

1 **BEFORE THE WASHINGTON STATE**
2 **EXECUTIVE ETHICS BOARD**

3 In the Matter of:

EEB Case No. 2023-071

4 Daryl Hamilton-Manier,

FINAL ORDER

5 Respondent
6
7

8 **I. PROCEDURAL HISTORY**

9 On August 15, 2023, the Executive Ethics Board (Board) received an agency referral
10 alleging that Daryl Hamilton-Manier, an employee of the Washington State Employment
11 Security Department (ESD), may have violated the Ethics in Public Service Act. The complaint
12 alleged that Daryl Hamilton-Manier violated RCW Chapter 42.52, by using state resources for
13 non-work related activities.

14 The Board entered an Order of Default on March 14, 2025. On March 18, 2025, Board
15 staff provided Daryl Hamilton-Manier with notice of the Board's Order of Default by regular and
16 certified mail.

17 Pursuant to WAC 292-100-060(4) Daryl Hamilton-Manier was allowed 10 days to
18 request vacation of the Order of Default. Daryl Hamilton-Manier has not moved to vacate the
19 order entered on March 14, 2025.

20 **II. FINDINGS OF FACT**

21 1. According to the referral, Daryl Hamilton-Manier allegedly downloaded 238
22 files to an external USB device on May 15, 2023, and June 13, 2023. An ESD internal fraud
23 investigator had noted the large downloads on the system and upon initial review there was
24 potential that the files were personal in nature and potentially also had client information
25 contained within the downloaded files.
26

1 2. After the incident was flagged, ESD Human Resources (HR) was notified and
2 requested IT pull Daryl Hamilton-Manier's internet use for the past six months, along with Daryl
3 Hamilton-Manier's OneDrive documents.

4 3. According to ESD, Daryl Hamilton-Manier was hired on October 19, 2015 as a
5 WorkSource Specialist 4 and remains in that position.

6 4. As part of this investigation, Board staff obtained a copy of the ESD data pull of
7 Daryl Hamilton-Manier's internet history and file downloads. According to ESD, the following
8 websites were flagged as personal visits:
9

- 10 • BECU Online Banking
- 11 • Peacock TV
- 12 • Pinterest
- 13 • Facebook
- 14 • YouTube
- 15 • Twitter
- 16 • Good Reads
- 17 • Faith Life
- 18 • Clean Food Dirty Girl blog
- 19 • Amazon Seller Central
- 20 • Video Life
- 21 • Just for Men
- 22 • Instacart
- 23 • Farmer Fresh Meats
- 24 • CNN
- 25 • Perfect Gifts
- 26 • Shopify
- Tooth Tranquilizer Deliverance

- Teen Vogue
- Kate Spade
- Vanity Fair
- Allure
- The New Yorker
- Glamor
- CourseHero
- Newsweek
- Sex Change Regret
- Transition Regret
- Bible Hub
- Bible Gateway
- GOP
- ESPN
- California Rodeo
- Bull Riding World
- GoFundMe
- Zazzle

5. The following is an example of non-work related file names that had been downloaded by Daryl Hamilton-Manier:

- Common Atheist Objections to the Bible.docx
- Is the Bible Reliable.docx
- The Fifth Gospel.docx
- Gone to Hell.docx
- Sacrifice.docx
- Is Islam a Religion Of Peace.docx
- DNC Hack May Have Not Been Done By Russia.docx
- False Prophets.doc

- All God's Children.doc

- The Benefits of Nuclear Power.docx

6. As part of this investigation, Board staff requested a forensic copy of Daryl Hamilton-Manier's ESD computer and work email history. Upon review of Daryl Hamilton-Manier's Outlook emails, Board staff located nothing of evidentiary value.

7. Utilizing Magnet forensics software, Board staff processed and reviewed the contents of Daryl Hamilton-Manier's ESD computer. Upon review, Board staff did not locate any evidence of confidential information being downloaded or shared. However, Board staff did locate the following evidence of personal use:

- **Several hundred personal Google searches, between the dates of May 2021 – August 2023, including:**

YouTube music

Biometric safe for handgun

What are the 25 constitutional carry states

Why does God allow suffering

God can defend himself

What the devil made for evil

Abraham Lincoln quotes about hate

Bill graham Jesus wasn't like me, but he wasn't black

The Armenian genocide movie

French army massacre of black soldiers

Virtual golf near me

Constitution of the confederate states

Sawed off shotgun pellet gun

The devil is a divider

Vaccinated Blood is Contaminated with COVID Vaccine mRNA

Disasters throughout the world

Case manager of gender clinic realized how gender-affirming care is destroying kids.
This is her story

• **Several locally accessed files and folders, personal in nature, including:**

D:\Religious Debates

D:\Political Debates\Transgenderism

D:\Sermons

D:\Was the Bible Changed

D:\The Gun Control Debate

D:\The Tim Tebow_Colin Kaepernick Controversy

D:\Florida Black History Debate

D:\Arguments for God

D:\Cops Debate

E:\Soviet Science

D:\Jesus is a Friend

D:\The Death Penalty

E:\The Institutional Racism of the Democratic Party

E:\The Armor of God

D:\Atheists Quotes

• **Several saved passwords from personal website logins, including:**

Chase.com

Amazon.com

Walmart.com

Skagit.edu

Paypal.com

WSECU.org

Vitalproteins.com

Dominos.com

Hulu.com

Xfinity.com

1 • **Evidence of saved cloud documents, personal in nature, including:**

2 College Place Mini Storage Payments.docx

3 Are Racist Cops Systematically Killing Black People.docx

4 Does Religion Cause Most Wars.docx

5 Does the Bible Endorse Slavery.docx

6 • **Personal web browsing (over 50,000 flagged artifacts) to multiple websites,**
7 **frequent and ongoing, between the dates of December 2021 – August 2023,**
8 **including:**

8 Transitionregret.com

9 Garyleffewsbullridingworld.com

10 Hymnalaccompanist.com (Religious song website)

11 Luckofthedrawbullriding.com (Bull riding school)

12 Rentalcenter.com (appliances viewed)

12 Sexchangeregret.com

13 Adventistgiving.org (religious website where you can donate to churches, evidence of
14 several payments made)

15 Allnationswa.adventistchurch.org

16 Americanparagrliding.com

17 Indeed.com (job searches)

18 Faithlife.com

18 Hulu (account logins)

19 Baddogrodeo.com

20 Epicsports.com

21 Bible.knowing-jesus.com

22 Biblehub.com

23 Blacklivesseattle.org

24 Bleacher Report (sports website)

25 Christianconnector.com

26 Cleanfooddirtygirl.com

1	WSECU (account logins)
2	Wikipedia (several personal searches)
3	Evidenceforchristianity.com
4	Exoduseffect.com (Religious website)
5	BECU (account logins)
6	Faithlife.com
7	Howtobullride.com
8	Facebook (multiple personal pages viewed)
9	Personal Gmail account logins
10	Mountvernonsda.com (Mt. Vernon Seventh-Day Adventist Church website)
11	Music.YouTube.com
12	PlanetFitness.com
13	Twitter
14	Craigslist.com (apartment searches and job searches conducted)
15	YouTube.com (music and other personal views)
16	Amazon.com (evidence of personal shopping and seller account accessed)
17	Positivepsychology.com
18	Racewithrusty.com (racing website)
19	Sandyvalleyranch.com (bull riding reservations made)
20	Chase.com (account logins)
21	NBAstore.com
22	BestBuy
23	Dickssportinggoods.com
24	Takelessons.com (chess lessons)
25	Townhall.com ("Conservative" News website)
26	Tunein.com/radio/Dennis-Prager (News and Religion podcast)
	Blacksdahistory.org (Black Adventist history)
	Blueletterbible.com
	Bloomberg.com (News website)
	Bullridercoach.com (bull riding clinics)

1 Cars.com (various sales viewed)
2 Champssports.com
3 Crossway.org (bibles for sale)
4 Economist.com (various personal stories viewed)
5 ESPN.com
6 Foxnews.com
7 Ginnys.com (shopping website views with evidence of purchases)
8 Goodrx.com (medications purchased)
9 King5.com
10 Kiro7.com
11 LinkedIn
12 Ministrymagazine.org
13 MSN.com (personal news stories viewed)
14 Mypillow.com
15 NBA.com
16 NYTimes.com
17 PayPal.com
18 Pinterest.com
19 Simulationflight.com
20 Tagged.com (“The social network for meeting new people :)”)
21 Tracfone.com (account logins)
22 • **Several saved documents, personal in nature, including:**
23 Black Conservative.docx
24 Covid 19 Debate.docx
25 Daryl’s Cover Letter.docx
26 Does Religion Cause Most Wars.docx
Does the Bible Endorse Slavery.docx
Friend in Jesus.pdf
History of Black Republicans.docx

1 In Praise of Fathers.docx

2 Questions for Pastor Don.docx

3 Sermon Outline for church.docx

4 Trump Legal Cases.docx

5 The Power of Prayer_MTSDA.docx

6 8. Board staff emailed Daryl Hamilton-Manier to inform them of the above noted
7 personal usage located to afford them the opportunity to respond. Daryl Hamilton-Manier
8 replied, "I do acknowledge the findings and am committed to adhering to all guidelines moving
9 forward."

10 9. Based on the sheer amount of personal usage, Board staff contacted ESD and
11 informed them of the above findings, since Daryl Hamilton-Manier was still employed by their
12 agency.

13 10. ESD IT conducted a secondary data pull of Daryl Hamilton-Manier, which
14 continued showing ongoing personal web browsing, between the dates of June 2024 –
15 September 2024, including the following:

- 17 • Over 2,000 YouTube visits, personal in nature
- 18 • Over 1,000 Google searches, personal in nature
- 19 • 66 Amazon visits, personal in nature
- 20 • 57 visits to Craigslist
- 21 • 25 visits to iheart.com (streaming music)
- 22 • 25 visits to foxsportsradio
- 23 • 17 visits to ESPN
- 24 • 15 visits to Skagit Brewery
- 25 • 9 visits to BECU online banking
- 26 • 7 visits to Gmail (personal account)
- 6 visits to Fox News
- 5 visits to DoorDash
- 4 visits to Facebook
- 4 visits to History.com
- 1 visit to 24 other websites, personal in nature

CONCLUSIONS OF LAW

1. The Board has jurisdiction to hear this matter pursuant to RCW 42.52.360(1), which authorizes the Board to enforce the Ethics in Public Service Act, chapter 42.52 RCW, with respect to employees in the executive branch of state government. The Board has jurisdiction over Daryl Hamilton-Manier, whose actions occurred while they were a state employee.

Based on the evidence reviewed, Daryl Hamilton-Manier has used state resources for their private benefit or gain in violation of RCW 42.52.160. Daryl Hamilton-Manier's activities do not meet the exceptions for the use of state resources as permitted in WAC 292-110-010.

2. RCW 42.52.160(1) – Use of persons, money, or property for private gain, states:

No state officer or state employee may employ or use any person, money, or property under the officer's or employee's official control or direction, or in his or her official custody, for the private benefit or gain of the officer, employee, or another.

Under WAC 292-110-010 Use of state resources states, in part:

(3) Permitted personal use of state resources. This subsection applies to any use of state resources not included in subsection (2) of this section.

(a) A state officer or employee's use of state resources is de minimis only if each of the following conditions are met:

- (i) There is little or no cost to the state;
- (ii) Any use is brief;
- (iii) Any use occurs infrequently;
- (iv) The use does not interfere with the performance of any state officer's or employee's official duties;
- (v) The use does not compromise the security or integrity of state property, information systems, or software;
- (vi) The use is not for the purpose of conducting an outside business, in furtherance of private employment, or to realize a private financial gain; and
- (vii) The use is not for supporting, promoting the interests of, or soliciting for an outside organization or group.

3. The Board is authorized to impose sanctions for violations to the Ethics Act pursuant to RCW 42.52.360.

4. In determining the appropriateness of the civil penalty, the criteria in WAC 292-120-030 have been reviewed.

III. FINAL ORDER

Based on the foregoing:

IT IS HEREBY ORDERED Respondent Daryl Hamilton-Manier is liable for and shall pay a civil penalty of four thousand seven hundred fifty dollars (\$4,750). The payment shall be made to the Executive Ethics Board within forty-five (45) days of this Order.

DATED this 9th day of May 2025.


Kelli Hooke, Chair


Cam Comfort, Member

Megan Abel, Vice Chair

David Hankins, Member


Mark Rapozo, Member

APPEAL RIGHTS

RECONSIDERATION OF FINAL ORDER – BOARD

Any party may ask the Executive Ethics Board to reconsider a Final Order. The request must be in writing and must include the specific grounds or reasons for the request. The request must be delivered to Board office within 10 days after the postmark date of this order.

The Board is deemed to have denied the request for reconsideration if, within 20 days from the date the request is filed, the Board does not either dispose of the petition or serve the

1 parties with written notice specifying the date by which it will act on the petition.
2 RCW 34.05.470.

3 The Respondent is not required to ask the Board to reconsider the Final Order before
4 seeking judicial review by a superior court. RCW 34.05.470.

5 **FURTHER APPEAL RIGHTS – SUPERIOR COURT**

6 A Final Order issued by the Executive Ethics Board is subject to judicial review under
7 the Administrative Procedure Act, chapter 34.05 RCW. See RCW 42.52.440. The procedures
8 are provided in RCW 34.05.510 - .598.

9 The petition for judicial review must be filed with the superior court and served on the
10 Board and any other parties within 30 days of the date that the Board serves this Final Order on
11 the parties. RCW 34.05.542(2).

12 A petition for review must set forth:

- 13 (1) The name and mailing address of the petitioner;
- 14 (2) The name and mailing address of the petitioner's attorney, if any;
- 15 (3) The name and mailing address of the agency whose action is at issue;
- 16 (4) Identification of the agency action at issue, together with a duplicate copy, summary,
17 or brief description of the agency action;
- 18 (5) Identification of persons who were parties in any adjudicative proceedings that led to
19 the agency action;
- 20 (6) Facts to demonstrate that the petitioner is entitled to obtain judicial review;
- 21 (7) The petitioner's reasons for believing that relief should be granted; and
- 22 (8) A request for relief, specifying the type and extent of relief requested.
23 RCW 34.05.546.

24 **ENFORCEMENT OF FINAL ORDERS**

25 If there is no timely request for reconsideration, this is the Final Order of the Board. The
26 Respondent is legally obligated to pay any penalty assessed.

1 The Board will seek to enforce a Final Order in superior court and recover legal costs
2 and attorney's fees if the penalty remains unpaid and no petition for judicial review has been
3 timely filed under chapter 34.05 RCW. This action will be taken without further order by the
4 Board.