

MODIFICATION REQUEST COVER SHEET

Name of Filer	ROBERT H. WHALEY
Reporting Period	<input checked="" type="checkbox"/> Annual report – calendar year 2018 <input type="checkbox"/> Candidate/Appointee report
Type of Request	<input type="checkbox"/> New <input checked="" type="checkbox"/> Renewal with No Change: <u>original granted on January 26, 2012</u> <input checked="" type="checkbox"/> Full Commission Approval – <u>April 23, 2015</u> <input type="checkbox"/> Renewal with Change
Office Held/Sought & Term	Trustee, Eastern Washington University Appointed term expires September 30, 2023
Application Rule(s)	<input type="checkbox"/> Income & Ownership Interest: WAC 390-28-100(b) <input checked="" 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 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>Personal residence - Real property. Regarding reporting the information otherwise required by RCW 42.17A.710 (1)(h) through (k):</p> <p>(i) Under WAC 390-24-200, 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 390-24-200, 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>
Supporting Documents (attached)	<input checked="" type="checkbox"/> Current F-1 (filed April 12, 2019) <input checked="" type="checkbox"/> Modification Application <input checked="" type="checkbox"/> Prior order (if renewal) – April 12, 2018

Reason(s) for Modification (as stated by filer)	<ul style="list-style-type: none">• Judge Whaley is requesting a renewal of the reporting modification that would exempt him from reporting his personal residential address and adjoining property information, including street address, parcel number, or legal description, on his Personal Financial Affairs Statement for 2018.• Judge Whaley is a United States Senior District Court Judge for the Eastern District of Washington.• Judge Whaley stated that the U.S. Marshals Service requests that members of the judiciary and their family members not disclose personal identifying information, such as home addresses, as there are repeated threats on the judicial officers and their families.
Other Issues	<p>Judge Whaley disclosed creditor information, payment terms, security given and mortgage amounts for his personal residence.</p> <p>Judge Whaley has agreed to recuse himself if a matter came before him involving a conflict of interest between his personal residence and Eastern Washington University.</p>