



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

February 22, 2018

Chad Johnson
P.O Box 886
Kittitas, WA 98926

And delivered electronically to "chad@dandcdistributors.com"

Subject: PDC Order, Case 30377

Dear Chad Johnson:

Enclosed is a copy of the Public Disclosure Commission's Order Imposing Fine that was entered in the above-referenced case. At the February 16, 2018, Brief Enforcement hearing, the Presiding Officer assessed a total civil penalty of \$150 in accordance with WAC 390-37-160.

If the conditions are not met within 30 days of the date of the Order, PDC staff is directed to refer the matter to the Department of Enterprise Services (DES) for collection of the amount owed. Please make the check or money order payable to the WA State Treasurer, and mail the payment to the following:

WA State Treasurer - Public Disclosure Commission
Financial Office
PO Box 41465
Olympia, WA 98504-1465

Please do not sent the payment to the PDC offices. Thank you for your prompt attention to this matter. If you have questions, please contact me by email at micaiah.ragins@pdc.wa.gov.

Sincerely,

Micaiah Ragins
Compliance Coordinator



Enclosure:
Order Imposing Fine



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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

Chad Johnson
P.O Box 886
Kittitas, WA 98926

In Re: Compliance with RCW 42.17A

Chad Johnson

Respondent.

PDC Case 30377

Findings of Fact,
Conclusions of Law, and
Order Imposing Fine

A Brief Adjudicative Proceeding (Brief Enforcement Hearing) was held on February 16, 2018, in Room 206, Evergreen Plaza Building, 711 Capitol Way, Olympia, Washington to consider whether the Respondent, Chad Johnson violated RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1 report) as a candidate for the 2017 election cycle, which was due to be filed within two weeks of declaring his candidacy, or not later than June 2, 2017, disclosing personal financial information for the previous 12 months.

The hearing was held in accordance with Chapters 34.05 RCW and 42.17A RCW and Chapter 390-37 WAC. A brief enforcement hearing notice was sent to Chad Johnson on February 2, 2018. Commission Chair Anne Levinson was the Presiding Officer. The Commission staff was represented by Micaiah Ragins, Compliance Coordinator. The Respondent submitted written materials which were presented to the Presiding Officer, but he did not participate at the hearing.

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

FINDINGS OF FACT

1. The Respondent was a candidate for School Director of the Kittitas School District 403.
2. As a candidate for election, the Respondent was required to file an F-1 report within two weeks of declaring his candidacy or no later than June 2, 2017.

On June 5, 2017, the Respondent completed and signed a PDC Statement of Termination of Campaign, which states that if the Respondent wins the election and accepts the office sought, the PDC would conduct enforcement action against him for failing to file the F-1 report.

3. On January 3, 2018, PDC staff contacted the Kittitas School District 403 and verified that the Respondent accepted the office of School Director after winning the election. Staff then contacted the Respondent and informed him to prepare for a future Brief Enforcement Hearing as indicated in the Statement of Termination, and that staff would be sending him an enforcement hearing notice soon.
4. The Respondent filed the F-1 report on January 8, 2018.
5. The Respondent has no prior PDC violations.

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.700 by failing to file a Personal Financial Affairs Statement (F-1 report), which was due to be filed within two weeks of declaring his candidacy, or not later than June 2, 2017, disclosing personal financial information for the previous 12 months.

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 \$150, in accordance with the Brief Enforcement Hearing Penalty Schedule found in WAC 390-37-160, for a filer's first occasion who filed the missing report by the date of the enforcement hearing. It is further ordered that the Respondent:

- 1. Pay the \$150 civil penalty within 30 days of the date of this Order.**
- 2. "Cease and desist" from failing to file the required PDC reports in accordance with RCW 42.17A.755(4).**

In the event the Respondent fails to pay the \$150 civil penalty within 30 days of the date of the Order, PDC staff is directed to refer the matter to the Department of Enterprise Services (DES) for collection of the amount owed.

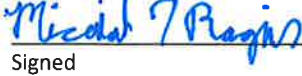
This is an **Initial Order** of the Public Disclosure Commission.

Entered this 22th day of February 2018.

Public Disclosure Commission


Peter Lavallee
Executive Director

I, Micaiah Ragins, certify that I mailed a copy of this order to the Respondent/Applicant at his/her respective address postage pre-paid on the date stated herein.


Signed

February 22, 2018
Date

APPEALS OF INITIAL ORDER

REVIEW OF INITIAL ORDER - BY THE COMMISSION

You may request that the full Commission review this initial order. To seek review, you must:

- Make the request orally or in writing, stating the reason for review, and identifying what alleged errors are contained in the initial order. *See* WAC 390-37-144(1). Staff may ask for written confirmation of oral requests for review.
- **REQUESTS FOR REVIEW MUST BE RECEIVED AT THE COMMISSION OFFICE WITHIN TWENTY-ONE (21) CALENDAR DAYS AFTER THE POSTMARK DATE OF THIS INITIAL ORDER.**
- Written requests for review should be delivered or mailed to the Washington State Public Disclosure Commission, 711 Capitol Way, Room 206, Box 40908, Olympia, WA 98504-0908.

If review of this initial order is timely requested, the full Commission will hear the matter.

If the Commission is unable to schedule a meeting to consider the request within twenty (20) calendar days, this initial order becomes a final order, and any request for review will automatically be considered a request for reconsideration of a final order. *See* WAC 390-37-144(4).

The matter would then be scheduled for consideration and disposition at the next Commission meeting at which it is practicable to do so.

A Respondent does not need to pay a penalty until after the Commission rules on a request for review of an initial order.

FURTHER APPEAL RIGHTS – SUPERIOR COURT

If the Commission does not receive a request for review of this initial order within twenty-one (21) calendar days, the initial order shall be the final order. *See* WAC 390-37-142(5).

YOU HAVE THE RIGHT TO APPEAL A FINAL ORDER TO SUPERIOR COURT, PURSUANT TO THE PETITION FOR JUDICIAL REVIEW PROVISIONS OF RCW 34.05.552.