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DEC 2 2013

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SETTLEMENT AGREEMENT

This settlement agreement is entered into by Jonathan R. Motl, in his official capacity as the current Montana Commissioner of Political Practices (hereinafter the Commissioner) and the following party: KEY- Kids Education Yes (hereinafter the Respondent").

2013 DEC -6 A 9 06
COMMISSIONER OF
POLITICAL PRACTICES

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 Respondent enter into this agreement to resolve this matter.

1. The Commissioner acknowledges that Great Falls resident Ms. Baker filed a Campaign Finance and Practices Complaint against the Respondent for violation of Montana's campaign finance and practices laws on December 14, 2011.
2. On July 15, 2013 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-2011-CFP-0032 (hereinafter "July 15, 2013 decision"). The July 15, 2013 decision determined that the Respondent failed to comply with certain campaign finance and practices laws and administrative regulations. The Commissioner provided a copy of that decision to the Lewis and Clark County Attorney. The County Attorney deferred to the Commissioner's authority to initiate a civil proceeding.
3. The Respondent acknowledges it has read and understands the Commissioner's decision issued in the above referenced cause and has discussed the decision with its own legal counsel.
4. The Respondent acknowledges the findings of fact contained in the decision, and admits to having late filed its campaign finance reports that were due on April 21, 2011 and on May 23, 2011.
5. The Respondent acknowledges that having late filed its campaign finance reports constitutes a violation of their obligation to timely file reports with the Commissioner's and the County Election Administrator's offices (§§13-37-225, 226, 229, and 230 Mont. Code Ann.).

6. The Commissioner acknowledges that to his knowledge the Respondent's current co-chairpersons and treasurer had no role in the organizational structure of KEY at the time the violations occurred and fully cooperated with the Commissioner in the investigation upon being informed of the complaint.
7. The Commissioner indicated in the July 15, 2013 decision that mitigation would be considered and applied to the amount of the fine negotiated between the Commissioner and the Respondent if the Respondent chose to settle the matter with the Commissioner. The Commissioner has applied the principle of mitigation to his consideration of the amount of the civil fine in this matter.
8. The Commissioner and the Respondent agree that execution of this settlement agreement by both parties, together with a payment of a civil fine in the amount of \$530.00 by the Respondent, fully and finally resolves all of the issues as set forth in the July 15, 2013 decision.
9. Simultaneously with the return of the executed settlement agreement the Respondent will remit to the Commissioner \$530.00, on a check made out to: "Commissioner of Political Practices" and mailed to the Office of the Commissioner of Political Practices, 1205 8th Avenue, P.O. Box 202401, Helena, Montana, 59620.
10. In consideration of payment of the civil fine referenced above and execution of this settlement agreement by the Respondent, 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 July 15, 2013 decision, based on any of the matters discussed in the July 15, 2013 decision.
11. The Respondent enters into this agreement to avoid litigation and to resolve and settle all disputes 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.
12. 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 July 15, 2013 decision.

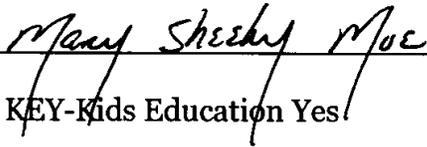
13. The Commissioner and the Respondent agree that the executed Settlement Agreement is a public document and will be made available to members of the public.
14. This settlement agreement, consisting of 3 pages, sets forth the entire agreement that has been reached between the Commissioner and the Respondent. No modification or amendment of this agreement will be effective unless both parties complete a subsequent written statement that is signed by both parties.



Jonathan R. Motl
Commissioner of Political Practices

12-07-13

Dated



For KEY-Kids Education Yes

11-19-2013

Dated