

MODIFICATION REQUEST COVER SHEET

Name of Filer	Jedediah (Jed) Spencer
Reporting Period	<input checked="" type="checkbox"/> Annual/Appointment reports: Covering Calendar Year 2022 and Prior twelve-month period of June 7, 2021 to June 6, 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	City Council Member, City of Liberty Lake Appointed June 7, 2022; Current Term expires 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>WAC 390-28-100</p> <p>(1) Under RCW 42.17A.120, the commission or presiding officer may modify reporting requirements, including the statement of financial affairs, if literal application of the requirement would work a manifestly unreasonable hardship and the suspension or modification would not frustrate the purpose of the law. One or more of the following may be considered by the commission or presiding officer as possible qualifications for a reporting modification with respect to the statement of financial affairs, when such standard is met:</p> <p>(b) 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>(i) Public disclosure would violate any legally recognized confidential relationship that serves a legitimate business interest;</p> <p>(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>(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>(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)	<ul style="list-style-type: none"><input checked="" type="checkbox"/> Modification Request Application<input checked="" type="checkbox"/> Current F-1 (filed March 16, 2023)<input checked="" type="checkbox"/> Appointment F-1 (filed March 20, 2023)
Reason(s) for Modification (as stated by filer)	<ul style="list-style-type: none">• Mr. Jed Spencer is requesting a partial reporting modification that would exempt him from disclosing his business customers that paid \$12,000 or more during the reporting periods of June 7, 2021 through June 6, 2022 and January 1, 2022 through December 31, 2022 to their family-owned business, NBS Promos Inc.• Mr. Spencer stated that the disclosure of the business customers creates a competitive disadvantage. It would detrimentally impact the family-owned small business in a small community.• Mr. Spencer stated the total sales for NBS Promos Inc for 2022 were \$3.676 million with 396 customers and 15 employees.• Mr. Spencer states that of the 396 customers 54 would require disclosure and that there are no governmental customers.• Mr. Spencer states that the City of Liberty Lake is not a customer of NBS Promos Inc.• Mr. Spencer states in his application that he has now been removed from the list of officers on the business to avoid any conflicts moving forward. There would still be a reporting obligation for a portion of 2023, as he was not removed prior to the end of 2022.
Other Issues	<ul style="list-style-type: none">• Mr. Spencer agreed that he would have recused himself if a matter came before him involving a conflict of interest between interest between NBS Promos Inc and his public duties.• Mr. Spencer 's request could be granted through his current term of office as allowed in RCW 42.17A.120(1).

Application Questionnaire

Applicant Information

Filer Name (as it appears on the F-1): Jedediah Dayton Spencer

Office Held or Sought: City Council Member - City of Liberty Lake

Period Covered by Request (calendar year or previous 12 months): Calendar Year 2022

Filing Status (check one):

- An elected or state appointed official filing annual F-1
- Candidate filing F-1
- Newly appointed filing F-1

Is this a renewal of a previously granted request?

- Yes No

Instructions

Please answer each question below. You may attach court documents or other relevant items for consideration. **Please note that this application and any documents submitted for consideration are public documents subject to the Public Records Act RCW 42.56.**

- 1. EMAIL ADDRESS.** Pursuant to RCW 42.17A.055, email is the official means of communication for the PDC. Please supply an email address to use for correspondence with you about your request.
Email address: libertylakejed@gmail.com

- 2. INCOME AND OWNERSHIP INTERESTS.** Are you requesting to be exempted from disclosing the business or governmental* customers of an entity listed on the F-1? **If the disclosure of business or governmental customers on the F-1 could violate a confidentiality agreement, create a competitive disadvantage or cause an unreasonable hardship due to customer volume, limited staff resources, or an inability to sort customer list, please explain the hardship in detail.** (*Please note that the Commission rarely grants an exemption for governmental customers. If you are including this in your request, please provide additional detail regarding the hardship.) **Attach a sheet if more room is needed.**

My brother-in-law and I have both been listed as officers of the company for a few years in anticipation that we will eventually be running the company, when my parents (the owners) retire. However, neither of us are involved or have access to the finances or management of the company. Because this is a small business, the owners feel that by having to provide a list of all customers, this would create a competitive disadvantage as we'd essentially be making our top 54 customers public information and competitors could find this information via this disclosure where it is not available anywhere else.

List the name of each entity, business, union, association, non-profit, charitable organization, or other entity for which you are seeking a modification from reporting the entity's reportable customers. **Attach a sheet if more room is needed.**

NBS Promos, Inc.

- Describe the size of the entity such as annual sales, number of customers or accounts, the number of employees, and other pertinent information. **Attach a sheet if more room is needed.**
2022 sales: \$3.676 million, Number of customers: 396, Number of employees: 15

- How many business customers have paid the entity more than \$12,000 during the reporting period and would be subject to disclosure? If you are requesting an exemption from identifying governmental customers as well, please include the same detail. **Attach a sheet if more room is needed.**
54 standard customers, 0 governmental customers

- Do you have access to the entity's customer list? Yes No

- Are you involved in the day-to-day operations of the entity? Yes No

- Are any of the entity's customers listed in public sources, publications, websites or other public records? Yes No

- If yes, identify the website or other public location. **Attach a sheet if more room is needed.**

- Does the entity have the ability to sort its customer list to identify those paying more than \$12,000 during the reporting period? Yes No

- Do you have a 10% or more ownership interest in the entity? Yes No

- 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. **Attach a sheet if more room is needed.**

Until I received an email about the F-1 filing last week, I was unaware of the requirement to file. Had I known that being listed as an officer of the corporation would put in jeopardy the confidentiality of our client list, I would have requested to be removed as an officer before applying for the vacancy. Because the officer listing on the Secretary of State was in name only, the owners removed me from the officer list as soon as they became aware of this situation to avoid any further appearance of a potential conflict of interest. I realize this is being submitted after the March 10th deadline but I only became aware of this form to submit an exemption this afternoon and was told by a PDC representative, Scott Haley, to go ahead and submit it for consideration.

- Did you disclose the purpose of all payments and the actual dollar amount the entity received from the governmental unit in which you seek or hold office? (Please note that this information is required to be disclosed and will not be granted as part of your request.) Yes No

If you answered no, please explain why not. **Attach a sheet if more room is needed.**

This is not applicable. The City of Liberty Lake is not a customer of NBS Promos, Inc.

3. NOT FRUSTRATE THE PURPOSES OF THE ACT. Please describe the jurisdiction or agency for which you hold or seek 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 explain why not disclosing the business or governmental customers of the entity present no actual or potential conflict of interest.

City Council Member - Standard duties of the office of a city council member. The policies and budget approval for the city have nothing to do with the operations or customers of NBS Promos, Inc. since the two have no business dealings with one another.

4. CONFLICT RECUSAL. If any matter coming before you at the public entity you serve involves a conflict of interest between your personal interests and your public duties, will you recuse yourself from that matter, regardless of whether you have disclosed that personal interest on an F-1 form?

Yes No

If you answered no, please explain why not.

5. 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'm simply an honest person trying to fulfill this obligation and would like very much for my parent's company to not have to endure any competitive disadvantage simply because I chose to serve my community on the local city council.

Hearing Process

Your request, including the F-1, this Application Questionnaire and any other documents provided, will be presented at a public hearing.

You are not required to participate at the hearing. If you will not be attending the hearing in person or by telephone, you must complete and sign the attached certification prior to submission.

The Commission can grant your request in full, grant part of your request, deny your request, or ask for additional information to be heard at a future public hearing.

An order will be issued to you by e-mail with the Commission's decision.

**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 regarding my request for a reporting modification or suspension, and request that the Commission consider the information provided in my written application. I certify 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: 03/16/2023

Entity or name of individual requesting reporting modification: Jedediah Dayton Spencer / NBS Promos, Inc.

By printing your full name below, you CERTIFY that the information in this waiver is true and correct.

Applicant's full printed name: Jedediah Dayton Spencer

Business street address: 22910 E. Appleway, Suite 6

City, state and zip code: Liberty Lake, WA 99019

Telephone number: 509 720 8118
____ - ____

E-Mail Address: libertylakejed@gmail.com

Date Signed: 03/16/2023



Place Signed (City and County): Liberty Lake Spokane
City 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."

PLEASE SEND THIS SIGNED CERTIFICATION VIA E-MAIL TO THE PDC WITH YOUR MODIFICATION REQUEST.

Financial Affairs Disclosure - Washington State Public Disclosure Commission

Jedediah Dayton Spencer

Spouse or registered domestic partner: Rebecca

Covering January 1, 2022 - December 31, 2022

* Unless otherwise indicated, all reported information pertains to Jedediah Dayton Spencer.

Submitted date: 3/16/2023

Certified by: Jedediah Dayton Spencer

Email: libertylakejed@gmail.com

SUBMISSION HISTORY

Income

Reportable income, including wages, tips, sales commissions, stock options, non-investment retirement income and miscellaneous income such as legal judgments, rental property income, etc.:

NBS Promos, Inc.

22910 E. Appleway, Suite 6

Liberty Lake, WA 99019

Earned by: Jedediah Dayton Spencer

Income: \$100,000.00 to \$199,999.00

Type: SALES REPRESENTATIVE

City of Liberty Lake

22710 East Country Vista Drive

Liberty Lake, WA 99019

Earned by: Jedediah Dayton Spencer

Income: \$0.00 to \$29,999.00

Type: CITY COUNCIL MEMBER

Safeway

1304 N Liberty Lake Rd

Liberty Lake, WA 99019

Earned by: Dependent(s)

Income: \$0.00 to \$29,999.00

Type: COURTESY CLERK

Assets

Financial assets and interest income are reported from bank accounts, insurance policies, broker-directed investment accounts, self-directed investment accounts and other financial assets:

Capital Bank and Trust Company*PO Box 6164**Indianapolis, IN 46206***Account owner:** Jedediah Dayton Spencer**Type:** Simple IRA**Value:** \$30,000.00 to \$59,999.00**Real estate**

Real estate owned in the state of Washington:

*Spokane County**Parcel number: 55084.2306***Owned by:** Jedediah Dayton Spencer; Spouse or registered domestic partner**Assessed value:** \$200,000.00 to \$499,999.00**Mortgage held by:** Mr. Cooper*PO Box 650783**Dallas,, TX 75265-0783***Original amount:** \$200,000.00 to \$499,999.00**Current amount:** \$200,000.00 to \$499,999.00**Security given:** Mortgage**Payment terms:** 25 years at 3.25%**Debt**

Creditors owed more than \$2,400:

Creditor name: STCU**Owed by:** Jedediah Dayton Spencer; Spouse or registered domestic partner*1620 N Signal Dr**Liberty Lake, WA 99019***Original amount:** \$30,000.00 to \$59,999.00**Ending amount:** \$30,000.00 to \$59,999.00**Payment terms:** 15 years, monthly installment**Security given:** RV Loan**Creditor name:** Truist Bank d/b/a LightStream**Owed by:** Jedediah Dayton Spencer*600 W. Broadway, Suite 2000**San Diego, CA 92101***Original amount:** \$0.00 to \$29,999.00**Ending amount:** \$0.00 to \$29,999.00**Payment terms:** 5 Years, Monthly Installment**Security given:** Personal Loan (Auto)**Business associations**

Business entities where Jedediah Dayton Spencer owns 10 percent or more, or serves as an officer, director or general partner.

NBS Promos, Inc. (Jedediah Dayton Spencer)

Governor

22910 E. Appleway, Suite 6
Liberty Lake WA 99019
Promotional Products Distributor

Government Payments

No payments were received by NBS Promos, Inc. from a government agency where Jedediah Dayton Spencer sought or held office.

Other Government Payments

No payments were received by NBS Promos, Inc. in excess of \$12,000 from a government agency where Jedediah Dayton Spencer **did not** seek or hold office.

Business Payments

No payments were received by NBS Promos, Inc. in excess of \$12,000 from any business customer.

Lobbying activity

Compensation received for lobbying activities:

No qualifying lobbying activity was done.

Gifts

Gifts of food and beverages worth more than \$50, and travel or seminar expenses made by any outside government agency:

There were no gifts exceeding \$50; nor were there any payments for travel or seminars.

Financial Affairs Disclosure - Washington State Public Disclosure Commission

Jedediah Dayton Spencer

Spouse or registered domestic partner: Rebecca

Covering June 7, 2021 - June 6, 2022

* Unless otherwise indicated, all reported information pertains to Jedediah Dayton Spencer.

Submitted date: 3/20/2023

Certified by: Jedediah Dayton Spencer

Email: libertylakejed@gmail.com

SUBMISSION HISTORY

Income

Reportable income, including wages, tips, sales commissions, stock options, non-investment retirement income and miscellaneous income such as legal judgments, rental property income, etc.:

NBS Promos, Inc.

22910 E. Appleway, Suite 6

Liberty Lake, WA 99019

Earned by: Jedediah Dayton Spencer

Income: \$60,000.00 to \$99,999.00

Type: SALES REPRESENTATIVE

Safeway

1304 N Liberty Lake Rd

Liberty Lake, WA 99019

Earned by: Dependent(s)

Income: \$0.00 to \$29,999.00

Type: COURTESY CLERK

Assets

Financial assets and interest income are reported from bank accounts, insurance policies, broker-directed investment accounts, self-directed investment accounts and other financial assets:

Capital Bank and Trust Company

PO Box 6164

Indianapolis, IN 46206

Account owner: Jedediah Dayton Spencer

Type: Simple IRA

Value: \$30,000.00 to \$59,999.00

Real estate

Real estate owned in the state of Washington:

Spokane County

Parcel number: 55084.2306

Owned by: Jedediah Dayton Spencer; Spouse or registered domestic partner
Assessed value: \$200,000.00 to \$499,999.00

Mortgage held by: Mr. Cooper

PO Box 650783

Dallas,, TX 75265-0783

Original amount: \$200,000.00 to \$499,999.00

Current amount: \$200,000.00 to \$499,999.00

Security given: Mortgage

Payment terms: 25 years at 3.25%

Debt

Creditors owed more than \$2,400:

Creditor name: STCU

Owed by: Jedediah Dayton Spencer; Spouse or registered domestic partner

1620 N Signal Dr

Liberty Lake, WA 99019

Original amount: \$30,000.00 to \$59,999.00

Ending amount: \$30,000.00 to \$59,999.00

Payment terms: 15 years, monthly installment

Security given: RV Loan

Creditor name: Truist Bank d/b/a LightStream

Owed by: Jedediah Dayton Spencer

600 W. Broadway, Suite 2000

San Diego, CA 92101

Original amount: \$0.00 to \$29,999.00

Ending amount: \$0.00 to \$29,999.00

Payment terms: 5 Years, Monthly Installment

Security given: Personal Loan (Auto)

Business associations

Business entities where Jedediah Dayton Spencer owns 10 percent or more, or serves as an officer, director or general partner.

NBS Promos, Inc. (Jedediah Dayton Spencer)

Governor

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Compensation received for lobbying activities:
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Gifts

Gifts of food and beverages worth more than \$50, and travel or seminar expenses made by any outside government agency:
There were no gifts exceeding \$50; nor were there any payments for travel or seminars.