



STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

Jimmie Chastain
902 Symons Street
Richland WA 99354

In Re Compliance with RCW 42.17A

Jimmie Chastain

Respondent.

PDC Case No. 13-110

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: (1) RCW 42.17A.205 by failing to file the Candidate Registration (C-1 report), which was due to be filed within two weeks of the Respondent declaring his candidacy; and (2) RCW 42.17A.700 by failing to timely 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 Jimmie Chastain on July 18, 2013. Commission Chair Amit Ranade was the Presiding Officer. The Commission staff was represented by Kurt Young, Compliance Officer. The Respondent participated by telephone and provided sworn testimony to the Presiding Officer at the hearing.

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

FINDINGS OF FACT

1. The Respondent is a candidate for School Director for Richland School District No. 400 in 2013.
2. As a candidate, the Respondent was required to file an F-1 report and C-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 C-1 and F-1 reports as of the date of the hearing.
4. The Respondent has no prior violations.

5. The Respondent stated that he had initially attempted to file the missing C-1 and F-1 reports electronically, and thought he had filed correctly, but was informed by PDC staff that he was not successful. He stated that he did not fully understand the candidate reporting requirements, including how to file electronically. He stated that on July 30, 2013, he mailed the missing C-1 and F-1 reports using the U.S. Postal Service's Priority Next Day delivery. He stated that prior to the hearing he checked the tracking code he received from the Postal Service, and it indicated that the reports had been delivered to the PDC that morning.
6. The Presiding Officer reviewed the information and confirmed that the tracking number provided by the Respondent indicated that the U.S. Postal Service had delivered the envelope containing the missing the C-1 and F-1 reports to the State of Washington.

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.205 by failing to timely file the C-1 report, and RCW 42.17A.700 by failing to timely file the F-1 report, which were both due to be filed no later than May 31, 2013.

ORDER

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

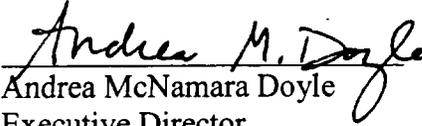
IT IS HEREBY ORDERED that the Respondent is assessed a civil penalty of \$200 in accordance with the penalty schedule set forth in WAC 390-37-165, of which the entire \$200 is suspended on the condition that the Respondent is not found to have committed any further violations of RCW 42.17A within two years of the date of this order.

If the Respondent fails to comply with this condition, the suspended portion of the penalty will become immediately due and payable without further action by the Commission.

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

Entered this 15 day of August, 2013.

Public Disclosure Commission


Andrea McNamara Doyle
Executive Director

Finding, Conclusions & Order

Jimmie Chastain

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Enclosure: Information about Appeal Rights

I, Jacob Berkey, 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

8/15/13