City of Seattle

Ethics and Elections Commission

November 2, 2007

Mr. Mark Fenton, Treasurer
Judy for Seattle
PO Box 27055
Seattle, WA 98165

Re: Late Filed C-4's

Dear Mr. Fenton:

The Judy for Seattle committee (the "Committee") filed two critical reports – both the 21-day C-4 and the 7-day C-4 – one day late.

While we frequently waive penalties when committees promptly correct their errors, we usually do not do so in the final week before the election. As a result of your campaign's failure to timely file the final two C-4's due before the General election, I am imposing a late filing penalty of $50.

LATE FILED C-4 REPORTS

The 21-day C-4 was due on October 16, but was filed on October 17. The 7-day C-4 was due on October 30, but filed on October 31. On both occasions, you filed only after receiving e-mails from Commission staff notifying you that your reports were late.

LATE FILING PENALTY

During the week before the election, late filing penalties increase from $10 a day to $50 a day for each late filed report. (SMC 2.04.330.B.2). At $10 for the day that the 21-day C-4 was late, and $50 for the day 7-day C-4 was late, **the Committee is subject to $60 in late filing penalties**. In light of the proximity to the election, I am imposing a $50 penalty.

RIGHT TO APPEAL

You may appeal this decision by submitting to this office, by 4:00 p.m., November 16, a written request for appeal, pursuant to Administrative Rule 8.3, which provides in relevant part:

> A person may appeal the Executive Director's assessments to the Commission, under the following procedure:
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> (a) Upon the written request of a party aggrieved by the Executive Director's decision to impose a penalty, the decision may be reviewed by the Commission.

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GCIU 804-M

(b) Such a request for review shall be served at the office of the Commission no later than fourteen (14) days after the date of mailing the decision for which review is sought.
(c) A request for review shall state the grounds therefor, and shall be no longer than twelve 8 1/2" x 11" double- spaced pages in length with margins of at least 1" on every side, and no more than twelve characters per inch.

ACTION TO TAKE

No later than Friday, November 16, deliver to the Commission at 700 Fifth Avenue, Suite 4010, P.O. Box 94729, Seattle, WA 98124-4729, a $50 check payable to the City of Seattle, or your request for appeal.

CONCLUSION

A major purpose of the Seattle Elections Code is to give the public timely access to the campaign finances of each political committee. Your delays in accurate reporting inhibited this purpose and delayed the opportunity for scrutiny, to which the public was entitled. Therefore, we are compelled to impose these penalties.

If you have any questions, or have information that we have not considered in this letter, please call me at 684-8577.

Very truly yours,

Wayne Barnett
Executive Director

cc: Seattle Ethics and Elections Commission
Doug Ellis, Deputy Director, Public Disclosure Commission