

6 December 2023

RE: Avrum (Alex) Tsimerman Failure to File C-4 *and* Comply With Case #136406

Dear Public Disclosure Commission;

One would think that *after* Avrum (Alex) Tsimerman decided to tweet out not once but twice his receipt of the final order in [Case #136406](#), Tsimerman would start to comply – especially since Tsimerman owns an expensive 2008 Mercedes CL-Class CL63 AMG that he could have to forfeit. Instead, we find Tsimerman has not filed a single piece of paperwork as [per the PDC webpage](#) on his 2023 campaign for Bellevue City Council. This failure now includes the C-4 Receipts & Expenditure Summary required by [RCW 42.17A.235](#) and [RCW 42.17A.240](#) seven days before the election. Therefore, I ask you to please read why you should invoke [RCW 42.17A.765](#) on Tsimerman – and this doubles as my public comment for the December 2023 PDC meeting.

TABLE OF CONTENTS

In the Wake of Recent Events..... 1

Why Does the C-4 Matter? 2

What Has Tsimerman Expended? 2

 Website Expense for Campaigning..... 3

 Transportation Expenses for Campaigning at Public Meetings 3

Concerns From 28 Sept. Hearing 4

Material Breach of Final Order of Case #136406 4

 Tsimerman Admits Receipt..... 5

Conclusion..... 6

IN THE WAKE OF RECENT EVENTS...

In the wake of recent events in the Middle East coupled to yes now sadly, Seattle, Bellevue, and Redmond, where Tsimerman spews anti-Semitic *campaign* rhetoric, I’m just going to say this: When I hear the Nazi salute of “Sieg Heil,” and see the blatant defiance of the PDC, it’s a call to arms. As my President explains,

Hate never goes away, it only hides until it is given just a little oxygen. And it is our obligation to ensure that hate doesn’t grow or become normalized. It is our duty to preserve and protect the sacred ideals enshrined in our Constitution: religious freedom, equality, dignity, and respect. That is the promise of America.

That oxygen supply is arguably serviced by Avrum (Alex) Tsimerman and his failure to comply with PDC orders. Yes, the struggle against Tsimerman’s darkness is long, but... we are *not* ready to give our freedom to this f-cking terrorist Tsimerman; that’s it.

WHY DOES THE C-4 MATTER?

“The public’s right to know of the financing of political campaigns and lobbying and the financial affairs of elected officials and candidates far outweighs any right that these matters remain secret and private.”

RCW 42.17A.001(10)

As per the above RCW, when a candidate does not share how they are being financed – the public does not know what interests support the candidate and why. This leads to a voter not knowing who and what the voter is genuinely voting for. Hence, there is a need for campaign finance transparency and C-4 forms.

What is a C-4 form? To quote from the PDC webpage;

A snapshot of a committee's finances at a given point in time that includes total receipts, total expenditures, cash on hand, and debts. Also reports total receipts and expenditures for a prescribed reporting period.

When Tsimerman refused to file either of his required C-4s – either the 21-day C-4 already the subject of [Case #143722](#) – or the 7-day one, the public *remains* unaware of who Tsimerman is funded or whom Tsimerman may be indebted. Had Tsimerman filed for mini-reporting, Tsimerman would have been exempt from many reporting requirements, but as was established in [Case #136406](#), Tsimerman did not meet the requirements for mini-reporting and must turn in additional forms like C-4s.

As a potential elected official, Tsimerman should disclose any potential conflicts of interest preemptively – and there are *many* cases of City Councilmembers recusing themselves due to conflicts of interest. Although Tsimerman lost, the need to enforce the law remains.

WHAT HAS TSIMERMAN EXPENDED?

“I want to announce there's one individual who has been in violation of board operating ...rule 3.1 6.8E prohibiting comments for the purpose of assisting a campaign for elected office. ... Based on our rules, I'm excluding Mr. Alex Tsimerman from providing public comment for a period of 90 days starting today.”

*Dow Constantine, Sound Transit Board Chair at the September 28, 2023
Sound Transit Board Meeting*

You may wonder *why* I just quoted Sound Transit Board Chair Dow Constantine. It's because I want to argue that some community leaders have found Tsimerman to be using the public resources of public comment periods to campaign for Bellevue City Council. Bellevue City Mayor Lynne Robinson has also made this finding several times from the Bellevue City Council dais, most notably on October 16 when [she threw Tsimerman out](#), and also at the

Bellevue City Council - October 23, 2023 meeting [where 27 minutes into the YouTube](#), you can hear Mayor Robinson admonish Tsimerman to, “not talk about your campaign opponent” the Iranian-American immigrant. Tsimerman also repeated this misconduct on November 27 and December 4, and Mayor Robinson has thrown Tsimerman out. The point is to establish that, arguably and undeniably Tsimerman has expended funds since his campaign filing fee to litigate his campaign, even after the election’s certification.

See we know that Tsimerman has spent money on the following:

1. Campaign filing fee of \$287.28
2. A campaign website costing an unknown amount: <https://alexforamerica.com/index.php/statement/>
3. Many in-person appearances at public meetings to campaign
4. At least one in-person appearance at a candidate forum

Again, and asking for two allies: Tsimerman has also been found to be disruptive of both the November 28 and December 5 Bellevue City Council meetings. Why? Tsimerman is protesting the election results, so his transportation to spew there may – or may not be – a campaign expense. Just raising the possibility...

WEBSITE EXPENSE FOR CAMPAIGNING

Tsimerman has kept online for many years a campaign website in <https://alexforamerica.com/>. But Tsimerman has not shared how much that website and domain are costing him. This is a clear violation of legal requirements to report campaign expenses.



“So he [Tsimerman] does have a campaign website. So he had to spend something on that. And that's included in the exhibits, right. And additionally, he has had the opportunity to address the allegations and repeat them, and he instead has chosen to ignore them. And so PDC staff feels that it does not, it does not need to assume he has spent no money based on his failure to respond to our requests.

Assistant AG Suzie Giles-Klein
28 Sept. 2023 PDC Enforcement Hearing

TRANSPORTATION EXPENSES FOR CAMPAIGNING AT PUBLIC MEETINGS

After some research, points 3 and 4 are tricky. The question is: Does the PDC find that Tsimerman should have to consider a campaign expense driving to the Bellevue City Council and Sound Transit – for starters – to further his campaign?

It is generally recognized that a candidate cannot be compensated for gas but can for mileage. However, if the PDC finds that Tsimerman uses public comment periods to attempt to use public resources such as public access TV for campaigning, you must find that Tsimerman made expenses to get there for his campaign.

Additionally, Tsimerman’s disruptions of Bellevue City Council and Sound Transit Board Meetings to campaign as well as campaign speeches at Redmond City Council throughout 2023 clearly show Tsimerman’s *intent* to campaign using public resources. These actions deserve a PDC *direct* response with penalties.

CONCERNS FROM 28 SEPT. HEARING

“As I look to the record, I see zero reason to believe that there's going to be any voluntary compliance by this respondent to any order that we might make. And so we get a chance to wait 30 days and see that nothing had happened. And then we come back. And we play pattycake, again, which is zero interest to me. I'd rather just kick this case to the Attorney General's Office if possible. That's kind of where I'm at.”

Commissioner Allen Haward at the 28 September 2023 PDC Hearing

As per above, I've had my otter.ai account make a transcript of the September 28 PDC enforcement hearing on Tsimerman. Why? It's now December 6, and the PDC has been unable to get Tsimerman to comply.

This is highly concerning. The message being sent is that the PDC is not to be taken seriously. As Assistant AG Susie Giles-Klein shared with the PDC on Sept. 28,

It's also an aggravating factor that his repeated violations of PDC laws are seemingly intentional, and they seem to be ongoing, and he has made no attempt to come into compliance. Finally, it's an aggravating factor that Mr. Zimmerman is displaying bad faith by repeatedly ignoring staff's attempts at outreach. I'm including his failure to participate in this proceeding, as well as three prior proceedings before this commission.

What has changed? Nothing. Below has all the details.

MATERIAL BREACH OF FINAL ORDER OF CASE #136406

“The Respondent remains in full compliance with all PDC reporting requirements and is not found to have committed any further violations of Chapter 42.17A RCW or Title 390 WAC within four years of the date of this Final Order.”

Final Order of Case #136406, Page 10

Tsimerman's material breach of the final order of Case #136406 is another malicious act in a string of malicious acts Tsimerman has committed against our commons. Furthermore, the Final Order of Case #136406 was and is a clear final order, a clear, reasonable ultimatum with clear benchmarks.

The Final Order of Case #136406 was extremely clear:

If the Respondent fails to meet the conditions in Section III(1) of this order within 30 days of the date of this order, the suspended portion of the penalty for calendar year 2023 shall immediately become due and the matter may be sent to collection or brought to Superior Court as allowed by law without further action by the Commission.

The Respondent has absolutely, incredibly failed to meet any of the conditions. Tsimerman is already violating the benchmarks laid out in Case #136406. No civil penalty money has been paid. No C-4 reports submitted. No C-1 or F-1 reports submitted. No compliance with all or any PDC reporting requirements.

Again, one Commissioner wanted to promptly refer the matter to the Attorney General's Office, suspected we would be where we are today – no compliance, no fine money, no tempered behavior on Tsimerman's part, and no reason to believe the PDC is actually relevant to 2024 Washington State politics. Here we are.

TSIMERMAN ADMITS RECEIPT

Worth noting that Tsimerman admitted not once but twice on Twitter/X that Tsimerman was in receipt of this very order. Tsimerman, like his hero Donald Trump, tried to claim persecution even after four cases and many attempts to contact him.

The first [tweet](#):

alex tsimerman
@alexforamerica1

PDC penalayc me 30000\$/2023.2022.2021/!!!old desebel low income americen jew!!mece me very hepy!!! told 1000t demnazigestapofascist mafioze NEVER hav limit!!!STANDUP-AMERICA!an elect mi in november for bellevue concil #3 2023!! so i cen STOP thet nazipug!!oans an forever!!alexT.

12:25 PM · Oct 11, 2023 · 81 Views

1 Reply

Relevant people

alex tsimerman
@alexforamerica1 **Follow**

stop seattle-king fascism with idiotic face!! STOP dem nazigestapo democracy fascism!NOW!STANDUP-AMERICA! TRUMP AMERICA USA!FOREVER!candbelevue 2023 concil #3.

The second [tweet](#) is below:

alex tsimerman
@alexforamerica1

@Jim_Brunner jim my best frend!pdc fackin degenet kretino giv mi penalty 30000\$!pls asc thet nazi pigWAY!!mece mi cray..!!alexT.p.s fack thet maser facker!NOW!STANDUP-AMERICA!+poor jew!!

11:39 AM · Oct 16, 2023 · 63 Views

1 Reply

Post your reply **Reply**

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stop seattle-king fascism with idiotic face!! STOP dem nazigestapo democracy fascism!NOW!STANDUP-AMERICA! TRUMP AMERICA USA!FOREVER!candbelevue 2023 concil #3.

Jim Brunner
@Jim_Brunner **Following**

Seattle Times politics reporter. Got a tip? Signal: 206-214-8789

So, there is no "I didn't know" defense. Absolutely none.

Failure to enforce the final order in court means that PDC Commissions expect no further compliance from any candidate, period. Tsimerman's malicious mockery of the PDC means it is *necessary* to prosecute Tsimerman and seek recovery of the penalties Tsimerman has been assessed.

CONCLUSION

Laws made by common consent must not be trampled on by individuals.

George Washington, Namesake of Washington State

The threat today is clear to the best state in the Union: Tsimerman, a malicious actor in Washington State's most populous county, has damaged the PDC brand and is trampling on the people's initiative that created the PDC. A growing attitude of nonchalance and noncompliance by candidates *will* threaten democracy.

There are some on the Commission who urge caution thinking Tsimerman cannot be held accountable without cold hard proof to go alongside his coverups. What happened to the cover-up being worse than the crime?

As have some Commissioners and staff, I have concluded that the greater danger is inaction. That a failure to act against Tsimerman means the end of campaign finance transparency. So I have to ask: *Where the hell are you?*

At a time when Tsimerman's malicious threats – note the plural – to our democracy are undeniably coupled with anti-Semitism and mocking Jewry after the slaughter of October 7 in Israel and resulting attacks on Jewry globally, American patriots *must* err on the side of action. *Never Again.*

I am “disabled” and a member of the press. I know who's first up for fascists: ME. My response is very simple: You're going to have to go through me on my feet to get to our America, our OLF Coupeville, and Sound Transit. Never again is *now*.

Yes, my disabilities are such that I could just be entitled to my entitlements, play DCS World plus social media and... die in a cloud of fantasy I'm some video game stud. Bumper sticker patriots and keyboard warriors do *that*. This is not the time for keyboard warriors or appeasers; this is the time for winter soldiers standing on the firmament of principle. Just as General Patton and his men broke the Nazi bulge in the December 1944 winter, Finnish Prime Minister Sanna Marin did to bring Finland into NATO out of the winter of 2022, just as George Washington led the Continental Army to American independence, and most relevantly, just as the Capitol Police and the Washington State Patrol held the lines in both Washingtons to save democracy on January the Sixth.

I submit this *winter soldier* has established beyond any doubt that Tsimerman is already in material breach of that final order that Tsimerman acknowledged on Twitter/X. My fellow Washingtonians need to show that at the moment of decision, we will stand up for what we know to be right. We will confront those who put our way of life at risk and show a commitment to do the right thing.

The right thing? Invoke RCW 42.17A.765 on Avrum (Alex) Tsimerman. Get Tsimerman to open his books or start serving hard time for contempt of court. Stand up for the PDC and the rule of law and stop making us ask... where the hell are you?

Thank you.