

20 June 2023

RE: Joe A. Kunzler Written Public Comment for June 22, 2023 Public Disclosure Commission Meeting

Dear Public Disclosure Commission;

I am writing you again about several campaign finance and advertising subjects. I appreciate the hybrid access to your meetings very much and seek to please make oral comments also as part of the public comment period, Enforcement Issues/Use of Public Facilities in Elections, and “Overview of 2023 legislation session and discussion of policy proposals for 2024 session”. I am ready to defend the Best State in the Union from Alex Tsimerman’s hate speech and attacks on open government.

PLEASE PROSECUTE AVRUM (ALEX) TSIMERMAN

“Freedom of speech and other true elements of democracy are being questioned and limited all over the world. Whether this means diminishing the truth with false balance or using our personal data to influence our democratic elections, the rule of law as well as freedom of expression and the media need active defending.”

Former Finnish Prime Minister Sanna Marin

Therefore, I call upon the Washington State Public Disclosure Commission to immediately initiate court proceedings against Avrum (Alex) Tsimerman if you have not already. For too long, Tsimerman has been given opportunities to come into compliance with the PDC’s norms and regulations. With PDC mercy extended at every PDC case, Tsimerman responds with maliciousness.

As if not paying his fines wasn’t sufficient, we have Tsimerman literally engaging in racist, sexist attacks on community members. Recently, Tsimerman targeted an Asian American Seattle Port Commissioner saying, “Don’t be too smart”. Tsimerman also has targeted his Iranian American opponent at several Bellevue City Council meetings to the point that I *believe* he is using Bellevue City Council public comment for campaigning.

Since there are at least five complaints against Tsimerman that I know about since July of 2021 – counting a fifth one that I filed that is *not* on your website – I would hope this Commission would have a sense of urgency to meet the moment. I would hope that Tsimerman will soon be in a court of law told

to pay up. Because *if* I was counseling someone who owes you fines – I’d say, ‘*Wait*. Maybe those fines have no meaning since Tsimerman, Alex Tsimerman is not paying a penny for his blatant PDC violations.’

Let me quote Zelensky to you,

“If there is no alternative and no option, then the next option would be to dissolve yourself altogether. And I know you can admit that if there is nothing that you can do besides conversation.”

I sincerely hope we are NOT at that sad point. Your Chair Jarrett speaks of debt collection and referring to the Attorney General on TVW, and then there is Avrum (Alex) Tsimerman campaigning to bully members of the community funded by who knows who and how much. If ever there was a need for the PDC to act and make an example, it’s *now*.

CONCERNS ABOUT CAMPAIGNING DURING PUBLIC COMMENT

“We have one set of laws and they apply to everyone.”

US Justice Department Special Counsel Jack Smith

Indeed. In that vein, I have some raging concerns about ongoing campaigning during public comment periods. As such, I have these questions:

- a) Can someone respond to a public commentator who is a candidate for office and say the people of the jurisdiction should know that a person on the ballot verbally abused a Seattle Port Commissioner and made racist statements?
- b) When someone is referring to their opponent by the opponent's nationality, race, and/or faith - is that a violation of RCW 42.17A.555?

Yes, that’s why the petition to modify your current rule is before you for a *legally required* decision in July. I will appeal to Governor Inslee’s office if denied.

2024 LEGISLATIVE PRIORITIES

“Washington is a place where all people should feel safe and included. This is a welcoming state and I have a zero-tolerance policy for hate and racism.”

Governor Jay Inslee

I call upon the PDC to please make a 2024 legislative priority the ability to hold accountable rogue candidates who openly seek and abuse public resources. See Tsimerman using public comment periods for his campaigns. I am concerned that others will do the same if we become numb to Tsimerman’s malicious misconduct and not provide some guardrails around public comment.

CONCLUSION

Joined together, we are more than 300 million strong. Joined together, we will win this battle for our soul. Because if there's one thing I know about the American people, it's this: When it has mattered most, they have never let this nation down.

President Joe Biden

Yes, this is a time for the PDC to recognize you must act. Avrum (Alex) Tsimerman's hate speech is fueled by some of the darkest undercurrents in American history to use public comment rights in this special state to destroy the Washington State and America I love. If Tsimerman wins the election for Bellevue City Council this November, your inaction *will* enable such.

See Tsimerman is stress-testing the PDC. Your failure to prosecute Tsimerman = a failure to defend Washington State open government. Your unclear guidance on policing public comment = openings for Tsimerman.

Our democracy depends on the decisions you make. Nothing more, nothing less. Inaction is an action. Waiting for Tsimerman to be a good citizen, pay his fines, cooperate with the PDC, and stop hating his fellow Washingtonians is now apparently an infinite wait. So, what is the PDC waiting for? Your only failure at this point is the failure not to act.

Let me quote Sanna Marin to you one last time:

If I had waited for a permission from others to take my stands, I would still be waiting for that permission.

This is why my key advice to you today is not actually an advice but a task:

Stop being afraid.

Indeed, Public Disclosure Commission: Stop. Being. Afraid.

Thank you.

Strategically submitted;

A handwritten signature in black ink that reads "Joe A. Kunzler". The signature is written in a cursive style with a small "id" written below the first few letters.

Joe A. Kunzler
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