

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

In the matter of the Committee of Nine PAC (#30192);

Pursuant to Minn. Stat. §10A.28, subd. 3, the Campaign Finance and Public Disclosure Board and Walter Handschin, treasurer, Committee of Nine PAC, hereby agree as follows:

1. During calendar year 2003, the Committee of Nine PAC contributed \$200 to the Dick Day Volunteer Committee which facially exceeded the \$100 non-election year limit for a political fund contribution as set out in Minn. Stat. §10A.27, subd. 1(a)(4), and resulted in a violation of Minn. Stat. §10A.28, subd. 2. Committee of Nine PAC contributed \$200 to the Dick Day Volunteer Committee in July, 2003. The amount of the excess contribution was not returned by the Dick Day Volunteer Committee within 60 days as required by Minn. Stat. §10A.15, subd. 3.

2. In a letter received on August 19, 2004, Walter Handschin, treasurer, stated, "The excess contribution was not intended...This was simply an error on our part." Mr. Handschin provided a copy of a check and accompanying letter from Senator Day returning the \$200 contribution.

3. Committee of Nine PAC registered with the Board on June 4, 1979. Prior to August 1, 2002, there was no penalty for a committee that made a contribution in excess of the applicable limits.

4. The parties agree that Committee of Nine PAC made a facially excessive contribution to the Dick Day Volunteer Committee in calendar year 2003, resulting in an inadvertent violation of Minn. Stat. §10A.28, subd. 2.

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

6. Walter Handschin hereby agrees to forward to the Board \$200 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 fine of \$200, and this Conciliation Agreement will be a bar to any civil proceeding under Minn. Stat. §10A.28, subs. 3 and 4.

7. It is further understood and agreed, however, that if the civil fine of \$200 is not paid within the time specified in paragraph 6 above, then Walter Handschin, will be personally liable to pay a civil fine, 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 fine is not paid as agreed, within the times specified in paragraphs 6 and 7 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 Walter Handschin 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.

\_\_\_\_\_ Dated: September 2, 2004  
Walter Handschin

Approved by the Campaign Finance and Public Disclosure Board

By \_\_\_\_\_ Dated: September 14, 2004  
Wil Fluegel  
Chair, Campaign Finance and Public Disclosure Board