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**BEFORE THE SEATTLE ETHICS AND ELECTIONS COMMISSION**

In The Matter Of	)	Case No. 09-2-1028-1
	)	
Kenny Stuart,	)	
Treasurer for Working for	)	HEARING NOTICE
Seattle,	)	
	)	
Respondent	)	

---

Pursuant to Seattle Municipal Code (SMC) sec 2.04.075, the Executive Director of the Seattle Ethics and Elections Commission hereby gives NOTICE that the Seattle Ethics and Elections Commission will hold a hearing on October 30, 2009, at 2:00 p.m. in Room 4080 of the Seattle Municipal Tower.

The Commission will consider the Notice of Charges alleging violations of SMC 2.04.160 and 2.04.265, which was filed by the Executive Director on October 29, 2009.

This hearing is being expedited under SMC 2.04.075.B.1, since the alleged conduct at issue is related to the City of Seattle Mayoral election to be held on November 3, 2009.

Dated this 29th day of October, 2009.

Wayne Barnett, Executive Director  
Seattle Ethics and Elections Commission



1 4. In September of this year, Bruce Boram of Laurus Associates LLC contacted Heather  
2 Clarke of Tumwater, Washington, about doing compliance work for Working for Seattle.

3  
4 5. Mr. Boram asked Ms. Clarke whether she had ever done compliance work for a  
5 political action committee in the City of Seattle. Ms. Clarke responded that she had not, but that  
6 she was aware that state law required that a C-1 be filed with King County. Mr. Boram did not  
7 tell Ms. Clarke of the need to file with the SEEC.  
8

9 6. On October 13, 2009, the State Public Disclosure Commission ("PDC") received a  
10 filing from Working for Seattle. Exhibit A. Working for Seattle registered as a continuing  
11 political committee, with respondent as its treasurer and Ms. Clarke listed as a person who  
12 performs ministerial functions on the committee's behalf. No filing was made with the SEEC.  
13

14 7. On October 16, 2009, Working for Seattle filed three C-3's with the PDC, reporting  
15 deposits totaling \$102,500 and a C-4. Exhibits B, C, D and E. No filings were made with the  
16 SEEC.  
17

18 8. On October 19, 2009 Working for Seattle filed another C-3 with the PDC, reporting a  
19 \$5,000 deposit. Exhibit F. No filing was made with the SEEC.  
20

21 9. On Monday, October 26, 2009, after receiving an e-mail from Mr. Boram, Ms. Clarke  
22 e-mailed the SEEC to inquire about how to file reports with the SEEC. Also on Monday,  
23 October 26, 2009, *The Seattle Times* posted a story on-line about the existence of Working for  
24 Seattle. Exhibit G.  
25

26 10. On Tuesday, October 27, 2009, Ms. Clarke filed all of the outstanding reports with the  
27 SEEC.  
28

29 Count 1


30 1. The Director has reasonable cause to believe that Respondent violated SMC 2.04.160

1 when he, as the only named officer of the committee, failed to timely file with the City Clerk a  
2 statement of organization.

3  
4 Count 2

5 2. The Director has reasonable cause to believe that Respondent violated SMC 2.04.265  
6 on four occasions when he, as the committee's treasurer, failed to timely report to the SEEC late  
7 contributions in excess of \$1,000.  
8

9  
10 Dated: October 29, 2009.

11   
12 \_\_\_\_\_  
13 Wayne Barnett, Executive Director  
14 Seattle Ethics and Elections Commission  
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Ex B



# CASH RECEIPTS MONETARY CONTRIBUTIONS

**C3**  
(1/02)

THIS SPACE FOR OFFICE USE

100329671

10-16-2009

Candidate or Committee Name (Do not abbreviate. Use full name.)  
Working for Seattle

Mailing Address  
1037 65th Street, #261

City Seattle, WA	Zip + 4 98115	Office Sought (candidates)	Election Date 2009
---------------------	------------------	----------------------------	-----------------------

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date Received		Amount	Total
	a. Anonymous .....		
	b. Candidate's personal funds deposited in the bank (include candidate loans in 1c).....		
	c. Loans, notes, security agreements. Attach Schedule L .....		
	d. Miscellaneous receipts (interest, refunds, auctions, other). Attach explanation .....		
	e. Small contributions \$25.00 or less not itemized and number of persons giving _____ (persons)		

2. CONTRIBUTIONS OVER \$25.00

Date Received	Contributor's Name, Address, City, State, Zip	Contributions of more than \$100: Employer's Name, City and State	P R I N	G E N	Amount	Aggregate* Total
10/07/09	PACIFIC NORTHWEST REGIONAL 25120 Pacific Hwy S, Suite 200 Kent, WA 98032				5,000.00	5,000.00
		Occupation				
		Occupation				
		Occupation				
		Occupation				
		Occupation				
		Occupation				
		Sub-total			5,000.00	
		Amount from attached pages			0.00	

\*See reverse for details.

3. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT

Sum of parts 1 and 2 above. Enter this amount in line 1, Schedule A to C4. 5,000.00

4. Date of Deposit 10/07/09	I certify that this report is true and complete to the best of my knowledge
Treasurer's Daytime Telephone No.: (206) 524-4170	Treasurer's Signature Kenny Stuart
	Date 10-16-2009



EX C



# CASH RECEIPTS MONETARY CONTRIBUTIONS

**C3**  
(1/02)

THIS SPACE FOR OFFICE USE  
100329672  
10-16-2009

Candidate or Committee Name (Do not abbreviate. Use full name.)  
Working for Seattle

Mailing Address  
1037 65th Street, #261

City: Seattle, WA      Zip + 4: 98115      Office Sought (candidates):      Election Date: 2009

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date Received		Amount	Total
	a. Anonymous .....		
	b. Candidate's personal funds deposited in the bank (include candidate loans in 1c).....		
	c. Loans, notes, security agreements. Attach Schedule L .....		
	d. Miscellaneous receipts (interest, refunds, auctions, other). Attach explanation .....		
	e. Small contributions \$25.00 or less not itemized and number of persons giving _____ (persons)		

2. CONTRIBUTIONS OVER \$25.00

Date Received	Contributor's Name, Address, City, State, Zip	Contributions of more than \$100:* Employer's Name, City and State	P R I N	G E N	Amount	Aggregate* Total
10/08/09	WASHINGTON STATE COUNCIL OF 1069 Adams Street Southeast Olympia, WA 98501				5,000.00	5,000.00
	Occupation					
10/08/09	INTERNATIONAL FEDERATION OF 2900 Eastlake Avenue East, Seattle, WA 98102				2,500.00	2,500.00
	Occupation					
10/08/09	WASHINGTON ASSOCIATION OF 504 14th Ave. SE Olympia, WA 98507-0719				5,000.00	5,000.00
	Occupation					
10/08/09	SFFU, LOCAL 27 VPAC 517 Second Avenue West Seattle, WA 98119				60,000.00	60,000.00
	Occupation					
	Occupation					
	<input type="checkbox"/> Check here if additional pages are attached		Sub-total		72,500.00	*See reverse for details.
			Amount from attached pages		0.00	

3. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT  
Sum of parts 1 and 2 above. Enter this amount in line 1, Schedule A to C4.

72,500.00

4. Date of Deposit: 10/08/09

Treasurer's Daytime Telephone No.: (206) 524-4170

I certify that this report is true and complete to the best of my knowledge

Treasurer's Signature: Kenny Stuart      Date: 10-16-2009

Ex D



# CASH RECEIPTS MONETARY CONTRIBUTIONS

**C3**  
(1/02)

THIS SPACE FOR OFFICE USE

100329673

10-16-2009

Candidate or Committee Name (Do not abbreviate. Use full name.)  
Working for Seattle

Mailing Address  
1037 65th Street, #261

City Seattle, WA	Zip + 4 98115	Office Sought (candidates)	Election Date 2009
---------------------	------------------	----------------------------	-----------------------

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date Received		Amount	Total
	a. Anonymous .....		
	b. Candidate's personal funds deposited in the bank (include candidate loans in 1c).....		
	c. Loans, notes, security agreements. Attach Schedule L .....		
	d. Miscellaneous receipts (interest, refunds, auctions, other). Attach explanation .....		
	e. Small contributions \$25.00 or less not itemized and number of persons giving _____ (persons)		

2. CONTRIBUTIONS OVER \$25.00

Date Received	Contributor's Name, Address, City, State, Zip	Contributions of more than \$100: Employer's Name, City and State	P R I	G E N	Amount	Aggregate* Total
10/12/09	AFFORDABLE HOUSING COUNCIL 335 116th Avenue SE Bellevue, WA 98004				10,000.00	10,000.00
		Occupation				
10/12/09	BUILDERS UNITED IN LEGISLATIVE 1200 Westlake Avenue N., Suite Seattle, WA 98109				5,000.00	5,000.00
		Occupation				
10/12/09	PACIFIC NORTHWEST REGIONAL 25120 Pacific Hwy S, Suite 200 Kent, WA 98032				5,000.00	10,000.00
		Occupation				
		Occupation				
		Occupation				
		Sub-total			20,000.00	
		Amount from attached pages			0.00	

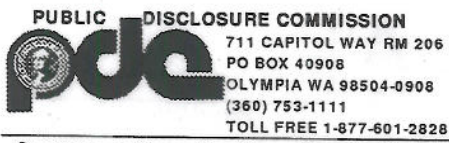
\*See reverse for details.

3. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT  
Sum of parts 1 and 2 above. Enter this amount in line 1, Schedule A to C4.

4. Date of Deposit 10/13/09	Treasurer's Daytime Telephone No.: (206) 524-4170	I certify that this report is true and complete to the best of my knowledge
		Treasurer's Signature Kenny Stuart
		Date 10-16-2009



EX E(1/2)



# SUMMARY, FULL REPORT RECEIPTS AND EXPENDITURES

**C4**  
(3/97)  
PDC OFFICE USE  
100329674  
10-16-2009

Candidate or Committee Name (Do not abbreviate. Include full name)  
**Working for Seattle**  
Mailing Address  
1037 65th Street, #261  
City  
Seattle, WA

Zip + 4  
98115  
Office Sought (Candidates)  
Election Date  
2009  
Report Period Covered  
From (last C-4) To (end of period)  
09/01/09 10/12/09  
Final Report?  
Yes No X

**\*For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution) **supporting or opposing** a state or local candidate?

### RECEIPTS

\*See next page Yes No

1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet) .....		\$	0.00
2. Cash received (From line 2, Schedule A) .....	\$ 77,500.00		
3. In kind contributions received (From line 1, Schedule B).....	0.00		
4. Total cash and in kind contributions received this period (Line 2 plus 3).....			77,500.00
5. Loan principal repayments made (From line 2, Schedule L).....	0.00		
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)	0.00		
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)			0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7) .....			77,500.00
9. Total pledge payments due (From line 2, Schedule B) .....	0.00		

### EXPENDITURES

10. Previous total cash and in kind expenditures (From line 17, last C-4) (if beginning a new campaign or calendar year, see instruction booklet) .....			0.00
11. Total cash expenditures (From line 4, Schedule A) .....	0.00		
12. In kind expenditures (goods & services) (From line 1, Schedule B) .....	0.00		
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....			0.00
14. Loan principal repayments made (From line 2, Schedule L).....	0.00		
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)	0.00		
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)			0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....			0.00

CANDIDATES ONLY			
	Won	Lost	Unopposed
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

CASH SUMMARY	
18. Cash on hand (Line 8 minus line 17) .....	77,500.00
[Line 18 should equal your bank account balance(s) plus your petty cash balance.]	
19. Liabilities: (Sum of loans and debts owed) .....	0.00
20. Balance (Surplus or deficit) (Line 18 minus line 19) .....	77,500.00

Treasurer's Daytime Telephone No.:  
(206) 524-4170

**CERTIFICATION:** I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.  
Candidate's Signature \_\_\_\_\_ Date \_\_\_\_\_ Treasurer's Signature **Kenny Stuart** Date \_\_\_\_\_

EXE  
(2/2)

# CASH RECEIPTS AND EXPENDITURE

SCHEDULE **A**  
to C4 (11/93)

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date 2

Working for Seattle

09/01/09 10/12/09

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits
10/07/2009	5,000.00					
10/08/2009	72,500.00					

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 77,500.00

**CODES FOR CLASSIFYING EXPENDITURES:** If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE  
DEFINITIONS  
ON NEXT PAGE

- C - Contributions (monetary, in-kind & transfers)
- I - Independent Expenditures
- L - Literature, Brochures, Printing
- B - Broadcast Advertising (Radio, TV)
- N - Newspaper and Periodical Advertising
- O - Other Advertising (yard signs, buttons, etc.)
- V - Voter Signature Gathering

- P - Postage, Mailing Permits
- S - Surveys and Polls
- F - Fundraising Event Expenses
- T - Travel, Accommodations, Meals
- M - Management/Consulting Services
- W - Wages, Salaries, Benefits
- G - General Operation and Overhead

### 3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below..
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	

4. TOTAL CASH EXPENDITURES Total from attached pages \$ 0.00  
Enter also on line 11 of C4 \$ 0.00



**CASH RECEIPTS  
 MONETARY  
 CONTRIBUTIONS**

**C3**  
 (1/02)

Ex F  
 THIS SPACE FOR OFFICE USE  
 100329983  
 10-19-2009

Candidate or Committee Name (Do not abbreviate. Use full name.)  
 Working for Seattle

Mailing Address  
 1037 65th Street, #261

City Zip + 4 Office Sought (candidates) Election Date  
 Seattle, WA 98115 2009

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date Received		Amount	Total
	a. Anonymous .....		
	b. Candidate's personal funds deposited in the bank (include candidate loans in 1c).....		
	c. Loans, notes, security agreements. Attach Schedule L .....		
	d. Miscellaneous receipts (interest, refunds, auctions, other). Attach explanation .....		
	e. Small contributions \$25.00 or less not itemized and number of persons giving ..... (persons)		

2. CONTRIBUTIONS OVER \$25.00

Date Received	Contributor's Name, Address, City, State, Zip	Contributions of more than \$100: Employer's Name, City and State	P R I	G E N	Amount	Aggregate* Total
10/19/09	BRUCE MCCAW 1 100th Avenue NE, Suite 100 Bellevue, WA 98004	Pistol Creek Financial Company Bellevue, WA Occupation OWNER			5,000.00	5,000.00
		Occupation				
		Occupation				
		Occupation				
		Occupation				
	<input type="checkbox"/> Check here if additional pages are attached	<b>Sub-total</b>			5,000.00	*See reverse for details.
		<b>Amount from attached pages</b>			0.00	

3. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT

Sum of parts 1 and 2 above. Enter this amount in line 1, Schedule A to C4. 5,000.00

4. Date of Deposit: 10/19/09

Treasurer's Daytime Telephone No.: (206) 524-4170

I certify that this report is true and complete to the best of my knowledge

Treasurer's Signature: Kenny Stuart Date: 10-19-2009



Ex G

# The Seattle Times

Tuesday, October 27, 2009 - Page updated at 11:25 AM

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## McCaw, firefighters, builders, unions join together for Mallahan

**Bob Young**

An interesting mix of donors — firefighters, builders and Bruce McCaw — has come together in a new independent expenditure committee to support Seattle mayoral candidate Joe Mallahan.

Called Working for Seattle, the group has collected \$102,500, according to the state Public Disclosure Commission. The biggest contributor (\$60,000) is the Seattle Firefighters Union Local 27.

The second biggest contributor is the Master Builders' Association of King and Snohomish Counties (\$10,000 through its Affordable Housing Council PAC). Other donors -- in for \$5,000 each -- include big GOP contributor Bruce McCaw of Bellevue, the carpenters' union; the state firefighters' union, the Washington Association of Realtors, and Builders United in Legislative Development.

You'd be hard-pressed to find another election committee that unites public employee unions, McCaw and builders' groups.

Kenny Stuart, Local 27 president, is spokesman for Working for Seattle. He said the group's sole purpose is to support Mallahan. Stuart said Seattle firefighters believe Mallahan is better than his opponent Mike McGinn on public safety issues and are trying to exert political leadership and are willing to partner with anyone in their pro-Mallahan effort.

"The bottom line is that a friend of Joe's is a friend of ours," Stuart said. "We asked anybody and everybody to contribute."

He said people and groups from all over the Puget Sound region have an interest in Seattle because of issues like the 520 bridge and Alaskan Way Viaduct.

The group has produced one mailer so far, Stuart said, and plans to spend all its money in the next eight days.

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