

SETTLEMENT AGREEMENT

This settlement agreement is entered into by Jeffrey A. Mangan, in his official capacity as the current Montana Commissioner of Political Practices (hereinafter “the Commissioner”) and the following parties: Montana Association of Realtors, Realtors PAC, and Realtors for Better Government (hereinafter “the Respondents”).

Montana law authorizes the Commissioner to file an action in district court in order to seek a civil penalty for violation of Montana’s campaign finance and practices laws and rules, §§13-37-124 and 13-37-128 Mont. Code Ann. In order to avoid litigation, the Commissioner and the Respondents enter into this agreement to resolve this matter.

1. The Commissioner acknowledges that a Campaign Finance and Practices Complaint was filed against the Respondents for violation of Montana’s campaign finance and practices laws on January 25, 2017.
2. On May 25, 2017 the Commissioner issued a Summary of Facts and Finding of Sufficient Evidence to Show a Violation of Montana’s Campaign Practices Act, the Commissioner’s cause number COPP-2017-CFP-002 a (hereinafter “the Decision”). The Decision determined that the Respondent failed to comply with certain campaign finance and practices laws and administrative regulations.
3. The Respondent acknowledges that they have read and understand the Commissioner’s decision issued in the above referenced cause.
4. The Respondent acknowledges the findings of fact contained in the Decision and admits certain violations of Montana’s Campaign Finance and Practice Laws including the failure to timely report campaign expenditures, Mont. Code Ann. § 13-37-226.
5. This matter is settled under the following terms:
 - A. The Respondents agree to pay the amount of \$5,000 as a civil fine to partially resolve this matter;
 - B. The Commissioner applies mitigation to offset additional fines that could have been applied based on factors in (i) and Respondent’s pledge to promote compliance through public educational events as described in (ii) though (iv):
 - i. Respondents, as previously acknowledged by the Commissioner in his decision, acted forthrightly and fully cooperated during any investigation or discussion of this Matter. The Respondents acted

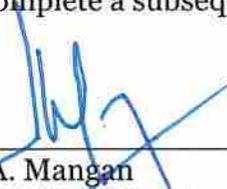
- promptly and completely with any and all inquiries made by the Commissioner;
- ii. Respondent pledges to sponsor and host 7 candidate and committee educational events, of not less than 2 ½ hours in length;
 - iii. One of which will be videotaped and provided to the COPP for posting on the COPP's website; and
 - iv. Distribution of the materials developed for the educational events to the membership of their organization for use in the communities where they reside.
6. The Commissioner and the Respondent agree that execution of this settlement agreement by both parties, a payment of a civil fine in the amount of \$5,000.00 by the Respondent and the provision of the educational events and materials as laid out herein, fully and finally resolves all of the issues as set forth in the Decision.
 7. Simultaneously with the return of the executed settlement agreement the Respondent will remit to the Commissioner \$5,000.00, on a check made out to: "Commissioner of Political Practices" and hand delivered or mailed to the Office of the Commissioner of Political Practices, 1209 8th Avenue, P.O. Box 202401, Helena, Montana, 59620.
 8. In consideration of payment of the civil fine referenced above, the Commissioner agrees not to pursue any further administrative or court proceedings against the Respondent or other persons that may be named or unnamed in the Decision, based on the matters discussed in the Decision and in this Settlement Agreement.
 9. The Respondent enters into this agreement to avoid litigation and to resolve and settle this dispute with the Commissioner. It is understood and agreed that the payment of the civil fine referenced above, and execution of this settlement agreement by the Respondent is accepted as the sole consideration for full satisfaction and compromise of what may be disputed claims.
 10. The Commissioner and the Respondent fully and forever release and discharge each other and their respective officials, officers, members, employees, successors, assigns, agents, ostensible agents, attorneys, and representatives from any and all actions, claims, causes of action, demands, expenses, damages or injuries, whether asserted or unasserted, known or unknown, foreseen or unforeseen, arising out of the matters investigated by the Commissioner and summarized in the Decision and in this Settlement Agreement.

Settlement Agreement

Fisher v. MT Association of Realtors/Realtors for Better Government

11. The Commissioner and the Respondent agree that the executed Settlement Agreement is a public document and will be made available to members of the public.

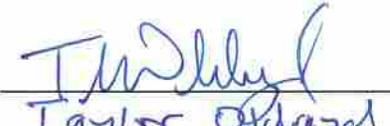
12. This settlement agreement, consisting of 3 pages, sets forth the entire agreement that has been reached between the Commissioner and the Respondent. No modification or amendment of this agreement will be effective unless both parties complete a subsequent written statement that is signed by both parties.



Jeffrey A. Mangan
Commissioner of Political Practices

9-7-17

Dated



Taylor Oldroyd
For MT Association of Realtors and
Realtors for Better Government

9/6/17

Dated