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Sent via email to nickedpower@gmail.com

November 3, 2017

Nicholas Power
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Re: State of Washington, ex rel. Glen Morgan v. Island County Democratic Committee (a political committee)
Thurston Co. Cause No. 17-2-04836-36
Our File No. 6552-012

Dear Mr. Power:

The purpose of this letter is to inform you about some recent developments pertinent to this case.

The Island County Democratic Committee PAC does not expect to be receiving contributions or making expenditures in support of, or opposition to, any candidate or ballot measure. Accordingly, it has complied with the procedures provided by the PDC to wind down operations and, as of today, the Island County Democratic Committee PAC no longer exists as a political committee. *See* RCW 42.17A.010(37).
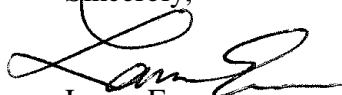
Because the Island County Democratic Committee PAC has disbanded, it will not be filing an answer in this matter. We therefore suggest that you advise your client to promptly seek a voluntary dismissal of any and all claims he has against the Committee.

We are aware you have incurred attorney fees to date and that the prevailing party in actions brought under the Fair Campaign Practices Act ("FCPA") is entitled to an award of attorney fees. However, a "fee award must be reasonable in relation to the results obtained." *Ethridge v. Hwang*, 105 Wn. App. 447, 20 P.3d 958 (2001) (quotation marks omitted).

Knowingly incurring additional fees by pursing further litigation against a now-defunct entity is clearly not "reasonable," for the purposes of a fee award. We therefore reiterate our recommendation that your client seek dismissal of the case as soon as possible.

Sincerely,

Laura Ewan
*Counsel for Island County Democratic
Central Committee*

cc: Linda Dalton (*via email*)
        Fox Blackhorn (*via email*)