



May 20, 2011

Phil Lloyd, Treasurer
McGinn for Mayor
603 Stewart Street, #819
Seattle, WA 98101

Re: Late Report

Dear Mr. Lloyd:

On April 11, 2011, the McGinn for Mayor Committee (the "Committee") filed a C-4 for the period May 1, 2010 through March 31, 2011. The Committee reported carrying over funds totaling more than \$6,000 from the previous election cycle. The transfer should have been disclosed no later than June 10, 2010, making the April filing more ten months overdue.

TIMELY REPORTS REQUIRED

State and City law require candidates to file monthly C-4s and C-3s on the tenth of each month when no other reports are required and when the campaign has deposited or spent more than \$200 in the preceding calendar month.

LATE REPORT

In late March 2010, Commission staff discussed with the Committee's previous treasurer, Peggy Lynch, how to close out the 2009 Committee and carry forward the cash on hand into a new committee. Staff contacted Ms. Lynch on more than one occasion over the ensuing months about filing the required C-4. In November, staff sent out an e-mail reminding filers of their filing obligations if they had not filed recently.

The Committee did not file the report until April 11, 2011, 305 days late. That C-4 showed that the committee had no activity from May 1, 2010 through February 28, 2011, other than the transfer of surplus funds from the 2009 committee to the 2013 committee.

LATE FILING PENALTIES

In determining a suitable penalty, I took into account the fact that the Committee had no other reportable activity between May 1, 2010 and February 28, 2011, that the Committee recently turned the treasury duties over to you, and that you worked to resolve this matter hastily once you became aware of it. Balancing these mitigating factors with the substantial delay in filing the report, I am reducing the Committee's penalty to \$100.



McGinn for Mayor
May 20, 2011
Page 2

RIGHT TO APPEAL

You may appeal this decision by submitting to this office, by 4:00 PM, Friday, June 3, 2011, a written request for appeal. The Administrative Rules governing the appeal process can be found on the Commission's website at www.seattle.gov/ethics/home/rules.htm.

ACTION TO TAKE

No later than Friday, June 3, 2011, deliver to the Commission's office at 700 Fifth Avenue, Suite 4010, P.O Box 94729, Seattle, WA 98124-4729, a check payable to the City of Seattle, in the amount of \$100 or your request for appeal.

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

Very truly yours,



Wayne Barnett
Executive Director

cc: Peggy Lynch
Seattle Ethics and Elections Commission
Doug Ellis, Public Disclosure Commission