

26 September 2023

RE: JAK Written Public Comment for the PDC Meeting 28 Sept. 2023 Regarding PDC Case 136406 Statement of Charges **plus** PDC Legislative Priorities

Dear Public Disclosure Commission;

I can't see if you got my 19 September comments so here are mine about Case 136406 and your legislative priorities. The PDC is an institution worth defending and is supposed to ensure our elections function according to clear laws and rules for itself and for candidates, but in Case 136406 we find an individual maliciously determined to violate and disregard this institution by not filing a single piece of paperwork with the PDC or paying his legally required fines. Many PDC attempts at outreach were unsuccessful over two years – and those attempts were aided by the complainant in me filing public records of King County Elections to get accurate data into Respondent Avrum (Alex) Tsimerman's location. Fines and debt collection have clearly not worked to compel compliance – thereby putting at risk this vital institution and it's only a matter of time before Tsimerman's prolific noncompliance becomes normalized, thereby destroying the PDC's *raison d'être*. So, what will the PDC do now with this depth of contempt and noncompliance?

Because *that* is the question four enforcement actions in with *Respondent* Tsimerman. Keep doing the same and become a talking shop or prosecute. Don't also stand up to stop the campaigning during public comment.

I ask the Public Disclosure Commission to please invoke RCW [42.17A.755\(4\)](#) and RCW [42.17A.765](#). Your Chair, Fred Jarrett, was [very clear on TVW](#):

“Most of the court cases now that we're seeing are ones that are being initiated by the PDC, for reasons that we just can't get compliance. ... The Attorney General picks that up and they have done an outstanding job of supporting compliance litigation.”

Then let's see that in a case the PDC “just can't get compliance” where someone is not turning in forms and paying his fines. The alternative is that the PDC is seen as a talking shop, if not a punchline to a joke. I do *not* want this!

See we need our unity and patriotism to stand up to the aggressor. As Ukrainian President Zelensky said to the UN, “Evil cannot be trusted.”

We *must* stand up to this aggression against the PDC today so that a candidate can avoid filing one piece of paper in at least two election cycles with the PDC and deter other would-be bad political actors tomorrow. We are the good guys here and now. We are the anti-dark money forces. This is every Washingtonian's struggle to preserve a republican democracy with fair elections.

With that, I am sorry to report that due to Simple Flying commitments and a limited budget while being transit-dependent, my oral testimony, which I request now,

must be virtual please. *But* I am grateful for all of you. From Erick to Suzie to Sean to Kim and the Commission, I believe you *deserve better*.

I also ask politely in that vein that we need a PDC legislative priority to stop delaying and work with the legislature to have a clear standard of when public comment is abused as a public resource – please. Some of us regular complainants need a *black-and-white* answer. I prefer a good post-pandemic batting average or quarterback rating as a regular complainant, and I prefer our elected officials have clear guidelines. With the MRSC refusing to collaborate with me as they shamefully prefer not networking to address grave threats to our commons, it is up to you and your staff to expeditiously provide those clear guidelines to all – sooner rather than later, please. Now is the perfect time for the excuses to stop and solutions to be found to legitimate explanations to stop Tsimerman’s malicious attacks and abuse of public resources on our mothers, our fathers, our siblings, and each other.

So, I want to start to wind up with this thought, and it may be off-putting at first, but I think the Commission and its staff need to understand that we are playing for the future and the stars here. Occasionally, I tweet back at the actress and activist Jeri Ryan to thank her. Yes, “Seven of Nine” of Star Trek. Jeri’s also been out there face forward, fighting for her fellow union members and against gun violence. So, what do I thank Jeri or Captain Seven for?

Reminding us in both Star Trek and real life that there is a time when resistance is not only far from futile but the only way. That we *are* fighting for those down below. For me, our electeds, like Claudia Badassuchi and Lynne Robinson, who Tsimerman *abuses* repeatedly. Also, Conner Edwards, doing so much to preserve this democracy. I would also add the MRSC’s Flannary P. Collins, who has kept faith with the spirit of 2022’s ESHB 1329 with her guides to the Open Public Meetings Act update. In this moment, here and now... we are all that is left of campaign finance transparency.

Therefore: If you concur please that Complainant Tsimerman has broken election law for the fourth time in a *malicious* manner in Case 136406, then please refer to the Attorney General of the State of Washington for a vigorous prosecution. Such a clear signal is now needed for the PDC, for Washington State, and frankly, for the cause of open government. Please preserve our PDC’s relevancy, deter future potential malicious political actors, and keep the PDC strong going into 2024 for as President Zelensky would say, “I BELIEVE IN YOUR ABILITY TO ACT.”

Thank you;

A handwritten signature in black ink that reads "Joe A. Kunzler". The signature is written in a cursive style with a small "JA" monogram in the bottom left corner.

Joe A. Kunzler
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