STATE OF MINNESOTA

CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

CONCILIATION

AGREEMENT

In the matter of the (Tim) Pawlenty for Governor Committee, 15475

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

1. During 2005 the (Tim) Pawlenty for Governor Committee ("the Committee") accepted contributions from nine individuals that exceeded the applicable contribution limit. The non-election year contribution limit for gubernatorial candidates was $500, set out in Minnesota Statutes, section 10A.27, subdivision 1, clause a (1). The Committee accepted four contributions that were facially excessive and in total exceeded the contribution limit by $2,500. While these contributions were returned to the contributors in 2005, according to the Committee, Minnesota Statutes, section 10A.15, subdivision 3a, prohibits a treasurer from depositing a contribution that on its face exceeds the limit unless at the time of deposit, the treasurer issues a check to the source for the amount of the excess.

2. The Committee also accepted five cumulatively excessive contributions that in total exceeded the limit by $1,075. Total excess contributions from the nine individuals is $3,575. The excess amount, while ultimately returned to the contributors, according to the Committee, was not returned to the contributors within 60 days as required in Minnesota Statutes, section 10A.15, subdivision 3.

3. By letter dated January 16. 2005, Richard Morgan, committee counsel, stated "...the Governor directed the Committee to review all 2005 contributions in connection with the Committee's efforts to take steps to prevent a repetition of the data entry errors that led to the acceptance of the excessive contributions by the Committee in 2004. ... as a result of this review the Committee had determined that it had inadvertently accepted checks exceeding the individual contribution limit for 2005. ...While the excess amounts were returned by the Committee in 2005, the returns did not occur within the sixty-day period from the receipt of the checks as required."

4. Board records show that this is the second calendar year in which the Committee reported acceptance of cumulatively excessive contributions which exceeded the applicable contribution limit and the first year in which the Committee reported acceptance of facially excessive contributions. The Committee has been registered with the Board since September 5, 2001.

5. The parties agree that the Committee accepted excessive contributions resulting in an inadvertent violation of Minnesota Statutes, section §10A.27, subdivision 1(a), clause 1, and Minnesota Statutes, 10A.15, subdivision 3a, in calendar year 2005.

6. The Candidate, through the Committee, agrees to forward a copy of the checks and the accompanying letters used to return the excess contributions to the Board within 30 days after the date this Conciliation Agreement is signed by the Board Chair.

7. The Board imposes a civil fine of $7,150, two 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.

8. The Candidate, through the Committee, hereby agrees to forward to the Board $7,150 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 the copies of the checks returning the excess contributions along with the accompanying letters, payment of the civil fine of $7,150, and this Conciliation Agreement will be a bar to any civil proceeding under Minnesota Statutes. section 10A.28, subdivision 3 and 4.

9. It is further understood and agreed, however, that if the copies of the checks returning the excess contributions along with the accompanying letters, and the civil fine is not paid within the time specified in paragraph 8 above, then the Candidate will be liable to pay a civil fine, under Minnesota Statutes, section 10A.28, subdivision 2, and section 10A.34, subdivision 1, in an amount calculated as follows:

(a) $10,725 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 of this Agreement is signed by the Board Chair;

(b) $14,300 which is four 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;

10. It is further understood that if the civil fine is not paid as agreed within the times specified in paragraphs 8 and 9 above, the Board will proceed to enforce the provisions of Minnesota Statutes, section 10A.28, subdivision 4.

11. It is further understood and agreed that this Agreement is confidential until signed by the Candidate 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. Minnesota

Statutes, section 10A.02, subdivision 11 and section 10A.28, subdivision 3.

_____ Dated: 3-6-06

Governor Tim Pawlenty

Approved by the Campaign Finance and Public Disclosure Board

By _____ Dated: 3/13/06

Bob Milbert, Chair

Campaign Finance and Public Disclosure Board