

## MODIFICATION REQUEST COVER SHEET

<b>Name of Filer</b>	<b>EDWARD J. MCKENNA</b>
<b>Reporting Period</b>	<input checked="" type="checkbox"/> Annual report – calendar year 2016 <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 April 28, 2011</u> <input type="checkbox"/> Renewal with Change
<b>Office Held/Sought &amp; Term</b>	Municipal Court Judge, City of Seattle Elected term expires in January, 2019
<b>Application Rule(s)</b>	<input type="checkbox"/> Income & Ownership Interest: WAC 390-28-100(b) <input checked="" type="checkbox"/> Personal Residence: <a href="#">WAC 390-28-100(d)</a> <input type="checkbox"/> Attorney: WAC 390-28-100(1)(e)(i) <input type="checkbox"/> Judicial/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>Explanation of Rule(s)</b>	<p><b>Personal residence - Real property.</b> Regarding reporting the information otherwise required by RCW <a href="#">42.17A.710</a> (1)(h) through (k):</p> <p>(i) Under WAC <a href="#">390-24-200</a>, the filer shall list the street address of each parcel, the assessor's parcel number, the abbreviated legal description appearing on property tax statements, or the complete legal description. Each property description shall be followed by the name of the county in which the property is located.</p> <p>(ii) No modification will be necessary if the filer describes the real property using one of the alternatives in WAC <a href="#">390-24-200</a>, plus the name of the county.</p> <p>(iii) A modification will be required if the filer seeks some other means to describe reportable real property including the personal residence of the filer. The commission may consider a modification, for example, when the filer or his or her immediate family member has received a threat, has a no contact order, or presents a similar personal safety concern.</p> <p>A prospective modification to allow nondisclosure of a residential address may be granted if the applicant or an immediate family member has received a threat, been issued a no contact order or presents a similar personal safety concern.</p>
<b>Supporting Documents (attached)</b>	<input checked="" type="checkbox"/> Current F-1 <input checked="" type="checkbox"/> Modification Application <input checked="" type="checkbox"/> Prior order (if renewal) – October 27, 2016

<p><b>Reason(s) for Modification (as stated by filer)</b></p>	<ul style="list-style-type: none"> <li>• Judge McKenna is requesting a renewal of the reporting modification that would exempt him from reporting his personal residential address information, including street address, parcel number, or legal description, on his Personal Financial Affairs Statement for calendar year 2016.</li> <li>• Judge McKenna is also requesting a reporting modification that would exempt him from disclosing the business address of McKenna Oil, LLC because McKenna Oil’s business address is the same as his personal residential address.</li> <li>• McKenna Oil, LLC is a small family business incorporated in Montana of which Judge McKenna has a 33% ownership interest. The gross annual revenue is less than \$10,000.</li> <li>• Judge McKenna maintains the business records for McKenna Oil and his home address is used as the mailing address for the business.</li> <li>• Judge McKenna stated that as a Seattle Municipal Court Judge, he presides over criminal misdemeanor and gross misdemeanor cases, including setting bail, issuing arrest warrants, and imposing sentencing including jail, monetary fines, and other obligations on offenders.</li> <li>• Prior to becoming a judge, Judge McKenna stated that he was a prosecutor in the Seattle City Attorney’s Office. In this capacity, he regularly prosecuted “high impact offenders” and routinely sought maximum sentences for such offenders.</li> <li>• Judge McKenna stated that, on several occasions, he has received threats of bodily injury and threats to his residence. Judge McKenna stated that within the last year, a person who made threats to him also has a history of assaulting court officials and law enforcement and is often seen in the municipal court complex.</li> </ul>
<p><b>Other Issues</b></p>	<p>Judge McKenna disclosed creditor information, payment terms, security given and mortgage amounts for his personal residence.</p>
<p><b>Staff Recommendations</b></p>	<p>Approve renewal of the reporting modification with no change.</p>