

STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

CONCILIATION
AGREEMENT

In the matter of the Paul Koering for Senate Volunteer Committee (#13376);

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

1. During 2006, the Paul Koering for Senate Volunteer Committee ("the Committee") accepted a \$1,000 contribution from an individual. The contribution facially exceeded by \$500 the applicable election year limit on contributions from individuals, set out in Minnesota Statutes, section 10A.27, subdivision 1, clause 4(a). The amount of the excess contribution was not returned within 60 days as required by Minnesota Statutes, section 10A.15, subdivision 3.
2. In a letter dated October 19, 2006, Reed Campbell, treasurer, states "We received this contribution in June of '06 and assumed it was a joint contribution. The 60 days had passed to return the excess by the time we were aware of [the] error."
3. Board records show that this is the first calendar year in which the Committee reported acceptance of a facially excessive contribution that exceeded the applicable contribution limit. The Committee registered with the Board on December 14, 1995.

4. The parties agree that the Committee accepted a facially excessive contribution from an individual resulting in an inadvertent violation of Minnesota Statutes, section 10A.27, subdivision 1, clause 4, in calendar year 2006.

5. The Committee has returned \$500 to the individual who made the facially excessive contribution. Copies of the check and the accompanying letter returning were forwarded to the Board on October 19, 2006.

6. The Board imposes a civil penalty of \$1,000, two times the amount by which the contribution exceeded the applicable limit, which is the standard penalty for accepting a facially excessive contribution, 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 \$1,000 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 \$1,000 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 \$1,000 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) \$1,500 which is three 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;

