

MODIFICATION REQUEST COVER SHEET

Name of Filer	ERIC EISINGER
Reporting Period	<input type="checkbox"/> Annual report <input checked="" type="checkbox"/> Candidate report – covering February 22, 2021 to February 21, 2022
Type of Request	<input checked="" type="checkbox"/> New <input type="checkbox"/> Renewal with No Change <input type="checkbox"/> Full Commission Approval <input type="checkbox"/> Renewal with Change
Office Held/Sought & Term	County Prosecutor, Benton County Candidate in 2022
Application Rule(s)	<input type="checkbox"/> Income & Ownership Interest: WAC 390-28-100(b) <input checked="" type="checkbox"/> Personal Residence: WAC 390-28-100(1)(d) <input checked="" type="checkbox"/> Attorney: WAC 390-28-100(1)(e)(i) <input type="checkbox"/> Judge / Judicial Candidate: WAC 390-28-100(1)(e)(ii) <input type="checkbox"/> Spousal: WAC 390-28-100(1)(e)(iv) <input type="checkbox"/> Other: WAC 390-28-100
Explanation of Rule(s)	<p>Personal residence - Real property. Regarding reporting the information otherwise required by RCW 42.17A.710 (1)(h) through (k):</p> <p>(i) Under WAC 390-24-200, the filer must list the street address of each parcel, the assessor's parcel number, the abbreviated legal description appearing on property tax statements, or the complete legal description. Each property description must be followed by the name of the county in which the property is located.</p> <p>(ii) No modification will be necessary if the filer describes the real property using one of the alternatives in WAC 390-24-200, plus the name of the county. Judges, prosecutors, or sheriffs may describe a personal residence in the alternative manner provided under RCW 42.17A.710(2), and WAC 390-24-200 without a modification.</p> <p>(iii) A modification will be required if the filer seeks some other means to describe reportable real property including the personal residence of the filer. The commission may consider and grant such a modification to amend the description of a residential address to the extent necessary to protect the applicant or an immediate family member who has received a threat, has obtained a no contact order, or has presented a similar personal safety concern.</p> <p>Lawyers and law firms (when applicant is an incumbent or candidate and acts alone or as part of a governing body, board, or commission). An applicant may be allowed to satisfy the reporting requirements of RCW 42.17A.710 (1)(g)(ii) and WAC 390-24-020 by disclosing reportable clients from whom compensation has been paid in excess of the reporting threshold as follows:</p> <p>(A) The names of the business clients for whom the applicant has</p>

	<p>done legal work;</p> <p>(B) Other clients of the law firm whose interests are significantly affected by the applicant's actions as an elected or appointed official or whose actions will be affected by the applicant's action should the applicant be elected whose identities become known to the applicant through any means;</p> <p>(C) The names of the clients of the law firm who are listed in Martindale Hubbell, the firm's resume, web site, or similar promotional materials; and</p> <p>(D) Governmental clients that have done business with the law firm.</p> <p>An applicant may also be required to disclose all business customers from whom compensation in excess of the reporting threshold has been received whose identities are publicized or referenced in documents open for public inspection at the courts, in administrative hearings, at proceedings conducted by public agencies, or are a matter of public knowledge in other similar public forums. Alternatively, the commission may require an applicant to report only those publicly identifiable customers of which the applicant is aware.</p>
<p>Supporting Documents (attached)</p>	<p><input checked="" type="checkbox"/> Candidate F-1 (filed March 8, 2022)</p> <p><input checked="" type="checkbox"/> Modification Application</p>
<p>Reason(s) for Modification (as stated by filer)</p>	<ul style="list-style-type: none"> • Eric Eisinger is requesting a partial reporting modification that would exempt him from disclosing his residential address on his Personal Financial Affairs Statement filed as a 2022 candidate and covering the previous twelve months, due to safety concerns. • In his application, Mr. Eisinger stated that he is requesting a modification regarding the disclosure of his residential address on the basis that he is seeking election for the office of county prosecutor and if elected will be responsible for prosecuting serious felony criminal matters in my community. • Mr. Eisinger is also requesting a partial reporting modification that would exempt him from disclosing the business customers (clients) that paid \$12,000 or more during the previous twelve months to Walker Heye, PLLC (previously Walker Heye Meehan Eisinger, PLLC), a law firm. • Mr. Eisinger is an attorney and partner of Walker Heye, PLLC and has a 20% ownership interest.

	<ul style="list-style-type: none">• Walker Heye, PLLC's office where Mr. Eisinger works is located in Richland and employs six attorneys. Mr. Eisinger stated that the firm has five attorney partners, one associate attorney and nine additional administrative staff.• During 2021 the firm had gross receipts over \$2.1 million and had 553 active client files during the reporting period.• Mr. Eisinger stated that he is unable to disclose the identity of his clients without the client's consent due to the lawyer's rules of professional conduct and that none of the firm's clients are listed in public sources.• Mr. Eisinger stated that there are 20 reportable clients who paid more than \$12,000 during the reporting period and that he was directly involved in handling five of those matters.• Mr. Eisinger has listed on his candidate F-1 report, limited information regarding the five clients for his handled directly, referencing them by the client number used by the firm.• Mr. Eisinger has confirmed that there were no payments made by Benton County to Walker Heye, PLLC during the reporting period.
Other Issues	<p>If elected, Eric Eisinger would be eligible to utilize the address disclosure alternative described in RCW 42.17A.710(2)(a).</p> <p>Mr. Eisinger has agreed to recuse himself if there is a conflict of interest between his duties as an elected official and his personal interests.</p> <p>PDC staff have informed Mr. Eisinger of the residential address alternatives set forth in WAC 390-24-200.</p> <p>Mr. Eisinger's records would be exempt from public disclosure if the Commission finds in accordance with RCW 42.17A.120 and WAC 390-28-080 that disclosure of such information would present a personal risk to a reasonable person.</p>