

State of Washington
PUBLIC DISCLOSURE COMMISSION
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MINUTES – Regular Meeting

9:30 a.m. | August 22, 2024

711 Capitol Way S. #206

Olympia, Washington

Commission Members

Allen Hayward, Chair; J. Leach, Vice Chair; Nancy Isserlis, Member; Douglass North, Member; James Oswald, Member.

Staff Present

Peter Frey Lavalley, Executive Director; Kim Bradford, Deputy Director; Sean Flynn, General Counsel; James Gutholm, Chief Information Officer; Jana Greer, Administrative Officer; BG Sandahl, Compliance Officer; Jennifer Hansen, Compliance Officer; Phil Stutzman, Compliance Officer; Jordan Campbell, Compliance Coordinator; Chad Standifer, Assistant Attorney General representing the Staff.

Staff Present (Participated via Microsoft Teams)

Tabitha Townsend, Interim Customer Service and Outreach Director; Matthew Kernutt, Assistant Attorney General representing the Commission; Susie Giles-Klein, Assistant Attorney General representing the Staff.

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

The August 22, 2024, Public Disclosure Commission meeting was streamed live via TVW at WAPDC.08.22.24. Public attended in-person and remotely via a MS Teams Link.

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

Chair Hayward welcomed all attendees and viewers to the August 22, 2024, Regular Commission meeting.

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

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

- July 25, 2024, Regular Meeting

MOTION 24-048

Moved by Commissioner Oswald and seconded by Commissioner Isserlis that the Commission approve the meeting minutes as submitted for the July 25, 2024, regular meeting.

The motion [passed](#) 5 – 0.

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

- [Executive Director and Budget Update](#).
- [Deputy Director Update](#).
- [Information Technology Update](#).
- [Customer Service and Filer Assistance Update](#).

Request for Reporting Modification | [PDC Meeting Video](#)

9:41 a.m. | The Commission conducted a hearing concerning request for reporting modification. Compliance Officer Jennifer Hansen presented the request to the Commission for consideration and possible approval.

NEW

- [Roman S. Battan](#) – 2016 Candidate for Clark County Council [RCW 42.17A.120](#), [RCW 42.17A.205](#) & [RCW 42.17A.240](#)

Roman Battan [Memo](#)

MOTION 24-049 Moved by Commissioner North and seconded by Commissioner Isserlis 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.

Commissioners North, Isserlis, Hayward voted yes. Commissioner Leach voted no.

Commissioner Oswald abstained.

Request for Reconsideration of Reporting Modification | [PDC Meeting Video](#)

9:49 a.m. | The Commission conducted a hearing concerning a request for reconsideration of reporting modification. Compliance Officer Jennifer Hansen presented the request to the Commission for consideration and possible approval.

At the Regular Commission Meeting held on June 27, 2024, Dorothy Gasque, requested a partial reporting modification that would exempt her from disclosing the business customers of her spouse's business. The Commission denied the request and Dorothy Gasque now requests a reconsideration of the Commission's Order.

- [Dorothy Gasque](#) – Candidate for County Council, Clark County [WAC 390-28-100\(1\)\(e\)\(iv\)](#)

Dorothy Gasque [Memo](#)

Jose Gasque [participated](#) on behalf of Dorothy Gasque via Microsoft Teams.

MOTION 24-050 Moved by Commissioner Isserlis and seconded by Commissioner Leach that the Commission grant the request for reconsideration.

The motion [passed](#) 5 – 0.

MOTION 24-051 Moved by Commissioner Leach and seconded by Commissioner Isserlis 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 [passed](#) 5 – 0.

Enforcement | [PDC Meeting Video](#)

10:05 a.m. | The Commission conducted a hearing for multiple PDC cases with alleged violations of [RCW 42.17A.700](#). Compliance Coordinator Jordan Campbell presented the cases to the Commission for consideration and possible action.

- PDC Case [158061](#) – [Dustin Kraft](#): Alleged violation [RCW 42.17A.700](#) for failure to file the annual Personal Financial Affairs statement (F-1) by April 15, 2024 (GE24)

MOTION 24-052 Moved by Commissioner Leach and seconded by Commissioner North that the Commission find a violation of [RCW 42.17A.700](#) and assess a civil penalty of \$2000 with \$500 suspended contingent on no further violations for the remainder of the term of office, all penalties paid, and all missing reports filed within 30 days of the Final Order.

The motion [passed](#) 5 – 0.

- PDC Case [158062](#) – [Christopher Moore](#): Alleged violation [RCW 42.17A.700](#) for failure to file the annual Personal Financial Affairs statement (F-1) by April 15, 2024 (GE24)

MOTION 24-053 Moved by Commissioner Leach and seconded by Commissioner North that the Commission find a violation of RCW 42.17A.700 and assess a civil penalty of \$2000 with \$500 suspended contingent on no further violations for the remainder of the term of office, all penalties paid, and all missing reports filed within 30 days of the Final Order.

The motion [passed](#) 5 – 0.

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:

- [Conner Edwards](#), campaign treasurer, commented on agency enforcement and APA petition.
- [Steve Finley](#), commented on agency enforcement.
- [Robert Parker](#), commented on the agency enforcement and APA petition.

Written Comment(s) Submitted:

- [Edwards](#)

BREAK

Start: [10:26 a.m.](#)

Returned: [10:34 a.m.](#)

APA Rulemaking Petition (Edwards) – [WAC 390-16-011 & 012 \(mandatory training for campaigns\)](#) | [PDC Meeting Video](#)

General Counsel Sean Flynn presented the APA rulemaking petition (Edwards) to the Commission for consideration and possible decision on the petition.

- [APA Petition Edwards](#)
- [Memo](#)

MOTION 24-054 Moved by Commissioner Leach and seconded by Commissioner North that the Commission deny the APA rulemaking petition (Edwards).

The motion [passed](#) 5 – 0.

Enforcement Update | [PDC Meeting Video](#)

Phil Stutzman, Compliance Officer, presented the enforcement update as of August 14, 2024.

Deputy Director Bradford gave a [presentation](#) on PDC case closures for FY2023 and FY2024.

[Next Steps/Follow-up](#): Commissioner Oswald and Administrative Officer Jana Greer to assess the format of the monthly penalty and collections report.

Break/Executive Session

[11:42 p.m.](#) Discussion of matters allowed in executive session pursuant to [RCW 42.30.110](#), regarding enforcement matters, review of performance of public employees, and discussion with legal counsel of litigation or potential litigation when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence. Final action regarding these matters, or other matters properly discussed during executive session, will be taken following the executive session.

Returned to public meeting at [12:42 p.m.](#)

Adjourned at [12:42 p.m.](#)

Approved September 26, 2024.