



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](mailto:pdc@pdc.wa.gov) • Website: [www.pdc.wa.gov](http://www.pdc.wa.gov)

August 3, 2018

Sent electronically to Marisa Peloquin

Subject: Marisa Peloquin Complaint Return Letter, PDC Case 10472

Ms. Peloquin:

Enclosed is a copy of a letter sent to Glen Morgan concerning a complaint he filed with the Public Disclosure Commission (PDC) on December 12, 2016, against your 2016 campaign for State Senator in the 28<sup>th</sup> Legislative District.

As noted 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, PDC staff is reminding you of the importance of timely and accurate disclosure of campaign contribution and expenditure activities, including the proper breakdown of expenditures, and providing the Occupation and Employer information for contributions received of \$100 or more from individuals.

If you have questions, you may contact me at (360) 664-8854, toll-free at 1-877-601-2828, or by e-mail at [kurt.young@pdc.wa.gov](mailto:kurt.young@pdc.wa.gov).

Sincerely,

Endorsed by,

/s \_\_\_\_\_  
Kurt Young, Compliance Officer

/s \_\_\_\_\_  
Barbara Sandahl, Deputy Director  
For Peter Lavalley, Executive Director



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August 3, 2018

Sent electronically to Glen Morgan "glenmorgan89@gmail.com"

Subject: Marisa Peloquin Complaint Return Letter, PDC Case 10472

Mr. Morgan:

The Public Disclosure Commission (PDC) has completed its review of the two complaints you filed against Marisa Peloquin, a candidate seeking election to the office of State Senator in the 28<sup>th</sup> Legislative District in 2016, on December 12, 2016. The complaint alleged that Marisa Peloquin Campaign (Campaign) violated RCW 42.17A. or WAC 390 by failing to: (1) Provide the Employer and Occupation information for eight contributors that contributed more than \$100 on Monetary Contributions reports (C-3 reports); (2) Disclose the proper reporting breakdown for several Campaign media buys; and (3) Disclose the costs for the domain registration for the Campaign website.

PDC staff reviewed the allegations listed in the complaints in light of PDC laws and rules in order to determine whether a formal investigation or enforcement action is warranted. Staff reviewed the Candidate Registration (C-1 report), Monetary Contributions reports (C-3 reports), and C-4 reports, filed by the Campaign, and the January 4, 2017, response from Suzanne Naughton, Treasurer for the Campaign. Based on staff's review, we found the following:

- On March 5, 2016, Marisa Peloquin filed a Candidate Registration (C-1 report) declaring her candidacy for State Senator from the 28<sup>th</sup> Legislative District in 2016, selecting the Full Reporting Option and listing Suzanne Naughton as Treasurer. Ms. Peloquin was a first-time candidate for office in 2016.

**Allegation #1: Failure to provide the Employer and Occupation information for eight contributors on C-3 reports**

The complaint identified eight contributions received by the Campaign that were alleged to have failed to provide the required Employer and Occupation information. Employer and Occupation information is required to be provided for contributions received from an individual of more than \$100.

- Ms. Naughton stated that Samish Tyee is a tribal entity and not an individual, so no employer or occupation was required. She stated that when David McInturff made his contribution to the Campaign on March 24, 2016, he indicated he was "Retired" and later he accepted a part-time position at Tacoma Community College.

- Ms. Naughton stated that Mari Leavitt made her contribution online to the Campaign on April 18, 2016, and indicated her Employer was Pierce County, and her Occupation was “Executive.” She stated that Thomas Camp made three separate contributions to the 2016 Campaign, \$100 on April 6<sup>th</sup>; \$100 on August 16<sup>th</sup>, and r \$250 on September 8<sup>th</sup>, but his employer and occupation was omitted on the C-3 report disclosing his second contribution. She noted that the information was provided for his third contribution.
- Concerning the remaining contributions requiring Occupation and Employer, Ms. Naughton stated the Campaign initially used the Online Reporting of Campaign Activities (ORCA) software to electronically file the C-3 and C-4 reports. She stated that after the August 2016 primary election was held, “the campaign switched to NGP campaign software program for the campaign finance reporting. She imported the contribution and expenditure information from ORCA into the NGP software, but when the data was transferred, the prior aggregate contribution totals did not get included in the data.

### **Allegation #2: Failure to disclose debts and obligations on C-4 reports**

The complaint alleged that the Campaign failed to provide a breakdown for expenditures made for a media buy.

- Staff reviewed the expenditures listed on the C-4 reports filed by the Campaign and found three expenditures were made for media buys, all to Mundy Katowitz Media Inc., a media buying firm located in Washington, DC, as follows: (1) A \$85,000 expenditure made on October 11, 2016, listing the description as “Media Buy; (2) A \$15,000 expenditure made on October 17, 2016, listing the description as “Media Buy”; and (3) A \$40,000 expenditure made on October 11, 2016, listing the description as “Media Buy.” No additional information was disclosed by the Campaign for the three media buys, including a station by station breakdown of the buys.
- Ms. Naughton stated that when the Campaign made the three expenditures to Mundy Katowitz Media Inc, the only information available at the time the C-4 report was due to be filed was “the date purchased, broker name, and total amount.” She stated that after receiving a copy of the complaint, the Campaign obtained information that all three expenditures to Mundy Katowitz Media Inc. were for cable television advertisements made to Comcast.
- On January 4, 2017, the Campaign filed amended C-4 reports disclosing Comcast as the sub-vendor and listing the run dates for those television advertisements.

### **Allegation #3: Failure to disclose the costs for the domain registration for the Campaign website MarisaforSenate.org**

The complaint alleged the Campaign failed to disclose the costs for the domain registration for website “MarisaforSenate.org” as either an expenditure, in-kind contribution or debt.

- Ms. Naughton stated the domain registration was registered behalf of the Campaign by the consultant, WinPower Strategie), and that those costs were included in the consulting fees owed to WinPower on the initial C-4 report as an outstanding debt. She stated that the WinPower invoice was paid on April 26, 2016 and reported by the Campaign as a "Consulting" expenditure to WinPower on the April 2016 C-4 report. She stated the Campaign filed an amended April 2016 C-4 report and listed "Website" in the purpose for the expense \$1,500 expenditure made to WinPower.
- Staff reviewed the C-4 reports and found that the initial C-4 report was filed on April 11, 2016, disclosing \$5,645 in outstanding liabilities that included four debts and obligations owed to WinPower Strategies for services to print Campaign letterhead and envelopes; consulting; to print a door belling advertisement; and to work on the Campaign website.

PDC staff found no evidence of an actual material violation that would require conducting a more formal investigation into your complaints or pursuing enforcement action in this instance. Staff will be reminding Ms. Peloquin concerning the importance of timely and accurate disclosure of campaign contribution and expenditure activities, including the proper breakdown of expenditures, and providing the Occupation and Employer information for contributions received of \$100 or more from individuals.

Therefore, PDC is returning your complaint filed against Marissa Peloquin without taking any action. If you have questions, you may contact me at (360) 664-8854, toll-free at 1-877-601-2828, or by e-mail at [kurt.young@pdc.wa.gov](mailto:kurt.young@pdc.wa.gov).

Sincerely,

Endorsed by,

/s \_\_\_\_\_  
Kurt Young, Compliance Officer

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

cc: Marisa Peloquin

