



STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908 • (360) 753-1111 • FAX (360) 753-1112 Toll Free 1-877-601-2828 • E-mail: pdc@pdc.wa.gov • Website: www.pdc.wa.gov

TO: Commission Members

FROM: Kurt Young, Compliance Officer

DATE: September 17, 2013

RE: Request for Review from **Krischanna Roberson: PDC Case No. 13-314**

Agenda Item

Krischanna Roberson is seeking a review by the Commission of an initial order entered in a Brief Enforcement Hearing in PDC Case No. 13-314. The review is scheduled for the September 26, 2013, Commission meeting.

Background

Ms. Roberson is a first-time candidate seeking the office of School Director in the Bellevue School District in 2013. Ms. Roberson was required to file a Personal Financial Affairs Statement (F-1 report) within two weeks of declaring her candidacy in 2013, or no later than May 31, 2013, disclosing her financial activities for the previous 12 months.

A Brief Enforcement Hearing was held on August 1, 2013, at which the Presiding Officer found Ms. Roberson in violation of RCW 42.17A.700 for failing to timely file an F-1 report within two weeks of declaring her candidacy in 2013. Ms. Roberson was assessed a civil penalty of \$150 in accordance with the penalty schedule set forth in WAC 390-37-165, that is payable within 30 days of the date of the order. The initial Order was entered August 14, 2013. On September 4, 2013, Ms. Roberson filed the missing F-1 report.

Request for Review

On August 30, 2013, Ms. Roberson contacted PDC staff after receiving the initial Order, and left a voice message requesting a review of the penalty assessed. On September 16, 2013, she submitted an email requesting a review of the penalty assessed, and stating she was a first-time candidate who was not familiar with the election process and the PDC filing requirements for the F-1 report. She stated that she was under the false impression that since she was not running an expensive campaign, the initial C-1 filing which she filed on July 9, 2013, was all she had to do.

Ms. Roberson stated that she rented a campaign post office box for correspondence related to her campaign. However, she stated that since she did not appear on the primary ballot and there was no campaign related activities beginning until Sept 1, 2013, she neglected to check the post office box.

Ms. Roberson stated that as a result, when she finally checked the post office box near the end of August 2013, she found the warning letter, hearing notice, and the initial order from the PDC staff all at once. She stated that unfortunately, all of the filing deadlines had expired.

Ms. Roberson stated that once she understood what she needed to file, she immediately contacted PDC staff and reached out for help from a PTA Treasurer to assist her in filing and understanding the PDC reporting requirements, and she filed the missing F-1 report on Sept 4, 2013.

Staff Response

Staff reviewed the F-1 electronic filing application and discovered that on August 30, 2013, Ms. Roberson created her F-1 account and saved an F-1 report electronically. She submitted the F-1 signature authorization form and password on August 30, 2013, and her account was activated on September 4, 2013, and releasing her pending F-1 report at that time.

Attachments:

- Findings of Fact, Conclusions of Law, and Order Imposing Fine (PDC Case No. 13-314)
- September 16, 2013 email from Ms. Roberson.



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August 14, 2013

Krischanna Roberson
1560 NE 8th Street, Suite B1 #208
Bellevue WA 98008

Subject: PDC Case No. 13-314

Dear Ms. Roberson:

Enclosed is a copy of the Public Disclosure Commission's Order Imposing Fine that was entered in the above-referenced case.

The Presiding Officer assessed a civil penalty of \$150 in accordance with the penalty schedule set forth in WAC 390-37-165. Payment is due within 30 days and your check or money order should be payable to the **WA State Treasurer**. Please mail the penalty payment to the Public Disclosure Commission along with the missing F-1 report. Thank you for your attention to this matter.

If you have questions, please contact me at (360) 664-8854; toll free at (877) 601-2828 or by email at kurt.young@pdc.wa.gov.

Sincerely,

A handwritten signature in black ink that reads "Kurt Young".

Kurt Young
Compliance Officer

Enclosure





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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

Krischanna Roberson
1560 NE 8th Street, Suite B1 #208
Bellevue WA 98008

In Re Compliance with RCW 42.17A

Krischanna Roberson

Respondent.

PDC Case No. 13-314

Findings of Fact,
Conclusions of Law, and
Order Imposing Fine

A brief enforcement hearing (brief adjudicative proceeding) was held August 1, 2013, in Room 206, Evergreen Plaza Building, 711 Capitol Way, Olympia, Washington to consider whether the Respondent violated RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1 report) covering the 12 months preceding the date the Respondent became a candidate for election in 2013.

The hearing was held in accordance with Chapters 34.05 and 42.17A RCW and Chapter 390-37 WAC. A brief enforcement hearing notice was sent to Krischanna Roberson on July 18, 2013. Commission Chair Amit Ranade was the Presiding Officer. The Commission staff was represented by Kurt Young, Compliance Officer. The Respondent did not participate at the hearing or submit any written materials.

Having considered the evidence, the Presiding Officer finds as follows:

FINDINGS OF FACT

1. The Respondent is a candidate for School Director in the Bellevue School District in 2013.
2. As a candidate, the Respondent was required to file an F-1 report within two weeks of the date the Respondent filed a declaration of candidacy, or no later than May 31, 2013.
3. The Respondent had not filed the missing F-1 report by the date of the hearing.
4. The Respondent has no prior violations.

CONCLUSIONS OF LAW

Based on the above facts, as a matter of law, the Presiding Officer concludes as follows:

1. This matter was duly and properly convened and all jurisdictional, substantive and procedural requirements have been satisfied.
2. The Respondent violated RCW 42.17A.700 by failing to file the F-1 report, which was due to be filed no later than May 31, 2013.

ORDER

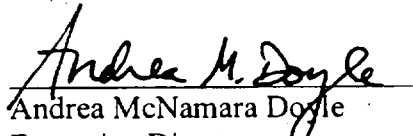
ON the basis of the foregoing Findings of Fact and Conclusions of Law,

IT IS HEREBY ORDERED that the Respondent is assessed a civil penalty of \$150 in accordance with the penalty schedule set forth in WAC 390-37-165, that is payable within 30 days of the date of this order.

This is an Initial Order of the Public Disclosure Commission.

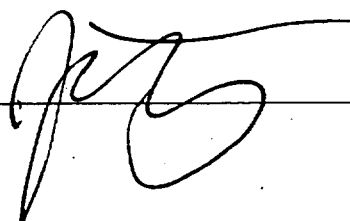
Entered this 14 day of August, 2013.

Public Disclosure Commission


Andrea McNamara Doyle
Executive Director

Enclosure: Information about Appeal Rights

I, Jane Bradley certify that I mailed a copy of this order to the Respondent(s) at his/her/its respective address, postage pre-paid, on the date stated herein.

Signed 

Date 8/14/13

Krischanna Roberson
14231 Lake Hills Blvd
Bellevue, WA 98007
425-922-8389
Krischanna4bsd@yahoo.com

Philip E. Stutzman
Director of Compliance
Washington State Public Disclosure Commission
711 Capitol Way, Rm. 206/ P.O. Box 40908
Olympia, WA 98504-0908

September 17, 2013

Dear Mr. Stutzman,

I am writing to request that the commission review the results of the brief enforcement hearing and revoke the fine imposed on me for a delay in filing the F-1 report that is required for campaign candidates.

I am running as an elected official for the first time ever and honestly did not completely understand all the PDC requirements as thoroughly as I should have. I was under the impression that since I was not running an expensive campaign that just the initial filing was all I had to do.

In addition I utilized a PO Box for correspondence related to the campaign and because I was not required to run in the primary or that anything campaign related was not going to begin until Sept I neglected to check the box regularly and as a result, when I finally checked the box during the end of August I found the notification letters from the PDC all at once and unfortunately after all the dates expired.

Once I understood what I needed to do I immediately made calls to the PDC and reached out for help from a PTA Treasurer for her assistance in filing and helping me to understand the reporting requirements. I filed the F-1 on Sept 4 and also recruited the help of a campaign manager who understands and can keep me organized and most importantly compliant.

I never want to be irresponsible and in compliant. I am learning about the political process and am trying to assure that as an elected public official I can be trusted to the right thing especially as it pertains to this process because it speaks to my abilities to be a responsible and compliant School Board Director if I am elected and this is important to me.

I appreciate any consideration you can give to the decision that was made and to reconsider the fine that was imposed for my lack of understanding the process completely.

Thank you,
Krischanna Roberson

1 **BEFORE THE PUBLIC DISCLOSURE COMMISSION**
2 **OF THE STATE OF WASHINGTON**

3 IN RE THE MATTER OF ENFORCEMENT
4 ACTION AGAINST

PDC CASE NO. 13-314

5 Krischanna Roberson

AMENDED FINAL ORDER

(Order on Reconsideration and
Amending Penalty)

6 Respondent.
7

8 This matter came before the Washington State Public Disclosure Commission on
9 September 26, 2013 at the PDC office, Room 206, Evergreen Plaza Building, 711 Capitol
10 Way, Olympia, Washington. The Respondent, Krischanna Roberson, requested a review¹ of
11 the initial order of a brief enforcement hearing (brief adjudicative proceeding) in this matter.
12 The reconsideration hearing was held in accordance with Chapters 34.05 and 42.17A RCW
13 and Chapter 390-37 WAC.

14 Those present included Amit Ranade, Commission Chair; Grant Degginger,
15 Commission Vice-Chair; and Kathy Turner, Member. Present were Kurt Young, PDC
16 Compliance Officer on behalf of the PDC Staff; PDC Executive Director Andrea McNamara
17 Doyle; Nancy Krier, General Counsel for the Commission; and PDC staff member Nancy
18 Coverdale as recorder/reporter of the proceedings. The Respondent represented herself and
19 participated at the hearing by telephone. The proceeding was open to the public and recorded.
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23 ///

24 ¹Respondent's request for a review could not be heard within 20 business days. Therefore, under WAC
25 390-37-144 the initial order became a final order and the request was automatically treated as a request
26 for reconsideration of a final order. For ease of reference, the initial order will be referred to as the
"prior order."

1 **I. PROCEDURAL HISTORY**

2 The matter involved the allegation that Respondent violated RCW 42.17A.700 by
3 failing to file a Personal Financial Affairs Statement (F-1 report) as a candidate for School
4 Director for the Bellevue School District.

5 A brief hearing was held on August 1, 2013. An initial order (prior order) was entered
6 August 14, 2013, making Findings of Fact, Conclusions of Law and assessing a \$150 civil
7 penalty for the violation found in that hearing.

8 By telephone on August 30, 2013, the Respondent requested review and confirmed that
9 request in a September 17, 2013 email. The prior order became a final order during this time
10 period, and the Respondent's request was considered a request for reconsideration of a final
11 order.

12 Following consideration of the prior order, the Respondent's request, Mr. Young's
13 September 17, 2013 memorandum and testimony, and the Respondent's testimony, the
14 Commission voted unanimously to amend the prior order and reduce the penalty, as follows:

15 **II. AMENDED FINDINGS OF FACT AND CONCLUSIONS OF LAW**

- 16 1. The Commission adopts the Findings of Fact in the prior order (attached).
17 2. The Commission makes the following additional findings:
18 a. The Respondent is as a first-time candidate who was not familiar with the election
19 process and the PDC filing requirements for the F-1 report.
20 b. The Respondent was under the mistaken impression since she was not running an
21 expensive campaign she only had to file Candidate Registration (C-1 report).
22 c. The Respondent rented a campaign post office box for correspondence related to
23 her campaign, but since she did not appear on the 2013 primary election ballot as a
24 candidate, she (1) did not engage in any campaign related activities around the
25
26

1 primary and (2) did not check her post office box for campaign-related mail until
2 the end of August 2013.

3 d. When Respondent did check the campaign post office box, she found the PDC
4 warning letter for failing to file the F-1 report, PDC hearing notice, and the initial
5 order, all at the same time. She immediately contacted the PDC, submitted her
6 electronic filing signature authorization form on August 30, 2013, and filed the
7 missing F-1 on September 4, 2013.

8 3. The Commission adopts the Conclusions of Law in the prior order.

9 4. The Commission finds that it is appropriate to reduce the penalty under the
10 circumstances of this case, and will amend the prior order.

11 III. AMENDED ORDER

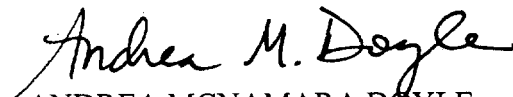
12 The prior order entered August 14, 2013 is amended and the Respondent is assessed a
13 civil penalty of \$75, payable within 30 days of the date of this Amended Final Order.

14 The Executive Director is authorized to enter this order on behalf of the Commission.

15 So ORDERED this 5th day of November, 2013.

17 WASHINGTON STATE PUBLIC
18 DISCLOSURE COMMISSION

19 FOR THE COMMISSION:

20 

21 ANDREA MCNAMARA DOYLE
22 Executive Director

23 ATTACHMENTS

24 (1) Prior Order

25 (2) Appeals and Enforcement of Final Orders

1 Copy of this order to:
2 Krischanna Roberson
3 14231 Lake Hills Blvd
4 Bellevue, WA 98007

5 I, Jacob Berkeley, certify that I mailed a copy of this order to the Respondent
6 at Respondent's respective address, postage prepaid, on the date stated herein.

7 Jacob Berkeley
8 Signature

9 11/5/13
10 Date



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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

Krischanna Roberson
1560 NE 8th Street, Suite B1 #208
Bellevue WA 98008

In Re Compliance with RCW 42.17A

Krischanna Roberson
Respondent.

PDC Case No. 13-314

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Having considered the evidence, the Presiding Officer finds as follows:

FINDINGS OF FACT

1. The Respondent is a candidate for School Director in the Bellevue School District in 2013.
2. As a candidate, the Respondent was required to file an F-1 report within two weeks of the date the Respondent filed a declaration of candidacy, or no later than May 31, 2013.
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CONCLUSIONS OF LAW

Based on the above facts, as a matter of law, the Presiding Officer concludes as follows:

1. This matter was duly and properly convened and all jurisdictional, substantive and procedural requirements have been satisfied.
2. The Respondent violated RCW 42.17A.700 by failing to file the F-1 report, which was due to be filed no later than May 31, 2013.

ORDER

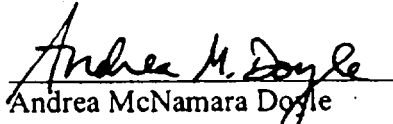
ON the basis of the foregoing Findings of Fact and Conclusions of Law,

IT IS HEREBY ORDERED that the Respondent is assessed a civil penalty of \$150 in accordance with the penalty schedule set forth in WAC 390-37-165, that is payable within 30 days of the date of this order.

This is an **Initial Order** of the Public Disclosure Commission.

Entered this 14 day of August, 2013.

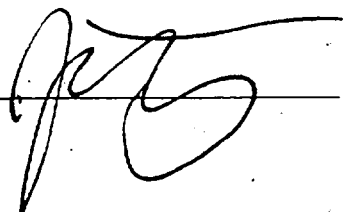
Public Disclosure Commission


Andrea McNamara Doyle
Executive Director

Enclosure: Information about Appeal Rights

I, Jacob Barclay certify that I mailed a copy of this order to the Respondent(s) at his/her/its respective address, postage pre-paid, on the date stated herein.

Signed



Date

8/14/13