

## MODIFICATION REQUEST COVER SHEET

<b>Name of Filer</b>	<b>DAVID B. JOHNSTON</b>
<b>Reporting Period</b>	<input checked="" type="checkbox"/> Annual report – calendar year 2014 <input type="checkbox"/> Candidate/Appointee report
<b>Type of Request</b>	<input type="checkbox"/> New <input checked="" type="checkbox"/> Renewal with No Change – <u>original granted on August 15, 2007</u> <input type="checkbox"/> Renewal with Change
<b>Office Held &amp; Term</b>	School Board Member, Snohomish School District Elected term ends December, 2015
<b>Application Rule(s)</b>	<input type="checkbox"/> Income & Ownership Interest: WAC 390-28-100(b) <input type="checkbox"/> Personal Residence: WAC 390-28-100(d) <input checked="" type="checkbox"/> Attorney: WAC 390-28-100(1)(e)(i) <input type="checkbox"/> Judge / Judicial Candidate: WAC 390-28-100(1)(e)(ii) <input type="checkbox"/> Spousal: WAC 390-28-100(1)(e)(iv) <input type="checkbox"/> Other: WAC 390-28-100(1)(a)(c)
<b>Supporting Documents (attached)</b>	<input checked="" type="checkbox"/> F-1 <input checked="" type="checkbox"/> Modification Application <input checked="" type="checkbox"/> Letter <input checked="" type="checkbox"/> Prior order (if renewal) – <u>Order # 3179</u>
<b>Reason(s) for Modification (as stated by filer)</b>	<ul style="list-style-type: none"> <li>• Mr. Johnston is requesting renewal of the reporting modification that would exempt him from disclosing the business customers that paid \$12,000 or more during 2014 to Livengood Alskog, PLLC, a law firm.</li> <li>• Mr. Johnston is a member of Livengood Alskog, a law firm located in Kirkland, of which he has a 20% ownership interest.</li> <li>• Mr. Johnston stated that the law firm's total fee receipts in 2014 were approximately \$3,179,798. He stated the firm currently has about 14 employees. He said he is involved in the day-to-day operations of the firm and does have access to the firm's client list.</li> <li>• Mr. Johnston stated that it would cause a manifestly unreasonable hardship on him, his law firm partners, other attorneys in the firm and the firm's clients to disclose the reportable business customers because of the volume of business clients, staff time required to provide the information and time and resources necessary to obtain the consent of all business clients. He stated that it may not be possible to obtain consent from all business clients. He said it would put the firm at a competitive disadvantage to disclose their list of business clients as other law firms could solicit these clients for business.</li> </ul>
<b>Other Issues</b>	<p>Mr. Johnston stated that the Snohomish School District did not make any payments to his law firm in 2014.</p> <p>In accordance with WAC 390-28-100(1)(e)(i), Mr. Johnston disclosed the following information:</p> <ol style="list-style-type: none"> <li>1. Reportable business clients for which he provided legal work;</li> <li>2. Reportable governmental clients of the law firm; and</li> <li>3. A list of all clients listed on the firm's website or in Martindale Hubble.</li> </ol>
<b>Staff Recommendations</b>	Approve renewal of the reporting modification with no change.