



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](mailto:pdc@pdc.wa.gov) • Website: [www.pdc.wa.gov](http://www.pdc.wa.gov)

BEFORE THE PUBLIC DISCLOSURE COMMISSION  
OF THE STATE OF WASHINGTON

IN THE MATTER OF ENFORCEMENT ) PDC CASE NO: 11-025  
ACTION AGAINST )  
 ) Notice of Administrative Charges  
House Republican Organizational )  
Committee )  
Respondent. )  
\_\_\_\_\_ )

IT IS ALLEGED as follows:

**I. Jurisdiction**

1. The Public Disclosure Commission (PDC) has jurisdiction over this proceeding pursuant to Chapter 42.17 RCW, the Public Disclosure Act; 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 the House Republican Organizational Committee (HROC) violated RCW 42.17.080 and .090 by failing to timely report making a \$120,000 contribution to the Non Exempt account of the Washington State Republican party (WSRP). The contribution was made on October 10, 2010, was required to be reported on October 12, 2010, but was not reported until 13 days later on October 25, 2010.

**III. Background and Facts**

3. The House Republican Organizational Committee (HROC) is the caucus committee of the House Republicans. It supports Republican legislative candidates for State Representative. Its latest Political Committee Registration (PDC form C1-pc), filed May 21, 2008, lists Cary Condotta and Skip Priest as Co-Chairs, Kevin Carns as Campaign Manager, and Stephanie Pishue as Treasurer.

4. RCW 42.17.080 and .090 require committees to file timely, accurate reports of contributions and expenditures, including in-kind contributions. Under the full reporting option, until five months before the general election, C-4 reports are required monthly when contributions or expenditures exceed \$200 since the last report. C-4 reports are also required 21 and 7 days before each election, and in the month following the election, regardless of the level of activity. On October 12, 2010, HROC was required to file an accurate 21-day pre-general election C-4 report, covering the period September 1 through October 11, 2010.
5. On October 12, 2010, HROC timely filed its 21-day pre-general election C-4 report, covering the period September 1 – October 11, 2010. The C-4 report showed monetary expenditures totaling \$664,979.10 and a cash-on-hand balance of \$150,904.38. The report did not include an expenditure showing a monetary contribution to the WSRP.
6. On October 25, 2010, HROC amended its 21-day pre-general election C-4 report. The amended report showed monetary expenditures totaling \$784,979.10 and a cash-on-hand balance of \$30,904.38. The amended report included an expenditure made on October 10, 2010, that was a \$120,000 monetary contribution to the WSRP. The expenditure was due to be reported on October 12, 2010, but was filed 13 days late on October 25, 2010.

## **V. LAW**

**RCW 42.17.080** states, in part, ... (2) At the following intervals each treasurer shall file with the commission a report containing the information required by RCW 42.17.090: (a) On the twenty-first day and the seventh day immediately preceding the date on which the election is held; ...

**RCW 42.17.090** states, in part, ... (1) Each report required under RCW 42.17.080 (1) and (2) shall disclose the following:... (e) The name and address of each candidate or political committee to which any transfer of funds was made, together with the amounts and dates

House Republican Organizational Committee (HROC)

PDC Case No. 11-025

Notice of Administrative Charges

Page 3

of such transfers; (f) The name and address of each person to whom an expenditure was made in the aggregate amount of more than fifty dollars during the period covered by this report, and the amount, date, and purpose of each such expenditure.

RESPECTFULLY SUBMITTED this 8<sup>th</sup> day of June, 2011.



Philip E. Stutzman

Director of Compliance



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: [pdcc@pdc.wa.gov](mailto:pdcc@pdc.wa.gov) • Website: [www.pdc.wa.gov](http://www.pdc.wa.gov)

June 10, 2011

**PDC CASE NO: 11-025**

House Republican Organizational Committee  
Attn: Kevin Carns, Political Director  
PO Box 7222  
Olympia, WA 98507

**ENFORCEMENT HEARING NOTICE**

Hearing/meeting date: June 23, 2011  
Time: 1:00 p.m.  
Place: Evergreen Plaza Building  
711 Capitol Way, Room 206  
Olympia, WA 98504

Presiding Officer: The Public Disclosure Commission  
Authority: RCW 42.17.360, 42.17.370 and 42.17.395

On the above date, the Public Disclosure Commission will hold an enforcement hearing concerning the allegation of whether the House Republican Organizational Committee (HROC) violated RCW 42.17.080 and .090 by failing to timely report making a \$120,000 contribution to the Non Exempt account of the Washington State Republican party. The contribution was made on October 10, 2010, was required to be reported on October 12, 2010, but was not reported until 13 days later on October 25, 2010.

Enclosed is a copy of the Notice of Administrative Charges and Report of Investigation with Exhibits.

The Commission is scheduled to hold a hearing on the allegations to determine if actual violations occurred, and assess penalties. The Commission may also determine if it wishes to accept a Stipulation (informal settlement) by the parties as to facts, violations and/or penalties, if such a Stipulation is proposed by the parties. See WAC 390-37-090.

If you do not plan to be present at the hearing, you may submit evidence in your own behalf or in mitigation no later than June 16, 2011 for inclusion in the mailing to Commission members. You may do so by writing to the Chair, Public Disclosure Commission, P.O. Box 40908, Olympia, WA 98504-0908.

You have confirmed that Kevin Carns, HROC Political Director, will be participating in the hearing in person. If a hearing proceeds and you fail to attend or provide information on your own behalf, you may be in default and the Commission may assess appropriate penalties.

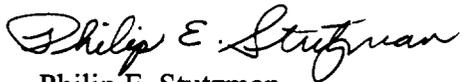
House Republican Organizational Committee  
Attn: Kevin Carns, Political Director  
Case No. 11-025  
Page - 2 -

The Commission has the authority to assess a penalty of up to \$1,700 for a single violation, up to \$4,200 for multiple violations, or they can find apparent violations and refer the matter to the Attorney General for higher penalties.

You are not required by law to personally attend. However, the Public Disclosure Commission recommends that respondents personally appear whenever possible. PDC staff will present this matter to the Commission.

If you have questions regarding this matter, please contact me at (360) 664-8853 or by e-mail at [phil.stutzman@pdc.wa.gov](mailto:phil.stutzman@pdc.wa.gov).

Sincerely,



Philip E. Stutzman  
Director of Compliance

Enclosures:

- (1) Copy of the Notice of Administrative Charges
- (2) Copy of Report of Investigation with Exhibits