the uniform, worn at a campaign event, would lend the prestige and authority of the office of Sheriff to Mr. Reichert's campaign. Because wearing the Sheriff's uniform at a campaign event would assist Mr. Reichert's campaign for election, it would fall within the prohibition of RCW 42.17.130.

While the Commission appreciates that the Sheriff is on-call 24 hours per day, use of the uniform while campaigning is readily distinguishable from use of the County-issued vehicle. While the demands of his position leave Mr. Reichert with no choice but to use his County car at all times during the day, he is not required to be in uniform at all times, and indeed does not always wear his uniform while performing his duties. While, again, it might be more convenient for him to be able to attend campaign functions in uniform if he is arriving directly from work, this would not meet the requirements of what is "normal and regular" conduct for the office.

You have indicated that there may be rare, isolated occasions when the public safety and the demands of the Sheriff's office require him to be in uniform at the time of a campaign activity. Any such situation would have to be judged on the surrounding circumstances and, again, in accordance with whether the appearance in uniform constituted "normal and regular" conduct.

4. Your fourth question is whether the campaign may use in its advertising photographs and film footage that are a part of the "public domain." Your question is with regard to photographs and footage taken by newspaper, magazines, and public and private television stations, including photographs and footage clearly identifying Mr. Reichert as a King County police officer or the Sheriff-Director.

RCW 42.17.130, which is directed towards the use of public facilities, would not prohibit the use, for campaign purposes, of photographs and film footage showing Mr. Reichert as a police officer or Sheriff-Director where the photos or footage are owned by, or the property of, a newspaper, magazine, television station, an individual, or other non-public entity.

You have also mentioned footage taken by public television stations. WAC 390-04-271(1) states that RCW 42.17.130 does not prevent a public office or agency from "making facilities available on a nondiscriminatory, equal access basis for political uses." Thus if the public television's footage is in the "public domain" such that any member of the public would have access to the footage on the same terms and conditions, then use of the footage by the Sheriff-Director would not constitute a violation of RCW 42.17.130.

5. Your fifth question is whether any of the following pictures or depictions, which are not in the public domain, could be used by the campaign: (a) the Sheriff-Director in uniform, (b) his police badge or department insignias, (c) the green and gold color scheme utilized by the department, or (d) department equipment and facilities, such as a patrol car, police boat, helicopter or department precinct building?

With regard to the uniform, badge, or insignia, Mr. Reichert would, as discussed above, be prohibited from using these items in his campaign. The only exception would be if Mr. Reichert had an official photograph taken that was available to the public, then he would have the same access to that photograph as members of the public. For example, if there were a charge for the photo, the campaign would be required to pay that same charge.

RCW 42.17.130 would not prohibit the Sheriff-Director's campaign from using the green and gold color scheme utilized by the department, so long as department stationary or other resources are not, themselves, used.

Use of pictures or depictions of department equipment and facilities would depend upon whether the facilities are available to others on the same basis as they are available to the Sheriff. For example, a picture taken of the Sheriff on a public sidewalk in front of the precinct building or in some other publicly accessible location would be permissible. If, however, the police boat or helicopter is held in a restricted area and other candidates would have no access to them, then the Sheriff would be prohibited from using pictures of them in his campaign.

If Sheriff Reichert does use a photograph in his political advertising that includes people other than himself, regardless of whether the photo is in the public domain, he should exercise caution that the photograph does not imply endorsement of his candidacy by those in the picture, unless the individuals have in fact endorsed him. RCW 42.17.530(1)(c) prohibits any person from sponsoring political advertising that directly or indirectly makes a false claim stating or implying the support or endorsement of any person or organization when, in fact, there is no such support or endorsement.

This advisory response is based on the facts presented. It was approved by the Public Disclosure Commission at its meeting on June 18, 1997. If you have additional questions or concerns, please do not hesitate to contact me.

Sincerely,



Melissa A. Warheit
Executive Director

Kevin Hulten Document Log

PDC Case No. 13-031

Partial list of documents obtained from Dropbox on Hulten Snohomish County laptop computer

Document Title	Date/Time Created/Worked On	Day of Week	Description	Document Type and Location
Letter from Mike Hope	Content Created: February 2, 2011 @ 8:39 am and Last Saved @ 8:40 am	Wednesday	A one-page letter from Mike Hope prior to the 2011 Legislative Session discussing his goals and proposed legislation for the upcoming session (copied into a Word document).	Word: 2011 Review & Opp Research Master
Hope House Records Request	Content Created: February 17, 2011 @ 8:19 am and Last Saved @ 8:24 am	Thursday	One-page draft letter (undated and unsigned) to the Chief Clerk's Office of WA State House of Representatives for per diem, expenses, and other information concerning Representative Mike Hope for 2007 to present.	Word: 2011 Review & Opp Research Master
Hope Seattle Police Department Records Request	February 17, 2011 @ 8:33 am	Thursday	A two-page letter sent to the Seattle Police Department requesting records related to Mike Hope dating back to 2006.	Word: 2011 Review & Opp Research Master
Hope Monroe School District Records Request	February 17, 2011 @ 8:39 am	Thursday	A two-page letter addressed to the Monroe School Districts Communications Officer requesting records of Mike Hope's work there (both voluntary and/or paid), pictures of him that had been taken there, and district policies.	Word: 2011 Review & Opp Research Master
PDC Complaint Certification Form	March 22, 2011 @ 5:51 pm	Tuesday	A four-page copy of the PDC Complaint Certification form used during CY 2011.	pdf
Summarizing 100 Ideas	Content Created: March 31, 2012 @ 11:07 pm and Last Saved April 1, 2012 @ 6:09 am	Friday	A one-page Word document summarizing Mike Hope's 100 Ideas non-profit.	Word: 2011 Review & Opp Research Master
PDC Complaint Draft	April 5, 2011 @ 10:53 pm	Tuesday	An 11-page document draft PDC complaint against Mike Hope alleging that 100 Ideas is a grass roots lobbying organization, that 100 Ideas is a political committee that failed to register and report.	Word: 2011 Review & Opp Research Master
PDC Draft 3	April 7, 2011 @ 2:46 pm	Thursday	A ten-page draft document PDC complaint against Mike Hope alleging that 100 Ideas is a grass roots lobbying organization, that 100 Ideas is a political committee that failed to register and report.	Word: 2011 Review & Opp Research Master
Hope PDC Final	April 7, 2011 @ 5:05 pm	Thursday	A three-page letter discussing the Mike Hope complaint and 100 Idea 's is a grass roots lobbying organization.	Word: 2011 Review & Opp Research Master
Hope Voting Records and Donations	August 2, 2011 @ 3:19 pm	Tuesday	A nine-page document listing some of Mike Hope's top contributors and amounts, detailing legislation and voting record.	Word: 2011 Review & Opp Research Master
Hope Policy Statement	March 31, 2011 @ 11:26	Thursday	A three-page document discussing Mike Hope's Policies for better jobs, more economic growth, restructuring of County Government, building public trust, and enhancing public safety	Word
Hope Strategy Outline	March 31, 2011 @ 12:55 pm	Thursday	A three-page document discussing Mike Hope's Ethics, Strategies concerning the Seattle PD and uniform issue; Campaign Finance; Psy Ops and Cops Issues.	Word
PDC Draft July 20	July 20, 2011 @ 3:01 pm	Wednesday	A two-page letter to the PDC alerting staff of the "...deliberately false statements made by Mike Hope in his formal response to state investigators carrying out PDC investigation 12-001.	Word
Legislative Ethics Board (LEB) Draft July 20	July 20, 2011 @ 6:35 pm	Wednesday	A two-page letter to the LEB alerting them about the "...deliberately false statements made by Mike Hope in his formal response to state investigators carrying out PDC investigation 12-001.	Word
Cover Letter Draft	July 25, 2011 @ 11:05 am	Monday	A three-page draft cover letter dated July 26, 2011 concerning public records requests for Mike Hope documents and 100 Idea's.	Word
Letter Closing Chambers	September 23, 2011 @ 11:36 am	Friday	A one-page letter from SPD Chief Diaz to John Chambers concerning a complaint that was filed against Mike Hope for officer conduct.	PDF: 2011 Review & Opp Research Master
Hulten 9-9-11	September 9, 2011 @ 3:34 pm	Friday	A one-page letter from Joanna Fanning, Records Technician with the Mill Creek PD, and addressed to Kevin Hulten concerning a public records request for Mike Hope for the March 20, 2000 police report involving Mr. Hope.	PDF: 2011 Review & Opp Research Master

Kevin Hulten Document Log
PDC Case No. 13-031
Partial list of documents obtained from Dropbox on Hulten Snohomish County laptop computer

Statement 9/28/2011 (Adam Matherly)	September 28, 2011 @ 1:22 am	Wednesday	A one-page letter from the Law Offices of Adam Matherly concerning his representation of John Chambers and the public records requests made to the SPD (Note - Kevin Hulten spent one hour on the phone with Mr. Matherly on this date using office telephone).	PDF: 2011 Review & John Chambers
Mike Hope Seattle PD investigation	October 4, 2011 @ 2:38 pm	Tuesday	A 172-page .pdf document concerning an investigation conducted by the Office of Professional Accountability (OPA) of Mike Hope concerning his appearance in uniform while promoting WA state legislation. The .pdf included a memorandum from Kathryn Olson, OPA Director to Lt. Jim Fitzgerald concerning certification of completion and OPA disposition of the matter.	PDF: 2011 Review, Opp Research Master & SPD Discipline
MCPD-Hope 10-3-11 Copy	October 7, 2011 @ 11:34 am	Sunday	A seven-page .pdf document of March 20, 2000, Mill Creek Police incident involving Mike Hope's girlfriend, who received a DUI that evening, and Mr. Hopes behavior as an intoxicated passenger in the vehicle.	PDF: 2011 Review & Opp Research Master
Thomas and French, LLC Invoice	May 24, 2012 @ 5:05 pm	Thursday	A two-page .pdf document entitled "Invoice for Thomas and French" which listed the client as Terry Thompson with TR Strategies, the political consulting firm working on behalf of Jack Connelly, and detailed Jeannie Darneille "opposition research" conducted by Mr. Hulten and Mr. Rudicil.	PDF: K & J Productions
Connelly Precints	Content Created: May 25, 2012 @ 9:32 am and Last Saved at 11:32 am	Friday	The spreadsheet contained four separate worksheets of Precints in the 27th Legislative District and included voter information for "Darneille Precincts"; "Third Candidate Precincts"; "Ranked Precincts" and "2010 Primary Totals."	Spadsheet: K & J Productions
Connelly Precints Ranked	Content Created: Friday, May 25, 2012 @ 9:32 am and Last Saved Tuesday, May 29, 2012 @ 2:07 am	Friday & Tuesday	The spreadsheet contained five separate worksheets of Precints in the 27th Legislative District and included voter information for "Most Important Precincts"; "R Precincts"; and "2010 Primary Totals."	Spadsheet: K & J Productions
Proposal Template	Content Created: April 30, 2012 @ 5:00 pm and Last Saved @ 5:03 pm	Monday	A five-page draft Word template entitled "Darneille overview A Proposal to: TR Strategies	Word: K & J Productions
Ben Lawyer	May 25, 2012 @ 9:03 am	Friday	Background check online through Been Verified of Ben Lawyer	PDF: K & J Productions
Jeanne Darneille, State Senator	May 25, 2012 @ 9:05 am	Friday	Background check online through Been Verified of Jeanne Darneille	PDF: K & J Productions
John Jolibois, 2012 candidate for State Senator (27th LD)	May 25, 2012 @ 9:23 am	Friday	Background check online through Been Verified of John Jolibois	PDF: K & J Productions
Scott North (Report: Everett Herald)	May 25, 2012 @ 9:10 am	Friday	Background check online through Been Verified of Scott North	PDF: K & J Productions
Mark Roe, Snohomish County Prosecutor	May 25, 2012 @ 7:09 pm	Friday	Background check online through Been Verified of Mark Roe	PDF: K & J Productions
Brian Sullivan, Snohomish County Councilmember	May 29, 2012 @ 4:18 pm	Tuesday	Background check online through Been Verified of Brian Sullivan	PDF: K & J Productions

RECEIVED

NOV 27 2013

Public Disclosure Commission



Snohomish County
INFORMATION SERVICES

M/S 709

MEMORANDUM

TO: Brian Lewis, Executive Office

FROM: Tim Wise, Security Engineer *tw*

DATE: 11/25/2013

SUBJECT: WEBRCR9155E2

Attached with this letter is 1 CD containing the results of the Dropbox data search and extraction requested from Kevin Hulten's imaged disk drive.

Investigation number: WEBRCR9155E2

Changepoint number: SVC-2013-04765

The below steps were taken to process the request:

1. The specified Dropbox data was extracted from a previously imaged disk drive labeled "Kevin Hulten's C Drive" and copied to a secure network location.
2. The security engineer prepared this hand-off memo and copied all investigation results and supporting files to CD.

We highly recommend that you retain this report for your records; backup copies of investigations are not retained for more than one month after an investigation is complete.

If I can be of any further assistance, please do not hesitate to call.

Brian Lewis
Received 11-25-13
Date



**Snohomish County
Information Services**

Carolyn Weikel
County Auditor

Gage Andrews
Director

(425) 388-3349
FAX (425) 388-3999
M/S #709
3000 Rockefeller Avenue
Everett, WA 98201-4046

January 31, 2014

Kurt Young
Compliance Officer
Washington State Public Disclosure Commission
711 Capital Way S #206
Olympia, WA 98054-0908

RE: Inquiry regarding Kevin Hulten laptop hard drive, County PRR 12-06024

Dear Mr. Young:

I am replying to your written inquiry submitted to Michael Crovitz, deputy director of the Snohomish County IS department. You had requested three things, as listed below. The County responses follow each question and are italicized.

1. A declaration, sworn or notarized statement, affidavit, or some similar type of document authenticating the "chain of custody" of the Snohomish County files, records, and/or documents obtained in PRR 12-06024, from the "Hulten Dropbox" on the laptop computer used by Mr. Hulten as a Snohomish County employee.

Snohomish County Information Services department (IS) does not utilize a formal chain of custody process except in the case of legal requests from our Prosecuting Attorney's office. When a legal request is received, a chain of custody process is implemented immediately. That chain begins with acquiring the computer or the data, if it is not already in IS's possession. In this case, the drive was already in IS's possession (as explained below in response to question 3).

2. A chronological listing of the chain of custody of the laptop computer, including the dates and names and title of staff that worked on the case.

County IS records show that a request for a new laptop was received at the IS help desk from Mr. Hulten in 2011. The help desk reports to Carl Detert, client services supervisor for the IS department. Our records do not show which person on the help desk received the request, or which technician prepared the replacement computer. The IS security engineer (who at that time was Tom Hartley) indicates in his formal investigation report (delivered to the County's director of Human Services, Bridget Clawson), that he received the hard drive from the old Hulten computer that was replaced in 2011. After Mr. Hartley received it, it was kept in a locked storage area under the Security Engineer's control and was removed from that storage in response to an authorized request on March 18, 2013. Other than Mr. Hartley, no other persons performed investigative work directly on the computer drive. All discovery, analysis, and investigative work was done on a forensic image of the computer drive, rather than on the computer drive itself.

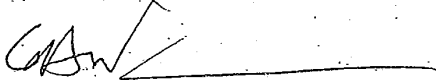
3. The types of forensic tools and methodologies used to recover deleted documents, files or records on the laptop computer used by Mr. Hulten.

The Snohomish County Security Engineer (Tom Hartley) used Windows 7 Explorer to perform an initial search of the laptop disk drive. When specific missing files indicated that some records might have been deleted, he used Guidance Encase V6 to forensically recover deleted documents from the disk image. The physical disk was then turned over to the King County Sheriff's Office. In early April, Mr. Hartley reported that his forensic copy was corrupted. I then contacted King County Sheriff's Office Detective Thien Do (206-263-2083). At our request, Detective Do provided IS with a copy of their forensic image. That copy was picked up from Detective Do by Tom Hartley on April 8, 2013. The copy was delivered on a USB drive, which was and continues to be stored in a secured security engineer's cabinet. The USB's contents were copied onto a secure network location. The county's subsequent investigation and research were done using that copy of the USB forensic image which contains all the restored files.

Snohomish County does not know what forensic tool was used by Detective Do to recover files and create the King County Sheriff's Office's image, other than Detective Do mentioned that he also used Encase.

If you need any further information, please feel free to contact me directly at 425-388-3739 or 425-388-3703.

Respectfully yours,



Gage Andrews
Director, Information Services

NOTE: Exhibit No. 6, pages 119 through 134 is part of a 172-page .pdf document downloaded from Kevin Hulten's Dropbox and concerns an investigation conducted by the Seattle Police Department (SPD) and Office of Professional Accountability (OPA) of SPD Officer Mike Hope for appearing in his SPD uniform while promoting WA state legislation.

Only the first 14 pages of the .pdf document is being provided as part of this PDC exhibit, and the documents include a memorandum from Kathryn Olson, OPA Director to SPD Lt. Jim Fitzgerald concerning certification of completion of the investigation and the OPA's disposition of the matter.

Letter from Mike Hope

By Rep. Mike Hope

Session begins Monday, Jan. 10, and I wanted to let you know about some legislation I've begun work on. There are three major pieces of legislation I'll be sponsoring in the next two weeks.

All of them are cost-effective methods to save money for state and local governments.

This year more than ever we have to look at how we can provide flexibility for our local governments, schools and employers to help them be successful.

The first measure would require applicants to provide a **Social Security or valid green card** before receiving a **driver's license**. We need to have a discussion about the core functions of government, and I have heard from many of you saying only Washington citizens should have access to state services.

A driver's license is often required before getting any sort of assistance from government. We should join the 48 other states in the country to requiring confirmation of citizenship to get a license.

The second piece of legislation would require **proof of insurance** when drivers renew their vehicle registration tabs. This one is really about public safety. It's Washington state law to have auto insurance, and we need to ensure we have safe, insured drivers on our roadways.

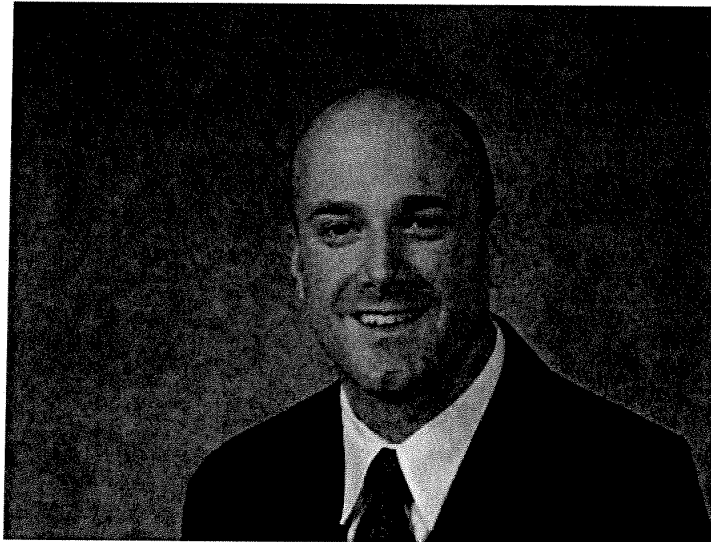
The last piece of legislation deals with special education assessments, required in lieu of students taking standardized tests when they have physical or mental disabilities. I'm proposing a measure that would provide flexibility for school districts to come up with individualized plans for showing progress made by the student.

I completely support assessing student progress, but I have talked with many special education teachers that these assessments actually get in the way of learning for their students. This will not only save money for school districts, it will make it easier for students who already have so much to overcome in their lives.

My goal with the above legislation is to offer my ideas to save money and provide flexibility in a time when state and local governments, including schools, feel boxed in with regulations and requirements for how money is spent.

We should be working to free up funds for the truly needy in our communities - not gutting assistance for the vulnerable simply because the system is too rigid. I will be working with my colleagues on both sides of the aisle to discuss these ideas and determine how we can balance our budget in a whole new way.

Please feel free to call my office or e-mail me throughout the session, which is scheduled to run 105 days through the end of April. I also encourage you to come to Olympia and meet with me and other legislators with your ideas and get involved in your Legislature.



Seattle Police Department
Attn: Public Request Unit
PO Box 34986
Seattle, WA 98124-4986

To Whom It May Concern:

Please consider this an official public records request. Unless stated otherwise in the specific request, please include records covering the period from 2006 to present.

The Seattle.gov website states the following procedure for employees who are also elected officials:

'Since campaign activities, like City jobs, occur during all hours of the day and night, it is recommended that employees who are active in campaigns be diligent about maintaining a clearly marked calendar or log that identifies the time spent working on the job and the periods that the employee is on legitimate personal, flexed, or leave time. This is especially recommended for employees who work non-standard shifts or are performing campaign work during normal business hours. It is not necessary that the log identify every activity, but should show the blocks of time the employee is off work.'

With that said, please provide any and all attendance records with respect to Mike Hope, (an employee of the SPD and an elected official in the State House of Representatives) including but not limited to:

Any "clearly marked calendars or logs", attendance sheets, time off requests, vacation records, requested leave, and any other information pertaining to the work attendance and schedule of Mike Hope. Please provide a clear listing of what days he was scheduled for work and how long he actually worked. If exact numbers are not available, please provide the best records possible. Specifically, we are requesting a record of all work attendance, leave, vacation and sick time for Mike Hope from 2006 to present day.

Please provide a copy of the SPD policy with respect to employee use of Department resources (uniforms, materials, department name in political documents, etc) in a political campaign.

Please provide a copy of any interoffice or external email or written communication with regard to Mike Hope's campaigns, political activities and/or elected position.

Please provide a record of all expenses with regard to Mike Hope, including expenses submitted, incurred - travel, phone, mileage, per diem and any other expenses particular to by Mike Hope.

Please provide all applicable payroll information for Mike Hope from 2006-present, including but not limited to salary, pay stubs, benefits, bonuses, raises or pay status changes. Please also provide any records of change in rank/status/pay.

Please provide a record of to whom Mike Hope directly reports, and a record of any employees who report to Mike Hope – or employees that Hope has authority over.

Please provide copies of any disciplinary records with regard to or mentioning Mike Hope.

Please provide copies of any complaints, findings or ethics inquiries/violations with regard to or mentioning Mike Hope.

Thank you very much. Wherever possible, please provide the records in electronic format. Electronic records can be emailed to EMAIL ADDRESS. If you have any questions, please call me at PHONE NUMBER.

Sincerely,

House of Representatives

Attn: Chief Clerk/Records Request

P. O. Box 40600

Olympia, WA 98504-0600

To Whom It May Concern:

Please consider this an official public records request for the following items:

2007-2010 Yearly expense breakdown of Rep. Mike Hope, including but not limited to travel, postage, printing, office expenses, incidentals, mileage, district office fees (rent, phone, furniture, etc) and any other recorded expenditures.

2007-2010 Yearly comparative total expense rankings of all members, including but not limited to travel, postage, printing, office expenses, incidentals and any other recorded expenditures.

2007-2010 Yearly rankings by member by expense category: phone, postage, printing, travel and district office

2007-current Member per diem expense record for Rep Mike Hope

2007-present all email between Mike Hope (and Mike Hope's office staff) and Republican Caucus staff.

2007-present Any Outlook calendars associated with Mike Hope, provided in a month by month basis, including listings of meetings, events and activities.

2011 to date current expenses for Mike Hope, including all of the previously mentioned categories.

Copies of all printed external communication billed to Mike Hope's printing account (district newsletters, postcards, etc).

Please provide records of any ethics findings, inquiries or violations specific to or mentioning Mike Hope from 2006 to present

Thank you very much. Wherever possible, please provide the records in electronic format. Electronic records can be emailed to EMAIL ADDRESS. If you have any questions, please call me at PHONE NUMBER.

Sincerely,

Superintendent's Office
Attn: Rosemary O'Neil, Communications Director
Monroe Public Schools Administration Building
200 E. Fremont
Monroe, WA 98272

To Whom It May Concern:

It has come to our attention that Mike Hope, State Representative for the 44th Legislative District, has worked for the Monroe School District in some regard. His campaign materials mention the Monroe School District, and he has used pictures with students and including District materials and logos in political material.

Please consider this an official public records request for the following, covering the dates Jan 1 2006 to present:

Electronic copies of the Monroe School District policy for the use of district materials, students , likenesses and/or facilities in political activities. Please also outline the MSD policy for political involvement with regard to paid employees, coaches and volunteers with access to students.

An electronic or written copy or description of the MSD policy for volunteer and part time employee hiring, vetting and background check policy. Please state how this policy was implemented with regard to Mike Hope.

Please provide any official record of Mike Hope's employment OR, if he is a volunteer, please describe his role and provide copies of any volunteer paperwork including but not limited to the initial agreement, the background check, and any signatory documents signed by Mike Hope as a condition of his role with the district.

Please provide a record of any expenses incurred by or mentioning Mike Hope.

Please provide any internal or external district communication regarding Mike Hope and his role within the school district.

Thank you very much. Wherever possible, please provide the records in electronic format. Electronic records can be emailed to EMAIL ADDRESS. If you have any questions, please call me at PHONE NUMBER.

Sincerely,

Summarizing 100 Ideas

- Hope launched a non-profit 501c4 "social welfare" organization in the 100 Ideas deal.
 - He has used his home address and installed himself as the authority behind the organization.
 - Therefore, all contributions go directly through his personal control.
 - The contributions don't need to be reported, so only he knows who they are from.
 - He can spend the contributions on whatever he wants.
 - 501c4s ARE allowed to campaign and lobby. In fact, the IRS says they can use up to 50% of their resources for political purposes. Of course, they are supposed to be "social welfare" agencies, but that's another debate
- It's in conflict.

SO

- Hope can meet with a lobbyist in the hall of the Capital or any other public area prior to a vote. While he's unable to accept campaign contributions, he can solicit contributions for his non-profit, in any amount. neither party needs to disclose. And hope alone controls the disbursement of the funds.

- If it's not a political activity, then why won't Hope disclose all the donors, and/or why didn't he choose to use a registry that allows for independent oversight/ reporting?

I feel that the fact that Hope is in personal control of a political organization and has admitted that he is soliciting and accepting contributions during a legislative session is a clear violation. Both the RCW and the Washington code of ethics for legislature have strict rules regarding "candidate committees" or "political committees" and the fundraising/lobbying/reporting requirements of each.

The part where Hope really screwed up is in not disassociating himself from the group, at least by one level. The fact that he is a declared candidate for office AND a sitting legislator, coupled with the fact that the organization (which he controls) is legally allowed to lobby and accept contributions... meets the definition for a political or candidate committee. If you check the definition of political or candidate organizations (subject to ethics/PDC requirement), I think you'll find that the threshold/definition has to do with whether the organization is largely promoting or **controlled by** a candidate.

It's a dense area, but if nothing else it sure doesn't pass the smell test. There is absolutely nothing stopping Hope from using all of the funds he is collecting (or will collect with that fundraiser guy he hired) to purchase advertising to support his campaign, or even from directly moving the money into his campaign. After all, 50% of resources can be used for political purposes, and since he's in charge of the money, it's hard not to imagine him moving that money right into his pile - or at least operating the fund like his own private exempt checkbook.

Hope Policy Statements:

BETTER JOBS and MORE ECONOMIC GROWTH

Mike Hope understands that the primary focus of the county should be to bring more jobs to Snohomish County.

As a State Representative, Mike fought for legislation that would enhance economic growth and voted against job killing legislation. Mike knows what it takes to create jobs. Because of his pro-growth philosophy and understanding of our economy, he has been recognized as a champion for business in Olympia.

Mike believes it will take a collaborative approach to bring jobs to Snohomish County.

Mike knows it is vital to recognize our region's strengths in aerospace and technology, and that these are our backbone. Government alone can't build our economy. But we can coordinate with key partners in the private sector, working as a team to get our local economy moving again.

And as our county government helps create and foster a business atmosphere that is conducive to economic growth, free of excessive taxation and over regulation, our economy and our citizens will prosper.

As Snohomish County Executive, Mike Hope will lead in the development of a new, bold, and comprehensive plan to bring more private sector job growth to Snohomish County.

By working with area leaders, in business, government, education and other areas, we can develop plans and programs that promote our area's strengths and maximize our potential. And we will make sure that government dollars are being spent wisely, ensuring, for example, that retraining and workforce development programs are in areas where private sector employers actually need people.

EFFICIENT, RESTRUCTURED COUNTY GOVERNMENT

As a State Representative, Mike Hope has seen first hand how government has failed to live up to expectations far too often. An example of this is where government programs and burdensome regulation actually hinder, rather than promote, economic development, leading to fewer jobs and companies moving out of state.

As Snohomish County Executive, everyone on Mike's staff will be expected to work and partner with our businesses, cities, educational leaders and communities to do this primary mission: get people back to work and become more efficient with tax dollars.

As Snohomish County Executive, Mike will appoint one of his staff members as a liaison for coordinating services with our cities. We are all in this together, and we can share or eliminate duplicate work services.

Another liaison will be designated to work with private sector employers, ensuring that services, permits and paper work are streamlined.

By eliminating duplicate, inefficient and burdensome government operations and regulations, we can eliminate waste and save millions for taxpayers.

Finally, we expect performance measures from those that serve us in the private sector, so why not ensure this is done in County government too?

As your next Snohomish County Executive, Mike Hope will measure employee performance and reward those who go above and beyond. Setting high standards is expected on your job, and Mike Hope will hold county government to those same high standards too.

ENHANCING PUBLIC TRUST BY ENSURING STRONG ETHICS

As a current police officer and former detective with over 13 years of experience, Mike Hope is the only candidate for Snohomish County Executive who has fought and investigated criminal and improper behavior. Every day we open our newspapers to one County scandal after another; whether it involves gross sexual misconduct in the current executive's office, or scalpel wielding medical examiners ([Heraldnet.com May Article](#) and [Heraldnet.com July Article](#)).

As your Snohomish County Executive, Mike Hope will not tolerate this conduct in his office, period. These incidents undermine our good work and all of those in county government who work hard for our citizens everyday.

Mike will establish an **Office of Public Accountability**, which will investigate conduct involving ethical and/or legal wrongdoing. This office will work jointly with the County Sheriff's office to review all cases and reign in and discipline violators.

As another important step, Mike will ensure that proper screening and background checks are completed for his staff and work to implement similar screenings for all county government.

Setting high standards for our employees will ensure and enhance the public's trust and perception of government.

ENHANCING PUBLIC SAFETY

State Representative Mike Hope is a recognized leader on public safety across the state.

As a law enforcement officer for 13 years, Mike has dealt with brutal and heinous criminal acts firsthand. He knows how crime affects victims, the economy and how we live our lives. No one will be a stronger advocate for safer streets than Mike, and he will always place the rights of victims first. His experience, both as an officer and an elected official working on public safety issues, will be a great benefit to us when Mike is in office.

With his strong professional background in public safety, Mike has already become a leader on these issues in Olympia.

For example, Mike led the charge to change the State Constitution to allow judges to deny bail for dangerous offenders facing life in prison (the Lakewood Police Memorial Act). He also advocated for a Blue Alert for the state, modeled after Amber Alert, to provide suspect information for those involved in law enforcement shootings. And he created tougher penalties for those who hurt children.

As Snohomish County Executive, Mike will enhance the technology used by the Sheriff's office to ensure that our deputies and officers have the proper tools county wide. He will also ensure that partnerships are created allowing for a regionalized approach to law enforcement. This will lead to better, more efficient law enforcement throughout the county. He will also promote increased collaboration among county and local departments, ensuring that data, resources, strategies and best practices are shared, creating a more productive law enforcement community for our citizens.

Hope Voting Record and Donations

Breakdown: During his brief time in the Legislature, Hope has largely involved himself in law enforcement bills, with exactly half of the legislation he has sponsored originating from law enforcement needs/lobbies. Out of the 39 bills Hope has primed, just three have become law – one of which was a joint resolution – and none of the bills affected the economy in a meaningful way.

As one would expect, Hope has become the go-to guy for law enforcement, and his contributions reflect the impression that he is a puppet for cops.

Of his top 15 donors, four are police lobbies. In the business community, Hope's top donors are Wal-Mart, Walgreen and Philip Morris. It appears he has a perfect voting record on their issues.

Top 15 Donors (through 2010):

TABLE 1: Top 20 Contributors				
Contributor	Total	% of Total	Sector	
<u>SNOHOMISH COUNTY REPUBLICAN CENTRAL CMTE</u>	\$6,000	6.27%	Party	See Records
<u>SEATTLE POLICE OFFICERS GUILD</u>	\$3,200	3.35%	Labor	See Records
<u>TWO JINN INC</u>	\$1,600	1.67%	Finance, Insurance & Real Estate	See Records
<u>WASHINGTON STATE COUNCIL OF POLICE & SHERIFFS</u>	\$1,600	1.67%	Labor	See Records
<u>WASHINGTON HEALTH CARE ASSOCIATION</u>	\$1,600	1.67%	Health	See Records
<u>PUGET SOUND PILOTS</u>	\$1,600	1.67%	Transportation	See Records
<u>WASHINGTON RESTAURANT ASSOCIATION</u>	\$1,600	1.67%	General Business	See Records
<u>KING COUNTY POLICE OFFICERS</u>	\$1,600	1.67%	Labor	See Records

TABLE 1: Top 20 Contributors				
Contributor	Total	% of Total	Sector	
<u>GUILD</u>				
<u>WASHINGTON STATE DENTAL ASSOCIATION</u>	\$1,600	1.67%	Health	<u>See Records</u>
<u>PHILIP MORRIS</u>	\$1,600	1.67%	General Business	<u>See Records</u>
<u>WASHINGTON EDUCATION ASSOCIATION</u>	\$1,600	1.67%	Labor	<u>See Records</u>
<u>PHYSICIANS INSURANCE</u>	\$1,600	1.67%	Finance, Insurance & Real Estate	<u>See Records</u>
<u>WAL-MART</u>	\$1,600	1.67%	General Business	<u>See Records</u>
<u>WASHINGTON STATE PATROL TROOPERS ASSOCIATION</u>	\$1,600	1.67%	Labor	<u>See Records</u>
<u>WALGREENS</u>	\$1,400	1.46%		

Bill Sponsorship 2011

Summary: Primed 11 bills, six of which were law enforcement related. Only one bill passed: HB 1519 Regarding school assessments for students with cognitive disabilities.

Economy-based bills primed:

HB 1457 Encouraging businesses to locate in vacant buildings through a business and occupation tax credit

HB 1458 Encouraging businesses to hire unemployed workers through a business and occupation tax credit

2009/10

Summary: Primed 28 bills, 13 of which were law-enforcement related. Two bills passed.

Bills that became law:

HB 2208: Prohibiting new motorsports vehicle dealers from having to pay a fee for canceling orders of new motorsports vehicles.

HJR 4220: Lakewood Law enforcement amendment

Economy-based bills primed:

HB 2057 Reducing sales tax on new home construction to increase economic activity.

HB 2090 Providing a property tax exemption for first-time home buyers.

HB 3123 Providing a business and occupation tax credit for employers who pay livable wage rates.

VOTING RECORD

Labor: lifetime 17%

Labor Votes 2010 (one of ten, "good" vote highlighted, otherwise Hope voted opposite)

2010 House Vote Descriptions

SHB 1329 -- **Childcare workers collective bargaining rights.** "Right" vote: YES. (Passed 62-35, Jan. 27)
Hope: NO

EHB 2444 -- Supports families and education by providing **leave from employment for participating in a child's educational activities.** "Right" vote: YES. (Passed 54-40, Feb. 13) Hope: yes

ESHB 2986 -- Gives transit workers a voice by **adding labor members to public transportation governing bodies.** "Right" vote: YES. (Passed 66-29, Feb. 13)

E2SHB 3024 (Chandler striker) -- Protect worker and patient safety by providing nurses and critical health care workers with uninterrupted meal and rest breaks. Rep. Chandler's amendment was to **let employers bargain lower standards.** "Right" vote: NO. (Failed 41-56, Feb. 15) Hope: yes

ESSB 6130 -- **Repealing I-960**, allowing legislators to close tax loopholes and approve revenue with a majority vote. "Right" vote: YES. (Passed 51-47, Feb. 17) Hope: no

SSB 5046 -- **Musicians' collective bargaining**; places symphony musicians under PERC jurisdiction. "Right" vote: YES. (Passed 60-36, Feb. 28) Hope: no

ESSB 6726 -- **Language access providers collective bargaining rights.** "Right" vote: YES. (Passed 58-40, Mar. 5) Hope: no

2SSB 6575 (Clibborn amendment) -- Addressing recommendations of the joint task force on the underground economy. Rep. Clibborn's amendment, pushed by the Building Industry Association of Washington, **weakened requirements for unlicensed contractors.** "Right" vote: NO. (Passed 58-40, Mar. 5) Hope: no

2ESSB 6143 -- **State revenue package**, raising approximately \$757 million to avoid some of the cuts to state services. "Right" vote: YES. (Passed 52-44, Apr. 10) Hope: no

ESSB 6444 (Williams amendment) -- Rep. Williams amendment would have **removed budget language requiring privatization of some liquor stores.** "Right" vote: YES. (Failed 27-70, Apr. 12) Hope: no

Labor Votes 2009 ("GOOD VOTES" highlighted, from labor perspective):

SHB 1906 (final passage) -- **Unemployment insurance economic stimulus** temporarily adding \$45/week in benefits, raises the minimum benefit, increases eligibility for training benefits, and loosens requirements on shared work program. "Right" vote: YES. (Passed 91-2, Feb. 6) HOPE VOTED YES

SHB 1402 (final passage) -- Places **limits on employer and L&I communication with an injured workers' medical provider** at the appeal stage of an industrial insurance claim. "Right" vote: YES. (Passed 55-42, March 11) HOPE VOTED NO

SSB 5963 (striker) -- Rep. Condotta's amendment to strike down the committee amendment, which would have **restored the UI benefit formula to 4.0** and extended commissioner discretion in determining good-cause quits. "Right" vote: NO. (Passed 50-47, April 9) HOPE VOTED YES

SSB 5963 (Condotta striker) -- Re-vote of Rep. Condotta's striker. "Right" vote: NO. (Failed 47-51, April 10) HOPE VOTED YES

E2SSB 5850 (final passage) -- **Protecting workers from human trafficking violations** by way of a disclosure statement of "worker rights." Agricultural "guest workers" [H2A] were added to the protected class of workers. "Right" vote: YES. (Passed 50-48, April 17) HOPE VOTED NO

SHB 1329 (concurrence vote) -- The amendment strikes underlying provisions to provide **collective bargaining rights for child care center directors and workers**. "Right" vote: NO. (Failed 36-61, April 18) HOPE VOTED YES

ESHB 1244 (final passage) -- The 2009-2011 **operating budget**. "Right" vote: NO. (Passed 54-42, April 24) HOPE VOTED NO

SSB 5963 (final passage) -- **Permanently lowers employers' unemployment insurance taxes**, but fails to restore the benefit formula to 4.0 and removes commissioner discretion on good-cause voluntary quits. "Right" vote: NO. (Passed 71-25, April 26)

Budget, Spending and Taxes
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<u>Date</u>	<u>Bill Title</u>	<u>Vote Outcome</u>
01/24/2011	<u>2011-2012 Supplemental Budget</u> HB 1086	N Bill Passed - House (55 - 43)
04/12/2010	<u>2009-2011 Supplemental Biennium Capital Budget</u> HB 2836	N Concurrence Vote Passed - House (61 - 36)
04/12/2010	<u>Cigarette Tax Increase</u>	N Concurrence Vote Passed

	HB 2493		- House (54 - 43)
04/12/2010	<u>2009-2011 Biennium Budget Amendments</u> SB 6444	N	Bill Passed - House (54 - 43)
04/10/2010	<u>Tax Law Amendments</u> SB 6143	N	Conference Report Adopted - House (52 - 44)
04/02/2010	<u>State Employee Furlough Plan</u> SB 6503	NV	Bill Passed - House (50 - 38)
03/22/2010	<u>Limiting Disability Benefits</u> HB 2782	N	Concurrence Vote Passed - House (57 - 40)
02/17/2010	<u>Initiative 960 (Tax Increase Restrictions) Suspension</u> SB 6130	N	Bill Passed - House (51 - 47)
04/25/2009	<u>Oil Importation Fee for Storm Water Pollution Cleanup</u> HB 1614	N	Bill Passed - House (51 - 45)
04/24/2009	<u>2009-2011 Biennium Budget and 2007-2009 Supplemental Biennium</u> <u>Budget</u> HB 1244	N	Bill Passed - House (54 - 42)
04/22/2009	<u>Alaskan Way Viaduct Replacement Project</u> SB 5768	Y	Bill Passed - House (53 - 43)
04/20/2009	<u>Education Law Amendments</u> HB 2261	N	Concurrence Vote Passed - House (67 - 31)

03/12/2009	<u>Education Law Amendments</u> HB 2261	Y	Bill Passed - House (71 - 26)
03/12/2009	<u>Shifting Local Tax Revenue</u> SB 2252	N	Bill Passed - House (54 - 42)

ISSUE AREAS

Agriculture Issues

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2010 Representative Hope supported the interests of the Washington Farm Bureau 91 percent in 2010.

2009 Representative Hope supported the interests of the Washington Farm Bureau 100 percent in 2009.

Animal Rights and Wildlife Issues

[\(Back to top\)](#)

2007-2011 Representative Hope supported the interests of the League of Humane Voters Washington 50percent in 2007-2011.

Budget, Spending and Taxes

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2010 Based on a point system, with points assigned for actions in support of or in opposition to Joint Government Affairs Committee's position, Representative Hope received a rating of 78.

Business and Consumers

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2010 Representative Hope supported the interests of the Association of Washington Business 97 percent in 2010.

2010 Representative Hope supported the interests of the Association of Washington Business - Lifetime 91percent during their legislative career up until 2010.

2009-2010 Representative Hope supported the interests of the Washington National Federation of Independent Business 100 percent in 2009-2010.

2009 Representative Hope supported the interests of the Association of Washington Business 84 percent in 2009.

Environmental Issues

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2010 Representative Hope supported the interests of the Washington Conservation Voters 11 percent during their legislative career up until 2010.

2009-2010 Representative Hope supported the interests of the Washington Conservation Voters 11 percent in 2009-2010.

Family and Children Issues

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2009 Representative Hope supported the interests of the Children's Alliance 67 percent in 2009.

Gun Issues

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2010 In 2010 the National Rifle Association Political Victory Fund gave Representative Hope a grade of A+.

2008 Based on lifetime voting records on gun issues and the results of a questionnaire sent to all candidates in 2008, the National Rifle Association Political Victory Fund assigned Representative Hope a grade of A(with grades ranging from a high of A+ to a low of F).

Labor

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2010 Representative Hope supported the interests of the Washington State Labor Council, AFL-CIO 10percent in 2010.

2010 Representative Hope supported the interests of the Washington State Labor Council, AFL-CIO - Lifetime 17 percent during their legislative career up until 2010.

To Whom It May Concern:

We write today to request an immediate investigation into multiple breaches state ethics and campaign finance laws committed as a result of State Representative Mike Hope's role in the creation and administration of *100 Ideas for Washington's Future*.

As described in accounts by Representative Hope and on the 100 Ideas website (www.100ideaswa.org), 100 ideas is a grassroots political corporation under the direction of Mr. Hope. Mr. Hope is the principal organizer of 100 Ideas and will serve as its primary administrative officer. Lobbyist employers are included on the 100 Ideas Board. The primary intent of the organization is to influence legislation by providing a "road map for policy makers" made up of legislative proposals approved after being "evaluated by Mike Hope" in his capacity as the executive director of 100 Ideas. [1] Mr. Hope states that 100 ideas is actively soliciting and accepting political contributions, intends to hire a political fundraiser, and further will refuse to identify the organizations donors. [2]

Mr. Hope's role with 100 Ideas is a clear violation of this state's ethics and campaign finance disclosure laws on several fronts.

Mr. Hope's position as executive director of 100 Ideas itself is a violation of the conflict statutes as described at length in the Legislative Ethics Board's *Advisory Opinion 1998 – No. 6, Legislator Executive Director*. In that Opinion, the Board looked at an identical situation and issued an opinion as to "whether a legislator could help establish, and the serve as Executive Director or President for, a nonprofit organization to 'educate the public on salmon restoration.'" In that case, the Board found that such activity would be a violation of conflict statutes and RCW 42.52.020.

Of even greater concern, in his capacity with 100 Ideas Mr. Hope acknowledges he has already solicited and accepted thousands of dollars in contributions during the legislative session. Mr. Hope's solicitation and acceptance of contributions is a clear violation of several areas of ethics laws relating to the acceptance of illegal gifts and using his position for special privileges. It is also likely that contributions are being solicited and received from lobbyists and lobbyist employers. As already noted, several lobbyist employers are listed as 100 Ideas Board Members on the corporation's press materials. Such solicitation, as the Legislative Ethics Board has repeatedly found, creates an appearance that by donating to the organization lobbyists will gain favor from, or special access to, Mr. Hope. In addition, those who are solicited by Mr. Hope may feel that their refusal to participate could have negative consequences in terms of access and good will.

Mr. Hope's response to this concern was reported in the Everett Herald on March 27:

No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him, he said.

Mr. Hope asks that the public simply take on faith that the large checks he receives from lobbyists and those who employ lobbyists will not corrupt his actions. With all due respect to Mr. Hope, this statement reflects a naïve and callous attitude toward our State's ethics and campaign finance laws. Not only is his solicitation and acceptance of contributions illegal, his decision to keep secret those who have given money in support of 100 Ideas flies in the face of the openness that has long been expected of public officials in Washington State.

The law is crystal clear, and Mr. Hope must live up to the commitment of his office to uphold the law. The public's confidence in government is of the utmost importance. The people have the right to expect from their elected representatives at all levels of government the utmost of integrity, honesty, and fairness in their dealings. As stated in RCW 42.17.010 (10), "the public's right to know of the financing of political campaigns and lobbying and the financial affairs of elected officials and candidates far outweighs any right that these matters remain secret and private."

Mr. Hope's participation in 100 Ideas is a direct violation of RCW's 42.52 and 42.17. Specifically, he has violated at least six specific ethics and campaign finance laws, including *RCW 42.52.020 Activities incompatible with public duties*; *RCW 42.52.070 Special privileges*; *RCW 42.52.140 Gifts*; *42.52.150 Limitation on Gifts*; *42.52.160 Use of persons, money, or property for private gain*; and, *RCW 42.17.200 Grass roots lobbying campaigns*.

Considering the magnitude of the violations and the breach of public trust these actions represent, and Mr. Hope's admission of fundraising activities during the legislative session, we respectfully ask for an expedited and thorough investigation. Further detail is provided in the following pages.

Thank you very much for your attention to this important matter, and please do not hesitate to contact with additional questions or comments.

Respectfully,

Detailed Description of Mike Hope Ethics Violations

1. Mike Hope is violating ethics laws by engaging in activities incompatible with his public duties (RCW 42.52.020)

Mr. Hope is acting as the founder and executive director of a nonprofit political organization with the stated purpose of crafting legislative proposals and influencing the legislature.

The Board has clearly ruled on a situation nearly identical to Hope's in Advisory Opinion 98 – No. 6. The opinion is titled "Legislator as Executive Director: Conflict of Interest."

In the case presented in 98 – No. 6, the question is whether a legislator could act as the Executive Director of a 501(c)(3) non-profit with a stated purpose of educating the public on salmon restoration. The Board ruled that such an activity would be a violation of the State's ethics laws:

If the legislator organizes and serves as President or Executive Director of the organization described in this request, the position as described would be a conflict of interest in violation of RCW 42.52.020

The analysis further detailed the inherent conflicts applicable to Mr. Hope in his role with 100 Ideas. In its opinion, the Board found that activities like those engaged in by Mr. Hope would be a violation even when conducted for a non-profit for "education" purposes. 100 Ideas is a much more clearly political organization with the stated intent of influencing public policy and is therefore an even greater ethics violation than the Board considered. The Board's Advisory Opinion 98 – No. 6 says in part:

The Board cannot accept the assumption that lobbying specific legislative proposals is not one of the paramount purposes or functions of the organization as proposed. The stated purpose of the organization in this request is public "education." In the context of a major legislative issue, public education is the equivalent of grass roots lobbying, regardless of whether it meets the threshold requirements for registration under the public disclosure laws. Given that context,

it does not appear possible for a legislator to be the principal spokesperson for an organization having the membership and structure stated in this request without being involved in lobbying for specific proposals. Assuming that the organization is seeking to influence the legislature as one of its paramount purposes, the position itself is a violation of the conflict statutes as interpreted by 69-1 and 69-3.

The Board finds that the hypothetical facts presented here create an appearance that by donating to the organization, lobbyists will gain favor from, or special access to, the legislator.

The appearance is significantly different from the customary occurrence where a legislator assists the fundraising efforts of a charity such as United Way. In this case, the member proposes to establish a new organization the purpose of which is to educate the public on an issue that is currently the subject of inquiry by the legislature and other governmental bodies. The board of the newly created organization would include persons who are registered lobbyists. Fundraising on behalf of the newly created organization would include solicitations to lobbyists and lobbyist-employers. As described, the organization appears to be a small one which would find it difficult to separate itself from the legislator who is one of the principal organizers and continues in the principal administrative position.

It is clear that 100 Ideas WA intends to "influence the legislature" as one of its paramount purposes. 100 Ideas intends to publish a book of the "top 100" legislative ideas, as approved by Mr. Hope, and advocate for those ideas by promoting the book with the public and members of the legislature.

Further, as Hope is the sole director of the organization, and as he is the sole financial officer who will decide how the contributions will be spent, it would be impossible to separate the organization from the legislator himself.

2. Mike Hope is violating Washington State ethics laws by using his position for special privileges; and, soliciting and accepting illegal monetary gifts (RCW's 42.52.070, 42.52.140, 42.52.150, 42.52.160)

Mr. Hope openly admits that he has solicited and received thousands of dollars in unreported financial contributions in his capacity as State Representative and executive director for a nonprofit political corporation of his own creation. Mr. Hope acknowledges soliciting donations from lobbyists and corporations but suggests that this will not corrupt his actions in Olympia.^[3] The 100 Ideas Board includes representatives of entities that employ or retain

lobbyists. Mr. Hope is identified in his official capacity as a State Representative on all 100 Ideas materials.

The Legislative Ethics Board has repeatedly and clearly ruled that the solicitation and acceptance of money, as is being perpetrated by Mr. Hope, is illegal.

Mr. Hope is the sole executive officer of 100 Ideas. He has actively solicited donations during the legislative freeze, and has stated that he does not intend to disclose the source of these donations. The 100 Ideas Board includes representatives of entities that employ or retain lobbyists in Olympia. The purpose of 100 Ideas is to produce legislative proposals, engender public support for those proposals through public meetings and materials and lobby for those proposals by distributing a book containing the proposals to each state lawmaker. Mr. Hope intends to use the funds collected in support of 100 Ideas to host and travel to meetings across Washington State. The 100 Ideas press release states, "Hope and other leaders will travel the state throughout 2011 to conduct the Idearaisers."

Several previous Advisory Opinions describe how the activities of Mr. Hope clearly violate state law.

Mr. Hope has included entities that employ or retain lobbyists on the Board of 100 Ideas. And, when interviewed by the Herald he stated that, "No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him." Mr. Hope's words acknowledge that 100 Ideas has or intends to raise funds from lobbyists and corporations (\$6,000 was raised in three days according to the same article), but insists such donations will not result "sway with him." The public has a legal right to a much greater level of assurance that our government institutions are operating without special privilege.

Advisory Opinion 98 – No. 5 reviewed solicitation of lobbyists by a legislator to fund meetings or retreats. It states in part, "By soliciting such assistance from those who have a direct interest in legislative action, there would be a use of official position to obtain 'special privileges' in violation of the statute [RCW 42.52.070]. Further, such solicitation creates a clear impression of a relationship with mutual obligations which is in violation of the 'reasonable expectation' statute [RCW 42.52.140]." Mr. Hope identifies himself on all materials relating to 100 Ideas as "Representative Hope," a clear act of using his position to obtain support for the nonprofit 100 Ideas.

Advisory Opinion 00 - No. 1 went further to outline the ethical obligations of legislators by noting that the use of public resources is not necessary to violate RCW 42.52.140. It states, "the 'reasonable expectation' rule [RCW 42.52.140] would be violated if, even without the use of public resources,

legislators solicited or accepted contributions from lobbyists or from persons or entities that employ or retain lobbyists.”

Mr. Hope has refused to disclose those who have donated to 100 Ideas. The speed with which Mr. Hope was able to acquire \$6,000 in support of 100 Ideas, the fact that this entity was launched during the legislative session, and the fact that entities that employee lobbyists are included on the 100 Ideas Board strongly suggests that the organization is supported by lobbyists or entities that employ or retain lobbyists.

Further, we believe use of the funds as described by Mr. Hope to travel throughout the state of Washington at the expense of his corporation represent a “private gain” for Mr. Hope in violation of RCW 42.52.160.

Finally, Advisory Opinion 98 – No. 5 notes that even if the funding provided Mr. Hope’s undisclosed donors was “wholly unsolicited,” those donations would be subject to statutory gift limits to determine whether acceptance is a violation. By accepting monetary gifts of more than \$6,000 collected over three days, we believe Mr. Hope has violated RCW 42.52.150.

3. Mike Hope is violating Washington State campaign finance laws by failing to disclose the source of those illegal contributions (RCW 42.17.200)

Hope is the sole officer and executive director for 100 Ideas. 100 Ideas qualifies as a “grass roots lobbying campaign” as defined by RCW 42.17.200. Mr. Hope has stated that he “won’t identify the donors because the law doesn’t require a non-profit do so.”^[4] Soliciting contributions to a grass roots political campaign violates the spirit, if not the letter, of the freeze on acceptance of contributions during the legislative session outlined in RCW 42.17.710.

RCW 42.17.200 defines a grass roots lobbying campaign as:

*Any person who has made expenditures, not reported by a registered lobbyist under RCW 42.17.170 or by a candidate or political committee under RCW 42.17.065 or 42.17.080, exceeding *five hundred dollars in the aggregate within any three-month period or exceeding *two hundred dollars in the aggregate within any*

one-month period in presenting a program addressed to the public, a substantial portion of which is intended, designed, or calculated primarily to influence legislation shall be required to register and report, as provided in subsection (2) of this section, as a sponsor of a grass roots lobbying campaign.

As stated in RCW 42.17.200, in order to qualify as a grass roots lobbying campaign, 100 Ideas need only A) spend more than \$200 within a one-month period or \$500 over three months, and B) present a program addressed to the public and intended primarily to influence legislation. 100 Ideas clearly meets both of these tests.

In an interview with the Everett Herald, Mr. Hope acknowledged having hired Lance Cargill and contracted with Cargill's webmaster to run www.100ideaswa.org on behalf of 100 ideas. Mr. Hope's 100 ideas is, as a result, a nearly exact replica of the website and format began by Cargill in Oklahoma in 2007 while he was a state house member. The purchase of the concept for 100 Ideas, and the employment of its webmaster, would clearly eclipse the \$200 exemption from reporting under 42.17.200.

100 Ideas is without doubt a "program addressed to the public." 100 Ideas intends to hold public forums both in person and on its website. The proposals generated by this public process will be vetted and approved by Mr. Hope and the 100 Ideas Board. Select ideas, with approval by Mr. Hope, will then be promoted as a part of the 100 Ideas book and available via the entity's website.

Finally, 100 Ideas is clearly "intended, designed, or calculated primarily to influence legislation." The stated mission of 100 Ideas is the creation of a book filled with proposals approved by Mr. Hope that "will serve as a road map for policy makers." Following the concept as it was implemented in Oklahoma, copies of this "road map" would then be distributed to each legislator and they would be encouraged to adopt its proposals.

Mr. Hope has failed to register 100 Ideas as a grass roots lobbying campaign with the Public Disclosure Commission as outlined in RCW 42.17.200.

[1] 100 Ideas news release: <http://www.100ideaswa.org/home/blog/10?title=Press%20Release:%20State%20Representative%20Mike%20Hope%20Launches%20Non-Partisan,%20Statewide%20Initiative%20to%20Find%20100%20Best%20Ideas%20for%20Washington%E2%80%99s%20Future>
[2] Everett Herald interview: <http://www.heraldnet.com/article/20110327/NEWS01/703279903>
[3] Everett Herald interview: <http://www.heraldnet.com/article/20110327/NEWS01/703279903>
[4] Herald Interview: <http://www.heraldnet.com/article/20110327/NEWS01/703279903>

Violations of RCW 42.52.020, 42.52.330, 42.52.070, 42.52.140, 42.52.160

With respect to the situation surrounding Rep. Hope and the 100 Ideas WA organizations as summarized above, please consider the following apparent violations of the Ethics Act.

A. Legislator as Executive Director: Conflict of Interest Advisory Opinion 98-06

As stated in the summary, Rep. Hope is the Executive Director and sole officer for 100 Ideas WA, a political organization that Hope admits has actively solicited and received thousands of dollars in contributions during the 2011 Legislative freeze period. This is an apparent violation of RCW 42.52.020 and 42.52.330 as described in 98-06.

In the case presented in 98-06, the Legislator in question is the Executive Director of a 501c3 non-profit with a stated purpose of educating the public on salmon restoration. C3s are by definition, a less politically advantageous class of organization, as the IRS states that c3s can only use 20 percent of resources for political purposes, whereas 501c4s (100 Ideas WA) are allowed to use up to half resources for political purposes.

With that said, 98-06 found a violation had occurred with respect to the salmon restoration organization and the Legislator serving as Executive Director:

If the legislator organizes and serves as President or Executive Director of the organization described in this request, the position as described would be a conflict of interest in violation of RCW 42.52.020

The analysis further detailed the inherent conflicts. It's helpful to remember that the opinion refers to a salmon education non-profit, where as 100 Ideas WA appears to be a much more politically active group on its face, as its mission states that it hopes to turn the "ideas" directly into law.

The Board cannot accept the assumption that lobbying specific legislative proposals is not one of the paramount purposes or functions of the organization as proposed. The stated purpose of the organization in this request is public "education." In the context of a major legislative issue, public education is the equivalent of grass roots lobbying, regardless of whether it meets the threshold requirements for registration under the public disclosure laws. Given that context, it does not appear possible for a legislator to be the principal spokesperson for an organization having the membership and structure stated in this request without being involved in lobbying for specific proposals. Assuming that the organization is seeking to influence the legislature as one of its paramount purposes, the position itself is a violation of the conflict statutes as interpreted by 69-1 and 69-3.

The Board finds that the hypothetical facts presented here create an appearance that by donating to the organization, lobbyists will gain favor from, or special access to, the legislator.

The appearance is significantly different from the customary occurrence where a legislator assists the fundraising efforts of a charity such as United Way. In this case, the member proposes to establish a new organization the purpose of which is to educate the public on an issue that is currently the subject of inquiry by the legislature and other governmental bodies. The board of the newly created organization would include persons who are registered lobbyists. Fundraising on behalf of the newly created organization would include solicitations to lobbyists and lobbyistemployers. As described, the organization appears to be a small one which would find it difficult to separate itself from the legislator who is one of the principal organizers and continues in the principal administrative position.

The Board interprets the passage of 42.52.330 to mean that per se employment bans should be limited to situations where there is a clear conflict of duties in the nature of the position itself, and the situation which the Board finds would inevitably flow from the particular facts of this opinion request represents just such a conflict.

B. Soliciting Donations Advisory Opinion 2000-1

As a general rule, each of these violations and the cited material refers back to Advisory Opinion 2000-1 which is summarized as the following:

The general rule is that with or without the use of public resources, legislators may not solicit lobbyists or lobbyist-employers on behalf of charities. The use of government guides to include non-government community or public purpose organizations would not violate the Act if done in a non-selective manner. RCW's 42.52.070, 42.52.140 and 42.52.160.

1. It is stipulated that there are provisions for legislators to be involved in charities. However, there are conditions that must be met. In Advisory Opinion 2000-1 the following rule and example is set out:

As a general rule, the State Ethics Act does not prohibit a legislator, acting without the use of state resources, from supporting community-based charities. Such support may include fund-raising provided the legislator does not specifically solicit lobbyists or lobbyist-employers.

Examples of non-specific appeals which are incidental and would not violate the Act are; (1) where a legislator sits on the board of directors of a non-profit charity and his or her name is included on the letterhead of the charity but the legislator does not sign a fund-raising letter

However, with respect to Rep. Hope and 100 Ideas WA, not only is Hope the sole executive officer of the non-profit, but he has actively solicited donations during the legislative freeze, and has stated that he does not need to disclose (see attached Herald article). This seems a clear violation of spirit and letter of the law.

2. Advisory Opinion 1995 - No. 17, It is stated that a legislator could not solicit contributions to a non profit fund to cover travel expenses. To do so would be a prohibition against the "special privileges" portion of the State Ethics Act.

We find that this solicitation would not fall within legislative duty and, therefore, would be prohibited by the State Ethics Act's prohibition against legislators using their positions "to secure special privileges" for themselves or others.

With this in mind, I respectfully ask you to consider whether it's a similar violation for a legislature to solicit funds for a self-administered non-profit organized with the expressed intent to lobby, and with a legal ability to spend funds on political activities.

3. Advisory Opinion 1996 - No. 1,

Legislators are barred from soliciting or accepting contributions from lobbyists registered under the Public Disclosure Act or from persons or entities that employ or retain such registered lobbyists.

4. Advisory Opinion 1995-No. 5, it is stated with respect to legislators soliciting donations from lobbyists charitable or otherwise that

"Solicitation implies a demand for special privileges and a reasonable expectation of influence."

Ethics

The SPD, an org that is being investigated by the Justice dept for repeated ethics and human rights violation, is currently investigating Hope on multiple Ethics claims

The PDC is currently investigating Hope for the third time on charges surrounding his use of the SPD resources in campaigning

Hope admits that he uses fake uniforms and material to appear to be a police officer in commercials.

Strategy:

Invite Hope to meetings with business community. Summits.

- This is about better government. This is about Snohomish County. If there is someone better than AGR, then he should lead. We have nothing to hide. Let's get Mike in the same room as AGR and business leaders. In small settings. Boeing. Workforce, etc.

Debates. Challenge Hope to debates.

County program. Citizen university. Courses in each of the county's departments. Pitch this story to weeklies. Get Julie Muhlstein to take part in it.

Focus on economy and leadership.

Tell the story of AGR.

Disecting Hope's strategy:

- Ethics (medical examiner, appointing "sexual predators", buying the Seattle Times
- Policy (see policy print out)

Compare 501c4 to PAC

Below the surface:

Ethics charges, again and again and again.

- Facebook photo (SPD #2)

- Ongoing PDC investigation
- Link to Lance Cargill
- Plagiarism charge.
- Wording on websites (similarity)

Seattle/Uniform Issue

- Permission from City (letter?)
- Changing story (own uni vs SPD)
- Exploring what it means to wear fake uniform and alter photos with photoshop
- Use quotes from Ethics investigation (toy badge, fake uni, etc)

Campaign Finance

Hope is a pioneer in subverting democracy

No one has attempted such a bold-faced thwarting of regulations

Disclose disclose disclose

PDC/Leg Ethics/Media complaints

Psy Ops

Shadow website? (campaign finance, blue on blue, true conservative?)

- Frame all the arguments so we can provide links in comments sections and via twitter
- Twitter account linked to shadow website
- Farical twitter to mock him "RealMikeHope"

Moxie Media bill

Cops issues

Legislative Ethics Board
Attn: Mike O'Connell
PO Box 40482
Olympia, WA 98504-0482

Here's the law. Here's what it means. Here's how he is violating

The facts are presented are this to lobby on public policy, this said individual has admitted that he is soliciting and accepting cash from those that he is governing.

Why require disclosure at all if.

To Whom it May Concern:

We write today to bring to your attention a series of ethical violations committed by State Representative Mike Hope. In addition to serving in the Legislature, Hope is running a parallel campaign for a County Executive position and has created a non-profit political advocacy group – of which he is the chair – as a de-facto fundraising arm that allows him to circumvent PDC requirements and the Legislative fundraising freeze.

In addition to the Campaign Finance violations we believe Hope has committed (see attached PDC Complaint for informational purposes only), we feel that he has repeatedly violated State ethics law (42.52). We will detail the multiple violations, referenced by various Board opinions which we feel prove beyond a shadow of a doubt that Rep. Hope has flaunted the ethics law which he has been entrusted to uphold.

Please consider the attached summary of the organization in order to familiarize yourselves with the general situation, please study the attached materials, and then consider a point-by-point list of the ethics violations as we see them. Please act on these violations as you see fit.

Further, as this is a campaign year and the session is coming to an end, we respectfully ask for an expedited investigation using all the resources available to the board including but not limited to subpoena of bank accounts and testimony.

In addition, we respectfully request that the Board use subpoena power to acquire definitive records of the contributions Hope has solicited and accepted during the 2011 session. We respectfully request that the Board examine the records for other ethical violations that may ensue from information that was not available at the time of this request for investigation, *and we further request that any and all financial records be forwarded to the Public Disclosure Commission to the attention of the Compliance Department in reference to the Mike Hope/100 Ideas WA matter.*

Thank you very much for your attention to this important matter, and please do not hesitate to contact with additional questions or comments.

Respectfully,

Summary of 100 Ideas Washington with respect to Ethics Violations

1. Mike Hope is a State Legislator and a candidate for executive office

Hope won election to the State House of Representative last November. On November 28, he announced that he would be seeking election to the position of Snohomish County Executive in the Fall of 2011. His State House campaign morphed into a new campaign for executive. (cite)

2. Hope Launched and Controls a Fundraising Organization during the 2011 Session

According to articles published March 22 and 27 in the Daily Herald of Snohomish County, Hope purchased the template for "100 Ideas Washington" from Lance Cargill, an ex-politician from Oklahoma who stepped down from office in 2008 after a being found in violation of a series of campaign finance charges.

On March 23, Hope held a fund-raising and press event at which he announced the formation of 100 Ideas Washington and solicited public involvement in the process. Hope was flanked by a group of current and former elected officials and lobbyists.

On March 25, Hope filed 100 Ideas WA as a non-profit entity with the Secretary of State. Hope filed as a non-profit, seeking 501c status from the IRS, which would allow him to circumvent PDC requirements. Hope listed himself as the "registered agent", and listed himself at his home address as the Director and sole governing person. (citation)

On March 27, Hope was quoted in the Daily Herald stating that he had received over \$6,000 in donations and that he would not be disclosing or reporting. He further stated that the public need not be concerned about the contributions from lobbyists that he is soliciting and accepting.

3. 100 Ideas Establishes Political Intent

According to the 100 Ideas WA website, which is prominently linked on Hope's official Facebook campaign site, the group has been created to develop a stronger approach to governing via a series of town hall meetings across the state hosted by Hope and other politicians:

...Too much of our politics is only reactive in its outlook... The 100 Ideas initiative seeks citizen input to create a stronger grassroots approach to governing while also soliciting the excellence of Washington's citizenry.

Beginning in the Spring of 2011, Representative Hope and other leaders will travel across the state to change Washington's mindset to look ahead to the long-term future of our state. According to the 100 Ideas website, Representative Hope and other appointed elected leaders will travel across the state "to change Washington's mindset and to look ahead to the long-term future of our state," as part of the group's initiative.

The group will also solicit the general public and private industry for legislative input and financial support. The group will publish a book of 100 ideas to serve as a "road map for policy makers" which Hope will present to legislators in 2012, with the expressed intent of the ideas becoming law.

Further, 100 Ideas has purchased a web domain and Hope has hired a professional political fundraiser to help pour cash into the project. The Herald reports the following:

So far, Hope has formed a non-profit to conduct this initiative and intends to hire a professional fundraiser who worked for U.S. Rep. Dave Reichert, R-Wash., to bring in enough money for operations.

For now, Hope's collecting the cash and said he had received about \$6,000 as of Friday. He won't identify the donors because the law doesn't require a non-profit do so.

No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him, he said.

From the materials on the website and judging by the effort that Hope has paid to copy, the 100 Ideas group will be used as a statewide launching pad for elective office. The non-profit's funds will pay for Hope and other candidates to travel around the state and solicit legislative ideas and financial support from the general public while advancing the broad political goals of the organization.

Hope's role as sole Director of 100 Ideas WA is virtually indistinguishable to that of a candidate. According to the available materials, he will travel the state and organize fundraisers. He will solicit ideas for legislation. He will then attempt to lobby the legislature to adopt legislation. He will use the resources of the entity to affect the legislature and the general public through the development of a published lobbying piece containing the recommendations of 100 Ideas, and also will likely purchase political advertising and support candidates who are on the board of the organization. All of this will be done at the sole discretion of Hope, who is the sole director and financial officer of the corporation.

To summarize, Hope announced the group's creation, registered himself as sole director, opened a bank account, began soliciting and accepting funds, and had a March 23 kickoff to begin soliciting the general public and asking for financial support for the group's cause while in Olympia as a sitting legislator during the 2011 legislative session under the session freeze. As sole director of the non-profit (which is legally allowed to use its resources on political activities of any kind), Hope is in control of the donations and the spending.

At the moment Hope began soliciting and accepting the first set of public donations and solicited the general public for assistance in promoting the goals of the group (and thereby influencing elections in a direct and indirect manner – via transporting candidates around the state to speak at the town halls, producing political lobbying materials and purchasing political advertising), he violated a series of ethics provisions which we will detail.

Violations of RCW 42.52.020, 42.52.330, 42.52.070, 42.52.140, 42.52.160

With respect to the situation surrounding Rep. Hope and the 100 Ideas WA organizations as summarized above, please consider the following apparent violations of the Ethics Act.

Hope is conducting activities incompatible with public duties and is in violation of 42.52.020 and 52.030

Hope is the Director and sole officer of a non profit organization for which he is actively soliciting and receiving contributions. He admits accepting contributions from lobbyists during the 2011 Legislative session (Herald March 27). The Board has clearly stated that this is a violation of RCW 42.52.020

Legislator as Executive Director: Conflict of Interest Advisory Opinion 98-06

As stated in the summary, **Rep. Hope is the Executive Director and sole officer for 100 Ideas WA, a political organization that Hope admits has actively solicited and received thousands of dollars in contributions during the 2011 Legislative freeze period. This is a violation of RCW 42.52.020 and 42.52.330 as described in 98-06.**

In the case presented in 98-06, the Legislator in question is the Executive Director of a 501c3 non-profit with a stated purpose of educating the public on salmon restoration. The Board ruled that a violation had occurred with respect to the salmon restoration organization and the Legislator serving as Executive Director:

If the legislator organizes and serves as President or Executive Director of the organization described in this request, the position as described would be a conflict of interest in violation of RCW 42.52.020

The analysis further detailed the inherent conflicts. It's helpful to remember that the opinion refers to a salmon education non-profit, whereas 100 Ideas WA appears to be by definition a much more politically active group on its face, as its mission states that it will lobby the legislature to turn the "ideas" directly into law.

The Board cannot accept the assumption that lobbying specific legislative proposals is not one of the paramount purposes or functions of the organization as proposed. The stated purpose of the organization in this request is public "education." In the context of a major legislative issue, public education is the equivalent of grass roots lobbying, regardless of whether it meets the threshold requirements for registration under the public disclosure laws. Given that context, it does not appear possible for a legislator to be the principal spokesperson for an organization having the membership and structure stated in this request without being involved in lobbying for specific proposals. Assuming that the organization is seeking to influence the legislature as one of its paramount purposes, the position itself is a violation of the conflict statutes as interpreted by 69-1 and 69-3.

The Board finds that the hypothetical facts presented here create an appearance that by donating to the organization, lobbyists will gain favor from, or special access to, the legislator. The appearance is significantly different from the customary occurrence where a legislator assists the fundraising efforts of a charity such as United Way. In this case, the member proposes to establish a new organization the purpose of which is to educate the public on an issue that is currently the subject of inquiry by the legislature and other governmental bodies. The board of the newly created organization would include persons who are registered lobbyists. Fundraising on behalf of the newly created organization would include solicitations to lobbyists and lobbyistemployers. As described, the organization appears to be a small one which would find it difficult to separate itself from the legislator who is one of the principal organizers and continues in the principal administrative position.

With respect to the interpretation above, it is clear that 100 Ideas WA intends to "influence the legislature" as one of its paramount purposes. By definition affecting the legislature is the intended purpose, as 100 Ideas WA will publish a lobbying book of the top 100 ideas for legislation, which Hope will deliver to the legislature and attempt to turn into law. This is lobbying by definition.

Further, as Hope is the sole director of the organization, and as he is the sole financial officer who will decide how the contributions will be spent, it appears that it would be very difficult to separate the organization from the legislator himself.

- 1. Hope is in violation of RCW 42.52.070, 42.52.140 and 42.52.160. The Board has ruled that "With or without the use of public resources, legislators may not solicit lobbyists or lobbyist employers on behalf of charities.**

A. Soliciting Donations Advisory Opinion 2000-1

As a general rule, each of these violations and the cited material refers back to Advisory Opinion 2000-1 which is summarized as the following:

The general rule is that with or without the use of public resources, legislators may not solicit lobbyists or lobbyist-employers on behalf of charities. The use of government guides to include non-government community or public purpose organizations would not violate the Act if done in a non-selective manner. RCW's 42.52.070, 42.52.140 and 42.52.160.

It is stipulated that there are provisions for legislators to be involved in charities. However, there are conditions that must be met. In Advisory Opinion 2000-1 the following rule and example is set out:

As a general rule, the State Ethics Act does not prohibit a legislator, acting without the use of state resources, from supporting community-based charities. Such support may include fundraising provided the legislator does not specifically solicit lobbyists or lobbyist-employers. Examples of non-specific appeals which are incidental and would not violate the Act are; (1)

where a legislator sits on the board of directors of a non-profit charity and his or her name is included on the letterhead of the charity but the legislator does not sign a fund-raising letter

However, with respect to Rep. Hope and 100 Ideas WA, **not only is Hope the sole executive officer** of the non-profit, but he **has actively solicited donations during the legislative freeze**, and has stated that he does not need to disclose (see attached Herald article). This seems a clear violation of spirit and letter of the law. Further, **we respectfully ask that the Board use subpoena power to ascertain whom Hope has solicited and accepted contributions from**, and as the solicitations and contributions were a direct violation of the legislative freeze (**RCW 42.52.020 and 42.52.330**).

- 2. Hope is in violation of RCW's 42.52.070 and 42.52.160. The Board has ruled that a legislator cannot solicit contributions to a non-profit fund to cover travel expenses. To do so is a violation of the "special privileges" portion of the State Ethics Act. However, one of the principle missions for 100 Ideas WA (see summary) is to travel.**

Special Privileges: Advisory Opinion 1995 - No. 17, It is stated that a legislator could not solicit contributions to a non profit fund to cover travel expenses. To do so would be a prohibition against the "special privileges" portion of the State Ethics Act.

We find that this solicitation would not fall within legislative duty and, therefore, would be prohibited by the State Ethics Act's prohibition against legislators using their positions "to secure special privileges" for themselves or others.

However, the 100 Ideas WA site states specifically that one of the major purposes of the organization is to provide a vehicle for Hope to travel around the state furthering the political agenda of the group. From the site:

Beginning in the Spring of 2011, Representative Hope and other leaders will travel across the state to change Washington's mindset to look ahead to the long-term future of our state.

With this in mind, we respectfully ask you to consider whether it's a similar violation for a legislator to **solicit funds for a self-administered non-profit organized with the expressed intent to travel around the state conducting town hall meetings, developing legislation and furthering political thought**. If you find this to be a violation, we respectfully ask that you use subpoena power to ascertain whom Hope has accepted donations from, and whether or not the donations violate further ethics acts.

- 3. Hope is in possible violation of RCW's 42.52.070, 42.52.140 and 42.52.160. The Board has ruled that a legislator cannot solicit or accept contributions from lobbyists or persons or entities that employ or retain registered lobbyists**

Legislators are barred from soliciting or accepting contributions from lobbyists registered under the Public Disclosure Act or from persons or entities that employ or retain such registered lobbyists.

Advisory Opinion 1995-No. 5, 3. Advisory Opinion 1996 - No. 1,

It is stated with respect to legislators soliciting donations from lobbyists charitable or otherwise that

“Solicitation implies a demand for special privileges and a reasonable expectation of influence.”

While it is impossible to prove since Hope has stated that he will not disclose his donors and the the public should just trust him (see Herald article, attached), we find it highly unlikely that Hope was able to raise over \$6,000 (a figure he state himself in the March 27 Herald) during the time between which he registered with the SoS (March 25) and the date of the article two days later without accepting donations from lobbyists or persons who employ lobbyists.

(It is highly unlikely that donations from private citizens Republican) alone totaled such a high amount in just two days. It is more likely that large donors from Hope’s private campaign were asked to donate to the charitable organization. This is the exact model that Lance Cargill, the former legislator whom Hope has paid to operate the 100 Ideas Site, used in collecting donations during a freeze period (cite). Further, Hope stated in the Herald article that he has hired a partisan political fundraiser to help raise funds for the organization. It is our understanding that generally, out-of-state hired fundraisers do not target small individual donors when making initial calls for contribution.

Further, regarding solicitation for donations during the session – the fact that Hope is the sole officer to whom contributions will be given, the fact that Hope alone process, spends and disburses these contributions raises serious issues with regard to the implication that solicitation implies a reasonable expectation for influence on behalf of those who donate.

1. Mike Hope is a State Legislator and a candidate for executive office

Hope won election to the State House of Representative last November. On November 28, he announced that he would be seeking election to the position of Snohomish County Executive in the Fall of 2011. His State House campaign morphed into a new campaign for executive. (cite)

2. Hope Launched and Controls a Fundraising Organization during the 2011 Session

According to articles published March 22 and 27 in the Daily Herald of Snohomish County, Hope purchased the template for "100 Ideas Washington" from Lance Cargill, an ex-politician from Oklahoma who stepped down from office in 2008 after a being found in violation of a series of campaign finance charges.

On March 23, Hope held a fund-raising and press event at which he announced the formation of 100 Ideas Washington and solicited public involvement in the process. Hope was flanked by as group of current and former elected officials and lobbyists.

On March 25, Hope filed 100 Ideas WA as a non-profit entity with the Secretary of State. Hope filed as a non-profit, seeking 501c status from the IRS, which would allow him to circumvent PDC requirements. Hope listed himself as the "registered agent", and listed himself at his home address as the Director and sole governing person. (citation)

On March 27, Hope was quoted in the Daily Herald stating that he had received over \$6,000 in donations and that he would not be disclosing or reporting. He further stated that the public need not worry that he was taking money from lobbyists.

3. 100 Ideas Establishes Political Intent

According to the 100 Ideas WA website, which is prominently linked on Hope's personal Facebook campaign site, the group has been created to develop a stronger approach to governing via a series of town hall meetings across the state hosted by Hope and other politicians:

...Too much of our politics is only reactive in its outlook... The 100 Ideas initiative seeks citizen input to create a stronger grassroots approach to governing while also soliciting the excellence of Washington's citizenry. Beginning in the Spring of 2011, Representative Hope and other leaders will travel across the state to change Washington's mindset to look ahead to the long-term future of our state. According to the 100 Ideas website, Representative Hope and other appointed elected leaders will travel across the state "to change Washington's mindset and to look ahead to the long-term future of our state," as part of the group's initiative.

The group will also solicit the general public and private industry for legislative input and financial support. The group will publish a book of 100 ideas to serve as a "road map for policy makers" which Hope will present to legislators in 2012, with the expressed intent of the ideas becoming law.

Further, 100 Ideas has purchased a web domain and Hope has hired a professional political fundraiser to help pour cash into the project. The Herald reports the following:

So far, Hope has formed a non-profit to conduct this initiative and intends to hire a professional fundraiser who worked for U.S. Rep. Dave Reichert, R-Wash., to bring in enough money for operations.

For now, Hope's collecting the cash and said he had received about \$6,000 as of Friday. He won't identify the donors because the law doesn't require a non-profit do so.

No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him, he said.

From the materials on the website and judging by the effort that Hope has paid to copy, the 100 Ideas group will be used as a statewide launching pad for elective office. The non-profit's funds will pay for Hope and other candidates to travel around the state and solicit legislative ideas and financial support from the general public while advancing the broad political goals of the organization.

Like the efforts in Oklahoma, Hope registered as a "social welfare" organization (501c4) and is legally able to use resources for the political purposes of his choosing with no clear reporting authority or contribution limits.

Hope has registered himself as Executive Director (see attached SOS documentation) of the group and acknowledges that 100 Ideas has received over \$6,000 in contributions. Hope's role as sole Director of 100 Ideas WA is virtually indistinguishable to that of a candidate. According to the available materials, he will travel the state and organize fundraisers. He will solicit ideas for legislation. He will then attempt to lobby the legislature to adopt legislation. He will use the resources of the entity to affect the legislature and the general public through the development of a published lobbying piece containing the recommendations of 100 Ideas, and also will likely purchase political advertising and support candidates who are on the board of the organization. All of this will be done at the sole discretion of Hope, who is the sole director and financial officer of the corporation. From the site:

Beginning in the Spring of 2011, Representative Hope and other leaders will travel across the state to change Washington's mindset to look ahead to the long-term future of our state. Too much of our politics is only reactive in its outlook. Politicians are quick to respond to the latest crisis or headline ? Ready to "fix" problems that have already happened. But what our state desperately needs, and what our people want, are leaders who look past today's headlines and work to meet the challenges and opportunities of the next 10, 20 and even 100 years. Through a series of town hall meetings and interaction with the state's citizens, the 100 Ideas Initiative will develop a comprehensive vision for our future.

To summarize, Hope announced the group's creation, registered himself as sole director, opened a bank account, began accepting funds, and had a March 23 kickoff to begin soliciting the general public and asking for financial support for the group's cause. As sole director of the non-profit (which is legally allowed to use its resources on political activities of any kind), Hope is in control of the donations and the spending. We believe that at the moment Hope accepted the first set of public donations and solicited the general public for assistance in promoting the goals of the group (and thereby influencing elections in a direct and indirect manner – via transporting candidates around the state to speak at the town halls, producing political lobbying materials and purchasing political advertising), he violated a series of ethics provisions which we will detail.

Further complicating the matter is the implied support of the campaign of Executive Director Mike Hope, as well as a stated goal of producing a printed "road map" for policy makers that will have a "prominent place in politics". While the group may not have issued backing for any candidate or measure to date, the PDC has ruled that there is no "grace period" during which groups may "secretly solicit for a political purpose"

We believe that the earliest financial support given a group is often the most important. The sources of the early support are often the strongest. Such early seed money provides the foundation for future fundraising efforts.

In summary, we believe that 100 Ideas/Mike Hope has received contributions to support its efforts and is therefore a political committee and therefore Hope is subject to all applicable ethics code including but not limited to the following:

WASHINGTON STATE LEGISLATIVE ETHICS BOARD

ETHICS COMPLAINT FORM

When you have completed this form, mail it to:

Legislative Ethics Board
Attention: Mike O'Connell
PO Box 40482
Olympia, WA 98504-0482

Mark your envelope "confidential."

1. Identify the person alleged to have violated the state ethics law (Chapter 42.52 RCW) and provide the following information, if known:

Name: MIKE HOPE

Position/title: State Representative / LAKE STEVENS

2. Explain why you believe that the individual named above may have violated the state ethics law. Be as specific as possible as to dates, times, places, and acts. Attach additional sheets of paper if this space is not sufficient.

SEE ATTACHED

3. Attach or make reference to any documents or other evidence that support your allegations. Also list the names and addresses of any witnesses or persons having knowledge of facts that support your allegations.

SEE ATTACHED

I certify and swear, under oath, that the facts set forth in this statement are true and correct to the best of my knowledge, information, and belief.

*RCW 9A.72.040 provides that: "(1) A person is guilty of false swearing if he makes a false statement, which he knows to be false, under an oath required or authorized by law. (2) False swearing is a misdemeanor."

Your signature

W. Ferrell
Signature of attorney (if any)

Your printed name

WILLIAM T. FERRELL
Attorney's printed name

Street address

203 E. 4th AVE., Suite 204
Street address

City, state and zip code

Olympia, WA 98501
City, state and zip code

Telephone number

360-352-8004
Telephone number

Date

4/8/2011
Date

WASHINGTON STATE PUBLIC DISCLOSURE COMMISSION

Complaints Relating to An Elected Official or Candidate for Public Office Must be in Writing and Signed by the Complainant Under Oath

Washington Administrative Code 390-37-040 requires that a complaint filed with the Public Disclosure Commission, relating to an elected official or candidate for public office, be in writing and signed by the complainant under oath.

RCW 9A.72.085 states that when, under a law or rule of the State of Washington, a statement is required to be supported by an oath, the statement may be supported by an unsworn written statement, declaration, verification, or certificate which:

1. Recites that it is certified or declared by the person to be true under penalty of perjury;
2. Is subscribed by the person;
3. States the date and place of its execution; and
4. States that it is so certified or declared under the laws of the State of Washington.

Complaints relating to an elected official or candidate for public office will not be processed without a properly executed oath (or affirmation) or an acceptable unsworn written statement, declaration, verification, or certificate.

- If you use the Sample Complaint Form available on the PDC's website at www.pdc.wa.gov under "Enforcement and Compliance," the information you need to provide is described in the form and a certification with an oath is included in that form.
- If you are not using the Sample Complaint Form, and your complaint concerns an elected official or candidate for public office, the following page provides an acceptable format for a certification with an oath. If the certification is used, it must be attached to your complaint and does not require the services of a notary public.

FYI, also attached are some instructions and a cover sheet for a written complaint concerning an elected official or candidate for public office, if the Sample Complaint Form is not used.

More information regarding complaints generally is also provided in a guide titled *Frequently Asked Questions about Filing a Complaint with the Washington State Public Disclosure Commission*. That FAQ is available on the PDC's Website at www.pdc.wa.gov under "Enforcement and Compliance."

**Certification for a
Complaint to the Washington State Public Disclosure Commission Relating to an
Elected Official or Candidate for Public Office
(Notary Not Required)**

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the facts set forth in this attached complaint are true and correct.

Your signature: W Ferrell

Your printed name: William T. Ferrell

Street address: 203 E 4th Ave. Suite 204

City, state and zip code: Olympia, WA 98501

Telephone number: 360-352-8004

E-Mail Address: (Optional) _____

Date Signed: 04/08/2011

Place Signed (City and County): Olympia Thurston
City County

*RCW 9A.72.040 provides that: "(1) A person is guilty of false swearing if he makes a false statement, which he knows to be false, under an oath required or authorized by law. (2) False swearing is a misdemeanor."

COMPLAINT ATTACHED

**Instructions for a Formal Complaint Relating to an
Elected Official or Candidate for Public Office
(If You Are Not Using the Sample Complaint Form)**

Name the elected official or candidate for public office alleged to have violated one or more provisions of the Public Disclosure Law (chapter 42.17 RCW).

For example, explain why you believe that the individual named in your complaint may have violated the Public Disclosure Law, RCW 42.17. Be as specific as possible as to dates, times, places, and acts. Include or make reference to any documents or other evidence that supports your allegations. Also list the names and addresses of any witnesses or persons having knowledge of facts that support your allegations. For more information on the information that is useful to provide in a formal complaint, see the Sample Complaint Form.

Following is a sample format for a cover sheet for a formal complaint relating to an elected official or candidate for public office. You will also want to attach your complaint and the certification to the cover sheet.

**Formal Complaint to the Washington State Public Disclosure Commission
For Complaints Relating to Elected Official or Candidate for Public Office
(If the Sample Complaint Form is Not Used)**

Name of Official or Candidate: MIKE HOPE

Address of Official or Candidate: 8712 26th PI NE

Official's or Candidate's LAKE STEVENS WA 98258
City State Zip Code

Official's or Candidate's Telephone: 425-449-2930
(Include Area Code)

Official's or Candidate's E-Mail Address: hope.ms@comcast.net
(If known)

Your signature: W Ferrell

Your printed name: William T. Ferrell

Street address: 203 E. 4th Ave, Suite 204

City, state and zip code: Olympia, WA 98501

Telephone number: 360-352-8004

E-Mail Address: (Optional) Ferrell-bill@hotmail.com

Date Signed: 04/08/2011

Place Signed (City and County): Olympia Thurston
City County

Complaint: Attach Complaint and Certification

----- Forwarded message -----

From: **Evergreen Group**

Date: Tue, May 17, 2011

Subject: Additional evidence for April 8 Hope/100 Ideas complaints

- Hide quoted text -

To: OConnell.Mike@leg.wa.gov, phil.stutzman@pdc.wa.gov

Dear Sirs,

On April 8, 2011, you received detailed complaints of ethics violations by Representative Mike Hope that result from his creation and administration of a political corporation named 100 Ideas for Washington's Future.

We write today to bring to your attention additional information that has come to light with regard to Mr. Hope's activities that make clear the ethical problems posed by Mr. Hope and his political corporation. The information included in this supplement shows violation of both state ethics laws and campaign finance laws. Therefore, it is being submitted to both the Legislative Ethics Board and the Public Disclosure Commission.

Recently disclosed records continue to show that it is impossible to differentiate the roles of Mr. Hope as a state legislator, a candidate or the director of the political corporation 100 Ideas. This creates a clear conflict with Mr. Hope's duties as a legislator in violation of RCW 42.52.020.

Furthermore, Mr. Hope's campaign recently disclosed that 100 Ideas is being funded by Mr. Hope's campaign. This financial arrangement ensures that 100 Ideas acts to benefit Mr. Hope's campaign. Additional evidence clearly shows that 100 Ideas is already being used to promote Mr. Hope's candidacy. As such, Mr. Hope has violated the session freeze against campaign fundraising by raising money in support of 100 Ideas (Mr. Hope stated in the Everett Herald on March 27 that 100 Ideas had already raised "about \$6,000" during the legislative session). As an arm of his campaign, or as a separate grassroots lobbying campaign as defined by RCW 42.17.200, Mr. Hope is violating campaign finance laws by not reporting the receipts and expenditures of 100 Ideas.

It is clear from the totality of the evidence that Mr. Hope – a State Legislator and a police officer sworn to uphold the law – holds himself to his own set of standards without regard for Washington State ethics and campaign finance laws. These issues must be investigated and Mr. Hope must be held accountable.

Recent Facts Uncovered (documentation attached):

- I. The following expenses were disclosed in records submitted by Mr. Hope's campaign for Snohomish County Executive to the Public Disclosure Commission:
 - 03/15/2011: \$1,090 payment to Captured Knowledge for "website"
 - 03/15/2011: \$2,000 payment to Captured Knowledge for "commercial DP"
 - 04/04/2011: \$10,020 payment to Walker Consultants and Media for "media buy"
 - 04/22/2011: \$2,500 payment to Walker Productions for "deposit for commercial"

2. The "WHOIS" lookup of www.100ideaswa.org shows that the domain for Mr. Hope's website is registered by a Shane Cowherd of Captured Knowledge.
3. Shane Cowherd registered the domain for www.100ideasok.us, the site launched by Lance Cargill. Mr. Cowherd's personal blog also shows him to have a relationship with Cargill Consulting.
4. Mr. Hope stated in the March 27 Everett Herald article that he had hired Cargill and his associates in order to use Mr. Cargill's website and 100 Ideas platform.
5. Mr. Cowherd's www.youtube.com profile shows him to have posted a recent web video in support of 100 Ideas featuring Mr. Hope's wife.
6. Mr. Hope announced the release of the web video for 100 Ideas on his county executive campaign Facebook page.
7. The search terms, or tags, supplied for the 100 Ideas video include the terms "Mike Hope," "County Executive" and "Snohomish County."





The new disclosure shows that the payment for the 100 Ideas website development came from Mr. Hope's campaign for Snohomish County Executive — not from a separate political corporation. This creates a clear financial conflict for the organization 100 Ideas, necessitating that it operate as an arm of Mr. Hope's campaign.

In addition, this new information shows that 100 Ideas is in fact operating to benefit Mr. Hope's campaign. This is evidenced by Mr. Hope's continued use of 100 Ideas materials on his campaign Facebook page as well as the search terms attached to the 100 Ideas video.

This new information shows further evidence of the concerns raised to you on April 8. To date, these violations go on unabated by action of the Legislative Ethics Board or the Public Disclosure Commission.

Based on the flagrant and ongoing nature of Mr. Hope's violation of RCW's 42.17 and 42.52 we urge the Legislative Ethics Board and Public Disclosure Commission to take immediate action to investigate and resolve this matter.

6 attachments — [Download all attachments](#)

-  **100ideasok - Copy.pdf**
71K [View](#) [Download](#)
-  **domain registry100ideasWA - Copy.pdf**
49K [View](#) [Download](#)
-  **expenditures - Copy.pdf**
47K [View](#) [Download](#)
-  **hopefacebook - Copy.pdf**
127K [View](#) [Download](#)
-  **shaneblog - Copy.pdf**

Tony Perkins

From: K. Stephen [hul_10@comcast.net]
Sent: Tuesday, June 28, 2011 1:32 PM
To: Tony Perkins
Subject: Re: Looking for info on attached complaint...

That's fine, thanks for the info. Ferrell should've written one of those 45 day letters I guess:)

Have a great Fourth.

Kyle

On Jun 28, 2011, at 1:24 PM, "Tony Perkins" <tony.perkins@pdc.wa.gov> wrote:

Dear Kyle,

Thanks for your email. William Farrell's complaint regarding Mike Hope and 100 Ideas for Washington's Future is still under review, following the normal process that all complaints go through prior to their final disposition. The complaint may still be logged in for a formal investigation, or it may be returned without action to the complainant.

I'm afraid I don't have any more information to share about the complaint, since our Director of Compliance, Phil Stutzman, is out of the office until Tuesday, July 5, 2011. Would it be all right if I consulted with Phil and got back to you on the 5th? Please let me know. Thanks.

Sincerely,

Tony Perkins

Lead Political Finance Specialist, PDC

☎ (360) 586-1042

☎ (360) 753-1112

✉ tony.perkins@pdc.wa.gov

From: K. Stephen [mailto:hul_10@comcast.net]
Sent: Tuesday, June 28, 2011 12:49 PM

To: Tony Perkins
Subject: Looking for info on attached complaint...

Tony,

I was just wondering what happened with regard to the attached complaint regarding Mike Hope and his 100 ideas org. It was submitted April 8, but I can find no record of it online.

I also spoke with Mr. Ferrell, and he indicated that he wasn't sure what happened either.

Should I assume it has been closed? Is there any information available with regard to this complaint - internal documents or letters (this is not an official request)?

Thanks for all your help in the past, and thanks in advance for your assistance here. Please let me know if you would prefer that I call you.

Kyle Hulten

----- Forwarded message -----

From: **Evergreen Group** <evergreenolympia@gmail.com>

Date: Mon, Apr 11, 2011 at 2:29 PM

Subject: Attn: Editor/ PDC and Ethics Complaints attached

To: info@publicola.com

Mr. Feit and Ms. Barnett -

Attached, please find copies of two complaints filed today with regard to the use of 501c4 "soft money" social welfare corporations as a mechanism to subvert campaign finance law.

The complaints involve Rep. Mike Hope, a sitting legislator and declared candidate for executive office. Hope launched a 501c4 non-profit last month called "100 Ideas WA", a social welfare group that conducts lobbying and solicits donations. Hope is the sole executive director, and has stated that he has accepted thousands of dollars during the session, and that he does not intend to disclose.

In 2007, Dino Rossi was subject to an intense investigation re his Forward Washington non-profit. He was cleared after an 8 month investigation. Unlike Rossi, Hope is the sole executive officer of the corporation he launched, and Hope is also a current legislator and a declared candidate, which Rossi was not.

Hope is the first to attempt this tact in Washington, but the 501c4 approach is becoming prevalent. 501c4 money has tripled nationally since 2008, and the issue has come up in legislation across the country.

If left unchecked, there will be many more "social welfare" groups popping up in Olympia. That's why these reports have been formulated.

Attached, please find a Legislative Ethics Board complaint, and a PDC complaint. The ethics complaint outlines six clear violations linked to existing law. The PDC features one clear provable violation, and asks the PDC to consider requiring "soft money" groups operated by legislators to be forced to reveal their finances.

Thanks in advance for taking a look at this.

William T. Ferrell
203 E. 4th Avenue, Suite 204
Olympia, Washington 98501

Phone: 360-352-8004

Fax: 360-570-1006

June 29, 2011.

Sent Via US Mail Only

Washington State Office of the Attorney General
Attorney General Rob McKenna
PO Box 40100
Olympia, WA 98504-0100

AND

Snohomish County Prosecuting Attorney
Prosecuting Attorney Mark Roe
3000 Rockefeller, M/S 504
Everett, WA 98201

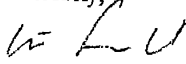
**RE: Notice of intent to bring citizen's action pursuant to RCW
42.17.400(4)**

Please see the attached complaints filed with the Public Disclosure Commission
on April 8, 2011 and June 29, 2011.

The complaints allege multiple violations of chapter 42.17 RCW.

By way of this letter, I am notifying your offices that a 45-day citizen's action
will be brought against Mr. Hope pursuant to RCW 42.17.400(4) if your offices do not
commence action to resolve the attached complaints.

Thank you for your attention to this matter. If you have any questions or comments,
please do not hesitate to contact me at the above address, phone or fax.

Sincerely,

William T. Ferrell

William T. Ferrell
203 E. 4th Avenue, Suite 204
Olympia, Washington 98501

Phone: 360-352-8004

Fax: 360-570-1006

June 29, 2011

Sent Via US Mail Only

Washington State Public Disclosure Commission
PO Box 40908
Olympia, WA 98504-0908

**RE: Failure by Mike Hope to disclose gifts as required by RCW's 42.17
and 42.52**

Dear Public Disclosure Commission,

The purpose of this letter is to request the PDC investigate a failure on the part of Representative Mike Hope to follow state campaign finance laws by failing to disclose gifts received as required by RCW's 42.17 and 42.52.

Per state law and PDC adopted reporting requirements, as stated in the January 2011 Personal Financial Affairs Instruction Manual, state elected officials who are filing annual personal financial affairs statements must disclose all:

- 1) food and beverages costing over \$50 per occasion,
- 2) travel occasions, or
- 3) seminars, course fees, educational programs or other training that were paid for or otherwise provided, in whole or in part, to the state elected official by any source other than themselves or their own governmental agency.

It is apparent when comparing records of statements made by Mr. Hope and the expenditures of a political committee that he participated in establishing, that Mr. Hope received gifts in the form of paid travel occasions in 2010. However, Mr. Hope failed to disclose these trips, or any other gifts he may have received, as required when submitting his personal financial affairs statement dated 04-07-2011.

While we acknowledge the purpose of Mr. Hope's undisclosed trips was to support a positive change to state law – the ends do not justify his failure to properly disclose his personal financial dealings. More troubling is the track record developing in which Mr. Hope skirts state disclosure and ethics laws.

Mr. Hope's failure to disclose the source of a gift or funds used to support his political activities as described in this complaint is not an isolated incident. As you are already aware, Mr. Hope has recently formed another grass roots lobbying campaign named 100 Ideas for Washington's Future. There is clear evidence that he is combining his own campaign for public office with the activities of 100 Ideas in a manner that constitutes illegally soliciting and accepting donations that support his campaign for public office during the legislative session freeze, without regard for campaign finance limits and without disclosure.

As an elected representative and a police officer, Mr. Hope is sworn to uphold the law and hold himself to a higher ethical standard. Unfortunately, Mr. Hope's actions do not reflect this standard and it is incumbent upon the PDC to ensure that he do so.

Details of Evidence:

Attachment 1: Personal Financial Affairs Statement for Mike Hope dated April 7, 2011 – *Form includes no "Supplement Part C" as required to disclose any travel occasions paid for by any source other than the elected official or their governing agency.*

Attachment 2: Detailed expenditures for Citizens for the Lakewood Law Enforcement Memorial Act for 2010 – *Expenditure detail shows payment to Alaska Airlines for flights on 09-13, 09-17 and 10-12-2010; and a payment for lodging at the Davenport Hotel in Spokane for 10-12-2010.*

Attachment 3: Facebook comments made by Mr. Hope on October 6 and October 14, 2010 on his reelection campaign Facebook page –

On October 6, Mr. Hope states that he and another person traveled to Eastern Washington in September to meet with the Editorial Board of the Spokane Spokesman Review. Travel date coincides with airline tickets purchased on 09-13 and 09-17-2010 as reported on attachment 2.

On October 14, Mr. Hope states that he "spent the day in Spokane doing television and radio interviews." Travel date coincides with airline ticket and hotel stay purchased on 10-12-2010.

Please be advised that notice is concurrently being delivered to the Attorney General and Snohomish County Prosecutor to commence a 45-day citizen's action with regard to this complaint and the complaint of April 8 pursuant to 42.17.400(4).

Thank you for your prompt attention to, and investigation of, this failure on Mr. Hope's part to follow state campaign finance laws.

Sincerely,

A handwritten signature in dark ink, appearing to read 'W. T. Ferrell', written in a cursive style.

William T. Ferrell

CIT FOR THE LAKEWOOD LAW ENFORCEMENT MEMORIAL ACT - 2010 - expenditures - Wednesday, June 29, 2011

Total Raised		Total Spent	
\$25,825.09		\$25,825.09	
Detailed Expenditures		Inkind Contributions	
\$25,769.29		\$55.80	
Name	Date	Amount	Description
QUINN THOMAS PUBLIC AFFAIRS	2010-07-02	\$10,680.00	PRINTING
QUINN THOMAS PUBLIC AFFAIRS	2010-10-19	\$7,200.00	WEB BUYS
QUINN THOMAS PUBLIC AFFAIRS	2010-08-30	\$2,049.00	WEBSITE WORK
ERICKSON TODD	2010-07-21	\$1,000.00	WEBSITE DESIGN/UPDATES
PORTER ASHLEY	2010-11-20	\$300.00	BOOKKEEPING/COMPLIANCE
ELLIOTT BRIDGET	2010-09-14	\$258.47	REIMB: PRINTING KINKOS/FEDEX
COMPLETE CAMPAIGNS	2010-07-26	\$250.00	CAMPAIGN SOFTWARE
COMPLETE CAMPAIGNS	2010-09-24	\$250.00	COMPLIANCE SOFTWARE
COMPLETE CAMPAIGNS	2010-05-10	\$250.00	CAMPAIGN REPORTING FEE
COMPLETE CAMPAIGNS	2010-11-17	\$250.00	CAMPAIGN SOFTWARE
COMPLETE CAMPAIGNS	2010-10-22	\$250.00	CAMPAIGN REPORTING SOFTWARE

Washington State Public Disclosure Commission

Page: 1

CIT FOR THE LAKEWOOD LAW ENFORCEMENT MEMORIAL ACT - 2010 - expenditures - Wednesday, June 29, 2011

Name	Date	Amount	Description
COMPLETE CAMPAIGNS	2010-06-03	\$250.00	CAMPAIGN SOFTWARE
COMPLETE CAMPAIGNS	2010-06-22	\$250.00	COMPLIANCE SOFTWARE
COMPLETE CAMPAIGNS	2010-08-30	\$250.00	COMPLIANCE SOFTWARE
EXPENSES OF \$50 OR LESS	2010-09-01	\$232.68	
ALASKA AIRLINES	2010-10-12	\$230.40	AIR TRAVEL
ALASKA AIRLINES	2010-09-17	\$177.40	AIRTRAVEL
ALASKA AIRLINES	2010-09-13	\$157.40	AIR TRAVEL
EXPENSES OF \$50 OR LESS	2010-05-01	\$149.24	
EXPENSES OF \$50 OR LESS	2010-08-01	\$103.73	
QUALITY INN - PARADISE	2010-05-17	\$98.81	LODGING
FRY'S	2010-09-22	\$98.54	OFFICE SUPPLIES
THE DAVENPORT HOTEL	2010-10-12	\$97.20	LODGING
CHEVRON	2010-05-14	\$75.00	GAS
SHELL OIL	2010-06-25	\$74.54	GAS
CHEVRON	2010-09-17	\$70.90	FUEL
UNION 76	2010-09-20	\$69.63	FUEL

CIT FOR THE LAKEWOOD LAW ENFORCEMENT MEMORIAL ACT - 2010 - expenditures - Wednesday, June 29, 2011

Name	Date	Amount	Description
CITY CENTER MOTEL	2010-09-20	\$69.15	LODGING
WSFERRIES	2010-09-24	\$66.00	FERRY TICKET
UNION 76	2010-05-13	\$63.81	GAS
GODADDY.COM	2010-11-09	\$63.20	WEBSITE
MAIL BOXES ETC.	2010-09-24	\$63.10	POSTAGE
UNION 76	2010-09-17	\$59.28	FUEL
COTTAGE CAFE	2010-09-20	\$57.24	MEETING/FOOD EXPENSE
TEXACO	2010-05-24	\$54.17	GAS
SHELL OIL	2010-09-27	\$53.39	FUEL
STARBUCKS	2010-09-30	\$50.00	MEETING/FOOD EXPENSE
EXPENSES OF \$50 OR LESS	2010-10-26	\$40.76	
EXPENSES OF \$50 OR LESS	2010-07-01	\$6.25	
EXPENSES OF \$50 OR LESS	2010-04-01	\$0.00	
EXPENSES OF \$50 OR LESS	2010-10-12	\$0.00	
EXPENSES OF \$50 OR LESS	2010-06-01	\$0.00	

PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 763-1111 TOLL FREE 1-877-601-2828		PDC FORM F-1 (11/08)	PERSONAL FINANCIAL AFFAIRS STATEMENT	PDC OFFICE USE 1001279416												
Refer to instruction manual for detailed assistance and examples. Deadlines: Incumbent elected and appointed officials – by April 15. Candidates and others – within two weeks of becoming a candidate or being newly appointed to a position.		DOLLAR CODE <table style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">CODE</th> <th style="text-align: left;">AMOUNT</th> </tr> <tr> <td>A</td> <td>\$1 to \$3,999</td> </tr> <tr> <td>B</td> <td>\$4,000 to \$19,999</td> </tr> <tr> <td>C</td> <td>\$20,000 to \$39,999</td> </tr> <tr> <td>D</td> <td>\$40,000 to \$99,999</td> </tr> <tr> <td>E</td> <td>\$100,000 or more</td> </tr> </table>		CODE	AMOUNT	A	\$1 to \$3,999	B	\$4,000 to \$19,999	C	\$20,000 to \$39,999	D	\$40,000 to \$99,999	E	\$100,000 or more	Covers: 2010 Received: 04-07-2011
CODE	AMOUNT															
A	\$1 to \$3,999															
B	\$4,000 to \$19,999															
C	\$20,000 to \$39,999															
D	\$40,000 to \$99,999															
E	\$100,000 or more															
SEND REPORT TO PUBLIC DISCLOSURE COMMISSION																
Last Name HOPE		First MIKE		Middle Initial S												
Mailing Address (Use PO Box or Work Address) 8712 26TH PL NE City LAKE STEVENS County SNOHOMISH Zip + 4 98258			Names of immediate family members, including registered domestic partner. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse or registered domestic partner. See F-1 manual for details. Sarai A Hope SP Noah M Hope D													
Filing Status (Check only one box.) <input checked="" type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input type="checkbox"/> Candidate running in an election: month _____ year _____ <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office <input type="checkbox"/> Professional staff of the Governor's Office and the Legislature			Office Held or Sought Office title: STATE REPRESENTATIVE County, city, district or agency of the office, name and number: LEG DISTRICT 44 - HOUSE Position number: 2 Term begins: 01-01-2009 ends: 12-31-2010													
1 INCOME List each employer, or other source of income (pension, social security, legal judgment, etc.) from which you or a family member, including registered domestic partner, received \$2,000 or more during the period. (Report interest and dividends in Item 3 on reverse)																
Show Self (S) Spouse (SP/DP) Dependent (D)	Name and Address of Employer or Source of Compensation Seattle Police Department 2300 SW Webster St SEATTLE WA 98136	Occupation or How Compensation Was Earned Police Officer	Amount: (Use Code) D													
S	State of WA 439 John L Obrien Bldg OLYMPIA WA 40600	State Representative	D													
Check Here <input checked="" type="checkbox"/> if continued on attached sheet																
2 REAL ESTATE List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$10,000 in which you or a family member, including registered domestic partner, held a personal financial interest during the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)																
Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received													
Property Purchased or Interest Acquired		Creditor's Name/Address	Payment Terms	Security Given												
				Mortgage Amount - (Use Code) Original Current												
All Other Property Entirely or Partially Owned Snohomish County: 8712 26th PL NE, Lake Stevens WA Check here <input type="checkbox"/> if continued on attached sheet	E	Wells Fargo P.O Box 4132 Concord CA 94524	30 Year	20%												
				E E												

CONTINUE ON NEXT PAGE

3	ASSETS / INVESTMENTS - INTEREST / DIVIDENDS	List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.			
<p>A. Name and address of each bank or financial institution in which you or a family member, including registered domestic partner, had an account over \$20,000 any time during the report period. Prudential - City Deferred Compensation Seattle WA 98101</p> <p>B. Name and address of each insurance company where you or a family member, including registered domestic partner had a policy with a cash or loan value over \$20,000 during the period. AIG Insurance - Spouse Everett WA</p> <p>C. Name and address of each company, association, government agency, etc. in which you or a family member, including registered domestic partner, owned or had a financial interest worth over \$2,000. Include stocks, bonds, ownership, retirement plan, IRA, notes, and other intangible property. If you, your spouse, registered domestic partner and/or dependents had decision making authority regarding individual assets/investments list each asset or investment, the value and any income amount. State Teacher Pension Olympia WA</p>		<p>Type of Account or Description of Asset</p> <p>Deffered Comp.</p> <p>Life Insurance</p> <p>State Teacher Pension</p>	<p>Asset Value (Use Code)</p> <p>E</p> <p>E</p> <p>B</p>	<p>Income Amount (Use Code)</p> <p>0</p> <p>0</p> <p>0</p>	
Check here <input checked="" type="checkbox"/> if continued on attached sheet.					
4	CREDITORS	List each creditor you or a family member, including registered domestic partner, owed \$2,000 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.			AMOUNT (USE CODE)
<p>Creditor's Name and Address</p> <p>Lexus Bellvue Bellevue WA</p> <p>Honda Everett WA</p>		<p>Terms of Payment</p> <p>3 year Lease</p> <p>5 year</p>	<p>Security Given</p> <p>2,000</p> <p>Zero</p>	<p>Original</p> <p>C</p> <p>C</p>	<p>Present</p> <p>B</p> <p>C</p>
Check here <input type="checkbox"/> if continued on attached sheet.					
5	<p>All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.</p> <p>Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.</p> <p>A. At any time during the reporting period were you, your spouse, registered domestic partner or dependents (1) an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity or (2) a partner or member of any limited partnership, limited liability partnership, limited liability company or similar entity including but not limited to a professional limited liability company? <u> </u> If yes, complete Supplement, Part A.</p> <p>B. Did you, your spouse, registered domestic partner or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? <u> </u> If yes, complete Supplement, Part A.</p> <p>C. Did you, your spouse, registered domestic partner or dependents own a business at any time during the reporting period? <u> </u> If yes, complete Supplement, Part A.</p> <p>D. Did you, your spouse, registered domestic partner or dependents prepare, promote or oppose state legislation, rules, rates or standards for current or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? <u> </u> If yes, complete Supplement, Part B.</p> <p>E. Only for Persons Filing Annual Report. Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse, registered domestic partner or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? <u> </u> or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse, registered domestic partner and/or dependents to travel or to attend a seminar or other training? <u> X </u> If yes to either or both questions, complete Supplement, Part C.</p>				
<p>ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.</p> <p><input checked="" type="checkbox"/> I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.</p> <p><input type="checkbox"/> I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.</p> <p style="font-size: x-small;">*CANDIDATES: Do not use public agency addresses or telephone numbers for contact information.</p>			<p>CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.</p> <p>Michael S Hope 04-06-2011 Signature Date</p> <p>Contact Telephone: (425) 449-2930 *</p> <p>Email: hopems@comcast.net (work)*</p> <p>Email: (Home) Optional</p>		

REPORT NOT ACCEPTABLE WITHOUT FILER'S SIGNATURE

INCOME CONTINUED**F-1**

Name HOPE, MIKE S Page 3

1 INCOME

Show Self (S)
Spouse (SP)
Dependent (D)

Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)
Monroe School District 200 E. Freemont St MONROE WA 98272	School Teacher	D

Check Here ☐ If continued on attached sheet

INSURANCE CONTINUED

F-1

Name		Page	
HOPE, MIKE S		4	
3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS			
B. Name and address of each insurance company	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
AIG Insurance - Self Everett WA	Life Insurance	E	0
Check here <input type="checkbox"/> if continued on attached sheet.			

COMPANY, ASSOC., GOVERNMENT AGENCY CONTINUED

F-1

Name HOPE, MIKE S

Page 5

3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS

C. Name and address of each company, association, government agency	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
State Pension / LEOFF 2 Olympia WA	State Pension Leoff 2	E	0

Check here ☐ if continued on attached sheet.

PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 TOLL FREE 1-877-601-2828		PDC FORM F-1A (11/08)	PERSONAL FINANCIAL AFFAIRS STATEMENT Short Form	P M PDC OFFICE USE O A S R T K DATE FILED PDC APR 18 2010					
The F-1A form is designed to simplify reporting for persons who have no changes or only minor changes to an F-1 report previously filed. A complete F-1 form must be filed at least every four years; an F-1A form may be used for no more than three consecutive reports. Deadlines: Incumbent elected and appointed officials – by April 15. Candidates and others – within two weeks of becoming a candidate or being newly appointed to a position.		DOLLAR CODE <table style="width: 100%; border: none;"> <tr> <td style="width: 10%; text-align: center;">AMOUNT</td> </tr> <tr> <td style="text-align: center;">A \$1 to \$3,999</td> </tr> <tr> <td style="text-align: center;">B \$4,000 to \$19,999</td> </tr> <tr> <td style="text-align: center;">C \$20,000 to \$39,999</td> </tr> <tr> <td style="text-align: center;">D \$40,000 to \$99,999</td> </tr> <tr> <td style="text-align: center;">E \$100,000 or more</td> </tr> </table>		AMOUNT	A \$1 to \$3,999	B \$4,000 to \$19,999	C \$20,000 to \$39,999	D \$40,000 to \$99,999	E \$100,000 or more
AMOUNT									
A \$1 to \$3,999									
B \$4,000 to \$19,999									
C \$20,000 to \$39,999									
D \$40,000 to \$99,999									
E \$100,000 or more									
Last Name <u>HOPE</u> First <u>MICHAEL</u> Middle Initial <u>S</u> Mailing Address (Use PO Box or Work Address) * <u>8712 26th PL NE</u> City <u>LAKE STEVENS</u> County <u>SNOW</u> Zip + 4 <u>98258</u>		Names of immediate family members, including registered domestic partner. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse or registered domestic partner. See F-1 manual for details. <u>SARAI HOPE</u>							
Filing Status (Check only one box.) <input checked="" type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ year _____ <input type="checkbox"/> Candidate running in an election: month _____ year _____ <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office <input type="checkbox"/> Professional staff of the Governor's Office and the Legislature		Office Held or Sought Office title: <u>STATE REP.</u> County, city, district or agency of the office, name and number: <u>44</u> Position number: <u>2</u> Term begins: <u>2009</u> ends: <u>2010</u>							
Select either "No Change Report" or "Minor Change Report," whichever reflects your situation. Supply all the requested information. <input checked="" type="checkbox"/> NO CHANGE REPORT. I have reviewed my last complete F-1 report dated <u>2008</u> and F-1A reports (if any) dated (1) _____ and (2) _____. The information disclosed on those reports is accurate for the current reporting period. <input type="checkbox"/> MINOR CHANGES REPORT. I have reviewed my last complete F-1 report dated _____. The changes listed below have occurred during the reporting period. Specify F-1 Form item numbers and describe changes. Provide all information required on F-1 report.									
Check here <input type="checkbox"/> if continued on attached sheet									
FOOD TRAVEL SEMINARS Complete this section if a source other than your own governmental agency paid for or otherwise provided all or a portion of the following items to you, your spouse, registered domestic partner or dependents, or a combination thereof: 1) Food and beverages costing over \$50 per occasion; 2) Travel occasions; or 3) Seminars, educational programs or other training.									
Date Received	Donor's Name, City and State	Brief Description	Actual Dollar Amount	Value (Use Code)					
Check here <input type="checkbox"/> if continued on attached sheet									
ALL FILERS EXCEPT CANDIDATES. Check the appropriate box. <input checked="" type="checkbox"/> I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns. <input type="checkbox"/> I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.		CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge. <u>2.2xe</u> Signature _____ Date <u>3-17-10</u> Contact Telephone: <u>(425) 449 *2930</u> Email: <u>hopem@comcast.net</u> (work) * Email: _____ (Home) Optional							
*CANDIDATES: Do not use public agency addresses or telephone numbers for contact information									

Report Not Acceptable Without Filer's Signature

MAR 18 2010

F-1A

Name MICHAEL S. HOPE

Select either "No Change Report" or "Minor Change Report," whichever reflects your situation. Supply all the requested information.

- ☒ **NO CHANGE REPORT.** I have reviewed my last complete F-1 report dated 2008 and F-1A reports (if any) dated (1) _____ and (2) _____. The information disclosed on those reports is accurate for the current reporting period.
- ☐ **MINOR CHANGES REPORT.** I have reviewed my last complete F-1 report dated _____. The changes listed below have occurred during the reporting period. Specify F-1 Form item numbers and describe changes. Provide all information required on F-1 report.

**FOOD
TRAVEL
SEMINARS** (Continued)

Date Received	Donor's Name, City and State	Brief Description	Actual Dollar Amount \$	Value (Use Code)

PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 TOLL FREE 1-877-501-2828		PDC FORM F-1 (11/08)	PERSONAL FINANCIAL AFFAIRS STATEMENT		PDC OFFICE USE DATE FILED PDC APR 14 2009																								
Refer to instruction manual for detailed assistance and examples. Deadlines: Incumbent elected and appointed officials -- by April 15. Candidates and others -- within two weeks of becoming a candidate or being newly appointed to a position.			DOLLAR CODE A \$1 to \$3,999 B \$4,000 to \$19,999 C \$20,000 to \$39,999 D \$40,000 to \$99,999 E \$100,000 or more		RECEIVED																								
SEND REPORT TO PUBLIC DISCLOSURE COMMISSION																													
Last Name First Middle Initial HOPE MIKE S			Names of immediate family members, including registered domestic partner, if there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse or registered domestic partner. See F-1 manual for details. SARAI HOPE																										
Mailing Address (Use PO Box or Work Address) 8712 26th PL NE																													
City County Zip + 4 LAKE STEVENS SNOH 98258																													
Filing Status (Check only one box.) <input checked="" type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input type="checkbox"/> Candidate running in an election: month _____ year _____ <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office <input type="checkbox"/> Professional staff of the Governor's Office and the Legislature			Office Held or Sought Office title: State Representative County, city, district or agency of the office, name and number: 44th LEG DIST. Position number: 2 Term begins: 2009 ends: 2010																										
1 INCOME List each employer, or other source of income (pension, social security, legal judgment, etc.) from which you or a family member, including registered domestic partner, received \$2,000 or more during the period. (Report interest and dividends in item 3 on reverse)																													
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 5%;">Know Self (S) Spouse (SP) Dependent (D)</th> <th style="width: 45%;">Name and Address of Employer or Source of Compensation</th> <th style="width: 30%;">Occupation or How Compensation Was Earned</th> <th style="width: 20%;">Amount: (Use Code)</th> </tr> </thead> <tbody> <tr> <td></td> <td>City of Seattle</td> <td>Police Dept.</td> <td>D</td> </tr> <tr> <td></td> <td>Monroe School District</td> <td>Teacher</td> <td>D</td> </tr> <tr> <td></td> <td>Monroe School District</td> <td>Coach</td> <td>B</td> </tr> <tr> <td></td> <td>State of WA.</td> <td>Pension</td> <td>B</td> </tr> <tr> <td></td> <td>State of WA.</td> <td>Legislator</td> <td>D</td> </tr> </tbody> </table> Check Here <input type="checkbox"/> if continued on attached sheet						Know Self (S) Spouse (SP) Dependent (D)	Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)		City of Seattle	Police Dept.	D		Monroe School District	Teacher	D		Monroe School District	Coach	B		State of WA.	Pension	B		State of WA.	Legislator	D
Know Self (S) Spouse (SP) Dependent (D)	Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)																										
	City of Seattle	Police Dept.	D																										
	Monroe School District	Teacher	D																										
	Monroe School District	Coach	B																										
	State of WA.	Pension	B																										
	State of WA.	Legislator	D																										
2 REAL ESTATE List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$10,000 in which you or a family member, including registered domestic partner, held a personal financial interest during the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)																													
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 25%;">Property Sold or Interest Divested</th> <th style="width: 10%;">Assessed Value (Use Code)</th> <th style="width: 25%;">Name and Address of Purchaser</th> <th colspan="3" style="width: 40%;">Nature and Amount (Use Code) of Payment or Consideration Received</th> </tr> </thead> <tbody> <tr> <td>Property Purchased or Interest Acquired</td> <td></td> <td>Creditor's Name/Address</td> <td>Payment Terms</td> <td>Security Given</td> <td>Mortgage Amount - (Use Code) Original Current</td> </tr> <tr> <td>8712 26th PL NE Lake Stevens, WA 98258</td> <td>E</td> <td>Wells Fargo</td> <td>30 yr</td> <td>B</td> <td>E E</td> </tr> <tr> <td>All Other Property Entirely or Partially Owned</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table> Check here <input type="checkbox"/> if continued on attached sheet						Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received			Property Purchased or Interest Acquired		Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount - (Use Code) Original Current	8712 26th PL NE Lake Stevens, WA 98258	E	Wells Fargo	30 yr	B	E E	All Other Property Entirely or Partially Owned					
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All Other Property Entirely or Partially Owned																													

CONTINUE ON NEXT PAGE

APR 14 2009

3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS		List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.	
A. Name and address of each bank or financial institution in which you, a family member, including registered domestic partner, had an account over \$20,000 any time during the report period.	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
	City of Seattle Deferred Compensation	NA	NA
	LEOFF 2 Pension	NA	NA
B. Name and address of each insurance company where you, a family member, including registered domestic partner, had a policy with a cash or loan value over \$20,000 during the period.	AIG LIFE Insurance	E	
	AIG LIFE Insurance	E	
C. Name and address of each company, association, government agency, etc. in which you, a family member, including registered domestic partner, owned or had a financial interest worth over \$2,000. Include stocks, bonds, ownership, retirement plan, IRA, notes, and other intangible property. If you, your spouse, registered domestic partner and/or dependents had decision making authority regarding individual assets/investments list each asset or investment, the value and any income amount. EXAMPLE: If you self-directed an investment account identify each stock or other asset in that account.	City of Seattle Deferred Compensation	D	NA
	LEOFF 2 Pension	D	NA
Check here <input type="checkbox"/> if continued on attached sheet.			
4 CREDITORS		List each creditor you or a family member, including registered domestic partner, owed \$2,000 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in item 2.	
Creditor's Name and Address	Terms of Payment	Security Given	AMOUNT (USE CODE)
MAZDA BANK VISA	NA	NA	Original B Present B
HUNDA	5yr	NA	C B
Check here <input type="checkbox"/> if continued on attached sheet.			
5 All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.			
Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.			
A. At any time during the reporting period were you, your spouse, registered domestic partner or dependents (1) an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity or (2) a partner or member of any limited partnership, limited liability partnership, limited liability company or similar entity including but not limited to a professional limited liability company? ____ If yes, complete Supplement, Part A.			
B. Did you, your spouse, registered domestic partner or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? ____ If yes, complete Supplement, Part A.			
C. Did you, your spouse, registered domestic partner or dependents own a business at any time during the reporting period? ____ If yes, complete Supplement, Part A.			
D. Did you, your spouse, registered domestic partner or dependents prepare, promote or oppose state legislation, rules, rates or standards for compensation or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? ____ If yes, complete Supplement, Part B.			
E. Only for Persons Filing Annual Report. Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse, registered domestic partner or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? ____ or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse, registered domestic partner and/or dependents to travel or to attend a seminar or other training? ____ If yes to either or both questions, complete Supplement, Part C.			
ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.		CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.	
<input type="checkbox"/> I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.		Signature <u>2-208</u> Date <u>4/7/2009</u>	
<input type="checkbox"/> I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.		Contact Telephone: () *	
*CANDIDATES: Do not use public agency addresses or telephone numbers for contact information.		Email: _____ (work) *	
		Email: _____ (Home) Optional	

REPORT NOT ACCEPTABLE WITHOUT FILER'S SIGNATURE

PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 TOLL FREE 1-877-601-2828		PDC FORM F-1 (1/08)	PERSONAL FINANCIAL AFFAIRS STATEMENT	P M PDC OFFICE USE O A S R T K																	
Refer to instruction manual for detailed assistance and examples. Deadlines: Incumbent elected and appointed officials – by April 15. Candidates and others – within two weeks of becoming a candidate or being newly appointed to a position. SEND REPORT TO PUBLIC DISCLOSURE COMMISSION		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">DOLLAR CODE</th> <th style="text-align: left;">AMOUNT</th> </tr> <tr> <td>A</td> <td>\$1 to \$3,999</td> </tr> <tr> <td>B</td> <td>\$4,000 to \$19,999</td> </tr> <tr> <td>C</td> <td>\$20,000 to \$39,999</td> </tr> <tr> <td>D</td> <td>\$40,000 to \$99,999</td> </tr> <tr> <td>E</td> <td>\$100,000 or more</td> </tr> </table>		DOLLAR CODE	AMOUNT	A	\$1 to \$3,999	B	\$4,000 to \$19,999	C	\$20,000 to \$39,999	D	\$40,000 to \$99,999	E	\$100,000 or more	DATE FILED PDC <div style="border: 1px solid black; padding: 5px; text-align: center;"> JAN 22 2008 </div>					
DOLLAR CODE	AMOUNT																				
A	\$1 to \$3,999																				
B	\$4,000 to \$19,999																				
C	\$20,000 to \$39,999																				
D	\$40,000 to \$99,999																				
E	\$100,000 or more																				
Last Name: Hope First: Michael Middle Initial: S		Names of immediate family members. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse. See F-1 manual for details. Sarai Hope																			
Mailing Address (Use PO Box or Work Address) 2300 SW Webster St City: Seattle County: King Zip + 4: 98133		Office Held or Sought Office title: State Representative County, city, district or agency of the office, name and number: Snohomish, 44th Leg D. Position number: Position 2 Term begins: 2009 ends: 2010																			
Filing Status (Check only one box.) <input type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input checked="" type="checkbox"/> Candidate running in an election: month November year 2008 <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office <input type="checkbox"/> Professional staff of the Governor's Office and the Legislature		Office Held or Sought Office title: State Representative County, city, district or agency of the office, name and number: Snohomish, 44th Leg D. Position number: Position 2 Term begins: 2009 ends: 2010																			
1 INCOME List each employer, or other source of income (pension, social security, legal judgment, etc.) from which you or a family member received \$2,000 or more during the period. (Report interest and dividends in Item 3 on reverse)																					
Show Self (S) Spouse (SP) Dependent (D)	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Name and Address of Employer or Source of Compensation</th> <th style="text-align: left;">Occupation or How Compensation Was Earned</th> <th style="text-align: left;">Amount: (Use Code)</th> </tr> </thead> <tbody> <tr> <td>S City of Seattle-Police</td> <td>Police Officer/Detective</td> <td>D</td> </tr> <tr> <td>S Monroe School District</td> <td>Coach</td> <td>B</td> </tr> <tr> <td>S Seattle Security-SSI</td> <td>Police Officer</td> <td>B</td> </tr> <tr> <td>S Hope's Gym</td> <td>Owner</td> <td>B</td> </tr> <tr> <td>SP Monroe School District</td> <td>School Teacher</td> <td>D</td> </tr> </tbody> </table>	Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)	S City of Seattle-Police	Police Officer/Detective	D	S Monroe School District	Coach	B	S Seattle Security-SSI	Police Officer	B	S Hope's Gym	Owner	B	SP Monroe School District	School Teacher	D		
Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)																			
S City of Seattle-Police	Police Officer/Detective	D																			
S Monroe School District	Coach	B																			
S Seattle Security-SSI	Police Officer	B																			
S Hope's Gym	Owner	B																			
SP Monroe School District	School Teacher	D																			
Check Here <input type="checkbox"/> if continued on attached sheet																					
2 REAL ESTATE List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$10,000 in which you or a family member held a personal financial interest during the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)																					
Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received																		
Property Purchased or Interest Acquired	Assessed Value (Use Code)	Creditor's Name/Address	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">Payment Terms</th> <th style="text-align: left;">Security Given</th> <th colspan="2" style="text-align: left;">Mortgage Amount - (Use Code)</th> </tr> <tr> <td></td> <td></td> <td style="text-align: center;">Original</td> <td style="text-align: center;">Current</td> </tr> </table>	Payment Terms	Security Given	Mortgage Amount - (Use Code)				Original	Current										
Payment Terms	Security Given	Mortgage Amount - (Use Code)																			
		Original	Current																		
8712 26th PL NE Everett WA 98205-Snohomish County	E	Wells Fargo	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">30 Year</td> <td></td> <td style="text-align: center;">E</td> <td style="text-align: center;">E</td> </tr> </table>	30 Year		E	E														
30 Year		E	E																		
All Other Property Entirely or Partially Owned	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received																		
All Other Property Entirely or Partially Owned	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received																		
Check here <input type="checkbox"/> if continued on attached sheet																					

3**ASSETS / INVESTMENTS - INTEREST / DIVIDENDS**

List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.

A. Name and address of each bank or financial institution in which you or a family member had an account over \$20,000 any time during the report period.	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
Prudential Securities	Deferred Compensation	D	
B. Name and address of each insurance company where you or a family member had a policy with a cash or loan value over \$20,000 during the period. Merrill Lynch-Life	Life Insurance	E	
C. Name and address of each company, association, government agency, etc. in which you or a family member owned or had a financial interest worth over \$2,000. Include stocks, bonds, ownership, retirement plan, IRA, notes, and other intangible property. LEOFF 2	Police Fire Retirement	D	

Check here ☐ If continued on attached sheet.

DATE FILED PDC
JAN 22 2008**4****CREDITORS**

List each creditor you or a family member owed \$2,000 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.

AMOUNT (USE CODE)

Creditor's Name and Address	Terms of Payment	Security Given	Original	Present
None				

Check here ☐ If continued on attached sheet.

5

All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.

Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.

- A. At any time during the reporting period were you, your spouse or dependents (1) an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity or (2) a partner or member of any limited partnership, limited liability partnership, limited liability company or similar entity including but not limited to a professional limited liability company? Yes___ If yes, complete Supplement, Part A.
- B. Did you, your spouse or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? Yes___ If yes, complete Supplement, Part A.
- C. Did you, your spouse or dependents own a business at any time during the reporting period? Yes___ If yes, complete Supplement, Part A.
- D. Did you, your spouse or dependents prepare, promote or oppose state legislation, rules, rates or standards for current or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? No___ If yes, complete Supplement, Part B.
- E. Only for Persons Filing Annual Report. Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? No___ or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse and/or dependents to travel or to attend a seminar or other training? No___ If yes to either or both questions, complete Supplement, Part C.

ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.

- ☐ I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.
- ☐ I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.

CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.

Signature

Date

Contact Telephone: (425) 275-1113

Email: mike.hope@seattle.gov (work)

Email: hopems@comcast.net (Home)

REPORT NOT ACCEPTABLE WITHOUT FILER'S SIGNATURE

Information Continued

DATE FILED PDC
JAN 22 2008

F-1

Name					
1 INCOME (continued)					
Show Self (S) Spouse (SP) Dependent (D)	Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount (Use Code)		
2 REAL ESTATE (continued)					
Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser		Nature and Amount (Use Code) of Payment or Consideration Received	
Property Purchased or Interest Acquired		Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount - (Use Code) Original Current
All Other Property Entirely or Partially Owned					
3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS (continued)					
A. Name and address of each bank or financial institution		Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)	
B. Name and address of each insurance company					
C. Name and address of each company, association, government agency					
4 CREDITORS (continued)					
Creditor's Name and Address			Terms of Payment	Security Given	AMOUNT (USE CODE) Original Present

PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40808 OLYMPIA WA 98504-0908 (360) 753-1111 TOLL FREE 1-877-601-2828 EMAIL: pdc@pdc.wa.gov		PDC FORM F-1 SUPPLEMENT <small>(1/08)</small>	DATE FILED PDC JAN 22 2008 SUPPLEMENT PAGE PERSONAL FINANCIAL AFFAIRS STATEMENT
PROVIDE INFORMATION FOR YOURSELF, SPOUSE, DEPENDENT CHILDREN AND OTHER DEPENDENTS IN YOUR HOUSEHOLD			
Last Name Hope	First Michael	Middle Initial S	DATE 01/16/2008
<div style="display: flex;"> <div style="width: 5%; font-size: 2em; font-weight: bold; margin-right: 10px;">A</div> <div> <p>OFFICE HELD, BUSINESS INTERESTS:</p> <p>Provide the following information if, during the reporting period, you, your spouse or dependents</p> <p>(1) were an officer, director, general partner, trustee, or 10 percent or more owner of a corporation, non-profit organization, union, partnership, joint venture or other entity; and/or</p> <p>(2) were a partner or member of a limited partnership, limited liability partnership, limited liability company or similar entity, including but not limited to a professional limited liability company.</p> <ul style="list-style-type: none"> Legal Name: Report name used on legal documents establishing the entity. Trade or Operating Name: Report name used for business purposes if different from the legal name. Position or Percent of Ownership: The office, title and/or percent of ownership held. Brief Description of the Business/Organization: Report the purpose, product(s), and/or the service(s) rendered. Payments from Governmental Unit: If the governmental unit in which you hold or seek office made payments to the business entity concerning which you're reporting, show the purpose of each payment and the actual amount received. Payments from Business Customers and Other Government Agencies: List each corporation, partnership, joint venture, sole proprietorship, union, association, business or other commercial entity and each government agency (other than the one you seek/hold office) which paid compensation of \$10,000 or more during the period to the entity. Briefly say what property, goods, services or other consideration was given or performed for the compensation. Washington Real Estate: Identify real estate owned by the business entity if the qualifications referenced below are met. </div> </div>			
ENTITY NO. 1 LEGAL NAME: Hope's Gym for the Elite Athlete, LLC		Reporting For: Self <input checked="" type="checkbox"/> Spouse <input type="checkbox"/> Dependent <input type="checkbox"/> POSITION OR PERCENT OF OWNERSHIP	
TRADE OR OPERATING NAME: Same		100%	
ADDRESS: 112 W. Main Street, Monroe WA 98272			
BRIEF DESCRIPTION OF THE BUSINESS/ORGANIZATION: Personal Training Facility			
PAYMENTS ENTITY RECEIVED FROM GOVERNMENTAL UNIT IN WHICH YOU SEEK/HOLD OFFICE: Purpose of payments		Amount (actual dollars) None \$ None	
PAYMENTS ENTITY RECEIVED FROM OTHER GOVERNMENT AGENCIES OF \$10,000 OR MORE: Agency name:		Purpose of payment (amount not required) None	
PAYMENTS ENTITY RECEIVED FROM BUSINESS CUSTOMERS OF \$10,000 OR MORE Customer name:		Purpose of payment (amount not required) None	
WASHINGTON REAL ESTATE IN WHICH ENTITY HELD A DIRECT FINANCIAL INTEREST (Complete only if ownership in the ENTITY is 10% or more and assessed value of property is over \$20,000. List street address, assessor parcel number, or legal description and county for each parcel): NA			
Check here <input type="checkbox"/> if continued on attached sheet			

CONTINUE PARTS B AND C ON NEXT PAGE

Name				
ENTITY NO. 2		Reporting For: Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent <input type="checkbox"/>		
LEGAL NAME:		POSITION OR PERCENT OF OWNERSHIP		
TRADE OR OPERATING NAME:				
ADDRESS:				
BRIEF DESCRIPTION OF THE BUSINESS/ORGANIZATION:				
PAYMENTS ENTITY RECEIVED FROM GOVERNMENTAL UNIT IN WHICH YOU SEEK/HOLD OFFICE: Purpose of payments Amount (actual dollars) <div style="text-align: right; margin-top: 10px;">\$</div>				
PAYMENTS ENTITY RECEIVED FROM OTHER GOVERNMENT AGENCIES OF \$10,000 OR MORE: Agency name: Purpose of payment (amount not required)				
PAYMENTS ENTITY RECEIVED FROM BUSINESS CUSTOMERS OF \$10,000 OR MORE Customer name: Purpose of payment (amount not required)				
WASHINGTON REAL ESTATE IN WHICH ENTITY HELD A DIRECT FINANCIAL INTEREST (Complete only if ownership in the ENTITY is 10% or more and assessed value of property is over \$20,000. List street address, assessor parcel number, or legal description and county for each parcel):				
Check here <input type="checkbox"/> if continued on attached sheet				
B LOBBYING: List persons for whom you or any immediate family member lobbied or prepared state legislation or state rules, rates or standards for current or deferred compensation. Do not list pay from government body in which you are an elected official or professional staff member.				
Person to Whom Services Rendered	Description of Legislation, Rules, Etc.	Compensation (Use Code)		
Check here <input type="checkbox"/> if continued on attached sheet				
C FOOD TRAVEL SEMINARS Complete this section if a source other than your own governmental agency paid for or otherwise provided all or a portion of the following items to you, your spouse or dependants, or a combination thereof: 1) Food and beverages costing over \$50 per occasion; 2) Travel occasions; or 3) Seminars, educational programs or other training.				
Date Received	Donor's Name, City and State	Brief Description	Actual Dollar Amount	Value (Use Code)
			\$	
Check here <input type="checkbox"/> if continued on attached sheet				

Information Continued

Name				
ENTITY NO.		Reporting For: Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent <input type="checkbox"/>		
LEGAL NAME:		POSITION OR PERCENT OF OWNERSHIP		
TRADE OR OPERATING NAME:				
ADDRESS:				
BRIEF DESCRIPTION OF THE BUSINESS/ORGANIZATION:				
PAYMENTS ENTITY RECEIVED FROM GOVERNMENTAL UNIT IN WHICH YOU SEEK/HOLD OFFICE: Purpose of payments Amount (actual dollars) <div style="text-align: right; margin-top: 10px;">\$</div>				
PAYMENTS ENTITY RECEIVED FROM OTHER GOVERNMENT AGENCIES OF \$10,000 OR MORE: Agency name: Purpose of payment (amount not required)				
PAYMENTS ENTITY RECEIVED FROM BUSINESS CUSTOMERS OF \$10,000 OR MORE Customer name: Purpose of payment (amount not required)				
WASHINGTON REAL ESTATE IN WHICH ENTITY HELD A DIRECT FINANCIAL INTEREST (Complete only if ownership in the ENTITY is 10% or more and assessed value of property is over \$20,000. List street address, assessor parcel number, or legal description and county for each parcel):				
B LOBBYING: (Continued)				
Person to Whom Services Rendered		Description of Legislation, Rules, Etc.		Compensation (Use Code)
C FOOD TRAVEL SEMINARS (continued)				
Date Received	Donor's Name, City and State	Brief Description	Actual Dollar Amount	Value (Use Code)
			\$	

PDC FORM
F-1
 (9/02)

**PERSONAL FINANCIAL
 AFFAIRS STATEMENT**

P M PDC OFFICE USE
 O S R
 T A R K
 K

DATE FILED PDC
 NOV 30 2005

Refer to instruction manual for detailed assistance and examples.

Deadlines: Incumbent elected and appointed officials – by April 15.
 Candidates and others – within two weeks of becoming a
 candidate or being newly appointed to a position.

DOLLAR CODE	AMOUNT
A	\$1 to \$2,999
B	\$3,000 to \$14,999
C	\$15,000 to \$29,999
D	\$30,000 to \$74,999
E	\$75,000 or more

R
E
C
E
I
V
E
D

SEND REPORT TO PUBLIC DISCLOSURE COMMISSION

Last Name First Middle Initial
 Hope Michael S

Names of immediate family members. If there is no
 reportable information to disclose for dependent children, or
 other dependents living in your household, do not identify
 them. Do identify your spouse. See F-1 manual for details.
 Sarai Hope

Mailing Address (Use PO Box or Work Address)

P.O. Box 1126

City County Zip + 4
 Snohomish Snohomish 98291

Filing Status (Check only one box.)

- ☐ An elected or state appointed official filing annual report
☐ Final report as an elected official. Term expired: _____
☒ Candidate running in an election: month 11 year 0
☐ Newly appointed to an elective office
☐ Newly appointed to a state appointive office

Office Held or Sought

Office title: State Representative
 County, city, district or agency of the office,
 name and number: Snohomish 44th District
 Position number: 1
 Term begins: 1/1/2006 ends: 12/31/2007

1

INCOME List each employer, or other source of income (pension, social security, legal judgment) from which you or a family
 member received \$1,500 or more during the period. (Report interest and dividends in Item 3 on reverse)

Show Self (S)
 Spouse (SP)
 Dependent (D)

S
 S
 S
 S
 SP
 SP

Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)
City of Seattle	Police Officer	D
Monroe School District	Football Coach	A
Seattle Security	Police Officer	A
Oaktrees Cinema	Police Officer	A
Monroe School District	School Teacher	D
Monroe School District	Basketball/Track Coach	B

Check Here ☐ if continued on attached sheet

2

REAL ESTATE List street address, assessor's parcel number, or legal description AND county for each parcel of Washington
 real estate with value of over \$7,500 in which you or a family member held a personal financial interest during
 the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)

Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser		Nature and Amount (Use Code) of Payment or Consideration Received		
14007 69 th Dr SE T-4, Snohomish WA 98296	E			Gain made from Sale C		
Property Purchased or Interest Acquired		Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount - (Use Code) Original Current	
8712 26 th PL NE, Everett, WA 98205	E	Wells Fargo	30year	None	E	E
All Other Property Entirely or Partially Owned						

Check here ☐ If continued on attached sheet

Check here ☐ if continued on attached sheet

CONTINUE ON NEXT PAGE

3

ASSETS / INVESTMENTS - INTEREST / DIVIDENDS

List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.

A. Name and address of each bank or financial institution in which you or a family member had an account over \$15,000 any time during the report period.	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
Fidelity Investments	Def. Comp.	C	C
B. Name and address of each insurance company where you or a family member had a policy with a cash or loan value over \$15,000 during the period.			
Hartford Life Insurance	Life Insurance	E	E
C. Name and address of each company, association, government agency, etc. in which you or a family member owned or had a financial interest worth over \$1,500. Include stocks, bonds, ownership, retirement plan, IRA, notes, and other intangible property.			
LEOFF II	Police Retirement	D	D

Check here ☐ if continued on attached sheet.

4

CREDITORS

List each creditor you or a family member owed \$1,500 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in item 2.

AMOUNT (USE CODE)

Creditor's Name and Address	Terms of Payment	Security Given	AMOUNT (USE CODE)	
			Original	Present
Best Buy	Same as Cash	None	B	B
American Honda	5Year	None	C	B
GMAC	5Year	None	C	C

Check here ☐ if continued on attached sheet.

5

All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.

Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.

- A. Were you, your spouse or dependents an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity at any time during the reporting period? No If yes, complete Supplement, Part A.
- B. Did you, your spouse or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? No If yes, complete Supplement, Part A.
- C. Did you, your spouse or dependents own a business at any time during the reporting period? No If yes, complete Supplement, Part A.
- D. Did you, your spouse or dependents prepare, promote or oppose state legislation, rules, rates or standards for current or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? No If yes, complete Supplement, Part B.
- E. Only for Persons Filing Annual Report. Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse and/or dependents to travel or to attend a seminar or other training? If yes to either or both questions, complete Supplement, Part C.

ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.

- ☐ I hold a state elected office or am an executive state officer. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.
- ☐ I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.

CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.

Signature [Signature] Date 11/29/2005

Contact Telephone: (425) 275-1113

Email: mike.hope@seattle.gov (work)Email: hocom@u.washington.edu (Home)

PDC FORM

F-1

(11/00)

**PERSONAL FINANCIAL
AFFAIRS STATEMENT**

7814100461

PDC OFFICE USE

Refer to instruction manual for detailed assistance and examples

Deadlines: Incumbent elected and appointed officials – by April 15th.
Candidates and others – within two weeks of becoming a
candidate or being newly appointed to a position.

*DOLLAR
CODE

AMOUNT

A ————— \$1 to \$2,999

B ————— \$3,000 to \$14,999

C ————— \$15,000 to \$29,999

D ————— \$30,000 to \$74,999

E ————— \$75,000 or more

Last Name HOPE	First Name MICHAEL	M.I. S	Names of immediate family members. If there is no reportable information to disclose for the dependent children, or other dependents living in your household, do not identify them. Do identify your spouse. See F-1 manual for details.
Mailing Address (Use PO Box or Work Address) 700 5TH AVE STE 4200			SP SARAI A HOPE D
City SEATTLE	County KING	Zip 981045020	D D
Filing Status (Check only one box.) <input type="checkbox"/> An elected or state appointed official filing annual report. <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input checked="" type="checkbox"/> Candidate running in an election: month NOVEMBER year 2004 <input type="checkbox"/> Newly appointed to an elective office. <input type="checkbox"/> Newly appointed to a state appointive office.			Office Held or Sought Office title: STATE REPRESENTATIVE County, city, district or agency of the office, name and number: LEG DISTRICT 44 - HOUSE Position number: 1 Term begins: 01-01-2005 ends: 12-31-2006

1 INCOME

List each employer, or other source of income (pension, social security, legal judgment) from which you or a family member received \$1,500 or more during the period. (Report interest and dividends in Item 3 on reverse)

*Use codes above for amount.

Individual	Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount*
<input checked="" type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent	CITY OF SEATTLE, 700 5 AV SEATTLE WA 98104	POLICE OFFICER	D
<input checked="" type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent	LOEWS THEATER CORP, 711 FIFTH AV, NEW YORK, NY 10022	POLICE OFFICER	B
<input checked="" type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent	SEATTLE SECURITY INC., 3257 16 AV W SEATTLE WA 98119	POLICE OFFICER	B
<input checked="" type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent	DLARK INC., 1122 MADISON SEATTLE WA 98104	POLICE OFFICER	A
<input type="checkbox"/> Self <input checked="" type="checkbox"/> Spouse <input type="checkbox"/> Dependent	MONROE SD #103, 200 E. FREEMONT ST, MONROE WA 98272	BASKETBALL COACH	A
<input type="checkbox"/> Self <input checked="" type="checkbox"/> Spouse <input type="checkbox"/> Dependent	COAST BELLEVUE HOTEL, 625 116TH AV NE BELLEVUE WA 98004	SERVER	B
<input type="checkbox"/> Self <input checked="" type="checkbox"/> Spouse <input type="checkbox"/> Dependent	SEES CANDIES, INC. 210 ELCAMINO REAL S, SAN FRANCISCO CA	SALES	A
<input type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent			
<input type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent			
<input type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent			
<input type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent			
<input type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent			

CONTINUED ON NEXT PAGE

* Use Amount Codes From Top of Page

2 REAL ESTATE

List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$7,500 in which you or a family member held a personal financial interest during the reporting period.
 *Use amount codes from page 1 for amount fields. (Show partnership, company, etc. real estate on F-1 supplement form.)

Property Sold or Interest Divested	Assessed Value*	Name and Address of Purchaser	Nature of Payment	Amount* or Consideration Received*

Property Purchased or Interest Acquired	Assessed Value*	Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount*	
					Original	Current
14007 69TH DR SE T4, SNOHOMISH WA	E	WELLS FARGO HOME MORTGAGE	30 YEAR @4.25	MORTGAGE	E	E

All Other Property Entirely or Partially Owned	Assessed Value*	Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount*	
					Original	Current

CONTINUED ON NEXT PAGE

* Use Amount Codes From Page 1

***Use amount codes from page 1 for amount and value fields.**

[illegible][illegible]

* Use Amount Codes From Page 1

List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.
*Use amount codes from page 1 for amount and value fields.

[illegible]

* Use Amount Codes From Page 1

4 CREDITORS

List each creditor you or a family member owed \$1,500 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.
 *Use amount codes from page 1 for amount and value fields.

Creditor's Name and Address	Terms of Payment	Security Given	Amount*	
			Original	Present
GREAT LAKES HIGHER EDUCATION SERVICING CORP.	4 YEARS @ 3.7%	STUDENT LOAN	C	B
GMAC FINANCE	2.5 YEARS 10%	AUTO LOAN	C	B
HONDA FINANCE	5 YEARS AT 1.9%	AUTO LOAN	C	C

5

All filers answer questions A - D below. If the answer is Yes to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filling your initial report, no F-1 Supplement is required.

Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these office holders unless all answers to the questions A - E are NO.

- A Were you, your spouse or dependents an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity at any time during the reporting period? ☒ No ☐ Yes, complete Supplement, Part A
- B Did you, your spouse or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? ☒ No ☐ Yes, complete Supplement, Part A
- C Did you, your spouse or dependents own a business at any time during the reporting period? ☒ No ☐ Yes, complete Supplement, Part A
- D Did you, your spouse, or dependents prepare, promote or oppose state legislation, rules, rates or standards for current or deferred compensation (other than pay for a currently held political office) at any time during the reporting period? ☒ No ☐ Yes, complete Supplement, Part B
- E Only for Persons Filing Annual Report. Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year:
- 1) Did you, your spouse or dependent (or any combination thereof) accept a gift of food or beverages costing more than \$50 per occasion? ☒ No ☐ Yes
- 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse and/or dependents to travel or to attend a seminar or other training? ☒ No ☐ Yes

If yes to either or both questions (E), complete Supplement, Part C.

ALL FILERS EXCEPT CANDIDATES. Check the appropriate box

- ☐ I hold a state elected office or am an executive state officer. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.
- ☐ I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.

CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge

MICHAEL S. HOPE 02-09-2004

Name Date
 Contact Phone 425-338-1449



Check out Channel 4, KOMO (ABC), tonight at 8 PM to learn more about HJR 4220 which will be on your November ballot. Michelle Esteban interviews Kim Renninger and me on the importance of passing this Amendment.

October 15, 2010 at 3:08pm



Re-Elect Mike Hope, 44th Legislative District-R

What a great day campaigning for HJR 4220, the Lakewood Police Memorial Act. I spent the day in Spokane doing television and radio interviews. Well worth the trip!

October 14, 2010 at 9:59pm

4 people like this.



Chris Prescott Mike, thank you so much for pushing this resolution! I hope that we can pass it next month as it is a great tool for Judges to be able to have. Kepp up the great work on this and all else you do!

October 14, 2010 at 10:23pm



Re-Elect Mike Hope, 44th Legislative District-R Thanks Chris. Thanks for posting it on your FB as well.

October 15, 2010 at 8:53am



Re-Elect Mike Hope, 44th Legislative District-R

Join the Mike Hope Re-Election Campaign this Sunday afternoon. We will be doing literature drops and sign waving.

Literature Drops (You place a brochure at each person's door in a given neighborhood)

Sign Waving

Sunday, October 10, 2010 1:00pm

Meeting Place: Albertson's parking lot-near the gas station (Corner of 35th Ave SE and 132nd Street SE) Mill Creek

October 6, 2010 at 9:12pm

2 people like this.



Re-Elect Mike Hope, 44th Legislative District-R

Pleased to see the Lakewood Police Memorial Act, HJR 4220, received the Spokesman Review Endorsement today! Reagan Dunn and I met with the Editorial Board last month. We continue our sweep of the newspapers across the state!



Editorial: Resolution's tighter reins on bail would serve public - Spokesman.com - Oct. 6, 2010
www.spokesman.com

This Halloween will be a grim one for the friends and loved ones of Timothy Brenton, the Seattle police officer who was shot to death on Oct. 31, 2009, in what has been described as an assassination. Within a month, four Lakewood police officers were gunned down in a Pierce County coffee shop, victi...

October 6, 2010 at 8:18am • Share

2 people like this.

Re-Elect Mike Hope, 44th Legislative District-R

Chat (1)

To Whom It May Concern:

We write today to request an immediate investigation into breaches of state campaign finance laws committed as a result of State Representative Mike Hope's role in the creation and sole administration of *100 Ideas for Washington's Future*.

Mr. Hope, (State Representative for the 44th District, announced candidate for Snohomish County Executive and Director of 100 Ideas Washington State), is violating state law in several areas. First, he is combining his own campaign for public office with the activities of 100 Ideas in a manner that constitutes illegally soliciting and accepting donations -- donations that support his campaign for public office during the legislative session freeze -- without regard for campaign finance limits and without disclosure. Second, Mr. Hope has not disclosed donors to 100 Ideas as is required by law of any grassroots lobbying campaign. [1]

Violation: "100 Ideas" a Shield for Illegal Campaign Activities

Across the country, politicians have attempted to create so-called "social welfare" nonprofit corporations in conjunction with campaigns for their own election to circumvent campaign finance limits. The nonprofit serves as an unregulated fundraising branch of the campaign, but the candidate, his official campaign, and the "social welfare" organization function as one entity.

Already, as is evidenced by the attached screenshots of the "Mike Hope for County Executive" Facebook page, Mr. Hope is using the activities of 100 Ideas, its resources, press releases and exposure to support his campaign for elective office. In this way, 100 Ideas is able to act as a Political Action Committee (PAC) in support of Mr. Hope's efforts to run for public office. Without action by the PDC, each dollar that is raised and spent by 100 Ideas will continue to be used to promote Mr. Hope -- the candidate -- without regard for Washington State campaign finance laws. [2]

Mr. Hope believes that his creation of 100 Ideas allows him to cleverly evade the statutory legislative freeze against fundraising, personally solicit and accept anonymous contributions from lobbyists and others, and due to his sole control, he has the ability to move the funds wherever he sees fit without reporting his activities. This includes funding promotional materials, press releases, a website, public meetings, a book and other materials to promote Mr. Hope while he is a candidate for public office. These are the expenditures that are evident - but Hope's lack of disclosure is likely covering up additional purchases

Hope is not the first to attempt to campaign as a non-profit "social welfare organization" as opposed to registering with the PDC as law requires -- political contributions from these sorts of groups has tripled nationwide since 2008.

Consider the dramatic, game-changing impact this practice will have on Washington State politics if left unchecked. A recent Campaign Finance Institute report outlined why the practice of shielding campaign activities with a self-styled non-profit is so advantageous, if illegal:

- *Hope's organization (and many of the those he modeled his after) can pose as a social welfare group, or simply sit on their funds, enjoying protected status until within 60 days*

out from the election, at which point Hope is allowed to pour his untraceable cash into advertising that supports a particular candidate (for instance: Rep. Mike Hope) as opposed to broader issues.

- *CFI found that a great majority of Hope's kind of 501c4 groups pop up in election years, claiming to support "issues". Yet the report states that a retrospective canvassing of the funding sources involved in diverting money to these efforts acknowledged that the intent is actually to influence "voters" with regard to targeted elections. [6]*

Non-profit status aside, Hope's actions amount to nothing more than a thinly veiled attempt to operate a campaign without public accountability. Presently, Hope is operating a secretive political organization that affords him the ability to walk up to a lobbyist prior to a vote and solicit, accept and even spend political contributions with no disclosure or oversight. He is using 100 Ideas to circumvent the legislative fundraising freeze; to shield and hold untraceable funds; and, using its resources to travel around the state promoting himself *while simultaneously running for public office.*

Either the PDC will recognize that Hope is violating the spirit and letter of the law, or Hope's 100 Ideas is just the first of many more "social welfare" organizations created in Olympia. We respectfully ask the Commission to consider this information with respect to Hope's group in particular – but also the practice in general.

Violation: Unreported Grass Roots Lobbying

Regardless of its status as a de facto PAC in support of his campaign, based on accounts of descriptions of 100 Ideas by Mr. Hope and statements on the 100 Ideas website, *the organization meets the definition of a grass roots lobbying campaign and should be required to disclose its donors in accordance with RCW 42.17.200.* Statement of facts as described in accounts by Representative Hope and on the 100 Ideas website (www.100ideaswa.org):

- 100 Ideas is a grassroots political corporation under the direction of Mr. Hope.
- Mr. Hope is the principal organizer of 100 Ideas and will serve as its primary administrative officer. [1]
- Lobbyist employers are included on the 100 Ideas Board. [3]
- The stated primary intent of the organization is to influence legislation and to "change Washington's mindset" by providing a "road map for policy makers" made up of legislative proposals.
- The proposals, in theory, are approved after being "evaluated by Mike Hope" in his capacity as the sole director of 100 Ideas.

Mr. Hope further states that 100 Ideas is actively soliciting and accepting political contributions, intends to hire a political fundraiser, and further will refuse to identify the organizations donors, despite clearly qualifying as a grassroots lobbying campaign:

Mr. Hope has stated that he "won't identify the donors because the law doesn't require a non-profit do so." [3][4]

As stated in RCW 42.17.200, in order to qualify as a grass roots lobbying campaign, 100 Ideas need only:

- A) Spend more than \$200 within a one-month period or \$500 over three months, and
- B) Present a program addressed to the public and intended primarily to influence legislation. 100 Ideas clearly meets both of these tests.

In an interview with the Everett Herald, Mr. Hope acknowledged having hired Lance Cargill and contracted with Cargill's webmaster to run www.100ideaswa.org on behalf of 100 Ideas. Mr. Hope's 100 Ideas is, as a result, a nearly exact replica of the website and format began by Cargill in Oklahoma in 2007 while he was a state house member. The purchase of the concept for 100 Ideas, and the employment of its webmaster, would clearly eclipse the \$200 and \$500 exemptions from reporting under 42.17.200.

Hope's 100 Ideas is without doubt designed to produce a "program addressed to the public." 100 Ideas intends to hold public forums both in person and on its website. The intent of the forums as expressed on the site: *Representative Hope and other leaders will travel across the state to change Washington's mindset to look ahead to the long-term future of our state. The proposals generated by this public process will be vetted and approved by Mr. Hope and the 100 Ideas Board. Select ideas, with approval by Mr. Hope, will then be promoted as a part of the 100 Ideas book and available via the entity's website.*

Finally, 100 Ideas is clearly "intended, designed, or calculated primarily to influence legislation." The stated mission of 100 Ideas is the creation of a book filled with proposals approved by Mr. Hope that "will serve as a road map for policy makers." Following the concept as it was implemented in Oklahoma, copies of this "road map" would then be distributed to each legislator and they would be encouraged to adopt its proposals.

Mr. Hope has failed to register 100 Ideas as a grass roots lobbying campaign with the Public Disclosure Commission as outlined in RCW 42.17.200.

Mr. Hope's response to this concern was reported in the Everett Herald on March 27: *No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him, he said.*

Mr. Hope asks that the public simply take on faith that the large checks he receives from lobbyists and those who employ lobbyists will not corrupt his actions. With all due respect to Mr. Hope, this statement reflects a naïve and callous attitude toward our State's ethics and campaign finance laws. Not only is his solicitation and acceptance of contributions illegal, his decision to keep secret those who have given money in support of 100 Ideas flies in the face of the openness that has long been expected of public officials in Washington State.

Considering the magnitude of the violations and the breach of public trust these actions represent, and Mr. Hope's admission of fundraising activities during the legislative session, we respectfully ask for an expedited and thorough investigation. Further detail is provided in the following pages.

Thank you very much for your attention to this important matter, and please do not hesitate to contact with additional questions or comments.

Respectfully,

List of Works Cited

[1] Secretary of State Registry: 100 Ideas Washington State, UBI 603098403, Active non-profit, filing date 3/25/11, Registered Agent: Mike Hope (home address), Governing Persons: Mike Hope, Director (home address)

[2] Facebook: Mike Hope for Executive (campaign page),
<http://www.facebook.com/#!/pages/Mike-Hope-for-County-Executive-R/165497536819840>
(screenshot attached as well, showing three consecutive posts linking directly to Hope's 100 Ideas site)

[3] 100 Ideas news release: <http://www.100ideaswa.org/home/about>,
<http://washingtonstatebusinesswire.com/?p=1196>

[4] Everett Herald, 27 March 2011, "Will the Ethics Card Work for Mike Hope?"
<http://www.heraldnet.com/article/20110327/NEWS01/703279903>

[5] RCW 42.17.200 defines a grass roots lobbying campaign as the following:

*Any person who has made expenditures, not reported by a registered lobbyist under RCW 42.17.170 or by a candidate or political committee under RCW 42.17.065 or 42.17.080, exceeding *five hundred dollars in the aggregate within any three-month period or exceeding *two hundred dollars in the aggregate within any one-month period in presenting a program addressed to the public, a substantial portion of which is intended, designed, or calculated primarily to influence legislation shall be required to register and report as a sponsor of a grass roots lobbying campaign.*

[6] Campaign Finance Institute Report: Soft Money Non Profits Triple Spending Since 2008
http://www.cfinst.org/Press/PReleases/09-02-25/Soft_Money_Political_Spending_by_Nonprofits_Tripled_In_2008.aspx

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100 IDEAS WASHINGTON STATE100 IDEAS WASHINGTON STATE

UBI Number 603098403
Category REG
Profit/Nonprofit Nonprofit
Active/Inactive Active
State of WA
Incorporation WA
WA Filing Date 03/25/2011
Expiration Date 03/31/2012
Inactive Date

Registered Agent Information

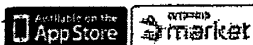
Agent Name Mike Hope
Address 8712 26th Pl NE
City LAKE STEVENS
State WA
ZIP 98258

Special Address Information

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100 IDEAS WASHINGTON STATE

UBI Number 603098403

Category REG

Profit/Nonprofit Nonprofit

Active/Inactive Active

State Of Incorporation WA

WA Filing Date 03/25/2011

Expiration Date 03/31/2012

Inactive Date

Registered Agent Information

Agent Name Mike Hope

Address 8712 26th PI NE

City LAKE STEVENS

State WA

ZIP 98258

Special Address Information

Address

City

State

Zip

Governing Persons

Title	Name	Address
Director	Hope, Mike	8712 26th PI NE Lake Stevens, WA

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Mike Hope for County Executive, (R)

Another nice article about our Advisory Board! Focusing on our Snohomish County Team!

County & State :: Lake Stevens Journal
www.lakestevensjournal.com

about an hour ago · Share



Jake Cline If you're so interested in what people have to say, then what's up with the censorship on this page? I posted a comment correcting some weird stuff being said by the former Sheriff further down the page and my comments were deleted. I thought you were all about listening to people and sharing ideas. I'll repost... I'm sure it was an accident.

13 minutes ago



Mike Hope for County Executive, (R)

A good article about 100 Ideas Advisory Board!



State Representative Mike Hope Announces Formation of 100 Ideas Advisory Board | Washington State Businesswire.com
washingtonstatebusinesswire.com

OLYMPIA | The 100 Ideas Initiative, a statewide, nonpartisan project launched last month to seek the best ideas for the future of Washington, today...

Yesterday at 2:31pm · Share



Mike Hope for County Executive, (R)

The American Idol of Ideas!! We will soon start hosting IdeaRaisers across the State. Be some of the first to submit your ideas to make the book. Visit the www.100IdeasWA.org and submit your idea.



100 Ideas!
www.100IdeasWA.org

(3)



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State Representative Mike Hope Announces Formation of 100 Ideas Advisory Board

April 6, 2011 | Filed under: [Business News](#), [Government](#), [Legislative](#)



OLYMPIA The 100 Ideas Initiative, a statewide, nonpartisan project launched last month to seek the best ideas for the future of Washington, today announced the formation of an advisory board to help evaluate ideas submitted by the people of the state.

We are honored to have such a talented and diverse group of leaders join our leadership team. Our advisory board members are some of Washington's best and brightest leaders from various professions, backgrounds, and various areas of our State," said Rep. Mike Hope (R-Lake Stevens), the 100 Ideas Initiative's founder.

Each of these leaders has a passion for the future of our state, and they are ready to see innovative, new ideas emerge from the 100 Ideas program. We are excited to have their participation in the idea gathering and selection process over the course of this year," Hope said.

Members of the board include:

Representative Mike Hope, Washington State Representative 44th District

Representative Chris Hurst, Washington State Representative 31st District

Reagan Dunn, King County Councilmember

Representative Kevin Parker, Washington State Representative 6th District

Shelly O'Quinn, Director of workforce and education, ~~Greater~~Spokane Incorporated

Hunter Graham Goodman, Assistant Attorney General, Washington State Attorney General's Office

Kenyon Chan, University of Washington, Bothell Chancellor

Janice Green, President, NAACP Snohomish County Branch

JJ Frank, Director of Minority Achievers Program, YMCA of Snohomish County

<http://washingtonstatebusinesswire.com/?p=1196>

4/7/2011

State Representative Mike Hope Announces Formation of 100 Ideas Advisory Board | Wa... Page 2 of 5

Shannon Affholter, Everett City Council President

Mark Lamb, Mayor of Bothell

Dr. Bruce Kochis, University of Washington Bothell

Jon Nehring, Mayor, City of Marysville

Rich Hadley, President and CEO of Greater Spokane Incorporated

Ray Stephanson, Mayor of Everett

Gordon Cole, Small Business Owner

Ed Eisseman, Orthopedic Surgeon

Suzi Wright, Education Advocate

Lisa Schmidt, Owner, MarketingMatters, Inc

Kirke Sievers, Snohomish County Treasurer

Dave Gossett, Snohomish County Councilmember

Larry Worden, Executive Board, Washington Council of Council of Police and Sheriffs

I am thrilled to have these outstanding citizens helping us find the best ideas as we seek citizen input from across the state," said Hope.

Next month, the 100 Ideas Initiative will launch a series of Idearaisers across the state soliciting ideas from citizens. Later this year, the advisory board will help review the ideas to select the best 100, to be published in a book.

Advisory board members praised Hope for launching the 100 Ideas Initiative and expressed confidence that many good ideas will emerge from the program.

Chris Hurst, a Democrat colleague of Hope's in the state House of Representatives said, "Having our citizen's across the state brain storming ideas and solutions is exactly what we need to help move our state forward"

Kerion Chan, the UW Bothell Chancellor, said "As chancellor of one of our region's most innovative, diverse and fastest growing universities, I see adults, both young and old, who want to make an impact on their own lives and on their communities. And dialogue is an essential element to how this all works. The citizenry must be actively engaged with its leaders if it is to thrive and grow."

Janice R. Greene, the NAACP President of Snohomish County Branch, said President, NAACP Snohomish County Branch, said "I am looking forward to this opportunity to participate in '100 Ideas Initiative.' I'm particularly pleased that this is a bipartisan effort that reaches out to all communities in Washington State."

Kevin Parker, a Republican colleague of Hope's in the state House of Representatives, said "The best ideas almost always come when politicians take time to listen to people in the community! Your ideas help the legislature to act in a more thoughtful and meaningful way."

Shannon Affholter, the Everett City Council President, said "To build a strong alliance it is important for leaders to reach out to others in a community."

Shelly O'Quinn, the Director of Workforce and Education for Spokane Greater Incorporated, said "I have had the opportunity to work with educators and employers in the Spokane region. I have learned each and every one of them has a unique perspective. Our state can improve by hearing these perspectives."

Larry Worden, Executive Board member of the Washington Council of Police and Sheriffs, said "It was the ideas of individuals that created the great state of Washington and it's constitution. What we have would not exist, except for those who spoke up for the betterment of all."

For more information about 100 Ideas, visit the 100 Ideas web site online at www.100ideaswa.org.



Tags: [100-ideas](#), [Advisory](#), [Lake-Stevens](#), [Rep-Mike-Hope](#), [state-of-washington](#)

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4/7/2011

HeraldNet
Everett, Washington

Published: Sunday, March 27, 2011

(4)

Will the ethics card work for Rep. Hope?

By Jerry Cornfield, Herald Writer

It's been an interesting week for Mike Hope, one filled with events revealing how far he's evolved toward becoming a political leader and how quickly he can regress into a run-of-the-mill politician.

On Wednesday, the Republican state representative from Lake Stevens set off on a journey to gather the best 100 ideas for improving Washington from ordinary folks in every corner of the state. He plans to publish them in a book — for which he's now accepting orders — and give it to state lawmakers next year.

On Thursday, Hope found himself defending, again, how he could wear his Seattle police uniform in materials for his 2011 campaign for Snohomish County executive. A Seattle man filed complaints the day before with the state Public Disclosure Commission and the police department contending it violates a law barring use of public resources in campaigns.

Hope faced this allegation in three previous campaigns and was exonerated by the state agency each time. Part of the reason, he said, is he bought the uniform and the photos were not taken on company time.

Since this has come up three times before, Hope shouldn't have been surprised that he had to offer his answer yet again as he gears up a campaign against Snohomish County Executive Aaron Reardon.

Yet Friday he reacted with unusual anger at having to do so.

Sitting on a couch just off the floor of the House, he alleged that "someone in the Seattle Police Department" leaked the information to aid political enemies trying to divert attention away from blunders by Reardon, which will be part of the campaign. It wasn't going to work, he said, because Reardon is an "ethical disaster" and because of "my strength, which is my ethics."

Indeed, ethics is going to be the buzzword of Hope's campaign. He'll be talking a lot about a career in public service, in and out of uniform, unsullied by controversy.

Reardon is vulnerable to such a strategy. He can't escape the stinging headlines of controversies involving his appointees. After two terms in office, there is a bloc of voters fatigued with his leadership and willing to choose any alternative on the ballot.

Hope could overlay the cleanliness card.

Voters may find he doth protest too much about the motives of those who question his wearing a uniform in campaign materials. Patience is an important political virtue and his impatience with questions spurs suspicion. If he even gets a slight slap on the wrist from his bosses, it will become a bigger deal as a result.

And there's a bit of murkiness surrounding this new initiative he's undertaking.

He's working off the playbook used in 2006 by a former Oklahoma state lawmaker, Republican Lance Cargill. The effort helped broaden Cargill's political appeal statewide and that paid off when he was chosen Oklahoma's House Speaker in 2007.

Earlier this year the two met and Cargill sold Hope on trying it out for himself.

Hope returned the favor by hiring Cargill as an adviser and contracted with Cargill's web master for the Oklahoma effort to run www.100ideaswa.org, the portal for Washington residents to submit suggestions.

<http://www.heraldnet.com/apps/pbcs.dll/article?AID=/20110327/news01/703279903/-1/rss0...> 4/7/2011

Hope apparently paid enough to not only imitate Cargill's steps but also use his words. In his prepared comments and press releases issued Wednesday, Hope included material without attribution from a 2007 speech by Cargill and from the web site used to gather Oklahomans' ideas, www.100ideasok.us.

Such actions invite head-shaking on whether Hope might be rushing into this endeavor for the less-than-altruistic reason of furthering his political career.

If that's the case, his alliance with Cargill is going to smudge Hope's self-portrait as the man with better ethics in the campaign.

Cargill's political career rose rapidly then took a turn for the exit in 2008.

That year he resigned as speaker amid revelations that more than once he didn't pay property taxes or state and federal income taxes on time. Also in 2008, the state ethics commission publicly reprimanded him for improperly redirecting campaign contributions from one party committee to another without donors' permission.

Now he's the one guiding Hope through the process. So far, Hope has formed a non-profit to conduct this initiative and intends to hire a professional fundraiser who worked for U.S. Rep. Dave Reichert, R-Wash., to bring in enough money for operations.

For now, Hope's collecting the cash and said he had received about \$6,000 as of Friday. He won't identify the donors because the law doesn't require a non-profit do so.

No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him, he said.

That's sure to make people wonder how far Hope has come in his political evolution — and to look forward to seeing what happens next week.

Political reporter Jerry Cornfield's blog, The Petri Dish, is at www.heraldnet.com. Contact him at 360-352-8623 or jcornfield@heraldnet.com.

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(6)

active groups ought to be subject to contribution limits. According to the Internal Revenue Code, Section 527 political organizations have the "primary function" of influencing elections and appointments to public office. Section 501(c) (4), (5) and (6) nonprofits may pursue the same objectives as long as this is not their "primary" (e.g. 50 %+) activity. None of these various soft money groups have been found to meet the FEC's thresholds for regulation as PACs (especially making \$1,000 in "express advocacy" expenditures and having "the major purpose" of influencing federal elections). Yet we judge that most soft money spending by 501(c) s and 527s is by organizations containing commonly managed PACs or receiving their principal financing from such groups.

Consequently, under the current campaign finance regime, a 501(c) corporation or union is legally confined to gathering only limited individual contributions for its "connected" PAC in order to prevent corruption or the appearance of corruption of elected officials. These funds can be used, among other things, to make contributions to candidates and expressly advocate their election. The same corporation or union is allowed to channel additional, unlimited treasury and donor funds through 527s and 501cs to support candidates in other ways -- such as financing TV and radio ads and on-the-ground "voter education" about the wrongness of their opponents' positions.

Similarly, we found that individuals who donate without limit to 527s (and the few such donors to 501(c) s that have been disclosed) also make large, legally limited contributions to candidates, parties and PACs.

The close integration of the soft and hard money systems raises the question of whether the former undermines the anti-corruption effects of the latter.

The 501(c) s

As Table 1 shows, we were able to document \$196 million in estimated 501(c) group soft money campaign spending in the 2008 federal elections. We have little doubt that the real figure is in excess of \$200 million. We lack credible estimates for spending by at least three groups reported to have conducted multimillion dollar campaigns: Committee to Defend America, Americans United for Change and National Right to Life Committee.² Furthermore, even 501 (c) spending that is subject to FEC reporting requirements does not include expenses for administration, fundraising, and polling.

Election Activities and Political Purposes

Under FEC regulations, certain 501(c) s can use unlimited contributions for three main kinds of campaign spending:

(1) 501(c) (4) "ideological" corporations -- those which do not take corporate or union money, have no shareholders and do not receive business income -- may make "express advocacy" appeals to the general public to vote for or against candidates, so long as this does not constitute "their major purpose"

(2) 501 (c) (4), (5) and (6) organizations may make certain TV and radio, "electioneering communications" that name candidates and are distributed in the relevant constituency 60 days before a general election or 30 days before a primary one as long as they are not the "functional equivalent of express advocacy."

(3) These groups are free to make an even broader class of similar communications to TV and radio voters outside of the above "window" periods, distribute other non-express advocacy messages concerning candidates via newspaper and Internet ads, direct mail, email, telephone and canvassing, and pay for related polling and market research with regard to categories (2) and (3), representatives of 501(c) groups often state that they are simply promoting "issues" during elections when Americans naturally pay more attention to policy. Yet those responsible for most of the spending candidly acknowledge that they are also attempting to educate, motivate and influence "voters" in "key elections." For example, in a post-election public forum, Freedom's Watch's Vice-President for Communications, Ed Patru, discussed four representative group ads. Regarding an ad attacking Oregon Senate Democratic candidate Jeff Merkley's support for "higher taxes," he explained,

We found from our polling that because Gordon Smith, the Republican, was tying himself so closely to Obama, it was turning off a lot of conservatives, Republicans, specifically males. And so, the purpose of this ad was designed to make inroads, or win back sort of those conservatives, independent males, particularly young males.

Patru made similar points for the other ads, such as one criticizing a Democratic congressional candidate in Nevada: "...We wanted to accomplish two things; one to drive home the point that Dina Titus is synonymous with tax hikes; and two, we wanted to make it memorable, so that when people -- so after the ad came down -- people remembered Dina Titus and tax hikes."³

Tom Donohue, President of the Chamber of Commerce of the U.S. -- the biggest 501(c) in the 2008 election -- "said the Chamber is focusing on key Senate races to ensure Democrats do not have a filibuster-proof majority."⁴ "We certainly are engaging very much in congressional races," added another Chamber official. The Coalition for a Democratic Workplace -- a coalition of 501 (c) (6) business groups opposed to a "card check" bill aimed at facilitating labor union organizing -- noted on its website that its TV ads were directed at "swing voters" and aired "during key primaries."⁵ Richard Berman, head of another important anti-card check group, Employee Freedom Action Committee, observed, "Our strategy is simple. I'm trying to make this a defining issue for voters in their particular races."⁶ On the other side of the issue, a spokesperson for American Rights at Work said its ads were designed to "combat" those of the above organizations which were aimed at "defeating Democrats."⁸

Other groups offered similar campaign rationales. The liberal organization Health Care

for America Now announced that it was focusing on seven, competitive Congressional districts (including one Senate race) to "make sure voters really understand the importance of quality health care for all and the issues at stake in these elections."⁹ Its ad, "We're very proud of these ads, and we're confident they are going to make sure people know which side those running for office in these places are on."¹⁰ Outlining its environmental "voter education" effort, which appears to have been undertaken by both its 527 and its 501(c)(4), the Sierra Club emphasized its "independent direct contact program that's reached tens of thousands of targeted swing voters in key battleground states."¹¹ The head of the National Rifle Association's 501(c) political operations stated, "We intend to find, educate, register, and turn out tens of millions of gun owners to vote this year."¹² And the anti-abortion Susan B. Anthony List referred to its "voter education and mobilization campaign" entitled, "When Women Vote, Pro-Life Candidates Win."¹³

Independent Expenditures

Table 1 details \$26 million in Independent Expenditures by 501(c)(4) "ideological" corporations (The FEC calls them "qualified nonprofit corporations.")

Close to half of this spending was by liberal "pro-choice" and environmental groups, like Planned Parenthood Action Fund and League of Conservation Voters Inc., that have been using this vehicle for some time. The remainder was undertaken by more recently arrived set of actors pursuing more general "conservative" or "progressive" goals, groups with names such as "American Issues Project," "Let Freedom Ring," "Progressive Future Inc.," and "Advancing Wisconsin Inc." This form of campaign intervention has become increasingly attractive because it represents the only means by which soft money groups can run express advocacy ("vote for" or "vote against") ads right before elections. In addition, there is no requirement to disclose donors unless the donors specifically earmark funds for the ads (few do). This opportunity however is restricted to 501(c)(4) groups that can meet stringent criteria, particularly that of no corporate or union financing.

Electioneering Communications

Of the \$81 million in 501(c) group Electioneering Communications, \$55 million came from the top four spenders. Three of these groups were basically backed by business (U.S. Chamber of Commerce, America's Agenda: Health Care for Kids (see below), and Americans for Job Security), and the fourth (Freedom's Watch) was reported to have been financed mainly by billionaire tycoon Sheldon Adelson.¹³

Looking at representative 501(c) electioneering communications in the 2008 elections, we found that the overwhelming majority of TV or radio spots:

- Focused significantly on a candidate (challenger or incumbent);
- Aired in places with competitive races;
- Connected a candidate to an "issue, generally without reference to specific, pending legislative or executive action. (Moreover, no ads we could find referred to actions likely to occur before the election). Instead, ads highlighted the candidate's general policy stance, such as "raising taxes" or "working for better health care," or underlined the candidate's past votes or positions;
- The spots condemned or — infrequently — supported the candidate's position;
- Sometimes cast aspersions on the candidate's character said to be related to the "issue" — such as an alleged failure to pay taxes or subservience to special interest campaign contributors;
- Usually called upon the audience to contact the targeted candidate — at a quickly flashed phone number — to support the ad's point of view; and
- Were not part of a preceding series of communications by the sponsor on the issue.

Here are two representative examples:

- In the Minnesota Senate race, the U.S. Chamber of Commerce ran an ad that begins with light, old fashioned show business music and a photograph of former comedian and Democratic candidate Al Franken with duct tape over his mouth. As the tape is removed to reveal a crooked smile, the narrator comments, "High taxes hurt. But it seems like every time Al Franken opens his mouth he talks about raising taxes. This from a guy who was caught not paying his own taxes in 17 states." The narrator continues, "Maybe he shouldn't open his mouth" (the tape is restored) and concludes by urging viewers, "Tell Al Franken that high taxes aren't very funny, while Franken's phone number flashes by."¹⁴
- In the Presidential race, a Health Care for America Now ad featured a woman walking through a neighborhood of row houses and American flags. "I've never faced an enemy like cancer, but it's OK," she declares. Then she criticizes Republican candidate John McCain's health plan under which "20 million people could lose their insurance at work; I could be one of them...He wants me to fight cancer and the insurance companies? Fine, I'll take you both on." A narrator exhorts viewers to "ask Senator McCain which side he's on."¹⁵

In 2003, the Supreme Court had exactly these kinds of ad in mind when it upheld, in *McConnell v. FEC*, the Bipartisan Campaign Reform Act's (BCRA) prohibition of corporate and union financing of electioneering communications:

While the distinction between "issue" and express [i.e. "vote for" or "vote against"] advocacy seemed neat in theory, the two categories of advertisements proved

functionally identical. Both were used to advocate the election or defeat of clearly identified federal candidates... Little difference existed, for example, between an ad that urged viewers to "vote against Jane Doe" and one that condemned Jane Doe's record on a particular issue before exhorting viewers to "call Jane Doe and tell her what you think."¹⁶

However corporate or union financing of such "Jane Doe" ads is now permitted in the aftermath of the Court's 2007 decision in *Wisconsin Right to Life v. FEC* and particularly ensuing changes in FEC regulations. In his decisive opinion, Chief Justice John Roberts declared that to safeguard "liberty to discuss publicly and truthfully all matters of public concern without previous restraint or fear of subsequent punishment... account should find that an ad is the functional equivalent of express advocacy only if the ad is susceptible of no reasonable interpretation other than as an appeal to vote for or against a specific candidate."¹⁷ In exempting ads that did not meet this criterion from BCRA's prohibition, the opinion did not claim that such ads were not at least in part voting appeals, only that that was not their only reasonable interpretation.

What Roberts meant by "reasonable" was somewhat unclear, especially as a footnote in his opinion seemed to suggest that an ad condemning "Jane Doe's record," like that identified in the earlier case, might reasonably be interpreted as an appeal for or against a candidate, and therefore subject to the prohibition against corporate and union financing.¹⁸ In the end, it was the FEC's new rules to implement the *WRTL* decision that allowed 501(c) corporations to finance the "vote against Jane Doe" 2008 election ads described above.¹⁹

The FEC also decided not to require disclosure of donors to 501(c) corporations' and unions' permissible electioneering communications unless the donor specifically earmarked the money for the ad. Arguing that donors to nonprofit corporations did not necessarily support their electioneering communications, and that a disclosure requirement would be "burdensome," the Commission required no accounting of the sources of funds used for such ads.²⁰ The situation remains different for unincorporated groups such as 527 political organizations that make the exact same kinds of communications. These organizations must either reveal all their donors or establish a segregated fund to finance the ads and identify all its donations.

Only a few 501(c) electioneering communications in 2008 parted from the pattern described above. Not included in Table 1 are ads by AARP, ONE, and Environmental Defense Action Fund. The latter, for example, ran a TV ad in New Hampshire entitled, "Stand Up to Big Oil."²¹ It begins by explaining that "Big Oil" is using its "record profits to lobby Senator Judd Gregg to oppose the Bipartisan Climate Security Act." After detailing the virtues of the bill, it notes that Gregg supported it in 2003 and 2005. It concludes by urging viewers to "tell him to keep standing for New Hampshire's future by standing up to Big Oil." Unlike nearly all other electioneering communications, this one did not clearly condemn or praise the Senator who was portrayed as having voted correctly in the past, but under pressure to change his vote due to "Big Oil" lobbying. Gregg was also not facing an election until 2010. A further major difference was that the Climate Security Act was being considered by the Senate and was voted on within two weeks of these ads in New Hampshire, and Environmental Defense had demonstrated an ongoing commitment to the legislation in past public communications.

Other Communications (outside "the window" broadcasts and "ground war" efforts)

Our \$89 million figure for this category is "softer" than our data for other categories in Table 1 which were drawn from official disclosure reports. Still we present this as a relatively high confidence rounded estimate. It is based on group public statements, press reports of non-officially reported activities, CFI interviews with several leading group representatives, and comparisons with previous CFI reports on past 501(c) election expenditures. Of the \$89 million total, \$78 million was accounted for by six business or conservative-backed groups: U.S. Chamber of Commerce, Freedom's Watch, Employee Freedom Action Committee, National Rifle Association, and Coalition for a Democratic Workplace and Susan B. Anthony List.

The Partisan Divide

Breaking 501(c)'s campaign spending down by groups' partisan orientations, Republican-leaning groups spent \$142 million and Democratic ones \$54 million, a more than 2-1 Republican advantage.

501(c)'s Related PACs and Donors with PACs

Soft money organizations are often viewed as isolated, independent organizations. But that image is misleading. Of twenty-seven 501(c) that spent over \$1 million, twelve had PACs as separate but commonly managed components. About half of soft money spending was by groups with PACs (See Table 1). In addition, some major groups were largely financed by organizations with PACs. For example, America's Agenda: Health Care for Kids was entirely financed by PHARMA, the prescription drug industry trade association, which has a PAC as do its leading members. Although 501(c)s generally are not required to reveal their donors, the Coalition for a Democratic Workplace, American Rights at Work and Health Care for America Now have all been reported to have leading "members" that have PACs. There is little doubt that the majority of 501(c) soft money is spent by organizations that have PACs or receive most of their funds from organizations with PACs.

So a 501(c) corporation or union can establish a limited contributions/financially disclosed PAC which may, among other things, donate to candidates or expressly advocate their election. The same 501(c) can channel unlimited, undisclosed treasury donor funds to "electioneering communications," ground war communications in support of the same candidates and, in certain cases, independent express advocacy.

The 527s

Unlike 501(c) groups that are required to publicly disclose only certain expenditures and almost no donors, 527 political organizations fall under an extensive disclosure regime similar to that of PACs. Table 2 presents the details of contributions of \$213 million and expenditures of \$202 million by federal 527s in the 2007-08 election cycle.

As a point of comparison, federal 527s spent \$426 million in the 2004 cycle and \$143 million during the 2006 one. The 50% decline in expenditures since 2004 reflects both political circumstances and regulatory developments. Unusually potent fundraising of the Democratic Presidential candidate obliterated the kind of pro-Democratic 527 effort mounted by America Coming Together, the Media Fund and Moveon.org Voter Fund in the 2004 election. Also, both major presidential candidates presented themselves as reformers opposed to anything like the earlier 527 presidential wars. Influential regulatory changes included a moderate tightening of FEC restrictions affecting 527s (click here to view CFI's previous analysis) and a substantial loosening of constraints on 501(c) organizations as discussed above.

If 501(c)s undoubtedly spent somewhat more on federal elections than the \$196 million we documented, 527s spent somewhat less than the \$202 million above. CFI's designation "Federal 527s" generally refers to groups that were pretty thoroughly committed to influencing federal races. But it also encompasses a few groups, mainly labor unions, that were substantially involved in not only federal but also state and local campaigns. With these groups, it is also difficult to discern whether expenditures for state political parties or labor councils and affiliates in presidential or other "battleground states" are destined to affect federal or state elections. It is also noteworthy that one major 527, American Solutions for Winning the Future (\$23 million in expenditures), was led by a prospective presidential candidate -- Newt Gingrich -- who ultimately chose not to run. American Solutions' major expenditures -- half of which were on fundraising and airfare transportation -- appear to have dealt with issues and communications rather than partisan politics. The bottom line is that while 527s continue to be important, they probably spent less on federal elections than 501(c)s in 2008.

Election Activities and Political Purposes

With their primary mission of influencing elections (and appointments), 527s engaged in basically the same election activities as 501(c)s -- except for Independent Expenditures which can be conducted only by certain 501(c)(4)s.

On the Democratic side, groups like Patriot Majority, Alliance for a New America, Majority Action, American Leadership Project, and Campaign Money Watch ran candidate-centered TV and radio ads in competitive races while groups like America Votes, the Service Employees International Union and Change to Win conducted significant ground campaigns. In this latter arena, America Votes was the leading force. It coordinated over 40 groups that made more than 62 million voter "contacts" including door knocks, phone calls and especially a large mail program. It emphasizes that President Obama won 12 of 14 states in which it was active while Democrats picked up at least five Senate seats.

Republican-oriented 527s were mainly on the air, particularly RightChange.com, Club for Growth.net, and BornAliveTruth.

The Partisan Divide

Democratic-oriented groups spent \$143 million and Republican-oriented ones \$56 million. This was the mirror image, almost to the dollar, of 501(c) spending which favored Republicans.

527s' Related PACs and Donors with PACs

Most of the 527 soft money was spent by groups with affiliated PACs, as Table 2 indicates. The largest two Democratic 527s alone (Service Employees International Union Political Education and Action Fund and AFSCME Special Account) -- which supplied 30% of net 527 funds -- both had major PACs. Moreover, numerous major 527s, such as Change to Win Political Education, three different "Patriot Majority" groups, Majority Action, American Leadership Project, and Working for Working Americans received their contributions from labor unions with affiliated PACs.

As with 501(c)s, most 527 soft money was spent or channeled by groups that were integral parts of organizations dispensing hard money as well.

Contributions to 527s and 501(c)s

Table 3 presents 139 \$75,000 and up individual donors to 527s who contributed \$63 million. Just fourteen individuals who provided between \$1 million and \$5.5 million accounted for \$34 million of this total. For nearly all of the \$75,000 and over donors, 527 was part of a broader election strategy that included very substantial donations of "hard money" to candidates, parties and PACs. They donated an average of \$72,000 in hard money supplemented by an average of \$450,000 in soft money. Of the 139 donors, 17 also bundled hard money contributions for presidential candidates.

Only fragmentary official data is available on 501(c) donors. Table 4 presents information on 13 officially disclosed individual donors. They show a similar pattern of mixing hard and soft money. Two of these donors were also presidential bundlers.

Campaign Finance Stovepipes and The Real World of Politics

The campaign finance regime consists of three major stovepipes. Of these, the oldest and most visible is that of hard money featuring candidates, political parties and PACs under the supervision of the FEC. Then there are the soft money 527s, relatively recent arrivals slightly supervised by the IRS but filing some reports with the FEC. Finally, we have mainly new upstarts, 501(c)(4)s (5)s and (6)s whose political activities have hardly even been noticed by the IRS and who also occasionally file with the FEC. A

major theme of this report has been that these stovepipes obscure political reality and obstruct coherent thought about critical campaign finance issues.

Real world political actors see the world more clearly. An instructive example is provided by Catalyst, a three-year old limited liability corporation which produces a national database of approximately 230 million voting age Americans. This voter file integrates data on individual voting history with consumer information, helping campaigns define their target audiences and produce effective messages. Catalyst sells its data to "progressive" organizations in all the stovepipes. Its most recent client list includes the Obama campaign, the Democratic Congressional and Senate Campaign Committees, and a range of 501(c) and 527 groups found in Tables 1 and 2, (many of which have PACs or are funded by groups with PACs). Here are some of their tributes on Catalyst's website:

- "For Planned Parenthood and our Action Fund, Catalyst is proving to be an indispensable tool for targeting voters, supporters and even volunteers. Using Catalyst, we were able to build a national model of pro-choice women voters, then reach a million of these women in targeted states to help elect Barack Obama, make substantial gains in Congress..."
- "Over the past two years, Catalyst has become such an integral part of the way in which SEIU communicates with our members and the general public on politics that it is now truly indispensable. Catalyst's talented staff and enriched data have helped SEIU target the right voters in the right place at the right time when it really matters."
- "Catalyst is an invaluable resource that has helped us [The Sierra Club] better pinpoint the targeted universes we need to reach according to the specific theme and messaging of our programs."²²

Among Catalyst's "investors" are George Soros and other unidentified "partners" of "Democracy Alliance," a progressive "donors cooperative" which has continually recommended Catalyst for funding.²³ Soros certainly represents the type of both large hard and soft money contributors portrayed in Table 3. From one perspective, Catalyst might itself be considered a de facto nonprofit as well because it has operated at a loss for over three years.²⁴

In campaign finance as well as other areas, thinking in terms of the real world rather than stovepipes would help clarify the policy choices we have made and will confront in the future.²⁵

This report was written and researched by Steve Weissman and Suraj Szawal with data assistance by Brendan Glavin.

²⁴For an excellent discussion of the legal and policy issues relevant to this analysis, see Miriam Galston, "Campaign Speech and Contextual Analysis," *First Amendment Law Review* 100 (Fall 2007), pp. 1-25.

Endnotes

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<http://www.cfinst.org/press/PReleases.aspx?ReleaseID=218&Stephen%20Weissman%20and%20Kara%20Ryan,%20Soft%20Money%20in%20the%20Election%20and%20the%20Outlook%20for%202008%20The%20Changing%20Nonprofit%20Landscape,%20Campaign%20Finance%20Institute,%20April%2010,%202007,%20http://www.cfinst.org/press/PReleases.aspx?ReleaseID=132>. Our estimate of 501 (c) political spending omits intercommunication to group members which is essentially not subject to regulation by the FEC or IRS.

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24 Stephen R. Weissman and Kara D. Ryan, "Soft Money In the 2005 Election and the Outlook for 2008: The Changing Nonprofits Landscape," Campaign Finance Institute, April 10, 2007, <http://www.cfinst.org/pr/press.aspx?ReleaseID=132>.

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July 20, 2011

To Whom It May Concern:

We write today to alert the Public Disclosure Commission to deliberately false statements made by Mike Hope in his formal response to state investigators carrying out PDC investigation 12-001¹.

Documents obtained via public records requests show that contrary to Mr. Hope's claims, Mr. Hope did in fact use state resources, staff, and equipment to organize and operate 100 Ideas while at legislative facilities during work hours.

In his formal response to the Public Disclosure Commission, Mr. Hope goes to great length to assure the Commission that no public resources were used in the creation of his private political corporation 100 Ideas for Washington's Future. Specifically, Mr. Hope states:

*"100 Ideas WA is a statewide private, non partisan, non-profit organization run without the use of any state resources, staff or equipment."*²

*"I have not used any state persons, money or property for my private benefit or gain. No state resources have been used to organize or operate 100 Ideas WA... All work for 100 Ideas is done on private equipment, at locations away from legislative facilities and work times."*³

Attached, you will find verification that Mr. Hope was indeed using state resources in the form of taxpayer funded staff time, equipment and state facilities to organize, establish and operate 100 Ideas.

Specifically, we draw your attention to emails sent to and from Mr. Hope's legislative email account and emails sent to and from his legislative aide's legislative email account. These emails were sent via taxpayer funded email, by Mr. Hope and his taxpayer funded staff, while both Mr. Hope and his aide were working from state legislative facilities.

These records detail Mr. Hope and his aide organizing and operating 100 Ideas⁴, specifically detailing how the organization could conceal donors and avoid state contribution limits, arranging participants for a 100 Ideas press conference held on the capitol steps on March 23⁵, and collecting materials later posted to the 100 Ideas website.

We are also enclosing a July 12 email from Mr. Hope to the Advisory Board members of his organization⁶. In this email, obtained through public record request, Mr. Hope asks the board members

¹ Attached, and publicly available here: <http://www.scribd.com/doc/60074206/100-Ideas-Response>

² Page 1, first sentence of response

³ Page 2, under heading 'Use of State Resources'

⁴ See attached email 3/11/11 3:36 pm

⁵ See attached email 3/21/11 6:59 pm

⁶ See attached email, 7/12/11 10:01 pm

to ignore public disclosure requests, stating that the organizational structure of 100 Ideas protects it from disclosure requests.

Further, Hope states "I have never sought or accepted compensation from outside sources...or received private gain" while performing legislative duties, despite the fact that the attached records prove the opposite. Hope also quotes his PDC response¹, again stating that no public resources were used and that no 100 Idea activities took place at the legislature, during legislative time or using public resources. These statements are patently false.

These false statements by Mr. Hope are yet one more shameful example in his continuing disregard for state finance and ethics law, and his disrespect for the Public Disclosure Commission and the work it does on behalf of the people of Washington State.

We urge you to carefully scrutinize all of Mr. Hope's statements and penalize him accordingly. Please provide verification that you have received this email and that the information contained herein will be included in the record of PDC Investigation 12-001.

Thank you.

Evergreen Law Group
William Ferrell, Founding Partner

July 20, 2011

To Whom It May Concern:

We write today to alert the Legislative Ethics Board (LEB) to deliberately false statements made by Mike Hope in his formal response to state investigators carrying out PDC investigation 12-001. (Att. 1) It is likely that Mr. Hope has made the same false statements in response to questions raised by the Legislative Ethics Board.

Documents obtained in response to public records requests show that contrary to Mr. Hope's claims, Mr. Hope did in fact use state resources, staff, and equipment to organize and operate 100 Ideas while at legislative facilities during work hours. (Att. 2)

In his formal response to the Public Disclosure Commission, Mr. Hope goes to great length to assure the Commission that no public resources were used in the creation of his private political corporation 100 Ideas for Washington's Future. Specifically, Mr. Hope states:

"100 Ideas WA is a statewide private, non partisan, non-profit organization run without the use of any state resources, staff or equipment."

"I have not used any state persons, money or property for my private benefit or gain. No state resources have been used to organize or operate 100 Ideas WA... All work for 100 Ideas is done on private equipment, at locations away from legislative facilities and work times."

Records reveal these statements to be a deliberate attempt by Mr. Hope to deceive and mislead PDC investigators. We feel it is likely that the LEB was similarly misled.

Attached, you will find verification that Mr. Hope was indeed using state resources in the form of taxpayer funded staff time, equipment and state facilities to organize, establish and operate 100 Ideas.

Specifically, we draw your attention to emails sent to and from Mr. Hope's legislative email account and emails sent to and from his legislative aide's legislative email account. These emails were sent via taxpayer funded email, by Mr. Hope and his taxpayer funded staff, while both Mr. Hope and his aide were working from state legislative facilities.

These records detail Mr. Hope and his aide organizing and operating 100 Ideas, specifically detailing how the organization could conceal donors and avoid state contribution limits, arranging participants for a 100 Ideas press conference held on the capitol steps on March 23, and collecting materials later posted to the 100 Ideas website.

These false statements by Mr. Hope are yet one more shameful example in his continuing disregard for state finance and ethics laws, and his disrespect for those who enforce those laws behalf of the people of Washington State.

We urge you to carefully scrutinize all of Mr. Hope's statements, including those already made under oath or in sworn statements to the Legislative Ethics Board, and penalize him accordingly.

Please provide verification that you have received this email and that the information contained herein will be included in the record of your ongoing ethics investigation.

Thank you.

Evergreen Law Group
William Ferrell, Founding Partner

William T. Ferrell
203 E. 4th Avenue, Suite 204
Olympia, Washington 98501

Phone: 360-352-8004

Fax: 360-570-1006

July 25, 2011

Washington State Public Disclosure Commission
PO Box 40908
Olympia, WA 98504-0908

RE: Updated information about Mike Hope's false claims and attempted cover-up

Dear Sir/Ma'am,

We write today to alert you to the fact that Mike Hope has embarked on a deliberate campaign to prevent damaging evidence from coming to light by attempting to suppress the release of public records in addition to attempting to mislead investigators by providing false material statements.

As you know, the PDC began its formal investigation into the activities of Mike Hope in June of 2011. On July 11, Mr. Hope issued a formal written response in which he addressed questions raised by state investigators about his private political corporation 100 Ideas for Washington's Future. In that response, Mr. Hope repeatedly denied using any state resources, stating that "no state resources have been used to organize or operate 100 Ideas WA."

As we alerted you on Friday, records released under the Washington State Public Records Act clearly show that Mr. Hope did in fact use state resources to organize and operate 100 Ideas.

Mr. Hope was aware that public records could expose false statements he made in his formal response. As such, new records show he attempted to encourage government officials to withhold evidence of his false statements about the use of public resources.

Mr. Hope sent an email to his 100 Ideas Board Members on July 12, 2011, the day after his false statements to the PDC were published in the Seattle Weekly. The email, written to a dozen state and local leaders at their government issued emails instructed them to withhold any records they had relating to 100 Ideas.

In an email titled "100 Ideas WA Board Member: Please Read," Hope told the officials "do not feel the need to comply" with the public records requests issued for their official government records relating to 100 Ideas its representatives.

Hope goes on to claim that the public officials serving on his private board are “not subject to these type (sic) of ‘public information’ requests.”

Later in the same email, Hope reiterates his request. “Again, please do not respond or comply with these harassing emails,” said Hope, asking that the officials to “keep me updated on anything you receive.”

As a state representative and a law enforcement officer, Mr. Hope is aware that under state law, nearly all records created or received using government resources are open to public inspection. This includes emails sent to and from local officials at their government issued email addresses. As a result, some of the officials listed on Hope’s email have already gone against Hope’s pleas, complied with state law and released the records that expose his false statements made to the PDC.

The false statements made by Mr. Hope in his formal response were intended to mislead investigators about the true nature of 100 Ideas. His attempts to enlist others in an effort to suppress public documents shows clearly the lengths Mr. Hope was willing to go to shield his false statements. At minimum it is clear that Mr. Hope’s statements constitute making false or misleading statements to a public servant as defined by RCW 9A.76.175. As the PDC is a government agency conducting an official investigation, Mr. Hope’s materially false statements in his formal response may also constitute perjury in the first degree as defined by RCW 9A.72.020. Left unchecked, Mr. Hope’s false statements would undermine the credibility and effectiveness of the PDC by diminishing its investigative authority. As such, the PDC should pursue action against Mr. Hope for these false statements.

Mr. Hope is aware of the ramifications of his actions. Evidence shows that he is deliberately misleading government agencies and attempting to suppress material evidence that contradicts his statements. We request the PDC immediately subpoena all responsive documents relating to 100 Ideas. We further request the PDC take immediate and appropriate action against Mr. Hope for making false and misleading material statements in his formal response to the PDC during its investigation and for his attempts to prevent public documents from coming to light.

Thank you for your prompt attention to, and investigation of, this matter.

Sincerely,

William T. Ferrell

TIMELINE:

1. June, 2011: Formal PDC investigation opens.
2. July 11, 2011: Mr. Hope provides his formal response submitted to the PDC to a reporter from the Seattle Weekly. The response is posted publicly on the internet. The formal response contains repeated claims that no public resources were used to support, organize or operate 100 Ideas.
3. July 12, 2011: Mr. Hope, aware of the existence of public records that contradict his formal statement, instructs his board members to disregard lawful requests for public records about 100 Ideas.
4. July 22, 2011: Records obtained in response to a public records request are provided to the PDC showing that contrary to Mr. Hope's claims, Mr. Hope did in fact use state resources, staff, and equipment to organize and operate 100 Ideas while at legislative facilities during work hours. Specifically, the records reveal emails sent by Mr. Hope and his taxpayer funded aide,

Amy Hess

From: "Mike Hope" <mike@100ideaswa.org>
To: <hurst.christopher@leg.wa.gov>; <janice.r.greene@boeing.com>;
<reagan.dunn@kingcounty.gov>; <kevincharlesparker@gmail.com>;
<saffholter@ci.everett.wa.us>; <mark.lamb@ci.bothell.wa.us>;
<dave.gossett@co.snohomish.wa.us>; <kirke.sievers@co.snohomish.wa.us>; "Jon Nehring"
<jnehring@marysvillewa.gov>; <kschan@uwb.edu>; <shelly.oquinn@gmail.com>;
<HunterG@atg.wa.gov>
Sent: Tuesday, July 12, 2011 10:01 PM
Subject: 100 Ideas WA Board Member: Please Read

Dear Honorable members of the board of 100 Ideas WA,

First off, let me say thank you for being on the board for 100 Ideas WA, I appreciate your service and input. As a state legislator, I sincerely believe that the best ideas for government come from the citizens and I started 100 Ideas WA to both solicit and initiate those ideas. Thank you for being a part of this great organization.

Due to the fact that I am also running for Snohomish County Executive in 2011, I have a larger target on my head than usual. Being involved in both law enforcement and public service, I understand the risk and cost of being a public servant.

Unfortunately, my opponent has decided to engage in the politics of personal destruction that many in our communities have grown so tired of. This has recently manifested itself in the form of multiple frivolous "public records" requests that are used as a tool of harassment by my opponent.

Let me be clear, 100 Ideas WA is in compliance with WA State law, it has been vetted by non-partisan legal counsel and continues to operate in accordance with the rules and regulations that govern non-profits both locally and federally.

The person or group who are sending these emails requesting information about 100 Ideas WA are pretending to be a government agency. The person sending this email is not a government official and their request is neither official or legally binding.

Please do not feel the need to comply with any email or communication from any groups or individuals that are requesting your personal emails regarding 100 Ideas WA. As a non-profit entity, 100 Ideas WA

07/13/2011

is not subject to these type of "public information" requests and I will not put my board at risk for future harassment due to these nasty politics.

Below I have copied an official legal response to the claims that are being made against us. Frivolous "public information" requests and complaints are nothing new in the political world, however, this time my opponent is requesting information about a private, non-profit organization that is not connected with my campaign in any way, shape or form.

Again, please do not respond or comply with these harassing emails, ignore the requests for private emails and feel free to keep me updated on anything you receive.

If you have any questions, do not hesitate to contact me at mike@100ideaswa.org and I will be happy to answer any and all questions.

1. Conflict of Interest for Private Gain:

100 Ideas WA is a statewide private, non-partisan, non-profit organization run without the use of any state resources, staff or equipment. Much like the Rotary, Lions, Kiwanis, and other civic groups, the purpose of 100 Ideas Washington is to bring people together around the concepts of relief of the poor and the distressed and the underprivileged; advancement of religion; advancement of education or science, lessening the burdens of government; lessening neighborhood tensions; eliminate prejudice and discrimination; defending human and civil rights secured by law; and combating community deterioration. 100 Ideas WA does not attempt to influence specific legislation per se as a substantial part of its activities and it may not participate in any campaign activity for or against candidates.

The ethics act does not prevent legislators from serving in leadership roles in such organizations. 100 Ideas WA has an oversight Board of directors comprised of legislators, local office holders and citizens from across the state. I serve in the capacity of Executive Director. I receive no salary or compensation for this activity. I have not sought or accepted compensation from outside sources for performing any official legislative duty. I have not received any private gain from these activities as contemplated by RCW 42.52.160.

The complainant alleges that our campaign for County Executive and 100 Ideas WA function as one entity and that is simply false and without warrant. No funds from 100 Ideas were ever used to benefit the Mike Hope Campaign for County Executive. The two have separate checking accounts

07/13/2011

and all the funds for 100 Ideas, donors and expenditures are enclosed. To date the 100 Ideas WA program has raised \$5,000 and spent \$4,750. It is clear that a Non-Profit organization does not according to state law have to disclose its financial affairs to the public; however, I have attached ALL banking records for 100 Ideas WA to put to rest Mr. Ferrell's concerns. As you can see the funds were used to 1/purchase a website and 2/to create a short video. I have attached the link below can show both the website and the one PSA video. The video was made in compliance of the PSA Act of 2010. In addition, I do not star in the PSA nor am I mentioned. 100 Ideas WA also has not publically broadcasted the video.

Furthermore, 100 Ideas WA is not for or against state issues or initiative. The organization has not weighed in favor of any candidate, referendum, initiative or opposed/supported any broader issue.

2. Gifts and Solicitation and campaign donations outside of the Legislative Freeze:

Donations to a private non-profit organization are not considered gifts or campaign contributions regulated by the ethics act or according to Washington State PDC law. Donations to 100 Ideas WA are not within the scope of the gift limits imposed by RCW 42.52.150 because they were not given to me and are not related to the performance of any official duty. In compliance with RCW 42.52.140 I have neither sought nor accepted monetary support for 100 Ideas from lobbyist. This should clearly demonstrate to the complainant that his allegations are false.

3. Use of State Resources:

I have not used any state persons, money or property for my private benefit or gain. No state resources have been used to organize or operate 100 Ideas WA. Use of my title as a State Legislator has been determined in Advisory Opinion 1996-11 by the Ethics Board to be permissible. "Since legislators are free to use their title regardless of whether they are using public resources, it is quite conceivable that a speech could be offered in an "official role" without any use of state resources." (A) 1998-04). All work for 100 Ideas is done on private equipment, at locations away from legislative facilities and work times.

4. Unreported Grass Roots Lobbying:

100 Ideas WA is not a grass roots lobby group, but rather a nonprofit organization geared more toward a think tank. It is not the purpose to lobby for specific legislation, push certain causes and therefore is not required to disclose the donors in accordance with RCW 42.17.200. However, the information is provided as mentioned above. 100 Ideas also has never hired a fundraiser for the nonprofit; however, would not be disqualified from doing so according to state law.

Sincerely,

07/13/2011

Mike Hope

Founder of 100 Ideas Washington

07/13/2011



BY EMAIL

September 9, 2011

Stephen K. Hulten
Kevin.hulten@gmail.com

RE: Mill Creek Police Department Public Records Request

Dear Mr. Hulten:

Per the *Public Records Act*, we hereby acknowledge your September 6, 2011 request for the police report associated with a March 20, 2000 incident involving Mike Hope as well as other documentation pertaining to how this incident was communicated to Seattle Police Department.

Per your request we are responding with the case report first and will continue to review our records to determine if there are additional records which are responsive.

Upon review of the pertinent sections of the *Public Records Act* and other disclosure statutes, we are making available to you a copy of Mill Creek Police Department Case number 20000302. Social security and driver's license numbers have been redacted from the enclosed documents to reduce the risk of identity theft and to protect the privacy of the individual per *RCWs 42.56.230(6) and 42.56.240(1)*.

If you have any questions or would like to discuss this matter with me, please contact me at the number provided below.

Sincerely,
MILL CREEK POLICE DEPARTMENT

A handwritten signature in black ink, appearing to read "J. Fanning".

Joanna Fanning
Records Technician
(425) 921-5776

Enclosure: Case number 20000302

To: Chief Skagen
Sgt. K. Neaville
From: Officer M. HARRIS #120
Date: Monday, March 20, 2000
Subject: Incident involving Seattle Police Officer Michael Hope.

Sgt. Neaville

Attached you will find an official complaint that I wish to file with you and Chief Skagen. I do not file this complaint lightly as it involves a fellow off duty Seattle police officer. I feel that his actions during a traffic stop involving Officer M. Reidt have crossed the line in regards to his status as a police officer. I have attached a memo in regards to my contact with this officer.

Officer Reidt will also be filling out a memo in regards to this incident. I do want to mention that Officer HOPE told Officer Reidt that he had better not expect a back if he is in Seattle or that if Officer Reidt's wife comes to Seattle and needs help, she may not get any. (See Officer Reidt's Memo on this)

The only reason that I am mentioning this part is that my family and I do live in Seattle. If I am the recipient of any undue extra special attention I will be greatly upset. I do not feel that this will happen, but I wanted to bring it to you and the chief's attention if in case this were to happen.

Again am not happy with having to file this complaint as in my 19 years involved in law enforcement from military, federal, and civilian service I have never felt compelled to file a complaint on a fellow officer, but officer Hope's actions went well beyond officer professionalism and conduct.

Very respectfully,

Officer Michael R. Harris
Master Patrol Officer 120

To: Chief Skagen
Sgt. K. Neaville
From: Officer M. HARRIS #120
Date: Monday, March 20, 2000
Subject: Incident involving Seattle Police Officer Michael Hope.

Sgt. K. Neaville

On Monday, March 20, 2000 at 0210 hours Officer Reidt requested that I respond to the Police Department and pick up a PBT and bring it to his location. I responded to the Police Department, retrieved the PBT, then went to Officer Reidt's location. On arrival I observed that Officer Reidt had stopped a vehicle which was occupied by 3 subjects; a female driver and two males. One male was seated in the front seat and another seated behind the front seat passenger.

Officer Reidt approached the female driver and requested that she step out. I heard the front seat passenger request to talk to Officer Reidt. Officer Reidt advised him that he would have to wait. Officer Reidt took the female back to the front of his car and I positioned myself between Officer Reidt and the occupants of the vehicle.

As Officer Reidt started to talk to the driver, the front seat passenger rolled down the window and asked to talk to me. I told him that he would have to wait. He then stated, "I'm a police officer." I again advised him that he would have to wait. After Officer Reidt finished the PBT and placed the subject in cuffs, I walked up to the vehicle and asked the passenger for his Identification. The front seat passenger pulled out a Seattle police badge and showed it to me. I then asked to see his commission card. He pulled out his wallet and removed a Seattle commission card that identified him as Officer Mike Hope, a police officer with Seattle PD.

I then asked what he wanted. HOPE asked that as a courtesy we give his girlfriend a break and let her go, as they were only three blocks from home.

I then recognized HOPE as an officer that I had met before in the same circumstance. Officer Dawson had stopped a vehicle containing HOPE and the driver, who was a Seattle Fireman. This same fireman was seated in the back seat behind HOPE. Officer Dawson as a courtesy escorted both HOPE and the Seattle fireman home on the night of that stop. Officer Reidt also advised me that he had encountered Officer HOPE in the same circumstance once before where again Hope was the passenger of a driver that was intoxicated and requested officer discretion on letting his friend go.

I told HOPE that this is not the first time that this has happened with him and that he and his friends have received more than their fair share of breaks. HOPE then said that the last time the driver was a fireman. I advised HOPE that this was not my traffic stop. and that the driver has been placed under arrest. HOPE then stated that it was his girlfriend and that I could use my influence to have her released. I advised HOPE that was not possible. HOPE became agitated and stated that this was bullshit as all police officers

can give breaks. I again advised him that he and his friends have received more than their fair share of professional courtesy and I didn't like this public tirade about officer discretion.

HOPE again started to pop off about how officers give breaks all that time and that he himself gives breaks all the time to officers. I advised HOPE that I have been a police officer for 19 years and I am well aware of professional courtesy and what is entailed and that I was no longer going to discuss it with him. HOPE then said, "fuck you, you small town cop." I walked away.

Officer Reidt then approached the car and asked HOPE and the passenger if they had been drinking. Both said, "yes". Officer Reidt advised them that they would have to get out of the car and walk home. Again HOPE started cussing. I then told HOPE that I had had enough and asked to see his commission card. HOPE said, "It's not a commission card and I don't have to give it to you." I said that's fine but that he should expect that I would be calling the Seattle Police Department. HOPE said go ahead, nothing would happen.

HOPE and the rear seat passenger were told to exit the car. The rear seat passenger then leaned over the seat and started to reach for something. Officer Reidt and I told him to stop and exit the car. Both then exited the car and started to walk away.

HOPE started in to a tirade about "fucking small town cops" and that we were a bunch of assholes. He then told me to call the west precinct. I repeated what he stated and he went into another derogatory comment on my pronunciation of west precinct.

Officer Reidt and I then conducted a search of the vehicle incident to arrest. As I opened the passenger door I looked in and noticed that the ashtray that was opened contained a glass pipe commonly used for smoking marijuana. The pipe was retrieved. On inspecting the pipe I smelled the strong odor of marijuana. The pipe was situated between the driver and Officer Hope in plain view.

No further items of contraband were found.

I contacted the driver and asked her about the pot pipe that was found in her ashtray. She stated that it belonged to a female friend that had been in the car.

I then stood by for the tow truck. While standing by for the tow truck, I was advised by a Snohomish County Deputy that HOPE and the other male passenger were standing at the front door of the Police Department. As I drove by I noticed that HOPE was on the phone.

I parked the car and contacted Officer Reidt who advised me that he had just gotten off of the phone with HOPE and that he was still on a tirade about his girlfriend not being released.

Very respectfully,

Officer Michael R. Harris .
Master Patrol Officer 120

STATEMENT OF OFFICER REIDT:

On 03/20/00 at 0153 hours, I was parked and monitoring traffic in the 700 block of 164th St SE. I observed the vehicle travelling east bound at the location at a speed that appeared well over the posted 35-mph zone. A check with my radar unit the Stalker #3176 showed the vehicle was travelling 50 mph. I got behind the vehicle and it turned left onto north bound SR 527. I stopped the vehicle in the 16000 block of SR 527.

I approached the vehicle and contacted the driver, later identified as STEWART. There was a male passenger in the front seat, later identified as Michael Hope, who I recognized from a previous contact. There was a back seat passenger, later identified as Jason R. Elliot, who I also recognized. When the driver rolled down the window, I immediately detected a moderate odor of alcoholic beverages coming from the vehicle. I advised the driver of why I had stopped her and requested her documentation. STEWART produced her driver's license and a copy of the rental agreement for the vehicle. I asked STEWART how much she had to drink and she said that she hadn't had anything to drink. The front seat passenger, Hope, then said it was "us" that had been drinking and that he was a Seattle police officer. I then asked STEWART to step out of the vehicle and directed her to the rear of her vehicle. I then asked STEWART to blow into my hand and I could smell a moderate odor of alcoholic beverages on her breath. I then asked STEWART if she had anything to drink at all and she then told me that she had one drink earlier. I asked STEWART if she would be willing to submit to voluntary field sobriety tests and she agreed to. I turned off the over-head flashing lights of my vehicle. The area was lit by street lights and the headlights of my patrol car. I administered the following tests and noted the results.

I asked STEWART what the last level of education was that she had completed and she said that she had a bachelor's degree from college. STEWART said that she had no physical disabilities or impairments.

Test 1: Horizontal gaze nystagmus.

Result: STEWART's eyes did not track smoothly and there was nystagmus onset in both eyes prior to 45 degrees and at maximum deviation.

Test 2: Recite the alphabet A-Z.

Result: STEWART recited A-Z.

Test 3: Count backward from 67-54.

Result: STEWART counted backward 67-56, 57, 56, 55, 54.

Test 4: Stand with your feet together, arms at your sides, close your eyes and tilt your head back.

Result: STEWART swayed slightly side to side at 2-3 inch deviations from center.

Test 5: Walk 9 steps heel to toe in a straight line, turn around and walk 8 steps the other direction the same way, counting all steps out loud. I demonstrated walking in a heel-to-toe manner for STEWART.

Result: Several of the steps were not heel to toe.

I then requested Ofc. Harris bring a P.B.T. to my location. I allowed STEWART to sit in the vehicle until Ofc. Harris arrived on the scene at 0210 hours. I then approached the vehicle again and Hope said that he needed to talk to me, again saying that he was a Seattle police officer. I told him that I would speak with him in a minute. I asked STEWART to step out of the vehicle again. I administered the P.B.T. to STEWART and she provided a breath sample that measured .092. I showed STEWART the result and advised her that she was under arrest for DUI. I hand

cuffed STEWART with double-locked handcuffs, searched her, and placed her in the back of my patrol vehicle. I read STEWART her rights from the card I carry in my pocket and she stated that she understood. I asked STEWART if both her passengers had been drinking. STEWART said that she didn't know for sure, but she thought so. I asked STEWART that if one of them hadn't been drinking, would she allow the vehicle to go with one of them and she said that it would be fine.

I then spoke to Ofc. Harris who had been speaking with Hope. Ofc. Harris told me that they had both been drinking and that they would not be driving, but that they lived close. I advised both to exit the vehicle and that they would need to walk home. At this point, Elliot reached over the front seat towards the ignition and I told him to sit back. Elliot said that he needed to get the keys and I told him that we would take care of it. Hope then began arguing with us about what had happened and was making loud derogatory comments. Ofc. Harris requested a tow for the vehicle. Hope and Elliot walked up the hill toward the Mills apts. with Hope shouting as he went. They were out of sight for a few minutes and then came back down the hill walking towards us. They stopped about 50 yards away and Hope was yelling something else at us. Then they turned and walked away. Officer Harris and I then began a search of the vehicle. Ofc. Harris then found and showed me a glass pipe of the type commonly used to smoke marijuana. The pipe was in the ashtray in the front, between the driver's and passenger's seats. The ashtray was open and the pipe was in plain view. There was burnt residue in the pipe and it smelled of burnt marijuana. I retained the pipe, a checkbook wallet, and a cloth handbag. There was some loose cash in the handbag. There was also a \$20 bill on the front seat that I put in the handbag with the rest of the money. Ofc. Harris questioned STEWART about the marijuana pipe. STEWART stated that it was not hers and that some other friend had left it in the vehicle previously. I asked STEWART if there was anything else in the vehicle that she wanted. STEWART said that she wanted her leather notebook from the car. I retrieved the leather notebook from the vehicle also. I transported STEWART to the station. Ofc. Harris stayed with the vehicle until it was impounded by Paulson's towing.

At the station, I began a DUI arrest report on STEWART. STEWART signed and waived her rights and the implied consent warning. STEWART wanted to take a breath test. I checked STEWART'S mouth for foreign objects at 0242 hours. STEWART said in the DUI interview that she had two beers from 11:00 PM to 1:00 am at the 13th Ave Pub. During this process, Hope called and said that he was out front of the building and asked to be let in. I advised him that I would not be letting him in and that I did not know if STEWART was going to be released or not. Hope was rude and derogatory on the phone.

I administered the BAC Datamaster test to STEWART at 0300 hours. I explained the method of giving a proper breath sample to STEWART. STEWART would blow only lightly on the tube and would not give a continuous breath sample, starting and stopping. The Datamaster registered the test as incomplete at 0304 hours. I attempted another test and this time STEWART gave a breath sample the first time. The second test, STEWART blew lightly and did not make a seal with her lips around the mouthpiece. I could feel the air escaping around the edge of the mouthpiece on my hand as I was holding the breath test tube. STEWART then sucked in air through the mouthpiece. The breath that she gave was not continuous and the Datamaster registered an invalid sample.

I then instructed STEWART again on the method of giving a valid sample. STEWART said that she has an asthma problem sometimes and it was difficult for her to give that much air. I advised STEWART that she was not making a tight seal with her mouth and stopping and starting her breath. I also told STEWART that if she did not provide two valid samples in a row, then I would consider that she was refusing the test. I attempted to administer the test again. This time STEWART provided the first sample correctly. When STEWART attempted to provide the second sample she did not provide a continuous sample and the Datamaster again registered an invalid sample. STEWART said that she thought she could do it the next time if she could sit down while doing the test. Ofc. Harris came into the holding area and recovered the marijuana

pipe from me for testing.

I administered the test again and this time STEWART provided two valid samples measuring .090 and .097. I issued STEWART her copies of the paperwork and she requested a ride to Hope's apartment. I returned STEWART'S property to her. I then spoke with Ofc. Harris, who advised me that he had tested the residue in the pipe and it had tested positive for marijuana. Ofc. Harris retained possession of the pipe and turned it over to Sgt. Neaville. I warned STEWART for Possession of Drug Paraphernalia. I transported STEWART to the apartment. On the way there, STEWART tried calling on her cell phone, but received no answer. When we got to the apartment, I asked STEWART if she wanted me to wait to see if someone was home and if not I could take her some where else. STEWART said that she did not want me to wait.

A CCDR has been requested.



City of Seattle

Seattle Police Department

September 21, 2011

Mr. John Chambers
Via email: jakescout10@gmail.com

RE: IS-OPA File #11-IIS-0128

Dear Mr. Chambers:

The investigation of your complaint regarding the conduct of a Seattle Police Department employee is complete. Your allegation of unacceptable conduct is important to us and we appreciate you taking the time to convey your concern.

The evidence in these investigations is evaluated using the legal proof standard of a preponderance of the evidence. This means, to establish the allegation, the evidence must show more likely than not the conduct of the named employee constitutes the misconduct alleged.

In this case, evidence from the following sources was evaluated:

- Officer Statement
- Seattle Police Department Policy & Procedure 5.060-Employee Political Activity

We have thoroughly evaluated the information available in this case and have determined the evidence establishes the conduct of the employee failed to meet the performance expectations of the Seattle Police Department with regard to the allegation of *Employee Political Activity-Policy*. We have further determined that a constructive and accountable way to address this deficiency in performance is for the employee's supervisor to review the incident with the employee. This review can help ensure measures are taken, including additional training and counseling, to ensure the named employee adheres to Department Policy and Procedures. Therefore, this allegation is closed with a finding of Supervisory Intervention.

A record of this case is now documented in the employee's complaint file that is maintained by the Office of Professional Accountability-Investigations Section of the Seattle Police Department.

Again, thank you for conveying your concern to us. If you have a question or wish to discuss this matter further, please feel welcome to contact Sgt. Nathaniel Upton of our Office of Professional Accountability-Investigation Section at 684-8797.

Sincerely,

John Diaz
Chief of Police

Kathryn Olson, Director
Office of Professional Accountability

KBO:stl

cc: Investigative file



Seattle Police Department, 610 Fifth Avenue, PO Box 34986, Seattle, WA 98124-4986
An equal employment opportunity, affirmative action employer.
Accommodations for people with disabilities provided upon request. Call (206) 233-7203 at least two weeks in advance.

This document was part of a 172-page .pdf downloaded from Kevin Hulten's Dropbox concerning an investigation conducted by the Seattle Police Department and Office of Professional Accountability (OPA) of Mike Hope for appearing in his SPD uniform while promoting WA state legislation.

Only the first 14 pages of the .pdf document is listed as a PDC exhibit, and includes a memorandum from Kathryn Olson, OPA Director to Lt. Jim Fitzgerald concerning certification of completion of the investigation and the OPA's disposition of the matter.

Seattle Police Department

Investigation Summary Report

Case Type: Internal Investigation

Case Number: 10-IIS-0404

Incident Date: 09/08/2010

Date Reported: 09/10/2010

Origin: Email

Report Number:

Location: TV Ad

Address:

Precinct: Out of City

Sector:

Beat:

Census Tr.:

Status: Open

Date Closed:

Complainant(s)

Camden, Jim

Race:

Sex:

Phone: 360 [REDACTED]

Address:

Employee(s)

Hope, Michael S
Supervisor:

ID#: 6306

Race: White

Sex: M

Assignment: 671

Allegation: 5.060 Employee Political Activity - Policy

Violation: Violation of Rules/Regulations

Finding:

Tracking:

Group: IIS Sergeants
Assign Date: 9/10/2010

Assigned To: Wilson, Barbara G
Due Date:

Role: Intake
Completion Date: 9/10/2010

Group: IIS Captain/Lieutenant
Assign Date: 9/10/2010

Assigned To: Fitzgerald, James M
Due Date:

Role: Reviewer
Completion Date: 9/27/2010

Group: IIS Sergeants
Assign Date: 9/27/2010

Assigned To: Danielson II, James E
Due Date: 12/27/2010

Role: Investigator
Completion Date:

Narrative:

It is alleged the named employee violated DP&P and the City Code of Ethics when he appeared in a campaign TV ad for a ballot issue wearing his Seattle Police Department uniform.

SEATTLE POLICE DEPARTMENT MEMORANDUM

TO Lt. Jim Fitzgerald DATE June 22, 2011
Office of Professional Accountability—Investigation Section

FROM Kathryn Olson, Director
Office of Professional Accountability

SUBJECT CERTIFICATION OF COMPLETION AND OPA DISPOSITION

I have reviewed the following OPA-IS investigation, the proposed disposition of the Investigation Section, and the comments and input of the command staff:

OPA-IS Case Number: IS 10-0404
180-Day Expiration Date (SPOG): 03/09/11
Named Employee: Hope, Michael S., Officer #6306
Allegation: Employee Political Activity - Policy

Proposed OPA-IS Disposition:
Allegation: Employee Political Activity - Policy—Sustained.

Pursuant to SMC 3.28.810(F), I certify the completion of the investigation and the following disposition:

OPA Certified Disposition:
Allegation: Employee Political Activity - Policy—Sustained

I concur in the recommended finding of **Sustained** on the allegation involving Employee Political Activity/Policy against the named employee, Officer Michael Hope, for the reasons summarized in Lt. Fitzgerald's Proposed Disposition Memorandum.

Chief's Finding:

Named Employee: Hope, Michael S., Officer #6306
Allegation: Employee Political Activity - Policy—Sustained
Final Discipline: ~~Written Reprimand~~ Oral reprimand

SEATTLE POLICE DEPARTMENT MEMORANDUM

TO Lt. Jim Fitzgerald
Office of Professional Accountability—Investigation Section

DATE June 22, 2011

FROM Kathryn Olson, Director
Office of Professional Accountability

SUBJECT CERTIFICATION OF COMPLETION AND OPA DISPOSITION

I have reviewed the following OPA-IS investigation, the proposed disposition of the Investigation Section, and the comments and input of the command staff:

OPA-IS Case Number: IS 10-0404
180-Day Expiration Date (SPOG): 03/09/11
Named Employee: Hope, Michael S., Officer #6306
Allegation: Employee Political Activity - Policy

Proposed OPA-IS Disposition:
Allegation: Employee Political Activity - Policy—Sustained.

Pursuant to SMC 3.28.810(F), I certify the completion of the investigation and the following disposition:

OPA Certified Disposition:
Allegation: Employee Political Activity - Policy—Sustained

I concur in the recommended finding of **Sustained** on the allegation involving Employee Political Activity/Policy against the named employee, Officer Michael Hope, for the reasons summarized in Lt. Fitzgerald's Proposed Disposition Memorandum.

Chief's Finding:

Named Employee: Hope, Michael S., Officer #6306
Allegation: Employee Political Activity - Policy—Sustained
Final Discipline: Written reprimand



City of Seattle

Seattle Police Department

July 7, 2011

Mr. Jim Camden
c/o The Spokesman-Review
P.O. Box 2160
Spokane, WA 99210

RE: IS-OPA File # 10-0404

Dear Mr. Camden:

The investigation of your complaint regarding the conduct of a Seattle Police Department employee is complete. Your allegation of unacceptable conduct is important to us and we appreciate you taking the time to convey your concern.

The evidence in these investigations is evaluated using the legal proof standard of a preponderance of the evidence. This means, to establish the allegation, the evidence must show more likely than not the conduct of the named employee constitutes the misconduct alleged.

In this case, evidence from the following sources was evaluated:

- Captain Gleason's Memorandum
- PDC Opinion Letter February 22, 2007
- EEC Opinion Letter August 26, 2008
- PDC Reichert Opinion Letter July 21, 1997
- Named Officer's Statement
- Commercial Transcript
- Miscellaneous Documents from Named Officer
- 5.060 Employee Political Activity
- RCW 42.17.130, SMC 4.16.070, SMC 2.04.300
- Campaign Commercial



Seattle Police Department, 610 Fifth Avenue, PO Box 34986, Seattle, WA 98124-4986

An equal employment opportunity, affirmative action employer.

Accommodations for people with disabilities provided upon request. Call (206) 233-7203 at least two weeks in advance.

Mr. Jim Camden
Page 2

We have thoroughly evaluated the information available in this case and have determined the evidence establishes the misconduct of *Employee Political Activity Policy* did occur. Therefore, this case is closed with a finding of Sustained.

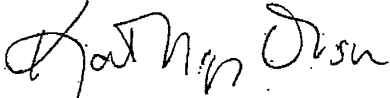
Based upon this finding, and pending the outcome of appellate processes due the employee under law and a labor agreement, the employee will be subject to discipline for the misconduct.

A record of this case is now documented in the employee's complaint file that is maintained by the Office of Professional Accountability-Investigations Section of the Seattle Police Department.

Again, thank you for conveying your concern to us. If you have a question or wish to discuss this matter further, please feel welcome to contact Sgt. James Danielson of our Office of Professional Accountability-Investigation Section at (206) 684-8797.

Sincerely,

John Diaz
Chief of Police



Kathryn Olson, Director
Office of Professional Accountability

KBO:stl

cc: Investigative file ✓

SEATTLE POLICE DEPARTMENT MEMORANDUM

TO: Officer Michael Hope #6306
#671

DATE: 7/6/2011

FROM: Kathryn Olson, Director
Office of Professional Accountability

SUBJECT: IIS File #10-IIS-0404

The internal investigation into allegations made against you has been completed. You are hereby advised of the following:

ALLEGATION

FINDING

Policy Type: 5.060 Employee Political Activity ; Policy Title: 5.060 Employee Political Activity - Policy	Sustained
--	-----------

This case file will be maintained in the Internal Investigation Section in conformance with police records retention requirements. In addition, in the event of a sustained finding, a copy of the disciplinary report will become a part of your personnel file.

Should you have any further inquiries into this matter, please contact the Internal Investigation Section at 206-684-8797.

KBO:stl

cc: A/C Sanford
SPOG
file ✓

Thornburg, Leslie

Subject: Discipline Mtg. re: OPA-IS Case#10-0404, Hope
Location: OPA-IS Office, 1640 SMT.

Start: Mon 3/7/2011 1:00 PM
End: Mon 3/7/2011 1:30 PM
Show Time As: Tentative

Recurrence: (none)

Meeting Status: Not yet responded

Organizer: Pulliam, Alyssa

Required Attendees: Metz, Nicholas; Sanford, Michael; Paulsen, Steven; Olson, Kathryn; Bispham, Rennison; Fitzgerald, James; Kuehn, Mark

Optional Attendees: Yamaguchi-Wong, Sue; McFarlane, Janet; Lalor, Sonja; Socci, Angela; Thornburg, Leslie

There will be a Discipline Meeting on Monday, March 7th at 1:00pm in the OPA-IS Office located on the 16th floor of the Seattle Municipal Tower to discuss OPA-IS Case #10-0404 regarding Officer Mike Hope. The case file will be distributed tomorrow, March 4th. The 180 day deadline is Wednesday, March 9th so this case must be heard on Monday..

Thank you.

Alyssa (filling in for Sue Y-W)

Alyssa Pulliam

Executive Assistant to the Chief of Police

Seattle Police Department
PO Box 34986
Seattle, WA 98124-4986
206-233-0094 direct
206-684-5525 fax

SEATTLE POLICE DEPARTMENT MEMORANDUM

TO: Captain Steve Paulsen
Southwest Precinct Commander

DATE: 3/4/11

FROM: Lieutenant Jim Fitzgerald *JF*
OPA-IS

SUBJECT: Proposed Disposition for OPA-IS Case 10-0404

This action is taken pursuant to the SPD Manual and the SPOG contract.

ACTION:

The attached OPA-IS investigation has been completed with a *proposed disposition of* **SUSTAINED** on both allegations. A Discipline Meeting will be scheduled in the near future to discuss this recommendation.

OPA-IS Case Number: 10-0404

Employee: Hope, Michael S Officer, #6306

Allegation #1: 5.060 Employee Political Activity - Policy

Complainant: Camden, Jim

Incident Date: 09/08/2010
Date Reported: 09/10/2010
180-Day Expiration Date (SPOG): 03/09/2011 (from date of report)

SUMMARY OF EVENT:

The complainant is the Capital Bureau Chief for The Spokesman-Review newspaper. He had been sent an email from the Representative Mike Hope Campaign advertising a television ad by the Mike Hope Campaign. The title of this emailed news release was "Mike Hope releases Remember Lakewood Constitutional Amendment TV ad". The complainant then forwarded this email to the Seattle Police Department's Media Response Unit inquiring whether it was appropriate for an officer to be promoting a piece of legislation while identifying himself as a Seattle Police Officer and wearing a Seattle Police uniform.

The Media Response Unit supervisor then forwarded this inquiry to the Department's Ethics and Professional Responsibility Captain. The Ethics Captain then sent a memo to OPA-IS requesting a review for possible misconduct regarding this television ad featuring the named employee.

From: Lieutenant Jim Fitzgerald
Subject: Proposed Disposition for OPA-IS Case 10-0404

ISSUE:

Did a television ad featuring the named employee in full Seattle police uniform that identified him as a Seattle police officer constitute an attempt by named employee to use his City position to endorse a ballot issue and therefore violate Department policy?

ANALYSIS AND CONCLUSION:

5.060 – Employee Political Activity

Policy - Seattle Police Department Employees have the same political freedoms as all other citizens. But because of their City jobs, State and City laws may restrict some political activity. Employees shall be familiar with the City's Code of Ethics (SMC 4.16) and Elections Code (SMC 2.04).

II. Prohibited Campaign Activity

A. The exercise of those rights, however, are subject to the provisions of State law, (RCW 42.17.130), and the Seattle Municipal Code, SMC 2.04.300, which prohibit the use of City facilities for political purposes. The Seattle Code of Ethics (SMC 4.16.070(2)(a) and (b) prohibits the use of a City position for private benefit, and the use of City funds and facilities for other than a City purpose. SMC 2.04.300 and SMC 4.16.070(2)(a) and (b) prohibit City officers and employees from:

- 1. Engaging in campaign work (volunteer or paid) during City paid time, except vacation time,*
- 2. Using office space, telephones, stationary, etc., at any time, to assist a candidate or to support or oppose a ballot measure; and*
 - a. For example, signs, bumper stickers, photos, invitations to fund raisers, position papers, etc., may not be displayed on City bulletin boards, walls of City work areas, or City vehicles*
 - b. City officers and employees may not solicit campaign funds (verbally or with literature) or petition for signatures on City property, at any time.*
- 3. Using their City position to endorse or oppose a candidate or ballot issue.*

The named employee is a sworn Seattle Police officer as well as a Washington State Representative from the 44th Legislative District. In 2006 he was the subject of a complaint filed with the Department as well as with the Public Disclosure Commission alleging that he had used police uniforms in television commercials and pamphlets during his election campaign.

In the 2006 campaign pamphlet the named employee explained to both the Department and the Public Disclosure Commission that the uniform he wore he had purchased from his personal funds; there were no Department patches, emblems or badges (the badge was a generic replica); and the radio he wore was not a Department radio but one borrowed from a friend who was a security officer. Both the PDC and the Department agreed that the wearing of a privately owned and unidentifiable (as a Seattle Police Officer) generic police uniform did not violate either Department policy or the Seattle Municipal Code of Ethics and Elections Code.

In his statement to OPA-IS the named employee explained that prior to producing the campaign brochure he had sought the opinion of then Department Legal Advisor Leo Poort that the wearing of a generic police

From: Lieutenant Jim Fitzgerald
Subject: Proposed Disposition for OPA-IS Case 10-0404

uniform in his campaign pamphlets did not violate either Seattle Municipal Code or the Revised Code of Washington. He explains;

"The opinion letter stated that we could refrain from using patches, badges or any insignia that would imply that the endorsement of the Seattle Police Department was given upon us, but it didn't refrain us from using our uniform for a resume."

From this opinion the named employee felt that if he wore the uniform during a campaign commercial rather than for support of a ballot issue it would be legal because it would be representative of his resume.

In the following excerpt from his OPA-IS interview the named employee explains how the television ad represented his personal opinion and not that of the Seattle Police Department. In it the named employee also acknowledges that the uniform he was wearing was indeed an official Seattle Police Department patrol uniform purchased with campaign funds.

DANIELSON: Okay. Again, in the course of that commercial, did you make any declarations with regard to the Seattle Police Department?

HOPE: No.

DANIELSON: Is the only thing that identifies you as a Seattle Police officer in that commercial the fact that you're wearing a uniform?

HOPE: That's correct.

DANIELSON: And in that commercial, were you wearing not a generic, but an actual Seattle Police uniform?

HOPE: That's correct.

DANIELSON: Complete with SPD arm patches?

HOPE: Yes.

DANIELSON: And your SPD badge or a cloth badge?

HOPE: Yes.

DANIELSON: Okay.

HOPE: And we ensured that we took the steps through the commercial to make sure that they couldn't read it.

DANIELSON: Okay. Did you do some digital pixilation on the...

From: Lieutenant Jim Fitzgerald
Subject: Proposed Disposition for OPA-IS Case 10-0404

HOPE: Right. We made sure that the, the camera angles and also the, the quality of the video would, would not allow somebody to actually pinpoint and say that that looks, that reads Seattle anywhere on it.

It seems quite clear that the named employee understood from the 2006 complaint that he should use only privately owned equipment that is not identifiable as representative of the Seattle Police Department.

The Police Department's Quartermaster has confirmed that all SPD patches and badges, cloth or otherwise are City owned and are a controlled item; the badges are special-ordered for each individual officer (to include the officer's serial number in the center of the badge) with City funds. It also appears that the portable radio that named employee is wearing in this commercial is a genuine Department issued radio with lapel microphone. This last observation however was not confirmed at interview.

Though the named employee has made an attempt to blur the image of the patches and cloth badge of his uniform in the video it still appears quite recognizable as a Seattle police uniform to anyone familiar with the uniform. The beginning and end of the video has onscreen identification of the named employee as, "A State Representative and Seattle Police Officer". This certainly erases any doubt as to whether the slightly fuzzy wording on the patches and badge reads, "Seattle Police".

Another key element of this complaint is whether the named employee's video commercial was merely a campaign commercial or was it an endorsement for the ballot issue known as Engrossed Substitute House Joint Resolution 4220, known commonly as the "Remember Lakewood Constitutional Amendment". The following is an excerpt from the named employee's OPA-IS interview:

DANIELSON: Okay. So was this a commercial for the bill or was this a campaign commercial?

HOPE: A campaign commercial.

DANIELSON: Okay. What's the difference between the two in terms of, of how the Ethics rules apply and function in each of those two scenarios?

HOPE: I think in this, in this case, the difference is that we were talking about something that I did in, while I was, as a legislator, one of our successes, just like if somebody brought road construction money to a certain, you know, project. So in that way, I think that that's how it was used in this commercial. I think in an initiative, you would be pushing for an initiative and requesting that they would vote yes on 4220.

DANIELSON: Okay. Are you permitted, under the Ethics rules and campaign finance and whatnot, are there things that you can do in a campaign commercial that you're perhaps disallowed from doing in an initiative effort?

HOPE: I'm not 100% sure of the answer to that, except for I do know that we would not be able to, in a campaign ad we could not ask somebody to vote for an initiative...

From: Lieutenant Jim Fitzgerald
Subject: Proposed Disposition for OPA-IS Case 10-0404

DANIELSON: Okay.

HOPE: ...and use our funding for that.

DANIELSON: All right. If it were an initiative commercial, do you think you would have the same latitude in appearing in uniform for an initiative?

HOPE: I do not think so.

DANIELSON: Okay. But as a campaign commercial for you for your office...

HOPE: That's correct.

DANIELSON: That's...

HOPE: And, and where I look at that was Leo Poort's conversation where he said it's because it's your resume, you're, you can do that and you're the candidate, so you want to let people know what your resume is. So I think that that's what distinction, makes the distinction between an initiative, whereas then, I do think if I appeared in a Seattle Police uniform where you can read it, where it was clearly saying Seattle Police, then I think, *then* that would benefit the initiative.

DANIELSON: Um-hmm.

HOPE: And I think that's the biggest difference.

The complainant apparently felt that the television ad involved a ballot issue. The emailed news release that the complainant received from the named employee's campaign also seems to be focused on the ballot issue as it is titled, "Mike Hope releases Remember Lakewood Constitutional Amendment TV ad". To the casual observer the ad seems to be entirely focused on this constitutional amendment.

No one in law enforcement would debate that this new constitutional amendment is not a worthy cause. Nevertheless, the evidence supports that this television ad's primary focus is the support of the Remember Lakewood Constitutional Amendment and not one to re-elect State Representative Mike Hope. The named employee acknowledges that he was wearing an official Seattle Police Department uniform with a badge, patches and radio that were purchased by Department funds that he would not be entitled to were it not for his official status as a Seattle police officer. Despite his attempts to blur out the wording on the patches and cloth badge it is still recognizable to anyone familiar with a Seattle police uniform.

Finally, in his speech during the commercial the named employee states, "...we saw a fundamental flaw in our criminal justice system." Even though he goes on to say "I sponsored a bill" the possible implication of wearing the Seattle Police uniform and having the beginning and ending on-screen text identifying the named employee as "A State Representative and Seattle Police Officer", the inclusion of the word "we" could be interpreted as meaning the Seattle Police Department.

From: Lieutenant Jim Fitzgerald
Subject: Proposed Disposition for OPA-IS Case 10-0404

For the above reasons, a finding of **SUSTAINED** is recommended for the employee political activity violation of Department policy.

PROPOSED DISPOSITION:

Please take note of information supporting the allegation and information not supporting the allegation. Your complete review of the contents of this file should assist you in determining your finding.

Employee: **Hope, Michael S** Officer, #6306

Allegation #1: **5.060 Employee Political Activity - Policy** **SUSTAINED**

(A discipline meeting will be scheduled in the near future to discuss the recommended Sustained finding for the named employee.)



SEATTLE
POLICE
DEPARTMENT

INVESTIGATION SECTION
Office of Professional Accountability
FOLLOW-UP FORM

OPA-IS INVESTIGATOR: Sgt. B. Wilson 4705		DATE: 9/10/2010	OPA-IS File No. 10-0404
E N T R Y	<u>COMMENCE EACH ENTRY WITH A NUMBER AND THE DATE AND TIME</u>		

1. 9/10/10, 1500 hrs: Lt. Kuehn received this complaint from Capt. Gleason and I prepared it for intake.
2. 09/10/10, 1315 hrs: It is alleged the named employee is in violation of DP&P and the City Ethics and elections Code. The complainant is a reporter from the Spokesman Review, a Spokane area general circulation newspaper raised the issue whether is it appropriate for a Department officer to promote a particular piece of state legislation, while identifying himself as a Seattle Police Officer and wearing what appears to be a Seattle Police uniform or a close replica.
3. 09/10/10, 1530 hrs: I looked on the website for any additional ads related to this complaint and found the Sept 4th TV ad on YouTube. I requested the video unit to make a copy. It appears that one of the shots depict his uniform shirt with Seattle Police shoulder patch.
4. 09/10/10, 1545 hrs: Sent a 5 day notice.
5. 09/10/10, 1600 hrs: Submitted to Lt. Fitzgerald for review.

Approved by:

Lt.

Jim [Signature] 4823

Date:

9/27/2010

Capt.

Date:



September 28, 2011

**Re: Statement Request
Representation of Mr. John Chambers**

To Whom It May Concern:

I am writing this statement at the request of my client, Mr. John Chambers. Yesterday one or more press releases were issued concerning certain complaints and public disclosure requests that have been filed by my client. Specifically, the press releases indicate that such actions were taken by others under a false or stolen identity. To the extent it serves my client's wish to correct this misinformation, I can offer the following facts.

In June of 2011, Mr. Chambers retained me as his attorney for the purpose of advising him on matters related to obtaining certain public records. Specifically, he was interested in obtaining any and all available records from the Seattle Police Department pertaining to Seattle police officer and current Washington State Representative Mike Hope. Mr. Chambers informed me from the outset that he had previously lodged complaints against Mike Hope with the Seattle Police Department and the Public Disclosure Committee. That said, my representation was limited to helping him obtain public records and advising him with regards to his own privacy concerns.

On July 6, 2011, Mr. Chambers personally submitted a public disclosure request (# P2011-2217) to the Seattle Police Department to obtain the personnel file for Mike Hope. Upon information and belief, Mr. Chambers provided no false information related to his identity or otherwise when making the request. The documents were made available on August 4, 2011 and were subsequently picked up in-person from Seattle Police Headquarters on August 5, 2011. No subsequent public disclosure requests have been submitted by my client to date.

Respecting my client's privacy, I will provide no contact information for Mr. Chambers. I can however verify that his full name as reported on his Washington State drivers license is John Allen Chambers and that he is a resident of the Lower Queen Anne neighborhood of Seattle.

Please be advised that I will not be commenting further with regards to this statement or any of the information contained herein or pertaining thereto unless and until I receive authorization from my client.





Respectfully Submitted,

/s/Adam D. Matherly
Adam D. Matherly, WSBA #41975
Law Offices of Adam D. Matherly, PLLC

Search: Public Records : Locate a Person (Nationwide) Search Non-regulated
Terms: first-name(michael) last-name(hope) city(lake stevens) state(WA) zip code(98258) radius(30)

<u>No.</u>	<u>Full Name</u>	<u>Address/Phone</u>	<u>SSN</u>
1.	HOPE, MICHAEL S HOPE, MICHAEL (DOB: 08/1975) (Age: 35)	8712 26TH PL NE LAKE STEVENS, WA 98258-6432 SNOHOMISH COUNTY (06/2005-Current)	274-84-XXXX (OH:1985-1987) Link ID:001162646957
		14007 69TH DR SE UNIT T4 SNOHOMISH, WA 98296-7685 SNOHOMISH COUNTY (04/2002-08/2005)	
		SOPER HILL RD EVERETT, WA 98205 SNOHOMISH COUNTY (06/2005-06/2005)	
		1302 MILL CREEK BLVD APT M205 MILL CREEK, WA 98012-3077 SNOHOMISH COUNTY (08/1995-06/2001) 425-316-3760	
		PO BOX 13033 MILL CREEK, WA 98082-1033 SNOHOMISH COUNTY (05/2001)	
		PO BOX 3611 BOTHELL, WA 98041-3611 KING COUNTY (02/2001-02/2001)	
		1426 220TH ST SW APT M205 BOTHELL, WA 98021-9400 SNOHOMISH COUNTY (12/1999-07/2000)	
		4715 200TH ST SW APT 1 LYNNWOOD, WA 98036-6660 SNOHOMISH COUNTY (06/1998-01/1999) 379-0159	
		1300 MILL CREEK BLVD APT L107 MILL CREEK, WA 98012-4020 SNOHOMISH COUNTY 483-8801	

Key





-  High Risk Indicator. These symbols may prompt you to investigate further
-  Moderate Risk Indicator. These symbols may prompt you to investigate further
-  General Information Indicator. These symbols inform you that additional information is provided
-  The most recent telephone listing as reported by the EDA source

Search: Public Records : Locate a Person (Nationwide) Search Non-regulated
Terms: first-name(michael) last-name(hope) city(lake stevens) state(WA) zip code(98258) radius(30)
Date/Time: Sunday, January 02, 2011 12:26 AM
Permissible Use: DPPA - I have no permissible use
 GLBA - I have no permissible use

Search: Public Records : Locate a Person (Nationwide) Search Non-regulated
Terms: first-name(sarai) last-name(hope) city(lake stevens) state(ALL) zip code(98258) radius(30)

<u>No.</u>	<u>Full Name</u>	<u>Address/Phone</u>	<u>SSN</u>
1.	HOPE, SARAI ANN HOPE, SARAI A HOPE, SARAI S (DOB: 11/1978) (Age: 32)	8712 26TH PL NE LAKE STEVENS, WA 98258-6432 SNOHOMISH COUNTY (06/2005-Current) 14007 69TH DR SE UNIT T4 SNOHOMISH, WA 98296-7687 SNOHOMISH COUNTY (04/2002-08/2005) SOPER HILL RD EVERETT, WA 98205 SNOHOMISH COUNTY (06/2005-06/2005)	278-88-XXXX (OH:1988-1989) *9SSN linked to multiple people Link ID:000186320891

Key

-  High Risk Indicator. These symbols may prompt you to investigate further
-  Moderate Risk Indicator. These symbols may prompt you to investigate further
-  General Information Indicator. These symbols inform you that additional information is provided
-  The most recent telephone listing as reported by the EDA source

Search: Public Records : Locate a Person (Nationwide) Search Non-regulated
Terms: first-name(sarai) last-name(hope) city(lake stevens) state(ALL) zip code(98258) radius(30)
Date/Time: Sunday, January 02, 2011 12:52 AM
Permissible Use: DPPA - I have no permissible use
 GLBA - I have no permissible use

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Kurt Young

From: Lewis, Brian <Brian.Lewis@co.snohomish.wa.us>
Sent: Tuesday, November 17, 2015 4:32 PM
To: Kurt Young
Subject: Records Request K004438
Attachments: issues with GH.docx; Hand-over memo.pdf

Mr. Young

In accordance with the Public Records Act, RCW 42.56.520, this email acknowledges receipt of your Public Records Act (PRA) request, submitted to and received by Snohomish County on 11/17/2015.

Overview of the Request

Create Date: 11/17/2015 8:00:00 AM

Reference # K004438-111715

Type of Record: Public Records Office

Description of Record Requested: Original copy of undated six-page memorandum drafted by Kevin Hulten that was subject of July 11, 2013 article on the Heraldnet website. Staff is submitting a public records request to the Snohomish County Executive's Office requesting you provide a copy of the undated six-page memorandum, confirm the chain of custody for the document including the computer it was accessed and stored on, and provide the metadata for the document.

Please find the original Word document attached to this e-mail. The Properties tab will show that the document was authored by sxokth (this was Kevin Hulten's Network User ID) on Oct 19, 2012 and finalized on Oct 30, 2012 on a computer belonging to the network snoco.

Also attached is a memo from the County Information Services department regarding the transfer of documents from a search of Mr. Hulten's hard drive.

All records have been provided. This request is closed.

Brian Lewis



Administrative Assistant & Public Records Specialist
Executive Office | Snohomish County | 3000 Rockefeller Ave., M/S 407 | Everett, WA 98201
425.388.3310 (tel) | 425.388.3434 (fax)

NOTICE: All emails and attachments sent to and from Snohomish County are public records and may be subject to disclosure pursuant to the Public Records Act (RCW 42.56).

I look up to you. I believe in you. I have tied my fortunes to yours.

I am struggling to find a sense of purpose. I bet on you with all I had to offer. I did great work. I can point to the reason, the benefit behind everyone's decisions.

I always thought there would be a benefit from winning the battle. I've poured everything into the last 18 months.

I want to feel rewarded – emotionally or professionally or monetarily or anything. I feel beat up and used up.

I feel like my effort doesn't count for anything. I wonder if I am putting myself and my family, friends at risk for no benefit.

I feel like I am at constant risk the downside and am dependent on you for upside. But if this work has no value to me, if it only causes me risk, then why am I doing it?

I feel like I am walking a tight rope every day – I know that there are many people watching, waiting and rooting for me to fail. One slip, I'm done.

I feel like for over a year I have been pounded on – 30+ negative stories, Hope accusing me of a felony, release of my health records, Amy Ward screening my emails and tracking my punches, Gary conspiring with Cummings to improperly release my records, prevent me from accessing my rights, portray me as a law breaker, all mistakes are tracked, positives

Everything that has happened to me and Krystal has happened because I believe in you, and because I've put everything I have in this battle.

I don't know if I am in AGR's future plans.

I am worried that I am negatively impacting my gf's career.

I am angry to the point of tears every day.

I have put everything I had into the battle. And despite the fact that we won, my situation has not improved.

I have many enemies and one ally.

I can point to many bad things that have happened to me during this time, but I can't think of many benefits.

What am I going to do?

I want career advancement, I want to be rewarded for my work, I want to be part of something,

I expect a lot from you. I justified all the decision I've made over the last 18 months behind the fact that we were a team and that you would take care of your people.

I feel like we go through these very intense, difficult battles – and we prevail despite it all – but during these battles I feel like I am read-in, important, capable.

I am frustrated up to here with the working scenario. When we are not talking, I feel bombarded. I am tied to you. There is no going back.

There are very serious people who want to cause me great personal hardship. Every day I know that if I eff up, they will be on me.

Sometimes I feel "handled". Like I'm a liability. I don't know if you know how much I've put into this last 18 months, and I don't know if you have plans for me ...or if you even know what your goal/plans are.

Sometimes I get mad because I feel like you have the power to address some of the issues but that you choose not to

It was much easier to put up with all of the violations and harassment when I felt like there was a defined war – whether it was the election or the investigation. But now it feels like the conditions we battled against have become the new normal. Those people who worked to subvert you are still in power, are still in your administration. Worse yet, th

I need somewhere to direct my anger. I need to have some hope and a feeling like there is a reason for this and that we are in it together.

We won. We beat Mike Hope. We stuffed his blackmail and lies and accusations back in his face. We beat the State Patrol. Survived an investigation. Stuck together. Etc

If we won, why haven't things improved? Shouldn't there be a benefit?

Am I just a tool to be used for the black hat jobs, then put back behind a desk for Gary to micromanage and harass

1. Cummings letter – calls me a liar, ethics violations, felonies. Drafts it with my supervisor. Shares it with others. And despite the fact that I actually did nothing wrong, no one stands up against it. I'm sure it's just part of my file now.
2. Being forced to identify all of my family and relatives under the guise of redaction and then having that information leaked to the Herald.
3. Release of my medical records to Mike Hope.

4. I'm pissed that Gary is able to talk about me to the press, that he talks about my relationship to the press, that he talks about my medical and personal issues, and that he called the Herald and worked with them on the piece filleting me and revealing all my personal contacts.
5. Facing serious and sustained criticism and harassment for attempting to protect my rights with regard to PDRs.
6. The fact that because of my connection to you, it's open season for shots
7. Krystal's career being impeded.
8. All the times my mom cried about the stuff in the paper.
9. The fact that I lost two close friends because of the campaign
10. Feeling that I work on extremely challenging, important, high level stuff with AGR – that we succeed at this work – and then I am placed back in a fake environment where every movement is tracked, files are kept by fellow employees, spying is encouraged,
11. I want to be able to point to some sort of benefit from everything we've went through.
12. I don't know what AGR 's plans are.
13. I don't know if AGR knows how much time, money, emotion etc has gone into the last 18 months.
14. I'm mad that I cannot control my environment, and that I can't point to a reward for past work, and that I have no clear picture of my future, what AGR wants from me, what we are going to do going forward.
15. I feel stuck. I'm tired of getting battered.
16. I'm pissed that the County Council Chair says that I am crazy and encourages police to investigate me. I am a county empl,oyee in good standing for gods sake!
17. I'm pissed that Krystal is asked about her relationship with me as a condition of employment and advancement.
18. I don't want to sue. I want to work in important material with people who support me, and you and who don't hate me and everyone connected to me.
19. Despite stated office policy that we would not comment to Herald on internal matters, GH Went to the Herald with my phone records, conducted several two hour meetings, required me to identify the individuals listed on my PRIVATE phone bill, and those individuals ended up in print.
20. Collaborated with Cummings on damaging letter that falsely accuses me of numerous improper activities.
21. Has repeatedly stated that he has no interest in the subject matter of my work and has repeatedly stated that he isn't interested in the specific details of said job.
22. Engages my co-workers in tracking my activities, and uses the information they provide to keep a negative file on me.
23. Encouraged me to remove critical remarks abnd remarks regarding my feeling that management practices are creating what I feel is a hostile work environment from my review.
24. Confronted me about going over his head when I approached exec about GH's negative and uninformed review of my performance.
25. Repeatedly, GH has attempted to illegally release my records – including personal and medical records – to the press and reuestor even in situation when my records were not requested.

26. Empowered employees, including Nancy Peinecke, Amy Ward to inquire as to my car punch record and encouraged them to BCC him on critical remarks regarding me.
27. Has on multiple occasions released personal medical information regarding myself or my girlfriend – both county employees – to press via email exchanges or conversations.
28. Never tracks positive performance, only negative.
29. Misled me about the status of WSP investigation in an attempt to force me to interview. (Jan 28, stated that everyone else had interviewed including AGR, and that I was damaging AGR's reputation)
30. Gary lied to me about the investigation. He encourages employees to track me. He allowed Amy to screen my emails. He keeps a file on my fuck up and openly admits he has no interest in the positive work.
31. Gary has been actively working with the Herald and the PA to discredit me and impugn my reputation.

Evergreen Law Group

Thousands of pages of written documents. Multiple complaints filed.

PDC, LEB, Ethics, Ferrell, JT, Adam, my brother

Ferrell burned by Colby, Bar Complaint

JT, Adam burned by us

100 Ideas Public Document research

Proved that Hope was using state resources, time and staff to run a charity that benefitted him alone.
Obtained emails in which Hope encouraged officials to destroy evidence.

Hope DUI research

Found the documents after reviewing thousands of pages.

Withstood his assault, accusations.

Successfully got the material out into the media effectively.

Led to top commercial in the nation

Seattle Times story

Investigation

Letter to Governor

Obtaining documents, finding evidence of multiple crimes against AGR.

Evidence of Cummings illegally releasing documents /suggested charges to state patrol.

Evidence that cummings did not erect proper screening protocols.

Website Work

Designed, from scratch, campaign site with no budget. Got free pictures, free software, etc

Krystal's situation

Feeling that the absurd is accepted. That because I never fought, that I no longer have rightsFeeling worse off despite our wins.

Having no control over my professional situation

Mad that my reputation and career seem expendable.

There are legitimate issues that I need to improve on, like anyone else. But for me, I feel like my weak points are used as opportunities to attack me and punish me for supporting you.

My special projects work doesn't seem to count for anything with regard to my career, but it sure is used against me.

I sacrificed friendships, exposed my family to media and police involvement. I've been the subject of countless negative and improper stories.

Feel like I've done incredible work, but that it counts for nothing, won't be evaluated, and in fact is held against me. I took down Mike Hope. I faced down the State Patrol. I spent thousands of dollars to create a series of shell companies so I can engage in battle with the fucking PA and the council on your behalf.

Don't know what you want going forward (PDRs)

Wondering if you are aware that I believe in you.

Feeling handled "managed" or distanced.

I want to find belief in what we are doing, I want to take action against those that have attacked me, I want to better my life and my career, I want to know what I am doing and why

I'm mad that co workers of equal status are allowed and encouraged to spy on me, to collect negative information, to forward it to Gary.

I am tired of feeling like one slip up will result in embarrassment and termination.

Krystal's career is affected because of her relationship with me, and because of my reputation.



M E M O R A N D U M

TO: Brian Lewis, Executive Office Public Records Specialist

FROM: Teri Lawrie, Information Services Public Records Specialist

DATE: 04/17/2013

SUBJECT:

Attached with this letter is one CD containing the results of the email search and extraction requested on 2/21/2013.

ChangePoint number PRO-2103-00019

The below steps were taken to process the request.

1. The extraction technician connected to the specified employees email account and extracted the entire contents to a secure network location.
2. The extraction technician connected to the employee's P drive and searched it for email archives. Archives were copied to the secure area also.
3. The extraction technician searched for email within the specified date range and extracted the search results to the secure network area.
4. The extraction technician connected to the employee's P drive and searched it for all files supporting the extraction request.
5. The extraction technician copied all investigation results and supporting files to CD on 4/17/13 and handed them over to the public records specialist.
6. The public Records specialist created this memo and handed records over to requestor.

We highly recommend that you retain this report for your records; backup copies of investigations are not retained for more than one month after an investigation is complete.

If I can be of any further assistance, please do not hesitate to call.

Received

Date

Record type GS50-01-11, must be retained for two years from above date then deleted.

Thomas and French LLC
PO Box 2002
Granite Falls WA 98252
Phone: (425) 679-9110

INVOICE




TR Strategies
Terry Thompson
1612 Springwood Ave. NE
Olympia WA 98506

Invoice #:	12000
Date:	May 24, 2012
Amount Due USD:	\$2,325.00

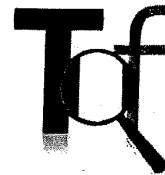
Task	Time Entry Notes	Rate (\$)	Hours	Line Total (\$)
Initial Memo and Research	[Jack Connelly Campaign 05/01/12] Kevin Hulten: Darneille background check and initial memo	0.00	6	0.00
Voting Record Analysis	[Jack Connelly Campaign 05/01/12] Jon Rudicil: Pre-meeting research	0.00	3	0.00
Client Meeting	[Jack Connelly Campaign 05/03/12] Initial Meeting at Connelly Law offices	0.00	2	0.00
General	[Jack Connelly Campaign 05/08/12] Kevin Hulten: 3:00 – 8:30pm research AIDS foundation, Poll questions, expenses, media, etc.	100.00	5	500.00
General	[Jack Connelly Campaign 05/15/12] Kevin Hulten: 1.0 At TR/JW request, produced talking points for endorsement meeting. Conducted conference call.	100.00	1	100.00
General	[Jack Connelly Campaign 05/16/12] Kevin Hulten: Research and writing of response to Don re polling. Document including multiple attachments and graphs.	100.00	3	300.00
Voting Record Analysis	[Jack Connelly Campaign 05/18/12] JR: Analyzed bills at client request. Crafted pieces around budget vote and law and justice record.	100.00	1	100.00
General	[Jack Connelly Campaign 05/19/12] Kevin Hulten: 3.0 hours Wrote Sex Criminal/Felon piece.	100.00	3	300.00
General	[Jack Connelly Campaign 05/20/12] Kevin Hulten: Research, conducted Jolibois background at candidate request, exchanged emails with candidate and DNA, wrote Jolibois background check and proposal, candidate requested further Jolibois research.	100.00	5	500.00
General	[Jack Connelly Campaign 05/23/12] Kevin Hulten: Answered questions from DNA, researched budget votes, created "Key Votes" budget doc, emailed info to DNA.	100.00	2.25	225.00
Item	Description	Unit Cost (\$)	Quantity	Price (\$)
Travel Rate	K and J Everett to Tacoma initial meeting	50.00	6	300.00
Work Product	Darneille background/initial memo	0.00	1	0.00
Work Product	Polling questions	0.00	1	0.00
Work Product	Response to initial polling questions	0.00	1	0.00

Work Product	Darneille analysis – Early Release of Sex Criminals and Felons	0.00	1	0.00
Work Product	Darneille analysis – Spend it all, raise taxes	0.00	1	0.00
Work Product	Jolibois Background check: proprietary report with seven attachments	0.00	1	0.00
Work Product	Political Courage test: Darneille supports income tax (screenshot and document)	0.00	1	0.00
Work Product	Key Votes: Budget Bills	0.00	1	0.00
<p>NOTES: Waived initial research and analysis (9+ hours) resulting in initial memo, background check and analysis. Waived fees on initial client meeting. Charged flat \$50/hour travel fee for round-trip travel to Tacoma.</p>				
				Subtotal: 2,325.00
				Total: 2,325.00
				Amount Paid: -0.00
				Balance Due USD: \$2,325.00
<p>Thank you for contracting with Thomas and French. If you have questions about the billing or work product, do not hesitate to contact us. Please remit payment within 30 days.</p> <p>Thank you for your business.</p>				

This invoice was sent using 

Thomas and French LLC
PO Box 2002
Granite Falls WA 98252
Phone: (425) 679-9110

INVOICE




TR Strategies
Terry Thompson
1612 Springwood Ave. NE
Olympia WA 98506

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This invoice was sent using 

Work Product

Jolibois Background check (Email w/ seven attachements)

Darneille hit piece – Spend it all, raise taxes

Darneille work product – Early Release of Sex Criminals and Felons

Response to initial polling questions

Polling questions

Talking points for endorsements meetings

Darneille background check and intial memo

May 22

.5 hours Phone call with TT, emails with candidate and team regarding Crosscut article

May 20

4:00 – 9:00pm Jolibois and Darneille Research

- Jolibois Background at candidate request
- Emails with candidate and Don
- Wrote Jolibois proposal
- Candidate said to go forward with Jolibois research.

May 19

2.9 hours Wrote Sex Criminal/Felon piece.

May 18

1.0 hours Research on HB 2143, 2144 (Jon)

May 16

1.1 hours Emails with team

2.6 hours Research and writing of response to Don re polling. Document including multiple attachments and graphs.

May 15

1.0 At TR/JW request, produced talking points for endorsement meeting. Conducted conference call.

May 9

3:00 – 8:30pm research

AIDS foundation, Poll questions, expenses, media, etc.

May 3

No CHARGE - Initial meeting in Tacoma. 8.0 hours of travel, 140 miles travel, initial memo (5 hours)



State of Washington
Business Licensing Service
P O Box 9034
Olympia WA 98507-9034

Business License Application Record of Filing

[Print](#)[Save](#)

Congratulations! The application has been submitted

If you find any mistakes, please enter your corrections on the next screen.

Filing Information

Filing Date and Time:	May 15 2012 1:32:22:000PM Pacific Time
UBI Issued:	Not Issued. To get your number, contact us after 2 business days at 1-800-451-7985 or bls@dor.wa.gov , or wait 14 days to receive your license in the mail.
Application Transaction #: (Refer to this number if you have questions about this application.)	20121365561
Credit Card Approval #:	3371139420003322363919
Last 4 digits of Credit Card #:	0229
Credit Card type:	Visa
Total fees to be billed to your credit card	\$20.00

Below are the licenses you are applying for.
Licenses with no additional requirements:

Tax Registration	\$0.00
Trade Name (1 x \$5.00)	\$5.00
Processing Fee:	\$15.00
Total fees to be billed to your credit card:	\$20.00

Purpose of Application

Open/Reopen Business

Ownership Structure

Ownership Structure:	Limited Liability Company (LLC)
Is this application for a business with a Washington State location?	Yes
Will you have employees working in Washington State within 90 days?	No
Do you plan to hire independent contractors or people you will report on a 1099 form?	No
Federal Employer ID Number (FEIN):	455282776
Unified Business ID (UBI):	
Business ID:	
Location ID:	
Business Location Address:	

Business Location City:

State:

Ownership Structure Follow-upHave you filed your paperwork with the
Washington Secretary of State?

Yes

Legal Business Name:

Thomas and French LLC

Date of Formation:

May 2012

State of Formation:

WA

Governing Person(s)**Person 1:**

Title(s):

Member

Name:

Kevin Thomas Hulten

Phone:

(425) 679-9110

Birth Date:

04/24/1979

SSN:

[REDACTED]

Percent Owned:

50%

Address:

PO Box 2002

Granite Falls, WA 98252

Does this Governing Person have a spouse?

No

Person 2:

Title(s):

Member

Name:

Jon Rudicil

Phone:

(206) 245-3803

Birth Date:

10/11/1968

SSN:

[REDACTED]

Percent Owned:

50%

Address:

8529 Evanston Ave N Apt 407

Seattle, WA 98103

Does this Governing Person have a spouse?

No

Business Information

Business Firm Name (doing business as):

Thomas and French LLC

Mailing Address:

PO Box 2002

Granite Falls, WA 98252

Business Location Information

Location Address:

9020 184th Ave NE

Granite Falls, WA 98252

Is this business located within the city limits?

No

Do you want a separate tax return for each
location or trade name?

No

First date of business:

May 2012

Phone:

(425) 679-9110

Fax Number:

Email Address: kevin@thomasandfrench.com
Estimated Gross Income: \$0 - \$12,000
Products sold and Services provided: Thomas and French LLC principally provides political consulting services to individuals.
Business activities in Washington State: Services

Additional Business Information

Bank Name:
Branch:
Did you buy, lease or acquire all or part of an existing business? None
Date bought/leased/acquired:
Prior Business Name:
Prior Owner's Name:
Prior Owner's Phone:
Did you purchase/lease any fixtures or equipment on which you have not paid sales or use tax? No
Purchase or lease price:
Is this business owned by, controlled by, or affiliated with any other business entity? No
If you are changing your ownership structure (such as changing from sole proprietor to corporation), do you want to close the old account? N/A
Old UBI number to be closed:
Have you ever owned another business in Washington? No
Business Name:
UBI Number:
If you need assistance, specify your language:

Optional Insurance

Major operation of your business: Other
Do you wish to apply for elective workers' compensation coverage for owners? No
Do you wish to apply for elective workers' compensation coverage for excluded employment? No

Trade Name(s)

Business Firm Name (doing business as): Thomas and French LLC
Have you previously registered this name as a Trade Name in Washington (under this ownership structure)? No
New name(s): Thomas and French LLC

Prepared By:

Name: Kyle Hulten

Phone number:

(206) 745-5229

By checking this box, I declare under penalty of perjury under the laws of the State of Washington that I am the applicant or authorized representative of the firm making this application and that the information provided in this application, including any additional information provided separately, is true, correct and complete.

Yes

Your application has been completed and submitted. We will review your application within the next 24 business hours. Your license document will be mailed after all licenses are approved. Please allow 14 business days to receive your license in the mail.

Please Print this page for your records.

Continue

5/23/12

Thoi. and French Mail - Re: Darneille information



Kevin Hulten <kevin@thomasandfrench.com>

Re: Darneille information

6 messages

Kevin Hulten <kevin@thomasandfrench.com>

Mon, May 14, 2012 at 12:06 AM

To: Donald McDonough <donm@dmamarketresearch.com>

Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>, "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>

I will get you the answers you need by 5pm Tuesday. If this is too late, I can try and move things up.

I have additional research underway - the information I provided was only what could be substantiated at this time.

Kevin
425 679-9110 direct

On May 13, 2012, at 11:04 PM, Donald McDonough <donm@dmamarketresearch.com> wrote:

I've been going over this information and there is potentially very usable stuff here. Ive noted in highlighting a few things that will help bring out the arguments against Darnielle a bit. If someone can find these additional bits of information that would help. Essentially try to answer the issues or questions I've raised in the highlighted responses.

I'm integrating what we learned from the focus group; our discussions with Jack and Angela; and general information from press clippings etc., into the first draft of the questionnaire. Some of the questions Ive highlighted can be answered only by looking at committee and floor votes which I don't know how to access at this point. Please let me know who can provide the additional information (it looks like it came initially from Kevin, so he might have the answers).

I t would great to get this back by Tuesday. Thanks.

Don

Some of this information needs context and flushing out. We also need to keep in mind, what

would she and her campaign say about these votes and sponsorships, i.e., what is her positive formulation of these bills and/or actions?

I've highlighted some of the clarifying questions or information we need to create a credible message against Darnielle:

1.

Darneille has spent the majority of her career running for elective office. She prominently lists a past job as Director of a regional medical non-profit on her CV.

Would it affect your opinion if you were to discover that Darneille was investigated and placed on indefinite administrative leave by the non-profit's board of directors after employees registered complaints about her management? Would it affect your opinion if you found out that Darneille resigned before results of the investigation became public? How many offices exactly has she held and since when? Do we have supporting documentation or press clippings about the investigation? Is it still up in the air or was it dropped?

2.

Rep. Darneille has been a tireless proponent of disenfranchised criminals. Darneille sponsored, lobbied for and ultimately passed a bill that gave felons the right to vote - regardless of whether they completed their sentence and paid victim restitution.

Do you feel that the civil rights of convicted felons should trump the rights of the victims' families? Or do you think that felons should at least pay their debt to society before earning back the vote? Are we sure this is not a federal issue? Obviously if this legislation is as it is written here the States do have some ability to regulate felon's rights and obligations. She will say there is something else here -- i.e compliance with federal law or regulations that meant getting federal dollars if there wasn't compliance with that law or regulation. There has to be something else here.

3.

In addition to her exemplary work in restoring the vote to felons regardless of whether they've repaid their debt to society, Darneille has also worked to eliminate sanctions and oversight with regard to government fraud.

Darneille sponsors bills designed to eliminate ethical oversight of government workers and elected officials via the closure of multiple ethical oversight agencies designed to investigate complaints against public employees and elected officials accused of misusing state computers and other resources. The entities also train state workers on ethics rules and work to prevent campaign corruption.

Do you feel that it is a waste of tax dollars to fund independent oversight of public officials? This, if presented as is won't pass the credibility threshold; it's not believable that she "works to eliminate sanctions and oversight with regard to government fraud". Would she say that these measures were cost savings and that rather than eliminate "safety net" programs for children and the elderly she shut down or consolidated agencies or bureaucracies that were not effective or needed. I understand this is presented in a sarcastic way and our actual message about this would be more detailed and credibly presented. but our message will be stronger if we know what her thinking was.

4.

Darneille says accountability of elected officials and government workers is not needed, because:

"The rules are known and people are expected to follow the rules".

Do you agree with this statement? This statement as a follow up to citing cost savings or bureaucracy busting is a stronger presentation of her position. I'd like to know though what that preceding statement is. We would say, in any case something like: Does it make you more or less likely to support Darnielle if you knew she sponsored and led the fight to pass legislation which eliminated the xxxx xxx Board and the Governor's committee of XXXX Xxx. This left very little oversight of state workers who routinely handle hundreds of thousands of tax payer dollars. While eliminating these watchdog agencies and committees saved money in the short run, the loss of funds though fraud and lax oversight will cost much more money in the long run.

More or less likely if you knew...Darneille passed legislation that revoked scores of long standing regulations and oversight of elected officials who have been accused of missing using state funds and equipment such as computers and cell phones, for personal purposes or for campaign related activities. State taxpayers should not have to pay for mis use like this even if there is some minimal cost savings in the short run.

5.

Candidate Darneille has labeled herself a reformer and proponent of transparency in government.

However,

John Winkler <ccolywa@aol.com>

Tue, May 15, 2012 at 1:08 AM

To: kevin@thomasandfrench.com, terry@trstrategies.com

Kevin.

Terry is at 360.402.1057, mine is 360.402.1058. We need to talk with you about the poll questions and a few other items. Best time is likely between 2-5pm Tuesday, Thanks JBW

[Quoted text hidden]

Terry Thompson <terry@trstrategies.com>
To: John Winkler <ccolywa@aol.com>
Cc: kevin@thomasandfrench.com

Tue, May 15, 2012 at 9:39 AM

Yes Let's finalize this today if we can....

Terry

[Quoted text hidden]

Donald McDonough <donm@dmamarketresearch.com>
Reply-To: Donald McDonough <donm@dmamarketresearch.com>
To: Kevin Hulten <kevin@thomasandfrench.com>
Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>, "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>

Wed, May 16, 2012 at 12:48 AM

Kevin,

Just wondering how it was going on the questions I asked about (highlighted on your original e-mail)? Also I extrapolated from an article and added Darnielle's base salary combined with reimbursed expenses and got the following:

\$42,106 in base pay, plus \$33,500 in expenses = \$75,606 I think this was for 2010..?? Is my math correct and, is the year correct?

Let me know, and do you think the other information will be ready by Friday?

Thanks

Don

Don McDonough
DMA Market Research
5749 South Eddy Street
Seattle, WA 98118-0385

206-604-0385 (office/cell)
206-760-7737 (office)

From: Kevin Hulten <kevin@thomasandfrench.com>
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: Terry Thompson <terry@trstrategies.com>; "ccolywa@aol.com Winkler" <ccolywa@aol.com>; "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>
Sent: Monday, May 14, 2012 12:06 AM
Subject: Re: Darneille information

[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com>

Wed, May 16, 2012 at 12:11 PM

5/23/12

Thomas and French Mail - Re: Darneille information

To: Donald McDonough <donm@dmamarketresearch.com>
Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>, "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>

Don,

I sent the info late last night, but maybe I had an issue because I can't find the email in my outbox. I'll resend as soon as I can - this afternoon.

Terry, John - I have an update/summary that I'll be getting out to you as well.

Kevin

[Quoted text hidden]

Donald McDonough <donm@dmamarketresearch.com>

Wed, May 16, 2012 at 12:27 PM

Reply-To: Donald McDonough <donm@dmamarketresearch.com>

To: Kevin Hulten <kevin@thomasandfrench.com>

Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>, "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>

Kevin

I assume the salary and expense question I asked about is answered in the materials you are going to re-send..?

Don McDonough
DMA Market Research
5749 South Eddy Street
Seattle, WA 98118-0385

206-604-0385 (office/cell)
206-760-7737 (office)

From: Kevin Hulten <kevin@thomasandfrench.com>

To: Donald McDonough <donm@dmamarketresearch.com>

Cc: Terry Thompson <terry@trstrategies.com>; "ccolywa@aol.com Winkler" <ccolywa@aol.com>; "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>

Sent: Wednesday, May 16, 2012 12:11 PM

Subject: Re: Darneille information

[Quoted text hidden]

...the ... of ...
...the ... of ...
...the ... of ...

5/23/12

Thomas and French Mail - Response to Questions/Additional Strategy



Kevin Hulten <kevin@thomasandfrench.com>

Response to Questions/Additional Strategy

4 messages

Kevin Hulten <kevin@thomasandfrench.com>

Wed, May 16, 2012 at 7:35 PM

To: Donald McDonough <donm@dmamarketresearch.com>

Don -

Please see attached Word doc for the answers to your questions. For some reason this email bounced last night - let me know when you get it and call me if you have any questions.

As referenced in the Word document, I am also attaching a sample press clipping with regard to the AIDS Foundation employment matter. Further, please see below for a graphical representation to whom Darneille is beholden for her financial support.

The document contains a complete CV I've pieced together as well as a series of quotes, press clippings and source materials corresponding with the questions you posed.

I am available to chat tonight.

Kevin

Kevin Hulten
Thomas and French LLC
425.679.9110

covers through 2011

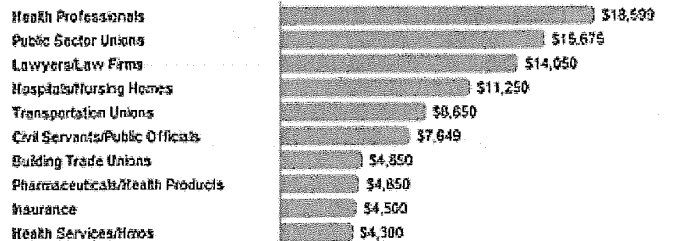
In State vs. Out of State

contributions from individuals, in dollars



Top Industries

opensecrets.org and followthemoney.org classify contribution data into about 100 industries.



75% of the total amount raised came from an identifiable industry.

Individuals vs. PACs

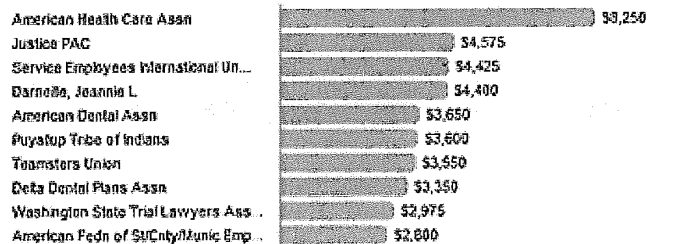
in dollars



Top Contributors

■ Employees ■ PAC

includes contributions from an organization's employees, their family members and its political action committee.



4 attachments

1. News Tribune, The (Tacoma, WA) - May 19, 2007

State suspends AIDS director

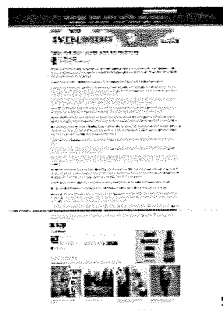
The executive director of the Pierce County AIDS Foundation, Jeannie Darneille, has been put on administrative leave by the foundation's board of directors after an ethics complaint was filed against her. The suspension is effective immediately, according to a statement from the foundation. Darneille has been with the foundation since 2001.

Source: News Tribune, 1/15/2007

NewsLibrary.com newspaper archive clipping service
newspapers and other news sources.png
18K

ence or interest to meet the demand.
"We don't see organizations lining up and saying, 'Gee, we want to work with people with AIDS,'" Darneille said.

The Spokesman Review Google News Archive Search.png
28K



Director may leave AIDS foundation News Tacoma Weekly.png
938K

5/23/12

Thomas and French Mail - Response to Questions/Additional Strategy

 **Pollinganswers.docx**
34K

Kevin Hulten <kevin@thomasandfrench.com>
To: terry@trstrategies.com, John Winkler <ccolywa@aol.com>
Cc: Jon Rudicil <jon@thomasandfrench.com>

Wed, May 16, 2012 at 7:37 PM

[Quoted text hidden]

4 attachments

1. News Tribune, The (Tacoma, WA) - May 12, 2007

State suspends board of AIDS foundation

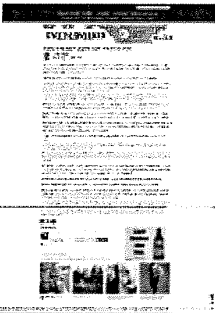
The executive director of the Pierce County AIDS Foundation, Jeanne Darnelle, has been put on administrative leave by the foundation's board Darnelle was silent on details about the suspension Friday, except to say it was partly related to "management issues" and her long-term absence as a state legislator. "There's simply been a lot of issues," Darnelle said. She represents the 27th.

Purchase Complete Article of 12/2/2002

**NewsLibrary.com newspaper archive clipping service
newspapers and other news sources.png**
18K

ence or interest to meet the demand.
"We don't see organizations lining
up and saying, 'Gee, we want to work
with people with AIDS,'" Darnelle
said.

The Spokesman Review Google News Archive Search.png
28K



Director may leave AIDS foundation News Tacoma Weekly.png
938K

 **Pollinganswers.docx**
34K

Kevin Hulten <kevin@thomasandfrench.com>
To: jconnelly@connelly-law.com

Wed, May 16, 2012 at 7:39 PM

Mr. Connelly -

You may be interested in the attached discussion of polling strategy and some details surrounding initial discoveries with regard to the opponent. Please let me know if there is anything I can do for you. I hope we will have an opportunity to debrief soon - either via conference call or in person. I am following your race with keen interest.

All the best,

Kevin Hulten

425.679.9110

[Quoted text hidden]

4 attachments

1. News Tribune, The (Tacoma, WA) - May 19, 2012

Local suspects AIDS of county AIDS group

The executive director of the Pierce County AIDS Foundation, Joanne Darneille, has been picked out as a suspect by the foundation's board. Darneille was short on details about the suspension Friday, except to say it was partly related to "unimpaired skills" and her handling of a case as a child in the "Tara" program in 1994. She is currently a Democratic state representative from Tacoma 27th.

Prohibit Compromise, 10152 words

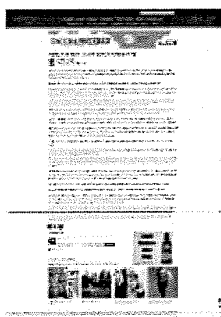
NewsLibrary.com newspaper archive clipping service
newspapers and other news sources.png

18K

ence or interest to meet the demand.
"We don't see organizations lining
up and saying, 'Gee, we want to work
with people with AIDS,'" Darneille
said.

The Spokesman Review Google News Archive Search.png

28K



Director may leave AIDS foundation News Tacoma Weekly.png

938K



Pollinganswers.docx

34K

Jack Connelly <jconnelly@connelly-law.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Wed, May 16, 2012 at 8:00 PM

Kevin: Thank you. If possible, I would love to debrief in person. Thank you for your work on this.

Jack

From: Kevin Hulten [mailto:kevin@thomasandfrench.com]
Sent: Wednesday, May 16, 2012 7:40 PM
To: Jack Connelly
Subject: Fwd: Response to Questions/Additional Strategy

[Quoted text hidden]

5/23/12

Thomas and French Mail - Fwd: Important



Kevin Hulten <kevin@thomasandfrench.com>

Fwd: Important

15 messages

Terry Thompson <terry@trstrategies.com>

Fri, May 18, 2012 at 11:04 AM

To: Kevin Hulten <kevin@thomasandfrench.com>

Cc: Donald McDonough <donm@dmamarketresearch.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>


2143 and 2144 look like the best.

Here are some good bills we need to look through and test

We need to make sure the language is totally accurate and dead on.

Kevin can you look through all these and see if there are more - this looks like a gold mine,

Begin forwarded message:

 **img-518100311.pdf**
208K

Donald McDonough <donm@dmamarketresearch.com>

Fri, May 18, 2012 at 11:32 AM

Reply-To: Donald McDonough <donm@dmamarketresearch.com>

To: Terry Thompson <terry@trstrategies.com>, Kevin Hulten <kevin@thomasandfrench.com>

Cc: Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

Terry,

Thanks got it.

Kevin,

Are there other specific bills she either voted for or sponsored, that we can cite, that are evidence of some of our broader message claims, e.g. She is soft on crime; She has always voted for lax or diminished oversight/checks/ethics requirements of elected officials and government employees; She sides more with the political class than with regular folks; she never meet a tax increase she didn't like (vote for) --

I'll review this material as well but I thought there are people who have already spent a lot of time with this information and could relate it more or less top of mind back to Terry and John and me.(as Terry has done with these Corrections Department Bills 2143 and 2144)

Thank you,

Don

Don McDonough
DMA Market Research
5749 South Eddy Street
Seattle, WA 98118-0385

206-604-0385 (office/cell)
206-760-7737 (office)

From: Terry Thompson <terry@trstrategies.com>
To: Kevin Hulten <kevin@thomasandfrench.com>
Cc: Donald McDonough <donm@dmamarketresearch.com>; Jack Connelly <JConnelly@connelly-law.com>; "ccolywa@aol.com Winkler" <ccolywa@aol.com>
Sent: Friday, May 18, 2012 11:04 AM
Subject: Fwd: Important

[Quoted text hidden]

Donald McDonough <donm@dmamarketresearch.com>
Reply-To: Donald McDonough <donm@dmamarketresearch.com>
To: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>
Cc: Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 3:15 PM

Got it, thanks.

Do we have all the endorsements on our web-site? Do we have the endorsement of the Tacoma cops yet? Or will we? I haven't looked at the web-site recently so I don't know if all our endorsements are there (if we have any)? If there are factual elements like endorsed by.... for Jack or Darnielle that we want to test, please pass them along. That would include her contributions and ours, e.g. how many individual donations do we have compared to her?; And who has the lower average contribution?

Also, I didn't see her House mail costs. I know we have the expenses that she had reimbursed, but don't the Members get a mail budget that taxpayers pay for?

I'm just looking for incidental things like this that aren't out there in any organized way yet.

Also Kevin, I sent a question for you about her combined salary and expenses being around \$77,000 for 2010 (I think it was 2010), did you see that and was my figure correct?

Don McDonough
DMA Market Research
5749 South Eddy Street

5/23/12

Thomas and French Mail - Fwd: Important

Seattle, WA 98118-0385

206-604-0385 (office/cell)

206-760-7737 (office)

From: Terry Thompson <terry@trstrategies.com>
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: John Winkler <ccolywa@aol.com>
Sent: Friday, May 18, 2012 12:15 PM
Subject: Re: Important

Don

These two are the ones that have the Tacoma cops so mad at here...

Terry

[Quoted text hidden]

Terry Thompson <terry@trstrategies.com> Fri, May 18, 2012 at 3:59 PM
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: "ccolywa@aol.com Winkler" <ccolywa@aol.com>, Kevin Hulten <kevin@thomasandfrench.com>

Don

Back in the day, guys like John won PRIZES for draining the members mail accounts - whoever spent the most won.

Whatever are you suggesting?

Phrases like "a mail budget that taxpayers pay for"??? Come on - besides she probably wasted her dough sending that crap to all registered voters. We just focused on the non-aligned 3/4 voters in the swing precincts - right Winkler?

Should we hit her for possibly doing something we did all the time?

IF THE POLL SAYS YES - YES!

Anyway, this is shaping up - THANKS

Terry

[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com> Fri, May 18, 2012 at 4:12 PM
To: Terry Thompson <terry@trstrategies.com>
Cc: Donald McDonough <donm@dmamarketresearch.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>
Bcc: Jon Rudicil <jon@thomasandfrench.com>

5/23/12

Thomas and French Mail - Fwd: Important

Will digest tonight. Thanks.

On May 18, 2012, at 11:04 AM, Terry Thompson <terry@trstrategies.com> wrote:

>
> 2143 and 2144 look like the best.
> Here are some good bills we need to look through and test
>
> We need to make sure the language is totally accurate and dead on.
>
> Kevin can you look through all these and see if there are more - this looks like a gold mine,
>
>
>
> Begin forwarded message:
>
>
> <mime-attachment>
> <img-518100311.pdf>

Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 4:18 PM

To: Donald McDonough <donm@dmamarketresearch.com>

Cc: Terry Thompson <terry@trstrategies.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

Don - I think answered that question in my last response so check that for more detail, but the short answer is that I don't think we can combine those figures.

One, the time periods are a little different. Two, it's a stretch to call office expenses and what not "salary" - when I was in the Senate the majority of these expenses were setting up the district office/travel/etc. Three, she's pretty much 50th percentile for these kind of expenses.

In short, it's a weak argument that has potential for blowback. Legislators get paid like crap. I'd hate to add to the misconception that they are getting rich.

However, taking per diem while sitting at home not working...that's something we can milk.

Just my two cents if you would like me to rally up exact figures with regard to salary and expenses, I can do that.

Best,

Kevin

[Quoted text hidden]

Jack Connelly <jconnelly@connelly-law.com>

Fri, May 18, 2012 at 4:19 PM

To: Kevin Hulten <kevin@thomasandfrench.com>

Kevin: We just received word that a Republican filed. A guy named Tim Jolibois. The Jolibois family is known as a Democratic family. I'm not sure he is a member but, if he is, then it means that Jeannie's people succeeded in getting a guy in to draw away votes from me.

Do we have enough to knock her down in the primary. This is roughly a 75/25 or 68/32 D/R district, and she is now the only woman running against two men, so I need to make sure that we can come through the primary. It

5/23/12

Thomas and French Mail - Fwd: Important

would be nice to be able to cause this to backfire on her and knock her out in the primary though I recognize that that is a long shot. We did hear that they were looking for a male to file as a Republican and it looks like they succeeded.

Jack Connelly

[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com>
To: Jack Connelly <jconnelly@connelly-law.com>
Bcc: Jon Rudicil <jon@thomasandfrench.com>

Fri, May 18, 2012 at 4:41 PM

Okay Jack. I'm just leaving work. I'll get on it ASAP. Driving now but I'll give you a thorough response soon.

I'd hate to make a rash generalization, but I think we will be fine. I've worked contested primaries for the middle ground candidate the last two years. The middle is a great place to be, as we can expand into both margins. Darneille and the R can only go one way.

We need to shore up the law enforcement and first responder endorsements now tho. Cut the knees out from under this guy.

Talk to you soon - my direct line is 425.679.9110.

Kevin

Sent remotely

[Quoted text hidden]

Jack Connelly <jconnelly@connelly-law.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 4:47 PM

Thanks Kevin.

Jack

—Original Message—

From: Kevin Hulten [mailto:kevin@thomasandfrench.com]

[Quoted text hidden]

Jon Rudicil <jon@thomasandfrench.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 5:15 PM

Hey man I'll be finishing up in an hour or so. Ill give you a call if you're around about these emails to see what I can do to help out.

[Quoted text hidden]

Donald McDonough <donm@dmamarketresearch.com>
Reply-To: Donald McDonough <donm@dmamarketresearch.com>
To: Kevin Hulten <kevin@thomasandfrench.com>
Cc: Terry Thompson <terry@trstrategies.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

Fri, May 18, 2012 at 5:24 PM

Kevin

5/23/12

Thomas and French Mail - Fwd: Important

I thought the figure I added to her salary was for per diem -- at least that is what I intended; as you suggest I want the figure for the per diem she claimed for time she was supposed to be in Olympia; Can we get a figure for all the per diem that meets that definition? The "supposed to be in Olympia" definition. The total of all those days, whether or not we (or she for that matter) can prove or claim where she was, is what I would like to see. And your take on the Legislation that Terry passed along -- excluding the two bills Terry singled out, which are good to use.

Don McDonough
DMA Market Research
5749 South Eddy Street
Seattle, WA 98118-0385

206-604-0385 (office/cell)
206-760-7737 (office)

From: Kevin Hulten <kevin@thomasandfrench.com>
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: Terry Thompson <terry@trstrategies.com>; Jack Connelly <JConnelly@connelly-law.com>; "ccolywa@aol.com Winkler" <ccolywa@aol.com>
Sent: Friday, May 18, 2012 4:18 PM
Subject: Re: Important

[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com> Fri, May 18, 2012 at 5:29 PM
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: Terry Thompson <terry@trstrategies.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

You got it.

[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com> Fri, May 18, 2012 at 5:31 PM
To: Jon Rudicil <jon@thomasandfrench.com>

If you have time to analyze these bills, that would be great.

I am doing initial background on the R who filed today.

Begin forwarded message:

From: Terry Thompson <terry@trstrategies.com>
To: Kevin Hulten <kevin@thomasandfrench.com>
Cc: Donald McDonough <donm@dmamarketresearch.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

5/23/12

Thomas and French Mail - Fwd: Important

Subject: Fwd: Important

2143 and 2144 look like the best.
Here are some good bills we need to look through and test


We need to make sure the language is totally accurate and dead on.

Kevin can you look through all these and see if there are more - this looks like a gold mine,

Begin forwarded message:

2 attachments

 **mime-attachment**
1K

 **img-518100311.pdf**
208K

Jon Rudicil <jon@thomasandfrench.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 6:06 PM

I'm headed home now, I'll start on them when I get there.

On May 18, 2012, at 5:32 PM, Kevin Hulten <kevin@thomasandfrench.com> wrote:

> If you have time to analyze these bills, that would be great.
>
> I am doing initial background on the R who filed today.
>
>
>
> Begin forwarded message:
>
> *From:* Terry Thompson <terry@trstrategies.com>
> *To:* Kevin Hulten <kevin@thomasandfrench.com>
> *Cc:* Donald McDonough <donm@dmamarketresearch.com>, Jack Connelly <
> JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>
> *Subject:* *Fwd: Important*
>
>
> 2143 and 2144 look like the best.
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>

5/23/12

Thomas and French Mail - Fwd: Important

>
> Begin forwarded message:
> <mime-attachment>
> <img-518100311.pdf>

Jon Rudicil <jon@thomasandfrench.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 8:49 PM

Kevin,
This is what I found on the two bills. Take a look I will give you a call in a few.
Jon
[Quoted text hidden]



Bill Analysis HB 2143 & 2144 2011-2012.docx
108K



Kevin Hulten <kevin@thomasandfrench.com>

Early Release of Felons and Sex Criminals - Darneille Agenda2 messages

Kevin Hulten <kevin@thomasandfrench.com>

Sat, May 19, 2012 at 2:47 PM

To: terry@trstrategies.com, Donald McDonough <donm@dmamarketresearch.com>, John Winkler <ccolywa@aol.com>

Cc: Jon Rudicil <jon@thomasandfrench.com>

Bcc: jconnelly@connelly-law.com

Attached please find a bill summary and suggested lines of attacks with regard to Darneille's House Bills 2143 and 2144.

I am also attaching official legislative bill summaries with regard to each of these bills (for your reference) and I will follow with a screenshot example that I think could be used in conjunction with a mailer or TV spot - just to add legitimacy.

We are currently reviewing the video archives of the public hearings with regard to these bills. I am sure we will be able to get audio of Darneille speaking to these bills.

Kevin

3 attachments**2143 HBA WAYS 12.pdf**
91K**2144 HBA WAYS 12.pdf**
81K**Suggested Rhetoric based on analysis of HB 2143 and 2144.docx**
15K

Terry Thompson <terry@trstrategies.com>

Sat, May 19, 2012 at 2:57 PM

To: Kevin Hulten <kevin@thomasandfrench.com>

Cc: Donald McDonough <donm@dmamarketresearch.com>, John Winkler <ccolywa@aol.com>, Jon Rudicil <jon@thomasandfrench.com>

THANKS

Very good work guys!!!!

Terry

On May 19, 2012, at 2:47 PM, Kevin Hulten wrote:

<2144 HBA WAYS 12.pdf>



Kevin Hulten <kevin@thomasandfrench.com>

Jolibois Background

2 messages

Kevin Hulten <kevin@thomasandfrench.com>

Sun, May 20, 2012 at 8:18 PM

To: jconnelly@connelly-law.com, terry@trstrategies.com, John Winkler <ccolywa@aol.com>

Bcc: Jon Rudicil <jon@thomasandfrench.com>

Gentlemen -

I'm just going to do this informally because the Jolibois file is a rabbit hole that I could disappear down for hours. I'll give you the quick rundown and then see what you and Terry/John would like me to do. At a bare minimum we should probably chase down the police reports on the DV and the commercial fishing problem. With that said...

Attached, please find screenshots of Tim's two criminal cases:

1. A criminal assault charge with a DV designation - It appears that Jolibois assaulted his estranged wife during the separation period prior to their divorce. Charges were dropped 18 months later. The police report on this should be great material. Would you like me to obtain it?
2. Illegal fishing/salmon. Violation of reporting requirements - not very interesting on its own until we combine it with the other fishing related issues in his background.

I am also attaching his current and past addresses, a list of aliases he uses and a list of known associates. In addition, he has a couple civil cases that I haven't been able to find the details on just yet. Give it a quick scan and see if anything jumps out at you.

Here's another interesting item: Jolibois is one of a very very small group of individuals who retained licenses to operate Purse Seining salmon fishing operations outside of Alaska. Basically, this is the process of stretching huge net across the mouth of a river or channel and gill-netting all the salmon that try to swim through. I am not sure how he got this permit (info attached), but I did notice that John Jolibois is a registered member of some Native American tribe that I've never heard of.

Anyway, NOAA completed a study a few years ago that pointed out that Purse Seining was destroying the salmon run and therefore they decided to begin a mandatory buyback of the Purse Seining permits. Jolibois is scheduled to receive his payout - about a quarter of a million dollars - this month.

So, Jolibois, it seems, is constantly getting paid thousands of taxpayer dollars to not gill-net salmon. Sounds like a difficult business to explain to the average constituent.

In summary, there is a ton of material here. We can move this guy out of the race with ease. In addition to his criminal records and the shady connections/Fed grant issues, his background report indicates some severe financial problems and possible fraud.

Shall I go ahead and give you a complete background/analysis/recommendation on taking this guy down, or would you rather narrow the focus and/or concentrate on Dameille?

Kevin

7 attachments

5/23/12

Thomas and French Mail - DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes



Kevin Hulten <kevin@thomasandfrench.com>

DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes

7 messages

Kevin Hulten <kevin@thomasandfrench.com>

Sun, May 20, 2012 at 4:24 PM

To: terry@trstrategies.com, John Winkler <ccolywa@aol.com>

Cc: Jon Rudicil <jon@thomasandfrench.com>, Kevin Hulten <kevin@thomasandfrench.com>

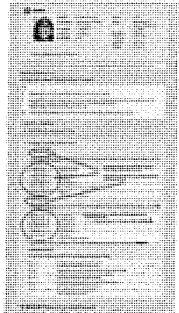
Gentleman,

I was able to locate a 2010 Legislative Survey Darneille filled out that pins her to some difficult ideological positions. The first area I've mined is spending - please see the attached DRAFT issue piece with regard to her tax and spend practices.

All statements in this piece are directly sourced and verifiable. Let me know if you like it. Here's a link to it on a secure test blog - for an idea on how it might look if we went viral with something like this.

Kevin

2 attachments



SpendingUpTaxesUp.png
225K



Darneille Issue Piece Spending.docx
239K

Kevin Hulten <kevin@thomasandfrench.com>

Sun, May 20, 2012 at 4:25 PM

To: jconnelly@connelly-law.com

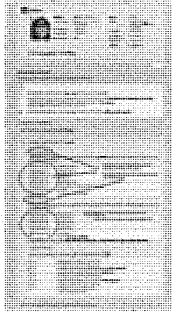
What do you think about this angle? Also, I've got a background report coming in on the R challenger later this afternoon. I'll be in touch. All the best - KH

[Quoted text hidden]

2 attachments

5/23/12

Thomas and French Mail - DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes



SpendingUpTaxesUp.png
225K



Darneille Issue Piece Spending.docx
239K

Kevin Hulten <kevin@thomasandfrench.com>
To: Donald McDonough <donm@dmamarketresearch.com>

Sun, May 20, 2012 at 4:27 PM

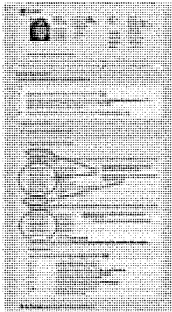
Forgot to include you on this one. What do you think? KH

----- Forwarded message -----

From: **Kevin Hulten** <kevin@thomasandfrench.com>
Date: Sun, May 20, 2012 at 4:24 PM
Subject: DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes
To: terry@trstrategies.com, John Winkler <ccolywa@aol.com>
Cc: Jon Rudicil <jon@thomasandfrench.com>, Kevin Hulten <kevin@thomasandfrench.com>

[Quoted text hidden]

2 attachments



SpendingUpTaxesUp.png
225K



Darneille Issue Piece Spending.docx
239K

Jack Connelly <jconnelly@connelly-law.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Sun, May 20, 2012 at 6:34 PM

Its interesting Kevin. We will poll to find out how liberal this District is. I know that a lot of people would like parts of this:

5/23/12

Thomas and French Mail - DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes

They would like the spending on education , health care, and environmental issues I think.

- ✓ **Greatly increase** spending on K-12 Education
- ✓ **Greatly increase** spending on Higher Education
- ✓ **Increase spending** on Environmental Issues
- ✓ **Increase** Spending on Health Care
- ✓ **Increase** Spending on Welfare

From: Kevin Hulten [mailto:kevin@thomasandfrench.com]
Sent: Sunday, May 20, 2012 4:25 PM
To: Jack Connelly
Subject: DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes

What do you think about this angle? Also, I've got a background report coming in on the R challenger later this afternoon. I'll be in touch. All the best - KH

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To: terry@trstrategies.com, John Winkler <ccolywa@aol.com>
Cc: Jon Rudicil <jon@thomasandfrench.com>, Kevin Hulten <kevin@thomasandfrench.com>

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I was able to locate a 2010 Legislative Survey Darneille filled out that pins her to some difficult ideological positions. The first area I've mined is spending - please see the attached DRAFT issue piece with regard to her tax and spend practices.

All statements in this piece are directly sourced and verifiable. Let me know if you like it. Here's a link to it on a secure test blog - for an idea on how it might look if we went viral with something like this.

Kevin

Donald McDonough <donm@dmamarketresearch.com>
Reply-To: Donald McDonough <donm@dmamarketresearch.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Sun, May 20, 2012 at 11:11 PM

Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

Kevin

Thank you. You've done a really through job and you have zeroed in on the most important elements -- politically/campaign wise. Good job. I'll be reviewing this stuff over the course of the next couple of days and much of it will be incorporated into the poll. If you have other thoughts on translating these votes and positions into message statements, feel free to e-mail them to me. I would appreciate seeing how you think this research is best translated in to anti-Darnielle statements/messages -- I could use that bit of additional help.

One bit of context for that translating is thinking about the message section of the poll; the intro to the section would read something like this:

"Here are some statements about Jeanne Darnielle that people in our community have given as reasons to vote against Darnielle and for her opponent. For each statement please tell me if that makes you more or less likely to support Darnielle."

areas in Yellow highlight are places where you could help with verification or correction

Q. Darnielle has voted for every tax increase that has come to the floor of the legislature. In the last ten years alone she has supported \$XXX billion in tax increases. She has even been a strong and consistent supporter of a state income tax. In tough economic times we need leaders in the legislature that will look at creative and bi-partisan ways to meet our revenue commitments and not over burden taxpayers.
(for this I do need a dollars approximation and the citations that show she supports an Income Tax)

Q. Darnielle has voted to decrease financial and ethical oversight of Legislators and of high ranking state employees. This is being done at a time when every penny of waste, fraud and abuse needs to be flushed out and exposed.

Q. During the past three state budget cycles, during the worst economic downturn since the Great Depression, Representative Darnielle has not voted for any cuts (or very few/hardly any??) in state spending. Darnielle has taken a hard partisan and ideological stance and has, in fact said she wants to see state spending increase in most areas from higher education to welfare and environmental regulations. She should have been willing to look at cuts in state spending and not just rely on tax increases. Now is not the time to increase spending.

Q. Jeanne Darnielle was chair of the House Budget Committee during the recession we are just now coming out of, but instead of taking a leadership role and being willing to compromise on state budgets with a balance of cuts in spending in some areas, holding spending to current levels in other areas, and looking at repealing tax loopholes rather than tax increases on ordinary citizens, she was very partisan and ideological and wouldn't compromise with Republicans or even members of her own party who are more conservative than she is.

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Knowing this does it make you more or less likely to support Jeanne Darnielle?

Take a look at these and the information or additional verification needed where indicated. I have others that are framed in a similar way, but I am also interested in seeing if you have some specific ways you would translate your research into questions that fit the format above (more likely less likely).

Terry and John, please pitch in your two cents as well..

If I could get something back by end of day Monday or Tuesday morning I would appreciate it.

Thanks,

Don

Don McDonough
DMA Market Research
5749 South Eddy Street
Seattle, WA 98118-0385

206-604-0385 (office/cell)
206-760-7737 (office)

From: Kevin Hulten <kevin@thomasandfrench.com>
To: Donald McDonough <donm@dmamarketresearch.com>
Sent: Sunday, May 20, 2012 4:27 PM
Subject: Fwd: DRAFT Hit Piece: The Darnielle Plan - Spend it all, Raise taxes

[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com> Mon, May 21, 2012 at 6:12 PM
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>
Bcc: Jon Rudicil <jon@thomasandfrench.com>

Thanks for the kind words Don. I'll get something back to you in the AM. KH

[Quoted text hidden]

Donald McDonough <donm@dmamarketresearch.com> Tue, May 22, 2012 at 10:11 PM
Reply-To: Donald McDonough <donm@dmamarketresearch.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Kevin,

This is what I was referring to

<https://mail.google.com/mail/ca/u/0/?ui=2&ik=c82eb67c2f&view=pt&search=sent&th=1376c9102d7f97ba>

5/6

5/23/12

Thomas and French Mail - DRAFT Hit Piece: The Darnelle Plan - Spend it all, Raise taxes

Don McDonough
DMA Market Research
5749 South Eddy Street
Seattle, WA 98118-0385

206-604-0385 (office/cell)
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[Quoted text hidden]

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Public Disclosure Commission

STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

In re the Matter of the Investigation of:

KEVIN T. HULTEN,

Respondent.

No. 13-031

RESPONSE TO COMPLAINT

1. INTRODUCTION

I hereby submit this response to the complaint filed against me on April 11, 2013, by Andrea McNamara Doyle, Executive Director of the Public Disclosure Commission. The complaint alleges that there is "reason to believe" that I may have improperly used county resources to aid my former employer, Aaron Reardon, in his reelection campaign in 2011 during my tenure as an Executive Analyst in the Executive Office of Snohomish County.

Specifically, the complaint cites former RCW 42.17.130, now recodified as RCW 42.17A.555, which states that "No elective official nor any employee of his or her office nor any person appointed to or employed by any public office or agency may use or authorize the use of any of the facilities of a public office or agency, directly or indirectly,

RESPONSE TO COMPLAINT – Page 1

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1 for the purpose of assisting a campaign for election of any person to any office or for the
2 promotion of or opposition to any ballot proposition." See Exhibit 1. The statute goes on
3 to detail various types of activities and facilities prohibited. *Id.*

4 **2. BACKGROUND**

5 I am a 34-year-old marketing consultant in the Bay Area in California. Prior to
6 going to work for Snohomish County, I was a Legislative Assistant to Senator Steve
7 Hobbs from 2007 to 2011. In this role, I was introduced to and maintained professional
8 relationships with many individuals in Olympia. This network was an asset to the
9 Executive Office and likely a portion of the reason I was hired for the position, as the role
10 required a significant amount of communication with lobbyists and legislators as we
11 worked to advance Snohomish County's interests in Olympia. From 2007 to the time I
12 was hired at the Executive Office, I was actively involved in Democratic Party politics
13 outside of work and volunteered my time in support of party causes and campaigns. I
14 served a term as a Snohomish County elected PCO (Precinct Committee Officer) during
15 this time as well.

16 On January 3, 2011, I was hired as an executive analyst in the office of the
17 Snohomish County Executive, then Aaron Reardon. See Exhibit 2. My first day of work
18 was January 18, 2011, and my duties included advancing the legislative agenda for the
19 executive's office. Other responsibilities included communicating with local constituents,
20 overseeing local, state, and federal government affairs relationships and initiatives,
21 serving as a point of contact for the county's federal lobbyist, and serving as a central
point of communication for area governments and elected officials desiring to work with

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1 the executive's office. *Id.* Major initiatives I was involved in included petitioning the
2 legislature for funding for the county's aerospace training center, implementing a county-
3 wide open data policy, and representing the executive's office in a regional FEMA flood-
4 mapping effort.

5 Notably, my position was management-exempt, and my work hours were wildly
6 unpredictable and fluid due to the 24/7 nature of the role. I was consistently called upon
7 to work nights, weekends, and early or late hours. My supervisor, Gary Haakensen,
8 explained that I was "expected to manage [my] own schedule to avoid bringing election-
9 related activity into the work place" and, importantly, he unequivocally stated that "I've
10 never found him engaged in campaign-related activity." See Exhibit 3. I was not afforded
the regular breaks and lunch hours of more traditional county employees.

11 I was also not afforded a county cell phone; instead, I already had a personal
12 iPhone and simply forwarded my work calls to that number. See Exhibits 3 & 4. The
13 unfortunate result of this "streamlining" was that calls to both my work number and my
14 personal number became mixed. This became an issue in the subsequent public records
15 requests for my work calls and texts when the production also detailed all my personal
16 and private information to the public. The Snohomish County Prosecutor noted with
17 regard to the record production that "the records enclosed document both calls and text
18 message routed through [Hulten's] county phone number and calls and text messages
19 routed through his personal cellular number." See Exhibits 3 & 4. My supervisor, Gary
20 Haakensen, further explained: "[T]he county wasn't charged extra for Hulten's personal
21 phone service." See Exhibit 3.

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1 As a Democratically-minded, single person with a vested interest in ensuring my
2 continued employment, in 2011 I volunteered my time – exclusively outside of work – to
3 volunteer for the Re-Elect Aaron Reardon campaign. It is my understanding that such
4 volunteer work is not only legal but also extremely common.

5 In June 2011, Mike Hope contacted me through personal channels and asked me
6 to meet him for lunch. I had a prior professional relationship with him through my time in
7 the legislature. At this meeting, Hope referenced his intent to run against my employer,
8 Aaron Reardon, and asked me to inform Reardon that unless he withdrew from the
9 upcoming executive race, Hope would, through his asserted local media connections,
10 publish damaging pictures and evidence relating to an affair or affairs with a county
11 employee. I told Hope that I wasn't privy to Reardon's campaign plans and that my only
12 relationship with him was that of employee-employer, all of which was true. Nonetheless,
13 Hope asked me to pass on the message and I did, both verbally and in a written memo.
14 See Exhibit 5. Reardon took the message in stride and proceeded to file for reelection the
15 next week. I found this entire episode greatly distasteful and left with a very negative
16 impression of Mr. Hope.

17 In mid-2011, a Seattle resident named John Chambers filed a PRA request
18 through the Seattle Police Department that resulted in the release of Mike Hope's
19 personnel record. Mr. Hope was the main opposition of Aaron Reardon in the 2011
20 campaign. The personnel record revealed previously unpublished disciplinary records
21 politically damaging to Hope, and they received some media attention. Once Mr. Hope
was notified that the records were scheduled for release, he issued a press release and

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1 made a public accusation that either (a) there was no person named John Chambers or
2 (b) I was impersonating him.

3 In reality, John Chambers is a genuine individual whose independent decision it
4 was to file the public records request, as the Seattle Times reported in its October 1, 2011
5 article: "Hope was proven wrong last week on his allegations that Hulten used a fake
6 name. He still got plenty of press, though, much of it repeating his false claims." See
7 Exhibit 6. John Chambers is a friend of mine I have known many years through his
8 friendship with my brother, and we have played soccer together for several years. John
9 was interested in local politics and was looking for ways to get involved in Democratic
10 Party volunteer efforts. John's specific interest in the Hope/Reardon election originated
11 from my retelling of my distasteful encounter with Hope. John was a Seattle resident and,
12 disheartened by the actions of a Seattle police officer, took it upon himself to seek out Mr.
13 Hope's publicly available records. See Exhibits 7 & 8.

14 Once Mr. Hope disseminated rumors that I was impersonating John Chambers or
15 using a fake name, I began getting many press calls at work about the allegations. I
16 refrained from commenting or taking press calls on the matter and referred the calls to my
17 supervisor. I further informed my supervisor that these campaign-related matters were
18 infiltrating the work environment.

19 In 2012, a week before the general election, a local paper published allegations of
20 Aaron Reardon's affair with a county employee, throwing the office into turmoil. The
21 Snohomish County Prosecutor launched a very public, lengthy investigation, which was
subsequently closed with findings of no wrongdoing. However, throughout these

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1 investigations, I became convinced of multiple conflicts of interest that could not be
2 ignored: principally, the dual role of the Snohomish County Prosecutor as both counsel to
3 the Executive Office and the head of the investigation against it. Because of my concerns
4 about this mishandling of due process and the increasingly hostile environment I began to
5 face at work, I filed a whistleblower complaint in early 2013. To dramatically truncate the
6 story of this process, it must suffice to say that as a direct result of this filing, I lost my job
7 with Snohomish County, my personal files have been improperly accessed and
8 disseminated in public, and my name and reputation has been unfairly smeared through
9 the media.

10 To specifically address a major portion of the complaint's inquiry, the "drop down
11 box option" referred to is in actuality a Dropbox account, a monthly subscription cloud-
12 based storage service. This service allows one to store their personal files and
13 documents on the Internet, protected by password and encryption, so that they can be
14 accessed from any computer with Internet connectivity. The files do not exist on any
15 computer, but rather on the Internet itself. Thus, the ability to access a cloud-based
16 Dropbox account or files within that account from a particular computer means only that
17 the computer is connected to the Internet and that the user has the relevant username
18 and password. It has absolutely zero bearing on whether the files exist on that computer
19 or have ever been accessed from such computer. To be completely clear, this Dropbox
20 account is mine, private, and maintained for the storage of my personal files both prior to
21 and after my employment at Snohomish County. The files referenced in this complaint
have been pulled wholesale from this private account. See Exhibit 9.

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1
2 A. ISSUE ONE: TELEPHONE CALLS TO PDC STAFF

3 My recollection of the conversations with Mr. Perkins were that they revolved
4 around rules, regulation, and governance of social welfare organizations with regard to
5 campaigns. I was trying to find out past examples of such organizations to achieve a
6 better understanding of the framework and rules surrounding them as we looked ahead to
7 election season. Specifically, Mr. Hope was founding such an organization (100 Ideas
8 WA) and I was looking to determine whether his actions were proper. I only vaguely recall
9 the Law Enforcement memorial and do not believe it was something I found significant or
10 was looking into. I took notes regarding my conversations with Mr. Perkins and stored it in
11 my personal, private Dropbox account as explained above. Aaron Reardon did not
12 instruct me to make these calls, nor was it related to the normal operation of the
13 Snohomish County Executive Office.

14 As explained above, I volunteered for the Re-Elect Aaron Reardon campaign on
15 my own time and using my own resources and facilities. I specifically remember making
16 the calls referenced in my car, off campus property, using my personal iPhone. At no
17 point did I ever have a county cell phone: the calls were placed from my personal, private
18 cell phone and only showed up in the referenced phone records because my personal
19 cellular records were included in a batch release of public records by the county. See
20 Exhibits 3 & 4. Further, my work time was never a "traditional" 9-5 schedule; instead, I
21 worked throughout morning, afternoon, and evening hours seven days a week and was
"off" regularly at times through the normal workday; thus, my actions between the hours of

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1 9AM to 5PM cannot properly be construed as "during work hours". See Exhibit 3. To the
2 best of my knowledge, I never used county facilities, resources, or time to conduct my
3 research in this regard.

4 B. ISSUE TWO: DROPBOX DOCUMENTS

5 As explained above, these documents have all been improperly accessed from my
6 personal, private Dropbox account. See Exhibit 9. Thus, as a preliminary matter, I object
7 to the questions regarding these documents as they are my private documents. However,
8 notwithstanding such objection, I freely admit that these documents did and still do exist in
9 my Dropbox account. *Id.* As a complete answer to all subquestions, I did not do work on
10 any of these projects or documents while using my work computer or laptop, nor did I
11 conduct the work on county time, nor did Aaron Reardon instruct me to work on them.
12 Any information that was shared with the campaign was done by me as a private citizen
13 on my own time. This constitutes my complete answer to subquestions (1), (2), (6), (7),
and (8). I will further address subquestions (3), (4), and (5) below.

14 (3) & (4). With respect to the questions regarding John Chambers and his
15 attorney, Adam Matherly, I have already addressed his existence and role in this matter.
16 See Exhibits 6, 7 & 8. The public records requests were his and his alone. *Id.* My
17 conversations with Mr. Matherly revolved around inquiring as to Mr. Chambers'
18 willingness to "come forward" and identify himself as an individual to absolve me of my
19 impossible media-imposed obligation to prove the negative. See Exhibit 8. These calls
20 were for my own benefit to prove to the public that I was not a liar, not to benefit Aaron
21 Reardon's campaign. As to whether an indirect benefit resulted I cannot speculate.

RESPONSE TO COMPLAINT – Page 8

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1 (5). Mr. Ferrell is an Olympia attorney who specializes in cases involving police
2 abuse. My relationship with him exists is professional and exists solely outside of work.
3 Mr. Ferrell initiated and filed the complaint. I believe that information I had researched
4 may have ended up being used in the complaint. After the complaint was filed, I did share
5 the relevant information with Aaron on my own time outside of work.

6 C. ADDITIONAL QUESTIONS

7 (1) I do not recall the specific material referred to in this alleged statement, nor
8 do I recall ever making this statement. However, I freely admit that negative material
9 about Mike Hope was covered by the media.

10 (2) No materials were obtained from my laptop; instead, as explained in detail
11 above, they were accessed from my personal Dropbox account in the cloud. See Exhibit
12 9. The presence of such documents in the cloud does not imply their presence on any
13 work computer; in fact, if these documents had been accessed by me on the county
14 network, the records would indicate such.

15 (3) & (4) Any and all campaign-related communication I had with media was
16 conducted outside of work, whether by email, phone, or face to face. This was a
17 conscious decision made despite the fact that multiple media sources were constantly
18 attempting to contact me regarding campaign-related matters during inappropriate hours.
19 I consistently refused to speak with them.

20 (5) I have a longstanding journalistic background and grew up in this town. I
21 thus needed no list to know the relevant players in the media.

(6) – (15) No.

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D. QUESTIONS REGARDING SNO CO PHONES

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(1) As noted by the PDC, Ms. Lanham was the lobbyist for the Aerospace Futures Alliance of WA. I likely have been acquainted with her since working as a LA for Senator Hobbs. In this context, I was working directly with Ms. Lanham as a normal and customary part of my official duties as an Executive Analyst for Snohomish County. We were working together during the process to successfully attain state funding for the retraining of the county's aerospace workforce. See Exhibit 10. Our efforts resulted in a \$2.5 million budget allocation that funded the county's aerospace training center. *Id.* The school retraines over 300+ workers per year and places them in family-wage aerospace jobs within the county, not only addressing the needs of county constituents but also providing a local workforce for the county's largest employer. *Id.* I was unaware that Ms. Lanham had made any contribution to Aaron Reardon's campaign and at no time solicited or communicated with Ms. Lanham regarding Aaron's campaign.

(2) McBee Strategic in Washington, D.C., was Snohomish County's federal contract lobbyist. They were paid \$8,000 per month through a publicly awarded county contract for the rendering of government affairs services on a federal level. I communicated with McBee Strategic as a normal and customary part of my official duties as an Executive Analyst for Snohomish County in order to advance the interests of Snohomish County federally. I was unaware of any contributions McBee Strategic may have made to Aaron Reardon's campaign and at no time solicited or communicated with any member of this organization regarding Aaron's campaign, nor did we discuss Mike Hope in any capacity.

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4. CONCLUSION

I want to explain that the time I worked at Snohomish County has been some of the most negative of my life. I at all times took my job very seriously, tried to perform my job to the best of my abilities, and did my best to follow the applicable rules. At one point, I became so concerned that I properly balance this tightrope that in January 2012, I requested guidance from my direct supervisor, Gary Haakensen. Despite my requests, I received no advice or aid whatsoever. Last year, I lost my job and eventually felt compelled to leave the state because of the unending negativity in the press. I have done my best to act properly and at all times genuinely desired to abide by the rules set in place. I do not believe that I have violated RCW 42.17A.555. I am doing my best to move on from this nightmare in a positive manner. I therefore ask that you dismiss this complaint without further action.



KEVIN THOMAS HULTEN

4/1/2014

DATE

RESPONSE TO COMPLAINT – Page 11

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EXHIBIT 1

RCW 42.17A.555**Use of public office or agency facilities in campaigns — ²⁰¹¹Prohibition — Exceptions.**

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No elective official nor any employee of his or her office nor any person appointed to or employed by any public office or agency may use or authorize the use of any of the facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition. Facilities of a public office or agency include, but are not limited to, use of stationery, postage, machines, and equipment, use of employees of the office or agency during working hours, vehicles, office space, publications of the office or agency, and clientele lists of persons served by the office or agency. However, this does not apply to the following activities:

(1) Action taken at an open public meeting by members of an elected legislative body or by an elected board, council, or commission of a special purpose district including, but not limited to, fire districts, public hospital districts, library districts, park districts, port districts, public utility districts, school districts, sewer districts, and water districts, to express a collective decision, or to actually vote upon a motion, proposal, resolution, order, or ordinance, or to support or oppose a ballot proposition so long as (a) any required notice of the meeting includes the title and number of the ballot proposition, and (b) members of the legislative body, members of the board, council, or commission of the special purpose district, or members of the public are afforded an approximately equal opportunity for the expression of an opposing view;

(2) A statement by an elected official in support of or in opposition to any ballot proposition at an open press conference or in response to a specific inquiry;

(3) Activities which are part of the normal and regular conduct of the office or agency.

(4) This section does not apply to any person who is a state officer or state employee as defined in RCW 42.52.010.

[2010 c 204 § 701; 2006 c 215 § 2; 1979 ex.s. c 265 § 2; 1975-'76 2nd ex.s. c 112 § 6; 1973 c 1 § 13 (Initiative Measure No. 276, approved November 7, 1972). Formerly RCW 42.17.130.]

Notes:

Finding -- Intent -- 2006 c 215: "(1) The legislature finds that the public benefits from an open and inclusive discussion of proposed ballot measures by local elected leaders, and that for twenty-five years these discussions have included the opportunity for elected boards, councils, and commissions of special purpose districts to vote in open public meetings in order to express their support of, or opposition to, ballot propositions affecting their jurisdictions.

(2) The legislature intends to affirm and clarify the state's long-standing policy of promoting informed public discussion and understanding of ballot propositions by allowing elected boards, councils, and commissions of special purpose districts to adopt resolutions supporting or opposing ballot propositions." [2006 c 215 § 1.]

Disposition of violations before January 1, 1995: "Any violations occurring prior to January 1, 1995, of any of the following laws shall be disposed of as if chapter 154, Laws of 1994 were not enacted and such laws continued in full force and effect: *RCW 42.17.130, chapter 42.18 RCW, chapter 42.21 RCW, and chapter 42.22 RCW." [1994 c 154 § 226.]

***Reviser's note:** RCW 42.17.130 was recodified as RCW 42.17A.555 pursuant to 2010 c 204 § 1102, effective January 1, 2012.

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**Snohomish County
Executive Office**

Aaron Reardon
County Executive

(425) 388-3460
FAX (425) 388-3434
MS #407
3000 Rockefeller Avenue
Everett, WA 98201-4046

January 3, 2011

Mr. Kevin Hulten
Sent via email to:
Kevin.Hulten@gmail.com

Dear Kevin:

Welcome!

We are pleased that you have accepted the offer of employment as Executive Analyst for the Executive Office. You will be reporting directly to Gary Haakenson, Deputy Executive. Nancy Peinecke, Executive Office Assistant, will assist with necessary administrative details. The salary for this position is \$4,911.20 per month (pay grade 109, step 1) and is management exempt. Your hiring is contingent upon successful passage of background screening. Please sign and return the attached waiver form to authorize the background screening.

Your first day of work will be Tuesday, January 18, 2011. Work hours are normally 8 a.m. to 5 p.m. Monday through Friday but vary according to work responsibilities. There are a nice variety of eating establishments in the area and the Executive Office has a lunchroom for its employees. We have a refrigerator and microwave for employee use.

This position is responsible for duties as described in your job description. Professional office attire is expected at all times. Your office will be located on the 6th floor of the Administration West building.

As a management exempt employee, you receive twenty-five personal leave days on January 1 of each calendar year. For 2011, you will receive a pro-rated amount of personal leave when you begin working for the County. You may use up to half of your personal leave days in the first six months of employment.

You are scheduled to attend our new employee orientation session from 8:30 a.m. – 3:30 p.m. on Wed., January 26, 2011. Please meet in the Snohomish County Human Resources Office located on the first floor of Admin West. You will receive information regarding medical benefits at the orientation session. Federal law requires proof of eligibility to work in the United States prior to being hired. Federal Form I-9 is required to establish your eligibility, please bring

Page 1 of 2

county.executive@snoco.org
www.snoco.org

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1 of 2

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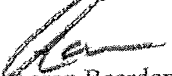
Public Disclosure Commission

acceptable documentation with you to orientation. You will also need dependent information with you such as spouse/child social security number, birth date, etc.

If you wish to park in the County parking garage, you will need to arrange that in advance through the Snohomish County Facilities Management Team. To purchase a parking permit, contact Glen at 425-388-3348.

We are looking forward to the day you join our team! Feel free to contact us with any questions you may have.

Sincerely,


Aaron Reardon
County Executive

January 3, 2011
Page 2 of 2

EXHIBIT /
2 of 2

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EXHIBIT 3

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Heraldnet Article Re: Haakenson Quotes

Public Disclosure Commission

<http://www.heraldnet.com/article/20120506/NEWS01/705069938>

Deputy County Executive Gary Haakenson said he supervises Hulten, but not so closely that he monitors "him sitting at his desk, and who he calls."

The analyst is expected to manage his own schedule to avoid bringing election-related activity into the work place.

"I've never found him engaged in campaign-related activity," Haakenson said.

In response to a public records request, the county released phone bills detailing roughly 25,000 calls and text messages involving Hulten in 2011. Hulten objected to the release, arguing privacy violations.

Until The Herald asked to see the Reardon staffer's government phone bills, county officials were unaware that Hulten had arranged for calls to his county cell phone to be routed to his personal iPhone. Hulten also uses the device for two personal cell phone numbers as well as Web-based voice messaging.

Every call and text wound up being listed in the county's phone bills. Haakenson said he's convinced that the county wasn't charged extra for Hulten's personal phone service.

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EXHIBIT 4

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----- Forwarded message -----

From: "Di Vittorio, Sara" <sara.di.vittorio@co.snohomish.wa.us>

To: "Ward, Amy" <Amy.Ward@snoco.org>

Cc: "Hulten, Kevin" <Kevin.Hulten@co.snohomish.wa.us>, "Haakenson, Gary" <Gary.Haakenson@snoco.org>, "Cummings, Jason" <jcummings@co.snohomish.wa.us>

Date: Wed, 4 Apr 2012 16:29:16 -0700

Subject: PDR12-01045

Amy – per my discussion with Kevin, I agreed that explanatory language would be included in the County's response to Mr. Haglund's request.

Please include the below language in your email response to Mr. Haglund. All of the remaining records are to be released in their entirety. Thank you.

Included in response to your public records request are telephone records documenting the use of Kevin Hulten's Snohomish County cell phone number, 425-754-3322. In February of 2010, Mr. Hulten made the decision to forward his county phone number to his personal cell phone. The records enclosed document both calls and text messages routed through his county cell phone number and calls and text messages routed through his personal cell number.

Sara Di Vittorio

Public Records Deputy Prosecutor

Snohomish County Prosecuting Attorney's Office

Robert J. Drewel Bldg., 8th Floor

3000 Rockefeller Avenue, M/S 504

Everett, WA 98201-4060

425-388-6343

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Summary of meeting with Rep. Hope

I met with Rep. Mike Hope at the Lake Stevens Haggen food court on June 3. The meeting took place on my own time, and was informal in nature. Hope and I have known each other for five years and have maintained a friendly relationship. The meeting lasted 45 minutes. Prior to extensive conversation, I informed Hope that I was on my own time, and just wanted to catch up with him. I also made it clear that I am a County employee, I enjoy my job, and that I have no knowledge or connection to any political or campaign activities. I also explained to him how my employment with the County had come about.

After about 15 minutes of good natured small talk, Hope broached a topic regarding the executive race. He said that he was glad that we were meeting at that time, because he had some information that he wanted to pass on to AGR.

Hope then referred to a PDC complaint. I believe he called it "the travel thing" or something similar. I wasn't familiar with what he was referencing, so I asked him to clarify. He then described a PDC complaint regarding AGR and travel documentation. Hope referred to those who filed the complaint as "they" and said that we both know where these things originate from during a campaign.

Hope stated that it had been brought to his attention by a Herald reporter that the complaint had been referred to the Attorney General via a 45 day letter, and that the clock was ticking on this letter, requiring the PDC to act. Hope said that if the PDC did not act - as he suspected - then the matter would be referred to civil court, and AGR would be deposed in open court.

Hope specifically wanted to discuss the deposition. He said that the "lawyers" could get AGR on the stand, and anything would be fair game. Specifically, he referred to "pay to play", and said "We've all heard about the affairs, whether they are true or not, I don't know."

Hope said that he wanted to give AGR a heads up so he could clean things up before he was deposed. Hope said that he would hope the same courtesy would be given to him.

I told Hope that I wasn't familiar with the rumors he references, and that I hadn't heard of the deposition process. Hope then went into further detail. He said that he had always instructed his campaign that if they ever came across material such as affairs, they could use it politically, as long as a heads up was given to the opponent first.

Hope then described his impression of the affairs rumors. He specifically referenced two Gold's Gym personal trainers. He also referenced on County employee. He said that "they" had texts from third party employees backing up these assertions, and photos of AGR's car at a residence. He also said that AGR had a Gold's Gym employee fired. Finally, Hope said that this was all subject to deposition and that the illegality of it centered on the fact that the affairs happened on county time.

Hope then discussed "pay to play". He said that this centered on allegations that AGR solicited payments from builders in order to approve projects. Hope said that "they" had a disgruntled builder who had made an illicit payment, but still had not received approval.

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Hope finally said that the deposition was likely to happen within the next week or so, and that he wanted AGR to have a chance to clean things up. Public Disclosure Commission

Since this was an informal meeting, I wasn't sure if Hope was telling me this as a friend, or if he wanted me to pass the info along to AGR. So I asked him. Specifically, I asked what he thought I should do with the information. He stated that I should tell him, that he would want to know, and that AGR should have a chance to know prior as well.

We discussed other matters as well, informally, and the conversation was friendly in tone. It was, however, my impression that Hope wanted to convey a sense that "they" were holding sensitive information regarding AGR, that AGR was facing serious court issues, and that AGR should resolve the issue prior to deposition, in order to avoid embarrassment/legal issues.

I am writing this up and including my handwritten notes in an attempt to pass along the information as I understood it.

Kevin Hulten

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The Seattle Times

Winner of Nine Pulitzer Prizes

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Local News

Go to the **politics section** for more local and national politics coverage.

Politics Northwest

The Seattle Times political team explores national, state and local politics.

October 1, 2011 at 1:14 PM

Reardon confronts Hope about fake name allegations

Posted by Emily Heffter

In a candidate forum Friday morning, Snohomish County Executive Aaron Reardon confronted his opponent Mike Hope about accusations that Reardon staffer Kevin Hulten used a fake name to file frivolous complaints and records requests.

Reardon asked Hulten Wednesday whether Hulten was using the fake name "John Chambers." The executive was quoted saying Hulten didn't know anything about Chambers' complaints.

As it turns out, Hulten wasn't pretending to be Chambers. But Hulten is a close friend of Chambers' and the two were sharing information about Hope.

In a Friday morning debate at the Tulalip Resort Casino, Hope confronted Reardon about his management abilities, saying Reardon should investigate his employees. If elected, Hope says he would have an office of professional integrity.

Hulten "lied to your face the other day, and you said you would take his word for it," Hope said.

Reardon shot back that he's a tough boss. "You step out of line in my office, you're terminated," he said. As for Hulten, Reardon said Hope falsely accused his employee of "a felony."

"That's not integrity," he said. "So please don't question my integrity when you have demonstrated ... that sometimes you don't quite understand what that is yourself."

Hope was proven wrong last week on his allegations that Hulten used a fake name. He still got plenty of press, though, much of it repeating his false claims.

The Seattle Weekly ran with Hope's story and called John Chambers a "phantom complaint filer."

The Herald in Everett followed the story all week, concluding Thursday that it was "a tangled web" and writing Friday that Hope's allegations about Hulten using a fake name were wrong.

Even the Washington State Republican Party got in on it with a news release, calling for an investigation into complaints filed "under a false name" -- John Chambers.

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From: Kevin Hulten kevin.hulten@icloud.com
Subject: Fwd: Chambers Statement 9/28/11
Date: April 1, 2014 at 1:33 PM
To:

----- Forwarded message -----

From: John Chambers <jac3112@gmail.com>
Date: Wed, Sep 28, 2011 at 7:32 AM
Subject: RE: Your Article "Hope Accuses Reardon Staffer of False Claims"
To: nhaglund@heraldnet.com, ccartier@seattleweekly.com
Cc: adm@admesq.com

Mr. Haglund,

After reading your newest article in today's Herald, I feel compelled to contact you.

First and foremost, I am writing to inform you that I am not a Floridian sex offender, as Mr. Hope stated yesterday, nor am I a resident of that state. Rather, I am a Seattle taxpayer, living on Roy Street, with every right to seek out information regarding the conduct and performance of any civil official within the city I live, which includes Mr. Hope and the his actions as a civil servant of the City of Seattle.

From this point on, I will let my attorney speak on my behalf in regard to the matter at hand, and you can expect a statement to be issued by counsel very shortly, in fact I will attach it to this email.

To further differentiate myself from any other people who Mr. Hope decides to drag into this matter (to shift attention from the recent SPD ruling) I will provide my Washington State issued Driver's License number. It is as follows: CHAMBJA154P5.

Thank you for your time, and I hope that you will do your due diligence as a representative of the journalistic community in the future.

Thank you,

--
John Chambers

--
John A. Chambers



September 28, 2011

Re: Statement Request
Representation of Mr. John Chambers

To Whom It May Concern:

I am writing this statement at the request of my client, Mr. John Chambers. Yesterday one or more press releases were issued concerning certain complaints and public disclosure requests that have been filed by my client. Specifically, the press releases indicate that such actions were taken by others under a false or stolen identity. To the extent it serves my client's wish to correct this misinformation, I can offer the following facts.

In June of 2011, Mr. Chambers retained me as his attorney for the purpose of advising him on matters related to obtaining certain public records. Specifically, he was interested in obtaining any and all available records from the Seattle Police Department pertaining to Seattle police officer and current Washington State Representative Mike Hope. Mr. Chambers informed me from the outset that he had

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APR -1 2011

previously lodged complaints against Mike Hope with the Seattle Police Department and the Public Disclosure Commission. That said, my representation was limited to helping him obtain public records and advising him with regards to his own privacy concerns.

On July 6, 2011, Mr. Chambers personally submitted a public disclosure request (# P2011-2217) to the Seattle Police Department to obtain the personnel file for Mike Hope. Upon information and belief, Mr. Chambers provided no false information related to his identity or otherwise when making the request. The documents were made available on August 4, 2011 and were subsequently picked up in-person from Seattle Police Headquarters on August 5, 2011. No subsequent public disclosure requests have been submitted by my client to date.

Respecting my client's privacy, I will provide no contact information for Mr. Chambers. I can however verify that his full name as reported on his Washington State drivers license is John Allen Chambers and that he is a resident of the Lower Queen Anne neighborhood of Seattle.

Please be advised that I will not be commenting further with regards to this statement or any of the information contained herein or pertaining thereto unless and until I receive authorization from my client.

Respectfully Submitted,

/s/Adam D. Matherly
Adam D. Matherly, WSBA #41975
Law Offices of Adam D. Matherly, PLLC

2400 Fourth Avenue #203 | Seattle, WA 98121 | p: 206.458.8551 | f: 206.400.2698 | adm@admesq.com

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EXHIBIT 8

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September 28, 2011

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/s/Adam D. Matherly
Adam D. Matherly, WSBA #41975
Law Offices of Adam D. Matherly, PLLC

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APR -1 2011

Public Disclosure Commission

EXHIBIT 9

N.B. – **Page 1** shows a screenshot of the current index of my private Dropbox account. **Page 2** shows a screenshot of the tab “2011 Review” from Page 1. Note that the document cited in the complaint “Research Project Index.docx” is stored in this folder with a “last modified” timestamp dating back to 2011.

Note also the presence of this response document itself, proving that this reflects a current screenshot of the account, still active and controlled by me, but also accessed without permission by Snohomish County. **Page 3** shows the billing statements showing that this is a private account paid for by me.

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The screenshot shows the Dropbox web interface. On the left is a sidebar with navigation links: Files, Photos, Sharing, Links, Events, and Get Started. The main area displays a list of files and folders. A dropdown menu is open for the user 'Kevin Hulten', showing account details and options to manage the account.

Name	Kind
384 Embarcadero Project	folder
2011review	folder
2014 Resume	folder
About Stacks.Ipdf	folder
AdWords	folder
Anon	folder
Apps	folder
arse	folder
Arsenal articles	folder
Audiobooks	folder
California Consulting	folder

Kevin Hulten
kevin.hulten@gmail.com
49.2 GB of 107 GB used
Settings
Install
Upgrade
Sign out

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Dropbox > 2011review

Kevin Hulten

Kevin Hulten
kevin.hulten@gmail.com
49.2 GB of 107 GB used

Settings
Install
Upgrade
Sign out

Name	Kind	
Campaign Commercials and Media	folder	
John Chambers	folder	
Kevin Hulten Questions and complaint.pdf	document	
Opp Research Master File	folder	--
Original Documents and Correspondence	folder	--
PDC Response 2014 Draft.pdf	document	1 min ago
Research Project index.docx	document	12/2/2011 2:40 PM

Help Privacy

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APR - 1 2014



Public Disclosure Commission

Kevin Hulten

Kevin Hulten
kevin.hulten@gmail.com
49.2 GB of 107 GB used

Settings

Install

Upgrade

Sign out

Transaction history

Date	Transaction #	Description	
3/16/2014	3RG45396KG248582Y	PayPal Payment (receipt)	
3/16/2014	INVC65485040	Dropbox premium service - 100GB (3/16/2014 to 4/16/2014)	
2/16/2014	6JL125623XS467116	PayPal Payment (receipt)	
2/16/2014	INVC64474052	Dropbox premium service - 100GB (2/16/2014 to 3/16/2014)	\$9.99
1/16/2014	0L1270116RG945430	PayPal Payment (receipt)	\$9.99
1/16/2014	INVC62481993	Dropbox premium service - 100GB (1/16/2014 to 2/16/2014)	\$9.99
12/16/2013	5GY84716R991514C	PayPal Payment (receipt)	\$9.99
12/16/2013	INVC60412319	Dropbox premium service - 100GB (12/16/2013 to 1/16/2014)	\$9.99
11/16/2013	5HP9937ZJR0147827	PayPal Payment (receipt)	\$9.99
11/16/2013	INVC58426649	Dropbox premium service - 100GB (11/16/2013 to 12/16/2013)	\$9.99
10/16/2013	3GU30543HN3020159	PayPal Payment (receipt)	\$9.99
10/16/2013	INVC55459158	Dropbox premium service - 100GB (10/16/2013 to 11/16/2013)	\$9.99
9/16/2013	855226597N7883505	PayPal Payment (receipt)	\$9.99
9/16/2013	INVC54639505	Dropbox premium service - 100GB (9/16/2013 to 10/16/2013)	\$9.99
8/16/2013	65538107A70019809	PayPal Payment (receipt)	\$9.99
8/16/2013	INVC51313455	Dropbox premium service - 100GB (8/16/2013 to 9/16/2013)	\$9.99
7/16/2013	35345911BA196980P	PayPal Payment (receipt)	\$9.99
7/16/2013	INVC48068111	Dropbox premium service - 100GB (7/16/2013 to 8/16/2013)	\$9.99
6/16/2013	44A201855WS66214N	PayPal Payment (receipt)	\$9.99
6/16/2013	INVC45385864	Dropbox premium service - 100GB (6/16/2013 to 7/16/2013)	\$9.99
5/16/2013	9XS28856P2571400F	PayPal Payment (receipt)	\$9.99
5/16/2013	INVC42701190	Dropbox premium service - 100GB (5/16/2013 to 6/16/2013)	\$9.99
4/16/2013	00X17005E0565952W	PayPal Payment (receipt)	\$9.99
4/16/2013	INVC40218284	Dropbox premium service - 100GB (4/16/2013 to 5/16/2013)	\$9.99
3/16/2013	7TA4201645552432V	PayPal Payment (receipt)	\$9.99
3/16/2013	INVC37813020	Dropbox premium service - 100GB (3/16/2013 to 4/16/2013)	\$9.99
2/16/2013	7L729726083511331	PayPal Payment (receipt)	\$9.99
2/16/2013	INVC35727724	Dropbox premium service - 100GB (2/16/2013 to 3/16/2013)	\$9.99
1/16/2013	1GF01043G95424453	PayPal Payment (receipt)	\$9.99
1/16/2013	INVC33705551	Dropbox premium service - 100GB (1/16/2013 to 2/16/2013)	\$9.99

Invoice Payment Adjustment Refund

Current balance: \$0.00

All amounts shown are in US dollars.

Dropbox
Install
Mobile
Pricing
Business
Tour

About us
Dropbox Blog
Our team
Branding
News
Jobs

Support
Help Center
Get Started
Privacy & Terms
Copyright
Contact us

Community
Referrals
Twitter
Facebook
Developers

English

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EXHIBIT 10

Published: Monday, July 2, 2012, 12:01 a.m.

Washington Aerospace Training Center expanding

Aerospace training center expanding to accommodate twice the students

<< Prev Next >>



Dan Bates / The Herald

Carl Mattson holds an air wrench and eyes his work during a class late last year at the Washington Aerospace Training and Research Center.



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Michael O'Leary / The Herald

APR - 1 2014

Washington Aerospace Training and Research Center student Anthony Olson works on a drilling assignment in 2011.

Public Disclosure Commission

By **Michelle Dunlop**, Herald Writer

EVERETT -- Just two years after opening, Everett's Washington Aerospace Training and Research Center celebrated growth last Thursday.

Gov. Chris Gregoire cut the ribbon on an expansion that will enable the center to accommodate nearly double the number of students learning skills to land jobs in factories and shops.

"We need the WATR Center to come back in two years and expand again," Gregoire told about 75 local and state politicians, educators and community members.

Nearly 800 students have completed 12-week programs at the center's Paine Field location since it opened in June 2010. Roughly 75 percent of those graduates have landed jobs in the industry.

"We're getting students jobs. Jobs, jobs and more jobs," said Jean Hernandez, president of Edmonds Community College, which oversees the center's training program.

Demand for trained aerospace workers isn't likely to stop soon with the Boeing Co. and suppliers speeding up jet production. Boeing hired roughly 10,000 new employees in Washington in 2011 and has added another 3,000 so far in 2012.

"We need the talent," said Wayne Brown, a director for manufacturing and quality for Boeing. "We absolutely need the talent."

Katharine Huey was in the center's first graduating class, in 2010. The facility wasn't completed when Huey began taking courses. But her instructors' enthusiasm made up for it.

After working as a mechanic for about 18 months at Boeing, Huey since has begun helping with training at the jet maker.

"This training changed my life," Huey said of the WATR center.

Besides offering both certificate programs and customized training for companies, the training center has hosted some short-term programs to encourage teenagers to pursue careers in aerospace.

Jordan Saunders participated in one of the center's Cool Girls events, which brought 13- to 15-year old teenage girls from the Boys and Girls Club to the center.

The students worked with computer assisted design programs. They layered carbon fiber and resin to make composite trinket trays in a process similar to how composites are used in making airplanes.

"I learned airplanes are made out of fabric," Saunders said. "That's just awesome."

Michelle Dunlop: 425-339-3454; mdunlop@heraldnet.com.

Washington Aerospace Training and Research Center

The center is managed by Edmonds Community College at a building on the east side of Paine Field in Everett. New sections of each of the following 12-week programs start approximately every 30 days:

- Aerospace manufacturing core skills

Aerospace assembly mechanic

Aerospace electrical assembler

For more information, go to washingtonaerospace.com.

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**Snohomish County
Executive Office**

Aaron Reardon
County Executive

(425) 388-3460
FAX (425) 388-3434
MS #407
3000 Rockefeller Avenue
Everett, WA 98201-4046

January 3, 2011

Mr. Kevin Hulten
Sent via email to:
Kevin.Hulten@gmail.com

Dear Kevin:

Welcome!

We are pleased that you have accepted the offer of employment as Executive Analyst for the Executive Office. You will be reporting directly to Gary Haakenson, Deputy Executive. Nancy Peinecke, Executive Office Assistant, will assist with necessary administrative details. The salary for this position is \$4,911.20 per month (pay grade 109, step 1) and is management exempt. Your hiring is contingent upon successful passage of background screening. Please sign and return the attached waiver form to authorize the background screening.

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You are scheduled to attend our new employee orientation session from 8:30 a.m. – 3:30 p.m. on Wed., January 26, 2011. Please meet in the Snohomish County Human Resources Office located on the first floor of Admin West. You will receive information regarding medical benefits at the orientation session. Federal law requires proof of eligibility to work in the United States prior to being hired. Federal Form I-9 is required to establish your eligibility, please bring

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acceptable documentation with you to orientation. You will also need dependent information with you such as spouse/child social security number, birth date, etc.

If you wish to park in the County parking garage, you will need to arrange that in advance through the Snohomish County Facilities Management Team. To purchase a parking permit, contact Glen at 425-388-3348.

We are looking forward to the day you join our team! Feel free to contact us with any questions you may have.

Sincerely,

Aaron Reardon
County Executive

SNOHOMISH COUNTY JOB DESCRIPTION

EXECUTIVE ANALYST

Spec No. 2071

BASIC FUNCTION

To review and track items submitted by county departments to the Executive's Office which require Executive and/or Council approval.

STATEMENT OF ESSENTIAL JOB DUTIES

1. Reviews items submitted by county departments to determine if the required information and request for action is included in the cover memo; returns incomplete items to the initiating department; monitors the flow of action items through the Executive Office; brings delayed items to the attention of the appropriate staff member; provides information to departmental and Council representatives concerning the status of submitted items; recommends procedural changes which will expedite the review of action items.
2. Researches and analyzes well defined issues and problems confronting the county, as directed; utilizes established data gathering procedures and compiles information from questionnaires, records, regulatory materials and other sources; analyzes and evaluates relevant information, develops findings, conclusions and recommendations as appropriate and prepares routine correspondence, memoranda, reports and other written materials as necessary; may assist other staff members in making presentations to the Executive and to the Council.
3. Monitors the scheduling of all county related public hearings; secures copies of notices; informs affected parties of hearings; contacts departments to secure the names of the contact person who will attend the hearing or can provide information to interested parties; informs appropriate county personnel of hearing results.
4. Develops and recommends Executive Office and/or departmental procedures such as how to transmit items requiring Executive or Council action or how to meet the requirements of a new or revised state law.
5. Maintains background reference files on actions taken by the Executive and/or County Council; provides information to interested parties as requested.
6. Answers and/or refers phone or mail inquiries from private citizens, county employees and other jurisdictions concerning any subject related to county government; receives complaints; refers complaints to appropriate Executive staff member or county employee for action; may notify complainant of action taken by phone or letter.

STATEMENT OF OTHER JOB DUTIES

7. Performs related duties as required.

SNOHOMISH COUNTY JOB DESCRIPTION

EXECUTIVE ANALYST

Spec No. 2071

MINIMUM QUALIFICATIONS

Bachelors degree in public or business administration, political science, one of the social sciences, or a closely related field; OR, any equivalent combination of training and/or experience which provides the required knowledge and abilities. Prefer one (1) year experience in government administration or management. Must pass job related tests.

SPECIAL REQUIREMENTS

A valid Washington State Driver's License may be required for employment.

KNOWLEDGE AND ABILITIES

Knowledge of:

- the principles and practices of public administration;
- the organization, structure and function of county government;
- the role of the executive branch of government;
- research methods and techniques.

Ability to:

- gather, analyze, synthesize and evaluate a variety of data including statistical data;
- organize facts and present findings, conclusions and recommendations in a clear, concise and logical manner;
- prepare clear and concise written reports;
- exercise good judgment as to when to act independently and when to refer situations to a higher authority;
- relate to and communicate effectively both orally and in writing with people of all ages and from a variety of cultural, economic and social backgrounds;
- establish and maintain effective work relationships with elected officials, department heads, associates, subordinates and the general public;
- work under pressure and meet deadlines;
- analyze and solve work related problems.

SUPERVISION

The employees receive general supervision from the Executive Administrator. Specific instructions are given for new or unusual assignments. Employee exercises his/her own initiative in performing recurring assignments or in seeking answers to inquiries or complaints.

SNOHOMISH COUNTY JOB DESCRIPTION

EXECUTIVE ANALYST

Spec No. 2071

WORKING CONDITIONS

The majority of the work is performed in the usual office environment. The employee may be required to work evenings, weekends and holidays as necessary.

Class Established: April 1988
EEO Category: 2
Pay Grade: 109
Workers Comp: 5306 Non-Hazardous

Spec No. 380389

Kurt Young

From: Haakenson, Gary [Gary.Haakenson@co.snohomish.wa.us]
Sent: Wednesday, September 10, 2014 9:51 AM
To: Kurt Young
Subject: RE: Kevin Hulten: PDC Case No. 13-031

Here ya go, Gary

From: Kurt Young [mailto:kurt.young@pdc.wa.gov]
Sent: Monday, September 08, 2014 12:04 PM
To: Haakenson, Gary
Subject: Kevin Hulten: PDC Case No. 13-031

Mr. Haakenson,

This email is a follow-up to the telephone conversations we had over the last couple of weeks concerning Kevin Hulten in PDC Case No. 13-031.

As we discussed, staff is investigating the allegations listed in the PDC Staff generated complaint that Mr. Hulten used Snohomish County facilities to support or oppose a candidate in 2011. I appreciate your cooperation and assistance in this matter to date, and for agreeing to staff's request that you respond in writing by email to several questions and/or statements from our previous conversations for you to answer or confirm. Please respond to the following questions:

- As Deputy Executive for Snohomish County, please describe your duties working for Aaron Reardon and oversight of Executive Office staff. As Deputy Executive I basically was in charge of the day to day operations of the Executive Office Departments and staff.
- I understand Mr. Hulten was hired by Aaron Reardon, Snohomish County Executive. Is that correct?
Yes
- Was that typical for Executive Reardon to be that involved with office staffing and hiring issues? He hired two employees during my tenure, not unheard of but unusual.
- When did you become aware that Mr. Hulten had been hired? I was asked by my Exec Asst to introduce him at our weekly Cabinet mtg because Aaron was not going to be there. It was my first knowledge of the hiring.
- When did you first meet him? The day of the meeting, his first day of work.
- What was Mr. Hulten's work schedule? M-F 8-5 job description and hiring letter attached
- Was he hired as an exempt or classified position staff person? Exempt
- Did he work a regular shift? yes

- Who determined Mr. Hulten's work schedule? He was expected to work 8-5 and was to notify me if different, he would often call and say he was working on something for the Exec and would be in later. Sometimes he would not call in at all.
- What were his duties or his job description? Job Description attached
- Did Mr. Hulten report to you? Yes but as time passed he always said he was working for Aaron not me. I wrote his annual review after one year and was critical in some areas of his performance. He went to Aaron to complain and Aaron rewrote it saying I was simply unaware of the tasks that Aaron had given him.
- Please describe the leave policy in the Executive's office during 2011. Typical leave policy, if you worked more than 40 hours you were allowed to make up for it later by taking some time off.
- To the best of your knowledge, did Mr. Hulten prepare any leave slips for any campaign work that he conducted during the normal Executive Office hours? No
- Did Mr. Hulten ever submit any leave slips to you or anyone else in the Executive's Office? Probably

During our previous telephone conversations, you indicated that Mr. Hulten was provided a Snohomish County desk phone for a land-line telephone number, a cellular telephone, and several lap top computers.

- Was Mr. Hulten issued a Snohomish County land-line telephone number that was billed under the name of Aimee Ocklander? Yes, it was assigned to him on 1-15-11. Amy's name was taken off in July 2011.
- When was Mr. Hulten assigned that number? Jan 15, 2011
- Did Mr. Hulten make calls using that telephone number during 2011? Yes
- Did Ms. Ocklander make any telephone calls using that number after Mr. Hulten was hired? No, her last day was January 18, 2011
- Did anyone else make telephone calls using the land-line number during 2011, that you are aware of? Not aware of anyone else
- Was Mr. Hulten issued a Snohomish County cellular telephone? Yes
- To the best of your knowledge, was the bill paid for by Snohomish County? Yes
- I understand there was an issue concerning Mr. Hulten synching up his personal phone with his Snohomish County cellular phone. Is that correct? Please explain. He claimed to have synced his work phone to his personal phone with a Google phone number. It was very confusing and the County continued to pay his bill.

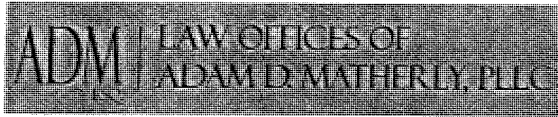
- Please explain the difficulties that created for the Executive's office, and concerning future public records requests. When any PRR came in for his work phone we had to figure out which calls were personal and which were county calls. Same with texts. It was a nightmare.
- Was Mr. Hulten issued a Snohomish County lap top computer? Yes, maybe two or three.
- Did Mr. Hulten take the laptop home? yes
- Did he work remotely from home? Says he did
- If yes, who authorized that? No one, he just decided to do it and then would call me and say he was working on a project for Aaron and would be in later. I would check with Aaron and sometimes I was told yes he working on something for him and sometimes he said no he wasn't.
- Did he have an office computer? Yes one or two
- Did you or anyone else in the office authorize Mr. Hulten to access his personal Cloud storage for documents during his work hours or using the county internet system? NO !

Thank you again for your cooperation. I apologize in advance for the number of questions. You can respond in paragraphs or sections rather than answering every question, or whatever manner is most convenient for you.

Let me know if you have any questions.

Sincerely,
Kurt Young
PDC Compliance Officer
(360) 664-8854

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September 28, 2011

**Re: Statement Request
Representation of Mr. John Chambers**

To Whom It May Concern:

I am writing this statement at the request of my client, Mr. John Chambers. Yesterday one or more press releases were issued concerning certain complaints and public disclosure requests that have been filed by my client. Specifically, the press releases indicate that such actions were taken by others under a false or stolen identity. To the extent it serves my client's wish to correct this misinformation, I can offer the following facts.

In June of 2011, Mr. Chambers retained me as his attorney for the purpose of advising him on matters related to obtaining certain public records. Specifically, he was interested in obtaining any and all available records from the Seattle Police Department pertaining to Seattle police officer and current Washington State Representative Mike Hope. Mr. Chambers informed me from the outset that he had previously lodged complaints against Mike Hope with the Seattle Police Department and the Public Disclosure Committee. That said, my representation was limited to helping him obtain public records and advising him with regards to his own privacy concerns.

On July 6, 2011, Mr. Chambers personally submitted a public disclosure request (# P2011-2217) to the Seattle Police Department to obtain the personnel file for Mike Hope. Upon information and belief, Mr. Chambers provided no false information related to his identity or otherwise when making the request. The documents were made available on August 4, 2011 and were subsequently picked up in-person from Seattle Police Headquarters on August 5, 2011. No subsequent public disclosure requests have been submitted by my client to date.

Respecting my client's privacy, I will provide no contact information for Mr. Chambers. I can however verify that his full name as reported on his Washington State drivers license is John Allen Chambers and that he is a resident of the Lower Queen Anne neighborhood of Seattle.

Please be advised that I will not be commenting further with regards to this statement or any of the information contained herein or pertaining thereto unless and until I receive authorization from my client.

Respectfully Submitted,

/s/Adam D. Matherly
Adam D. Matherly, WSBA #41975
Law Offices of Adam D. Matherly, PLLC

Administration - Option 81C Extension Detail Report Ext 3090, SEPT 2011

Printed: 13:11 Feb 26, 2012

Ext: 3090 - OCKERLANDER, AMY

Organizational Position: Snohomish Co / Executive / Executive Admin

Digits Dialed	Direction	Location		Date	Time	Duration	Cost	Route	Comment
253 310-5477	Incoming	TACOMA	WA USA	9/1/2011	13:17	1:20	0.00	Rte 0	Incoming Call
	Incoming			9/1/2011	13:25	3:16	0.00	Rte 0	
	Incoming			9/1/2011	13:59	0:10	0.00	Rte 0	
	Incoming			9/2/2011	10:04	0:04	0.00	Rte 0	
	Incoming			9/2/2011	14:52	0:06	0.00	Rte 0	
425 257-8010	Outgoing	EVERETT	WA USA	9/8/2011	9:34	0:12	0.00	Rte 0	Local
425 609-9140	Incoming	EVERETT	WA USA	9/8/2011	9:44	8:03	0.00	Rte 0	Incoming Call
	Incoming			9/9/2011	13:00	0:06	0.00	Rte 0	
360 691-6383	Incoming	GRANITEFLS	WA USA	9/12/2011	9:57	5:58	0.00	Rte 0	Incoming Call
360 716-4781	Incoming	MARYSVILLE	WA USA	9/12/2011	12:17	0:08	0.00	Rte 0	Incoming Call
425 220-7219	Incoming	EVERETT	WA USA	9/12/2011	14:26	1:02	0.00	Rte 0	Incoming Call
	Incoming			9/12/2011	16:01	0:06	0.00	Rte 0	
	Incoming			9/12/2011	18:23	0:04	0.00	Rte 0	
	Incoming			9/14/2011	12:57	15:10	0.00	Rte 0	
425 754-6581	Incoming	EVERETT	WA USA	9/14/2011	18:56	0:04	0.00	Rte 0	Incoming Call
253 310-5477	Incoming	TACOMA	WA USA	9/15/2011	11:24	0:38	0.00	Rte 0	Incoming Call
425 903-0117	Incoming	EVERETT	WA USA	9/19/2011	15:48	15:21	0.00	Rte 0	Incoming Call
253 310-5477	Incoming	TACOMA	WA USA	9/23/2011	9:47	0:26	0.00	Rte 0	Incoming Call
	Incoming			9/26/2011	10:46	0:08	0.00	Rte 0	
	Incoming			9/26/2011	15:27	6:40	0.00	Rte 0	
1 800 266-2278754354320337	Outgoing			9/27/2011	10:03	19:28	0.00	Rte 0	Toll Free
	Incoming			9/27/2011	10:48	4:12	0.00	Rte 0	
	Incoming			9/27/2011	10:58	1:36	0.00	Rte 0	
	Incoming			9/27/2011	13:59	0:06	0.00	Rte 0	
1 206 458-8551	Outgoing			9/27/2011	14:26	1:04:00	2.51	RT22	National
1206	Outgoing			9/27/2011	15:42	0:04	0.00	RT22	Internal
1 206 458-8551	Outgoing			9/27/2011	16:28	16:00	0.63	RT22	National
425 750-1984	Outgoing	EVERETT	WA USA	9/27/2011	16:44	10:32	0.00	Rte 0	Local
1 206 372-6169	Outgoing	SEATTLE SR	WA USA	9/27/2011	17:08	3:00	0.12	RT22	National
1206	Outgoing			9/27/2011	17:14	0:02	0.00	RT22	Internal
1 360 352-86239	Outgoing	OLYMPIA	WA USA	9/27/2011	17:16	2:00	0.08	RT22	National
	Incoming			9/28/2011	10:22	17:10	0.00	Rte 0	
360 691-2419	Outgoing	GRANITEFLS	WA USA	9/28/2011	12:28	0:18	0.00	Rte 0	Local
425 339-9313	Incoming	EVERETT	WA USA	9/28/2011	12:59	1:36	0.00	Rte 0	Incoming Call
360 691-2419	Outgoing	GRANITEFLS	WA USA	9/28/2011	17:11	1:14	0.00	Rte 0	Local
425 339-1702	Incoming	EVERETT	WA USA	9/29/2011	16:03	0:10	0.00	Rte 0	Incoming Call

Administration - Option 81C
Extension Detail Report
Ext 3090, SEPT 2011

Printed: 13:11 Feb 26, 2012

Ext: 3090 - OCKERLANDER, AMY

Organizational Position: Snohomish Co / Executive / Executive Admin

Digits Dialed	Direction	Location	Date	Time	Duration	Cost	Route	Comment
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Ext: 3090

Summary

INCOMING			OUTGOING			TOTALS					
Cost Field	Calls	Duration	Cost	Calls	Duration	Cost	Calls	Duration	Avg.Dur	Cost	Avg.Cost
Incoming	25	1:23:40	0.00	0	0:00	0.00	25	1:23:40	3:21	0.00	0.00
Internal	0	0:00	0.00	2	0:06	0.00	2	0:06	0:03	0.00	0.00
Local	0	0:00	0.00	4	12:16	0.00	4	12:16	3:04	0.00	0.00
National	0	0:00	0.00	4	1:25:00	3.34	4	1:25:00	21:15	3.34	0.84
Toll Free	0	0:00	0.00	1	19:28	0.00	1	19:28	19:28	0.00	0.00
	25	1:23:40	0.00	11	1:56:50	3.34	36	3:20:30	5:34	3.34	0.09
Total # of Calls: 36			Total Minutes: 200.50			Total Cost			3.34		
						Total with Taxes			\$3.34		

Reviewed By

Approved By

Administration - Option 81C
Extension Detail Report
Ext 3090, OCT 2011

Printed: 13:27 Feb 26, 2012

Ext: 3090 - OCKERLANDER, AMY

Organizational Position: Snohomish Co / Executive / Executive Admin

Digits Dialed	Direction	Location		Date	Time	Duration	Cost	Route	Comment
209 261-0145	Incoming	MERCED	CA USA	10/1/2011	8:33	0:28	0.00	Rte 0	Incoming Call
209 261-0145	Incoming	MERCED	CA USA	10/1/2011	8:41	0:04	0.00	Rte 0	Incoming Call
209 261-0145	Incoming	MERCED	CA USA	10/1/2011	9:05	0:34	0.00	Rte 0	Incoming Call
301 866-4037	Incoming	LXGPK GTML	MD USA	10/2/2011	8:34	0:20	0.00	Rte 0	Incoming Call
360 793-1597	Incoming	SNOHOMISH	WA USA	10/3/2011	10:58	6:09	0.00	Rte 0	Incoming Call
	Incoming			10/3/2011	11:06	27:50	0.00	Rte 0	
	Incoming			10/3/2011	12:06	8:42	0.00	Rte 0	
1 206 372-6169	Outgoing	SEATTLE SR	WA USA	10/3/2011	12:58	2:00	0.08	RT22	National
1 360 352-8623	Outgoing	OLYMPIA	WA USA	10/3/2011	14:22	1:00	0.04	RT22	National
425 387-5167	Outgoing	EVERETT	WA USA	10/3/2011	14:23	4:56	0.00	Rte 0	Local
425 346-0035	Outgoing	EVERETT	WA USA	10/3/2011	14:43	0:36	0.00	Rte 0	Local
253 310-5477	Incoming	TACOMA	WA USA	10/3/2011	15:37	0:42	0.00	Rte 0	Incoming Call
	Incoming			10/3/2011	15:52	0:06	0.00	Rte 0	
	Incoming			10/3/2011	15:59	12:16	0.00	Rte 0	
206 372-6169	Incoming	SEATTLE SR	WA USA	10/3/2011	16:17	0:06	0.00	Rte 0	Incoming Call
	Incoming			10/4/2011	10:22	0:04	0.00	Rte 0	
	Incoming			10/4/2011	12:54	6:50	0.00	Rte 0	
1 206 458-8551	Outgoing			10/4/2011	15:52	1:06:00	2.59	RT22	National
425 339-1702	Incoming	EVERETT	WA USA	10/5/2011	9:48	1:18	0.00	Rte 0	Incoming Call
	Incoming			10/5/2011	14:50	0:04	0.00	Rte 0	
	Incoming			10/6/2011	11:26	19:58	0.00	Rte 0	
425 319-8158	Outgoing	EVERETT	WA USA	10/6/2011	13:12	8:46	0.00	Rte 0	Local
425 319-8158	Outgoing	EVERETT	WA USA	10/6/2011	15:37	2:28	0.00	Rte 0	Local
	Incoming			10/7/2011	9:11	0:01	0.00	Rte 0	
1 425 890-5818	Outgoing	BELLEVUE	WA USA	10/7/2011	9:59	3:43:00	8.74	RT22	National
	Incoming			10/7/2011	10:21	0:10	0.00	Rte 0	
	Incoming			10/7/2011	12:08	0:08	0.00	Rte 0	
	Incoming			10/7/2011	14:56	2:22	0.00	Rte 0	
	Incoming			10/7/2011	15:19	0:01	0.00	Rte 0	
	Incoming			10/7/2011	16:02	0:01	0.00	Rte 0	
209 261-0145	Incoming	MERCED	CA USA	10/8/2011	13:31	0:20	0.00	Rte 0	Incoming Call
	Incoming			10/10/2011	11:20	6:16	0.00	Rte 0	
425 778-2736	Incoming	HALLS LAKE	WA USA	10/10/2011	15:36	8:20	0.00	Rte 0	Incoming Call
	Incoming			10/10/2011	16:22	1:16	0.00	Rte 0	
425 585-0932	Incoming	SILVERLAKE	WA USA	10/11/2011	10:11	0:16	0.00	Rte 0	Incoming Call
	Incoming			10/11/2011	12:05	27:42	0.00	Rte 0	
	Incoming			10/11/2011	12:48	17:04	0.00	Rte 0	
1 360 708-3899	Outgoing	MT VERNON	WA USA	10/11/2011	13:05	36:00	1.41	RT22	National

Extension Detail Report

Durations reported in hh:mm:ss format

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Administration - Option 81C Extension Detail Report Ext 3090, OCT 2011

Printed: 13:27 Feb 26, 2012

Ext: 3090 - OCKERLANDER, AMY

Organizational Position: Snohomish Co / Executive / Executive Admin

Digits Dialed	Direction	Location		Date	Time	Duration	Cost	Route	Comment
360 708-3899	Incoming	MT VERNON	WA USA	10/11/2011	13:19	0:22	0.00	Rte 0	Incoming Call
425 765-4968	Incoming	BELLEVUE	WA USA	10/11/2011	14:49	0:12	0.00	Rte 0	Incoming Call
425 765-4968	Incoming	BELLEVUE	WA USA	10/11/2011	14:50	1:12	0.00	Rte 0	Incoming Call
1 360 708-3899	Outgoing	MT VERNON	WA USA	10/11/2011	16:08	1:00	0.04	RT22	National
360 708-3899	Incoming	MT VERNON	WA USA	10/11/2011	16:10	1:02	0.00	Rte 0	Incoming Call
360 708-3899	Incoming	MT VERNON	WA USA	10/12/2011	10:29	0:34	0.00	Rte 0	Incoming Call
425 750-1984	Outgoing	EVERETT	WA USA	10/12/2011	12:13	8:40	0.00	Rte 0	Local
6788	Incoming			10/12/2011	13:09	5:38	0.00	RT109	Internal
	Incoming			10/12/2011	14:10	8:28	0.00	Rte 0	
5070	Incoming			10/12/2011	14:35	1:26	0.00	RT130	Internal
1 360 708-3899	Outgoing	MT VERNON	WA USA	10/12/2011	14:46	2:00	0.08	RT22	National
1 206 719-3969	Outgoing	SEATTLE	WA USA	10/12/2011	14:47	1:09:00	2.70	RT22	National
425 765-4968	Incoming	BELLEVUE	WA USA	10/13/2011	10:48	0:12	0.00	Rte 0	Incoming Call
425 259-6273	Incoming	EVERETT	WA USA	10/13/2011	15:32	0:32	0.00	Rte 0	Incoming Call
5264	Incoming			10/14/2011	9:38	0:06	0.00	RT130	Internal
253 310-5477	Incoming	TACOMA	WA USA	10/14/2011	12:09	13:34	0.00	Rte 0	Incoming Call
360 631-7505	Incoming	ARLINGTON	WA USA	10/17/2011	11:39	9:15	0.00	Rte 0	Incoming Call
360 631-7505	Incoming	ARLINGTON	WA USA	10/17/2011	12:03	2:20	0.00	Rte 0	Incoming Call
360 631-7505	Incoming	ARLINGTON	WA USA	10/18/2011	11:02	1:34	0.00	Rte 0	Incoming Call
425 346-0035	Outgoing	EVERETT	WA USA	10/18/2011	12:54	0:40	0.00	Rte 0	Local
	Incoming			10/18/2011	12:56	4:28	0.00	Rte 0	
425 346-0035	Outgoing	EVERETT	WA USA	10/18/2011	13:16	4:38	0.00	Rte 0	Local
1 605 484-8223	Outgoing	RAPID CITY	SD USA	10/18/2011	13:37	10:00	0.39	RT22	National
253 310-5477	Incoming	TACOMA	WA USA	10/19/2011	9:25	0:08	0.00	Rte 0	Incoming Call
425 377-2610	Incoming	EVERETT	WA USA	10/19/2011	9:57	23:32	0.00	Rte 0	Incoming Call
	Incoming			10/19/2011	13:30	0:04	0.00	Rte 0	
	Incoming			10/19/2011	13:48	12:26	0.00	Rte 0	
	Incoming			10/20/2011	13:17	0:06	0.00	Rte 0	
	Incoming			10/24/2011	11:24	0:04	0.00	Rte 0	
1 605 484-8223	Outgoing	RAPID CITY	SD USA	10/25/2011	11:20	3:00	0.12	RT22	National
1 605 484-8223	Outgoing	RAPID CITY	SD USA	10/25/2011	11:23	10:00	0.39	RT22	National
253 310-5477	Incoming	TACOMA	WA USA	10/25/2011	16:20	0:36	0.00	Rte 0	Incoming Call
425 377-2610	Incoming	EVERETT	WA USA	10/26/2011	10:43	3:29	0.00	Rte 0	Incoming Call
425 258-6289	Outgoing	EVERETT	WA USA	10/26/2011	16:05	6:14	0.00	Rte 0	Local
425 388-3411	Incoming	EVERETT	WA USA	10/27/2011	9:47	0:36	0.00	Rte 0	Incoming Call
425 280-6100	Incoming	EVERETT	WA USA	10/27/2011	15:27	5:38	0.00	Rte 0	Incoming Call
425 259-6273	Incoming	EVERETT	WA USA	10/28/2011	12:54	0:34	0.00	Rte 0	Incoming Call
1 206 730-3364	Outgoing	SEATTLE	WA USA	10/28/2011	13:40	5:00	0.20	RT22	National

Extension Detail Report

Durations reported in hh:mm:ss format

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Administration - Option 81C Extension Detail Report Ext 3090, OCT 2011

Printed: 13:27 Feb 26, 2012

Ext: 3090 - OCKERLANDER, AMY

Organizational Position: Snohomish Co / Executive / Executive Admin

Digits Dialed	Direction	Location	Date	Time	Duration	Cost	Route	Comment
425 238-3608	Outgoing	EVERETT	WA USA	10/28/2011	14:35	2:16	0.00 Rte 0	Local

Ext: 3090

Summary

Cost Field	INCOMING			OUTGOING			TOTALS			Summary	
	Calls	Duration	Cost	Calls	Duration	Cost	Calls	Duration	Avg.Dur	Cost	Avg.Cost
Incoming	53	4:00:26	0.00	0	0:00	0.00	53	4:00:26	4:32	0.00	0.00
Internal	3	7:10	0.00	0	0:00	0.00	3	7:10	2:23	0.00	0.00
Local	0	0:00	0.00	9	39:14	0.00	9	39:14	4:22	0.00	0.00
National	0	0:00	0.00	12	7:08:00	16.78	12	7:08:00	35:40	16.78	1.40
	56	4:07:36	0.00	21	7:47:14	16.78	77	11:54:50	9:17	16.78	0.22
Total # of Calls: 77			Total Minutes: 714.83			Total Cost			16.78		
						Total with Taxes			\$16.78		

Reviewed By

Approved By



ColbyUnderwoodConsultingLLC

...specializing in fund development and public-private partnerships...

6242 Second Ave. N.W. Fax: (206) 364-3430
Seattle, WA 98107 Mobile: (206) 779-1494
Office: (206) 364-2344 E-mail: colbyunderwood@cuc11c.net

POLITICAL FUNDRAISING INTERNS NEEDED FOR WINTER & SPRING OF 2008-2009

At least two part-time to full-time interns (20 to 40 hours per week) needed for assistance in political fundraising for select progressive local/regional/national races beginning IMMEDIATELY!

* Office Assistant: Duties will include prospect development, donor history and profiling, assistance with fundraising mailings, etc.

* Event Coordinator: Duties will include developing a list of prospective attendees, designing invitations, handling RSVPs, and attending the events around Seattle with other staff members.

The intern will also be expected to help with other day-to-day office duties.

Opportunities:

- Learn how political campaigns are run
- Develop an extremely marketable skill-set
- Networking knowledge and experience – many of our past interns have gone on to work at the upper levels of politics and business
- Learn local politics and develop relationships with candidates on a personal level
- Fun and challenging work atmosphere with professional acknowledgments

Qualifications:

- Highly organized and very thorough
- Extraordinarily detail-oriented
- Marketing and business skills
- Self-sufficient; able to work without constant supervision
- Punctual
- Efficient with strong multi-tasking abilities
- Excellent communication skills
- Professional demeanor
- Genuine interest in fundraising and politics and learning more about how the political world works
- Very familiar with Microsoft Excel, Outlook and Word

This internship is unpaid but Colby Underwood Consulting LLC does offer college credit for completed internships.

E-mail or fax resume and cover letter to:

Victor Nilsson

Colby Underwood Consulting LLC

victornilsson@cuc11c.net

(206) 364-3430 fax

NO CALLS PLEASE.

Colby Underwood Consulting LLC is a small political and non-profit consulting firm which specializes in all aspects of fundraising, from event coordination and online fundraising, to direct and mail solicitation. We are constantly hiring interns and welcome resumes from interested candidates.

Page: 91 of 173
 Billing Cycle Date: 04/09/11 - 05/08/11
 Account Number: 287020665755
 Foundation Account Number : 00059277

Call Detail

425-754-3322

User Name: KEVIN HULTEN

Rate Code: 5KNW=5000 N&W, GVPM=GOVTPooling300, MME0=Unlimited Expd M2M, GOVP=GOVTNBPNTN300UM5000

Rate Period (PD): NW=Nwknd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
1	SAT	04/09	5:19PM	605-484-8223	INCOMI CL	1	5KNW	NW				0.00
2		04/09	5:35PM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
3	SUN	04/10	7:43AM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
4		04/10	5:45PM	425-238-3608	EVERET WA	2	5KNW	NW				0.00
5	MON	04/11	10:39AM	425-210-8531	EVERET WA	13	GVPM	DT				0.00
6		04/11	6:14PM	425-508-3983	EVERET WA	6	MME0	DT	M2MC			0.00
7	TUE	04/12	8:01AM	360-352-8623	OLYMPI WA	1	GVPM	DT				0.00
8		04/12	8:02AM	425-387-5167	EVERET WA	1	MME0	DT	M2MC			0.00
9		04/12	9:51AM	425-508-3983	EVERET WA	2	MME0	DT	M2MC			0.00
10		04/12	9:53AM	425-508-3983	EVERET WA	9	MME0	DT	M2MC			0.00
11		04/12	11:33AM	425-388-3393	EVERET WA	1	GVPM	DT				0.00
12		04/12	12:59PM	360-352-8623	INCOMI CL	3	GVPM	DT				0.00
13		04/12	5:42PM	360-352-8623	OLYMPI WA	1	GVPM	DT				0.00
14		04/12	5:43PM	425-387-5167	EVERET WA	2	MME0	DT	M2MC			0.00
15		04/12	8:51PM	425-508-3983	EVERET WA	38	MME0	DT	M2MC			0.00
16	WED	04/13	8:26AM	425-388-3883	EVERET WA	1	GVPM	DT				0.00
17		04/13	9:44AM	425-258-7390	EVERET WA	3	GVPM	DT				0.00
18		04/13	11:22AM	425-258-1832	INCOMI CL	2	GVPM	DT				0.00
19		04/13	2:56PM	425-508-3983	EVERET WA	17	MME0	DT	M2MC			0.00
20		04/13	5:21PM	425-238-3608	EVERET WA	1	GVPM	DT				0.00
21		04/13	5:23PM	425-238-3608	INCOMI CL	2	GVPM	DT				0.00
22		04/13	5:24PM	425-238-2816	EVERET WA	1	GVPM	DT				0.00
23		04/13	8:11PM	425-508-3983	EVERET WA	5	MME0	DT	M2MC			0.00
24	THU	04/14	9:05AM	425-339-3000	EVERET WA	1	GVPM	DT				0.00
25		04/14	10:34AM	425-754-5603	EVERET WA	1	GVPM	DT				0.00
26		04/14	5:48PM	605-484-8223	INCOMI CL	10	GVPM	DT				0.00
27		04/14	6:31PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
28		04/14	6:33PM	605-484-8223	INCOMI CL	2	GVPM	DT				0.00
29		04/14	6:35PM	425-508-3983	EVERET WA	10	MME0	DT	M2MC			0.00
30		04/14	9:05PM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
31		04/14	9:58PM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
32	FRI	04/15	12:31PM	000-000-0000	BLOCKED	6	MME0	DT	M2MC			0.00
33		04/15	1:58PM	000-000-0000	BLOCKED	1	MME0	DT	M2MC			0.00
34		04/15	2:28PM	425-508-3983	EVERET WA	8	MME0	DT	M2MC			0.00
35		04/15	5:11PM	425-502-0824	INCOMI CL	6	GVPM	DT				0.00
36		04/15	5:17PM	425-508-3983	EVERET WA	6	MME0	DT	M2MC			0.00
37		04/15	5:22PM	425-346-0035	EVERET WA	18	GVPM	DT	Steve Hobbs			0.00
38	SAT	04/16	3:30PM	605-484-8223	RAPID SD	2	5KNW	NW				0.00
39		04/16	6:21PM	425-387-0901	EVERET WA	1	MME0	NW	M2MC			0.00
40		04/16	6:29PM	425-238-3608	EVERET WA	1	5KNW	NW				0.00
41	SUN	04/17	3:55PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
42		04/17	3:56PM	605-484-8223	RAPID SD	4	5KNW	NW				0.00
43		04/17	5:29PM	605-484-8223	RAPID SD	12	5KNW	NW				0.00
44		04/17	7:47PM	425-508-3983	EVERET WA	1	MME0	NW	M2MC			0.00
45	MON	04/18	12:34PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
46		04/18	5:55PM	425-508-3983	EVERET WA	2	MME0	DT	M2MC			0.00
47		04/18	5:57PM	605-484-8223	RAPID SD	8	GVPM	DT				0.00
48		04/18	8:16PM	360-691-4659	GRANIT WA	2	GVPM	DT				0.00
49		04/18	8:31PM	425-508-3983	EVERET WA	7	MME0	DT	M2MC			0.00
50	TUE	04/19	2:10PM	206-779-1494	SEATTLE WA	2	MME0	DT	M2MC Colby Underwood			0.00
51		04/19	6:07PM	605-484-8223	INCOMI CL	11	GVPM	DT				0.00
52		04/19	6:43PM	425-238-3608	EVERET WA	3	GVPM	DT				0.00
53		04/19	7:57PM	425-508-3983	EVERET WA	9	MME0	DT	M2MC			0.00

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Billing Cycle Date: 04/09/11 - 05/08/11
Account Number: 287020665755
Foundation Account Number : 00059277

Call Detail (Continued)

425-754-3322

User Name: KEVIN HULTEN

Rate Code: 5KNW=5000 N&W, GVPM=GOVTPooling300, MME0=Unlimited Expd M2M, GOVP=GOVTNBPNTN300UM5000

Rate Period (PD): NW=Nwknd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
54		04/19	10:59PM	425-238-3608	EVERET WA	3	5KNW	NW				0.00
55	WED	04/20	10:27AM	425-388-3411	INCOMI CL	2	GVPM	DT				0.00
56		04/20	11:44AM	425-339-5458	EVERET WA	3	GVPM	DT				0.00
57		04/20	2:53PM	206-779-1494	SEATTLE WA	2	MME0	DT	M2MC			0.00
58		04/20	2:57PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
59		04/20	7:19PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
60		04/20	7:19PM	605-484-8223	RAPID SD	4	GVPM	DT				0.00
61		04/20	7:23PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
62	THU	04/21	10:55AM	425-339-5441	EVERET WA	1	GVPM	DT				0.00
63		04/21	6:04PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
64		04/21	6:07PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
65		04/21	6:09PM	425-238-3608	EVERET WA	1	GVPM	DT				0.00
66		04/21	6:10PM	000-000-0000	BLOCKED	4	MME0	DT	M2MC			0.00
67		04/21	8:35PM	605-484-8223	RAPID SD	3	GVPM	DT				0.00
68		04/21	8:52PM	605-484-8223	RAPID SD	3	GVPM	DT				0.00
69		04/21	9:03PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
70	FRI	04/22	10:20AM	000-000-0000	BLOCKED	4	GVPM	DT				0.00
71		04/22	10:26AM	425-388-6353	EVERET WA	2	GVPM	DT				0.00
72		04/22	11:32AM	425-339-5458	EVERET WA	1	GVPM	DT				0.00
73		04/22	11:33AM	425-239-1321	EVERET WA	2	MME0	DT	M2MC			0.00
74		04/22	11:35AM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
75		04/22	12:43PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
76		04/22	12:57PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
77		04/22	2:31PM	425-280-7777	EVERET WA	2	GVPM	DT				0.00
78		04/22	7:52PM	425-210-0446	EVERET WA	1	GVPM	DT				0.00
79		04/22	8:30PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
80		04/22	9:12PM	605-484-8223	RAPID SD	3	5KNW	NW				0.00
81		04/22	9:17PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
82		04/22	9:38PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
83		04/22	9:39PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
84		04/22	9:54PM	605-484-8223	RAPID SD	5	5KNW	NW				0.00
85		04/22	10:16PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
86		04/22	10:22PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
87		04/22	10:28PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
88		04/22	10:29PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
89		04/22	10:31PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
90		04/22	11:38PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
91		04/22	11:39PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
92		04/22	11:39PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
93		04/22	11:40PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
94	SAT	04/23	3:10PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
95		04/23	3:14PM	605-484-8223	RAPID SD	2	5KNW	NW				0.00
96		04/23	5:27PM	605-484-8223	RAPID SD	2	5KNW	NW				0.00
97		04/23	5:37PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
98		04/23	6:22PM	605-484-8223	RAPID SD	3	5KNW	NW				0.00
99		04/23	6:32PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
100		04/23	6:36PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
101		04/23	7:02PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
102		04/23	8:42PM	605-484-8223	RAPID SD	3	5KNW	NW				0.00
103		04/23	8:47PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
104		04/23	8:47PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
105		04/23	8:48PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
106		04/23	8:49PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00

Page: 93 of 173
 Billing Cycle Date: 04/09/11 - 05/08/11
 Account Number: 287020665755
 Foundation Account Number : 00059277

Call Detail (Continued) 425-754-3322

User Name: KEVIN HULTEN

Rate Code: 5KNW=5000 N&W, GVPM=GOVTPooling300, MME0=Unlimited Expd M2M, GOVP=GOVTNBPNTN300UM5000

Rate Period (PD): NW=Nwknd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
107		04/23	8:49PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
108		04/23	8:49PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
109		04/23	8:50PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
110		04/23	8:52PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
111		04/23	8:54PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
112		04/23	8:55PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
113		04/23	8:57PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
114		04/23	9:01PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
115	SUN	04/24	10:32AM	425-238-3608	EVERET WA	7	5KNW	NW				0.00
116		04/24	2:39PM	425-238-3608	EVERET WA	1	5KNW	NW				0.00
117	MON	04/25	9:31AM	425-460-2513	BELLEV WA	6	GVPM	DT				0.00
118		04/25	9:36AM	425-508-3983	EVERET WA	3	MME0	DT	M2MC			0.00
119		04/25	9:39AM	425-252-7364	INCOMI CL	2	GVPM	DT				0.00
120		04/25	9:44AM	425-210-8531	EVERET WA	17	GVPM	DT				0.00
121		04/25	10:13AM	425-210-8531	EVERET WA	1	GVPM	DT				0.00
122		04/25	10:18AM	000-000-0000	BLOCKED	1	MME0	DT	M2MC			0.00
123		04/25	10:20AM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
124		04/25	10:20AM	425-508-3983	EVERET WA	13	MME0	DT	M2MC			0.00
125		04/25	1:52PM	000-000-0000	BLOCKED	6	MME0	DT	M2MC			0.00
126		04/25	3:14PM	425-460-2513	BELLEV WA	2	GVPM	DT				0.00
127		04/25	4:54PM	425-334-2024	EVERET WA	9	GVPM	DT				0.00
128		04/25	6:13PM	425-238-3608	EVERET WA	2	GVPM	DT				0.00
129	TUE	04/26	10:58AM	425-388-3879	EVERET WA	1	GVPM	DT				0.00
130		04/26	11:03AM	206-859-5600	SEATTL WA	4	GVPM	DT				0.00
131		04/26	11:07AM	425-346-0035	EVERET WA	21	GVPM	DT	Steve Hobbs			0.00
132		04/26	1:18PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
133		04/26	1:27PM	000-000-0000	BLOCKED	6	MME0	DT	M2MC			0.00
134		04/26	1:36PM	000-000-0000	BLOCKED	2	MME0	DT	M2MC			0.00
135		04/26	1:38PM	206-779-1494	SEATTL WA	3	MME0	DT	M2MC Underwood			0.00
136		04/26	4:02PM	000-000-0000	BLOCKED	28	MME0	DT	M2MC			0.00
137		04/26	5:54PM	425-280-7777	INCOMI CL	4	GVPM	DT				0.00
138		04/26	6:04PM	425-238-3608	EVERET WA	1	GVPM	DT				0.00
139		04/26	6:54PM	000-000-0000	BLOCKED	3	MME0	DT	M2MC			0.00
140	WED	04/27	9:52AM	206-779-1494	SEATTL WA	2	MME0	DT	M2MC Underwood			0.00
141		04/27	12:49PM	425-508-3983	EVERET WA	2	MME0	DT	M2MC			0.00
142		04/27	12:52PM	000-000-0000	BLOCKED	2	MME0	DT	M2MC			0.00
143		04/27	2:06PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
144		04/27	2:08PM	425-388-3411	EVERET WA	5	GVPM	DT				0.00
145		04/27	2:13PM	425-508-4552	EVERET WA	3	MME0	DT	M2MC			0.00
146		04/27	2:41PM	425-388-3883	EVERET WA	3	GVPM	DT				0.00
147		04/27	2:47PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
148	THU	04/28	1:07PM	425-508-3983	EVERET WA	7	MME0	DT	M2MC			0.00
149		04/28	1:14PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
150		04/28	1:15PM	000-000-0000	BLOCKED	1	MME0	DT	M2MC			0.00
151		04/28	3:34PM	202-234-1224	INCOMI CL	3	GVPM	DT				0.00
152		04/28	3:37PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
153		04/28	3:41PM	360-435-8810	ARLING WA	2	GVPM	DT				0.00
154		04/28	3:43PM	267-973-4037	PHILA PA	2	GVPM	DT				0.00
155		04/28	7:07PM	000-000-0000	BLOCKED	1	MME0	DT	M2MC			0.00
156		04/28	7:12PM	425-508-3983	EVERET WA	11	MME0	DT	M2MC			0.00
157		04/28	7:37PM	425-238-3608	EVERET WA	4	GVPM	DT				0.00
158		04/28	8:40PM	000-000-0000	BLOCKED	12	MME0	DT	M2MC			0.00
159		04/28	9:52PM	425-238-3608	INCOMI CL	3	5KNW	NW				0.00

Page: 94 of 173
Billing Cycle Date: 04/09/11 - 05/08/11
Account Number: 287020665755
Foundation Account Number : 00059277

Call Detail (Continued) 425-754-3322

User Name: KEVIN HULTEN

Rate Code: 5KNW=5000 N&W, GVPM=GOVTPooling300, MME0=Unlimited Expd M2M, GOVP=GOVTNBPNTN300UM5000

Rate Period (PD): NW=Nwknd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
160	FRI	04/29	10:18AM	000-000-0000	BLOCKED	1	GVPM	DT				0.00
161		04/29	10:20AM	360-435-8813	INCOMI CL	1	GVPM	DT				0.00
162		04/29	4:00PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
163		04/29	5:54PM	425-238-3608	EVERET WA	3	GVPM	DT				0.00
164		04/29	5:57PM	267-973-4037	PHILA PA	29	GVPM	DT				0.00
165		04/29	6:57PM	425-334-9030	INCOMI CL	2	GVPM	DT				0.00
166		04/29	7:18PM	425-334-9030	EVERET WA	1	GVPM	DT				0.00
167	MON	05/02	9:54AM	206-364-2344	SEATTLE WA	1	GVPM	DT				0.00
168		05/02	9:56AM	206-779-1494	SEATTLE WA	1	MME0	DT	M2MC	Underwood		0.00
169		05/02	10:58AM	425-238-3608	EVERET WA	20	GVPM	DT				0.00
170		05/02	12:02PM	425-774-4264	HALLS WA	2	GVPM	DT				0.00
171		05/02	12:04PM	000-000-0000	BLOCKED	2	MME0	DT	M2MC			0.00
172		05/02	12:09PM	206-779-1494	SEATTLE WA	2	MME0	DT	M2MC	Underwood		0.00
173		05/02	12:12PM	425-508-3983	EVERET WA	3	MME0	DT	M2MC			0.00
174		05/02	1:23PM	425-388-3481	EVERET WA	8	GVPM	DT				0.00
175		05/02	3:11PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
176		05/02	4:34PM	206-762-3311	SEATTLE WA	2	GVPM	DT				0.00
177		05/02	4:36PM	206-604-3066	SEATTLE WA	2	GVPM	DT				0.00
178		05/02	4:38PM	206-605-8871	SEATTLE WA	2	GVPM	DT				0.00
179		05/02	4:43PM	206-343-9204	SEATTLE WA	2	GVPM	DT				0.00
180		05/02	4:45PM	425-820-2306	KIRKLA WA	1	GVPM	DT				0.00
181		05/02	4:46PM	360-359-1238	OLYMPI WA	2	MME0	DT	M2MC			0.00
182		05/02	4:48PM	206-448-5846	SEATTLE WA	2	GVPM	DT			0.25	0.25
183		05/02	4:59PM	360-485-2026	OLYMPI WA	1	GOVP	DT			0.25	0.25
184		05/02	5:02PM	425-252-3090	EVERET WA	1	GOVP	DT			0.25	0.25
185		05/02	5:04PM	206-795-2918	SEATTLE WA	2	GOVP	DT			0.50	0.50
186		05/02	5:07PM	206-878-6055	DES MO WA	3	GOVP	DT			0.75	0.75
187		05/02	5:11PM	206-323-3865	SEATTLE WA	2	GOVP	DT			0.50	0.50
188		05/02	5:14PM	206-300-6270	SEATTLE WA	1	MME0	DT	M2MC			0.00
189		05/02	5:16PM	253-906-6685	TACOMA WA	2	MME0	DT	M2MC			0.00
190		05/02	5:18PM	206-713-2437	SEATTLE WA	1	GOVP	DT			0.25	0.25
191		05/02	5:19PM	425-402-3910	BOTHEL WA	2	GOVP	DT			0.50	0.50
192	TUE	05/03	2:25PM	000-000-0000	BLOCKED	3	MME0	DT	M2MC			0.00
193		05/03	4:34PM	000-000-0000	BLOCKED	1	MME0	DT	M2MC			0.00
194		05/03	4:39PM	425-508-3983	EVERET WA	4	MME0	DT	M2MC			0.00
195		05/03	5:44PM	425-388-3879	EVERET WA	1	GOVP	DT			0.25	0.25
196		05/03	6:24PM	000-000-0000	BLOCKED	6	MME0	DT	M2MC			0.00
197	WED	05/04	1:23PM	252-441-5211	KILLDV NC	2	GOVP	DT			0.50	0.50
198		05/04	2:37PM	202-347-0176	WASHIN DC	2	GOVP	DT			0.50	0.50
199		05/04	7:50PM	267-973-4037	PHILA PA	1	GOVP	DT			0.25	0.25
200		05/04	7:51PM	267-973-4037	INCOMI CL	9	GOVP	DT			2.25	2.25
201		05/04	8:21PM	267-973-4037	PHILA PA	3	GOVP	DT			0.75	0.75
202		05/04	8:47PM	267-973-4037	INCOMI CL	7	GOVP	DT			1.75	1.75
203	THU	05/05	1:19PM	267-973-4037	PHILA PA	6	GOVP	DT			1.50	1.50
204		05/05	2:30PM	215-733-9788	PHILA PA	1	GOVP	DT			0.25	0.25
205		05/05	3:13PM	267-973-4037	PHILA PA	2	GOVP	DT			0.50	0.50
206		05/05	6:58PM	425-508-3983	EVERET WA	3	MME0	DT	M2MC			0.00
207		05/05	7:00PM	425-238-3608	EVERET WA	3	GOVP	DT			0.75	0.75
208		05/05	7:21PM	000-000-0000	BLOCKED	2	MME0	DT	M2MC			0.00
209	FRI	05/06	1:51PM	267-973-4037	PHILA PA	1	GOVP	DT			0.25	0.25
210		05/06	1:55PM	206-617-1191	INCOMI CL	2	MME0	DT	M2MC			0.00
211		05/06	2:44PM	703-419-5815	ALEXAN VA	10	GOVP	DT			2.50	2.50
212		05/06	3:30PM	202-661-2400	WASHIN DC	5	GOVP	DT			1.25	1.25



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: pdc@pdc.wa.gov • Website: www.pdc.wa.gov

MEMORANDUM

TO: Philip E. Stutzman, Director of Compliance
FROM: Andrea McNamara Doyle, Executive Director
DATE: April 11, 2013
SUBJECT: PDC staff generated complaint filed against Kevin Hulten

In 2011, Aaron Reardon was a candidate for re-election to the office of Snohomish County Executive. His opponent in the 2011 general election was Mike Hope, a State Representative from Lake Stevens serving the 44th Legislative District and an employee of the City of Seattle's police department.

Executive Reardon hired Kevin Hulten in January 2011 to fill an executive analyst position on the county executive's office team. (See Exhibit 1) The Everett Herald reported that Mr. Hulten was assigned to monitor state and federal legislation and to help Reardon connect with constituents.

A comparison of Snohomish County telephone billing records for Kevin Hulten with phone logs maintained by PDC staff member Tony Perkins demonstrate that on March 10, March 31, and April 7, 2011, Mr. Hulten made calls to the PDC from his county telephone number during regular business hours to gather information that was later used to assist the 2011 re-election campaign of Executive Reardon. The calls concerned: (1) the use of uniforms by public employees in political advertising; (2) lobbying groups started by state officials; and (3) the activities of social welfare organizations that are allegedly also acting as unregistered political committees. (See Exhibit 2)

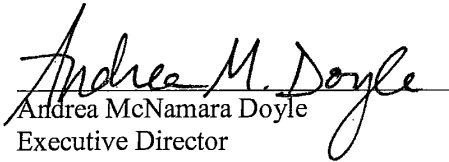
During 2011, the prohibition against using the facilities of a public office or agency to assist a candidate's campaign or to support or oppose a ballot proposition was found in RCW 42.17.130.¹

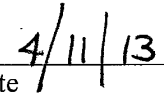
¹ Effective January 1, 2012, RCW 42.17.130 was recodified as RCW 42.17A.555. Alleged use of facilities of a public office or agency on or after January 1, 2012 are therefore governed under RCW 42.17A.

Alleged Violations:

The facts referenced above provide reason to believe that Kevin Hulten, while employed by the Snohomish County Executive's office, used Snohomish County facilities for the purpose of assisting the 2011 re-election campaign of Snohomish County Executive Aaron Reardon.

Based on this information, I am filing this complaint and directing staff to investigate the allegation that Kevin Hulten may have violated chapter 42.17 RCW.


Andrea McNamara Doyle
Executive Director


Date

Enclosures:

Exhibits 1 and 2



**Snohomish County
Executive Office**

Aaron Reardon
County Executive

(425) 388-3460
FAX (425) 388-3434
MS #407
3000 Rockefeller Avenue
Everett, WA 98201-4046

January 3, 2011

Mr. Kevin Hulten
Sent via email to:
Kevin.Hulten@gmail.com

Dear Kevin:

Welcome!

We are pleased that you have accepted the offer of employment as Executive Analyst for the Executive Office. You will be reporting directly to Gary Haakenson, Deputy Executive. Nancy Peinecke, Executive Office Assistant, will assist with necessary administrative details. The salary for this position is \$4,911.20 per month (pay grade 109, step 1) and is management exempt. Your hiring is contingent upon successful passage of background screening. Please sign and return the attached waiver form to authorize the background screening.

Your first day of work will be Tuesday, January 18, 2011. Work hours are normally 8 a.m. to 5 p.m. Monday through Friday but vary according to work responsibilities. There are a nice variety of eating establishments in the area and the Executive Office has a lunchroom for its employees. We have a refrigerator and microwave for employee use.

This position is responsible for duties as described in your job description. Professional office attire is expected at all times. Your office will be located on the 6th floor of the Administration West building.

As a management exempt employee, you receive twenty-five personal leave days on January 1 of each calendar year. For 2011, you will receive a pro-rated amount of personal leave when you begin working for the County. You may use up to half of your personal leave days in the first six months of employment.

You are scheduled to attend our new employee orientation session from 8:30 a.m. – 3:30 p.m. on Wed., January 26, 2011. Please meet in the Snohomish County Human Resources Office located on the first floor of Admin West. You will receive information regarding medical benefits at the orientation session. Federal law requires proof of eligibility to work in the United States prior to being hired. Federal Form I-9 is required to establish your eligibility, please bring

Page 1 of 2

county.executive@snoco.org
www.snoco.org


EXHIBIT 1
1 of 2

acceptable documentation with you to orientation. You will also need dependent information with you such as spouse/child social security number, birth date, etc.

If you wish to park in the County parking garage, you will need to arrange that in advance through the Snohomish County Facilities Management Team. To purchase a parking permit, contact Glen at 425-388-3348.

We are looking forward to the day you join our team! Feel free to contact us with any questions you may have.

Sincerely,


Aaron Reardon
County Executive

January 3, 2011
Page 2 of 2

EXHIBIT /
2 of 2

PDC Staff Telephone Record

Tony Perkins

Date: 3/10/2011 11:25AM

Duration: 0.03

Subject: Email him past guidance re uniforms, .130

From: Kyle Hulten

To: TPERKINS

Returned: Y

Status: Needs email

Contact: hul_10@comcast.net

Emailed 3/10.

EXHIBIT 2

1 of 5

PDC Staff Telephone Record

Tony Perkins

Date: 3/31/2011 11:56AM

Duration: 3.27

Subject: Questions re lobbying groups started by state officials

From: Kyle Hulten

To: TPERKINS

Returned: N Status:

Contact:

EXHIBIT 2

2 of 5

PDC Staff Telephone Record

Tony Perkins

Date: 4/07/2011 3:28PM

Duration: 0.25

Subject: Social welfare organizations

From: Kyle Hulten
To: TPERKINS

Returned: N Status:

Contact:

Questions re a social welfare organization--he feels strongly that it's a political committee in support of a candidate, because it was established by and is in the sole control of a candidate.

We discussed the "receiver of contributions" prong, and the constructive knowledge of the contributors. Kyle was concerned not so much with the contributors' constructive knowledge, as he is with the possibility that funds raised by this entity could be covertly transferred at some point to a candidate, or otherwise spent in support of the candidate. I said that if that happened, there would likely be problems under .710, .120, .050(3), .080/.090 or some combination. However, I said that the mere potential of that happening was not enough to restrain this entity from operating.

We discussed the expenditures prong, and how it's hard to perform the necessary factual analysis if the entity in question hasn't made any expenditures. He's not yet aware of any expenditures by this entity.

EXHIBIT 2

3 of 5

Page: 87 of 176
 Billing Cycle Date: 03/09/11 - 04/08/11
 Account Number: 287020665755
 Foundation Account Number: 00059277

Call Detail

425-754-3322

User Name: KEVIN HULTEN

Rate Code: MME0=Unlimited Expd M2M, 5KNW=5000 N&W, GVPM=GOVTPooling300

Rate Period (PD): NW=Nwknd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
1	WED	03/09	8:50AM	916-205-3916	SCRM M CA	2	GVPM	DT				0.00
2		03/09	5:12PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
3	THU	03/10	8:33AM	916-205-3916	INCOMI CL	4	GVPM	DT				0.00
4		03/10	8:36AM	916-205-3916	INCOMI CL	1	GVPM	DT				0.00
5		03/10	11:21AM	877-601-2828	Toll F.O.	8	GVPM	DT				0.00
6	FRI	03/11	12:32PM	425-388-3050	EVERET WA	2	GVPM	DT				0.00
7		03/11	12:59PM	425-258-1830	EVERET WA	1	GVPM	DT				0.00
8		03/11	1:07PM	425-347-6330	EVERET WA	1	GVPM	DT				0.00
9		03/11	1:11PM	425-339-5422	EVERET WA	7	GVPM	DT				0.00
10		03/11	3:33PM	425-346-0035	INCOMI CL	5	GVPM	DT				0.00
11		03/11	4:08PM	425-346-0035	INCOMI CL	2	GVPM	DT				0.00
12		03/11	7:54PM	425-238-3608	INCOMI CL	1	GVPM	DT				0.00
13		03/11	7:57PM	425-238-3608	EVERET WA	8	GVPM	DT				0.00
14		03/11	8:05PM	425-750-1984	EVERET WA	2	MME0	DT	M2MC			0.00
15		03/11	11:30PM	425-750-1984	EVERET WA	1	MME0	NW	M2MC			0.00
16		03/11	11:50PM	425-750-1984	INCOMI CL	4	MME0	NW	M2MC			0.00
17	SAT	03/12	9:08AM	425-750-1984	EVERET WA	3	MME0	NW	M2MC			0.00
18		03/12	2:46PM	425-238-3608	EVERET WA	5	5KNW	NW				0.00
19	SUN	03/13	3:47PM	425-750-1984	INCOMI CL	3	MME0	NW	M2MC			0.00
20		03/13	7:48PM	425-750-1984	EVERET WA	2	MME0	NW	M2MC			0.00
21		03/13	10:35PM	425-750-1984	INCOMI CL	8	MME0	NW	M2MC			0.00
22	MON	03/14	9:10AM	425-258-7390	EVERET WA	5	GVPM	DT				0.00
23		03/14	9:55AM	425-259-0966	EVERET WA	10	GVPM	DT				0.00
24		03/14	10:01AM	360-691-2419	GRANIT WA	5	GVPM	DT				0.00
25		03/14	7:30PM	425-238-3608	EVERET WA	6	GVPM	DT				0.00
26	TUE	03/15	7:33AM	605-484-8223	INCOMI CL	7	GVPM	DT				0.00
27	WED	03/16	9:43AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
28		03/16	11:02AM	360-757-2427	SEDROW WA	4	GVPM	DT				0.00
29		03/16	1:06PM	425-346-0035	INCOMI CL	9	GVPM	DT				0.00
30		03/16	3:54PM	206-617-1191	INCOMI CL	5	MME0	DT	M2MC			0.00
31		03/16	5:23PM	605-484-8223	RAPID SD	6	GVPM	DT				0.00
32	THU	03/17	5:04PM	360-691-2419	INCOMI CL	2	GVPM	DT				0.00
33		03/17	5:20PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
34		03/17	5:30PM	000-000-0000	BLOCKED	14	MME0	DT	M2MC			0.00
35		03/17	9:35PM	425-238-3608	EVERET WA	9	5KNW	NW				0.00
36	FRI	03/18	2:46PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
37		03/18	8:12PM	425-238-3608	EVERET WA	1	GVPM	DT				0.00
38	SUN	03/20	9:15AM	425-238-3608	EVERET WA	1	5KNW	NW				0.00
39		03/20	8:30PM	000-000-0000	BLOCKED	1	5KNW	NW				0.00
40	MON	03/21	8:37AM	360-786-7972	OLYMPI WA	2	GVPM	DT				0.00
41		03/21	8:41AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
42		03/21	8:50AM	425-346-0035	INCOMI CL	7	GVPM	DT				0.00
43		03/21	6:44PM	425-327-6890	INCOMI CL	9	GVPM	DT				0.00
44	TUE	03/22	7:46AM	253-310-5477	TACOMA WA	6	MME0	DT	M2MC			0.00
45		03/22	6:43PM	425-508-3983	EVERET WA	2	MME0	DT	M2MC			0.00
46	WED	03/23	9:03AM	206-623-0500	SEATTL WA	1	GVPM	DT				0.00
47		03/23	11:04AM	425-508-3983	EVERET WA	7	MME0	DT	M2MC			0.00
48		03/23	11:19AM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
49		03/23	11:19AM	000-000-0000	BLOCKED	4	MME0	DT	M2MC			0.00
50		03/23	11:25AM	425-388-3411	EVERET WA	1	GVPM	DT				0.00
51		03/23	11:25AM	425-388-3400	EVERET WA	1	GVPM	DT				0.00
52		03/23	11:25AM	425-388-3400	EVERET WA	1	GVPM	DT				0.00
53		03/23	11:26AM	425-388-3411	EVERET WA	3	GVPM	DT				0.00

EXHIBIT 2

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Page: 88 of 176
 Billing Cycle Date: 03/09/11 - 04/08/11
 Account Number: 287020665755
 Foundation Account Number: 00059277

Call Detail (Continued)

425-754-3322

User Name: KEVIN HULTEN

Rate Code: MME0=Unlimited Expd M2M, 5KNW=5000 N&W, GVPM=GOVT Pooling300
 Rate Period (PD): NW=Nwknd, DT=Daytime
 Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
54	THU	03/24	6:49AM	425-239-0638	EVERET WA	1	MME0	DT	M2MC			0.00
55		03/24	1:19PM	425-238-3608	EVERET WA	3	GVPM	DT				0.00
56		03/24	4:17PM	425-508-3983	EVERET WA	3	MME0	DT	M2MC			0.00
57	FRI	03/25	10:45AM	425-508-3431	EVERET WA	2	GVPM	DT				0.00
58		03/25	12:46PM	425-238-3608	INCOMI CL	11	GVPM	DT				0.00
59		03/25	1:17PM	360-951-9256	INCOMI CL	1	GVPM	DT				0.00
60	SAT	03/26	1:19PM	425-238-3608	INCOMI CL	3	5KNW	NW				0.00
61		03/26	3:39PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
62		03/26	3:41PM	360-435-8810	ARLING WA	2	5KNW	NW				0.00
63		03/26	3:50PM	000-000-0000	BLOCKED	2	5KNW	NW				0.00
64		03/26	5:46PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
65		03/26	5:49PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
66		03/26	5:51PM	425-335-4513	EVERET WA	1	5KNW	NW				0.00
67		03/26	5:53PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
68		03/26	5:59PM	800-748-3243	Toll F CL	3	5KNW	NW				0.00
69		03/26	6:01PM	425-335-4513	EVERET WA	2	5KNW	NW				0.00
70	TUE	03/29	8:10AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
71		03/29	8:12AM	206-707-3917	SEATTLE WA	2	GVPM	DT				0.00
72		03/29	8:51AM	425-346-0035	INCOMI CL	17	GVPM	DT				0.00
73		03/29	9:11PM	425-508-3983	EVERET WA	2	MME0	NW	M2MC			0.00
74		03/29	9:13PM	000-000-0000	BLOCKED	14	MME0	NW	M2MC			0.00
75		03/29	9:35PM	425-508-3983	EVERET WA	10	MME0	NW	M2MC			0.00
76	WED	03/30	1:03PM	425-754-5603	INCOMI CL	2	GVPM	DT				0.00
77		03/30	4:15PM	425-238-3608	EVERET WA	6	GVPM	DT				0.00
78		03/30	7:33PM	360-568-2157	SNOHOM WA	1	GVPM	DT				0.00
79	THU	03/31	11:38AM	360-435-8810	ARLING WA	1	GVPM	DT				0.00
80		03/31	11:57AM	360-586-1042	OLYMPI WA	15	GVPM	DT				0.00
81		03/31	2:19PM	360-435-8811	ARLING WA	2	GVPM	DT				0.00
82		03/31	9:14PM	605-484-8223	RAPID SD	2	5KNW	NW				0.00
83		03/31	9:16PM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
84		03/31	9:47PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
85	FRI	04/01	12:34PM	605-484-8223	INCOMI CL	17	GVPM	DT				0.00
86		04/01	12:55PM	425-388-3425	EVERET WA	7	GVPM	DT				0.00
87		04/01	1:02PM	425-508-3431	EVERET WA	11	GVPM	DT				0.00
88		04/01	5:12PM	425-238-3608	EVERET WA	2	GVPM	DT				0.00
89	MON	04/04	6:56AM	605-484-8223	INCOMI CL	5	GVPM	DT				0.00
90	TUE	04/05	6:46PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
91	WED	04/06	7:40AM	425-238-3608	EVERET WA	2	GVPM	DT				0.00
92		04/06	8:31PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
93		04/06	10:09PM	425-210-0446	INCOMI CL	11	5KNW	NW				0.00
94	THU	04/07	10:32AM	425-210-0446	EVERET WA	1	GVPM	DT				0.00
95		04/07	10:50AM	360-757-2427	SEDROW WA	3	GVPM	DT				0.00
96		04/07	11:11AM	425-280-7777	INCOMI CL	19	GVPM	DT				0.00
97		04/07	1:32PM	360-586-1042	OLYMPI WA	15	GVPM	DT				0.00
98		04/07	4:02PM	604-684-8461	INCOMI CL	3	GVPM	DT				0.00
99		04/07	5:39PM	604-684-8461	VANCOU BC	6	GVPM	DT			2.34	2.34
100		04/07	5:50PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
101		04/07	5:54PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
102	FRI	04/08	8:22AM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
103		04/08	10:23AM	253-310-5477	INCOMI CL	2	MME0	DT	M2MC			0.00
104		04/08	11:01AM	360-352-8004	OLYMPI WA	1	GVPM	DT				0.00
105		04/08	5:52PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
Subtotal Minutes						443				2.34		2.34
Totals						443				2.34		2.34

EXHIBIT 2
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PDC Staff Telephone Record

Tony Perkins

Date: 3/10/2011 11:25AM

Duration: 0.03

Subject: Email him past guidance re uniforms, .130

From: Kyle Hulten

To: TPERKINS

Returned: Y

Status: Needs email

Contact: hul_10@comcast.net

Emailed 3/10.

PDC Staff Telephone Record

Tony Perkins

Date: 3/31/2011 11:56AM

Duration: 3.27

Subject: Questions re lobbying groups started by state officials

From: Kyle Hulten
To: TPERKINS

Returned: N Status:

Contact:

PDC Staff Telephone Record

Tony Perkins

Date: 4/07/2011 3:28PM

Duration: 0.25

Subject: Social welfare organizations

From: Kyle Hulten

To: TPERKINS

Returned: N

Status:

Contact:

Questions re a social welfare organization--he feels strongly that it's a political committee in support of a candidate, because it was established by and is in the sole control of a candidate.

We discussed the "receiver of contributions" prong, and the constructive knowledge of the contributors. Kyle was concerned not so much with the contributors' constructive knowledge, as he is with the possibility that funds raised by this entity could be covertly transferred at some point to a candidate, or otherwise spent in support of the candidate. I said that if that happened, there would likely be problems under .710, .120, .050(3), .080/.090 or some combination. However, I said that the mere potential of that happening was not enough to restrain this entity from operating.

We discussed the expenditures prong, and how it's hard to perform the necessary factual analysis if the entity in question hasn't made any expenditures. He's not yet aware of any expenditures by this entity.

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 Billing Cycle Date: 03/09/11 - 04/08/11
 Account Number: 287020665755
 Foundation Account Number : 00059277

Call Detail												425-754-3322
User Name: KEVIN HULTEN												
Rate Code: MME0=Unlimited Expd M2M, 5KNW=5000 N&W, GVPM=GOVTPooling300												
Rate Period (PD): NW=Nwknd, DT=Daytime												
Feature: M2MC=Expanded Mobile To Mobile												
Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
1	WED	03/09	8:50AM	916-205-3916	SCRM M CA	2	GVPM	DT				0.00
2		03/09	5:12PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
3	THU	03/10	8:33AM	916-205-3916	INCOMI CL	4	GVPM	DT				0.00
4		03/10	8:36AM	916-205-3916	INCOMI CL	1	GVPM	DT				0.00
5		03/10	11:21AM	877-601-2828	Toll F CL	6	GVPM	DT				0.00
6	FRI	03/11	12:32PM	425-388-3050	EVERET WA	2	GVPM	DT				0.00
7		03/11	12:59PM	425-258-1830	EVERET WA	1	GVPM	DT				0.00
8		03/11	1:07PM	425-347-6330	EVERET WA	1	GVPM	DT				0.00
9		03/11	1:11PM	425-339-5422	EVERET WA	7	GVPM	DT				0.00
10		03/11	3:33PM	425-346-0035	INCOMI CL	5	GVPM	DT				0.00
11		03/11	4:08PM	425-346-0035	INCOMI CL	2	GVPM	DT				0.00
12		03/11	7:54PM	425-238-3608	INCOMI CL	1	GVPM	DT				0.00
13		03/11	7:57PM	425-238-3608	EVERET WA	8	GVPM	DT				0.00
14		03/11	8:05PM	425-750-1984	EVERET WA	2	MME0	DT	M2MC			0.00
15		03/11	11:30PM	425-750-1984	EVERET WA	1	MME0	NW	M2MC			0.00
16		03/11	11:50PM	425-750-1984	INCOMI CL	4	MME0	NW	M2MC			0.00
17	SAT	03/12	9:08AM	425-750-1984	EVERET WA	3	MME0	NW	M2MC			0.00
18		03/12	2:46PM	425-238-3608	EVERET WA	5	5KNW	NW				0.00
19	SUN	03/13	3:47PM	425-750-1984	INCOMI CL	3	MME0	NW	M2MC			0.00
20		03/13	7:48PM	425-750-1984	EVERET WA	2	MME0	NW	M2MC			0.00
21		03/13	10:35PM	425-750-1984	INCOMI CL	8	MME0	NW	M2MC			0.00
22	MON	03/14	9:10AM	425-258-7390	EVERET WA	5	GVPM	DT				0.00
23		03/14	9:55AM	425-259-0966	EVERET WA	10	GVPM	DT				0.00
24		03/14	10:01AM	360-691-2419	GRANIT WA	5	GVPM	DT				0.00
25		03/14	7:30PM	425-238-3608	EVERET WA	6	GVPM	DT				0.00
26	TUE	03/15	7:33AM	605-484-8223	INCOMI CL	7	GVPM	DT				0.00
27	WED	03/16	9:43AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
28		03/16	11:02AM	360-757-2427	SEDROW WA	4	GVPM	DT				0.00
29		03/16	1:06PM	425-346-0035	INCOMI CL	9	GVPM	DT				0.00
30		03/16	3:54PM	206-617-1191	INCOMI CL	5	MME0	DT	M2MC			0.00
31		03/16	5:23PM	605-484-8223	RAPID SD	6	GVPM	DT				0.00
32	THU	03/17	5:04PM	360-691-2419	INCOMI CL	2	GVPM	DT				0.00
33		03/17	5:20PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
34		03/17	5:30PM	000-000-0000	BLOCKED	14	MME0	DT	M2MC			0.00
35		03/17	9:35PM	425-238-3608	EVERET WA	9	5KNW	NW				0.00
36	FRI	03/18	2:46PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
37		03/18	6:12PM	425-238-3608	EVERET WA	1	GVPM	DT				0.00
38	SUN	03/20	9:15AM	425-238-3608	EVERET WA	1	5KNW	NW				0.00
39		03/20	8:30PM	000-000-0000	BLOCKED	1	5KNW	NW				0.00
40	MON	03/21	8:37AM	360-786-7972	OLYMPI WA	2	GVPM	DT				0.00
41		03/21	8:41AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
42		03/21	8:50AM	425-346-0035	INCOMI CL	7	GVPM	DT				0.00
43		03/21	6:44PM	425-327-6890	INCOMI CL	9	GVPM	DT				0.00
44	TUE	03/22	7:46AM	253-310-5477	TACOMA WA	6	MME0	DT	M2MC			0.00
45		03/22	6:43PM	425-508-3983	EVERET WA	2	MME0	DT	M2MC			0.00
46	WED	03/23	9:03AM	206-623-0500	SEATTL WA	1	GVPM	DT				0.00
47		03/23	11:04AM	425-508-3983	EVERET WA	7	MME0	DT	M2MC			0.00
48		03/23	11:19AM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
49		03/23	11:19AM	000-000-0000	BLOCKED	4	MME0	DT	M2MC			0.00
50		03/23	11:25AM	425-388-3411	EVERET WA	1	GVPM	DT				0.00
51		03/23	11:25AM	425-388-3400	EVERET WA	1	GVPM	DT				0.00
52		03/23	11:25AM	425-388-3400	EVERET WA	1	GVPM	DT				0.00
53		03/23	11:26AM	425-388-3411	EVERET WA	3	GVPM	DT				0.00

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 Billing Cycle Date: 03/09/11 - 04/08/11
 Account Number: 287020665755
 Foundation Account Number : 00059277

Call Detail (Continued) 425-754-3322

User Name: KEVIN HULTEN

Rate Code: MME0=Unlimited Expd M2M, 5KNW=5000 N&W, GVPM=GOVTPooling300

Rate Period (PD): NW=Nwkd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
54	THU	03/24	6:49AM	425-239-0638	EVERET WA	1	MME0	DT	M2MC			0.00
55		03/24	1:19PM	425-238-3608	EVERET WA	3	GVPM	DT				0.00
56		03/24	4:17PM	425-508-3983	EVERET WA	3	MME0	DT	M2MC			0.00
57	FRI	03/25	10:45AM	425-508-3431	EVERET WA	2	GVPM	DT				0.00
58		03/25	12:46PM	425-238-3608	INCOMI CL	11	GVPM	DT				0.00
59		03/25	1:17PM	360-951-9256	INCOMI CL	1	GVPM	DT				0.00
60	SAT	03/26	1:19PM	425-238-3608	INCOMI CL	3	5KNW	NW				0.00
61		03/26	3:39PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
62		03/26	3:41PM	360-435-8810	ARLNG WA	2	5KNW	NW				0.00
63		03/26	3:50PM	000-000-0000	BLOCKED	2	5KNW	NW				0.00
64		03/26	5:46PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
65		03/26	5:49PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
66		03/26	5:51PM	425-335-4513	EVERET WA	1	5KNW	NW				0.00
67		03/26	5:53PM	360-691-4659	GRANIT WA	2	5KNW	NW				0.00
68		03/26	5:59PM	800-748-3243	Toll F CL	3	5KNW	NW				0.00
69		03/26	6:01PM	425-335-4513	EVERET WA	2	5KNW	NW				0.00
70	TUE	03/29	8:10AM	425-346-0035	EVERET WA	2	GVPM	DT				0.00
71		03/29	8:12AM	206-707-3917	SEATTL WA	2	GVPM	DT				0.00
72		03/29	8:51AM	425-346-0035	INCOMI CL	17	GVPM	DT				0.00
73		03/29	9:11PM	425-508-3983	EVERET WA	2	MME0	NW	M2MC			0.00
74		03/29	9:13PM	000-000-0000	BLOCKED	14	MME0	NW	M2MC			0.00
75		03/29	9:35PM	425-508-3983	EVERET WA	10	MME0	NW	M2MC			0.00
76	WED	03/30	1:03PM	425-754-5603	INCOMI CL	2	GVPM	DT				0.00
77		03/30	4:15PM	425-238-3608	EVERET WA	6	GVPM	DT				0.00
78		03/30	7:33PM	360-568-2157	SNOHOM WA	1	GVPM	DT				0.00
79	THU	03/31	11:38AM	360-435-8810	ARLNG WA	1	GVPM	DT				0.00
80		03/31	11:57AM	360-586-1042	OLYMPI WA	15	GVPM	DT				0.00
81		03/31	2:19PM	360-435-8811	ARLNG WA	2	GVPM	DT				0.00
82		03/31	9:14PM	605-484-8223	RAPID SD	2	5KNW	NW				0.00
83		03/31	9:16PM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
84		03/31	9:47PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
85	FRI	04/01	12:34PM	605-484-8223	INCOMI CL	17	GVPM	DT				0.00
86		04/01	12:55PM	425-388-3425	EVERET WA	7	GVPM	DT				0.00
87		04/01	1:02PM	425-508-3431	EVERET WA	11	GVPM	DT				0.00
88		04/01	5:12PM	425-238-3608	EVERET WA	2	GVPM	DT				0.00
89	MON	04/04	6:56AM	605-484-8223	INCOMI CL	5	GVPM	DT				0.00
90	TUE	04/05	6:46PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
91	WED	04/06	7:40AM	425-238-3608	EVERET WA	2	GVPM	DT				0.00
92		04/06	8:31PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
93		04/06	10:09PM	425-210-0446	INCOMI CL	11	5KNW	NW				0.00
94	THU	04/07	10:32AM	425-210-0446	EVERET WA	1	GVPM	DT				0.00
95		04/07	10:50AM	360-757-2427	SEDROW WA	3	GVPM	DT				0.00
96		04/07	11:11AM	425-280-7777	INCOMI CL	19	GVPM	DT				0.00
97		04/07	3:29PM	360-586-1042	OLYMPI WA	15	GVPM	DT				0.00
98		04/07	4:02PM	604-684-8461	INCOMI CL	3	GVPM	DT				0.00
99		04/07	5:39PM	604-684-8461	VANCOU BC	6	GVPM	DT			2.34	2.34
100		04/07	5:50PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
101		04/07	5:54PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
102	FRI	04/08	8:22AM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
103		04/08	10:23AM	253-310-5477	INCOMI CL	2	MME0	DT	M2MC			0.00
104		04/08	11:01AM	360-352-8004	OLYMPI WA	1	GVPM	DT				0.00
105		04/08	5:52PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
Subtotal Minutes						443					2.34	2.34
Totals						443					2.34	2.34

Tony Perkins

From: Kevin [hul_10@comcast.net]
Sent: Wednesday, March 30, 2011 2:39 PM
To: Tony Perkins
Subject: Re: Use of uniforms and other public facilities in campaigns

Wow. You are very good at your job. Thank you for your detailed answers and excellent customer service.

I'm afraid that I gave your email address to a friend who was asking about "soft money" fundraising at a recent get together. I hope you don't mind, but based on our exchanges I felt that you could certainly explain the issue clearly.

Thanks again.

Sent remotely, please forgive brevity and/or inadvertent errors.

On Mar 29, 2011, at 11:24 AM, "Tony Perkins" <tony.perkins@pdc.wa.gov> wrote:

Dear Kyle,

Thanks for your email, and I'm sorry I was not able to respond more promptly. Before I address the specific scenarios in your email, let me offer a bit of general information that may guide you in analyzing situations that come up in the future.

First, RCW 42.17.130 applies to local government officials, whether appointed or elected, and prohibits them from either using or authorizing the use of local government facilities to assist a candidate's campaign, or for the promotion of or opposition to a ballot proposition. Per WAC 390-05-271(2), the law does *not* prohibit officials from authorizing the use of public facilities for campaign purposes on an equal-access, nondiscriminatory basis, provided that such authorization is normal and regular for the agency. Here, the phrase "normal and regular" means that a given facility must be one that is eligible for public use—which necessarily excludes, for example, school facilities while school is in session, or official school functions such as sporting events that take place during the evening or on a weekend. Conversely, if an agency has facilities such as meeting or activity rooms that it rents out to the public or allows free access to after hours, such facilities may be eligible for political use on an equal-access, nondiscriminatory basis.

Second, the law speaks generally of "public facilities" as those tangible things that are paid for with public money—e.g., public employees and their paid time, official uniforms, office space and equipment, or official agency publications. By contrast, the *name* of a public agency, the name of any official or employee, or any official or employee's title are not considered public facilities for the purpose of RCW 42.17.130, provided that no other, tangible public facility is used in a manner prohibited by law. For example, the law describes "clientele lists of persons served by the office or agency" as a public facility, but the *names* of one or more individuals appearing on such lists belong to the individuals themselves.

Finally, as I believe I have mentioned previously, when public officials or employees identify themselves by title in a campaign communication, they are encouraged, but not required, to make it clear that they speak on their own behalf, and not on behalf of their agency. When a public facility is pictured in a campaign communication, the sponsoring campaign is encouraged, but not required, to include a caption indicating that the photo or the facility was accessed according to the law.

Now, to address the scenarios in your email:

Is it okay to use informal public school facilities in an ad. For example, walking around a high school parking lot and talking to kids as part of a tv ad?

School officials should not authorize a candidate's camera crew to access a school parking lot while school is in session, or while any school function is taking place on school grounds. At all other times, school officials should enforce their policy regarding access to the parking lot in a consistent manner, i.e., if filmmakers are allowed access to the parking lot, with or without official permission, the same access should be granted to any candidate who wants to enter the parking lot to shoot footage. If the school's policy does not generally allow access to the parking lot, then candidates and their camera crews should be denied access.

what about if the candidate rents a gym at the same school, and arranges to film his ad? Does this change anything?

If the school has a policy of allowing rental access to the gym outside of school hours and official school functions, they may apply this same policy to a candidate. Unless the school's policy specifically forbids the making of films on school grounds, the candidate may shoot a commercial in the gym.

what about school sports uniforms? Can he have a student wearing a basketball jersey with a HS name visible endorse him on an ad? What if the student paid for the jersey, but it is being used as a prop as part of an ad filmed on location inside of a public school gym?

Again, assuming that the gym was accessed on an equal-access, nondiscriminatory basis, outside of school hours and official school functions, there is no issue with filming a campaign commercial there. An athletic uniform owned by a student is not a public facility, whether or not the name of the school is visible on it.

does the candidate have to get permission from the school to film students, and does it affect the ruling whether he does/doesn't tell the school district his intentions?

School officials may not authorize a particular use of a public facility to assist a candidate's campaign, if that use is inconsistent with existing policy. So the answer comes down to whether the school has a policy addressing student participation in filmmaking projects of this nature. Assuming that a candidate's access to a particular facility was lawful under RCW 42.17.130 and WAC 390-05-271(2), there is no specific requirement in our chapter of law that candidates obtain the school district's permission to film a student.

I hope the above is helpful, and that my answers follow logically from the general information I provided at the outset. Please give me a call if I can provide any further explanation of the workings of our laws and rules.

Sincerely,

Tony Perkins

Lead Political Finance Specialist, PDC

☎ (360) 586-1042

📠 (360) 753-1112

✉ tony.perkins@pdc.wa.gov

From: Kevin [mailto:hul_10@comcast.net]

Sent: Thursday, March 24, 2011 12:39 PM

To: Tony Perkins

Subject: Re: Use of uniforms and other public facilities in campaigns

Tony - thanks for your concise help with my last question. I have read the material you provided.

I have one more question. What about public schools and students in a state office campaign? Specifically:

- Is it okay to use informal public school facilities in an ad. For example, walking around a high school parking lot and talking to kids as part of a tv ad?

- what about if the candidate rents a gym at the same school, and arranges to film his ad? Does this change anything?

- what about school sports uniforms? Can he have a student wearing a basketball jersey with a HS name visible endorse him on an ad? What if the student paid for the jersey, but it is being used as a prop as part of an ad filmed on location inside of a public school gym?

- does the candidate have to get permission from the school to film students, and does it affect the ruling whether he does/doesn't tell the school district his intentions?

Thank you again. I can call you if that is easier for you.

Kyle

Sent remotely, please forgive brevity and/or inadvertent errors.

On Mar 10, 2011, at 11:33 AM, "Tony Perkins" <tony.perkins@pdc.wa.gov> wrote:

Dear Kyle,

Thanks for speaking with me today. As we discussed, public facilities (e.g. agency personnel during work hours, their uniforms, agency vehicles, buildings and grounds) should not be included in photos that are staged for a campaign purpose. RCW 42.17.130.

If a candidate is photographed while on-duty and in uniform (e.g. as a law enforcement officer), provided that the photo was taken for a legitimate purpose related to official agency business and not for any campaign, it may be accessed on an equal-access, nondiscriminatory basis (e.g. through a public records request, or "lifted" from the agency's public web site) and used for a campaign purpose. WAC 390-05-271(2).

Similarly, if a candidate is photographed in uniform while *off-duty*, the photo may be used for a campaign purpose provided that:

- 1) the uniform, including accessories such as service weapons, radios, and badges, is completely privately owned, and displays no recognizable agency name or insignia; and
- 2) no other public facilities were involved in the taking of the photo.

In the past, the members of the Public Disclosure Commission have expressed concern about the appearance that the use of a uniform in a campaign photo might create. Even if the only facilities involved are the personal property of the candidate or the employee pictured, the impression (even the mistaken impression) that a government agency's facilities are being used to the benefit of a political candidate could undermine the public's confidence in the agency. In light of this, it would honor the spirit of the law to refrain from using photos such as you described in a campaign advertisement. If a photo were used under the specific circumstances outlined above, PDC staff would strongly encourage the candidate to include a disclaimer to the advertisement, stating that no public facilities were used in the making of the advertisement.

Additionally, RCW 42.17.530(1)(b) prohibits the sponsorship of political advertising that falsely represents that a candidate is the incumbent officeholder; although nothing in RCW 42.17 prohibits an employee of the sheriff's office (e.g.) from referring to his agency in a campaign communication, or identifying himself as an employee of the sheriff's office, he should be sure to avoid the implication that he is the incumbent sheriff.

I have attached a copy of a 1997 PDC advisory letter that reflects the above advice regarding RCW 42.17.130. I also encourage you to review PDC Interpretation 04-02, Guidelines for Local Government Agencies in Election Campaigns, which is the best resource for information regarding the prohibition in RCW 42.17.130. Please let me know if you have any other questions.

Sincerely,

Tony Perkins

Lead Political Finance Specialist, PDC

☎ (360) 586-1042

☎ (360) 753-1112

✉ tony.perkins@pdc.wa.gov

<Kevin Raymond Reichert Uniform Letter.pdf>



STATE OF WASHINGTON

PUBLIC DISCLOSURE COMMISSION

711 Capitol Way Rm 403, PO Box 40908 • Olympia, Washington 98504-0908 • (360) 753-1111 • FAX: 360) 753-1112

July 21, 1997

KEVIN M RAYMOND
CAIRNCROSS & HEMPELMANN
70TH FLOOR COLUMBIA CENTER
701 FIFTH AVENUE
SEATTLE WA 98104-7016

Dear Mr. Raymond:

You have asked about the application of RCW 42.17.130 to the ability of a candidate for county sheriff to engage in various activities as part of his campaign.

You have stated by way of history that, this November, King County will hold an election for the position of county sheriff for the first time since 1972. Mr. Dave Reichert has been appointed and confirmed as Sheriff-Director of the Department of Public Safety by the Metropolitan King County Council, and is expect to serve as Sheriff-Director until a duly elected sheriff takes office after the November election. Mr. Reichert serves at the pleasure of the County Executive.

Mr. Reichert has filed as a candidate for sheriff with the Public Disclosure Commission. You state that "[r]unning for this new elected position in King County as a non-elected, uniformed law enforcement officer on 24-hour per day call raises complex questions which could, in the absence of clear guidance from the Commission, adversely affect Sheriff-Director Reichert's ability to perform his important law enforcement duties during the campaign period."

The specific issues you have raised involve the application of RCW 42.17.130, which reads in pertinent part:

No elective official nor any employee of his office nor any person appointed to or employed by any public office or agency may use or authorize the use of any of the facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition. Facilities of public office or agency include, but are not limited to, use of stationery, postage, machines, and equipment, use of employees of the office or agency during working hours, vehicles, office space, publications of the office or agency, and clientele lists of persons served by the office or agency: PROVIDED, That the foregoing provisions of this section shall not apply to the following activities:

"The public's right to know of the financing of political campaigns and lobbying and the financial affairs of elected officials and candidates far outweighs any right that these matters remain secret and private."

RCW 42.17.010 (10)

(3) Activities which are part of the normal and regular conduct of the office or agency.

The PDC has interpreted the phrase "normal and regular conduct" in WAC 390-05-273 as:

... conduct which is (1) lawful, i.e., specifically authorized, either expressly or by necessary implication, in an appropriate enactment, and (2) usual, i.e., not effected or authorized in or by some extraordinary means or manner. No local office or agency may authorize a use of public facilities for the purpose of assisting a candidate's campaign or promoting or opposing a ballot proposition, in the absence of a constitutional, charter, or statutory provision separately authorizing such use.

You have asked the following questions:

1. Would Mr. Reichert's use of a King County-issued patrol car as transportation to and from campaign activity directly related to his campaign for King County Sheriff violate RCW 42.17.130?

You have explained that the Sheriff-Director is automatically assigned an unmarked patrol car for his around-the-clock use. The Sheriff-Director is on call 24 hours per day, drives his patrol car to and from work, and is frequently required to respond to police calls or visit crime and accident scenes without advance notice.

The vehicle is outfitted with specialized communications equipment, as well as weapons under lock and key, all of which are necessary to permit the Sheriff to perform essential law enforcement functions at any time. You have stated that the tools are essential to his ability to discharge his duties as a police officer and could not be transferred to a privately owned car.

As an appointed county office, the Sheriff-Director is subject to the prohibition of RCW 42.17.130, and .130 specifically includes vehicles and equipment as agency facilities that may not be used by an official for political purposes.

However, as set forth above, RCW 42.17.130 does include an exception to the general prohibition for activities that are part of the normal and regular conduct of the agency or office. As stated in WAC 390-05-273, in order to constitute "normal and regular conduct," the activity must first be "lawful, i.e., specifically authorized, either expressly or by necessary implication, in an appropriate enactment." Clearly, it is lawful for the Sheriff-Director to use the vehicle assigned to him by the County, and the communications equipment and weapons with which it is outfitted, and indeed it is required of him to use that vehicle so that he may be fully prepared to carry out his law enforcement duties as the need arises. As you state, the Sheriff-Director is on-call 24 hours per day and is furnished the vehicle for use at all times, including traveling to and from

work. Whether the Sheriff-Director is entitled, and expected, to use the vehicle pursuant to written county policy or long-standing custom, it is clear that his use of the vehicle on a 24 hour per day basis is lawful.

By the same token, the use of the vehicle is "normal," that is, "usual, i.e., not effected or authorized in or by some extraordinary means or manner." Again, the sheriff is expected to use the vehicle at all times, regardless of whether it is being used for what may be strictly considered "county business" (such as traveling to and from work), since the Sheriff is on-call 24 hours a day, must be in communication with the County at all times, and must have available to him the resources provided with the vehicle enabling him to perform his law enforcement duties.

Thus, because of the special terms and condition of the Sheriff-Director's employment--that he is on call 24 hours per day, that he must be immediately accessible, and that specialized tools necessary for him to perform his official duties must be available to him and are provided with the vehicle--his use of the vehicle for transportation to and from campaign activities constitutes "normal and regular conduct" and would not be prohibited by RCW 42.17.130.

2. Your second question is whether it would be permissible for campaign staff to travel to and from campaign events with the Sheriff-Director in his county car. You have stated that there is a need for any candidate to be accompanied and closely supported by campaign staff in many instances.

Unlike the need for the Sheriff to use the county vehicle at all times in order to carry out the business of the county and his duties as Sheriff, there is no corresponding public necessity for campaign staff to travel with the Sheriff in the vehicle. It cannot be considered "normal and regular conduct" of the Sheriff's office for others to travel in the county vehicle when their only reason for being in the car is campaign-related.

While it may be more convenient for the Sheriff to have campaign staff travel with him in the county vehicle, mere convenience does not meet the required standard of "normal and regular conduct," and thus is prohibited by RCW 42.17.130.

3. Your third question is whether the Sheriff-Director may appear in uniform at campaign functions. You have stated that, as a commissioned police officer, Mr. Reichert is frequently in uniform, which includes a county-issued firearm and bulletproof vest. You have stated that the uniform, including the badge and identifying department insignias, are essential law enforcement tools, in that they let members of the public know immediately that they are dealing with, or can seek the assistance of, a commissioned police officer. However, you have also stated that the Sheriff does not always wear his uniform while on County business.

You have stated that the campaign is assuming it will be permissible for the Sheriff to continue to appear in uniform while carrying out his official responsibilities. This would certainly be permissible since nothing in RCW 42.17.130 prohibits a public official who is a candidate for

office from using the resources of his or her office for purposes strictly related to the performance of that office's functions.

However, RCW 42.17.130 does prohibit the Sheriff from using the facilities of his office to assist in his election campaign. Uniforms, which are issued by and the property of the County, are public facilities which may not be used to assist the Sheriff's election, and thus may not be worn at campaign events. While it may be said that if the Sheriff were to wear his uniform to a campaign event, no public resource would be consumed or depleted, and no cost to the County would be incurred, the uniform, worn at a campaign event, would lend the prestige and authority of the office of Sheriff to Mr. Reichert's campaign. Because wearing the Sheriff's uniform at a campaign event would assist Mr. Reichert's campaign for election, it would fall within the prohibition of RCW 42.17.130.

While the Commission appreciates that the Sheriff is on-call 24 hours per day, use of the uniform while campaigning is readily distinguishable from use of the County-issued vehicle. While the demands of his position leave Mr. Reichert with no choice but to use his County car at all times during the day, he is not required to be in uniform at all times, and indeed does not always wear his uniform while performing his duties. While, again, it might be more convenient for him to be able to attend campaign functions in uniform if he is arriving directly from work, this would not meet the requirements of what is "normal and regular" conduct for the office.

You have indicated that there may be rare, isolated occasions when the public safety and the demands of the Sheriff's office require him to be in uniform at the time of a campaign activity. Any such situation would have to be judged on the surrounding circumstances and, again, in accordance with whether the appearance in uniform constituted "normal and regular" conduct.

4. Your fourth question is whether the campaign may use in its advertising photographs and film footage that are a part of the "public domain." Your question is with regard to photographs and footage taken by newspaper, magazines, and public and private television stations, including photographs and footage clearly identifying Mr. Reichert as a King County police officer or the Sheriff-Director.

RCW 42.17.130, which is directed towards the use of public facilities, would not prohibit the use, for campaign purposes, of photographs and film footage showing Mr. Reichert as a police officer or Sheriff-Director where the photos or footage are owned by, or the property of, a newspaper, magazine, television station, an individual, or other non-public entity.

You have also mentioned footage taken by public television stations. WAC 390-04-271(1) states that RCW 42.17.130 does not prevent a public office or agency from "making facilities available on a nondiscriminatory, equal access basis for political uses." Thus if the public television's footage is in the "public domain" such that any member of the public would have access to the footage on the same terms and conditions, then use of the footage by the Sheriff-Director would not constitute a violation of RCW 42.17.130.

5. Your fifth question is whether any of the following pictures or depictions, which are not in the public domain, could be used by the campaign: (a) the Sheriff-Director in uniform, (b) his police badge or department insignias, (c) the green and gold color scheme utilized by the department, or (d) department equipment and facilities, such as a patrol car, police boat, helicopter or department precinct building?

With regard to the uniform, badge, or insignia, Mr. Reichert would, as discussed above, be prohibited from using these items in his campaign. The only exception would be if Mr. Reichert had an official photograph taken that was available to the public, then he would have the same access to that photograph as members of the public. For example, if there were a charge for the photo, the campaign would be required to pay that same charge.

RCW 42.17.130 would not prohibit the Sheriff-Director's campaign from using the green and gold color scheme utilized by the department, so long as department stationary or other resources are not, themselves, used.

Use of pictures or depictions of department equipment and facilities would depend upon whether the facilities are available to others on the same basis as they are available to the Sheriff. For example, a picture taken of the Sheriff on a public sidewalk in front of the precinct building or in some other publicly accessible location would be permissible. If, however, the police boat or helicopter is held in a restricted area and other candidates would have no access to them, then the Sheriff would be prohibited from using pictures of them in his campaign.

If Sheriff Reichert does use a photograph in his political advertising that includes people other than himself, regardless of whether the photo is in the public domain, he should exercise caution that the photograph does not imply endorsement of his candidacy by those in the picture, unless the individuals have in fact endorsed him. RCW 42.17.530(1)(c) prohibits any person from sponsoring political advertising that directly or indirectly makes a false claim stating or implying the support or endorsement of any person or organization when, in fact, there is no such support or endorsement.

This advisory response is based on the facts presented. It was approved by the Public Disclosure Commission at its meeting on June 18, 1997. If you have additional questions or concerns, please do not hesitate to contact me.

Sincerely,



Melissa A. Warheit
Executive Director

Kevin Hulten Document Log

PDC Case No. 13-031

Partial list of documents obtained from Dropbox on Hulten Snohomish County laptop computer

Document Title	Date/Time Created/Worked On	Day of Week	Description	Document Type and Location
Letter from Mike Hope	Content Created: February 2, 2011 @ 8:39 am and Last Saved @ 8:40 am	Wednesday	A one-page letter from Mike Hope prior to the 2011 Legislative Session discussing his goals and proposed legislation for the upcoming session (copied into a Word document).	Word: 2011 Review & Opp Research Master
Hope House Records Request	Content Created: February 17, 2011 @ 8:19 am and Last Saved @ 8:24 am	Thursday	One-page draft letter (undated and unsigned) to the Chief Clerk's Office of WA State House of Representatives for per diem, expenses, and other information concerning Representative Mike Hope for 2007 to present.	Word: 2011 Review & Opp Research Master
Hope Seattle Police Department Records Request	February 17, 2011 @ 8:33 am	Thursday	A two-page letter sent to the Seattle Police Department requesting records related to Mike Hope dating back to 2006.	Word: 2011 Review & Opp Research Master
Hope Monroe School District Records Request	February 17, 2011 @ 8:39 am	Thursday	A two-page letter addressed to the Monroe School Districts Communications Officer requesting records of Mike Hope's work there (both voluntary and/or paid), pictures of him that had been taken there, and district policies.	Word: 2011 Review & Opp Research Master
PDC Complaint Certification Form	March 22, 2011 @ 5:51 pm	Tuesday	A four-page copy of the PDC Complaint Certification form used during CY 2011.	pdf
Summarizing 100 Ideas	Content Created: March 31, 2012 @ 11:07 pm and Last Saved April 1, 2012 @ 6:09 am	Friday	A one-page Word document summarizing Mike Hope's 100 Ideas non-profit.	Word: 2011 Review & Opp Research Master
PDC Complaint Draft	April 5, 2011 @ 10:53 pm	Tuesday	An 11-page document draft PDC complaint against Mike Hope alleging that 100 Ideas is a grass roots lobbying organization, that 100 Ideas is a political committee that failed to register and report.	Word: 2011 Review & Opp Research Master
PDC Draft 3	April 7, 2011 @ 2:46 pm	Thursday	A ten-page draft document PDC complaint against Mike Hope alleging that 100 Ideas is a grass roots lobbying organization, that 100 Ideas is a political committee that failed to register and report.	Word: 2011 Review & Opp Research Master
Hope PDC Final	April 7, 2011 @ 5:05 pm	Thursday	A three-page letter discussing the Mike Hope complaint and 100 Idea 's is a grass roots lobbying organization.	Word: 2011 Review & Opp Research Master
Hope Voting Records and Donations	August 2, 2011 @ 3:19 pm	Tuesday	A nine-page document listing some of Mike Hope's top contributors and amounts, detailing legislation and voting record.	Word: 2011 Review & Opp Research Master
Hope Policy Statement	March 31, 2011 @ 11:26	Thursday	A three-page document discussing Mike Hope's Policies for better jobs, more economic growth, restructuring of County Government, building public trust, and enhancing public safety	Word
Hope Strategy Outline	March 31, 2011 @ 12:55 pm	Thursday	A three-page document discussing Mike Hope's Ethics, Strategies concerning the Seattle PD and uniform issue; Campaign Finance; Psy Ops and Cops Issues.	Word
PDC Draft July 20	July 20, 2011 @ 3:01 pm	Wednesday	A two-page letter to the PDC alerting staff of the "...deliberately false statements made by Mike Hope in his formal response to state investigators carrying out PDC investigation 12-001.	Word
Legislative Ethics Board (LEB) Draft July 20	July 20, 2011 @ 6:35 pm	Wednesday	A two-page letter to the LEB alerting them about the "...deliberately false statements made by Mike Hope in his formal response to state investigators carrying out PDC investigation 12-001.	Word
Cover Letter Draft	July 25, 2011 @ 11:05 am	Monday	A three-page draft cover letter dated July 26, 2011 concerning public records requests for Mike Hope documents and 100 Idea's.	Word
Letter Closing Chambers	September 23, 2011 @ 11:36 am	Friday	A one-page letter from SPD Chief Diaz to John Chambers concerning a complaint that was filed against Mike Hope for officer conduct.	PDF: 2011 Review & Opp Research Master
Hulten 9-9-11	September 9, 2011 @ 3:34 pm	Friday	A one-page letter from Joanna Fanning, Records Technician with the Mill Creek PD, and addressed to Kevin Hulten concerning a public records request for Mike Hope for the March 20, 2000 police report involving Mr. Hope.	PDF: 2011 Review & Opp Research Master

Kevin Hulten Document Log
PDC Case No. 13-031
Partial list of documents obtained from Dropbox on Hulten Snohomish County laptop computer

Statement 9/28/2011 (Adam Matherly)	September 28, 2011 @1:22 am	Wednesday	A one-page letter from the Law Offices of Adam Matherly concerning his representation of John Chambers and the public records requests made to the SPD (Note - Kevin Hulten spent one hour on the phone with Mr. Matherly on this date using office telephone).	PDF: 2011 Review & John Chambers
Mike Hope Seattle PD investigation	October 4, 2011 @2:38 pm	Tuesday	A 172-page .pdf document concerning an investigation conducted by the Office of Professional Accountability (OPA) of Mike Hope concerning his appearance in uniform while promoting WA state legislation. The .pdf included a memorandum from Kathryn Olson, OPA Director to Lt. Jim Fitzgerald concerning certification of completion and OPA disposition of the matter.	PDF: 2011 Review, Opp Research Master & SPD Discipline
MCPD-Hope 10-3-11 Copy	October 7, 2011 @ 11:34 am	Sunday	A seven-page .pdf document of March 20, 2000, Mill Creek Police incident involving Mike Hope's girlfriend, who received a DUI that evening, and Mr. Hopes behavior as an intoxicated passenger in the vehicle.	PDF: 2011 Review & Opp Research Master
Thomas and French, LLC Invoice	May 24, 2012 @ 5:05 pm	Thursday	A two-page .pdf document entitled "Invoice for Thomas and French" which listed the client as Terry Thompson with TR Strategies, the political consulting firm working on behalf of Jack Connelly, and detailed Jeannie Darneille "opposition research" conducted by Mr. Hulten and Mr. Rudicil.	PDF: K & J Productions
Connelly Precints	Content Created: May 25, 2012 @ 9:32 am and Last Saved at 11:32 am	Friday	The spreadsheet contained four separate worksheets of Precints in the 27th Legislative District and included voter information for "Darneille Precincts"; "Third Candidate Precincts"; "Ranked Precincts" and "2010 Primary Totals."	Spadsheet: K & J Productions
Connelly Precints Ranked	Content Created: Friday, May 25, 2012 @ 9:32 am and Last Saved Tuesday, May 29, 2012 @ 2:07 am	Friday & Tuesday	The spreadsheet contained five separate worksheets of Precints in the 27th Legislative District and included voter information for "Most Important Precincts"; "R Precincts"; and "2010 Primary Totals."	Spadsheet: K & J Productions
Proposal Template Ben Lawyer	Content Created: April 30, 2012 @ 5:00 pm and Last Saved @ 5:03 pm	Monday	A five-page draft Word template entitled "Darneille overview A Proposal to: TR Strategies	Word: K & J Productions
Jeanne Darneille, State Senator	May 25, 2012 @ 9:03 am	Friday	Background check online through Been Verified of Ben Lawyer	PDF: K & J Productions
John Jolibois, 2012 candidate for State Senator (27th LD)	May 25, 2012 @ 9:05 am	Friday	Background check online through Been Verified of Jeanne Darneille	PDF: K & J Productions
Scott North (Report: Everett Herald)	May 25, 2012 @ 9:23 am	Friday	Background check online through Been Verified of John Jolibois	PDF: K & J Productions
Mark Roe, Snohomish County Prosecutor	May 25, 2012 @ 9:10 am	Friday	Background check online through Been Verified of Scott North	PDF: K & J Productions
Brian Sullivan, Snohomish County Councilmember	May 25, 2012 @ 7:09 pm	Friday	Background check online through Been Verified of Mark Roe	PDF: K & J Productions
	May 29, 2012 @ 4:18 pm	Tuesday	Background check online through Been Verified of Brian Sullivan	PDF: K & J Productions

RECEIVED

NOV 27 2013

Public Disclosure Commission



Snohomish County

INFORMATION SERVICES

M/S 709

M E M O R A N D U M

TO: Brian Lewis, Executive Office

FROM: Tim Wise, Security Engineer *tw*

DATE: 11/25/2013

SUBJECT: WEBRCR9155E2

Attached with this letter is 1 CD containing the results of the Dropbox data search and extraction requested from Kevin Hulten's imaged disk drive.

Investigation number: WEBRCR9155E2

Changepoint number: SVC-2013-04765

The below steps were taken to process the request:

1. The specified Dropbox data was extracted from a previously imaged disk drive labeled "Kevin Hulten's C Drive" and copied to a secure network location.
2. The security engineer prepared this hand off memo and copied all investigation results and supporting files to CD.

We highly recommend that you retain this report for your records; backup copies of investigations are not retained for more than one month after an investigation is complete.

If I can be of any further assistance, please do not hesitate to call.

Brian Lewis

11-25-13

Received

Date



**Snohomish County
Information Services**

Carolyn Weikel
County Auditor

Gage Andrews
Director

(425) 388-3349
FAX (425) 388-3999
M/S #709
3000 Rockefeller Avenue
Everett, WA 98201-4046

January 31, 2014

Kurt Young
Compliance Officer
Washington State Public Disclosure Commission
711 Capital Way S #206
Olympia, WA 98054-0908

RE: Inquiry regarding Kevin Hulten laptop hard drive, County PRR 12-06024

Dear Mr. Young:

I am replying to your written inquiry submitted to Michael Crovitz, deputy director of the Snohomish County IS department. You had requested three things, as listed below. The County responses follow each question and are italicized.

1. A declaration, sworn or notarized statement, affidavit, or some similar type of document authenticating the "chain of custody" of the Snohomish County files, records, and/or documents obtained in PRR 12-06024, from the "Hulten Dropbox" on the laptop computer used by Mr. Hulten as a Snohomish County employee.

Snohomish County Information Services department (IS) does not utilize a formal chain of custody process except in the case of legal requests from our Prosecuting Attorney's office. When a legal request is received, a chain of custody process is implemented immediately. That chain begins with acquiring the computer or the data, if it is not already in IS's possession. In this case, the drive was already in IS's possession (as explained below in response to question 3).

2. A chronological listing of the chain of custody of the laptop computer, including the dates and names and title of staff that worked on the case.

County IS records show that a request for a new laptop was received at the IS help desk from Mr. Hulten in 2011. The help desk reports to Carl DeJert, client services supervisor for the IS department. Our records do not show which person on the help desk received the request, or which technician prepared the replacement computer. The IS security engineer (who at that time was Tom Hartley) indicates in his formal investigation report (delivered to the County's director of Human Services, Bridget Clawson), that he received the hard drive from the old Hulten computer that was replaced in 2011. After Mr. Hartley received it, it was kept in a locked storage area under the Security Engineer's control and was removed from that storage in response to an authorized request on March 18, 2013. Other than Mr. Hartley, no other persons performed investigative work directly on the computer drive. All discovery, analysis, and investigative work was done on a forensic image of the computer drive, rather than on the computer drive itself.

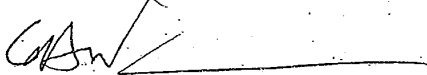
3. The types of forensic tools and methodologies used to recover deleted documents, files or records on the laptop computer used by Mr. Hulten.

The Snohomish County Security Engineer (Tom Hartley) used Windows 7 Explorer to perform an initial search of the laptop disk drive. When specific missing files indicated that some records might have been deleted, he used Guidance Encase V6 to forensically recover deleted documents from the disk image. The physical disk was then turned over to the King County Sheriff's Office. In early April, Mr. Hartley reported that his forensic copy was corrupted. I then contacted King County Sheriff's Office Detective Thien Do (206-263-2083). At our request, Detective Do provided IS with a copy of their forensic image. That copy was picked up from Detective Do by Tom Hartley on April 8, 2013. The copy was delivered on a USB drive, which was and continues to be stored in a secured security engineer's cabinet. The USB's contents were copied onto a secure network location. The county's subsequent investigation and research were done using that copy of the USB forensic image which contains all the restored files.

Snohomish County does not know what forensic tool was used by Detective Do to recover files and create the King County Sheriff's Office's image, other than Detective Do mentioned that he also used Encase.

If you need any further information, please feel free to contact me directly at 425-388-3739 or 425-388-3703.

Respectfully yours,



Gage Andrews
Director, Information Services

Letter from Mike Hope

By Rep. Mike Hope

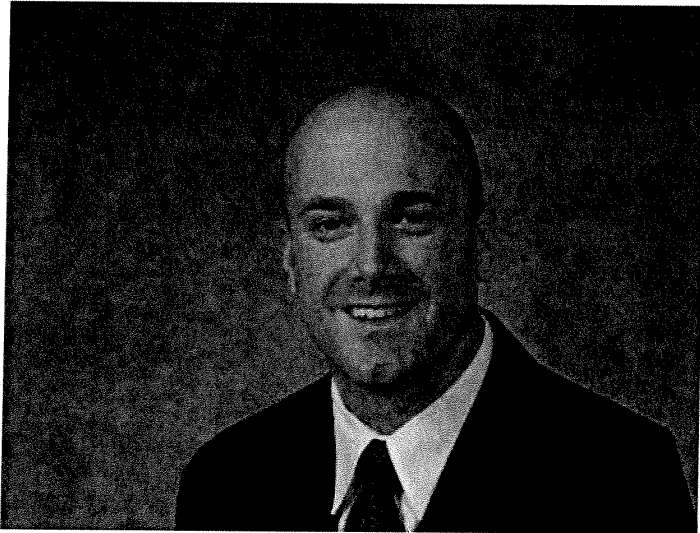
Session begins Monday, Jan. 10, and I wanted to let you know about some legislation I've begun work on. There are three major pieces of legislation I'll be sponsoring in the next two weeks.

All of them are cost-effective methods to save money for state and local governments.

This year more than ever we have to look at how we can provide flexibility for our local governments, schools and employers to help them be successful.

The first measure would require applicants to provide a **Social Security or valid green card** before receiving a **driver's license**. We need to have a discussion about the core functions of government, and I have heard from many of you saying only Washington citizens should have access to state services.

A driver's license is often required before getting any sort of assistance from government. We should join the 48 other states in the country to requiring confirmation of citizenship to get a license.



The second piece of legislation would require **proof of insurance** when drivers renew their vehicle registration tabs. This one is really about public safety. It's Washington state law to have auto insurance, and we need to ensure we have safe, insured drivers on our roadways.

The last piece of legislation deals with special education assessments, required in lieu of students taking standardized tests when they have physical or mental disabilities. I'm proposing a measure that would provide flexibility for school districts to come up with individualized plans for showing progress made by the student.

I completely support assessing student progress, but I have talked with many special education teachers that these assessments actually get in the way of learning for their students. This will not only save money for school districts, it will make it easier for students who already have so much to overcome in their lives.

My goal with the above legislation is to offer my ideas to save money and provide flexibility in a time when state and local governments, including schools, feel boxed in with regulations and requirements for how money is spent.

We should be working to free up funds for the truly needy in our communities - not gutting assistance for the vulnerable simply because the system is too rigid. I will be working with my colleagues on both sides of the aisle to discuss these ideas and determine how we can balance our budget in a whole new way.

Please feel free to call my office or e-mail me throughout the session, which is scheduled to run 105 days through the end of April. I also encourage you to come to Olympia and meet with me and other legislators with your ideas and get involved in your Legislature.

Seattle Police Department
Attn: Public Request Unit
PO Box 34986
Seattle, WA 98124-4986

To Whom It May Concern:

Please consider this an official public records request. Unless stated otherwise in the specific request, please include records covering the period from 2006 to present.

The Seattle.gov website states the following procedure for employees who are also elected officials:

'Since campaign activities, like City jobs, occur during all hours of the day and night, it is recommended that employees who are active in campaigns be diligent about maintaining a clearly marked calendar or log that identifies the time spent working on the job and the periods that the employee is on legitimate personal, flexed, or leave time. This is especially recommended for employees who work non-standard shifts or are performing campaign work during normal business hours. It is not necessary that the log identify every activity, but should show the blocks of time the employee is off work.'

With that said, please provide any and all attendance records with respect to Mike Hope, (an employee of the SPD and an elected official in the State House of Representatives) including but not limited to:

Any "clearly marked calendars or logs", attendance sheets, time off requests, vacation records, requested leave, and any other information pertaining to the work attendance and schedule of Mike Hope. Please provide a clear listing of what days he was scheduled for work and how long he actually worked. If exact numbers are not available, please provide the best records possible. Specifically, we are requesting a record of all work attendance, leave, vacation and sick time for Mike Hope from 2006 to present day.

Please provide a copy of the SPD policy with respect to employee use of Department resources (uniforms, materials, department name in political documents, etc) in a political campaign.

Please provide a copy of any interoffice or external email or written communication with regard to Mike Hope's campaigns, political activities and/or elected position.

Please provide a record of all expenses with regard to Mike Hope, including expenses submitted, incurred - travel, phone, mileage, per diem and any other expenses particular to by Mike Hope.

Please provide all applicable payroll information for Mike Hope from 2006-present, including but not limited to salary, pay stubs, benefits, bonuses, raises or pay status changes. Please also provide any records of change in rank/status/pay.

Please provide a record of to whom Mike Hope directly reports, and a record of any employees who report to Mike Hope – or employees that Hope has authority over.

Please provide copies of any disciplinary records with regard to or mentioning Mike Hope.

Please provide copies of any complaints, findings or ethics inquiries/violations with regard to or mentioning Mike Hope.

Thank you very much. Wherever possible, please provide the records in electronic format. Electronic records can be emailed to EMAIL ADDRESS. If you have any questions, please call me at PHONE NUMBER.

Sincerely,

House of Representatives

Attn: Chief Clerk/Records Request

P. O. Box 40600

Olympia, WA 98504-0600

To Whom It May Concern:

Please consider this an official public records request for the following items:

2007-2010 Yearly expense breakdown of Rep. Mike Hope, including but not limited to travel, postage, printing, office expenses, incidentals, mileage, district office fees (rent, phone, furniture, etc) and any other recorded expenditures.

2007-2010 Yearly comparative total expense rankings of all members, including but not limited to travel, postage, printing, office expenses, incidentals and any other recorded expenditures.

2007-2010 Yearly rankings by member by expense category: phone, postage, printing, travel and district office

2007-current Member per diem expense record for Rep Mike Hope

2007-present all email between Mike Hope (and Mike Hope's office staff) and Republican Caucus staff.

2007-present Any Outlook calendars associated with Mike Hope, provided in a month by month basis, including listings of meetings, events and activities.

2011 to date current expenses for Mike Hope, including all of the previously mentioned categories.

Copies of all printed external communication billed to Mike Hope's printing account (district newsletters, postcards, etc).

Please provide records of any ethics findings, inquiries or violations specific to or mentioning Mike Hope from 2006 to present

Thank you very much. Wherever possible, please provide the records in electronic format. Electronic records can be emailed to EMAIL ADDRESS. If you have any questions, please call me at PHONE NUMBER.

Sincerely,

Superintendent's Office
Attn: Rosemary O'Neil, Communications Director
Monroe Public Schools Administration Building
200 E. Fremont
Monroe, WA 98272

To Whom It May Concern:

It has come to our attention that Mike Hope, State Representative for the 44th Legislative District, has worked for the Monroe School District in some regard. His campaign materials mention the Monroe School District, and he has used pictures with students and including District materials and logos in political material.

Please consider this an official public records request for the following, covering the dates Jan 1 2006 to present:

Electronic copies of the Monroe School District policy for the use of district materials, students , likenesses and/or facilities in political activities. Please also outline the MSD policy for political involvement with regard to paid employees, coaches and volunteers with access to students.

An electronic or written copy or description of the MSD policy for volunteer and part time employee hiring, vetting and background check policy. Please state how this policy was implemented with regard to Mike Hope.

Please provide any official record of Mike Hope's employment OR, if he is a volunteer, please describe his role and provide copies of any volunteer paperwork including but not limited to the initial agreement, the background check, and any signatory documents signed by Mike Hope as a condition of his role with the district.

Please provide a record of any expenses incurred by or mentioning Mike Hope.

Please provide any internal or external district communication regarding Mike Hope and his role within the school district.

Thank you very much. Wherever possible, please provide the records in electronic format. Electronic records can be emailed to EMAIL ADDRESS. If you have any questions, please call me at PHONE NUMBER.

Sincerely,

Summarizing 100 Ideas

- Hope launched a non-profit 501c4 "social welfare" organization in the 100 Ideas deal.
- He has used his home address and installed himself as the authority behind the organization.
- Therefore, all contributions go directly through his personal control.
- The contributions don't need to be reported, so only he knows who they are from.
- He can spend the contributions on whatever he wants.
- 501c4s ARE allowed to campaign and lobby. In fact, the IRS says they can use up to 50% of their resources for political purposes. Of course, they are supposed to be "social welfare" agencies, but that's another debate
It's in conflict.

SO

- Hope can meet with a lobbyist in the hall of the Capital or any other public area prior to a vote. While he's unable to accept campaign contributions, he can solicit contributions for his non-profit, in any amount. neither party needs to disclose. And hope alone controls the disbursement of the funds.

- If it's not a political activity, then why won't Hope disclose all the donors, and/or why didn't he choose to use a registry that allows for independent oversight/ reporting?

I feel that the fact that Hope is in personal control of a political organization and has admitted that he is soliciting and accepting contributions during a legislative session is a clear violation. Both the RCW and the Washington code of ethics for legislature have strict rules regarding "candidate committees" or "political committees" and the fundraising/lobbying/reporting requirements of each.

The part where Hope really screwed up is in not disassociating himself from the group, at least by one level. The fact that he is a declared candidate for office AND a sitting legislator, coupled with the fact that the organization (which he controls) is legally allowed to lobby and accept contributions... meets the definition for a political or candidate committee. If you check the definition of political or candidate organizations (subject to ethics/PDC requirement), I think you'll find that the threshold/definition has to do with whether the organization is largely promoting or **controlled by** a candidate.

It's a dense area, but if nothing else it sure doesn't pass the smell test. There is absolutely nothing stopping Hope from using all of the funds he is collecting (or will collect with that fundraiser guy he hired) to purchase advertising to support his campaign, or even from directly moving the money into his campaign. After all, 50% of resources can be used for political purposes, and since he's in charge of the money, it's hard not to imagine him moving that money right into his pile - or at least operating the fund like his own private exempt checkbook.

Hope Policy Statements:

BETTER JOBS and MORE ECONOMIC GROWTH

Mike Hope understands that the primary focus of the county should be to bring more jobs to Snohomish County.

As a State Representative, Mike fought for legislation that would enhance economic growth and voted against job killing legislation. Mike knows what it takes to create jobs. Because of his pro-growth philosophy and understanding of our economy, he has been recognized as a champion for business in Olympia.

Mike believes it will take a collaborative approach to bring jobs to Snohomish County.

Mike knows it is vital to recognize our region's strengths in aerospace and technology, and that these are our backbone. Government alone can't build our economy. But we can coordinate with key partners in the private sector, working as a team to get our local economy moving again.

And as our county government helps create and foster a business atmosphere that is conducive to economic growth, free of excessive taxation and over regulation, our economy and our citizens will prosper.

As Snohomish County Executive, Mike Hope will lead in the development of a new, bold, and comprehensive plan to bring more private sector job growth to Snohomish County.

By working with area leaders, in business, government, education and other areas, we can develop plans and programs that promote our area's strengths and maximize our potential. And we will make sure that government dollars are being spent wisely, ensuring, for example, that retraining and workforce development programs are in areas where private sector employers actually need people.

EFFICIENT, RESTRUCTURED COUNTY GOVERNMENT

As a State Representative, Mike Hope has seen first hand how government has failed to live up to expectations far too often. An example of this is where government programs and burdensome regulation actually hinder, rather than promote, economic development, leading to fewer jobs and companies moving out of state.

As Snohomish County Executive, everyone on Mike's staff will be expected to work and partner with our businesses, cities, educational leaders and communities to do this primary mission: get people back to work and become more efficient with tax dollars.

As Snohomish County Executive, Mike will appoint one of his staff members as a liaison for coordinating services with our cities. We are all in this together, and we can share or eliminate duplicate work services.

Another liaison will be designated to work with private sector employers, ensuring that services, permits and paper work are streamlined.

By eliminating duplicate, inefficient and burdensome government operations and regulations, we can eliminate waste and save millions for taxpayers.

Finally, we expect performance measures from those that serve us in the private sector, so why not ensure this is done in County government too?

As your next Snohomish County Executive, Mike Hope will measure employee performance and reward those who go above and beyond. Setting high standards is expected on your job, and Mike Hope will hold county government to those same high standards too.

ENHANCING PUBLIC TRUST BY ENSURING STRONG ETHICS

As a current police officer and former detective with over 13 years of experience, Mike Hope is the only candidate for Snohomish County Executive who has fought and investigated criminal and improper behavior. Every day we open our newspapers to one County scandal after another; whether it involves gross sexual misconduct in the current executive's office, or scalpel wielding medical examiners ([Heraldnet.com May Article](#) and [Heraldnet.com July Article](#)).

As your Snohomish County Executive, Mike Hope will not tolerate this conduct in his office, period. These incidents undermine our good work and all of those in county government who work hard for our citizens everyday.

Mike will establish an **Office of Public Accountability**, which will investigate conduct involving ethical and/or legal wrongdoing. This office will work jointly with the County Sheriff's office to review all cases and reign in and discipline violators.

As another important step, Mike will ensure that proper screening and background checks are completed for his staff and work to implement similar screenings for all county government.

Setting high standards for our employees will ensure and enhance the public's trust and perception of government.

ENHANCING PUBLIC SAFETY

State Representative Mike Hope is a recognized leader on public safety across the state.

As a law enforcement officer for 13 years, Mike has dealt with brutal and heinous criminal acts firsthand. He knows how crime affects victims, the economy and how we live our lives. No one will be a stronger advocate for safer streets than Mike, and he will always place the rights of victims first. His experience, both as an officer and an elected official working on public safety issues, will be a great benefit to us when Mike is in office.

With his strong professional background in public safety, Mike has already become a leader on these issues in Olympia.

For example, Mike led the charge to change the State Constitution to allow judges to deny bail for dangerous offenders facing life in prison (the Lakewood Police Memorial Act). He also advocated for a Blue Alert for the state, modeled after Amber Alert, to provide suspect information for those involved in law enforcement shootings. And he created tougher penalties for those who hurt children.

As Snohomish County Executive, Mike will enhance the technology used by the Sheriff's office to ensure that our deputies and officers have the proper tools county wide. He will also ensure that partnerships are created allowing for a regionalized approach to law enforcement. This will lead to better, more efficient law enforcement throughout the county. He will also promote increased collaboration among county and local departments, ensuring that data, resources, strategies and best practices are shared, creating a more productive law enforcement community for our citizens.

Hope Voting Record and Donations

Breakdown: During his brief time in the Legislature, Hope has largely involved himself in law enforcement bills, with exactly half of the legislation he has sponsored originating from law enforcement needs/lobbies. Out of the 39 bills Hope has primed, just three have become law – one of which was a joint resolution – and none of the bills affected the economy in a meaningful way.

As one would expect, Hope has become the go-to guy for law enforcement, and his contributions reflect the impression that he is a puppet for cops.

Of his top 15 donors, four are police lobbies. In the business community, Hope's top donors are Wal-Mart, Walgreen and Philip Morris. It appears he has a perfect voting record on their issues.

Top 15 Donors (through 2010):

TABLE 1: Top 20 Contributors				
Contributor	Total	% of Total	Sector	
<u>SNOHOMISH COUNTY REPUBLICAN CENTRAL CMTE</u>	\$6,000	6.27%	Party	<u>See Records</u>
<u>SEATTLE POLICE OFFICERS GUILD</u>	\$3,200	3.35%	Labor	<u>See Records</u>
<u>TWO JINN INC</u>	\$1,600	1.67%	Finance, Insurance & Real Estate	<u>See Records</u>
<u>WASHINGTON STATE COUNCIL OF POLICE & SHERIFFS</u>	\$1,600	1.67%	Labor	<u>See Records</u>
<u>WASHINGTON HEALTH CARE ASSOCIATION</u>	\$1,600	1.67%	Health	<u>See Records</u>
<u>PUGET SOUND PILOTS</u>	\$1,600	1.67%	Transportation	<u>See Records</u>
<u>WASHINGTON RESTAURANT ASSOCIATION</u>	\$1,600	1.67%	General Business	<u>See Records</u>
<u>KING COUNTY POLICE OFFICERS</u>	\$1,600	1.67%	Labor	<u>See Records</u>

TABLE 1: Top 20 Contributors

Contributor	Total	% of Total	Sector	
<u>GUILD</u>				
<u>WASHINGTON STATE DENTAL ASSOCIATION</u>	\$1,600	1.67%	Health	<u>See Records</u>
<u>PHILIP MORRIS</u>	\$1,600	1.67%	General Business	<u>See Records</u>
<u>WASHINGTON EDUCATION ASSOCIATION</u>	\$1,600	1.67%	Labor	<u>See Records</u>
<u>PHYSICIANS INSURANCE</u>	\$1,600	1.67%	Finance, Insurance & Real Estate	<u>See Records</u>
<u>WAL-MART</u>	\$1,600	1.67%	General Business	<u>See Records</u>
<u>WASHINGTON STATE PATROL TROOPERS ASSOCIATION</u>	\$1,600	1.67%	Labor	<u>See Records</u>
<u>WALGREENS</u>	\$1,400	1.46%		

Bill Sponsorship 2011

Summary: Primed 11 bills, six of which were law enforcement related. Only one bill passed: HB 1519 Regarding school assessments for students with cognitive disabilities.

Economy-based bills primed:

HB 1457 Encouraging businesses to locate in vacant buildings through a business and occupation tax credit

HB 1458 Encouraging businesses to hire unemployed workers through a business and occupation tax credit

2009/10

Summary: Primed 28 bills, 13 of which were law-enforcement related. Two bills passed.

Bills that became law:

HB 2208: Prohibiting new motorsports vehicle dealers from having to pay a fee for canceling orders of new motorsports vehicles.

HJR 4220: Lakewood Law enforcement amendment

Economy-based bills primed:

HB 2057 Reducing sales tax on new home construction to increase economic activity.

HB 2090 Providing a property tax exemption for first-time home buyers.

HB 3123 Providing a business and occupation tax credit for employers who pay livable wage rates.

VOTING RECORD

Labor: lifetime 17%

Labor Votes 2010 (one of ten, "good" vote highlighted, otherwise Hope voted opposite)

2010 House Vote Descriptions

SHB 1329 -- **Childcare workers collective bargaining rights.** "Right" vote: YES. (Passed 62-35, Jan. 27)
Hope: NO

EHB 2444 -- Supports families and education by providing **leave from employment for participating in a child's educational activities.** "Right" vote: YES. (Passed 54-40, Feb. 13) Hope: yes

ESHB 2986 -- Gives transit workers a voice by **adding labor members to public transportation governing bodies.** "Right" vote: YES. (Passed 66-29, Feb. 13)

E2SHB 3024 (Chandler striker) -- Protect worker and patient safety by providing nurses and critical health care workers with uninterrupted meal and rest breaks. Rep. Chandler's amendment was to **let employers bargain lower standards.** "Right" vote: NO. (Failed 41-56, Feb. 15) Hope: yes

ESSB 6130 -- **Repealing I-960**, allowing legislators to close tax loopholes and approve revenue with a majority vote. "Right" vote: YES. (Passed 51-47, Feb. 17) Hope: no

SSB 5046 -- **Musicians' collective bargaining**; places symphony musicians under PERC jurisdiction. "Right" vote: YES. (Passed 60-36, Feb. 28) Hope: no

ESSB 6726 -- **Language access providers collective bargaining rights.** "Right" vote: YES. (Passed 58-40, Mar. 5) Hope: no

2SSB 6575 (Clibborn amendment) -- Addressing recommendations of the joint task for on the underground economy. Rep. Clibborn's amendment, pushed by the Building Industry Association of Washington, **weakened requirements for unlicensed contractors.** "Right" vote: NO. (Passed 58-40, Mar. 5) Hope: no

2ESSB 6143 -- **State revenue package**, raising approximately \$757 million to avoid some of the cuts to state services. "Right" vote: YES. (Passed 52-44, Apr. 10) Hope: no

ESSB 6444 (Williams amendment) -- Rep. Williams amendment would have **removed budget language requiring privatization of some liquor stores.** "Right" vote: YES. (Failed 27-70, Apr. 12) Hope: no

Labor Votes 2009 ("GOOD VOTES" highlighted, from labor perspective):

SHB 1906 (final passage) -- **Unemployment insurance economic stimulus** temporarily adding \$45/week in benefits, raises the minimum benefit, increases eligibility for training benefits, and loosens requirements on shared work program. "Right" vote: YES. (Passed 91-2, Feb. 6) HOPE VOTED YES

SHB 1402 (final passage) -- Places **limits on employer and L&I communication with an injured workers' medical provider** at the appeal stage of an industrial insurance claim. "Right" vote: YES. (Passed 55-42, March 11) HOPE VOTED NO

SSB 5963 (striker) -- Rep. Condotta's amendment to strike down the committee amendment, which would have **restored the UI benefit formula to 4.0** and extended commissioner discretion in determining good-cause quits. "Right" vote: NO. (Passed 50-47, April 9) HOPE VOTED YES

SSB 5963 (Condotta striker) -- Re-vote of Rep. Condotta's striker. "Right" vote: NO. (Failed 47-51, April 10) HOPE VOTED YES

E2SSB 5850 (final passage) -- **Protecting workers from human trafficking violations** by way of a disclosure statement of "worker rights." Agricultural "guest workers" [H2A] were added to the protected class of workers. "Right" vote: YES. (Passed 50-48, April 17) HOPE VOTED NO

SHB 1329 (concurrence vote) -- The amendment strikes underlying provisions to provide **collective bargaining rights for child care center directors and workers**. "Right" vote: NO. (Failed 36-61, April 18) HOPE VOTED YES

ESHB 1244 (final passage) -- The 2009-2011 **operating budget**. "Right" vote: NO. (Passed 54-42, April 24) HOPE VOTED NO

SSB 5963 (final passage) -- **Permanently lowers employers' unemployment insurance taxes**, but fails to restore the benefit formula to 4.0 and removes commissioner discretion on good-cause voluntary quits. "Right" vote: NO. (Passed 71-25, April 26)

Budget, Spending and Taxes
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<u>Date</u>	<u>Bill Title</u>	<u>Vote Outcome</u>
01/24/2011	<u>2011-2012 Supplemental Budget</u> HB 1086	Bill Passed - N House (55 - 43)
04/12/2010	<u>2009-2011 Supplemental Biennium Capital Budget</u> HB 2836	Concurrence N Vote Passed - House (61 - 36)
04/12/2010	<u>Cigarette Tax Increase</u>	N Concurrence Vote Passed

	HB 2493		- House (54 - 43)
04/12/2010	<u>2009-2011 Biennium Budget Amendments</u> SB 6444	N	Bill Passed - House (54 - 43)
04/10/2010	<u>Tax Law Amendments</u> SB 6143	N	Conference Report Adopted - House (52 - 44)
04/02/2010	<u>State Employee Furlough Plan</u> SB 6503	NV	Bill Passed - House (50 - 38)
03/22/2010	<u>Limiting Disability Benefits</u> HB 2782	N	Concurrence Vote Passed - House (57 - 40)
02/17/2010	<u>Initiative 960 (Tax Increase Restrictions) Suspension</u> SB 6130	N	Bill Passed - House (51 - 47)
04/25/2009	<u>Oil Importation Fee for Storm Water Pollution Cleanup</u> HB 1614	N	Bill Passed - House (51 - 45)
04/24/2009	<u>2009-2011 Biennium Budget and 2007-2009 Supplemental Biennium Budget</u> HB 1244	N	Bill Passed - House (54 - 42)
04/22/2009	<u>Alaskan Way Viaduct Replacement Project</u> SB 5768	Y	Bill Passed - House (53 - 43)
04/20/2009	<u>Education Law Amendments</u> HB 2261	N	Concurrence Vote Passed - House (67 - 31)

03/12/2009	<u>Education Law Amendments</u> HB 2261	Y	Bill Passed - House (71 - 26)
03/12/2009	<u>Shifting Local Tax Revenue</u> SB 2252	N	Bill Passed - House (54 - 42)

ISSUE AREAS

Agriculture Issues

[\(Back to top\)](#)

2010 Representative Hope supported the interests of the Washington Farm Bureau 91 percent in 2010.

2009 Representative Hope supported the interests of the Washington Farm Bureau 100 percent in 2009.

Animal Rights and Wildlife Issues

[\(Back to top\)](#)

2007-2011 Representative Hope supported the interests of the League of Humane Voters Washington 50percent in 2007-2011.

Budget, Spending and Taxes

[\(Back to top\)](#)

2010 Based on a point system, with points assigned for actions in support of or in opposition to Joint Government Affairs Committee's position, Representative Hope received a rating of 78.

Business and Consumers

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2010 Representative Hope supported the interests of the Association of Washington Business 97 percent in 2010.

2010 Representative Hope supported the interests of the Association of Washington Business - Lifetime 91percent during their legislative career up until 2010.

2009-2010 Representative Hope supported the interests of the Washington National Federation of Independent Business 100 percent in 2009-2010.

2009 Representative Hope supported the interests of the Association of Washington Business 84 percent in 2009.

Environmental Issues

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2010 Representative Hope supported the interests of the Washington Conservation Voters 11 percent during their legislative career up until 2010.

2009-2010 Representative Hope supported the interests of the Washington Conservation Voters 11 percent in 2009-2010.

Family and Children Issues

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2009 Representative Hope supported the interests of the Children's Alliance 67 percent in 2009.

Gun Issues

[\(Back to top\)](#)

2010 In 2010 the National Rifle Association Political Victory Fund gave Representative Hope a grade of A+.

2008 Based on lifetime voting records on gun issues and the results of a questionnaire sent to all candidates in 2008, the National Rifle Association Political Victory Fund assigned Representative Hope a grade of A(with grades ranging from a high of A+ to a low of F).

Labor

(Back to top)

2010 Representative Hope supported the interests of the Washington State Labor Council, AFL-CIO 10percent in 2010.

2010 Representative Hope supported the interests of the Washington State Labor Council, AFL-CIO - Lifetime 17 percent during their legislative career up until 2010.

To Whom It May Concern:

We write today to request an immediate investigation into multiple breaches state ethics and campaign finance laws committed as a result of State Representative Mike Hope's role in the creation and administration of *100 Ideas for Washington's Future*.

As described in accounts by Representative Hope and on the 100 Ideas website (www.100ideaswa.org), 100 ideas is a grassroots political corporation under the direction of Mr. Hope. Mr. Hope is the principal organizer of 100 Ideas and will serve as its primary administrative officer. Lobbyist employers are included on the 100 Ideas Board. The primary intent of the organization is to influence legislation by providing a "road map for policy makers" made up of legislative proposals approved after being "evaluated by Mike Hope" in his capacity as the executive director of 100 Ideas. [1] Mr. Hope states that 100 ideas is actively soliciting and accepting political contributions, intends to hire a political fundraiser, and further will refuse to identify the organizations donors. [2]

Mr. Hope's role with 100 Ideas is a clear violation of this state's ethics and campaign finance disclosure laws on several fronts.

Mr. Hope's position as executive director of 100 Ideas itself is a violation of the conflict statutes as described at length in the Legislative Ethics Board's *Advisory Opinion 1998 – No. 6, Legislator Executive Director*. In that Opinion, the Board looked at an identical situation and issued an opinion as to "whether a legislator could help establish, and the serve as Executive Director or President for, a nonprofit organization to 'educate the public on salmon restoration.'" In that case, the Board found that such activity would be a violation of conflict statutes and RCW 42.52.020.

Of even greater concern, in his capacity with 100 Ideas Mr. Hope acknowledges he has already solicited and accepted thousands of dollars in contributions during the legislative session. Mr. Hope's solicitation and acceptance of contributions is a clear violation of several areas of ethics laws relating to the acceptance of illegal gifts and using his position for special privileges. It is also likely that contributions are being solicited and received from lobbyists and lobbyist employers. As already noted, several lobbyist employers are listed as 100 Ideas Board Members on the corporation's press materials. Such solicitation, as the Legislative Ethics Board has repeatedly found, creates an appearance that by donating to the organization lobbyists will gain favor from, or special access to, Mr. Hope. In addition, those who are solicited by Mr. Hope may feel that their refusal to participate could have negative consequences in terms of access and good will.

Mr. Hope's response to this concern was reported in the Everett Herald on March 27:

No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him, he said.

Mr. Hope asks that the public simply take on faith that the large checks he receives from lobbyists and those who employ lobbyists will not corrupt his actions. With all due respect to Mr. Hope, this statement reflects a naïve and callous attitude toward our State's ethics and campaign finance laws. Not only is his solicitation and acceptance of contributions illegal, his decision to keep secret those who have given money in support of 100 Ideas flies in the face of the openness that has long been expected of public officials in Washington State.

The law is crystal clear, and Mr. Hope must live up to the commitment of his office to uphold the law. The public's confidence in government is of the utmost importance. The people have the right to expect from their elected representatives at all levels of government the utmost of integrity, honesty, and fairness in their dealings. As stated in RCW 42.17.010 (10), "the public's right to know of the financing of political campaigns and lobbying and the financial affairs of elected officials and candidates far outweighs any right that these matters remain secret and private."

Mr. Hope's participation in 100 Ideas is a direct violation of RCW's 42.52 and 42.17. Specifically, he has violated at least six specific ethics and campaign finance laws, including *RCW 42.52.020 Activities incompatible with public duties*; *RCW 42.52.070 Special privileges*; *RCW 42.52.140 Gifts*; *42.52.150 Limitation on Gifts*; *42.52.160 Use of persons, money, or property for private gain*; and, *RCW 42.17.200 Grass roots lobbying campaigns*.

Considering the magnitude of the violations and the breach of public trust these actions represent, and Mr. Hope's admission of fundraising activities during the legislative session, we respectfully ask for an expedited and thorough investigation. Further detail is provided in the following pages.

Thank you very much for your attention to this important matter, and please do not hesitate to contact with additional questions or comments.

Respectfully,

Detailed Description of Mike Hope Ethics Violations

1. Mike Hope is violating ethics laws by engaging in activities incompatible with his public duties (RCW 42.52.020)

Mr. Hope is acting as the founder and executive director of a nonprofit political organization with the stated purpose of crafting legislative proposals and influencing the legislature.

The Board has clearly ruled on a situation nearly identical to Hope's in Advisory Opinion 98 – No. 6. The opinion is titled "Legislator as Executive Director: Conflict of Interest."

In the case presented in 98 – No. 6, the question is whether a legislator could act as the Executive Director of a 501(c)(3) non-profit with a stated purpose of educating the public on salmon restoration. The Board ruled that such an activity would be a violation of the State's ethics laws:

If the legislator organizes and serves as President or Executive Director of the organization described in this request, the position as described would be a conflict of interest in violation of RCW 42.52.020

The analysis further detailed the inherent conflicts applicable to Mr. Hope in his role with 100 Ideas. In its opinion, the Board found that activities like those engaged in by Mr. Hope would be a violation even when conducted for a non-profit for "education" purposes. 100 Ideas is a much more clearly political organization with the stated intent of influencing public policy and is therefore an even greater ethics violation than the Board considered. The Board's Advisory Opinion 98 – No. 6 says in part:

The Board cannot accept the assumption that lobbying specific legislative proposals is not one of the paramount purposes or functions of the organization as proposed. The stated purpose of the organization in this request is public "education." In the context of a major legislative issue, public education is the equivalent of grass roots lobbying, regardless of whether it meets the threshold requirements for registration under the public disclosure laws. Given that context,

it does not appear possible for a legislator to be the principal spokesperson for an organization having the membership and structure stated in this request without being involved in lobbying for specific proposals. Assuming that the organization is seeking to influence the legislature as one of its paramount purposes, the position itself is a violation of the conflict statutes as interpreted by 69-1 and 69-3.

The Board finds that the hypothetical facts presented here create an appearance that by donating to the organization, lobbyists will gain favor from, or special access to, the legislator.

The appearance is significantly different from the customary occurrence where a legislator assists the fundraising efforts of a charity such as United Way. In this case, the member proposes to establish a new organization the purpose of which is to educate the public on an issue that is currently the subject of inquiry by the legislature and other governmental bodies. The board of the newly created organization would include persons who are registered lobbyists. Fundraising on behalf of the newly created organization would include solicitations to lobbyists and lobbyist-employers. As described, the organization appears to be a small one which would find it difficult to separate itself from the legislator who is one of the principal organizers and continues in the principal administrative position.

It is clear that 100 Ideas WA intends to "influence the legislature" as one of its paramount purposes. 100 Ideas intends to publish a book of the "top 100" legislative ideas, as approved by Mr. Hope, and advocate for those ideas by promoting the book with the public and members of the legislature.

Further, as Hope is the sole director of the organization, and as he is the sole financial officer who will decide how the contributions will be spent, it would be impossible to separate the organization from the legislator himself.

2. Mike Hope is violating Washington State ethics laws by using his position for special privileges; and, soliciting and accepting illegal monetary gifts (RCW's 42.52.070, 42.52.140, 42.52.150, 42.52.160)

Mr. Hope openly admits that he has solicited and received thousands of dollars in unreported financial contributions in his capacity as State Representative and executive director for a nonprofit political corporation of his own creation. Mr. Hope acknowledges soliciting donations from lobbyists and corporations but suggests that this will not corrupt his actions in Olympia.^[3] The 100 Ideas Board includes representatives of entities that employ or retain

lobbyists. Mr. Hope is identified in his official capacity as a State Representative on all 100 Ideas materials.

The Legislative Ethics Board has repeatedly and clearly ruled that the solicitation and acceptance of money, as is being perpetrated by Mr. Hope, is illegal.

Mr. Hope is the sole executive officer of 100 Ideas. He has actively solicited donations during the legislative freeze, and has stated that he does not intend to disclose the source of these donations. The 100 Ideas Board includes representatives of entities that employ or retain lobbyists in Olympia. The purpose of 100 Ideas is to produce legislative proposals, engender public support for those proposals through public meetings and materials and lobby for those proposals by distributing a book containing the proposals to each state lawmaker. Mr. Hope intends to use the funds collected in support of 100 Ideas to host and travel to meetings across Washington State. The 100 Ideas press release states, "Hope and other leaders will travel the state throughout 2011 to conduct the Idearaisers."

Several previous Advisory Opinions describe how the activities of Mr. Hope clearly violate state law.

Mr. Hope has included entities that employ or retain lobbyists on the Board of 100 Ideas. And, when interviewed by the Herald he stated that, "No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him." Mr. Hope's words acknowledge that 100 Ideas has or intends to raise funds from lobbyists and corporations (\$6,000 was raised in three days according to the same article), but insists such donations will not result "sway with him." The public has a legal right to a much greater level of assurance that our government institutions are operating without special privilege.

Advisory Opinion 98 – No. 5 reviewed solicitation of lobbyists by a legislator to fund meetings or retreats. It states in part, "By soliciting such assistance from those who have a direct interest in legislative action, there would be a use of official position to obtain 'special privileges' in violation of the statute [RCW 42.52.070]. Further, such solicitation creates a clear impression of a relationship with mutual obligations which is in violation of the 'reasonable expectation' statute [RCW 42.52.140]." Mr. Hope identifies himself on all materials relating to 100 Ideas as "Representative Hope," a clear act of using his position to obtain support for the nonprofit 100 Ideas.

Advisory Opinion 00 - No. 1 went further to outline the ethical obligations of legislators by noting that the use of public resources is not necessary to violate RCW 42.52.140. It states, "the 'reasonable expectation' rule [RCW 42.52.140] would be violated if, even without the use of public resources,

legislators solicited or accepted contributions from lobbyists or from persons or entities that employ or retain lobbyists.”

Mr. Hope has refused to disclose those who have donated to 100 Ideas. The speed with which Mr. Hope was able to acquire \$6,000 in support of 100 Ideas, the fact that this entity was launched during the legislative session, and the fact that entities that employ lobbyists are included on the 100 Ideas Board strongly suggests that the organization is supported by lobbyists or entities that employ or retain lobbyists.

Further, we believe use of the funds as described by Mr. Hope to travel throughout the state of Washington at the expense of his corporation represent a “private gain” for Mr. Hope in violation of RCW 42.52.160.

Finally, Advisory Opinion 98 – No. 5 notes that even if the funding provided Mr. Hope’s undisclosed donors was “wholly unsolicited,” those donations would be subject to statutory gift limits to determine whether acceptance is a violation. By accepting monetary gifts of more than \$6,000 collected over three days, we believe Mr. Hope has violated RCW 42.52.150.

3. Mike Hope is violating Washington State campaign finance laws by failing to disclose the source of those illegal contributions (RCW 42.17.200)

Hope is the sole officer and executive director for 100 Ideas. 100 Ideas qualifies as a “grass roots lobbying campaign” as defined by RCW 42.17.200. Mr. Hope has stated that he “won’t identify the donors because the law doesn’t require a non-profit do so.”^[4] Soliciting contributions to a grass roots political campaign violates the spirit, if not the letter, of the freeze on acceptance of contributions during the legislative session outlined in RCW 42.17.710.

RCW 42.17.200 defines a grass roots lobbying campaign as:

*Any person who has made expenditures, not reported by a registered lobbyist under RCW 42.17.170 or by a candidate or political committee under RCW 42.17.065 or 42.17.080, exceeding *five hundred dollars in the aggregate within any three-month period or exceeding *two hundred dollars in the aggregate within any*

one-month period in presenting a program addressed to the public, a substantial portion of which is intended, designed, or calculated primarily to influence legislation shall be required to register and report, as provided in subsection (2) of this section, as a sponsor of a grass roots lobbying campaign.

As stated in RCW 42.17.200, in order to qualify as a grass roots lobbying campaign, 100 Ideas need only A) spend more than \$200 within a one-month period or \$500 over three months, and B) present a program addressed to the public and intended primarily to influence legislation. 100 Ideas clearly meets both of these tests.

In an interview with the Everett Herald, Mr. Hope acknowledged having hired Lance Cargill and contracted with Cargill's webmaster to run www.100ideaswa.org on behalf of 100 ideas. Mr. Hope's 100 ideas is, as a result, a nearly exact replica of the website and format began by Cargill in Oklahoma in 2007 while he was a state house member. The purchase of the concept for 100 Ideas, and the employment of its webmaster, would clearly eclipse the \$200 exemption from reporting under 42.17.200.

100 Ideas is without doubt a "program addressed to the public." 100 Ideas intends to hold public forums both in person and on its website. The proposals generated by this public process will be vetted and approved by Mr. Hope and the 100 Ideas Board. Select ideas, with approval by Mr. Hope, will then be promoted as a part of the 100 Ideas book and available via the entity's website.

Finally, 100 Ideas is clearly "intended, designed, or calculated primarily to influence legislation." The stated mission of 100 Ideas is the creation of a book filled with proposals approved by Mr. Hope that "will serve as a road map for policy makers." Following the concept as it was implemented in Oklahoma, copies of this "road map" would then be distributed to each legislator and they would be encouraged to adopt its proposals.

Mr. Hope has failed to register 100 Ideas as a grass roots lobbying campaign with the Public Disclosure Commission as outlined in RCW 42.17.200.

[1] 100 Ideas news release: <http://www.100ideaswa.org/home/blog/10?title=Press%20Release:%20State%20Representative%20Mike%20Hope%20Launches%20Non-Partisan,%20Statewide%20Initiative%20to%20Find%20100%20Best%20Ideas%20for%20Washington%E2%80%99s%20Future>
[2] Everett Herald interview: <http://www.heraldnet.com/article/20110327/NEWS01/703279903>
[3] Everett Herald interview: <http://www.heraldnet.com/article/20110327/NEWS01/703279903>
[4] Herald Interview: <http://www.heraldnet.com/article/20110327/NEWS01/703279903>

Violations of RCW 42.52.020, 42.52.330, 42.52.070, 42.52.140, 42.52.160

With respect to the situation surrounding Rep. Hope and the 100 Ideas WA organizations as summarized above, please consider the following apparent violations of the Ethics Act.

A. Legislator as Executive Director: Conflict of Interest Advisory Opinion 98-06

As stated in the summary, Rep. Hope is the Executive Director and sole officer for 100 Ideas WA, a political organization that Hope admits has actively solicited and received thousands of dollars in contributions during the 2011 Legislative freeze period. This is an apparent violation of RCW 42.52.020 and 42.52.330 as described in 98-06.

In the case presented in 98-06, the Legislator in question is the Executive Director of a 501c3 non-profit with a stated purpose of educating the public on salmon restoration. C3s are by definition, a less politically advantageous class of organization, as the IRS states that c3s can only use 20 percent of resources for political purposes, whereas 501c4s (100 Ideas WA) are allowed to use up to half resources for political purposes.

With that said, 98-06 found a violation had occurred with respect to the salmon restoration organization and the Legislator serving as Executive Director:

If the legislator organizes and serves as President or Executive Director of the organization described in this request, the position as described would be a conflict of interest in violation of RCW 42.52.020

The analysis further detailed the inherent conflicts. It's helpful to remember that the opinion refers to a salmon education non-profit, where as 100 Ideas WA appears to be a much more politically active group on its face, as its mission states that it hopes to turn the "ideas" directly into law.

The Board cannot accept the assumption that lobbying specific legislative proposals is not one of the paramount purposes or functions of the organization as proposed. The stated purpose of the organization in this request is public "education." In the context of a major legislative issue, public education is the equivalent of grass roots lobbying, regardless of whether it meets the threshold requirements for registration under the public disclosure laws. Given that context, it does not appear possible for a legislator to be the principal spokesperson for an organization having the membership and structure stated in this request without being involved in lobbying for specific proposals. Assuming that the organization is seeking to influence the legislature as one of its paramount purposes, the position itself is a violation of the conflict statutes as interpreted by 69-1 and 69-3.

The Board finds that the hypothetical facts presented here create an appearance that by donating to the organization, lobbyists will gain favor from, or special access to, the legislator.

The appearance is significantly different from the customary occurrence where a legislator assists the fundraising efforts of a charity such as United Way. In this case, the member proposes to establish a new organization the purpose of which is to educate the public on an issue that is currently the subject of inquiry by the legislature and other governmental bodies. The board of the newly created organization would include persons who are registered lobbyists. Fundraising on behalf of the newly created organization would include solicitations to lobbyists and lobbyistemployers. As described, the organization appears to be a small one which would find it difficult to separate itself from the legislator who is one of the principal organizers and continues in the principal administrative position.

The Board interprets the passage of 42.52.330 to mean that per se employment bans should be limited to situations where there is a clear conflict of duties in the nature of the position itself, and the situation which the Board finds would inevitably flow from the particular facts of this opinion request represents just such a conflict.

B. Soliciting Donations Advisory Opinion 2000-1

As a general rule, each of these violations and the cited material refers back to Advisory Opinion 2000-1 which is summarized as the following:

The general rule is that with or without the use of public resources, legislators may not solicit lobbyists or lobbyist-employers on behalf of charities. The use of government guides to include non-government community or public purpose organizations would not violate the Act if done in a non-selective manner. RCW's 42.52.070, 42.52.140 and 42.52.160.

1. It is stipulated that there are provisions for legislators to be involved in charities. However, there are conditions that must be met. In Advisory Opinion 2000-1 the following rule and example is set out:

As a general rule, the State Ethics Act does not prohibit a legislator, acting without the use of state resources, from supporting community-based charities. Such support may include fund-raising provided the legislator does not specifically solicit lobbyists or lobbyist-employers. Examples of non-specific appeals which are incidental and would not violate the Act are; (1) where a legislator sits on the board of directors of a non-profit charity and his or her name is included on the letterhead of the charity but the legislator does not sign a fund-raising letter

However, with respect to Rep. Hope and 100 Ideas WA, not only is Hope the sole executive officer of the non-profit, but he has actively solicited donations during the legislative freeze, and has stated that he does not need to disclose (see attached Herald article). This seems a clear violation of spirit and letter of the law.

2. Advisory Opinion 1995 - No. 17, It is stated that a legislator could not solicit contributions to a non profit fund to cover travel expenses. To do so would be a prohibition against the "special privileges" portion of the State Ethics Act.

We find that this solicitation would not fall within legislative duty and, therefore, would be prohibited by the State Ethics Act's prohibition against legislators using their positions "to secure special privileges" for themselves or others.

With this in mind, I respectfully ask you to consider whether it's a similar violation for a legislature to solicit funds for a self-administered non-profit organized with the expressed intent to lobby, and with a legal ability to spend funds on political activities.

3. Advisory Opinion 1996 - No. 1,

Legislators are barred from soliciting or accepting contributions from lobbyists registered under the Public Disclosure Act or from persons or entities that employ or retain such registered lobbyists.

4. Advisory Opinion 1995-No. 5, it is stated with respect to legislators soliciting donations from lobbyists charitable or otherwise that

"Solicitation implies a demand for special privileges and a reasonable expectation of influence."

Ethics

The SPD, an org that is being investigated by the Justice dept for repeated ethics and human rights violation, is currently investigating Hope on multiple Ethics claims

The PDC is currently investigating Hope for the third time on charges surrounding his use of the SPD resources in campaigning

Hope admits that he uses fake uniforms and material to appear to be a police officer in commercials.

Strategy:

Invite Hope to meetings with business community. Summits.

- This is about better government. This is about Snohomish County. If there is someone better than AGR, then he should lead. We have nothing to hide. Let's get Mike in the same room as AGR and business leaders. In small settings. Boeing. Workforce, etc.

Debates. Challenge Hope to debates.

County program. Citizen university. Courses in each of the county's departments. Pitch this story to weeklies. Get Julie Muhlstein to take part in it.

Focus on economy and leadership.

Tell the story of AGR.

Disecting Hope's strategy:

- Ethics (medical examiner, appointing "sexual predators", buying the Seattle Times
- Policy (see policy print out)

Compare 501c4 to PAC

Below the surface:

Ethics charges, again and again and again.

- Facebook photo (SPD #2)

- Ongoing PDC investigation
- Link to Lance Cargill
- Plagiarism charge.
- Wording on websites (similarity)

Seattle/Uniform Issue

- Permission from City (letter?)
- Changing story (own uni vs SPD)
- Exploring what it means to wear fake uniform and alter photos with photoshop
- Use quotes from Ethics investigation (toy badge, fake uni, etc)

Campaign Finance

Hope is a pioneer in subverting democracy

No one has attempted such a bold-faced thwarting of regulations

Disclose disclose disclose

PDC/Leg Ethics/Media complaints

Psy Ops

Shadow website? (campaign finance, blue on blue, true conservative?)

- Frame all the arguments so we can provide links in comments sections and via twitter
- Twitter account linked to shadow website
- Farcical twitter to mock him "RealMikeHope"

Moxie Media bill

Cops issues

Legislative Ethics Board
Attn: Mike O'Connell
PO Box 40482
Olympia, WA 98504-0482

Here's the law. Here's what it means. Here's how he is violating

The facts are presented are this to lobby on public policy, this said individual has admitted that he is soliciting and accepting cash from those that he is governing.

Why require disclosure at all if.

To Whom it May Concern:

We write today to bring to your attention a series of ethical violations committed by State Representative Mike Hope. In addition to serving in the Legislature, Hope is running a parallel campaign for a County Executive position and has created a non-profit political advocacy group – of which he is the chair – as a de-facto fundraising arm that allows him to circumvent PDC requirements and the Legislative fundraising freeze.

In addition to the Campaign Finance violations we believe Hope has committed (see attached PDC Complaint for informational purposes only), we feel that he has repeatedly violated State ethics law (42.52). We will detail the multiple violations, referenced by various Board opinions which we feel prove beyond a shadow of a doubt that Rep. Hope has flaunted the ethics law which he has been entrusted to uphold.

Please consider the attached summary of the organization in order to familiarize yourselves with the general situation, please study the attached materials, and then consider a point-by-point list of the ethics violations as we see them. Please act on these violations as you see fit.

Further, as this is a campaign year and the session is coming to an end, we respectfully ask for an expedited investigation using all the resources available to the board including but not limited to subpoena of bank accounts and testimony.

In addition, we respectfully request that the Board use subpoena power to acquire definitive records of the contributions Hope has solicited and accepted during the 2011 session. We respectfully request that the Board examine the records for other ethical violations that may ensue from information that was not available at the time of this request for investigation, *and we further request that any and all financial records be forwarded to the Public Disclosure Commission to the attention of the Compliance Department in reference to the Mike Hope/100 Ideas WA matter.*

Thank you very much for your attention to this important matter, and please do not hesitate to contact with additional questions or comments.

Respectfully,

Summary of 100 Ideas Washington with respect to Ethics Violations

1. Mike Hope is a State Legislator and a candidate for executive office

Hope won election to the State House of Representative last November. On November 28, he announced that he would be seeking election to the position of Snohomish County Executive in the Fall of 2011. His State House campaign morphed into a new campaign for executive. (cite)

2. Hope Launched and Controls a Fundraising Organization during the 2011 Session

According to articles published March 22 and 27 in the Daily Herald of Snohomish County, Hope purchased the template for "100 Ideas Washington" from Lance Cargill, an ex-politician from Oklahoma who stepped down from office in 2008 after being found in violation of a series of campaign finance charges.

On March 23, Hope held a fund-raising and press event at which he announced the formation of 100 Ideas Washington and solicited public involvement in the process. Hope was flanked by a group of current and former elected officials and lobbyists.

On March 25, Hope filed 100 Ideas WA as a non-profit entity with the Secretary of State. Hope filed as a non-profit, seeking 501c status from the IRS, which would allow him to circumvent PDC requirements. Hope listed himself as the "registered agent", and listed himself at his home address as the Director and sole governing person. (citation)

On March 27, Hope was quoted in the Daily Herald stating that he had received over \$6,000 in donations and that he would not be disclosing or reporting. He further stated that the public need not be concerned about the contributions from lobbyists that he is soliciting and accepting.

3. 100 Ideas Establishes Political Intent

According to the 100 Ideas WA website, which is prominently linked on Hope's official Facebook campaign site, the group has been created to develop a stronger approach to governing via a series of town hall meetings across the state hosted by Hope and other politicians:

...Too much of our politics is only reactive in its outlook... The 100 Ideas initiative seeks citizen input to create a stronger grassroots approach to governing while also soliciting the excellence of Washington's citizenry.

Beginning in the Spring of 2011, Representative Hope and other leaders will travel across the state to change Washington's mindset to look ahead to the long-term future of our state. According to the 100 Ideas website, Representative Hope and other appointed elected leaders will travel across the state "to change Washington's mindset and to look ahead to the long-term future of our state," as part of the group's initiative.

The group will also solicit the general public and private industry for legislative input and financial support. The group will publish a book of 100 ideas to serve as a "road map for policy makers" which Hope will present to legislators in 2012, with the expressed intent of the ideas becoming law.

Further, 100 Ideas has purchased a web domain and Hope has hired a professional political fundraiser to help pour cash into the project. The Herald reports the following:

So far, Hope has formed a non-profit to conduct this initiative and intends to hire a professional fundraiser who worked for U.S. Rep. Dave Reichert, R-Wash., to bring in enough money for operations.

For now, Hope's collecting the cash and said he had received about \$6,000 as of Friday. He won't identify the donors because the law doesn't require a non-profit do so.

No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him, he said.

From the materials on the website and judging by the effort that Hope has paid to copy, the 100 Ideas group will be used as a statewide launching pad for elective office. The non-profit's funds will pay for Hope and other candidates to travel around the state and solicit legislative ideas and financial support from the general public while advancing the broad political goals of the organization.

Hope's role as sole Director of 100 Ideas WA is virtually indistinguishable to that of a candidate. According to the available materials, he will travel the state and organize fundraisers. He will solicit ideas for legislation. He will then attempt to lobby the legislature to adopt legislation. He will use the resources of the entity to affect the legislature and the general public through the development of a published lobbying piece containing the recommendations of 100 Ideas, and also will likely purchase political advertising and support candidates who are on the board of the organization. All of this will be done at the sole discretion of Hope, who is the sole director and financial officer of the corporation.

To summarize, Hope announced the group's creation, registered himself as sole director, opened a bank account, began soliciting and accepting funds, and had a March 23 kickoff to begin soliciting the general public and asking for financial support for the group's cause while in Olympia as a sitting legislator during the 2011 legislative session under the session freeze. As sole director of the non-profit (which is legally allowed to use its resources on political activities of any kind), Hope is in control of the donations and the spending.

At the moment Hope began soliciting and accepting the first set of public donations and solicited the general public for assistance in promoting the goals of the group (and thereby influencing elections in a direct and indirect manner – via transporting candidates around the state to speak at the town halls, producing political lobbying materials and purchasing political advertising), he violated a series of ethics provisions which we will detail.

Violations of RCW 42.52.020, 42.52.330, 42.52.070, 42.52.140, 42.52.160

With respect to the situation surrounding Rep. Hope and the 100 Ideas WA organizations as summarized above, please consider the following apparent violations of the Ethics Act.

Hope is conducting activities incompatible with public duties and is in violation of 42.52.020 and 52.030

Hope is the Director and sole officer of a non profit organization for which he is actively soliciting and receiving contributions. He admits accepting contributions from lobbyists during the 2011 Legislative session (Herald March 27). The Board has clearly stated that this is a violation of RCW 42.52.020

Legislator as Executive Director: Conflict of Interest Advisory Opinion 98-06

As stated in the summary, **Rep. Hope is the Executive Director and sole officer for 100 Ideas WA, a political organization that Hope admits has actively solicited and received thousands of dollars in contributions during the 2011 Legislative freeze period. This is a violation of RCW 42.52.020 and 42.52.330** as described in 98-06.

In the case presented in 98-06, the Legislator in question is the Executive Director of a 501c3 non-profit with a stated purpose of educating the public on salmon restoration. The Board ruled that a violation had occurred with respect to the salmon restoration organization and the Legislator serving as Executive Director:

If the legislator organizes and serves as President or Executive Director of the organization described in this request, the position as described would be a conflict of interest in violation of RCW 42.52.020

The analysis further detailed the inherent conflicts. It's helpful to remember that the opinion refers to a salmon education non-profit, whereas 100 Ideas WA appears to be by definition a much more politically active group on its face, as its mission states that it will to lobby the legislature to turn the "ideas" directly into law.

The Board cannot accept the assumption that lobbying specific legislative proposals is not one of the paramount purposes or functions of the organization as proposed. The stated purpose of the organization in this request is public "education." In the context of a major legislative issue, public education is the equivalent of grass roots lobbying, regardless of whether it meets the threshold requirements for registration under the public disclosure laws. Given that context, it does not appear possible for a legislator to be the principal spokesperson for an organization having the membership and structure stated in this request without being involved in lobbying for specific proposals. Assuming that the organization is seeking to influence the legislature as one of its paramount purposes, the position itself is a violation of the conflict statutes as interpreted by 69-1 and 69-3.

The Board finds that the hypothetical facts presented here create an appearance that by donating to the organization, lobbyists will gain favor from, or special access to, the legislator. The appearance is significantly different from the customary occurrence where a legislator assists the fundraising efforts of a charity such as United Way. In this case, the member proposes to establish a new organization the purpose of which is to educate the public on an issue that is currently the subject of inquiry by the legislature and other governmental bodies. The board of the newly created organization would include persons who are registered lobbyists. Fundraising on behalf of the newly created organization would include solicitations to lobbyists and lobbyist employers. As described, the organization appears to be a small one which would find it difficult to separate itself from the legislator who is one of the principal organizers and continues in the principal administrative position.

With respect to the interpretation above, it is clear that 100 Ideas WA intends to “influence the legislature” as one of its paramount purposes. By definition affecting the legislature is the intended purpose, as 100 Ideas WA will publish a lobbying book of the top 100 ideas for legislation, which Hope will deliver to the legislature and attempt to turn into law. This is lobbying by definition.

Further, as Hope is the sole director of the organization, and as he is the sole financial officer who will decide how the contributions will be spent, it appears that it would be very difficult to separate the organization from the legislator himself.

- 1. Hope is in violation of RCW 42.52.070, 42.52.140 and 42.52.160. The Board has ruled that “With or without the use of public resources, legislators may not solicit lobbyists or lobbyist employers on behalf of charities.**

A. Soliciting Donations Advisory Opinion 2000-1

As a general rule, each of these violations and the cited material refers back to Advisory Opinion 2000-1 which is summarized as the following:

The general rule is that with or without the use of public resources, legislators may not solicit lobbyists or lobbyist-employers on behalf of charities. The use of government guides to include non-government community or public purpose organizations would not violate the Act if done in a non-selective manner. RCW's 42.52.070, 42.52.140 and 42.52.160.

It is stipulated that there are provisions for legislators to be involved in charities. However, there are conditions that must be met. In Advisory Opinion 2000-1 the following rule and example is set out:

As a general rule, the State Ethics Act does not prohibit a legislator, acting without the use of state resources, from supporting community-based charities. Such support may include fund-raising provided the legislator does not specifically solicit lobbyists or lobbyist-employers. Examples of non-specific appeals which are incidental and would not violate the Act are; (1)

where a legislator sits on the board of directors of a non-profit charity and his or her name is included on the letterhead of the charity but the legislator does not sign a fund-raising letter

However, with respect to Rep. Hope and 100 Ideas WA, **not only is Hope the sole executive officer** of the non-profit, but he **has actively solicited donations during the legislative freeze**, and has stated that he does not need to disclose (see attached Herald article). This seems a clear violation of spirit and letter of the law. Further, **we respectfully ask that the Board use subpoena power to ascertain whom Hope has solicited and accepted contributions from**, and as the solicitations and contributions were a direct violation of the legislative freeze (**RCW 42.52.020 and 42.52.330**).

2. ***Hope is in violation of RCW's 42.52.070 and 42.52.160. The Board has ruled that a legislator cannot solicit contributions to a non-profit fund to cover travel expenses. To do so is a violation of the "special privileges" portion of the State Ethics Act. However, one of the principle missions for 100 Ideas WA (see summary) is to travel.***

Special Privileges: Advisory Opinion 1995 - No. 17, It is stated that a legislator could not solicit contributions to a non profit fund to cover travel expenses. To do so would be a prohibition against the "special privileges" portion of the State Ethics Act.

We find that this solicitation would not fall within legislative duty and, therefore, would be prohibited by the State Ethics Act's prohibition against legislators using their positions "to secure special privileges" for themselves or others.

However, the 100 Ideas WA site states specifically that one of the major purposes of the organization is to provide a vehicle for Hope to travel around the state furthering the political agenda of the group. From the site:

Beginning in the Spring of 2011, Representative Hope and other leaders will travel across the state to change Washington's mindset to look ahead to the long-term future of our state.

With this in mind, we respectfully ask you to consider whether it's a similar violation for a legislator to **solicit funds for a self-administered non-profit organized with the expressed intent to travel around the state conducting town hall meetings, developing legislation and furthering political thought**. If you find this to be a violation, we respectfully ask that you use subpoena power to ascertain whom Hope has accepted donations from, and whether or not the donations violate further ethics acts.

3. ***Hope is in possible violation of RCW's 42.52.070, 42.52.140 and 42.52.160. The Board has ruled that a legislator cannot solicit or accept contributions from lobbyists or persons or entities that employ or retain registered lobbyists***

Legislators are barred from soliciting or accepting contributions from lobbyists registered under the Public Disclosure Act or from persons or entities that employ or retain such registered lobbyists.

Advisory Opinion 1995-No. 5, 3. Advisory Opinion 1996 - No. 1,

It is stated with respect to legislators soliciting donations from lobbyists charitable or otherwise that

"Solicitation implies a demand for special privileges and a reasonable expectation of influence."

While it is impossible to prove since Hope has stated that he will not disclose his donors and the the public should just trust him (see Herald article, attached), we find it highly unlikely that Hope was able to raise over \$6,000 (a figure he state himself in the March 27 Herald) during the time between which he registered with the SoS (March 25) and the date of the article two days later without accepting donations from lobbyists or persons who employ lobbyists.

(It is highly unlikely that donations from private citizens Republican) alone totaled such a high amount in just two days. It is more likely that large donors from Hope's private campaign were asked to donate to the charitable organization. This is the exact model that Lance Cargill, the former legislator whom Hope has paid to operate the 100 Ideas Site, used in collecting donations during a freeze period (cite). Further, Hope stated in the Herald article that he has hired a partisan political fundraiser to help raise funds for the organization. It is our understanding that generally, out-of-state hired fundraisers do not target small individual donors when making initial calls for contribution.

Further, regarding solicitation for donations during the session – the fact that Hope is the sole officer to whom contributions will be given, the fact that Hope alone process, spends and disburses these contributions raises serious issues with regard to the implication that solicitation implies a reasonable expectation for influence on behalf of those who donate.

1. Mike Hope is a State Legislator and a candidate for executive office

Hope won election to the State House of Representative last November. On November 28, he announced that he would be seeking election to the position of Snohomish County Executive in the Fall of 2011. His State House campaign morphed into a new campaign for executive. (cite)

2. Hope Launched and Controls a Fundraising Organization during the 2011 Session

According to articles published March 22 and 27 in the Daily Herald of Snohomish County, Hope purchased the template for "100 Ideas Washington" from Lance Cargill, an ex-politician from Oklahoma who stepped down from office in 2008 after a being found in violation of a series of campaign finance charges.

On March 23, Hope held a fund-raising and press event at which he announced the formation of 100 Ideas Washington and solicited public involvement in the process. Hope was flanked by a group of current and former elected officials and lobbyists.

On March 25, Hope filed 100 Ideas WA as a non-profit entity with the Secretary of State. Hope filed as a non-profit, seeking 501c status from the IRS, which would allow him to circumvent PDC requirements. Hope listed himself as the "registered agent", and listed himself at his home address as the Director and sole governing person. (citation)

On March 27, Hope was quoted in the Daily Herald stating that he had received over \$6,000 in donations and that he would not be disclosing or reporting. He further stated that the public need not worry that he was taking money from lobbyists.

3. 100 Ideas Establishes Political Intent

According to the 100 Ideas WA website, which is prominently linked on Hope's personal Facebook campaign site, the group has been created to develop a stronger approach to governing via a series of town hall meetings across the state hosted by Hope and other politicians:

...Too much of our politics is only reactive in its outlook... The 100 Ideas initiative seeks citizen input to create a stronger grassroots approach to governing while also soliciting the excellence of Washington's citizenry. Beginning in the Spring of 2011, Representative Hope and other leaders will travel across the state to change Washington's mindset to look ahead to the long-term future of our state. According to the 100 Ideas website, Representative Hope and other appointed elected leaders will travel across the state "to change Washington's mindset and to look ahead to the long-term future of our state," as part of the group's initiative.

The group will also solicit the general public and private industry for legislative input and financial support. The group will publish a book of 100 ideas to serve as a "road map for policy makers" which Hope will present to legislators in 2012, with the expressed intent of the ideas becoming law.

Further, 100 Ideas has purchased a web domain and Hope has hired a professional political fundraiser to help pour cash into the project. The Herald reports the following:

So far, Hope has formed a non-profit to conduct this initiative and intends to hire a professional fundraiser who worked for U.S. Rep. Dave Reichert, R-Wash., to bring in enough money for operations.

For now, Hope's collecting the cash and said he had received about \$6,000 as of Friday. He won't identify the donors because the law doesn't require a non-profit do so.

No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him, he said.

From the materials on the website and judging by the effort that Hope has paid to copy, the 100 Ideas group will be used as a statewide launching pad for elective office. The non-profit's funds will pay for Hope and other candidates to travel around the state and solicit legislative ideas and financial support from the general public while advancing the broad political goals of the organization.

Like the efforts in Oklahoma, Hope registered as a "social welfare" organization (501c4) and is legally able to use resources for the political purposes of his choosing with no clear reporting authority or contribution limits.

Hope has registered himself as Executive Director (see attached SOS documentation) of the group and acknowledges that 100 Ideas has received over \$6,000 in contributions. Hope's role as sole Director of 100 Ideas WA is virtually indistinguishable to that of a candidate. According to the available materials, he will travel the state and organize fundraisers. He will solicit ideas for legislation. He will then attempt to lobby the legislature to adopt legislation. He will use the resources of the entity to affect the legislature and the general public through the development of a published lobbying piece containing the recommendations of 100 Ideas, and also will likely purchase political advertising and support candidates who are on the board of the organization. All of this will be done at the sole discretion of Hope, who is the sole director and financial officer of the corporation. From the site:

Beginning in the Spring of 2011, Representative Hope and other leaders will travel across the state to change Washington's mindset to look ahead to the long-term future of our state. Too much of our politics is only reactive in its outlook. Politicians are quick to respond to the latest crisis or headline ? Ready to "fix" problems that have already happened. But what our state desperately needs, and what our people want, are leaders who look past today's headlines and work to meet the challenges and opportunities of the next 10, 20 and even 100 years. Through a series of town hall meetings and interaction with the state's citizens, the 100 Ideas Initiative will develop a comprehensive vision for our future.

To summarize, Hope announced the group's creation, registered himself as sole director, opened a bank account, began accepting funds, and had a March 23 kickoff to begin soliciting the general public and asking for financial support for the group's cause. As sole director of the non-profit (which is legally allowed to use its resources on political activities of any kind), Hope is in control of the donations and the spending. We believe that at the moment Hope accepted the first set of public donations and solicited the general public for assistance in promoting the goals of the group (and thereby influencing elections in a direct and indirect manner – via transporting candidates around the state to speak at the town halls, producing political lobbying materials and purchasing political advertising), he violated a series of ethics provisions which we will detail.

Further complicating the matter is the implied support of the campaign of Executive Director Mike Hope, as well as a stated goal of producing a printed "road map" for policy makers that will have a "prominent place in politics". While the group may not have issued backing for any candidate or measure to date, the PDC has ruled that there is no "grace period" during which groups may "secretly solicit for a political purpose"

We believe that the earliest financial support given a group is often the most important. The sources of the early support are often the strongest. Such early seed money provides the foundation for future fundraising efforts.

In summary, we believe that 100 Ideas/Mike Hope has received contributions to support its efforts and is therefore a political committee and therefore Hope is subject to all applicable ethics code including but not limited to the following:

WASHINGTON STATE LEGISLATIVE ETHICS BOARD

ETHICS COMPLAINT FORM

When you have completed this form, mail it to:

Legislative Ethics Board
Attention: Mike O'Connell
PO Box 40482
Olympia, WA 98504-0482

Mark your envelope "confidential."

1. Identify the person alleged to have violated the state ethics law (Chapter 42.52 RCW) and provide the following information, if known:

Name: MIKE HOPE

Position/title: State Representative / LAKE STEVENS

2. Explain why you believe that the individual named above may have violated the state ethics law. Be as specific as possible as to dates, times, places, and acts. Attach additional sheets of paper if this space is not sufficient.

SEE ATTACHED

3. Attach or make reference to any documents or other evidence that support your allegations. Also list the names and addresses of any witnesses or persons having knowledge of facts that support your allegations.

SEE ATTACHED

I certify and swear, under oath, that the facts set forth in this statement are true and correct to the best of my knowledge, information, and belief.

*RCW 9A.72.040 provides that: "(1) A person is guilty of false swearing if he makes a false statement, which he knows to be false, under an oath required or authorized by law. (2) False swearing is a misdemeanor."

Your signature

W. Ferrell
Signature of attorney (if any)

Your printed name

WILLIAM T. FERRELL
Attorney's printed name

Street address

203 E. 4th AVE., Suite 204
Street address

City, state and zip code

Olympia, WA 98501
City, state and zip code

Telephone number

360-352-8004
Telephone number

Date

4/8/2011
Date

WASHINGTON STATE PUBLIC DISCLOSURE COMMISSION

Complaints Relating to An Elected Official or Candidate for Public Office

Must be in Writing and Signed by the Complainant Under Oath

Washington Administrative Code 390-37-040 requires that a complaint filed with the Public Disclosure Commission, relating to an elected official or candidate for public office, be in writing and signed by the complainant under oath.

RCW 9A.72.085 states that when, under a law or rule of the State of Washington, a statement is required to be supported by an oath, the statement may be supported by an unsworn written statement, declaration, verification, or certificate which:

1. Recites that it is certified or declared by the person to be true under penalty of perjury;
2. Is subscribed by the person;
3. States the date and place of its execution; and
4. States that it is so certified or declared under the laws of the State of Washington.

Complaints relating to an elected official or candidate for public office will not be processed without a properly executed oath (or affirmation) or an acceptable unsworn written statement, declaration, verification, or certificate.

- If you use the Sample Complaint Form available on the PDC's website at www.pdc.wa.gov under "Enforcement and Compliance," the information you need to provide is described in the form and a certification with an oath is included in that form.
- If you are not using the Sample Complaint Form, and your complaint concerns an elected official or candidate for public office, the following page provides an acceptable format for a certification with an oath. If the certification is used, it must be attached to your complaint and does not require the services of a notary public.

FYI, also attached are some instructions and a cover sheet for a written complaint concerning an elected official or candidate for public office, if the Sample Complaint Form is not used.

More information regarding complaints generally is also provided in a guide titled *Frequently Asked Questions about Filing a Complaint with the Washington State Public Disclosure Commission*. That FAQ is available on the PDC's Website at www.pdc.wa.gov under "Enforcement and Compliance."

**Certification for a
Complaint to the Washington State Public Disclosure Commission Relating to an
Elected Official or Candidate for Public Office
(Notary Not Required)**

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the facts set forth in this attached complaint are true and correct.

Your signature: W Ferrell

Your printed name: William T. Ferrell

Street address: 203 E 4th Ave. Suite 204

City, state and zip code: Olympia, WA 98501

Telephone number: 360-352-8004

E-Mail Address: (Optional) _____

Date Signed: 04/08/2011

Place Signed (City and County): Olympia Thurston
City County

*RCW 9A.72.040 provides that: "(1) A person is guilty of false swearing if he makes a false statement, which he knows to be false, under an oath required or authorized by law. (2) False swearing is a misdemeanor."

COMPLAINT ATTACHED

**Instructions for a Formal Complaint Relating to an
Elected Official or Candidate for Public Office
(If You Are Not Using the Sample Complaint Form)**

Name the elected official or candidate for public office alleged to have violated one or more provisions of the Public Disclosure Law (chapter 42.17 RCW).

For example, explain why you believe that the individual named in your complaint may have violated the Public Disclosure Law, RCW 42.17. Be as specific as possible as to dates, times, places, and acts. Include or make reference to any documents or other evidence that supports your allegations. Also list the names and addresses of any witnesses or persons having knowledge of facts that support your allegations. For more information on the information that is useful to provide in a formal complaint, see the Sample Complaint Form.

Following is a sample format for a cover sheet for a formal complaint relating to an elected official or candidate for public office. You will also want to attach your complaint and the certification to the cover sheet.

**Formal Complaint to the Washington State Public Disclosure Commission
For Complaints Relating to Elected Official or Candidate for Public Office
(If the Sample Complaint Form is Not Used)**

Name of Official or Candidate: Mike Hope

Address of Official or Candidate: 8712 26th Pl NE

Official's or Candidate's LAKE STEVENS WA 98258
City State Zip Code

Official's or Candidate's Telephone: 425-444-2930
(Include Area Code)

Official's or Candidate's E-Mail Address: hope.ms@comcast.net
(If known)

Your signature: W Ferrell

Your printed name: William T. Ferrell

Street address: 203 E 4th Ave, Suite 204

City, state and zip code: Olympia, WA 98501

Telephone number: 360-352-8004

E-Mail Address: (Optional) Ferrell-bill@hotmail.com

Date Signed: 04/08/2011

Place Signed (City and County): Olympia Thurston
City County

Complaint: Attach Complaint and Certification

----- Forwarded message -----
From: **Evergreen Group**
Date: Tue, May 17, 2011
Subject: Additional evidence for April 8 Hope/100 Ideas complaints
- Hide quoted text -
To: OConnell.Mike@leg.wa.gov, phil.stutzman@pdc.wa.gov

Dear Sirs,

On April 8, 2011, you received detailed complaints of ethics violations by Representative Mike Hope that result from his creation and administration of a political corporation named 100 Ideas for Washington's Future.

We write today to bring to your attention additional information that has come to light with regard to Mr. Hope's activities that make clear the ethical problems posed by Mr. Hope and his political corporation. The information included in this supplement shows violation of both state ethics laws and campaign finance laws. Therefore, it is being submitted to both the Legislative Ethics Board and the Public Disclosure Commission.

Recently disclosed records continue to show that it is impossible to differentiate the roles of Mr. Hope as a state legislator, a candidate or the director of the political corporation 100 Ideas. This creates a clear conflict with Mr. Hope's duties as a legislator in violation of RCW 42.52.020.

Furthermore, Mr. Hope's campaign recently disclosed that 100 Ideas is being funded by Mr. Hope's campaign. This financial arrangement ensures that 100 Ideas acts to benefit Mr. Hope's campaign. Additional evidence clearly shows that 100 Ideas is already being used to promote Mr. Hope's candidacy. As such, Mr. Hope has violated the session freeze against campaign fundraising by raising money in support of 100 Ideas (Mr. Hope stated in the Everett Herald on March 27 that 100 Ideas had already raised "about \$6,000" during the legislative session). As an arm of his campaign, or as a separate grassroots lobbying campaign as defined by RCW 42.17.200, Mr. Hope is violating campaign finance laws by not reporting the receipts and expenditures of 100 Ideas.

It is clear from the totality of the evidence that Mr. Hope – a State Legislator and a police officer sworn to uphold the law – holds himself to his own set of standards without regard for Washington State ethics and campaign finance laws. These issues must be investigated and Mr. Hope must be held accountable.

Recent Facts Uncovered (documentation attached):

1. The following expenses were disclosed in records submitted by Mr. Hope's campaign for Snohomish County Executive to the Public Disclosure Commission:
 - 03/15/2011: \$1,090 payment to Captured Knowledge for "website"
 - 03/15/2011: \$2,000 payment to Captured Knowledge for "commercial DP"
 - 04/04/2011: \$10,020 payment to Walker Consultants and Media for "media buy"
 - 04/22/2011: \$2,500 payment to Walker Productions for "deposit for commercial"

2. The “WHOIS” lookup of www.100ideaswa.org shows that the domain for Mr. Hope’s website is registered by a Shane Cowherd of Captured Knowledge.
3. Shane Cowherd registered the domain for www.100ideasok.us, the site launched by Lance Cargill. Mr. Cowherd’s personal blog also shows him to have a relationship with Cargill Consulting.
4. Mr. Hope stated in the March 27 Everett Herald article that he had hired Cargill and his associates in order to use Mr. Cargill’s website and 100 Ideas platform.
5. Mr. Cowherd’s www.youtube.com profile shows him to have posted a recent web video in support of 100 Ideas featuring Mr. Hope’s wife.
6. Mr. Hope announced the release of the web video for 100 Ideas on his county executive campaign Facebook page.
7. The search terms, or tags, supplied for the 100 Ideas video include the terms “Mike Hope,” “County Executive” and “Snohomish County.”




The new disclosure shows that the payment for the 100 Ideas website development came from Mr. Hope’s campaign for Snohomish County Executive – not from a separate political corporation. This creates a clear financial conflict for the organization 100 Ideas, necessitating that it operate as an arm of Mr. Hope’s campaign.

In addition, this new information shows that 100 Ideas is in fact operating to benefit Mr. Hope’s campaign. This is evidenced by Mr. Hope’s continued use of 100 Ideas materials on his campaign Facebook page as well as the search terms attached to the 100 Ideas video.

This new information shows further evidence of the concerns raised to you on April 8. To date, these violations go on unabated by action of the Legislative Ethics Board or the Public Disclosure Commission.

Based on the flagrant and ongoing nature of Mr. Hope’s violation of RCW’s 42.17 and 42.52 we urge the Legislative Ethics Board and Public Disclosure Commission to take immediate action to investigate and resolve this matter.

6 attachments — [Download all attachments](#)

-  **100ideasok - Copy.pdf**
71K [View](#) [Download](#)
-  **domain registry100ideasWA - Copy.pdf**
49K [View](#) [Download](#)
-  **expenditures - Copy.pdf**
47K [View](#) [Download](#)
-  **hopefacebook - Copy.pdf**
127K [View](#) [Download](#)
-  **shaneblog - Copy.pdf**

Tony Perkins

From: K. Stephen [hul_10@comcast.net]
Sent: Tuesday, June 28, 2011 1:32 PM
To: Tony Perkins
Subject: Re: Looking for info on attached complaint...

That's fine, thanks for the info. Ferrell should've written one of those 45 day letters I guess:)

Have a great Fourth.

Kyle

On Jun 28, 2011, at 1:24 PM, "Tony Perkins" <tony.perkins@pdc.wa.gov> wrote:

Dear Kyle,

Thanks for your email. William Farrell's complaint regarding Mike Hope and 100 Ideas for Washington's Future is still under review, following the normal process that all complaints go through prior to their final disposition. The complaint may still be logged in for a formal investigation, or it may be returned without action to the complainant.

I'm afraid I don't have any more information to share about the complaint, since our Director of Compliance, Phil Stutzman, is out of the office until Tuesday, July 5, 2011. Would it be all right if I consulted with Phil and got back to you on the 5th? Please let me know. Thanks.

Sincerely,

Tony Perkins

Lead Political Finance Specialist, PDC

☎ (360) 586-1042

☎ (360) 753-1112

✉ tony.perkins@pdc.wa.gov

From: K. Stephen [mailto:hul_10@comcast.net]
Sent: Tuesday, June 28, 2011 12:49 PM

To: Tony Perkins
Subject: Looking for info on attached complaint...

Tony,

I was just wondering what happened with regard to the attached complaint regarding Mike Hope and his 100 ideas org. It was submitted April 8, but I can find no record of it online.

I also spoke with Mr. Ferrell, and he indicated that he wasn't sure what happened either.

Should I assume it has been closed? Is there any information available with regard to this complaint - internal documents or letters (this is not an official request)?

Thanks for all your help in the past, and thanks in advance for your assistance here. Please let me know if you would prefer that I call you.

Kyle Hulten

----- Forwarded message -----

From: **Evergreen Group** <evergreenolympia@gmail.com>
Date: Mon, Apr 11, 2011 at 2:29 PM
Subject: Attn: Editor/ PDC and Ethics Complaints attached
To: info@publicola.com

Mr. Feit and Ms. Barnett -

Attached, please find copies of two complaints filed today with regard to the use of 501c4 "soft money" social welfare corporations as a mechanism to subvert campaign finance law.

The complaints involve Rep. Mike Hope, a sitting legislator and declared candidate for executive office. Hope launched a 501c4 non-profit last month called "100 Ideas WA", a social welfare group that conducts lobbying and solicits donations. Hope is the sole executive director, and has stated that he has accepted thousands of dollars during the session, and that he does not intend to disclose.

In 2007, Dino Rossi was subject to an intense investigation re his Forward Washington non-profit. He was cleared after an 8 month investigation. Unlike Rossi, Hope is the sole executive officer of the corporation he launched, and Hope is also a current legislator and a declared candidate, which Rossi was not.

Hope is the first to attempt this tact in Washington, but the 501c4 approach is becoming prevalent. 501c4 money has tripled nationally since 2008, and the issue has come up in legislation across the country.

If left unchecked, there will be many more "social welfare" groups popping up in Olympia. That's why these reports have been formulated.

Attached, please find a Legislative Ethics Board complaint, and a PDC complaint. The ethics complaint outlines six clear violations linked to existing law. The PDC features one clear provable violation, and asks the PDC to consider requiring "soft money" groups operated by legislators to be forced to reveal their finances.

Thanks in advance for taking a look at this.

William T. Ferrell
203 E. 4th Avenue, Suite 204
Olympia, Washington 98501

Phone: 360-352-8004

Fax: 360-570-1006

June 29, 2011.

Sent Via US Mail Only

Washington State Office of the Attorney General
Attorney General Rob McKenna
PO Box 40100
Olympia, WA 98504-0100

AND

Snohomish County Prosecuting Attorney
Prosecuting Attorney Mark Roe
3000 Rockefeller, M/S 504
Everett, WA 98201

**RE: Notice of intent to bring citizen's action pursuant to RCW
42.17.400(4)**

Please see the attached complaints filed with the Public Disclosure Commission
on April 8, 2011 and June 29, 2011.

The complaints allege multiple violations of chapter 42.17 RCW.

By way of this letter, I am notifying your offices that a 45-day citizen's action
will be brought against Mr. Hope pursuant to RCW 42.17.400(4) if your offices do not
commence action to resolve the attached complaints.

Thank you for your attention to this matter. If you have any questions or comments,
please do not hesitate to contact me at the above address, phone or fax.

Sincerely,



William T. Ferrell

William T. Ferrell
203 E. 4th Avenue, Suite 204
Olympia, Washington 98501

Phone: 360-352-8004

Fax: 360-570-1006

June 29, 2011

Sent Via US Mail Only

Washington State Public Disclosure Commission
PO Box 40908
Olympia, WA 98504-0908

RE: Failure by Mike Hope to disclose gifts as required by RCW's 42.17 and 42.52

Dear Public Disclosure Commission,

The purpose of this letter is to request the PDC investigate a failure on the part of Representative Mike Hope to follow state campaign finance laws by failing to disclose gifts received as required by RCW's 42.17 and 42.52.

Per state law and PDC adopted reporting requirements, as stated in the January 2011 Personal Financial Affairs Instruction Manual, state elected officials who are filing annual personal financial affairs statements must disclose all:

- 1) food and beverages costing over \$50 per occasion,
- 2) travel occasions, or
- 3) seminars, course fees, educational programs or other training that were paid for or otherwise provided, in whole or in part, to the state elected official by any source other than themselves or their own governmental agency.

It is apparent when comparing records of statements made by Mr. Hope and the expenditures of a political committee that he participated in establishing, that Mr. Hope received gifts in the form of paid travel occasions in 2010. However, Mr. Hope failed to disclose these trips, or any other gifts he may have received, as required when submitting his personal financial affairs statement dated 04-07-2011.

While we acknowledge the purpose of Mr. Hope's undisclosed trips was to support a positive change to state law – the ends do not justify his failure to properly disclose his personal financial dealings. More troubling is the track record developing in which Mr. Hope skirts state disclosure and ethics laws.

Mr. Hope's failure to disclose the source of a gift or funds used to support his political activities as described in this complaint is not an isolated incident. As you are already aware, Mr. Hope has recently formed another grass roots lobbying campaign named 100 Ideas for Washington's Future. There is clear evidence that he is combining his own campaign for public office with the activities of 100 Ideas in a manner that constitutes illegally soliciting and accepting donations that support his campaign for public office during the legislative session freeze, without regard for campaign finance limits and without disclosure.

As an elected representative and a police officer, Mr. Hope is sworn to uphold the law and hold himself to a higher ethical standard. Unfortunately, Mr. Hope's actions do not reflect this standard and it is incumbent upon the PDC to ensure that he do so.

Details of Evidence:

Attachment 1: Personal Financial Affairs Statement for Mike Hope dated April 7, 2011 – *Form includes no "Supplement Part C" as required to disclose any travel occasions paid for by any source other than the elected official or their governing agency.*

Attachment 2: Detailed expenditures for Citizens for the Lakewood Law Enforcement Memorial Act for 2010 – *Expenditure detail shows payment to Alaska Airlines for flights on 09-13, 09-17 and 10-12-2010; and a payment for lodging at the Davenport Hotel in Spokane for 10-12-2010.*

Attachment 3: Facebook comments made by Mr. Hope on October 6 and October 14, 2010 on his reelection campaign Facebook page –

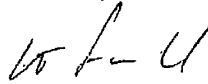
On October 6, Mr. Hope states that he and another person traveled to Eastern Washington in September to meet with the Editorial Board of the Spokane Spokesman Review. Travel date coincides with airline tickets purchased on 09-13 and 09-17-2010 as reported on attachment 2.

On October 14, Mr. Hope states that he "spent the day in Spokane doing television and radio interviews." Travel date coincides with airline ticket and hotel stay purchased on 10-12-2010.

Please be advised that notice is concurrently being delivered to the Attorney General and Snohomish County Prosecutor to commence a 45-day citizen's action with regard to this complaint and the complaint of April 8 pursuant to 42.17.400(4).

Thank you for your prompt attention to, and investigation of, this failure on Mr. Hope's part to follow state campaign finance laws.

Sincerely,

A handwritten signature in dark ink, appearing to read 'W T Ferrell', written in a cursive style.

William T. Ferrell

CIT FOR THE LAKEWOOD LAW ENFORCEMENT MEMORIAL ACT - 2010 - expenditures - Wednesday, June 29, 2011

Total Raised		Total Spent	
\$25,825.09		\$25,825.09	
Detailed Expenditures		Inkind Contributions	
\$25,769.29		\$55.80	
Name	Date	Amount	Description
QUINN THOMAS PUBLIC AFFAIRS	2010-07-02	\$10,680.00	PRINTING
QUINN THOMAS PUBLIC AFFAIRS	2010-10-19	\$7,200.00	WEB BUYS
QUINN THOMAS PUBLIC AFFAIRS	2010-08-30	\$2,049.00	WEBSITE WORK
ERICKSON TODD	2010-07-21	\$1,000.00	WEBSITE DESIGN/UPDATES
PORTER ASHLEY	2010-11-20	\$300.00	BOOKKEEPING/COMPLIANCE
ELLIOTT BRIDGET	2010-09-14	\$258.47	REIMB: PRINTING KINKOS/FEDEX
COMPLETE CAMPAIGNS	2010-07-26	\$250.00	CAMPAIGN SOFTWARE
COMPLETE CAMPAIGNS	2010-09-24	\$250.00	COMPLIANCE SOFTWARE
COMPLETE CAMPAIGNS	2010-05-10	\$250.00	CAMPAIGN REPORTING FEE
COMPLETE CAMPAIGNS	2010-11-17	\$250.00	CAMPAIGN SOFTWARE
COMPLETE CAMPAIGNS	2010-10-22	\$250.00	CAMPAIGN REPORTING SOFTWARE

Washington State Public Disclosure Commission

Page: 1

CIT FOR THE LAKEWOOD LAW ENFORCEMENT MEMORIAL ACT - 2010 - expenditures - Wednesday, June 29, 2011

Name	Date	Amount	Description
COMPLETE CAMPAIGNS	2010-06-03	\$250.00	CAMPAIGN SOFTWARE
COMPLETE CAMPAIGNS	2010-06-22	\$250.00	COMPLIANCE SOFTWARE
COMPLETE CAMPAIGNS	2010-08-30	\$250.00	COMPLIANCE SOFTWARE
EXPENSES OF \$50 OR LESS	2010-09-01	\$232.68	
ALASKA AIRLINES	2010-10-12	\$230.40	AIR TRAVEL
ALASKA AIRLINES	2010-09-17	\$177.40	AIRTRAVEL
ALASKA AIRLINES	2010-09-13	\$157.40	AIR TRAVEL
EXPENSES OF \$50 OR LESS	2010-05-01	\$149.24	
EXPENSES OF \$50 OR LESS	2010-08-01	\$103.73	
QUALITY INN - PARADISE	2010-05-17	\$98.81	LODGING
FRY'S	2010-09-22	\$98.54	OFFICE SUPPLIES
THE DAVENPORT HOTEL	2010-10-12	\$97.20	LODGING
CHEVRON	2010-05-14	\$75.00	GAS
SHELL OIL	2010-06-25	\$74.54	GAS
CHEVRON	2010-09-17	\$70.90	FUEL
UNION 76	2010-09-20	\$69.63	FUEL

CIT FOR THE LAKEWOOD LAW ENFORCEMENT MEMORIAL ACT - 2010 - expenditures - Wednesday, June 29, 2011

Name	Date	Amount	Description
CITY CENTER MOTEL	2010-09-20	\$69.15	LODGING
WSFERRIES	2010-09-24	\$66.00	FERRY TICKET
UNION 76	2010-05-13	\$63.81	GAS
GODADDY.COM	2010-11-09	\$63.20	WEBSITE
MAIL BOXES ETC.	2010-09-24	\$63.10	POSTAGE
UNION 76	2010-09-17	\$59.28	FUEL
COTTAGE CAFE	2010-09-20	\$57.24	MEETING/FOOD EXPENSE
TEXACO	2010-05-24	\$54.17	GAS
SHELL OIL	2010-09-27	\$53.39	FUEL
STARBUCKS	2010-09-30	\$50.00	MEETING/FOOD EXPENSE
EXPENSES OF \$50 OR LESS	2010-10-26	\$40.76	
EXPENSES OF \$50 OR LESS	2010-07-01	\$6.25	
EXPENSES OF \$50 OR LESS	2010-04-01	\$0.00	
EXPENSES OF \$50 OR LESS	2010-10-12	\$0.00	
EXPENSES OF \$50 OR LESS	2010-06-01	\$0.00	

PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 TOLL FREE 1-877-601-2828		PDC FORM F-1 (11/08)	PERSONAL FINANCIAL AFFAIRS STATEMENT	PDC OFFICE USE 1001279416
Refer to instruction manual for detailed assistance and examples. Deadlines: Incumbent elected and appointed officials – by April 15. Candidates and others – within two weeks of becoming a candidate or being newly appointed to a position.		DOLLAR CODE A \$1 to \$3,999 B \$4,000 to \$19,999 C \$20,000 to \$39,999 D \$40,000 to \$99,999 E \$100,000 or more		Covers: 2010 Received: 04-07-2011
SEND REPORT TO PUBLIC DISCLOSURE COMMISSION				
Last Name: HOPE First: MIKE Middle Initial: S			Names of immediate family members, including registered domestic partner. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse or registered domestic partner. See F-1 manual for details.	
Mailing Address (Use PO Box or Work Address) 8712 26TH PL NE City: LAKE STEVENS County: SNOHOMISH Zip + 4: 98258			Sarai A Hope SP Noah M Hope D	
Filing Status (Check only one box.) <input checked="" type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input type="checkbox"/> Candidate running in an election: month _____ year _____ <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office <input type="checkbox"/> Professional staff of the Governor's Office and the Legislature			Office Held or Sought Office title: STATE REPRESENTATIVE County, city, district or agency of the office, name and number: LEG DISTRICT 44 - HOUSE Position number: 2 Term begins: 01-01-2009 ends: 12-31-2010	
1 INCOME List each employer, or other source of income (pension, social security, legal judgment, etc.) from which you or a family member, including registered domestic partner, received \$2,000 or more during the period. (Report interest and dividends in Item 3 on reverse)				
Show Self (S) Spouse (SP/DP) Dependent (D)	Name and Address of Employer or Source of Compensation Seattle Police Department 2300 SW Webster St SEATTLE WA 98136	Occupation or How Compensation Was Earned Police Officer	Amount: (Use Code) D	
S	State of WA 439 John L Obrien Bldg OLYMPIA WA 40600	State Representative	D	
Check Here <input checked="" type="checkbox"/> if continued on attached sheet				
2 REAL ESTATE List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$10,000 in which you or a family member, including registered domestic partner, held a personal financial interest during the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)				
Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received	
Property Purchased or Interest Acquired		Creditor's Name/Address Payment Terms Security Given	Mortgage Amount - (Use Code) Original Current	
All Other Property Entirely or Partially Owned Snohomish County: 8712 26th PL NE, Lake Stevens WA Check here <input type="checkbox"/> if continued on attached sheet	E	Wells Fargo P.O Box 4132 Concord CA 94524	30 Year 20%	E E

CONTINUE ON NEXT PAGE

3	ASSETS / INVESTMENTS - INTEREST / DIVIDENDS	List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.			
<p>A. Name and address of each bank or financial institution in which you or a family member, including registered domestic partner, had an account over \$20,000 any time during the report period.</p> <p>Prudential - City Deferred Compensation Seattle WA 98101</p> <p>B. Name and address of each insurance company where you or a family member, including registered domestic partner had a policy with a cash or loan value over \$20,000 during the period.</p> <p>AIG Insurance - Spouse Everett WA</p> <p>C. Name and address of each company, association, government agency, etc. in which you or a family member, including registered domestic partner, owned or had a financial interest worth over \$2,000. Include stocks, bonds, ownership, retirement plan, IRA, notes, and other intangible property. If you, your spouse, registered domestic partner and/or dependents had decision making authority regarding individual assets/investments list each asset or investment, the value and any income amount.</p> <p>State Teacher Pension Olympia WA</p>		<p>Type of Account or Description of Asset</p> <p>Deffered Comp.</p> <p>Life Insurance</p> <p>State Teacher Pension</p>	<p>Asset Value (Use Code)</p> <p>E</p> <p>E</p> <p>B</p>	<p>Income Amount (Use Code)</p> <p>0</p> <p>0</p> <p>0</p>	
Check here <input checked="" type="checkbox"/> if continued on attached sheet.					
4	CREDITORS	List each creditor you or a family member, including registered domestic partner, owed \$2,000 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.			AMOUNT (USE CODE)
<p>Creditor's Name and Address</p> <p>Lexus Bellvue Bellevue WA Honda Everett WA</p>		<p>Terms of Payment</p> <p>3 year Lease</p> <p>5 year</p>	<p>Security Given</p> <p>2,000</p> <p>Zero</p>	<p>Original</p> <p>C</p> <p>C</p>	<p>Present</p> <p>B</p> <p>C</p>
Check here <input type="checkbox"/> if continued on attached sheet.					
5	<p>All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filling your initial report, no F-1 Supplement is required.</p> <p>Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.</p> <p>A. At any time during the reporting period were you, your spouse, registered domestic partner or dependents (1) an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity or (2) a partner or member of any limited partnership, limited liability partnership, limited liability company or similar entity including but not limited to a professional limited liability company? ____ If yes, complete Supplement, Part A.</p> <p>B. Did you, your spouse, registered domestic partner or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? ____ If yes, complete Supplement, Part A.</p> <p>C. Did you, your spouse, registered domestic partner or dependents own a business at any time during the reporting period? ____ If yes, complete Supplement, Part A.</p> <p>D. Did you, your spouse, registered domestic partner or dependents prepare, promote or oppose state legislation, rules, rates or standards for current or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? ____ If yes, complete Supplement, Part B.</p> <p>E. Only for Persons Filing Annual Report. Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse, registered domestic partner or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? ____ or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse, registered domestic partner and/or dependents to travel or to attend a seminar or other training? <u>X</u>. If yes to either or both questions, complete Supplement, Part C.</p>				
<p>ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.</p> <p><input checked="" type="checkbox"/> I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.</p> <p><input type="checkbox"/> I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.</p> <p style="font-size: x-small;">*CANDIDATES: Do not use public agency addresses or telephone numbers for contact information.</p>			<p>CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.</p> <p>_____ Signature</p> <p>_____ Date</p> <p>Contact Telephone: (425) 449-2930 * Email: <u>hopems@comcast.net</u> (work)* Email: _____ (Home) Optional</p>		

REPORT NOT ACCEPTABLE WITHOUT FILER'S SIGNATURE

INCOME CONTINUED

F-1

Name **HOPE, MIKE S**

Page **3**

1

INCOME

Show Self (S)
Spouse (SP)
Dependent (D)

Name and Address of Employer or Source of Compensation

Occupation or How Compensation
Was Earned

Amount:
(Use Code)

SP

Monroe School District
200 E. Freemont St
MONROE WA 98272

School Teacher

D

Check Here ☐ If continued on attached sheet

INSURANCE CONTINUED

F-1

Name		HOPE, MIKE S		Page	4
3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS					
B. Name and address of each insurance company		Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)	
AIG Insurance - Self		Life Insurance	E	0	
Everett WA					
Check here <input type="checkbox"/> if continued on attached sheet.					

COMPANY, ASSOC., GOVERNMENT AGENCY CONTINUED

F-1

Name HOPE, MIKE S

Page 5

3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS

C. Name and address of each company, association, government agency	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
State Pension / LEOFF 2	State Pension Leoff 2	E	0

Olympia WA

Check here ☐ If continued on attached sheet.

PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 TOLL FREE 1-877-601-2828		PDC FORM F-1A (11/08)	PERSONAL FINANCIAL AFFAIRS STATEMENT Short Form		P M PDC OFFICE USE O S T R K DATE FILED PDC 11/18/2010 RECEIVED											
The F-1A form is designed to simplify reporting for persons who have no changes or only minor changes to an F-1 report previously filed. A complete F-1 form must be filed at least every four years; an F-1A form may be used for no more than three consecutive reports. Deadlines: Incumbent elected and appointed officials - by April 15. Candidates and others - within two weeks of becoming a candidate or being newly appointed to a position.			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">DOLLAR CODE</th> <th style="text-align: left;">AMOUNT</th> </tr> <tr> <td>A</td> <td>\$1 to \$3,999</td> </tr> <tr> <td>B</td> <td>\$4,000 to \$19,999</td> </tr> <tr> <td>C</td> <td>\$20,000 to \$39,999</td> </tr> <tr> <td>D</td> <td>\$40,000 to \$99,999</td> </tr> <tr> <td>E</td> <td>\$100,000 or more</td> </tr> </table>		DOLLAR CODE	AMOUNT	A	\$1 to \$3,999	B	\$4,000 to \$19,999	C	\$20,000 to \$39,999	D	\$40,000 to \$99,999	E	\$100,000 or more
DOLLAR CODE	AMOUNT															
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C	\$20,000 to \$39,999															
D	\$40,000 to \$99,999															
E	\$100,000 or more															
Last Name <u>HOPE</u> First <u>MICHAEL</u> Middle Initial <u>S</u> Mailing Address (Use PO Box or Work Address) * <u>8712 26th PL NE</u> City <u>LAKE STEVENS</u> County <u>SNOW</u> Zip + 4 <u>98258</u>			Names of immediate family members, including registered domestic partner. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse or registered domestic partner. See F-1 manual for details. <u>SARA HOPE</u>													
Filing Status (Check only one box.) <input checked="" type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input type="checkbox"/> Candidate running in an election: month _____ year _____ <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office <input type="checkbox"/> Professional staff of the Governor's Office and the Legislature			Office Held or Sought Office title: <u>STATE REP.</u> County, city, district or agency of the office, name and number: <u>44</u> Position number: <u>2</u> Term begins: <u>2009</u> ends: <u>2010</u>													
Select either "No Change Report" or "Minor Change Report," whichever reflects your situation. Supply all the requested information. <input checked="" type="checkbox"/> NO CHANGE REPORT. I have reviewed my last complete F-1 report dated <u>2008</u> and F-1A reports (if any) dated (1) _____ and (2) _____. The information disclosed on those reports is accurate for the current reporting period. <input type="checkbox"/> MINOR CHANGES REPORT. I have reviewed my last complete F-1 report dated _____. The changes listed below have occurred during the reporting period. Specify F-1 Form item numbers and describe changes. Provide all information required on F-1 report.																
Check here <input type="checkbox"/> if continued on attached sheet																
FOOD TRAVEL SEMINARS Complete this section if a source other than your own governmental agency paid for or otherwise provided all or a portion of the following items to you, your spouse, registered domestic partner or dependents, or a combination thereof: 1) Food and beverages costing over \$50 per occasion; 2) Travel occasions; or 3) Seminars, educational programs or other training.																
Date Received	Donor's Name, City and State	Brief Description	Actual Dollar Amount	Value (Use Code)												
Check here <input type="checkbox"/> if continued on attached sheet																
ALL FILERS EXCEPT CANDIDATES. Check the appropriate box. <input checked="" type="checkbox"/> I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns. <input type="checkbox"/> I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.			CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge. <u>2.2ee</u> Signature _____ Date <u>3-17-10</u> Contact Telephone: <u>(425) 449 * 2930</u> Email: <u>hopensie@comcast.net</u> (work) * Email: _____ (Home) Optional													
*CANDIDATES: Do not use public agency addresses or telephone numbers for contact information																

Report Not Acceptable Without Filer's Signature

DATE FILLED FOR

Information Continued

MAR 18 2010

F-1A

Name MICHAEL S. HOPE

Select either "No Change Report" or "Minor Change Report," whichever reflects your situation. Supply all the requested information.

- ☒ **NO CHANGE REPORT.** I have reviewed my last complete F-1 report dated 2008 and F-1A reports (if any) dated (1) _____ and (2) _____. The information disclosed on those reports is accurate for the current reporting period.
- ☐ **MINOR CHANGES REPORT.** I have reviewed my last complete F-1 report dated _____. The changes listed below have occurred during the reporting period. Specify F-1 Form item numbers and describe changes. Provide all information required on F-1 report.

**FOOD
TRAVEL
SEMINARS** (Continued)

Date Received	Donor's Name, City and State	Brief Description	Actual Dollar Amount \$	Value (Use Code)

PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 TOLL FREE 1-877-501-2828		PDC FORM F-1 (11/08)	PERSONAL FINANCIAL AFFAIRS STATEMENT	P M PDC OFFICE USE O A S R T Y DATE FILED PDC APR 14 2009 R E C E I V E D																							
Refer to instruction manual for detailed assistance and examples. Deadlines: Incumbent elected and appointed officials -- by April 15. Candidates and others -- within two weeks of becoming a candidate or being newly appointed to a position.		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">DOLLAR CODE</th> <th style="text-align: left;">AMOUNT</th> </tr> <tr> <td>A</td> <td>\$1 to \$3,999</td> </tr> <tr> <td>B</td> <td>\$4,000 to \$19,999</td> </tr> <tr> <td>C</td> <td>\$20,000 to \$39,999</td> </tr> <tr> <td>D</td> <td>\$40,000 to \$99,999</td> </tr> <tr> <td>E</td> <td>\$100,000 or more</td> </tr> </table>		DOLLAR CODE	AMOUNT	A	\$1 to \$3,999	B	\$4,000 to \$19,999	C	\$20,000 to \$39,999	D	\$40,000 to \$99,999	E	\$100,000 or more												
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SEND REPORT TO PUBLIC DISCLOSURE COMMISSION																											
Last Name First Middle Initial <div style="font-size: 1.5em; margin-top: 10px;">HOPE MIKE S</div>		Names of immediate family members, including registered domestic partner. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse or registered domestic partner. See F-1 manual for details. <div style="font-size: 1.5em; margin-top: 20px;">SARAI HOPE</div>																									
Mailing Address (Use PO Box or Work Address) * <div style="font-size: 1.2em; margin-top: 5px;">8712 26th PL NE</div>																											
City County Zip + 4 <div style="font-size: 1.2em; margin-top: 5px;">LAKE STEVENS SNOH 98258</div>																											
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<div style="display: flex; justify-content: space-between;"> <div style="width: 15%;"> 1 INCOME </div> <div style="width: 85%;"> List each employer, or other source of income (pension, social security, legal judgment, etc.) from which you or a family member, including registered domestic partner, received \$2,000 or more during the period. (Report interest and dividends in item 3 on reverse) </div> </div> <table border="1" style="width:100%; border-collapse: collapse; margin-top: 5px;"> <tr> <th style="width: 50%;">Name and Address of Employer or Source of Compensation</th> <th style="width: 30%;">Occupation or How Compensation Was Earned</th> <th style="width: 20%;">Amount: (Use Code)</th> </tr> <tr> <td>City of Seattle</td> <td>Police Dept.</td> <td>D</td> </tr> <tr> <td>Monroe School District</td> <td>Teacher</td> <td>D</td> </tr> <tr> <td>Monroe School District</td> <td>Coach</td> <td>B</td> </tr> <tr> <td>State of WA.</td> <td>Pension</td> <td>B</td> </tr> <tr> <td>State of WA.</td> <td>Legislator</td> <td>D</td> </tr> </table> <p>Check Here <input type="checkbox"/> if continued on attached sheet</p>				Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)	City of Seattle	Police Dept.	D	Monroe School District	Teacher	D	Monroe School District	Coach	B	State of WA.	Pension	B	State of WA.	Legislator	D						
Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)																									
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<div style="display: flex; justify-content: space-between;"> <div style="width: 15%;"> 2 REAL ESTATE </div> <div style="width: 85%;"> List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$10,000 in which you or a family member, including registered domestic partner, held a personal financial interest during the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.) </div> </div> <table border="1" style="width:100%; border-collapse: collapse; margin-top: 5px;"> <tr> <th style="width: 30%;">Property Sold or Interest Divested</th> <th style="width: 10%;">Assessed Value (Use Code)</th> <th style="width: 30%;">Name and Address of Purchaser</th> <th style="width: 30%;">Nature and Amount (Use Code) of Payment or Consideration Received</th> </tr> <tr> <td>Property Purchased or Interest Acquired</td> <td></td> <td>Creditor's Name/Address</td> <td>Payment Terms</td> </tr> <tr> <td>8712 26th PL NE Lake Stevens, WA 98258</td> <td>E</td> <td>Wells Fargo</td> <td>30 yr</td> </tr> <tr> <td></td> <td></td> <td>Security Given</td> <td>Mortgage Amount - (Use Code) Original Current</td> </tr> <tr> <td></td> <td></td> <td></td> <td>B E E</td> </tr> <tr> <td>All Other Property Entirely or Partially Owned</td> <td></td> <td></td> <td></td> </tr> </table> <p>Check here <input type="checkbox"/> if continued on attached sheet</p>				Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received	Property Purchased or Interest Acquired		Creditor's Name/Address	Payment Terms	8712 26th PL NE Lake Stevens, WA 98258	E	Wells Fargo	30 yr			Security Given	Mortgage Amount - (Use Code) Original Current				B E E	All Other Property Entirely or Partially Owned			
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			B E E																								
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CONTINUE ON NEXT PAGE

APR 14 2009

3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS		List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.		
A. Name and address of each bank or financial institution in which you, a family member, including registered domestic partner, had an account over \$20,000 any time during the report period.	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)	
	City of Seattle - Deferred Compensation	D	NA	
	LEOP 2 Pension	D	NA	
B. Name and address of each insurance company where you, a family member, including registered domestic partner, had a policy with a cash or loan value over \$20,000 during the period.	AIG LIFE Insurance	E		
	AIG LIFE Insurance	E		
C. Name and address of each company, association, government agency, etc. in which you, a family member, including registered domestic partner, owned or had a financial interest worth over \$2,000. Include stocks, bonds, ownership, retirement plan, IRA, notes, and other intangible property. If you, your spouse, registered domestic partner and/or dependents had decision making authority regarding individual assets/investments list each asset or investment, the value and any income amount. EXAMPLE: If you self-directed an investment account identify each stock or other asset in that account.	City of Seattle - Deferred Compensation	D	NA	
	LEOP 2 Pension	D	NA	
Check here <input type="checkbox"/> if continued on attached sheet.				
4 CREDITORS		List each creditor you or a family member, including registered domestic partner, owed \$2,000 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.		AMOUNT (USE CODE)
Creditor's Name and Address	Terms of Payment	Security Given	Original	Present
MERIL LYNN VISA	ONE	NA	B	B
HONDA	5yr	NA	C	B
Check here <input type="checkbox"/> if continued on attached sheet.				
5 All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.				
Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.				
<p>A. At any time during the reporting period were you, your spouse, registered domestic partner or dependents (1) an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity or (2) a partner or member of any limited partnership, limited liability partnership, limited liability company or similar entity including but not limited to a professional limited liability company? ____ If yes, complete Supplement, Part A.</p> <p>B. Did you, your spouse, registered domestic partner or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? ____ If yes, complete Supplement, Part A.</p> <p>C. Did you, your spouse, registered domestic partner or dependents own a business at any time during the reporting period? ____ If yes, complete Supplement, Part A.</p> <p>D. Did you, your spouse, registered domestic partner or dependents prepare, promote or oppose state legislation, rules, rates or standards for compensation or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? ____ If yes, complete Supplement, Part B.</p> <p>E. Only for Persons Filing Annual Report. Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse, registered domestic partner or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? ____ or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse, registered domestic partner and/or dependents to travel or to attend a seminar or other training? ____ If yes to either or both questions, complete Supplement, Part C.</p>				
ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.		CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.		
<input type="checkbox"/> I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.		Signature: <u>2. 2. 2.</u> Date: <u>4/7/2009</u>		
<input type="checkbox"/> I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.		Contact Telephone: () * Email: _____ (work) * Email: _____ (Home) Optional		
*CANDIDATES: Do not use public agency addresses or telephone numbers for contact information.				

REPORT NOT ACCEPTABLE WITHOUT FILER'S SIGNATURE

PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 TOLL FREE 1-877-601-2828		PDC FORM F-1 (1/08)	PERSONAL FINANCIAL AFFAIRS STATEMENT	P M PDC OFFICE USE O A S R T K																	
Refer to instruction manual for detailed assistance and examples. Deadlines: Incumbent elected and appointed officials – by April 15. Candidates and others – within two weeks of becoming a candidate or being newly appointed to a position.		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">DOLLAR CODE</th> <th style="text-align: left;">AMOUNT</th> </tr> <tr> <td>A</td> <td>\$1 to \$3,999</td> </tr> <tr> <td>B</td> <td>\$4,000 to \$19,999</td> </tr> <tr> <td>C</td> <td>\$20,000 to \$39,999</td> </tr> <tr> <td>D</td> <td>\$40,000 to \$99,999</td> </tr> <tr> <td>E</td> <td>\$100,000 or more</td> </tr> </table>		DOLLAR CODE	AMOUNT	A	\$1 to \$3,999	B	\$4,000 to \$19,999	C	\$20,000 to \$39,999	D	\$40,000 to \$99,999	E	\$100,000 or more	DATE FILED PDC JAN 22 2008 RECEIVED					
DOLLAR CODE	AMOUNT																				
A	\$1 to \$3,999																				
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D	\$40,000 to \$99,999																				
E	\$100,000 or more																				
SEND REPORT TO PUBLIC DISCLOSURE COMMISSION																					
Last Name Hope		First Middle Initial Michael S																			
Mailing Address (Use PO Box or Work Address) 2300 SW Webster St		Names of immediate family members. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse. See F-1 manual for details. Sarai Hope																			
City County Zip + 4 Seattle King 98133		Office Held or Sought Office title: State Representative County, city, district or agency of the office, name and number: Snohomish, 44th Leg D. Position number: Position 2 Term begins: 2009 ends: 2010																			
Filing Status (Check only one box.) <input type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input checked="" type="checkbox"/> Candidate running in an election: month November year 2008 <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office <input type="checkbox"/> Professional staff of the Governor's Office and the Legislature		Office Held or Sought Office title: State Representative County, city, district or agency of the office, name and number: Snohomish, 44th Leg D. Position number: Position 2 Term begins: 2009 ends: 2010																			
1 INCOME List each employer, or other source of income (pension, social security, legal judgment, etc.) from which you or a family member received \$2,000 or more during the period. (Report interest and dividends in Item 3 on reverse)																					
Show Self (S) Spouse (SP) Dependent (D)	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Name and Address of Employer or Source of Compensation</th> <th style="text-align: left;">Occupation or How Compensation Was Earned</th> <th style="text-align: left;">Amount: (Use Code)</th> </tr> </thead> <tbody> <tr> <td>S City of Seattle-Police</td> <td>Police Officer/Detective</td> <td>D</td> </tr> <tr> <td>S Monroe School District</td> <td>Coach</td> <td>B</td> </tr> <tr> <td>S Seattle Security-SSI</td> <td>Police Officer</td> <td>B</td> </tr> <tr> <td>S Hope's Gym</td> <td>Owner</td> <td>B</td> </tr> <tr> <td>SP Monroe School District</td> <td>School Teacher</td> <td>D</td> </tr> </tbody> </table>			Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)	S City of Seattle-Police	Police Officer/Detective	D	S Monroe School District	Coach	B	S Seattle Security-SSI	Police Officer	B	S Hope's Gym	Owner	B	SP Monroe School District	School Teacher	D
Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)																			
S City of Seattle-Police	Police Officer/Detective	D																			
S Monroe School District	Coach	B																			
S Seattle Security-SSI	Police Officer	B																			
S Hope's Gym	Owner	B																			
SP Monroe School District	School Teacher	D																			
Check Here <input type="checkbox"/> if continued on attached sheet																					
2 REAL ESTATE List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$10,000 in which you or a family member held a personal financial interest during the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)																					
Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received																		
Property Purchased or Interest Acquired	Assessed Value (Use Code)	Creditor's Name/Address	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">Payment Terms</th> <th style="text-align: left;">Security Given</th> <th style="text-align: left;">Mortgage Amount - (Use Code)</th> </tr> <tr> <td></td> <td></td> <td>Original Current</td> </tr> </table>	Payment Terms	Security Given	Mortgage Amount - (Use Code)			Original Current												
Payment Terms	Security Given	Mortgage Amount - (Use Code)																			
		Original Current																			
All Other Property Entirely or Partially Owned	Assessed Value (Use Code)	Creditor's Name/Address	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">Payment Terms</th> <th style="text-align: left;">Security Given</th> <th style="text-align: left;">Mortgage Amount - (Use Code)</th> </tr> <tr> <td></td> <td></td> <td>Original Current</td> </tr> </table>	Payment Terms	Security Given	Mortgage Amount - (Use Code)			Original Current												
Payment Terms	Security Given	Mortgage Amount - (Use Code)																			
		Original Current																			
Check here <input type="checkbox"/> if continued on attached sheet																					

3**ASSETS / INVESTMENTS - INTEREST / DIVIDENDS**

List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.

A. Name and address of each bank or financial institution in which you or a family member had an account over \$20,000 any time during the report period.	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
Prudential Securities	Deferred Compensation	D	
B. Name and address of each insurance company where you or a family member had a policy with a cash or loan value over \$20,000 during the period.	Life Insurance	E	
Merrill Lynch-Life			
C. Name and address of each company, association, government agency, etc. in which you or a family member owned or had a financial interest worth over \$2,000. Include stocks, bonds, ownership, retirement plan, IRA, notes, and other intangible property.	Police Fire Retirement	D	
LEOFF 2			

DATE FILED PDC
JAN 22 2008Check here ☐ If continued on attached sheet.**4****CREDITORS**

List each creditor you or a family member owed \$2,000 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.

AMOUNT (USE CODE)

Creditor's Name and Address	Terms of Payment	Security Given	Original	Present
None				

Check here ☐ If continued on attached sheet.**5**

All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.

Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.

- A. At any time during the reporting period were you, your spouse or dependents (1) an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity or (2) a partner or member of any limited partnership, limited liability partnership, limited liability company or similar entity including but not limited to a professional limited liability company? Yes___ If yes, complete Supplement, Part A.
- B. Did you, your spouse or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? Yes___ If yes, complete Supplement, Part A.
- C. Did you, your spouse or dependents own a business at any time during the reporting period? Yes___ If yes, complete Supplement, Part A.
- D. Did you, your spouse or dependents prepare, promote or oppose state legislation, rules, rates or standards for current or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? No___ If yes, complete Supplement, Part B.
- E. Only for Persons Filing Annual Report. Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? No___ or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse and/or dependents to travel or to attend a seminar or other training? No___ If yes to either or both questions, complete Supplement, Part C.

ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.

- ☐ I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.
- ☐ I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.

CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.

Signature _____ Date 1/22/08

Contact Telephone: (425) 275-1113

Email: mike.hope@seattle.gov (work)

Email: hopems@comcast.net (Home)

REPORT NOT ACCEPTABLE WITHOUT FILER'S SIGNATURE

Information Continued

DATE FILED PDC
JAN 22 2008

F-1

Name							
1 INCOME (continued)							
<small>Show Self (S) Spouse (SP) Dependent (D)</small>	Name and Address of Employer or Source of Compensation		Occupation or How Compensation Was Earned		Amount (Use Code)		
2 REAL ESTATE (continued)							
Property Sold or Interest Divested		Assessed Value (Use Code)	Name and Address of Purchaser		Nature and Amount (Use Code) of Payment or Consideration Received		
Property Purchased or Interest Acquired			Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount - (Use Code) Original Current	
All Other Property Entirely or Partially Owned							
3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS (continued)							
A. Name and address of each bank or financial institution			Type of Account or Description of Asset		Asset Value (Use Code)	Income Amount (Use Code)	
B. Name and address of each insurance company							
C. Name and address of each company, association, government agency							
4 CREDITORS (continued)							
Creditor's Name and Address			Terms of Payment		Security Given	AMOUNT (USE CODE) Original Present	

PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40808 OLYMPIA WA 98504-0808 (360) 753-1111 TOLL FREE 1-877-601-2828 EMAIL: pdc@pdc.wa.gov		PDC FORM F-1 SUPPLEMENT <small>(108)</small>	DATE FILED PDC JAN 22 2008 SUPPLEMENT PAGE PERSONAL FINANCIAL AFFAIRS STATEMENT
PROVIDE INFORMATION FOR YOURSELF, SPOUSE, DEPENDENT CHILDREN AND OTHER DEPENDENTS IN YOUR HOUSEHOLD			
Last Name Hope	First Michael	Middle Initial S	DATE 01/16/2008
A OFFICE HELD, BUSINESS INTERESTS:			
Provide the following information if, during the reporting period, you, your spouse or dependents (1) were an officer, director, general partner, trustee, or 10 percent or more owner of a corporation, non-profit organization, union, partnership, joint venture or other entity; and/or (2) were a partner or member of a limited partnership, limited liability partnership, limited liability company or similar entity, including but not limited to a professional limited liability company.			
<ul style="list-style-type: none"> • Legal Name: Report name used on legal documents establishing the entity. • Trade or Operating Name: Report name used for business purposes if different from the legal name. • Position or Percent of Ownership: The office, title and/or percent of ownership held. • Brief Description of the Business/Organization: Report the purpose, product(s), and/or the service(s) rendered. • Payments from Governmental Unit: If the governmental unit in which you hold or seek office made payments to the business entity concerning which you're reporting, show the purpose of each payment and the actual amount received. • Payments from Business Customers and Other Government Agencies: List each corporation, partnership, joint venture, sole proprietorship, union, association, business or other commercial entity and each government agency (other than the one you seek/hold office) which paid compensation of \$10,000 or more during the period to the entity. Briefly say what property, goods, services or other consideration was given or performed for the compensation. • Washington Real Estate: Identify real estate owned by the business entity if the qualifications referenced below are met. 			
ENTITY NO. 1 LEGAL NAME: Hope's Gym for the Elite Athlete, LLC		Reporting For: Self <input checked="" type="checkbox"/> Spouse <input type="checkbox"/> Dependent <input type="checkbox"/> POSITION OR PERCENT OF OWNERSHIP	
TRADE OR OPERATING NAME: Same		100%	
ADDRESS: 112 W. Main Street, Monroe WA 98272			
BRIEF DESCRIPTION OF THE BUSINESS/ORGANIZATION: Personal Training Facility			
PAYMENTS ENTITY RECEIVED FROM GOVERNMENTAL UNIT IN WHICH YOU SEEK/HOLD OFFICE: Purpose of payments		Amount (actual dollars)	
None		\$ None	
PAYMENTS ENTITY RECEIVED FROM OTHER GOVERNMENT AGENCIES OF \$10,000 OR MORE: Agency name:		Purpose of payment (amount not required)	
None		None	
PAYMENTS ENTITY RECEIVED FROM BUSINESS CUSTOMERS OF \$10,000 OR MORE: Customer name:		Purpose of payment (amount not required)	
None		None	
WASHINGTON REAL ESTATE IN WHICH ENTITY HELD A DIRECT FINANCIAL INTEREST (Complete only if ownership in the ENTITY is 10% or more and assessed value of property is over \$20,000. List street address, assessor parcel number, or legal description and county for each parcel): NA			
Check here <input type="checkbox"/> if continued on attached sheet			

CONTINUE PARTS B AND C ON NEXT PAGE

Name

ENTITY NO. 2

Reporting For: Self ☐ Spouse ☐ Dependent ☐

LEGAL NAME:

POSITION OR PERCENT OF OWNERSHIP

TRADE OR OPERATING NAME:

ADDRESS:

BRIEF DESCRIPTION OF THE BUSINESS/ORGANIZATION:

PAYMENTS ENTITY RECEIVED FROM GOVERNMENTAL UNIT IN WHICH YOU SEEK/HOLD OFFICE:

Purpose of payments

Amount (actual dollars)

\$

PAYMENTS ENTITY RECEIVED FROM OTHER GOVERNMENT AGENCIES OF \$10,000 OR MORE:

Agency name:

Purpose of payment (amount not required)

PAYMENTS ENTITY RECEIVED FROM BUSINESS CUSTOMERS OF \$10,000 OR MORE

Customer name:

Purpose of payment (amount not required)

WASHINGTON REAL ESTATE IN WHICH ENTITY HELD A DIRECT FINANCIAL INTEREST (Complete only if ownership in the ENTITY is 10% or more and assessed value of property is over \$20,000. List street address, assessor parcel number, or legal description and county for each parcel):

Check here ☐ if continued on attached sheet**B****LOBBYING:**

List persons for whom you or any immediate family member lobbied or prepared state legislation or state rules, rates or standards for current or deferred compensation. Do not list pay from government body in which you are an elected official or professional staff member.

Person to Whom Services Rendered

Description of Legislation, Rules, Etc.

Compensation (Use Code)

Check here ☐ if continued on attached sheet**C****FOOD
TRAVEL
SEMINARS**

Complete this section if a source other than your own governmental agency paid for or otherwise provided all or a portion of the following items to you, your spouse or dependents, or a combination thereof: 1) Food and beverages costing over \$50 per occasion; 2) Travel occasions; or 3) Seminars, educational programs or other training.

Date
Received

Donor's Name, City and State

Brief Description

Actual Dollar
AmountValue
(Use Code)

\$

Check here ☐ if continued on attached sheet

Information Continued

DATE FILED PDC
F-1 Supplement JAN 22 2008

Name				
ENTITY NO.		Reporting For: Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent <input type="checkbox"/>		
LEGAL NAME:		POSITION OR PERCENT OF OWNERSHIP		
TRADE OR OPERATING NAME:				
ADDRESS:				
BRIEF DESCRIPTION OF THE BUSINESS/ORGANIZATION:				
PAYMENTS ENTITY RECEIVED FROM GOVERNMENTAL UNIT IN WHICH YOU SEEK/HOLD OFFICE: Purpose of payments				
		Amount (actual dollars)		
		\$		
PAYMENTS ENTITY RECEIVED FROM OTHER GOVERNMENT AGENCIES OF \$10,000 OR MORE: Agency name:				
		Purpose of payment (amount not required)		
PAYMENTS ENTITY RECEIVED FROM BUSINESS CUSTOMERS OF \$10,000 OR MORE: Customer name:				
		Purpose of payment (amount not required)		
WASHINGTON REAL ESTATE IN WHICH ENTITY HELD A DIRECT FINANCIAL INTEREST (Complete only if ownership in the ENTITY is 10% or more and assessed value of property is over \$20,000. List street address, assessor parcel number, or legal description and county for each parcel):				
B LOBBYING: (Continued)				
Person to Whom Services Rendered		Description of Legislation, Rules, Etc.		Compensation (Use Code)
C FOOD TRAVEL SEMINARS (continued)				
Date Received	Donor's Name, City and State	Brief Description	Actual Dollar Amount	Value (Use Code)
			\$	

PDC FORM
F-1
 (9/02)

**PERSONAL FINANCIAL
 AFFAIRS STATEMENT**

PDC OFFICE USE
 MARK
 DATE FILED PDC

NOV 30 2005

Refer to instruction manual for detailed assistance and examples.

Deadlines: Incumbent elected and appointed officials – by April 15.
 Candidates and others – within two weeks of becoming a
 candidate or being newly appointed to a position.

DOLLAR CODE	AMOUNT
A	\$1 to \$2,999
B	\$3,000 to \$14,999
C	\$15,000 to \$29,999
D	\$30,000 to \$74,999
E	\$75,000 or more

RECEIVED

SEND REPORT TO PUBLIC DISCLOSURE COMMISSION

Last Name First Middle Initial
 Hope Michael S

Names of immediate family members. If there is no
 reportable information to disclose for dependent children, or
 other dependents living in your household, do not identify
 them. Do identify your spouse. See F-1 manual for details.
 Sarai Hope

Mailing Address (Use PO Box or Work Address)

P.O. Box 1126

City County Zip + 4
 Snohomish Snohomish 98291

Filing Status (Check only one box.)

- ☐ An elected or state appointed official filing annual report
☐ Final report as an elected official. Term expired: _____
☒ Candidate running in an election: month 11 year 6
☐ Newly appointed to an elective office
☐ Newly appointed to a state appointive office

Office Held or Sought

Office title: State Representative
 County, city, district or agency of the office,
 name and number: Snohomish 44th District
 Position number: 1
 Term begins: 1/1/2006 ends: 12/31/2007

1

INCOME

List each employer, or other source of income (pension, social security, legal judgment) from which you or a family
 member received \$1,500 or more during the period. (Report interest and dividends in Item 3 on reverse)

Show Self (S)
 Spouse (SP)
 Dependent (D)

S
 S
 S
 S
 SP
 SP

Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)
City of Seattle	Police Officer	D
Monroe School District	Football Coach	A
Seattle Security	Police Officer	A
Oaktree Cinema	Police Officer	A
Monroe School District	School Teacher	D
Monroe School District	Basketball/Track Coach	B

Check Here ☐ if continued on attached sheet

2

REAL ESTATE

List street address, assessor's parcel number, or legal description AND county for each parcel of Washington
 real estate with value of over \$7,500 in which you or a family member held a personal financial interest during
 the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)

Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser		Nature and Amount (Use Code) of Payment or Consideration Received		
14007 69 th Dr SE T-4, Snohomish WA 98296	E			Gain made from Sale C		
Property Purchased or Interest Acquired		Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount - (Use Code) OriginalCurrent	
8712 26 th PL NE, Everett, WA 98205	E	Wells Fargo	30year	None	E	E
All Other Property Entirely or Partially Owned						

Check here ☐ If continued on attached sheet

Check here ☐ if continued on attached sheet

CONTINUE ON NEXT PAGE

3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS

List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.

A. Name and address of each bank or financial institution in which you or a family member had an account over \$15,000 any time during the report period.	Type of Account or Description of Asset	DATE FILED PDC	Asset Value (Use Code)	Income Amount (Use Code)
Fidelity Investments	Def. Comp.	NOV 30 2005	C	C
B. Name and address of each insurance company where you or a family member had a policy with a cash or loan value over \$15,000 during the period.				
Hartford Life Insurance	Life Insurance		E	E
C. Name and address of each company, association, government agency, etc. in which you or a family member owned or had a financial interest worth over \$1,500. Include stocks, bonds, ownership, retirement plan, IRA, notes, and other intangible property.				
LEOFF II	Police Retirement		D	D

Check here ☐ if continued on attached sheet.**4 CREDITORS**

List each creditor you or a family member owed \$1,500 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.

AMOUNT (USE CODE)

Creditor's Name and Address	Terms of Payment	Security Given	AMOUNT (USE CODE)	
			Original	Present
Best Buy American Honda GMAC	Same as Cash	None	B	B
	5Year	None	C	B
	5Year	None	C	C

Check here ☐ if continued on attached sheet.**5**

All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.

Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.

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- B. Did you, your spouse or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? No. If yes, complete Supplement, Part A.
- C. Did you, your spouse or dependents own a business at any time during the reporting period? No. If yes, complete Supplement, Part A.
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- E. Only for Persons Filing Annual Report. Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? or 2 Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse and/or dependents to travel or to attend a seminar or other training? or 2 If yes to either or both questions, complete Supplement, Part C.

ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.

- ☐ I hold a state elected office or am an executive state officer. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.
- ☐ I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.

CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.

Signature

Date

Contact Telephone: (425) 275-1113

Email: mike.hopew@seattle.gov (work)Email: hopem@u.washington.edu (Home)

PDC FORM
F-1
(11/00)

**PERSONAL FINANCIAL
AFFAIRS STATEMENT**

7814100461

PDC OFFICE USE

Refer to instruction manual for detailed assistance and examples

Deadlines: Incumbent elected and appointed officials – by April 15th.
Candidates and others – within two weeks of becoming a
candidate or being newly appointed to a position.

*DOLLAR
CODE

AMOUNT

A _____ \$1 to \$2,999
B _____ \$3,000 to \$14,999
C _____ \$15,000 to \$29,999
D _____ \$30,000 to \$74,999
E _____ \$75,000 or more

Last Name HOPE		First Name MICHAEL	M.I. S	Names of immediate family members. If there is no reportable information to disclose for the dependent children, or other dependents living in your household, do not identify them. Do identify your spouse. See F-1 manual for details. SP SARAI A HOPE D D D D D
Mailing Address (Use PO Box or Work Address) 700 5TH AVE STE 4200				
City SEATTLE	County KING	Zip 981045020		
Filing Status (Check only one box.) <input type="checkbox"/> An elected or state appointed official filing annual report. <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input checked="" type="checkbox"/> Candidate running in an election: month NOVEMBER year 2004 <input type="checkbox"/> Newly appointed to an elective office. <input type="checkbox"/> Newly appointed to a state appointive office.				Office Held or Sought Office title: STATE REPRESENTATIVE County, city, district or agency of the office, name and number: LEG DISTRICT 44 - HOUSE Position number: 1 Term begins: 01-01-2005 ends: 12-31-2006

1 INCOME

List each employer, or other source of income (pension, social security, legal judgment) from which you or a family member received \$1,500 or more during the period. (Report interest and dividends in item 3 on reverse)
*Use codes above for amount.

Individual	Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount*
<input checked="" type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent	CITY OF SEATTLE, 700 5 AV SEATTLE WA 98104	POLICE OFFICER	D
<input checked="" type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent	LOEWS THEATER CORP. 711 FIFTH AV, NEW YORK, NY 10022	POLICE OFFICER	B
<input checked="" type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent	SEATTLE SECURITY INC., 3257 16 AV W SEATTLE WA 98119	POLICE OFFICER	B
<input checked="" type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent	DLARK INC., 1122 MADISON SEATTLE WA 98104	POLICE OFFICER	A
<input type="checkbox"/> Self <input checked="" type="checkbox"/> Spouse <input type="checkbox"/> Dependent	MONROE SD #103, 200 E. FREEMONT ST, MONROE WA 98272	BASKETBALL COACH	A
<input type="checkbox"/> Self <input checked="" type="checkbox"/> Spouse <input type="checkbox"/> Dependent	COAST BELLEVUE HOTEL, 625 116TH AV NE BELLEVUE WA 98004	SERVER	B
<input type="checkbox"/> Self <input checked="" type="checkbox"/> Spouse <input type="checkbox"/> Dependent	SEES CANDIES, INC. 210 ELCAMINO REAL S, SAN FRANCISCO CA	SALES	A
<input type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent			
<input type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent			
<input type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent			
<input type="checkbox"/> Self <input type="checkbox"/> Spouse <input type="checkbox"/> Dependent			

CONTINUED ON NEXT PAGE

* Use Amount Codes From Top of Page

2 REAL ESTATE List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$7,500 in which you or a family member held a personal financial interest during the reporting period.
 *Use amount codes from page 1 for amount fields. (Show partnership, company, etc. real estate on F-1 supplement form.)

Property Sold or Interest Divested	Assessed Value*	Name and Address of Purchaser	Nature of Payment	Amount* or Consideration Received*

Property Purchased or Interest Acquired	Assessed Value*	Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount* Original	Current
14007 69TH DR SE T4, SNOHOMISH WA	E	WELLS FARGO HOME MORTGAGE	30 YEAR @4.25	MORTGAGE	E	E

All Other Property Entirely or Partially Owned	Assessed Value*	Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount* Original	Current

CONTINUED ON NEXT PAGE

* Use Amount Codes From Page 1

3 ASSETS/INVESTMENTS - INTEREST/DIVIDENDS List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.
*Use amount codes from page 1 for amount and value fields.

A. Name and address of each bank or financial institution in which you or a family member had an account over \$15,000 any time during the reporting period.

Bank or Financial Institution (include address)	Type of Account or Description of Asset	Asset Value*	Income Amount*

B. Name and address of each insurance company where you or a family member had a policy with a cash or loan value over \$15,000 during the period.

Insurance Company Name and Address	Description or Type of Policy	Asset Value*	Income Amount*

CONTINUED ON NEXT PAGE

* Use Amount Codes From Page 1

List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.
*Use amount codes from page 1 for amount and value fields.

***Use amount codes from page 1 for amount and value fields.**

* Use Amount Codes From Page 1

List each creditor you or a family member owed \$1,500 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.
*Use amount codes from page 1 for amount and value fields.

5 All filers answer questions A - D below. If the answer is Yes to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.

Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these office holders unless all answers to the questions A - E are NO.

- If yes to either or both questions (E), complete Supplement, Part C.**

Ex. S-6
Page 80 of 137



Check out Channel 4, KOMO (ABC), tonight at 8 PM to learn more about HJR 4220 which will be on your November ballot. Michelle Esteban interviews Kim Renninger and me on the importance of passing this Amendment.

October 15, 2010 at 3:08pm



Re-Elect Mike Hope, 44th Legislative District-R

What a great day campaigning for HJR 4220, the Lakewood Police Memorial Act. I spent the day in Spokane doing television and radio interviews. Well worth the trip!

October 14, 2010 at 9:59pm

4 people like this.



Chris Prescott Mike, thank you so much for pushing this resolution! I hope that we can pass it next month as it is a great tool for Judges to be able to have. Kepp up the great work on this and all else you do!

October 14, 2010 at 10:23pm



Re-Elect Mike Hope, 44th Legislative District-R Thanks Chris. Thanks for posting it on your FB as well.

October 15, 2010 at 8:53am



Re-Elect Mike Hope, 44th Legislative District-R

Join the Mike Hope Re-Election Campaign this Sunday afternoon. We will be doing literature drops and sign waving.

Literature Drops (You place a brochure at each person's door in a given neighborhood)

Sign Waving

Sunday, October 10, 2010 1:00pm

Meeting Place: Albertson's parking lot-near the gas station (Corner of 35th Ave SE and 132nd Street SE) Mill Creek

October 6, 2010 at 9:12pm

2 people like this.



Re-Elect Mike Hope, 44th Legislative District-R

Pleased to see the Lakewood Police Memorial Act, HJR 4220, received the Spokesman Review Endorsement today! Reagan Dunn and I met with the Editorial Board last month. We continue our sweep of the newspapers across the state!



Editorial: Resolution's tighter reins on bail would serve public - Spokesman.com - Oct. 6, 2010
www.spokesman.com

This Halloween will be a grim one for the friends and loved ones of Timothy Brenton, the Seattle police officer who was shot to death on Oct. 31, 2009, in what has been described as an assassination. Within a month, four Lakewood police officers were gunned down in a Pierce County coffee shop, victi...

October 6, 2010 at 8:18am • Share

2 people like this.

Re-Elect Mike Hope, 44th Legislative District-R

Chat (1)

<http://www.facebook.com/pages/Remember-Lakewood-Constitutional-Amendment/34828...> 4/22/2011

Pdc

To Whom It May Concern:

We write today to request an immediate investigation into breaches of state campaign finance laws committed as a result of State Representative Mike Hope's role in the creation and sole administration of *100 Ideas for Washington's Future*.

Mr. Hope, (State Representative for the 44th District, announced candidate for Snohomish County Executive and Director of 100 Ideas Washington State), is violating state law in several areas. First, he is combining his own campaign for public office with the activities of 100 Ideas in a manner that constitutes illegally soliciting and accepting donations -- donations that support his campaign for public office during the legislative session freeze -- without regard for campaign finance limits and without disclosure. Second, Mr. Hope has not disclosed donors to 100 Ideas as is required by law of any grassroots lobbying campaign. [1]

Violation: "100 Ideas" a Shield for Illegal Campaign Activities

Across the country, politicians have attempted to create so-called "social welfare" nonprofit corporations in conjunction with campaigns for their own election to circumvent campaign finance limits. The nonprofit serves as an unregulated fundraising branch of the campaign, but the candidate, his official campaign, and the "social welfare" organization function as one entity.

Already, as is evidenced by the attached screenshots of the "Mike Hope for County Executive" Facebook page, Mr. Hope is using the activities of 100 Ideas, its resources, press releases and exposure to support his campaign for elective office. In this way, 100 Ideas is able to act as a Political Action Committee (PAC) in support of Mr. Hope's efforts to run for public office. Without action by the PDC, each dollar that is raised and spent by 100 Ideas will continue to be used to promote Mr. Hope -- the candidate -- without regard for Washington State campaign finance laws. [2]

Mr. Hope believes that his creation of 100 Ideas allows him to cleverly evade the statutory legislative freeze against fundraising, personally solicit and accept anonymous contributions from lobbyists and others, and due to his sole control, he has the ability to move the funds wherever he sees fit without reporting his activities. This includes funding promotional materials, press releases, a website, public meetings, a book and other materials to promote Mr. Hope while he is a candidate for public office. These are the expenditures that are evident - but Hope's lack of disclosure is likely covering up additional purchases

Hope is not the first to attempt to campaign as a non-profit "social welfare organization" as opposed to registering with the PDC as law requires -- political contributions from these sorts of groups has tripled nationwide since 2008.

Consider the dramatic, game-changing impact this practice will have on Washington State politics if left unchecked. A recent Campaign Finance Institute report outlined why the practice of shielding campaign activities with a self-styled non-profit is so advantageous, if illegal:

- *Hope's organization (and many of the those he modeled his after) can pose as a social welfare group, or simply sit on their funds, enjoying protected status until within 60 days*

out from the election, at which point Hope is allowed to pour his untraceable cash into advertising that supports a particular candidate (for instance: Rep. Mike Hope) as opposed to broader issues.

- *CFI found that a great majority of Hope's kind of 501c4 groups pop up in election years, claiming to support "issues". Yet the report states that a retrospective canvassing of the funding sources involved in diverting money to these efforts acknowledged that the intent is actually to influence "voters" with regard to targeted elections. [6]*

Non-profit status aside, Hope's actions amount to nothing more than a thinly veiled attempt to operate a campaign without public accountability. Presently, Hope is operating a secretive political organization that affords him the ability to walk up to a lobbyist prior to a vote and solicit, accept and even spend political contributions with no disclosure or oversight. He is using 100 Ideas to circumvent the legislative fundraising freeze; to shield and hold untraceable funds; and, using its resources to travel around the state promoting himself *while simultaneously running for public office.*

Either the PDC will recognize that Hope is violating the spirit and letter of the law, or Hope's 100 Ideas is just the first of many more "social welfare" organizations created in Olympia. We respectfully ask the Commission to consider this information with respect to Hope's group in particular – but also the practice in general.

Violation: Unreported Grass Roots Lobbying

Regardless of its status as a de facto PAC in support of his campaign, based on accounts of descriptions of 100 Ideas by Mr. Hope and statements on the 100 Ideas website, *the organization meets the definition of a grass roots lobbying campaign and should be required to disclose its donors in accordance with RCW 42.17.200.* Statement of facts as described in accounts by Representative Hope and on the 100 Ideas website (www.100ideaswa.org):

- 100 Ideas is a grassroots political corporation under the direction of Mr. Hope.
- Mr. Hope is the principal organizer of 100 Ideas and will serve as its primary administrative officer. [1]
- Lobbyist employers are included on the 100 Ideas Board. [3]
- The stated primary intent of the organization is to influence legislation and to "change Washington's mindset" by providing a "road map for policy makers" made up of legislative proposals.
- The proposals, in theory, are approved after being "evaluated by Mike Hope" in his capacity as the sole director of 100 Ideas.

Mr. Hope further states that 100 Ideas is actively soliciting and accepting political contributions, intends to hire a political fundraiser, and further will refuse to identify the organizations donors, despite clearly qualifying as a grassroots lobbying campaign:

Mr. Hope has stated that he "won't identify the donors because the law doesn't require a non-profit do so." [3][4]

As stated in RCW 42.17.200, in order to qualify as a grass roots lobbying campaign, 100 Ideas need only:

- A) Spend more than \$200 within a one-month period or \$500 over three months, and
- B) Present a program addressed to the public and intended primarily to influence legislation. 100 Ideas clearly meets both of these tests.

In an interview with the Everett Herald, Mr. Hope acknowledged having hired Lance Cargill and contracted with Cargill's webmaster to run www.100ideaswa.org on behalf of 100 Ideas. Mr. Hope's 100 Ideas is, as a result, a nearly exact replica of the website and format began by Cargill in Oklahoma in 2007 while he was a state house member. The purchase of the concept for 100 Ideas, and the employment of its webmaster, would clearly eclipse the \$200 and \$500 exemptions from reporting under 42.17.200.

Hope's 100 Ideas is without doubt designed to produce a "program addressed to the public." 100 Ideas intends to hold public forums both in person and on its website. The intent of the forums as expressed on the site: *Representative Hope and other leaders will travel across the state to change Washington's mindset to look ahead to the long-term future of our state. The proposals generated by this public process will be vetted and approved by Mr. Hope and the 100 Ideas Board. Select ideas, with approval by Mr. Hope, will then be promoted as a part of the 100 Ideas book and available via the entity's website.*

Finally, 100 Ideas is clearly "intended, designed, or calculated primarily to influence legislation." The stated mission of 100 Ideas is the creation of a book filled with proposals approved by Mr. Hope that "will serve as a road map for policy makers." Following the concept as it was implemented in Oklahoma, copies of this "road map" would then be distributed to each legislator and they would be encouraged to adopt its proposals.

Mr. Hope has failed to register 100 Ideas as a grass roots lobbying campaign with the Public Disclosure Commission as outlined in RCW 42.17.200.

Mr. Hope's response to this concern was reported in the Everett Herald on March 27: *No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him, he said.*

Mr. Hope asks that the public simply take on faith that the large checks he receives from lobbyists and those who employ lobbyists will not corrupt his actions. With all due respect to Mr. Hope, this statement reflects a naïve and callous attitude toward our State's ethics and campaign finance laws. Not only is his solicitation and acceptance of contributions illegal, his decision to keep secret those who have given money in support of 100 Ideas flies in the face of the openness that has long been expected of public officials in Washington State.

Considering the magnitude of the violations and the breach of public trust these actions represent, and Mr. Hope's admission of fundraising activities during the legislative session, we respectfully ask for an expedited and thorough investigation. Further detail is provided in the following pages.

Thank you very much for your attention to this important matter, and please do not hesitate to contact with additional questions or comments.

Respectfully,

List of Works Cited

[1] Secretary of State Registry: 100 Ideas Washington State, UBI 603098403, Active non-profit, filing date 3/25/11, Registered Agent: Mike Hope (home address), Governing Persons: Mike Hope, Director (home address)

[2] Facebook: Mike Hope for Executive (campaign page),
<http://www.facebook.com/#!/pages/Mike-Hope-for-County-Executive-R/165497536819840>
(screenshot attached as well, showing three consecutive posts linking directly to Hope's 100 Ideas site)

[3] 100 Ideas news release: <http://www.100ideaswa.org/home/about>,
<http://washingtonstatebusinesswire.com/?p=1196>

[4] Everett Herald, 27 March 2011, "Will the Ethics Card Work for Mike Hope?"
<http://www.heraldnet.com/article/20110327/NEWS01/703279903>

[5] RCW 42.17.200 defines a grass roots lobbying campaign as the following:

*Any person who has made expenditures, not reported by a registered lobbyist under RCW 42.17.170 or by a candidate or political committee under RCW 42.17.065 or 42.17.080, exceeding *five hundred dollars in the aggregate within any three-month period or exceeding *two hundred dollars in the aggregate within any one-month period in presenting a program addressed to the public, a substantial portion of which is intended, designed, or calculated primarily to influence legislation shall be required to register and report as a sponsor of a grass roots lobbying campaign.*

[6] Campaign Finance Institute Report: Soft Money Non Profits Triple Spending Since 2008
http://www.cfinst.org/Press/PReleases/09-02-25/Soft_Money_Political_Spending_by_Nonprofits_Tripled_In_2008.aspx

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100 IDEAS WASHINGTON STATE

100 IDEAS WASHINGTON STATE

UBI Number 603098403
Category REG
Profit/Nonprofit Nonprofit
Active/Inactive Active
State of WA
Incorporation
WA Filing Date 03/25/2011
Expiration Date 03/31/2012
Inactive Date

Registered Agent Information

Agent Name Mike Hope
Address 8712 26th Pl NE
City LAKE STEVENS
State WA
ZIP 98258

Special Address Information

Address
City
State
Zip

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100 IDEAS WASHINGTON STATE

UBI Number 603098403

Category REG

Profit/Nonprofit Nonprofit

Active/Inactive Active

State Of Incorporation WA

WA Filing Date 03/26/2011

Expiration Date 03/31/2012

Inactive Date

Registered Agent Information

Agent Name Mike Hope

Address 8712 28th PI NE

City LAKE STEVENS

State WA

ZIP 98258

Special Address Information

Address

City

State

Zip

Governing Persons

Title	Name	Address
Director	Hope, Mike	8712 28th PI NE Lake Stevens, WA

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Mike Hope for County Executive, (R)

Another nice article about our Advisory Board! Focusing on our Snohomish County Team!

(2)

County & State :: Lake Stevens Journal
www.lakestevensjournal.com

about an hour ago · Share



Jake Cline If you're so interested in what people have to say, then what's up with the censorship on this page? I posted a comment correcting some weird stuff being said by the former Sheriff further down the page and my comments were deleted. I thought you were all about listening to people and sharing ideas. I'll repost... I'm sure it was an accident.

13 minutes ago



Mike Hope for County Executive, (R)

A good article about 100 Ideas Advisory Board!



State Representative Mike Hope Announces Formation of 100 Ideas Advisory Board | Washington State Businesswire.com
washingtonstatebusinesswire.com

OLYMPIA | The 100 Ideas Initiative, a statewide, nonpartisan project launched last month to seek the best ideas for the future of Washington, today...

Yesterday at 2:31pm · Share



Mike Hope for County Executive, (R)

The American Idol of Ideas!! We will soon start hosting IdeaRaisers across the State. Be some of the first to submit your ideas to make the book. Visit the www.100IdeasWA.org and submit your idea.



100 Ideas!
www.100IdeasWA.org

(3)



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State Representative Mike Hope Announces Formation of 100 Ideas Advisory Board

April 6, 2011 | Filed under: [Business News](#), [Government](#), [Legislative](#)



OLYMPIA The 100 Ideas Initiative, a statewide, nonpartisan project launched last month to seek the best ideas for the future of Washington, today announced the formation of an advisory board to help evaluate ideas submitted by the people of the state.

We are honored to have such a talented and diverse group of leaders join our leadership team. Our advisory board members are some of Washington's best and brightest leaders from various professions, backgrounds, and various areas of our State," said Rep. Mike Hope (R-Lake Stevens), the 100 Ideas Initiative's founder.

Each of these leaders has a passion for the future of our state, and they are ready to see innovative, new ideas emerge from the 100 Ideas program. We are excited to have their participation in the idea gathering and selection process over the course of this year," Hope said.

Members of the board include:

Representative Mike Hope, Washington State Representative 44th District

Representative Chris Hurst, Washington State Representative 31st District

Reagan Dunn, King County Councilmember

Representative Kevin Parker, Washington State Representative 6th District

Shelly O'Quinn, Director of workforce and education, [GreaterSpokane Incorporated](#)

Hunter Graham Goodman, Assistant Attorney General, Washington State Attorney General's Office

Kenyon Chan, University of Washington, Bothell Chancellor

Janice Green, President, NAACP Snohomish County Branch

JJ Frank, Director of Minority Achievers Program, YMCA of Snohomish County

<http://washingtonstatebusinesswire.com/?p=1196>

4/7/2011

State Representative Mike Hope Announces Formation of 100 Ideas Advisory Board | Wa... Page 2 of 5

Shannon Affholter, Everett City Council President

Mark Lamb, Mayor of Bothell

Dr. Bruce Kochis, University of Washington Bothell

Jon Nehring, Mayor, City of Marysville

Rich Hadley, President and CEO of Greater Spokane Incorporated

Ray Stephanson, Mayor of Everett

Gordon Cole, Small Business Owner

Ed Elsesman, Orthopedic Surgeon

Suzi Wright, Education Advocate

Lisa Schmidt, Owner, MarketingMatters, Inc

Kirke Stevens, Snohomish County Treasurer

Dave Gossett, Snohomish County Councilmember

Larry Worden, Executive Board, Washington Council of Council of Police and Sheriffs

I am thrilled to have these outstanding citizens helping us find the best ideas as we seek citizen input from across the state," said Hope.

Next month, the 100 Ideas Initiative will launch a series of Ideafairs across the state soliciting ideas from citizens. Later this year, the advisory board will help review the ideas to select the best 100, to be published in a book.

Advisory board members praised Hope for launching the 100 Ideas Initiative and expressed confidence that many good ideas will emerge from the program.

Chris Hurst, a Democrat colleague of Hope's in the state House of Representatives said, "Having our citizen's across the state brainstorming ideas and solutions is exactly what we need to help move our state forward"

Kenyon Chan, the UW Bothell Chancellor, said "As chancellor of one of our region's most innovative, diverse and fastest growing universities, I see adults, both young and old, who want to make an impact on their own lives and on their communities. And dialogue is an essential element to how this all works. The citizenry must be actively engaged with its leaders if it is to thrive and grow."

Janice R. Greene, the NAACP President of Snohomish County Branch, said President, NAACP Snohomish County Branch, said "I am looking forward to this opportunity to participate in '100 Ideas Initiative.' I'm particularly pleased that this is a bipartisan effort that reaches out to all communities in Washington State."

Kevin Parker, a Republican colleague of Hope's in the state House of Representatives, said "The best ideas almost always come when politicians take time to listen to people in the community! Your ideas help the legislature to act in a more thoughtful and meaningful way."

Shannon Affholter, the Everett City Council President, said "To build a strong alliance it is important for leaders to reach out to others in a community."

Shelly O'Quinn, the Director of Workforce and Education for Spokane Greater Incorporated, said "I have had the opportunity to work with educators and employers in the Spokane region. I have learned each and every one of them has a unique perspective. Our state can improve by hearing these perspectives."

Larry Worden, Executive Board member of the Washington Council of Police and Sheriffs, said "It was the ideas of individuals that created the great state of Washington and it's constitution. What we have would not exist, except for those who spoke up for the betterment of all."

For more information about 100 Ideas, visit the 100 Ideas web site online at www.100ideaswa.org.



Tags: [100-ideas](#), [Advisory](#), [Lamb-Stevens](#), [Rep.-Mike-Hope](#), [state-of-washington](#)

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4/7/2011

HeraldNet
Everett, Washington

Published: Sunday, March 27, 2011

(4)

Will the ethics card work for Rep. Hope?

By Jerry Cornfield, Herald Writer

It's been an interesting week for Mike Hope, one filled with events revealing how far he's evolved toward becoming a political leader and how quickly he can regress into a run-of-the-mill politician.

On Wednesday, the Republican state representative from Lake Stevens set off on a journey to gather the best 100 ideas for improving Washington from ordinary folks in every corner of the state. He plans to publish them in a book — for which he's now accepting orders — and give it to state lawmakers next year.

On Thursday, Hope found himself defending, again, how he could wear his Seattle police uniform in materials for his 2011 campaign for Snohomish County executive. A Seattle man filed complaints the day before with the state Public Disclosure Commission and the police department contending it violates a law barring use of public resources in campaigns.

Hope faced this allegation in three previous campaigns and was exonerated by the state agency each time. Part of the reason, he said, is he bought the uniform and the photos were not taken on company time.

Since this has come up three times before, Hope shouldn't have been surprised that he had to offer his answer yet again as he gears up a campaign against Snohomish County Executive Aaron Reardon.

Yet Friday he reacted with unusual anger at having to do so.

Sitting on a couch just off the floor of the House, he alleged that "someone in the Seattle Police Department" leaked the information to aid political enemies trying to divert attention away from blunders by Reardon, which will be part of the campaign. It wasn't going to work, he said, because Reardon is an "ethical disaster" and because of "my strength, which is my ethics."

Indeed, ethics is going to be the buzzword of Hope's campaign. He'll be talking a lot about a career in public service, in and out of uniform, unsullied by controversy.

Reardon is vulnerable to such a strategy. He can't escape the stinging headlines of controversies involving his appointees. After two terms in office, there is a bloc of voters fatigued with his leadership and willing to choose any alternative on the ballot.

Hope could overplay the cleanliness card.

Voters may find he doth protest too much about the motives of those who question his wearing a uniform in campaign materials. Patience is an important political virtue and his impatience with questions spurs suspicion. If he even gets a slight slap on the wrist from his bosses, it will become a bigger deal as a result.

And there's a bit of murkiness surrounding this new initiative he's undertaking.

He's working off the playbook used in 2006 by a former Oklahoma state lawmaker, Republican Lance Cargill. The effort helped broaden Cargill's political appeal statewide and that paid off when he was chosen Oklahoma's House Speaker in 2007.

Earlier this year the two met and Cargill sold Hope on trying it out for himself.

Hope returned the favor by hiring Cargill as an adviser and contracted with Cargill's web master for the Oklahoma effort to run www.100ideaswa.org, the portal for Washington residents to submit suggestions.

<http://www.heraldnet.com/apps/pbcs.dll/article?AID=/20110327/news01/703279903/-1/rss0...> 4/7/2011

Hope apparently paid enough to not only imitate Cargill's steps but also use his words. In his prepared comments and press releases issued Wednesday, Hope included material without attribution from a 2007 speech by Cargill and from the web site used to gather Oklahomans' ideas, www.100ideasok.us.

Such actions invite head-shaking on whether Hope might be rushing into this endeavor for the less-than-altruistic reason of furthering his political career.

If that's the case, his alliance with Cargill is going to smudge Hope's self-portrait as the man with better ethics in the campaign.

Cargill's political career rose rapidly then took a turn for the exit in 2008.

That year he resigned as speaker amid revelations that more than once he didn't pay property taxes or state and federal income taxes on time. Also in 2008, the state ethics commission publicly reprimanded him for improperly redirecting campaign contributions from one party committee to another without donors' permission.

Now he's the one guiding Hope through the process. So far, Hope has formed a non-profit to conduct this initiative and intends to hire a professional fundraiser who worked for U.S. Rep. Dave Reichert, R-Wash., to bring in enough money for operations.

For now, Hope's collecting the cash and said he had received about \$6,000 as of Friday. He won't identify the donors because the law doesn't require a non-profit do so.

No one should worry a lobbyist or corporation might write a large check to his new group in order to gain sway with him, he said.

That's sure to make people wonder how far Hope has come in his political evolution – and to look forward to seeing what happens next week.

Political reporter Jerry Cornfield's blog, The Petri Dish, is at www.heraldnet.com. Contact him at 360-352-8823 or jcornfield@heraldnet.com.

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(6)

active groups ought to be subject to contribution limits. According to the Internal Revenue Code, Section 527 political organizations have the "primary function" of influencing elections and appointments to public office. Section 501(c) (4), (5) and (6) nonprofits may pursue the same objectives as long as this is not their "primary" (e.g. 50 %+) activity. None of these various soft money groups have been found to meet the FEC's threshold for regulation as PACs (especially making \$1,000 in "express advocacy" expenditures and having "the major purpose" of influencing federal elections). Yet we judge that most soft money spending by 501(c) s and 527s is by organizations containing commonly managed PACs or receiving their principal financing from such groups.

Consequently, under the current campaign finance regime, a 501(c) corporation or union is legally confined to gathering only limited individual contributions for its "connected" PAC in order to prevent corruption or the appearance of corruption of elected officials. These funds and expressly advocate their election. The same corporation or union is allowed to channel additional, unlimited treasury and donor funds through 527s and 501cs to support candidates in other ways -- such as financing TV and radio ads and on-the-ground "voter education" about the wrongness of their opponents' positions.

Similarly, we found that individuals who donate without limit to 527s (and the few such donors to 501(c) s that have been disclosed) also make large, legally limited contributions to candidates, parties and PACs.

The close integration of the soft and hard money systems raises the question of whether the former undermines the anti-corruption effects of the latter.

The 501(c) s

As Table 1 shows, we were able to document \$196 million in estimated 501(c) group soft money campaign spending in the 2008 federal elections. We have little doubt that the real figure is in excess of \$200 million. We lack credible estimates for spending by at least three groups reported to have conducted multimillion dollar campaigns: Committee to Defend America, Americans United for Change and National Right to Life Committee.² Furthermore, even 501 (c) spending that is subject to FEC reporting requirements does not include expenses for administration, fundraising, and polling.

Election Activities and Political Purposes

Under FEC regulations, certain 501(c) s can use unlimited contributions for three main kinds of campaign spending:

(1) 501(c) (4) "Ideological" corporations -- those which do not take corporate or union money, have no shareholders and do not receive business income -- may make "express advocacy" appeals to the general public to vote for or against candidates, so long as this does not constitute "their major purpose"

(2) 501 (c) (4), (5) and (6) organizations may make certain TV and radio, "electioneering communications" that name candidates and are distributed in the relevant constituency 60 days before a general election or 30 days before a primary one as long as they are not the "functional equivalent of express advocacy."

(3) These groups are free to make an even broader class of similar communications to TV and radio voters outside of the above "window" periods, distribute other non-express advocacy messages concerning candidates via newspaper and Internet ads, direct mail, email, telephone and canvassing, and pay for related polling and market research. With regard to categories (2) and (3), representatives of 501(c) groups often state that they are simply promoting "issues" during elections when Americans naturally pay more attention to policy. Yet those responsible for most of the spending candidly acknowledge that they are also attempting to educate, motivate and influence "voters" in "key elections." For example, in a post-election public forum, Freedom's Watch's Vice-President for Communications, Ed Patru, discussed four representative group ads. Regarding an ad attacking Oregon Senate Democratic candidate Jeff Merkley's support for "higher taxes," he explained,

We found from our polling that because Gordon Smith, the Republican, was tying himself so closely to Obama, it was turning off a lot of conservatives, Republicans, specifically males. And so, the purpose of this ad was designed to make inroads, or win back sort of those conservatives, independent males, particularly young males.

Patru made similar points for the other ads, such as one criticizing a Democratic congressional candidate in Nevada: "...We wanted to accomplish two things: one to drive home the point that Dina Titus is synonymous with tax hikes; and two, we wanted to make it memorable, so that when people -- so after the ad came down -- people remembered Dina Titus and tax hikes."³

Tom Donohue, President of the Chamber of Commerce of the U.S. -- the biggest 501(c) in the 2008 election -- "said the Chamber is focusing on key Senate races to ensure Democrats do not have a filibuster-proof majority."⁴ "We certainly are engaging very much in congressional races," added another Chamber official.⁵ The Coalition for a Democratic Workplace -- a coalition of 501 (c) (6) business groups opposed to a "card check" bill aimed at facilitating labor union organizing -- noted on its website that its TV ads were directed at "swing voters" and aired "during key primaries."⁶ Richard Berman, head of another important anti-card check group, Employee Freedom Action Committee, observed, "Our strategy is simple. I'm trying to make this a defining issue for voters in their particular races."⁷ On the other side of this issue, a spokesperson for American Rights at Work said its ads were designed to "combat" those of the above organizations which were aimed at "defeating Democrats."⁸

Other groups offered similar campaign rationales. The liberal organization Health Care

for America Now announced that it was focusing on seven, competitive Congressional districts (including one Senate race) to "make sure voters really understand the importance of quality health care for all and the issues at stake in these elections."⁹ Its ad, "We're very proud of these ads, and we're confident they are going to make sure people know which side those running for office in these places are on."¹⁰ Outlining its environmental "voter education" effort, which appears to have been undertaken by both its 527 and its 501(c)(4), the Sierra Club emphasized its "independent direct contact program that's reached tens of thousands of targeted swing voters in key battleground states."¹¹ The head of the National Rifle Association's 501(c)(4) political operations stated, "We intend to find, educate, register, and turn out tens of millions of gun owners to vote this year."¹² And the anti-abortion Susan B. Anthony List referred to its "voter education and mobilization campaign" entitled, "When Women Vote, Pro-Life Candidates Win."¹³

Independent Expenditures

Table 1 details \$26 million in Independent Expenditures by 501(c)(4) "ideological" corporations (The FEC calls them "qualified nonprofit corporations.")

Close to half of this spending was by liberal "pro-choice" and environmental groups, like Planned Parenthood Action Fund and League of Conservation Voters Inc., that have been using this vehicle for some time. The remainder was undertaken by a more recently arrived set of actors pursuing more general "conservative" or "progressive" goals, groups with names such as "American Issues Project," "Let Freedom Ring," "Progressive Future Inc.," and "Advancing Wisconsin Inc." This form of campaign intervention has become increasingly attractive because it represents the only means by which soft money groups can run express advocacy ("vote for" or "vote against") ads right before elections. In addition, there is no requirement to disclose donors unless the donors specifically earmark funds for the ads (few do). This opportunity however is restricted to 501(c)(4) groups that can meet stringent criteria, particularly that of no corporate or union financing.

Electioneering Communications

Of the \$81 million in 501(c) group Electioneering Communications, \$55 million came from the top four spenders. Three of these groups were basically backed by business (U.S. Chamber of Commerce, America's Agenda: Health Care for Kids (see below), and Americans for Job Security), and the fourth (Freedom's Watch) was reported to have been financed mainly by billionaire tycoon Sheldon Adelson.¹³

Looking at representative 501(c) electioneering communications in the 2008 elections, we found that the overwhelming majority of TV or radio spots:

- Focused significantly on a candidate (challenger or incumbent);
- Aired in places with competitive races;
- Connected a candidate to an "issue, generally without reference to specific, pending legislative or executive action. (Moreover, no ads we could find referred to actions likely to occur before the election). Instead, ads highlighted the candidate's general policy stance, such as "raising taxes" or "working for better health care," or underlined the candidate's past votes or positions;
- The spots condemned or — infrequently — supported the candidate's position;
- Sometimes cast aspersions on the candidate's character said to be related to the "issue" — such as an alleged failure to pay taxes or subservience to special interest campaign contributors;
- Usually called upon the audience to contact the targeted candidate — at a quickly flashed phone number — to support the ad's point of view; and
- Were not part of a preceding series of communications by the sponsor on the issue.

Here are two representative examples:

- In the Minnesota Senate race, the U.S. Chamber of Commerce ran an ad that begins with light, old fashioned show business music and a photograph of former comedian and Democratic candidate Al Franken with duct tape over his mouth. As the tape is removed to reveal a crooked smile, the narrator comments, "High taxes hurt. But it seems like every time Al Franken opens his mouth he talks about raising taxes. This from a guy who was caught not paying his own taxes in 17 states." The narrator continues, "Maybe he shouldn't open his mouth" (the tape is restored) and concludes by urging viewers, "Tell Al Franken that high taxes aren't very funny, "While Franken's phone number flashes by.¹⁴
- In the Presidential race, a Health Care for America Now ad featured a woman walking through a neighborhood of row houses and American flags. "I've never faced an enemy like cancer, but it's OK," she declares. Then she criticizes Republican candidate John McCain's health plan under which "20 million people could lose their insurance at work; I could be one of them...He wants me to fight cancer and the insurance companies? Fine, I'll take you both on." A narrator exhorts viewers to "ask Senator McCain which side he's on."¹⁵

In 2003, the Supreme Court had exactly these kinds of ad in mind when it upheld, in *McConnell v. FEC*, the Bipartisan Campaign Reform Act's (BCRA) prohibition of corporate and union financing of electioneering communications:

While the distinction between "issue" and express [i.e. "vote for" or "vote against"] advocacy seemed neat in theory, the two categories of advertisements proved

functionally identical. Both were used to advocate the election or defeat of clearly identified federal candidates... Little difference existed, for example, between an ad that urged viewers to "vote against Jane Doe" and one that condemned Jane Doe's record on a particular issue before exhorting viewers to "call Jane Doe and tell her what you think."¹⁶

However corporate or union financing of such "Jane Doe" ads is now permitted in the aftermath of the Court's 2007 decision in *Wisconsin Right to Life v. FEC* and particularly ensuing changes in FEC regulations. In his decisive opinion, Chief Justice John Roberts declared that to safeguard "the liberty to discuss publicly and truthfully all matters of public concern without previous restraint or fear of subsequent punishment... a court should find that an ad is the functional equivalent of express advocacy only if the ad is susceptible of no reasonable interpretation other than as an appeal to vote for or against a specific candidate."¹⁷ In exempting ads that did not meet this criterion from BCRA's prohibition, the opinion did not claim that such ads were not at least in part voting appeals, only that that was not their *only* reasonable interpretation.

What Roberts meant by "reasonable" was somewhat unclear, especially as a footnote in his opinion seemed to suggest that an ad condemning "Jane Doe's record," like that identified in the earlier case, might reasonably be interpreted as an appeal for or against a candidate, and therefore subject to the prohibition against corporate and union financing.¹⁸ In the end, it was the FEC's new rules to implement the *WRTL* 2008 election ads described above.¹⁹

The FEC also decided not to require disclosure of donors to 501(c) corporations' and unions' permissible electioneering communications unless the donor specifically earmarked the money for the ad. Arguing that donors to nonprofit corporations did not necessarily support their electioneering communications, and that a disclosure requirement would be "burdensome," the Commission required no accounting of the sources of funds used for such ads.²⁰ The situation remains different for unincorporated groups such as 527 political organizations that make the exact same kinds of communications. These organizations must either reveal all their donors or establish a segregated fund to finance the ads and identify all its donations.

Only a few 501 (c) electioneering communications in 2008 parted from the pattern described above. Not included in Table 1 are ads by AARP, ONE, and Environmental Defense Action Fund. The latter, for example, ran a TV ad in New Hampshire entitled, "Stand Up to Big Oil."²¹ It begins by explaining that "Big Oil" is using its "record profits to lobby Senator Judd Gregg to 'oppose the bipartisan Climate Security Act.' After detailing the virtues of the bill, it notes that Gregg supported it in 2003 and 2005. It concludes by urging viewers to "tell him to keep standing for New Hampshire's future by standing up to Big Oil." Unlike nearly all other electioneering communications, this one did not clearly condemn or praise the Senator who was portrayed as having voted correctly in the past, but under pressure to change his vote due to "Big Oil" lobbying. Gregg was also not facing an election until 2010. A further major difference was that the Climate Security Act was being considered by the Senate and was voted on within two weeks of the ad in New Hampshire, and Environmental Defense had demonstrated ongoing commitment to the legislation in past public communications.

Other Communications (outside "the window" broadcasts and "ground war" efforts)

Our \$89 million figure for this category is "softer" than our data for other categories in Table 1, which were drawn from official disclosure reports. Still we present this as a relatively high confidence rounded estimate. It is based on group public statements, press reports of non-officially reported activities, CFI interviews with several leading group representatives, and comparisons with previous CFI reports on past 501(c) election expenditures. Of the \$89 million total, \$78 million was accounted for by six business or conservative-backed groups: U.S. Chamber of Commerce, Freedom's Watch, Employee Freedom Action Committee, National Rifle Association, and Coalition for a Democratic Workplace and Susan B. Anthony List.

The Partisan Divide

Breaking 501(c)'s campaign spending down by groups' partisan orientations, Republican-leaning groups spent \$142 million and Democratic ones \$54 million, a more than 2-1 Republican advantage.

501 (c)'s Related PACs and Donors with PACs

Soft money organizations are often viewed as isolated, independent organizations. But that image is misleading. Of twenty-seven 501(c) that spent over \$1 million, twelve had PACs as separate but commonly managed components. About half of soft money spending was by groups with PACs (See Table 1). In addition, some major groups were largely financed by organizations with PACs. For example, America's Agenda: Health Care for Kids was entirely financed by PHARMA, the prescription drug industry trade association, which has a PAC as do its leading members. Although 501(c)s generally are not required to reveal their donors, the Coalition for a Democratic Workplace, American Rights at Work and Health Care for America Now have all been reported to have leading "members" that have PACs. There is little doubt that the majority of 501(c) soft money is spent by organizations that have PACs or receive most of their funds from organizations with PACs.

So a 501 (c) corporation or union can establish a limited contributions/financially disclosed PAC which may, among other things, donate to candidates or expressly advocate their election. The same 501 (c) can channel unlimited, undisclosed treasury or donor funds to "electioneering communications," ground war communications in support of the same candidates and, in certain cases, independent express advocacy.

The 527s

Unlike 501(c) groups that are required to publicly disclose only certain expenditures and almost no donors, 527 political organizations fall under an extensive disclosure regime similar to that of PACs. Table 2 presents the details of contributions of \$213 million and expenditures of \$202 million by federal 527s in the 2007-08 election cycle.

As a point of comparison, federal 527s spent \$426 million in the 2004 cycle and \$143 million during the 2006 one. The 50% decline in expenditures since 2004 reflects both political circumstances and regulatory developments. Unusually potent fundraising of the Democratic Presidential candidate obviated the kind of pro-Democratic 527 effort mounted by America Coming Together, the Media Fund and Moveon.org Voter Fund in the 2004 election. Also, both major presidential candidates presented themselves as reformers opposed to anything like the earlier 527 presidential wars. Influential regulatory changes included a moderate tightening of FEC restrictions affecting 527s (click here to view CFI's previous analysis) and a substantial loosening of constraints on 501(c) organizations as discussed above.

If 501(c)s undoubtedly spent somewhat more on federal elections than the \$196 million we documented, 527s spent somewhat less than the \$202 million above. CFI's designation "Federal 527s" generally refers to groups that were pretty thoroughly committed to influencing federal races. But it also encompasses a few groups, mainly labor unions, that were substantially involved in not only federal but also state and local campaigns. With these groups, it is also difficult to discern whether expenditures for state political parties or labor councils and affiliates in presidential or other "battleground states" are destined to affect federal or state elections. It is also noteworthy that one major 527, American Solutions for Winning the Future (\$23 million in expenditures), was led by a prospective presidential candidate -- Newt Gingrich, -- who ultimately chose not to run. American Solutions' major expenditures -- half of which were on fundraising and airfare transportation -- appear to have dealt with issues and communications rather than partisan politics. The bottom line is that while 527s continue to be important, they probably spent less on federal elections than 501(c)s in 2008.

Election Activities and Political Purposes

With their primary mission of influencing elections (and appointments), 527s engaged in basically the same election activities as 501(c)s -- except for Independent Expenditures which can be conducted only by certain 501(c)(4)s.

On the Democratic side, groups like Patriot Majority, Alliance for a New America, Majority Action, American Leadership Project, and Campaign Money Watch ran candidate-centered TV and radio ads in competitive races while groups like America Votes, the Service Employees International Union and Change to Win conducted significant ground campaigns. In this latter arena, America Votes was the leading force. It coordinated over 40 groups that made more than 62 million voter "contacts" including door knocks, phone calls and especially a large mail program. It emphasizes that President Obama won 12 of 14 states in which it was active while Democrats picked up at least five Senate seats.

Republican-oriented 527s were mainly on the air, particularly RightChange.com, Club for Growth.net, and BornAliveTruth.

The Partisan Divide

Democratic-oriented groups spent \$143 million and Republican-oriented ones \$56 million. This was the mirror image, almost to the dollar, of 501(c) spending which favored Republicans.

527s' Related PACs and Donors with PACs

Most of the 527 soft money was spent by groups with affiliated PACs, as Table 2 indicates. The largest two Democratic 527s alone (Service Employees International Union Political Education and Action Fund and AFSCME Special Account) -- which supplied 30% of net 527 funds -- both had major PACs. Moreover, numerous major 527s, such as Change to Win Political Education, three different "Patriot Majority" groups, Majority Action, American Leadership Project, and Working for Working Americans received of their contributions from labor unions with affiliated PACs.

As with 501(c)s, most 527 soft money was spent or channeled by groups that were integral parts of organizations dispensing hard money as well.

Contributions to 527s and 501(c)s

Table 3 presents 139 \$75,000 and up individual donors to 527s who contributed \$83 million. Just fourteen individuals who provided between \$1 million and \$5.5 million accounted for \$34 million of this total. For nearly all of the \$75,000 and over donors, 527 was part of a broader election strategy that included very substantial donations of "hard money" to candidates, parties and PACs. They donated an average of \$72,000 in hard money supplemented by an average of \$450,000 in soft money. Of the 139 donors, 17 also bundled hard money contributions for presidential candidates.

Only fragmentary official data is available on 501(c) donors. Table 4 presents information on 13 officially disclosed individual donors. They show a similar pattern of mixing hard and soft money. Two of these donors were also presidential bundlers.

Campaign Finance Stovepipes and The Real World of Politics

The campaign finance regime consists of three major stovepipes. Of these, the oldest and most visible is that of hard money featuring candidates, political parties and PACs under the supervision of the FEC. Then there are the soft money 527s, relatively recent arrivals slightly supervised by the IRS but filing some reports with the FEC. Finally, we have mainly new upstarts, 501(c)(4)s (5)s and (6)s whose political activities have hardly even been noticed by the IRS and who also occasionally file with the FEC. A

major theme of this report has been that these stovepipes obscure political reality and obstruct coherent thought about critical campaign finance issues.

Real world political actors see the world more clearly. An instructive example is provided by Catalyst, a three-year old limited liability corporation which produces a national database of approximately 230 million voting age Americans. This voter file integrates data on individual voting history with consumer information, helping campaigns define their target audiences and produce effective messages. Catalyst sells its data to "progressive" organizations in all the stovepipes. Its most recent client list includes the Obama campaign, the Democratic Congressional and Senate Campaign Committees, and a range of 501(c) and 527 groups found in Tables 1 and 2, (many of which have PACs or are funded by groups with PACs). Here are some of their tributes on Catalyst's website:

- "For Planned Parenthood and our Action Fund, Catalyst is proving to be an indispensable tool for targeting voters, supporters and even volunteers. Using Catalyst, we were able to build a national model of pro-choice women voters, then reach a million of these women in targeted states to help elect Barack Obama, make substantial gains in Congress..."
- "Over the past two years, Catalyst has become such an integral part of the way in which SEIU communicates with our members and the general public on politics that it is now truly indispensable. Catalyst's talented staff and enriched data have helped SEIU target the right voters in the right place at the right time when it really matters."
- "Catalyst is an invaluable resource that has helped us [The Sierra Club] better pinpoint the targeted universes we need to reach according to the specific theme and messaging of our programs."²²

Among Catalyst's "investors" are George Soros and other unidentified "partners" of "Democracy Alliance," a progressive "donors cooperative" which has continually recommended Catalyst for funding.²³ Soros certainly represents the type of both large hard and soft money contributors portrayed in Table 3. From one perspective, Catalyst might itself be considered a de facto nonprofit as well because it has operated at a loss for over three years.²⁴

In campaign finance as well as other areas, thinking in terms of the real world rather than stovepipes would help clarify the policy choices we have made and will confront in the future.

This report was written and researched by Steve Weissman and Suraj Saxawal with data assistance by Brendan Glavin.

²⁴For an excellent discussion of the legal and policy issues relevant to this analysis, see Miriam Galston, "Campaign Speech and Contextual Analysis," *First Amendment Law Review* 100 (Fall 2007), pp. 1-25.

Endnotes

1 Stephen R. Weissman and Kara D. Ryan, "Nonprofit Interest Groups' Election Activities And Federal Campaign Finance Policy: A Working Paper," Campaign Finance Institute, July, 2006, <http://www.cfinst.org/or/press.aspx?ReleaseID=71> and Stephen R. Weissman and Kara D. Ryan, "Soft Money in the 2006 Election and the Outlook for 2008: The Changing Nonprofit Landscape," Campaign Finance Institute, April 10, 2007, <http://www.cfinst.org/or/press.aspx?ReleaseID=132>. Our estimate of 501 (c) political spending omits internal communications to group members which is essentially not subject to regulation by the FEC or IRS.

2 Stephen R. Weissman and Margaret Sammon, "Fast Start for Soft Money Groups in 2008 Election," Campaign Finance Institute, April 3, 2008, Table 5, <http://www.cfinst.org/or/press.aspx?ReleaseID=188>.

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16 540 S.Ct., 93, 127.

17 551 S.Ct. at 2667.

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19 72 Federal Register 72899-72915.

20 72 Federal Register 72911.

21 http://www.youtube.com/watch?v=bc_JFzDc-KY

22 See <http://catast.us/>

23 According to a source knowledgeable about the Alliance's funding recommendations.

24 Stephen R. Weissman and Kara D. Ryan, "Soft Money in the 2006 Election and the Outlook for 2008: The Changing Nonprofits Landscape," Campaign Finance Institute, April 10, 2007, <http://www.cfinst.org/pr/pressrelease.aspx?ReleaseID=132>.

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July 20, 2011

To Whom It May Concern:

We write today to alert the Public Disclosure Commission to deliberately false statements made by Mike Hope in his formal response to state investigators carrying out PDC investigation 12-001¹.

Documents obtained via public records requests show that contrary to Mr. Hope's claims, Mr. Hope did in fact use state resources, staff, and equipment to organize and operate 100 Ideas while at legislative facilities during work hours.

In his formal response to the Public Disclosure Commission, Mr. Hope goes to great length to assure the Commission that no public resources were used in the creation of his private political corporation 100 Ideas for Washington's Future. Specifically, Mr. Hope states:

*"100 Ideas WA is a statewide private, non partisan, non-profit organization run without the use of any state resources, staff or equipment."*²

*"I have not used any state persons, money or property for my private benefit or gain. No state resources have been used to organize or operate 100 Ideas WA... All work for 100 Ideas is done on private equipment, at locations away from legislative facilities and work times."*³

Attached, you will find verification that Mr. Hope was indeed using state resources in the form of taxpayer funded staff time, equipment and state facilities to organize, establish and operate 100 Ideas.

Specifically, we draw your attention to emails sent to and from Mr. Hope's legislative email account and emails sent to and from his legislative aide's legislative email account. These emails were sent via taxpayer funded email, by Mr. Hope and his taxpayer funded staff, while both Mr. Hope and his aide were working from state legislative facilities.

These records detail Mr. Hope and his aide organizing and operating 100 Ideas⁴, specifically detailing how the organization could conceal donors and avoid state contribution limits, arranging participants for a 100 Ideas press conference held on the capitol steps on March 23⁵, and collecting materials later posted to the 100 Ideas website.

We are also enclosing a July 12 email from Mr. Hope to the Advisory Board members of his organization⁶. In this email, obtained through public record request, Mr. Hope asks the board members

¹ Attached, and publicly available here: <http://www.scribd.com/doc/60074206/100-Ideas-Response>

² Page 1, first sentence of response

³ Page 2, under heading 'Use of State Resources'

⁴ See attached email 3/11/11 3:36 pm

⁵ See attached email 3/21/11 6:59 pm

⁶ See attached email, 7/12/11 10:01 pm

to ignore public disclosure requests, stating that the organizational structure of 100 Ideas protects it from disclosure requests.

Further, Hope states "I have never sought or accepted compensation from outside sources...or received private gain" while performing legislative duties, despite the fact that the attached records prove the opposite. Hope also quotes his PDC response¹, again stating that no public resources were used and that no 100 Idea activities took place at the legislature, during legislative time or using public resources. These statements are patently false.

These false statements by Mr. Hope are yet one more shameful example in his continuing disregard for state finance and ethics law, and his disrespect for the Public Disclosure Commission and the work it does on behalf of the people of Washington State.

We urge you to carefully scrutinize all of Mr. Hope's statements and penalize him accordingly. Please provide verification that you have received this email and that the information contained herein will be included in the record of PDC Investigation 12-001.

Thank you.

Evergreen Law Group
William Ferrell, Founding Partner

July 20, 2011

To Whom It May Concern:

We write today to alert the Legislative Ethics Board (LEB) to deliberately false statements made by Mike Hope in his formal response to state investigators carrying out PDC investigation 12-001. (Att. 1) It is likely that Mr. Hope has made the same false statements in response to questions raised by the Legislative Ethics Board.

Documents obtained in response to public records requests show that contrary to Mr. Hope's claims, Mr. Hope did in fact use state resources, staff, and equipment to organize and operate 100 Ideas while at legislative facilities during work hours. (Att. 2)

In his formal response to the Public Disclosure Commission, Mr. Hope goes to great length to assure the Commission that no public resources were used in the creation of his private political corporation 100 Ideas for Washington's Future. Specifically, Mr. Hope states:

"100 Ideas WA is a statewide private, non partisan, non-profit organization run without the use of any state resources, staff or equipment."

"I have not used any state persons, money or property for my private benefit or gain. No state resources have been used to organize or operate 100 Ideas WA... All work for 100 Ideas is done on private equipment, at locations away from legislative facilities and work times."

Records reveal these statements to be a deliberate attempt by Mr. Hope to deceive and mislead PDC investigators. We feel it is likely that the LEB was similarly misled.

Attached, you will find verification that Mr. Hope was indeed using state resources in the form of taxpayer funded staff time, equipment and state facilities to organize, establish and operate 100 Ideas.

Specifically, we draw your attention to emails sent to and from Mr. Hope's legislative email account and emails sent to and from his legislative aide's legislative email account. These emails were sent via taxpayer funded email, by Mr. Hope and his taxpayer funded staff, while both Mr. Hope and his aide were working from state legislative facilities.

These records detail Mr. Hope and his aide organizing and operating 100 Ideas, specifically detailing how the organization could conceal donors and avoid state contribution limits, arranging participants for a 100 Ideas press conference held on the capitol steps on March 23, and collecting materials later posted to the 100 Ideas website.

These false statements by Mr. Hope are yet one more shameful example in his continuing disregard for state finance and ethics laws, and his disrespect for those who enforce those laws behalf of the people of Washington State.

We urge you to carefully scrutinize all of Mr. Hope's statements, including those already made under oath or in sworn statements to the Legislative Ethics Board, and penalize him accordingly.

Please provide verification that you have received this email and that the information contained herein will be included in the record of your ongoing ethics investigation.

Thank you.

Evergreen Law Group
William Ferrell, Founding Partner

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July 25, 2011

Washington State Public Disclosure Commission
PO Box 40908
Olympia, WA 98504-0908

RE: Updated information about Mike Hope's false claims and attempted cover-up

Dear Sir/Ma'am,

We write today to alert you to the fact that Mike Hope has embarked on a deliberate campaign to prevent damaging evidence from coming to light by attempting to suppress the release of public records in addition to attempting to mislead investigators by providing false material statements.

As you know, the PDC began its formal investigation into the activities of Mike Hope in June of 2011. On July 11, Mr. Hope issued a formal written response in which he addressed questions raised by state investigators about his private political corporation 100 Ideas for Washington's Future. In that response, Mr. Hope repeatedly denied using any state resources, stating that "no state resources have been used to organize or operate 100 Ideas WA."

As we alerted you on Friday, records released under the Washington State Public Records Act clearly show that Mr. Hope did in fact use state resources to organize and operate 100 Ideas.

Mr. Hope was aware that public records could expose false statements he made in his formal response. As such, new records show he attempted to encourage government officials to withhold evidence of his false statements about the use of public resources.

Mr. Hope sent an email to his 100 Ideas Board Members on July 12, 2011, the day after his false statements to the PDC were published in the Seattle Weekly. The email, written to a dozen state and local leaders at their government issued emails instructed them to withhold any records they had relating to 100 Ideas.

In an email titled "100 Ideas WA Board Member: Please Read," Hope told the officials "do not feel the need to comply" with the public records requests issued for their official government records relating to 100 Ideas its representatives.

Hope goes on to claim that the public officials serving on his private board are “not subject to these type (sic) of ‘public information’ requests.”

Later in the same email, Hope reiterates his request. “Again, please do not respond or comply with these harassing emails,” said Hope, asking that the officials to “keep me updated on anything you receive.”

As a state representative and a law enforcement officer, Mr. Hope is aware that under state law, nearly all records created or received using government resources are open to public inspection. This includes emails sent to and from local officials at their government issued email addresses. As a result, some of the officials listed on Hope’s email have already gone against Hope’s pleas, complied with state law and released the records that expose his false statements made to the PDC.

The false statements made by Mr. Hope in his formal response were intended to mislead investigators about the true nature of 100 Ideas. His attempts to enlist others in an effort to suppress public documents shows clearly the lengths Mr. Hope was willing to go to shield his false statements. At minimum it is clear that Mr. Hope’s statements constitute making false or misleading statements to a public servant as defined by RCW 9A.76.175. As the PDC is a government agency conducting an official investigation, Mr. Hope’s materially false statements in his formal response may also constitute perjury in the first degree as defined by RCW 9A.72.020. Left unchecked, Mr. Hope’s false statements would undermine the credibility and effectiveness of the PDC by diminishing its investigative authority. As such, the PDC should pursue action against Mr. Hope for these false statements.

Mr. Hope is aware of the ramifications of his actions. Evidence shows that he is deliberately misleading government agencies and attempting to suppress material evidence that contradicts his statements. We request the PDC immediately subpoena all responsive documents relating to 100 Ideas. We further request the PDC take immediate and appropriate action against Mr. Hope for making false and misleading material statements in his formal response to the PDC during its investigation and for his attempts to prevent public documents from coming to light.

Thank you for your prompt attention to, and investigation of, this matter.

Sincerely,

William T. Ferrell

TIMELINE:

1. June, 2011: Formal PDC investigation opens.
2. July 11, 2011: Mr. Hope provides his formal response submitted to the PDC to a reporter from the Seattle Weekly. The response is posted publicly on the internet. The formal response contains repeated claims that no public resources were used to support, organize or operate 100 Ideas.
3. July 12, 2011: Mr. Hope, aware of the existence of public records that contradict his formal statement, instructs his board members to disregard lawful requests for public records about 100 Ideas.
4. July 22, 2011: Records obtained in response to a public records request are provided to the PDC showing that contrary to Mr. Hope's claims, Mr. Hope did in fact use state resources, staff, and equipment to organize and operate 100 Ideas while at legislative facilities during work hours. Specifically, the records reveal emails sent by Mr. Hope and his taxpayer funded aide,

Amy Hess

From: "Mike Hope" <mike@100ideaswa.org>
To: <hurst.christopher@leg.wa.gov>; <janice.r.greene@boeing.com>;
<reagan.dunn@kingcounty.gov>; <kevincharlesparker@gmail.com>;
<saffholter@ci.everett.wa.us>; <mark.lamb@ci.bothell.wa.us>;
<dave.gossett@co.snohomish.wa.us>; <kirke.sievers@co.snohomish.wa.us>; "Jon Nehring"
<jnehring@marysvillewa.gov>; <kschan@uwb.edu>; <shelly.oquinn@gmail.com>;
<HunterG@atg.wa.gov>
Sent: Tuesday, July 12, 2011 10:01 PM
Subject: 100 Ideas WA Board Member: Please Read

Dear Honorable members of the board of 100 Ideas WA,

First off, let me say thank you for being on the board for 100 Ideas WA, I appreciate your service and input. As a state legislator, I sincerely believe that the best ideas for government come from the citizens and I started 100 Ideas WA to both solicit and initiate those ideas. Thank you for being a part of this great organization.

Due to the fact that I am also running for Snohomish County Executive in 2011, I have a larger target on my head than usual. Being involved in both law enforcement and public service, I understand the risk and cost of being a public servant.

Unfortunately, my opponent has decided to engage in the politics of personal destruction that many in our communities have grown so tired of. This has recently manifested itself in the form of multiple frivolous "public records" requests that are used as a tool of harassment by my opponent.

Let me be clear, 100 Ideas WA is in compliance with WA State law, it has been vetted by non-partisan legal counsel and continues to operate in accordance with the rules and regulations that govern non-profits both locally and federally.

The person or group who are sending these emails requesting information about 100 Ideas WA are pretending to be a government agency. The person sending this email is not a government official and their request is neither official or legally binding.

Please do not feel the need to comply with any email or communication from any groups or individuals that are requesting your personal emails regarding 100 Ideas WA. As a non-profit entity, 100 Ideas WA

07/13/2011

is not subject to these type of "public information" requests and I will not put my board at risk for future harassment due to these nasty politics.

Below I have copied an official legal response to the claims that are being made against us. Frivolous "public information" requests and complaints are nothing new in the political world, however, this time my opponent is requesting information about a private, non-profit organization that is not connected with my campaign in any way, shape or form.

Again, please do not respond or comply with these harassing emails, ignore the requests for private emails and feel free to keep me updated on anything you receive.

If you have any questions, do not hesitate to contact me at mike@100ideaswa.org and I will be happy to answer any and all questions.

1. Conflict of Interest for Private Gain:

100 Ideas WA is a statewide private, non-partisan, non-profit organization run without the use of any state resources, staff or equipment. Much like the Rotary, Lions, Kiwanis, and other civic groups, the purpose of 100 Ideas Washington is to bring people together around the concepts of relief of the poor and the distressed and the underprivileged; advancement of religion; advancement of education or science, lessening the burdens of government; lessening neighborhood tensions; eliminate prejudice and discrimination; defending human and civil rights secured by law; and combating community deterioration. 100 Ideas WA does not attempt to influence specific legislation per se as a substantial part of its activities and it may not participate in any campaign activity for or against candidates.

The ethics act does not prevent legislators from serving in leadership roles in such organizations. 100 Ideas WA has an oversight Board of directors comprised of legislators, local office holders and citizens from across the state. I serve in the capacity of Executive Director. I receive no salary or compensation for this activity. I have not sought or accepted compensation from outside sources for performing any official legislative duty. I have not received any private gain from these activities as contemplated by RCW 42.52.160.

The complainant alleges that our campaign for County Executive and 100 Ideas WA function as one entity and that is simply false and without warrant. No funds from 100 Ideas were ever used to benefit the Mike Hope Campaign for County Executive. The two have separate checking accounts

07/13/2011

and all the funds for 100 Ideas, donors and expenditures are enclosed. To date the 100 Ideas WA program has raised \$5,000 and spent \$4,750. It is clear that a Non-Profit organization does not according to state law have to disclose its financial affairs to the public; however, I have attached ALL banking records for 100 Ideas WA to put to rest Mr. Ferrell's concerns. As you can see the funds were used to 1/purchase a website and 2/to create a short video. I have attached the link below can show both the website and the one PSA video. The video was made in compliance of the PSA Act of 2010. In addition, I do not star in the PSA nor am I mentioned. 100 Ideas WA also has not publically broadcasted the video.

Furthermore, 100 Ideas WA is not for or against state issues or initiative. The organization has not weighed in favor of any candidate, referendum, initiative or opposed/supported any broader issue.

2. Gifts and Solicitation and campaign donations outside of the Legislative Freeze:

Donations to a private non-profit organization are not considered gifts or campaign contributions regulated by the ethics act or according to Washington State PDC law. Donations to 100 Ideas WA are not within the scope of the gift limits imposed by RCW 42.52.150 because they were not given to me and are not related to the performance of any official duty. In compliance with RCW 42.52.140 I have neither sought nor accepted monetary support for 100 Ideas from lobbyist. This should clearly demonstrate to the complainant that his allegations are false.

3. Use of State Resources:

I have not used any state persons, money or property for my private benefit or gain. No state resources have been used to organize or operate 100 Ideas WA. Use of my title as a State Legislator has been determined in Advisory Opinion 1996-11 by the Ethics Board to be permissible. "Since legislators are free to use their title regardless of whether they are using public resources, it is quite conceivable that a speech could be offered in an "official role" without any use of state resources." (A) 1998-04). All work for 100 Ideas is done on private equipment, at locations away from legislative facilities and work times.

4. Unreported Grass Roots Lobbying:

100 Ideas WA is not a grass roots lobby group, but rather a nonprofit organization geared more toward a think tank. It is not the purpose to lobby for specific legislation, push certain causes and therefore is not required to disclose the donors in accordance with RCW 42.17.200. However, the information is provided as mentioned above. 100 Ideas also has never hired a fundraiser for the nonprofit; however, would not be disqualified from doing so according to state law.

Sincerely,

07/13/2011

Mike Hope

Founder of 100 Ideas Washington

07/13/2011



BY EMAIL

September 9, 2011

Stephen K. Hulten
Kevin.hulten@gmail.com

RE: Mill Creek Police Department Public Records Request

Dear Mr. Hulten:

Per the *Public Records Act*, we hereby acknowledge your September 6, 2011 request for the police report associated with a March 20, 2000 incident involving Mike Hope as well as other documentation pertaining to how this incident was communicated to Seattle Police Department.

Per your request we are responding with the case report first and will continue to review our records to determine if there are additional records which are responsive.

Upon review of the pertinent sections of the *Public Records Act* and other disclosure statutes, we are making available to you a copy of Mill Creek Police Department Case number 20000302. Social security and driver's license numbers have been redacted from the enclosed documents to reduce the risk of identity theft and to protect the privacy of the individual per *RCWs 42.56.230(6) and 42.56.240(1)*.

If you have any questions or would like to discuss this matter with me, please contact me at the number provided below.

Sincerely,
MILL CREEK POLICE DEPARTMENT

A handwritten signature in black ink, appearing to read "J. Fanning", with a long, sweeping underline.

Joanna Fanning
Records Technician
(425) 921-5776

Enclosure: Case number 20000302

To: Chief Skagen
Sgt. K. Neaville
From: Officer M. HARRIS #120
Date: Monday, March 20, 2000
Subject: Incident involving Seattle Police Officer Michael Hope.

Sgt. Neaville

Attached you will find an official complaint that I wish to file with you and Chief Skagen. I do not file this complaint lightly as it involves a fellow off duty Seattle police officer. I feel that his actions during a traffic stop involving Officer M. Reidt have crossed the line in regards to his status as a police officer. I have attached a memo in regards to my contact with this officer.

Officer Reidt will also be filling out a memo in regards to this incident. I do want to mention that Officer HOPE told Officer Reidt that he had better not expect a back if he is in Seattle or that if Officer Reidt's wife comes to Seattle and needs help, she may not get any. (See Officer Reidt's Memo on this)

The only reason that I am mentioning this part is that my family and I do live in Seattle. If I am the recipient of any undue extra special attention I will be greatly upset. I do not feel that this will happen, but I wanted to bring it to you and the chief's attention if in case this were to happen.

Again am not happy with having to file this complaint as in my 19 years involved in law enforcement from military, federal, and civilian service I have never felt compelled to file a complaint on a fellow officer, but officer Hope's actions went well beyond officer professionalism and conduct.

Very respectfully,

Officer Michael R. Harris
Master Patrol Officer 120

To: Chief Skagen
Sgt. K. Neaville
From: Officer M. HARRIS #120
Date: Monday, March 20, 2000
Subject: Incident involving Seattle Police Officer Michael Hope.

Sgt. K. Neaville

On Monday, March 20, 2000 at 0210 hours Officer Reidt requested that I respond to the Police Department and pick up a PBT and bring it to his location. I responded to the Police Department, retrieved the PBT, then went to Officer Reidt's location. On arrival I observed that Officer Reidt had stopped a vehicle which was occupied by 3 subjects; a female driver and two males. One male was seated in the front seat and another seated behind the front seat passenger.

Officer Reidt approached the female driver and requested that she step out. I heard the front seat passenger request to talk to Officer Reidt. Officer Reidt advised him that he would have to wait. Officer Reidt took the female back to the front of his car and I positioned myself between Officer Reidt and the occupants of the vehicle.

As Officer Reidt started to talk to the driver, the front seat passenger rolled down the window and asked to talk to me. I told him that he would have to wait. He then stated, "I'm a police officer." I again advised him that he would have to wait. After Officer Reidt finished the PBT and placed the subject in cuffs, I walked up to the vehicle and asked the passenger for his Identification. The front seat passenger pulled out a Seattle police badge and showed it to me. I then asked to see his commission card. He pulled out his wallet and removed a Seattle commission card that identified him as Officer Mike Hope, a police officer with Seattle PD.

I then asked what he wanted. HOPE asked that as a courtesy we give his girlfriend a break and let her go, as they were only three blocks from home.

I then recognized HOPE as an officer that I had met before in the same circumstance. Officer Dawson had stopped a vehicle containing HOPE and the driver, who was a Seattle Fireman. This same fireman was seated in the back seat behind HOPE. Officer Dawson as a courtesy escorted both HOPE and the Seattle fireman home on the night of that stop. Officer Reidt also advised me that he had encountered Officer HOPE in the same circumstance once before where again Hope was the passenger of a driver that was intoxicated and requested officer discretion on letting his friend go.

I told HOPE that this is not the first time that this has happened with him and that he and his friends have received more then their fair share of breaks. HOPE then said that the last time the driver was a fireman. I advised HOPE that this was not my traffic stop. and that the driver has been placed under arrest. HOPE then stated that it was his girlfriend and that I could use my influence to have her released. I advised HOPE that was not possible. HOPE became agitated and stated that this was bullshit as all police officers

can give breaks. I again advised him that he and his friends have received more than their fair share of professional courtesy and I didn't like this public tirade about officer discretion.

HOPE again started to pop off about how officers give breaks all that time and that he himself gives breaks all the time to officers. I advised HOPE that I have been a police officer for 19 years and I am well aware of professional courtesy and what is entailed and that I was no longer going to discuss it with him. HOPE then said, "fuck you, you small town cop." I walked away.

Officer Reidt then approached the car and asked HOPE and the passenger if they had been drinking. Both said, "yes". Officer Reidt advised them that they would have to get out of the car and walk home. Again HOPE started cussing. I then told HOPE that I had had enough and asked to see his commission card. HOPE said, "It's not a commission card and I don't have to give it to you." I said that's fine but that he should expect that I would be calling the Seattle Police Department. HOPE said go ahead, nothing would happen.

HOPE and the rear seat passenger were told to exit the car. The rear seat passenger then leaned over the seat and started to reach for something. Officer Reidt and I told him to stop and exit the car. Both then exited the car and started to walk away.

HOPE started in to a tirade about "fucking small town cops" and that we were a bunch of assholes. He then told me to call the west precinct. I repeated what he stated and he went into another derogatory comment on my pronunciation of west precinct.

Officer Reidt and I then conducted a search of the vehicle incident to arrest. As I opened the passenger door I looked in and noticed that the ashtray that was opened contained a glass pipe commonly used for smoking marijuana. The pipe was retrieved. On inspecting the pipe I smelled the strong odor of marijuana. The pipe was situated between the driver and Officer Hope in plain view.

No further items of contraband were found.

I contacted the driver and asked her about the pot pipe that was found in her ashtray. She stated that it belonged to a female friend that had been in the car.

I then stood by for the tow truck. While standing by for the tow truck, I was advised by a Snohomish County Deputy that HOPE and the other male passenger were standing at the front door of the Police Department. As I drove by I noticed that HOPE was on the phone.

I parked the car and contacted Officer Reidt who advised me that he had just gotten off of the phone with HOPE and that he was still on a tirade about his girlfriend not being released.

Very respectfully,

Officer Michael R. Harris
Master Patrol Officer 120

STATEMENT OF OFFICER REIDT:

On 03/20/00 at 0153 hours, I was parked and monitoring traffic in the 700 block of 164th St SE. I observed the vehicle travelling east bound at the location at a speed that appeared well over the posted 35-mph zone. A check with my radar unit the Stalker #3176 showed the vehicle was travelling 50 mph. I got behind the vehicle and it turned left onto north bound SR 527. I stopped the vehicle in the 16000 block of SR 527.

I approached the vehicle and contacted the driver, later identified as STEWART. There was a male passenger in the front seat, later identified as Michael Hope, who I recognized from a previous contact. There was a back seat passenger, later identified as Jason R. Elliot, who I also recognized. When the driver rolled down the window, I immediately detected a moderate odor of alcoholic beverages coming from the vehicle. I advised the driver of why I had stopped her and requested her documentation. STEWART produced her driver's license and a copy of the rental agreement for the vehicle. I asked STEWART how much she had to drink and she said that she hadn't had anything to drink. The front seat passenger, Hope, then said it was "us" that had been drinking and that he was a Seattle police officer. I then asked STEWART to step out of the vehicle and directed her to the rear of her vehicle. I then asked STEWART to blow into my hand and I could smell a moderate odor of alcoholic beverages on her breath. I then asked STEWART if she had anything to drink at all and she then told me that she had one drink earlier. I asked STEWART if she would be willing to submit to voluntary field sobriety tests and she agreed to. I turned off the over-head flashing lights of my vehicle. The area was lit by street lights and the headlights of my patrol car. I administered the following tests and noted the results.

I asked STEWART what the last level of education was that she had completed and she said that she had a bachelor's degree from college. STEWART said that she had no physical disabilities or impairments.

Test 1: Horizontal gaze nystagmus.

Result: STEWART's eyes did not track smoothly and there was nystagmus onset in both eyes prior to 45 degrees and at maximum deviation.

Test 2: Recite the alphabet A-Z.

Result: STEWART recited A-Z.

Test 3: Count backward from 67-54.

Result: STEWART counted backward 67-56, 57, 56, 55, 54.

Test 4: Stand with your feet together, arms at your sides, close your eyes and tilt your head back.

Result: STEWART swayed slightly side to side at 2-3 inch deviations from center.

Test 5: Walk 9 steps heel to toe in a straight line, turn around and walk 8 steps the other direction the same way, counting all steps out loud. I demonstrated walking in a heel-to-toe manner for STEWART.

Result: Several of the steps were not heel to toe.

I then requested Ofc. Harris bring a P.B.T. to my location. I allowed STEWART to sit in the vehicle until Ofc. Harris arrived on the scene at 0210 hours. I then approached the vehicle again and Hope said that he needed to talk to me, again saying that he was a Seattle police officer. I told him that I would speak with him in a minute. I asked STEWART to step out of the vehicle again. I administered the P.B.T. to STEWART and she provided a breath sample that measured .092. I showed STEWART the result and advised her that she was under arrest for DUI. I hand

cuffed STEWART with double-locked handcuffs, searched her, and placed her in the back of my patrol vehicle. I read STEWART her rights from the card I carry in my pocket and she stated that she understood. I asked STEWART if both her passengers had been drinking. STEWART said that she didn't know for sure, but she thought so. I asked STEWART that if one of them hadn't been drinking, would she allow the vehicle to go with one of them and she said that it would be fine.

I then spoke to Ofc. Harris who had been speaking with Hope. Ofc. Harris told me that they had both been drinking and that they would not be driving, but that they lived close. I advised both to exit the vehicle and that they would need to walk home. At this point, Elliot reached over the front seat towards the ignition and I told him to sit back. Elliot said that he needed to get the keys and I told him that we would take care of it. Hope then began arguing with us about what had happened and was making loud derogatory comments. Ofc. Harris requested a tow for the vehicle. Hope and Elliot walked up the hill toward the Mills apts. with Hope shouting as he went. They were out of sight for a few minutes and then came back down the hill walking towards us. They stopped about 50 yards away and Hope was yelling something else at us. Then they turned and walked away. Officer Harris and I then began a search of the vehicle. Ofc. Harris then found and showed me a glass pipe of the type commonly used to smoke marijuana. The pipe was in the ashtray in the front, between the driver's and passenger's seats. The ashtray was open and the pipe was in plain view. There was burnt residue in the pipe and it smelled of burnt marijuana. I retained the pipe, a checkbook wallet, and a cloth handbag. There was some loose cash in the handbag. There was also a \$20 bill on the front seat that I put in the handbag with the rest of the money. Ofc. Harris questioned STEWART about the marijuana pipe. STEWART stated that it was not hers and that some other friend had left it in the vehicle previously. I asked STEWART if there was anything else in the vehicle that she wanted. STEWART said that she wanted her leather notebook from the car. I retrieved the leather notebook from the vehicle also. I transported STEWART to the station. Ofc. Harris stayed with the vehicle until it was impounded by Paulson's towing.

At the station, I began a DUI arrest report on STEWART. STEWART signed and waived her rights and the implied consent warning. STEWART wanted to take a breath test. I checked STEWART'S mouth for foreign objects at 0242 hours. STEWART said in the DUI interview that she had two beers from 11:00 PM to 1:00 am at the 13th Ave Pub. During this process, Hope called and said that he was out front of the building and asked to be let in. I advised him that I would not be letting him in and that I did not know if STEWART was going to be released or not. Hope was rude and derogatory on the phone.

I administered the BAC Datamaster test to STEWART at 0300 hours. I explained the method of giving a proper breath sample to STEWART. STEWART would blow only lightly on the tube and would not give a continuous breath sample, starting and stopping. The Datamaster registered the test as incomplete at 0304 hours. I attempted another test and this time STEWART gave a breath sample the first time. The second test, STEWART blew lightly and did not make a seal with her lips around the mouthpiece. I could feel the air escaping around the edge of the mouthpiece on my hand as I was holding the breath test tube. STEWART then sucked in air through the mouthpiece. The breath that she gave was not continuous and the Datamaster registered an invalid sample.

I then instructed STEWART again on the method of giving a valid sample. STEWART said that she has an asthma problem sometimes and it was difficult for her to give that much air. I advised STEWART that she was not making a tight seal with her mouth and stopping and starting her breath. I also told STEWART that if she did not provide two valid samples in a row, then I would consider that she was refusing the test. I attempted to administer the test again. This time STEWART provided the first sample correctly. When STEWART attempted to provide the second sample she did not provide a continuous sample and the Datamaster again registered an invalid sample. STEWART said that she thought she could do it the next time if she could sit down while doing the test. Ofc. Harris came into the holding area and recovered the marijuana

pipe from me for testing.

I administered the test again and this time STEWART provided two valid samples measuring .090 and .097. I issued STEWART her copies of the paperwork and she requested a ride to Hope's apartment. I returned STEWART'S property to her. I then spoke with Ofc. Harris, who advised me that he had tested the residue in the pipe and it had tested positive for marijuana. Ofc. Harris retained possession of the pipe and turned it over to Sgt. Neaville. I warned STEWART for Possession of Drug Paraphernalia. I transported STEWART to the apartment. On the way there, STEWART tried calling on her cell phone, but received no answer. When we got to the apartment, I asked STEWART if she wanted me to wait to see if someone was home and if not I could take her some where else. STEWART said that she did not want me to wait.

A CCDD has been requested.



City of Seattle

Seattle Police Department

September 21, 2011

Mr. John Chambers
Via email: jakescout10@gmail.com

RE: IS-OPA File #11-IIS-0128

Dear Mr. Chambers:

The investigation of your complaint regarding the conduct of a Seattle Police Department employee is complete. Your allegation of unacceptable conduct is important to us and we appreciate you taking the time to convey your concern.

The evidence in these investigations is evaluated using the legal proof standard of a preponderance of the evidence. This means, to establish the allegation, the evidence must show more likely than not the conduct of the named employee constitutes the misconduct alleged.

In this case, evidence from the following sources was evaluated:

- Officer Statement
- Seattle Police Department Policy & Procedure 5.060-Employee Political Activity

We have thoroughly evaluated the information available in this case and have determined the evidence establishes the conduct of the employee failed to meet the performance expectations of the Seattle Police Department with regard to the allegation of *Employee Political Activity-Policy*. We have further determined that a constructive and accountable way to address this deficiency in performance is for the employee's supervisor to review the incident with the employee. This review can help ensure measures are taken, including additional training and counseling, to ensure the named employee adheres to Department Policy and Procedures. Therefore, this allegation is closed with a finding of Supervisory Intervention.

A record of this case is now documented in the employee's complaint file that is maintained by the Office of Professional Accountability-Investigations Section of the Seattle Police Department.

Again, thank you for conveying your concern to us. If you have a question or wish to discuss this matter further, please feel welcome to contact Sgt. Nathaniel Upton of our Office of Professional Accountability-Investigation Section at 684-8797.

Sincerely,

John Diaz
Chief of Police

Kathryn Olson, Director
Office of Professional Accountability

KBO:stl

cc: Investigative file



Seattle Police Department, 610 Fifth Avenue, PO Box 34986, Seattle, WA 98124-4986

An equal employment opportunity, affirmative action employer.

Accommodations for people with disabilities provided upon request. Call (206) 233-7203 at least two weeks in advance.

This document was part of a 172-page .pdf downloaded from Kevin Hulten's Dropbox concerning an investigation conducted by the Seattle Police Department and Office of Professional Accountability (OPA) of Mike Hope for appearing in his SPD uniform while promoting WA state legislation.

Only the first 14 pages of the .pdf document is listed as a PDC exhibit, and includes a memorandum from Kathryn Olson, OPA Director to Lt. Jim Fitzgerald concerning certification of completion of the investigation and the OPA's disposition of the matter.

Seattle Police Department

Investigation Summary Report

Case Type: Internal Investigation

Case Number: 10-IIS-0404

Incident Date: 09/08/2010

Date Reported: 09/10/2010

Origin: Email

Report Number:

Location: TV Ad

Address:

Precinct: Out of City

Sector:

Beat:

Census Tr.:

Status: Open

Date Closed:

Complainant(s)

Camden, Jim

Race:

Sex:

Phone: 360 [REDACTED]

Address:

Employee(s)

Hope, Michael S
Supervisor:

ID#: 6306

Race: White

Sex: M

Assignment: 671

Allegation: 5.060 Employee Political Activity - Policy

Violation: Violation of Rules/Regulations

Finding:

Tracking:

Group: IIS Sergeants
Assign Date: 9/10/2010

Assigned To: Wilson, Barbara G
Due Date:

Role: Intake
Completion Date: 9/10/2010

Group: IIS Captain/Lieutenant
Assign Date: 9/10/2010

Assigned To: Fitzgerald, James M
Due Date:

Role: Reviewer
Completion Date: 9/27/2010

Group: IIS Sergeants
Assign Date: 9/27/2010

Assigned To: Danielson II, James E
Due Date: 12/27/2010

Role: Investigator
Completion Date:

Narrative:

It is alleged the named employee violated DP&P and the City Code of Ethics when he appeared in a campaign TV ad for a ballot issue wearing his Seattle Police Department uniform.

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SEATTLE POLICE DEPARTMENT MEMORANDUM

TO Lt. Jim Fitzgerald
Office of Professional Accountability—Investigation Section

DATE June 22, 2011

FROM ^{LO} Kathryn Olson, Director
Office of Professional Accountability

SUBJECT CERTIFICATION OF COMPLETION AND OPA DISPOSITION

I have reviewed the following OPA-IS investigation, the proposed disposition of the Investigation Section, and the comments and input of the command staff:

OPA-IS Case Number: IS 10-0404
180-Day Expiration Date (SPOG): 03/09/11
Named Employee: Hope, Michael S., Officer #6306
Allegation: Employee Political Activity - Policy

Proposed OPA-IS Disposition:
Allegation: Employee Political Activity - Policy—Sustained.

Pursuant to SMC 3.28.810(F), I certify the completion of the investigation and the following disposition:

OPA Certified Disposition:
Allegation: Employee Political Activity - Policy—Sustained

I concur in the recommended finding of Sustained on the allegation involving Employee Political Activity/Policy against the named employee, Officer Michael Hope, for the reasons summarized in Lt. Fitzgerald's Proposed Disposition Memorandum.

Chief's Finding:

Named Employee: Hope, Michael S., Officer #6306
Allegation: Employee Political Activity - Policy—Sustained
Final Discipline: ~~Written reprimand~~ Oral reprimand

SEATTLE POLICE DEPARTMENT MEMORANDUM

TO Lt. Jim Fitzgerald DATE June 22, 2011
Office of Professional Accountability—Investigation Section

FROM Kathryn Olson, Director
Office of Professional Accountability

SUBJECT CERTIFICATION OF COMPLETION AND OPA DISPOSITION

I have reviewed the following OPA-IS investigation, the proposed disposition of the Investigation Section, and the comments and input of the command staff:

OPA-IS Case Number: IS 10-0404
180-Day Expiration Date (SPOG): 03/09/11
Named Employee: Hope, Michael S., Officer #6306
Allegation: Employee Political Activity - Policy

Proposed OPA-IS Disposition:
Allegation: Employee Political Activity – Policy—Sustained.

Pursuant to SMC 3.28.810(F), I certify the completion of the investigation and the following disposition:

OPA Certified Disposition:
Allegation: Employee Political Activity – Policy—Sustained

I concur in the recommended finding of **Sustained** on the allegation involving Employee Political Activity/Policy against the named employee, Officer Michael Hope, for the reasons summarized in Lt. Fitzgerald's Proposed Disposition Memorandum.

Chief's Finding:

Named Employee: Hope, Michael S., Officer #6306
Allegation: Employee Political Activity – Policy—Sustained
Final Discipline: Written reprimand



City of Seattle

Seattle Police Department

July 7, 2011

Mr. Jim Camden
c/o The Spokesman-Review
P.O. Box 2160
Spokane, WA 99210

RE: IS-OPA File # 10-0404

Dear Mr. Camden:

The investigation of your complaint regarding the conduct of a Seattle Police Department employee is complete. Your allegation of unacceptable conduct is important to us and we appreciate you taking the time to convey your concern.

The evidence in these investigations is evaluated using the legal proof standard of a preponderance of the evidence. This means, to establish the allegation, the evidence must show more likely than not the conduct of the named employee constitutes the misconduct alleged.

In this case, evidence from the following sources was evaluated:

- Captain Gleason's Memorandum
- PDC Opinion Letter February 22, 2007
- EEC Opinion Letter August 26, 2008
- PDC Reichert Opinion Letter July 21, 1997
- Named Officer's Statement
- Commercial Transcript
- Miscellaneous Documents from Named Officer
- 5.060 Employee Political Activity
- RCW 42.17.130, SMC 4.16.070, SMC 2.04.300
- Campaign Commercial



Seattle Police Department, 610 Fifth Avenue, PO Box 34986, Seattle, WA 98124-4986

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Mr. Jim Camden
Page 2

We have thoroughly evaluated the information available in this case and have determined the evidence establishes the misconduct of *Employee Political Activity Policy* did occur. Therefore, this case is closed with a finding of Sustained.


Based upon this finding, and pending the outcome of appellate processes due the employee under law and a labor agreement, the employee will be subject to discipline for the misconduct.

A record of this case is now documented in the employee's complaint file that is maintained by the Office of Professional Accountability-Investigations Section of the Seattle Police Department.

Again, thank you for conveying your concern to us. If you have a question or wish to discuss this matter further, please feel welcome to contact Sgt. James Danielson of our Office of Professional Accountability-Investigation Section at (206) 684-8797.

Sincerely,

John Diaz
Chief of Police



Kathryn Olson, Director
Office of Professional Accountability

KBO:stl

cc: Investigative file ✓

SEATTLE POLICE DEPARTMENT MEMORANDUM

TO: Officer Michael Hope #6306
#671

DATE: 7/6/2011

FROM: Kathryn Olson, Director
Office of Professional Accountability

SUBJECT: IIS File #10-IIS-0404

The internal investigation into allegations made against you has been completed. You are hereby advised of the following:

ALLEGATION

FINDING

Policy Type: 5.060 Employee Political Activity ; Policy Title: 5.060 Employee Political Activity - Policy	Sustained
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This case file will be maintained in the Internal Investigation Section in conformance with police records retention requirements. In addition, in the event of a sustained finding, a copy of the disciplinary report will become a part of your personnel file.

Should you have any further inquiries into this matter, please contact the Internal Investigation Section at 206-684-8797.

KBO:stl

cc: A/C Sanford
SPOG
file ✓

Thornburg, Leslie

Subject: Discipline Mtg. re: OPA-IS Case#10-0404, Hope
Location: OPA-IS Office, 1640 SMT.

Start: Mon 3/7/2011 1:00 PM
End: Mon 3/7/2011 1:30 PM
Show Time As: Tentative

Recurrence: (none)

Meeting Status: Not yet responded

Organizer: Pulliam, Alyssa
Required Attendees: Metz, Nicholas; Sanford, Michael; Paulsen, Steven; Olson, Kathryn; Bispham, Rennison; Fitzgerald, James; Kuehn, Mark
Optional Attendees: Yamaguchi-Wong, Sue; McFarlane, Janet; Lalor, Sonja; Socci, Angela; Thornburg, Leslie

There will be a Discipline Meeting on Monday, March 7th at 1:00pm in the OPA-IS Office located on the 16th floor of the Seattle Municipal Tower to discuss OPA-IS Case #10-0404 regarding Officer Mike Hope. The case file will be distributed tomorrow, March 4th. The 180 day deadline is Wednesday, March 9th so this case must be heard on Monday.

Thank you.

Alyssa (filling in for Sue Y-W)

Alyssa Pulliam

Executive Assistant to the Chief of Police

Seattle Police Department
PO Box 34986
Seattle, WA 98124-4986
206-233-0094 direct
206-684-5525 fax

SEATTLE POLICE DEPARTMENT MEMORANDUM

TO: Captain Steve Paulsen
Southwest Precinct Commander

DATE: 3/4/11

FROM: Lieutenant Jim Fitzgerald *JF*
OPA-IS

SUBJECT: Proposed Disposition for OPA-IS Case 10-0404

This action is taken pursuant to the SPD Manual and the SPOG contract.

ACTION:

The attached OPA-IS investigation has been completed with a *proposed disposition of* **SUSTAINED** on both allegations. A Discipline Meeting will be scheduled in the near future to discuss this recommendation.

OPA-IS Case Number:	10-0404
Employee:	Hope, Michael S Officer, #6306
Allegation #1:	5.060 Employee Political Activity - Policy
Complainant:	Camden, Jim
Incident Date:	09/08/2010
Date Reported:	09/10/2010
180-Day Expiration Date (SPOG):	03/09/2011 (from date of report)

SUMMARY OF EVENT:

The complainant is the Capital Bureau Chief for The Spokesman-Review newspaper. He had been sent an email from the Representative Mike Hope Campaign advertising a television ad by the Mike Hope Campaign. The title of this emailed news release was "Mike Hope releases Remember Lakewood Constitutional Amendment TV ad". The complainant then forwarded this email to the Seattle Police Department's Media Response Unit inquiring whether it was appropriate for an officer to be promoting a piece of legislation while identifying himself as a Seattle Police Officer and wearing a Seattle Police uniform.

The Media Response Unit supervisor then forwarded this inquiry to the Department's Ethics and Professional Responsibility Captain. The Ethics Captain then sent a memo to OPA-IS requesting a review for possible misconduct regarding this television ad featuring the named employee.

From: Lieutenant Jim Fitzgerald
Subject: Proposed Disposition for OPA-IS Case 10-0404

ISSUE:

Did a television ad featuring the named employee in full Seattle police uniform that identified him as a Seattle police officer constitute an attempt by named employee to use his City position to endorse a ballot issue and therefore violate Department policy?

ANALYSIS AND CONCLUSION:

5.060 – Employee Political Activity

Policy - Seattle Police Department Employees have the same political freedoms as all other citizens. But because of their City jobs, State and City laws may restrict some political activity. Employees shall be familiar with the City's Code of Ethics (SMC 4.16) and Elections Code (SMC 2.04).

II. Prohibited Campaign Activity

- A. The exercise of those rights, however, are subject to the provisions of State law, (RCW 42.17.130), and the Seattle Municipal Code, SMC 2.04.300, which prohibit the use of City facilities for political purposes. The Seattle Code of Ethics (SMC 4.16.070(2)(a) and (b) prohibits the use of a City position for private benefit, and the use of City funds and facilities for other than a City purpose. SMC 2.04.300 and SMC 4.16.070(2)(a) and (b) prohibit City officers and employees from:*
- 1. Engaging in campaign work (volunteer or paid) during City paid time, except vacation time,*
 - 2. Using office space, telephones, stationery, etc., at any time, to assist a candidate or to support or oppose a ballot measure; and*
 - a. For example, signs, bumper stickers, photos, invitations to fund raisers, position papers, etc., may not be displayed on City bulletin boards, walls of City work areas, or City vehicles*
 - b. City officers and employees may not solicit campaign funds (verbally or with literature) or petition for signatures on City property, at any time.*
 - 3. Using their City position to endorse or oppose a candidate or ballot issue.*

The named employee is a sworn Seattle Police officer as well as a Washington State Representative from the 44th Legislative District. In 2006 he was the subject of a complaint filed with the Department as well as with the Public Disclosure Commission alleging that he had used police uniforms in television commercials and pamphlets during his election campaign.

In the 2006 campaign pamphlet the named employee explained to both the Department and the Public Disclosure Commission that the uniform he wore he had purchased from his personal funds; there were no Department patches, emblems or badges (the badge was a generic replica); and the radio he wore was not a Department radio but one borrowed from a friend who was a security officer. Both the PDC and the Department agreed that the wearing of a privately owned and unidentifiable (as a Seattle Police Officer) generic police uniform did not violate either Department policy or the Seattle Municipal Code of Ethics and Elections Code.

In his statement to OPA-IS the named employee explained that prior to producing the campaign brochure he had sought the opinion of then Department Legal Advisor Leo Poort that the wearing of a generic police

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From: Lieutenant Jim Fitzgerald
Subject: Proposed Disposition for OPA-IS Case 10-0404

uniform in his campaign pamphlets did not violate either Seattle Municipal Code or the Revised Code of Washington. He explains;

"The opinion letter stated that we could refrain from using patches, badges or any insignia that would imply that the endorsement of the Seattle Police Department was given upon us, but it didn't refrain us from using our uniform for a resume."

From this opinion the named employee felt that if he wore the uniform during a campaign commercial rather than for support of a ballot issue it would be legal because it would be representative of his resume.

In the following excerpt from his OPA-IS interview the named employee explains how the television ad represented his personal opinion and not that of the Seattle Police Department. In it the named employee also acknowledges that the uniform he was wearing was indeed an official Seattle Police Department patrol uniform purchased with campaign funds.

DANIELSON: Okay. Again, in the course of that commercial, did you make any declarations with regard to the Seattle Police Department?

HOPE: No.

DANIELSON: Is the only thing that identifies you as a Seattle Police officer in that commercial the fact that you're wearing a uniform?

HOPE: That's correct.

DANIELSON: And in that commercial, were you wearing not a generic, but an actual Seattle Police uniform?

HOPE: That's correct.

DANIELSON: Complete with SPD arm patches?

HOPE: Yes.

DANIELSON: And your SPD badge or a cloth badge?

HOPE: Yes.

DANIELSON: Okay.

HOPE: And we ensured that we took the steps through the commercial to make sure that they couldn't read it.

DANIELSON: Okay. Did you do some digital pixilation on the...

From: Lieutenant Jim Fitzgerald
Subject: Proposed Disposition for OPA-IS Case 10-0404

HOPE: Right. We made sure that the, the camera angles and also the, the quality of the video would, would not allow somebody to actually pinpoint and say that that looks, that reads Seattle anywhere on it.

It seems quite clear that the named employee understood from the 2006 complaint that he should use only privately owned equipment that is not identifiable as representative of the Seattle Police Department.

The Police Department's Quartermaster has confirmed that all SPD patches and badges, cloth or otherwise are City owned and are a controlled item; the badges are special-ordered for each individual officer (to include the officer's serial number in the center of the badge) with City funds. It also appears that the portable radio that named employee is wearing in this commercial is a genuine Department issued radio with lapel microphone. This last observation however was not confirmed at interview.

Though the named employee has made an attempt to blur the image of the patches and cloth badge of his uniform in the video it still appears quite recognizable as a Seattle police uniform to anyone familiar with the uniform. The beginning and end of the video has onscreen identification of the named employee as, "A State Representative and Seattle Police Officer". This certainly erases any doubt as to whether the slightly fuzzy wording on the patches and badge reads, "Seattle Police".

Another key element of this complaint is whether the named employee's video commercial was merely a campaign commercial or was it an endorsement for the ballot issue known as Engrossed Substitute House Joint Resolution 4220, known commonly as the "Remember Lakewood Constitutional Amendment". The following is an excerpt from the named employee's OPA-IS interview:

DANIELSON: Okay. So was this a commercial for the bill or was this a campaign commercial?

HOPE: A campaign commercial.

DANIELSON: Okay. What's the difference between the two in terms of, of how the Ethics rules apply and function in each of those two scenarios?

HOPE: I think in this, in this case, the difference is that we were talking about something that I did in, while I was, as a legislator, one of our successes, just like if somebody brought road construction money to a certain, you know, project. So in that way, I think that that's how it was used in this commercial. I think in an initiative, you would be pushing for an initiative and requesting that they would vote yes on 4220.

DANIELSON: Okay. Are you permitted, under the Ethics rules and campaign finance and whatnot, are there things that you can do in a campaign commercial that you're perhaps disallowed from doing in an initiative effort?

HOPE: I'm not 100% sure of the answer to that, except for I do know that we would not be able to, in a campaign ad we could not ask somebody to vote for an initiative...

From: Lieutenant Jim Fitzgerald
Subject: Proposed Disposition for OPA-IS Case 10-0404

DANIELSON: Okay.

HOPE: ...and use our funding for that.

DANIELSON: All right. If it were an initiative commercial, do you think you would have the same latitude in appearing in uniform for an initiative?

HOPE: I do not think so.

DANIELSON: Okay. But as a campaign commercial for you for your office...

HOPE: That's correct.

DANIELSON: That's...

HOPE: And, and where I look at that was Leo Poort's conversation where he said it's because it's your resume, you're, you can do that and you're the candidate, so you want to let people know what your resume is. So I think that that's what distinction, makes the distinction between an initiative, whereas then, I do think if I appeared in a Seattle Police uniform where you can read it, where it was clearly saying Seattle Police, then I think, then that would benefit the initiative.

DANIELSON: Um-hmm.

HOPE: And I think that's the biggest difference.

The complainant apparently felt that the television ad involved a ballot issue. The emailed news release that the complainant received from the named employee's campaign also seems to be focused on the ballot issue as it is titled, "Mike Hope releases Remember Lakewood Constitutional Amendment TV ad". To the casual observer the ad seems to be entirely focused on this constitutional amendment.

No one in law enforcement would debate that this new constitutional amendment is not a worthy cause. Nevertheless, the evidence supports that this television ad's primary focus is the support of the Remember Lakewood Constitutional Amendment and not one to re-elect State Representative Mike Hope. The named employee acknowledges that he was wearing an official Seattle Police Department uniform with a badge, patches and radio that were purchased by Department funds that he would not be entitled to were it not for his official status as a Seattle police officer. Despite his attempts to blur out the wording on the patches and cloth badge it is still recognizable to anyone familiar with a Seattle police uniform.

Finally, in his speech during the commercial the named employee states, "...we saw a fundamental flaw in our criminal justice system." Even though he goes on to say "I sponsored a bill" the possible implication of wearing the Seattle Police uniform and having the beginning and ending on-screen text identifying the named employee as "A State Representative and Seattle Police Officer", the inclusion of the word "we" could be interpreted as meaning the Seattle Police Department.

From: Lieutenant Jim Fitzgerald
Subject: Proposed Disposition for OPA-IS Case 10-0404

For the above reasons, a finding of **SUSTAINED** is recommended for the employee political activity violation of Department policy.

PROPOSED DISPOSITION:

Please take note of information supporting the allegation and information not supporting the allegation. Your complete review of the contents of this file should assist you in determining your finding.

Employee: **Hope, Michael S** **Officer, #6306**
Allegation #1: **5.060 Employee Political Activity - Policy** **SUSTAINED**

(A discipline meeting will be scheduled in the near future to discuss the recommended Sustained finding for the named employee.)



SEATTLE
POLICE
DEPARTMENT

INVESTIGATION SECTION
Office of Professional Accountability
FOLLOW-UP FORM

OPA-IS INVESTIGATOR: Sgt. B. Wilson 4705		DATE: 9/10/2010	OPA-IS File No. 10-0404
E N T R Y	<u>COMMENCE EACH ENTRY WITH A NUMBER AND THE DATE AND TIME</u>		

1. 9/10/10, 1500 hrs: Lt. Kuehn received this complaint from Capt. Gleason and I prepared it for intake.
2. 09/10/10, 1315 hrs: It is alleged the named employee is in violation of DP&P and the City Ethics and elections Code. The complainant is a reporter from the Spokesman Review, a Spokane area general circulation newspaper raised the issue whether is it appropriate for a Department officer to promote a particular piece of state legislation, while identifying himself as a Seattle Police Officer and wearing what appears to be a Seattle Police uniform or a close replica.
3. 09/10/10, 1530 hrs: I looked on the website for any additional ads related to this complaint and found the Sept 4th TV ad on YouTube. I requested the video unit to make a copy. It appears that one of the shots depict his uniform shirt with Seattle Police shoulder patch.
4. 09/10/10, 1545 hrs: Sent a 5 day notice.
5. 09/10/10, 1600 hrs: Submitted to Lt. Fitzgerald for review.

Approved by:

Lt.

Jim [Signature] 4823

Date:

9/27/2010

Capt.

Date:

Page 1 of 1

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September 28, 2011

**Re: Statement Request
Representation of Mr. John Chambers**

To Whom It May Concern:

I am writing this statement at the request of my client, Mr. John Chambers. Yesterday one or more press releases were issued concerning certain complaints and public disclosure requests that have been filed by my client. Specifically, the press releases indicate that such actions were taken by others under a false or stolen identity. To the extent it serves my client's wish to correct this misinformation, I can offer the following facts.

In June of 2011, Mr. Chambers retained me as his attorney for the purpose of advising him on matters related to obtaining certain public records. Specifically, he was interested in obtaining any and all available records from the Seattle Police Department pertaining to Seattle police officer and current Washington State Representative Mike Hope. Mr. Chambers informed me from the outset that he had previously lodged complaints against Mike Hope with the Seattle Police Department and the Public Disclosure Committee. That said, my representation was limited to helping him obtain public records and advising him with regards to his own privacy concerns.

On July 6, 2011, Mr. Chambers personally submitted a public disclosure request (# P2011-2217) to the Seattle Police Department to obtain the personnel file for Mike Hope. Upon information and belief, Mr. Chambers provided no false information related to his identity or otherwise when making the request. The documents were made available on August 4, 2011 and were subsequently picked up in-person from Seattle Police Headquarters on August 5, 2011. No subsequent public disclosure requests have been submitted by my client to date.

Respecting my client's privacy, I will provide no contact information for Mr. Chambers. I can however verify that his full name as reported on his Washington State drivers license is John Allen Chambers and that he is a resident of the Lower Queen Anne neighborhood of Seattle.

Please be advised that I will not be commenting further with regards to this statement or any of the information contained herein or pertaining thereto unless and until I receive authorization from my client.

Respectfully Submitted,

/s/Adam D. Matherly
Adam D. Matherly, WSBA #41975
Law Offices of Adam D. Matherly, PLLC

Search: Public Records : Locate a Person (Nationwide) Search Non-regulated
Terms: first-name(michael) last-name(hope) city(lake stevens) state(WA) zip code(98258)
radius(30)

<u>No.</u>	<u>Full Name</u>	<u>Address/Phone</u>	<u>SSN</u>
1.	HOPE, MICHAEL S HOPE, MICHAEL (DOB: 08/1975) (Age: 35)	8712 26TH PL NE LAKE STEVENS, WA 98258-6432 SNOHOMISH COUNTY (06/2005-Current)	274-84-XXXX (OH:1985-1987)
		14007 69TH DR SE UNIT T4 SNOHOMISH, WA 98296-7685 SNOHOMISH COUNTY (04/2002-08/2005)	Link ID:001162646957
		SOPER HILL RD EVERETT, WA 98205 SNOHOMISH COUNTY (06/2005-06/2005)	
		1302 MILL CREEK BLVD APT M205 MILL CREEK, WA 98012-3077 SNOHOMISH COUNTY (08/1995-06/2001) 425-316-3760	
		PO BOX 13033 MILL CREEK, WA 98082-1033 SNOHOMISH COUNTY (05/2001)	
		PO BOX 3611 BOTHELL, WA 98041-3611 KING COUNTY (02/2001-02/2001)	
		1426 220TH ST SW APT M205 BOTHELL, WA 98021-9400 SNOHOMISH COUNTY (12/1999-07/2000)	
		4715 200TH ST SW APT 1 LYNNWOOD, WA 98036-6660 SNOHOMISH COUNTY (06/1998-01/1999) 379-0159	
		1300 MILL CREEK BLVD APT L107 MILL CREEK, WA 98012-4020 SNOHOMISH COUNTY 483-8801	

Key





- ▲ High Risk Indicator. These symbols may prompt you to investigate further
- ⚠ Moderate Risk Indicator. These symbols may prompt you to investigate further
- General Information Indicator. These symbols inform you that additional information is provided
- ✓ The most recent telephone listing as reported by the EDA source

Search: Public Records : Locate a Person (Nationwide) Search Non-regulated
Terms: first-name(michael) last-name(hope) city(lake stevens) state(WA) zip code(98258) radius(30)
Date/Time: Sunday, January 02, 2011 12:26 AM
Permissible Use: DPPA - I have no permissible use
GLBA - I have no permissible use

Search: Public Records : Locate a Person (Nationwide) Search Non-regulated
Terms: first-name(sarai) last-name(hope) city(lake stevens) state(ALL) zip code(98258) radius(30)

<u>No.</u>	<u>Full Name</u>	<u>Address/Phone</u>	<u>SSN</u>
1.	HOPE, SARAI ANN HOPE, SARAI A HOPE, SARAI S (DOB: 11/1978) (Age: 32)	8712 26TH PL NE LAKE STEVENS, WA 98258-6432 SNOHOMISH COUNTY (06/2005-Current) 14007 69TH DR SE UNIT T4 SNOHOMISH, WA 98296-7687 SNOHOMISH COUNTY (04/2002-08/2005) SOPER HILL RD EVERETT, WA 98205 SNOHOMISH COUNTY (06/2005-06/2005)	278-88-XXXX (OH:1988-1989) *SSN linked to multiple people Link ID:000186320891

Key

-  High Risk Indicator. These symbols may prompt you to investigate further
-  Moderate Risk Indicator. These symbols may prompt you to investigate further
-  General Information Indicator. These symbols inform you that additional information is provided
-  The most recent telephone listing as reported by the EDA source

Search: Public Records : Locate a Person (Nationwide) Search Non-regulated
Terms: first-name(sarai) last-name(hope) city(lake stevens) state(ALL) zip code(98258) radius(30)
Date/Time: Sunday, January 02, 2011 12:52 AM
Permissible Use: DPPA - I have no permissible use
 GLBA - I have no permissible use

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Kurt Young

From: Lewis, Brian <Brian.Lewis@co.snohomish.wa.us>
Sent: Tuesday, November 17, 2015 4:32 PM
To: Kurt Young
Subject: Records Request K004438
Attachments: issues with GH.docx; Hand-over memo.pdf

Mr. Young

In accordance with the Public Records Act, RCW 42.56.520, this email acknowledges receipt of your Public Records Act (PRA) request, submitted to and received by Snohomish County on 11/17/2015.

Overview of the Request

Create Date: 11/17/2015 8:00:00 AM

Reference # K004438-111715

Type of Record: Public Records Office

Description of Record Requested: Original copy of undated six-page memorandum drafted by Kevin Hulten that was subject of July 11, 2013 article on the Heraldnet website. Staff is submitting a public records request to the Snohomish County Executive's Office requesting you provide a copy of the undated six-page memorandum, confirm the chain of custody for the document including the computer it was accessed and stored on, and provide the metadata for the document.

Please find the original Word document attached to this e-mail. The Properties tab will show that the document was authored by sxokth (this was Kevin Hulten's Network User ID) on Oct 19, 2012 and finalized on Oct 30, 2012 on a computer belonging to the network snoco.

Also attached is a memo from the County Information Services department regarding the transfer of documents from a search of Mr. Hulten's hard drive.

All records have been provided. This request is closed.

Brian Lewis



Administrative Assistant & Public Records Specialist

Executive Office | Snohomish County | 3000 Rockefeller Ave., M/S 407 | Everett, WA 98201
425.388.3310 (tel) | 425.388.3434 (fax)

NOTICE: All emails and attachments sent to and from Snohomish County are public records and may be subject to disclosure pursuant to the Public Records Act (RCW 42.56).



I look up to you. I believe in you. I have tied my fortunes to yours.

I am struggling to find a sense of purpose. I bet on you with all I had to offer. I did great work. I can point to the reason, the benefit behind everyone's decisions.

I always thought there would be a benefit from winning the battle. I've poured everything into the last 18 months.

I want to feel rewarded – emotionally or professionally or monetarily or anything. I feel beat up and used up.

I feel like my effort doesn't count for anything. I wonder if I am putting myself and my family, friends at risk for no benefit.

I feel like I am at constant risk the downside and am dependent on you for upside. But if this work has no value to me, if it only causes me risk, then why am I doing it?

I feel like I am walking a tight rope every day – I know that there are many people watching, waiting and rooting for me to fail. One slip, I'm done.

I feel like for over a year I have been pounded on – 30+ negative stories, Hope accusing me of a felony, release of my health records, Amy Ward screening my emails and tracking my punches, Gary conspiring with Cummings to improperly release my records, prevent me from accessing my rights, portray me as a law breaker, all mistakes are tracked, positives

Everything that has happened to me and Krystal has happened because I believe in you, and because I've put everything I have in this battle.

I don't know if I am in AGR's future plans.

I am worried that I am negatively impacting my gf's career.

I am angry to the point of tears every day.

I have put everything I had into the battle. And despite the fact that we won, my situation has not improved.

I have many enemies and one ally.

I can point to many bad things that have happened to me during this time, but I can't think of many benefits.

What am I going to do?

I want career advancement, I want to be rewarded for my work, I want to be part of something,

I expect a lot from you. I justified all the decision I've made over the last 18 months behind the fact that we were a team and that you would take care of your people.

I feel like we go through these very intense, difficult battles – and we prevail despite it all – but during these battles I feel like I am read-in, important, capable.

I am frustrated up to here with the working scenario. When we are not talking, I feel bombarded. I am tied to you. There is no going back.

There are very serious people who want to cause me great personal hardship. Every day I know that if I eff up, they will be on me.

Sometimes I feel "handled". Like I'm a liability. I don't know if you know how much I've put into this last 18 months, and I don't know if you have plans for me ...or if you even know what your goal/plans are.

Sometimes I get mad because I feel like you have the power to address some of the issues but that you choose not to

It was much easier to put up with all of the violations and harassment when I felt like there was a defined war – whether it was the election or the investigation. But now it feels like the conditions we battled against have become the new normal. Those people who worked to subvert you are still in power, are still in your administration. Worse yet, they

I need somewhere to direct my anger. I need to have some hope and a feeling like there is a reason for this and that we are in it together.

We won. We beat Mike Hope. We stuffed his blackmail and lies and accusations back in his face. We beat the State Patrol. Survived an investigation. Stuck together. Etc

If we won, why haven't things improved? Shouldn't there be a benefit?

Am I just a tool to be used for the black hat jobs, then put back behind a desk for Gary to micromanage and harass

1. Cummings letter – calls me a liar, ethics violations, felonies. Drafts it with my supervisor. Shares it with others. And despite the fact that I actually did nothing wrong, no one stands up against it. I'm sure it's just part of my file now.
2. Being forced to identify all of my family and relatives under the guise of redaction and then having that information leaked to the Herald.
3. Release of my medical records to Mike Hope.

4. I'm pissed that Gary is able to talk about me to the press, that he talks about my relationship to the press, that he talks about my medical and personal issues, and that he called the Herald and worked with them on the piece filleting me and revealing all my personal contacts.
5. Facing serious and sustained criticism and harassment for attempting to protect my rights with regard to PDRs.
6. The fact that because of my connection to you, it's open season for shots
7. Krystal's career being impeded.
8. All the times my mom cried about the stuff in the paper.
9. The fact that I lost two close friends because of the campaign
10. Feeling that I work on extremely challenging, important, high level stuff with AGR – that we succeed at this work – and then I am placed back in a fake environment where every movement is tracked, files are kept by fellow employees, spying is encouraged,
11. I want to be able to point to some sort of benefit from everything we've went through.
12. I don't know what AGR's plans are.
13. I don't know if AGR knows how much time, money, emotion etc has gone into the last 18 months.
14. I'm mad that I cannot control my environment, and that I can't point to a reward for past work, and that I have no clear picture of my future, what AGR wants from me, what we are going to do going forward.
15. I feel stuck. I'm tired of getting battered.
16. I'm pissed that the County Council Chair says that I am crazy and encourages police to investigate me. I am a county employee in good standing for god's sake!
17. I'm pissed that Krystal is asked about her relationship with me as a condition of employment and advancement.
18. I don't want to sue. I want to work in important material with people who support me, and you and who don't hate me and everyone connected to me.
19. Despite stated office policy that we would not comment to Herald on internal matters, GH Went to the Herald with my phone records, conducted several two hour meetings, required me to identify the individuals listed on my PRIVATE phone bill, and those individuals ended up in print.
20. Collaborated with Cummings on damaging letter that falsely accuses me of numerous improper activities.
21. Has repeatedly stated that he has no interest in the subject matter of my work and has repeatedly stated that he isn't interested in the specific details of said job.
22. Engages my co-workers in tracking my activities, and uses the information they provide to keep a negative file on me.
23. Encouraged me to remove critical remarks and remarks regarding my feeling that management practices are creating what I feel is a hostile work environment from my review.
24. Confronted me about going over his head when I approached exec about GH's negative and uninformed review of my performance.
25. Repeatedly, GH has attempted to illegally release my records – including personal and medical records – to the press and reuestor even in situation when my records were not requested.

26. Empowered employees, including Nancy Peinecke, Amy Ward to inquire as to my car punch record and encouraged them to BCC him on critical remarks regarding me.
27. Has on multiple occasions released personal medical information regarding myself or my girlfriend – both county employees – to press via email exchanges or conversations.
28. Never tracks positive performance, only negative.
29. Misled me about the status of WSP investigation in an attempt to force me to interview. (Jan 28, stated that everyone else had interviewed including AGR, and that I was damaging AGR's reputation)
30. Gary lied to me about the investigation. He encourages employees to track me. He allowed Amy to screen my emails. He keeps a file on my fuck up and openly admits he has no interest in the positive work.
31. Gary has been actively working with the Herald and the PA to discredit me and impugn my reputation.

Evergreen Law Group

Thousands of pages of written documents. Multiple complaints filed.

PDC, LEB, Ethics, Ferrell, JT, Adam, my brother

Ferrell burned by Colby, Bar Complaint

JT, Adam burned by us

100 Ideas Public Document research

Proved that Hope was using state resources, time and staff to run a charity that benefitted him alone.
Obtained emails in which Hope encouraged officials to destroy evidence.

Hope DUI research

Found the documents after reviewing thousands of pages.

Withstood his assault, accusations.

Succesfully got the material out into the media effectively.

Led to top commercial in the nation

Seattle Times story

Investigation

Letter to Governor

Obtaining documents, finding evidence of multiple crimes against AGR.

Evidence of Cummings illegally releasing documents /suggested charges to state patrol.

Evidence that cummings did not erect proper screening protocols.

Website Work

Designed, from scratch, campaign site with no budget. Got free pictures, free software, etc

Krystal's situation

Feeling that the absurd is accepted. That because I never fought, that I no longer have rights Feeling worse off despite our wins.

Having no control over my professional situation

Mad that my reputation and career seem expendable.

There are legitimate issues that I need to improve on, like anyone else. But for me, I feel like my weak points are used as opportunities to attack me and punish me for supporting you.

My special projects work doesn't seem to count for anything with regard to my career, but it sure is used against me.

I sacrificed friendships, exposed my family to media and police involvement. I've been the subject of countless negative and improper stories.

Feel like I've done incredible work, but that it counts for nothing, won't be evaluated, and in fact is held against me. I took down Mike Hope. I faced down the State Patrol. I spent thousands of dollars to create a series of shell companies so I can engage in battle with the fucking PA and the council on your behalf.

Don't know what you want going forward (PDRs)

Wondering if you are aware that I believe in you.

Feeling handled“managed” or distanced.

I want to find belief in what we are doing, I want to take action against those that have attacked me, I want to better my life and my career, I want to know what I am doing and why

I’m mad that co workers of equal status are allowed and encouraged to spy on me, to collect negative information, to forward it to Gary.

I am tired of feeling like one slip up will result in embarrassment and termination.

Krystal’s career is affected because of her relationship with me, and because of my reputation.



MEMORANDUM

TO: Brian Lewis, Executive Office Public Records Specialist

FROM: Teri Lawrie, Information Services Public Records Specialist

DATE: 04/17/2013

SUBJECT:

Attached with this letter is one CD containing the results of the email search and extraction requested on 2/21/2013.

ChangePoint number PRO-2103-00019

The below steps were taken to process the request.

1. The extraction technician connected to the specified employees email account and extracted the entire contents to a secure network location.
2. The extraction technician connected to the employee's P drive and searched it for email archives. Archives were copied to the secure area also.
3. The extraction technician searched for email within the specified date range and extracted the search results to the secure network area.
4. The extraction technician connected to the employee's P drive and searched it for all files supporting the extraction request.
5. The extraction technician copied all investigation results and supporting files to CD on 4/17/13 and handed them over to the public records specialist.
6. The public Records specialist created this memo and handed records over to requestor.

We highly recommend that you retain this report for your records; backup copies of investigations are not retained for more than one month after an investigation is complete.

If I can be of any further assistance, please do not hesitate to call.

Received _____ Date _____

Record type GS50-01-11, must be retained for two years from above date then deleted.

Thomas and French LLC
PO Box 2002
Granite Falls WA 98252
Phone: (425) 679-9110

INVOICE



TR Strategies
Terry Thompson
1612 Springwood Ave. NE
Olympia WA 98506

Invoice #:	12000
Date:	May 24, 2012
Amount Due USD:	\$2,325.00

Task	Time Entry Notes	Rate (\$)	Hours	Line Total (\$)
Initial Memo and Research	[Jack Connelly Campaign 05/01/12] Kevin Hulten: Darneille background check and initial memo	0.00	6	0.00
Voting Record Analysis	[Jack Connelly Campaign 05/01/12] Jon Rudicil: Pre-meeting research	0.00	3	0.00
Client Meeting	[Jack Connelly Campaign 05/03/12] Initial Meeting at Connelly Law offices	0.00	2	0.00
General	[Jack Connelly Campaign 05/08/12] Kevin Hulten: 3:00 – 8:30pm research AIDS foundation, Poll questions, expenses, media, etc.	100.00	5	500.00
General	[Jack Connelly Campaign 05/15/12] Kevin Hulten: 1.0 At TR/JW request, produced talking points for endorsement meeting. Conducted conference call.	100.00	1	100.00
General	[Jack Connelly Campaign 05/16/12] Kevin Hulten: Research and writing of response to Don re polling. Document including multiple attachments and graphs.	100.00	3	300.00
Voting Record Analysis	[Jack Connelly Campaign 05/18/12] JR: Analyzed bills at client request. Crafted pieces around budget vote and law and justice record.	100.00	1	100.00
General	[Jack Connelly Campaign 05/19/12] Kevin Hulten: 3.0 hours Wrote Sex Criminal/Felon piece.	100.00	3	300.00
General	[Jack Connelly Campaign 05/20/12] Kevin Hulten: Research, conducted Jolibois background at candidate request, exchanged emails with candidate and DNA, wrote Jolibois background check and proposal, candidate requested further Jolibois research.	100.00	5	500.00
General	[Jack Connelly Campaign 05/23/12] Kevin Hulten: Answered questions from DNA, researched budget votes, created "Key Votes" budget doc, emailed info to DNA.	100.00	2.25	225.00
Item	Description	Unit Cost (\$)	Quantity	Price (\$)
Travel Rate	K and J Everett to Tacoma initial meeting	50.00	6	300.00
Work Product	Darneille background/initial memo	0.00	1	0.00
Work Product	Polling questions	0.00	1	0.00
Work Product	Response to initial polling questions	0.00	1	0.00


Work Product	Darneille analysis – Early Release of Sex Criminals and Felons	0.00	1	0.00
Work Product	Darneille analysis – Spend it all, raise taxes	0.00	1	0.00
Work Product	Jolibois Background check: proprietary report with seven attachments	0.00	1	0.00
Work Product	Political Courage test: Darneille supports income tax (screenshot and document)	0.00	1	0.00
Work Product	Key Votes: Budget Bills	0.00	1	0.00

NOTES: Waived initial research and analysis (9+ hours) resulting in initial memo, background check and analysis. Waived fees on initial client meeting. Charged flat \$50/hour travel fee for round-trip travel to Tacoma.

	Subtotal:	2,325.00
	Total:	2,325.00
	Amount Paid:	-0.00
	Balance Due USD:	\$2,325.00

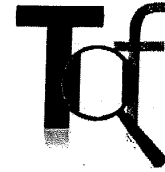
Thank you for contracting with Thomas and French. If you have questions about the billing or work product, do not hesitate to contact us. Please remit payment within 30 days.

Thank you for your business.

This invoice was sent using  FreeBooks

Thomas and French LLC
PO Box 2002
Granite Falls WA 98252
Phone: (425) 679-9110

INVOICE




TR Strategies
Terry Thompson
1612 Springwood Ave. NE
Olympia WA 98506

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				Subtotal: 2,325.00
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<p>Thank you for contracting with Thomas and French. If you have questions about the billing or work product, do not hesitate to contact us. Please remit payment within 30 days.</p> <p>Thank you for your business.</p>				

This invoice was sent using  FreshBooks

Work Product

Jolibois Background check (Email w/ seven attachements)

Darneille hit piece – Spend it all, raise taxes

Darneille work product – Early Release of Sex Criminals and Felons

Response to initial polling questions

Polling questions

Talking points for endorsements meetings

Darneille background check and intial memo

May 22

.5 hours Phone call with TT, emails with candidate and team regarding Crosscut article

May 20

4:00 – 9:00pm Jolibois and Darneille Research

- Jolibois Background at candidate request
- Emails with candidate and Don
- Wrote Jolibois proposal
- Candidate said to go forward with Jolibois research.

May 19

2.9 hours Wrote Sex Criminal/Felon piece.

May 18

1.0 hours Research on HB 2143, 2144 (Jon)

May 16

1.1 hours Emails with team

2.6 hours Research and writing of response to Don re polling. Document including multiple attachments and graphs.

May 15

1.0 At TR/JW request, produced talking points for endorsement meeting. Conducted conference call.

May 9

3:00 – 8:30pm research

AIDS foundation, Poll questions, expenses, media, etc.

May 3

No CHARGE - Initial meeting in Tacoma. 8.0 hours of travel, 140 miles travel, initial memo (5 hours)



State of Washington
Business Licensing Service
P O Box 9034
Olympia WA 98507-9034

Business License Application Record of Filing

[Print](#)[Save](#)

Congratulations! The application has been submitted

If you find any mistakes, please enter your corrections on the next screen.

Filing Information

Filing Date and Time:	May 15 2012 1:32:22:000PM Pacific Time
UBI Issued:	Not Issued. To get your number, contact us after 2 business days at 1-800-451-7985 or bls@dor.wa.gov , or wait 14 days to receive your license in the mail.
Application Transaction #:	20121365561
<i>(Refer to this number if you have questions about this application.)</i>	
Credit Card Approval #:	3371139420003322363919
Last 4 digits of Credit Card #:	0229
Credit Card type:	Visa
Total fees to be billed to your credit card	\$20.00

Below are the licenses you are applying for.
Licenses with no additional requirements:

Tax Registration	\$0.00
Trade Name (1 x \$5.00)	\$5.00
Processing Fee:	\$15.00
Total fees to be billed to your credit card:	\$20.00

Purpose of Application

Open/Reopen Business

Ownership Structure

Ownership Structure:	Limited Liability Company (LLC)
Is this application for a business with a Washington State location?	Yes
Will you have employees working in Washington State within 90 days?	No
Do you plan to hire independent contractors or people you will report on a 1099 form?	No
Federal Employer ID Number (FEIN):	455282776
Unified Business ID (UBI):	
Business ID:	
Location ID:	
Business Location Address:	

Business Location City:

State:

Ownership Structure Follow-upHave you filed your paperwork with the
Washington Secretary of State?

Yes

Legal Business Name:

Thomas and French LLC

Date of Formation:

May 2012

State of Formation:

WA

Governing Person(s)**Person 1:**

Title(s):

Member

Name:

Kevin Thomas Hulten

Phone:

(425) 679-9110

Birth Date:

04/24/1979

SSN:

[REDACTED]

Percent Owned:

50%

Address:

PO Box 2002

Granite Falls, WA 98252

Does this Governing Person have a spouse?

No

Person 2:

Title(s):

Member

Name:

Jon Rudicil

Phone:

(206) 245-3803

Birth Date:

10/11/1968

SSN:

[REDACTED]

Percent Owned:

50%

Address:

8529 Evanston Ave N Apt 407

Seattle, WA 98103

Does this Governing Person have a spouse?

No

Business Information

Business Firm Name (doing business as):

Thomas and French LLC

Mailing Address:

PO Box 2002

Granite Falls, WA 98252

Business Location Information

Location Address:

9020 184th Ave NE

Granite Falls, WA 98252

Is this business located within the city limits?

No

Do you want a separate tax return for each
location or trade name?

No

First date of business:

May 2012

Phone:

(425) 679-9110

Fax Number:

Email Address: kevin@thomasandfrench.com
Estimated Gross Income: \$0 - \$12,000
Products sold and Services provided: Thomas and French LLC principally provides political consulting services to individuals.
Business activities in Washington State: Services

Additional Business Information

Bank Name:
Branch:
Did you buy, lease or acquire all or part of an existing business? None
Date bought/leased/acquired:
Prior Business Name:
Prior Owner's Name:
Prior Owner's Phone:
Did you purchase/lease any fixtures or equipment on which you have not paid sales or use tax? No
Purchase or lease price:
Is this business owned by, controlled by, or affiliated with any other business entity? No
If you are changing your ownership structure (such as changing from sole proprietor to corporation), do you want to close the old account? N/A
Old UBI number to be closed:
Have you ever owned another business in Washington? No
Business Name:
UBI Number:
If you need assistance, specify your language:

Optional Insurance

Major operation of your business: Other
Do you wish to apply for elective workers' compensation coverage for owners? No
Do you wish to apply for elective workers' compensation coverage for excluded employment? No

Trade Name(s)

Business Firm Name (doing business as): Thomas and French LLC
Have you previously registered this name as a Trade Name in Washington (under this ownership structure)? No
New name(s): Thomas and French LLC

Prepared By:

Name: Kyle Hulten

Phone number:

(206) 745-5229

By checking this box, I declare under penalty of perjury under the laws of the State of Washington that I am the applicant or authorized representative of the firm making this application and that the information provided in this application, including any additional information provided separately, is true, correct and complete.

Yes

Your application has been completed and submitted. We will review your application within the next 24 business hours. Your license document will be mailed after all licenses are approved. Please allow 14 business days to receive your license in the mail.

Please Print this page for your records.

A rectangular button with a light gray gradient and a thin black border, containing the word "Continue" in a black, sans-serif font.



Kevin Hulten <kevin@thomasandfrench.com>

Re: Darneille information

6 messages

Kevin Hulten <kevin@thomasandfrench.com>

Mon, May 14, 2012 at 12:06 AM

To: Donald McDonough <donm@dmamarketresearch.com>

Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>, "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>

I will get you the answers you need by 5pm Tuesday. If this is too late, I can try and move things up.

I have additional research underway - the information I provided was only what could be substantiated at this time.

Kevin
425 679-9110 direct

On May 13, 2012, at 11:04 PM, Donald McDonough <donm@dmamarketresearch.com> wrote:

I've been going over this information and there is potentially very usable stuff here. I've noted in highlighting a few things that will help bring out the arguments against Darnielle a bit. If someone can find these additional bits of information that would help. Essentially try to answer the issues or questions I've raised in the highlighted responses.

I'm integrating what we learned from the focus group; our discussions with Jack and Angela; and general information from press clippings etc., into the first draft of the questionnaire. Some of the questions I've highlighted can be answered only by looking at committee and floor votes which I don't know how to access at this point. Please let me know who can provide the additional information (it looks like it came initially from Kevin, so he might have the answers).

It would be great to get this back by Tuesday. Thanks.

Don

Some of this information needs context and flushing out. We also need to keep in mind, what

would she and her campaign say about these votes and sponsorships, i.e., what is her positive formulation of these bills and/or actions?

I've highlighted some of the clarifying questions or information we need to create a credible message against Darneille:

1.

Darneille has spent the majority of her career running for elective office. She prominently lists a past job as Director of a regional medical non-profit on her CV.

Would it affect your opinion if you were to discover that Darneille was investigated and placed on indefinite administrative leave by the non-profit's board of directors after employees registered complaints about her management? Would it affect your opinion if you found out that Darneille resigned before results of the investigation became public? How many offices exactly has she held and since when? Do we have supporting documentation or press clippings about the investigation? Is it still up in the air or was it dropped?

2.

Rep. Darneille has been a tireless proponent of disenfranchised criminals. Darneille sponsored, lobbied for and ultimately passed a bill that gave felons the right to vote - regardless of whether they completed their sentence and paid victim restitution.

Do you feel that the civil rights of convicted felons should trump the rights of the victims' families? Or do you think that felons should at least pay their debt to society before earning back the vote? Are we sure this is not a federal issue? Obviously if this legislation is as it is written here the States do have some ability to regulate felon's rights and obligations. She will say there is something else here -- i.e compliance with federal law or regulations that meant getting federal dollars if there wasn't compliance with that law or regulation. There has to be something else here.

3.

In addition to her exemplary work in restoring the vote to felons regardless of whether they've repaid their debt to society, Darneille has also worked to eliminate sanctions and oversight with regard to government fraud.

Darneille sponsors bills designed to eliminate ethical oversight of government workers and elected officials via the closure of multiple ethical oversight agencies designed to investigate complaints against public employees and elected officials accused of misusing state computers and other resources. The entities also train state workers on ethics rules and work to prevent campaign corruption.

Do you feel that it is a waste of tax dollars to fund independent oversight of public officials? This, if presented as is won't pass the credibility threshold; it's not believable that she "works to eliminate sanctions and oversight with regard to government fraud". Would she say that these measures were cost savings and that rather than eliminate "safety net" programs for children and the elderly she shut down or consolidated agencies or bureaucracies that were not effective or needed. I understand this is presented in a sarcastic way and our actual message about this would be more detailed and credibly presented. but our message will be stronger if we know what her thinking was.

4.

Darneille says accountability of elected officials and government workers is not needed, because:

"The rules are known and people are expected to follow the rules".

Do you agree with this statement? This statement as a follow up to citing cost savings or bureaucracy busting is a stronger presentation of her position. I'd like to know though what that preceding statement is. We would say, in any case something like: Does it make you more or less likely to support Darnielle if you knew she sponsored and led the fight to pass legislation which eliminated the xxxx xxx Board and the Governor's committee of XXXX Xxx. This left very little oversight of state workers who routinely handle hundreds of thousands of tax payer dollars. While eliminating these watchdog agencies and committees saved money in the short run, the loss of funds though fraud and lax oversight will cost much more money in the long run.

More or less likely if you knew...Darneille passed legislation that revoked scores of long standing regulations and oversight of elected officials who have been accused of misusing state funds and equipment such as computers and cell phones, for personal purposes or for campaign related activities. State taxpayers should not have to pay for mis use like this even if there is some minimal cost savings in the short run.

5.

Candidate Darneille has labeled herself a reformer and proponent of transparency in government.

However,

John Winkler <ccolywa@aol.com>

Tue, May 15, 2012 at 1:08 AM

To: kevin@thomasandfrench.com, terry@trstrategies.com

Kevin.

Terry is at 360.402.1057, mine is 360.402.1058. We need to talk with you about the poll questions and a few other items. Best time is likely between 2-5pm Tuesday, Thanks JBW

[Quoted text hidden]

<https://mail.google.com/mail/ca/u/0/?ui=2&ik=c82eb67c2f&view=pt&search=sent&th=1374a2b1f7bd78e5>

3/5

Terry Thompson <terry@trstrategies.com>
To: John Winkler <ccolywa@aol.com>
Cc: kevin@thomasandfrench.com

Tue, May 15, 2012 at 9:39 AM

Yes Let's finalize this today if we can....

Terry

[Quoted text hidden]

Donald McDonough <donm@dmamarketresearch.com>
Reply-To: Donald McDonough <donm@dmamarketresearch.com>
To: Kevin Hulten <kevin@thomasandfrench.com>
Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>, "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>

Wed, May 16, 2012 at 12:48 AM

Kevin,

Just wondering how it was going on the questions I asked about (highlighted on your original e-mail)? Also I extrapolated from an article and added Darnielle's base salary combined with reimbursed expenses and got the following:

\$42,106 in base pay, plus \$33,500 in expenses = \$75,606 I think this was for 2010..?? Is my math correct and, is the year correct?

Let me know, and do you think the other information will be ready by Friday?

Thanks

Don

Don McDonough
DMA Market Research
5749 South Eddy Street
Seattle, WA 98118-0385

206-604-0385 (office/cell)
206-760-7737 (office)

From: Kevin Hulten <kevin@thomasandfrench.com>
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: Terry Thompson <terry@trstrategies.com>; "ccolywa@aol.com Winkler" <ccolywa@aol.com>; "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>
Sent: Monday, May 14, 2012 12:06 AM
Subject: Re: Darneille information

[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com>

Wed, May 16, 2012 at 12:11 PM

5/23/12

Thomas and French Mail - Re: Darneille information

To: Donald McDonough <donm@dmamarketresearch.com>
Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>, "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>

Don,

I sent the info late last night, but maybe I had an issue because I can't find the email in my outbox. I'll resend as soon as I can - this afternoon.

Terry, John - I have an update/summary that I'll be getting out to you as well.

Kevin

[Quoted text hidden]

Donald McDonough <donm@dmamarketresearch.com>

Wed, May 16, 2012 at 12:27 PM

Reply-To: Donald McDonough <donm@dmamarketresearch.com>

To: Kevin Hulten <kevin@thomasandfrench.com>

Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>, "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>

Kevin

I assume the salary and expense question I asked about is answered in the materials you are going to re-send..?

Don McDonough
DMA Market Research
5749 South Eddy Street
Seattle, WA 98118-0385

206-604-0385 (office/cell)
206-760-7737 (office)

From: Kevin Hulten <kevin@thomasandfrench.com>

To: Donald McDonough <donm@dmamarketresearch.com>

Cc: Terry Thompson <terry@trstrategies.com>; "ccolywa@aol.com Winkler" <ccolywa@aol.com>; "jonrudicil@yahoo.com" <jonrudicil@yahoo.com>

Sent: Wednesday, May 16, 2012 12:11 PM

Subject: Re: Darneille information

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5/23/12

Thomas and French Mail - Response to Questions/Additional Strategy



Kevin Hulten <kevin@thomasandfrench.com>

Response to Questions/Additional Strategy

4 messages

Kevin Hulten <kevin@thomasandfrench.com>

Wed, May 16, 2012 at 7:35 PM

To: Donald McDonough <donm@dmamarketresearch.com>

Don -

Please see attached Word doc for the answers to your questions. For some reason this email bounced last night - let me know when you get it and call me if you have any questions.

As referenced in the Word document, I am also attaching a sample press clipping with regard to the AIDS Foundation employment matter. Further, please see below for a graphical representation to whom Darneille is beholden for her financial support.

The document contains a complete CV I've pieced together as well as a series of quotes, press clippings and source materials corresponding with the questions you posed.

I am available to chat tonight.

Kevin

Kevin Hulten
Thomas and French LLC
425.679.9110

covers through 2011

In State vs. Out of State contributions from individuals, in dollars

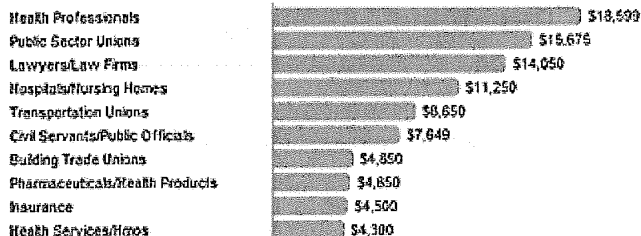


Individuals vs. PACs in dollars



Top Industries

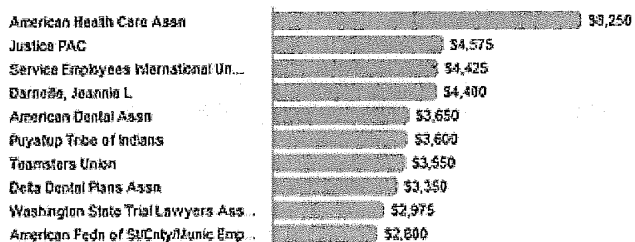
opensecrets.org and followthemoney.org classify contribution data into about 100 industries.



75% of the total amount raised came from an identifiable industry.

Top Contributors

includes contributions from an organization's employees, their family members and its political action committee.



4 attachments

1. News Tribune, The (Tacoma, WA) - May 12, 2007

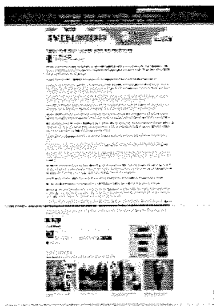
Executive director of the Pierce County AIDS Foundation, Jeannie Darneille, has been put on indefinite leave by the foundation's board of directors. The board of directors was short on details about the suspension Friday, except to say it was partly related to "management style" and her handling of the foundation's finances as a state legislator. There are many factors to it," said Darneille, a Democratic state representative from Tacoma's 27th.

Package Content: Article of 152 words

NewsLibrary.com newspaper archive clipping service
newspapers and other news sources.png
18K

ence or interest to meet the demand.
"We don't see organizations lining up and saying, 'Gee, we want to work with people with AIDS,'" Darneille said.

The Spokesman Review Google News Archive Search.png
28K



Director may leave AIDS foundation News Tacoma Weekly.png
938K

5/23/12

Thomas and French Mail - Response to Questions/Additional Strategy

 **Pollinganswers.docx**
34K

Kevin Hulten <kevin@thomasandfrench.com>
To: terry@trstrategies.com, John Winkler <ccolywa@aol.com>
Cc: Jon Rudicil <jon@thomasandfrench.com>

Wed, May 16, 2012 at 7:37 PM

[Quoted text hidden]

4 attachments

1. News Tribune, The (Tacoma, WA) - May 19, 2007

State suspended facts of case, AIDS issue

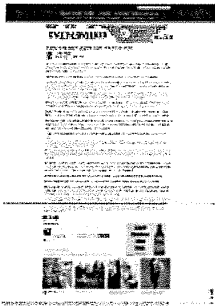
The executive director of the Pierce County AIDS Foundation, Jeanne Darnelle, has been put on indefinite leave by the foundation's board Darnelle was in on details about the suspension Friday, except to say it was partly related to "management style" and her long leave of absence as a state legislator. There are many reports of it," said Darnelle, a Democratic state representative for Tacoma's 27th.

Personal Contact Article of 162 words

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ence or interest to meet the demand.
"We don't see organizations lining
up and saying, 'Gee, we want to work
with people with AIDS,'" Darnelle
said.

The Spokesman Review Google News Archive Search.png
28K



Director may leave AIDS foundation News Tacoma Weekly.png
938K

 **Pollinganswers.docx**
34K

Kevin Hulten <kevin@thomasandfrench.com>
To: jconnelly@connelly-law.com

Wed, May 16, 2012 at 7:39 PM

Mr. Connelly -

You may be interested in the attached discussion of polling strategy and some details surrounding initial discoveries with regard to the opponent. Please let me know if there is anything I can do for you. I hope we will have an opportunity to debrief soon - either via conference call or in person. I am following your race with keen interest.

All the best,

Kevin Hulten

425.679.9110

[Quoted text hidden]

<https://mail.google.com/mail/ca/u/0/?ui=2&ik=c82eb67c2f&view=pt&search=sent&th=13758a65ddec2b76>

3/4

4 attachments

1. News Tribune, The (Tacoma, WA) - May 19, 2007

Board suspends AIDS director

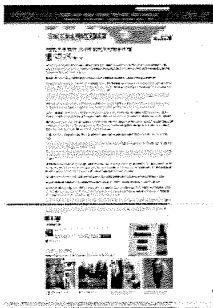
The executive director of the Pierce County AIDS Foundation, Joanne Darnelle, has been put on administrative leave by the foundation's board. Darnelle was in court on details about the suspension Friday, except to say it was mostly related to "management style" and her single leave of absence as a child legislator. There are many people at it," said Darnelle, a Democratic state representative from Tacoma's 27th.

Pierce County AIDS, 16752 words

NewsLibrary.com newspaper archive clipping service
newspapers and other news sources.png
18K

ence or interest to meet the demand.
"We don't see organizations lining up and saying, 'Gee, we want to work with people with AIDS,'" Darnelle said.

The Spokesman Review Google News Archive Search.png
28K



Director may leave AIDS foundation News Tacoma Weekly.png
938K

 Pollinganswers.docx
34K

Jack Connelly <jconnelly@connelly-law.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Wed, May 16, 2012 at 8:00 PM

Kevin: Thank you. If possible, I would love to debrief in person. Thank you for your work on this.

Jack

From: Kevin Hulten [mailto:kevin@thomasandfrench.com]
Sent: Wednesday, May 16, 2012 7:40 PM
To: Jack Connelly
Subject: Fwd: Response to Questions/Additional Strategy

[Quoted text hidden]



Kevin Hulten <kevin@thomasandfrench.com>

Fwd: Important

15 messages

Terry Thompson <terry@trstrategies.com>

Fri, May 18, 2012 at 11:04 AM

To: Kevin Hulten <kevin@thomasandfrench.com>

Cc: Donald McDonough <donm@dmamarketresearch.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>


2143 and 2144 look like the best.

Here are some good bills we need to look through and test

We need to make sure the language is totally accurate and dead on.

Kevin can you look through all these and see if there are more - this looks like a gold mine,

Begin forwarded message:

 **img-518100311.pdf**
208K**Donald McDonough** <donm@dmamarketresearch.com>

Fri, May 18, 2012 at 11:32 AM

Reply-To: Donald McDonough <donm@dmamarketresearch.com>

To: Terry Thompson <terry@trstrategies.com>, Kevin Hulten <kevin@thomasandfrench.com>

Cc: Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

Terry,

Thanks got it.

Kevin,

Are there other specific bills she either voted for or sponsored, that we can cite, that are evidence of some of our broader message claims, e.g. She is soft on crime; She has always voted for lax or diminished oversight/checks/ethics requirements of elected officials and government employees; She sides more with the political class than with regular folks; she never meet a tax increase she didn't like (vote for) --

I'll review this material as well but I thought there are people who have already spent a lot of time with this information and could relate it more or less top of mind back to Terry and John and me.(as Terry has done with these Corrections Department Bills 2143 and 2144)

Thank you,

Don

Don McDonough
DMA Market Research
5749 South Eddy Street
Seattle, WA 98118-0385

206-604-0385 (office/cell)
206-760-7737 (office)

From: Terry Thompson <terry@trstrategies.com>
To: Kevin Hulten <kevin@thomasandfrench.com>
Cc: Donald McDonough <donm@dmamarketresearch.com>; Jack Connelly <JConnelly@connelly-law.com>; "ccolywa@aol.com Winkler" <ccolywa@aol.com>
Sent: Friday, May 18, 2012 11:04 AM
Subject: Fwd: Important

[Quoted text hidden]

Donald McDonough <donm@dmamarketresearch.com>

Fri, May 18, 2012 at 3:15 PM

Reply-To: Donald McDonough <donm@dmamarketresearch.com>

To: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

Cc: Kevin Hulten <kevin@thomasandfrench.com>

Got it, thanks.

Do we have all the endorsements on our web-site? Do we have the endorsement of the Tacoma cops yet? Or will we? I haven't looked at the web-site recently so I don't know if all our endorsements are there (if we have any)? If there are factual elements like endorsed by.... for Jack or Darnielle that we want to test, please pass them along. That would include her contributions and ours, e.g. how many individual donations do we have compared to her?; And who has the lower average contribution?

Also, I didn't see her House mail costs. I know we have the expenses that she had reimbursed, but don't the Members get a mail budget that taxpayers pay for?

I'm just looking for incidental things like this that aren't out there in any organized way yet.

Also Kevin, I sent a question for you about her combined salary and expenses being around \$77,000 for 2010 (I think it was 2010), did you see that and was my figure correct?

Don McDonough
DMA Market Research
5749 South Eddy Street

5/23/12

Thomas and French Mail - Fwd: Important

Seattle, WA 98118-0385

206-604-0385 (office/cell)

206-760-7737 (office)

From: Terry Thompson <terry@trstrategies.com>
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: John Winkler <ccolywa@aol.com>
Sent: Friday, May 18, 2012 12:15 PM
Subject: Re: Important

Don

These two are the ones that have the Tacoma cops so mad at here...

Terry

[Quoted text hidden]

Terry Thompson <terry@trstrategies.com>
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: "ccolywa@aol.com Winkler" <ccolywa@aol.com>, Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 3:59 PM

Don

Back in the day, guys like John won PRIZES for draining the members mail accounts - whoever spent the most won.

Whatever are you suggesting?

Phrases like "a mail budget that taxpayers pay for"??? Come on - besides she probably wasted her dough sending that crap to all registered voters. We just focused on the non-aligned 3/4 voters in the swing precincts - right Winkler?

Should we hit her for possibly doing something we did all the time?

IF THE POLL SAYS YES - YES!

Anyway, this is shaping up - THANKS

Terry

[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com>
To: Terry Thompson <terry@trstrategies.com>
Cc: Donald McDonough <donm@dmamarketresearch.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>
Bcc: Jon Rudicil <jon@thomasandfrench.com>

Fri, May 18, 2012 at 4:12 PM

5/23/12

Thomas and French Mail - Fwd: Important

Will digest tonight. Thanks.

On May 18, 2012, at 11:04 AM, Terry Thompson <terry@trstrategies.com> wrote:

>
> 2143 and 2144 look like the best.
> Here are some good bills we need to look through and test
>
> We need to make sure the language is totally accurate and dead on.
>
> Kevin can you look through all these and see if there are more - this looks like a gold mine,
>
>
>
> Begin forwarded message:
>
>
> <mime-attachment>
> <img-518100311.pdf>

Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 4:18 PM

To: Donald McDonough <donm@dmamarketresearch.com>

Cc: Terry Thompson <terry@trstrategies.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

Don - I think answered that question in my last response so check that for more detail, but the short answer is that I don't think we can combine those figures.

One, the time periods are a little different. Two, it's a stretch to call office expenses and what not "salary" - when I was in the Senate the majority of these expenses were setting up the district office/travel/etc. Three, she's pretty much 50th percentile for these kind of expenses.

In short, it's a weak argument that has potential for blowback. Legislators get paid like crap. I'd hate to add to the misconception that they are getting rich.

However, taking per diem while sitting at home not working...that's something we can milk.

Just my two cents if you would like me to rally up exact figures with regard to salary and expenses, I can do that.

Best,

Kevin

[Quoted text hidden]

Jack Connelly <jconnelly@connelly-law.com>

Fri, May 18, 2012 at 4:19 PM

To: Kevin Hulten <kevin@thomasandfrench.com>

Kevin: We just received word that a Republican filed. A guy named Tim Jolibois. The Jolibois family is known as a Democratic family. I'm not sure he is a member but, if he is, then it means that Jeannie's people succeeded in getting a guy in to draw away votes from me.

Do we have enough to knock her down in the primary. This is roughly a 75/25 or 68/32 D/R district, and she is now the only woman running against two men, so I need to make sure that we can come through the primary. It

<https://mail.google.com/mail/ca/u/0/?ui=2&ik=c82eb67c2f&view=pt&search=sent&th=137611f62777d133>

4/8

5/23/12

Thomas and French Mail - Fwd: Important

would be nice to be able to cause this to backfire on her and knock her out in the primary though I recognize that that is a long shot. We did hear that they were looking for a male to file as a Republican and it looks like they succeeded.

Jack Connelly

[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com>
To: Jack Connelly <jconnelly@connelly-law.com>
Bcc: Jon Rudicil <jon@thomasandfrench.com>

Fri, May 18, 2012 at 4:41 PM

Okay Jack. I'm just leaving work. I'll get on it ASAP. Driving now but I'll give you a thorough response soon.

I'd hate to make a rash generalization, but I think we will be fine. I've worked contested primaries for the middle ground candidate the last two years. The middle is a great place to be, as we can expand into both margins. Darneille and the R can only go one way.

We need to shore up the law enforcement and first responder endorsements now tho. Cut the knees out from under this guy.

Talk to you soon - my direct line is 425.679.9110.

Kevin

Sent remotely

[Quoted text hidden]

Jack Connelly <jconnelly@connelly-law.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 4:47 PM

Thanks Kevin.

Jack

—Original Message—

From: Kevin Hulten [mailto:kevin@thomasandfrench.com]

[Quoted text hidden]

Jon Rudicil <jon@thomasandfrench.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 5:15 PM

Hey man I'll be finishing up in an hour or so. Ill give you a call if you're around about these emails to see what I can do to help out.

[Quoted text hidden]

Donald McDonough <donm@dmamarketresearch.com>
Reply-To: Donald McDonough <donm@dmamarketresearch.com>
To: Kevin Hulten <kevin@thomasandfrench.com>
Cc: Terry Thompson <terry@trstrategies.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

Fri, May 18, 2012 at 5:24 PM

Kevin

5/23/12

Thomas and French Mail - Fwd: Important

I thought the figure I added to her salary was for per diem -- at least that is what I intended; as you suggest I want the figure for the per diem she claimed for time she was supposed to be in Olympia; Can we get a figure for all the per diem that meets that definition? The "supposed to be in Olympia" definition. The total of all those days, whether or not we (or she for that matter) can prove or claim where she was, is what I would like to see. And your take on the Legislation that Terry passed along -- excluding the two bills Terry singled out, which are good to use.

Don McDonough
DMA Market Research
5749 South Eddy Street
Seattle, WA 98118-0385

206-604-0385 (office/cell)
206-760-7737 (office)

From: Kevin Hulten <kevin@thomasandfrench.com>
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: Terry Thompson <terry@trstrategies.com>; Jack Connelly <JConnelly@connelly-law.com>; "ccolywa@aol.com Winkler" <ccolywa@aol.com>
Sent: Friday, May 18, 2012 4:18 PM
Subject: Re: Important

[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com> Fri, May 18, 2012 at 5:29 PM
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: Terry Thompson <terry@trstrategies.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

You got it.

[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com> Fri, May 18, 2012 at 5:31 PM
To: Jon Rudicil <jon@thomasandfrench.com>

If you have time to analyze these bills, that would be great.

I am doing initial background on the R who filed today.

Begin forwarded message:

From: Terry Thompson <terry@trstrategies.com>
To: Kevin Hulten <kevin@thomasandfrench.com>
Cc: Donald McDonough <donm@dmamarketresearch.com>, Jack Connelly <JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

<https://mail.google.com/mail/ca/u/0/?ui=2&ik=c82eb67c2f&view=pt&search=sent&th=137611f62777d133>

6/8

Subject: Fwd: Important

2143 and 2144 look like the best.
Here are some good bills we need to look through and test


We need to make sure the language is totally accurate and dead on.

Kevin can you look through all these and see if there are more - this looks like a gold mine,

Begin forwarded message:

2 attachments

 **mime-attachment**
1K

 **img-518100311.pdf**
208K

Jon Rudicil <jon@thomasandfrench.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 6:06 PM

I'm headed home now, I'll start on them when I get there.

On May 18, 2012, at 5:32 PM, Kevin Hulten <kevin@thomasandfrench.com> wrote:

> If you have time to analyze these bills, that would be great.
>
> I am doing initial background on the R who filed today.
>
>
>
> Begin forwarded message:
>
> *From:* Terry Thompson <terry@trstrategies.com>
> *To:* Kevin Hulten <kevin@thomasandfrench.com>
> *Cc:* Donald McDonough <donm@dmamarketresearch.com>, Jack Connelly <
> JConnelly@connelly-law.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>
> *Subject:* *Fwd: Important*
>
>
> 2143 and 2144 look like the best.
> Here are some good bills we need to look through and test
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>
>

5/23/12


Thomas and French Mail - Fwd: Important

>
> Begin forwarded message:
> <mime-attachment>
> <img-518100311.pdf>

Jon Rudicil <jon@thomasandfrench.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Fri, May 18, 2012 at 8:49 PM

Kevin,
This is what I found on the two bills. Take a look I will give you a call in a few.
Jon
[Quoted text hidden]

 **Bill Analysis HB 2143 & 2144 2011-2012.docx**
108K



Kevin Hulten <kevin@thomasandfrench.com>

Early Release of Felons and Sex Criminals - Darneille Agenda

2 messages

Kevin Hulten <kevin@thomasandfrench.com>

Sat, May 19, 2012 at 2:47 PM

To: terry@trstrategies.com, Donald McDonough <donm@dmamarketresearch.com>, John Winkler <ccolywa@aol.com>

Cc: Jon Rudicil <jon@thomasandfrench.com>

Bcc: jconnelly@connelly-law.com

Attached please find a bill summary and suggested lines of attacks with regard to Darneille's House Bills 2143 and 2144.

I am also attaching official legislative bill summaries with regard to each of these bills (for your reference) and I will follow with a screenshot example that I think could be used in conjunction with a mailer or TV spot - just to add legitimacy.

We are currently reviewing the video archives of the public hearings with regard to these bills. I am sure we will be able to get audio of Darneille speaking to these bills.

Kevin

3 attachments **2143 HBA WAYS 12.pdf**
91K **2144 HBA WAYS 12.pdf**
81K **Suggested Rhetoric based on analysis of HB 2143 and 2144.docx**
15K

Terry Thompson <terry@trstrategies.com>

Sat, May 19, 2012 at 2:57 PM

To: Kevin Hulten <kevin@thomasandfrench.com>

Cc: Donald McDonough <donm@dmamarketresearch.com>, John Winkler <ccolywa@aol.com>, Jon Rudicil <jon@thomasandfrench.com>

THANKS

Very good work guys!!!!

Terry

On May 19, 2012, at 2:47 PM, Kevin Hulten wrote:

<2144 HBA WAYS 12.pdf>



Kevin Hulten <kevin@thomasandfrench.com>

Jolibois Background

2 messages

Kevin Hulten <kevin@thomasandfrench.com>

Sun, May 20, 2012 at 8:18 PM

To: jconnelly@connelly-law.com, terry@trstrategies.com, John Winkler <ccolywa@aol.com>

Bcc: Jon Rudicil <jon@thomasandfrench.com>

Gentlemen -

I'm just going to do this informally because the Jolibois file is a rabbit hole that I could disappear down for hours. I'll give you the quick rundown and then see what you and Terry/John would like me to do. At a bare minimum we should probably chase down the police reports on the DV and the commercial fishing problem. With that said...

Attached, please find screenshots of Tim's two criminal cases:

1. A criminal assault charge with a DV designation - It appears that Jolibois assaulted his estranged wife during the separation period prior to their divorce. Charges were dropped 18 months later. The police report on this should be great material. Would you like me to obtain it?
2. Illegal fishing/salmon. Violation of reporting requirements - not very interesting on its own until we combine it with the other fishing related issues in his background.

I am also attaching his current and past addresses, a list of aliases he uses and a list of known associates. In addition, he has a couple civil cases that I haven't been able to find the details on just yet. Give it a quick scan and see if anything jumps out at you.

Here's another interesting item: Jolibois is one of a very very small group of individuals who retained licenses to operate Purse Seining salmon fishing operations outside of Alaska. Basically, this is the process of stretching huge net across the mouth of a river or channel and gill-netting all the salmon that try to swim through. I am not sure how he got this permit (info attached), but I did notice that John Jolibois is a registered member of some Native American tribe that I've never heard of.

Anyway, NOAA completed a study a few years ago that pointed out that Purse Seining was destroying the salmon run and therefore they decided to begin a mandatory buyback of the Purse Seining permits. Jolibois is scheduled to receive his payout - about a quarter of a million dollars - this month.

So, Jolibois, it seems, is constantly getting paid thousands of tax payer dollars to not gill-net salmon. Sounds like a difficult business to explain to the average constituent.

In summary, there is a ton of material here. We can move this guy out of the race with ease. In addition to his criminal records and the shady connections/Fed grant issues, his background report indicates some severe financial problems and possible fraud.

Shall I go ahead and give you a complete background/analysis/recommendation on taking this guy down, or would you rather narrow the focus and/or concentrate on Darneille?

Kevin

7 attachments

[The body of the document contains several paragraphs of text that are extremely faint and illegible due to the quality of the scan. The text appears to be a formal document, possibly a report or a letter, but the specific content cannot be discerned.]

5/23/12

Thomas and French M... - DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes



Kevin Hulten <kevin@thomasandfrench.com>

DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes

7 messages

Kevin Hulten <kevin@thomasandfrench.com>

Sun, May 20, 2012 at 4:24 PM

To: terry@trstrategies.com, John Winkler <ccolywa@aol.com>

Cc: Jon Rudicil <jon@thomasandfrench.com>, Kevin Hulten <kevin@thomasandfrench.com>

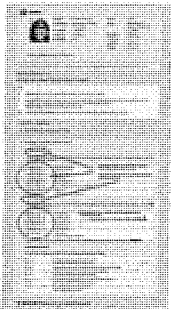
Gentleman,

I was able to locate a 2010 Legislative Survey Darneille filled out that pins her to some difficult ideological positions. The first area I've mined is spending - please see the attached DRAFT issue piece with regard to her tax and spend practices.

All statements in this piece are directly sourced and verifiable. Let me know if you like it. Here's a link to it on a secure test blog - for an idea on how it might look if we went viral with something like this.

Kevin

2 attachments



SpendingUpTaxesUp.png
225K



Darneille Issue Piece Spending.docx
239K

Kevin Hulten <kevin@thomasandfrench.com>

Sun, May 20, 2012 at 4:25 PM

To: jconnelly@connelly-law.com

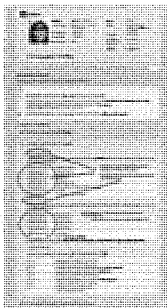
What do you think about this angle? Also, I've got a background report coming in on the R challenger later this afternoon. I'll be in touch. All the best - KH

[Quoted text hidden]

2 attachments

5/23/12

Thomas and French Mail - DRAFT Hit Piece: The Darneille Plan - Spend it all, raise taxes



SpendingUpTaxesUp.png

225K



Darneille Issue Piece Spending.docx

239K

Kevin Hulten <kevin@thomasandfrench.com>
To: Donald McDonough <donm@dmamarketresearch.com>

Sun, May 20, 2012 at 4:27 PM

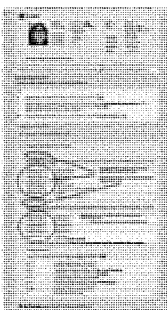
Forgot to include you on this one. What do you think? KH

----- Forwarded message -----

From: **Kevin Hulten** <kevin@thomasandfrench.com>
Date: Sun, May 20, 2012 at 4:24 PM
Subject: DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes
To: terry@trstrategies.com, John Winkler <ccolywa@aol.com>
Cc: Jon Rudicil <jon@thomasandfrench.com>, Kevin Hulten <kevin@thomasandfrench.com>

[Quoted text hidden]

2 attachments



SpendingUpTaxesUp.png

225K



Darneille Issue Piece Spending.docx

239K

Jack Connelly <jconnelly@connelly-law.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Sun, May 20, 2012 at 6:34 PM

Its interesting Kevin. We will poll to find out how liberal this District is. I know that a lot of people would like parts of this:

<https://mail.google.com/mail/ca/u/0/?ui=2&ik=c82eb67c2f&view=pt&search=sent&th=1376c9102d7f97ba>

2/6

5/23/12

Thomas and French Mail - DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes

They would like the spending on education , health care, and environmental issues I think.

- ✓ **Greatly increase** spending on K-12 Education
- ✓ **Greatly increase** spending on Higher Education
- ✓ **Increase spending** on Environmental Issues
- ✓ **Increase** Spending on Health Care
- ✓ **Increase** Spending on Welfare

From: Kevin Hulten [mailto:kevin@thomasandfrench.com]
Sent: Sunday, May 20, 2012 4:25 PM
To: Jack Connelly
Subject: DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes

What do you think about this angle? Also, I've got a background report coming in on the R challenger later this afternoon. I'll be in touch. All the best - KH

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Date: Sun, May 20, 2012 at 4:24 PM
Subject: DRAFT Hit Piece: The Darneille Plan - Spend it all, Raise taxes
To: terry@trstrategies.com, John Winkler <ccolywa@aol.com>
Cc: Jon Rudicil <jon@thomasandfrench.com>, Kevin Hulten <kevin@thomasandfrench.com>

Gentleman,

I was able to locate a 2010 Legislative Survey Darneille filled out that pins her to some difficult ideological positions. The first area I've mined is spending - please see the attached DRAFT issue piece with regard to her tax and spend practices.

All statements in this piece are directly sourced and verifiable. Let me know if you like it. Here's a link to it on a secure test blog - for an idea on how it might look if we went viral with something like this.

Kevin

Donald McDonough <donm@dmamarketresearch.com>
Reply-To: Donald McDonough <donm@dmamarketresearch.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Sun, May 20, 2012 at 11:11 PM

<https://mail.google.com/mail/ca/u/0/?ui=2&ik=c82eb67c2f&view=pt&search=sent&th=1376c9102d7f97ba>

3/6

5/23/12

Thomas and French Mail - DRAFT Hit Piece: The Darnielle Plan - Spend it all, Raise taxes

Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>

Kevin

Thank you. You've done a really through job and you have zeroed in on the most important elements -- politically/campaign wise. Good job. I'll be reviewing this stuff over the course of the next couple of days and much of it will be incorporated into the poll. If you have other thoughts on translating these votes and positions into message statements, feel free to e-mail them to me. I would appreciate seeing how you think this research is best translated in to anti-Darnielle statements/messages -- I could use that bit of additional help.

One bit of context for that translating is thinking about the message section of the poll; the intro to the section would read something like this:

"Here are some statements about Jeanne Darnielle that people in our community have given as reasons to vote against Darnielle and for her opponent. For each statement please tell me if that makes you more or less likely to support Darnielle."

areas in Yellow highlight are places where you could help with verification or correction

Q. Darnielle has voted for every tax increase that has come to the floor of the legislature. In the last ten years alone she has supported \$XXX billion in tax increases. She has even been a strong and consistent supporter of a state income tax. In tough economic times we need leaders in the legislature that will look at creative and bi-partisan ways to meet our revenue commitments and not over burden taxpayers.
(for this I do need a dollars approximation and the citations that show she supports an Income Tax)

Q. Darnielle has voted to decrease financial and ethical oversight of Legislators and of high ranking state employees. This is being done at a time when every penny of waste, fraud and abuse needs to be flushed out and exposed.

Q. During the past three state budget cycles, during the worst economic downturn since the Great Depression, Representative Darnielle has not voted for any cuts (or very few/hardly any??) in state spending. Darnielle has taken a hard partisan and ideological stance and has, in fact said she wants to see state spending increase in most areas from higher education to welfare and environmental regulations. She should have been willing to look at cuts in state spending and not just rely on tax increases. Now is not the time to increase spending.

Q. Jeanne Darnielle was chair of the House Budget Committee during the recession we are just now coming out of, but instead of taking a leadership role and being willing to compromise on state budgets with a balance of cuts in spending in some areas, holding spending to current levels in other areas, and looking at repealing tax loopholes rather than tax increases on ordinary citizens, she was very partisan and ideological and wouldn't compromise with Republicans or even members of her own party who are more conservative than she is.

<https://mail.google.com/mail/ca/u/0/?ui=2&ik=c82eb67c2f&view=pt&search=sent&th=1376c9102d7f97ba>

4/6

5/23/12

Thomas and French Mail - DRAFT Hit Piece: The Darnielle Plan - Spend it all, Raise taxes

Knowing this does it make you more or less likely to support Jeanne Darnielle?

Take a look at these and the information or additional verification needed where indicated. I have others that are framed in a similar way, but I am also interested in seeing if you have some specific ways you would translate your research into questions that fit the format above (more likely less likely).

Terry and John, please pitch in your two cents as well..

If I could get something back by end of day Monday or Tuesday morning I would appreciate it.

Thanks,

Don

Don McDonough
DMA Market Research
5749 South Eddy Street
Seattle, WA 98118-0385

206-604-0385 (office/cell)
206-760-7737 (office)

From: Kevin Hulten <kevin@thomasandfrench.com>
To: Donald McDonough <donm@dmamarketresearch.com>
Sent: Sunday, May 20, 2012 4:27 PM
Subject: Fwd: DRAFT Hit Piece: The Darnielle Plan - Spend it all, Raise taxes
[Quoted text hidden]

Kevin Hulten <kevin@thomasandfrench.com>
To: Donald McDonough <donm@dmamarketresearch.com>
Cc: Terry Thompson <terry@trstrategies.com>, "ccolywa@aol.com Winkler" <ccolywa@aol.com>
Bcc: Jon Rudicil <jon@thomasandfrench.com>

Mon, May 21, 2012 at 6:12 PM

Thanks for the kind words Don. I'll get something back to you in the AM. KH

[Quoted text hidden]

Donald McDonough <donm@dmamarketresearch.com>
Reply-To: Donald McDonough <donm@dmamarketresearch.com>
To: Kevin Hulten <kevin@thomasandfrench.com>

Tue, May 22, 2012 at 10:11 PM

Kevin,

This is what I was referring to

<https://mail.google.com/mail/ca/ui/0/?ui=2&ik=c82eb67c2f&view=pt&search=sent&th=1376c9102d7f97ba>

5/6

5/23/12

Thomas and French Mail - DRAFT Hit Piece: The Darnelle Plan - Spend it all, Raise taxes

Don McDonough
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Seattle, WA 98118-0385

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[Quoted text hidden]

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Public Disclosure Commission

STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

In re the Matter of the Investigation of:

No. 13-031

KEVIN T. HULTEN,

RESPONSE TO COMPLAINT

Respondent.

1. INTRODUCTION

I hereby submit this response to the complaint filed against me on April 11, 2013, by Andrea McNamara Doyle, Executive Director of the Public Disclosure Commission. The complaint alleges that there is "reason to believe" that I may have improperly used county resources to aid my former employer, Aaron Reardon, in his reelection campaign in 2011 during my tenure as an Executive Analyst in the Executive Office of Snohomish County.

Specifically, the complaint cites former RCW 42.17.130, now recodified as RCW 42.17A.555, which states that "No elective official nor any employee of his or her office nor any person appointed to or employed by any public office or agency may use or authorize the use of any of the facilities of a public office or agency, directly or indirectly,

RESPONSE TO COMPLAINT – Page 1

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1 for the purpose of assisting a campaign for election of any person to any office or for the
2 promotion of or opposition to any ballot proposition." See Exhibit 1. The statute goes on
3 to detail various types of activities and facilities prohibited. *Id.*

4 2. BACKGROUND

5 I am a 34-year-old marketing consultant in the Bay Area in California. Prior to
6 going to work for Snohomish County, I was a Legislative Assistant to Senator Steve
7 Hobbs from 2007 to 2011. In this role, I was introduced to and maintained professional
8 relationships with many individuals in Olympia. This network was an asset to the
9 Executive Office and likely a portion of the reason I was hired for the position, as the role
10 required a significant amount of communication with lobbyists and legislators as we
11 worked to advance Snohomish County's interests in Olympia. From 2007 to the time I
12 was hired at the Executive Office, I was actively involved in Democratic Party politics
13 outside of work and volunteered my time in support of party causes and campaigns. I
14 served a term as a Snohomish County elected PCO (Precinct Committee Officer) during
15 this time as well.

16 On January 3, 2011, I was hired as an executive analyst in the office of the
17 Snohomish County Executive, then Aaron Reardon. See Exhibit 2. My first day of work
18 was January 18, 2011, and my duties included advancing the legislative agenda for the
19 executive's office. Other responsibilities included communicating with local constituents,
20 overseeing local, state, and federal government affairs relationships and initiatives,
21 serving as a point of contact for the county's federal lobbyist, and serving as a central
point of communication for area governments and elected officials desiring to work with

RESPONSE TO COMPLAINT – Page 2

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APR - 1 2011

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1 the executive's office. *Id.* Major initiatives I was involved in included petitioning the
2 legislature for funding for the county's aerospace training center, implementing a county-
3 wide open data policy, and representing the executive's office in a regional FEMA flood-
4 mapping effort.

5 Notably, my position was management-exempt, and my work hours were wildly
6 unpredictable and fluid due to the 24/7 nature of the role. I was consistently called upon
7 to work nights, weekends, and early or late hours. My supervisor, Gary Haakensen,
8 explained that I was "expected to manage [my] own schedule to avoid bringing election-
9 related activity into the work place" and, importantly, he unequivocally stated that "I've
10 never found him engaged in campaign-related activity." See Exhibit 3. I was not afforded
11 the regular breaks and lunch hours of more traditional county employees.

12 I was also not afforded a county cell phone; instead, I already had a personal
13 iPhone and simply forwarded my work calls to that number. See Exhibits 3 & 4. The
14 unfortunate result of this "streamlining" was that calls to both my work number and my
15 personal number became mixed. This became an issue in the subsequent public records
16 requests for my work calls and texts when the production also detailed all my personal
17 and private information to the public. The Snohomish County Prosecutor noted with
18 regard to the record production that "the records enclosed document both calls and text
19 message routed through [Hulten's] county phone number and calls and text messages
20 routed through his personal cellular number." See Exhibits 3 & 4. My supervisor, Gary
21 Haakensen, further explained: "[T]he county wasn't charged extra for Hulten's personal
phone service." See Exhibit 3.

RESPONSE TO COMPLAINT – Page 3

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APR - 17 - 11

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1 As a Democratically-minded, single person with a vested interest in ensuring my
2 continued employment, in 2011 I volunteered my time – exclusively outside of work – to
3 volunteer for the Re-Elect Aaron Reardon campaign. It is my understanding that such
4 volunteer work is not only legal but also extremely common.

5 In June 2011, Mike Hope contacted me through personal channels and asked me
6 to meet him for lunch. I had a prior professional relationship with him through my time in
7 the legislature. At this meeting, Hope referenced his intent to run against my employer,
8 Aaron Reardon, and asked me to inform Reardon that unless he withdrew from the
9 upcoming executive race, Hope would, through his asserted local media connections,
10 publish damaging pictures and evidence relating to an affair or affairs with a county
11 employee. I told Hope that I wasn't privy to Reardon's campaign plans and that my only
12 relationship with him was that of employee-employer, all of which was true. Nonetheless,
13 Hope asked me to pass on the message and I did, both verbally and in a written memo.
14 See Exhibit 5. Reardon took the message in stride and proceeded to file for reelection the
15 next week. I found this entire episode greatly distasteful and left with a very negative
16 impression of Mr. Hope.

17 In mid-2011, a Seattle resident named John Chambers filed a PRA request
18 through the Seattle Police Department that resulted in the release of Mike Hope's
19 personnel record. Mr. Hope was the main opposition of Aaron Reardon in the 2011
20 campaign. The personnel record revealed previously unpublished disciplinary records
21 politically damaging to Hope, and they received some media attention. Once Mr. Hope
was notified that the records were scheduled for release, he issued a press release and

RESPONSE TO COMPLAINT – Page 4

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1 made a public accusation that either (a) there was no person named John Chambers or
2 (b) I was impersonating him.

3 In reality, John Chambers is a genuine individual whose independent decision it
4 was to file the public records request, as the Seattle Times reported in its October 1, 2011
5 article: "Hope was proven wrong last week on his allegations that Hulten used a fake
6 name. He still got plenty of press, though, much of it repeating his false claims." See
7 Exhibit 6. John Chambers is a friend of mine I have known many years through his
8 friendship with my brother, and we have played soccer together for several years. John
9 was interested in local politics and was looking for ways to get involved in Democratic
10 Party volunteer efforts. John's specific interest in the Hope/Reardon election originated
11 from my retelling of my distasteful encounter with Hope. John was a Seattle resident and,
12 disheartened by the actions of a Seattle police officer, took it upon himself to seek out Mr.
13 Hope's publicly available records. See Exhibits 7 & 8.

14 Once Mr. Hope disseminated rumors that I was impersonating John Chambers or
15 using a fake name, I began getting many press calls at work about the allegations. I
16 refrained from commenting or taking press calls on the matter and referred the calls to my
17 supervisor. I further informed my supervisor that these campaign-related matters were
18 infiltrating the work environment.

19 In 2012, a week before the general election, a local paper published allegations of
20 Aaron Reardon's affair with a county employee, throwing the office into turmoil. The
21 Snohomish County Prosecutor launched a very public, lengthy investigation, which was
subsequently closed with findings of no wrongdoing. However, throughout these

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1 investigations, I became convinced of multiple conflicts of interest that could not be
2 ignored: principally, the dual role of the Snohomish County Prosecutor as both counsel to
3 the Executive Office and the head of the investigation against it. Because of my concerns
4 about this mishandling of due process and the increasingly hostile environment I began to
5 face at work, I filed a whistleblower complaint in early 2013. To dramatically truncate the
6 story of this process, it must suffice to say that as a direct result of this filing, I lost my job
7 with Snohomish County, my personal files have been improperly accessed and
8 disseminated in public, and my name and reputation has been unfairly smeared through
9 the media.

10 To specifically address a major portion of the complaint's inquiry, the "drop down
11 box option" referred to is in actuality a Dropbox account, a monthly subscription cloud-
12 based storage service. This service allows one to store their personal files and
13 documents on the Internet, protected by password and encryption, so that they can be
14 accessed from any computer with Internet connectivity. The files do not exist on any
15 computer, but rather on the Internet itself. Thus, the ability to access a cloud-based
16 Dropbox account or files within that account from a particular computer means only that
17 the computer is connected to the Internet and that the user has the relevant username
18 and password. It has absolutely zero bearing on whether the files exist on that computer
19 or have ever been accessed from such computer. To be completely clear, this Dropbox
20 account is mine, private, and maintained for the storage of my personal files both prior to
21 and after my employment at Snohomish County. The files referenced in this complaint
have been pulled wholesale from this private account. See Exhibit 9.

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1
2 A. ISSUE ONE: TELEPHONE CALLS TO PDC STAFF

3 My recollection of the conversations with Mr. Perkins were that they revolved
4 around rules, regulation, and governance of social welfare organizations with regard to
5 campaigns. I was trying to find out past examples of such organizations to achieve a
6 better understanding of the framework and rules surrounding them as we looked ahead to
7 election season. Specifically, Mr. Hope was founding such an organization (100 Ideas
8 WA) and I was looking to determine whether his actions were proper. I only vaguely recall
9 the Law Enforcement memorial and do not believe it was something I found significant or
10 was looking into. I took notes regarding my conversations with Mr. Perkins and stored it in
11 my personal, private Dropbox account as explained above. Aaron Reardon did not
12 instruct me to make these calls, nor was it related to the normal operation of the
13 Snohomish County Executive Office.

14 As explained above, I volunteered for the Re-Elect Aaron Reardon campaign on
15 my own time and using my own resources and facilities. I specifically remember making
16 the calls referenced in my car, off campus property, using my personal iPhone. At no
17 point did I ever have a county cell phone: the calls were placed from my personal, private
18 cell phone and only showed up in the referenced phone records because my personal
19 cellular records were included in a batch release of public records by the county. See
20 Exhibits 3 & 4. Further, my work time was never a "traditional" 9-5 schedule; instead, I
21 worked throughout morning, afternoon, and evening hours seven days a week and was
"off" regularly at times through the normal workday; thus, my actions between the hours of

RESPONSE TO COMPLAINT – Page 7

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1 9AM to 5PM cannot properly be construed as "during work hours". See Exhibit 3. To the
2 best of my knowledge, I never used county facilities, resources, or time to conduct my
3 research in this regard.

4 B. ISSUE TWO: DROPBOX DOCUMENTS

5 As explained above, these documents have all been improperly accessed from my
6 personal, private Dropbox account. See Exhibit 9. Thus, as a preliminary matter, I object
7 to the questions regarding these documents as they are my private documents. However,
8 notwithstanding such objection, I freely admit that these documents did and still do exist in
9 my Dropbox account. *Id.* As a complete answer to all subquestions, I did not do work on
10 any of these projects or documents while using my work computer or laptop, nor did I
11 conduct the work on county time, nor did Aaron Reardon instruct me to work on them.
12 Any information that was shared with the campaign was done by me as a private citizen
13 on my own time. This constitutes my complete answer to subquestions (1), (2), (6), (7),
14 and (8). I will further address subquestions (3), (4), and (5) below.

15 (3) & (4). With respect to the questions regarding John Chambers and his
16 attorney, Adam Matherly, I have already addressed his existence and role in this matter.
17 See Exhibits 6, 7 & 8. The public records requests were his and his alone. *Id.* My
18 conversations with Mr. Matherly revolved around inquiring as to Mr. Chambers'
19 willingness to "come forward" and identify himself as an individual to absolve me of my
20 impossible media-imposed obligation to prove the negative. See Exhibit 8. These calls
21 were for my own benefit to prove to the public that I was not a liar, not to benefit Aaron
Reardon's campaign. As to whether an indirect benefit resulted I cannot speculate.

RESPONSE TO COMPLAINT – Page 8

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Public Disclosure Commission

1 (5). Mr. Ferrell is an Olympia attorney who specializes in cases involving police
2 abuse. My relationship with him exists is professional and exists solely outside of work.
3 Mr. Ferrell initiated and filed the complaint. I believe that information I had researched
4 may have ended up being used in the complaint. After the complaint was filed, I did share
5 the relevant information with Aaron on my own time outside of work.

6 C. ADDITIONAL QUESTIONS

7 (1) I do not recall the specific material referred to in this alleged statement, nor
8 do I recall ever making this statement. However, I freely admit that negative material
9 about Mike Hope was covered by the media.

10 (2) No materials were obtained from my laptop; instead, as explained in detail
11 above, they were accessed from my personal Dropbox account in the cloud. See Exhibit
12 9. The presence of such documents in the cloud does not imply their presence on any
13 work computer; in fact, if these documents had been accessed by me on the county
14 network, the records would indicate such.

15 (3) & (4) Any and all campaign-related communication I had with media was
16 conducted outside of work, whether by email, phone, or face to face. This was a
17 conscious decision made despite the fact that multiple media sources were constantly
18 attempting to contact me regarding campaign-related matters during inappropriate hours.
19 I consistently refused to speak with them.

20 (5) I have a longstanding journalistic background and grew up in this town. I
21 thus needed no list to know the relevant players in the media.

(6) – (15) No.

RESPONSE TO COMPLAINT – Page 9

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D. QUESTIONS REGARDING SNOCO PHONES

Public Disclosure Commission

(1) As noted by the PDC, Ms. Lanham was the lobbyist for the Aerospace Futures Alliance of WA. I likely have been acquainted with her since working as a LA for Senator Hobbs. In this context, I was working directly with Ms. Lanham as a normal and customary part of my official duties as an Executive Analyst for Snohomish County. We were working together during the process to successfully attain state funding for the retraining of the county's aerospace workforce. See Exhibit 10. Our efforts resulted in a \$2.5 million budget allocation that funded the county's aerospace training center. *Id.* The school retrains over 300+ workers per year and places them in family-wage aerospace jobs within the county, not only addressing the needs of county constituents but also providing a local workforce for the county's largest employer. *Id.* I was unaware that Ms. Lanham had made any contribution to Aaron Reardon's campaign and at no time solicited or communicated with Ms. Lanham regarding Aaron's campaign.

(2) McBee Strategic in Washington, D.C., was Snohomish County's federal contract lobbyist. They were paid \$8,000 per month through a publicly awarded county contract for the rendering of government affairs services on a federal level. I communicated with McBee Strategic as a normal and customary part of my official duties as an Executive Analyst for Snohomish County in order to advance the interests of Snohomish County federally. I was unaware of any contributions McBee Strategic may have made to Aaron Reardon's campaign and at no time solicited or communicated with any member of this organization regarding Aaron's campaign, nor did we discuss Mike Hope in any capacity.

RESPONSE TO COMPLAINT – Page 10

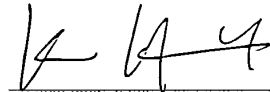
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4. CONCLUSION

Public Disclosure Commission

I want to explain that the time I worked at Snohomish County has been some of the most negative of my life. I at all times took my job very seriously, tried to perform my job to the best of my abilities, and did my best to follow the applicable rules. At one point, I became so concerned that I properly balance this tightrope that in January 2012, I requested guidance from my direct supervisor, Gary Haakensen. Despite my requests, I received no advice or aid whatsoever. Last year, I lost my job and eventually felt compelled to leave the state because of the unending negativity in the press. I have done my best to act properly and at all times genuinely desired to abide by the rules set in place. I do not believe that I have violated RCW 42.17A.555. I am doing my best to move on from this nightmare in a positive manner. I therefore ask that you dismiss this complaint without further action.



KEVIN THOMAS HULTEN

4/1/2014

DATE

RESPONSE TO COMPLAINT – Page 11

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Public Disclosure Commission

EXHIBIT 1

RCW 42.17A.555**Use of public office or agency facilities in campaigns — Prohibition — Exceptions.**

Public Disclosure Commission

No elective official nor any employee of his or her office nor any person appointed to or employed by any public office or agency may use or authorize the use of any of the facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition. Facilities of a public office or agency include, but are not limited to, use of stationery, postage, machines, and equipment, use of employees of the office or agency during working hours, vehicles, office space, publications of the office or agency, and clientele lists of persons served by the office or agency. However, this does not apply to the following activities:

(1) Action taken at an open public meeting by members of an elected legislative body or by an elected board, council, or commission of a special purpose district including, but not limited to, fire districts, public hospital districts, library districts, park districts, port districts, public utility districts, school districts, sewer districts, and water districts, to express a collective decision, or to actually vote upon a motion, proposal, resolution, order, or ordinance, or to support or oppose a ballot proposition so long as (a) any required notice of the meeting includes the title and number of the ballot proposition, and (b) members of the legislative body, members of the board, council, or commission of the special purpose district, or members of the public are afforded an approximately equal opportunity for the expression of an opposing view;

(2) A statement by an elected official in support of or in opposition to any ballot proposition at an open press conference or in response to a specific inquiry;

(3) Activities which are part of the normal and regular conduct of the office or agency.

(4) This section does not apply to any person who is a state officer or state employee as defined in RCW 42.52.010.

[2010 c 204 § 701; 2006 c 215 § 2; 1979 ex.s. c 265 § 2; 1975-'76 2nd ex.s. c 112 § 6; 1973 c 1 § 13 (Initiative Measure No. 276, approved November 7, 1972). Formerly RCW 42.17.130.]

Notes:

Finding -- Intent -- 2006 c 215: "(1) The legislature finds that the public benefits from an open and inclusive discussion of proposed ballot measures by local elected leaders, and that for twenty-five years these discussions have included the opportunity for elected boards, councils, and commissions of special purpose districts to vote in open public meetings in order to express their support of, or opposition to, ballot propositions affecting their jurisdictions.

(2) The legislature intends to affirm and clarify the state's long-standing policy of promoting informed public discussion and understanding of ballot propositions by allowing elected boards, councils, and commissions of special purpose districts to adopt resolutions supporting or opposing ballot propositions." [2006 c 215 § 1.]

Disposition of violations before January 1, 1995: "Any violations occurring prior to January 1, 1995, of any of the following laws shall be disposed of as if chapter 154, Laws of 1994 were not enacted and such laws continued in full force and effect: *RCW 42.17.130, chapter 42.18 RCW, chapter 42.21 RCW, and chapter 42.22 RCW." [1994 c 154 § 226.]

***Reviser's note:** RCW 42.17.130 was recodified as RCW 42.17A.555 pursuant to 2010 c 204 § 1102, effective January 1, 2012.

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Snohomish County
Executive Office

Aaron Reardon
County Executive

(425) 388-3460
FAX (425) 388-3434
MS #407
3000 Rockefeller Avenue
Everett, WA 98201-4046

January 3, 2011

Mr. Kevin Hulten
Sent via email to:
Kevin.Hulten@gmail.com

Dear Kevin:

Welcome!

We are pleased that you have accepted the offer of employment as Executive Analyst for the Executive Office. You will be reporting directly to Gary Haakenson, Deputy Executive. Nancy Peinecke, Executive Office Assistant, will assist with necessary administrative details. The salary for this position is \$4,911.20 per month (pay grade 109, step 1) and is management exempt. Your hiring is contingent upon successful passage of background screening. Please sign and return the attached waiver form to authorize the background screening.

Your first day of work will be Tuesday, January 18, 2011. Work hours are normally 8 a.m. to 5 p.m. Monday through Friday but vary according to work responsibilities. There are a nice variety of eating establishments in the area and the Executive Office has a lunchroom for its employees. We have a refrigerator and microwave for employee use.

This position is responsible for duties as described in your job description. Professional office attire is expected at all times. Your office will be located on the 6th floor of the Administration West building.

As a management exempt employee, you receive twenty-five personal leave days on January 1 of each calendar year. For 2011, you will receive a pro-rated amount of personal leave when you begin working for the County. You may use up to half of your personal leave days in the first six months of employment.

You are scheduled to attend our new employee orientation session from 8:30 a.m. – 3:30 p.m. on Wed., January 26, 2011. Please meet in the Snohomish County Human Resources Office located on the first floor of Admin West. You will receive information regarding medical benefits at the orientation session. Federal law requires proof of eligibility to work in the United States prior to being hired. Federal Form I-9 is required to establish your eligibility, please bring

Page 1 of 2

county.executive@snoco.org
www.snoco.org

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1 of 2

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acceptable documentation with you to orientation. You will also need dependent information with you such as spouse/child social security number, birth date, etc.

If you wish to park in the County parking garage, you will need to arrange that in advance through the Snohomish County Facilities Management Team. To purchase a parking permit, contact Glen at 425-388-3348.

We are looking forward to the day you join our team! Feel free to contact us with any questions you may have.

Sincerely,



Aaron Reardon
County Executive

EXHIBIT /

2 of 2

January 3, 2011
Page 2 of 2

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EXHIBIT 3

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Heraldnet Article Re: Haakenson Quotes

Public Disclosure Commission

<http://www.heraldnet.com/article/20120506/NEWS01/705069938>

Deputy County Executive Gary Haakenson said he supervises Hulten, but not so closely that he monitors "him sitting at his desk, and who he calls."

The analyst is expected to manage his own schedule to avoid bringing election-related activity into the work place.

"I've never found him engaged in campaign-related activity," Haakenson said.

In response to a public records request, the county released phone bills detailing roughly 25,000 calls and text messages involving Hulten in 2011. Hulten objected to the release, arguing privacy violations.

Until The Herald asked to see the Reardon staffer's government phone bills, county officials were unaware that Hulten had arranged for calls to his county cell phone to be routed to his personal iPhone. Hulten also uses the device for two personal cell phone numbers as well as Web-based voice messaging.

Every call and text wound up being listed in the county's phone bills. Haakenson said he's convinced that the county wasn't charged extra for Hulten's personal phone service.

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EXHIBIT 4

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----- Forwarded message -----

From: "Di Vittorio, Sara" <sara.di.vittorio@co.snohomish.wa.us>
To: "Ward, Amy" <Amy.Ward@snoco.org>
Cc: "Hulten, Kevin" <Kevin.Hulten@co.snohomish.wa.us>, "Haakenson, Gary" <Gary.Haakenson@snoco.org>, "Cummings, Jason" <jcummings@co.snohomish.wa.us>
Date: Wed, 4 Apr 2012 16:29:16 -0700
Subject: PDR12-01045

Amy – per my discussion with Kevin, I agreed that explanatory language would be included in the County's response to Mr. Haglund's request.

Please include the below language in your email response to Mr. Haglund. All of the remaining records are to be released in their entirety. Thank you.

Included in response to your public records request are telephone records documenting the use of Kevin Hulten's Snohomish County cell phone number, 425-754-3322. In February of 2010, Mr. Hulten made the decision to forward his county phone number to his personal cell phone. The records enclosed document both calls and text messages routed through his county cell phone number and calls and text messages routed through his personal cell number.

Sara Di Vittorio

Public Records Deputy Prosecutor

Snohomish County Prosecuting Attorney's Office

Robert J. Drewel Bldg., 8th Floor

3000 Rockefeller Avenue, M/S 504

Everett, WA 98201-4060

425-388-6343

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EXHIBIT 5

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Summary of meeting with Rep. Hope

I met with Rep. Mike Hope at the Lake Stevens Haggen food court on June 3. The meeting took place on my own time, and was informal in nature. Hope and I have known each other for five years and have maintained a friendly relationship. The meeting lasted 45 minutes. Prior to extensive conversation, I informed Hope that I was on my own time, and just wanted to catch up with him. I also made it clear that I am a County employee, I enjoy my job, and that I have no knowledge or connection to any political or campaign activities. I also explained to him how my employment with the County had come about.

After about 15 minutes of good natured small talk, Hope broached a topic regarding the executive race. He said that he was glad that we were meeting at that time, because he had some information that he wanted to pass on to AGR.

Hope then referred to a PDC complaint. I believe he called it "the travel thing" or something similar. I wasn't familiar with what he was referencing, so I asked him to clarify. He then described a PDC complaint regarding AGR and travel documentation. Hope referred to those who filed the complaint as "they" and said that we both know where these things originate from during a campaign.

Hope stated that it had been brought to his attention by a Herald reporter that the complaint had been referred to the Attorney General via a 45 day letter, and that the clock was ticking on this letter, requiring the PDC to act. Hope said that if the PDC did not act - as he suspected - then the matter would be referred to civil court, and AGR would be deposed in open court.

Hope specifically wanted to discuss the deposition. He said that the "lawyers" could get AGR on the stand, and anything would be fair game. Specifically, he referred to "pay to play", and said "We've all heard about the affairs, whether they are true or not, I don't know."

Hope said that he wanted to give AGR a heads up so he could clean things up before he was deposed. Hope said that he would hope the same courtesy would be given to him.

I told Hope that I wasn't familiar with the rumors he references, and that I hadn't heard of the deposition process. Hope then went into further detail. He said that he had always instructed his campaign that if they ever came across material such as affairs, they could use it politically, as long as a heads up was given to the opponent first.

Hope then described his impression of the affairs rumors. He specifically referenced two Gold's Gym personal trainers. He also referenced on County employee. He said that "they" had texts from third party employees backing up these assertions, and photos of AGR's car at a residence. He also said that AGR had a Gold's Gym employee fired. Finally, Hope said that this was all subject to deposition and that the illegality of it centered on the fact that the affairs happened on county time.

Hope then discussed "pay to play". He said that this centered on allegations that AGR solicited payments from builders in order to approve projects. Hope said that "they" had a disgruntled builder who had made an illicit payment, but still had not received approval.

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Hope finally said that the deposition was likely to happen within the next week or so, and that he wanted AGR to have a chance to clean things up. ^{Public Disclosure Commission}

Since this was an informal meeting, I wasn't sure if Hope was telling me this as a friend, or if he wanted me to pass the info along to AGR. So I asked him. Specifically, I asked what he thought I should do with the information. He stated that I should tell him, that he would want to know, and that AGR should have a chance to know prior as well.

We discussed other matters as well, informally, and the conversation was friendly in tone. It was, however, my impression that Hope wanted to convey a sense that "they" were holding sensitive information regarding AGR, that AGR was facing serious court issues, and that AGR should resolve the issue prior to deposition, in order to avoid embarrassment/legal issues.

I am writing this up and including my handwritten notes in an attempt to pass along the information as I understood it.

Kevin Hulten

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The Seattle Times

Winner of Nine Pulitzer Prizes

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Local News

Go to the **politics section** for more local and national politics coverage.

Politics Northwest

The Seattle Times political team explores national, state and local politics.

October 1, 2011 at 1:14 PM

Reardon confronts Hope about fake name allegations

Posted by Emily Heffter

In a candidate forum Friday morning, Snohomish County Executive Aaron Reardon confronted his opponent Mike Hope about accusations that Reardon staffer Kevin Hulten used a fake name to file frivolous complaints and records requests.

Reardon asked Hulten Wednesday whether Hulten was using the fake name "John Chambers." The executive was quoted saying Hulten didn't know anything about Chambers' complaints.

As it turns out, Hulten wasn't pretending to be Chambers. But Hulten is a close friend of Chambers' and the two were sharing information about Hope.

In a Friday morning debate at the Tulalip Resort Casino, Hope confronted Reardon about his management abilities, saying Reardon should investigate his employees. If elected, Hope says he would have an office of professional integrity.

Hulten "lied to your face the other day, and you said you would take his word for it," Hope said.

Reardon shot back that he's a tough boss. "You step out of line in my office, you're terminated," he said. As for Hulten, Reardon said Hope falsely accused his employee of "a felony."

"That's not integrity," he said. "So please don't question my integrity when you have demonstrated ... that sometimes you don't quite understand what that is yourself."

Hope was proven wrong last week on his allegations that Hulten used a fake name. He still got plenty of press, though, much of it repeating his false claims.

The Seattle Weekly ran with Hope's story and called John Chambers a "phantom complaint filer."

The Herald in Everett followed the story all week, concluding Thursday that it was "a tangled web" and writing Friday that Hope's allegations about Hulten using a fake name were wrong.

Even the Washington State Republican Party got in on it with a news release, calling for an investigation into complaints filed "under a false name" -- John Chambers.

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EXHIBIT 7

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APR -1 2014

From: Kevin Hulten kevin.hulten@icloud.com
Subject: Fwd: Chambers Statement 9/28/11
Date: April 1, 2014 at 1:33 PM
To:

Public Disclosure Commission

----- Forwarded message -----

From: John Chambers <jac3112@gmail.com>
Date: Wed, Sep 28, 2011 at 7:32 AM
Subject: RE: Your Article "Hope Accuses Reardon Staffer of False Claims"
To: phaglund@heraldnet.com, ccartier@seattleweekly.com
Cc: adm@admeso.com

Mr. Haglund,

After reading your newest article in today's Herald, I feel compelled to contact you.

First and foremost, I am writing to inform you that I am not a Floridian sex offender, as Mr. Hope stated yesterday, nor am I a resident of that state. Rather, I am a Seattle taxpayer, living on Roy Street, with every right to seek out information regarding the conduct and performance of any civil official within the city I live, which includes Mr. Hope and the his actions as a civil servant of the City of Seattle.

From this point on, I will let my attorney speak on my behalf in regard to the matter at hand, and you can expect a statement to be issued by counsel very shortly, in fact I will attach it to this email.

To further differentiate myself from any other people who Mr. Hope decides to drag into this matter (to shift attention from the recent SPD ruling) I will provide my Washington State issued Driver's License number. It is as follows: CHAMBJA154P5.

Thank you for your time, and I hope that you will do your due diligence as a representative of the journalistic community in the future.

Thank you,

--
John Chambers

--
John A. Chambers



September 28, 2011

Re: Statement Request
Representation of Mr. John Chambers

To Whom It May Concern:

I am writing this statement at the request of my client, Mr. John Chambers. Yesterday one or more press releases were issued concerning certain complaints and public disclosure requests that have been filed by my client. Specifically, the press releases indicate that such actions were taken by others under a false or stolen identity. To the extent it serves my client's wish to correct this misinformation, I can offer the following facts.

In June of 2011, Mr. Chambers retained me as his attorney for the purpose of advising him on matters related to obtaining certain public records. Specifically, he was interested in obtaining any and all available records from the Seattle Police Department pertaining to Seattle police officer and current Washington State Representative Mike Hope. Mr. Chambers informed me from the outset that he had

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APR -1 2011

previously lodged complaints against Mike Hope with the Seattle Police Department and the Public Disclosure Committee. That said, my representation was limited to helping him obtain public records and advising him with regards to his own privacy concerns.

On July 6, 2011, Mr. Chambers personally submitted a public disclosure request (# P2011-2217) to the Seattle Police Department to obtain the personnel file for Mike Hope. Upon information and belief, Mr. Chambers provided no false information related to his identity or otherwise when making the request. The documents were made available on August 4, 2011 and were subsequently picked up in-person from Seattle Police Headquarters on August 5, 2011. No subsequent public disclosure requests have been submitted by my client to date.

Respecting my client's privacy, I will provide no contact information for Mr. Chambers. I can however verify that his full name as reported on his Washington State drivers license is John Allen Chambers and that he is a resident of the Lower Queen Anne neighborhood of Seattle.

Please be advised that I will not be commenting further with regards to this statement or any of the information contained herein or pertaining thereto unless and until I receive authorization from my client.

Respectfully Submitted,

/s/Adam D. Matherly
Adam D. Matherly, WSBA #41975
Law Offices of Adam D. Matherly, PLLC

2400 Fourth Avenue #203 | Seattle, WA 98121 | p: 206.458.8551 | f: 206.400.2698 | adm@admexq.com

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September 28, 2011

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Representation of Mr. John Chambers**

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Respectfully Submitted,

/s/Adam D. Matherly

Adam D. Matherly, WSBA #41975
Law Offices of Adam D. Matherly, PLLC

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EXHIBIT 9

N.B. – **Page 1** shows a screenshot of the current index of my private Dropbox account. **Page 2** shows a screenshot of the tab “2011 Review” from Page 1. Note that the document cited in the complaint “Research Project Index.docx” is stored in this folder with a “last modified” timestamp dating back to 2011.

Note also the presence of this response document itself, proving that this reflects a current screenshot of the account, still active and controlled by me, but also accessed without permission by Snohomish County. **Page 3** shows the billing statements showing that this is a private account paid for by me.

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Dropbox

Kevin Hulten

kevin.hulten@gmail.com
49.2 GB of 107 GB used

Settings
Install
Upgrade
Sign out

Name	Kind
384 Embarcadero Project	folder
2011review	folder
2014 Resume	folder
About Stacks.lpdf	folder
AdWords	folder
Anon	folder
Apps	folder
arse	folder
Arsenal articles	folder
Audiobooks	folder
California Consulting	folder

Files
Photos
Sharing
Links
Events
Get Started

Help Privacy

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Dropbox > 2011review

Kevin Hulten
kevin.hulten@gmail.com
49.2 GB of 107 GB used

Settings
Install
Upgrade
Sign out

Name	Kind	
Campaign Commercials and Media	folder	
John Chambers	folder	
Kevin Hulten Questions and complaint.pdf	document	
Opp Research Master File	folder	
Original Documents and Correspondence	folder	
PDC Response 2014 Draft.pdf	document	1 min ago
Research Project index.docx	document	12/2/2011 2:40 PM

Help Privacy

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Kevin Hulten ▾

Kevin Hulten
kevin.hulten@gmail.com
49.2 GB of 107 GB used

Settings

Install

Upgrade

Sign out

Transaction history

Date	Transaction #	Description	
3/16/2014	3RG45396KG24858ZY	PayPal Payment (receipt)	
3/16/2014	INVC66485040	Dropbox premium service - 100GB (3/16/2014 to 4/16/2014)	
2/16/2014	6JL125623XS467116	PayPal Payment (receipt)	
2/16/2014	INVC64474052	Dropbox premium service - 100GB (2/16/2014 to 3/16/2014)	\$9.99
1/16/2014	0L1270116R6945430	PayPal Payment (receipt)	\$9.99
1/16/2014	INVC62481993	Dropbox premium service - 100GB (1/16/2014 to 2/16/2014)	\$9.99
12/16/2013	5GY844716R991514C	PayPal Payment (receipt)	\$9.99
12/16/2013	INVC60412319	Dropbox premium service - 100GB (12/16/2013 to 1/16/2014)	\$9.99
11/16/2013	5HP99372JR0147827	PayPal Payment (receipt)	\$9.99
11/16/2013	INVC59426549	Dropbox premium service - 100GB (11/16/2013 to 12/16/2013)	\$9.99
10/16/2013	3GU30543HN3020159	PayPal Payment (receipt)	\$9.99
10/16/2013	INVC56459158	Dropbox premium service - 100GB (10/16/2013 to 11/16/2013)	\$9.99
9/16/2013	855226597N7883505	PayPal Payment (receipt)	\$9.99
9/16/2013	INVC54639505	Dropbox premium service - 100GB (9/16/2013 to 10/16/2013)	\$9.99
8/16/2013	65538107A70019809	PayPal Payment (receipt)	\$9.99
8/16/2013	INVC51313455	Dropbox premium service - 100GB (8/16/2013 to 9/16/2013)	\$9.99
7/16/2013	35345911BA196980P	PayPal Payment (receipt)	\$9.99
7/16/2013	INVC48068111	Dropbox premium service - 100GB (7/16/2013 to 8/16/2013)	\$9.99
6/16/2013	44A20185SW56214N	PayPal Payment (receipt)	\$9.99
6/16/2013	INVC45388864	Dropbox premium service - 100GB (6/16/2013 to 7/16/2013)	\$9.99
5/16/2013	9XS28856P2571480F	PayPal Payment (receipt)	\$9.99
5/16/2013	INVC42701190	Dropbox premium service - 100GB (5/16/2013 to 6/16/2013)	\$9.99
4/16/2013	92X17005E0565952W	PayPal Payment (receipt)	\$9.99
4/16/2013	INVC40218284	Dropbox premium service - 100GB (4/16/2013 to 5/16/2013)	\$9.99
3/16/2013	7TA4201645552432V	PayPal Payment (receipt)	\$9.99
3/16/2013	INVC37813020	Dropbox premium service - 100GB (3/16/2013 to 4/16/2013)	\$9.99
2/16/2013	7L729726883511331	PayPal Payment (receipt)	\$9.99
2/16/2013	INVC35727724	Dropbox premium service - 100GB (2/16/2013 to 3/16/2013)	\$9.99
1/16/2013	1GF01043G95424453	PayPal Payment (receipt)	\$9.99
1/16/2013	INVC33705551	Dropbox premium service - 100GB (1/16/2013 to 2/16/2013)	\$9.99

Invoice Payment Adjustment Refund

Current balance: \$0.00

All amounts shown are in US dollars.

Dropbox
Install
Mobile
Pricing
Business
Tour

About us
Dropbox Blog
Our team
Branding
News
Jobs

Support
Help Center
Get Started
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Copyright
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Referrals
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Developers

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EXHIBIT 10

Published: Monday, July 2, 2012, 12:01 a.m.

Washington Aerospace Training Center expanding

Aerospace training center expanding to accommodate twice the students

<< Prev Next >>



Dan Bates / The Herald

Carl Mattson holds an air wrench and eyes his work during a class late last year at the Washington Aerospace Training and Research Center.



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Michael O'Leary / The Herald

Washington Aerospace Training and Research Center student Anthony Olson works on a drilling assignment in 2011.

Public Disclosure Commission

By **Michelle Dunlop**, Herald Writer

EVERETT -- Just two years after opening, Everett's Washington Aerospace Training and Research Center celebrated growth last Thursday.

Gov. Chris Gregoire cut the ribbon on an expansion that will enable the center to accommodate nearly double the number of students learning skills to land jobs in factories and shops.

"We need the WATR Center to come back in two years and expand again," Gregoire told about 75 local and state politicians, educators and community members.

Nearly 800 students have completed 12-week programs at the center's Paine Field location since it opened in June 2010. Roughly 75 percent of those graduates have landed jobs in the industry.

"We're getting students jobs. Jobs, jobs and more jobs," said Jean Hernandez, president of Edmonds Community College, which oversees the center's training program.

Demand for trained aerospace workers isn't likely to stop soon with the Boeing Co. and suppliers speeding up jet production. Boeing hired roughly 10,000 new employees in Washington in 2011 and has added another 3,000 so far in 2012.

"We need the talent," said Wayne Brown, a director for manufacturing and quality for Boeing. "We absolutely need the talent."

Katharine Huey was in the center's first graduating class, in 2010. The facility wasn't completed when Huey began taking courses. But her instructors' enthusiasm made up for it.

After working as a mechanic for about 18 months at Boeing, Huey since has begun helping with training at the jet maker.

"This training changed my life," Huey said of the WATR center.

Besides offering both certificate programs and customized training for companies, the training center has hosted some short-term programs to encourage teenagers to pursue careers in aerospace.

Jordan Saunders participated in one of the center's Cool Girls events, which brought 13- to 15-year old teenage girls from the Boys and Girls Club to the center.

The students worked with computer assisted design programs. They layered carbon fiber and resin to make composite trinket trays in a process similar to how composites are used in making airplanes.

"I learned airplanes are made out of fabric," Saunders said. "That's just awesome."

Michelle Dunlop: 425-339-3454; mdunlop@heraldnet.com.

Washington Aerospace Training and Research Center

The center is managed by Edmonds Community College at a building on the east side of Paine Field in Everett. New sections of each of the following 12-week programs start approximately every 30 days:

- Aerospace manufacturing core skills

Aerospace assembly mechanic

Aerospace electrical assembler

For more information, go to washingtonaerospace.com.

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**Snohomish County
Executive Office**

Aaron Reardon
County Executive

(425) 388-3460
FAX (425) 388-3434
MS #407
3000 Rockefeller Avenue
Everett, WA 98201-4046

January 3, 2011

Mr. Kevin Hulten
Sent via email to:
Kevin.Hulten@gmail.com

Dear Kevin:

Welcome!

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Your first day of work will be Tuesday, January 18, 2011. Work hours are normally 8 a.m. to 5 p.m. Monday through Friday but vary according to work responsibilities. There are a nice variety of eating establishments in the area and the Executive Office has a lunchroom for its employees. We have a refrigerator and microwave for employee use.

This position is responsible for duties as described in your job description. Professional office attire is expected at all times. Your office will be located on the 6th floor of the Administration West building.

As a management exempt employee, you receive twenty-five personal leave days on January 1 of each calendar year. For 2011, you will receive a pro-rated amount of personal leave when you begin working for the County. You may use up to half of your personal leave days in the first six months of employment.

You are scheduled to attend our new employee orientation session from 8:30 a.m. – 3:30 p.m. on Wed., January 26, 2011. Please meet in the Snohomish County Human Resources Office located on the first floor of Admin West. You will receive information regarding medical benefits at the orientation session. Federal law requires proof of eligibility to work in the United States prior to being hired. Federal Form I-9 is required to establish your eligibility, please bring

Page 1 of 2

county.executive@snoco.org
www.snoco.org

acceptable documentation with you to orientation. You will also need dependent information with you such as spouse/child social security number, birth date, etc.

If you wish to park in the County parking garage, you will need to arrange that in advance through the Snohomish County Facilities Management Team. To purchase a parking permit, contact Glen at 425-388-3348.

We are looking forward to the day you join our team! Feel free to contact us with any questions you may have.

Sincerely,

Aaron Reardon
County Executive

SNOHOMISH COUNTY JOB DESCRIPTION

EXECUTIVE ANALYST

Spec No. 2071

BASIC FUNCTION

To review and track items submitted by county departments to the Executive's Office which require Executive and/or Council approval.

STATEMENT OF ESSENTIAL JOB DUTIES

1. Reviews items submitted by county departments to determine if the required information and request for action is included in the cover memo; returns incomplete items to the initiating department; monitors the flow of action items through the Executive Office; brings delayed items to the attention of the appropriate staff member; provides information to departmental and Council representatives concerning the status of submitted items; recommends procedural changes which will expedite the review of action items.
2. Researches and analyzes well defined issues and problems confronting the county, as directed; utilizes established data gathering procedures and compiles information from questionnaires, records, regulatory materials and other sources; analyzes and evaluates relevant information, develops findings, conclusions and recommendations as appropriate and prepares routine correspondence, memoranda, reports and other written materials as necessary; may assist other staff members in making presentations to the Executive and to the Council.
3. Monitors the scheduling of all county related public hearings; secures copies of notices; informs affected parties of hearings; contacts departments to secure the names of the contact person who will attend the hearing or can provide information to interested parties; informs appropriate county personnel of hearing results.
4. Develops and recommends Executive Office and/or departmental procedures such as how to transmit items requiring Executive or Council action or how to meet the requirements of a new or revised state law.
5. Maintains background reference files on actions taken by the Executive and/or County Council; provides information to interested parties as requested.
6. Answers and/or refers phone or mail inquiries from private citizens, county employees and other jurisdictions concerning any subject related to county government; receives complaints; refers complaints to appropriate Executive staff member or county employee for action; may notify complainant of action taken by phone or letter.

STATEMENT OF OTHER JOB DUTIES

7. Performs related duties as required.

SNOHOMISH COUNTY JOB DESCRIPTION

EXECUTIVE ANALYST

Spec No. 2071

MINIMUM QUALIFICATIONS

Bachelors degree in public or business administration, political science, one of the social sciences, or a closely related field; OR, any equivalent combination of training and/or experience which provides the required knowledge and abilities. Prefer one (1) year experience in government administration or management. Must pass job related tests.

SPECIAL REQUIREMENTS

A valid Washington State Driver's License may be required for employment.

KNOWLEDGE AND ABILITIES

Knowledge of:

- the principles and practices of public administration;
- the organization, structure and function of county government;
- the role of the executive branch of government;
- research methods and techniques.

Ability to:

- gather, analyze, synthesize and evaluate a variety of data including statistical data;
- organize facts and present findings, conclusions and recommendations in a clear, concise and logical manner;
- prepare clear and concise written reports;
- exercise good judgment as to when to act independently and when to refer situations to a higher authority;
- relate to and communicate effectively both orally and in writing with people of all ages and from a variety of cultural, economic and social backgrounds;
- establish and maintain effective work relationships with elected officials, department heads, associates, subordinates and the general public;
- work under pressure and meet deadlines;
- analyze and solve work related problems.

SUPERVISION

The employees receive general supervision from the Executive Administrator. Specific instructions are given for new or unusual assignments. Employee exercises his/her own initiative in performing recurring assignments or in seeking answers to inquiries or complaints.

SNOHOMISH COUNTY JOB DESCRIPTION

EXECUTIVE ANALYST

Spec No. 2071

WORKING CONDITIONS

The majority of the work is performed in the usual office environment. The employee may be required to work evenings, weekends and holidays as necessary.

Class Established: April 1988
EEO Category: 2
Pay Grade: 109
Workers Comp: 5306 Non-Hazardous

Spec No. 380389

Kurt Young

From: Haakenson, Gary [Gary.Haakenson@co.snohomish.wa.us]
Sent: Wednesday, September 10, 2014 9:51 AM
To: Kurt Young
Subject: RE: Kevin Hulten: PDC Case No. 13-031

Here ya go, Gary

From: Kurt Young [mailto:kurt.young@pdc.wa.gov]
Sent: Monday, September 08, 2014 12:04 PM
To: Haakenson, Gary
Subject: Kevin Hulten: PDC Case No. 13-031

Mr. Haakenson,

This email is a follow-up to the telephone conversations we had over the last couple of weeks concerning Kevin Hulten in PDC Case No. 13-031.

As we discussed, staff is investigating the allegations listed in the PDC Staff generated complaint that Mr. Hulten used Snohomish County facilities to support or oppose a candidate in 2011. I appreciate your cooperation and assistance in this matter to date, and for agreeing to staff's request that you respond in writing by email to several questions and/or statements from our previous conversations for you to answer or confirm. Please respond to the following questions:

- As Deputy Executive for Snohomish County, please describe your duties working for Aaron Reardon and oversight of Executive Office staff. As Deputy Executive I basically was in charge of the day to day operations of the Executive Office Departments and staff.
- I understand Mr. Hulten was hired by Aaron Reardon, Snohomish County Executive. Is that correct?
Yes
- Was that typical for Executive Reardon to be that involved with office staffing and hiring issues? He hired two employees during my tenure, not unheard of but unusual.
- When did you become aware that Mr. Hulten had been hired? I was asked by my Exec Asst to introduce him at our weekly Cabinet mtg because Aaron was not going to be there. It was my first knowledge of the hiring.
- When did you first meet him? The day of the meeting, his first day of work.
- What was Mr. Hulten's work schedule? M-F 8-5 job description and hiring letter attached
- Was he hired as an exempt or classified position staff person? Exempt
- Did he work a regular shift? yes

- Who determined Mr. Hulten's work schedule? He was expected to work 8-5 and was to notify me if different, he would often call and say he was working on something for the Exec and would be in later. Sometimes he would not call in at all.
- What were his duties or his job description? Job Description attached
- Did Mr. Hulten report to you? Yes but as time passed he always said he was working for Aaron not me. I wrote his annual review after one year and was critical in some areas of his performance. He went to Aaron to complain and Aaron rewrote it saying I was simply unaware of the tasks that Aaron had given him.
- Please describe the leave policy in the Executive's office during 2011. Typical leave policy, if you worked more than 40 hours you were allowed to make up for it later by taking some time off.
- To the best of your knowledge, did Mr. Hulten prepare any leave slips for any campaign work that he conducted during the normal Executive Office hours? No
- Did Mr. Hulten ever submit any leave slips to you or anyone else in the Executive's Office? Probably

During our previous telephone conversations, you indicated that Mr. Hulten was provided a Snohomish County desk phone for a land-line telephone number, a cellular telephone, and several lap top computers.

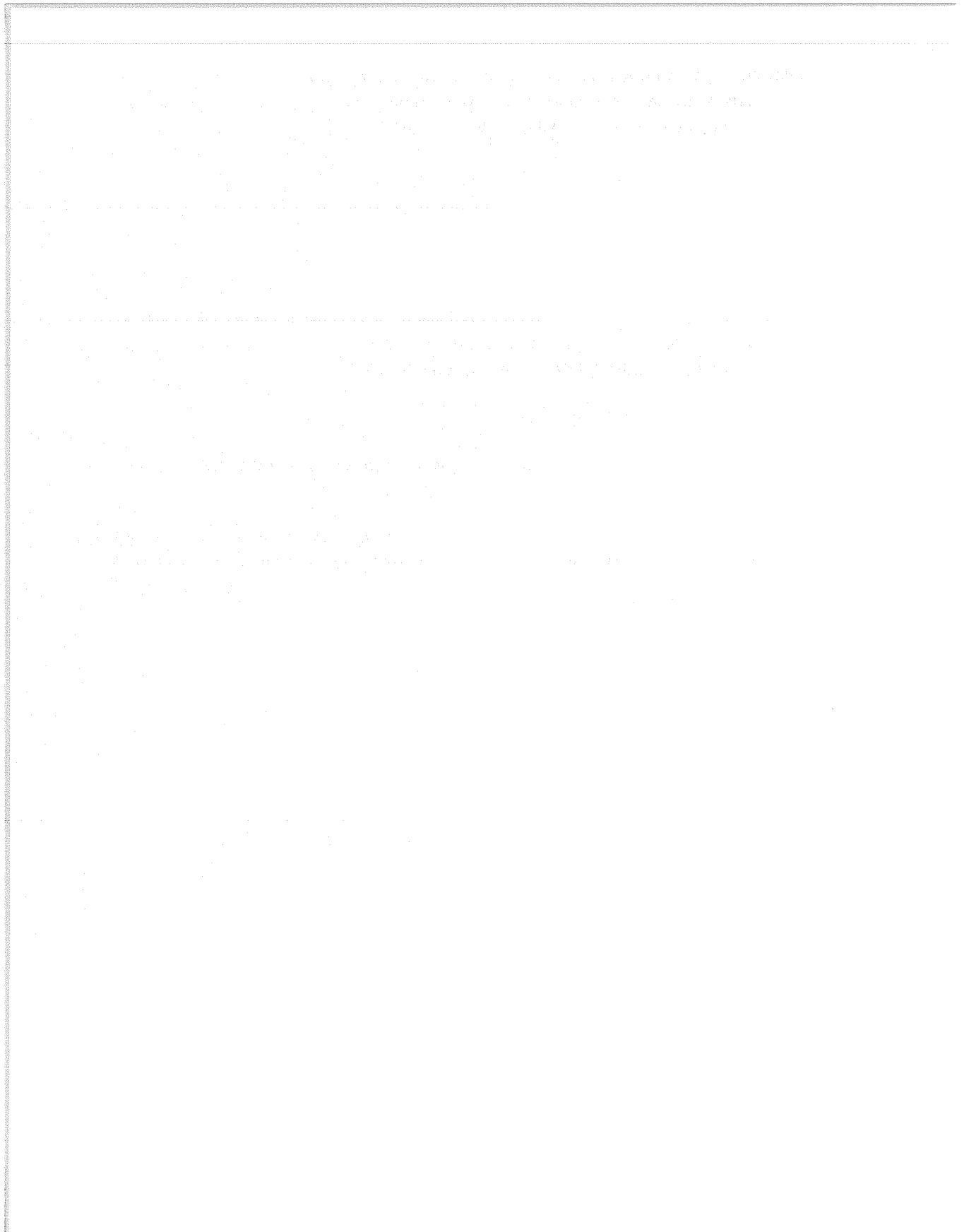
- Was Mr. Hulten issued a Snohomish County land-line telephone number that was billed under the name of Aimee Ocklander? Yes, it was assigned to him on 1-15-11. Amy's name was taken off in July 2011.
- When was Mr. Hulten assigned that number? Jan 15, 2011
- Did Mr. Hulten make calls using that telephone number during 2011? Yes
- Did Ms. Ocklander make any telephone calls using that number after Mr. Hulten was hired? No, her last day was January 18, 2011
- Did anyone else make telephone calls using the land-line number during 2011, that you are aware of? Not aware of anyone else
- Was Mr. Hulten issued a Snohomish County cellular telephone? Yes
- To the best of your knowledge, was the bill paid for by Snohomish County? Yes
- I understand there was an issue concerning Mr. Hulten synching up his personal phone with his Snohomish County cellular phone. Is that correct? Please explain. He claimed to have synced his work phone to his personal phone with a Google phone number. It was very confusing and the County continued to pay his bill.

- Please explain the difficulties that created for the Executive's office, and concerning future public records requests. When any PRR came in for his work phone we had to figure out which calls were personal and which were county calls. Same with texts. It was a nightmare.
- Was Mr. Hulten issued a Snohomish County lap top computer? Yes, maybe two or three.
- Did Mr. Hulten take the laptop home? yes
- Did he work remotely from home? Says he did
- If yes, who authorized that? No one, he just decided to do it and then would call me and say he was working on a project for Aaron and would be in later. I would check with Aaron and sometimes I was told yes he working on something for him and sometimes he said no he wasn't.
- Did he have an office computer? Yes one or two
- Did you or anyone else in the office authorize Mr. Hulten to access his personal Cloud storage for documents during his work hours or using the county internet system? NO !

Thank you again for your cooperation. I apologize in advance for the number of questions. You can respond in paragraphs or sections rather than answering every question, or whatever manner is most convenient for you.

Let me know if you have any questions.

Sincerely,
Kurt Young
PDC Compliance Officer
(360) 664-8854





September 28, 2011

**Re: Statement Request
Representation of Mr. John Chambers**

To Whom It May Concern:

I am writing this statement at the request of my client, Mr. John Chambers. Yesterday one or more press releases were issued concerning certain complaints and public disclosure requests that have been filed by my client. Specifically, the press releases indicate that such actions were taken by others under a false or stolen identity. To the extent it serves my client's wish to correct this misinformation, I can offer the following facts.

In June of 2011, Mr. Chambers retained me as his attorney for the purpose of advising him on matters related to obtaining certain public records. Specifically, he was interested in obtaining any and all available records from the Seattle Police Department pertaining to Seattle police officer and current Washington State Representative Mike Hope. Mr. Chambers informed me from the outset that he had previously lodged complaints against Mike Hope with the Seattle Police Department and the Public Disclosure Committee. That said, my representation was limited to helping him obtain public records and advising him with regards to his own privacy concerns.

On July 6, 2011, Mr. Chambers personally submitted a public disclosure request (# P2011-2217) to the Seattle Police Department to obtain the personnel file for Mike Hope. Upon information and belief, Mr. Chambers provided no false information related to his identity or otherwise when making the request. The documents were made available on August 4, 2011 and were subsequently picked up in-person from Seattle Police Headquarters on August 5, 2011. No subsequent public disclosure requests have been submitted by my client to date.

Respecting my client's privacy, I will provide no contact information for Mr. Chambers. I can however verify that his full name as reported on his Washington State drivers license is John Allen Chambers and that he is a resident of the Lower Queen Anne neighborhood of Seattle.

Please be advised that I will not be commenting further with regards to this statement or any of the information contained herein or pertaining thereto unless and until I receive authorization from my client.

Respectfully Submitted,

/s/Adam D. Matherly
Adam D. Matherly, WSBA #41975
Law Offices of Adam D. Matherly, PLLC

2400 Fourth Avenue #203 | Seattle, WA 98121 | p: 206.458.8551 | f: 206.400.2698 | adm@admesq.com

Administration - Option 81C

Extension Detail Report

Ext 3090, SEPT 2011

Printed: 13:11 Feb 26, 2012

Ext: 3090 - OCKERLANDER, AMY

Organizational Position: Snohomish Co / Executive / Executive Admin

Digits Dialed	Direction	Location		Date	Time	Duration	Cost	Route	Comment
253 310-5477	Incoming	TACOMA	WA USA	9/1/2011	13:17	1:20	0.00	Rte 0	Incoming Call
	Incoming			9/1/2011	13:25	3:16	0.00	Rte 0	
	Incoming			9/1/2011	13:59	0:10	0.00	Rte 0	
	Incoming			9/2/2011	10:04	0:04	0.00	Rte 0	
	Incoming			9/2/2011	14:52	0:06	0.00	Rte 0	
425 257-8010	Outgoing	EVERETT	WA USA	9/8/2011	9:34	0:12	0.00	Rte 0	Local
425 609-9140	Incoming	EVERETT	WA USA	9/8/2011	9:44	8:03	0.00	Rte 0	Incoming Call
	Incoming			9/9/2011	13:00	0:06	0.00	Rte 0	
360 691-6383	Incoming	GRANITEFLS	WA USA	9/12/2011	9:57	5:58	0.00	Rte 0	Incoming Call
360 716-4781	Incoming	MARYSVILLE	WA USA	9/12/2011	12:17	0:08	0.00	Rte 0	Incoming Call
425 220-7219	Incoming	EVERETT	WA USA	9/12/2011	14:26	1:02	0.00	Rte 0	Incoming Call
	Incoming			9/12/2011	16:01	0:06	0.00	Rte 0	
	Incoming			9/12/2011	18:23	0:04	0.00	Rte 0	
	Incoming			9/14/2011	12:57	15:10	0.00	Rte 0	
425 754-6581	Incoming	EVERETT	WA USA	9/14/2011	18:56	0:04	0.00	Rte 0	Incoming Call
253 310-5477	Incoming	TACOMA	WA USA	9/15/2011	11:24	0:38	0.00	Rte 0	Incoming Call
425 903-0117	Incoming	EVERETT	WA USA	9/19/2011	15:48	15:21	0.00	Rte 0	Incoming Call
253 310-5477	Incoming	TACOMA	WA USA	9/23/2011	9:47	0:26	0.00	Rte 0	Incoming Call
	Incoming			9/26/2011	10:46	0:08	0.00	Rte 0	
	Incoming			9/26/2011	15:27	6:40	0.00	Rte 0	
1 800 266-2278754354320337	Outgoing			9/27/2011	10:03	19:28	0.00	Rte 0	Toll Free
	Incoming			9/27/2011	10:48	4:12	0.00	Rte 0	
	Incoming			9/27/2011	10:58	1:36	0.00	Rte 0	
	Incoming			9/27/2011	13:59	0:06	0.00	Rte 0	
1 206 458-8551	Outgoing			9/27/2011	14:26	1:04:00	2.51	RT22	National
1206	Outgoing			9/27/2011	15:42	0:04	0.00	RT22	Internal
1 206 458-8551	Outgoing			9/27/2011	16:28	16:00	0.63	RT22	National
425 750-1984	Outgoing	EVERETT	WA USA	9/27/2011	16:44	10:32	0.00	Rte 0	Local
1 206 372-6169	Outgoing	SEATTLE SR	WA USA	9/27/2011	17:08	3:00	0.12	RT22	National
1206	Outgoing			9/27/2011	17:14	0:02	0.00	RT22	Internal
1 360 352-86239	Outgoing	OLYMPIA	WA USA	9/27/2011	17:16	2:00	0.08	RT22	National
	Incoming			9/28/2011	10:22	17:10	0.00	Rte 0	
360 691-2419	Outgoing	GRANITEFLS	WA USA	9/28/2011	12:28	0:18	0.00	Rte 0	Local
425 339-9313	Incoming	EVERETT	WA USA	9/28/2011	12:59	1:36	0.00	Rte 0	Incoming Call
360 691-2419	Outgoing	GRANITEFLS	WA USA	9/28/2011	17:11	1:14	0.00	Rte 0	Local
425 339-1702	Incoming	EVERETT	WA USA	9/29/2011	16:03	0:10	0.00	Rte 0	Incoming Call

Extension Detail Report

Durations reported in hh:mm:ss format

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Administration - Option 81C
Extension Detail Report
Ext 3090, SEPT 2011

Printed: 13:11 Feb 26, 2012

Ext: 3090 - OCKERLANDER, AMY

Organizational Position: Snohomish Co / Executive / Executive Admin

Digits Dialed	Direction	Location	Date	Time	Duration	Cost	Route	Comment
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Ext: 3090

Summary

	INCOMING			OUTGOING			TOTALS				
Cost Field	Calls	Duration	Cost	Calls	Duration	Cost	Calls	Duration	Avg.Dur	Cost	Avg.Cost
Incoming	25	1:23:40	0.00	0	0:00	0.00	25	1:23:40	3:21	0.00	0.00
Internal	0	0:00	0.00	2	0:06	0.00	2	0:06	0:03	0.00	0.00
Local	0	0:00	0.00	4	12:16	0.00	4	12:16	3:04	0.00	0.00
National	0	0:00	0.00	4	1:25:00	3.34	4	1:25:00	21:15	3.34	0.84
Toll Free	0	0:00	0.00	1	19:28	0.00	1	19:28	19:28	0.00	0.00
	25	1:23:40	0.00	11	1:56:50	3.34	36	3:20:30	5:34	3.34	0.09
Total # of Calls: 36			Total Minutes: 200.50			Total Cost			3.34		
						Total with Taxes			\$3.34		

Reviewed By

Approved By

Administration - Option 81C Extension Detail Report Ext 3090, OCT 2011

Printed: 13:27 Feb 26, 2012

Ext: 3090 - OCKERLANDER, AMY

Organizational Position: Snohomish Co / Executive / Executive Admin

Digits Dialed	Direction	Location		Date	Time	Duration	Cost	Route	Comment
209 261-0145	Incoming	MERCED	CA USA	10/1/2011	8:33	0:28	0.00	Rte 0	Incoming Call
209 261-0145	Incoming	MERCED	CA USA	10/1/2011	8:41	0:04	0.00	Rte 0	Incoming Call
209 261-0145	Incoming	MERCED	CA USA	10/1/2011	9:05	0:34	0.00	Rte 0	Incoming Call
301 866-4037	Incoming	LXGPK GTML	MD USA	10/2/2011	8:34	0:20	0.00	Rte 0	Incoming Call
360 793-1597	Incoming	SNOHOMISH	WA USA	10/3/2011	10:58	6:09	0.00	Rte 0	Incoming Call
	Incoming			10/3/2011	11:06	27:50	0.00	Rte 0	
	Incoming			10/3/2011	12:06	8:42	0.00	Rte 0	
1 206 372-6169	Outgoing	SEATTLE SR	WA USA	10/3/2011	12:58	2:00	0.08	RT22	National
1 360 352-8623	Outgoing	OLYMPIA	WA USA	10/3/2011	14:22	1:00	0.04	RT22	National
425 387-5167	Outgoing	EVERETT	WA USA	10/3/2011	14:23	4:56	0.00	Rte 0	Local
425 346-0035	Outgoing	EVERETT	WA USA	10/3/2011	14:43	0:36	0.00	Rte 0	Local
253 310-5477	Incoming	TACOMA	WA USA	10/3/2011	15:37	0:42	0.00	Rte 0	Incoming Call
	Incoming			10/3/2011	15:52	0:06	0.00	Rte 0	
	Incoming			10/3/2011	15:59	12:16	0.00	Rte 0	
206 372-6169	Incoming	SEATTLE SR	WA USA	10/3/2011	16:17	0:06	0.00	Rte 0	Incoming Call
	Incoming			10/4/2011	10:22	0:04	0.00	Rte 0	
	Incoming			10/4/2011	12:54	6:50	0.00	Rte 0	
1 206 458-8551	Outgoing			10/4/2011	15:52	1:06:00	2.59	RT22	National
425 339-1702	Incoming	EVERETT	WA USA	10/5/2011	9:48	1:18	0.00	Rte 0	Incoming Call
	Incoming			10/5/2011	14:50	0:04	0.00	Rte 0	
	Incoming			10/6/2011	11:26	19:58	0.00	Rte 0	
425 319-8158	Outgoing	EVERETT	WA USA	10/6/2011	13:12	8:46	0.00	Rte 0	Local
425 319-8158	Outgoing	EVERETT	WA USA	10/6/2011	15:37	2:28	0.00	Rte 0	Local
	Incoming			10/7/2011	9:11	0:01	0.00	Rte 0	
1 425 890-5818	Outgoing	BELLEVUE	WA USA	10/7/2011	9:59	3:43:00	8.74	RT22	National
	Incoming			10/7/2011	10:21	0:10	0.00	Rte 0	
	Incoming			10/7/2011	12:08	0:08	0.00	Rte 0	
	Incoming			10/7/2011	14:56	2:22	0.00	Rte 0	
	Incoming			10/7/2011	15:19	0:01	0.00	Rte 0	
	Incoming			10/7/2011	16:02	0:01	0.00	Rte 0	
209 261-0145	Incoming	MERCED	CA USA	10/8/2011	13:31	0:20	0.00	Rte 0	Incoming Call
	Incoming			10/10/2011	11:20	6:16	0.00	Rte 0	
425 778-2736	Incoming	HALLS LAKE	WA USA	10/10/2011	15:36	8:20	0.00	Rte 0	Incoming Call
	Incoming			10/10/2011	16:22	1:16	0.00	Rte 0	
425 585-0932	Incoming	SILVERLAKE	WA USA	10/11/2011	10:11	0:16	0.00	Rte 0	Incoming Call
	Incoming			10/11/2011	12:05	27:42	0.00	Rte 0	
	Incoming			10/11/2011	12:48	17:04	0.00	Rte 0	
1 360 708-3899	Outgoing	MT VERNON	WA USA	10/11/2011	13:05	36:00	1.41	RT22	National

Extension Detail Report

Durations reported in hh:mm:ss format

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Administration - Option 81C

Extension Detail Report

Ext 3090, OCT 2011

Printed: 13:27 Feb 26, 2012

Ext: 3090 - OCKERLANDER, AMY

Organizational Position: Snohomish Co / Executive / Executive Admin

Digits Dialed	Direction	Location		Date	Time	Duration	Cost	Route	Comment
360 708-3899	Incoming	MT VERNON	WA USA	10/11/2011	13:19	0:22	0.00	Rte 0	Incoming Call
425 765-4968	Incoming	BELLEVUE	WA USA	10/11/2011	14:49	0:12	0.00	Rte 0	Incoming Call
425 765-4968	Incoming	BELLEVUE	WA USA	10/11/2011	14:50	1:12	0.00	Rte 0	Incoming Call
1 360 708-3899	Outgoing	MT VERNON	WA USA	10/11/2011	16:08	1:00	0.04	RT22	National
360 708-3899	Incoming	MT VERNON	WA USA	10/11/2011	16:10	1:02	0.00	Rte 0	Incoming Call
360 708-3899	Incoming	MT VERNON	WA USA	10/12/2011	10:29	0:34	0.00	Rte 0	Incoming Call
425 750-1984	Outgoing	EVERETT	WA USA	10/12/2011	12:13	8:40	0.00	Rte 0	Local
6788	Incoming			10/12/2011	13:09	5:38	0.00	RT109	Internal
	Incoming			10/12/2011	14:10	8:28	0.00	Rte 0	
5070	Incoming			10/12/2011	14:35	1:26	0.00	RT130	Internal
1 360 708-3899	Outgoing	MT VERNON	WA USA	10/12/2011	14:46	2:00	0.08	RT22	National
1 206 719-3969	Outgoing	SEATTLE	WA USA	10/12/2011	14:47	1:09:00	2.70	RT22	National
425 765-4968	Incoming	BELLEVUE	WA USA	10/13/2011	10:48	0:12	0.00	Rte 0	Incoming Call
425 259-6273	Incoming	EVERETT	WA USA	10/13/2011	15:32	0:32	0.00	Rte 0	Incoming Call
5264	Incoming			10/14/2011	9:38	0:06	0.00	RT130	Internal
253 310-5477	Incoming	TACOMA	WA USA	10/14/2011	12:09	13:34	0.00	Rte 0	Incoming Call
360 631-7505	Incoming	ARLINGTON	WA USA	10/17/2011	11:39	9:15	0.00	Rte 0	Incoming Call
360 631-7505	Incoming	ARLINGTON	WA USA	10/17/2011	12:03	2:20	0.00	Rte 0	Incoming Call
360 631-7505	Incoming	ARLINGTON	WA USA	10/18/2011	11:02	1:34	0.00	Rte 0	Incoming Call
425 346-0035	Outgoing	EVERETT	WA USA	10/18/2011	12:54	0:40	0.00	Rte 0	Local
	Incoming			10/18/2011	12:56	4:28	0.00	Rte 0	
425 346-0035	Outgoing	EVERETT	WA USA	10/18/2011	13:16	4:38	0.00	Rte 0	Local
1 605 484-8223	Outgoing	RAPID CITY	SD USA	10/18/2011	13:37	10:00	0.39	RT22	National
253 310-5477	Incoming	TACOMA	WA USA	10/19/2011	9:25	0:08	0.00	Rte 0	Incoming Call
425 377-2610	Incoming	EVERETT	WA USA	10/19/2011	9:57	23:32	0.00	Rte 0	Incoming Call
	Incoming			10/19/2011	13:30	0:04	0.00	Rte 0	
	Incoming			10/19/2011	13:48	12:26	0.00	Rte 0	
	Incoming			10/20/2011	13:17	0:06	0.00	Rte 0	
	Incoming			10/24/2011	11:24	0:04	0.00	Rte 0	
1 605 484-8223	Outgoing	RAPID CITY	SD USA	10/25/2011	11:20	3:00	0.12	RT22	National
1 605 484-8223	Outgoing	RAPID CITY	SD USA	10/25/2011	11:23	10:00	0.39	RT22	National
253 310-5477	Incoming	TACOMA	WA USA	10/25/2011	16:20	0:36	0.00	Rte 0	Incoming Call
425 377-2610	Incoming	EVERETT	WA USA	10/26/2011	10:43	3:29	0.00	Rte 0	Incoming Call
425 258-6289	Outgoing	EVERETT	WA USA	10/26/2011	16:05	6:14	0.00	Rte 0	Local
425 388-3411	Incoming	EVERETT	WA USA	10/27/2011	9:47	0:36	0.00	Rte 0	Incoming Call
425 280-6100	Incoming	EVERETT	WA USA	10/27/2011	15:27	5:38	0.00	Rte 0	Incoming Call
425 259-6273	Incoming	EVERETT	WA USA	10/28/2011	12:54	0:34	0.00	Rte 0	Incoming Call
1 206 730-3364	Outgoing	SEATTLE	WA USA	10/28/2011	13:40	5:00	0.20	RT22	National

Extension Detail Report

Durations reported in hh:mm:ss format

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Administration - Option 81C

Extension Detail Report

Ext 3090, OCT 2011

Printed: 13:27 Feb 26, 2012

Ext: 3090 - OCKERLANDER, AMY

Organizational Position: Snohomish Co / Executive / Executive Admin

Digits Dialed	Direction	Location	Date	Time	Duration	Cost	Route	Comment
425 238-3608	Outgoing	EVERETT	WA USA	10/28/2011	14:35	2:16	0.00 Rte 0	Local

Ext: 3090

Summary

Cost Field	INCOMING			OUTGOING			TOTALS			Summary	
	Calls	Duration	Cost	Calls	Duration	Cost	Calls	Duration	Avg.Dur	Cost	Avg.Cost
Incoming	53	4:00:26	0.00	0	0:00	0.00	53	4:00:26	4:32	0.00	0.00
Internal	3	7:10	0.00	0	0:00	0.00	3	7:10	2:23	0.00	0.00
Local	0	0:00	0.00	9	39:14	0.00	9	39:14	4:22	0.00	0.00
National	0	0:00	0.00	12	7:08:00	16.78	12	7:08:00	35:40	16.78	1.40
	56	4:07:36	0.00	21	7:47:14	16.78	77	11:54:50	9:17	16.78	0.22
Total # of Calls: 77			Total Minutes: 714.83			Total Cost			16.78		
						Total with Taxes			\$16.78		

Reviewed By

Approved By



6242 Second Ave. N.W. Fax: (206) 364-3430
Seattle, WA 98107 Mobile: (206) 779-1494
Office: (206) 364-2344 E-mail: colbyunderwood@cuc LLC.net

POLITICAL FUNDRAISING INTERNS NEEDED FOR WINTER & SPRING OF 2008-2009

At least two part-time to full-time interns (20 to 40 hours per week) needed for assistance in political fundraising for select progressive local/regional/national races beginning IMMEDIATELY!

* Office Assistant: Duties will include prospect development, donor history and profiling, assistance with fundraising mailings, etc.

* Event Coordinator: Duties will include developing a list of prospective attendees, designing invitations, handling RSVPs, and attending the events around Seattle with other staff members.

The intern will also be expected to help with other day-to-day office duties.

Opportunities:

- Learn how political campaigns are run
- Develop an extremely marketable skill-set
- Networking knowledge and experience – many of our past interns have gone on to work at the upper levels of politics and business
- Learn local politics and develop relationships with candidates on a personal level
- Fun and challenging work atmosphere with professional acknowledgments

Qualifications:

- Highly organized and very thorough
- Extraordinarily detail-oriented
- Marketing and business skills
- Self-sufficient; able to work without constant supervision
- Punctual
- Efficient with strong multi-tasking abilities
- Excellent communication skills
- Professional demeanor
- Genuine interest in fundraising and politics and learning more about how the political world works
- Very familiar with Microsoft Excel, Outlook and Word

This internship is unpaid but Colby Underwood Consulting LLC does offer college credit for completed internships.

E-mail or fax resume and cover letter to:

Victor Nilsson
Colby Underwood Consulting LLC
victornilsson@cuc LLC.net
(206) 364-3430 fax
NO CALLS PLEASE.

Colby Underwood Consulting LLC is a small political and non-profit consulting firm which specializes in all aspects of fundraising, from event coordination and online fundraising, to direct and mail solicitation. We are constantly hiring interns and welcome resumes from interested candidates.

Page: 91 of 173
 Billing Cycle Date: 04/09/11 - 05/08/11
 Account Number: 287020665755
 Foundation Account Number : 00059277

Call Detail

425-754-3322

User Name: KEVIN HULTEN

Rate Code: 5KNW=5000 N&W, GVPM=GOVTPooling300, MME0=Unlimited Expd M2M, GOVP=GOVTNBPNTN300UM5000

Rate Period (PD): NW=Nwknd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
1	SAT	04/09	5:19PM	605-484-8223	INCOMI CL	1	5KNW	NW				0.00
2		04/09	5:35PM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
3	SUN	04/10	7:43AM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
4		04/10	5:45PM	425-238-3608	EVERET WA	2	5KNW	NW				0.00
5	MON	04/11	10:39AM	425-210-8531	EVERET WA	13	GVPM	DT				0.00
6		04/11	6:14PM	425-508-3983	EVERET WA	6	MME0	DT	M2MC			0.00
7	TUE	04/12	8:01AM	360-352-8623	OLYMPI WA	1	GVPM	DT				0.00
8		04/12	8:02AM	425-387-5167	EVERET WA	1	MME0	DT	M2MC			0.00
9		04/12	9:51AM	425-508-3983	EVERET WA	2	MME0	DT	M2MC			0.00
10		04/12	9:53AM	425-508-3983	EVERET WA	9	MME0	DT	M2MC			0.00
11		04/12	11:33AM	425-388-3393	EVERET WA	1	GVPM	DT				0.00
12		04/12	12:59PM	360-352-8623	INCOMI CL	3	GVPM	DT				0.00
13		04/12	5:42PM	360-352-8623	OLYMPI WA	1	GVPM	DT				0.00
14		04/12	5:43PM	425-387-5167	EVERET WA	2	MME0	DT	M2MC			0.00
15		04/12	8:51PM	425-508-3983	EVERET WA	38	MME0	DT	M2MC			0.00
16	WED	04/13	8:26AM	425-388-3883	EVERET WA	1	GVPM	DT				0.00
17		04/13	9:44AM	425-258-7390	EVERET WA	3	GVPM	DT				0.00
18		04/13	11:22AM	425-258-1832	INCOMI CL	2	GVPM	DT				0.00
19		04/13	2:56PM	425-508-3983	EVERET WA	17	MME0	DT	M2MC			0.00
20		04/13	5:21PM	425-238-3608	EVERET WA	1	GVPM	DT				0.00
21		04/13	5:23PM	425-238-3608	INCOMI CL	2	GVPM	DT				0.00
22		04/13	5:24PM	425-238-2816	EVERET WA	1	GVPM	DT				0.00
23		04/13	8:11PM	425-508-3983	EVERET WA	5	MME0	DT	M2MC			0.00
24	THU	04/14	9:05AM	425-339-3000	EVERET WA	1	GVPM	DT				0.00
25		04/14	10:34AM	425-754-5603	EVERET WA	1	GVPM	DT				0.00
26		04/14	5:48PM	605-484-8223	INCOMI CL	10	GVPM	DT				0.00
27		04/14	6:31PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
28		04/14	6:33PM	605-484-8223	INCOMI CL	2	GVPM	DT				0.00
29		04/14	6:35PM	425-508-3983	EVERET WA	10	MME0	DT	M2MC			0.00
30		04/14	9:05PM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
31		04/14	9:58PM	605-484-8223	INCOMI CL	2	5KNW	NW				0.00
32	FRI	04/15	12:31PM	000-000-0000	BLOCKED	6	MME0	DT	M2MC			0.00
33		04/15	1:58PM	000-000-0000	BLOCKED	1	MME0	DT	M2MC			0.00
34		04/15	2:28PM	425-508-3983	EVERET WA	8	MME0	DT	M2MC			0.00
35		04/15	5:11PM	425-502-0824	INCOMI CL	6	GVPM	DT				0.00
36		04/15	5:17PM	425-508-3983	EVERET WA	6	MME0	DT	M2MC			0.00
37		04/15	5:22PM	425-346-0035	EVERET WA	18	GVPM	DT	Steve Hobbs			0.00
38	SAT	04/16	3:30PM	605-484-8223	RAPID SD	2	5KNW	NW				0.00
39		04/16	6:21PM	425-387-0901	EVERET WA	1	MME0	NW	M2MC			0.00
40		04/16	6:29PM	425-238-3608	EVERET WA	1	5KNW	NW				0.00
41	SUN	04/17	3:55PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
42		04/17	3:56PM	605-484-8223	RAPID SD	4	5KNW	NW				0.00
43		04/17	5:29PM	605-484-8223	RAPID SD	12	5KNW	NW				0.00
44		04/17	7:47PM	425-508-3983	EVERET WA	1	MME0	NW	M2MC			0.00
45	MON	04/18	12:34PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
46		04/18	5:55PM	425-508-3983	EVERET WA	2	MME0	DT	M2MC			0.00
47		04/18	5:57PM	605-484-8223	RAPID SD	8	GVPM	DT				0.00
48		04/18	8:16PM	360-691-4659	GRANIT WA	2	GVPM	DT				0.00
49		04/18	8:31PM	425-508-3983	EVERET WA	7	MME0	DT	M2MC			0.00
50	TUE	04/19	2:10PM	206-779-1494	SEATTL WA	2	MME0	DT	M2MC Colby Underwood			0.00
51		04/19	6:07PM	605-484-8223	INCOMI CL	11	GVPM	DT				0.00
52		04/19	6:43PM	425-238-3608	EVERET WA	3	GVPM	DT				0.00
53		04/19	7:57PM	425-508-3983	EVERET WA	9	MME0	DT	M2MC			0.00

Page: 92 of 173
 Billing Cycle Date: 04/09/11 - 05/08/11
 Account Number: 287020665755
 Foundation Account Number : 00059277

Call Detail (Continued) 425-754-3322

User Name: KEVIN HULTEN

Rate Code: 5KNW=5000 N&W, GVPM=GOVTPooling300, MME0=Unlimited Expd M2M, GOVP=GOVTNBPNTN300UM5000

Rate Period (PD): NW=Nwkd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
54		04/19	10:59PM	425-238-3608	EVERET WA	3	5KNW	NW				0.00
55	WED	04/20	10:27AM	425-388-3411	INCOMI CL	2	GVPM	DT				0.00
56		04/20	11:44AM	425-339-5458	EVERET WA	3	GVPM	DT				0.00
57		04/20	2:53PM	206-779-1494	SEATTLE WA	2	MME0	DT	M2MC			0.00
58		04/20	2:57PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
59		04/20	7:19PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
60		04/20	7:19PM	605-484-8223	RAPID SD	4	GVPM	DT				0.00
61		04/20	7:23PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
62	THU	04/21	10:55AM	425-339-5441	EVERET WA	1	GVPM	DT				0.00
63		04/21	6:04PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
64		04/21	6:07PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
65		04/21	6:09PM	425-238-3608	EVERET WA	1	GVPM	DT				0.00
66		04/21	6:10PM	000-000-0000	BLOCKED	4	MME0	DT	M2MC			0.00
67		04/21	8:35PM	605-484-8223	RAPID SD	3	GVPM	DT				0.00
68		04/21	8:52PM	605-484-8223	RAPID SD	3	GVPM	DT				0.00
69		04/21	9:03PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
70	FRI	04/22	10:20AM	000-000-0000	BLOCKED	4	GVPM	DT				0.00
71		04/22	10:26AM	425-388-6353	EVERET WA	2	GVPM	DT				0.00
72		04/22	11:32AM	425-339-5458	EVERET WA	1	GVPM	DT				0.00
73		04/22	11:33AM	425-239-1321	EVERET WA	2	MME0	DT	M2MC			0.00
74		04/22	11:35AM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
75		04/22	12:43PM	605-484-8223	RAPID SD	2	GVPM	DT				0.00
76		04/22	12:57PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
77		04/22	2:31PM	425-280-7777	EVERET WA	2	GVPM	DT				0.00
78		04/22	7:52PM	425-210-0446	EVERET WA	1	GVPM	DT				0.00
79		04/22	8:30PM	605-484-8223	RAPID SD	1	GVPM	DT				0.00
80		04/22	9:12PM	605-484-8223	RAPID SD	3	5KNW	NW				0.00
81		04/22	9:17PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
82		04/22	9:38PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
83		04/22	9:39PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
84		04/22	9:54PM	605-484-8223	RAPID SD	5	5KNW	NW				0.00
85		04/22	10:16PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
86		04/22	10:22PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
87		04/22	10:28PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
88		04/22	10:29PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
89		04/22	10:31PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
90		04/22	11:38PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
91		04/22	11:39PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
92		04/22	11:39PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
93		04/22	11:40PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
94	SAT	04/23	3:10PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
95		04/23	3:14PM	605-484-8223	RAPID SD	2	5KNW	NW				0.00
96		04/23	5:27PM	605-484-8223	RAPID SD	2	5KNW	NW				0.00
97		04/23	5:37PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
98		04/23	6:22PM	605-484-8223	RAPID SD	3	5KNW	NW				0.00
99		04/23	6:32PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
100		04/23	6:36PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
101		04/23	7:02PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
102		04/23	8:42PM	605-484-8223	RAPID SD	3	5KNW	NW				0.00
103		04/23	8:47PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
104		04/23	8:47PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
105		04/23	8:48PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
106		04/23	8:49PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00

Page: 93 of 173
 Billing Cycle Date: 04/09/11 - 05/08/11
 Account Number: 287020665755
 Foundation Account Number : 00059277

Call Detail (Continued)

425-754-3322

User Name: KEVIN HULTEN

Rate Code: 5KNW=5000 N&W, GVPM=GOVTPooling300, MME0=Unlimited Expd M2M, GOVP=GOVTNBPNTN300UM5000

Rate Period (PD): NW=Nwknd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
107		04/23	8:49PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
108		04/23	8:49PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
109		04/23	8:50PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
110		04/23	8:52PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
111		04/23	8:54PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
112		04/23	8:55PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
113		04/23	8:57PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
114		04/23	9:01PM	605-484-8223	RAPID SD	1	5KNW	NW				0.00
115	SUN	04/24	10:32AM	425-238-3608	EVERET WA	7	5KNW	NW				0.00
116		04/24	2:39PM	425-238-3608	EVERET WA	1	5KNW	NW				0.00
117	MON	04/25	9:31AM	425-460-2513	BELLEV WA	6	GVPM	DT				0.00
118		04/25	9:36AM	425-508-3983	EVERET WA	3	MME0	DT	M2MC			0.00
119		04/25	9:39AM	425-252-7364	INCOMI CL	2	GVPM	DT				0.00
120		04/25	9:44AM	425-210-8531	EVERET WA	17	GVPM	DT				0.00
121		04/25	10:13AM	425-210-8531	EVERET WA	1	GVPM	DT				0.00
122		04/25	10:18AM	000-000-0000	BLOCKED	1	MME0	DT	M2MC			0.00
123		04/25	10:20AM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
124		04/25	10:20AM	425-508-3983	EVERET WA	13	MME0	DT	M2MC			0.00
125		04/25	1:52PM	000-000-0000	BLOCKED	6	MME0	DT	M2MC			0.00
126		04/25	3:14PM	425-460-2513	BELLEV WA	2	GVPM	DT				0.00
127		04/25	4:54PM	425-334-2024	EVERET WA	9	GVPM	DT				0.00
128		04/25	6:13PM	425-238-3608	EVERET WA	2	GVPM	DT				0.00
129	TUE	04/26	10:58AM	425-388-3879	EVERET WA	1	GVPM	DT				0.00
130		04/26	11:03AM	206-859-5600	SEATTL WA	4	GVPM	DT				0.00
131		04/26	11:07AM	425-346-0035	EVERET WA	21	GVPM	DT	Steve Hobbs			0.00
132		04/26	1:18PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
133		04/26	1:27PM	000-000-0000	BLOCKED	6	MME0	DT	M2MC			0.00
134		04/26	1:36PM	000-000-0000	BLOCKED	2	MME0	DT	M2MC			0.00
135		04/26	1:38PM	206-779-1494	SEATTL WA	3	MME0	DT	M2MC Underwood			0.00
136		04/26	4:02PM	000-000-0000	BLOCKED	28	MME0	DT	M2MC			0.00
137		04/26	5:54PM	425-280-7777	INCOMI CL	4	GVPM	DT				0.00
138		04/26	6:04PM	425-238-3608	EVERET WA	1	GVPM	DT				0.00
139		04/26	6:54PM	000-000-0000	BLOCKED	3	MME0	DT	M2MC			0.00
140	WED	04/27	9:52AM	206-779-1494	SEATTL WA	2	MME0	DT	M2MC Underwood			0.00
141		04/27	12:49PM	425-508-3983	EVERET WA	2	MME0	DT	M2MC			0.00
142		04/27	12:52PM	000-000-0000	BLOCKED	2	MME0	DT	M2MC			0.00
143		04/27	2:06PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
144		04/27	2:08PM	425-388-3411	EVERET WA	5	GVPM	DT				0.00
145		04/27	2:13PM	425-508-4552	EVERET WA	3	MME0	DT	M2MC			0.00
146		04/27	2:41PM	425-388-3883	EVERET WA	3	GVPM	DT				0.00
147		04/27	2:47PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
148	THU	04/28	1:07PM	425-508-3983	EVERET WA	7	MME0	DT	M2MC			0.00
149		04/28	1:14PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
150		04/28	1:15PM	000-000-0000	BLOCKED	1	MME0	DT	M2MC			0.00
151		04/28	3:34PM	202-234-1224	INCOMI CL	3	GVPM	DT				0.00
152		04/28	3:37PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
153		04/28	3:41PM	360-435-8810	ARLING WA	2	GVPM	DT				0.00
154		04/28	3:43PM	267-973-4037	PHILA PA	2	GVPM	DT				0.00
155		04/28	7:07PM	000-000-0000	BLOCKED	1	MME0	DT	M2MC			0.00
156		04/28	7:12PM	425-508-3983	EVERET WA	11	MME0	DT	M2MC			0.00
157		04/28	7:37PM	425-238-3608	EVERET WA	4	GVPM	DT				0.00
158		04/28	8:40PM	000-000-0000	BLOCKED	12	MME0	DT	M2MC			0.00
159		04/28	9:52PM	425-238-3608	INCOMI CL	3	5KNW	NW				0.00

Page: 94 of 173
 Billing Cycle Date: 04/09/11 - 05/08/11
 Account Number: 287020665755
 Foundation Account Number : 00059277

Call Detail (Continued) 425-754-3322

User Name: KEVIN HULTEN

Rate Code: 5KNW=5000 N&W, GVPM=GOVTPooling300, MME0=Unlimited Expd M2M, GOVP=GOVTNBPNTN300UM5000

Rate Period (PD): NW=Nwkd, DT=Daytime

Feature: M2MC=Expanded Mobile To Mobile

Item	Day	Date	Time	Number Called	Call To	Min	Rate Code	Rate Pd	Feature	Airtime Charge	LD/Add'l Charge	Total Charge
160	FRI	04/29	10:18AM	000-000-0000	BLOCKED	1	GVPM	DT				0.00
161		04/29	10:20AM	360-435-8813	INCOMI CL	1	GVPM	DT				0.00
162		04/29	4:00PM	425-238-2816	EVERET WA	2	GVPM	DT				0.00
163		04/29	5:54PM	425-238-3608	EVERET WA	3	GVPM	DT				0.00
164		04/29	5:57PM	267-973-4037	PHILA PA	29	GVPM	DT				0.00
165		04/29	6:57PM	425-334-9030	INCOMI CL	2	GVPM	DT				0.00
166		04/29	7:18PM	425-334-9030	EVERET WA	1	GVPM	DT				0.00
167	MON	05/02	9:54AM	206-364-2344	SEATTL WA	1	GVPM	DT				0.00
168		05/02	9:56AM	206-779-1494	SEATTL WA	1	MME0	DT	M2MC	Underwood		0.00
169		05/02	10:58AM	425-238-3608	EVERET WA	20	GVPM	DT				0.00
170		05/02	12:02PM	425-774-4264	HALLS WA	2	GVPM	DT				0.00
171		05/02	12:04PM	000-000-0000	BLOCKED	2	MME0	DT	M2MC			0.00
172		05/02	12:09PM	206-779-1494	SEATTL WA	2	MME0	DT	M2MC	Underwood		0.00
173		05/02	12:12PM	425-508-3983	EVERET WA	3	MME0	DT	M2MC			0.00
174		05/02	1:23PM	425-388-3481	EVERET WA	8	GVPM	DT				0.00
175		05/02	3:11PM	425-508-3983	EVERET WA	1	MME0	DT	M2MC			0.00
176		05/02	4:34PM	206-762-3311	SEATTL WA	2	GVPM	DT				0.00
177		05/02	4:36PM	206-604-3066	SEATTL WA	2	GVPM	DT				0.00
178		05/02	4:38PM	206-605-8871	SEATTL WA	2	GVPM	DT				0.00
179		05/02	4:43PM	206-343-9204	SEATTL WA	2	GVPM	DT				0.00
180		05/02	4:45PM	425-820-2306	KIRKLA WA	1	GVPM	DT				0.00
181		05/02	4:46PM	360-359-1238	OLYMPI WA	2	MME0	DT	M2MC			0.00
182		05/02	4:48PM	206-448-5846	SEATTL WA	2	GVPM	DT		0.25		0.25
183		05/02	4:59PM	360-485-2026	OLYMPI WA	1	GOVP	DT		0.25		0.25
184		05/02	5:02PM	425-252-3090	EVERET WA	1	GOVP	DT		0.25		0.25
185		05/02	5:04PM	206-795-2918	SEATTL WA	2	GOVP	DT		0.50		0.50
186		05/02	5:07PM	206-878-6055	DES MO WA	3	GOVP	DT		0.75		0.75
187		05/02	5:11PM	206-323-3865	SEATTL WA	2	GOVP	DT		0.50		0.50
188		05/02	5:14PM	206-300-6270	SEATTL WA	1	MME0	DT	M2MC			0.00
189		05/02	5:16PM	253-906-6885	TACOMA WA	2	MME0	DT	M2MC			0.00
190		05/02	5:18PM	206-713-2437	SEATTL WA	1	GOVP	DT		0.25		0.25
191		05/02	5:19PM	425-402-3910	BOTHEL WA	2	GOVP	DT		0.50		0.50
192	TUE	05/03	2:25PM	000-000-0000	BLOCKED	3	MME0	DT	M2MC			0.00
193		05/03	4:34PM	000-000-0000	BLOCKED	1	MME0	DT	M2MC			0.00
194		05/03	4:39PM	425-508-3983	EVERET WA	4	MME0	DT	M2MC			0.00
195		05/03	5:44PM	425-388-3879	EVERET WA	1	GOVP	DT		0.25		0.25
196		05/03	6:24PM	000-000-0000	BLOCKED	6	MME0	DT	M2MC			0.00
197	WED	05/04	1:23PM	252-441-5211	KILLDV NC	2	GOVP	DT		0.50		0.50
198		05/04	2:37PM	202-347-0176	WASHIN DC	2	GOVP	DT		0.50		0.50
199		05/04	7:50PM	267-973-4037	PHILA PA	1	GOVP	DT		0.25		0.25
200		05/04	7:51PM	267-973-4037	INCOMI CL	9	GOVP	DT		2.25		2.25
201		05/04	8:21PM	267-973-4037	PHILA PA	3	GOVP	DT		0.75		0.75
202		05/04	8:47PM	267-973-4037	INCOMI CL	7	GOVP	DT		1.75		1.75
203	THU	05/05	1:19PM	267-973-4037	PHILA PA	6	GOVP	DT		1.50		1.50
204		05/05	2:30PM	215-733-9788	PHILA PA	1	GOVP	DT		0.25		0.25
205		05/05	3:13PM	267-973-4037	PHILA PA	2	GOVP	DT		0.50		0.50
206		05/05	6:58PM	425-508-3983	EVERET WA	3	MME0	DT	M2MC			0.00
207		05/05	7:00PM	425-238-3608	EVERET WA	3	GOVP	DT		0.75		0.75
208		05/05	7:21PM	000-000-0000	BLOCKED	2	MME0	DT	M2MC			0.00
209	FRI	05/06	1:51PM	267-973-4037	PHILA PA	1	GOVP	DT		0.25		0.25
210		05/06	1:55PM	206-617-1191	INCOMI CL	2	MME0	DT	M2MC			0.00
211		05/06	2:44PM	703-419-5815	ALEXAN VA	10	GOVP	DT		2.50		2.50
212		05/06	3:30PM	202-661-2400	WASHIN DC	5	GOVP	DT		1.25		1.25



STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

In RE COMPLIANCE WITH
RCW 42.17

Kevin Hulten

Respondent.

PDC Case No. 13-031

Report of Investigation

I.

Background and Allegations

- 1.1 On May 1, 2008, Aaron Reardon filed a Candidate Registration (C-1 report) declaring his candidacy for re-election to the office of Snohomish County Executive in 2011. Mr. Reardon was elected Snohomish County Executive in 2003, re-elected to that position in 2007. Prior to that, he served as a State Representative from the 38th Legislative District.
- 1.2 On December 6, 2010, Mike Hope, an incumbent State Representative from the 44th Legislative District, filed a C-1 report declaring his candidacy for Snohomish County Executive in 2011. Representative Hope was a Detective in the Seattle Police Department during the 2011 election cycle.
- 1.3 Executive Reardon hired Kevin Hulten in January 2011 to fill an Executive Analyst position in the Snohomish County Executive's Office. Prior to that, Mr. Hulten served as Legislative Assistant for Steve Hobbs, State Senator in the 44th Legislative District, from 2007 to 2011.
- 1.4 From July of 2007 through January of 2011, the Executive Analyst position was held by Amy Ockerlander. Ms. Ockerlander stated during an interview with the Washington State Patrol investigation of Aaron Reardon that Gary Haakenson, former Deputy Executive for Snohomish County brought her into his office in late December of 2010. She stated that Mr. Haakenson informed her she no longer had a position in the Snohomish County Executive's Office, and "...that they had hired Kevin Hulten as my replacement" and she was transferred to Snohomish County Surface Water Management Division.
- 1.5 On August 31, 2012, PDC staff filed a Public Records Request (PRR) with Snohomish County requesting telephone records, emails, letters, and any other documentation pertaining to Mr. Hulten's work as an Executive Analyst for Snohomish County covering the period October 1, 2010 through November 30, 2011.

- 1.6 Staff reviewed the documents provided by Snohomish County along with a computer disc that included Snohomish County telephone billing records for Kevin Hulten.
- 1.7 On April 11, 2013, based on the records provided as part of the PRR, PDC Executive Director Andrea McNamara Doyle filed a complaint against Kevin Hulten alleging that he violated RCW 42.17.130 by using the facilities of Snohomish County for the purpose of assisting the 2011 re-election campaign of Snohomish County Executive Aaron Reardon. **Exhibit #1.**
- 1.8 Specifically, the PDC staff generated complaint alleged that Kevin Hulten violated RCW 42.17.130 by using his Snohomish County computer, telephone, email address and work time for the purpose of assisting Mr. Reardon's 2011 re-election campaign by compiling information and conducting research to oppose the 2011 candidacy of Mike Hope for Snohomish County Executive. During 2011, the prohibition against using the facilities of a public office or agency to assist a candidate's campaign or to support or oppose a ballot proposition was found in RCW 42.17.130.¹
- 1.9 Staff's investigation indicated that Mr. Hulten violated RCW 42.17A.555 by using his Snohomish County computer, telephone, email address and work time for the purpose of assisting John "Jack" Connelly's 2012 election campaign for State Senator in the 27th Legislative District by compiling information and conducting opposition research of Jeannie Darneille for State Senator in May of 2012.

II. Findings

- 2.1 On August 31, 2012, PDC staff filed a public records request with Snohomish County requesting Snohomish County Executive Office documents pertaining to Kevin Hulten. The request included but were not limited to telephone records, emails, letters, and any other documents covering the period October 1, 2010 through November 30, 2011.
- 2.2 In response, Snohomish County provided the records for Kevin Hulten in several installments along with a computer disc that included Snohomish County telephone billing records.
- 2.3 Staff reconciled the telephone calls made by Mr. Hulten using his Snohomish County telephone number, with the telephone logs maintained by PDC staff member Tony Perkins, which demonstrated that Kevin Hulten made telephone calls to the PDC from a Snohomish County Executive's Office telephone number during regular business hours on March 10, March 31, and April 7, 2011. **Exhibit #2 - includes corresponding emails between Mr. Perkins and Mr. Hulten related to the telephone calls.**
- 2.4 Mr. Perkins' telephone logs indicated that Mr. Hulten used the name Kyle Hulten when he called PDC staff on March 10, March 31, and April 7, 2011 using his Snohomish County telephone number to gather information and to conduct research concerning Mike Hope with the purpose of assisting Aaron Reardon's re-election efforts. Kyle Hulten is

¹ Effective January 1, 2012, RCW 42.17.130 was re-codified as RCW 42.17A.555. Alleged use of facilities of a public office or agency on or after January 1, 2012 are therefore governed under RCW 42.17A.

Kevin Hulten's brother, but he was not employed by the Snohomish County Executive's Office.

- 2.5 Based on Mr. Perkins' telephone logs, the three telephone calls involving Mr. Hulten served as the basis for the PDC staff generated complaint, and the content of those three telephone calls included: (1) Use of uniforms by public employees in political advertising (Mike Hope and Seattle Police Department); (2) Lobbying groups started by state officials and acting as a political committee (State Representative Mike Hope and the Lakewood Law Enforcement Memorial Act); and (3) The activities of social welfare organizations that are allegedly also operating as unregistered political committees (Mike Hope and 100 Ideas for Washington's Future).
- 2.6 On November 27, 2013, PDC staff received an additional disc related to the Snohomish County Executive Office public records request for Kevin Hulten. **Exhibit #3 – PDC staff generated partial Kevin Hulten document log and Dropbox summary.** The disc contained documents discovered by Snohomish County officials and copied from the Snohomish County laptop computer used by Kevin Hulten during calendar year 2011, and a portion of 2012, that had been saved by Mr. Hulten under a "drop-down box" option or "Dropbox."
- 2.7 Staff reviewed the documents copied and found a number of documents in the "Dropbox" pertaining to Mike Hope and the 2011 election. None of the documents were related to any official Snohomish County Executive Office business. In addition, there were also a number of documents concerning Senator Jeannie Darneille, the 2012 election, and her 2012 opponent in the 27th Legislative District, John "Jack" Connelly.
- 2.8 The computer disc was accompanied by a November 25, 2013, memorandum addressed to Brian Lewis, Public Records Specialist with the Snohomish County Executive's Office, and sent from Tim Wise, Snohomish County Security Engineer with Snohomish County Information Services, concerning Kevin Hulten "Dropbox data" provided as part of staff's public records request. **Exhibit #4.** The memorandum stated the following about the contents of the CD:
- "....The specified Dropbox data was extracted from a previously imaged disk drive labeled "Kevin Hulten's C Drive" and copied to a secure location. The security engineer prepared this hand off memo and copied all investigation results and supporting files to CD...."*
- 2.9 On January 31, 2014, PDC staff received a letter from Gage Andrews, Director of Snohomish County Information Services, in response to staff's request for information concerning the CD of Kevin Hulten "Dropbox" account and the "chain of custody" of Mr. Hulten's laptop computer. **Exhibit #5.** Mr. Andrews confirmed and verified the "chain of custody" between Snohomish County and the King County Sheriff's Office.

2011 Election: Documents opposing Mike Hope:

- 2.10 The Dropbox contained 9 sub-folders that included an Evergreen Law Group folder which contained two subfolders entitled: "May 17 Addendum" and "Component files

Evergreen.” Exhibit #6 - numerous documents printed out from disc of Kevin Hulten Dropbox account by PDC staff.

- 2.11 The two sub-folders contained Word and .pdf documents that included numerous versions of a draft complaint against Mike Hope, all coming from a William Ferrell letter and addressed to the PDC or the WA State Legislative Ethics Board (LEB), and a 45-Day letter addressed to the Attorney General’s Office and Snohomish County Prosecutor’s Office. A number of documents were related to Mike Hope including 100 Ideas; campaign-related documents such as a printouts of Mike Hope expenditures and contributions from the PDC database; HeraldNet articles concerning Mike Hope; and Mike Hope for County Executive Wall and Facebook pages.
- 2.12 The Dropbox included a subfolder entitled “John Chambers” that included: (1) A folder of four different screen shots of postings on the Mike Hope for County Executive Facebook page; (2) A 69-page .pdf copy of a SPD cover letter and responsive records provided by the SPD to John Chambers records request; and (3) Three .jpeg copies of documents concerning SPD records requests for Mike Hope documents.
- 2.13 The Dropbox contained a folder entitled “Opposition Research Master File” which included seven subfolders, two Word documents (Hope Policy Statements and Voting Record and Donations); and three .pdf documents. The subfolders contained the following:
- 100 Ideas File: The folder contained two subfolders created by Mr. Hulten that included public records requests and responses about Mike Hope; research about Mike Hope plus six draft Word documents and one .draft pdf document concerning Mike Hope complaints, and drafts of 100 Ideas complaints of Mr. Hope.
 - Background Checks: The folder contained two Word documents created by Mr. Hulten for LexisNexis internet background searches concerning Michael and Sarah Hope. The folder was created on January 2, 2011, which was prior to Mr. Hulten beginning work at Snohomish County.
 - PDC, LEB Complaints: This folder contained two subfolder: (1) LEB which included seven Word documents that were modified by Mr. Hulten between April 1 through 7; and (2) Final draft files that included four .pdf documents all modified on June 17, 2011, plus an 12 additional .pdf documents concerning Mike Hope and 100 Ideas complaints.
 - Seattle Police Department (SPD) Discipline and Internal Investigation: The two folders contained four .pdf documents indicating they were all worked on and modified by Mr. Hulten on October 4, 2011, and included Mike Hope wearing an SPD uniform in political ads, and screenshots of Mike Hope in uniform, and a John Chambers public records requests for Mike Hope documents. The documents included a 172-page .pdf concerning an investigation conducted by the Office of Professional Accountability (OPA) of Mike Hope for appearing in his SPD uniform

while promoting WA state legislation. The .pdf included a memorandum from Kathryn Olson, OPA Director to Lt. Jim Fitzgerald concerning certification of completion of the investigation and the OPA's disposition of the matter.

- Original Documents and Correspondence: This folder contained a subfolder (FEMA flood plains); four Word documents, three of which were listed in other subfolders (Hope Policy; Hope Strategy Outline; PDC 100 Idea's complaint; plus 10 .pdf documents that included two concerning "Public Records"; a number of the documents listed elsewhere in the Dropbox concerning Mike Hope and 100 Ideas complaints; and a 109-page copy of the Master File for Evergreen Law Group (Mike Hope).

2.14 The following Word and .pdf documents were saved in the "Dropbox" sub-folders listed above:

- 1) An undated three-page document entitled "Research Project" that discussed Mike Hope and campaign-related strategies;
- 2) An August 4, 2011, letter from the SPD to John Chambers concerning a Chamber's PRR for Mike Hope documents and records;
- 3) A September 28, 2011, letter from Adam Matherly, an attorney in Seattle, addressed to "To Whom It May Concern", stating that he is representing John Chambers in Seattle PD PRR concerning Mike Hope;
- 4) Seven-page draft Citizens Action Letter and PDC complaint against Mike Hope from William T. Ferrell relating to 100 Ideas (updated draft from an earlier saved version);
- 5) A copy of a July 11, 2011, two-page letter from Mike Hope responding to the PDC complaint in PDC Case No. 12-001, and attached emails and other documents related to 100 Ideas;
- 6) An undated two-page document discussing Mike Hope campaign issues: Ethics; Strategies; Seattle PD Uniform Issue; Campaign Finance; Psy Ops; Moxie Media Bill; etc...; and
- 7) An undated two-page draft cover letter concerning the Mike Hope complaint addressed "To Whom It May Concern", and an undated one-page document "Summarizing 100 Ideas."

2.15 Staff reviewed an undated six-page memorandum drafted by Mr. Hulten that was downloaded from a link provided on the Heraldnet website after a July 11, 2013 article, entitled "Reardon aide complained of no reward for dirty tricks." The document consisted of numerous random thoughts from Mr. Hulten apparently addressed to Aaron Reardon, and included the following statements from Mr. Hulten:

"I always thought there would be a benefit from winning the battle. I've poured everything into the last 18 months."

"I justified all the decision I've made over the last 18 months behind the fact that we were a team and that you would take care of your people."

"We won. We beat Mike Hope. We stuffed his blackmail and lies and accusations back in his face. We beat the State Patrol."

"Am I just a tool to be used for the black hat jobs, the put behind a desk for Gary (Haakenson) to micromanage and harass."

"Thousands of pages of written documents. Multiple complaints filed...PDC, LEB, Ethics, Ferrell, JT, Adam..."

"Hope DUI research....Successfully got the material out into the media effectively."

"I took down Mike Hope....I spent thousands of dollars to create a series of shell companies so I can engage in battle with the f#@ing PA (Prosecuting Attorney) and the council on your behalf."*

- 2.16 On November 17, 2015, PDC staff submitted a public records request to the Snohomish County Executive's Office requesting: (1) a copy of the Kevin Hulten undated six-page memorandum; (2) confirmation of the chain of custody for the document including the computer it was accessed and stored on; and (3) the metadata for the document.
- 2.17 On November 17, 2015, Brian Lewis, Public Records Specialist with the Snohomish County Executive's Office transmitted an email to PDC confirming that Kevin Hulten created the six-page Word document using his Snohomish County Network User identification on October 19, 2012. Mr. Lewis stated that Kevin Hulten finalized the document on October 30, 2012, "...on a computer belonging to the network snoco." **(Exhibit #7)** Mr. Lewis also attached a memorandum from Snohomish County Information Services confirming the document source from a "...transfer of documents from a search of Mr. Hulten's hard drive..."

2012 Election: Documents opposing Senator Jeannie Darneille

- 2.18 There were a number of documents in the "Dropbox" concerning the 2012 election between Senator Jeannie Darneille John "Jack" Connelly in the 27th Legislative District. The documents reference an entity entitled Thomas and French, LLC, which was created in May of 2012 by its principals Mr. Hulten and Jon Rudicil, a fellow Snohomish County Executive Office employee. The documentation involved work conducted by Mr. Hulten and Mr. Rudicil under the name Thomas and French, LLC for Terry Thompson with TR Strategies (consultant for Jack Connelly campaign in 2012, and Aaron Reardon in 2011) during the month of May of 2012 for opposition research concerning Senator Darneille. **Exhibit #8.**
- 2.19 A Thomas and French, LLC invoice and Word document detailed the work performed by Mr. Hulten and Mr. Rudicil on behalf of TR Strategies during the period May 1 through

May 23, 2012. The documents indicated that some of the work undertaken by Mr. Hulten and Mr. Rudicil occurred during the work week between 8:00 am and 5:00 pm. That work was detailed as follows:

- **Tuesday, March 1, 2012:** A total of nine hours billed, but not charged: Hulten six hours for Sen. Darneille background check and memo; Rudicil three hours for pre TR Strategies meeting research.
- **Thursday, March 3, 2012:** A total of two hours billed, but not charged: Initial meeting at Connelly Law Offices in Tacoma (Hulten and Rudicil).
- **Tuesday, March 8, 2012:** A total of five hours billed and charged to TR Strategies (\$100 per hour): Kevin Hulten 3:00 pm to 8:30 pm for research into AIDS foundation, Darneille Poll questions, expenses, media, etc....
- **Wednesday, March 16, 2012:** A total of three hours billed and charged to TR Strategies (\$100 per hour): Kevin Hulten (no times listed) for research and writing response to Don McDonough for Darneille Poll questions.

2.20 The Dropbox included a folder entitled "K & J Productions" (staff assumed the K was for Kevin Hulten and the J for Jon Rudicil) that contained a May 15, 2012, .pdf of a Thomas and French, LLC WA State Business License Application listing the principals as Mr. Hulten and Mr. Rudicil. The K & J Productions folder was entitled "2012 Research" and included four Word documents, and four additional subfolders, two of which contained the following information:

- 1) Background Checks: This subfolder included 10 .pdf documents printed out from the website BeenVerified.com, an on-line background search engine, for background checks that had been undertaken by Mr. Hulten for the following individuals: Senator Jeanne Darneille; Mark Roe, Snohomish County Prosecutor; Brian J. Sullivan, Snohomish County Councilmember; Scott North, reporter for the Everett Herald; and Gary Weikel, spouse of Carolyn Weikel, Snohomish County Auditor.
- 2) Connelly Data: This subfolder included two spreadsheets with one spreadsheet that contained four separate worksheets of Voting Precincts in the 27th Legislative District. The worksheets included registered voter information broken down by "Darneille Precincts"; "Third Candidate Precincts"; "Ranked Precincts" and "2010 Primary Totals." The other spreadsheet contained five separate worksheets of Precincts in the 27th Legislative District that included voter information broken down by "Most Important Precincts"; "R Precincts"; and "2010 Primary Totals."

2.21 There was also a "Billing" folder that contained two subfolders, one entitled "Work Product" that included:

- 1) The .pdf document dated May 24, 2012, and entitled "Invoice for Thomas and French" which listed the client as Terry Thompson with TR Strategies, the political consulting firm working on behalf of Jack Connelly as detailed above.

- 2) A Word document detailing the work performed by Mr. Hulten and Mr. Rudicil for the Thomas and French, LLC billing concerning Jack Connelly and Jeanne Darneille research.
- 2.22 A “Work Product” subfolder contained seven .pdf documents under the names “Thomas and French” and included seven documents concerning opposition research information about Senator Jeannie Darneille, a candidate for re-election in 2012, as follows:
- **“Billresearch519”**: An eight-page .pdf that included emails and email strings concerning Jeannie Darneille’s 2012 Senate race against Jack Connelly, and involved discussions about opposition research into Sen. Darneille and involved Mr. Hulten, Mr. Rudicil; Terry Thompson & John Winkler from TR Strategies; Don McDonough with DMA Market Research; and Jack Connelly.
 - **“Cop Luncheon”**: A one-page email from Kevin Hulten and addressed to Terry Thompson and John Winkler concerning Sen Darneille, which attacked her positions on felons’ right to vote, that she is beholden to non-police interests for campaign contributions, and the McNeil Island sex offenders unit.
 - **“DRAFT Hit Piece: The Darneille Plan – Spend it all, Raise taxes”**: A six-page .pdf email string between Mr. Hulten, Mr. Rudicil, Mr. Thompson, Mr. Winkler, and Mr. Connelly discussing the content of draft mail pieces in opposition to Sen. Darneille.
 - **“Early Release of Felons and Sex Criminals-Darneille Agenda:”** A document from Hulten that included a bill summary and suggested lines of attacks with regard to Darneille’s House Bills 2143 and 2144.
- 2.23 On November 17, 2015, staff spoke with Senator Darneille by telephone concerning the opposition research conducted against her during her 2012 re-election campaign. Senator Darneille stated that she served with Aaron Reardon when they were both in the House of Representatives in the early 2000’s and she did not know who Kevin Hulten was. She stated that she was aware of his name from a Google search she conducted after the election had been held. She stated she was well aware of TR Strategies and Terry Thompson as a democratic campaign consultant, and that the Connelly campaign ran a very negative campaign against her in 2012 spending more than \$1 million, mostly using Mr. Connelly’s personal funds.
- 2.24 Senator Darneille stated that she filed with the PDC for the Senate seat in August of 2011 and she recalled that the Connelly Campaign had been up and running since sometime in July of 2011. She stated the Connelly Campaign sent out dozens of mailers and ran four different television advertisements beginning sometime in April or May of 2012 concerning a 2001 vote she took as State Representative on the McNeal Island sex offender issue. She stated the Connelly Campaign believed her 2001 McNeal Island vote “resonated with voters” and they hammered away at her throughout the 2012 primary and

general elections with negative political advertisements. She stated the Connelly Campaign spent more than \$500,000 in the primary election, and “then doubled down” and spent an additional \$500,000 for the general election despite losing the primary election by 18 percentage points.

Kevin Hulten Response:

- 2.25 On April 2, 2014, Kevin Hulten submitted an email that included an attached 11-page response letter to the PDC staff allegations, and 10 exhibits totaling 27 pages. **Exhibit #9.** Mr. Hulten stated he was hired by Snohomish County as an Executive Analyst in January of 2011, and prior to that he worked as a Legislative Assistant for Senator Steve Hobbs, where his contacts and work-related relationships with individuals, legislators, and lobbyists were an asset to him, and part of the reason he was hired for the position. He stated that he spent a significant amount of time communicating with constituents, elected officials at the local, state and federal levels, lobbyists and legislators. His duties included advancing the legislative agenda of the office, overseeing government affairs, and building relationships.
- 2.26 Mr. Hulten stated that his position was an exempt management position, in which he claimed his “...work hours were wildly unpredictable and fluid due to the 24/7 nature...” of his job and the work in the Executive’s Office. **Exhibit #10, Kevin Hulten hiring documents from Snohomish County, including his job description.**
- 2.27 Mr. Hulten stated that he did not have a regular lunch hour or set break times like a more traditional county employee, and his schedule was that he worked varying times including some nights, weekends, and either early in the morning or later in the evening. He stated as an exempt employee, he had a “vested interest” in ensuring that his employment with the county continued, so during the 2011 election, he volunteered his time “...exclusively outside of work...” to work on Aaron Reardon’s re-election campaign.
- 2.28 Mr. Hulten stated that Gary Haakensen, his immediate supervisor for Snohomish County, explained to him that he was expected to manage his “...own schedule to avoid bringing election-related activity into the workplace.” He stated it was his understanding that it is commonplace for county, state and local employees to volunteer their time for campaign-related activities, so long as those activities take place outside of work place.

Mr. Hulten responding to alleged Snohomish County Telephone Usage to assist Aaron Reardon:

- 2.29 Mr. Hulten claimed that Snohomish County did not provide him with a cell phone, so he used his personal iPhone and forwarded his work calls to his iPhone number, with the result “...that calls to both my work number and my personal number became mixed” and it became an issue when the Executive’s Office received a number of PRR’s for his telephone calls and text messages. He stated that when Snohomish County produced the records for the request, “...the production also detailed all my personal and private information to the public...”

- 2.30 Mr. Hulten stated that he made the three telephone calls to PDC staff person Tony Perkins using his own resources. He stated that he remembered making the calls to Mr. Perkins using his personal iPhone, in his personal vehicle, on his personal time away from the Executive's office, while volunteering his time for the Aaron Reardon re-election campaign. He stated that the calls were placed from his "...personal, private cell phone, and only showed up in the referenced phone records because my personal cellular records were included in a batch release of public records by the county."
- 2.31 Staff requested that Mr. Hulten produce his personal cell phone billing statements that he claimed were paid by him showing the three calls to Mr. Perkins, but he never provided any documentation.

Mr. Hulten responding to alleged Snohomish County Computer/Laptop Usage (Dropbox account):

- 2.32 Mr. Hulten stated that a major portion of PDC staff's inquiry pertained to the documents obtained from the "Dropbox" on his Snohomish County laptop computer, which he described as a monthly subscription fee that he paid for a cloud-based storage service for his documents. He stated the Cloud storage service allows the user "...to store their personal files and documents on the Internet, protected by password and encryption, so that they can be accessed from any computer with Internet connectivity."
- 2.33 Mr. Hulten stated the files and documents produced by Snohomish County as part of a PRR existed entirely on the Internet, but he claimed that they did not exist on his Snohomish County laptop computer. He stated that he created a "Dropbox account" which he described as a monthly subscription fee for a cloud-based storage service that provides the user with the ability to access an account or file within that account, from any computer connected to the Internet as long as the user has the proper username and passwords. He alleged that the files in his laptop Dropbox had no "...bearing on whether the files exist on that computer or have ever been assessed from that computer...." and that the documents and files within that account were from his private account, in his name, and paid for by him using personal funds.
- 2.34 Mr. Hulten stated that he maintained the storage of his personal files in his Dropbox prior to, during, and after his employment in the Executive's Office, and that the documents staff obtained from Snohomish County as part of a PRR were "...pulled wholesale from this private account." He stated that the Mike Hope and Aaron Reardon documents still currently exist in his Dropbox, and he claimed that he "...did not work on any of these projects or documents while using my work computer or laptop." He stated he did not conduct any of the work on Snohomish County time, nor did Aaron Reardon instruct him to work on them, and that "Any information that was shared with the campaign was done by me as a private citizen on my own time."

Gary Haakenson response:

- 2.35 In September of 2014, staff spoke with Gary Haakenson, former Deputy Executive for Snohomish County concerning the allegations that Kevin Hulten used Snohomish County facilities to support Aaron Reardon and oppose Mike Hope in 2011 election. Staff sent

Mr. Haakenson an email on September 8, 2014, and he responded on September 10, 2014, stating that as Deputy Executive for Snohomish County, he was "...basically in charge of the day to day operations" of the office and staff." **Exhibit #11.**

- 2.36 Mr. Haakenson stated Mr. Hulten was one of only two employees that were hired directly by Executive Reardon during his tenure as Deputy Executive, with the other being Jon Rudicil. He stated that this practice was unusual but it was not unheard of for Executive Reardon to hire an employee without consulting him.
- 2.37 Mr. Haakenson stated that he first became aware Mr. Hulten had been hired by Executive Reardon when he was asked by his Executive Assistant to introduce him at their weekly County Executive's Cabinet meeting since Mr. Reardon was not going to be in attendance. He stated that he met Mr. Hulten for the first time that day, which was unusual. He stated Mr. Hulten's work schedule was listed in his job description as Monday through Friday; 8:00 a.m. to 5:00 p.m. and that he was hired as an exempt staff person. He went on to state:
- Mr. Hulten *"was expected to work 8-5 and was to notify me if different, he would often call and say he was working on something for the Exec and would be in later. Sometimes he would not call in at all."*
 - When asked if Mr. Hulten reported to him, he stated: *"Yes but as time passed he always said he was working for Aaron not me. I wrote his annual review after one year and was critical in some areas of his performance. He went to Aaron to complain and Aaron rewrote it saying I was simply unaware of the tasks that Aaron had given him."*
 - The leave policy in the Executive's office during 2011 was your typical leave policy, and if an employee worked more than 40 hours during the work week, that employee was allowed to make up for it later by taking some time off. He stated that Mr. Hulten did not prepare any leave slips for him to sign concerning any campaign work that he conducted during the normal Executive Office hours.
 - Mr. Hulten was provided a Snohomish County desk phone with a land-line telephone number, a cellular telephone, and several lap top computers. He stated that Mr. Hulten's Snohomish County cellular telephone was billed through the Executive's Office.
 - He confirmed that Mr. Hulten was issued a Snohomish County land-line telephone number that was billed under the name of Aimee Ocklander, but was assigned to Mr. Hulten on January 15, 2011. Ms. Ocklander's last day to be employed in the Executive's Office was January 18, 2011, but her name remained on the billing statements until July of 2011.
 - He stated that he was not aware of anyone other than Mr. Hulten making telephone calls using that number during 2011 after Ms. Ocklander left.

- 2.38 Concerning Mr. Hulten synching up his personal phone with his Snohomish County cellular phone, Mr. Haakenson stated Mr. Hulten "...claimed to have synced his work phone to his personal phone with a Google phone number. It was very confusing and the County continued to pay his bill." He stated this created difficulties for the Executive's office concerning public records requests, and that when any public records request "...came in for his work phone we had to figure out which calls were personal and which were county calls. Same with texts. It was a nightmare."
- 2.39 Mr. Haakenson stated that Mr. Hulten was issued maybe two or three Snohomish County lap top computers, and he would take a laptop computer with him and claim to be working remotely from home. He stated that he never authorized him to work remotely, and as far as he was aware no one else in the Executive's Office did either. He stated that Mr. Hulten "...just decided to do it and then would call me and say he was working on a project for Aaron and would be in later. I would check with Aaron and sometimes I was told yes he working on something for him and sometimes he said no he wasn't...."
- 2.40 Mr. Haakenson stated Mr. Hulten also had one or two office computers, and that no one in the County Executive's office authorized him to access his personal Cloud storage for non-work related documents during his Snohomish County work hours or using the Snohomish County email system or internet. He added that he did not see Mr. Hulten working on any campaign-related documents on his Snohomish County computers, but he always took his laptop computer with him and did not leave it open on his desk.

Alleged Kevin Hulten campaign-related telephone calls: Law offices of Adam Matherly:

- 2.41 Mr. Hulten made two telephone calls using his Snohomish County work land-line telephone and number to call the Law Offices of Adam Matherly (206 458-8551) that included: (1) A one-hour and four minute telephone call made at 2:26 pm on September 27, 2011; and (2) A one-hour and six minute telephone call made at 3:52 pm on October 4, 2011.
- 2.42 A September 29, 2011, article in the Herald discussed that a complaint had been filed with the PDC by John Chambers against Mike Hope, and mentioned that an attorney, Adam Matherly, was representing Mr. Chambers in that matter.
- 2.43 A number of documents in Mr. Hulten's Dropbox account concerned Mr. Matherly's representation of Mr. Chambers in filing a PRR with the Seattle Police Department for documents related to Mike Hope, and included a copy of a September 28, 2011, letter from Mr. Matherly on his Law Office letterhead. **Exhibit #12.**
- 2.44 The letter stated that Mr. Matherly had been retained by Mr. Chambers in June of 2011, to help "him obtain public records and advising him with regards to his own privacy concerns." Mr. Hulten stated in his response that the telephone conversations he had with Mr. Matherly involved inquiring if Mr. Chambers would be willing to come forward and identify himself as the individual requesting the Mike Hope information. Mr. Hulten stated that it was his intent to have Mr. Chambers identify himself in order "...to absolve me of my impossible media-imposed obligation to prove the negative" that he was not behind, or involved with the PRR.

Colby Underwood, political consultant for Aaron Reardon Campaign:

- 2.45 During the period April 19 through May 2, 2011, Mr. Hulten made six telephone calls that were billed to his Snohomish County work telephone number to Colby Underwood, campaign consultant and primary fundraiser for the 2011 Aaron Reardon Campaign. **Exhibit #13.** All of the calls were made to Mr. Underwood at his work telephone number, and occurred during the work week between 8:00 am and 5:00 pm. Staff's investigation of Aaron Reardon indicated that Mr. Underwood was not employed as an employer, consultant or contractor for the Snohomish County Executive's Office during calendar year 2011.

Additional information concerning Kevin Hulten:

- 2.46 In July of 2014, Mr. Hulten pleaded guilty in Snohomish County Cascade District Court to a gross misdemeanor for tampering with evidence during a criminal investigation conducted by the Skagit County Prosecutor's Office. As part of Mr. Hulten's plea agreement, he admitted that in March of 2013 he downloaded a data-wiping program onto a Snohomish County laptop computer had been assigned to him, and that he was supposed to have returned to the county. Mr. Hulten was fined \$1,500 and sentenced to serve five days on a Skagit County work crew.

III.

Scope

- 3.1 PDC staff reviewed the following documents:

- April 11, 2013, complaint filed by PDC Executive Director Andrea McNamara Doyle against Kevin Hulten.
- October 8, 2012, telephone records, emails, and other documentation provided by Snohomish County concerning Mr. Hulten.
- November 27, 2013, PDC staff received an additional disc related to Kevin Hulten that involved a "Dropbox" that was on one of Mr. Hulten's laptop computers.
- Information on internet and various websites pertaining to telephone number listed as having been called by Mr. Hulten.
- January 31, 2014, email with attached letter from Gage Andrews, Director of Information Services for Snohomish County concerning the chain of custody of Kevin Hulten's Snohomish County issued laptop computer.
- April 2, 2014, Kevin Hulten submitted an email response to the allegations listed in the PDC staff generated complaint that included an 11-page response letter to the PDC staff allegations, and a total of 10 exhibits.
- September 10, 2014, email from Gary Haakenson, former Snohomish County Deputy Director, sent to PDC staff responding to staffs questions concerning Kevin Hulten.
- November 17, 2015, email from Brian Lewis, Public Records Specialist with the Snohomish County Executive's Office confirming that Kevin Hulten created the six-page Word document using the Snohomish County network and computer.

3.2 Chronology of PDC staff correspondence with Mr. Hulten, and also staff attempts that were made to contact Mr. Hulten:

- **July 17, 2013:** PDC staff sends letter to Mr. Hulten (1205 Vernon Road, Lake Stevens, WA 98258-8509) requesting a response to the allegations listed in the April 11, 2013 PDC staff generated complaint. No response was received.
- **October 3, 2013:** PDC staff sends letter to Mr. Hulten (1205 Vernon Road, Lake Stevens, WA 98258-8509) requesting he respond to the July 17, 2013 letter, and appear for an October 18, 2013, in-person investigative interview at the PDC offices in Olympia at 1:30 pm concerning the allegations listed in the staff generated complaint. No response was received, and Mr. Hulten did not appear for the interview.
- **January 8, 2014:** PDC staff left voice message for Kyle Hulten, Kevin's brother at the In Vigor Law Group in Seattle (206) 745-5229, questioning whether or not Kevin is still residing in Washington State, and or if he is in California (based on his online presence and information, specifically in Pacific Palisades).
- **February 11, 2014:** PDC staff sends final letter to Mr. Hulten (1205 Vernon Road, Lake Stevens, WA 98258-8509) requesting he respond to the allegations listed in the staff generated complaint. The letter informed him and his family members that if no response is received by February 26th, staff will complete its investigation without his response.
- **March 15, 2014:** Received an email from Mr. Hulten stating that he no longer lives in Washington State, and did not receive notification until now when the PDC letter was forwarded to him by a family member. He indicated he would like to respond to the complaint, requested staff provide him with the relevant materials by email, and that he would respond within 72 hours of receipt.
- **March 24, 2014:** PDC staff sends two emails to Mr. Hulten that included a four-page questionnaire concerning telephone calls he made and received and documents that he created and worked on during Snohomish County work hours that allegedly supported Aaron Reardon or opposed Mike Hope; along with a copy of the April 11, 2013, PDC staff generated complaint filed against him.
- **September 15, 2014:** PDC staff sent an email to Kevin Hulten informing him staff would like to schedule a telephone interview under oath with at his earliest time, hopefully sometime next week if that was possible and offering him three dates to schedule the interview, September 22, 23 and 24, 2014, with a number of times. Staff also left a voice message for Mr. Hulten providing him with a "heads-up" that staff was sending him an email requesting for time for a telephone interview.
- **September 19, 2014:** PDC staff left voice message for Kevin Hulten requesting he make himself available for a telephone interview under oath. Staff spoke with Mr. Hulten who questioned whether or not the interview was voluntary or involuntary,

and staff informed him this was a civil matter and staff's would like to conduct a voluntary investigative telephone interview under oath.

- **January 15, 2015:** PDC staff left voice message for Kevin Hulten requesting a mailing address and informing him that that failure to comply with a request for an investigative interview would result in a Subpoena being issued.
- **February 10, 2015:** PDC staff sends letter to Kevin Hulten (1205 Vernon Road, Lake Stevens, WA 98258-8509, the address of his parents) requesting a good mailing address where staff can correspond with Mr. Hulten concerning the investigation.
- **April 15, 2015:** PDC staff mails two Subpoenas to Kevin Hulten at 31 East Main Street; Los Gatos, CA 95033: (1) one for PDC Case No. 13-031, the complaint filed against him; and (2) one for PDC Case No. 12-160, the Aaron Reardon complaint.
- **April 17, 2015:** PDC staff sends an email to Kevin Hulten email, and attaching copies of the two subpoena's that were sent to him by certified mail on April 15, 2015.
- **April 26, 2015:** The US Postal Service returned two subpoena's that were sent to Kevin Hulten by certified mail on April 15, 2015, as "Return to Sender – Insufficient Address."
- **July 28, 2015:** PDC staff mails two Subpoenas to Kevin Hulten at 31 East Main Street, Apt. No. 210; Los Gatos, CA 95033 (Apartment number included): (1) one for PDC Case No. 13-031, the complaint filed against him; and (2) one for PDC Case No. 12-160, the Aaron Reardon complaint. The US Postal Service returned two subpoena's that were sent to Kevin Hulten by certified mail in August of 2015, as "Unclaimed."
- **September 1, 2015:** PDC staff mails two Subpoenas to ABC Legal Services in California to be served to Kevin Hulten at 31 East Main Street, Apt. No. 210; Los Gatos, CA 95033: (1) one for PDC Case No. 13-031, the complaint filed against him; and (2) one for PDC Case No. 12-160, the Aaron Reardon complaint. September 4.
- **September 10, 2015:** PDC staff receives confirmation that ABC Legal Services served the two Subpoenas to Mr. Hulten for him to participate in an investigative interview in PDC offices on October 21, 2015.
- **October 21, 2015:** Mr. Hulten fails to appear or participate in the investigative interviews, or even to contact PDC staff.

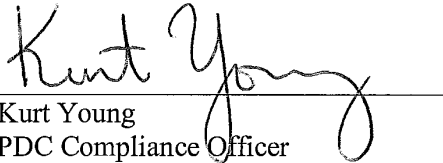
IV. **Laws and Rules**

4.1 RCW 42.17A.555 states, in part:

"No elective official nor any employee of his or her office nor any person appointed to or employed by any public office or agency may use or authorize the use of any of the facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition. Facilities of a public office or agency include, but are not limited to, use of stationery, postage, machines, and equipment, use of employees of the office or agency during working hours, vehicles, office space, publications of the office or agency, and clientele lists of persons served by the office or agency..."

- 4.2 **WAC 390-05-273** defines the "normal and regular conduct" of a public office or agency as *"conduct which is (1) lawful, i.e., specifically authorized, either expressly or by necessary implication, in an appropriate enactment, and (2) usual, i.e., not effected or authorized in or by some extraordinary means or manner."*

Respectfully submitted this 1st day of December, 2015.


Kurt Young
PDC Compliance Officer

List of Exhibits

- Exhibit #1** April 11, 2013, PDC staff generated complaint filed Andrea McNamara Doyle against Kevin Hulten.
- Exhibit #2** Telephone logs maintained by PDC staff member Tony Perkins concerning calls made by Kevin Hulten, and corresponding emails related to the telephone calls.
- Exhibit #3** On November 27, 2013, PDC staff received an additional disc related to a Snohomish County PRR concerning Kevin Hulten, and this exhibit is a PDC staff generated document log and "Dropbox account" summary of Kevin Hulten documents.
- Exhibit #4** November 25, 2013, memorandum from Brian Lewis, with Snohomish County Information Services concerning Kevin Hulten "Dropbox data" provided as part of a public records request.
- Exhibit #5** January 31, 2014, letter from Gage Andrews, Director of Snohomish County Information Services, concerning the CD of Kevin Hulten "Dropbox" account and the "chain of custody."
- Exhibit #6** Documents recovered from Kevin Hulten "Dropbox account" concerning Mike Hope.

- Exhibit #7** November 17, 2015, email from Brian Lewis, Public Records Specialist with the Snohomish County Executive's Office providing a copy of a six-page Word document created by Kevin Hulten created using the Snohomish County network and computer and confirming its source as being Mr. Hulten.
- Exhibit #8** May 24, 2012, invoice from Thomas and French, LLC; a Word document detailing the work conducted by Thomas and French, LLC; and work product conducted by Thomas and French, LLC, all in opposition to State Senator Jeannie Darneille.
- Exhibit #9** April 2, 2014, 11-page response letter received from Kevin Hulten that included 10 exhibits totaling 27 pages.
- Exhibit #10** Snohomish County employment documents for Kevin Hulten including his job description and welcoming letter.
- Exhibit #11** On September 10, 2014, Gary Haakenson, former Snohomish County Deputy Executive Director, submitted an email concerning Kevin Hulten.
- Exhibit #12** Copy of a September 28, 2011, letter from Adam Matherly on his Law Office letterhead concerning John Chambers and Mike Hope PRR, and Kevin Hulten telephone log listing calls made to Mr. Matherly using his Snohomish County telephone and telephone number
- Exhibit #13** Kevin Hulten telephone log listing calls made to Colby Underwood using his Snohomish County telephone and telephone number.



Digital Evidence Files

King County Sheriff's Office

Case No. 13-056246

The following devices were imaged and examined for this case.

TD1 Fujitsu Drive, 80Gb

BACKGROUND: This drive was surrendered to me as part of this investigation. This drive was given to me by Snohomish County ITS personnel. This drive came from a laptop that was issued to Kevin HULTEN prior to him getting a new laptop(evidence Item TD2) issued to him. The drive was removed from the old laptop and its files and contents transferred. Additional documentation shows that HULTEN was issued the new laptop on or about June 11, 2012. This is corroborated by the last date and time(Created time) on files on the hard drive as being June 11, 2012 09:59hrs.

However, it should be noted that the hard drive seemed to have been powered on March 7, 2013 at 1049hrs.

This drive was given to me on March 11, 2013 and was imaged on March 13, 2013 at 1632hrs.

EXAMINATION:

This drive was found to be set on Pacific Standard Time. The registered owner is Snohomish County and has a Windows 7 Enterprise Operating system.

There are two profiles on this device: KTH and SXOKTH. It is my understanding that SXO stands for Snohomish Executive Office and the KTH are the initials for Kevin HULTEN. It should be noted that both of these profiles had been deleted from the device. In contrast, the default administrator and public profiles were not.

Under the profile KTH, there was a dropbox folder associated with it. I used FTK version 4.0.2.33 to recover the folders and documents associated with this dropbox folder.

I exported the items into a separate folder so that viewing the files can be done more readily. Of note, there are several background checks on individuals, files on Mike Hope and his campaign, and billing invoices.

I then looked at the downloads folder, images and documents under the KTH folder. The items within these folders show personal pictures, documents and other files(some email snapshots) to attribute its owners as HULTEN.

I bookmarked these items by using the FTK report in its native format. You can navigate through each bookmarked items by the left navigation window.

I used Internet Evidence Finder version 6.0 to extract the Browser history, Explorer history, search history, torrent history and social media history. The report is titled BROWSER HX. NOTE: The date and time of this report is reported in UTC time UNLESS otherwise stated. To convert to local time, subtract

SUMMARY:

There are only two profiles on this device; KTH and SXOKTH. The majority of the files associated with the Everett Herald reporting on the Mike Hope campaign and public disclosure requests allegations from Kevin HULTEN appear to be substantiated on the files found on this device which is a Snohomish County issued equipment. In addition to this, it appears that this device was used for personal gains to include movie downloads, and pornography from torrent websites or other similar sites.

NOTE: This is not the final conclusion of the examination report. This is the initial findings from a quick search using only a handful of keyword searches.

DO NOT DISCLOSE: <input type="checkbox"/>		<div style="font-size: 2em; font-weight: bold; margin: 0;">SHERIFF</div> <div style="font-weight: bold; margin: 0;">KING COUNTY</div>		FOLLOW-UP REPORT		13-056246		Page 1	
Domestic Violence: <input type="checkbox"/>				551-M-0		District: R-20			
Reported: 3/6/2013		DOW: Wed		Time: 13:30		Incident Type: ASSIST, OTHER AGENCY		Initial FCR: 551-E-0	
Occ Between: 5/15/2012		DOW: Tue		Time: 0:00		And: 2/28/2013		DOW: Thu	
				Time: 17:00		Location Name: SNOHOMISH COUNTRY			
Incident Location: 3000 ROCKEFELLER AV						City: EVERETT		State: WA Zip: 98201	
SUSPECTS/ARRESTED PERSONS SECTION									
Association: SUSPECT		Last, First Middle: HULTEN, KEVIN THOMAS				Interpreter Needed <input type="checkbox"/>		Booked <input type="checkbox"/>	
Address: 1205 VERNON RD		City: LAKE STEVENS				ST: WA Zip: 98258		Citation #	
Sex: M Race: W		DOB: 4/24/1979		Height: 6' 1" Weight: 180		Hair: BRO Glass: Eyes: BLU		Facial Hair	
Scars, Marks & Tattoos				Clothing				Gang	
Occupation		Employer: SNOHOMISH COUNTY				OLN		ST: SSN: AFIS#:	
VICTIMS, WITNESSES AND OTHER PERSONS SECTION									
Association: CONTACTED		Last, First Middle: ANDREWS, GAGE				Interpreter Needed <input type="checkbox"/>		Phone Numbers:	
Address: 3000 ROCKEFELLER AV		City: EVERETT				ST: WA Zip: 98201			
Sex: Race: DOB:		Height: Weight: Hair: Glass: Eyes:		Facial Hair					
Scars, Marks & Tattoos				Clothing				Gang	
Occupation		Employer:				OLN		ST: SSN: AFIS#:	
Association: CONTACTED		Last, First Middle: HARTLEY, TOM				Interpreter Needed <input type="checkbox"/>		Phone Numbers:	
Address: 3000 ROCKEFELLER AV		City: EVERETT				ST: WA Zip: 98201			
Sex: Race: DOB:		Height: Weight: Hair: Glass: Eyes:		Facial Hair					
Scars, Marks & Tattoos				Clothing				Gang	
Occupation		Employer:				OLN		ST: SSN: AFIS#:	
REVIEW									
Date Submitted: 11/7/2013		Reporting Officer: 02371 Do, Thien T						Event Processing Status: Submitted	
Date Time Reviewed:		Reviewing Officer:						Date Status Last Changed: 3/13/2013 9:16:38 A	

<input type="checkbox"/> Aid Req <input type="checkbox"/> Weapons <input type="checkbox"/> Injury <input type="checkbox"/> Alcohol <input type="checkbox"/> Computer <input type="checkbox"/> Dom Viol <input type="checkbox"/> Drug <input type="checkbox"/> Juvenile <input type="checkbox"/> Gang
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CASE FOLLOW-UP REPORT

96-340483-A


Printed by: Shelledy, Patricia E On: Monday 12/02/13 15:55

1023905792

DO NOT DISCLOSE!: <input type="checkbox"/>	SHERIFF KING COUNTY	FOLLOW-UP REPORT	13-056246	Page 2
Domestic Violence: <input type="checkbox"/>			551-M-0	District: R-20

Association: CONTACTED		Last, First Middle KROVITZ, MICHAEL				Interpreter Needed <input type="checkbox"/>		Phone Numbers:	
Address 3000 ROCKEFELLER AV				City EVERETT		ST WA	Zip 98201		
Sex	Race	DOB	Height	Weight	Hair	Glass	Eyes	Facial Hair	
Scars, Marks & Tattoos				Clothing			Gang		Set
Occupation		Employer			OLN	ST	SSN	AFIS#:	

PROPERTY SECTION				
Status EVIDENCE	Article CD OF HULTEN' S PHONE BILL	Brand	Model	Serial #
Qty	Unit of Meas:	Description		Value
Status EVIDENCE	Article CD OF NETWORK LOG IN FILES	Brand	Model	Serial #
Qty	Unit of Meas:	Description		Value
Status EVIDENCE	Article CD'S CONTAINING PST FILES	Brand	Model	Serial #
Qty	Unit of Meas:	Description		Value
Status EVIDENCE	Article DESKTOP	Brand HDNW	Model	Serial #
Qty	Unit of Meas:	Description DIS 50171-HULTEN'S DESK		Value
Status EVIDENCE	Article DESKTOP	Brand	Model	Serial #
Qty	Unit of Meas:	Description DIS 45996, PUBLIC RELATIONS OFFICE, CHRIS SCHWARZEN		Value
Status EVIDENCE	Article DESKTOP	Brand	Model	Serial #
Qty	Unit of Meas:	Description DIS 46471-BACK CONFERENCE ROOM		Value
Status EVIDENCE	Article DESKTOP	Brand HDNW	Model	Serial #
Qty	Unit of Meas:	Description DIS 56754-EXECUTIVE CONFERENCE ROOM		Value
Status EVIDENCE	Article DESKTOP	Brand HDNW	Model	Serial #
Qty	Unit of Meas:	Description DIS 45617-RUDICIL'S DESK		Value

DO NOT DISCLOSE! <input type="checkbox"/>				FOLLOW-UP REPORT		13-056246	Page 3
Domestic Violence: <input type="checkbox"/>						551-M-0	District: R-20

Status EVIDENCE	Article EXTERNAL DRIVES	Brand	Model	Serial #
Qty 2	Unit of Meas:	Description		
Value				
Status EVIDENCE	Article HARD DRIVE	Brand FUJITSU	Model	Serial #
Qty	Unit of Meas:	Description		
Value				
Status EVIDENCE	Article HARD DRIVE FROM TD2	Brand	Model	Serial #
Qty	Unit of Meas:	Description		
Value				
Status EVIDENCE	Article IPHONE	Brand	Model	Serial #
Qty	Unit of Meas:	Description		
Value	ISSEUD TO HULTEN			
Status EVIDENCE	Article IPHONE 4	Brand	Model	Serial #
Qty	Unit of Meas:	Description		
Value	ISSUED TO RUDICIL			
Status EVIDENCE	Article LAPTOP	Brand DELL	Model	Serial #
Qty	Unit of Meas:	Description		
Value	DIS TAG SCRATCHED FROM IT-RETURNED BY HULTEN			
Status EVIDENCE	Article LAPTOP	Brand DELL	Model	Serial #
Qty	Unit of Meas:	Description		
Value	DIS TAG 50961-ISSUED TO HULTEN			
Status EVIDENCE	Article LAPTOP	Brand DELL	Model	Serial #
Qty	Unit of Meas:	Description		
Value	DIS 50998-ISSUED TO REARDON			
Status EVIDENCE	Article MILL CREEK PDR CD	Brand	Model	Serial #
Qty	Unit of Meas:	Description		
Value				
Status EVIDENCE	Article SNO COUNTY PDR CD	Brand	Model	Serial #
Qty	Unit of Meas:	Description		
Value				
Status EVIDENCE	Article WINDOWS RECOVERY CDS	Brand	Model	Serial #
Qty	Unit of Meas:	Description		
Value				

DO NOT DISCLOSE: <input type="checkbox"/>	SHERIFF KING COUNTY	FOLLOW-UP REPORT	13-056246	Page 4
Domestic Violence: <input type="checkbox"/>			551-M-0	District: R-20
MO				

Suspect Trademarks:

Instrument:

Entry Point:

Entry Method:

Premises Type	Locked <input type="checkbox"/>	Occupied <input type="checkbox"/>	Total Property Cost: \$0.00
<input type="checkbox"/> Aid Req <input type="checkbox"/> Weapons <input type="checkbox"/> Injury <input type="checkbox"/> Alcohol <input type="checkbox"/> Computer <input type="checkbox"/> Dom Viol <input type="checkbox"/> Drug <input type="checkbox"/> Juvenile <input type="checkbox"/> Gang			

Reporting Officers Entries Associated with this Case Follow-up Report:

Wednesday 03/06/13

14:00

I was told about this case to investigate from Sgt. ANDERSON.

I have seen news stories about it and seen HULTEN's interview on King 5 from the night before.

I started to print out the Herald's articles on this issue.

I called WRIGHT who was my contact person. I then contacted WEIKEL who is the County Auditor and made arrangements to meet tomorrow. the Auditor's office is now in charge of the Information Services.

I began to review the articles from the Herald.

Thursday 03/07/13

8:00

I looked up the filings for Thomas and French and Blancs-manteaux.com.

I printed out the Wa state filing for Thomas and French. I printed out the Delaware filing for Blancs-Manteaux.com.

The governing persons for Thomas and French are RUDICIL and HULTEN.

Thursday 03/07/13

11:00

I met with WEIKEL and ANDREWS. ANDREWS is the Director of Information Services.

I was told the following:

RUDICIL and HULTEN's desktop computers have been isolated and secured. HULTEN still has his Iphone and was scheduled to meet with GARY HAAKENSON to return his county issued phone. HULTEN had been placed on administrative leave on 02/28/2013. He was allowed to keep his phone per executive order in case someone needs to call him.

HULTEN was issued a Iphone last year and he returned it because he tried to "jail break" the phone and damaged it in the process. ANDREWS remembered that there were toothpicks and paper clips jammed into the phone. There was no way of repairing it so they gave him a new one. I asked where the old one was and he would look for it.

RUDICIL did not have a county issued phone which I noted was strange given his position as administrative assistant to REARDON.

Each worker has access to network drives identified as .

A snapshot was taken of the servers in February 2013 to include the email files.

The backup tapes were currently in ANDREWS office.

I went to ANDREWS office to look at the tapes.

The tapes were recorded on magnetic media and I asked him to transfer and restore them on an external hard drive since I do not have a tape reader.

While in his office, I asked for the request for the public disclosure request made by EDMOND THOMAS. I wanted the request to include the email header.

KEVIN came in with two printed out emails for the PDR dated 07/30/2012.

DO NOT DISCLOSE! <input type="checkbox"/>		FOLLOW-UP REPORT	13-056246	Page 5
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It appears that some one just printed out the emails.

While talking to KEVIN, he mentioned that he had issued a laptop to HULTEN last year. This was notable because of the specs that HULTEN had wanted. KEVIN issued the laptop in exchange for HULTEN's desktop.

It is not known whose desktop that was at HULTEN's workspace that was secured.

ANDREWS made arrangements with HAAKENSEN to get the laptop back as well as the phone tomorrow.

I then met with WEIKEL in her office. There were two identical desktops with post it notes on it. One was marked HULTEN and had a DIS tag of 50171 and the other was marked as RUDICIL with a tag of DIS 45617.

I took the two desktops as evidence.

Monday 03/11/13

9:30

I called WEIKEL and asked if HULTEN's county issued equipment were returned on Friday(03/08/2013) as scheduled. They have not.

HULTEN did not show up and gave the excuse that his license was suspended. He was going to get his license status corrected.

WEIKEL had sent some staff employees to his house but there was no one home at about 1600hrs. Per the rules for his admin leave to keep the issued phone and laptop, HULTEN was to be available 9 to 5 at home.

WEIKEL will try again to get his laptop back from him.

She further added that RUDICIL said that he did have an issued cell phone. However, he was out in the "mountains" and unavailable which again is a violation of the conditions of his admin leave. RUDICIL even went on to say that he was out of internet and cell phone reach which seemed contradictory since he called to tell them that on a cell phone.

Monday 03/11/13

16:00

I called and spoke to TONY PERKINS with WA State Public Disclosure. He is the investigator for the REARDON election complaint. The scope of his investigation is "narrow" and is based on the complaint filed by ANNE BLOCK. The RCW 42.17(a).555 will be utilized in his investigation. He is not investigating any other persons that was named in the complaint. This is a civil investigation with monetary fines.

Tuesday 03/12/13

10:00

I spoke to WEIKEL who told me the following:

HULTEN had TWO department laptops. She has them both now. The one that was issued to him last year is encrypted with Bitlocker.

He would not give the password.

I called ANDREWS who told me that it is encrypted and that it had a boot password when powered on.

ANDREWS also told me that he had two more desktops that was secured because HULTEN had logged in on them.

He was still downloading the tape transfers to a hard drive and expect it to be done tomorrow at 1300hrs.

Tuesday 03/12/13

13:45

I called Delaware Division of Corporations and left a message about Rue Des Blancs Manteuax records.

Wednesday 03/13/13

8:00

I spoke to ANDREWS who told me that RUDICIL did surrender his phone.

HULTEN has not. ANDREWS relayed to me that HULTEN had ported out his county phone number to his personal Iphone.

I asked him about the county issued Iphone that had been damaged. ANDREWS did not know where that phone was.

He was told by HULTEN that HULTEN may still have it. HULTEN told ANDREWS that it might be in his car, his girlfriend's house, or even somewhere in his home.

I told ANDREWS that I will see him at 1300hrs.

Wednesday 03/13/13

8:30

I received a call from MARIE from the Delaware Division of Corporations. The only information listed for Rue des

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Manteaux LLC is A Registered Agent inc who filed the paperwork to form the company. There is no member listing or other information filed for the company.

Wednesday 03/13/13 13:00

I met with WEIKEL who relayed the following:

Two DIS employees went and recovered the laptop from HULTEN. When DIS tried to turn on the laptop, the hard drive was encrypted with bitlocker.

Wednesday 03/13/13 14:00

I met with ANDREWS and HARTLEY.

Two DIS employees went to HULTEN's house to collect his laptop. They knocked on the door and waited and waited. They saw a car in the driveway and heard a dog barking. They decided to wait. They sat in their car when HULTEN came out. He told them that they were suppose to give him an hour's notice. He said to wait while he downloaded some files from the laptop. They waited for about 40 minutes in the front step when HULTEN came out with two laptops. They were surprised that he had two in his possession.

The laptops were given to HARTLEY to image. HARTLEY told me that he could not find a recognizable format on the hard drive. When he booted it up, the laptop asked for a hard drive password. They called HULTEN who gave the alleged password and they tried to enter it twice but it did not work.

HARTLEY also explained how he still has in his possession the hard drive from HULTEN's laptop from last year. This hard drive came from a laptop that HULTEN had when he transferred his profile and contacts to the new laptop issued to him last year.

The server drives were explained to me as follows:

G for General
p for personal
and S for shared.

These files were placed on the Seagate hard drive.

They gave me the two laptops, the two external hard drives, the loose hard drive and several cd's.

Wednesday 03/13/13 16:30

I arrived back at the office and placed the items into the evidence room.

I started the image for TD1 and began to look at item TD2.

Item TD2 was found to have a hard drive password upon boot up. I entered the password that was given to me and it did not work.

I called the Dell support line. The service tag was given to them and since the purchase was made only last year in May 2012, the laptop was still under warranty. Through the Dell support line, I was able to log in as an administrator. I was then able to remove all USER HDD passwords. I confirmed that it was removed and I rebooted the laptop. Upon boot up, there was an error message of NO OS found.

I removed the hard drive and imaged it. While it was imaging, I asked DELL support to send me the recovery cd's for the laptop.

I did a preview of the hard drive and saw that there were a lot of "0" characters in the boot sectors and following sectors. There should not be "0" in these sectors. The presence of the "0" characters in these sectors indicate to me that a "wiping" program may have been utilized. However, it is still possible that a boot thumb drive could be utilized to power up the laptop to a recognizable format.

I downloaded a copy of Windows 8 to make a bootable thumb drive.

Thursday 03/14/13 7:30


I returned to the lab and reimaged the drive.

I then ordered a hard drive that was the same size as the original hard drive.

Wednesday 03/27/13 15:00

I received the replacement hard drive and cloned the original drive.

Over the course of the next few months, there were several attempts to rebuild this hard drive using various software,

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bootable thumb drive and actually managing to put Windows 7 Enterprise back on the device. However, the device could not be fully restored. In examining the drive, I could see that there were still data on the drive and that a full wiping process was not done. I used a program called Winhex to scour the drive for the remaining data that was still on the drive. I was able to recover docs, pdfs, images and other files.

The remaining evidence items were then forensically examined for its contents.

Monday 10/14/13 8:00

I began to assemble together all the evidence items as well as generate various reports. I reviewed the findings from Det. KNUDSEN's examinations. In looking at his findings, it appears that HULTEN used the devices to log onto porn sites, tumblr sites, and wikipedia sites.

Monday 10/14/13 12:30

I called the Skagit County Prosecutor office and spoke to WEYRICH. He will call me back when there is an appointment time available.

Summary/Conclusion:

Case closed by arrest: Case forwarded to the Skagit County Prosecutor's Office for review for the charges of Tampering with Physical Evidence and possible violations of RCW 42.17A.555 Use of Public Office or Agency facilities in Campaigns-Prohibitions. There are electronic evidence to show that HULTEN had utilized Snohomish County Equipment and work hours for campaign related work.

The individual examination reports for the devices are written as attachments. Each individual device examination reports are supported by reports generated from the findings.

Additional Attachments/Reports Associated with this Incident/Follow-up Report:

A-102 Master Evidence Report	Monday 10/14/13	Active
A-102 Master Evidence Report	Monday 10/14/13	Active
A-102 Master Evidence Report	Wednesday 10/16/13	Active

Certification

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Date and Place: _____ Signature/Agency: _____

END OF REPORT



King County Sheriff
Master Evidence Record

Case
Number

13-056246

2. Classification ASSIST. OTHER AGENCY		3. Date 10/14/2013	4. Time 12:31	5. F.C.R. 551	6. Dist # R-20
7. Location of Occurrence SNOHOMISH COUNRTY. 3000 ROCKEFELLER AV			8. Name <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Suspect (Last, First, M.I., D.O.B.)		
9. Evidence Secured By: Do, Thien T		PERS. 02371	12. Status of Evidence. (Check boxes in applicable section) <input checked="" type="checkbox"/> District Court <input type="checkbox"/> Municipal Court <input type="checkbox"/> Juvenile Court <input type="checkbox"/> Superior Court <input type="checkbox"/> Traffic Accident <input type="checkbox"/> Pending Invest.		Other <input type="checkbox"/> Unclaimed Impound <input type="checkbox"/> D.V. Order <input type="checkbox"/> Civil Unit Action <input checked="" type="checkbox"/> Other (List)
10. Packed and Marked By Do, Thien T		PERS. 02371			
11. Investigator and Unit Assigned Do, Thien T of Major Crimes		PERS. # 02371			
List evidence in the following order: A. Fingerprint Lift Cards. B. Money. C. Items requiring processing for fingerprints. D. Items requiring other lab processing. E. Other Evidence. Note: Do not list unprocessed film, motor vehicles, or animals on this form. Film that requires processing shall be listed on a Form E-147 and sent to Photo Lab. Found property, including found bicycles, shall also be listed on a Form A-166 and entered into IRIS. SKO property shall also be listed on a Form A-142, and listed in IRIS.					
13. Item #	Qty	14. Description: Use a separate item # for each item. Do not list more than one item per line. Each item MUST be described, numbered, tagged and separately packaged. Like items may be packaged together and marked as one item #. Describe using the following format: What is it? Brand, Model, Serial #, Color, etc.			Disp Code
TD0001		HARD DRIVE, brand: FUJITSU			1
TD0002		LAPTOP, brand: DELL, DIS TAG 50961-ISSUED TO HULTEN			1
TD0003		LAPTOP, brand: DELL, DIS TAG SCRATCHED FROM IT-RETURNED BY HULTEN			1
TD0004		DESKTOP, brand: HDNW, DIS 50171-HULTEN'S DESK			1
TD0005		DESKTOP, brand: HDNW, DIS 45617-RUDICIL'S DESK			1
TD0006		DESKTOP, brand: HDNW, DIS 56754-EXECUTIVE CONFERENCE ROOM			1
TD0007		DESKTOP, DIS 46471-BACK CONFERENCE ROOM			1
TD0008		DESKTOP, DIS 45996, PUBLIC RELATIONS OFFICE, CHRIS SCHWARZEN			1
TD0009		LAPTOP, brand: DELL, DIS 50998-ISSUED TO REARDON			1
TD0010		CD'S CONTAINING PST FILES			1
TD0011	2	EXTERNAL DRIVES			1
TD0012		IPHONE, ISSEUD TO HULTEN			1
<input type="checkbox"/> 15. Dispose: Per R.C.W. and Department Regulations -- Only if all items on this page are for disposal. (Evidence will be held 60 days after date this authorization is approved.) Signatures and printed information required.					
Disposal Authorization		Pers. #	Date	Time	Witness to Disposal Authorization
<input type="checkbox"/> 16. Field Release: Use following blocks only if all items on this page are released to one person and only before any copies of this form have been separated and distributed. Signatures and printed information required.					
Property listed on this form - Received by: (Signature)		Printed name of person receiving:		Date	Time
Street Address		City	State	ZIP	Phone
17. Retained at Precinct #	Reason	18. Court Name	Citation #(s)		
Do Not Write On or Over Shaded Areas Of Form					

Original - Submit to Records with Offense Report.

KCSO #A-102 (Rev. 4/09) Previous editions obsolete and should not be used.

1
2
3
4
5 BEFORE THE PUBLIC DISCLOSURE COMMISSION
6 OF THE STATE OF WASHINGTON

7 In re that matter of Enforcement Action Case No.: 13-031
8 Against:

9 KEVIN HULTEN

RESPONDENT KEVIN T. HULTEN'S PRE-
HEARING BRIEF

10 Respondent.

Hearing Date: June 23, 2016
Time: 12:00 p.m.
Room: 206

11 _____ /
12
13 **1. INTRODUCTION.**

14 The PDC has alleged that Respondent KEVIN T. HULTEN ("HULTEN") has violated RCW
15 42.17A.555 during his tenure as Executive Analyst in the office of Aaron Reardon. However, the evidence
16 upon which the PDC's case rests is based upon several fatal misconceptions, any of which is sufficient to
17 find that no violation has occurred. Therefore, Mr. HULTEN respectfully requests that the Public Disclosure
18 Commission dismiss all administrative charges and find that no violation has occurred based on the evidence
19 provided below.

20 **2. BACKGROUND.**

21 **A. Hiring.**

22 In 2010, HULTEN was employed by the Washington State Senate, working as the Legislative
23 Assistant to Steven Hobbs, a senator in the 44th Legislative District of Washington. In late 2010, HULTEN
24 tore his ACL/MCL and was facing a major patella graft/ACL replacement surgery with up to a year of
25 recovery, including intensive physical therapy. In order to have family support during this time, HULTEN
26 began looking for a position close to his family, his Everett surgeon, and his hometown in Lake Stevens.
27 Senator Steve Hobbs, his longtime mentor and boss, was instrumental in recommending him to his own
28 friend and colleague, Aaron Reardon, for an interview with the Snohomish County Executive's Office.

1 After two interviews, HULTEN was offered a job opportunity to fill the role of Executive Analyst in the
2 Executive's Office. HULTEN was told that his predecessor, Amy Ockerlander, was transferring to a
3 different department because of her decision to pursue a political career that carried an unavoidable conflict
4 of interest with her duties at the Executive Office: specifically, as a City Councilperson for the City of
5 Duvall, to which she was elected in 2010. HULTEN accepted the offer, upon which acceptance HULTEN
6 received a letter from the Snohomish County Executive Office detailing his position. Attached hereto as
7 **Exhibit R-1** is a true and correct copy of the Snohomish County Executive Office Welcome Letter dated
8 1/3/11.

9 **B. Executive Analyst Exempt Position.**

10 *Exempt Position.* The Executive Analyst position in the Snohomish County Executive's Office is
11 an employee position listed by Snohomish County interchangeably as "Exempt" and/or "Management
12 Exempt". Attached hereto as **Exhibit R-2** is a true and correct copy of the Snohomish County Personnel
13 Record Change - New Hire dated 1/10/11. Snohomish County Code ("S.C.C.") 3A.02.170 defines an
14 "exempt" position as "a position excluded from coverage of [the traditional employee] rules", including
15 exclusion from S.C.C. Chapter 3A.16, "Hours of Work", which describes typical work hours for traditional
16 employees of Snohomish County. Executive Reardon is allowed to designate four (4) exempt employees
17 under S.C.C. 3A.13.010(2) and S.C.C. 3.68.010(3), and all professional employees within the Executive's
18 Office are exempt under S.C.C. 3.68.010(7). Exempt employees are subject to the rules as established under
19 S.C.C. Chapter 3.68, "Exempt Personnel", and serve at the pleasure of the appointing authority under S.C.C.
20 3.68.040(1). Attached hereto as **Exhibit R-3** is a true and correct copy of the relevant aforementioned
21 Snohomish County Code sections. When HULTEN was hired, he was told that he had a flexible work
22 schedule due to the fact that his job specifically required a very large percentage of time worked during
23 evenings and weekends, as well as working away from the office in Olympia, attending local County events,
24 and meeting with constituents. This flexible schedule was particularly well-suited to his situation as, being
25 immediately post-surgery, HULTEN had many recurring doctor appointments and physical therapy sessions
26 at various times.

27 *Job Duties.* As an Executive Analyst, HULTEN's official duties included, but were not
28 limited to, the following:

- a. Managing intra-county action items and conducting triage and oversight;
- b. Researching and analyzing well-defined issues and problems confronting the county, developing findings from that research and reporting those findings to Aaron Reardon and the Snohomish County Council;
- c. Monitoring county related public hearings and managing related intra-county communications;
- d. Developing and recommending Executive Office procedures;
- e. Maintaining files regarding Executive Office or Snohomish County Council action for dissemination to interested parties upon request;
- f. Responding to constituent concerns;
- g. Assisting with Executive Office lobbying efforts; and
- h. Performing related duties as required.

Attached hereto as **Exhibit R-4** is a true and correct copy of Snohomish County Job Description: Executive Analyst.

However, his day-to-day job duties evolved to fill the needs of the Executive Office, and these duties were more accurately reflected in his 2011 Snohomish County Employee Performance Evaluation, within which HULTEN hand-wrote his understanding of his job description and which Gary Haakensen then reviewed and confirmed. Attached hereto as **Exhibit R-5** is a true and correct copy of Kevin Hulten 2011 Employee Performance Evaluation. These duties included, but were not limited to, the following, several of which it should be noted are inherently political activities as part of his job description:

- i. Developing, monitoring, and reporting the legislative agenda with Olympia;
- j. Community/Inter-Campus relationship building;
- k. Federal, State, and Local Government Affairs (all but tribal);
- l. Constituent Correspondence;
- m. PDC Compliance for all Elected and County Officials;
- n. Back-up Media Relations;
- o. Management of County's Federal Lobbyist Contract and Relationship on Behalf of Executive and County Council;

1 p. Monitoring key issues; and

2 q. Tasks assigned by Executive Reardon. *Id.*

3 *Hours.* As stated above, it cannot be overemphasized that there is no county code regarding exempt
4 employee work hours. Rather, his "working conditions" were described in the Executive Analyst job
5 description as follows: "The majority of the work is performed in the usual office environment. The
6 employee may be required to work evenings, weekends, and holidays as necessary", as well as in his
7 welcome letter from the Executive's Offices as "Work hours are normally 8 a.m. to 5 p.m. Monday through
8 Friday but vary according to work responsibilities". See Exhibits R-1 and R-4. In practice, this was very
9 much the case: HULTEN regularly worked weekends and nights, especially during the legislative session.
10 During the course of employment, both HULTEN and his direct supervisor, Deputy Executive Gary
11 Haakenson, specifically and in a positive context described his work hours as "diverse". See Exhibit R-5,
12 pg. 3.

13 Significantly, Gary Haakenson alleged in a statement to the PDC in this matter that HULTEN was
14 "expected to work 8-5" and that his work schedule was "M-F 8-5 job description". See PDC Exhibit S-11.
15 This is a misrepresentation and directly contradicts all Mr. Haakenson's previous statements on the matter,
16 officially or otherwise. On April 25, 2012, Mr. Haakenson, as Deputy Executive for Snohomish County,
17 sent an email to the Everett Herald in response to the Herald's inquiries regarding his work schedule, status,
18 and phone records:

19 "You also asked about calls on March 31st and April 7th of 2011 to the PDC.
20 As you know, his personal and work calls are combined on the records that
21 you have been provided. Kevin says that those calls were made on his
22 personal cell phone and they were placed during his lunch and during an
23 afternoon break. I see no reason for further inquiry into these calls."

24 Attached hereto as **Exhibit R-6** is a true and correct copy of the Email from Gary Haakenson to Everett
25 Herald dated 4/25/12. Mr. Haakenson went on to state,

26 "I would again, caution you about jumping to any conclusions about a strict
27 8-5 work schedule for exempt employees. This class of employees are [sic]
28 expected to work irregular hours including early mornings, late evenings and
29 weekends. They receive no overtime pay, or comp time for hours over
30 additional hours worked daily or weekly. As such, they are allowed some
31 additional flexibility within the day if they need to address personal
32 business". *Id.*

33 Lastly, he noted that "as I said during our interview, I never witnessed Kevin working on any campaigns

1 in the office, nor did I ever hear anyone ask him to do so". *Id.* These 2012 statements represent the position
2 of Mr. Haakenson and Snohomish County in his role as his supervisor and Deputy Executive, and was
3 published in the ensuing Herald story. Further, they conform with Mr. Haakenson's stated position in this
4 matter in every single instance during his tenure at the County.

5 On April 18, 2012, HULTEN emailed Gary Haakenson regarding his ongoing concerns regarding
6 the "dynamic in our office" and "getting told that people are watching him and recording when I am at my
7 desk". Attached hereto as **Exhibit R-7** is a true and correct copy of the Email from Kevin Hulten to Gary
8 Haakenson dated 4/18/12. HULTEN felt he was receiving mixed messages regarding his job performance
9 from Executive Reardon versus Gary. His explicit understanding of success in his job was that "Government
10 affairs is not done by sitting at a desk 9-5" and that his job description included a "flexible schedule, but long
11 hours", yet it seemed that Gary was judging his performance based on different criteria. Mr. Haakenson's
12 declaration to the PDC that HULTEN complained to Executive Reardon after a "negative performance
13 review" is a misconstrual; HULTEN received a positive performance review as evidenced in the 2011
14 performance evaluation (See Exhibit R-5), yet felt frustrated regarding Gary's patent lack of interest in or
15 understanding of his work, particularly in regards to significant legislative work of which HULTEN felt very
16 proud. Despite his request for clarification, Mr. Haakenson never responded to his email.

17 **C. Other Context.**

18 *PCO Activities.* During his employment at Snohomish County, HULTEN served in a personal
19 capacity as an elected and appointed 44th Legislative District Precinct Committee Officer ("PCO"), whose
20 primary duty was to represent Democrats from his precinct in local party affairs. Typical PCO tasks include
21 fundraising, sign-waving and volunteerism. Further, as a former journalist, HULTEN often provided
22 volunteer media outreach and communication services to the party and its candidates. Thus, outside work
23 hours, HULTEN fulfilled his PCO duties by performing the above-described tasks, and his role was certified
24 and approved by the County, despite having been misconstrued as campaign-related in nature.

25 *Cell Phone.* After HULTEN was hired, his predecessor Amy had left behind a broken older model
26 iPhone. Although a county cell phone is imperative due to the significant amount of out-of-office duties
27 required by the Executive Analyst position, HULTEN was not assigned one and, having a newer model
28 iPhone 4, HULTEN asked for and duly received verbal permission to connect his county cell phone number

1 (425-754-3322) to his personal cell phone. HULTEN did so not knowing at the time that this would result
2 in AT&T commingling of all calls, including his personal calls, into one set of records appearing under the
3 x3322 number, without distinction between whether the calls were routed to or from his personal or work
4 numbers. *See* Exhibits 3 and 4 of Kevin Hulten's Response to Complaint/PDC Exhibit S-9, pg. 18, 20,
5 previously filed in this matter. This has been verified by both Mr. Haakenson and Sara DiVittorio,
6 Snohomish County Prosecutor, who documented this issue thoroughly and issued an official statement
7 verifying that the County did not pay for any personal cell phone charges HULTEN incurred. *Id.* In
8 summary, HULTEN at all times when conducting non-county business used a private mobile device, and
9 the phone records cited in the PDC exhibits are inclusive of his personal phone records and thus cannot show
10 which line any call originated on. *Id.* Thus, any allegations based on an assertion that a telephone call was
11 made from or to the x3322 number cannot be substantiated and should be dismissed, because it is impossible
12 to tell whether it was from his personal number or the work number. *Id.*

13 *Dropbox.* A portion of the allegations against HULTEN are based on documents found within
14 his personal Dropbox account by Tom Hartley, Security Engineer at Information Services at Snohomish
15 County, after multiple forensic reconstructions of a "2011" laptop computer alleged to have been issued to
16 him and surrendered in 2011. The allegations and underlying evidence are fatally flawed. HULTEN
17 specifically followed County protocol to keep all his personal documents separate from the County network
18 by utilizing a cloud-based Dropbox account; thus, to the best of his knowledge, at no point did HULTEN
19 ever knowingly download personal documents on any hard drive of any county computer. Dropbox is very
20 similar in function to a personal Gmail account in that both are cloud-based storage services that allow the
21 user to store files and documents on the Internet and access them from any computer with Internet
22 connectivity, protected by password and encryption. Occasionally HULTEN would upload work materials
23 to Dropbox to work on from home, but all public records were properly returned per regulation. *See* WAC
24 44-14-03001.

25 It is necessary to provide context regarding the manner in which the PDC's evidence was obtained.
26 Around the first of March, 2013, at their direction of Auditor's Office, HULTEN submitted a whistleblower
27 complaint to the State Auditor's Office, then headed by Troy Kelley, alleging improper government conduct
28 in Snohomish County and necessarily naming Gary Haakenson, and was granted whistleblower status on

1 March 14. Attached hereto as **Exhibit R-8** is a true and correct copy of his Whistleblower Acceptance
2 Letter dated 2/14/13. However, the Auditor's Office then refused to handle the complaint and returned it
3 to Snohomish County itself to investigate internally, then deeming his whistleblower complaint and all
4 associated rights to anonymity now public record. *Id.*

5 Over the course of his employment with Snohomish County, several computers were issued to him
6 and then returned to the County at different times. Attached hereto as **Exhibit R-9** is a true and correct copy
7 of the relevant portions of Tom Hartley's Haakenson-Requested Report. According to Tom Hartley, then-
8 Information Services Security Engineer, his workstations included (1) Laptop "Dell Latitude D820 service
9 tag JZMM6C1", (2) Standalone hard drive "WEBRCR9155C", (3) Laptop "XO45996", (4) Laptop
10 "XO46471", (5) Desktop "XO46754", and (6) Laptop "XO50961". *Id.* at 1. However, the second "station",
11 a bare hard drive entitled "WEBRCR9155C", was never assigned to him, and Snohomish County has no
12 official records indicating who it was assigned to. *See* PDC Exhibit S-5. Rather, Tom Hartley's chain of
13 custody states multiple times on multiple dates that HULTEN "had not used it since late 2011", at which
14 point it

15 "was removed and handed to him some time ago when Kevin Hulten's laptop
16 was replaced. . . laptop hard drives are not usually removed and given to him.
17 . . [but] in this case the drive was removed and sent to him for safe keeping
18 because there was an internal investigation of some kind going on at the time
19 and it was thought that saving the drive in its original state would be wise.
20 It was labeled and locked away in his cupboard and has been locked in his
21 cupboard ever since". *See* Exhibit R-9. *See* PDC Exhibit S-5.

22 On March 6, Snohomish County IT investigators completed a review of all his workstation
23 computers, undertaken as a result of an unrelated lawsuit alleging that Snohomish County had withheld
24 public documents from disclosure. Attached as **Exhibit R-10** is a true and correct copy of the relevant
25 portions of Tom Hartley's March 6 Activity Log with annotations by Kevin Hulten. The investigation,
26 conducted by Tom Hartley, included a forensic search of the "WEBRCR9155C" hard drive using Encase
27 forensic software. *Id.* The result of this forensic investigation was that Mr. Hartley "was not able to find
28 any local PST [personal storage] files", and so "[he] disconnected the source hard drive. . . and locked it
away in [his] cupboard". *Id.*

On March 18, 2013, Gage Andrews, Director of Information Services, emailed Tom Hartley calling
for a broader "redo" of the completed March 6 investigation: a "request from Gary Haakenson to search hard

1 drives of computers belonging to Kevin Hulten for any materials which may be in violation of County
2 policy”, including “any backups or disk copies”. Attached hereto as **Exhibit R-11** is a true and correct copy
3 of Email from Gage Andrews to Tom Hartley dated 3/18/13. Gary did not request this investigation in
4 connection with any legitimate investigatory purpose; rather, it was an attempt to find evidence that could
5 be used to tarnish his credibility in the whistleblower complaint, as evidenced by his expansive request for
6 “any materials which may be in violation of County policy”. *Id.* Soon after, Tom Hartley personally called
7 him to specifically verbally request that HULTEN give him his personal Dropbox password, an incident
8 which HULTEN reported to his supervisor.

9 Tom Hartley’s second, Haakenson-requested investigation once more turned up no evidence of
10 wrongdoing (besides having downloaded Google Chrome on one computer) on computers 1, 3, 4, 5, and 6.
11 *See* Exhibit R-9. However, when conducting his forensic investigation of the “2011” hard drive the second
12 time, again using Encase, he gained access to his cloud-based Dropbox account, saving the disk image to
13 a folder he created and entitled “Kevin Hulten’s C Drive”. *Id.* Attached hereto as **Exhibit R-12** is a true
14 and correct copy of the Encase forensic software webinar teaching how to access cloud-stored files in
15 Dropbox in a forensic reconstruction, source link
16 [https://www2.guidancesoftware.com/resources/Pages/webinars/EnCase-eDiscovery-How-to-Collect-and](https://www2.guidancesoftware.com/resources/Pages/webinars/EnCase-eDiscovery-How-to-Collect-and-Review-ESI-Stored-in-Dropbox.aspx)
17 [-Review-ESI-Stored-in-Dropbox.aspx](https://www2.guidancesoftware.com/resources/Pages/webinars/EnCase-eDiscovery-How-to-Collect-and-Review-ESI-Stored-in-Dropbox.aspx). It is vital to note that PDC Exhibit S-4, which refers to Dropbox data
18 being extracted from the image labeled “Kevin Hulten’s C Drive”, only states that the Dropbox documents
19 given to the PDC were taken from the disk image which had been stored in a folder Tom Hartley named
20 “Kevin Hulten’s C Drive”. *See* Exhibit R-9. This does not mean that all the contents within were on any
21 computer’s “C” hard drive; rather, Tom Hartley, at the beginning of his investigation, simply named his
22 newly created folder “Kevin Hulten’s C Drive” and parked the entire disk image there; thus, every document
23 from the disk image fell within this folder, including all the Dropbox documents in the cloud. *Id.* Access
24 of HULTEN’S personal Dropbox account resulted in the County seizing his most private personal
25 documents and photos, most of which had predated his County employment by years. These documents,
26 despite not meeting the definition of a public record and further not being stored on any county resource,
27 were and continue to be, as evidenced by their production to the PDC in this matter, widely disseminated
28 internally and externally and leveraged against him to obvious great success, despite their not being public

1 records or subject to public disclosure. *See* PDC Exhibit S-4.

2 Time and time again, Tom Hartley throughout his investigations has, for the purpose of attempting
3 to establish a chain of custody without the benefit of the hard drive ever having been assigned to him,
4 repeated that the hard drive was sent to him in late 2011, and that he had kept it in that locked cabinet until
5 he was asked to investigate its contents. *See* Exhibits 9 and 10. *See* PDC Exhibit S-5. However, much of
6 the PDC's evidence, all exclusively taken from this drive, is clearly dated in mid-2012. *See* PDC Exhibit
7 S-3. Similarly, Tom Hartley's report contains clear screenshots of his investigation in process as he attempts
8 to delineate his methodology: in one reconstructed folder are files clearly dated "6/4/2012". *See* Exhibit R-9,
9 pg. 3. It would be literally impossible for a disk image locked in a cabinet since 2011 to contain files from
10 mid-2012. These documents could only have been downloaded through current access to Dropbox in the
11 cloud when the investigation was opened. *See* Exhibit R-12. 2012 files simply could not have existed on
12 the hard drive in 2011 if the data and metadata within didn't exist until a year later. This is proof positive
13 that his Dropbox was accessed during the second, Haakenson-requested investigation.

14 The Dropbox issue is made even more problematic by its inherent location within the cloud. The
15 account and all documents within can be accessed by multiple people on multiple computers and changed
16 by any one of them. Further, Dropbox auto-syncs documents in the cloud, allowing for its timestamp to
17 change to the moment of auto-sync when the actual change to the underlying document might have taken
18 place at a different time, such as when one's home computer was offline. For example, the PDC alleges that
19 based on its research of his Dropbox account, HULTEN conducted a "BeenVerified" background searches
20 on John Jolibois at 9:23AM on May 25. However, HULTEN have the Internet history log showing that
21 HULTEN conducted this search at 7:11PM on May 20, a Sunday. Attached hereto as **Exhibit R-13** is a true
22 and correct copy of Web History Screenshot dated 5/20/12. Thus, it is impossible to determine the identity
23 of the person who accessed or modified a document, whether Dropbox's auto-save or auto-update function
24 refreshed the documents in real time from a logged-in computer at home, or a myriad of other possible
25 scenarios.

26 The Dropbox documents allegedly came from a hard drive which was locked in a cabinet from 2011
27 through discovery, yet many are dated in 2012. *See* PDC Exhibit S-5. *See* Exhibits R-9 and R-10. They
28 did not appear on the original March 6 investigation, but two weeks later, in the second investigation looking

1 for any evidence of his wrongdoing, they suddenly appeared. *Id.* Setting aside the fact that these allegations
2 again depend on the assumption of an inapplicable 8am-5pm Monday-Friday work schedule of a traditional
3 employee, the evidence simply cannot have existed on the computer's hard drive. Rather, they were held
4 within the cloud in his personal Dropbox account. The allegations regarding the Dropbox account cannot
5 be substantiated and the Commission should find that no violation occurred.

6 Further, the access of HULTEN's personal documents from a non-County location was improper
7 and, failing to meet any public record definition, should never have been disseminated as public records;
8 therefore, these documents should never have been made available to the PDC. As the PDC is well aware,
9 the definition of a public record under RCW 42.56.010 is "any writing containing information relating to
10 the conduct of government or the performance of any governmental or proprietary function prepared, owned,
11 used, or retained by any state or local agency regardless of physical form or characteristics." The three-part
12 test, all three prongs of which must be satisfied, considers whether there is (1) a writing (2) related to
13 conduct of government and (3) prepared, owned, used, or retained by the agency. *See* WAC 44-14-03001.
14 The test cannot be met. Although clearly the documents are a writing, satisfying the first prong, to satisfy
15 the second prong a document must "relate to the conduct of government or performance of any governmental
16 or proprietary function". *Id.* If the document is "purely personal having absolutely no relation to the conduct
17 of government" it is not a public record, and even the record of its existence is not public record if it was
18 not stored on a county resource. *Id.* His Dropbox documents were stored in the cloud, not on any county
19 resource, and do not relate to County business. Lastly, having been stored in his personal Dropbox in the
20 cloud and not on a County resource, the Dropbox documents were not prepared, owned, used, or retained
21 by Snohomish County. Washington public record law is clear that "the act does not authorize unbridled
22 searches of agency property. If agency property is not subject to unbridled searches, then neither is the home
23 computer of an agency employee" and, by analogy, neither is the privately owned Dropbox cloud storage.
24 *Id. See Hangartner v. City of Seattle*, 151 Wn.2d 439, 448, 90 P.3d 26 (2004). Not only are the documents
25 themselves not public record, but they were stored privately and not on any County resource and even their
26 existence is not public record. They were thus were improperly produced by the County, and all Dropbox
27 documents should be excluded from evidence.

28 *Gary Haakenson's Contradictory Statements.*

The undeniable discrepancy between Gary

1 Haakenson's prior and current narrative regarding all aspects of his work at Snohomish is explained by the
2 already-tense work relationship which deteriorated as the exterior and interior pressure of the Executive
3 Office increased, to a point beyond repair by the end of his employment at Snohomish County. Specifically,
4 at the very end of his time at the County, due to an increasingly hostile work environment and conflicts of
5 interest which HULTEN believed fatal to the system, HULTEN filed three official actions and complaints
6 which by necessity portrayed Mr. Haakenson in a negative light, including (a) a whistleblower claim, (b) a
7 retaliation claim, and (c) an appeal of his decision to act as the sole arbiter at his "name clearing" hearing,
8 by which he would be reconsidering his own original findings against him. After these claims were filed,
9 Mr. Haakenson changed sides. His recent statements to the PDC that his position was "M-F 8-5" (See PDC
10 Exhibit S-11) represent a 180 degree pivot from his previous on-and-off-the-record statements regarding his
11 work schedule and job performance, despite prior appreciative statements regarding the long, unpredictable
12 hours required by the position and explaining to outside parties that the exempt employee's schedule is not
13 governed by 9-5 and that personal time may be taken during the day. See Exhibits 5 and 6. HULTEN
14 believe Mr. Haakenson's blatant switch in sides by providing the PDC with false and contradictory
15 information is continued evidence of hostility and retaliation against him, especially in light of the
16 whistleblower protections afforded by his filed claims.

17 *De Minimis Use Policy.* Snohomish County has a de minimis use policy allowing for
18 "occasional, but limited" personal use of county resources if cost is minimal. Attached hereto as **Exhibit**
19 **R-14** is a true and correct copy of Snohomish County's de minimis use policy. Any incidental personal
20 communications made using a county resource would be authorized under the *de minimis* rule.

21 3. ALLEGATIONS.

22 As an exempt employee, HULTEN was bound to no 8-5 traditional employee work schedule, as
23 confirmed over and over again by every source: the Snohomish County Code, his official job
24 description, his welcome letter, his official performance evaluation, his direct supervisor Gary
25 Haakenson, and his communications with his supervisors. See Exhibits R-1 through R-7. **As such, all**
26 **allegations levied against him which are dependent on the timing of the events cannot be**
27 **supported and the Commission should find that no violation occurred.** Further, because the cell
28 phone records are unable to identify which calls came from or to his work number or his personal

1 number, all allegations levied against Mr. HULTEN which are dependent on whether the call came
2 to or from his work or personal cell phone cannot be supported and the Commission should find
3 that no violation occurred. See Exhibits 3 and 4 of Kevin Hulten's Response to Complaint/PDC
4 Exhibit S-9, pg. 18, 20, previously filed in this matter. Further, because the Dropbox documents show
5 dates from a year after the source hard drive was taken and stored by the County in 2011, they could not
6 have been on the drive when Tom Hartley took control of it. They could only have been downloaded out
7 of the cloud to the disk image. See Exhibits R-8-R-12. Thus, all allegations levied against Mr.
8 HULTEN which are dependent on the Dropbox documents cannot be supported and the
9 Commission should find that no violation occurred. The only allegations which are not extinguished
10 are the two (2) calls to Adam Matherly, which were made for a legitimate county purpose as explained
11 below. See Exhibits R-16 and R-17.

12 *Calls to Tony Perkins.* The PDC alleges that HULTEN made three (3) phone calls to Tony
13 Perkins at the PDC during "regular business hours" and "from a Snohomish County Executive's Office
14 telephone number". However, as an exempt employee HULTEN was not subject to regular business
15 hours, and further, as explained above, it is impossible to distinguish the county's telephone number
16 from his own personal cell phone number in the billing report. As explained by Gary Haakenson in his
17 email to the Everett Herald, his calls to Tony Perkins were conducted from his personal cell phone on
18 personal lunches, work breaks, or personal time based on his flexible exempt employee work schedule.
19 See Exhibit R-6. The allegations of impropriety regarding the calls to Tony Perkins, based solely on the
20 timing of the phone calls, cannot be supported and must be dismissed.

21 *Calls to Colby Underwood.* The PDC alleges that his six (6) telephone calls made to Colby
22 Underwood were "billed to [his] work telephone number", despite uncontested agreement among the
23 parties that all his personal calls to and from his personal cell phone were batched into the records from
24 the x3322 county work number. See Exhibits 3 and 4 of Kevin Hulten's Response to Complaint/PDC
25 Exhibit S-9, pg. 18, 20, previously filed in this matter. Thus, again, it is impossible to distinguish from
26 which number these calls originated based on the cell phone bill. However, his recollection is that
27 HULTEN left several voicemails left for Mr. Underwood in regards to his reoccurring meetings with
28 Executive Reardon and that we did not connect, an understanding that is borne out by the telephone

1 records which without fail list the length of call as under three (3) minutes. See PDC Exhibit S-13.

2 Further, the insinuation that any communication with Mr. Underwood must be on its face
3 improper is incorrect and ignores Mr. Underwood's policy work with Snohomish County in relation to
4 his role as Chief Business Officer of Blue Marble Biomaterials, a Seattle-based company. Attached
5 hereto as **Exhibit R-15** is a true and correct copy of Colby Underwood's biography from Blue Marble
6 Biomaterials. While HULTEN did not speak to Mr. Underwood directly, HULTEN was introduced to
7 his name by Executive Reardon in connection with renewable energy policy agenda items he discussed
8 with the Executive. Executive Reardon briefed him on these meetings and asked him to connect with
9 Mr. Underwood for future scheduling and policy agenda purposes. Thus, the allegations of impropriety
10 regarding the calls to Mr. Underwood, based solely on the timing of the voicemails, and when combined
11 with the fact that they were initiated for a proper county-related purpose cannot be supported and must
12 be dismissed.

13 *Calls to Adam Matherly.* The PDC alleges that "in late September and early October
14 of 2011, [HULTEN] made two (2) telephone calls using his Snohomish County work land-line telephone
15 to call the Law Offices of Adam Matherly." HULTEN does not dispute that he made these calls;
16 however, these calls were not made, as implied, for the improper purpose of assisting Executive
17 Reardon's 2011 re-election campaign. The campaign activity in this situation was clearly external in
18 nature, originating from the campaign of Mike Hope, Republican challenger for Reardon's job. On
19 September 27, 2012, Hope issued a press release that identified him by name and falsely accused him of
20 assuming the identity "JT Chambers", the name of an individual who'd recently targeted Hope's Seattle
21 Police Department employee files. Attached hereto as **Exhibit R-16** is a true and correct copy of the
22 Seattle Times Article "Hope-Reardon Race Grows Increasingly Ugly" dated 9/29/11. Hope was proven
23 wrong in his politically-motivated attack. The incident is best recounted via The Seattle Times:

24 Hope suggested this week that Hulten has been behind "multiple frivolous
25 complaints" about him filed with the state Public Disclosure Commission.

26 *Hope went on to say that it appeared Hulten was using the fake name*
27 *"John Chambers," as well as a fake Seattle address, to hide the source of*
28 *the complaints. Hope suggested that Reardon's campaign may have stolen*
the identity of a one-time Florida sex offender named "John Chambers."

However, The Times located Chambers in Seattle on Thursday. Chambers
said that he is not tied to the Reardon campaign, although he knows

1 Hulten and his younger brother.

2 Chambers acknowledged that he had, in fact, filed complaints against
3 Hope with the state PDC and had obtained Hope's personnel record from
the Seattle Police Department, which he had then turned over to Hulten.

4 *When told that Chambers is not some fictitious person, Hope said he*
5 *didn't intend to correct his news release.*

6 *"I really don't care if he exists," Hope said. "The bottom line is, I think*
7 *we've proven a point. It was linked back to Aaron Reardon's campaign.*
8 *Case closed." Id.*

9 Initially, however, Hope's allegation against him was taken at face value. The Everett Herald even
10 alleged that the identity HULTEN assumed was that of a convicted sex offender registered in Florida.

11 HULTEN spoke to the Executive and he felt it was imperative that we factually disprove this
12 allegation. HULTEN met with several other County staff and it was decided that the best course of
13 action was to attempt to locate the actual individual behind the requests and ask them to come forward.
14 As the Times reported, HULTEN knew Mr. Chambers and was aware of his research. In fact, Mr.
15 Chambers had provided him the Hope files almost two months earlier – but HULTEN had done nothing
16 with the files save for share them with a trusted reporter at the Everett Herald, in order to obtain advice
17 about what to do. HULTEN was uneasy about the effect the documents could have on Hope, with whom
18 he had maintained a cordial and even friendly relationship with for years. Ironically, it was Hope's false
19 accusation that caused the release of the files to the media.

20 HULTEN contacted J.T. Chambers and learned that he'd hired an attorney, Adam Matherly, to
21 protect his interests while providing the necessary information to contradict Hope's false narrative and
22 clear his name. The torrent of media attention created by Hope's press release was rendering regular
23 work impossible, so it was a top priority to work with Mr. Matherly to clarify these libelous claims. As
24 previously stated, the Seattle Times printed an investigatory story refuting Hope's allegations and
25 confirming that HULTEN was neither J.T. Chambers nor a sex offender. The Everett Herald was
26 eventually forced to issue a correction story entitled, "Hope accuses Reardon staffer of false claims".
27 Attached hereto as **Exhibit R-17** is a true and correct copy of the Everett Herald Article "Hope accuses
28 Reardon staffer of false claims" dated 9/28/11. Thus, these phone calls were conducted to protect his
own name, the office of the Executive, and Snohomish County, rather than for any improper purpose.
These allegations, too, cannot be substantiated and the Commission should find that no violation has

1 occurred.

2 *2012 John Connelly Campaign.* The PDC alleges that his contract work with TR Strategies
3 was conducted during the traditional employee work day. In May 2012, HULTEN, through his LLC
4 Thomas & French, LLC, entered into a contract with TR Strategies, to do contract work in regards to the
5 2012 27th Legislative District state senate election campaign of John “Jack” Connelly. However,
6 HULTEN cleared this work with his supervisors before engaging in the contract, and HULTEN strictly
7 worked on this contract during his personal time. HULTEN am very confident that HULTEN did not
8 conduct any business on the 2012 Jack Connelly campaign using county time or resources. His partner in
9 the consulting business, also a Snohomish County employee, also notified his boss and accompanied
10 him on our meetings with Mr. Connelly.

11 Again, the PDC relies on documents taken from the cloud that were never stored on a County
12 hard drive. *See Exhibits R-9-R-13.* Documents relating to the 2012 campaign necessarily originated in
13 2012, meaning that they could not have been on a hard drive that Tom Hartley took custody of in 2011.
14 *Id.* The only explanation is that they were accessed using the Encase forensic software which is able to
15 access Dropbox documents stored in the cloud – a location which is not a County resource but rather
16 online storage HULTEN have kept and paid for privately. These documents were private and not stored
17 on any County resource and thus should not have been disseminated by Snohomish County, and should
18 be excluded from evidence entirely. *See PDC Exhibit S-4.*

19 Finally, these allegations are once again based on the incorrect assumption of an 8am-5pm
20 Monday - Friday work schedule inapplicable to his exempt position. In fact, the billing statements used
21 as purported evidence by the PDC largely do not list the times that work was completed, thus providing
22 no clarity as to whether the work occurred at 5am or 8pm or was split among different time periods. *See*
23 *PDC Exhibit S-8.* Other portions of the purported evidence were completed by individuals other than
24 myself. *Id.* Yet others represent inaccurate timestamps based on Dropbox’s automated syncing systems.
25 Thus, the allegations of impropriety regarding the 2012 Connelly campaign cannot be substantiated and
26 the Commission should find that no violation has occurred.

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4. CONCLUSION.

To conclude, it is clear that the alleged evidence against Mr. HULTEN is insufficient to find that Mr. HULTEN committed any of the alleged violations. Therefore, based on the afore-described evidence, including but not limited to the fact that his work was specifically exempt from the traditional employee 8am-5pm Monday - Friday schedule, that calls were made from his personal cell number which based on the records is indistinguishable from the county cell phone number, that the Dropbox documents could not have been on his hard drive, that the cloud-based documents as private documents privately held should be excluded from evidence, and that the substance of his communications with Colby Underwood and Adam Matherly were for a proper County-related purpose, the Commission should find that there is insufficient evidence to find any violation of RCW 42.17A.555 in this matter.

Executed this 15th day of JUNE, 2016, at LOS GATOS, California



KEVIN T. HULTEN


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VERIFICATION

I, the undersigned, am the Respondent in the foregoing matter.

I have read the foregoing Pre-Hearing Brief and know the contents to be true of my own knowledge except for matters stated to be on information and belief, and as to those matter I believe them to be true.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that I executed this Verification and Declaration on this 1ST day of JUNE, 2016, at LOS GATOS, California.



KEVIN T. HULTEN

EXHIBIT R-1



**Snohomish County
Executive Office**

Aaron Reardon
County Executive

(425) 388-3460
FAX (425) 388-3434
MS #407
3000 Rockefeller Avenue
Everett, WA 98201-4046

January 3, 2011

Mr. Kevin Hulten
Sent via email to:
[REDACTED]

Dear Kevin:

Welcome!

We are pleased that you have accepted the offer of employment as Executive Analyst for the Executive Office. You will be reporting directly to Gary Haakenson, Deputy Executive. Nancy Peinecke, Executive Office Assistant, will assist with necessary administrative details. The salary for this position is \$4,911.20 per month (pay grade 109, step 1) and is management exempt. Your hiring is contingent upon successful passage of background screening. Please sign and return the attached waiver form to authorize the background screening.

Your first day of work will be Tuesday, January 18, 2011. Work hours are normally 8 a.m. to 5 p.m. Monday through Friday but vary according to work responsibilities. There are a nice variety of eating establishments in the area and the Executive Office has a lunchroom for its employees. We have a refrigerator and microwave for employee use.

This position is responsible for duties as described in your job description. Professional office attire is expected at all times. Your office will be located on the 6th floor of the Administration West building.

As a management exempt employee, you receive twenty-five personal leave days on January 1 of each calendar year. For 2010, you will receive a pro-rated amount of personal leave when you begin working for the County. You may use up to half of your personal leave days in the first six months of employment.

You are scheduled to attend our new employee orientation session from 8:30 a.m. – 3:30 p.m. on Wed., January 26, 2011. Please meet in the Snohomish County Human Resources Office located on the first floor of Admin West. You will receive information regarding medical benefits at the orientation session. Federal law requires proof of eligibility to work in the United States prior to being hired. Federal Form I-9 is required to establish your eligibility, please bring

Page 1 of 2

county.executive@snoco.org
www.snoco.org

acceptable documentation with you to orientation. You will also need dependent information with you such as spouse/child social security number, birth date, etc.

If you wish to park in the County parking garage, you will need to arrange that in advance through the Snohomish County Facilities Management Team. To purchase a parking permit, contact Glen at 425-388-3348.

We are looking forward to the day you join our team! Feel free to contact us with any questions you may have.

Sincerely,



Aaron Reardon
County Executive

EXHIBIT R-2

PERSONNEL RECORD CHANGE - NEW HIRE OR REHIRE JAN 27 2011
EMPLOYEE MASTER FILE

Employee Name:	Kevin T. Hulten	Person Code/Employee ID #	114070
Department	Executive	Division (HL Dept.)	Administration
Date Prepared	01/10/2011	Payroll Liaison Name	Amy Jenkins
Date Effective	01/18/2011	Payroll Liaison Phone	3310

Place check mark in boxes to indicate reason for PRC:

X	New Hire		Rehire
	Other (Explain):		

Section 1 - Job Information

FIELD: (Examples are shown in parenthesis)	CODE	DESCRIPTION	HR Changes (Initial and/or date)
Gov't Code/SSN		Social Security Number	
Date of Birth	04/24/1979		
Hire Date	01/18/2011		
Street/PO Box			
City / State, Zip	Lake Stevens, WA 98258		
Home Phone			
Position Number	EXE7451R		
FLSA (E, N, NA)			
Unit	EXEMPT-PRSNL		
Job Code/Title	EXEANALYST	Executive Analyst	
Department/Division	EXE		
Pay Basis (Hrly or Salaried)	Salaried		
Group Code	EXEMPT-PRSNL-FT		
Work Rule	MGMT_EXEMPT		
Work Type			
Work Calendar Override			
Hours Per Day	8.0		
Hours Per Week	40.0		
FTE	1.0		
Work Location	Admin W Floor 6		
Work Phone	425-388-3090		
Supervisor #			
E-mail Address	kevin.hulten@snoco.or		
Job Seniority Date	1/18/2011		

For Rehires indicate the following, if known:

Rehire Date	Department Last Worked	Date Last Worked

PERSONNEL RECORD CHANGE CONTINUED:

Employee Name:	Kevin T. Hulten	Employee ID #	114070
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Section 2 - Salary Information

FIELD	New Salary Information	HR Changes
Monthly Rate	4,911.20	
Hourly Rate	28.334	
Pay Grade/Step	109/01	

Section 3 - Variables

FIELD	DATE/INFO	FIELD	DATE/INFO
Salary Review Date (Eligible)	10/01/2011 <i>JB</i>	Department Hire Date	1/18/2011
Leave Accrual Date	1/15/2011 <i>JB</i>	Retirement Code (202, 203, etc.)	
Mgmt Exempt Srv Date	1/15/2011 <i>JB</i>	Retirement Plan (PERS 2, etc.)	
College Level		Longevity Option Y/N	
Longevity Date		Incentive Date	

Section 4 - Premiums

Premium	Premium	Premium	Premium

Section 5 - Distribution

Seq #	Distribution Code	Dist %	Seq #	Distribution Code	Dist %
	002-501013101011	100			

Section 6 - Comments

--

Section 7 - Authorized Signatures/Approvals

To be signed by:	Signature	Date
Employee	<i>[Signature]</i>	1-18-11
Supervisor		
Department Head	<i>[Signature]</i>	1-12-11
Human Resources	<i>[Signature]</i>	1/07/11

HUMAN RESOURCES ONLY - Enter date and/or initials:

MARK ENTERED IN	COPY TO PAYROLL	CORRECTED TO DEPT	MED
Entered HL CUBA-JDA	YAP 2/3/2011	YAP 2/3/2011	

EXHIBIT R-3

Snohomish County Code

3A.02.170 Exempt position.

A position excluded from coverage of these rules by chapter 3A.13 and 3.68 SCC.

Snohomish County Code

3A.13.010 Exemptions - County charter.

The following positions and employees are exempt from coverage under these rules in accordance with Section 7.20 of the county charter:

- (1) All county elected officials; except that district court judges pursuant to RCW 3.34.100 shall accrue and use sick leave as provided in SCC 3A.06.040(1), (2) and (8) only. No other provisions of this title shall apply to district court judges;
- (2) Four employees in the county executive's office as designated by the county executive;
- (3) Not more than two employees in each other elected official's office as designated by each elected official;
- (4) The head of each executive and administrative department as designated by ordinance;
- (5) The members of all boards and commissions appointed by the county council or county executive;
- (6) Those employees in the prosecuting attorney's and sheriff's offices to the extent that the provisions of this chapter have been preempted by state law;
- (7) All persons employed on an independent contractual basis;
- (8) Such other employees as may be designated as exempt by ordinance;
- (9) All persons exempt under the provisions of any applicable state law, including court personnel to the extent governed by Human Resource rules or guidelines adopted by the court pursuant to Rules of General Application (GR) 29; and
- (10) All persons employed in a temporary appointment.

(Added Ord. 84-129, § 2, Nov. 21, 1984; Amended Ord. 85-116, § 2, December 11, 1985; Amended Ord. 89-050, § 1, June 28, 1989; Ord. 07-091, Oct. 10, 2007, Eff date Oct. 25, 2007; Amended by Ord. 13-070, Oct. 9, 2013, Eff date Oct. 20, 2013)

Chapter 3.68 EXEMPT PERSONNEL

3.68.005 Definition of terms.

The terms used in this chapter shall have the meaning as provided for in chapters 3A.02 and 3A.08 SCC, except where the context clearly indicates otherwise.

(Added Ord. 89-172, § 1, January 10, 1990).

3.68.010 Scope of chapter.

The provisions of this chapter apply to the following positions:

- (1) Two positions designated by each district court judge;
- (2) Two positions designated by each of the following elected officials: assessor, auditor, clerk, treasurer, prosecuting attorney, and each county councilmember;
- (3) Four positions designated by the county executive;
- (4) Eight positions designated by the sheriff in accordance with RCW 41.14.070; the chief of the corrections bureau established by SCC 2.15.010 plus a deputy bureau chief, director of administration, detention commander, community corrections commander, health services administrator, and psychiatrist; and the Commander of the Snohomish Regional Drug Task Force appointed by the sheriff in accordance with SCC 3.67.020;
- (5) The department heads appointed by the executive and confirmed by the council;
- (6) The division directors and division managers and deputy department heads of executive and administrative departments whose department head is appointed by the executive and confirmed by the council;
- (7) The professional employees within the executive's office;
- (8) Deputy prosecuting attorneys in the prosecuting attorney's office except as provided in Snohomish county Ordinance 83-147;
- (9) The professional employees within the county council's office;
- (10) Two positions designated by each superior court judge, the superior court commissioners, the administrator, superior/juvenile court, the assistant administrator, superior court operations, the assistant administrator, juvenile court operations, the case flow administrative manager, superior court, the programs administrator, superior court, the human resources manager, superior/juvenile court, and the administrative assistant, superior/juvenile court; except that no law clerk/bailiff hired and designated pursuant to this chapter subsequent to December 31, 1992, shall be entitled to the leave benefits conferred by this chapter, but instead they shall receive, use and accrue vacation, sick and holiday benefits in accordance with chapter 3A.06 SCC;
- (11) The hearing examiner and any deputy examiners selected and appointed pursuant to SCC 2.02.030 and 2.02.040;

(12) Any classified employee transferred, reclassified or promoted to an exempt position on or after the effective date of this subsection;

(13) The chief clerk of the boundary review board and the clerk of the board of equalization appointed pursuant to the authority of RCW 36.93 and RCW 84.48;

(14) The law and justice cabinet FTE appointed pursuant to SCC 3.68.030(7); and

(15) The professional county employees within the office of county performance auditor established by SCC 2.700.010, if any.

(Added Ord. 85-113, § 2, November 20, 1985; Amended Ord. 89-172, § 2, January 10, 1990; Amended Ord. 90-110, August 1, 1990; Amended Ord. 91-118, August 28, 1991; Amended Ord. 92-160, Dec. 21, 1992; Amended Ord. 97-008, April 2, 1997, Eff date April 13, 1997; Amended Ord. 01-117, November 7, 2001, Eff date November 19, 2001; Ord. 02-037, August 21, 2002, Eff date Sept. 6, 2002; Ord. 03-048, July 2, 2003; Eff date July 17, 2003; Amended Ord. 04-009, March 10, 2004, Eff date March 25, 2004; Amended Ord. 07-049, June 6, 2007, Eff date July 1, 2007; Amended Ord. 07-063, July 11, 2007, Eff date Sept. 1, 2007; Amended by Amended Ord. 08-014, April 30, 2008, Eff date May 17, 2008; Amended by Amended Ord. 08-137, Nov. 10, 2008, Eff date Jan. 1, 2009; Amended by Ord. 12-015, Apr. 4, 2012, Eff date Apr. 21, 2012).

3.68.015 Exclusions.

The provisions of this chapter shall not apply to:

(1) All county elected officials, except for benefits provided in SCC 3.68.060(1) and 3.68.080;

(2) All personnel subject to collective bargaining agreements;

(3) All employees subject to the provisions of Title 3A SCC;

(5) Contract employees, including professional consultants;

(6) All personnel, including deputies and staff, of the sheriff's office who are in "classified" service as defined by the county council or county executive; and

(7) All persons exempt under applicable state law, including court personnel to the extent governed by human resource rules or guidelines adopted by the court pursuant to Rules of General Application (GR) 29.

(Added Ord. 85-113, § 3, November 20, 1985; Ord. 07-091, Oct. 10, 2007, eff date Oct. 25, 2007).

3.68.020 Election.

Any classified employee who, prior to the effective date of this section, was transferred, reclassified or promoted to an exempt position and is holding such position on the effective date of this section, may elect to be subject to the provisions of this chapter; PROVIDED, Such election is submitted in writing to the director within 30 days after the enactment of this section.

(Added Ord. 91-118, August 28, 1991).

3.68.030 Selection of exempt positions and personnel.

(1) Each elected official shall designate the position or positions the official selects as exempt in accordance with SCC 3.68.010, in writing, which writing the official shall file with the council and executive. Each elected official shall designate the person selected to fill each exempt position designated, as provided herein in writing, which writing the official shall file with the council and executive. No elected official shall designate or appoint any spouse or relative, as defined in SCC 3A.12.050, to an exempt position, and, in the event such spouse or relative has been so designated or appointed, such designation or appointment shall be null and void, except where otherwise provided by law. Otherwise, such designation is irrevocable until such person leaves, or is dismissed from, or transfers from the position designated as exempt, or unless such position is transferred to the classified service.

(2) The deputy department heads, division directors, and division managers of executive and administrative departments shall be appointed by the department head, subject to the following:

(a) In making an appointment the department head shall consider the applicant's qualifications, integrity and prior experience which are applicable to the duties of the office to which appointment is to be made.

(b) An applicant shall not be appointed to a position which is supervised by any spouse or relative of the applicant, as the term "relative" is defined in SCC 3A.12.050. The appointment of any employee to an exempt position supervised by any spouse or relative of that employee shall be null and void.

(c) Employees appointed to exempt positions prior to April 1, 1982 shall not be required to be re-appointed by way of the procedures provided in SCC 3.68.030(2) but shall serve in that position until that person leaves or is dismissed from the position, provided that the exempt employee is not supervised by a spouse or relative as defined in SCC 3A.12.050.

(3) Heads of executive and administrative departments shall be appointed by the executive and confirmed by the council on the basis of abilities, qualifications, integrity and prior experience which are applicable to the duties of the office to which the appointment is to be made. No such department head shall be appointed or serve under the supervision of a spouse or relative, as that term is defined in SCC 3A.12.050.

(4) The superior court commissioners authorized by SCC 2.14.010 shall be appointed by the superior court judges or as otherwise provided by law.

(5) For purposes of this section, an employee shall be deemed to supervise another employee if the supervisory employee, as a regular matter, has the authority to hire, assign, promote, transfer, layoff, recall, suspend, discipline or discharge the other employee or to evaluate the performance of the other employee.

(6) The prohibition against the appointment and service of an employee who is a spouse or relative of the appointing elected official or of his or her supervisor shall apply to any exempt employee who is appointed to an exempt position on or after the effective date of the ordinance codified in this section and shall not apply to any employee appointed to the exempt service prior to the effective date of said ordinance.

(7) The law and justice cabinet FTE provided for in SCC 3.68.010(14) shall be appointed by simple majority vote of the following elected officials or their designees acting on behalf of the law and justice cabinet: the county executive, chair of the council law and justice/human services committee, director of corrections, chief of the corrections bureau established by SCC 2.15.010, presiding judges of the superior and district courts, prosecuting attorney, sheriff, and superior court clerk.

(8) The professional county employees within the office of *county* performance auditor shall be appointed as directed by the county council, provided that the performance auditor shall be appointed as set out in SCC 2.700.010.

(9) The chief of the corrections bureau shall be appointed as set out in SCC 2.15.020.

(Ord. 82-003, adopted March 22, 1982; Amended Ord. 85-113, § 4, November 20, 1985; Amended Ord. 96-008, § 1, April 13, 1996, Eff date April 18, 1996; Ord. 02-037, August 21, 2002; Eff. date Sept. 6, 2002; Amended Ord. 04-009, March 10, 2004, Eff date March 25, 2004; Ord. 04-059, July 28, 2004, Eff date Aug. 9, 2004; Amended Ord. 07-049, June 6, 2007, Eff date July 1, 2007; Amended by Amended Ord. 08-137, Nov. 10, 2008, Eff date Jan. 1, 2009; Amended by Ord. 12-015, Apr. 4, 2012, Eff date Apr. 21, 2012).

*Code Reviser Note: The text shown in 3.68.030(8) above, in *italic* font, was added by Ord. 12-015 but was not shown with addition marks. This material is included pursuant to SCC 1.02.020(2)(g).

3.68.040 Termination of exempt appointment.

(1) An exempt employee, with the exception of the hearing examiner and any deputy examiners selected and appointed pursuant to SCC 2.02.030 and 2.02.040 and the performance auditor appointed pursuant to SCC 2.700.010, shall serve at the pleasure of the appointing authority and may be removed for any reason. Removal of an examiner shall be governed by SCC 2.02.050. Removal of a county employee appointed as performance auditor shall be governed by SCC 2.700.010.

(2) An employee holding regular status in the personnel system or civil service who was appointed to an exempt position between April 1, 1982 and August 9, 2004, upon termination of the exempt appointment, shall be eligible to return to the same or like position in any class in which regular status was held prior to exempt appointment, PROVIDED That:

(a) Such eligibility shall only extend to an existing position with the department or its equivalent in which regular status was held by the exempt employee prior to holding an exempt position.

(b) Termination of the exempt appointment was for reasons other than for cause.

(c) Where return of the exempt employee shall displace another employee, a layoff shall be declared subject to applicable layoff rules.

(d) Time spent in the exempt service shall be included in seniority computations.

(3) An exempt employee shall not exercise rights over any other employee occupying a position in Snohomish county except as provided by this section. This section shall not apply where prohibited by collective bargaining contract.

(4) Transfer of an exempt employee to an existing or new vacancy not previously held is permitted under subsection (2) of this section, subject to the availability of funds and provided the employee meets the minimum requirements for the classification. In all such cases, the exempt employee will be required to complete a probationary period before being granted regular status in the classification.

(5) Where the exempt employee's return rights under subsection (2) of this section are not granted because his retention would not be in the best interests of the county, the employee may appeal such decision to the grievance board or civil service board, as appropriate. The decision of either board shall be binding.

(Ord. 82-003, adopted March 22, 1982; Amended Ord. 89-172, § 4, January 10, 1990; Amended Ord. 91-118, August 28, 1991; Ord. 04-059, July 28, 2004, Eff date Aug. 9, 2004; Amended Ord. 07-049, June 6, 2007, Eff date July 1, 2007; Amended by Ord. 12-015, Apr. 4, 2012, Eff date Apr. 21, 2012).

3.68.050 Salary plan and administration.

Exempt employees of the sheriff's office shall be covered by the sheriff's office exempt employees compensation plan. All other exempt county employees except superior court commissioners governed by SCC 2.14.030 shall be covered by the management and exempt employees compensation plan which shall be initially prepared by the personnel director and submitted to the executive and council for consideration and adoption. Amendments to either plan may be prepared from time to time by the personnel director or submittal to the executive and council after consideration of competitive salaries for the same or similar positions in the labor market, salary relationships within the county, the county's ability to pay, results of collective bargaining and other applicable factors. The plan shall recommend salary ranges for each exempt position and shall specify rules for administration and advancement through the salary range. Any such plan is subject to the availability of funds and appropriations therefor. Any such plan or plan amendment shall be subject to the approval of the council and shall comply with all budgetary procedures.

(Added Ord. 85-113, § 5, November 20, 1985; Amended Ord. 89-172, § 5, January 10, 1990; Amended Ord. 91-023, February 20, 1991; Ord. 02-037, August 21, 2002; Eff. date Sept. 6, 2002).

3.68.055 Acting appointments.

(1) An acting appointment to fill a vacant management and exempt position shall be permitted during the recruitment and selection process, when such appointment is necessary to insure operational continuity. An acting appointment may also be utilized, to replace an employee on leave or while organizational changes are being deliberated. Such an appointment shall not be permitted to circumvent confirmation decisions made by the council.

(2) Employees who receive an acting appointment to positions covered by the management and exempt employees compensation plan will be paid in accordance with normal county policy covering promotions, demotions, transfers, or initial employment, whichever is appropriate.

(3) Employees who are promoted, demoted, or transferred on an acting basis to an exempt position will continue to receive benefits as they did prior to appointment. New hires who receive an acting appointment are not eligible for benefits.

(4) Upon termination of an acting appointment, regular employees will be reinstated to their previous position without loss of status. Time spent in acting status will be considered as time in their regular position. New employee(s) will be terminated upon expiration of the acting appointment(s).

(5) Acting appointments shall not exceed six months unless an extension is granted by the council. At the completion of an acting appointment, the regular employee will return to the range and step that he/she would have occupied had he/she not received the acting appointment. Time spent in an acting capacity shall not be credited toward satisfying any time requirements under the management and exempt employees compensation plan.

(Added Ord. 89-172, § 6, January 10, 1990).

3.68.060 Statement of benefits.

(1) Exempt personnel and elected officials shall be eligible for the following benefits in the same manner and to the same extent as other, nonexempt employees not represented by collective bargaining, as provided for in chapter 3A.06 SCC.

- (a) Retirement;
- (b) Medical insurance;
- (c) Dental insurance;
- (d) Life insurance;
- (e) Industrial insurance;
- (f) Social Security;
- (g) Legal holidays;
- (h) Leave for jury duty and military leave.

(2) Exempt employees shall be eligible for leave with pay as provided in SCC 3.68.070 which shall replace:

- (a) Compensatory time off;
- (b) Overtime;
- (c) Birthday leave;
- (d) Maternity/paternity leave;
- (e) Bereavement leave;
- (f) Vacation leave;
- (g) Sick leave.

(3) Consistent with the needs of the county, leave without pay may be granted to an exempt employee upon approval of the official to whom such employee is responsible. Such leaves may be extended, shortened or terminated by such official with reasonable notice to the employee.

(4) Other benefit programs later developed for nonexempt unrepresented employees shall accrue to exempt employees unless specifically denied in the implementing document or by amendment to this chapter.

(Ord. 82-003, adopted March 22, 1982; Amended Ord. 89-172, § 7, January 10, 1990).

3.68.070 Leave with pay.

(1) There is hereby established for each exempt employee a current leave account within which shall be retained the most recent leave entitlement and a reserve leave account within which shall be retained any balance of leave exceeding 80 days.

(2) Annually on January 1st each exempt employee shall be granted a current earned leave entitlement which shall be deposited to the current leave account in the amount specified according to the following schedule based on months of county service completed:

Months of County Service Completed as of January 1 st of Each Year	Current Earned Leave Entitlement Granted Per Year *
0-12	25 days
13-36	35 days
37+	40 days**

*Exempt employees covered by the LEOFF retirement system shall receive an entitlement which is reduced by 12 days.

**Any employee hired prior to January 1, 1960, shall receive 45 days.

(3) When the balance in the current leave account exceeds 80 days, those days exceeding 80 will be moved to a reserve leave account.

(4) During the course of the year, each absence from work for any reason other than for legal holidays, jury or military leave and leave without pay as provided in SCC 3.68.060(3) shall be charged against the reserve leave account until the balance is depleted, and thereafter it will be charged against the current leave account.

(5) New exempt employees may not use more than one-half of their leave until they have completed six months of service.

(6) Upon termination from the exempt service, including voluntary resignation, up to 60 days accrued leave pay shall be made from the current leave account. Calculation of accrued leave pay upon termination shall be based upon a maximum rate of 30 days for each full year completed in the exempt service with a proration of any partial year. Before accrued leave pay is calculated for superior court commissioners, a prorated portion of the leave granted in the year of termination shall be forfeited from the reserve and/or current leave accounts based on the number of months remaining in that year.

Any exempt employee who is removed from an exempt position due to a conviction of a felony against the county shall forfeit any and all accrued leave. Where such felony charges are pending, accrued leave pay shall be withheld by the county until the result is known.

(7) Upon termination from the exempt service for the purpose of receiving LEOFF II or PERS retirement benefits, and immediately following termination of employment, an exempt employee may exchange unused accrued leave for retiree medical coverage subject to the following provisions:

(a) Leave to be exchanged shall only be that leave which is in excess of leave which may be compensated as shown in (6) above. Leave may be exchanged on the basis of 60 hours of exchanged leave shall equal one month of paid medical coverage for a retiree or retiree and spouse in the county's retiree medical program.

(b) Leave may only be exchanged in 60 hour increments to a maximum of 720 hours.

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(c) Leave which is not used, exchanged or compensated for prior to or upon termination shall be forfeited.

(d) Upon the death of a retiree, a surviving spouse who has been enrolled in the retiree medical plan may remain on the plan until paid medical coverage in (a) above has been exhausted.

(8) An exempt employee who becomes an elected official shall also be eligible for the above accrued leave pay as in (6) above.

(9) When an employee enters the exempt system from the personnel system or civil service, vacation and sick leave accruals earned in that service shall be frozen for use at a later date as follows:

(a) For each absence from work for other than legal holidays, jury or military leave and leave without pay, an exempt employee may designate whether such leave was required as a result of illness or for vacation purposes and such amount may be charged against vacation and/or sick leave accrued under the personnel or civil service plan. Accordingly, that amount of time will be charged to the appropriate frozen vacation or sick leave accruals earned during personnel or civil service employment. If no such designation is made the leave time will be deducted from exempt entitlement pursuant to SCC 3.68.070(4).

(b) Upon termination, the employee will be paid for such vacation and sick leave as provided in the rules applicable to the employment under which such vacation and sick leave was accrued.

(c) When an exempt employee transfers to classified employment, the employee's frozen classified sick and vacation leave accounts, if any, will be reactivated, and unused leave days accrued under this section will be transferred to the employee's sick and vacation leave accounts as apportioned by the employee; PROVIDED, That the employee transferring from the exempt system may either freeze the maximum accrual of exempt time as provided in SCC 3.68.070 for cash out upon discontinuance of service with the county or the employee may cash out the maximum accrual of exempt time as provided in SCC 3.68.070 upon transferring to a classified position; and, PROVIDED, FURTHER, That amounts of leave accrued under the exempt plan which exceed the maximum annual accrued leave pay of 30 days as provided in SCC 3.68.070(6) may be used by the employee for up to 24 months after the effective date of the transfer to a classified position. When such a transfer occurs after January 1st of a calendar year, monthly sick and vacation accruals shall begin January 1st of the following year at a rate which reflects total years of completed county service.

(10) Any person entering an exempt position after the effective date of this chapter shall receive as his/her entitlement for the year of entry into the exempt position, days of current leave entitlement provided in subsection (2), prorated in proportion to the time remaining in the year at the time of assuming the position. The leave entitlement allowable to those filling exempt positions on a part time or temporary basis shall be similarly prorated; however, a person working in an exempt position less than half-time shall receive no leave entitlement or other benefits under this chapter.

(11) Accurate records of leave accruals and use thereof shall be maintained by the supervising official of each exempt employee.

(Ord. 82-003, adopted March 22, 1982; Amended Ord. 85-113, § 7, November 20, 1985; Amended Ord. 89-172, § 8, January 10, 1990; Amended Ord. 91-118, August 28, 1991; Amended Ord. 92-139, Dec. 2, 1992; Ord. 02-037, August 21, 2002; Eff. date Sept. 6, 2002).

3.68.080 Additional benefit programs.

The personnel director shall be responsible to review all exempt benefit and leave provisions in order to insure that they continue to be competitive and will enhance the county's ability to attract and retain qualified

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employees. Proposals for revisions to the current program may be submitted annually and should consider the opinions and desires of exempt employees. The director may form an advisory committee for that purpose.

(Ord. 82-003, adopted March 22, 1982).

3.68.090 Extent of authority.

Nothing in this chapter shall affect the application of any state statute or regulation which applies to positions or situations covered by this chapter and which has preempted the field of authority with respect thereto. Nothing in this chapter shall affect any constitutional rights of any county official or employee.

(Ord. 82-003, adopted March 22, 1982).

Chapter 3.69 THE MANAGEMENT AND EXEMPT EMPLOYEES COMPENSATION PLAN -- WAGE AND SALARY SCHEDULE AND RULES OF ADMINISTRATION

3.69.005 Definition of terms.

The terms used in this chapter shall have the meaning as provided for below:

- (1) "Exempt personnel" means those employees occupying positions covered by SCC 3.68.010;
- (2) "Management" means those employees occupying positions which are assigned to the management and exempt employees compensation plan under the compensation plan and pay range tables established annually by the personnel director;
- (3) "Salary ranges" means the rate(s) of pay assigned to a job classification in the pay plan;
- (4) "Salary steps" means any subdivision(s) of a pay range to which a job classification is assigned.

(Added Ord. 90-013, § 1, March 14, 1990).

3.69.010 Purpose.

SCC 3.68.050 requires that exempt employees of the sheriff's office shall be covered by the sheriff's office exempt employees compensation plan and all other exempt employees shall be covered by the management and exempt employees compensation plan which shall be initially prepared by the personnel director and approved by the county executive and county council and which shall establish salary ranges for each exempt position and specify rules for administration of each plan. This chapter is intended to meet the requirements of SCC 3.68.050.

(Added Ord. 85-114, November 20, 1985; Amended Ord. 90-013, § 2, March 14, 1990; Amended Ord. 91-023, February 20, 1991).

3.69.040 Rules of administration of compensation plan.

The salary ranges shall be established for management and exempt positions in the "Classification Plan and Salary Range Tables" submitted by the personnel director to the council annually, and approved by the council.

(1) **Salary Ranges.** The classification plan and salary range tables shall designate the number of steps and the interval between steps established for each range. The personnel director may make changes in position titles or salary ranges as necessary to administer the plan; PROVIDED, That such changes shall be submitted to the council for review and approval on an annual basis.

(2) **Assignment of Positions to Ranges.**

(a) Positions shall be assigned to ranges in accordance with this section. New appointments to management and exempt positions will be at the minimum salary established for each range unless appointment at another step up to the midpoint salary for each range has been requested of and approved by the personnel director. Appointments above the midpoint salary of the range may only be approved by the executive. Positions may not be paid less than the minimum or more than the maximum of the range unless approved by the council. This chapter shall not be deemed to establish vested rights in any salary or in areas of salary. Actual salaries shall be determined by annual legislative appropriation.

(b) When a new position is proposed the personnel director shall recommend assignment of the position to a salary range based upon an internal comparison of other positions with similar responsibilities. Budgetary placement of the position is normally at the midpoint of the range unless another rate is recommended and approved by the council. When with council direction a position is placed between steps or below the minimum of the pay range established for that range, corrective action to place the position on step within the range shall be taken the following year, subject to the availability of funds, as a result of the next budget process. A position which is paid above the maximum of the pay range established for each range shall continue to receive the same rate of pay until the maximum is adjusted and becomes greater than the incumbent's salary.

(3) **Salary Range Adjustments.**

(a) Salary range adjustments may be proposed to the county council annually by the personnel director based on consideration of the results of salary surveys of comparable positions in the labor market, the results of union negotiations, changes in the cost of living, the county's ability to pay and other applicable factors. The salaries of individual management and exempt employees may be adjusted by an amount equivalent to any approved range adjustment so that the employee maintains the same position in the range as before the range adjustment. Adjustment of an individual position to another range because of increased or decreased responsibility may be proposed when warranted but shall not be effective until sufficient funds are available.

(b) Salary ranges shall also be revised to reflect any general cost of living adjustments granted to other employees who are not members of collective bargaining units.

(4) **Advancement Within Pay Ranges.**

(a) Each management and exempt employee is eligible to be considered for advancement to the next step in the pay range in April of each year, provided at least six months of service has been completed in the position, as provided by subsection (5) below. Advancement will occur only if sufficient funds have been allocated by the council during the budget process for that purpose and if the employee has been evaluated by the appointing official and judged to have achieved acceptable performance. The personnel director is responsible to recommend to the council each year the appropriate funding level for administration of the advancement program. Funds may be appropriated by the county council to a contingency fund and transferred to the proper departmental accounts to implement any recommended increases. The executive may delay the effective date of proposed advancement within ranges or take other appropriate action based on available funds to carry out the intent of this section.

(5) **Criteria for Advancement Within Pay Ranges.**

(a) Advancement to the next step of the pay range is based upon management and exempt employees accomplishing their objectives or achieving acceptable performance levels in important job requirements, and is subject to the availability of budgeted funds. Non-elective department heads and other exempt and management employees, who are non-elective or are not subordinate to elected officials and who report directly to the executive will be evaluated by the executive on how well they have accomplished their objectives which were established for the prior year. In addition, a plan of objectives for the next 12 months will be established which will serve as the basis for the following year's evaluation. A performance plan and report form as developed and supplied by the personnel director will be completed for each of the above employees and a determination will be made as to whether the employee fails to meet, meets, or exceeds the executive's performance expectations.

(b) Other management and exempt employees will be assessed using the above report or the job requirement summary form as developed and supplied by the personnel director as selected by the department head or elected official. When using the job requirement summary, at least six criteria will be selected and evaluated for each employee.

(c) The personnel director will be responsible for providing evaluation forms and standards which apply to the above criteria. The standards supplied by the personnel director may be modified to fit individual circumstance, by the department head or elected official.

(d) Employees who fail to meet expectations of the department head or elected official may be denied step advancement and may not be reconsidered until another evaluation is given the following year. Management and exempt employees who exceed expectations may be considered for additional step(s) in September of each year under the special award section of these rules, SCC 3.69.040(6).

(6) Special Award.

(a) Depending upon the availability of funds, employees who have exceeded expectations may be considered for a special merit award of additional step(s) advancement in September of each year. Remaining funds, if any, upon completion of the process in SCC 3.69.040(5) shall be allocated to the executive, legislative and judicial branches in the same proportion as the annual management and exempt salaries of each branch relate to the total annual salaries covered by this plan. Each branch shall determine which employees are deserving of a special award and may award increases of one or more steps based upon the employee's achievements as determined by performance evaluation and the availability of funds. Special awards will be granted in the month designated by the executive.

(b) Results of the special award process shall be documented by each branch and shall be reported to the county executive and council prior to the completion of the month in which the award will be effective. Supporting documentation shall include the performance evaluation and a statement of the reasons why the employee was deserving of the award. Special awards will not be treated as a bonus and will be added to the employee's monthly salary.

(Added Ord. 85-114, November 20, 1985; Amended Ord. 90-013, § 4, March 14, 1990).

3.69.050 Sheriff's office exempt employees compensation plan.

The sheriff's office exempt employees compensation plan is hereby created. The salary ranges for the exempt employee positions in the sheriff's office shall be established by the personnel director and approved by the county executive and the county council annually.

The sheriff's office exempt employees compensation plan shall be administered in accordance with SCC 3.69.010.

(Added Ord. 91-023, February 20, 1991; Amended Ord. 94-059, § 1, June 28, 1994).

3.69.900 Effective date.

This chapter shall become effective as provided by law (December 5, 1985).

(Added Ord. 85-114, November 20, 1985; Amended Ord. 91-023, February 20, 1991).

Chapter 3.70

SALARIES OF ELECTED COUNTY OFFICIALS

3.70.010 Purpose.

Repealed January 1, 2009.

(Ord. 97-085 § 1, Oct. 15, 1997, Eff date Jan. 1, 1998; Ord. 07-053, June 27, 2007, Eff date Jan. 1, 2009).

3.70.015 Salaries of elected officials.

The salaries of county elected shall be fixed by the Snohomish county citizens' commission on salaries for elected officials in accordance with chapter 2.105 SCC.

(Added by Ord. 07-053, June 27, 2007, Eff date Jan. 1, 2008)

3.70.020 Salaries of elected executive officials.

Repealed Jan. 1, 2009.

(Ord. 97-085 § 1, Oct. 15, 1997, Eff date Jan. 1, 1998; Amended Ord. 01-050, August 8, 2001, Eff date August 20, 2001; Amended Ord. 02-017, May 3, 2002, Eff date January 1, 2003; Amended Ord. 03-126, Oct. 15, 2003, Eff date Jan. 1, 2004; Ord. 07-053, June 27, 2007, Eff date Jan. 1, 2009)

3.70.025 Salary of prosecuting attorney.

Repealed Jan. 1, 2009.

(Added Ord 02-017, May 3, 2002, Eff date January 1, 2003; Ord. 07-053, June 27, 2007, Eff date Jan. 1, 2009).

3.70.030 Salary of council members.

Repealed Jan. 1, 2009.

(Ord. 97-085 § 1, Oct. 15, 1997, Eff date Jan. 1, 1998; Amended Ord. 01-050, August 8, 2001, Eff date August 20, 2001; Ord. 07-053, June 27, 2007, Eff date Jan. 1, 2009).

3.70.040 Medical and dental benefits not deemed additional compensation.

The cost of any group medical or dental policy or plan or other benefits for the county elected officials identified in SCC 2.105.010 as authorized by law shall not be deemed additional compensation. Pursuant to RCW 41.04.180, 41.04.190, and 36.32.400, premiums for each elected official shall be paid by the county as necessary to maintain such group medical and dental insurance coverage, and upon the same terms, as the county may provide for non-represented county employees.

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SNOHOMISH COUNTY JOB DESCRIPTION

EXECUTIVE ANALYST

Spec No. 2071

BASIC FUNCTION

To review and track items submitted by county departments to the Executive's Office which require Executive and/or Council approval.

STATEMENT OF ESSENTIAL JOB DUTIES

1. Reviews items submitted by county departments to determine if the required information and request for action is included in the cover memo; returns incomplete items to the initiating department; monitors the flow of action items through the Executive Office; brings delayed items to the attention of the appropriate staff member; provides information to departmental and Council representatives concerning the status of submitted items; recommends procedural changes which will expedite the review of action items.
2. Researches and analyzes well defined issues and problems confronting the county, as directed; utilizes established data gathering procedures and compiles information from questionnaires, records, regulatory materials and other sources; analyzes and evaluates relevant information, develops findings, conclusions and recommendations as appropriate and prepares routine correspondence, memoranda, reports and other written materials as necessary; may assist other staff members in making presentations to the Executive and to the Council.
3. Monitors the scheduling of all county related public hearings; secures copies of notices; informs affected parties of hearings; contacts departments to secure the names of the contact person who will attend the hearing or can provide information to interested parties; informs appropriate county personnel of hearing results.
4. Develops and recommends Executive Office and/or departmental procedures such as how to transmit items requiring Executive or Council action or how to meet the requirements of a new or revised state law.
5. Maintains background reference files on actions taken by the Executive and/or County Council; provides information to interested parties as requested.
6. Answers and/or refers phone or mail inquiries from private citizens, county employees and other jurisdictions concerning any subject related to county government; receives complaints; refers complaints to appropriate Executive staff member or county employee for action; may notify complainant of action taken by phone or letter.

STATEMENT OF OTHER JOB DUTIES

7. Performs related duties as required.

SNOHOMISH COUNTY JOB DESCRIPTION

EXECUTIVE ANALYST

Spec No. 2071

MINIMUM QUALIFICATIONS

Bachelors degree in public or business administration, political science, one of the social sciences, or a closely related field; OR, any equivalent combination of training and/or experience which provides the required knowledge and abilities. Prefer one (1) year experience in government administration or management. Must pass job related tests.

SPECIAL REQUIREMENTS

A valid Washington State Driver's License may be required for employment.

KNOWLEDGE AND ABILITIES

Knowledge of:

- the principles and practices of public administration;
- the organization, structure and function of county government;
- the role of the executive branch of government;
- research methods and techniques.

Ability to:

- gather, analyze, synthesize and evaluate a variety of data including statistical data;
- organize facts and present findings, conclusions and recommendations in a clear, concise and logical manner;
- prepare clear and concise written reports;
- exercise good judgment as to when to act independently and when to refer situations to a higher authority;
- relate to and communicate effectively both orally and in writing with people of all ages and from a variety of cultural, economic and social backgrounds;
- establish and maintain effective work relationships with elected officials, department heads, associates, subordinates and the general public;
- work under pressure and meet deadlines;
- analyze and solve work related problems.

SUPERVISION

The employees receive general supervision from the Executive Administrator. Specific instructions are given for new or unusual assignments. Employee exercises his/her own initiative in performing recurring assignments or in seeking answers to inquiries or complaints.

SNOHOMISH COUNTY JOB DESCRIPTION

EXECUTIVE ANALYST

Spec No. 2071

WORKING CONDITIONS

The majority of the work is performed in the usual office environment. The employee may be required to work evenings, weekends and holidays as necessary.

Class Established: April 1988
EEO Category: 2
Pay Grade: 109
Workers Comp: 5306 Non-Hazardous

Spec No. 380389

EXHIBIT R-5



Snohomish County

EMPLOYEE PERFORMANCE EVALUATION

Snohomish County supports the personal growth and development of its employees. The performance evaluation process is intended to improve productivity through systematic communication between supervisors and employees regarding performance standards, goals, employee concerns, training needs and opportunities. Every Snohomish County employee will be evaluated on their job knowledge and skills, and Snohomish County's core values: Partnership, Accountability, Respect, Integrity, and Service.

Name: Kevin Hulten		Job Title: Executive Analyst	
Department: Executive		Supervisor: Gary Haakenson	
Evaluation Date: Jan 24, 2012	Evaluation Period, From: 01/01/2011		To: 01/01/2012
Reviewed by:			

INSTRUCTIONS:

1. Supervisor provides the employee with an evaluation form to be completed by the employee and returned to the supervisor within ten business days.
2. Supervisor completes the supervisor portion of the employee's performance evaluation form. To complete a performance evaluation form select the employee's performance level for each of the core values based on the definitions of performance levels provided below.
3. Supervisor schedules performance evaluation meeting with employee.
4. Supervisor and employee meet to discuss the performance evaluation.
5. Employee has three working days to provide any additional employee overall comments on the evaluation.
6. Supervisor and employee meet for final discussion and signing of the evaluation.
7. Department head or a department manager reviews and signs the evaluation form.
8. Supervisor sends a copy of the final signed evaluation form to Human Resources to be placed in the employee's personnel file. Original goes to employee.

DEFINITION OF PERFORMANCE LEVELS:

Consistently Exceeds Expectations - Employee consistently exceeds standard performance expectations. Consistently demonstrates performance that serves as a role model for others. Comments must identify specific examples of performance above standard.

Exceeds Expectations - Employee consistently meets and often exceeds standard performance expectations. Comments must identify specific examples of performance above standard.

Meets Expectations - Employee consistently meets all standard performance expectations. If new to the position, employee is fully meeting the expectations for someone learning the position. Comments must identify specific examples of meeting performance expectations.

Does Not Consistently Meet Expectations - Employee meets some but not all standard performance expectations and is not yet consistent in meeting performance expectations. Employee has the opportunity to improve through additional training, development, and/or supervision. Comments must identify performance shortfalls and an improvement plan.

Does Not Meet Expectations - Employee consistently does not meet any standard performance expectations and has not shown improvement after on-going coaching and counseling. Comments must identify performance shortfalls and an improvement plan.

Employee's Job Description:

County Job Description attached. Employee understanding of Job Description also attached.

Employee's Job Description:

AS DESCRIBED^{VERBATIM} IN DOCS PROVIDED WHEN HIRED
(BP/AR)

1. COMMUNITY^{LEG AGENDA} / INTER-CAMPUS RELATIONSHIP BUILDING AND REPORTING
2. GOVERNMENT AFFAIRS (SAVE TRIBAL)
 - LOCAL
 - STATE
 - FED
3. CONSTITUENT CORRESPONDENCE
4. MEDIA RELATIONS (BACK UP)
5. MONITORING KEY ISSUES.
6. TASKS ASSIGNED BY AGR

SPECIFICS:

- LEG AGENDA ✓
- MEET W/ ALL PLAYERS ✓
- DELEGATION WORK ✓
- ID KEY ISSUES FOR EXEC ✓
- POLICY ✓
- INVOLVEMENT
- WORK W/ DIS TO UPDATE EXEC WEBSITE ✓ (PUT ON HOLD)
- DEVELOP SOCIAL MEDIA PLAN ✓
- WORK W/ CS TO DEVELOP NEW COMM PLANS
- FEMA TRAINING

SPECIAL PROJECTS AS ASSIGNED

OVERALL PERFORMANCE

List overall performance goals set in the previous review period:

NA

Brief statement on the employee's performance in meeting the goals and job duties:

Employee comments:

I love my job. Duties and responsibilities vary greatly. I report to Brian Parry, Gary Haakenson and Aaron Reardon. I feel I did an excellent job at accomplishing the tasks I was assigned.

FED STAFF
COUNTY

DORRANT WINTERMAN
JOB DESCRIPTION

Supervisor comments:

Kevin's main job duties are to be responsive to the County Constituent line and to be the legislative representative for the County with reports back to the Executive Office. First and foremost every day he needs to update the Constituent line. Secondly he needs to keep Executive Staff up to speed on all legislative issues taking place in Olympia, as he is our lead person on that front.

There have been times over the past year when the constituent line has not been updated as often as we would like to see. This is not acceptable. He needs to update the line every day. All contacts must be responded to within 24 hours, no exceptions. Then each contact must be tracked through the process until completion. I cannot stress the importance of this task at a high enough level. LINDY DID A LOT OF WORK. FOLLOWED UP.

He is doing a good job of staying in tune with Olympia and DC and updating us. He does a good job of tracking and analyzing info from the state and federal issues that we cover. He easily digests those issues and articulates the status and impacts of the legislation to us.

List the employee's most notable accomplishments and/or strengths:

Employee comments:

Had a deal in place in 2011 Legislative session for County's Legislative agenda.
Worked with Council on FEMA/Gold Bar flood plain issue and was lead for constituents.
Personally met with all Dept Heads, most outside electeds in the County and cities.
→ Worked on special projects and worked diverse hours.

Supervisor comments:

→ Agree with employee comments.

Blank

JOB KNOWLEDGE & SKILLS: Knowledge of county and department goals, purpose, and job duties. Knowledge of professional and technical skills needed to perform the job duties. Ability to utilize knowledge and technical skills to complete tasks.

✓ Refer to your job description

Employee	Supervisor
<input type="checkbox"/>	<input type="checkbox"/> Consistently Exceeds Expectations
<input type="checkbox"/>	<input type="checkbox"/> Exceeds Expectations
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Meets Expectations
<input type="checkbox"/>	<input type="checkbox"/> Does Not Consistently Meet Expectations
<input type="checkbox"/>	<input type="checkbox"/> Does Not Meet Expectations

Employee comments:

I have all the skills and knowledge necessary to succeed. I need to work on organization and clarity.

Supervisor comments:

I believe Kevin does have the skills and knowledge to succeed in his role. He needs to better prioritize and focus on the job at hand. His tendency is to attack big projects and power through them while the more menial tasks pile up and don't get attended to. This delayed action has a ripple effect on other Executive Office employees and workloads. Prioritizing workload should be one of Kevin's goals for 2012.

LOPME BACK

PARTNERSHIP: The ability to develop, maintain, and strengthen partnerships with others inside or outside Snohomish County who can provide information, assistance and support for mutual interest and goals.

✓ Relate well with others

✓ Resolves confrontation and complaints in a win-win way

Employee	Supervisor
<input type="checkbox"/>	<input type="checkbox"/> Consistently Exceeds Expectations
<input type="checkbox"/>	<input type="checkbox"/> Exceeds Expectations
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Meets Expectations
<input type="checkbox"/>	<input type="checkbox"/> Does Not Consistently Meet Expectations
<input type="checkbox"/>	<input type="checkbox"/> Does Not Meet Expectations

Employee comments:

I met with all the Department Heads and Elected Officials and continually work on developing relationships.

Supervisor comments:

Agree with employee comments.

ACCOUNTABILITY: Ensuring that one's own work and information are complete and accurate, following up with others to ensure that agreements and commitments have been fulfilled.

- ✓ Takes responsibility for results
- ✓ Keeps supervisors informed of progress and potential problems

Employee Supervisor

<input type="checkbox"/>	<input type="checkbox"/> Consistently Exceeds Expectations
<input type="checkbox"/>	<input type="checkbox"/> Exceeds Expectations
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Meets Expectations
<input type="checkbox"/>	<input type="checkbox"/> Does Not Consistently Meet Expectations
<input type="checkbox"/>	<input type="checkbox"/> Does Not Meet Expectations

Employee comments:

I need to work on keeping supervisors apprised on my workload.

Supervisor comments:

One of Kevin's weaknesses is in this area. Because of his legislative workload, sometimes in Olympia and elsewhere, he needs to keep his supervisors aware of his whereabouts. He needs to use and continually update his Outlook calendar as a tool towards that end. We should be able to pull up his calendar and know his location and meeting schedules at all times. Once he fulfills this action, we can more easily determine his availability to advance legislative or other scheduling needs.

RESPECT: Treats others with dignity and courtesy by showing consideration and appreciation for diverse perspectives. Recognizes the importance of different backgrounds, experiences, perspectives and ideas to Snohomish County's success and seeks to listen and value all viewpoints.

- ✓ Behaves in a fair and ethical manner towards others
- ✓ Is tactful and treats others with respect

Employee Supervisor

<input type="checkbox"/>	<input type="checkbox"/> Consistently Exceeds Expectations
<input type="checkbox"/>	<input type="checkbox"/> Exceeds Expectations
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Meets Expectations
<input type="checkbox"/>	<input type="checkbox"/> Does Not Consistently Meet Expectations
<input type="checkbox"/>	<input type="checkbox"/> Does Not Meet Expectations

Employee comments:

I would like to learn more about Diversity in the County.

Supervisor comments:

Given the the reduction in personnel in the Executive Office, each staff member plays an important role and is expected to assist others if necessary. Kevin is eager to assist on any project, however, he needs to make sure his basic tasks (constituent line) are up to date. When he is working on tasks that have been assigned by Executive Office Staff other than myself, he needs to report to the assigning Staff member that he has completed that task.

When we have seen that Kevin can maintain his workload we will consider adding more tasks including diversity.

INTEGRITY: Demonstrates that one is responsible, reliable, and trustworthy. Is seen as a direct, truthful individual; can present the unvarnished truth in an appropriate and helpful manner; maintains confidentiality; admits mistakes; doesn't misrepresent him/herself for personal gain.

- ✓ Follows through with commitment
- ✓ Adheres to the highest personal and professional standards

Employee

Supervisor

☐
☒
☐
☐
☐

- ☐ Consistently Exceeds Expectations
☐ Exceeds Expectations
☒ Meets Expectations
☐ Does Not Consistently Meet Expectations
☐ Does Not Meet Expectations

Employee comments:

I handled multiple sensitive projects with high success.

Supervisor comments:

Kevin can increase his peers view of his responsibility and reliability by keeping the office staff in the loop as to his schedule. He handles sensitive constituent casework and complex legislative duties. It is imperative that he keeps his schedule changes updated on Outlook, that he keeps the Constituent log up to date and that he keeps me informed of his schedule daily.

SERVICE: The ability to provide assistance and demonstrate concern for satisfying one's external and/or internal customers needs.

- ✓ Provides great customer service
- ✓ Presents a cheerful, positive manner with customers

Employee

Supervisor

☐
☐
☒
☐
☐

- ☐ Consistently Exceeds Expectations
☐ Exceeds Expectations
☒ Meets Expectations
☐ Does Not Consistently Meet Expectations
☐ Does Not Meet Expectations

Employee comments:

I enjoy helping to solve problems for our constituents.

Supervisor comments:

When he is engaged with constituents he does a good job of customer service.

Supervisor Overall Comments and Next Year's (Evaluation Period) Performance Goals:

Goals: Overall performance objectives/outcomes for the next evaluation period (including career/professional development plans)

In 2012 I expect Kevin to:

- 1.) Put in daily work on the constituent line
- 2.) Use Outlook daily to allow office staff to know his whereabouts
- 3.) Attend Cabinet meetings every Monday and in doing so, brief the Cabinet members on legislative matters.
- 4.) Work on the Executive's Legislative agenda both in state and federal.
- 5.) Meet with Cities and Towns leaders to understand their legislative needs.

Employee Overall Comments:

Looking forward to spending more time on legislative agenda (especially federal). As late start last year led to very little time in this area. Want more projects/responsibilities/training. I love working here. I will improve on areas where criticism is given.

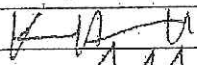
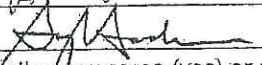
CERTIFICATION	
Employee Signature: 	Date: 1/25/12
Supervisor Signature: 	Date: 1/25/12
Employee: Please indicate whether you agree (yes) or disagree (no) with this review, and attach additional pages with any comments you might have about the evaluation.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Reviewed by Signature:	Date:

EXHIBIT R-6

From: Noah Haglund [nhaglund@heraldnet.com]
Sent: Wednesday, April 25, 2012 2:53 PM
To: Haakenson, Gary; Scott North
Subject: RE: Your questions

Thanks/ Scott and I appreciate the help on this.

-Noah

From: Haakenson, Gary [mailto:Gary.Haakenson@snoco.org]
Sent: Wednesday, April 25, 2012 2:27 PM
To: Scott North
Cc: Noah Haglund
Subject: Your questions

Scott and Noah,

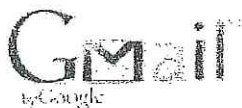
I told you I would get back to you regarding the questions you asked in our meeting earlier this week.

- 1.) You asked if I would verify who Kevin Hulten was expecting a call from referenced in his July 26, 2011 email to Brian Parry and then later to myself. I was able to verify by reviewing his phone records and then talking to Kevin that the "initialized" person referenced in the email to Brian is neither of the two people you stated during the interview. However, due to medical privacy and personal privacy laws, I am unable to provide you more details. Further, in the email to me on July 26th, Kevin is referencing a separate phone call for the Executive that is not related to the "WF" call in the email to Brian.
- 2.) You also asked about calls on March 31st and April 7th of 2011 to the PDC. As you know, his personal and work calls are combined on the records that you have been provided. Kevin says that both calls were made on his personal cell phone and they were placed during his lunch and during an afternoon break. I see no reason for further inquiry into those calls.
- 3.) I would again, caution you about jumping to any conclusions about a strict 8-5 work schedule for exempt employees. This class of employees are expected to work irregular hours including early mornings, late evenings and weekends. They receive no overtime pay, or comp time for hours over additional hours worked daily or weekly. As such, they are allowed some additional flexibility within the day if they need to address personal business.
- 4.) You raised some other issues, including the volume of text messages shown in the records. I have reviewed the records and have addressed the issue directly with Kevin. I can offer no other comment as this is a personnel matter.

As I said during our interview, I never witnessed Kevin working on any campaigns in the office, nor did I ever hear anyone ask him to do so.

I hope this answers the questions you raised. I will not be commenting on this matter in the future and consider the issue closed.

EXHIBIT R-7



Kevin Hulten <kevin.hulten@gmail.com>

work environment

1 message

Kevin Hulten <kevin.hulten@gmail.com>
To: "kevin.hulten" <kevin.hulten@gmail.com>

Wed, Apr 18, 2012 at 3:21 PM

----- Forwarded message -----

From: Kevin Hulten <kevin.hulten@gmail.com>
Date: Fri, 30 Mar 2012 18:16:43 -0700
Subject: Re: Checking In
To: gary haakenson <ghaakenson@yahoo.com>

Gary -

Just seeing this email in my gmail account. I'm sorry for the trouble w the prosecutor.

I didn't know you were expecting me. I emailed you and updated my calendar with what I was doing - even after I got back from PT. I was on campus. I just left and am coming back in a few.

Nobody called or emailed me, or sent me a calendar invite, and my lengthy communications with the PA went unanswered. See below.

To be frank I don't really understand what is going on here. I got Sara everything she asked for last night, working until 10. She responded. She said she'd get back to me directly. Nothing. But I guess they talked to you? Why don't they call me back? If they are waiting for me, why not call me or email or whatever?

I really don't understand the dynamic in our office anymore. I keep getting told that people are watching me and recording when I am at my desk. And I don't mean you. I mean colleagues. And im starting to wonder.

On Monday, the transmitter for my wireless desk headset was gone. The headset was there, but someone took the transmitter. Yesterday, I answered my desk phone and the cord had been disconnected from the back of it - Jon saw that one happen. Twice when I've been working after seven pm I've come back to security people in my office, looking at stuff on my desk. They said a light was on one time and left as I was coming in the other time. I wrote memos to file about all of this.

Constantly being watched. Movements recorded. Weird shit in my office. Knowing that not only will all my records end up in the paper, but the people in my office are watching me too.

Why? The only people who've accused me of anything are AGRs enemies. Their BS shouldnt carry weight with people in our office. I haven't done anything wrong. I haven't been in trouble. I haven't been accused of anything. I do my job. I did and continue to do what I am asked to do. Aaron always tells me what a good job I'm doing, and you always seem... less pleased or like you have different criteria. I don't get it. I feel like there is alot happening that I'm not being told. I feel like its more important to put on a show of working as opposed to

working. Government affairs is not done by sitting at a desk 9-5. Before I was under the impression that I needed to be at my desk in case one of the ladies had a constituent question. Jon does that now. So why do I need to be monitored? Is everyone being monitored?

When Aaron and Brian hired me, they described a government affairs job: Flexible schedule; but long hours. Build relationships. Be out in the community, get to know our cities, be in Olympia, learn DC, join organizations etc. Aaron hired me from his best friend, Hobbs, who literally would yell at me if he saw me sitting in my office. "you wont form any relokationships lovked in there. Thats why you have an iphone. Get out and mingle with staff, electeds, reporters, etc. thats what government affairs is!" Can it really be that different here?

I figured that we just had to get through the election and things would calm down. Like id get some new responsibilities after all the shit went through during that time. I guess i assumed that no one on our team would believe the nobsense in the herald or the lies advanced by Hope. It seems like i was wrong. it only gets worse. I wish i'd sat on my butt all summer and turned off my phone at 4:58 because I certainly didn't get anything for putting in the extra time, money and risk. Again, on my own time. But still. I got judged by the same people who never volunteered a single minute to help our boss. These same people who wouldve been canned a week after Hope wins ir Summers takes over. We work for a political appointee. If he goes, we all go. That's why I'm most offices I've worked in, everyone volunteers time (outside work) and everyone supports each other, as long as the boss is happy. So I'm constantly puzzled that the same people who sat on the sidelines the whole summer are now empowered to track my comings and goings, all based on BS accusations coming from the very guy we defeated and his supporters. The atmosphere is poisonous in our office. I HATE feeling like everyone is watching me. I hate feeling like I am supposed to sit behind the locked door in my office and look busy in case someone walks by.

maybe I'm wrong and I'm just being paranoid. If you tell me that no one inside our office is tracking my calendar (other than yourself which you've told me about and the reasons for which I understand and am not complaining about) is tracking my calendar or making notes about what they think I'm doing, then I'll just take your word for it and drop it.

I'm sorry Gary, these are legitimate questions that i have, and while i an angry i also do not mean to be disrespectful in anyway. I really like you and i respect you. but, i guess i feel like I'm tired of ceding my rights. I'm tired of just accepting it when I'm told I'm being monitored as if I'm some sort of felon. The more I feel like I'm being tracked, the more I want to push against it.

Here's my communication to Sara. Earlier she flat out told me that my releasing of these names to her would be protected by attorney client and that she would get back to me. I know she has my email and phone #, we used both yesterday. But, nothing.

Begin forwarded message:

> From: Kevin Hulten

EXHIBIT R-8



Snohomish County
Executive's Office

Aaron Reardon
County Executive

(425) 388-3460
FAX (425) 388-3434

M/S #407
3000 Rockefeller Avenue
Everett, WA 98201-4046

March 14, 2013

Kevin Hulten
P.O. Box 2002
Granite Falls, WA 98252

Dear Mr. Hulten;

On Tuesday, February 26, 2013, at 2:42 p.m. you emailed me a whistleblower complaint regarding alleged improper governmental action concerning the Snohomish County Prosecutors Office.

You have sent me this complaint in accordance with Snohomish County Executive Order 93-09, which creates a policy for reporting improper governmental action. It states that you should file a written report with the Deputy Executive. The Deputy Executive has 15 days—working days as you and I agreed—to complete a written summary of the investigation or a written estimate of the time required in order to perform an investigation. The content of your claim is not something that I, as Deputy Executive, would ever attempt to investigate myself. I am not qualified to do so.

If your complaint was about any other County department I would go to our Prosecutor's Office with this information. Clearly, because of the nature of the allegations, I cannot do that. Therefore I need to seek an outside investigator. I also believe that no one in Snohomish County should be tasked with such an investigation, again due to potential conflicts of interest or possible bias.

Because of the nature of your claim and the need for impartiality, I first asked the State Attorney General to investigate it. They declined and advised me to send it to the State Auditor's Office. I did so. On March 5, 2013, the State Auditor's Office informed me that they would not be investigating the claim. They were not experts in this area and suggested I contact the State Bar Association or the King County Prosecutor's Office.

I did call the State Bar Association. On March 6, their response was that they only handle complaints about individual attorneys and it appeared to them that your complaint was about more than one. They suggested I contact a law firm that handles this type of complaint as a specialty.

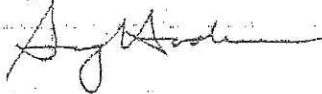
On March 7, 2013, I contacted a Seattle law firm to ask about their capability to handle such a case. They responded in the positive, and on that day I let you know that a Seattle firm was onboard to do the investigation.

Karen Sutherland of the Seattle law firm Ogden Murphy Wallace will be investigating your complaint. She is in the process of reading your material and determining next steps for the investigation. Her number is 206-447-7000.

It is estimated that the investigation will take up to 90 days to complete.

I believe I have followed the spirit of the Executive Order for handling such complaints. You have been given a copy of the order and I hope you agree. I have made no representation on the merits of your claims nor passed any judgment. My task has been to provide you with the proper avenue to file your complaint and bring it to resolution.

Sincerely,



Gary Haakenson
Deputy County Executive

EXHIBIT R-9

unassigned
hard drive
WEBRCR9
155 —
seeking
public
records —
finds no
files at all
on this
disk. (In
this and
subsequent
reports, the
hard drive
is
identified
as
WEBRCR
9155 and
varying
letters (B,
C, C2) are
added to
signify the
version of
the disk
image they
are
referring to
in the
investigato
ry notes.

Activity Log - WEBRCR9155C

3/6/2013

3/4/2013

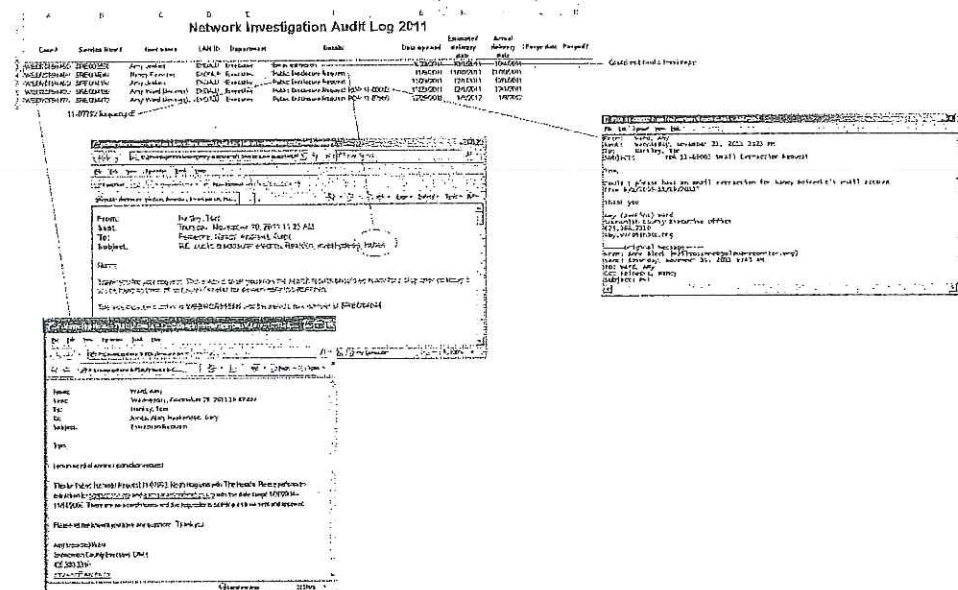
1:32pm

This investigation began at the request of Gage Andrews, Director of Information Services. Gage discussed the request with me in his office around noon yesterday (March 6 2013). The details are:

The PAs office has received notice that a lawsuit is pending against the county claiming that information requested via the public disclosure process was deliberately withheld. Gage told me the original request was "for all email between Aaron Reardon and Kevin Hulten sent / received between [insert dates here]" the claim is that the requestor was not sent all 'responsive records' so Gage asked me to search for the original investigation file then re-run the search and extraction process following the same process to see if I came up with the same results.

1:50pm

I opened my investigation tracking spreadsheet for 2011 and searched it for the PRR number but did not find it. I sorted the spreadsheet by 'requesting department' to list all requests from the Executive office that year. I discarded all requests associated with different PRR numbers to produce a smaller number (see screenshots) then I connected to each remaining case and checked it manually by opening each one and inspecting the local copy of the request.



A full size, easy to read copy of the above screenshot can be found in the working folder.
For best results open it using Microsoft Paint and scroll around the image.

3/6/2013

10:30am

I visited Gage in his office and asked him if he had any extra questions or instructions. He asked me to see if I can find any PST files that may have been created around the time of the original request that might contain responsive emails. I told Gage I had already found two PST files with Aaron Reardon's name on them and there might be a PST file on Kevin Hulten's workstation C drive. I told him it was unlikely because the default PST save location was moved from the C drive to the P drive before Hulten started with the county. I said I would check.

2:09pm

I created an investigation folder in the secure area using the standard template, selected and investigation number from the investigation tracking spreadsheet for 2013 (WEBRCR9155C) and created a SharePoint number SVC-2013-01237. I started this activity log and filled in all the details so far.

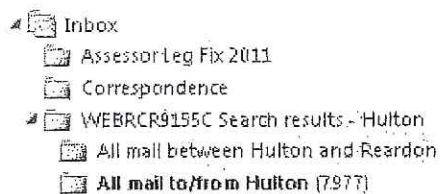
2:29pm

I have found Kevin Hulten's C drive. It was removed and handed to me some time ago when Kevin Hulten's laptop was replaced with a new one as part of our standard Technology Replacement Program (TRP). Workstation and Laptop hard drives are not usually removed and given to me; the usual procedure involves copying user data off the old C drive then copying it back on to the new C drive when old machines are replaced with new ones. In this case the drive was removed and sent to me for safe keeping because there was an internal investigation of some kind going on at the time and it was thought that saving the drive in its original state would be wise. It was labeled and locked away in my cupboard and has been locked in my cupboard ever since.

This is the only C drive I have access to – I do not know what his replacement computer looked like or where it is or even if he was issued with a replacement...

3:03pm

I have just finished importing both Hulten PST files into a new blank Outlook profile. I created a search results folder and two sub folders then moved all mail to the 'to and from Hulten' folder, set them to 'unread' and took a screenshot:



The original search / extraction produced over 21,000 emails so clearly I am missing at least one source PST file.

Chain of custody is murky. There were at least four computers assigned to me by serial number and login details, but none of those had any violations, so the search ultimately centered on an unassigned, removed hard drive found in the investigator's closet — and then linked to me through memory. Apparently records are not kept regarding the disk itself or whether I had a replacement. This from the lead investigator.

EXHIBIT R902

3:30pm

I visited Gage and gave him an update. I let him know I had almost finished looking in all the paces PST files might have been stored. I said there would be 'slim to nil' likelihood of finding a PST file on the laptop hard drive but I would try anyway.

3/7/2013

11:00am

I took Kevin Hulten's laptop hard drive out of my locked cupboard and connected it to my forensic workstation to search it for PST files. I did not install the drive as a boot device so it just showed up as an extra drive in the 'My Computer' view. I noticed two profile folders, one called 'SXOKGH' and the other called 'KGH'. It looks like Hulten had two profiles, one generated when he logged on to his LAN account and the other generated when he logged on to a local account 'on the box' that he may have created by himself.

I opened both folders and found that they were completely empty – no folders at all – not even the empty default folders created by the operating system when a user logs on for the first time. The contents of the folders must have been erased before I received the hard drive – possibly while it was still in the laptop.

2:00pm

I reconnected the drive to my forensic workstation. This time I used a 'write blocker' to guarantee files on the source drive could not be overwritten. I launched my copy of Encase forensic software and used it to acquire the entire drive (by creating an exact forensic copy of the drive without altering the source drive in any way). After the acquisition was finished I recovered the contents of both profile folders and saved the contents in a secure network area. I found several deleted files and folders but I was not able to find any local PST files.

I disconnected the source hard drive from the write blocker and locked it away in my cupboard.

3:28pm

I have just finished visiting Gage to give him an update. The request has now widened to include all mail sent to / from Aaron Reardon and to / from Jon Rudicil. Gage also asked me to provide a complete record of all Internet access for Aaron Reardon and Kevin Hulten. Gage also mentioned that an 'authorized requester' from King County would be visiting next Tuesday to pick up all the data so I have until then to find it all.

3/8/2013

9:12am

I connected to one of our outbound Internet filters and searched for all data pertaining to Aaron Reardon, Kevin Hulten and Jon Rudicil's Internet access.

12:30pm

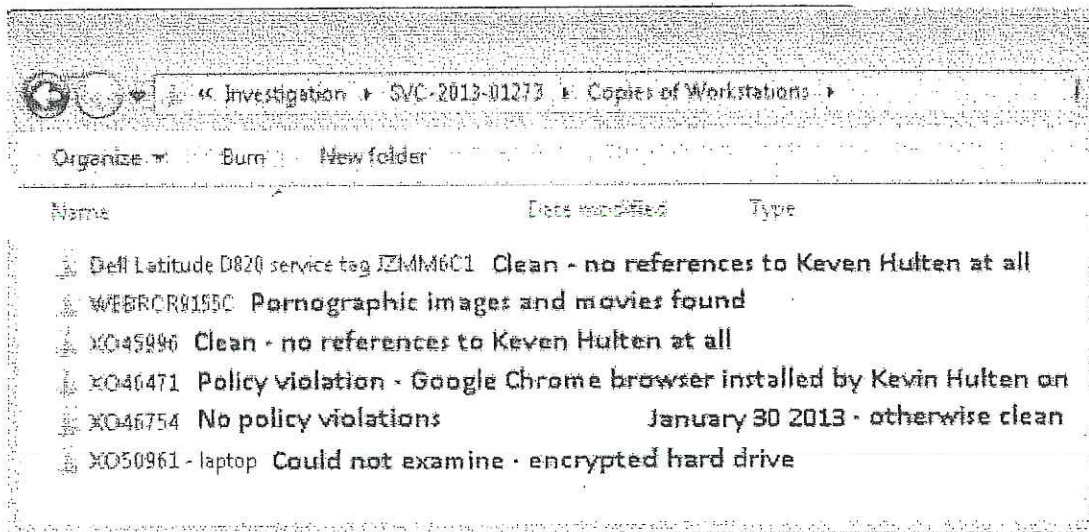
I have finished extracting all Internet access data for Hulten. I have exported it to an Excel file called 'Hulten Internet access Oct 12 2012 to March 8 2013 detailed'. The records only go back to October 1 and I expect to see a gap in Feb / March of about six

EXHIBIT R-10

Activity Log – WEBRCR9155E**3/18/2013****REPORT**

As requested, I examined copies of workstation and laptop hard drives that were used by Kevin Hulten to uncover possible evidence of county policy violations. I was not able to perform in-depth forensic investigations of the hard drives because the physical drives had been gathered and removed from Snohomish County by King County Law Enforcement. If the physical drives are returned I will be able to examine them closely and search for deleted files.

Before the drives were removed by King County Law Enforcement they were copied to a secure network location. This report is based on an investigation of those copied files.



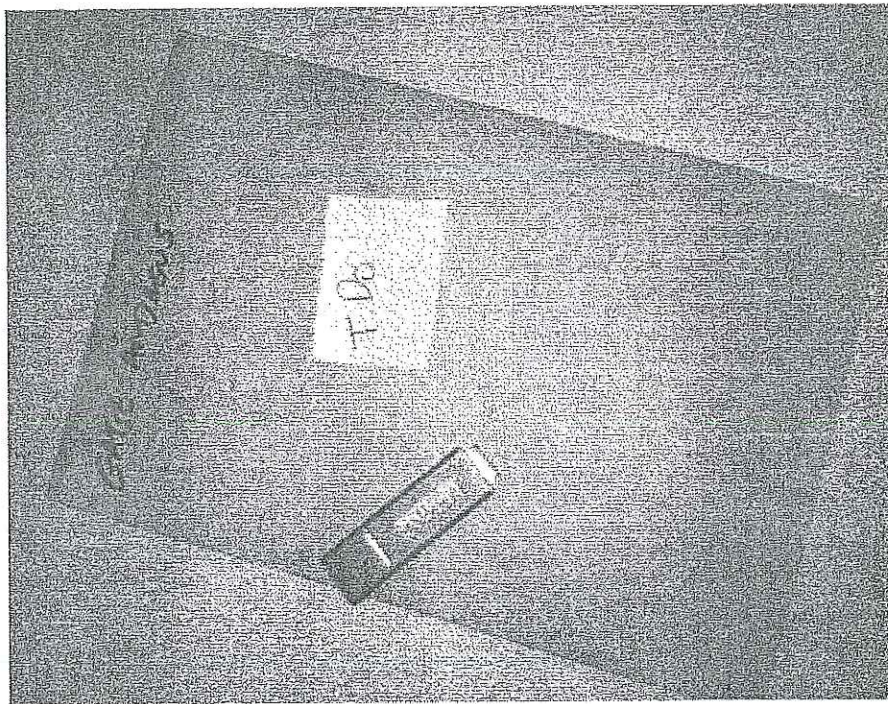
Name	Date modified	Type
Dell Latitude D820 service tag JZMM6C1	Clean - no references to Keven Hulten at all	
WEBRCR9155C	Pornographic images and movies found	
XO45996	Clean - no references to Keven Hulten at all	
XO46471	Policy violation - Google Chrome browser installed by Kevin Hulten on	
XO46754	No policy violations	January 30 2013 - otherwise clean
XO50961	laptop	Could not examine - encrypted hard drive

I found three policy violations in total:

- 1) I found pornographic images and movies on Kevin Hulten's laptop hard drive used in 2011 and swapped out for a newer machine at that time as part of the county Technology Replacement Program (TRP). That hard drive was removed in 2011 and has been stored in my locked cupboard ever since.
- 2) I found a local account folder called 'KTH' on that same laptop. Creating a local account on a workstation or laptop is a policy violation.
- 3) Kevin Hulten had downloaded and installed the Google Chrome web browser on XO46471 on January 30 2013. This is also a policy violation.

EXHIBIT 210 p1

- 1) Connected a 2TB storage device to the forensic machine and created two main folders on it. The first one was called 'WEBRCR9155E' and the other was called 'Kevin Hulten's C Drive'
- 2) I plugged the thumb drive I obtained from Detective Do into the forensic workstation and opened it. I found a single folder on the drive called 'image'
- 3) I copied the 'image' folder from the thumb drive to the 'Kevin Hulten's C Drive' folder on the 2TB storage device.
- 4) I disconnected the thumb drive, took photos, put it back in its bag and locked the bag away in my cupboard.



9:30am

I opened Encase on my forensic machine, created a new case called 'WEBRCR9155E', connected the default backup, index, export etc. folders to the case folder I created earlier then browsed to the 'image' folder on the 2TB drive and started importing the forensic image created for me by the King County Criminal Investigations folks.

Once the image was loaded I started browsing through it taking screenshots as I went. I saved each screenshot in a series of Microsoft Paint files and saved them in the working folder for later review and to document progress made. I will use sections of the screenshots to illustrate findings as I describe them here.

When you open a file, Windows remembers the location of that file so you can open it again more easily next time. That information is stored in a folder called 'Recent'. I found two references to inappropriate content in the 'Recent' folder:

[illegible][illegible]

This spreadsheet also shows the Energy Table view.¹ On the left we see part of the folder structure inside the "switch" profile and on the right we see the files that were in the "Blockchain Checks" folder.

If another story appears to be a backguard check, file to Ben Soltes and I searched it performing blockchain-checks on a Cominstitute might be a policy violation?

I need to ensure the file is able to check, further.

EXHIBIT R-11

Research request - Message (HTML)

Message Developer McAfee E-mail Scan

Reply Reply All Forward Well To Manager Team E-mail Mark Unread Categorize Follow Up Editing Zoom

Delete

Respond

Quick Steps

Move

Tags

Zoom

You replied to this message on 3/18/2013 9:00 AM.

From: Andrews, Gage

Sent: Mon 3/18/2013 8:47 AM

To: Hartley, Tom

Cc: Ornelaz, Laurel

Subject: Research request

March 18 - Second Investigation Ordered by Haakenson, seeking any evidence of wrong doing, as opposed to certain documents. This order formed the basis of my later retaliation claim against Gary Haakenson.

I have received, and confirmed, a request from Gary Haakenson to search hard drives of computers belonging to Kevin Hulten for any materials which may in violation of County policy. Please search any backups or disk copies to which you have access. If we only have disk images and do not have the physical drives, I will attempt to get access to the drives or to a forensic copy of them.

Laurie will log this request. Let me know what progress you are making.

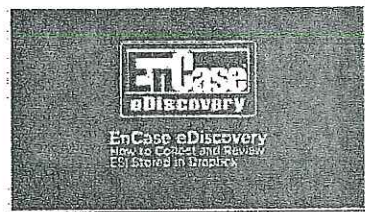
Gage

Gage Andrews :: Director, Information Services :: Snohomish County :: 425-388-3703

Andrews, Gage

EXHIBIT R-12

« Back to Webinars (/resources/Pages/webinars.aspx)



Demo

EnCase eDiscovery How to Collect and Review ESI Stored in Dropbox

Collecting ESI from endpoints, document repositories, file archives, and cloud data stores is a critical step in a defensible e-discovery process. With more than 300 million users Dropbox is one of the most popular collaboration platforms, allowing users to securely store, sync, and share files in the cloud. EnCase® eDiscovery is a comprehensive, unified e-discovery solution trusted by more than 30% of the Fortune 100 and a Gartner Magic Quadrant leader. With a powerful search engine, you can now easily discover and collect Dropbox files in a repeatable, defensible manner. This video shows how to initiate a Dropbox collection using EnCase eDiscovery. In addition, it shows a completed collection, then compares the content in EnCase with the original Dropbox files.

Duration: 5 minutes
Type: Demo
Products: EnCase eDiscovery
 (/resources/Pages/webinars.aspx?product=EnCase+eDiscovery)
Topics: E-Discovery
 (/resources/Pages/webinars.aspx?topic=E-Discovery)

« Back to Webinar Library
 (/resources/Pages/webinars.aspx)

Contact Us
 (/about/Pages/contactus.aspx#Sales)
 1 (888) 999-9712

EXHIBIT R-13

Wednesday, May 9, 2012 (Cont.)

3:08 PM Sound Politics: Sewer of Corruption (U) soundpolitics.com

3:08 PM http://www.google.com/url?sa=t&cd=j&q=&esrc=s&source=web&cd=3&ved=0CG... www.google.com

3:09 PM darneille eliminate ethics - Google Search www.google.com

3:09 PM http://www.seattlepi.com/local/article/Massive-amount-of-child-porn-found-at-McN... www.seattlepi.com

3:09 PM http://www.google.com/url?sa=t&cd=j&q=&esrc=s&source=web&cd=6&ved=0CG... www.google.com

3:09 PM mcneil island pi porn - Google Search www.google.com

3:47 PM http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bill%20Reports/House/1517%2... apps.leg.wa.gov

3:47 PM HB 1517 - 2009-10 apps.leg.wa.gov

3:48 PM Voting Rights Restored for Ex-Felons | PublicCola publiccola.com

3:48 PM PublicCola | Search Results publiccola.com

3:48 PM "Unlike Some Other Elected Officials" | PublicCola publiccola.com

3:48 PM "Nonpartisan" Fain's Contributors Are a Who's Who of Traditional Republican Donors | P... publiccola.com

3:48 PM http://www.google.com/url?sa=t&cd=j&q=&esrc=s&source=web&cd=10&ved=0CG... www.google.com

3:48 PM pdc darneille contributions - Google Search www.google.com

3:48 PM http://soundpolitics.com/PDC%20Complaint%20OneAmerica%20Voter%2020101112%... soundpolitics.com

3:48 PM http://www.google.com/url?sa=t&cd=j&q=&esrc=s&source=web&cd=9&ved=0CG... www.google.com

3:48 PM JEANNIE DARNEILLE CMTE | Follow The Money www.followthemoney.org

3:48 PM Search Results | Follow The Money www.followthemoney.org

3:48 PM DARNEILLE 2008 SURPLUS FUNDS | Follow The Money www.followthemoney.org

3:48 PM Candidates | Follow The Money www.followthemoney.org

3:48 PM Candidates | Follow The Money www.followthemoney.org

3:48 PM DARNEILLE, JEANNIE L | Follow The Money www.followthemoney.org

3:59 PM Jeannie Darneille - Ballotpedia www.ballotpedia.org

3:59 PM Tax Increase for social services under consideration | News | Tacoma Weekly www.tacomaweekly.com

3:59 PM http://www.google.com/url?sa=t&cd=j&q=&esrc=s&source=web&cd=4&ved=0CG... www.google.com

3:59 PM poll darneille pierce county - Google Search www.google.com

3:59 PM poll darneille pierce county - Google Search www.google.com

3:59 PM SurveyUSA Election Poll #15767 www.surveyusa.com

3:59 PM SurveyUSA Methodology www.surveyusa.com

3:59 PM http://www.google.com/url?sa=t&cd=j&q=&esrc=s&source=web&cd=6&ved=0CG... www.google.com

3:59 PM Multiteo trucking company unfairly collecting millions in state contracts | KING5.com Seattle www.king5.com

3:59 PM Seattle Police department reports positive feedback from community | KING5.com Seattle www.king5.com

3:59 PM king5 surveyusa - Google Search www.google.com

3:59 PM http://www.google.com/url?sa=t&cd=j&q=&esrc=s&source=web&cd=2&ved=0CG... www.google.com

3:59 PM SurveyUSA » SurveyUSA Poll Results www.surveyusa.com

Sunday, May 20, 2012 (Cont.)

5:24 PM Thomas and French Mail - Inbox (38) - kevin@thomasandfrench.com mail.google.com [1]
 5:21 PM https://mail.google.com/mail/u/0/#drafts/1376d69dc5a518e9 mail.google.com [1]
 5:19 PM Thomas and French Mail - Inbox (38) - kevin@thomasandfrench.com mail.google.com [1]
 5:18 PM Thomas and French Mail - Sent Mail - kevin@thomasandfrench.com mail.google.com [1]
 5:08 PM Thomas and French Mail - Jolibois planted by Darnelle? - kevin@thomasandfrench.com mail.google.com [1]
 5:08 PM Thomas and French Mail - Sent Mail - kevin@thomasandfrench.com mail.google.com [1]
 5:08 PM Thomas and French Mail - Inbox (39) - kevin@thomasandfrench.com mail.google.com [1]
 5:05 PM https://mail.google.com/mail/u/0/#drafts/1376d6595442a0f5 mail.google.com [1]
 7:56 PM City of Tacoma - Services - www.cityoftacoma.org [1]
 7:56 PM City of Tacoma - City of Tacoma Municipal Code - www.cityoftacoma.org [1]
 7:55 PM http://cms.cityoftacoma.org/cityclerk/Files/MunicipalCode/Title08-PublicSafetyAnd... cms.cityoftacoma.org [1]
 7:55 PM http://www.google.com/url?sa=t&rc=j&q=&esrc=s&source=web&cd=1&ved=0CF8... www.google.com [1]
 7:55 PM city of tacoma code - Google Search www.google.com [1]
 7:55 PM city of tacoma code 08.12.013 - Google Search www.google.com [1]
 7:54 PM city of tacoma - Google Search www.google.com [1]
 7:54 PM RCW 77.15.280: Reporting of fish or wildlife harvest — Rules violation — Penalty. applesleg.wa.gov [1]
 7:53 PM Chapter 77.15.RCW: Fish and wildlife enforcement code applesleg.wa.gov [1]
 7:53 PM Title 77 RCW: Fish and wildlife (formerly: game and game fish) applesleg.wa.gov [1]
 7:53 PM Chapter 77.110 RCW: Salmon and steelhead trout — management of resources applesleg.wa.gov [1]
 7:53 PM Search www.leg.wa.gov [1]
 7:53 PM Revised Code of Washington (RCW) applesleg.wa.gov [1]
 7:52 PM http://www.google.com/url?sa=t&rc=j&q=&esrc=s&source=web&cd=2&ved=0CG... www.google.com [1]
 7:52 PM failed to report catch commercial use wa law - Google Search www.google.com [1]
 7:52 PM Thurston County Superior Court - Criminal Case Administration wwwnc.thurston.wa.us [1]
 7:52 PM Thurston County Superior Court - Home Page www.co.thurston.wa.us [1]
 7:52 PM http://www.google.com/url?sa=t&rc=j&q=&esrc=s&source=web&cd=2&ved=0CG... www.google.com [1]
 7:52 PM thurston county criminal charging codes - Google Search www.google.com [1]
 7:47 PM Washington State DV Domestic Violence Related Crimes / WA DV Crimes www.dva.washington.com [1]
 7:47 PM http://www.google.com/url?sa=t&rc=j&q=&esrc=s&source=web&cd=4&ved=0CH... www.google.com [1]
 7:47 PM washington state criminal assault dv - Google Search www.google.com [1]
 7:47 PM Washington Assault Laws - WA Assault Penalties - Washington ... www.mywashingtondefenselawyer.com [1]
 7:47 PM RCW 9A.36.011: Assault in the first degree. applesleg.wa.gov [1]
 7:46 PM Washington State Criminal Offenses - WA Criminal Laws & Penalties www.mywashingtondefenselawyer.com [1]
 7:46 PM http://www.google.com/url?sa=t&rc=j&q=&esrc=s&source=web&cd=3&ved=0CG... www.google.com [1]

EXHIBIT 123p2

7:43 PM RCW 26.50.010: Definitions. apps.leg.wa.gov

7:43 PM <http://www.google.com/url?sa=t&url=j&q=&esrc=s&source=web&cd=1&ved=0CFQ...> www.g

7:43 PM 26.50.010 - Google Search www.google.com

7:42 PM rcw 9a dv - Google Search www.google.com

7:42 PM 08.12.013.DV - Google Search www.google.com

7:42 PM Title 9A RCW: Washington criminal code apps.leg.wa.gov

7:42 PM Chapter 9A.36 RCW: Assault — physical harm apps.leg.wa.gov

7:42 PM RCW 9A.36.011: Assault in the first degree. apps.leg.wa.gov

7:42 PM <http://www.google.com/url?sa=t&url=j&q=&esrc=s&source=web&cd=1&ved=0CGA...> www.g

7:42 PM 08.12.013. - Google Search www.google.com

7:41 PM rcw 08.12.013. - Google Search www.google.com

7:41 PM rcw 08.12.013.DV - Google Search www.google.com

7:40 PM charging felony washington criminal assault dv - Google Search www.google.com

7:40 PM 08.12.013.DV - Google Search www.google.com

7:40 PM 08.12.013.DV - Google Search www.google.com

7:40 PM <http://www.google.com/url?sa=t&url=j&q=&esrc=s&source=web&cd=1&ved=0CCs...> www.g

7:39 PM 08.12.013 washington assault - Google Search www.google.com

7:38 PM 08.12.013 washington - Google Search www.google.com

7:38 PM 08.12.013.DV - Google Search www.google.com

7:30 PM Gmail mail.google.com

7:28 PM http://c685173.r73.cf2.rackcdn.com/Timothy_C_Jolibois-66001025537ef82.pdf c685173.r73.cf2.rackc

7:15 PM BeenVerified www.beenverified.com

7:11 PM BeenVerified.com- Timothy C Jolibois www.beenverified.com

7:06 PM BeenVerified www.beenverified.com

7:06 PM BeenVerified - Welcome back, Kevin! www.beenverified.com

7:05 PM Background Check | People Search | BeenVerified.com www.beenverified.com

7:05 PM Dan Morain: Moderates see hope in top-two primary - Dan Morain - The Sacramento B... www.sacramento-bee.com

7:05 PM Error 414 (Request-URI Too Large)!!! www.google.com

6:57 PM Thanks to all the great people in the Vance Building... | Winpower Strate... www.winpowerstrategies.com

6:57 PM Poll shows 84% of Pierce County residents believe Pierce County hospital... www.winpowerstrategies.com

6:54 PM <https://mail.google.com/mail/u/0/#drafts/1376d1a40674cebe> mail.google.com

6:36 PM Clients | Winpower Strategies www.winpowerstrategies.com

6:36 PM Winpower Strategies www.winpowerstrategies.com

6:36 PM <http://www.google.com/url?sa=t&url=j&q=&esrc=s&source=web&cd=1&ved=0CGo...> www.g

6:36 PM winpower strategies - Google Search www.google.com

6:36 PM Advanced Search Detailed Expenditures www.pdn.wa.gov

6:36 PM Advanced Search Detailed Expenditures www.pdn.wa.gov

6:36 PM Advanced Search Detailed Expenditures www.pdn.wa.gov

532 PM board suspends head of county sex group carnelle news tribune - Google Search www.google.com

533 PM Board suspends head of county AIDS group - Google Search www.google.com

534 PM NewsLibrary.com - newspaper archive, clipping service - newspapers and other news sources - NewsLibrary.com

535 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=4&ved=0CD0Q... www.google.com

536 PM Director may leave AIDS foundation News Tribune Weekly www.tribunenews.com

537 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=2&ved=0CD0Q... www.google.com

538 PM NewsLibrary.com - newspaper archive, clipping service - newspapers and other news sources - NewsLibrary.com

539 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=1&ved=0CD0Q... www.google.com

540 PM The Spokesman-Review - Google News Archive Search news.google.com

541 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=2&ved=0CD0Q... www.google.com

542 PM carnelle aids foundation fired - Google Search www.google.com

543 PM Who's who of McNell Island McNell Island - The News Tribune www.tribunenews.com

544 PM McNell Island The 'prison without walls' McNell Island - The News Tribune www.tribunenews.com

545 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=4&ved=0CG4Q... www.google.com

546 PM news tribune reports carnelle mcnell island - Google Search www.google.com

547 PM Search Results - LocalSearch 24/7 www.localsearch.com

548 PM Local News: Pierce County lawmakers debate any plan to close McNell Island prison... News at NewsTribune.com

549 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=1&ved=0CGM... www.google.com

550 PM http://open.leg.wa.gov/documents/billdocs/2008-09/Pdf/2008Reports/House/1776/H5A.pdf open.leg.wa.gov

551 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=2&ved=0CGM... www.google.com

552 PM The uneasy alliance between Tacoma and Vancouver the delegations have been united... magazineonline.com

553 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=1&ved=0CGG... www.google.com

554 PM carnelle mcnell island 2002 - Google Search www.google.com

555 PM Vancouver Job Bank www.vancouver.ca

556 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=1&ved=0CGEQ... www.google.com

557 PM http://www.chicopee.wa.us/Reports/EDocs/ViewDocument.cfm?id=75904&name=... www.chicopee.wa.us

558 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=1&ved=0CGG... www.google.com

559 PM carnelle mcnell island 2002 - Google Search www.google.com

560 PM http://www.leg.wa.gov/House/Committees/Documents/Archives/1994/1994.pdf www.leg.wa.gov

561 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=3&ved=0CGG... www.google.com

562 PM http://articles.comcast.net/1998/03/03/DOC_Report_fires/Local... www.comcast.net

563 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=7&ved=0CGG... www.google.com

564 PM WebCrawler result www.webcrawler.com

565 PM Women's Commitment Center - Wikipedia the free encyclopedia www.wikipedia.org

566 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=1&ved=0CGG... www.google.com

567 PM speria commitment center 2001 - Google Search www.google.com

568 PM http://open.leg.wa.gov/documents/billdocs/2011-12/Pdf/2012Reports/House/2135/H2135A... open.leg.wa.gov

569 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=4&ved=0CGG... www.google.com

570 PM state's Speria Commitment Center, which houses sexually violent predators and is run by the D... www.google.com

571 PM Advertisement www.100.com

572 PM http://lzezo.com/Pag/white?ie=118321&ie=2847&ie=1727&ie=305508289205709289&ie=0&ie=3051e... lzezo.com

573 PM Search Results - LocalSearch 24/7 www.localsearch.com

574 PM http://www.google.com/url?sa=t&rct=j&q=&esrc=s&source=newssearch&cd=1&ved=0CGG... www.google.com

575 PM carnelle mcnell island - Google Search www.google.com

EXHIBIT ^{Page} 123 p5

Sunday, May 20, 2012 (Cont.)

- [illegible]

EXHIBIT R-14



Communications Systems Usage Policy

- 3.3. Communication systems that use their own modems to create independent data connections sidestep our network security mechanisms. These individual connections to outside computers can be used by an attacker to compromise any Snohomish County network to which that computer is attached. Any communication systems used for independent dial-up or leased-line connections to any outside computer or network must be physically isolated from Snohomish County's internal networks and approved in advance by Information Services.
- 3.4. Only those communication systems services and functions with documented business purposes for Snohomish County will be enabled at the communication systems firewall.
4. **Incidental or de minimis use**
 - 4.1. De minimis use is an infrequent or occasional use that results in little or no actual cost to the county. An occasional brief local phone call, Internet access or email to make a medical or dental appointment is an allowable de minimis use of communications systems. The cost of a brief local phone call is negligible and need not interfere with job performance.
 - 4.2. The proper stewardship of county resources, including funds, facilities, tools, property, and employees and their time, is a responsibility that all county officers and employees share. Accordingly, county employees may not use county communication systems for personal benefit or gain or for the benefit or gain of other individuals or outside organizations. Personal benefit or gain may include a use solely for personal convenience, or a use to avoid personal expense.
 - 4.3. Responsibility and accountability for the appropriate use of county communication systems ultimately rests with the individual county officer and county employee, or with the county officer or county employee who authorizes such use. Employees and officials are cautioned that their own personal use of county communication systems should never interfere with another county official or employee, or obligate another employee to make personal use of county resources. In addition, county employees have an affirmative duty to ensure that any personal use of county communication systems is the most efficient in terms of time and resources.
 - 4.4. Extensive or repeated personal misuse of county resources, including county time, significantly undermines public trust in county government. Nevertheless, a very limited personal use of county communication systems that supports organizational effectiveness would not undermine public trust and confidence.



Communications Systems Usage Policy

- 4.5. Subject to restrictions elsewhere in this policy, a county officer or employee may make an occasional, but limited, personal use of county communication system resources only if each of the following conditions are met:
- 4.6. There is little or no cost to the county;
 - 4.6.1. Any use is brief in duration, occurs infrequently, and is the most effective use of time or resources;
 - 4.6.2. The use does not interfere with the performance of the officer's or employee's official duties;
 - 4.6.3. The use does not disrupt or distract from the conduct of county business due to volume or frequency;
 - 4.6.4. The use does not disrupt other county employees and does not obligate them to make a personal use of county resources; and
 - 4.6.5. The use does not compromise the security or integrity of county property, information, or software.
- 4.7. The county charter and code, state and federal laws, and Executive Order 93-11 strictly prohibit uses of taxpayer resources for private benefit. Any use of county resources to support such activity clearly undermines public confidence in county government and reflects negatively on county employees generally. In compliance with these provisions, this policy explicitly prohibits at all times the following private uses of communication systems and resources.
 - 4.7.1. Any use for the purpose of conducting an outside business or private employment;
 - 4.7.2. Any use for the purpose of supporting, promoting the interests of, or soliciting for an outside organization or group, including, but not limited to: a private business, a nonprofit organization, or a political party (unless provided for by law, county code, or other policy);
 - 4.7.3. Any use for the purpose of assisting a campaign for election of a person to an office or for the promotion of or opposition to a ballot proposition.



Communications Systems Usage Policy

- 4.7.4. Any use related to conduct that is prohibited by a federal or state law or rule, or a county code or policy; and
- 4.7.5. Any private use of any county communication systems property that has been removed from county facilities or other official duty stations, even if there is no cost to the county.
- 4.8. The general ethics standard is that any use of county communication system resources other than for official county business purposes needs to be brief in duration and frequency to ensure there is little or no cost to the county and the use does not interfere with the performance of official duties.

5. Policy Changes; Other Snohomish County Policies

- 5.1. Snohomish County Information Services may modify or revise its communication systems use policies (including these specific regulations) at any time, in its sole discretion. Employees are required to comply with all such subsequent modifications or revisions. Modifications and/or revisions will be posted on a shared network resource, posted on the communication systems access screens, distributed through email, staff meetings or other communication method.
- 5.2. These communication systems use policies are in addition to, and do not replace or supersede, any and all other policies promulgated by Snohomish County from time to time which are applicable to its employees (including general policies relating to misuse or Snohomish County assets or resources, sexual harassment, unauthorized public speaking and misappropriation or theft of intellectual property).

6. References:

- 6.1. Snohomish County Code: 2.350, 2.50, 2.50.140, 2.50.160, 3A.12.10
- 6.2. Regulatory Codes of Washington (RCW) 42.52.160, 42.52.180, 42.17.190
- 6.3. Washington Administrative Code (WAC) 292-120-035



Communications Systems Usage Policy

Reference attachment to Snohomish County Information Systems Communications Systems policy, Washington State's Executive Ethics Board Advisory Opinion, dated April 19, 2002.

http://www.wa.gov/ethics/opinion_02_02.htm

ADVISORY OPINION 02-02

Use of State Resources - Frequently Asked Questions and Examples

These frequently asked questions are intended to provide examples of how the Board would interpret and apply RCW 42.52.160, RCW 42.52.180 and WAC 292-110-010 to common occurrences in the state workplace.

Question 1: Are there general guidelines for the use of state resources?

Answer: Yes. All state officers and employees have a duty to ensure the proper stewardship of state resources, including funds, facilities, tools, property, employees and their time. Accordingly, the Ethics in Public Service Act states that resources under your official control may not be used for the private benefit or gain of a state officer, state employee, or another person. (See and RCW 42.52.160(1)) ✓

Question 2: What types of state resources are covered under the ethics law?

Answer: The guidelines on use of state resources apply to all resources **under an employee's control** including, but not limited to, facilities of an agency, state employees, computers, equipment, vehicles, and consumable resources. State resources also includes state information, e.g., databases, employee lists. (See RCW 42.52.160(1) and RCW 42.52.180(1)) ✓

Question 3: What exactly is a "private benefit or gain"?

Answer: A private benefit or gain can range from avoiding a cost or expense by the use to using resources to support your outside business or paying a discounted government rate for a personal phone call. There are some uses that do not appear to have a cost but may result in private benefit or gain. For example, it may not cost a significant amount of money to use a state computer to access the Internet. Nevertheless, by making a personal use of a resource available to you only because you are a state employee, you are receiving a private benefit or gain.

Question 4: I've heard that de minimis use is allowed. What is a *de minimis* use anyway?



Communications Systems Usage Policy

Answer: A de minimis use is an infrequent or occasional use that results in little or no actual cost to the state. An occasional brief local phone call to make a medical or dental appointment is an allowable de minimis use of state resources. The cost of a brief phone call is negligible and is not likely to interfere with your job. The following examples address "de minimis" use: (See WAC 292-100-010(3))

Example A: An employee makes a telephone call or sends an e-mail message to his/her children to make sure that they have arrived home safely from school. This is not an ethical violation. So long as the call or e-mail is brief in duration, there is little or no cost to the state, i.e., your SCAN code is not used, and sending a brief message does not interfere with the performance of official duties.

Example B: An employee uses his/her agency computer to send electronic mail to another employee wishing them a happy birthday. This is not an ethical violation. The personal message is brief and does not interfere with the performance of official duties.

Example C: Every spring a group of employees meets during lunch to organize an agency softball team. The meeting is held in a conference room that is not needed for agency business during the lunch hour. This is not an ethical violation. There is little or no cost to the state, the meeting does not interfere with the performance of official duties, and off site recreational activities such as softball teams can improve organizational effectiveness.

Question 5: What does "promoting organizational effectiveness" really mean?

Answer: The Board recognizes that state agencies may allow employees to participate in activities that are not official state duties but promote organizational effectiveness by supporting a collegial work environment. Often these activities involve an accumulated use of state time or resources that is more than de minimis. Nevertheless, the Board believes that so long as the employees who participate in the activity limit their use of state resources, then these activities would not undermine public confidence in state government. (See WAC 292-100-010(3))

Example: An agency determines that an agency wide retirement lunch will enhance organizational effectiveness. The retirement lunch will last a half hour longer than the normal one hour lunch break, which totals 15 hours of paid time for the agency. An employee uses his or her office computer to compose a flyer about the lunch, send a few reminder e-mails, and collect for a retirement present. This is not an ethical violation. While the accumulated time use may not meet the limited de minimis use standard, the use supports organizational effectiveness and



Communications Systems Usage Policy

was approved by the agency. Since most of the activity takes place outside of normal working hours, it will not interfere with the performance of each employee's official duties. In addition, the employees use of the office computer and printer will result in little or no cost to the state.

Question 6: Are there any uses of state resources that are prohibited?

Answer: Yes. The allowance for de minimis use does not apply to the following uses: conducting an outside business; political or campaign activities; commercial uses like advertising or selling products; lobbying that is unrelated to official duties; solicitation on behalf of other persons unless approved by the agency head; and illegal or inappropriate activities. The following examples address prohibited uses. (See WAC 292-100-010(6))

Example A: An employee operates an outside business. She makes an outside business call on her state telephone. The call is local. This is an ethical violation. The employee is conducting a private business on state time using state resources, which is prohibited under WAC 292-110-010(6).

Example B: An employee puts a state telephone number or work address on business cards or letterhead for his/her outside business. Several customers contact the employee at the office number to conduct the outside business. This is an ethical violation. Although the use of the telephone may result in a negligible cost to the state, conducting a private business is an illegal use of state resources.

Example C: After working hours, an employee uses the office computer and printer to prepare client billings for a private business using his/her own paper. This is an ethical violation. Although use of the office computer and printer may result in a negligible cost to the state, conducting a private business is an illegal use of state resources.

Example D: One night an employee takes an agency owned video player home to watch videos of his/her family vacation. This is an ethical violation. Although there is little or no cost to the state, an employee may not make private use of state equipment removed from state facilities or other official duty station.

Example E: An employee is assigned to do temporary work in another city away from his/her usual duty station. To perform official duties the employee takes an agency laptop computer. While away, the employee uses the computer to do tax work for a private client. This is an ethical violation. Although use of the laptop may result in a negligible cost to the state, conducting a private business is an inappropriate use of state resources.



Communications Systems Usage Policy

Question 7: Can I play games on my computer during lunch and break times?

Answer: Generally No. When employees download games or load interactive games onto state owned computers, the game play often involves several state employees or can undermine the security of state information and databases. In addition, the computer at your workstation remains a state resource regardless of whether you are working or on a break. Nevertheless, subject to your agency's prior approval a brief and occasional personal use, during lunch or break times, of a game that was preloaded by the manufacturer on your state computer would be allowed under the de minimis rule. (See WAC 292-100-010(3))

Question 8: If I use a state resource, can't I just reimburse my agency for the use?

Answer: No. Reimbursing for a personal use may result in a personal benefit and may impose significant administrative burdens on the state. For example, the price of a SCAN call is less than you would pay using your local telephone company. Reimbursing also creates the misperception that personal use is ok as long as we pay for it. Personal use should be the exception not the rule. (See WAC 292-100-010(7))

E-Mail and Internet Use

Question 9: Can I send a personal e-mail message without violating the ethics law?

Answer: Yes. The general ethics standard is that any use of a state resource other than for official state business purposes needs to be brief in duration and frequency to ensure there is little or no cost to the state and the use does not interfere with the performance of official duties. Extensive personal use of state provided e-mail is not permitted. (See WAC 292-100-010(4))

Question 10: Are my e-mail or voice messages private?

Answer: No, if you use state equipment do not expect a right to personal privacy for any of your e-mail or voicemail communications. E-mail and voicemail communications may be considered public records and could be subject to disclosure. Aside from disclosure, employees should consider that e-mail communications are subject to alteration and may be forwarded to unintended recipients. Avoid these potential problems by treating e-mail communications as another form of business correspondence. (See WAC 292-100-010(5))

Question 11: Are there any restrictions on e-mail communications?

Answer: Yes. E-mail messages cannot be for any of the following uses: conducting an outside business; political or campaign activities; commercial uses



Communications Systems Usage Policy

like advertising or selling products; solicitation on behalf of other persons unless approved by the agency head; and illegal or inappropriate activities, such as harassment. In addition, broadly distributing or chain-mailing an e-mail that is not related to official business is prohibited because it disrupts other state employees and obligates them to make a personal use of state resources. (See WAC 292-100-010(6))

Question 12: What are the guidelines on Internet use?

Answer: Just like the guidelines for e-mail discussed above, any personal use of state provided Internet access must be both brief and infrequent. Extensive personal use of state provided Internet access is not permitted. In addition, your agency must have adopted a policy that specifically permits personal use of the Internet. (See WAC 292-100-010(4)) The following examples address uses of the Internet:

Example A: Several times a month an employee quickly uses the Internet to check his or her children's school website to confirm if the school will end early that day. The transaction takes about five minutes. This is not an ethical violation. The use is brief and infrequent, there is little or no cost to the state, and the use does not interfere with the performance of official duties.

Example B: An employee routinely uses the Internet to manage her personal investment portfolio and communicate information to her broker. This is an ethical violation. Using state resources to monitor private stock investments or make stock trades, are private activities that can result in a private financial benefit or gain. Allowing even an occasional or limited use of state facilities to facilitate a private financial gain undermines public confidence in state government.

Example C: An employee spends thirty to forty minutes looking at various web sites related to a personal interest. This is an ethical violation. The use is not brief and can interfere with the performance of state duties.

Example D: An employee visits several humor and joke sites. While at a site, he/she downloads a joke file and e-mails it to several co-workers. This is an ethical violation. By e-mailing a file to co-workers the employee disrupts other state employees and obligates them to make a personal use of state resources. In addition, downloading files and distributing them to co-workers can introduce a computer virus, which can compromise state databases.

Question 13: What do I do if I access the wrong Internet site?



Communications Systems Usage Policy

Answer: Don't panic! The best thing to do is to back out of the site and remember what it was that got you there and don't go back. Everyone makes this kind of mistake. It is also advisable to contact your supervisor or information systems staff to notify them of your mistake.

Use of State or Resources to Support Charities

Question 14: Can I use state resources to support charities?

Answer: The limited use of state resources to support charities may be allowed if an agency head or his/her designee, approves the activity as one that promotes organizational effectiveness. Approval may be in the form of a specific policy that establishes guidelines for limited use of state resources. (See WAC 292-100-010(3))

Question 15: Can you give me examples of limited uses that might be ok?

Answer: Yes. Sending an e-mail to notify employees of a blood drive would be a limited and acceptable use of state resources. Another example might be a bake sale to support an Adopt-A-Family Program. Here, the baking would be performed at home and after working hours. The baked goods are then displayed for purchase during break times and the lunch hour. When gifts are purchased for the family, the purchases are made after working hours.

Question 16: Is there anything employees shouldn't do while conducting charity work on state time?

Answer: Any use of state resources that results in an expenditure of funds should be avoided. Consider this scenario: a group of employees spend 6 working hours of staff time a week for over a four-week period to plan a charitable fund-raiser, and use the computer, fax, and copier to produce fund-raising materials. This is an expenditure of state funds that would not be considered a de minimis or limited use of state resources. In addition, state resources may not be used for the benefit of any other person, whether or not operated for profit, unless the use is within the course of official duties. The following example addresses another area of concern. (See WAC 292-100-010(3))

Example: An employee is active in a local PTA organization that holds fund-raising events to send children to the nation's capital. Although a parental payment of expenses for the trip is expected, the more raised through individual contributions, the less the parent must pay. The employee uses agency e-mail to solicit contributions to the fund-raiser from a broad distribution list of co-workers. The e-mail asks each recipient to pass along the e-mail to other state employees.



Communications Systems Usage Policy

This is an ethical violation. The employee is using state resources to promote an outside organization and a private interest. By sending the e-mail to other state employees and asking state employees to pass the solicitation along, the employee is asking other state employees to improperly use state resources in a manner that interferes with the performance of official duties.

Question 17: What about the Combined Fund Drive?

Answer: The Combined Fund Drive is somewhat different than other independent charitable organizations because it has been established by the state legislature. Therefore, it is part of the official duties of those employees who are assigned by the agency to conduct the Drive. Fund Drive coordinators should confine the time and effort spent conducting the drive to agency guidelines. (See WAC 292-100-010(2) and EEB Advisory Opinion 00-09)

Question 18: What about the employees who are not officially assigned to conduct the Combined Fund Drive?

Answer: As noted above with charitable groups, the use of state resources to support the Combined Fund Drive charities should be reasonable, involve little or no cost the agency, and should not disrupt the conduct of official business in state offices. (See WAC 292-100-010(3) and EEB Advisory Opinion 96-11)

Question 19: How about agency participation in commercial activity that benefits the Combined Fund Drive?

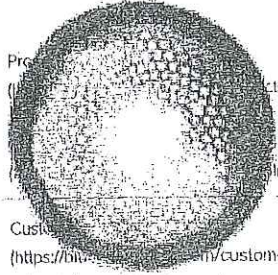
Answer: State agencies should avoid direct involvement in commercial activity even if the proceeds may benefit the Combined Fund Drive. Examples of improper direct involvement include distributing commercial product sales brochures and order forms to agency employees, collecting product order forms in the workplace or on state paid time, and distributing products in the workplace or on state paid time. Activities permitted under the de minimis rule, such as those described in the answer to Question 15, should not involve commercial activities. (See WAC 292-100-010(6))

Approved by the Executive Ethics Board, this 19th day of April 2002.

Brian R. Malarky
Executive Director

EXHIBIT R-15

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Colby Underwood has over two decades of experience in business development, finance, and strategic planning. Colby began his career as Finance Director for City of Seattle Mayor Greg Nickels. In 2002, Colby founded a development firm that developed business strategies and raised funds for start-up companies and non-profit organizations. His firm created financial models, business development and fundraising strategies, and strategic marketing campaigns for political candidates/groups, non-profit organizations and for-profit entities. In all, Colby has raised over \$110 million in funds for over 220 unique projects all around the globe. Over the past eight years, Colby has focused on shaping Blue Marble into an industry leader via business development, industry education campaigns, and innovative partnerships first as Vice President of Business Development and currently, Co-Chief Executive Officer and Chief Business Officer. Colby also has experience in international trade and investment. As a co-founder of UMC Pacific Holdings LLC, he managed import-export portfolios and consulted on international trade projects with Pacific Rim companies. Colby is a proud graduate of the University of Washington.

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COLBY UNDERWOOD

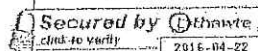
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EXHIBIT R-16

Hope-Reardon race grows increasingly ugly

Originally published September 29, 2011 at 9:13 pm Updated September 29, 2011 at 11:16 pm

State Rep. Mike Hope, a Seattle police officer running for Snohomish County executive, was suspended from his job in 2001 after he tried to persuade a Mill Creek police officer not to arrest his date for drunken driving.

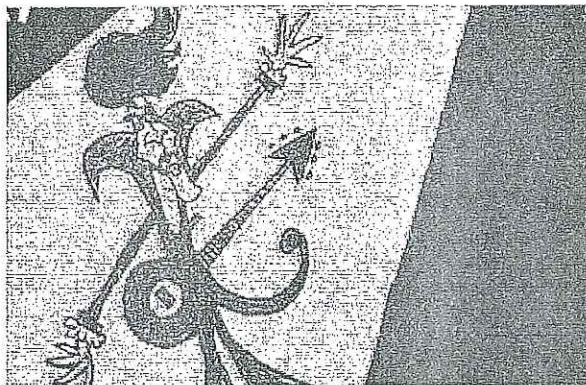
Section Sponsor

State Rep. Mike Hope, a Seattle police officer running for Snohomish County executive, was suspended from his job in 2001 after he tried to persuade a Mill Creek police officer not to arrest his date for drunken driving.

The incident on March 20, 2000, prompted the Mill Creek Police Department to file a complaint with Seattle Police, which led to Hope's five-day suspension.

Hope, 35, said Thursday that he had made a mistake as a young officer and regretted it: "It was a wrong, stupid thing for me to do, and I did it."

Hope was a passenger when police pulled over the car about 2 a.m., records show. Hope said Thursday he and his date had been to dinner and then stopped at a bar to drink beer and shoot pool.



During the stop, Hope identified himself as a Seattle police officer and asked the other officer to let him and his date and another passenger walk home, according to police records. Hope became agitated and began to loudly argue with the Mill Creek police officers, calling one "small town."

According to his disciplinary report, he told the officer he hoped he "did not come to Seattle or need help or a back up." Hope's date was arrested and charged with drunken driving. Hope and the other passenger were released and not charged.

Hope's personnel file states he was suspended for "conduct unbecoming an officer" and misuse of

EXHIBIT R16ap)

authority.

Hope, R-Lake Stevens, said he had never spoken before about the incident because it happened so long ago. "I was a kid," he said Thursday. "I don't think it was a big deal. I don't think it's a big deal now, either."

Records about the incident were emailed to The Seattle Times on Thursday by Kevin Hulten, a staffer who works for Snohomish County Executive Aaron Reardon, Hope's opponent in November's general election.

Hulten decided to release the information after Hope had issued a news release accusing him of using a fake identity to dig up dirt on him. Hulten said Reardon did not ask him to do research on Hope; he says he did it on his own time.

Reardon, a Democrat, is seeking a third term as county executive. He said he only learned on Thursday afternoon that Hulten was involved in obtaining Hope's personnel record. Reardon said that Hulten, an executive analyst in his office, is not part of his campaign.

The Hope-Reardon race has grown increasingly ugly, with both sides lobbing accusation after accusation at each other. Throughout his run for office, Hope has promised to clean up "corruption" in the county, while Reardon says Hope has lied and distorted his record. Hope suggested this week that Hulten has been behind "multiple frivolous complaints" about him filed with the state Public Disclosure Commission.

Hope went on to say that it appeared Hulten was using the fake name "John Chambers," as well as a fake Seattle address, to hide the source of the complaints. Hope suggested that Reardon's campaign may have stolen the identity of a one-time Florida sex offender named "John Chambers."

"Unfortunately, the residents of Snohomish County have grown accustomed to the ethical lapses in the county executive's office," Hope stated in his news release.

However, The Times located Chambers in Seattle on Thursday. Chambers said that he is not tied to the Reardon campaign, although he knows Hulten and his younger brother.

Chambers acknowledged that he had, in fact, filed complaints against Hope with the state PDC and had obtained Hope's personnel record from the Seattle Police Department, which he had then turned over to Hulten.

Chambers said he and Hulten had talked about politics but that it was his idea to do some research into Hope's background.

"I hate the dirty tricks and I just wanted to look further into it myself," Chambers said Thursday night. "I was not cajoled in any way to do so."

4/22/2016

Hope-Reardon race grows increasingly ugly

When told that Chambers is not some fictitious person, Hope said he didn't intend to correct his news release.

"I really don't care if he exists," Hope said. "The bottom line is, I think we've proven a point. It was linked back to Aaron Reardon's campaign. Case closed."

Staff reporter Steve Miletich and news researcher Gene Balk contributed to this report. Emily Heffter:
206-464-8246 or eheffter@seattletimes.com Emily Heffter

EXHIBIT R-17

HeraldNet
Everett, Washington

Published: Wednesday, September 28, 2011

Hope accuses Reardon staffer of false claims

By Noah Haglund, Herald Writer

The race for Snohomish County executive took a nasty turn Tuesday.

State Rep. Mike Hope accused a staffer for County Executive Aaron Reardon of using a false name to file frivolous ethics complaints against him. Reardon said the employee had nothing to do with the complaints to the state Public Disclosure Commission and the Seattle Police Department, where Hope works as an officer.

The employee in question is Kevin Hulten, a former editor of the weekly Lake Stevens Journal and an Olympia legislative aide who now works on governmental and constituent affairs for Reardon. Depending on whom you believe, Hulten was either engaged in a sleazy smear campaign to further Reardon's reelection, or he was set up.

"Unfortunately, the residents of Snohomish County have grown accustomed to the ethical lapses in the county executive's office," Hope said in a press release. "However, this latest action has crossed the line."

Hulten did not return a call or an email seeking comment.

Reardon said Hulten is a public employee and not involved in his campaign. After learning of the allegations Tuesday morning, Reardon said he researched the complaint and confronted Hulten.

"There was no doubt in my mind that this was the first time Kevin had ever seen it," Reardon said.

The executive called Hope's allegations "a baseless accusation from a very, very desperate campaign."

"I'm disappointed and embarrassed for him," he said.

Voters on Nov. 8 get to choose between Reardon, a two-term Democrat, and Hope, a Lake Stevens Republican. In the August primary, Reardon took just more than 52 percent and Hope won just under 48 percent of the vote.

The complaint with the Public Disclosure Commission was filed in March. It accused Hope of wearing a Seattle police uniform in photos appearing on his county executive campaign site. The Public Disclosure Commission dismissed the complaint about the uniform Sept. 16, saying that Hope was wearing no legible patches or insignias.

The signed complaint came from somebody named John Chambers, using an address on Roy Street in Seattle and a phone number with a Florida area code. When the PDC sent an acknowledgement letter to that address in April, it came back marked "return to sender." By email, a PDC investigator received a new phone number with a 425 area code, and a Granite Falls address for the complainant.

"I was worried about providing my personal info as the subject is a Seattle police officer and I live in Seattle and have had issues with the force before," the person using the name John Chambers wrote in the email.

Phil Stutzman, the PDC's director of compliance, said the dismissal letter to the Granite Falls address also came back recently marked "return to sender."

Reardon confirmed that the Granite Falls address is where Hulten lives and that the local phone number from the complainant is one Hulten has used.

"I don't know why somebody's targeting a staff member of mine," Reardon said.

Hope said he finds Reardon's denial hard to believe.

"It's clear to me that Kevin Hulteh was making complaints," he said. "Aaron Reardon just needs to 'fess up to this."

While the state dismissed the uniform complaint against Hope, the Office of Professional Accountability at the Seattle Police Department decided that Hope "failed to meet the performance expectations of the Seattle Police Department" with regard to employee political activity. The office recommended that Hope and a supervisor review departmental policies. That action is less serious than finding the complaint substantiated.

Hope said he's confident that the department ultimately will dismiss the complaint. Hope said the same person also has filed public records requests about him with Seattle police.

Noah Haglund: 425-339-3465, nhaglund@heraldnet.com.

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EXHIBIT R-18

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6
7 STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

8 In re the Matter of the Investigation of:

No. 13-031

9 KEVIN T. HULTEN,

RESPONSE TO COMPLAINT

10 Respondent.
11

12 **1. INTRODUCTION**

13 I hereby submit this response to the complaint filed against me on April 11, 2013,
14 by Andrea McNamara Doyle, Executive Director of the Public Disclosure Commission.
15 The complaint alleges that there is "reason to believe" that I may have improperly used
16 county resources to aid my former employer, Aaron Reardon, in his reelection campaign
17 in 2011 during my tenure as an Executive Analyst in the Executive Office of Snohomish
County.

18 Specifically, the complaint cites former RCW 42.17.130, now recodified as RCW
19 42.17A.555, which states that "No elective official nor any employee of his or her office
20 nor any person appointed to or employed by any public office or agency may use or
21 authorize the use of any of the facilities of a public office or agency, directly or indirectly,

RESPONSE TO COMPLAINT – Page 1

EXHIBIT 218p1

1 for the purpose of assisting a campaign for election of any person to any office or for the
2 promotion of or opposition to any ballot proposition." See Exhibit 1. The statute goes on
3 to detail various types of activities and facilities prohibited. *Id.*

4 2. BACKGROUND

5 I am a 34-year-old marketing consultant in the Bay Area in California. Prior to
6 going to work for Snohomish County, I was a Legislative Assistant to Senator Steve
7 Hobbs from 2007 to 2011. In this role, I was introduced to and maintained professional
8 relationships with many individuals in Olympia. This network was an asset to the
9 Executive Office and likely a portion of the reason I was hired for the position, as the role
10 required a significant amount of communication with lobbyists and legislators as we
11 worked to advance Snohomish County's interests in Olympia. From 2007 to the time I
12 was hired at the Executive Office, I was actively involved in Democratic Party politics
13 outside of work and volunteered my time in support of party causes and campaigns. I
14 served a term as a Snohomish County elected PCO (Precinct Committee Officer) during
this time as well.

15 On January 3, 2011, I was hired as an executive analyst in the office of the
16 Snohomish County Executive, then Aaron Reardon. See Exhibit 2. My first day of work
17 was January 18, 2011, and my duties included advancing the legislative agenda for the
18 executive's office. Other responsibilities included communicating with local constituents,
19 overseeing local, state, and federal government affairs relationships and initiatives,
20 serving as a point of contact for the county's federal lobbyist, and serving as a central
21 point of communication for area governments and elected officials desiring to work with

1 the executive's office. *Id.* Major initiatives I was involved in included petitioning the
2 legislature for funding for the county's aerospace training center, implementing a county-
3 wide open data policy, and representing the executive's office in a regional FEMA flood-
4 mapping effort.

5 Notably, my position was management-exempt, and my work hours were wildly
6 unpredictable and fluid due to the 24/7 nature of the role. I was consistently called upon
7 to work nights, weekends, and early or late hours. My supervisor, Gary Haakensen,
8 explained that I was "expected to manage [my] own schedule to avoid bringing election-
9 related activity into the work place" and, importantly, he unequivocally stated that "I've
10 never found him engaged in campaign-related activity." See Exhibit 3. I was not afforded
the regular breaks and lunch hours of more traditional county employees.

11 I was also not afforded a county cell phone; instead, I already had a personal
12 iPhone and simply forwarded my work calls to that number. See Exhibits 3 & 4. The
13 unfortunate result of this "streamlining" was that calls to both my work number and my
14 personal number became mixed. This became an issue in the subsequent public records
15 requests for my work calls and texts when the production also detailed all my personal
16 and private information to the public. The Snohomish County Prosecutor noted with
17 regard to the record production that "the records enclosed document both calls and text
18 message routed through [Hulten's] county phone number and calls and text messages
19 routed through his personal cellular number." See Exhibits 3 & 4. My supervisor, Gary
20 Haakensen, further explained: "[T]he county wasn't charged extra for Hulten's personal
21 phone service." See Exhibit 3.

1 As a Democratically-minded, single person with a vested interest in ensuring my
2 continued employment, in 2011 I volunteered my time – exclusively outside of work – to
3 volunteer for the Re-Elect Aaron Reardon campaign. It is my understanding that such
4 volunteer work is not only legal but also extremely common.

5 In June 2011, Mike Hope contacted me through personal channels and asked me
6 to meet him for lunch. I had a prior professional relationship with him through my time in
7 the legislature. At this meeting, Hope referenced his intent to run against my employer,
8 Aaron Reardon, and asked me to inform Reardon that unless he withdrew from the
9 upcoming executive race, Hope would, through his asserted local media connections,
10 publish damaging pictures and evidence relating to an affair or affairs with a county
11 employee. I told Hope that I wasn't privy to Reardon's campaign plans and that my only
12 relationship with him was that of employee-employer, all of which was true. Nonetheless,
13 Hope asked me to pass on the message and I did, both verbally and in a written memo.
14 See Exhibit 5. Reardon took the message in stride and proceeded to file for reelection the
15 next week. I found this entire episode greatly distasteful and left with a very negative
16 impression of Mr. Hope.

17 In mid-2011, a Seattle resident named John Chambers filed a PRA request
18 through the Seattle Police Department that resulted in the release of Mike Hope's
19 personnel record. Mr. Hope was the main opposition of Aaron Reardon in the 2011
20 campaign. The personnel record revealed previously unpublished disciplinary records
21 politically damaging to Hope, and they received some media attention. Once Mr. Hope
was notified that the records were scheduled for release, he issued a press release and

RESPONSE TO COMPLAINT – Page 4

1 made a public accusation that either (a) there was no person named John Chambers or
2 (b) I was impersonating him.

3 In reality, John Chambers is a genuine individual whose independent decision it
4 was to file the public records request, as the Seattle Times reported in its October 1, 2011
5 article: "Hope was proven wrong last week on his allegations that Hulten used a fake
6 name. He still got plenty of press, though, much of it repeating his false claims." See
7 Exhibit 6. John Chambers is a friend of mine I have known many years through his
8 friendship with my brother, and we have played soccer together for several years. John
9 was interested in local politics and was looking for ways to get involved in Democratic
10 Party volunteer efforts. John's specific interest in the Hope/Reardon election originated
11 from my retelling of my distasteful encounter with Hope. John was a Seattle resident and,
12 disheartened by the actions of a Seattle police officer, took it upon himself to seek out Mr.
13 Hope's publicly available records. See Exhibits 7 & 8.

14 Once Mr. Hope disseminated rumors that I was impersonating John Chambers or
15 using a fake name, I began getting many press calls at work about the allegations. I
16 refrained from commenting or taking press calls on the matter and referred the calls to my
17 supervisor. I further informed my supervisor that these campaign-related matters were
18 infiltrating the work environment.

19 In 2012, a week before the general election, a local paper published allegations of
20 Aaron Reardon's affair with a county employee, throwing the office into turmoil. The
21 Snohomish County Prosecutor launched a very public, lengthy investigation, which was
subsequently closed with findings of no wrongdoing. However, throughout these

RESPONSE TO COMPLAINT – Page 5

1 investigations, I became convinced of multiple conflicts of interest that could not be
2 ignored: principally, the dual role of the Snohomish County Prosecutor as both counsel to
3 the Executive Office and the head of the investigation against it. Because of my concerns
4 about this mishandling of due process and the increasingly hostile environment I began to
5 face at work, I filed a whistleblower complaint in early 2013. To dramatically truncate the
6 story of this process, it must suffice to say that as a direct result of this filing, I lost my job
7 with Snohomish County, my personal files have been improperly accessed and
8 disseminated in public, and my name and reputation has been unfairly smeared through
9 the media.

10 To specifically address a major portion of the complaint's inquiry, the "drop down
11 box option" referred to is in actuality a Dropbox account, a monthly subscription cloud-
12 based storage service. This service allows one to store their personal files and
13 documents on the Internet, protected by password and encryption, so that they can be
14 accessed from any computer with Internet connectivity. The files do not exist on any
15 computer, but rather on the Internet itself. Thus, the ability to access a cloud-based
16 Dropbox account or files within that account from a particular computer means only that
17 the computer is connected to the Internet and that the user has the relevant username
18 and password. It has absolutely zero bearing on whether the files exist on that computer
19 or have ever been accessed from such computer. To be completely clear, this Dropbox
20 account is mine, private, and maintained for the storage of my personal files both prior to
21 and after my employment at Snohomish County. The files referenced in this complaint
have been pulled wholesale from this private account. See Exhibit 9.

1
2
3 **3. RESPONSE TO COMPLAINT**

4 A. ISSUE ONE: TELEPHONE CALLS TO PDC STAFF

5 My recollection of the conversations with Mr. Perkins were that they revolved
6 around rules, regulation, and governance of social welfare organizations with regard to
7 campaigns. I was trying to find out past examples of such organizations to achieve a
8 better understanding of the framework and rules surrounding them as we looked ahead to
9 election season. Specifically, Mr. Hope was founding such an organization (100 Ideas
10 WA) and I was looking to determine whether his actions were proper. I only vaguely recall
11 the Law Enforcement memorial and do not believe it was something I found significant or
12 was looking into. I took notes regarding my conversations with Mr. Perkins and stored it in
13 my personal, private Dropbox account as explained above. Aaron Reardon did not
14 instruct me to make these calls, nor was it related to the normal operation of the
15 Snohomish County Executive Office.

16 As explained above, I volunteered for the Re-Elect Aaron Reardon campaign on
17 my own time and using my own resources and facilities. I specifically remember making
18 the calls referenced in my car, off campus property, using my personal iPhone. At no
19 point did I ever have a county cell phone: the calls were placed from my personal, private
20 cell phone and only showed up in the referenced phone records because my personal
21 cellular records were included in a batch release of public records by the county. See
Exhibits 3 & 4. Further, my work time was never a "traditional" 9-5 schedule; instead, I
worked throughout morning, afternoon, and evening hours seven days a week and was
"off" regularly at times through the normal workday; thus, my actions between the hours of

1 9AM to 5PM cannot properly be construed as "during work hours". See Exhibit 3. To the
2 best of my knowledge, I never used county facilities, resources, or time to conduct my
3 research in this regard.

4 B. ISSUE TWO: DROPBOX DOCUMENTS

5 As explained above, these documents have all been improperly accessed from my
6 personal, private Dropbox account. See Exhibit 9. Thus, as a preliminary matter, I object
7 to the questions regarding these documents as they are my private documents. However,
8 notwithstanding such objection, I freely admit that these documents did and still do exist in
9 my Dropbox account. *Id.* As a complete answer to all subquestions, I did not do work on
10 any of these projects or documents while using my work computer or laptop, nor did I
11 conduct the work on county time, nor did Aaron Reardon instruct me to work on them.
12 Any information that was shared with the campaign was done by me as a private citizen
13 on my own time. This constitutes my complete answer to subquestions (1), (2), (6), (7),
14 and (8). I will further address subquestions (3), (4), and (5) below.

15 (3) & (4). With respect to the questions regarding John Chambers and his
16 attorney, Adam Matherly, I have already addressed his existence and role in this matter.
17 See Exhibits 6, 7 & 8. The public records requests were his and his alone. *Id.* My
18 conversations with Mr. Matherly revolved around inquiring as to Mr. Chambers'
19 willingness to "come forward" and identify himself as an individual to absolve me of my
20 impossible media-imposed obligation to prove the negative. See Exhibit 8. These calls
21 were for my own benefit to prove to the public that I was not a liar, not to benefit Aaron
Reardon's campaign. As to whether an indirect benefit resulted I cannot speculate.

1 (5). Mr. Ferrell is an Olympia attorney who specializes in cases involving police
2 abuse. My relationship with him exists is professional and exists solely outside of work.
3 Mr. Ferrell initiated and filed the complaint. I believe that information I had researched
4 may have ended up being used in the complaint. After the complaint was filed, I did share
5 the relevant information with Aaron on my own time outside of work.

6 C. ADDITIONAL QUESTIONS

7 (1) I do not recall the specific material referred to in this alleged statement, nor
8 do I recall ever making this statement. However, I freely admit that negative material
9 about Mike Hope was covered by the media.

10 (2) No materials were obtained from my laptop; instead, as explained in detail
11 above, they were accessed from my personal Dropbox account in the cloud. See Exhibit
12 9. The presence of such documents in the cloud does not imply their presence on any
13 work computer; in fact, if these documents had been accessed by me on the county
14 network, the records would indicate such.

15 (3) & (4) Any and all campaign-related communication I had with media was
16 conducted outside of work, whether by email, phone, or face to face. This was a
17 conscious decision made despite the fact that multiple media sources were constantly
18 attempting to contact me regarding campaign-related matters during inappropriate hours.
19 I consistently refused to speak with them.

20 (5) I have a longstanding journalistic background and grew up in this town. I
21 thus needed no list to know the relevant players in the media.

(6) – (15) No.

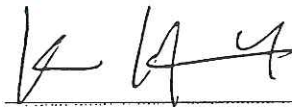
1 D. QUESTIONS REGARDING SNOCO PHONES

2 (1) As noted by the PDC, Ms. Lanham was the lobbyist for the Aerospace
3 Futures Alliance of WA. I likely have been acquainted with her since working as a LA for
4 Senator Hobbs. In this context, I was working directly with Ms. Lanham as a normal and
5 customary part of my official duties as an Executive Analyst for Snohomish County. We
6 were working together during the process to successfully attain state funding for the
7 retraining of the county's aerospace workforce. See Exhibit 10. Our efforts resulted in a
8 \$2.5 million budget allocation that funded the county's aerospace training center. *Id.* The
9 school retrains over 300+ workers per year and places them in family-wage aerospace
10 jobs within the county, not only addressing the needs of county constituents but also
11 providing a local workforce for the county's largest employer. *Id.* I was unaware that Ms.
12 Lanham had made any contribution to Aaron Reardon's campaign and at no time solicited
 or communicated with Ms. Lanham regarding Aaron's campaign.

13 (2) McBee Strategic in Washington, D.C., was Snohomish County's federal
14 contract lobbyist. They were paid \$8,000 per month through a publicly awarded county
15 contract for the rendering of government affairs services on a federal level. I
16 communicated with McBee Strategic as a normal and customary part of my official duties
17 as an Executive Analyst for Snohomish County in order to advance the interests of
18 Snohomish County federally. I was unaware of any contributions McBee Strategic may
19 have made to Aaron Reardon's campaign and at no time solicited or communicated with
20 any member of this organization regarding Aaron's campaign, nor did we discuss Mike
21 Hope in any capacity.

4. CONCLUSION

I want to explain that the time I worked at Snohomish County has been some of the most negative of my life. I at all times took my job very seriously, tried to perform my job to the best of my abilities, and did my best to follow the applicable rules. At one point, I became so concerned that I properly balance this tightrope that in January 2012, I requested guidance from my direct supervisor, Gary Haakensen. Despite my requests, I received no advice or aid whatsoever. Last year, I lost my job and eventually felt compelled to leave the state because of the unending negativity in the press. I have done my best to act properly and at all times genuinely desired to abide by the rules set in place. I do not believe that I have violated RCW 42.17A.555. I am doing my best to move on from this nightmare in a positive manner. I therefore ask that you dismiss this complaint without further action.



KEVIN THOMAS HULTEN

4/1/2014

DATE

EXHIBIT 1

RCW 42.17A.555

Use of public office or agency facilities in campaigns — Prohibition — Exceptions.

No elective official nor any employee of his or her office nor any person appointed to or employed by any public office or agency may use or authorize the use of any of the facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition. Facilities of a public office or agency include, but are not limited to, use of stationery, postage, machines, and equipment, use of employees of the office or agency during working hours, vehicles, office space, publications of the office or agency, and clientele lists of persons served by the office or agency. However, this does not apply to the following activities:

(1) Action taken at an open public meeting by members of an elected legislative body or by an elected board, council, or commission of a special purpose district including, but not limited to, fire districts, public hospital districts, library districts, park districts, port districts, public utility districts, school districts, sewer districts, and water districts, to express a collective decision, or to actually vote upon a motion, proposal, resolution, order, or ordinance, or to support or oppose a ballot proposition so long as (a) any required notice of the meeting includes the title and number of the ballot proposition, and (b) members of the legislative body, members of the board, council, or commission of the special purpose district, or members of the public are afforded an approximately equal opportunity for the expression of an opposing view;

(2) A statement by an elected official in support of or in opposition to any ballot proposition at an open press conference or in response to a specific inquiry;

(3) Activities which are part of the normal and regular conduct of the office or agency.

(4) This section does not apply to any person who is a state officer or state employee as defined in RCW 42.52.010.

[2010 c 204 § 701; 2006 c 215 § 2; 1979 ex.s. c 265 § 2; 1975-'76 2nd ex.s. c 112 § 6; 1973 c 1 § 13 (Initiative Measure No. 276, approved November 7, 1972). Formerly RCW 42.17.130.]

Notes:

Finding -- Intent -- 2006 c 215: "(1) The legislature finds that the public benefits from an open and inclusive discussion of proposed ballot measures by local elected leaders, and that for twenty-five years these discussions have included the opportunity for elected boards, councils, and commissions of special purpose districts to vote in open public meetings in order to express their support of, or opposition to, ballot propositions affecting their jurisdictions.

(2) The legislature intends to affirm and clarify the state's long-standing policy of promoting informed public discussion and understanding of ballot propositions by allowing elected boards, councils, and commissions of special purpose districts to adopt resolutions supporting or opposing ballot propositions." [2006 c 215 § 1.]

Disposition of violations before January 1, 1995: "Any violations occurring prior to January 1, 1995, of any of the following laws shall be disposed of as if chapter 154, Laws of 1994 were not enacted and such laws continued in full force and effect: *RCW 42.17.130, chapter 42.18 RCW, chapter 42.21 RCW, and chapter 42.22 RCW." [1994 c 154 § 226.]

***Reviser's note:** RCW 42.17.130 was recodified as RCW 42.17A.555 pursuant to 2010 c 204 § 1102, effective January 1, 2012.

EXHIBIT 118 p.3

EXHIBIT 2

EXHIBIT 218p14



Snohomish County
Executive Office

Aaron Reardon
County Executive

(425) 388-3460
FAX (425) 388-3434
MS #407
3000 Rockefeller Avenue
Everett, WA 98201-4046

January 3, 2011

Mr. Kevin Hulten
Sent via email to:
Kevin.Hulten@gmail.com

Dear Kevin:

Welcome!

We are pleased that you have accepted the offer of employment as Executive Analyst for the Executive Office. You will be reporting directly to Gary Haakenson, Deputy Executive. Nancy Peinecke, Executive Office Assistant, will assist with necessary administrative details. The salary for this position is \$4,911.20 per month (pay grade 109, step 1) and is management exempt. Your hiring is contingent upon successful passage of background screening. Please sign and return the attached waiver form to authorize the background screening.

Your first day of work will be Tuesday, January 18, 2011. Work hours are normally 8 a.m. to 5 p.m. Monday through Friday but vary according to work responsibilities. There are a nice variety of eating establishments in the area and the Executive Office has a lunchroom for its employees. We have a refrigerator and microwave for employee use.

This position is responsible for duties as described in your job description. Professional office attire is expected at all times. Your office will be located on the 6th floor of the Administration West building.

As a management exempt employee, you receive twenty-five personal leave days on January 1 of each calendar year. For 2011, you will receive a pro-rated amount of personal leave when you begin working for the County. You may use up to half of your personal leave days in the first six months of employment.

You are scheduled to attend our new employee orientation session from 8:30 a.m. – 3:30 p.m. on Wed., January 26, 2011. Please meet in the Snohomish County Human Resources Office located on the first floor of Admin West. You will receive information regarding medical benefits at the orientation session. Federal law requires proof of eligibility to work in the United States prior to being hired. Federal Form I-9 is required to establish your eligibility, please bring

acceptable documentation with you to orientation. You will also need dependent information with you such as spouse/child social security number, birth date, etc.

If you wish to park in the County parking garage, you will need to arrange that in advance through the Snohomish County Facilities Management Team. To purchase a parking permit, contact Glen at 425-388-3348.

We are looking forward to the day you join our team! Feel free to contact us with any questions you may have.

Sincerely,



Aaron Reardon
County Executive

EXHIBIT 3

Heraldnet Article Re: Haakenson Quotes

<http://www.heraldnet.com/article/20120506/NEWS01/705069938>

Deputy County Executive Gary Haakenson said he supervises Hulten, but not so closely that he monitors "him sitting at his desk, and who he calls."

The analyst is expected to manage his own schedule to avoid bringing election-related activity into the work place.

"I've never found him engaged in campaign-related activity," Haakenson said.

In response to a public records request, the county released phone bills detailing roughly 25,000 calls and text messages involving Hulten in 2011. Hulten objected to the release, arguing privacy violations.

Until The Herald asked to see the Reardon staffer's government phone bills, county officials were unaware that Hulten had arranged for calls to his county cell phone to be routed to his personal iPhone. Hulten also uses the device for two personal cell phone numbers as well as Web-based voice messaging.

Every call and text wound up being listed in the county's phone bills. Haakenson said he's convinced that the county wasn't charged extra for Hulten's personal phone service.

EXHIBIT 4

EXHIBIT 118p18

----- Forwarded message -----

From: "Di Vittorio, Sara" <sara.di.vittorio@co.snohomish.wa.us>

To: "Ward, Amy" <Amy.Ward@snoco.org>

Cc: "Hulten, Kevin" <Kevin.Hulten@co.snohomish.wa.us>, "Haakenson, Gary" <Gary.Haakenson@snoco.org>, "Cummings, Jason" <jcummings@co.snohomish.wa.us>

Date: Wed, 4 Apr 2012 16:29:16 -0700

Subject: PDR12-01045

Amy – per my discussion with Kevin, I agreed that explanatory language would be included in the County's response to Mr. Haglund's request.

Please include the below language in your email response to Mr. Haglund. All of the remaining records are to be released in their entirety. Thank you.

Included in response to your public records request are telephone records documenting the use of Kevin Hulten's Snohomish County cell phone number, 425-754-3322. In February of 2010, Mr. Hulten made the decision to forward his county phone number to his personal cell phone. The records enclosed document both calls and text messages routed through his county cell phone number and calls and text messages routed through his personal cell number.

Sara Di Vittorio

Public Records Deputy Prosecutor

Snohomish County Prosecuting Attorney's Office

Robert J. Drewel Bldg., 8th Floor

3000 Rockefeller Avenue, M/S 504

Everett, WA 98201-4060

425-388-6343

EXHIBIT R18p19

EXHIBIT 5

Summary of meeting with Rep. Hope

I met with Rep. Mike Hope at the Lake Stevens Haggen food court on June 3. The meeting took place on my own time, and was informal in nature. Hope and I have known each other for five years and have maintained a friendly relationship. The meeting lasted 45 minutes. Prior to extensive conversation, I informed Hope that I was on my own time, and just wanted to catch up with him. I also made it clear that I am a County employee, I enjoy my job, and that I have no knowledge or connection to any political or campaign activities. I also explained to him how my employment with the County had come about.

After about 15 minutes of good natured small talk, Hope broached a topic regarding the executive race. He said that he was glad that we were meeting at that time, because he had some information that he wanted to pass on to AGR.

Hope then referred to a PDC complaint. I believe he called it "the travel thing" or something similar. I wasn't familiar with what he was referencing, so I asked him to clarify. He then described a PDC complaint regarding AGR and travel documentation. Hope referred to those who filed the complaint as "they" and said that we both know where these things originate from during a campaign.

Hope stated that it had been brought to his attention by a Herald reporter that the complaint had been referred to the Attorney General via a 45 day letter, and that the clock was ticking on this letter, requiring the PDC to act. Hope said that if the PDC did not act - as he suspected - then the matter would be referred to civil court, and AGR would be deposed in open court.

Hope specifically wanted to discuss the deposition. He said that the "lawyers" could get AGR on the stand, and anything would be fair game. Specifically, he referred to "pay to play", and said "We've all heard about the affairs, whether they are true or not, I don't know."

Hope said that he wanted to give AGR a heads up so he could clean things up before he was deposed. Hope said that he would hope the same courtesy would be given to him.

I told Hope that I wasn't familiar with the rumors he references, and that I hadn't heard of the deposition process. Hope then went into further detail. He said that he had always instructed his campaign that if they ever came across material such as affairs, they could use it politically, as long as a heads up was given to the opponent first.

Hope then described his impression of the affairs rumors. He specifically referenced two Gold's Gym personal trainers. He also referenced on County employee. He said that "they" had texts from third party employees backing up these assertions, and photos of AGR's car at a residence. He also said that AGR had a Gold's Gym employee fired. Finally, Hope said that this was all subject to deposition and that the illegality of it centered on the fact that the affairs happened on county time.

Hope then discussed "pay to play". He said that this centered on allegations that AGR solicited payments from builders in order to approve projects. Hope said that "they" had a disgruntled builder who had made an illicit payment, but still had not received approval.

Hope finally said that the deposition was likely to happen within the next week or so, and that he wanted AGR to have a chance to clean things up.

Since this was an informal meeting, I wasn't sure if Hope was telling me this as a friend, or if he wanted me to pass the info along to AGR. So I asked him. Specifically, I asked what he thought I should do with the information. He stated that I should tell him, that he would want to know, and that AGR should have a chance to know prior as well.

We discussed other matters as well, informally, and the conversation was friendly in tone. It was, however, my impression that Hope wanted to convey a sense that "they" were holding sensitive information regarding AGR, that AGR was facing serious court issues, and that AGR should resolve the issue prior to deposition, in order to avoid embarrassment/legal issues.

I am writing this up and including my handwritten notes in an attempt to pass along the information as I understood it.

Kevin Hulten

EXHIBIT 118p22

EXHIBIT 6

EXHIBIT R18p23

Local News

Go to the **politics section** for more local and national politics coverage.

Politics Northwest

The Seattle Times political team explores national, state and local politics.

October 1, 2011 at 1:14 PM

Reardon confronts Hope about fake name allegations

Posted by Emily Heffter

In a candidate forum Friday morning, Snohomish County Executive Aaron Reardon confronted his opponent Mike Hope about accusations that Reardon staffer Kevin Hulten used a fake name to file frivolous complaints and records requests.

Reardon asked Hulten Wednesday whether Hulten was using the fake name "John Chambers." The executive was quoted saying Hulten didn't know anything about Chambers' complaints.

As it turns out, Hulten wasn't pretending to be Chambers. But Hulten is a close friend of Chambers' and the two were sharing information about Hope.

In a Friday morning debate at the Tulalip Resort Casino, Hope confronted Reardon about his management abilities, saying Reardon should investigate his employees. If elected, Hope says he would have an office of professional integrity.

Hulten "lied to your face the other day, and you said you would take his word for it," Hope said.

Reardon shot back that he's a tough boss. "You step out of line in my office, you're terminated," he said. As for Hulten, Reardon said Hope falsely accused his employee of "a felony."

"That's not integrity," he said. "So please don't question my integrity when you have demonstrated ... that sometimes you don't quite understand what that is yourself."

Hope was proven wrong last week on his allegations that Hulten used a fake name. He still got plenty of press, though, much of it repeating his false claims.

The Seattle Weekly ran with Hope's story and called John Chambers a "phantom complaint filer."

The Herald in Everett followed the story all week, concluding Thursday that it was "a tangled web" and writing Friday that Hope's allegations about Hulten using a fake name were wrong.

Even the Washington State Republican Party got in on it with a news release, calling for an investigation into complaints filed "under a false name" -- John Chambers.

EXHIBIT 7

EXHIBIT 018p25

From: Kevin Hulten <kevin.hulten@icloud.com>
Subject: Fwd: Chambers Statement 9/28/11
Date: April 1, 2014 at 1:33 PM
To:

----- Forwarded message -----

From: John Chambers <jac3112@gmail.com>
Date: Wed, Sep 28, 2011 at 7:32 AM
Subject: RE: Your Article "Hope Accuses Reardon Staffer of False Claims"
To: nhaglund@heraldnet.com, ccartier@seattleweekly.com
Cc: adm@admesq.com

Mr. Haglund,

After reading your newest article in today's Herald, I feel compelled to contact you.

First and foremost, I am writing to inform you that I am not a Floridian sex offender, as Mr. Hope stated yesterday, nor am I a resident of that state. Rather, I am a Seattle taxpayer, living on Roy Street, with every right to seek out information regarding the conduct and performance of any civil official within the city I live, which includes Mr. Hope and the his actions as a civil servant of the City of Seattle.

From this point on, I will let my attorney speak on my behalf in regard to the matter at hand, and you can expect a statement to be issued by counsel very shortly, in fact I will attach it to this email.

To further differentiate myself from any other people who Mr. Hope decides to drag into this matter (to shift attention from the recent SPD ruling) I will provide my Washington State issued Driver's License number. It is as follows: CHAMBJA154P5.

Thank you for your time, and I hope that you will do your due diligence as a representative of the journalistic community in the future.

Thank you,

--
John Chambers

--
John A. Chambers

ADM | LAW OFFICES OF
ADAM D. MATHERLY, PLLC

September 28, 2011

Re: Statement Request
Representation of Mr. John Chambers

To Whom It May Concern:

I am writing this statement at the request of my client, Mr. John Chambers. Yesterday one or more press releases were issued concerning certain complaints and public disclosure requests that have been filed by my client. Specifically, the press releases indicate that such actions were taken by others under a false or stolen identity. To the extent it serves my client's wish to correct this misinformation, I can offer the following facts.

In June of 2011, Mr. Chambers retained me as his attorney for the purpose of advising him on matters related to obtaining certain public records. Specifically, he was interested in obtaining any and all available records from the Seattle Police Department pertaining to Seattle police officer and current Washington State Representative Mike Hope. Mr. Chambers informed me from the outset that he had

EXHIBIT 118p26

~~previously lodged complaints against Mike Hope with the Seattle Police Department and the Public Disclosure Committee. That said, my representation was limited to helping him obtain public records and advising him with regards to his own privacy concerns.~~

On July 6, 2011, Mr. Chambers personally submitted a public disclosure request (# P2011-2217) to the Seattle Police Department to obtain the personnel file for Mike Hope. Upon information and belief, Mr. Chambers provided no false information related to his identity or otherwise when making the request. The documents were made available on August 4, 2011 and were subsequently picked up in-person from Seattle Police Headquarters on August 5, 2011. No subsequent public disclosure requests have been submitted by my client to date.

Respecting my client's privacy, I will provide no contact information for Mr. Chambers. I can however verify that his full name as reported on his Washington State drivers license is John Allen Chambers and that he is a resident of the Lower Queen Anne neighborhood of Seattle.

Please be advised that I will not be commenting further with regards to this statement or any of the information contained herein or pertaining thereto unless and until I receive authorization from my client.

Respectfully Submitted,

/s/Adam D. Matherly
Adam D. Matherly, WSBA #41975
Law Offices of Adam D. Matherly, PLLC

2400 Fourth Avenue #203 | Seattle, WA 98121 | p: 206.458.8551 | f: 206.400.2698 | adm@admesq.com

EXHIBIT 148p27

EXHIBIT 8



September 28, 2011

**Re: Statement Request
Representation of Mr. John Chambers**

To Whom It May Concern:

I am writing this statement at the request of my client, Mr. John Chambers. Yesterday one or more press releases were issued concerning certain complaints and public disclosure requests that have been filed by my client. Specifically, the press releases indicate that such actions were taken by others under a false or stolen identity. To the extent it serves my client's wish to correct this misinformation, I can offer the following facts.

In June of 2011, Mr. Chambers retained me as his attorney for the purpose of advising him on matters related to obtaining certain public records. Specifically, he was interested in obtaining any and all available records from the Seattle Police Department pertaining to Seattle police officer and current Washington State Representative Mike Hope. Mr. Chambers informed me from the outset that he had previously lodged complaints against Mike Hope with the Seattle Police Department and the Public Disclosure Committee. That said, my representation was limited to helping him obtain public records and advising him with regards to his own privacy concerns.

On July 6, 2011, Mr. Chambers personally submitted a public disclosure request (# P2011-2217) to the Seattle Police Department to obtain the personnel file for Mike Hope. Upon information and belief, Mr. Chambers provided no false information related to his identity or otherwise when making the request. The documents were made available on August 4, 2011 and were subsequently picked up in-person from Seattle Police Headquarters on August 5, 2011. No subsequent public disclosure requests have been submitted by my client to date.

Respecting my client's privacy, I will provide no contact information for Mr. Chambers. I can however verify that his full name as reported on his Washington State drivers license is John Allen Chambers and that he is a resident of the Lower Queen Anne neighborhood of Seattle.

Please be advised that I will not be commenting further with regards to this statement or any of the information contained herein or pertaining thereto unless and until I receive authorization from my client.

Respectfully Submitted,

/s/Adam D. Matherly
Adam D. Matherly, WSBA #41975
Law Offices of Adam D. Matherly, PLLC

EXHIBIT 9

N.B. – **Page 1** shows a screenshot of the current index of my private Dropbox account. **Page 2** shows a screenshot of the tab “2011 Review” from Page 1. Note that the document cited in the complaint “Research Project Index.docx” is stored in this folder with a “last modified” timestamp dating back to 2011.

Note also the presence of this response document itself, proving that this reflects a current screenshot of the account, still active and controlled by me, but also accessed without permission by Snohomish County. **Page 3** shows the billing statements showing that this is a private account paid for by me.



- Files
- Photos
- Sharing
- Links
- Events
- Get Started

Help Privacy

Dropbox

Name		
384 Embarcadero Project	folder	
2011review	folder	
2014 Resume	folder	
About Stacks.lpdf	folder	-
AdWords	folder	-
Anon	folder	-
Apps	folder	-
arse	folder	-
Arsenal articles	folder	-
Audiobooks	folder	-
California Consulting	folder	-

Kevin Hulten

Kevin Hulten
kevin.hulten@gmail.com
49.2 GB of 107 GB used
Settings
Install
Upgrade
Sign out



- Files
- Photos
- Sharing
- Links
- Events
- Get Started

Dropbox > 2011review

Name			Kind
	Campaign Commercials and Media	folder	
	John Chambers	folder	
	Kevin Hulten Questions and complaint.pdf	document	
	Opp Research Master File	folder	
	Original Documents and Correspondence	folder	
	PDC Response 2014 Draft.pdf	document	1 min ago
	Research Project Index.docx	document	12/2/2011 2:40 PM

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kevin.hulten@gmail.com
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Settings
Install
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[Help](#) [Privacy](#)

EXHIBIT R18p32



Transaction history

Date	Transaction #	Description	
3/16/2014	3RG45396KG248582Y	PayPal Payment (receipt)	
3/16/2014	INVC66485040	Dropbox premium service - 100GB (3/16/2014 to 4/16/2014)	
2/16/2014	6JL125623V5467116	PayPal Payment (receipt)	
2/16/2014	INVC64474052	Dropbox premium service - 100GB (2/16/2014 to 3/16/2014)	\$9.99
1/16/2014	QL1270116R694543G	PayPal Payment (receipt)	\$9.99
1/16/2014	INVC62481993	Dropbox premium service - 100GB (1/16/2014 to 2/16/2014)	\$9.99
12/16/2013	SGY844716R991514C	PayPal Payment (receipt)	\$9.99
12/16/2013	INVC60412319	Dropbox premium service - 100GB (12/16/2013 to 1/16/2014)	\$9.99
11/16/2013	5HP99372JR014782Z	PayPal Payment (receipt)	\$9.99
11/16/2013	INVC58426649	Dropbox premium service - 100GB (11/16/2013 to 12/16/2013)	\$9.99
10/16/2013	3GU30543HN302015B	PayPal Payment (receipt)	\$9.99
10/16/2013	INVC56459158	Dropbox premium service - 100GB (10/16/2013 to 11/16/2013)	\$9.99
9/16/2013	8S5226597N788350S	PayPal Payment (receipt)	\$9.99
9/16/2013	INVC5463950S	Dropbox premium service - 100GB (9/16/2013 to 10/16/2013)	\$9.99
8/16/2013	66538107A70019809	PayPal Payment (receipt)	\$9.99
8/16/2013	INVC51313455	Dropbox premium service - 100GB (8/16/2013 to 9/16/2013)	\$9.99
7/16/2013	3S345811BA195880P	PayPal Payment (receipt)	\$9.99
7/16/2013	INVC48068111	Dropbox premium service - 100GB (7/16/2013 to 8/16/2013)	\$9.99
6/16/2013	4A201855W56214N	PayPal Payment (receipt)	\$9.99
6/16/2013	INVC45386864	Dropbox premium service - 100GB (6/16/2013 to 7/16/2013)	\$9.99
5/16/2013	9XS28856P2571480F	PayPal Payment (receipt)	\$9.99
5/16/2013	INVC4270119G	Dropbox premium service - 100GB (5/16/2013 to 6/16/2013)	\$9.99
4/16/2013	00K17005EB565952W	PayPal Payment (receipt)	\$9.99
4/16/2013	INVC40218284	Dropbox premium service - 100GB (4/16/2013 to 5/16/2013)	\$9.99
3/16/2013	7TA20164552432V	PayPal Payment (receipt)	\$9.99
3/16/2013	INVC37813820	Dropbox premium service - 100GB (3/16/2013 to 4/16/2013)	\$9.99
2/16/2013	7L729726983511331	PayPal Payment (receipt)	\$9.99
2/16/2013	INVC35727724	Dropbox premium service - 100GB (2/16/2013 to 3/16/2013)	\$9.99
1/16/2013	1GF01043G95424453	PayPal Payment (receipt)	\$9.99
1/16/2013	INVC33706551	Dropbox premium service - 100GB (1/16/2013 to 2/16/2013)	\$9.99

Invoice Payment Adjustment Refund

Current balance: \$0.00

All amounts shown are in US dollars.

Kevin Hulten

kevin.hulten@gmail.com

49.2 GB of 107 GB used

Settings

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Sign out

Dropbox
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Mobile
Pricing
Business
TourAbout us
Dropbox Blog
Our team
Branding
News
JobsSupport
Help Center
Get Started
Privacy & Terms
Copyright
Contact usCommunity
Referrals
Twitter
Facebook
Developers

English

EXHIBIT 218p33

EXHIBIT 10

Published: Monday, July 2, 2012, 12:01 a.m.

Washington Aerospace Training Center expanding

Aerospace training center expanding to accommodate twice the students

<< Prev Next >>



Dan Bates / The Herald

Carl Mattson holds an air wrench and eyes his work during a class late last year at the Washington Aerospace Training and Research Center.



Michael O'Leary / The Herald

Washington Aerospace Training and Research Center student Anthony Olson works on a drilling assignment in 2011.

By **Michelle Dunlop**, Herald Writer

EVERETT -- Just two years after opening, Everett's Washington Aerospace Training and Research Center celebrated growth last Thursday.

Gov. Chris Gregoire cut the ribbon on an expansion that will enable the center to accommodate nearly double the number of students learning skills to land jobs in factories and shops.

"We need the WATR Center to come back in two years and expand again," Gregoire told about 75 local and state politicians, educators and community members.

Nearly 800 students have completed 12-week programs at the center's Paine Field location since it opened in June 2010. Roughly 75 percent of those graduates have landed jobs in the industry.

"We're getting students jobs. Jobs, jobs and more jobs," said Jean Hernandez, president of Edmonds Community College, which oversees the center's training program.

Demand for trained aerospace workers isn't likely to stop soon with the Boeing Co. and suppliers speeding up jet production. Boeing hired roughly 10,000 new employees in Washington in 2011 and has added another 3,000 so far in 2012.

"We need the talent," said Wayne Brown, a director for manufacturing and quality for Boeing. "We absolutely need the talent."

Katharine Huey was in the center's first graduating class, in 2010. The facility wasn't completed when Huey began taking courses. But her instructors' enthusiasm made up for it.

After working as a mechanic for about 18 months at Boeing, Huey since has begun helping with training at the jet maker.

"This training changed my life," Huey said of the WATR center.

Besides offering both certificate programs and customized training for companies, the training center has hosted some short-term programs to encourage teenagers to pursue careers in aerospace.

Jordan Saunders participated in one of the center's Cool Girls events, which brought 13- to 15-year old teenage girls from the Boys and Girls Club to the center.

The students worked with computer assisted design programs. They layered carbon fiber and resin to make composite trinket trays in a process similar to how composites are used in making airplanes.

"I learned airplanes are made out of fabric," Saunders said. "That's just awesome."

Michelle Dunlop: 425-339-3454; mdunlop@heraldnet.com.

EXHIBIT 1218036

Washington Aerospace Training and Research Center

The center is managed by Edmonds Community College at a building on the east side of Paine Field in Everett. New sections of each of the following 12-week programs start approximately every 30 days:

- Aerospace manufacturing core skills

Aerospace assembly mechanic

Aerospace electrical assembler

For more information, go to washingtonaerospace.com.

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EXHIBIT 1218p37

BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

In re that matter of Enforcement Action Case No.: 13-031
Against:

RESPONDENT KEVIN T. HULTEN'S
WITNESS LIST

KEVIN HULTEN

Respondent.

WITNESS INFORMATION	METHOD OF APPEARANCE	DESCRIPTION OF TESTIMONY
Kevin T. Hulten P.O. Box 35534 Monte Sereno, CA 95030-0534	Telephonic	Actions, Context for Actions, Hiring by Executive Office, Duties, Schedule, Telephone Calls, Cell Phone, Dropbox, TR Strategies
Steven Hobbs PO Box 40444 Olympia, WA 98504-0444 (360) 786-7686	Telephonic	Context for Hiring by Executive Office
Aaron Reardon c/o Jim Johanson 7009 212th St SW #203, Edmonds, WA 98026 (425) 776-5547	Telephonic	Context for Hiring by Executive Office
Jon Rudicil 206-245-3803	Telephonic	Role and Responsibilities at Snohomish County and Work re: Jack Connelly Campaign
Gary Haakenson ghaakenson@yahoo.com 425-328-7713	Telephonic	Role and Responsibilities at Snohomish County; Work Schedule and Exempt Status
Tom Hartley Shoreline, WA 425-388-7025	Telephonic	Dropbox Documents; Chain of Custody; 2012 IT Investigation

1	Bridget Clawson 3000 Rockefeller Ave. Everett, WA 98201 425-388-3411	Telephonic	Dropbox Documents; Whistleblower; Chain of Custody; 2012 IT Investigation; Snohomish County Personnel Policies
2			
3			
4	Jerry Cornfield The Daily Herald Company P.O. Box 930 Everett, WA 98206 360-352-8623 360-584-0803	Telephonic	Involvement of Everett Herald; Context of Actions
5			
6			
7	Jacque Hawkins-Jones WA State Auditor's Office PO Box 40031 Olympia, WA 98504-0031 360-725-5359	Telephonic	Whistleblower Complaint
8			
9			
10	Adam Matherly 2400 Fourth Avenue #203 Seattle, WA 98121 (206) 458-8551	Telephonic	Phone Calls with Adam Matherly; Mike Hope and John Chambers Issues
11			
12			
13	Brian Parry 3000 Rockefeller Ave. Everett, WA 98201 425-388-3312	Telephonic	Hiring and Work Schedule and Exempt Status
14			
15	Erik Ashlie PO Box 40444 Olympia, WA 98504-0444 360-786-7686 206-617-1191	Telephonic	Context of Transition to Executive Office; Duties at Executive Office
16			
17			
18	Amy Ockerlander 3000 Rockefeller Ave., M/S 607 Everett, WA 98201 425-388-3464	Telephonic	Context of Transition to Executive Office; Duties at Executive Office
19			
20	Katie Kuciemba 6300 Southcenter Blvd. Suite 206 Tukwila, WA 98188 206-433-7169 Office 206-495-5294 Cell	Telephonic	Context of Transition to Executive Office; Duties at Executive Office
21			
22			
23	Brian Lewis 425-388-3369	Telephonic	Chain of Custody and Work Environment; Public Records
24			
25	John Kugler 42nd Ave. SW, Suite 540 Seattle, WA 98116 206-659-0679 john@turnerkuglerlaw.com	Telephonic	Snohomish County Assigned Counsel; Ruling of Good Faith Performance of County Duties
26			
27	Ramsey Ramerman 1111 3rd Ave #3400 Seattle, WA 98101 (206) 447-4674	Telephonic	Public Records Act
28			

Colby Underwood colby.underwood@bluemarblebio.com 1-800-738-0849	Telephonic	Phone Calls to Colby Underwood
Desiree Cahoon publisher@lakestevensjournal.com 425-876-0912	Telephonic	Context of Actions
John Winkler ccolywa@aol.com	Telephonic	Work for TR Strategies
Dropbox Representative, TBD 185 Berry St. Ste. 400 San Francisco, CA 94107 1-415-986-7057	Telephonic	Dropbox

Submitted this 1st day of JUNE, 2016, at LOS GATOS, California


KEVIN T. HULTEN