

[David](#) (Tue, 14 Aug at 1:12 AM)

to : pdc@pdc.wa.gov

Ms Blacksmith,

I just want to compliment Jenny Polek for being very patient in helping me to file the report. I took your deadline very seriously. Unfortunately, my last attempt in the weekends still couldn't complete the filing. I made an early phone call to Ms. Polek and e-mailed her the complete ledger. I told her that I am willing to drive down to Olympia to complete my filing. Unfortunately, Ms. Polek's schedule is very full and she said she would call me in late afternoon. She did call me and realized that I had validated C1 every time I attempted to file the report and it confused the ORCA system and couldn't connect my file for submission. All the required C3 & C4 are completely filed now. However, she needs to do more research on how to handle credit card loan and there may be some minor adjustment later on.

**1. Violation of RCW 43.17A.235 - for failure to timely & accurately report contributions and expenditures.**

This is my first time for a campaign that I need to file C3 & C4 for expenditure over \$ 5,000. It is not an excuse for filing late. However, I just want to explain the circumstances.

I didn't have any contribution at the time when the complaint was filed on July 30, 2018.

I misunderstood that I could file by paper until Chip told me I have to file by ORCA.

There have been a long trail of documents of phone calls and e-mail for filing. It was due to technical issues that I couldn't file.

I do accept the full responsibility.

**2. Violation of RCW 43.17A.235 - for failure to keep current books readily available for public within 10 days of an election**

**My books were ready for public but it must be for appointment only.** Mr. Chiafalo sent an e-mail on Sunday, July 29, 2018 4:49 PM.

I was outside of my house and did not see the e-mail until 11:57 PM when I return home.

Sunday is a day of worship and it is not a business day. Effectively, this e-mail should be viewed on Monday, the first business day.

**RCW 42.17A.205, the books of account must be open for public inspection by appointment. Saturday, Sunday, or a legal holiday are excluded to be counted**

**as business day.**

Mr. Chiafalo's request to access the records on the next day Monday morning at 9 am, only 9 hours away is unreasonable and does not seem like making an appointment to me.

The appointment should be determined by the Committee and not by the person request inspecting the book. Even in Mr. Chiafalo's e-mail shown that as long as I provide a

time within 48 hours ( So, Wed morning at the latest). Yet, Mr. Chiafalo did not wait until Wed morning but filed a complaint immediately on Mon, 30, JUL at 2:32 PM. I was self-

funded and and had received no contribution from anyone else. I only had a ledger and 3 invoices. Again, Mr. Chiafalo sent another e-mail on Mon 30, July at 6:41 pm only 4 hours after his

previous e-mail ( **EXBIT- B**) and he intended to use full 2 hours for 1 ledger and 3 invoices.

3. Violation of RCW 43.17A.235 - **for failure to make an appointment for public inspection within ten days of an election.**

As explained above, Mr. Chiafalo sent an e-mail on 4:49 pm Sunday, July 29 demanded to access the records on 9 am Monday, the next day.

Sunday is a day of family and worship and not a business day. Yet, Mr. Chiafalo called in July 30, Monday to PDC immediately in the morning or early afternoon on the same day, first business day, to discuss with Ms. Tabitha about any violations can be founded in the " Vote for Chan " campaign. Mr. Chiafalo than prepared the written complaint at 2:32 pm. Please see Exhibit C & D, I made my best effort to meet with Mr. Chiafalo at 6 pm on Tuesday for him to exam my book. He took less than 5 minutes to exam my book. He told me that he was satisfied with all my documents. That is less than 48 hours ( Wed morning the latest as Mr. Chiafalo had dictated.

Privacy and Confidential Documents - I am very concern that Mr. Chiafalo to send an e-mail thread to you that is completely not related to the PDC filing or PDC disclosure.

The e-mail are related to the private confidential correspondences between our campaign and the Washington State Democrat. I am expecially concern that Mr. Chiafalo asked you "I would like to add whatever appropriate complaint exists within this situation. Please find the entire e-mail thread below'. Is this PDC's job to go through private e-mails to find something on behalf a party ? I am very concern on the markings on the e-mails evidence, potential witnesses ...etc.

Thank you for your assistance,

David Chan  
**EXBIT- A**