

MODIFICATION REQUEST COVER SHEET

Name of Filer	MICHAEL FINKLE
Reporting Period	<input checked="" type="checkbox"/> Annual report – calendar year 2012 <input type="checkbox"/> Candidate/Appointee report
Type of Request	<input type="checkbox"/> New <input type="checkbox"/> Renewal with No Change <input checked="" type="checkbox"/> Renewal with Change – original granted on March, 2010
Office Held & Term	King County District Court Judge Elected term: January, 2011 through December, 2014
PDC Protocol	<input type="checkbox"/> Attorney: Interpretation #02-03 <input checked="" type="checkbox"/> Judge / Judicial Candidate: Interpretation #02-04 <input type="checkbox"/> Automobile Dealership: Interpretation #02-05 <input type="checkbox"/> Spousal: Interpretation #02-06 <input type="checkbox"/> WAC _____
Supporting Documents (attached)	<input checked="" type="checkbox"/> Current F-1 <input checked="" type="checkbox"/> Modification Applications (renewal & new) <input checked="" type="checkbox"/> Prior order (if renewal) – Order # 3032
Reason(s) for Modification (as stated by filer)	<p><u>Renewal</u></p> <ul style="list-style-type: none"> • Judge Finkle is requesting a renewal of the reporting modification that would exempt him from reporting his personal residential address information, including street address, parcel number, and legal description, on his Personal Financial Affairs Statement for 2012. • Judge Finkle stated that as a King County District Court Judge, he presides over misdemeanor criminal cases, petitions for protection, no contact and anti-harassment orders, small claims actions, infractions, and other civil matters. • Judge Finkle cited several recent examples of direct threats and harassing behavior from individuals who have appeared before him, and some who will continue to appear before him, in Mental Health Court and small claims court. • Judge Finkle stated that he remains concerned about individuals whom he prosecuted in the past (as a prosecuting attorney) that made direct threats and made multiple attempts to contact him directly. <p><u>New</u></p> <ul style="list-style-type: none"> • Judge Finkle is requesting a retroactive reporting modification to remove his residential address from his 2000 Personal Financial

	Affairs Statement when he filed as a candidate for Superior Court Judge.
Other Issues	Judge Finkle disclosed creditor information, payment terms, security given and mortgage amounts for his personal residence. Judge Finkle was not elected to the position of Superior Court Judge in 2000 and was not required to file an F-1 again until 2010.
Staff Recommendations	Approve renewal of the reporting modification with change including retroactive redaction of personal address from 2000 F-1.

Washington State Public Disclosure Commission
Personal Financial Affairs Statement
Reporting Modification Application Questionnaire, Instructions And Certification
August 2008



DATE FILED PDC

JAN 11 2013

Application Questionnaire Instructions

The purpose of the Public Disclosure Act in chapter RCW 42.17 includes at RCW 42.17.010(3):

“That the people shall be assured that the private financial dealings of their public officials, and of candidates for those offices, present no conflict of interest between the public trust and private interest.”

The form for providing disclosures of financial affairs is the F-1 Personal Financial Affairs Statement. The Act also provides for a process to seek a modification or suspension of reporting some information. RCW 42.17.370(10) states in part:

*“After hearing, by order approved and ratified by a majority of the membership of the commission, [the commission is empowered to] suspend or modify any of the reporting requirements of this chapter in a particular case if it finds that literal application of this chapter works a **manifestly unreasonable hardship** and if it also finds that the suspension or modification will not **frustrate the purposes of the chapter...***

... Any suspension or modification shall be only to the extent necessary to substantially relieve the hardship. The commission shall act to suspend or modify any reporting requirements only if it determines that facts exist that are clear and convincing proof of the findings required under this section.” (Emphasis added).

Possible qualifications for modifications or suspensions (referred to collectively as “modifications”) are found at RCW 42.17.370(10) and WAC 390-28-100. Copies of these provisions and reporting requirements are on the PDC’s website at www.pdc.wa.gov under “Laws and Rules.” The *Personal Financial Affairs Statement Instruction Manual* is also available on the website, under “Filer Resources – Manuals and Brochures.” The Commission has also adopted Interpretations addressing modifications for certain professions and situations, and those are also available under “Laws and Rules” then “Interpretations.” Modifications, if granted by the Commission, cover only one reporting period. Another application must be made in the following years if you still need a modification.

PDC staff has implemented this application procedure for filers requesting an F-1 Reporting Modification from the Commission. This is designed to provide more uniform information to the Commission from filers seeking a modification, and to enable a quicker response to possible questions about a request from the Commission at the hearing. **Please fill out this Application Questionnaire prior to having a modification request taken to the full Commission for consideration.** The blanks in this document will expand to accommodate your answers. **It is suggested that you review this entire Application Questionnaire first, before filling out your answers.**

JAN 11 2013

✓ If you are requesting a modification, whether new or a renewal of an earlier request, please:

- (1) **Complete or review** your filed Personal Financial Affairs Statement (PDC Form F- 1) including Supplemental attachments (*except* for the information for which you are seeking a modification – leave the relevant sections or lines blank on the F-1 form at this time);
- (2) **Answer all questions (# 1 – # 8)** on this Application Questionnaire, unless otherwise directed below,
- (3) **Sign the Certification** if you do not intend to be present at the Commission hearing on your modification request, and
- (4) **Return** this Application Questionnaire to the PDC via e-mail, mail, fax or other delivery (and also send the original of the Certification to the PDC).

- Please note, however, that while this Application Questionnaire for filers seeking a modification can be returned to the PDC in several ways, **F-1 forms cannot be filed by fax or e-mail**. See filing instructions in the *Personal Financial Affairs Statement Instruction Manual*.

✓ **Other items to consider:**

- Filers for which a PDC Interpretation may apply. As noted, the Commission has adopted Interpretations for specific filers that are requesting modifications. Those filers include attorneys, automobile dealers, judges and judicial candidates, and spouses of elected and appointed officials, and also include candidates for public office. If you qualify as a filer under an Interpretation, please review the applicable Interpretation and provide the information pursuant to the Interpretation as part of your F-1 or F-1 Supplement forms. Copies of the Interpretations are available on the PDC website at www.pdc.wa.gov under “Laws & Rules” then “Interpretations.”
- Competitive disadvantage. If you are claiming a competitive disadvantage (in disclosing information), you must describe in detail the competitive environment in which the entity operates and explain how disclosure would likely affect the competitive position of the entity.

✓ **Please carefully review your F-1 and/or F-1 Supplement to ensure each form is fully completed.** Here are some commonly overlooked areas:

- Do you make the buy and sell decisions with regard to the IRA's, stocks and other securities listed as retirement or income generating assets in Section 3c of your F-1? **If the answer is YES** (if you control the buy and sell decisions) **you must identify the individual securities or mutual funds held.**
- Did you disclose all of your retirement accounts (i.e. IRA, 401 k, deferred compensation, PERS 1, 2, 3 or TRS or LEOFF, etc.)?
- Did you complete all of the questions in Section 5 of the F-1?



Questions? If you have questions, you may contact PDC staff at (360) 753-1111; 1-877-601-2828 (toll-free in Washington State). The PDC Fax number is: (360) 753-1112. E-mail: pdcc@pdc.wa.gov. The PDC address is on the last page of this form (Certification).

Application Questionnaire

DATE FILED PDC

JAN 11 2013

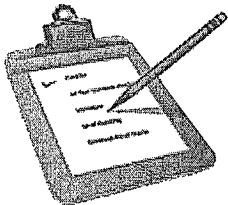
Background Information

Filer Name: Michael J. FinkleFiler Office Held or Sought: King County District Court JudgeDate of Request: January 4, 2013Period Covered by Request: 2012 calendar year

Questions

Please answer questions # 1 - # 8 below, unless:

- RESIDENTIAL ADDRESS. If you are seeking only nondisclosure of a residential address, answer # 1, # 4, # 6 and # 8.
- SPOUSAL SEPARATION. If you are seeking only nondisclosure of information related to your spouse based upon a recent or pending divorce or separation, or because it relates to a bona fide separate property agreement or other bona fide separate status, answer # 1, # 4, # 7 and # 8. A request for nondisclosure may be considered when such financial interest does not constitute a present or prospective source of income for you.



1. **MODIFICATION REQUEST SUMMARY. Describe the general nature of the information you do not wish to disclose.** (Examples: financial interests where reporting the name would likely adversely affect the competitive position of an entity, customer lists of a business entity or sources of compensation/income for the entity, confidential relationships, information subject to bona fide separate property agreements, personal residential address, other).

I am seeking to withhold my personal address, as well as any information that could be used to locate my personal address (such as parcel numbers, division numbers, or other real property descriptor). I made, and the Commission granted, similar requests for the 2010 and 2011 calendar years.



DATE FILED PDC

JAN 11 2013

2. **UNREASONABLE HARDSHIP. Describe in detail the manifestly unreasonable hardship in disclosing the information.** Please describe in detail the reasons why you believe disclosing the information would be a hardship. The reasons stated should address the issues such as those listed below. Please address those topics below that are relevant to your specific request. For example, if you are seeking nondisclosure related to an entity, for each entity, please:

- Provide the name and description of the entity, business, union, association, not-for-profit, charitable organization, or other entity for which you are seeking a modification request from reporting the entity's disclosable customers/sources of compensation/income.

- Describe the size of the entity such as annual sales, number of customers or accounts, the number of employees, and other pertinent information.

- Describe how many business customers or other sources paying the entity more than \$10,000 would be subject to disclosure.

- Describe if you have access to information about the entity's customer base or sources of compensation/income.

- Describe if you are involved with the day-to-day operations of the entity.

- Describe if any of the entity's customers or sources of compensation/income are already listed in other public sources or publications including advertisements, or public records.

- Describe if any of the entity's customers or sources of compensation/income are already listed on a website.

- If the entity has a website address, list it here:

JAN 11 2013

- If the entity's customers or sources of compensation/income are described elsewhere on the Internet, describe why you are seeking a modification (nondisclosure) for those customers or sources of compensation/income:

[Note: along with other information provided in the Application Questionnaire, Internet information regarding entities/sources of compensation/income may be reviewed by PDC staff and/or the Commission as part of the modification process.]

- Describe if the entity has the ability to sort its customer list or sources of compensation/income to identify those paying the entity more than \$10,000 during the reporting period.

- Describe if you disclosed all of the governmental customers or governmental sources of compensation/income that paid the entity more than \$10,000 in the reporting period.

- Indicate whether you have an ownership interest of 10% or more in the entity.

- Indicate whether your spouse's interest in an entity requires you to complete an F-1 Supplement for that entity.

- Describe other relevant information you believe the Commission should consider as to why it would be a manifestly unreasonable hardship if the information was required to be disclosed.



3. **NOT FRUSTRATE THE PURPOSES OF THE ACT.** Describe how allowing you to not disclose the information described in your modification request does not frustrate the purposes of the Public Disclosure Act.

JAN 11 2013



Washington

- 4. **DUTIES. Describe your duties as an elected or appointed official.** Please describe the jurisdiction or agency for which you hold public office, and the duties performed by you as a public official (examples: adopting rules or ordinances, hiring staff, approving contracts, setting policy, etc.). Please provide as much description as possible.

The King County District Court has jurisdiction over all misdemeanor and gross misdemeanor criminal cases arising in unincorporated King County and in cities that contract for court services with the County. It also has jurisdiction over petitions for domestic violence protection orders, sexual assault protection orders, anti-harassment orders, small claims actions, infractions, and civil matters less than \$75,000 in amount. In 2012 I presided over all of those matters except for civil matters less than \$75,000. My primary assignment was to preside over Regional Mental Health Court, which is a criminal court dedicated to providing services to people charged with misdemeanor and gross misdemeanor crimes who suffer from severe mental illness; a significant number of cases in that court originated as felony charges. I also presided over Regional Veterans Court, which is a criminal court dedicated to providing services to people charged with misdemeanor and gross misdemeanor crimes who are military veterans suffering from post-traumatic stress disorder; a significant number of cases in that court originated as felony charges. I will continue to preside over a similar caseload in 2013.



- 5. **CUSTOMERS OR SOURCES OF COMPENSATION/INCOME.** If you are seeking a modification related to a particular entity's reportable customers or sources of compensation/income for an entity, describe:

- In detail the position you hold in the entity (examples: owner, board member, officer, partner, etc.) and the duties performed by you for that entity, if any (examples: setting policy, hiring, approving contracts, approving budgets, etc.). Please provide as much description as possible.

- If you (or if you are seeking office, will you) make any decisions as a public official that may benefit the customers of the entity for which you are seeking a modification, or sources of compensation/income for the entity for which you are seeking a modification?

JAN 11 2013



6. **RESIDENTIAL ADDRESS.** Are you requesting to be exempted from disclosing the address of your personal residence in the Real Estate Section of the F-1? In this situation, you or your spouse may be a law enforcement officer, prosecutor, judge, or other official, and the disclosure of the address of your primary residence on the F-1 form could cause you or your family harm, based upon tangible evidence or a specific threat. If so, please explain in detail the **manifestly unreasonable hardship** if disclosure were required, and **why the purposes of the act would not be frustrated** if disclosure of the address was not required. If nondisclosure is based upon an anti-harassment or similar court order, please state.

All of the following events have occurred within the past year:

1. A defendant in the throes of a psychotic episode in Mental Health Court told me that someone should take a gun to my head and shoot me. I reported this in last year's modification request, though it occurred in calendar year 2013. I have continued to preside over her cases as the Mental Health Court judge.
2. Another defendant suffering from paranoid delusions when not taking his medications told his probation officer earlier this year that he believed I was part of the conspiracy against him. I reported this in last year's modification request. Since that time the defendant has mostly been better, though he has had some relapses, and I will continue to preside over his cases.
3. Another defendant had in Mental Health Court had done some internet research about me, and asked a question about some of my accomplishments. Though I believe he did so for friendly, non-threatening purposes, it points out that participants in Mental Health Court may be inclined to research information about me.
4. I recently issued a permanent anti-harassment order against a person who immediately filed a judicial conduct complaint against me. Given his behavior towards the protected party under the order, his behavior in court (which was abraisive and harassing), his use of the internet to make light of the order that I issued, and his vindictive actions towards me, I believe there is a very real risk he would begin to harass me and/or my family at my home if he could locate my address.
5. I recently presided over a hotly contested anti-harassment order case in which the respondent asserted as a defense that his actions were protected from any restraint because the protected party was a "public figure". Based on his nature in court, the fact that he believes he can say virtually anything to a "public figure" with impunity, and the manner in which he conducted himself in court, I believe there is a very real possibility he would photograph my home, harass me at home, or photograph my family at home.

In addition to the above, I have a general concern that I regularly sentence people to jail who, based on having a severe mental illness, may blame me as being part of a conspiracy against them. Also, a significant percentage of anti-harassment order or DV protection order hearings I have heard involve strong feelings by both parties. Anytime I issue an order, I have found that the restrained person has engaged in acts

constituting harassing, assaultive or other threatening behavior. I believe that at least some of them would consider turning that behavior towards me, and I believe they would be likely to look up my home address if it were available.

DATE FILED PDC

JAN 11 2013



7. **SPOUSAL SEPARATION.** Are you requesting to be exempted from disclosing information related to your spouse based on a pending or recent divorce or separation, or bona fide separate property agreement or other bona fide separate status? In this situation, the filer has little or no knowledge of spouse's or former spouse's income, assets, liabilities or relationship to outside entities for which reporting may be required. (For example, do you file separate income tax returns?) The filer does not have access to spouse's or former spouse's financial information. The financial interest of the spouse or former spouse does not constitute a present or prospective source of income for the filer. If this is your situation, please describe.
-



8. **OTHER INFORMATION.** Is there any other information you want the Commission to consider regarding your modification request? (If you are attaching any information or documents, please describe attachments.)

I would still be disclosing all financial information required, and people would still be able to tell the value of my home and the amount of my mortgage; they just couldn't locate the specific property.



- **IF YOU WILL NOT BE ATTENDING THE HEARING IN PERSON OR BY PHONE TO ATTEST THE ABOVE INFORMATION AND RESPOND TO COMMISSION QUESTIONS, YOU MUST ALSO COMPLETE AND SIGN THE ATTACHED CERTIFICATION PRIOR TO SUBMISSION.**

P.O. Box 40908
Olympia, WA 98504-0908
Attn: Reporting Modification Request

DATE FILED PDC

JAN 11 2013

Washington State Public Disclosure Commission
Personal Financial Affairs Statement
Reporting Modification Application Questionnaire, Instructions And Certification
August 2008

DATE FILED PDC

MAR 15 2013

Application Questionnaire Instructions

The purpose of the Public Disclosure Act in chapter RCW 42.17 includes at RCW 42.17.010(3):

“That the people shall be assured that the private financial dealings of their public officials, and of candidates for those offices, present no conflict of interest between the public trust and private interest.”

The form for providing disclosures of financial affairs is the F-1 Personal Financial Affairs Statement. The Act also provides for a process to seek a modification or suspension of reporting some information. RCW 42.17.370(10) states in part:

*“After hearing, by order approved and ratified by a majority of the membership of the commission, [the commission is empowered to] suspend or modify any of the reporting requirements of this chapter in a particular case if it finds that literal application of this chapter works a **manifestly unreasonable hardship** and if it also finds that the suspension or modification will not frustrate the purposes of the chapter...*

... Any suspension or modification shall be only to the extent necessary to substantially relieve the hardship. The commission shall act to suspend or modify any reporting requirements only if it determines that facts exist that are clear and convincing proof of the findings required under this section.” (Emphasis added).

Possible qualifications for modifications or suspensions (referred to collectively as “modifications”) are found at RCW 42.17.370(10) and WAC 390-28-100. Copies of these provisions and reporting requirements are on the PDC’s website at www.pdc.wa.gov under “Laws and Rules.” The *Personal Financial Affairs Statement Instruction Manual* is also available on the website, under “Filer Resources – Manuals and Brochures.” The Commission has also adopted Interpretations addressing modifications for certain professions and situations, and those are also available under “Laws and Rules” then “Interpretations.” Modifications, if granted by the Commission, cover only one reporting period. Another application must be made in the following years if you still need a modification.

PDC staff has implemented this application procedure for filers requesting an F-1 Reporting Modification from the Commission. This is designed to provide more uniform information to the Commission from filers seeking a modification, and to enable a quicker response to possible questions about a request from the Commission at the hearing. **Please fill out this Application Questionnaire prior to having a modification request taken to the full Commission for consideration.** The blanks in this document will expand to accommodate your answers. **It is suggested that you review this entire Application Questionnaire first, before filling out your answers.**

MAR 15 2013

✓ If you are requesting a modification, whether new or a renewal of an earlier request, please:

- (1) Complete or review your filed Personal Financial Affairs Statement (PDC Form F- 1) including Supplemental attachments (except for the information for which you are seeking a modification – leave the relevant sections or lines blank on the F-1 form at this time);
- (2) Answer all questions (# 1 – # 8) on this Application Questionnaire, unless otherwise directed below,
- (3) Sign the Certification if you do not intend to be present at the Commission hearing on your modification request, and
- (4) Return this Application Questionnaire to the PDC via e-mail, mail, fax or other delivery (and also send the original of the Certification to the PDC).

• Please note, however, that while this Application Questionnaire for filers seeking a modification can be returned to the PDC in several ways, **F-1 forms cannot be filed by fax or e-mail**. See filing instructions in the *Personal Financial Affairs Statement Instruction Manual*.

✓ Other items to consider:

• Filers for which a PDC Interpretation may apply. As noted, the Commission has adopted Interpretations for specific filers that are requesting modifications. Those filers include attorneys, automobile dealers, judges and judicial candidates, and spouses of elected and appointed officials, and also include candidates for public office. If you qualify as a filer under an Interpretation, please review the applicable Interpretation and provide the information pursuant to the Interpretation as part of your F-1 or F-1 Supplement forms. Copies of the Interpretations are available on the PDC website at www.pdc.wa.gov under "Laws & Rules" then "Interpretations."

• Competitive disadvantage. If you are claiming a competitive disadvantage (in disclosing information), you must describe in detail the competitive environment in which the entity operates and explain how disclosure would likely affect the competitive position of the entity.

✓ Please carefully review your F-1 and/or F-1 Supplement to ensure each form is fully completed. Here are some commonly overlooked areas:

- Do you make the buy and sell decisions with regard to the IRA's, stocks and other securities listed as retirement or income generating assets in Section 3c of your F-1? **If the answer is YES (if you control the buy and sell decisions) you must identify the individual securities or mutual funds held.**
- Did you disclose all of your retirement accounts (i.e. IRA, 401 k, deferred compensation, PERS 1, 2, 3 or TRS or LEOFF, etc.)?
- Did you complete all of the questions in Section 5 of the F-1?



Questions? If you have questions, you may contact PDC staff at (360) 753-1111; 1-877-601-2828 (toll-free in Washington State). The PDC Fax number is: (360) 753-1112. E-mail: pdc@pdc.wa.gov. The PDC address is on the last page of this form (Certification).

MAR 15 2013

Application Questionnaire

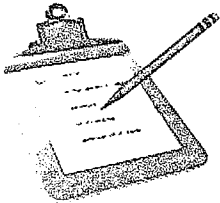
Background Information

Filer Name: Michael J. FinkleFiler Office Held or Sought: King County District Court JudgeDate of Request: March 13, 2013Period Covered by Request: 2000 Calendar Year

Questions

Please answer questions # 1 - # 8 below, unless:

- RESIDENTIAL ADDRESS. If you are seeking only nondisclosure of a residential address, answer # 1, # 4, # 6 and # 8.
- SPOUSAL SEPARATION. If you are seeking only nondisclosure of information related to your spouse based upon a recent or pending divorce or separation, or because it relates to a bona fide separate property agreement or other bona fide separate status, answer # 1, # 4, # 7 and # 8. A request for nondisclosure may be considered when such financial interest does not constitute a present or prospective source of income for you.



1. **MODIFICATION REQUEST SUMMARY.** Describe the general nature of the information you do not wish to disclose. (Examples: financial interests where reporting the name would likely adversely affect the competitive position of an entity, customer lists of a business entity or sources of compensation/income for the entity, confidential relationships, information subject to bona fide separate property agreements, personal residential address, other).

I am seeking the following modification to my Form F-1 for the calendar year 2000: to withhold my personal address, as well as any information that could be used to locate my personal address (such as parcel numbers, division numbers, or other real property descriptor). I have made requests, which the Commission has granted, to withhold my personal address from my Forms F-1 for the calendar years 2010 and 2011.

Because the calendar year 2000 Form F-1 is in hard copy format only, I am requesting that the information be redacted from what is already on file with the PDC.

MAR 15 2013



2. **UNREASONABLE HARDSHIP.** Describe in detail the manifestly unreasonable hardship in disclosing the information. Please describe in detail the reasons why you believe disclosing the information would be a hardship. The reasons stated should address the issues such as those listed below. Please address those topics below that are relevant to your specific request. For example, if you are seeking nondisclosure related to an entity, for each entity, please:

- Provide the name and description of the entity, business, union, association, not-for-profit, charitable organization, or other entity for which you are seeking a modification request from reporting the entity's disclosable customers/sources of compensation/income.

- Describe the size of the entity such as annual sales, number of customers or accounts, the number of employees, and other pertinent information.

- Describe how many business customers or other sources paying the entity more than \$10,000 would be subject to disclosure.

- Describe if you have access to information about the entity's customer base or sources of compensation/income.

- Describe if you are involved with the day-to-day operations of the entity.

- Describe if any of the entity's customers or sources of compensation/income are already listed in other public sources or publications including advertisements, or public records.

- Describe if any of the entity's customers or sources of compensation/income are already listed on a website.

- If the entity has a website address, list it here:

- If the entity's customers or sources of compensation/income are described elsewhere on the Internet, describe why you are seeking a modification (nondisclosure) for those customers or sources of compensation/income:
-

[Note: along with other information provided in the Application Questionnaire, Internet information regarding entities/sources of compensation/income may be reviewed by PDC staff and/or the Commission as part of the modification process.]

- Describe if the entity has the ability to sort its customer list or sources of compensation/income to identify those paying the entity more than \$10,000 during the reporting period.
-

- Describe if you disclosed all of the governmental customers or governmental sources of compensation/income that paid the entity more than \$10,000 in the reporting period.
-

- Indicate whether you have an ownership interest of 10% or more in the entity.
-

- Indicate whether your spouse's interest in an entity requires you to complete an F-1 Supplement for that entity.
-

- Describe other relevant information you believe the Commission should consider as to why it would be a manifestly unreasonable hardship if the information was required to be disclosed.
-



3. **NOT FRUSTRATE THE PURPOSES OF THE ACT.** Describe how allowing you to not disclose the information described in your modification request does not frustrate the purposes of the Public Disclosure Act.
-

MAR 15 2013



Washington

- 4. **DUTIES.** Describe your duties as an elected or appointed official. Please describe the jurisdiction or agency for which you hold public office, and the duties performed by you as a public official (examples: adopting rules or ordinances, hiring staff, approving contracts, setting policy, etc.). Please provide as much description as possible.

The King County district Court has jurisdiction over all misdemeanor and gross misdemeanor criminal cases arising in unincorporated King County and in cities that contract for court services with King County. It also has jurisdiction over petitions for domestic violence protection orders, sexual assault protection orders, anti-harassment orders, small claims actions, infractions, and civil matters less than \$75,000 in amount. In 2012, I presided over all of those matters except for civil matters less than \$75,000. My primary assignment was to preside over Regional Mental Health Court, which is a criminal court dedicated to providing services to people charged with misdemeanor and gross misdemeanor crimes who suffer from severe mental illness; a significant number of cases in that court originated as felony charges. I also presided over Regional Veterans Court, which is a criminal court dedicated to providing services to people charged with misdemeanor and gross misdemeanor crimes who are military veterans suffering from post-traumatic stress disorder; a significant number of cases in that court originated as felony charges. I will continue to preside over a similar caseload in 2013.



- 5. **CUSTOMERS OR SOURCES OF COMPENSATION/INCOME.** If you are seeking a modification related to a particular entity's reportable customers or sources of compensation/income for an entity, describe:

- In detail the position you hold in the entity (examples: owner, board member, officer, partner, etc.) and the duties performed by you for that entity, if any (examples: setting policy, hiring, approving contracts, approving budgets, etc.). Please provide as much description as possible.

- If you (or if you are seeking office, will you) make any decisions as a public official that may benefit the customers of the entity for which you are seeking a modification, or sources of compensation/income for the entity for which you are seeking a modification?

MAR 15 2013



6. **RESIDENTIAL ADDRESS.** Are you requesting to be exempted from disclosing the address of your personal residence in the Real Estate Section of the F-1? In this situation, you or your spouse may be a law enforcement officer, prosecutor, judge, or other official, and the disclosure of the address of your primary residence on the F-1 form could cause you or your family harm, based upon tangible evidence or a specific threat. If so, please explain in detail the **manifestly unreasonable hardship** if disclosure were required, and **why the purposes of the act would not be frustrated** if disclosure of the address was not required. If nondisclosure is based upon an anti-harassment or similar court order, please state.

The following 5 events all occurred since January 1, 2012:

1. **A defendant in the throes of a psychotic episode in Regional Mental Health Court told me that someone should take a gun to my head and shoot me. I reported this in a modification request for last year. I continued to preside over her case as the Regional Mental Health Court judge.**
2. **Another defendant, suffering from paranoid delusions when not taking his medications told his probation officer in 2012 that he believed I was part of the conspiracy against him. Since that time the defendant has mostly been better, though he has had some relapses, and I will continue to preside over his cases.**
3. **Another defendant who was in Regional Mental Health Court in 2012 had done some internet research about me, and asked a question about some of my accomplishments. Though I believe he did so for friendly, non-threatening purposes, it points out that participants in Regional Mental Health Court may be inclined to research information about me. Sometime during the past few months I revoked his participation in the Court, so I do not know how he feels about me at the current time, though I do not believe he currently harbors a grudge.**
4. **I recently issued a permanent anti-harassment order against a person who told me in open court the next day (on another anti-harassment petition he had in front of me) that he had just filed a judicial conduct complaint against me. I recused myself from that case as a result. Given his behavior towards the protected party under the order, his behavior in court (which I would best describe as abrasive and harassing)his use of the internet to make light of the order I issued, and his use of what I consider vindictive action**

MAR 15 2013

8

against me (to date I have not heard from the judicial conduct commission, which leads me to believe that he either did not file a complaint, or did file one which was dismissed upon preliminary investigation), I believe there is a very real risk he would begin to harass me and/or my family at my home if he could locate my address.

5. In the late summer of 2012 I presided over a hotly-contested anti-harassment order case in which the respondent asserted as a defense that his actions were protected from any restraint because the protected party was a "public figure". Based on his nature in court, the fact that he believes he can say virtually anything to a "public figure" with impunity, and the manner in which he conducted himself in court, I believe there is a very real possibility he would photograph my home, harass me at home, or photograph my family at home.

In addition to the above, a significant percentage of anti-harassment order or DV protection order hearings I have heard the past three years have involved strong feelings by both parties. Any time I issue an order, it means that I have found that the restrained person has engaged in acts constituting harassing, assaultive or other threatening or harmful behavior. I believe that at least some of them would consider turning that behavior towards me, and I believe they would be likely to look up my home address if it were available.



7. **SPOUSAL SEPARATION.** Are you requesting to be exempted from disclosing information related to your spouse based on a pending or recent divorce or separation, or bona fide separate property agreement or other bona fide separate status? In this situation, the filer has little or no knowledge of spouse's or former spouse's income, assets, liabilities or relationship to outside entities for which reporting may be required. (For example, do you file separate income tax returns?) The filer does not have access to spouse's or former spouse's financial information. The financial interest of the spouse or former spouse does not constitute a present or prospective source of income for the filer. If this is your situation, please describe.
-



MAR 15 2013

8. OTHER INFORMATION. Is there any other information you want the Commission to consider regarding your modification request? (If you are attaching any information or documents, please describe attachments.)

I would still be disclosing all financial information required, and people would still be able to tell the value of my home and the amount of my mortgage; they just couldn't see the specific address.



- IF YOU WILL NOT BE ATTENDING THE HEARING IN PERSON OR BY PHONE TO ATTEST THE ABOVE INFORMATION AND RESPOND TO COMMISSION QUESTIONS, YOU MUST ALSO COMPLETE AND SIGN THE ATTACHED CERTIFICATION PRIOR TO SUBMISSION.

**Certification for an Application for a
Reporting Modification or Suspension
When Applicant Is Waiving Personal Appearance
At the Hearing
(Notary Not Required)**

I am waiving my personal appearance at the hearing on my request for a reporting modification or suspension, and request the Commission to consider my written application. I certify (or declare) under penalty of perjury under the laws of the State of Washington that the facts set forth in the attached application for a reporting modification are true and accurate to the best of my actual knowledge or belief.

List the date of the application request: March 13, 2013

Entity or name of individual

requesting reporting modification: Michael J. Finkle

DATE FILED PDC

Your signature: Michael J. Finkle

MAR 15 2013

Your printed name: Michael J. Finkle

Business street address: 5415 220th Ave SE

City, state and zip code: Issaquah, WA 98029

Telephone number: (206) 205 - 1781

E-Mail Address: michael.finkle@kingcounty.gov

Date Signed: March 13, 2013

Place Signed (City and County):

Issaquah
City

King
County

*RCW 9A.72.040 provides that: "(1) A person is guilty of false swearing if he makes a false statement, which he knows to be false, under an oath required or authorized by law. (2) False swearing is a gross misdemeanor."

IF YOU FAX OR SCAN AND SEND A COPY OF THIS SIGNED CERTIFICATION VIA E-MAIL TO THE PDC WITH YOUR MODIFICATION REQUEST, THE ORIGINAL MUST STILL BE PROVIDED. RETURN THE ORIGINAL OF THIS CERTIFICATION TO:

WASHINGTON STATE PUBLIC DISCLOSURE COMMISSION
711 Capitol Way Room 206
P.O. Box 40908
Olympia, WA 98504-0908
Attn: Reporting Modification Request

3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.

A. Name and address of each bank or financial institution in which you or a family member, including registered domestic partner, had an account over \$20,000 any time during the report period.	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
B. Name and address of each insurance company where you or a family member, including registered domestic partner had a policy with a cash or loan value over \$20,000 during the period.			
C. Name and address of each company, association, government agency, etc. in which you or a family member, including registered domestic partner, owned or had a financial interest worth over \$2,000. Include stocks, bonds, ownership, retirement plan, IRA, notes, and other intangible property. If you, your spouse, registered domestic partner and/or dependents had decision making authority regarding individual assets/investments list each asset or investment, the value and any income amount. WA Public Employee's Retirement System P.O. Box 48380 Olympia WA 98504	Retirement Plan	D	C

Check here if continued on attached sheet.

4 CREDITORS List each creditor you or a family member, including registered domestic partner, owed \$2,000 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in item 2. **AMOUNT (USE CODE)**

Creditor's Name and Address	Terms of Payment	Security Given	Original	Present
Key Bank P.O. Box 93885 Cleveland OH 44104	10-yr variable home eq. line of credit	2nd deed of trust	D	D
WA State Dept. of Retirement Systems P.O. Box 48380 Olympia WA 98504	Variable	None. DRS underwithheld retirement	A	A

Check here if continued on attached sheet.

5 All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.

Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.

- A. At any time during the reporting period were you, your spouse, registered domestic partner or dependents (1) an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity or (2) a partner or member of any limited partnership, limited liability partnership, limited liability company or similar entity including but not limited to a professional limited liability company? ___ If yes, complete Supplement, Part A.
- B. Did you, your spouse, registered domestic partner or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? ___ If yes, complete Supplement, Part A.
- C. Did you, your spouse, registered domestic partner or dependents own a business at any time during the reporting period? ___ If yes, complete Supplement, Part A.
- D. Did you, your spouse, registered domestic partner or dependents prepare, promote or oppose state legislation, rules, rates or standards for current or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? ___ If yes, complete Supplement, Part B.
- E. **Only for Persons Filing Annual Report.** Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse, registered domestic partner or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? ___ or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse, registered domestic partner and/or dependents to travel or to attend a seminar or other training? If yes to either or both questions, complete Supplement, Part C.

ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.

I hold a state elected office, am an executive state officer or professional staff. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.

I hold a local elected office. I have read and am familiar with RCW 42.17A.555 regarding the use of public facilities in campaigns.

*CANDIDATES: Do not use public agency addresses or telephone numbers for contact information.

CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.

Michael J. Finkled 01-04-2013
Signature Date

Contact Telephone: *

Email: michael.finkle@kingcounty. (work)*

Email: _____ (Home) Optional

COMPANY, ASSOC., GOVERNMENT AGENCY CONTINUED

F-1


Name FINKLE, MICHAEL J

Page 3

3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS

C. Name and address of each company, association, government agency	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
Seattle City Employee's Retirement 720 Third Avenue, Suite 1000 Seattle WA 98104	Retirement Plan	E	B
Fidelity Investments P.O. Box 770001 Cincinnati OH 45277	IRA	B	A

Check here if continued on attached sheet.

PUBLIC DISCLOSURE COMMISSION

 711 CAPITOL WAY RM 206
 PO BOX 40908
 OLYMPIA WA 98504-0908
 (360) 753-1111
 TOLL FREE 1-877-601-2828
 EMAIL: pdc@pdc.wa.gov

PDC FORM
F-1
 SUPPLEMENT
 (1/12)

100507633 AMENDMENT
SUPPLEMENT PAGE
 PERSONAL FINANCIAL AFFAIRS STATEMENT
 01-04-2013

PROVIDE INFORMATION FOR YOURSELF, SPOUSE, REGISTERED DOMESTIC PARTNER, DEPENDENT CHILDREN AND OTHER DEPENDENTS IN YOUR HOUSEHOLD

Last Name	First	Middle Initial	DATE
FINKLE	MICHAEL	J	2013-01-04

A OFFICE HELD, BUSINESS INTERESTS: Provide the following information if, during the reporting period, you, your spouse, registered domestic partner or dependents

- (1) were an officer, director, general partner, trustee, or 10 percent or more owner of a corporation, non-profit organization, union, partnership, joint venture or other entity; and/or
- (2) were a partner or member of a limited partnership, limited liability partnership, limited liability company or similar entity, including but not limited to a professional limited liability company.

- Legal Name: Report name used on legal documents establishing the entity.
- Trade or Operating Name: Report name used for business purposes if different from the legal name.
- Position or Percent of Ownership: The office, title and/or percent of ownership held.
- Brief Description of the Business/Organization: Report the purpose, product(s), and/or the service(s) rendered.
- Payments from Governmental Unit: If the governmental unit in which you hold or seek office made payments to the business entity concerning which you're reporting, show the purpose of each payment and the actual amount received.
- Payments from Business Customers and Other Government Agencies: List each corporation, partnership, joint venture, sole proprietorship, union, association, business or other commercial entity and each government agency (other than the one you seek/hold office) which paid compensation of \$10,000 or more during the period to the entity. Briefly say what property, goods, services or other consideration was given or performed for the compensation.
- Washington Real Estate: Identify real estate owned by the business entity if the qualifications referenced below are met.

ENTITY NO. 1 Reporting For: Self Spouse
 Registered Domestic Partner Dependent
 LEGAL NAME: POSITION OR PERCENT OF OWNERSHIP
 TRADE OR OPERATING NAME:
 ADDRESS:
 BRIEF DESCRIPTION OF THE BUSINESS/ORGANIZATION:
 PAYMENTS ENTITY RECEIVED FROM GOVERNMENTAL UNIT IN WHICH YOU SEEK/HOLD OFFICE:
 Purpose of payments Amount (actual dollars)
 \$
 PAYMENTS ENTITY RECEIVED FROM OTHER GOVERNMENT AGENCIES OF \$10,000 OR MORE:
 Agency name: Purpose of payment (amount not required)
 PAYMENTS ENTITY RECEIVED FROM BUSINESS CUSTOMERS OF \$10,000 OR MORE:
 Customer name: Purpose of payment (amount not required)
 WASHINGTON REAL ESTATE IN WHICH ENTITY HELD A DIRECT FINANCIAL INTEREST (Complete only if ownership in the ENTITY is 10% or more and assessed value of property is over \$20,000. List street address, assessor parcel number, or legal description and county for each parcel):

Check here if continued on attached sheet

CONTINUE PARTS B AND C ON NEXT PAGES

FOOD TRAVEL SEMINARS

F-1 Supplement

Name **FINKLE, MICHAEL J** 2

C FOOD TRAVEL SEMINARS Complete this section if a source other than your own governmental agency paid for or otherwise provided all or a portion of the following items to you, your spouse, registered domestic partner or dependents, or a combination thereof: 1) Food and beverages costing over \$50 per occasion; 2) Travel occasions; or 3) Seminars, educational programs or other training.

Date Received	Donor's Name, City and State	Brief Description	Actual Dollar Amount	Value (Use Code)
03-03-2012	Center for Court New York NY	Served on advisory committee examining constitutional	\$ 642	A
05-11-2012	National Judicial College Reno NV	Taught course for National Judicial College in Reno, NV	450	A
06-26-2012	WA Administrative Office Olympia WA	Attend judicial conference in Spokane, WA from 6-12-12 thru	60	A
10-26-2012	WA Administrative Office Olympia WA	Attend judicial conference in Ocean Shores, WA from 9-30-12	225	A
12-28-2012	WA Administrative Office Olympia WA	Attend ASTAR National Judges' Science School course in	26	A

Check here if continued on attached sheet



RECEIVED

MAR 29 2012

Public Disclosure Commission

STATE OF WASHINGTON

PUBLIC DISCLOSURE COMMISSION

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908 • (360) 753-1111 • FAX (360) 753-1112
Toll Free 1-877-601-2828 • E-mail: pdcc@pdc.wa.gov • Website: www.pdc.wa.gov

March 29, 2012

JUDGE MICHAEL FINKLE
8601 160TH AVENUE NE
REDMOND WA 98052

Subject: Reporting Modification – calendar year 2011

Dear Judge Finkle:

Enclosed is a copy of PDC Order No. 3032, granting the reporting modification you requested concerning your Personal Financial Affairs Statement (PDC Form F-1) for the 2011 calendar-year reporting period.

Reporting modifications are granted for one reporting period. If you need to renew your reporting modification request, you must do so each time you file an F-1 report. Please submit your request early enough to allow the Commission time to act on your request before the annual April 15 filing deadline.

Thank you for your cooperation and participation during the reporting modification process. If you have questions, please contact me at (360) 586-4555, toll free at 1-877-601-2828, or by email at kristin.murphy@pdc.wa.gov.

Sincerely,

Kristin Murphy
Political Finance Specialist

Enclosure



RECEIVED

MAR 29 2012

Public Disclosure Commission

STATE OF WASHINGTON

PUBLIC DISCLOSURE COMMISSION

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908 • (360) 753-1111 • FAX (360) 753-1112
Toll Free 1-877-601-2828 • E-mail: pdc@pdc.wa.gov • Website: www.pdc.wa.gov

**BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON**

IN THE MATTER OF THE APPLICATION)	PDC No. 3032
OF MICHAEL FINKLE FOR A)	Findings, Conclusions
REPORTING MODIFICATION)	and Order

On March 22, 2012, the application of Michael Finkle, 8601 160th Avenue NE, Redmond, Washington 98052, for a modification of the reporting requirements of RCW 42.17.241¹ was brought before the Public Disclosure Commission.

Consideration of the request was made pursuant to RCW 42.17A.120² and chapter 390-28 WAC by the Commission. The proceedings were held in Room 206, Evergreen Plaza Building, 711 Capitol Way, Olympia, Washington, 98504. The applicant, Michael Finkle, by Modification Application, requested a renewal of the reporting modification that would exempt him from reporting his personal residential address information, including street address, parcel number, and legal description, on his Personal Financial Affairs Statement for 2011.

The Commission was provided with a certification from Judge Finkle waiving his personal appearance at the hearing and stating that the facts contained in the request are true and accurate.

FINDINGS OF FACT

Based upon the Modification Application, the Commission makes the following Findings of Fact:

1. Judge Finkle has previously been granted the requested reporting modification, the most recent being Order No. 2977.
2. Judge Finkle is an elected King County District Court Judge. His elected term expires in 2014.
3. Judge Finkle stated that as a King County District Court Judge, he presides over misdemeanor criminal cases, petitions for protection, no contact and anti-harassment orders, small claims actions, infractions, and other civil matters.
4. Judge Finkle cited several recent examples of direct threats and harassing behavior from individuals who have appeared before him, and some who will continue to appear before him, in mental health court and small claims court.

¹ RCW 42.17.241 now codified at RCW 42.17A.710 (effective January 1, 2012).

² RCW 42.17A.120 (effective January 1, 2012) formerly codified at RCW 42.17.370(10).

RECEIVED

Michael Finkle
PDC Modification No. 3032
Page 2

MAR 29 2012

Public Disclosure Commission

5. Judge Finkle stated that he remains concerned about individuals whom he prosecuted in the past (as a prosecuting attorney) who made direct threats and made multiple attempts to contact him directly.

CONCLUSIONS OF LAW

Having made these Findings of Fact, the Commission makes the following Conclusions of Law:

1. Literal compliance with all the provisions of the reporting requirements of RCW 42.17.241³ would work a manifestly unreasonable hardship on the applicant.
2. Limited suspension or modification of the reporting requirements as specified in the Order would not frustrate the purposes of the Act in this particular case.

ORDER

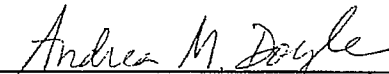
Having made these Findings of Fact and Conclusions of Law, the Commission issues the following Order:

For the Statement of Financial Affairs required to be filed with the Public Disclosure Commission between January 1 and April 16, 2012:

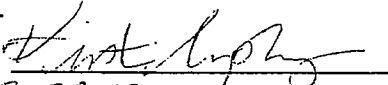
1. The applicant may satisfy the reporting requirements of RCW 42.17.241(1)(j)³ with respect to his personal residence by providing the assessed value, creditor information, payment terms, security given and mortgage amount codes.
2. In all other matters required to be reported, the applicant shall comply in full with the reporting requirements of RCW 42.17/42.17A.

DATED this 29th day of March, 2012.

FOR THE PUBLIC DISCLOSURE COMMISSION



Andrea McNamara Doyle
Executive Director

I, Kristin Murphy, certify that I mailed a copy of this order to the Respondent/Applicant at his/her respective address postage pre-paid on the date stated herein.
Signed 
Date 3-29-12

³ RCW 42.17.241 now codified at RCW 42.17A.710 (effective January 1, 2012).