

**State of Washington**  
**PUBLIC DISCLOSURE COMMISSION**  
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**MINUTES** – Regular Meeting

9:30 a.m. | September 28, 2023

711 Capitol Way S. #206

Olympia, Washington

**Commission Members In-person**

Nancy Isserlis, Chair; Allen Hayward, Vice Chair; Fred Jarrett, Member; J. Leach, Member.

**Staff Present In-person**

Peter Frey Lavalley, Executive Director; Kim Bradford, Deputy Director; Sean Flynn, General Counsel; Jana Greer, Administrative Officer; Tabitha Townsend, Compliance Coordinator; Erick Agina, Compliance Officer; Tabatha Blacksmith, Compliance Officer; Chad Standifer, Susie Giles-Klein, and Simone Prince-Eichner, Assistant Attorneys General representing PDC staff.

**Staff Present (Participated via Microsoft Teams)**

James Gutholm, Chief Information Officer; Kendra Hodgson, Customer Service and Outreach Director; John Meader, Assistant Attorney General representing the Commission; Bret Skipworth, Senior Financial Consultant, DES.

The regular meeting of the Public Disclosure Commission (PDC) was called to order by Chair Isserlis at 9:30 a.m.

The September 28, 2023, Public Disclosure Commission meeting was streamed live via TVW at [WAPDC.09.28.23](http://WAPDC.09.28.23). Public attended in-person and remotely via a MS Teams Link.

**Chair Opening Comments | [PDC Meeting Video](#)**

Chair Isserlis welcomed all attendees and viewers to the September 28, 2023, Regular Commission meeting.

**Public Comment | [PDC Meeting Video](#)**

As was noticed and announced, a Teams video and conference line was provided for public comment during this time.

The following person(s) provided public comment:

- [Joe Kunzler](#) commented on an enforcement matter.

**Consideration and Possible Approval of Meeting Minutes | [PDC Meeting Video](#)**

Meeting minutes were presented to the Commission for consideration and possible approval:

- August 24, 2023, Regular Meeting.

**MOTION 23-0059**

Moved by Commissioner Jarrett and seconded by Commissioner Leach that the Commission approve the meeting minutes as submitted for the August 24, 2023, regular meeting.

The motion [passed](#) 4 – 0.

**Budget Update | [PDC Meeting Video](#)**

Executive Director Frey Lavallee and Bret Skipworth, DES Senior Financial Consultant, provided the budget update to the Commission.

**Rulemaking Update** | [PDC Meeting Video](#)

General Counsel Flynn presented the rulemaking update to the Commission. He provided an update on [grassroots lobbying](#), [inflationary adjustments](#), and some technical clean-ups. He added that staff was asking the Commission to consider the drafts for filing with the code reviser and to schedule a public hearing in December for public comment.

- [Grassroots Rules DRAFT](#)
- [Lobbying Inflation Adjustment \(ch. 390-20 WAC\) DRAFT](#)
- [Technical Clean-up Amendments WAC 390-17 DRAFT](#)

**MOTION 23-0060** Moved by Commissioner Jarrett and seconded by Commissioner Leach that the Commission approve the rules for publishing as reviewed by the Commission and hold a public hearing in December 2023 to move toward approval of revised rules.

The motion [passed](#) 4 – 0.

**Legislative Update** | [PDC Meeting Video](#)

General Counsel Flynn provided the legislative update to the Commission.

**Management Team Updates** | [PDC Meeting Video](#)

- [Executive Director Update](#)
- [Deputy Director Update](#)
- [Information Technology Update](#)

**Break** | [PDC Meeting Video](#)

The Commission went into break at 10:58 a.m.

[Returned](#) to the meeting at 11:07 a.m.

**Enforcement Hearing** | [PDC Meeting Video](#)

11:08 a.m. | The Commission conducted a hearing for [PDC Case 136406](#), Avrum (Alex) Tsimerman, for alleged violations of [RCW 42.17A.235](#) and [.240](#) by failing to timely and accurately file the required contribution (C-3) and contribution (C-4) reports in the 2022 and 2023 election years, as required by law.

Susie Giles-Klein, Assistant Attorney General representing PDC staff, presented the case to the Commission for consideration and possible action.

**Closed Session** | [PDC Meeting Video](#)

The Commission went into closed session at 11:43 a.m. to discuss matters allowed in closed session pursuant to [RCW 34.05.449\(5\)](#). The provision of law is the attorney/client privilege at RCW 5.60.060(5), including but not limited to, discussion of enforcement matters and pending and potential litigation with legal counsel, and review of performance of public employees.

[Returned](#) to the public meeting at 11:52 a.m.

**MOTION 23-0061** Moved by Commissioner Leach and seconded by Commissioner Jarrett that the Commission assess a civil penalty of \$10,000 with \$2,500 suspended for each of the 3 violations found, contingent on no further violations for four years, all penalties paid, and all missing reports filed within 30 days of the Final Order.

The motion [passed](#) 4 – 0.

**Reporting Modification Requests | [PDC Meeting Video](#)**

12:05 p.m. | The Commission conducted a hearing concerning requests for reporting modification. Compliance Coordinator Tabitha Townsend presented the request to the Commission for consideration and possible approval.

- [Roy Edwards & SnoCo Citizens for New Leadership](#) – Contributor & 2023 Committee – [RCW 42.17A.120](#) & [RCW 42.17A.240](#)

[Roy Edwards](#) participated via Microsoft Teams.

**MOTION 23-0062** Moved by Commissioner Jarrett that the Commission grant the partial reporting modification, on the basis that literal application of the law would cause a manifestly unreasonable hardship on the applicant and that the limited modification would not frustrate the purposes of the Act.

The motion [failed](#) 3 – 1. Commissioners Leach, Hayward and Isserlis voted No.

**MOTION 23-0063** Moved by Commissioner Leach and seconded by Commissioner Hayward that the Commission deny the partial reporting modification as requested, on the basis that the requestor has not met the burden of proof of establishing a manifest hardship and/or that granting the modification would frustrate the purposes of the Act.

The motion [passed](#) 3 – 1. Commissioner Jarrett voted No.

- [Maria Flores](#) – Elected Official & 2023 Candidate, School Director for Olympia School District – [RCW 42.17A.120](#), [RCW 42.17A.205](#) & [RCW 42.17A.240](#)

**MOTION 23-0064** Moved by Commissioner Leach and seconded by Commissioner Jarrett that the Commission amend the Order.

The motion [passed](#) 4 – 0.

**Management Team Updates | [PDC Meeting Video](#)**

- [Customer Service and Filer Assistance Update.](#)

**Enforcement Update | [PDC Meeting Video](#)**

Tabatha Blacksmith, Compliance Officer, presented the enforcement update as of September 20, 2023.

**Break/Executive Session**

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The Commission went into Executive Session at 12:32 p.m. to discuss matters allowed in Executive Session pursuant to [RCW 42.30.110](#), including but not limited to discussion of enforcement matters and pending and potential litigation with legal counsel, and review of performance of public employees. Possible action regarding litigation, or other matters properly discussed during executive session, will be taken following the executive session.

[Returned](#) to public meeting at 1:31 p.m.

Meeting adjourned at 1:31 p.m.

Approved October 26, 2023