

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

**CONCILIATION
AGREEMENT**

In the Matter of Green Rock Apartments LLC;

1. By email dated July 5, 2018, Morgan Carr-Markel, treasurer of the 66th Senate District DFL, self-reported to the Campaign Finance and Public Disclosure Board that she had deposited a check for \$100 from Green Rock Apartments LLC on March 24, 2018. A staff review was initiated as the contribution appeared to constitute a violation of Minnesota Statutes section 211B.15.
2. Corporations that do business in Minnesota are prohibited from making contributions to political parties under Minnesota Statutes section 211B.15, subdivision 2. Political parties and individuals are likewise prohibited from accepting such contributions. Corporations are defined to include limited liability companies pursuant to Minnesota Statutes section 211B.15, subdivision 1.
3. An examination of business filings on the Minnesota Secretary of State's website indicates that Green Rock Apartments LLC is a limited liability company formed under Minnesota Statutes chapter 322C.
4. In her email to Board staff, Treasurer Carr-Markel explained that when she deposited the check, she did not realize that the check was drawn on an account of an LLC. She did not realize the error until more than 90 days had passed after depositing the check. In an email dated July 14, 2018, Treasurer Carr-Markel stated that she mailed a refund check for \$100 to Green Rock Apartments LLC on July 6, 2018. In an email dated November 21, 2018, Treasurer Carr-Markel provided a copy of the refund check showing that it was deposited on July 24, 2018. However, because the contribution was not returned within 90 days, it is deemed accepted pursuant to Minnesota Statutes section 10A.15, subdivision 3. The Board contacted Green Rock Apartments LLC on two occasions to request information on the contribution. The corporation did not provide any information to supplement Treasurer Carr-Markel's explanation.
5. The parties agree that Green Rock Apartments LLC made a corporate contribution in violation of Minnesota Statutes section 211B.15, subdivision 2. This is Green Rock Apartments LLC's first violation of this statute.
6. To avoid a similar violation in the future, Green Rock Apartments LLC agrees that it will refrain from making contributions to party units and that its officers will be careful to ensure that their individual political contributions are drawn from their personal checking accounts.

7. Green Rock Apartments LLC agrees to the imposition of a civil penalty in the amount of \$100, the amount of the contribution, for making a contribution prohibited by Minnesota Statutes section 211B.15, subdivision 2. The civil penalty is due within 30 days of the date the agreement is signed by both parties.

8. If Green Rock Apartments LLC does not comply with the provisions of this agreement, this matter may be reopened by the Board and the Board may take such actions as it deems appropriate.

/s/ Dale Howey
Dale Howey, Manager
Green Rock Apartments LLC

Dated: December 25, 2018

/s/ Carolyn Flynn
Carolyn Flynn, Chair
Campaign Finance and Public Disclosure Board

Dated: December 5, 2018