

Mr. Rob McKenna
Washington State Attorney General
1125 Washington St SE
Po Box 40100
Olympia, WA 98504

Re: Infraction Notice NBOIM00303

September 29, 2012

Dear Attorney General,

My name is Luke Malek, and I am an Idaho resident. I am writing you as a concerned citizen and as someone who views myself, as you do yourself, as a champion for a productive workforce. I write to make a plea on behalf of a fellow Idahoan, a small business owner...a self-employed painter. As you say on your gubernatorial campaign website, government-imposed complexity for business owners leads to depressed productivity and appreciate your concern that "some businesses forming in Washington soon discover that obtaining the various registrations and licenses they need to operate requires navigating an alphabet soup of state agencies."

Apparently, things in Washington State are worse than you thought. The citizen I am writing on behalf of has fallen victim to a predatory revenue enhancement scheme under your own office. Mr. Keiser instructed his son to put an advertisement on Craigslist from his home in Hayden. He was soliciting painting jobs for his business. His son posted in the relevant area, which, by Craigslist's nomenclature is "Spokane/Coeur d'Alene." Armed with RCW 18.27.200(1)(a), an inspector from your state replied asking Mr. Keiser to do work. She never identified herself as from Washington. She subsequently cited Mr. Keiser and fined him for advertising in Washington. His intent was never to advertise in Washington, and when he brought this up the inspector, Mary-Jo Boies, she explained that she had an imperative to keep people like Mr. Keiser from taking work from Washington contractors, and that Craigslist's demarcations were not her responsibility to clarify. Infuriatingly, rather than work with Mr. Keiser, she is pushing this case all the way to hearing to collect \$1,000.00. Consistent with most predatory schemes, Mr. Keiser cannot justify hiring an attorney given simple economics and the low burden of proof on the State. I am confident he can find relief in your sense of justice, however.

I heard you speak one time, in reference to your heroic (and successful) defense of the limitations of the Commerce Clause, of the value of limited government and freedom. I urge you to intervene in this debacle, and let this man free of tyrannical bureaucratic myopia. Please tell Mary-Jo Boies and whichever Deputy AG in your office is pursuing this matter, to please drop the case and not take the money that Mr. Keiser has earned here in Idaho. You have my personal assurance that Mr. Keiser will be more careful making his living from now on.

Sincerely,



Luke Malek
Coeur d'Alene, ID

CC: Mike Patrick, Managing Editor, Coeur d'Alene Press
CC: Dave Oliveria, Idaho Columnist, Spokesman-Review
CC: Mary-Jo Boies, Inspector/Supervisor, Washington Department of Labor and Industries