

- Expedite
- No hearing set
- Hearing is set

Date:

Time:

Judge/Calendar:

**SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THURSTON COUNTY**

FREEDOM FOUNDATION, a Washington nonprofit organization, in the name of the State of Washington,

Plaintiff,

v.

SEIU 775, a labor organization; DAVID ROLF, its President; and ADAM GLICKMAN, its Secretary-Treasurer,

Defendants.

No.

**COMPLAINT FOR CIVIL PENALTIES
FOR PAST AND ONGOING
VIOLATIONS OF RCW 42.17A.**

I. INTRODUCTION

1. This is a citizen action brought pursuant to RCW 42.17A.765 to enforce the Washington Fair Campaign Practices Act (“FCPA”).

2. Plaintiff issued the written notices required by RCW 42.17A.765(4) on December 14, 2016, and on September 8, 2017, and as required by RCW 42.17A.765(4)(a)(ii) on February 1, 2017, and October 26, 2017.

3. Neither the Washington Attorney General nor the Prosecuting Attorneys of King or Thurston Counties have commenced an action on the violations alleged in this Complaint.

1 4. In brief, SEIU 775 has the expectation of and is receiving contributions and making
2 expenditures in support of or opposition to candidates and ballot propositions (“political activity”
3 or “political activities”), and meets the definition of a “political committee” in Chapter 42.17A
4 RCW, but has not reported those activities to the Public Disclosure Commission (“PDC”) as
5 Washington’s campaign finance law requires for political committees. SEIU 775 engages in
6 millions of dollars of political activity it has not reported.

7 5. Alternatively, SEIU 775 met the definition of “political committee” at least in the month
8 of June 2016 when it, among other reasons, spent more than half of its revenue on political
9 contributions.

10 **II. PARTIES**

11 6. Plaintiff Freedom Foundation (“FF” or the “Foundation”) is a Washington nonprofit
12 organization.

13 7. Defendant SEIU 775 (“SEIU”) is a labor union organized as an association under
14 Washington State law which elected to and received tax-exempt status under 26 U.S.C. 501(c)(5).

15 8. Defendant David Rolf at all times material hereto has been and is SEIU’s President and is
16 sued in his official capacity.

17 9. Defendant Adam Glickman at all times material hereto has been and is SEIU’s Secretary-
18 Treasurer and is being sued in his official capacity.

19 **III. JURISDICTION AND VENUE**

20 10. This Court has jurisdiction pursuant to RCW 42.17A.765(4).

21 11. Plaintiff issued the written notices required by RCW 42.17A.765(4) on December 14, 2016
22 and September 8, 2017.

23 12. Plaintiff issued the written notices required by RCW 42.17A.765(4)(a)(ii) on February 1,
24

1 2017 and October 26, 2017.

2 13. The Foundation's 45-day notice letters outlined in detail the violations of Chapter 42.17A
3 RCW set forth below.

4 14. The Foundation's 10-day notice letters included, inter alia, a statement that the Foundation
5 would bring an action against SEIU if the Attorney General and/or a Prosecuting Attorney failed
6 to bring an action within 10 days of receipt of the 10-day notice letter.

7 15. Notwithstanding these notices, neither the Attorney General nor the Prosecuting Attorneys
8 have brought an action against SEIU.

9 16. Venue is proper in this Court pursuant to RCW 4.12.020 because some part of the cause of
10 action arose in Thurston County. SEIU engages in political activity in Thurston County and is
11 required to file reports with the PDC in Thurston County. Defendants Rolf and Glickman are
12 association officers responsible for the activities of the association.

13 **IV. STATEMENT OF FACTS**

14 17. The Foundation hereby incorporates the allegations above as if fully set forth herein.

15 18. The vast majority of SEIU members are home care aides, called "Individual Providers"
16 ("IPs" or "providers"), who are subsidized by Medicaid to provide personal support to disabled
17 and/or elderly Medicaid beneficiaries to prevent them from being institutionalized.

18 19. Funding for Medicaid home care programs, including providers' pay rates, ultimately is
19 determined by state and federal elected officials.

20 20. SEIU designates millions of dollars of its funds for electoral political activities.

21 21. SEIU reported on its 2016 LM-2 Statement B, submitted yearly to the U.S. Department of
22 Labor, that in calendar year 2016 it made \$5,995,912 in cash expenditures for "political activity
23 and lobbying."
24

1 22. SEIU reported on its federal Form LM-2 for 2016 that it gave \$1,585,000 in contributions
2 to the Campaign to Prevent Fraud and Protect Seniors, a political committee based in Seattle
3 supporting passage of statewide Initiative 1501.

4 23. SEIU reported on its federal Form LM-2 for 2016 that it gave \$173,000 in contributions to
5 the Raise Up Washington, a political committee based in Seattle supporting passage of statewide
6 Initiative 1433.

7 24. SEIU reported on its federal Form LM-2 for 2016 that it gave \$120,000 in contributions to
8 the Yes on I-125 Committee, a political committee based in Seattle supporting Seattle Initiative
9 125.

10 25. SEIU reported on its federal Form LM-2 for 2016 that 39 of its officers and employees
11 spent at least ten percent of their time engaged in political activities and lobbying.

12 26. SEIU also paid for many smaller political activities. For example, it reported on its federal
13 Form LM-2 for 2016 that it gave Corrie Watterson Bryant \$12,000 for “consulting,” stating 75
14 percent was for “political activities and lobbying.”

15 27. This level of SEIU spending is not a recent development.

16 28. SEIU’s LM-2s from 2015 and 2014 reveal that SEIU designated \$4,450,038 and
17 \$2,654,218, respectively, of its financial resources to use as expenditures for “political activities
18 and lobbying.”

19 29. Between 2010 and 2015, SEIU made almost \$3,000,000 in expenditures to support
20 candidates, initiatives, and other political committees.

21 30. SEIU has also donated over \$900,000 in in-kind contributions to many of those same
22 political organizations during the same time period.

23 31. SEIU has donated to its own political action committee over \$1,500,000 in cash and over
24

1 \$40,000 in in-kind contributions during the same time period.

2 32. SEIU gives money to and works on behalf of the election of candidates for Governor and
3 the state legislature, who negotiate and fund SEIU’s collective bargaining agreement.

4 33. SEIU also gives to partisan groups which in turn fund and work to elect SEIU-favored
5 candidates.

6 34. SEIU has financially supported candidates for city council, county executive, superior
7 court judge, and initiatives, and generally creates the impression it is a powerhouse in Washington
8 state politics.

9 35. President David Rolf told the 2014 SEIU convention attendees, including SEIU members,
10 that the union had “put 400 professional union organizers” doorbelling in eight-hour shifts, for six
11 days, in support of a local initiative.

12 36. President David Rolf told the 2014 SEIU convention attendees, including SEIU members,
13 that if elected officials don’t want to negotiate a fair contract, “we’ll just write the union contract
14 into the city law.”

15 37. President David Rolf told the 2013 SEIU convention attendees, including SEIU members,
16 that in the previous year the union made nearly half a million phone calls, knocked on tens of
17 thousands of doors, and delivered hundreds of thousands of votes, doing more than any other union
18 to elect Governor Jay Inslee and hold other politicians accountable.

19 38. SEIU uses its own Twitter and Facebook accounts to encourage political activity, reaching
20 more than just its members.

21 39. Based on its most recent audited financial statement, SEIU itself states that in 2016
22 approximately forty-three percent (43%) of its expenditures were not germane to collective
23 bargaining (“nonchargeable expenses”) but instead dedicated towards other activities. Most of
24

1 these other activities constitute political activities.

2 40. This is not unusually high. In 2015, SEIU’s audit determined that forty-one percent (41%)
3 of its expenditures were not germane to collective bargaining.

4 41. SEIU’s audit in 2012 determined that forty percent (40%) of its expenditures were not
5 related to collective bargaining.

6 42. In June 2016, SEIU spent over half of its revenue on political activities.

7 43. In June 2016, SEIU spent more funds on electoral political activity than any other kind of
8 activity.

9 44. Section 1.6 of SEIU’s Constitution and Bylaws states that part of its mission is to “[h]old
10 politicians accountable” and “[a]dvance pro-worker policy through influencing government...”

11 45. SEIU’s Constitution and Bylaws Section 2.10 mandates that it is the responsibility of every
12 SEIU member to “help build a political voice ...”

13 46. Section 4.5(8) of SEIU’s Constitution and Bylaws grants President David Rolf full
14 authority to “decide, determine, and take charge of all legislative, public policy and political
15 positions and actions of the Union, without limitation, and to establish, maintain, direct, and
16 administer all political funds, political action committees, and other political or legislative
17 accounts.”

18 47. According to SEIU’s LM-2 report from 2016, David Rolf, SEIU’s president, spent twenty-
19 two percent (22%) of his time on political activities and lobbying.

20 48. This actually is unusually low. SEIU’s LM-2 report from 2015 indicates that David Rolf
21 spent sixty-two percent (62%) of his time on political activities and lobbying.

22 49. According to SEIU’s LM-2 report from 2014, David Rolf, spent zero percent (0%) of his
23 time on representational activities and forty percent (40%) of his time on political activities and
24

1 lobbying.

2 50. Section 4.6(a) of SEIU's Constitution and Bylaws grants Secretary-Treasurer Adam
3 Glickman the duties, power, and right to serve as the second principal officer, with responsibility
4 to maintain the books and records of the union.

5 51. According to SEIU's LM-2 report from 2016, Adam Glickman, SEIU's secretary-
6 treasurer, spent thirty-four percent (34%) of his time on political activities and lobbying.

7 52. According to SEIU's LM-2 report from 2015, Adam Glickman spent forty-three percent
8 (43%) of his time on political activities and lobbying.

9 53. According to SEIU's LM-2 report from 2014, Adam Glickman spent sixty-one percent
10 (61%) of his time on political activities and lobbying.

11 54. The 2013 Collective Bargaining Agreement between SEIU and the SEIU Staff Union
12 Section 23.2 unabashedly states:

13 Because state, federal, and local legislative activity affects the wages, benefits, and
14 rights of all workers, and because the long term care industry specifically is funded
15 in principal part by public dollars, the outcome of elections for many public offices
16 is very important to the Employer [SEIU 775]. [SEIU 775] regularly makes
17 endorsements and participates actively in elections. All employees are required to
do political work for candidates and member political education as a part of their
job with [SEIU 775].

18 55. Upon information and belief, more recent contracts between SEIU and the SEIU Staff
19 Union contain similar or identical provisions.

20 56. Section 6.8 of SEIU's Constitution and Bylaws requires all candidates and prospective
21 candidates for union offices to disclose within seven (7) days any and all contributions, other
22 financial support, and in-kind donations, specifying the amount and date receipt, and donor's
23 name, complete address and SEIU Union membership affiliation.

1 57. As shown above, SEIU's sees its stated goals and mission as attainable by engaging in
2 political activity.

3 58. SEIU's actions further its goals and mission.

4 59. SEIU wants its members to receive favorable compensation and benefits from the state of
5 Washington, and therefore seeks to negotiate a favorable collective bargaining agreement with the
6 Governor and to secure funding from the Legislature.

7 60. SEIU's political activities therefore seek to elect a receptive Governor, as the politician
8 who negotiates the employment conditions of SEIU members, and sympathetic state legislators,
9 as the politicians who approve or deny the employment conditions negotiated by SEIU and the
10 Governor (and his or her representatives).

11 61. SEIU's mission is substantially advanced by favorable election outcomes.

12 62. Indeed, SEIU's mission cannot be achieved at all without the actions of elected officials.

13 63. In a 2015 e-mail, SEIU Secretary-Treasurer Adam Glickman told SEIU members "[your]
14 voice is your vote," that their voice (vote) is how SEIU elected candidates who funded the SEIU
15 collective bargaining agreement and gave SEIU benefits to achieve its other goals and missions.

16 64. In 2016, SEIU endorsed on its website seven state-wide executive candidates, three
17 supreme court justices, three initiatives, eighty-six legislative candidates, and candidates in all ten
18 congressional races.

19 65. SEIU President David Rolf provided information on key 2016 local race results on
20 November 9, 2016 (the day after the election) in an email to SEIU members, saying he was proud
21 of SEIU's successes, SEIU elected candidates who fight for SEIU members, and in the next few
22 months he would be asking SEIU members to contact elected officials to support funding for the
23 collective bargaining agreement.

1 66. In a letter sent to SEIU members dated June 29, 2015, Adam Glickman, SEIU Secretary-
2 Treasurer, stated:

3 Make no mistake about it: **our [SEIU’s] political action** combined with the contributions
4 we make to [SEIU] COPE – our political accountability fund – are the keys to our success.
5 By uniting and flexing our political muscle, we hold politicians accountable for our clients
6 and for ourselves. Every year, thousands of caregivers join together, knock on doors, pass
7 petitions, make phone calls, send letters and emails, and donate money **to elect politicians
who support the work we do** and the clients we serve. **And to un-elect politicians who
don’t.** We’ve come a long way, but there’s so much more to do – including creating a
8 pathway to \$15 for all long-term caregivers, securing a meaningful retirement and
9 expanding access to quality, affordable healthcare. **This doesn’t come cheap.**

8 (Emphasis added.)

9 67. Under SEIU 775’s and National SEIU’s Constitutions and Bylaws, a certain percentage of
10 the dues SEIU collects must be forwarded to SEIU Council 14, a political committee.

11 68. Under SEIU 775’s and National SEIU’s Constitutions and Bylaws a certain percentage of
12 SEIU 775 dues must be contributed to SEIU’s Political Education and Action Fund, which is
13 registered in Washington as an out-of-state political committee.

14 69. SEIU is an organization that is funded primarily by membership dues.

15 70. In 2016, SEIU received approximately 83% of its Cash Receipts from dues and agency
16 fees collected from workers it represents.

17 71. SEIU members know, or reasonably should know, their dues will be used for political
18 activities.

19 72. Article 2.10 of SEIU’s Constitution and Bylaws states that one of the “*responsibilities*” of
20 members is “to help build a strong and more effective labor movement...and to help build a
21 political voice for working people...”

22 73. In Article 1, the Bylaws section on “Mission, Vision, and Goals,” SEIU states it will
23 influence government and hold politicians accountable.

1 74. "Holding politicians accountable" is SEIU's way of politely telling elected officials—
2 from President, to Senator, to Governor, to legislators, to judges, to city councils—that if the
3 officials do not act as SEIU would like, the union will seek to defeat them at their next election.

4 75. A December 2014 membership packet stated that SEIU spent 40% of union dues [its
5 expenditures] on non-chargeable expenses,¹ which include activities such as "political
6 campaigning," "supporting and contributing to political organizations and candidates for public
7 office," "supporting and contributing to ideological causes and committees, including ballot
8 measures," and publishing newsletters and other literature related to these activities.

9 76. In a "Notice to SEIU Healthcare 775 Represented Employees in Home Care and Adult
10 Day Health Bargaining Units Subject to Union Security Obligations," SEIU stated that it makes
11 expenditures such as "supporting and contributing to political organizations and candidates for
12 public office; supporting and contributing to ideological causes and committees, including ballot
13 measures."

14 77. Based on SEIU's most recent audit, SEIU informs members that for 2018 certain home
15 care providers who object to union membership and the payment of union fees will have their
16 union fees reduced by forty-three percent (43%). This indicates that, based on past conduct, SEIU
17 expects that only 57% of its activities will be germane to collective bargaining in 2018.

18 78. Consistent yearly audits showing similar expenditure percentages indicate that SEIU
19 knows ahead of time about how much it will be designating towards collective bargaining, political
20 activities, and other expenditures.

21 79. SEIU's website includes an extensive list of political activities the union engages in,
22 including advocating the passage of new laws, both in the legislature and through ballot initiatives.

23
24 ¹ "Nonchargeable expenses" are those that are not germane to collective bargaining.

1 80. Members who attend the annual conventions listen to SEIU officers speak about SEIU's
2 extensive involvement in political activities.

3 81. The public and SEIU members who read the *Seattle Times*² will learn about the SEIU's
4 long history of dedication to spending its resources to elect candidates an support or oppose ballot
5 initiatives, as in an article dated October 8, 2016, in which Jim Brunner wrote:

6 The influential union, pivotal in the push for Seattle's \$15 minimum wage...has
7 poured more than \$1 million into Democrats' campaign committees...It's another
8 measure of clout for SEIU 775, which has turned the combined dues of thousands
9 of lower-wage workers into a political powerhouse in state politics over the past 15
10 years.

11 82. The sheer amount and number of political contributions is also such that SEIU members
12 know or reasonably should know of the political use of their dues.

13 83. SEIU sets aside and/or segregates money for political purposes.

14 84. SEIU set aside and/or segregated money from previous years to contribute to 2016 I-1501
15 campaign, and other political activities/campaigns.

16 85. SEIU has taken explicit action to indicate to the public that it spends money, including
17 union dues, on political activities.

18 86. SEIU has taken explicit action to indicate to SEIU members that it spends money, including
19 union dues, on political activities.

20 87. SEIU has taken explicit action to indicate to elected officials that it spends money,
21 including union dues, on political activity.

22 88. SEIU solicits contributions for political advocacy/political activities in many ways,
23 including but not limited to recruiting providers and other caregivers to become SEIU members
24

² Other articles to this effect include: <http://kuow.org/post/here-are-real-winners-and-one-loser-years-ballot-initiatives> (last visited January 19, 2018) and <http://www.seattlemag.com/news-and-features/labor-unions-weaken-nationwide-controversial-seattle-chapters-clout-keeps-swelling> (last visited January 19, 2018).

1 based on a stated need to engage in political activities to accomplish SEIU's goals and missions.

2 89. Upon information and belief, SEIU communications, memos, meeting minutes, accounting
3 documents, and other such evidence indicate that SEIU sets aside and/or segregates money for
4 political purposes.

5 90. Upon information and belief, SEIU communications, websites, conventions, public
6 appearances and interviews, and media indicate to SEIU members that SEIU spends union dues
7 on political activities.

8 91. Upon information and belief, other statements by SEIU, both written and verbal, indicate
9 its political mission and goals, as well as its involvement in political activities.

10 92. SEIU receives contributions, from sources other than SEIU members' dues, to support or
11 oppose candidates or ballot measures.

12 93. The SEIU national headquarters reported on Schedule 16 of its federal Form LM-2 for
13 2016 that it contributed \$189,380 to SEIU in itemized contributions supporting political advocacy.

14 94. SEIU on Schedule 14 of its federal Form LM-2 for 2016 reported that it received
15 \$1,000,000 in contributions from the national SEIU itemized for "campaign" activities.

16 95. The SEIU national headquarters reported on Schedule 16 of its federal Form LM-2 for
17 2015 that it contributed to Defendant SEIU \$540,000 in itemized contributions supporting political
18 advocacy.

19 96. From 2010-2015, the SEIU national headquarters reported on Schedule 16 of its federal
20 Form LM-2's that it gave SEIU 775 more than \$2,500,000 in political contributions supporting
21 political activities.

22 97. According to the U.S. Department of Labor, a "political disbursement or contribution" for
23 the purposes of Schedule 16 of LM-2s is "one that is intended to influence the selection,
24

1 nomination, election, or appointment of anyone to a Federal, state, or local executive, legislative
2 or judicial public office, or office in a political organization, or the election of Presidential or Vice-
3 Presidential electors, and support for or opposition to ballot referenda.”

4 98. National SEIU thus makes significant contributions to SEIU 775 with the expectation
5 and/or knowledge that SEIU 775 will spend those contributions on political activities.

6 99. SEIU gave approximately \$1.35 million to Working Washington in 2016, which is an
7 organization which regularly lobbies elected officials and supports ballot measures.

8 V. CLAIMS

9 **Claim I: Violation of RCW 42.17A.205**

10 100. The Foundation hereby incorporates the allegations above as if fully set forth
11 herein.

12 101. Every political committee must file a statement of organization within two weeks
13 after the date the committee first has the expectation of receiving contributions or making
14 expenditures in any election campaign. RCW 42.17A.205.

15 102. A political committee is any organization or group of persons, however organized,
16 having the expectation of receiving contributions or making expenditures in support of, or in
17 opposition to, any candidate or ballot proposition. RCW 42.17A.005 (37), (35) (defining person).

18 103. SEIU is a political committee under the contributions prong of RCW
19 42.17A.005(37).

20 104. SEIU is primarily funded by union dues.

21 105. SEIU sets aside and/or segregates its funds, including union dues, for political
22 activities.

23 106. SEIU members know or reasonably should know SEIU uses those funds, including
24

1 union dues, for political activities and/or intend or expect their dues to be used for political activity.

2 107. SEIU also receives contributions from organizations with the expectation and/or
3 knowledge that those contributions will be spent on political activity.

4 108. SEIU is also a political committee under the expenditures prong of RCW
5 42.17A.005(37).

6 109. SEIU long has not only had the expectation of making expenditures in the form of
7 direct financial contributions toward political activities, but has actually done so.

8 110. SEIU has also made expenditures in the form of organized campaign activities
9 conducted by its members and officers to support or oppose election campaigns.

10 111. Electoral political activity is one of SEIU's primary purposes.

11 112. SEIU has never filed a statement of organization.

12 113. SEIU has violated and continues to violate RCW 42.17A.205.

13 114. Defendants are liable for civil penalties pursuant to RCW 42.17A.750, et seq.,
14 detailed below.

15 **Claim II: Violation of RCW 42.17A.235**

16 115. Plaintiff hereby incorporates the allegations above as if fully set forth herein.

17 116. Plaintiff specifically incorporates here the allegations contained in paragraphs 103-
18 111.

19 117. Every political committee is required to file reports specifying contributions
20 received, expenditures made, and amounts deposited in its bank account, at times set for by statute.
21 RCW 42.17A.235.

22 118. SEIU has received contributions, made expenditures, and deposited money in its
23 bank account.

1 119. SEIU has never filed any reports with the PDC.

2 120. In not doing so, SEIU has violated and continues to violate RCW 42.17A.235.

3 121. Defendants are liable for civil penalties pursuant to RCW 42.17A.750, et seq.,
4 detailed below.

5 **Claim III: Violation of RCW 42.17A.205, June 2016**

6 122. Plaintiff hereby incorporates the allegations above as if fully set forth herein.

7 123. In the alternative, should SEIU not be liable as a political committee for the entire
8 period covered by this Complaint or any shorter period, SEIU was a political committee in June
9 2016.

10 124. The Foundation specifically incorporates herein the allegations above in paragraphs
11 103-111 with respect to June 2016.

12 125. SEIU long has not only had the expectation of making expenditures in the form of
13 direct financial contributions to political candidates and committees, but in June 2016, actually
14 spent over half of its revenue on political activities.

15 126. In June 2016, SEIU spent more on political activity than any other kind of activity.

16 127. SEIU has never filed a statement of organization.

17 128. SEIU has violated and continues to violate RCW 42.17A.205.

18 129. Defendants are liable for civil penalties pursuant to RCW 42.17A.750, et seq.,
19 detailed below.

20 **Claim IV: Violation of RCW 42.17A.235, June 2016**

21 130. Plaintiff hereby incorporates the allegations above as if fully set forth herein.

22 131. In the alternative, should SEIU not be liable as a political committee for the entire
23 period covered by this Complaint, or any shorter period, SEIU was a political committee in June
24

1 2016.

2 132. The Foundation specifically incorporates herein the allegations above in paragraphs
3 103-111 with respect to June 2016.

4 133. SEIU received contributions, deposited money in its bank account, and in June
5 2016, made political expenditures of more than half its revenue on political activities.

6 134. In June 2016, SEIU spent more funds on political activity than any other kind of
7 activity.

8 135. Every political committee is required to file reports specifying contributions
9 received, expenditures made, and amounts deposited in its bank account, at times set for by statute.
10 RCW 42.17A.235.

11 136. SEIU has never filed any such reports with the PDC.

12 137. In not doing so, SEIU has violated and continues to violate RCW 42.17A.235.

13 138. Defendants are liable for civil penalties pursuant to RCW 42.17A.750, et seq.,
14 detailed below.

15 **VI. REQUESTED RELIEF**

16 WHEREFORE, Plaintiff requests the following forms of relief:

- 17 1. For such remedies as the Court deems appropriate under RCW 42.17A.750, including:
- 18 a. a judgment against Defendants in the amount of a \$10,000 (ten thousand dollar)
19 penalty pursuant to RCW 42.17A.750(1) for each violation of chapter 42.17A
20 RCW, in favor of and payable to the State of Washington, in an amount to be
21 determined through discovery and/or at trial;
- 22 b. a judgment against Defendants in the amount of a \$10 (ten dollar) penalty pursuant
23 to RCW 42.17A.750(1)(d) for each day defendant failed to file a properly
24

1 completed statement or report, in favor of and payable to the State of Washington,
2 in an amount to be determined through discovery and/or at trial;

3 c. a judgment against Defendants in the amount of a civil penalty equivalent to the
4 amount SEIU failed to report as required, pursuant to RCW 42.17A.750(f); and

5 d. a finding that Defendants' violations were intentional and trebling the amount of
6 judgment, which for this purpose shall include costs, as authorized by RCW
7 42.71A.765(5);


8 e. any other penalty the Court deems appropriate under RCW 42.17A.750, et seq.,
9 RCW 42.17A, or other law.

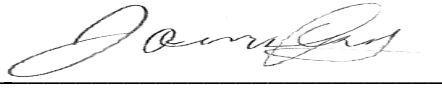
10 2. All costs of investigation and trial, including costs and reasonable attorneys' fees, as
11 authorized by RCW 42.71A.765(5).

12 3. All such other relief the Court deems appropriate.

13 //

14 Dated this 19th day of January, 2018.

15
16 By: 
17 Eric R. Stahlfeld, WSBA #22002
18 P.O. Box 552, Olympia, WA 98507
19 PH: 360.956.3482 | F: 360.352.1874
20 [EStahlfeld@freedomfoundation.com](mailto:ESTahlfeld@freedomfoundation.com)
21 *Counsel for Freedom Foundation*

22
23 By: 
24 James G. Abernathy, wsba #48801
P.O. Box 552, Olympia, WA 98507
PH: 360.956.3482 | F: 360.352.1874
JAbernathy@freedomfoundation.com
Counsel for Freedom Foundation

1 **DECLARATION OF SERVICE**

2 I, Kirsten Nelsen, hereby declare under penalty of perjury under the laws of the State of
3 Washington that on January 19, 2018, I caused the foregoing Defendant Freedom Foundation’s
4 Complaint for Civil Penalties [and Injunctive Relief] for Past and Ongoing Violations of RCW
5 42.17A to be filed with the clerk, and caused a true and correct copy of the same to be sent via
6 personal service, to the following:

7 Service Employees International Union Healthcare 775NW
8 215 Columbia Street
9 Seattle, WA 98104

10 David Rolf, President
11 Service Employees International Union Healthcare 775NW
12 215 Columbia Street
13 Seattle, WA 98104

14 Adam Glickman, Secretary Treasurer
15 Service Employees International Union Healthcare 775NW
16 215 Columbia Street
17 Seattle, WA 98104

18 Dated: January 19, 2018

19 By: 
20 Kirsten Nelsen