

SETTLEMENT AGREEMENT

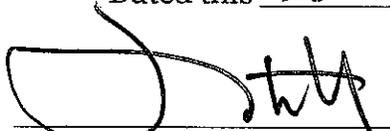
This settlement agreement is entered into by Jonathan R. Motl, in his official capacity as the current Montana Commissioner of Political Practices (hereinafter "the Commissioner") and the following party: Thomas Kitts (hereinafter "the Respondent").

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., and civil action has been filed by the Commissioner against Thomas Kitts in Cause No. CDV-2015-754 in Lewis and Clark County District Court. In order to avoid litigation, the Commissioner and Respondent enter into this agreement to resolve this matter.

1. The Commissioner acknowledges that Mr. Madin filed a Campaign Finance and Practices Complaint against Mr. Kitts' 2011 election campaign for a position on the Livingston City Commission, alleging violations of Montana's campaign finance and practices laws on January 15, 2013.
2. On July 8, 2014 the Commissioner issues a Summary of Facts and Finding of Sufficient Evidence to Show a Violation of Montana's Campaign Practices Acct, the Commissioner's cause number COPP-2013-CFP-001 (hereinafter "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 he has read and understands the Commissioner's Decision issued in the above reference cause.
4. The Respondent acknowledges and admits negligent failure to disclose and report the fair market value of a Wife letter sent to Livingston residents in his 2011 campaign in violation of Mont. Code Ann. §§13-35-227, 13-37-216, and 13-37-225 and Admin. R. Mont. 44.10.513.
5. The Commissioner and Respondent agree that execution of this settlement agreement by both parties, and a payment of a civil fine in the amount of \$1,500.00 by the Respondent, fully and finally resolves all of the issues as set forth in the Decision and in the District Court Case referenced herein above.
6. Simultaneously with the return of the executed settlement agreement the Respondent will remit to the Commissioner \$1,500.00, on a check made out to: Commissioner of Political Practices" and mailed to the Office of the Commissioner of Political Practices, 1209 8th Avenue, P.O. Box 202401, Helena, Montana, 59620.

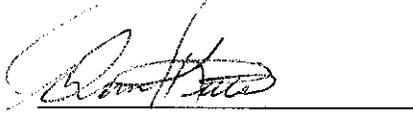
7. In consideration of payment of the civil fine referenced above, the Commissioner agrees not to pursue any further administrative or court proceedings of any type or kind against the Respondent or other persons that may be named or unnamed in the Decision, based on the matters discussed in the Decision. The above referenced District Court Case (CDV 2015-754) shall be dismissed with prejudice within 20 days of the date of this Agreement.
8. The Respondent enters into this agreement to avoid litigation and to resolve and settle this Decision 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 based on the Decision referenced herein above.
9. 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 COPP-2013-CFP-001 Decision and CDV-2015-754 District Court Filing.
10. 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.
11. This Settlement Agreement, consisting of 2 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.

Dated this 20th day of JANUARY, 2016.



Jonathan R. Motl
Commissioner of Political Practices

1/20/16
Dated



Thomas Kitts

1/20/2016
Dated