



State of Washington
PUBLIC DISCLOSURE COMMISSION

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October 19, 2022

Delivered electronically to glen@wethegoverned.com

Subject: Complaint regarding Anthony Martinelli, PDC Case 112510

Dear Glen Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on September 15, 2022. The complaint alleged that Anthony Martinelli (the “Respondent”) may have violated RCW 42.17A.700 by failing to timely file Personal Financial Affairs Statements (F-1 reports) covering 2019, 2020 and 2021 financial activities; and RCW 42.17A.710 by failing to accurately disclose financial information on F-1 reports for 2019 and 2020.

However, as you pointed out in your complaint, the Respondent’s missing F-1 report for 2021 was already addressed as a separate matter under PDC Case 110525. That matter was heard at a Brief Enforcement Hearing on September 1, 2022 and the Presiding Officer found a violation of .700 for failure to file the F-1 report for 2021 that was due no later than April 15, 2022.

Our records also show that the timeliness and content of the Respondent’s F-1 report covering 2019 activity was addressed in a separate case (57748), for which a Reminder Letter was issued by the PDC.

The remaining allegation concerns the Respondent’s late-filed F-1 report for 2020, which is the subject of this case (PDC Case 112510).

PDC staff have reviewed the allegations and evidence you submitted; the applicable statutes, rules, and reporting requirements; and the applicable PDC reports filed by the Respondent to determine whether the record supports a finding of one or more violations.

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

- The Respondent is a former City Council Member for the City of Des Moines. His term in office was January 1, 2020 through January 21, 2022.
- As an elected official who held office in 2021, the Respondent was required to file an F-1 report by no later than April 15, 2021, disclosing financial activity for 2020.
- PDC records indicate that the Respondent filed the F-1 report covering 2020 on June 17, 2021, which is 63 days late. He did not provide the PDC with a response to the allegation in this case, indicating why the report was late.

- The Respondent’s filing history shows a pattern of late or unfiled F-1 reports in 2020, 2021 and 2022, disclosing 2019, 2020 and 2021 financial activity respectively. To date, the Respondent has not filed the F-1 report disclosing 2021 financial information.

Based on our findings, staff has determined that, in this instance, failure to timely file the annual F-1 report covering 2020 does not amount to a violation that warrants further investigation.

Pursuant to WAC 390-37-060(1)(d), the Respondent, Anthony Martinelli, will receive a formal written warning concerning his failure timely disclose 2020 financial information on a Personal Financial Affairs Statement (F-1 report). The formal written warning will include staff’s expectation that Anthony Martinelli timely file all future required F-1 reports. 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 finds that no further action is warranted and has dismissed this matter in accordance with RCW 42.17A.755(1).

If you have questions, you may contact Tabatha Blacksmith at 1-360-586-8929, toll-free at 1-877-601-2828 or by e-mail at pdcc@pdc.wa.gov

Sincerely,

/s

Tabatha Blacksmith
Compliance Officer

Endorsed by,

/s

Peter Lavalley
Executive Director

cc: Anthony Martinelli