

MODIFICATION REQUEST COVER SHEET

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| Name of Filer | CHRISTOPHER COSTANTI |
| Reporting Period | <input type="checkbox"/> Annual report <input checked="" type="checkbox"/> Candidate report – June 2016 to June 2017 |
| Type of Request | <input checked="" type="checkbox"/> New <input type="checkbox"/> Renewal with No Change <input type="checkbox"/> Renewal with Change |
| Office Held/Sought & Term | School Director Candidate, Lynden SD 504 Elected term would begin January, 2018 |
| Application Rule(s) | <input type="checkbox"/> Income & Ownership Interest: WAC 390-28-100(b) <input type="checkbox"/> Personal Residence: WAC 390-28-100(d) <input type="checkbox"/> Attorney: WAC 390-28-100(1)(e)(i) <input type="checkbox"/> Judge / Judicial Candidate: WAC 390-28-100(1)(e)(ii) <input checked="" type="checkbox"/> Spousal: WAC 390-28-100(1)(e)(iv) <input type="checkbox"/> Other: WAC 390-28-100(1)(a)(c) |
| Explanation of Rule(s) | <p>Applicants whose spouse or registered domestic partner creates a reporting obligation for the applicant. When an applicant is required to report the activities of an entity solely because the applicant's spouse or registered domestic partner held an office, directorship, general partnership or ownership interest in the entity and the applicant does not have direct knowledge of the information that must be reported, the applicant may be allowed to satisfy the disclosure requirements of RCW 42.17A.710 (1)(g)(ii) and WAC 390-24-020 by disclosing reportable customers from whom compensation in excess of the disclosure threshold established under RCW 42.17A.710 (1)(g)(ii) has been received as follows:</p> <p>(A) All payments made by the agency or jurisdiction in which the applicant seeks or holds office to the entity;</p> <p>(B) The business and other governmental customers or clients of the applicant's spouse/domestic partner and of the entity of which the applicant is aware; and</p> <p>(C) Any other business and other governmental customers or clients of the entity whose identities are known to the applicant and whose interests are significantly affected by the agency or jurisdiction in which the applicant seeks or holds office. The commission may apply (e)(i) through (iii) of this subsection when the applicant's spouse/domestic partner is a lawyer, judge, or motor vehicle dealer.</p> |
| Supporting Documents (attached) | <input checked="" type="checkbox"/> F-1 (Filed June 19, 2017) <input checked="" type="checkbox"/> Modification Application <input type="checkbox"/> Prior order (if renewal) |
| Reason(s) for Modification (as stated by filer) | <ul style="list-style-type: none"> • Mr. Costanti is requesting a reporting modification that would exempt him from disclosing the business customers that paid \$12,000 or more during the previous 12 months, to Curt Maberry Farm, Inc. • Mr. Costanti's spouse, Angela Kay Costanti works in Human Resources of Curt Maberry Farm, Inc. with a 33% ownership interest. • Mr. Costanti stated that he has no ownership interest in the company and is not involved in the day to day operations. |

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| | <ul style="list-style-type: none">• Mr. Costanti stated that Curt Maberry Farm, Inc. grows and processes berries from approximately 1000 acres in Whatcom County.• Mr. Costanti stated that Curt Maberry Farm, Inc. has 70 full-time and 350 additional employees seasonally. 99% of the company's sales are outside of Whatcom County and 80% of sales are outside of Washington State.• Mr. Costanti stated that Curt Maberry Farm, Inc. has approximately 50 customers annually. Almost all of the customers would be reportable.• Mr. Costanti stated that the customers of Curt Maberry Farm, Inc. are not publicly available.• Mr. Costanti stated that Curt Maberry Farm operates in a very competitive market and industry and is a leader in his area. He further stated that publishing the reportable business customers would put the business at a competitive disadvantage.• Mr. Costanti stated the Lynden School District 504 does no business with Curt Maberry Farm, Inc. and that there are no reportable governmental customers. |
| Other Issues | Mr. Costanti stated that if any matter came before him involving Curt Maberry Farm, Inc., that he would recuse himself. |
| Staff Recommendations | Approve the requested reporting modification. |