



**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

November 14, 2018

Sent electronically to Laura Ewan on behalf of Schwerin, Campbell, Barnard, Iglitzin & Lavitt, LLP at "ewan@workerlaw.com"

Subject: Complaint filed by Glen Morgan, PDC Case 31219

Dear Laura Ewan:

Enclosed is a copy of a letter sent to Glen Morgan concerning a complaint filed with the Public Disclosure Commission (PDC) against the law firm Schwerin Campbell, Barnard, Iglitzin & Lavitt, LLP. The complaint alleges violations of RCW 42.17A. 205, .235 and .255 for failure to register and report a political committee, including reporting independent expenditures and RCW 42.17A.600 for failure to register and report as a lobbyist.

As noted in the letter to Mr. Morgan, the PDC will not be conducting a more formal investigation into these allegations or taking enforcement action in this matter.

If you have questions, you may contact Jennifer Hansen at 1-360-586-4560 toll-free at 1-877-601-2828, or by e-mail at jennifer.hansen@pdc.wa.gov

Sincerely,

/s _____
Jennifer Hansen
Compliance Officer

Endorsed by,

/s _____
Barbara Sandahl
Deputy Director
For Peter Lavallee
Executive Director



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November 14, 2018

Delivered electronically to Glen Morgan at "glen@wethegoverned.com"

Subject: Complaint regarding Schwerin, Campbell, Barnard, Iglitzin & Lavitt, LLP, PDC Case 31219

Dear Mr. Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on February 11, 2018. Your complaint alleged that the law firm Schwerin Campbell, Barnard, Iglitzin & Lavitt, LLP may have violated RCW 42.17A. 205, .235 and .255 for failure to register and report a political committee, including reporting independent expenditures and RCW 42.17A.600 for failure to register and report as a lobbyist.

PDC staff reviewed the allegations listed in your complaint, PDC statutes, rules, reports disclosing the activities of the law firm, and the November 7, 2018 response from Laura Ewan on behalf of Schwerin, Campbell, Barnard, Iglitzin & Lavitt, LLP. As a result of staff's review, we found the following:

- No evidence was provided to substantiate any allegations outside registering and reporting as a political committee.
- RCW 42.17A.005(40) states that "political committee" means any person (except a candidate or an individual dealing with his or her own funds or property) having the expectation of receiving contributions or making expenditures in support of, or opposition to, any candidate or ballot proposition.
- In her response, Ms. Ewan stated that the law firm Schwerin, Campbell, Barnard, Iglitzin & Lavitt, LLP provides legal services to paying clients, including candidates and political committees, and does not have "the expectation of receiving contributions or making expenditures in support of, or opposition to, any candidate or any ballot proposition" requiring it to register and report as a political committee.
- PDC staff reviewed the reports filed by candidates and political committees utilizing the legal services of the law firm Schwerin, Campbell, Barnard, Iglitzin & Lavitt, LLP and found more than \$204,000 dollars in payments to the firm during the last five years for advice related to complaints, PDC reporting questions, legal writing, and other professional services. In addition, staff found two reported instances of in-kind

donations from the firm or one of its named partners totaling \$400.25 for discounted legal fees and advice related to a re-count.

- Finally, Ms. Ewan stated that Schwerin, Campbell, Barnard, Iglitzin & Lavitt, LLP has not engaged in any independent expenditures requiring disclosure on a C-6 report and has not engaged in any lobbying on its own or on another's behalf per the definitions of lobbying and lobbyist under RCW 42.17A.005(33) and (34).

The law firm of Schwerin, Campbell, Barnard, Iglitzin & Lavitt, LLP provides legal services to candidates and political committees who report the services as an expenditure on the Schedule A to the C-4 or on the Schedule B to the C-4 as an in-kind contribution when those services are provided at less than the normal rate.

Based on these findings, staff has determined that in this instance, no evidence supports a finding of an actual material violation warranting further investigation. The PDC has dismissed this matter in accordance with RCW 42.17A.755(1) and will not be conducting a more formal investigation into your complaint or pursuing further enforcement action in this case.

If you have questions, you may contact Jennifer Hansen at 1-360-586-4560 toll-free at 1-877-601-2828, or by e-mail at jennifer.hansen@pdc.wa.gov.

Sincerely,

/s _____
Jennifer Hansen
Compliance Officer

Endorsed by,

/s _____
Barbara Sandahl
Deputy Director
For Peter Lavalley
Executive Director

cc: Schwerin, Campbell, Barnard, Iglitzin & Lavitt, LLP