

MODIFICATION REQUEST COVER SHEET

Name of Filer	GRACE H. WHITENER
Reporting Period	<input checked="" type="checkbox"/> Annual report – calendar years 2016, 2017 & 2018 <input checked="" type="checkbox"/> Appointee report – appointed January 2015 <input checked="" type="checkbox"/> Candidate report – May 2011 to May 2012
Type of Request	<input checked="" type="checkbox"/> New <input type="checkbox"/> Renewal with No Change <input type="checkbox"/> Renewal with Change
Office Held/Sought & Term	Superior Court Judge, Pierce County Current term expires December, 2020
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 (January 31, 2018) <input checked="" type="checkbox"/> F-1 (April 3, 2017) <input checked="" type="checkbox"/> F-1 (April 5, 2016) <input checked="" type="checkbox"/> F-1 (January 22, 2015)

	<input checked="" type="checkbox"/> F-1 (Filed May 21, 2012) <input checked="" type="checkbox"/> Modification Application <input type="checkbox"/> Prior order (if renewal)
Reason(s) for Modification (as stated by filer)	<ul style="list-style-type: none"> • Judge Whitener is requesting a reporting modification that would exempt her from reporting real estate, including street address, parcel number, or legal description, for her residential address on her Personal Financial Affairs Statement covering calendar year 2017. • Judge Whitener is also requesting a retroactive modification that would exempt her from reporting real estate, including street address, parcel number, or legal description, for her residential address previously reported on her F-1 filed as a candidate in May 2012 covering the previous 12 months, her F-1 filed as an appointee in 2015 covering the previous 12 months, and her F-1 reports filed in 2016, 2017 and 2018 as an annual filer. • Judge Whitener stated that she received a threat from a litigant requiring her to receive a restraining order. In addition, she has been placed on a supremacist website. • Judge Whitener stated that not disclosing her personal address will help ensure the safety of herself and her family.
Staff Recommendations	Approve the requested reporting modification including the retroactive request.