

Complaint Description

[Glen Morgan](#) (Tue, 31 Jul at 10:46 AM)

To Whom it May Concern --

It has come to my attention that **Mark Boswell**, candidate for the Washington State legislature in the 31st Legislative District in the current election cycle, and his treasurer John Hansen have habitually and willfully committed frequent and multiple violations of **RCW 42.17A**. Additionally, I have reason to believe that other violations of this chapter have occurred beyond what I have identified below.

1) Failure to file accurate, timely C3 and C4 reports, failure to timely deposit contributions. (Violation of RCW 42.17A.235, .220)

State law requires that candidates and committees file frequent, accurate, reports of contributions, expenditures, in-kind contributions, debt, pledges, and loans (C3s and C4s). The reports must be compliant with both state law and PDC regulations (**WAC 390**). State law also requires that contributions must be deposited within 5 business days of receipt. Unfortunately, the respondent has failed on numerous occasions to do this. In fact, **candidate Boswell and his treasurer have failed to file ANY C3s or C4 reports since he filed for office**. Additionally, the respondent has failed to report debt and properly break down/detail expenditures.

Some expenditures not yet reported to the PDC (and therefore the public) are as follows:

Filing fee not reported. In order to run for office, Boswell had to pay a filing fee. This filing fee was never reported as an expenditure, nor was who paid for the filing fee.

According to Boswell's own replies to candidate questionnaires

(see <https://31stdistrictdemocrats.org/state-representative-31st-ld-pos-2-mark-boswell/>), he claims to have set up a campaign website, yet this expenditure is also not reported, nor any details on how this was paid for by his campaign.

According to his extremely late C1 (PDC Tracking #100847189) he has a professional treasurer, John Hansen on his campaign, yet no expenditures for treasury services have been reported, nor any details on how his treasurer has been paid by the campaign (or as an in-kind contribution)

According to Boswell's extremely late filed C1, he also has a "media coordinator" on his campaign team named MICHAEL (MJ) MCGALLAIRD. The expenditure for this service has also not been reported, nor any details on how the media coordinator has been paid by the campaign (or as an in-kind contribution).

According to Boswell's late filed C1, he also has a campaign bank account at Sound Credit Union in Auburn, WA. No bank expenditures have been reported for this campaign.

Additionally, expenditures related to campaign signs, literature, website ads, campaign buttons, stickers, or other elements of a typical campaign for the state legislature have not been reported, nor have the contributions to fund these activities been reported by this campaign.

The Boswell campaign originally indicated they were running a full reporting campaign, yet **have filed no reports**. For two months, including during the critical 30 days before a primary, the public had zero transparency or ability to get any information about this campaign. This is an egregious violation of the state's campaign finance laws and represent total disregard for any attempt at transparency by the Boswell campaign.

2). Failure to file a Statement of Committee Organization (C1 report) in a timely manner (Violation of RCW 42.17A.205)

The Boswell campaign failed to file a timely C1 form for their campaign. The form was only recently filed July 26, 2018 – over 60 days after filing week ended. For two months, including during the critical 30 days before a primary, the public had zero transparency or ability to get any information about this campaign.

3). Failure to file a Personal Financial Affairs Statement Form (F1 report) in a timely manner (Violation of RCW 42.17A.700 & 42.17A.710)

The PDC should investigate the possibility that the respondent committed the above violations maliciously, which would be a class C felony per **RCW 42.17A.750 (2)(c)**. If the PDC determines that is the case, they should refer the case to the Attorney General's office for criminal prosecution immediately.

Please don't hesitate to contact me if you need any additional information.

Best Regards,

Glen Morgan

What impact does the alleged violation(s) have on the public?

Even during the critical 30 day window before the Primary election in August, this campaign has failed in every possible way to conform to the Public Disclosure laws related to transparency in elections. This campaign has denied the public the right to know who is funding this campaign, how this campaign is spending its money, or much of any information about a candidate for the Washington State legislature. The public deserves to know, and this campaign has denied them that right.

List of attached evidence or contact information where evidence may be found.

I have referenced the C1 form in the complaint and linked to one online candidate questionnaire completed by candidate which supports the evidence presented. Additionally, PDC staff can look at candidates lack of filed documents on the PDC system. It is likely that a copy of the bank statements from the listed bank account at Sound Credit Union in Auburn, WA would also provide helpful information to verify the veracity of the information provided by candidate's campaign

List of potential witnesses with contact information to reach them.

In addition to the candidate, staff should contact both the listed Treasurer and the Media Consultant to verify they actually exist, and that they are actually part of this campaign. If they do exist, they should be helpful to PDC staff as they attempt to uncover why this campaign has gone rogue and refused to follow the law.

Complaint Certification:

I certify (or declare) under penalty of perjury under the laws of the State of Washington that information provided with this complaint is true and correct to the best of my knowledge and belief.