

**STATE OF MINNESOTA**  
**CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD**

**CONCILIATION**  
**AGREEMENT**

In the matter of the Citizens for (Paul) Rosenthal Committee (#16469);

Pursuant to Minnesota Statutes, section 10A.28, subdivision 3, the Campaign Finance and Public Disclosure Board and Representative Paul Rosenthal (hereinafter referred to as "the Candidate") hereby agree as follows:

1. The Citizens for (Paul) Rosenthal Committee ("the Committee") is the principal campaign committee of Paul Rosenthal for House District 41B. On April 23, 2009, the Candidate entered into a conciliation agreement to remedy a violation resulting from excess contributions from special sources totaling \$6,435.28. The 2008 special source limit for a state representative was \$6,300. To meet the requirements of the conciliation agreement the Committee paid a civil penalty of \$135.28 and returned a sufficient amount to a special source contributor.

During a routine Board reconciliation audit of the 2008 year-end Report of Receipts and Expenditures, an additional \$158.43 contribution from a political committee to the Committee was discovered. The additional contribution increased the total amount of special source contributions accepted by the Committee in 2008 to \$6,593.71. The special source contributors include large givers from whom the Committee accepted \$2,500 and from political committees or political funds from which the Committee accepted \$4,093.71. The excess amount was not returned within 60 days as permitted by Minnesota Statutes, section 10A.15, subdivision 3.

2. In correspondence dated June 1, 2009, Timothy O'Brien, treasurer, stated "...I was very recently provided with an e-mail referencing the additional \$158.43...inadvertently, this e-mail was not read on a timely basis."

3. Board records show that this is the first calendar year in which the Committee reported acceptance of contributions that exceeded the applicable aggregate contribution limit. The Committee registered with the Board on May 9, 2006.

4. The parties agree that the Committee accepted excessive contributions from special sources resulting in an inadvertent violation of Minnesota Statutes, section 10A. 27, subdivision 11, in calendar year 2008.

5. The Committee has returned \$158.43 to a special source contributor. A copy of the check used to return the contribution was forwarded to the Board on June 2, 2009.

6. The Board imposes a civil penalty of \$158.43, one times the amount by which the contributions exceeded the applicable limit, to be paid to the Board for deposit in the general fund of the state.

7. The Candidate hereby agrees to forward to the Board \$158.43 by check or money order payable to the STATE OF MINNESOTA within 30 days after the date this Agreement is signed by the Board chair. It is agreed by the parties that payment of the civil penalty of \$158.43 and this Conciliation Agreement will be a bar to any civil proceeding under Minnesota Statutes, section 10A.28, subdivisions 3 and 4.

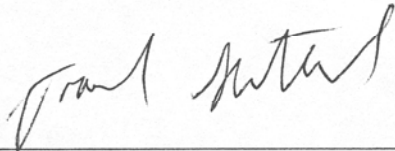
8. It is further understood and agreed, however, that if the civil penalty of \$158.43 is not paid within the time specified in paragraph 7 above, then the Candidate will be personally liable to pay a civil penalty, under Minnesota Statutes, sections 10A.28 and 10A.34, subdivision 1, in an amount calculated as follows:

(a) \$316.86 which is two times the amount by which the contributions exceeded the statutory limit, if payment is received 31 to 60 days after the date this Agreement is signed by the Board Chair;

(b) \$475.29 which is three times the amount by which the contributions exceeded the statutory limit, if payment is received 61 to 90 days after the date this Agreement is signed by the Board Chair;

(c) \$633.72, four times the amount by which the contributions exceeded the statutory limit, if payment is received more than 90 days after the date this Agreement is signed by the Board Chair.

9. It is further understood and agreed that this Agreement is confidential until signed by the Candidate and the Board Chair. Once signed, the Agreement shall become a matter of public record, and the statutory requirement of confidentiality shall no longer apply. Minnesota Statutes, section 10A.02, subdivision 11 and section 10A.28, subdivision 3.



Representative Paul Rosenthal

Dated: 8/12/09

Approved by the Campaign Finance and Public Disclosure Board

By A. Hilda Bettermann Dated: 8/24/09  
A. Hilda Bettermann, Chair  
Campaign Finance and Public Disclosure Board