



STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

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Memorandum

To: Anne Levinson, Chair, Public Disclosure Commission

From: Tony Perkins, PDC Compliance Officer

Date: October 21, 2016

Subject: Brief Adjudicative Proceeding Scheduled for October 27, 2016 - PDC Case No. 1217, Clear Ballot Choices (Pacific International Terminals, LLC)

Enclosed with this memo are the Brief Hearing Notice in PDC Case 1217, Clear Ballot Choices (Pacific International Terminals, LLC), dated October 6, 2016; the Notice of Administrative Charges; the Report of Investigation; and exhibits to the report.

The parties have agreed to a stipulation of facts, violation, and penalty in this matter. The fully-executed stipulation will be provided for the presiding officer's consideration at the October 27, 2016 hearing. Mark Lamb, counsel for the respondents, will participate by telephone to discuss the stipulation.



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October 6, 2016

PDC Case No. 1217

CLEAR BALLOT CHOICES (PACIFIC INTERNATIONAL TERMINALS LLC)
C/O MARK LAMB, COUNSEL
THE NORTH CREEK LAW FIRM
12900 NE 180TH ST SUITE #235
BOTHELL WA 98011

BY U.S. AND ELECTRONIC MAIL TO: *mark@northcreeklaw.com*

Brief Enforcement Hearing Notice

Hearing date: Thursday, October 27, 2016
Time: 8:00 a.m. (*all times approximate*)
Place: Evergreen Plaza Bldg., Room 206
711 Capitol Way
Olympia, WA 98504-0908

Presiding Officer: Anne Levinson, Chair, Public Disclosure Commission
Authority for Hearing: RCW 42.17A.105, 42.17A.110 and 42.17A.755

On the above date, the Public Disclosure Commission will hold a Brief Enforcement hearing (Brief Adjudicative Proceeding) concerning the allegation that Clear Ballot Choices (Pacific International Terminals LLC) violated RCW 42.17A.205 by failing to disclose, on the committee's statement of organization, the name, address, and title of its officers or responsible leaders; and violated RCW 42.17A.220 by allowing monetary contributions to be deposited in the committee's campaign depository by a person other than a registered treasurer or deputy treasurer.

Copies of the Notice of Administrative Charges for a Brief Enforcement Hearing and the Report of Investigation were provided to you electronically on September 29, 2016. Please inform PDC staff if you require additional copies.

The Presiding Officer is scheduled to hold a brief hearing on the allegations to determine if actual violations occurred and if so, to assess penalties or other appropriate remedies. If the respondent plans to be present at the hearing, participate by telephone, or be represented by legal counsel, please notify us in advance of the hearing date. If the respondent does not plan to be present at the hearing, they may submit evidence on their own behalf or in mitigation no later than October 24, 2016. They may do so by writing a letter to the Chair, Public Disclosure

Clear Ballot Choices (Pacific International Terminals LLC)
Brief Enforcement Hearing Notice
PDC Case 1217
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Commission and mailing it to P.O. Box 40908, Olympia, WA 98504-0908 or by sending the letter by email to PDC staff.

Please contact me as discussed below if the respondent wishes to discuss a stipulation of facts, violation, or penalty. Note that under the Commission's rules, any stipulation to facts, violations, or penalty shall be provided by 4:00 p.m. three business days preceding the hearing, October 24, 2016.

If a hearing proceeds and the respondent fails to attend or provide information on their own behalf, they may be found in default and the Commission may assess appropriate penalties. Under the Brief Enforcement hearing rules, the Chair has the authority to assess penalties of up to \$500 for violations occurring before January 4, 2016.

The respondent is not required by law to attend, but the Commission recommends that respondents appear in person whenever possible or participate by telephone, if personal appearance is not possible. I will be presenting this matter to the Commission Chair.

I am enclosing a copy of the Brief Enforcement Hearing brochure. If you have questions regarding this matter, please contact me at (360) 586-1042, toll free at 1-877-601-2828, or by e-mail at tony.perkins@pdc.wa.gov.

Sincerely,



Tony Perkins
PDC Compliance Officer

Enclosure: Brief Enforcement Hearing Brochure



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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

In the Matter of Enforcement Action
Against

Clear Ballot Choices (Pacific
International Terminals LLC)

Respondent.

PDC Case No. 1217

Notice of Administrative Charges
(Brief Enforcement Hearing)

I. Jurisdiction

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

II. Allegations

2. Staff alleges that Clear Ballot Choices (Pacific International Terminals LLC) (hereafter, Clear Ballot Choices) violated:
 - RCW 42.17A.205 by failing to disclose, on the committee's statement of organization, the name, address, and title of Tony Larson as an officer or responsible leader of the committee.
 - RCW 42.17A.220 by allowing monetary contributions to be deposited in the committee's campaign depository by a person other than a registered treasurer or deputy treasurer.

II. Facts

3. Clear Ballot Choices is a political committee that was active in the 2015 elections in Whatcom County. The committee supported Proposition 1, which pertained to district-only voting in county council elections, supported Propositions 2 and 3, which limited the power of the county council to amend the county charter, and opposed Proposition 9, a charter amendment providing for Whatcom County Council redistricting.
4. Clear Ballot Choices filed a C-1pc Political Committee registration on October 7, 2015. The committee filed an amended C-1pc Political Committee registration on October 19, 2015. The original and amended registrations listed Ron Reimer, Steve Groen, and Tom Perry as committee officers, with Mr. Perry as the registered treasurer. The registrations listed no other officers or responsible leaders.
5. Tony Larson is the Director of the Whatcom Business Alliance and Publisher of its magazine, *Business Pulse*, and a local activist who volunteered to assist Clear Ballot Choices in its 2015 election campaign activity.
6. Tony Larson conducted the following activities on behalf of Clear Ballot Choices:
 1. Recruited the committee's treasurer;
 2. Conducted meetings with a vendor to Clear Ballot Choices, without the involvement of the committee's registered officers;
 3. Obtained possession of monetary contributions to Clear Ballot Choices, and deposited all contributions in the committee's campaign depository;
 4. Received invoices from vendors for payment;
 5. Maintained Clear Ballot Choices' checkbook and executed payments to vendors;
and
 6. Communicated contribution and expenditure information to Clear Ballot Choices' treasurer for reporting purposes, without sharing similar information with the committee's other registered officers.

7. At no point was Tony Larson registered as a treasurer or deputy treasurer for Clear Ballot Choices, or as any other officer or responsible leader for the committee.

IV. Law

RCW 42.17A.205 requires every political committee to file a statement of organization with the commission. The statement must be filed within two weeks after organization or within two weeks after the date the committee first has the expectation of receiving contributions or making expenditures in any election campaign, whichever is earlier. The registration must disclose the names, addresses, and titles of the committee's officers; or if it has no officers, the names, addresses, and titles of its responsible leaders.

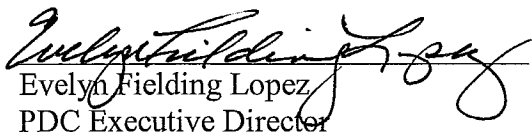
WAC 390-05-245 defines "officer of a political committee" to include any person who alone or in conjunction with other persons makes, directs, or authorizes contribution, expenditure, strategic or policy decisions on behalf of the committee.

RCW 42.17A.220 requires that all monetary contributions received by a candidate or political committee shall be deposited by the treasurer or deputy treasurer in a depository in an account established and designated for that purpose.

RCW 42.17A.005(47) defines "treasurer" and "deputy treasurer" as the individuals appointed by a candidate or political committee, pursuant to RCW 42.17A.210, to perform the duties specified in that section.

RCW 42.17A.210 states that no treasurer or deputy treasurer may be deemed to be in compliance with the provisions of this chapter until his or her name and address is filed with the commission.

RESPECTFULLY SUBMITTED this 29th day of September, 2016.


Evelyn Fielding Lopez
PDC Executive Director



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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

IN RE COMPLIANCE)	PDC CASE NO: 1217
WITH RCW 42.17A)	
)	
Clear Ballot Choices (Pacific)	
International Terminals LLC))	
)	REPORT OF INVESTIGATION
)	
Respondent.)	
_____)	

I. BACKGROUND

- 1.1 Clear Ballot Choices (Pacific International Terminals LLC) (hereafter, Clear Ballot Choices or CBC) is a political committee that was active in the 2015 elections in Whatcom County. The committee initially formed with the goal of preventing Proposition 9 (a charter amendment providing for Whatcom County Council redistricting) from appearing on the November 3, 2015 general election ballot. The committee’s purpose evolved to supporting Proposition 1, which pertained to district-only voting in county council elections, supporting Propositions 2 and 3, which limited the power of the county council to amend the county charter, and opposing Proposition 9.
- 1.2 Propositions 1, 2, 3, and 9 were all approved by Whatcom County voters in the November 3, 2015 general election.
- 1.3 Through the post-election period ending on November 30, 2015, Clear Ballot Choices raised \$66,549 and spent \$68,259, including debts and obligations. Approximately 95% of the committee’s funding was contributed by Pacific International Terminals LLC, making the terminal a “sponsor” of CBC under Washington law. As of the committee’s most recent PDC filings, CBC has a \$2,421 cash balance and \$4,734 in unpaid liabilities, a deficit of \$2,313.
- 1.4 On October 30, 2015, Alex Ramel filed a complaint against CBC. On November 16, 2015, Sandra Robson filed an additional complaint against CBC. **(Exhibits 1, 2.)**

II. ALLEGATIONS IN COMPLAINT

2.1 Together, the complaints filed by Alex Ramel and Sandra Robson alleged that Clear Ballot Choices did not timely register as a PAC; failed to properly identify itself as a sponsored committee in its initial registration by including the name Pacific International Terminals LLC in the committee's name; failed to timely report contribution and expenditure activity; and failed to file contribution and expenditure reports electronically; alleged violations of RCW 42.17A.205, RCW 42.17A.235, RCW 42.17A.240, and RCW 42.17A.245.

III. FINDINGS

3.1 PDC staff obtained a formal response to the Ramel and Robson complaints from Ron Reimer, CBC's registered campaign manager, and supplemental responses from Tom Perry, CBC's treasurer. Staff reviewed additional documentation from the committee, in the form of written communications concerning or discussing monetary and in-kind contributions to the committee by Pacific International Terminals LLC and copies of the committee's voter contact communications and political advertising. Finally, staff conducted interviews with the following individuals:

- Ron Reimer, CBC Campaign Manager;
- Tom Perry, CBC Treasurer;
- Steve Groen, CBC Secretary;
- Tony Larson, Director of the Whatcom Business Alliance and Publisher of its magazine, *Business Pulse*, and a local activist who volunteered to assist CBC in its 2015 election campaign activity; and
- Dan Brady, a representative of Pacific International Terminals LLC, who later provided legal counsel to CBC.

All interviews were taken under oath, and were recorded.

3.2 An overview of the evidence and testimony reviewed by staff indicates the following:

- No evidence was found that CBC was a sponsored committee at the time of its initial registration on October 7, 2015, and failed to disclose its status as a sponsored committee, or identify Pacific International Terminals LLC as its sponsor. All voter contact communications that the committee sponsored identified Pacific International Terminals in the required statement of sponsor identification.

- CBC's October 7, 2015 C-1pc Political Committee registration was untimely with respect to the committee's original plan in August 2015 of gathering signatures in an attempt to keep Whatcom County Proposition 9 off the ballot. However, the registration was submitted before any contribution and expenditure activity concerning propositions 1, 2, 3, and 9, which activity formed the basis for this complaint. In that sense, the registration may be viewed as substantially timely.
- CBC's initial contribution and expenditure activity, consisting of \$38,554.56 in monetary and in-kind contributions from Pacific International Terminals, was disclosed in a timely or substantially timely manner in paper reports filed on October 13, 2015.
- Electronic filings disclosing this same activity were not submitted in a timely manner. However, this lateness may be partially explained by PDC staff's delay in providing a filer ID number to the committee for electronic filing, once that ID had been assigned.
- CBC disclosed \$1,250 in debts for Facebook ads and \$3,484.45 for live calls, both reportedly incurred on election day, November 3, 2015. These debts were still outstanding as of CBC's most recent report filed on March 10, 2016 for the reporting period ending on February 29, 2016. Because live call vendors typically utilize voter data returned from elections officials, showing who has yet to return a ballot, it is unlikely that such calls were first ordered on election day, though they may have been performed on election day. Despite repeated requests from PDC staff, CBC would not confirm the date that the \$4,734.45 in debts were first incurred, or that CBC possessed documentation of the dates of the obligations.
- CBC volunteer Tony Larson acted in conjunction with others to make, direct, or authorize contribution, expenditure, strategic or policy decisions on behalf of CBC, but was not listed as a committee officer on any C-1pc registration filed for the committee. Mr. Larson also executed payments to CBC's vendors and deposited contributions in the committee's campaign account. Under the law, this last duty is specifically reserved for a political committee's registered treasurer or deputy treasurer.

3.3 **Status of CBC as a Sponsored Committee:** Tony Larson stated in an interview under oath that CBC initially formed in August 2015 for the purpose of keeping Charter Amendment 9 off the ballot. He stated that he became involved in the committee's activities subsequently, at the point when it became clear that amendment 9 would in fact reach the ballot, and the

committee would also campaign in support of propositions 1, 2, 3. Mr. Larson stated that based on his experience in marketing, he was asked to assist in funding and executing a voter contact program. He stated that he “put some feelers out there” to see what funding was available, and that this included speaking with the 22-member board of directors of the Whatcom Business Alliance.

- 3.4 With the exception of Dan Brady, Mr. Larson stated that he did not speak with any representative of Pacific International Terminals LLC concerning funding for CBC. In separate interviews, Ron Reimer, Steve Groen, and Tom Perry also stated that they had no contact with agents of the terminal regarding a contribution.
- 3.5 Dan Brady stated that beginning in approximately early August 2015, he and Mr. Larson both took part in a series of meetings concerning the effort to amend the county charter, and who would be involved in supporting or opposing the various proposals being discussed. Mr. Brady stated that, at this stage, he was not providing legal representation to either Pacific International Terminals LLC or CBC, but took part in the meetings as an interested community member. He stated that Craig Cole, a representative of Pacific International Terminals, took part in at least one of these meetings, but that there was no discussion at the meetings of funding that the terminal could or would provide for a political campaign.
- 3.6 Mr. Brady stated that in late August, he contacted Mr. Larson as a representative of the terminal: *“I said, I’m representing the Terminal in their interest in Whatcom County elections in 2015. They are interested in getting involved in the elections for these ballot measures, and if he created a committee, we’d be interested...if he did in fact create a committee as he indicated, we might be interested in contributing to it.”* In a separate interview under oath, Mr. Larson stated that he did not recall Mr. Brady identifying the terminal as his client during this early contact, but did recall discussion of a possible contribution from some source.
- 3.7 On October 7, 2015, Mr. Brady sent Mr. Larson an email with the subject line “next steps.” **(Exhibit 3.)** In the email, Mr. Brady stated that a “sizable contribution” was on its way to CBC, that it would be made through a physical check, and would arrive that Friday (October 9, 2015). Mr. Brady and Mr. Larson each stated in separate interviews that other than Mr. Brady’s description of the contribution as “sizable,” there was no information communicated at any point about the amount that would be contributed, and no pledge of a specific amount.
- 3.8 In separate interviews, Tony Larson and Dan Brady stated that Mr. Brady recommended Revolvis Consulting as a suitable vendor to carry out Clear Ballot Choices’ voter contact campaign. Mr. Brady stated that Justin

Matheson, a representative of Revolvix, visited Pacific International Terminal's corporate office in Seattle, picked up the terminal's initial \$25,000 contribution to Clear Ballot Choices, and delivered the check to Tony Larson at a meeting with Mr. Brady the same day in Bellingham: *"That was the occasion that I met with them, to make sure they hired somebody...so I sat down with them, and I think they started right then."* Mr. Brady stated that he didn't believe Mr. Larson had any idea up to that point how much Pacific International Terminals would contribute to the committee, since the terminal didn't make that decision until approximately a week before its contribution was made. In a separate interview, Mr. Larson confirmed that he was unaware of the amount of the terminal's contribution until he obtained possession of the check.

- 3.9 The initial \$25,000 contribution check from Pacific International Terminals to CBC was dated October 8, 2015 and deposited on October 9, 2015. **(Exhibits 4, 5.)** On October 12, 2015, Tony Larson sent an email to Tom Perry, informing him that the contribution had been deposited. **(Exhibit 6.)** Mr. Perry manually filed a C-3 Monetary contributions report on October 13, 2015, disclosing receipt of the \$25,000 contribution on October 9, 2015. **(Exhibit 7.)**
- 3.10 Prior to the above dates, on October 7, 2015, Tom Perry filed an electronic C-1pc Political Committee registration on behalf of CBC. **(Exhibit 8.)** On this initial registration, Mr. Perry did not include the name of any sponsor in the committee's name; at that point, CBC had received no contributions and no pledged contributions of any specific amount, and there were therefore no contributors or other persons who qualified as a "sponsor" under RCW 42.17A.005(42)(b). Mr. Perry mailed a signature card for electronic filing to the PDC on October 13, 2015, and the October 7, 2015 C-1pc was processed as filed on that day. **(Exhibit 9.)** Although the committee had gained a sponsor during the interim, it appears that CBC's registration was accurate when originally filed on October 7, 2015.
- 3.11 On October 19, 2015, the same day that he filed an electronic C-3 report disclosing the initial \$25,000 contribution from Pacific International Terminals, Mr. Perry filed an amended C-1pc registration indicating that the terminal was CBC's sponsor. **(Exhibit 10.)**
- 3.12 In his formal response to the complaint, Ron Reimer stated that all voter contact communications sponsored by CBC included Pacific International Terminals in the committee's name and sponsor ID. **(Exhibit 11.)** PDC staff reviewed copies of the committee's political advertising and confirmed Mr. Reimer's statement. **(Exhibit 12.)**
- 3.13 **Timeliness of CBC's Political Committee Registration:** As indicated above, CBC initially formed in August 2015 for the purpose of keeping

Charter Amendment 9 off the Whatcom County ballot. In his interview under oath, Tony Larson stated that CBC gathered signatures in an attempt to prevent an election on the amendment, but abandoned those plans when it became clear that they would be unsuccessful. He stated that from that point and into September 2015, the committee began to prepare for a campaign on propositions 1, 2, 3, and 9; this activity forms the basis of this complaint. Although CBC's C-1pc processed on October 13, 2015 may not have been timely when viewed in light of the committee's August 2015 activity, the original filing date (October 7, 2015) predates all contribution and expenditure activity undertaken with respect to propositions 1, 2, 3, and 9.

3.14 **Timeliness of Contribution and Expenditure Disclosure:** CBC received \$38,554.56 in monetary and in-kind contributions from Pacific International Terminals on October 9, 2015, including \$13,554 in survey research and voter data. **(Exhibits 5, 13.)** The C-3 disclosing the initial \$25,000 deposit was due to be filed on October 12, 2015, and was filed in a substantially timely manner on October 13, 2015. **(Exhibit 7.)** The C-4 Summary, Full Report of Receipts and Expenditures was timely filed on October 13, 2015. **(Exhibit 14.)**

3.15 In reviewing reports filed by CBC for this investigation, staff noted approximately \$34,582 in expenditures that the committee disclosed for the first time on the C-4 report **(Exhibit 15)** filed on December 10, 2015 for the post-general election period, October 27 – November 30, 2015, either as cash outlays or outstanding debts:

Vendor	Date Paid	Amount	Description
REVOLVIS CONSULTING INC.	2015-10-30	6974.9	DAWN DAIS DESIGN: MAILER
PRINT NW	2015-10-30	3037.79	POSTAGE FOR MAILER
MOORE INFORMATION INC.	2015-11-17	6000	POLLING
REVOLVIS CONSULTING INC.	2015-11-25	10000	DAWN DAIS DESIGN: CROSSVOTER FACEBOOK ADS
REVOLVIS CONSULTING INC.	2015-11-25	2048.75	CALIFORNIA MARKETING GROUP: LIVE CALLS
REVOLVIS CONSULTING INC.	2015-11-25	864	CALIFORNIA MARKETING GROUP: LIVE CALLS
REVOLVIS CONSULTING INC.	2015-11-25	459.36	CALIFORNIA MARKETING GROUP: LIVE CALLS
REVOLVIS CONSULTING INC.	2015-11-25	350.46	CALIFORNIA MARKETING GROUP: LIVE CALLS
REVOLVIS CONSULTING INC.	2015-11-25	112.2	CALIFORNIA MARKETING GROUP: LIVE CALLS

Vendor	Date Incurred	Amount	Description
REVOLVIS CONSULTING INC.	2015-11-3	1250	FACEBOOK ADS AND DESIGN
REVOLVIS CONSULTING INC.	2015-11-3	3484.45	CALIFORNIA MARKETING GROUP: LIVE CALLS

These last \$4,734.45 in debts for Facebook ads and live calls, reportedly incurred on election day, were still outstanding as of CBC's most recent report filed on March 10, 2016 for the reporting period ending on February 29, 2016. **(Exhibit 16.)**

- 3.16 Through legal counsel Mark Lamb, CBC stated that approximately \$29,847.46 in expenses paid up to November 25, 2015 were both incurred and paid during the post-general election reporting period of October 27 – November 30, 2015, and were thus timely disclosed on December 10, 2015. Despite repeated requests from PDC staff, Mr. Lamb did not address the \$4,734.45 in debts for Facebook ads and live calls that his client reportedly incurred on election day, neither did he confirm that CBC possessed documentation of the dates of those obligations. **(Exhibit 17.)**
- 3.17 **Alleged Failure to Electronically File Contribution and Expenditure Reports:** CBC did not mail its signature card for electronic filing until October 13, 2015, six days after Tom Perry electronically filed the committee's C-1pc registration on October 7, 2015. **(Exhibit 18.)** The signature card was activated by PDC staff on October 15, 2015, however staff did not provide a filer ID to CBC for electronic filing until four days later, on October 19, 2015, after being contacted again by Mr. Perry. **(Exhibits 9, 19.)** On that day, Mr. Perry electronically filed the C-3 and C-4 report that he paper-filed in a timely or substantially timely manner on October 13, 2015. It thus appears that the lateness of CBC's electronic filings was caused by the campaign's delay in mailing its signature card, and exacerbated by PDC staff's delay in providing a filer ID.
- 3.18 **Status of CBC Officers:** In staff's interviews with the above individuals, staff found evidence that the registered officers of CBC, Ron Reimer, Steve Groen, and Tom Perry, had little involvement in the activities of the committee compared with Tony Larson and Dan Brady, who were not registered officers.
- 3.19 Mr. Larson and Mr. Brady testified that they, and not Mr. Reimer or Mr. Groen, recruited Mr. Perry to serve as CBC's treasurer. **(Exhibits 20, 21.)** Mr. Brady testified that he and Mr. Larson met with the committee's vendor to discuss the committee's campaign activity. Mr. Brady testified that on one or more occasions, Mr. Larson obtained possession of monetary contributions delivered to him by that vendor, acting on behalf of Pacific International Terminals LLC. **(Exhibit 21.)** Mr. Larson and Mr. Perry testified that Mr. Larson deposited all contributions in the committee's campaign account, despite not being registered as a treasurer or deputy treasurer for CBC. **(Exhibits 20, 22.)** Mr. Larson testified that he maintained CBC's checkbook and cut checks to vendors. **(Exhibit 20.)** Mr. Perry testified that he directed vendors to send invoices to Mr. Larson for payment. **(Exhibit 22.)**
- 3.20 The testimony and evidence reviewed by staff indicates that Dan Brady and Tony Larson communicated contribution and expenditure information to Tom Perry for reporting on behalf of CBC, but did not engage in similar communications with Ron Reimer or Steve Groen. **(Exhibits 23, 24.)** Mr. Perry stated that early in CBC's campaign, he exchanged emails with Ron

Reimer concerning electronic filing setup for the committee. However, despite the fact that he and Steve Groen were two of three registered officers for CBC, Mr. Perry testified that he had no communications with Mr. Groen about the committee's activities, and in fact did not recognize Mr. Groen's name. **(Exhibit 22.)**

- 3.21 Dan Brady testified that he did not view himself as an officer of CBC, i.e., as a person who helped to make contribution and expenditure decisions for the committee. He stated that he gave the committee no approval for its plans or the communications it produced, and offered no input on those decisions. As an example, he said that Tony Larson told him that CBC elected to become involved in the campaign supporting 2 and 3, and he (Mr. Brady) had no interest in that. **(Exhibit 21.)**
- 3.22 Staff was unable to obtain an explanation from Mr. Larson or Mr. Perry why Mr. Larson performed duties specifically reserved for committee officers (e.g. depositing contribution checks) without being listed as a registered officer in CBC's C-1pc registration. **(Exhibits 20, 22.)** Mr. Perry stated only that he didn't understand that all persons who deposit contributions for a political committee are required to be registered as a treasurer or deputy treasurer. He stated that in his experience, there are many individuals who deposit contributions and execute payments for a committee, who are not registered as committee officers. **(Exhibit 22.)**

IV. SCOPE

4.1 PDC staff reviewed the following documents:

1. A complaint against Clear Ballot Choices, received on October 30, 2015 from Alex Ramel;
2. A complaint against Clear Ballot Choices, received on November 16, 2015 from Sandra Robson;
3. Subsequent email correspondence received from Mr. Ramel on November 19, 2015; December 24, 2015; February 18, 2016; and February 21, 2016;
4. Subsequent email correspondence received from Sandra Robson on February 19, 2016;
5. A formal response to the complaints in PDC Case 1217, received from Ron Reimer on December 3, 2015;
6. A supplemental response received from Tom Perry on December 2, 2015;

7. Documents and evidence received from Ron Reimer on January 29, 2016;
8. Documents received from Mark Lamb, counsel to Clear Ballot Choices, on June 24, 2016;
9. Email correspondence received from Mark Lamb on July 22, 2016;
10. C-1pc Political Committee Registrations, C-3 Monetary Contribution reports, and C-4 Summary, Full Reports of Receipts and Expenditures filed by Clear Ballot Choices for the November 3, 2015 general election; and
11. A signature card for electronic filing for Clear Ballot Choices, mailed to the PDC on October 13, 2015.

4.2 The following persons participated in recorded interviews under oath:

1. Tony Larson was interviewed on April 1, 2016;
2. Ron Reimer was interviewed on April 1, 2016;
3. Steve Groen was interviewed on April 1, 2016;
4. Dan Brady was interviewed on April 27, 2016; and
5. Tom Perry was interviewed on May 26, 2016.

V. LAW

RCW 42.17A.005 defines the terms “sponsor” and “sponsored committee” as follows:

(42)

...

(b) "Sponsor," for purposes of a political committee, means any person, except an authorized committee, to whom any of the following applies:

- (i) The committee receives eighty percent or more of its contributions either from the person or from the person's members, officers, employees, or shareholders;*
- (ii) The person collects contributions for the committee by use of payroll deductions or dues from its members, officers, or employees.*

(43) "Sponsored committee" means a committee, other than an authorized committee, that has one or more sponsors.

RCW 42.17A.205 requires every political committee to file a statement of organization with the commission. The statement must be filed within two weeks after organization or within two weeks after the date the committee first has the expectation of receiving contributions or making expenditures in any election campaign, whichever is earlier. The registered name of a sponsored committee must include the name of the person that is the sponsor of the committee. The

registration must disclose the names, addresses, and titles of the committee's officers; or if it has no officers, the names, addresses, and titles of its responsible leaders.

WAC 390-05-245 defines "officer of a political committee" to include the following persons: Any person designated by the committee as an officer on the C-1pc registration statement and any person who alone or in conjunction with other persons makes, directs, or authorizes contribution, expenditure, strategic or policy decisions on behalf of the committee.

RCW 42.17A.220 requires that all monetary contributions received by a candidate or political committee shall be deposited by the treasurer or deputy treasurer in a depository in an account established and designated for that purpose.

RCW 42.17A.005(47) defines "treasurer" and "deputy treasurer" as the individuals appointed by a candidate or political committee, pursuant to RCW 42.17A.210, to perform the duties specified in that section.

RCW 42.17A.210 states that no treasurer or deputy treasurer may be deemed to be in compliance with the provisions of this chapter until his or her name and address is filed with the commission.

RCW 42.17A.235 and **RCW 42.17A.240** require political committees to file timely, complete, and accurate reports of contributions and expenditures, including the name and address of every person making a contribution of more than \$25 in the aggregate, and contributions pledged but not yet received.

RCW 42.17A.245 requires each political committee that expended five thousand dollars or more in the preceding year or that expects to expend five thousand dollars or more in the current year to file all contribution reports and expenditure reports required under RCW 42.17A by the electronic alternative provided by the Commission.

WAC 390-19-030 states that it is presumed that a filer "expects to expend" \$5,000 or more when any one of the following first occurs:

- (a) A filer spends at least \$5,000;
- (b) A filer is a candidate for the same office last sought and his or her campaign expenditures in the previous election for the same office were \$5,000 or more;
- (c) A filer's expenditures meet or exceed \$1,250 on or before March 31 of the current calendar year;
- (d) A filer's expenditures meet or exceed \$2,500 on or before June 30 of the current calendar year;
- (e) A filer's expenditures meet or exceed \$3,750 on or before September 30 of the current calendar year; or

Clear Ballot Choices (Pacific International Terminals LLC)
Report of Investigation
PDC Case Number 1217
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(f) A filer otherwise projects that \$5,000 or more will be spent during the current calendar year.

Respectfully submitted this 29th day of September, 2016.

T.P.

Tony Perkins
PDC Compliance Officer

EXHIBIT LIST

- Exhibit 1** Complaint against Clear Ballot Choices, received on October 30, 2015 from Alex Ramel.
- Exhibit 2** Complaint against Clear Ballot Choices, received on November 16, 2015 from Sandra Robson.
- Exhibit 3** October 7, 2015 email from Dan Brady to Tony Larson.
- Exhibit 4** Copy of \$25,000 check from Pacific International Terminals, LLC to Clear Ballot Choices.
- Exhibit 5** Bank statement for Clear Ballot Choices for period of October 9 – 31, 2015.
- Exhibit 6** October 12, 2015 email from Tony Larson to Tom Perry.
- Exhibit 7** Manually-filed C-3 Monetary Contributions report, submitted on October 13, 2015 by Clear Ballot Choices.
- Exhibit 8** C-1pc Political Committee registration for Clear Ballot Choices, electronically filed on October 7, 2015.
- Exhibit 9** Signature card for electronic filing for Clear Ballot Choices, mailed to the PDC on October 13, 2015.
- Exhibit 10** Amended C-1pc Political Committee registration for Clear Ballot Choices, filed on October 19, 2015.
- Exhibit 11** December 2, 2015 formal response by Ron Reimer to complaint against Clear Ballot Choices.
- Exhibit 12** Copies of political advertising sponsored by Clear Ballot Choices.
- Exhibit 13** Email messages exchanged by Dan Brady, Tony Larson, and Tom Perry on October 12, 2015.
- Exhibit 14** C-4 Summary, Full Report of Receipts and Expenditures for Clear Ballot Choices, filed on October 13, 2015 for the 21-day pre-general election reporting period, September 1 – October 12, 2015.

- Exhibit 15** C-4 report for Clear Ballot Choices, filed on December 10, 2015 for the post-general election period, October 27 – November 30, 2015.
- Exhibit 16** C-4 report for Clear Ballot Choices, filed on March 10, 2016 for the reporting period ending on February 29, 2016.
- Exhibit 17** August 23, 2016 email from PDC staff to Clear Ballot Choices counsel Mark Lamb.
- Exhibit 18** Written statement by Tom Perry dated December 2, 2015.
- Exhibit 19** Emails exchanged between PDC staff and Tom Perry on October 19, 2015.
- Exhibit 20** Recorded interview under oath with Tony Larson on April 1, 2016.
- Exhibit 21** Recorded interview under oath with Dan Brady on April 27, 2016.
- Exhibit 22** Recorded interview under oath with Tom Perry on May 26, 2016.
- Exhibit 23** Recorded interview under oath with Ron Reimer on April 1, 2016.
- Exhibit 24** Recorded interview under oath with Steve Groen on April 1, 2016.



WASHINGTON STATE PUBLIC DISCLOSURE COMMISSION COMPLAINT FORM

(See instructions on the last page.)

Description of Complaint

1. RESPONDENT:

Identify who you are filing a complaint against and provide all contact information you have for them. Give names and titles, if any, for individuals, and the full name of any organization. Please note that the PDC does not enforce federal campaign finance laws or local ordinances.

Example #1: Joe Public, Mayor of My Town,

123 Main Street, Your Town, State, Phone: 555-123-4567, Email: unknown

Example #2: The Political Action Group (instead of P.A.G.), 123 Main Street, Your Town, State,

Phone: 555-123-4567, Email: pag@pag.org, Website: www.PAGwashington.org

Clear Ballot Choices (Pacific International Terminals LLC)

PO BOX 2909

BELLINGHAM WA 98227

RON5326@GMAIL.COM

Phone - 253-988-2455

2. ALLEGED VIOLATIONS:

Explain how and when you believe the people/entities you are filing a complaint against violated RCW 42.17/RCW 42.17A or Title 390 WAC. Be as detailed as possible about dates, times, places and acts. If you can, cite which specific laws or rules you believe were violated. Attach additional pages if needed. (Note that the RCW 42.17 citation applies to conduct before 2012 and the RCW 42.17A citation applies to conduct on or after January 1, 2012.)

OVERVIEW

Clear Ballot Choices (Pacific International Terminals, LLC), hereinafter CBC, is a newly formed political action committee created with the intention of influencing the election governing several proposed amendments related to Whatcom County and to the election of Whatcom County Council members (CBC supports Whatcom Propositions 1, 2 and 3 and opposes Whatcom Propositions 9). Pacific International Terminals (PIT) is the company behind a highly contentious coal export terminal proposed for Whatcom County in an area west of Ferndale, a proposal which may ultimately be adjudicated by the Whatcom County Council. PIT is the largest (and all-but-exclusive) donor to CBC and is also the largest donor in Whatcom County elections and is one of the largest donors in any election in Washington State. The aggregate total donated by this company (to this PAC and others) is more money than has been raised by any candidate running for any office in Whatcom County this year.

From my review of PDC records and other publically available information, it is apparent that CBC intentionally and maliciously violated four separate reporting requirements:

1. RCW 42.17A.205 governing initial statement of organization by a political action committee,
2. C3 Reporting deadlines; and,

3. RCW 42.17A.245 governing electronic filing requirements; and
4. Failure to name the sponsor.

Taken together these violations conspired to hide the existence of this political action committee from public view during a critical period of time in the election. These violations all had the same net effect. Had CBC followed the law, the existence of this PAC would have been known to the public in September, and the scale of the contributions flowing to it from Pacific International Terminals would have become visible on October 13th. Instead, this information was not available until October 19th. During this window of time there were three significant consequences:

1. The Bellingham Herald published a story about the Charter amendment propositions which CBC exists to influence. The article discussed which funders, PACs and parties were supporting or opposing the various propositions. Because of these four concerted reporting violations the huge influence of this single source funded PAC was not known by the reporter. The reporter and his audience had a right to this information.

2. Ballots were received by voters. They were mailed on October 14 and received over the next few days. An entire weekend elapsed before this information came to light. Traditionally many voters cast their ballots on the first weekend after ballots arrive. This year, those voters cast their ballots having illegally been kept in the dark about who was spending money or planning to spend money to influence their votes.

3. Other actors in the election, were put in a disadvantageous position for having followed the law. CBC's political opponents filed timely reports and revealed their funding and disclosable activities on schedule. The CBC was then able to review and consider that information for a whole week before revealing their funding and disclosable activities. By skirting the law, CBC was able to make strategic decisions about resource allocation and gained a strategic advantage over law abiding political actors.

A similar tactic was used by operatives of the same company in 2013 (The political action committee "Save Whatcom" in case number 14-004 and 14-005). These errors were repeated and were working in concert with each other to achieve clear tactical objective. Moreover, the treasurer of CBC serves as treasurer of other political action committees and appears to run a business called "campaign compliance solutions." A reasonable person can only conclude that they were not a series of coincidental mistakes but were, in fact, intended.

Given the significance of this violation, its flagrancy and its repeated nature, I submit that it deserves the maximum penalty allowable under Washington state law.

FAILURE TO REPORT THE ORGANIZATION OF THE COMMITTEE - RCW 42.17A.205

CBC's Amended C1pc form is on file on the PDC website and is dated 10/19. An earlier version of the C1 was sent to the PDC on 10/13 and although no longer available online is available in PDC records. I am happy to provide a PDF if necessary. Several revisions were made by email on 10/19 and 10/20. RCW 42.17A.205 (1) states that:

"Every political committee shall file a statement of organization with the commission. The statement must be filed within two weeks after organization or within two weeks after the date the committee first has the expectation of receiving contributions or making expenditures in any election campaign, whichever is earlier."

CBC grossly violated both the spirit and letter of this rule. CBC intended to create this political action committee, and had even set up a PO box by September 10. Meaning that they waited

more than five weeks to file after they had expectation of receiving contributions and making expenditures.

There are two key pieces of evidence of the earlier existence of this PAC. Firstly, their C4 dated 10/13 and received on 10/19 records "expenses of \$50 or less" during the month of September. Secondly, a blog post found at DOVE Whatcom attempts to raise money for CBC. DOVE Whatcom is a different Political Action committee, but maintains similar electoral positions to those of CBC. On September 10th, in a post titled "What about Proposition #9" the author writes:

"Finally, know that even if Proposition #9 should come to pass, a referendum to reconsider the matter is already in the works. A repeal of Proposition 9 could be before voters again as soon as the 2016 ballot. This referendum is spearheaded by Clear Ballot Choices, P.O. Box 2909, Bellingham WA 98227.

All we can do is watch the history play itself out. Or people can get involved, learn the facts, and spread the truth. Help us campaign for better government this election season. We need to raise money to get the word out. Consider it an investment in good government."

(<http://www.dovewhatcom.com/2015/09/what-about-proposition-9.html> – PDF attached). Note that the PO Box listed is the same as that listed on CBC's C1 and that Prop. 9 is one of the measures that CBC filed as working to oppose. Clearly there were discussions taking place between those planning the CBC PAC and the authors of the DOVE website. And the appeal to raise funds, and the expenditure of funds necessary to open a post office box put them at the start of the two week clock necessary for reporting their existence. None-the-less they waited another 5 and a half weeks.

MISSED C3 DEADLINE

On October 9, CBC received \$25,000 in direct donations and an additional \$13,544.56 in in-kind donations from Pacific International Terminals. A C3 report of all new expenditures is due every Monday unless Monday is a holiday, which it was on October 12th. The report for these donations should therefore have been made on October 13. A review of PDC records shows that no such filing was made. The report was made one week late on October 19. Consequently, the public was kept in the dark about an enormous campaign contribution intended to influence the outcome of the election while the election was happening.

FAILURE TO FILE ELECTRONICALLY - RCW 42.17A.245

On Tuesday October 13th a C4 filing was due for the period between September 1 and October 12. Had this been filed properly, it would show the above discussed \$38,544.56 in donations and in-kind support from Pacific International Terminals. This report was originally submitted by paper copy, which slowed down the processing. The report did not appear on the PDCs website until Oct. 19.

It is for exactly this reason that RCW 42.17A.245 requires that any "political committee that expended five thousand dollars or more in the preceding year or expects to expend five thousand dollars or more in the current year shall file all contribution reports and expenditure reports required by this chapter by the electronic alternative provided by the commission." Filing paper copies by USPS is a slow process, which delays the public's access to information.

It appears that some corrective action was already taken since the scanned paper version was taken down from the PDCs website and replaced with an electronic version now dated October 19. The C4 currently on file with the PDC does not have a date next to the signature of the

treasurer. None-the-less the damage was done and the public spent nearly a full week unaware of this PAC and its funding source.

FAILURE TO NAME THE SPONSOR - RCW 42.17A.455

CBC submitted its initial C1PC filing on October 13th under the name Clear Ballot Choices. An amendment was made on October 19th to include the name of the sponsor changing the name to Clear Ballot Choices (Pacific International Terminals). The conditions under which a sponsor be named is clearly articulated in the PDC instructions for filing a C1PC:

“Sponsor” of a Political Committee – Sponsor of a political committee includes any person, except a committee authorized by a candidate or by a public official against whom recall charges have been filed to whom any of the following applies: • the committee receives 80% or more of its contributions either from the person or from the person’s members, officers, employees, or shareholders; • the person collects contributions for the committee by use of payroll deductions or dues from its members, officers, or employees. “Person” is defined in RCW 42.17A.005(36). * A political committee shall include a known sponsor in its name when filing the initial C-1pc.”

CBC’s refusal to follow this requirement continues the pattern of obfuscation. The fact that it was eventually corrected does little to correct the damage that was done during the period when they were hiding the truth. This fourth violation again prevented the public from becoming aware of the role of PIT in the elections during the critical first week after ballots were mailed.

THE PUBLIC CONSEQUENCES

These violations of the reporting requirements conspired to prevent the release of exactly the kind of information that the PDC exists to make available. The donor in question is a project applicant to the County government with a clear agenda. The dollar figures are enormous by the scale of Whatcom County elections. The operatives involved are seasoned political actors who have no excuse for not following the rules. And the impact of their failure was a clear, foreseeable and significant advantage for the ends of PIT and CBC.

As a result of these three failures, CBC’s existence and true funding source was not known to the public until October 19. Had they followed the law, their existence would have been known in September and their funding source would have been disclosed on October 13. During these six days, several significant consequences to CBC’s illegal action occurred:

On October 14, the Bellingham Herald published an article (<http://www.bellinghamherald.com/news/politics-government/election/local-election/article39236730.html>) discussing the ballot measures in question. It is common practice for the Bellingham Herald reporter to reach out to a number of sources as they develop a story like this, and information travels and it becomes common knowledge that a story is pending. It is clear from the contents of the article that the reporter had been reaching out to conservatives for comments for several days. The article states that, “[conservative charter review commission member Chet] Dow couldn’t be reached for comment in the days before this story was published...”

It is reasonable to assume that CBC was advised that this article was coming; they would be ineffective political operatives if they didn’t know. Moreover, it is clear to anyone following Whatcom County politics that the presence of a significant donation by the proponents of North America’s largest coal export terminal would immediately become significant news. This is not speculation, these same organizations donated a similar amount to a different PAC in 2013 and it inspired significant local media coverage.

An awareness of this PAC and these sizable donations would have completely changed the contents of this story, which is probably the single most significant news coverage of these propositions. The exclusion of this information from the article was absolutely to the advantage of CBC.

Ballots were mailed in Whatcom County on October 14. Voters in Whatcom County received their ballots on the 15th through 17th and many voted over the weekend, mailed their ballot in and never knew that these hidden contributions were a factor in the elections. Over the past several years I have personally talked to more than a thousand voters in Whatcom County, and for many of them the coal terminal is the single most important issue governing their decision about how to vote. That is information that the public had a right to know before making these decisions, and they didn't get it for the first five days in the 20 day election period.

And finally, political action committees working the other side of the election, and playing by the rules, were put at a strategic disadvantage because of CBC's violations. Political expenditures made in the last few weeks of a campaign are always triage decisions – which voters to reach out to, what message to focus on and when. Knowing what your opponent is doing, or has the funds to do, is a critical part of these decisions. The PDC requirements for disclosure mandate that political actors reveal to their opponents information that, in a tight election, could easily be the difference between winning and losing. These rules are only made fair because both sides are at an equal disadvantage. But by breaking the law, CBC waited for their opponents to reveal their cards, made strategic decisions and then revealed their own cards. Six days may seem like a short amount of time, but it was nearly a third of the time remaining in the election and most of the time remaining to make decisions about media purchases.

REPEAT OFFENDERS

Pacific International Terminals is the company formed for the Gateway Pacific Terminal project. It is jointly owned by Cloud Peak Energy and SSA Marine. In 2013, two interrelated political action committees in Whatcom County, "Save Whatcom" and "Whatcom First" accepted \$12,000 from SSA Marine and \$50,000 from Cloud Peak Energy. They also accepted about \$100,000 in additional contributions from coal industry related donors. These donations all came in shortly after the filing deadline and were filed illegally by mail rather than electronically (the same violation of RCW 42.17A.245 that CBC repeats this year). The PDC was notified and Save Whatcom and Whatcom First were found to be in violation of the rules and were fined accordingly in cases 14-004 and 14-005. This case looks very much like that case in several important ways:

1. The PAC is funded primarily by a few large donors with clear ties to this coal terminal project.
2. Several donations of significant sums of money arrive at the last minute, as if coordinated in advance.
3. Donations are funneled to a newly formed political action committee.
4. Donations are used for election advertisements that will benefit the coal terminal proponents.
5. Election laws are skirted in a way that delays the reporting of the coal industry funds to the public until well into the period when voters have their ballots.
6. In 2013 the expenditures were used to try to win Whatcom County Council elections. In 2015 they are being used to influence the rules governing future elections of County Council members.

Clearly it cannot be the intent of the RCWs that a company be allowed to create a new political action committee, assign a different treasurer, and break the same laws every year and each time be treated as a first time offender. I ask that these violations be treated as the repeat offences that they clearly are. If the evidence as I have outlined it is insufficient to prove intent to repeat the crime, I ask that an investigation be instigated and a process of discovery be conducted.

I would also ask that any effort to plead ignorance of the rules be overruled. CBC's treasurer, Mr. Tom Perry, appears to be the treasurer of other PACs including "Neighbors for Banks" <https://www.pdc.wa.gov/rptimg/default.aspx?docid=4528385>. He also appears to be the principle of a company titled "Campaign Compliance Solutions" http://www.sos.wa.gov/corps/search_detail.aspx?ubi=603277643. CBC hired a professional to get professional results in their compliance and they ended up with a result that maximally violated the good intention of the state's public disclosure law with a minimum violation of the letter of the law. Correspondingly, the maximum penalty for those violations which can be shown should be applied.

ADDITIONAL IRREGULARITIES

At this time, I cannot demonstrate that the in-kind donation from PIT to CBC is a violation of the law, but it stands out to me as questionable. I ask that the PDC staff review this matter, look at information that may be available through unpublished correspondences and consider them in the context of the above violations. It may be that additional enforcement is necessary.

PIT provided a \$10,000 in-kind donation to CBC for "survey research" which was reported on their C4 dated 10/19. As a resident of Whatcom County, I am aware that there have been multiple voter research efforts conducted by PIT during 2015. In the winter they conducted a poll with live survey collectors (not a recorded "robo"-poll) and also recruited participants for a focus group. They conducted a message poll in September and a tracking poll this week. Having been part of conducting similar research myself, I can tell you that the cost to conduct a statistically significant live poll is more than \$24,000, tracking polls are a few thousand each and a focus group is anywhere from \$15,000 and up. While these numbers may be rough, the fact is that they are many times the amount listed by CBC/PIT. I find the \$10,000 figure listed to be totally unbelievable based on what I know PIT has done.

Thank you for your consideration of this important matter.

Evidence and Witnesses

3. EVIDENCE:

List the documents or other evidence you have that support your complaint, if any, and attach copies to this form. If you do not have copies, provide any information you have about where you believe the documents or evidence can be found and how to obtain it. Attach additional pages if needed.

Example: Emails between Joe public and Candidate X, attached OR

Joe Public has emails from Candidate X which describe an illegal campaign donation, and Joe Public's phone number is 555-123-4567.

Links to non-PDC sources provided above. A PDF of the DOVE blog post is attached.

4. WITNESSES:

List the names and contact information, if known, of any witnesses or other persons who have knowledge of facts that support your complaint. Attach additional pages if needed.

Example: Jane Public was present when Candidate X spoke to me about the illegal contribution. Jane Public's address is 123 Main Street, Your Town, USA 12345, and her phone number is 555-123-4567.

N/A

Certification

In signing this complaint:

- I have provided all information, documents and other evidence of which I am aware;
- If I become aware of additional information, documents or evidence related to my complaint, I will promptly provide it to the PDC; and,
- I am providing the PDC current information on how to contact me, and will promptly update that information if it changes.
- Unless otherwise noted, I agree that PDC may use email instead of U.S. mail for all written correspondence about this complaint.

E-mail address: AlexWRamel@gmail.com

Your name (print or type):Alex Ramel

Street address: 2308 Woburn St

City, state and zip code: Bellingham, WA 98229

Telephone number (including area code): 360-305-5079

Oath

Required for all complaints filed with the Public Disclosure Commission:

I certify (or declare) under penalty of perjury under the laws of the State of Washington that information provided with this complaint is true and correct to the best of my knowledge and belief.*

Your signature *Alex Ramel*

Date signed 10/30/15

Place signed (city and county)

<u> Bellingham </u>	<u> Whatcom </u>
City	County

Attachments

Check here if you are attaching copies of documentary evidence or extra pages explaining your complaint.

**RCW 9A.72.040 says 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."*

Washington State Public Disclosure Commission
Instructions for Filing a Formal Complaint

➤ **When to use the formal complaint form:**

While this form is not required, its use is recommended when you want to file formal allegations of a violation of the Public Disclosure Commission (PDC) statutes or rules. You can find the PDC statutes and rules on the PDC website at www.pdc.wa.gov.

If you have information or concerns about a possible violation but do not wish to file a complaint, please contact the PDC office directly.

➤ **How to submit your complaint form to the PDC:**

- Complete all sections. If you do not have some information, please write “unknown” instead of leaving a blank space.
- Attach copies of any evidence you have - we’ll contact you if we need originals.
- Sign the oath.
- Mail, fax, or email your complaint and all attachments to the PDC.

➤ **If you have more questions:**

If you have more questions about filing a complaint, see the “Frequently Asked Questions about Filing a Complaint” guide available on the PDC’s website at www.pdc.wa.gov under “Enforcement and Compliance.” You may also contact the PDC directly.

PDC Contact Information

MAILING ADDRESS: Washington State Public Disclosure Commission
711 Capitol Way, Room 206
PO Box 40908
Olympia, WA 98504-0908

EMAIL ADDRESS: pdc@pdc.wa.gov

PHONE: 1-877-601-2828 (toll free)

FAX: (360) 753-1112

HOURS: Monday-Friday, 8:00 a.m. – 5:00 p.m., closed on state holidays.



District Oriented Voting is for Everyone in Whatcom County!

DOVE Whatcom Committee

P.O. Box 5241 Bellingham, WA 98227 | DOVE.Whatcom@gmail.com | 360-927-0285

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- Consider the Following
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Thursday, September 10, 2015

What About Proposition #9?



DOVE Whatcom's primary message is to promote the passage of Charter Propositions 1, 2 & 3 (a positive message, with the slogan, "Whatcom Charter Amendments -- Easy as 1, 2, 3!")

Make sure your voice is heard...



...electronically, securely by credit card

Our Mission

Restore & Preserve **Your Voice** on the Whatcom County Council.

What We Do

To fulfill our mission, we will be campaigning for charter amendments known as [Proposition 1](#), [Proposition 2](#), and [Proposition 3](#) on the

But we are also saying more quietly, "And reject propositions 9 and 10." Why? What's wrong with those two amendments? And why are we hearing more about number 9 than 10?

Well, we'll get to 10 in a later installment. It has been suspected, and emails from a recent public records request have borne out the fact, that this amendment Proposition #9 is in direct response – opposition – to the Charter Review Commission's Proposition #1.

This "five district" amendment was proposed and discussed by the Charter Review Commission at its [Monday, March 23, 2015 Meeting](#). The proposal raised a number of practical structural problems. So, a Commission vote on Proposed Amendment 9 was postponed until more information could be gathered concerning how the redistricting would be implemented, and what the transition process would be for councilmembers' terms, before and after the redistricting if the charter were changed.

Discussion about Proposition #9 resumed at the [Monday, April 27, 2015 Meeting](#). Commissioner Donovan provided more transition language as an amendment. After quite a bit of discussion about how the districts might be apportioned, including proposed amendments to strike the at-large positions, the proposed amendment failed 4-11 with only four charter review commissioners (Donovan, Mackiewicz, May, and Stuen) in favor.

DOVE believes this proposal was turned away repeatedly by the Charter Review Commission because proponents could not resolve practical questions like,

- How will we transition the council to the new five district system?
- We have port and PUD commissioners who are elected from the three council districts. Are we to change the number of commissioners, or have two overlapping districting systems? At what cost? What would the ballots look like?
- Will we redistrict right away, or will we wait for the next census? How will this be funded?

The questions might be answered after careful study, but they weren't. The problems related to Proposition 9 still remain unresolved.

We maintain that this amendment should not be presented to the voters in its current form. Some argue that the conservative majority on the Charter Review Commission shut down discussion before amendments could be fully developed but Charter Review process is brief. This proposal's problems should have been considered (there could have been a better design up front), before the proposal was introduced. Self-proclaimed political experts should have known better.

Another issue is troubling. It seems that the proposal was also being shopped around to the Whatcom County Council and RE Sources at the same time that the Charter Review Commission was meeting earnestly. A public records request revealed this in an email trail that started as early as March 2015, and a careful observer might conclude that amendment proposals

November ballot. Your support will help us achieve this goal.

A campaign for ballot propositions is just like any other: We need funds for yard signs, brochures, buttons, websites, radio and print advertising, phone banks and so on. [Please click here to contribute](#). We need volunteers to make phone calls, doorbell, and collect signatures. Please [send us an email](#) or call (360) 927-0285 if you wish to volunteer.

Subscribe to our Newsletter

We publish a newsletter a couple times a week, with news of local issues relating to our campaign. [Click here to subscribe](#). We'll be respectful of your time, and you can unsubscribe at any time.

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Contact Us

- DOVE.Whatcom@gmail.com
- P.O. Box 5241, Bellingham WA 98227

Blog Archive

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were intended as a distraction.

Very serious questions have been raised about whether the County Council acted in good faith, with respect for due process while introducing Proposition #9. A lawsuit was filed in the hope that serious questions about the legality of political tactics would be sorted out.

Proposition #9 is being promoted as "Five Fair and Equal Districts" that will correct flaws in the alleged unfair and unequal districts we currently have. DOVE feels that any unfairness and inequalities that may exist should be addressed better and more simply within our current three district system. Through the efforts of the Redistricting Committee process, which involves members of dominant political parties, boundary resolutions are regularly found that resolve differences and prevent over-partisan advantages.

Thurston County has a districting system which divides the county into urban, suburban and rural, in equal populations. This meets the criteria for one-man, one-vote, and preserves communities of interest. It's one possible option, anyway. The Whatcom County Redistricting Committee at the last census, solved a number of problems that had existed, and are steadily moving toward a more fair, and responsive districting format. The current approach reflects Whatcom County's mixed use character.

Meanwhile, the county council-driven ordinance for "five fair and equal districts" attempts to impose a districting plan into the charter itself. This is believed to usurp the authority of the redistricting committee, and is probably unconstitutional.

While some suggest that district oriented voting (DOV) would reduce a voter's ability to elect an "entire county council," in fact the council's five district plan would only allow voters to choose one councilperson every four years.

DOVE thinks that voters' having two local district representatives plus a say in choosing one "at-large" representative will work better.

Finally, know that even if Proposition #9 should come to pass, a referendum to reconsider the matter is already in the works. A repeal of Proposition 9 could be before voters again as soon as the 2016 ballot. This referendum is spearheaded by Clear Ballot Choices, P.O. Box 2909, Bellingham WA 98227.

All we can do is watch the history play itself out. Or people can get involved, learn the facts, and spread the truth. Help us campaign for better government this election season. [We need to raise money](#) to get the word out. Consider it an investment in good government.

Posted by [DOVE Whatcom](#) at 9:37 PM



What About Proposition #9?

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- ▶ [July](#) (4)
- ▶ [June](#) (2)

DOVE Whatcom Committee



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File a Formal Complaint - Sandra Robson

On October 27, 2015, after I called PDC filer specialist Jennifer Hansen, she sent me a copy of the original C1pc form for "Clear Ballot Choices," showing that it registered as a Political Ballot Committee on October 13, 2015. That October 13, 2015, C1pc form was not, and still presently is not, available through the PDC website in the online PDC filings for "Clear Ballot Choices." Only the amended C1pc form dated October 19, 2015 is available online on the PDC website.

The October 19, 2015 amended C1pc form reflects the name change of the Ballot Committee to "Clear Ballot Choices (Pacific International Terminals)," and reflects a change made to the stated purpose of the Ballot Committee, stating that it supports Prop 1. On the PDC website, there is an October 19, 2015 filing by "Clear Ballot Choices" listed simply as "Name Change" with no PDC form used which shows that "Clear Ballot Choices" changed its Ballot Committee name to "Clear Ballot Choices (Pacific International Terminals)," and that appears to have been sent via USPS mail. The top of the single page says "See Also," but there is nothing additional attached or included with that single page.

Brief Summary Relating to Pacific International Terminals:

Pacific International Terminals, LLC., is the permit applicant for an extremely contentious proposed 48 million ton per year coal export terminal in Whatcom County. Pacific International Terminals which stands to make a significant private financial gain from the coal terminal, if built, tried to influence our Whatcom County Council elections in 2013, when it, and various other coal terminal interests funded the affiliated SAVEWhatcom and Whatcom First PACs with over \$140,000, hoping to stack the Whatcom County Council toward a favorable coal terminal permit decision. In the 2015 election, Pacific International Terminals, LLC., spent over \$58,000 in funding its own Political Ballot Committee, eventually named "Clear Ballot Choices (Pacific International Terminals LLC.)" and also spent over \$37,000 in funding the Whatcom County Republican Party PAC, in an attempt to influence the County election system with Propositions 1, 2, 3, and 9; all of which, directly impact the future makeup of our County Council.

It seems quite unlikely that the person/s filing the original C1pc on October 13, 2015, for the Political Ballot Committee would not already know that the primary funding would be coming from Pacific International Terminals LLC.

On the PDC website filings showing for "Clear Ballot Choices (Pacific International Terminals)," there is an October 19, 2015 email from "Clear Ballot Choices (Pacific International Terminals)" treasurer Tom Perry, sent [at 1:58pm](#), to PDC filer specialist Jennifer Hansen saying that "due to electronic filing limitations," he was unable to include the fact that "Clear Ballot Choices (Pacific International Terminals)" was both supporting Prop 1 and opposing Prop 9.

On the PDC website filings showing for "Clear Ballot Choices (Pacific International Terminals)," there is an October 20, 2015 email from "Clear Ballot Choices (Pacific International Terminals)" treasurer Tom Perry, sent [at 10:20am](#), to PDC filer specialist Jennifer Hansen saying that "due to electronic filing limitations," he was unable to include the fact that "Clear Ballot Choices (Pacific International Terminals)" was both supporting Props 1, 2, and 3, and opposing Prop 9.

Originally, however, the initial C1pc form filed on October 13, 2015, showed the Ballot Committee was named "Clear Ballot Choices" and the stated purpose of the Committee was to "Repeal Ordinance to Amend County Charter." That stated purpose was in reference to a 2016 referendum petition to repeal Whatcom County Ordinance # [2015-029](#), which was the ordinance approved on July 7, 2015, by the Whatcom County Council, directing that a charter amendment be placed on the ballot which was identified as "Prop 9" on the November 3, 2015 general election ballot. That referendum petition was submitted by "Clear Ballot Choices" to the County on August 6, 2015. That referendum petition had included signatures of at least 50 individuals which indicates that even prior to the August 6, 2015 submittal date, Clear Ballot Choices had begun organizing.

I believe that when "Clear Ballot Choices" filed its October 13, 2015 C1pc form, it did not do so according to the rules and laws in place pertaining to governing elections and public disclosure. Specifically, RCW 42.17A.205 states:

"(1) Every political committee shall file a statement of organization with the commission. The statement must be filed within two weeks after organization or within two weeks after the date the committee first has the expectation of receiving contributions or making expenditures in any election campaign, whichever is earlier. A political committee organized within the last three weeks before an election and having the expectation of receiving contributions or making expenditures during and for that election campaign shall file a statement of organization within three business days after its organization or when it first has the expectation of receiving contributions or making expenditures in the election campaign."

Clear Ballot Choices did not register with the PDC as a Political Ballot Committee until October 13, 2015. However, there is evidence mentioned above to show that it had already begun organizing. And, further evidence showing that Clear Ballot Choices had already begun organization way before it filed its October 13, 2015, C1pc form can be seen in a September 10, 2015 blog post on DOVE Whatcom Committee's (a 2015 Political Action Committee) blog website. The link to that blog post is:

<http://www.dovewhatcom.com/2015/09/what-about-proposition-9.html?m=1> (<http://www.dovewhatcom.com/2015/09/what-about-proposition-9.html?m=1>)

In that September 10 blog post, it stated:

"Finally, know that even if Proposition #9 should come to pass, a referendum to reconsider the matter is already in the works. A repeal of Proposition 9 could be before voters again as soon as the 2016 ballot. This referendum is spearheaded by Clear Ballot Choices, [P.O. Box 2909, Bellingham WA 98227](#).

"All we can do is watch the history play itself out. Or people can get involved, learn the facts, and spread the truth. Help us campaign for better government this election season. [We need to raise money](http://www.dovewhatcom.com/p/contribute.html) (<http://www.dovewhatcom.com/p/contribute.html>) to get the word out. Consider it an investment in good government."

The phrase "We need to raise money," is an active link taking readers to a donor page which can be found here:

<http://www.dovewhatcom.com/p/contribute.html?m=1> (<http://www.dovewhatcom.com/p/contribute.html?m=1>)

The P.O. box address on that September 10 blog post is the same one listed on "Clear Ballot Choice's" October 13, 2015 C1pc form. Also, there is no expenditure listed for that P.O. Box cost/rental in any of the "Clear Ballot Choices" PDC filings. Why not?

So, after collecting over 50 signatures and then submitting, on August 6, 2015, its 2016 referendum petition to repeal Whatcom County Ordinance [2015-029](#) to Whatcom County Auditor's office; and after advertising in a September 10, 2015 blog post about the formation of "Clear Ballot Choices" and its intent for a 2016 referendum which is aimed at repealing Whatcom County ordinance that placed Prop 9 on the November 3, 2015 election ballot; and after even soliciting for funding in that blog post, "Clear Ballot Choices" then waited until October 13, 2015 to register/file its statement of organization. I believe this demonstrates that Clear Ballot Choices is in violation of RCW 42.17A.205.

Additionally, the October 13, 2015, C1pc form for "Clear Ballot Choices" was marked as a single year committee, specifically for the election year 2015. Under "Ballot Number," it was marked "2016," and next to that, the "FOR" box was marked with an "X."

So, "Clear Ballot Choices" was registered as a single year Political Ballot Committee for the 2015 election year, yet the stated purpose of the Committee was to repeal an Ordinance to amend the County Charter for which there was a 2016 referendum petition submitted on August 6, 2015 to Whatcom County. And, while the "FOR" box was selected, that seems to contradict the stated purpose which is to repeal (which would mean against) an ordinance. All of this is misleading to the public, and all of the numerous changes made to the stated purpose of the Ballot Committee is also very confusing to the public. The "Clear Ballot Choices (Pacific International Terminals LLC)" Ballot Committee was a constant moving target, and that helped cloak its political maneuvers from the very transparency that is intended by PDC rules to protect the public's right to election information.

When "Clear Ballot Choices" filed its original C1pc form on October 13, 2015, the Ballot Committee was already, as of October 9, 2015, in possession of a \$25,000 cash contribution, and \$13,544.56 in-kind contributions/pledges/orders/debts/ obligations, from Pacific International Terminals LLC. There was no other contributor to the Ballot Committee when it filed its original October 13, 2015, C1pc form. The Ballot Committee should have been, at that time, registered with Pacific International Terminals LLC., included in its committee name, since according to RCW 42.17A.005, Pacific International Terminals LLC., is considered a sponsor of the Ballot Committee because the committee received 80% or more of its contributions from the company. This is stated in WAC 390-16-011A:

"(2) 'Sponsor' of a political committee is defined under RCW [42.17A.005](http://app.leg.wa.gov/RCW/default.aspx?cite=42.17A.005) (<http://app.leg.wa.gov/RCW/default.aspx?cite=42.17A.005>) (42)(b).

(3) A sponsored political committee that registers on or after January 1, 2012, shall include on its C-1pc the name of at least one sponsor in the committee's name."

"Clear Ballot Choices" waited until October 19, 2015 to amend its C1pc to include sponsor Pacific International Terminals LLC. in its committee name. This violated reporting requirements.

On October 9, 2015, "Clear Ballot Choices" received a \$25,000 contribution, and \$13,544.56 in in-kind contributions/pledges/orders/debts/ obligations, from Pacific International Terminals LLC., but then the Ballot Committee missed a

Monday PDC filing deadline. Monday, October 12 was a holiday so that then meant the C3 report should have been filed the following day, Tuesday, October 13, but it was not filed until October 19. Coupled with that failure to report its C3 report, was Clear Ballot Choices failure to file its C4 report for the time period between September 1 through October 12 by the deadline of Tuesday, October 13 (one day after the Monday holiday).

Because of the failure of "Clear Ballot Choices" to have reported its \$38,544.56 in both contributions and in-kind support by the stipulated deadline, this enabled "Clear Ballot Choices" to hide this important information from the public which includes voters, campaign competitors, and the media which informs the public on election spending. And, compounding the problematic aspect of these failures to report on time, was the fact that "Clear Ballot Choices" did not file those reports electronically, which kept the public in the dark even longer as to that important information, and seems to be in violation of RCW 42.17A.245.

Pacific International Terminals LLC., via its 2015 election spending, specifically with its own "Clear Ballot Choices (Pacific International Terminals LLC)" Ballot Committee activities, is exerting its forceful influence on Whatcom County as to how County voters elect their County Council, in an effort to impact the make up of the County Council, in order to elicit a favorable permit decision from the Council for its coal terminal project.

These numerous violations by the "Clear Ballot Choices (Pacific International Terminals LLC)" Ballot Committee most certainly gave it a significant advantage in its advocacy of Propositions 1, 2, and 3, and its opposition of Prop 9.

I ask that your commission investigate these violations listed here, and any other related violations that you may find in reviewing things—and using your expertise, meter out the most severe penalties allowable.

IN KIND CONTRIBUTIONS, PLEDGES, ORDERS, DEBTS, OBLIGATIONS

SCHEDULE TO C4

B

(11/99)

3

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date
09/01/15 10/12/15

1. IN KIND CONTRIBUTIONS RECEIVED (goods, services, discounts, etc.)

Date Received	Contributor's Name and Address	Description of Contribution	Fair Market Value	Aggregate Total	P	R	G	E	N	If total over \$100, Employer Name, City, State & Occup
10/09/15	PACIFIC INTERNATIONAL 1131 SW Klickitat Way Seattle, WA 98124	Survey research	10,000.00	38,544.56						
10/09/15	PACIFIC INTERNATIONAL 1131 SW Klickitat Way Seattle, WA 98124	Voter data	3,544.56	38,544.56						
TOTAL THIS PAGE			13,544.56							

**CASH RECEIPTS
 MONETARY
 CONTRIBUTIONS**

C3
 (102)

THIS SPACE FOR OFFICE USE

100663000

10-19-2015

Candidate or Committee Name (Do not abbreviate. Use full name.)
 Clear Ballot Choices (Pacific International Terminals, LLC)

Mailing Address
 PO Box 2909

City: Bellingham, WA Zip + 4: 98227 Office Sought (candidates): Election Date: 2015

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date Received		Amount	Total
	a. Anonymous		
	b. Candidate's personal funds deposited in the bank (include candidate loans in 1c).....		
	c. Loans, notes, security agreements. Attach Schedule L		
	d. Miscellaneous receipts (interest, refunds, auctions, other). Attach explanation		
	e. Small contributions \$25.00 or less not itemized and number of persons giving _____ (persons)		

2. CONTRIBUTIONS OVER \$25.00

Date Received	Contributor's Name, Address, City, State, Zip	Contributions of more than \$100: Employer's Name, City and State	P R I	G E N	Amount	Aggregate* Total
10/09/15	PACIFIC INTERNATIONAL 1131 SW Klickitat Way Seattle, WA 98124				25,000.00	38,544.56
		Occupation				
		Occupation				
		Occupation				
		Occupation				
		Occupation				
		Sub-total			25,000.00	*See reverse for details.
	<input type="checkbox"/> Check here if additional pages are attached	Amount from attached pages			0.00	

3. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT

Sum of parts 1 and 2 above. Enter this amount in line 1, Schedule A to C4. 25,000.00

4. Date of Deposit: 10/09/15

Treasurer's Daytime Telephone No.: (253) 988-2455

I certify that this report is true and complete to the best of my knowledge

Treasurer's Signature: Tom Perry Date: 10-19-2015

We have filed this referendum petition for the following reasons:

(1) The citizens of Whatcom County launched a once-every-decade review of the County Charter by duly electing 15 volunteer, unpaid Charter Review Commissioners last November. This is the orderly process that is set forth in the County Charter.

(2) The Charter Review Commission took six months to solicit public input, meeting and deliberating around the County before finalizing its recommendations for Charter amendments to the voters.

(3) At the eleventh hour, over the Fourth of July holiday, the County Council suddenly, and with only a few hours of public input on a single day, rammed through its own proposed "five-district" amendment to the Charter which would fundamentally change the structure of the Council. There was no consideration of alternatives and virtually no genuine engagement with the public by the Council. The deal appeared to be "wired" from the beginning.

(4) For the first time in County history, the current County Council members (except Kremen) are attempting to redraw their own districts. The Council's proposal appears to be aimed at preserving the power of the existing Council members and their allies, which is a kind of big-city, raw power politics that often leads to *gerrymandering* and political corruption. This is not good government.

(5) The five-district concept had been fully considered and rejected by a super-majority of the Charter Review Commission on an 11-4 vote.

(6) The Council can propose Charter amendments at any time, but a Charter Review Commission is elected and meets only once every ten years. Only the elected Charter Review Commission's proposals should be considered this ballot cycle to avoid confusion. The Council's proposals can be considered at other times when there aren't so many Charter issues on the ballot.

(7) The merits of a new configuration of Council districts deserves a great deal of public dialogue and the careful and transparent consideration of various ideas and options.

(8) Let's let the voters in a separate, clean plebiscite decide when, how and if they want to entertain the Council's scheme.

For Release on
August 6,
2015

Statement by Clear Ballot Choices on

Petition Filed to Force Public Vote on County Council-Proposed Charter Amendment

(Bellingham)- Over 50 voters from across Whatcom County, including four city Mayors, have filed a petition requesting that the County Council's last-minute ordinance to place a proposed amendment to the County Charter on the November election ballot be subjected to a vote of the people.

The Charter amendment in question is the one crafted by the Council to divide the County into five Council districts with prescribed boundaries, instead of the present three-district structure drawn by an independent, bi-partisan Districting Committee and updated every ten years with each census. The Whatcom County Charter Review Commission, a body that the Charter directs be elected every ten years, considered the idea during its half-year of meetings and public hearings and rejected the five-district proposal by a super-majority vote of 11-4.

The County Council introduced the five-district proposal on June 23rd and quickly acted on it July 7th after taking a few hours of sharply divided public testimony. Proposed by a former Bellingham Mayor and liberal political activists, the Council-proposed Charter amendment is seen by some as a clever scheme to give Bellingham voters disproportionate control over County Council elections.

Approximately 40% of Whatcom County's population resides in Bellingham.

The group behind the referendum petition, *Clear Ballot Choices*, argues that the Council's action confuses the decennial Charter review process and undermines months of work by the non-partisan, fifteen-member elected Charter Review Commission. Consideration of a change in the number and shape of Council districts should be given more scrutiny, time for public input, and should be considered separate from the Charter Review Commission's November ballot recommendations, according to the group.

If enough valid signatures are gathered, the voters will be asked in the November 2016 general election whether to repeal the Council's decision to place the five-district measure on the ballot, essentially deciding if they (the voters) want this idea brought before them. Meanwhile, the Council's action, and the five-district ballot proposal, is arguably an invalid consideration for this year's general election.

The referendum petition was filed today with the Whatcom County Auditor. Once a ballot title for the referendum has been decided by the County Prosecutor, the petition proponents will have 120 days to gather enough signatures of County voters to have the referendum placed on the 2016 general election ballot.

The County Charter specifies that such a referendum petition must have the endorsement of registered County voters representing 15% of the voting turnout in the last general election. That would put the required amount of valid petition signatures at around 11,500. If achieved within the 120-day collection period, the Charter states that such an ordinance is "ineffective pending the outcome of the referendum procedure". This would mean that the Council's ordinance proposing their Charter amendment would be suspended.

Clear Ballot Choices describes itself as a grass-roots movement to clarify the choices being presented to voters this November.

The attached statement of reasons for filing the referendum petition was issued by the group.

RECEIVED

AUG 6 2015

DEBBIE ADELSTEIN
WHATCOM COUNTY AUDITOR

APPLICATION FOR PROPOSED REFERENDUM MEASURE

I, (name) Kris Keyes-Halterman am a legal registered voter or an organization of legal voters, (name of organization) Clear Bullet Choices, all of whom are legal registered voters in Whatcom County. (Ron Reimer)
860-

I or we herewith submit a proposed Referendum Petition Measure attached on Ordinance #2015-029. This referendum petition proposal is being submitted to the Auditor within 45 days after the County Council adopted the ordinance.

This proposal seeks to repeal enacted ordinance # 2015-029

This proposal seeks to repeal a portion of ordinance # _____

As described here:

see attached sample language

I request that Whatcom County Auditor assign the proposed referendum measure a number and transmit a copy to Whatcom County Prosecuting Attorney.

Proponent Contact Information

Adoption of Petition Language only

Kristin S. Keyes-Halterman
Name

Physical Address

Mailing Address

Phone

Email Address

x [Signature]
Signature of Proponent

8/6/15
Date Signed

SEE ALSO:

NEW NAME:

**CLEAR BALLOT CHOICES (PACIFIC
INTERNATIONAL TERMINALS, LLC)**

OLD NAME:

CLEAR BALLOT CHOICES

NAME CHANGE 10/19/2015

Jennifer Hansen

From: Tom Perry <dawgperry@gmail.com>
Sent: Tuesday, October 20, 2015 10:20 AM
To: Jennifer Hansen
Subject: RE: Clear Ballot Choices C1PC

Jennifer,

We need to make another adjustment to the C1PC for Clear Ballot Choices. Due to electronic filing limitations we are unable to include the fact that we are both supporting and opposing ballot measures. The details are:

Supporting Prop 1
Supporting Prop 2
Supporting Prop 3
Opposing Prop 9

DATE FILED PDC

OCT 20 2015

Thank you,
Tom Perry
Treasurer

From: Jennifer Hansen [mailto:jennifer.hansen@pdc.wa.gov]
Sent: Monday, October 19, 2015 2:09 PM
To: Tom Perry
Subject: RE: Clear Ballot Choices C1PC

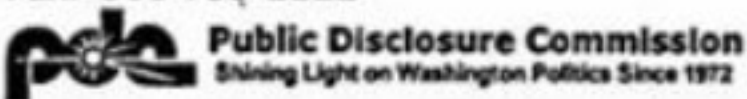
Thanks!

Jennifer Hansen

Filer Assistance Specialist

Tel: 360-586-4560

Fax: 360-753-1112



From: Tom Perry [mailto:dawgperry@gmail.com]
Sent: Monday, October 19, 2015 1:58 PM
To: Jennifer Hansen <jennifer.hansen@pdc.wa.gov>
Subject: Clear Ballot Choices C1PC

Jennifer,

An amended C1PC for Clear Ballot Choices has just been electronically filed. Due to electronic filing limitations we were unable to include the fact that we are both supporting and opposing ballot measures. The details are:

Supporting Prop 1
Opposing Prop 9

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Opposing Prop 9

Thank you,
Tom Perry
Treasurer

 <p>PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 204 PO BOX 49908 OLYMPIA WA 98504-0908 (360) 753-1111 Toll Free 1-877-601-2828</p>	<h2>Political Committee Registration</h2>	<h1>C1PC</h1> <p>(1/12)</p>	100662995 AMENDS 100662995
Committee Name (Include sponsor in committee name. See next page for definition of "sponsor." Show entire official name. Do not use abbreviations or acronyms in this box.) CLEAR BALLOT CHOICES (PACIFIC INTERNATIONAL TERMINALS, LLC)		Acronym:	Telephone: 360-815-5914
Mailing Address PO BOX 2909		Fax:	
City BELLINGHAM	County WHATCOM	Zip + 4 98227	E-mail: RON5326@GMAIL.COM
NEW OR AMENDED REGISTRATION? <input type="checkbox"/> NEW. Complete entire form. <input checked="" type="checkbox"/> AMENDS previous report. Complete entire form.	COMMITTEE STATUS <input type="checkbox"/> Continuing (On-going; not established in anticipation of any particular campaign election.) <input checked="" type="checkbox"/> <u>2015</u> election year only. Date of general or special election: <u>11/03/2015</u> (Year)		
1. What is the purpose or description of the committee? <input type="checkbox"/> Bona Fide Political Party Committee - official state or county central committee or legislative district committee. If you are not supporting the entire party ticket, attach a list of the names of the candidates you support.			
<input checked="" type="checkbox"/> Ballot Committee - Initiative, Bond, Levy, Recall, etc. Name or description of ballot measure: SUPPORT PROP 1			Ballot Number FOR AGAINST <u>1</u> <input checked="" type="checkbox"/> <input type="checkbox"/>
<input type="checkbox"/> Other Political Committee - PAC, caucus committee, political club, etc. If committee is related or affiliated with a business, association, union or similar entity, specify name:			
For single election-year only committees (not continuing committees): Is the committee supporting or opposing (a) one or more candidates? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, attach a list of each candidate's name, office sought and political party affiliation. (b) the entire ticket of a political party? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, identify the party:			
2. Related or affiliated committees. List name, address and relationship. <input type="checkbox"/> Continued on attached sheet.			
3. How much do you plan to spend during this entire election campaign, including the primary and general elections? Based on that estimate, choose one of the reporting options below. (If your committee status is continuing, estimate spending on a calendar year basis.) If no box is checked you are obligated to use Full Reporting. See instruction manuals for information about reports required and changing reporting options. <input type="checkbox"/> MINI REPORTING Mini Reporting is selected. No more than \$5,000 will be raised or spent and no more than \$500 in the aggregate will be accepted from any one contributor.			
4. Campaign Manager's or Media Contact's Name and Address RON REIMER 6595 NORTHWEST DR, FERNDAL WA 98248		Telephone Number: 360-815-5914	
5. Treasurer's Name and Address. Does treasurer perform <u>only</u> ministerial functions? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> See WAC 390-05-243 and next page for details. List deputy treasurers on attached sheet. TOM PERRY PO BOX 1283, PUYALLUP WA 98371		Daytime Telephone Number: 253-988-2455	
6. Persons who perform only ministerial functions on behalf of this committee and on behalf of candidates or other political committees. List name, title, and address of these persons. See WAC 390-05-243 and next page for details. <input type="checkbox"/> Continued on attached sheet.			
7. Committee Officers and other persons who authorize expenditures or make decisions for committee. List name, title, and address. See next page for definition of "officer." <input type="checkbox"/> Continued on attached sheet. RON REIMER, CHAIR, 6595 NORTHWEST DR, FERNDAL WA 98248 STEVE GROEN, SECRETARY, 1000 BARNHART RD, LYNDEN WA 98264			
8. Campaign Bank or Depository HERITAGE BANK	Branch BAKERVIEW	City BELLINGHAM	
9. Campaign books must be open to the public by appointment between 8 a.m. and 6 p.m. during the eight days before the election, except Saturdays, Sundays, and legal holidays. In the space below, provide contact information for scheduling an appointment and the address where the inspection will take place. It is not acceptable to provide a post office box or an out-of-area address. Street Address, Room Number, City where campaign books will be available for inspection 6595 NORTHWEST DR, FERNDAL In order to make an appointment, contact the campaign at (telephone, fax, e-mail): (360) 815-5914 RON5326@GMAIL.COM			
10. Eligibility to Give to Political Committees and State Office Candidates: A committee must receive \$10 or more each from ten Washington State registered voters before contributing to a Washington State political committee. Additionally, during the six months prior to making a contribution to a state office candidate your committee must have received contributions of \$10 or more each from at least ten Washington State registered voters. <input checked="" type="checkbox"/> A check here indicates your awareness of and pledge to comply with these provisions. Absence of a check mark means your committee does not qualify to give to Washington State political committees and/or state office candidates.	11. Signature and Certification. I certify that this statement is true, complete and correct to the best of my knowledge. Committee Treasurer's Signature TOM PERRY Date 10-19-2015		

 PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 Toll Free 1-877-601-2020		Political Committee Registration		C1 PC (1/12)		100662467 10-13-2015	
Committee Name (Include sponsor in committee name. See next page for definition of "sponsor." Show entire official name. Do not use abbreviations or acronyms in this box.) CLEAR BALLOT CHOICES				Acronym:		Telephone: 360-815-5914	
Mailing Address PO BOX 2909				Fax:		E-mail: RON5326@GMAIL.COM	
City BELLINGHAM		County WHATCOM		Zip + 4 98227			
NEW OR AMENDED REGISTRATION? <input checked="" type="checkbox"/> NEW. Complete entire form. <input type="checkbox"/> AMENDS previous report. Complete entire form.		COMMITTEE STATUS <input type="checkbox"/> Continuing (On-going; not established in anticipation of any particular campaign election.) <input checked="" type="checkbox"/> <u>2015</u> election year only. Date of general or special election: <u>11/03/2015</u> (Year)					
1. What is the purpose or description of the committee? <input type="checkbox"/> Bona Fide Political Party Committee - official state or county central committee or legislative district committee. If you are not supporting the entire party ticket, attach a list of the names of the candidates you support.							
<input checked="" type="checkbox"/> Ballot Committee - Initiative, Bond, Levy, Recall, etc. Name or description of ballot measure: REPEAL ORDINANCE TO AMEND COUNTY CHARTER						Ballot Number FOR AGAINST <u>2016</u> <input checked="" type="checkbox"/> <input type="checkbox"/>	
<input type="checkbox"/> Other Political Committee - PAC, caucus committee, political club, etc. If committee is related or affiliated with a business, association, union or similar entity, specify name:							
For single election-year only committees (not continuing committees): Is the committee supporting or opposing (a) one or more candidates? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, attach a list of each candidate's name, office sought and political party affiliation. (b) the entire ticket of a political party? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, identify the party.							
2. Related or affiliated committees. List name, address and relationship. <input type="checkbox"/> Continued on attached sheet.							
3. How much do you plan to spend during this entire election campaign, including the primary and general elections? Based on that estimate, choose one of the reporting options below. (If your committee status is continuing, estimate spending on a calendar year basis.) If no box is checked you are obligated to use Full Reporting. See instruction manuals for information about reports required and changing reporting options. <input type="checkbox"/> MINI REPORTING Mini Reporting is selected. No more than \$5,000 will be raised or spent and no more than \$500 in the aggregate will be accepted from any one contributor.							
<input checked="" type="checkbox"/> FULL REPORTING Full Reporting is selected. The frequent, detailed campaign reports mandated by law will be filed as required.							
4. Campaign Manager's or Media Contact's Name and Address RON REIMER 6595 NORTHWEST DR, FERNDALE WA 98248				Telephone Number: 360-815-5914			
5. Treasurer's Name and Address. Does treasurer perform <u>only</u> ministerial functions? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> See WAC 390-05-243 and next page for details. List deputy treasurers on attached sheet. <input type="checkbox"/> Continued on attached sheet. TOM PERRY PO BOX 1283, PUYALLUP WA 98371				Daytime Telephone Number: 253-988-2455			
6. Persons who perform only ministerial functions on behalf of this committee and on behalf of candidates or other political committees. List name, title, and address of these persons. See WAC 390-05-243 and next page for details. <input type="checkbox"/> Continued on attached sheet.							
7. Committee Officers and other persons who authorize expenditures or make decisions for committee. List name, title, and address. See next page for definition of "officer." <input type="checkbox"/> Continued on attached sheet. RON REIMER, CHAIR, 6595 NORTHWEST DR, FERNDALE WA 98248 STEVE GROEN, SECRETARY, 1000 BARNHART RD, LYNDEN WA 98264							
8. Campaign Bank or Depository HERITAGE BANK		Branch BAKERVIEW		City BELLINGHAM			
9. Campaign books must be open to the public by appointment between 8 a.m. and 8 p.m. during the eight days before the election, except Saturdays, Sundays, and legal holidays. In the space below, provide contact information for scheduling an appointment and the address where the inspection will take place. It is not acceptable to provide a post office box or an out-of-area address. Street Address, Room Number, City where campaign books will be available for inspection 6595 NORTHWEST DR, FERNDALE In order to make an appointment, contact the campaign at (telephone, fax, e-mail): (360) 815-5914 RON5326@GMAIL.COM							
10. Eligibility to Give to Political Committees and State Office Candidates: A committee must receive \$10 or more each from ten Washington State registered voters before contributing to a Washington State political committee. Additionally, during the six months prior to making a contribution to a state office candidate your committee must have received contributions of \$10 or more each from at least ten Washington State registered voters. <input checked="" type="checkbox"/> A check here indicates your awareness of and pledge to comply with these provisions. Absence of a check mark means your committee does not qualify to give to Washington State political committees and/or state office candidates.				11. Signature and Certification. I certify that this statement is true, complete and correct to the best of my knowledge. Committee Treasurer's Signature TOM PERRY			
				Date 10-13-2015			

From: **Dan Brady** brady-dj@comcast.net
Subject: next steps
Date: October 7, 2015 at 10:53 AM
To: Tony Larson larsontony88@gmail.com



I have a sizeable contribution processing for Clear Ballot Choices. Do you have an account for it yet?

DO NOT CASH Unless original document has an artificial watermark on reverse side

Pacific International Terminals, LLC

131 S.W. Klickitat Way P.O. Box 24868 Seattle, WA 98124-0868 (206) 623-0304

Bank of America
Oregon

24-7038
3230

Check No. 0002761365

Date 10-08-2015

Pay

Twenty-Five Thousand and 00/100 Dollars

AMOUNT
\$25,000.00

VOID AFTER 90 DAYS

Pay to the
order of

CLEAR BALLOT CHOICES
P.O. BOX 2909
BELLINGHAM, WA

R. S. Wall



PO Box 9188 | Tacoma, WA 98409

Statement Start	10-09-2015
Statement End	10-31-2015
Account Number	**2902
Page	1 of 3

02 01 RETURN SERVICE REQUESTED
 CLEAR BALLOT CHOICES
 PO BOX 2909
 BELLINGHAM WA 98227
 91i4e
 00422

A Community of Banks.
 Whidbey ISLAND BANK
A Division of Heritage Bank
 Central Valley Bank
A DIVISION OF HERITAGE BANK





VISA® GIFT CARDS

Simple. Quick. Versatile.

Available at all locations—from \$10 to \$1,000
 Get yours today!



NON PROFIT INTEREST CHECKING Account No. **2902

Interest Rate 0.030% Interest Paid YTD: \$0.37

Beginning Balance	+	Deposits	+	Interest Paid	-	Withdrawals	-	Service Charges	=	Ending Balance
\$0.00		\$48,000.00		\$0.37		\$3,889.26		\$0.00		\$44,111.11

DEPOSITS AND OTHER CREDITS

Posted Date	Transaction Detail	Amount
10/09/15	New Account Deposit New Account Deposit	25,000.00
10/20/15	Deposit	3,000.00
10/27/15	Deposit	20,000.00
10/31/15	Credit Interest	0.37


CLEARED CHECKS

*Indicates check number out of sequence.

Check#	Date	Amount
1001	10/28	3,889.26

422-1264



From: larsontony88@gmail.com 
Subject: Clear Ballot Choices Deposit's
Date: October 12, 2015 at 3:14 PM
To: Tom Perry dawgperry@gmail.com



Hi Tom,

I've attached a copy of the check that we deposited to open the account this past Friday.

Also, on Friday, October 9th, 2015, Pacific International Terminals, LLC contributed \$10,000 worth of survey research to Clear Ballot Choices. This data was given directly to Clear Ballot Choices' vendor, Revolvis Consulting.

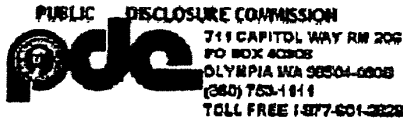
Pacific Terminal's address is here:

1131 SW Klickitat Way
Seattle, WA 98124

Thanks.

Tony

| Seattle, WA 98124



**CASH RECEIPTS
MONETARY
CONTRIBUTIONS**

C3
1112

THIS SPACE FOR OFFICE USE
DATE FILED PDC
OCT 13 2015

Candidate or Committee Name (Do not abbreviate. Use full name.)
Clear Ballot Choices

Mailing Address
PO Box 2909

City **Bellingham** Zip + 4 **98227** Office Sought (candidates) Election Date **2015**

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date Received	Amount	Total
a. Anonymous	\$0.00	\$0.00
b. Candidate's personal funds deposited in the bank, (include candidate loans in 1c).		
c. Loans, notes, security agreements. Attach Schedule L.		
d. Miscellaneous receipts (interest, refunds, auctions, other). Attach explanation.		
e. Small contributions \$25.00 or less not itemized and number of persons giving [persons]		

2. CONTRIBUTIONS OVER \$25.00

Date Received	Contributor's Name, Address, City, State, Zip	Contributions of more than \$100: Employer's Name, City and State	P R I	G E N	Amount	Aggregate* Total
10/09/2015	PACIFIC INTERNATIONAL TERMINALS, LLC 1131 SW Klickitat Way Seattle WA 98124				\$25,000.00	\$38,544.56
	Occupation					
	Occupation					
	Occupation					
	Occupation					
	Occupation					
	<input type="checkbox"/> Check here if additional pages are attached	Sub-total			\$25,000.00	*See reverse for details.
		Amount from attached pages			\$0.00	
3. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT Sum of parts 1 and 2 above. Enter this amount in line 1, Schedule A to C4					\$25,000.00	

4. Date of Deposit

10/09/2015

Treasurer's Daytime Telephone No.: (253) 988-2455


I certify that this report is true and complete to the best of my knowledge

Treasurer's Signature

Date

Tom Perry

10/13/15

 PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 Toll Free 1-877-601-2828		Political Committee Registration		C1PC (1/12)		100662467 10-13-2015					
Committee Name (Include sponsor in committee name. See next page for definition of "sponsor." Show entire official name. Do not use abbreviations or acronyms in this box.) CLEAR BALLOT CHOICES				Acronym:							
				Telephone: 360-815-5914							
Mailing Address PO BOX 2909				Fax:							
City BELLINGHAM		County WHATCOM		Zip + 4 98227		E-mail: RON5326@GMAIL.COM					
NEW OR AMENDED REGISTRATION? <input checked="" type="checkbox"/> NEW. Complete entire form. <input type="checkbox"/> AMENDS previous report. Complete entire form.				COMMITTEE STATUS <input type="checkbox"/> Continuing (On-going; not established in anticipation of any particular campaign election.) <input checked="" type="checkbox"/> 2015 election year only. Date of general or special election: <u>11/03/2015</u> (Year)							
1. What is the purpose or description of the committee? <input type="checkbox"/> Bona Fide Political Party Committee - official state or county central committee or legislative district committee. If you are not supporting the entire party ticket, attach a list of the names of the candidates you support.											
<input checked="" type="checkbox"/> Ballot Committee - Initiative, Bond, Levy, Recall, etc. Name or description of ballot measure: REPEAL ORDINANCE TO AMEND COUNTY CHARTER						Ballot Number FOR AGAINST <u>2016</u> <input checked="" type="checkbox"/> <input type="checkbox"/>					
<input type="checkbox"/> Other Political Committee - PAC, caucus committee, political club, etc. If committee is related or affiliated with a business, association, union or similar entity, specify name:											
For single election-year only committees (not continuing committees): Is the committee supporting or opposing (a) one or more candidates? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, attach a list of each candidate's name, office sought and political party affiliation. (b) the entire ticket of a political party? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, identify the party:											
2. Related or affiliated committees. List name, address and relationship. <input type="checkbox"/> Continued on attached sheet.											
3. How much do you plan to spend during this entire election campaign, including the primary and general elections? Based on that estimate, choose one of the reporting options below. (If your committee status is continuing, estimate spending on a calendar year basis.) If no box is checked you are obligated to use Full Reporting. See instruction manuals for information about reports required and changing reporting options. <input type="checkbox"/> MINI REPORTING Mini Reporting is selected. No more than \$5,000 will be raised or spent and no more than \$500 in the aggregate will be accepted from any one contributor.											
						<input checked="" type="checkbox"/> FULL REPORTING Full Reporting is selected. The frequent, detailed campaign reports mandated by law will be filed as required.					
4. Campaign Manager's or Media Contact's Name and Address RON REIMER 6595 NORTHWEST DR, FERNDAL WA 98248						Telephone Number: 360-815-5914					
5. Treasurer's Name and Address. Does treasurer perform <u>only</u> ministerial functions? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> . See WAC 390-05-243 and next page for details. List deputy treasurers on attached sheet. <input type="checkbox"/> Continued on attached sheet. TOM PERRY PO BOX 1283, PUYALLUP WA 98371						Daytime Telephone Number: 253-988-2455					
6. Persons who perform only ministerial functions on behalf of this committee and on behalf of candidates or other political committees. List name, title, and address of these persons. See WAC 390-05-243 and next page for details. <input type="checkbox"/> Continued on attached sheet.											
7. Committee Officers and other persons who authorize expenditures or make decisions for committee. List name, title, and address. See next page for definition of "officer." <input type="checkbox"/> Continued on attached sheet. RON REIMER, CHAIR, 6595 NORTHWEST DR, FERNDAL WA 98248 STEVE GROEN, SECRETARY, 1000 BARNHART RD, LYNDEN WA 98264											
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Committee Treasurer's Signature	Date										
TOM PERRY	10-13-2015										

SIGNATURE AUTHORIZATION FOR ELECTRONIC FILING OF CAMPAIGN FINANCE REPORTS OCT 13 2015

10/07/2015

XXClear

This document serves as an official signature authorization form for the purpose of filing electronic reports for Clear Ballot Choices.

Address: PO Box 2909
Bellingham, WA 98227

Email Address: ron5326@gmail.com

We certify that we have the authority to sign PDC reports for the above-named entity, and further certify that the information contained in the reports is true, complete and correct to the best of our knowledge.

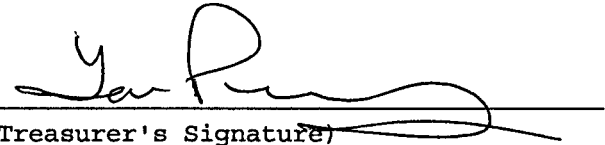
We acknowledge and agree that by signing this document, we have read WAC 390-19-010 through 050 and the Electronic Filing Instructions on the PDC web site.

We acknowledge and agree that it is the sole responsibility of the persons named below to protect the account from unauthorized persons or use. We acknowledge that if we suspect or discover that the passwords have been compromised, we shall immediately notify the PDC and follow PDC instructions to have new passwords issued.

Sincerely,

x 
(Manager's Signature)

Ron Reimer

x 
(Treasurer's Signature)


Tom Perry

On the next screen you may submit a C1PC report which will be received in pending status. The C1PC report will be "officially received" by the PDC as of the date that we receive this signature card, which you must now print, sign, and mail to the PDC at the address below.

Public Disclosure Commission
P.O. Box 40908
Olympia, WA 98504-0908

Remember: it is your responsibility to protect your passwords!

CLEARBC - 227
Act by LF
10-15-15

 PUBLIC DISCLOSURE COMMISSION 711 CAPITOL WAY RM 206 PO BOX 40908 OLYMPIA WA 98504-0908 (360) 753-1111 Toll Free 1-877-601-2828		Political Committee Registration		C1PC (1/12)		100662995 AMENDS 1006624675		
Committee Name (Include sponsor in committee name. See next page for definition of "sponsor." Show entire official name. Do not use abbreviations or acronyms in this box.) CLEAR BALLOT CHOICES (PACIFIC INTERNATIONAL TERMINALS, LLC)				Acronym:				
				Telephone: 360-815-5914				
Mailing Address PO BOX 2909				Fax:				
City BELLINGHAM		County WHATCOM		Zip + 4 98227		E-mail: RON5326@GMAIL.COM		
NEW OR AMENDED REGISTRATION? <input type="checkbox"/> NEW. Complete entire form. <input checked="" type="checkbox"/> AMENDS previous report. Complete entire form.			COMMITTEE STATUS <input type="checkbox"/> Continuing (On-going; not established in anticipation of any particular campaign election.) <input checked="" type="checkbox"/> 2015 election year only. Date of general or special election: <u>11/03/2015</u> (Year)					
1. What is the purpose or description of the committee? <input type="checkbox"/> Bona Fide Political Party Committee - official state or county central committee or legislative district committee. If you are not supporting the entire party ticket, attach a list of the names of the candidates you support.								
<input checked="" type="checkbox"/> Ballot Committee - Initiative, Bond, Levy, Recall, etc. Name or description of ballot measure: SUPPORT PROP 1						Ballot Number <u>1</u>	FOR <input checked="" type="checkbox"/>	AGAINST <input type="checkbox"/>
<input type="checkbox"/> Other Political Committee - PAC, caucus committee, political club, etc. If committee is related or affiliated with a business, association, union or similar entity, specify name:								
For single election-year only committees (not continuing committees): Is the committee supporting or opposing (a) one or more candidates? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, attach a list of each candidate's name, office sought and political party affiliation. (b) the entire ticket of a political party? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, identify the party:								
2. Related or affiliated committees. List name, address and relationship. <input type="checkbox"/> Continued on attached sheet.								
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4. Campaign Manager's or Media Contact's Name and Address RON REIMER 6595 NORTHWEST DR, FERNDAL WA 98248						Telephone Number: 360-815-5914		
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December 2, 2015

Tony Perkins
Washington State Public Disclosure Commission
P.O. Box 40908
Olympia, WA 98504-0908

RE: Clear Ballot Choices, Case No. 1217

Dear Mr. Perkins:

I am responding to your email of November 18th, 2015 regarding two complaints filed against Clear Ballot Choices in the above referenced case. The facts are as follows:

Clear Ballot Choices (CBC) was initially created in the first week of August 2015 to support a referendum on a county ordinance placing a measure on the ballot for the 2015 Whatcom County General Election. However, soon after filing a petition for referendum on August 6, 2015, CBC decided to hold off on any support for the referendum or to otherwise engage in any political activity. CBC did not solicit or receive contributions or expend any funds to support a referendum or any other political activity – in kind or otherwise – during this time. In fact, CBC did not even have a bank account.

On August 27th, 2015, CBC contacted Tom Perry about serving as CBC treasurer and providing compliance services in the case CBC ultimately decided to support the referendum effort after all. However, CBC soon after decided against supporting the referendum. As before, CBC did not solicit or receive any contributions or expend any funds to support a referendum at any time.

One of the complaints cites a posting on a website controlled by DOVE Whatcom discussing the referendum. While that posting mentions CBC, it solicits funds for DOVE Whatcom – not CBC – as shown in the links within the complaint. CBC has no relationship with DOVE Whatcom. And, as stated previously, no funds were raised, received, or spent by CBC to support a referendum effort at any time in 2015.

In the first week of October, it was decided that CBC would support Proposition 1 and oppose Proposition 9 on the 2015 General Election Ballot in Whatcom County. CBC contacted Tom Perry on October 7th, 2015, and asked him to take care of all compliance obligations of CBC. My understanding is that Mr. Perry did in fact register CBC with the PDC on this day. However, Mr. Perry was not aware that the purpose of CBC was to support Prop 1 and oppose Prop 9, rather than the separate referendum effort contemplated earlier. When the faxed C1PC form became visible to the public on Friday October 16th, 2015, CBC informed Mr. Perry that that the purpose of the committee was to support Prop 1 and oppose Prop 9. Mr. Perry made this change on Monday, October 19th, 2015 as soon as he finally secured a filer ID through his outreach to PDC staff.

From this point forward, the complaints seem to center on the compliance activity by Mr. Perry acting on behalf of CBC and his interactions with PDC staff. Attached is a timeline created by Mr. Perry regarding his activity on our behalf.

There is some discussion of when Pacific International Terminals (PIT) should have been disclosed as a sponsor of CBC. PIT does not control the activities of CBC in any manner so only by meeting the 80% threshold of contributions from a single source would CBC be required to list such a sponsor. At the time the C1PC was first filed, CBC did not have any contributions. CBC hoped for a number of contributions from various sources and did not anticipate that PIT contributions would exceed 80% of

total contributions to the committee. However, once Mr. Perry received the filer ID from the PDC on October 19th, CBC amended its C1PC to indicate PIT as a sponsor to that point in time along with other reports indicating support for Prop 1 and Prop 9. All voter contact communications from CBC throughout the campaign featured the following sponsor language in the disclaimer (in addition to top 5 donors):

Paid for by Clear Ballot Choices (Pacific International Terminals, LLC)

Lastly, on October 20, 2015, CBC decided to cite newspaper articles and quotes from community leaders in its mailings in support of Prop1 and opposition to Prop 9. Given that this source material also supported Propositions 2 and 3, CBC took the extra effort to amend its C1PC to show that it was supporting Props 2 and 3 as well.

I hope this information is useful to you and answers all your questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Ron Reimer". The signature is fluid and cursive, with a large initial "R" and "R".

Ron Reimer, Chair
Clear Ballot Choices
6595 NW Drive
Ferndale, WA 98248

Paid for by Clear Ballot Choices (Pacific International Terminals, LLC)
P.O. Box 2909
Bellingham, WA 98227
Top 5 Donors: Pacific International Terminals, LLC



**Some Whatcom County Views
are Just Different.**

Vote for Your Community, Your Leaders – Your View.



“It’s simple; all voters should be able to have our own representation in County Leadership. Whatcom farmers support Proposition 1, 2 & 3 and reject Proposition 9.”

Debbie Vander Veen, President
WHATCOM FARM BUREAU



“We enjoy our rural Whatcom County values. Vote YES on Proposition 1, 2 & 3 and No on Proposition 9, and ensure your voice is heard.”

Ed Blok, President
WHATCOM FAMILY FARMERS

Join Whatcom County Small City Mayors and Vote YES on 1, 2 & 3 and NO on 9

Gary Jensen, Mayor
CITY OF FERNDALE

Bob Bromley, Mayor
CITY OF SUMAS

John Perry, Mayor
CITY OF EVERSON

Scott Korthuis, Mayor
CITY OF LYNDEN

Jim Ackerman, Mayor
CITY OF NOOKSACK

Harry Robinson, Mayor
CITY OF BLAINE



If approved, **PROPOSITION 1** will allow us to elect our county leaders by the districts they represent, not by the entire county. Therefore, you choose who represents YOU.



PROPOSITION 9 seeks to undermine the district representation of Prop 1 by giving more control to a few urban areas.



STOP the
POWER GRAB

Paid for by Clear Ballot Choices (Pacific International Terminals, LLC)
P.O. Box 2909
Bellingham, WA 98227
Top 5 Donors: Pacific International Terminals, LLC,
Whatcom County Affordable Housing Council

Don't let the Politicians Choose Your County Representatives



YES on **1** | **NO** on **9**
STOP the **POWER GRAB**

**Proposition 9 may “redistrict out” current county leaders,
letting the County Council appoint new ones!**

**So much for the people
electing their representatives.**

October 21, 2015



PROP. 9, BETTER DEFINED

“...Billed as “fair and equal” by proponents, the proposition actually makes a monumental mess of a system that’s worked fairly well for decades. A frantic rush to beat election deadlines meant mistakes were made; mistakes, assuring 20 to 40 percent of the county’s population will have no council representative at all for most of the next two to four years.

“... If adopted, between one and six County Councilmembers may be forced to resign. The “boundaries of the councilmember’s district” are not being changed; the districts are being eliminated, replaced by new districts to which no one has been elected.”

**BY November 3rd, REJECT Proposition 9!
PLEASE VOTE NO to stop this Power Grab.**

Paid for by Clear Ballot Choices (Pacific International Terminals, LLC)
P.O. Box 2909
Bellingham, WA 98227
Top 5 Donors: Pacific International Terminals, LLC,
Whatcom County Affordable Housing Council

Time is ticking...



Return your ballot.

**Make sure you have a
voice in choosing our
county leadership.**



Stop the Political Power Grab

Reject Proposition 9

Return your ballot and reject Proposition 9

Whatcom County politicians want more power at your expense.

Under Prop 9, up to 40 percent of the county's population will have no council representative for up to four years and representatives may be forced to resign--letting the politicians choose their replacements.

One political operative in Cascadia Weekly said, "There will be an open seat...we know how to fill an open seat."

REJECT PROPOSITION 9

Vote!

VOTER INFORMATION:

All ballots must be postmarked delivered to a ballot drop box by
8:00 pm on Tuesday, November 3rd.

Visit www.co.whatcom.wa.us/1863/Ballot-Drop-Box-Locations
to find a drop box near you.

YES on 1 | NO on 9

STOP the
POWER GRAB

Don't let the Politicians Choose Your County Representatives



REJECT Proposition 9!

YES_{on} 1 | NO_{on} 9

STOP the POWER GRAB

PAID FOR BY CLEAR BALLOT CHOICES (PACIFIC INTERNATIONAL TERMINALS, LLC)
P.O. BOX 2909, BELLINGHAM, WA 98227, TOP 5 DONORS: PACIFIC INTERNATIONAL TERMINALS, LLC, WHATCOM COUNTY AFFORDABLE HOUSING COUNCIL

Don't let the Politicians Choose Your County Representatives

REJECT Prop. 9!




YES_{on} 1 | NO_{on} 9

STOP the POWER GRAB

PAID FOR BY CLEAR BALLOT CHOICES (PACIFIC INTERNATIONAL TERMINALS, LLC)
P.O. BOX 2909, BELLINGHAM, WA 98227, TOP 5 DONORS: PACIFIC INTERNATIONAL TERMINALS, LLC, WHATCOM COUNTY AFFORDABLE HOUSING COUNCIL

Don't let the Politicians Choose Your County Representatives

REJECT Proposition 9!



YES_{on} 1 | NO_{on} 9

STOP the POWER GRAB

PAID FOR BY CLEAR BALLOT CHOICES (PACIFIC INTERNATIONAL TERMINALS, LLC)
P.O. BOX 2909, BELLINGHAM, WA 98227, TOP 5 DONORS: PACIFIC INTERNATIONAL TERMINALS, LLC, WHATCOM COUNTY AFFORDABLE HOUSING COUNCIL

Don't let the Politicians Choose Your County Representatives



REJECT Proposition 9!

YES_{on} 1 | NO_{on} 9

STOP the POWER GRAB

PAID FOR BY CLEAR BALLOT CHOICES (PACIFIC INTERNATIONAL TERMINALS, LLC)
P.O. BOX 2909, BELLINGHAM, WA 98227, TOP 5 DONORS: PACIFIC INTERNATIONAL TERMINALS, LLC, WHATCOM COUNTY AFFORDABLE HOUSING COUNCIL

From: Dan Brady dan@danbradylaw.com
Subject: FW: In-kind contribution to Clear Ballot Choices
Date: January 5, 2016 at 1:58 PM
To: larsontony88@gmail.com



From: larsontony88@gmail.com [mailto:larsontony88@gmail.com]
Sent: Monday, October 12, 2015 11:37 AM
To: Dan Brady <dan@danbradylaw.com>
Subject: Re: In-kind contribution to Clear Ballot Choices

Will do.

TL


On Oct 12, 2015, at 11:31 AM, Dan Brady <dan@danbradylaw.com> wrote:

Tony – some info for your treasurer. He will need to get this info soon so don't delay in passing it on. Still working on the big data in-kind contribution.

On Friday, October 9th, 2015, Pacific International Terminals, LLC contributed \$10,000 worth of survey research to Clear Ballot Choices. This data was given directly to Clear Ballot Choices' vendor, Revolvis Consulting.

Pacific Terminal's address is here:

1131 SW Klickitat Way
Seattle, WA 98124

From: larsontony88@gmail.com 
Subject: Clear Ballot Choices Deposit's
Date: October 12, 2015 at 3:14 PM
To: Tom Perry dawgperry@gmail.com



Hi Tom,

I've attached a copy of the check that we deposited to open the account this past Friday.

Also, on Friday, October 9th, 2015, Pacific International Terminals, LLC contributed \$10,000 worth of survey research to Clear Ballot Choices. This data was given directly to Clear Ballot Choices' vendor, Revolvis Consulting.

Pacific Terminal's address is here:

1131 SW Klickitat Way
Seattle, WA 98124

Thanks.

Tony

| Seattle, WA 98124

From: Dan Brady dan@danbradylaw.com
Subject: FW: Additional In-kind contribution to Clear Ballot Choices
Date: January 5, 2016 at 1:57 PM
To: larsontony88@gmail.com



From: Dan Brady [mailto:dan@danbradylaw.com]
Sent: Monday, October 12, 2015 3:16 PM
To: Tony Larson <larsontony88@gmail.com>
Subject: Additional In-kind contribution to Clear Ballot Choices

Tony – some more info for your treasurer. As before, please pass it on to that person ASAP.

On Friday, October 9th, 2015, Pacific International Terminals, LLC contributed \$3,544.56 worth of voter data for Whatcom County to Clear Ballot Choices. This data was given directly to Clear Ballot Choices' vendor, Revolvis Consulting.

Pacific Terminal's address is here:

1131 SW Klickitat Way
Seattle, WA 98124



**SUMMARY, FULL REPORT
RECEIPTS AND
EXPENDITURES**

C4 (1/12)	PDC OFFICE USE
	DATE FILLED PDC OCT 13 2015

Candidate or Committee Name (Do not abbreviate. Include full name)
Clear Ballot Choices

Mailing Address: **PO Box 2909** City: **Bellingham**

Zip + 4 98227	Office Sought (Candidates) 2015
Report Period Covered From (last C-4) 09/01/2015	To (end of period) 10/12/2015
Final Report? Yes No X	

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an independent expenditure (i.e., an expense not considered a contribution) supporting or opposing a state or local candidate?

*See next page Yes No **X**

RECEIPTS

1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)	\$0.00
2. Cash received (From line 2, Schedule A)	\$25,000.00
3. In kind contributions received (From line 1, Schedule B)	\$13,544.56
4. Total cash and in kind contributions received this period (Line 2 plus 3)	\$38,544.56
5. Loan principal repayments made (From line 2, Schedule L)	\$0.00
6. Corrections (From line 1 or 3, Schedule C) Show + or (-)	\$0.00
7. Net adjustments this period (Combine line 5 & 6) Show + or (-)	\$0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)	\$38,544.56
9. Total pledge payments due (From line 2, Schedule B)	\$0.00

EXPENDITURES

10. Previous total cash and in kind expenditures (From line 17, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)	\$0.00
11. Total cash expenditures (From line 4, Schedule A)	\$0.00
12. In kind expenditures (goods & services) (From line 1, Schedule B)	\$13,544.56
13. Total cash and in kind expenditures made this period (Line 11 plus line 12)	\$13,544.56
14. Loan principal repayments made (From line 2, Schedule L)	\$0.00
15. Corrections (From line 2 or 3, Schedule C) Show + or (-)	\$0.00
16. Net adjustments this period (Combine lines 14 & 15) Show + or (-)	\$0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16)	\$13,544.56

CANDIDATES ONLY Name not on ballot Primary election <input type="checkbox"/> Lost <input type="checkbox"/> Unopposed <input type="checkbox"/> <input type="checkbox"/> General election <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Treasurer's Daytime Telephone No.: (253) 988-2455	CASH SUMMARY 18. Cash on hand (Line 8 minus line 17) [Line 18 should equal your bank account balance(s) plus your petty cash balance] style="text-align: right;">\$25,000.00
	19. Liabilities (Sum of loans and debts owed) style="text-align: right;">\$0.00
	20. Balance (Surplus or deficit) (Line 18 minus line 19) style="text-align: right;">\$25,000.00

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge

Candidate's Signature: _____ Date: _____ Treasurer's Signature: *Tom Perry* Date: *10/13/15*

CASH RECEIPTS AND EXPENDITURE

SCHEDULE A
to C4
(1193)

Candidate or Committee Name (Do not abbreviate. Use full name.) **Clear Ballot Choices** Report Date **09/01/2015 10/12/2015**

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits
10/09/2015	\$25,000.00					\$

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ **\$25,000.00**

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block.
- 2) When reporting payments to vendors for travel expenses, identify the traveller and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE
DEFINITIONS
ON NEXT PAGE

C - Contributions (monetary, in-kind & transfers)
I - Independent Expenditures
L - Literature, Brochures, Printing
B - Broadcast Advertising (Radio, TV)
N - Newspaper and Periodical Advertising
O - Other Advertising (yard signs, buttons, etc.)
V - Voter Signature Gathering

P - Postage, Mailing Permits
S - Surveys and Polls
F - Fundraising Event Expenses
T - Travel, Accommodations, Meals
M - Management/Consulting Services
W - Wages, Salaries, Benefits
G - General Operation and Overhead

3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below.
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	\$0.00

4. TOTAL CASH EXPENDITURES Total from attached pages \$ **\$0.00**
Enter also on line 11 of C4 \$ **\$0.00**

**IN KIND CONTRIBUTIONS, PLEDGES,
ORDERS, DEBTS, OBLIGATIONS**

SCHEDULE
TO C4

B

(11/83)

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

Clear Ballot Choices

09/01/2015 10/12/2015

1. IN KIND CONTRIBUTIONS RECEIVED (goods, services, discounts, etc.)

Date Received	Contributor's Name and Address	Description of Contribution	Fair Market Value	Aggregate Total	P	R	I	G	E	M	If total over \$100, Employer Name, City, State & Occup
10/09/2015	PACIFIC INTERNATIONAL TERMINALS, LLC 1131 SW Klickitat Way Seattle WA 98124	Survey research	\$10,000.00	\$38,544.56							
10/09/2015	PACIFIC INTERNATIONAL TERMINALS, LLC 1131 SW Klickitat Way Seattle WA 98124	Voter data	\$3,544.56	\$38,544.56							
TOTAL THIS PAGE			\$13,544.56								



SUMMARY, FULL REPORT RECEIPTS AND EXPENDITURES

C4 <small>(3/97)</small>	PDC OFFICE USE
	100671330
	12-10-2015

Candidate or Committee Name (Do not abbreviate. Include full name)
 Clear Ballot Choices (Pacific International Terminals, LLC)
 Mailing Address
 PO Box 2909
 City
 Bellingham, WA

Zip + 4 98227	Office Sought (Candidates)	Election Date 2015
Report Period Covered 10/27/15	From (last C-4) To (end of period) 11/30/15	Final Report? Yes No X

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution supporting or opposing a state or local candidate)?

RECEIPTS

*See next page Yes No

1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)	\$	61,544.56
2. Cash received (From line 2, Schedule A)	\$	5,001.03
3. In kind contributions received (From line 1, Schedule B).....		0.00
4. Total cash and in kind contributions received this period (Line 2 plus 3).....		5,001.03
5. Loan principal repayments made (From line 2, Schedule L).....		0.00
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)		0.00
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)		0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)		66,545.59
9. Total pledge payments due (From line 2, Schedule B).....		0.00

EXPENDITURES

10. Previous total cash and in kind expenditures (From line 17, last C-4) (If beginning a new campaign or calendar year, see instruction booklet)	22,547.48
11. Total cash expenditures (From line 4, Schedule A)	40,327.18
12. In kind expenditures (goods & services) (From line 1, Schedule B)	0.00
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....	40,327.18
14. Loan principal repayments made (From line 2, Schedule L).....	0.00
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)	0.00
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)	0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....	62,874.66

CANDIDATES ONLY			
	Won	Lost	Unopposed
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Treasurer's Daytime Telephone No.:			
(253) 988-2455			

CASH SUMMARY	
18. Cash on hand (Line 8 minus line 17)	3,670.93
<small>[Line 18 should equal your bank account balance(s) plus your petty cash balance.]</small>	
19. Liabilities: (Sum of loans and debts owed)	5,384.45
20. Balance (Surplus or deficit) (Line 18 minus line 19)	-1,713.52

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Tom Perry	

CASH RECEIPTS AND EXPENDITURE

SCHEDULE to C4 **A** (11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

10/27/15 11/30/15

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits
11/04/2015	5,000.00					
10/31/2015	0.37					
11/30/2015	0.66					

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 5,001.03

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE DEFINITIONS ON NEXT PAGE	C - Contributions (monetary, in-kind & transfers) I - Independent Expenditures L - Literature, Brochures, Printing B - Broadcast Advertising (Radio, TV) N - Newspaper and Periodical Advertising O - Other Advertising (yard signs, buttons, etc.) V - Voter Signature Gathering	P - Postage, Mailing Permits S - Surveys and Polls F - Fundraising Event Expenses T - Travel, Accommodations, Meals M - Management/Consulting Services W - Wages, Salaries, Benefits G - General Operation and Overhead
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3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below..
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	
10/30/15	PRINT NW 9914 32nd Ave S Lakewood, WA 98499		PRINT NW, Postage for mailer	3,318.83
10/30/15	REVOLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119		REVOLVIS CONSULTING, INC., Dawn Dais Design: Mailer	7,160.89
10/30/15	REVOLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119	I	Dawn Dais Design: Mailer	6,974.90
10/30/15	PRINT NW 9914 32nd Ave S Lakewood, WA 98499	I	Postage for mailer	3,037.79
11/17/15	MOORE INFORMATION, INC. 2130 SW Jefferson St Ste 200 Portland, OR 97201		Polling	6,000.00
11/25/15	REVOLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119	I	California Marketing Group: Live calls	459.36

Total from attached pages \$ 13,375.41

4. TOTAL CASH EXPENDITURES

Enter also on line 11 of C4 \$ 40,327.18

EXPENDITURES CONTINUATION SHEET (Attachment to Schedule A)

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

10/27/15 11/30/15

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
11/25/15	REVOLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119	I	California Marketing Group: Live calls	112.20
11/25/15	REVOLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119	I	California Marketing Group: Live calls	350.46
11/25/15	REVOLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119	I	California Marketing Group: Live calls	864.00
11/25/15	REVOLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119	I	Dawn Dais Design: Crossvoter, Facebook ads	10,000.00
11/25/15	REVOLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119	I	California Marketing Group: Live calls	2,048.75

Page Total \$ 13,375.41

IN KIND CONTRIBUTIONS, PLEDGES, ORDERS, DEBTS, OBLIGATIONS

<p>SCHEDULE TO C4</p> <p>B</p> <p>(11/93)</p>

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

10/27/15 11/30/15

3. ORDERS PLACED, DEBTS, OBLIGATIONS. (Give estimate if actual amount not known. Exclude loans. Report loans on Schedule L.)

Expenditure Date	Vendor's/Recipient's Name and Address	Amount Owed	Code OR	Description of Obligation
11/03/2015	REVOLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119	1250.00		Facebook ads & design
11/03/2015	REVOLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119	3484.45		California Marketing Group: Live calls
11/30/2015	CAMPAIGN COMPLIANCE SOLUTIONS PO Box 1283 Puyallup, WA 98371	650.00		Compliance consulting (estimate)
TOTAL THIS PAGE		5384.45		



**SUMMARY, FULL REPORT
RECEIPTS AND
EXPENDITURES**

C4 <small>(3/97)</small>	PDC OFFICE USE
	100685321
	03-10-2016

Candidate or Committee Name (Do not abbreviate. Include full name)
 Clear Ballot Choices (Pacific International Terminals, LLC)

Mailing Address
 PO Box 2909

City
 Bellingham, WA

Zip + 4 98227	Office Sought (Candidates)	Election Date 2015
Report Period Covered 12/01/15	From (last C-4) To (end of period) 02/29/16	Final Report? Yes No X

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution supporting or opposing a state or local candidate)?

RECEIPTS

	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)	\$		66,545.59
2. Cash received (From line 2, Schedule A)	\$	0.34	
3. In kind contributions received (From line 1, Schedule B).....		0.00	
4. Total cash and in kind contributions received this period (Line 2 plus 3).....			0.34
5. Loan principal repayments made (From line 2, Schedule L).....		0.00	
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)		0.00	
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)			0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			66,545.93
9. Total pledge payments due (From line 2, Schedule B).....		0.00	

EXPENDITURES

10. Previous total cash and in kind expenditures (From line 17, last C-4) (If beginning a new campaign or calendar year, see instruction booklet)	62,874.66
11. Total cash expenditures (From line 4, Schedule A)	1,250.00
12. In kind expenditures (goods & services) (From line 1, Schedule B)	0.00
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....	1,250.00
14. Loan principal repayments made (From line 2, Schedule L).....	0.00
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)	0.00
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)	0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....	64,124.66

CANDIDATES ONLY

	Won	Lost	Unopposed	Name not on ballot
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Treasurer's Daytime Telephone No.:
 (253) 988-2455

CASH SUMMARY

18. Cash on hand (Line 8 minus line 17)	2,421.27
<small>[Line 18 should equal your bank account balance(s) plus your petty cash balance.]</small>	
19. Liabilities: (Sum of loans and debts owed)	4,734.45
20. Balance (Surplus or deficit) (Line 18 minus line 19)	-2,313.18

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Tom Perry	

CASH RECEIPTS AND EXPENDITURE

SCHEDULE to C4	A <small>(11/93)</small>
---------------------------	------------------------------------

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

12/01/15 02/29/16

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits
12/31/2015	0.22					
01/30/2016	0.06					
02/29/2016	0.06					

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 0.34

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

<p>CODE DEFINITIONS ON NEXT PAGE</p>	<p>C - Contributions (monetary, in-kind & transfers) I - Independent Expenditures L - Literature, Brochures, Printing B - Broadcast Advertising (Radio, TV) N - Newspaper and Periodical Advertising O - Other Advertising (yard signs, buttons, etc.) V - Voter Signature Gathering</p>	<p>P - Postage, Mailing Permits S - Surveys and Polls F - Fundraising Event Expenses T - Travel, Accommodations, Meals M - Management/Consulting Services W - Wages, Salaries, Benefits G - General Operation and Overhead</p>
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3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below.
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	
02/24/16	CAMPAIGN COMPLIANCE SOLUTIONS PO Box 1283 Puyallup, WA 98371		CAMPAIGN COMPLIANCE SOLUTIONS, Compliance consulting	650.00
02/24/16	DAN BRADY LAW PO Box 31818 Bellingham, WA 98228		DAN BRADY LAW, Legal fees	600.00

Total from attached pages \$ 0.00

4. TOTAL CASH EXPENDITURES Enter also on line 11 of C4 \$ 1,250.00

**IN KIND CONTRIBUTIONS, PLEDGES,
ORDERS, DEBTS, OBLIGATIONS**

**SCHEDULE
TO C4** **B**
(11/93)

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

12/01/15 02/29/16

3. ORDERS PLACED, DEBTS, OBLIGATIONS. (Give estimate if actual amount not known. Exclude loans. Report loans on Schedule L.)

Expenditure Date	Vendor's/Recipient's Name and Address	Amount Owed	Code	OR Description of Obligation
11/03/2015	REVLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119	1250.00		Facebook ads & design
11/03/2015	REVLVIS CONSULTING, INC. 7185 Navajo Rd Ste P San Diego, CA 92119	3484.45		California Marketing Group: Live calls
		TOTAL THIS PAGE		
			4734.45	

Tony Perkins

From: Tony Perkins
Sent: Tuesday, August 23, 2016 10:16 AM
To: 'Mark Lamb'
Subject: FW: Further request in PDC Case 1217, Clear Ballot Choices

Importance: High

Mark,

I'm writing to let you know that this week I will submit my report of investigation in PDC Case 1217, Clear Ballot Choices. I had hoped to be able to report that the committee had provided all the information I requested, but unfortunately I will need to inform our ED that your client provided no response to my questions about 1) the \$4,734.45 in debts for Facebook ads and live calls, reportedly incurred on election day, or 2) the media used for the committee's political advertising, and the dates those communications were presented to the public.

I'll be in touch again once our ED determines whether to issue administrative charges, seek the PDC Chair's concurrence to dismiss the allegations, or takes some other action to resolve the complaints. Let me know if you have questions.

Sincerely,

Tony Perkins | PDC Compliance & Enforcement

Washington State Public Disclosure Commission
711 Capitol Way, Room 206 | PO Box 40908, Olympia, WA 98504-0908
(direct) 360.586.1042 | (toll free) 1.877.601.2828
tony.perkins@pdc.wa.gov

From: Tony Perkins
Sent: Tuesday, July 26, 2016 11:55 AM
To: 'Mark Lamb' <mark@northcreeklaw.com>
Subject: RE: Further request in PDC Case 1217, Clear Ballot Choices
Importance: High

Dear Mark,

Thanks for your response. The explanation you provided makes sense, however I need a specific response concerning two expenses that you did not address. Clear Ballot Choices' December 10, 2015 C-4 report for the period of October 27 – November 30, 2015 (known as the post-general election C-4) disclosed the following debts and obligations:

Vendor	Date Incurred	Amount	Description
REVOLVIS CONSULTING INC.	2015-11-3	1250	FACEBOOK ADS AND DESIGN
REVOLVIS CONSULTING INC.	2015-11-3	3484.45	CALIFORNIA MARKETING GROUP: LIVE CALLS

The report disclosed that Clear Ballot Choices first incurred the above obligations on November 3, 2015, which was election day. As of the committee's most recent C-4 report on file with the PDC (March 10, 2016), these debts have not been paid.

Please reply to confirm whether Clear Ballot Choices *first* placed an order or incurred a \$1,250 obligation for Facebook Ads and Design on November 3, 2015, election day, and *first* placed an order or incurred a \$3,484.45 obligation for live calls on the same day. If the expenses were in fact incurred on November 3, 2015, please state whether the committee

possesses invoices or other documentation that establishes the date of the obligations. Note that PDC staff may need to review that documentation.

Finally, please remember that I am still waiting on information from Clear Ballot Choices concerning the media used for the committee's political advertising, and the dates those communications were presented to the public. In a moment, I will forward to you an email on that topic that I originally sent to you on June 24, 2016, and forwarded to you on July 14, 2016.

I appreciate your attention to this. Please let me know if you have any questions about the information I'm seeking.

Sincerely,

Tony Perkins | PDC Compliance & Enforcement

711 Capitol Way, Room 206 | PO Box 40908, Olympia, WA 98504-0908

(direct) 360.586.1042 | (toll free) 1.877.601.2828

tony.perkins@pdc.wa.gov

-----Original Message-----

From: Mark Lamb [<mailto:mark@northcreeklaw.com>]

Sent: Friday, July 22, 2016 4:18 PM

To: Tony Perkins <tony.perkins@pdc.wa.gov>

Cc: Mark Lamb <mark@northcreeklaw.com>

Subject: RE: Further request in PDC Case 1217, Clear Ballot Choices

Tony,

I have had the opportunity to relay your request to my clients. They have responded that the expenses were reported in the appropriate time periods, i.e. everything that had been incurred prior to 10/26 was reported then and expenses after that time were reported on the 11/30 report. The period that you describe below as "the post-general election period, October 27 - November 30, 2015" actually includes pre-general election activities as the election was not until November 3rd. The expenses in question that were reported on the 11/30 report were paid on 10/30, 11/17, and 11/25. It is the position of the campaign that these expenses were incurred on 10/27 or later since election day was 11/3. As such, the reporting is accurate because all activity from 10/27 through 11/30 didn't have to be reported until 12/10.

I hope this answers all outstanding questions you have so you can complete this investigation, but if not please advise and I will work to promptly provide additional responses.

Thank you.

Best,

Mark

Mark Lamb
The North Creek Law Firm
A Professional Corporation

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-----Original Message-----

From: Tony Perkins [mailto:tony.perkins@pdc.wa.gov]
Sent: Thursday, July 14, 2016 10:42 AM
To: 'Mark Lamb'
Subject: FW: Further request in PDC Case 1217, Clear Ballot Choices

Per my email of a moment ago, Mark, see below.

Note that this request for information has been outstanding for some time. I appreciate that you are busy, and that your clients may be hard to reach. However, PDC staff would like to resolve all questions concerning Clear Ballot Choices' compliance with RCW 42.17A so that the committee may put this matter behind them. I appreciate your efforts to gather the requested information and documentation. Please consult with your client and reply with the date that I can expect a complete response to my requests. Thanks.

Tony Perkins | PDC Compliance & Enforcement Washington State Public Disclosure Commission
711 Capitol Way, Room 206 | PO Box 40908, Olympia, WA 98504-0908
(direct) 360.586.1042 | (toll free) 1.877.601.2828 tony.perkins@pdc.wa.gov<<mailto:tony.perkins@pdc.wa.gov>>

From: Tony Perkins
Sent: Friday, June 24, 2016 2:52 PM
To: 'Mark Lamb' <mark@northcreeklaw.com>
Subject: FW: Further request in PDC Case 1217, Clear Ballot Choices

Per your request on the phone a moment ago, Mark. See below.

Tony Perkins | PDC Compliance & Enforcement Washington State Public Disclosure Commission
711 Capitol Way, Room 206 | PO Box 40908, Olympia, WA 98504-0908
(direct) 360.586.1042 | (toll free) 1.877.601.2828 tony.perkins@pdc.wa.gov<<mailto:tony.perkins@pdc.wa.gov>>

From: Tony Perkins
Sent: Thursday, June 02, 2016 3:46 PM
To: 'Mark Lamb' <mark@northcreeklaw.com<<mailto:mark@northcreeklaw.com>>>
Subject: Further request in PDC Case 1217, Clear Ballot Choices

Dear Mark,

I'm sorry for failing to mention in my last email, but I have another request related to the investigation in case 1217, Clear Ballot Choices.

Reviewing the committee's PDC reports, I saw the following expenses disclosed on the C-4 report that the committee filed on December 10, 2015 for the post-general election period, October 27 - November 30, 2015:

Vendor

Date Paid

Amount

Description

REVOLVIS CONSULTING INC.

2015-10-30

6974.9

DAWN DAIS DESIGN: MAILER

PRINT NW

2015-10-30

3037.79

POSTAGE FOR MAILER

MOORE INFORMATION INC.

2015-11-17

6000

POLLING

REVOLVIS CONSULTING INC.

2015-11-25

10000

DAWN DAIS DESIGN: CROSSVOTER FACEBOOK ADS

REVOLVIS CONSULTING INC.

2015-11-25

2048.75

CALIFORNIA MARKETING GROUP: LIVE CALLS

REVOLVIS CONSULTING INC.

2015-11-25

864

CALIFORNIA MARKETING GROUP: LIVE CALLS

REVOLVIS CONSULTING INC.

2015-11-25

459.36

CALIFORNIA MARKETING GROUP: LIVE CALLS

REVOLVIS CONSULTING INC.

2015-11-25

350.46

CALIFORNIA MARKETING GROUP: LIVE CALLS

REVOLVIS CONSULTING INC.

2015-11-25

112.2

CALIFORNIA MARKETING GROUP: LIVE CALLS

Two of the expenses listed above were paid before the November 3, 2015 election, but most were paid afterward. Although Clear Ballot Choices did disclose some orders placed, debts and obligations on a prior C-4 report, all of the above expenses were disclosed for the first time as cash outlays on the post-election C-4. (For your reference, I have also attached the C-4 report to this email.)

The post-election C-4 also disclosed the following debts and obligations:

Vendor

Date Incurred

Amount

Description

REVOLVIS CONSULTING INC.

2015-11-3

1250

FACEBOOK ADS AND DESIGN

REVOLVIS CONSULTING INC.

2015-11-3

3484.45

CALIFORNIA MARKETING GROUP: LIVE CALLS

It appears likely that most if not all of Clear Ballot Choices' expenses related to the November 3, 2015 general election the election were incurred prior to the election. Please consult with your client to determine the date that Clear Ballot Choices placed an order or entered into a formal or informal agreement to make an expenditure for the above activities. If any of the above expenses were incurred during the 7-day pre-general election reporting period of October 13 - 26, 2015, please identify which expenses, and explain why they were not disclosed as orders placed, debts, and obligations on the 7-day pre-general election report filed on October 27, 2015.

Thanks for your attention to this. After you've consulted with your client, I would appreciate a quick reply to this email to let me know when you expect to provide a substantive response.

Sincerely,

Tony Perkins | PDC Compliance & Enforcement
711 Capitol Way, Room 206 | PO Box 40908, Olympia, WA 98504-0908
(direct) 360.586.1042 | (toll free) 1.877.601.2828 tony.perkins@pdc.wa.gov<<mailto:tony.perkins@pdc.wa.gov>>

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<https://www.avast.com/antivirus>

Clear Ballot Choices Timeline

On 10/7/15 I was informed that Clear Ballot Choices was expecting activity to begin soon. I replied saying that I would file the C1PC right away. This was done at 5:14pm.

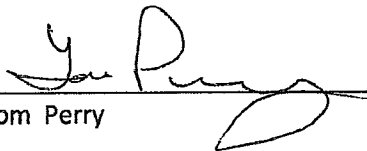
On Monday 10/12/15 I emailed Jennifer at the PDC at 3:49pm saying I needed to file a C3 for a brand new committee for contributions received the prior week, and asked if I could file electronically using a temporary filer ID.

On 10/13/15 Jennifer replied saying that I couldn't report electronically because they couldn't issue the filer ID until they received the signature card. She told me I would need to submit a paper report. I faxed in the 10/9 C3 and 10/12 C4 at about 3:45pm. Jennifer replied at 4:28pm that she had received them. She said to electronically submit the reports as soon as I received the filer ID.

On Friday 10/16/15 I was informed that we needed to amend the C1PC to show that Clear Ballot Choices was supporting Prop 1 and opposing Prop 9. I was also told to amend the name of the committee to include Pacific International Terminals as the sponsor since more than 80% of funds raised at that point came from them. At this time I was still unable to electronically file the amended C1PC because I had not yet received the filer ID.

On Monday 10/19/15 I emailed Jennifer asking if the filer ID had been issued yet. I also asked her how to show on the C1PC that a committee was both supporting a ballot measure and opposing another. She replied at 9:50am with the filer ID, and told me that there isn't a way to show support and opposition on the C1PC using ORCA or the online filing version. She said I would need to send a separate email memo that they would attach for the public to see. I electronically filed the amended C1PC at 1:54pm (listing Pacific International Terminals as the sponsor), then immediately emailed Jennifer with the details that Clear Ballot Choices was supporting Prop 1 and opposing Prop 9. Then I electronically filed the 10/9 C3 and 10/12 C4 at 2:01pm.

On 10/20/15 I emailed Jennifer at 10:20am telling her that we needed to amend the support/oppose details again. I told her that Clear Ballot Choices was now supporting Prop 1/2/3, and opposing Prop 9 instead of simply supporting Prop 1 and Opposing Prop 9.


Tom Perry

12/2/15
Date

Tony Perkins

From: Jennifer Hansen
Sent: Tuesday, December 15, 2015 12:16 PM
To: Tony Perkins
Subject: FW: Clear Ballot Choices filer ID

This is my response to the question about the filer id.

Jennifer Hansen

Filer Assistance Specialist

Tel: 360-586-4560

Fax: 360-753-1112



Public Disclosure Commission
Shining Light on Washington Politics Since 1972

From: Jennifer Hansen
Sent: Monday, October 19, 2015 9:50 AM
To: 'Tom Perry' <dawgperry@gmail.com>
Subject: RE: Clear Ballot Choices filer ID

The filer id is: CLEABC 227 (there is one space between the C and the 2)

I assume you are referring to the C-1pc in ORCA. There isn't a way to show this in the ORCA version or online version of the C-1pc. You will need to send either a manually edited version or send an email that we can attach the memo to your C-1pc for the public to see.

Jennifer Hansen

Filer Assistance Specialist

Tel: 360-586-4560

Fax: 360-753-1112



Public Disclosure Commission
Shining Light on Washington Politics Since 1972

From: Tom Perry [<mailto:dawgperry@gmail.com>]
Sent: Monday, October 19, 2015 9:25 AM
To: Jennifer Hansen <jennifer.hansen@pdc.wa.gov>
Subject: Clear Ballot Choices filer ID

Jennifer,

Has the Filer ID been issued for Clear Ballot Choices yet? I need to amend the C1PC.

Also, I need to figure out how to show that the committee is supporting a ballot measure, as well as opposing another. ORCA doesn't give me that option.

Thank you,
Tom Perry