STATE OF MINNESOTA

CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

CONCILIATION

AGREEMENT

In the matter of the Democracy for America – MN Committee (#40929):

Pursuant to Minn. Stat. §10A.28, subd. 3, the Campaign Finance and Public Disclosure Board and Holly Webster, treasurer, hereby agree as follows:

1. During calendar year 2004, the Democracy for America – MN, a registered political committee, contributed $200 to (Becky) Lourey for Senate Committee, a registered principal campaign committee, which facially exceeded by $100 the $100 non-election year limit for a political committee contribution as set out in Minn. Stat. §10A.27, subd. 1(a) (4) and resulted in violations of Minn. Stat. §10A.28, subd. 2. The excess contribution amount was not returned within 60 days as required by Minn. Stat. §10A.15, subd. 3.

2. In correspondence received on April 13, 2005, Holly Webster, treasurer, stated "the PAC inadvertently gave $200". Ms. Webster confirmed that a refund of the excess contribution had been received from the (Becky) Lourey for Senate Committee and deposited.

3. Democracy for America - MN registered with the Board on July 8, 2004. This in the first calendar year in which the committee reported making contributions in excess of the applicable limits.

4. The parties agree that Democracy for America – MN made a facially excessive contribution to the (Becky) Lourey for Senate Committee calendar year 2004, resulting in an inadvertent violation of Minn. Stat. §10A.28, subd. 2.

5. The Board imposes a civil penalty totaling $200 to be paid to the Board for deposit in the general fund of the state. This civil penalty represents two times the amount by which the contributions exceeded the applicable contribution limit.

6. Democracy for America - MN hereby agrees to forward to the Board $200 by check or money order payable to the STATE OF MINNESOTA within thirty 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 $200, and this Conciliation Agreement will be a bar to any civil proceeding under Minn. Stat. §10A.28, subds. 3 and 4.

7. It is further understood and agreed, however, that if the civil penalty of $200 is not paid within the time specified in paragraph 6 above, then Holly Webster will be personally liable to pay a civil penalty, under Minn. Stat. § 10A.34, subd. 1, in an amount calculated as follows:

(a) $300, three times the amount by which the contribution exceeded the statutory limit, if payment is received 31 to 60 days after the date this Agreement is signed by the Board Chair;

(b) $400, four times the amount by which the contribution exceeded the statutory limit, if payment is received 61 to 120 days after the date this agreement is signed by the Board chair;

8. It is further understood that if the civil penalty is not paid as agreed, within the times specified in paragraphs 7 and 8 above, the Board will proceed to enforce the provisions of Minn. Stat. §10A.28, subd. 4.

9. It is further understood and agreed that this Agreement is confidential until signed by Holly Webster and the Board Chair; the signed Agreement then shall become a matter of public record, and the statutory requirement of confidentiality shall no longer apply. Minn. Stat. §§10A.02, subd. 11 and 10A.28, subd. 3.

Holly Elizabeth Webster Dated: 5/11/2005
Holly Webster

Approved by the Campaign Finance and Public Disclosure Board

By Terri Ashmore Dated: 5/16/2005
Terri Ashmore
Chair, Campaign Finance and Public Disclosure Board