



**State of Washington  
PUBLIC DISCLOSURE COMMISSION**

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November 20, 2023

Delivered electronically to Glen Morgan at [glen@wethegoverned.com](mailto:glen@wethegoverned.com)

Subject: Complaint regarding Ted Cummings, PDC Case 141981

Dear Mr. Morgan:

The Public Disclosure Commission (PDC) has completed its review of the complaint you filed on August 21, 2023. Your complaint alleged that Ted Cummings, a candidate for State Representative in the 4<sup>th</sup> Legislative District in 2018 and 2022, and a 2020 candidate for District Commissioner, Position 1, in Spokane County, may have violated RCW 42.17A.235 and .240 for failure timely report contribution and expenditure reports.

To determine whether a formal investigation or enforcement action is warranted, PDC staff reviewed the allegations listed in the complaint; the applicable statute(s), rule(s), and reporting requirements; the C-3 and C-4 reports filed by Friends of Ted Cummings (Campaign); the September 10, 2023, response to the complaint provided by Ted Cummings on behalf of the Campaign; and other relevant information.

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

- You alleged that the Campaign failed to timely report contributions and file expenditures reports. You included an Excel spreadsheet of instances or examples of contributions that were not timely disclosed. You attached an Excel spreadsheet as evidence of the alleged late reporting by the Campaign.
- Staff reviewed the attachments you submitted with the complaint and noted that there were some contributions that were reported late by the Campaign. For example, the Campaign failed to timely report a \$675 contribution received from Spokane County Democrats in September 2018. This contribution was not disclosed to the public until September 24, 2020.
- While there were a few late C-3 and C-4 reports in the Excel spreadsheet you attached as evidence of alleged late reporting, most of the 82 alleged late reports on the spreadsheet were amendments to reports initially filed timely by the Campaign. For example, out of the 82 alleged late reports on the spreadsheet you provided, 38 were amended reports and 14 were reports that were noted as 1 day late on your spreadsheet, but staff found that most of them were not reported late.

Based on these findings staff has determined that, in this instance, the Campaign's failure to timely and accurately file some contribution and expenditure reports in the 2018 and 2020 election years, does not amount to a violation warranting further investigation.

However, pursuant to WAC 390-37-060(1)(d), Ted Cummings will receive a formal written warning concerning his Campaigns' failure to timely and accurately disclose contribution and expenditure reports in election years 2020 and 2022; and in the 2018 election year, for violations within the five-year statute of limitation only. Ted Cummings will be informed the Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

Accordingly, 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 Erick Agina, Compliance Officer at 360-586-2869, toll-free at 1-877-601-2828, or by e-mail at [erick.agina@pdc.wa.gov](mailto:erick.agina@pdc.wa.gov)

Sincerely,

Endorsed by,

s/\_\_\_\_\_  
Erick O. Agina, Compliance Officer

s/\_\_\_\_\_  
Peter Frey Lavallee, Executive Director for

cc: Ted Cummings

