

MODIFICATION REQUEST COVER SHEET

Name of Filer	Abigail Yates
Reporting Period	<input checked="" type="checkbox"/> Annual report – Appointment F-1 for Period of June 23, 2021-June 22, 2022 <input type="checkbox"/> Candidate report
Type of Request	<input checked="" type="checkbox"/> New <input type="checkbox"/> Renewal with No Change <input type="checkbox"/> Full Commission Approval <input type="checkbox"/> Renewal with Change
Office Held/Sought & Term	School Director, Mt Baker SD 507 Newly Appointed June 23, 2022 Term to end December 31, 2023
Application Rule(s)	<input checked="" type="checkbox"/> Income & Ownership Interest: WAC 390-28-100(1)(b) <input type="checkbox"/> Personal Residence: WAC 390-28-100(1)(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)(e)
Explanation of Rule(s)	<p style="text-align: center;">Income and ownership interests. An applicant may be exempted from reporting the information otherwise required by RCW 42.17A.710 (1)(f) and (g), if:</p> <p style="padding-left: 40px;">(i) Public disclosure would violate any legally recognized confidential relationship that serves a legitimate business interest;</p> <p style="padding-left: 40px;">(ii) The information does not relate to a business entity which would be subject to the regulatory authority of the office sought or held by the applicant in whole or in part;</p> <p style="padding-left: 40px;">(iii) Such reporting would present a manifestly unreasonable hardship to the applicant including but not limited to adversely affecting the competitive position of an entity in which the applicant had an interest of ten percent or more as described in RCW 42.17A.120; and</p> <p style="padding-left: 40px;">(iv) The interest in question would present no actual or potential conflict with the performance of the duties of the office sought or held.</p>
Supporting Documents (attached)	<input checked="" type="checkbox"/> Current F-1 (Amended Report filed October 18, 2022; Original filed October 5, 2022) <input checked="" type="checkbox"/> Modification Application

Reason(s) for Modification (as stated by filer)	<ul style="list-style-type: none">• Ms. Yates is requesting a partial reporting modification that would exempt her from disclosing the business and other governmental customers that paid \$12,000 or more during the previous twelve months with regard to her position as a Board of Directors Member for Market Center Inc / Nooksack Market Center and Nooksack Business Corporation – III / Between the Ferns Cannabis Co.• Ms. Yates states she is a member of the Board of Directors for these two businesses owned by the Nooksack Indian Tribe. She is not an Officer. She helps adopt rules and ordinances, approve contracts above \$10,000, set policy and make recommendations as needed for new processes as the need arises.• Ms. Yates states that she is not involved in the day-to-day operations of the businesses. The Board of Directors for both are governance boards, not working boards. And as such are afforded a \$50/meeting stipend if they choose to take it but are otherwise not paid positions. And do not give her ownership interests in either business.• Ms. Yates states that her request is being made due to their accounting department has been unable to give me this information for either business, as it is in violation of my contract and my Oath of Office for both businesses, and they are also short-staffed.• The Nooksack Indian Tribe is a sovereign nation and has already told her they will not provide this information for this filing.• Ms. Yates states that disclosing their customer lists and financial information is a direct threat to their competitive advantage for their businesses. They also are very short-staffed at this time and would be unable to provide information.• Ms. Yates stated that Market Center Inc has about 20 employees and has millions in annual sales, with thousands of customers and hundreds of vendors. Nooksack Business Corporation-III has about 10 employees, nearly a million in sales annually, thousands of customers and hundreds of vendors. Both businesses are very short handed with only one accountant and currently no CFO overseeing the businesses.• Ms. Yates has disclosed on her F-1 report her income from Blue Bird Social Media & Marketing for both Nooksack business entities. As well as her spouse's income with Nooksack Market Center.
Other Issues	<ul style="list-style-type: none">• Abigail Yates has agreed to recuse herself if a matter came before her involving a conflict of interest between interest between her personal interests and public duties of her appointed position.• Ms. Yates' request could be granted through her current term of office as allowed in RCW 42.17A.120(1).