

MODIFICATION REQUEST COVER SHEET

Name of Filer	RECALL MARK LINDQUIST
Type of Request	<input checked="" type="checkbox"/> New <input type="checkbox"/> Renewal with No Change <input type="checkbox"/> Renewal with Change
Supporting Documents (attached)	<input checked="" type="checkbox"/> Request Letter & Exhibits <input type="checkbox"/> Prior Order
History (brief narrative)	<p>The applicant, Recall Mark Lindquist (RML), submitted a committee registration (PDC form C-1pc) on June 9, 2015 choosing the "Full Reporting" option.</p> <p>The C-1pc indicated that RML submitted indicated that they would be involved in the April 26, 2016 special election.</p> <p>To date, RML has submitted five separate C-3 reports disclosing more than \$12,000 dollars in contributions, all of which have been identified by contributor name.</p>
Reason(s) for Modification (as stated by filer)	<ul style="list-style-type: none"> • The Recall Mark Lindquist (RML) is a political committee that reports contribution and expenditure activities to the PDC. • The committee, RML, is requesting a modification that would exempt them from identifying, by name, contributors who work in Pierce County's justice system. • RML stated that literal compliance with RCW 42.17A would create a "manifestly unreasonable hardship" on the committee by indirectly limiting individual contributors' ability to donate to the recall effort without fear of unlawful retaliation. Without the reporting modification, RML would be required to literally comply with the reporting requirements and itemize every individual donor by name on C-3 reports submitted by the committee. • The Recall Mark Lindquist has provided examples (Exhibits 1 through 12) identifying court orders and decisions, media articles and declarations filed under oath as evidence of the retaliation referenced in their request. • The committee suggests the generic moniker or label of "Pierce County Justice System Contributor" to be used in place of the individual contributor names.

	<ul style="list-style-type: none">• RML stated that this limited modification would allow the committee to track and report contributions from “particularly vulnerable individuals” who work with or within the Pierce County Prosecutor’s Office. These individuals would be limited to Pierce County deputy prosecuting attorneys; Pierce County public defenders, including contract public defenders; Pierce County criminal and civil litigators who are members of the Tacoma Pierce County Bar Association; and law enforcement officers and officials, including correctional officers working in Pierce County.• The Recall Mark Lindquist will disclose the dollar amount of each contribution and the date received as required by RCW 42.17A.
Other Issues	<p>Similar requests have been received from The Social Workers Party in 1997, the Freedom Socialist Party in 1998, and Protect Marriage Washington in 2009.</p> <p>The Commission found that “there is a long history of harassment, disruptive efforts by individuals and government agencies, government surveillance, and threats against individual identified with the [parties] nationwide” and granted the requests made by the minor parties in 1997 and 1998.</p> <p>The 2009 request made by Protect Marriage Washington was denied based on the Commission’s belief that the testimony offered did not meet the level of manifestly unreasonable hardship generally used around the country in similar cases. In denying the request, the Commission noted that government harassment and surveillance was a key test, which the minor parties had proven that they experienced.</p>
Staff Recommendations	No recommendation.