



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

Oct. 18, 2018

Delivered electronically to “mmb74bos@comcast.net” and “jhansee@msn.com”

Subject: Complaint regarding, PDC Case 38727

Dear : Mark Boswell and John Hansen

Below is a copy of an electronic letter sent to Glen Morgan concerning a complaint filed with the Public Disclosure Commission (PDC). As noted below in the letter to Mr. Morgan, the PDC will not be conducting a more formal investigation into these allegations or taking further enforcement action in this matter.

However, based on staff’s review of C-3 and C-4 reports filed by Mark Boswell for State Rep, Pos 2 (Campaign), the initial C-4 report covering the period May 18 through May 31, 2018, disclosed previous contribution and expenditure information totaling \$477.76, which appears to have an in-kind contribution for payment of the candidate filing fee. Please file an amended C-4 report, changing the campaign start date and the period covered by the initial C-4 report to include the filing fee information.

Pursuant to WAC 390-37-060(1)(b), this letter serves as a warning letter concerning your failure to comply with the legal requirement of candidates to report contributions and expenditures, as provided by RCW 42.17A.235. Staff expects you file timely and complete reports in future years in accordance with PDC laws and rules. The Commission will consider this formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

Based on this information, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1). If you have questions, you may contact Alice Fiman at 1-360-586-4746 or toll-free at 1-877-601-2828, or by e-mail [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov).

Sincerely,

/s\_\_\_\_\_

Alice Fiman  
Compliance Officer

/s \_\_\_\_\_  
Barbara Sandahl  
Deputy Director  
For Peter Lavallee  
Executive Director  
-----

Oct. 18, 2018

Delivered electronically to "glenmorgan89@gmail.com"

Subject: Complaint regarding PDC Case 38727

Dear Glen Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on July 31, 2018 against Mark Boswell, a first-time candidate seeking the office of State Representative in the 31st Legislative District.

The complaint alleged Mr. Boswell violated: (1) RCW 42.17A.235 and .240 by failing to timely file Monetary Contribution reports (C-3 reports) and Campaign Full Summary Contributions and Expenditure reports (C-4 reports); and (2) RCW 42.17A.205 by failing to file a Candidate Registration (C-1 report) and RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1), both due a within two weeks of becoming a candidate in 2018 or not later than June 1, 2018.

PDC staff reviewed the allegations listed in the complaints, the statutes, rules, and reporting requirements, the C-1, F-1, C-3 and C-4 reports filed by the Mark Boswell for State Representative, Position 2 (Campaign), and the responses from Mr. Boswell and his treasurer, John Hansen.

Based on staff's review, we found the following:

- Mark Boswell, a first-time candidate for public office, filed an F-1 report on May 31, 2018. The F-1 report was filed timely by Mr. Boswell within two weeks of May 18, 2018, the first reported activity undertaken by his Campaign.
- Mr. Boswell filed a C-1 report on July 26, 2018, declaring his candidacy for State Representative in the 31st Legislative District, selecting the Full Reporting option, and listing John Hansen as his Treasurer. Mr. Boswell filed his C-1 report 54 days late.
- In his response, Mr. Boswell indicated that as a first-time candidate he experienced difficulty with the F-1 filing application, and the PDC's Online Reporting of Campaign Activities (ORCA), the campaign finance software developed by the PDC. He filed the F-1 report electronically, but as he was working on his C-1 report he learned his son had been injured and was in the hospital, so he stopped working on the C-1 report at that time.
- On Aug. 7, 2018, Mr. Boswell finished in the top two in the primary election and will appear on the 2018 general election ballot.

- PDC staff's reviewed revealed that Mr. Boswell filed no C-3 or C-4 reports prior to the August 7, 2018 primary election being held.
- On Aug. 9, Mr. Boswell contacted the PDC after being notified about the complaint stating he was dealing with a family medical emergency that occurred on May 31, 2018 and relying on friends, who were volunteer campaign staff, for assistance with PDC filings.
- On Aug. 14, 2018, John Hansen contacted PDC staff requesting PDC assistance with filing the C-3 and C-4 reports for Mr. Boswell, which he received. The Campaign filed C-3 reports on August 16 and 23, and September 17, 2018, disclosing \$2,700 in monetary contributions received.
- The C-3 report filed on August 23, 2018, was timely filed by the Campaign disclosing a \$2,000 monetary contribution that was received and deposited on August 17, 2018. This was the largest contribution received by the Campaign and represented 56.6 % of the total contributions received through August 31, 2018.
- On September 17, 2018, Mr. Hansen reported he was attempting to file all PDC reports, however had recently recovered from his own medical issues, and on September 19, 2018 the Campaign filed four C-4 reports, covering the period from May 18 through August 31, 2018, disclosing \$3,536 in monetary and in-kind contributions received, and \$1,251 in expenditures made.

Based on these findings, staff has determined that in this instance, failure to timely file reports of contributions and expenditures does not amount to a material violation warranting further investigation. As noted above, Mark Boswell is a first-time candidate for public office in 2018, with Campaign expenditures totaling \$1,251, including the candidate filing fee as of August 31, 2018.

Pursuant to WAC to WAC 390-37-060(1) Mark Boswell will receive a formal written warning concerning the failure to comply with the reporting requirements for candidates under the Full Reporting option to timely file reports of contribution and expenditure activities, as provided by RCW 42.17A.235. The formal written warning will include staff's expectation that Mr. Boswell will file timely, accurate and complete C-3 and C-4 reports for the remainder of the 2018 Campaign, and in any future years in which he is a candidate in accordance with PDC laws and rules. The Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

Based on this information, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1).

If you have questions, you may contact Alice Fiman at 1-360-586-4746 toll-free at 1-877-601-2828, or by e-mail at [alice.fiman@pdc.wa.gov](mailto:alice.fiman@pdc.wa.gov)

Sincerely,

/s \_\_\_\_\_  
 Alice Fiman  
 Compliance Officer

Endorsed by,

/s \_\_\_\_\_  
 Barbara Sandahl

Deputy Director  
For Peter Lavalley  
Executive Director

cc: "mmb74bos@comcast.net" and "jhansee@msn.com"