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MAY 09 2016

SETTLEMENT AGREEMENT

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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: Montana Business Advocates for Sensible Elections (hereinafter "the Respondent").

2016 MAY 11 A 9 16
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.

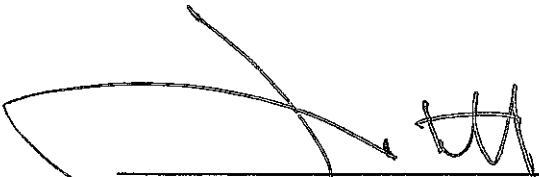
1. The Commissioner acknowledges that Mr. Roberts filed a Campaign Finance and Practices Complaint against the Respondent for alleged violations of Montana's campaign finance and practices laws on February 21, 2013.
2. The Commissioner issued a Final Summary of Facts and Finding of Sufficient Evidence to Show a Violation of Montana's Campaign Practices Act in *Roberts v. Tutvedt and MTBASE*, COPP-2013-CFP-008 (hereinafter "the Decision"). The Decision determined that the Respondent failed to comply with certain campaign finance and practices laws and administrative regulations.
3. The Commissioner, through this and similar settlements, is drawing a line in time. Allegations of violations which failed to properly provide notice to a candidate of a campaign mailer in the final days of an election, including political party committees, ending with the 2014 election cycle, will be treated with the same principal of mitigation as is being exercised by the Commissioner in this Settlement Agreement.
4. Any future violations by candidates, political and ballot issue committees will follow the normal settlement procedures and evaluation by which the Commissioner determines a reasonable settlement on behalf of the people of Montana, and will not be subject to mitigation.
5. The Commissioner determines that political committees will have had adequate notice through the Decisions issued in this and similar matters, as well as through the publication of this and similar Settlement Agreements. The political committees should have adequate time to understand and to be in compliance with the law from 2015 on.

Settlement Agreement
Roberts v. Tutvedt and MTBASE, COPP-2013-CFP-008

6. If a candidate, political committee, or ballot issue committee fails to provide fair notice in the future, the Commissioner will apply our normal settlement standards in making a determination of whether to litigate or settle a matter, and the civil fines assessed will be far greater in monetary value.
7. The Respondent acknowledges that they have read and understand the Commissioner's decision issued in the above referenced cause.
8. The Respondent acknowledges the findings of fact contained in the Decision and admits that they failed to properly provide notice of a campaign advertisement by one day, in violation of Mont. Code Ann. § 13-35-402(1).
9. The Commissioner and the Respondent agree that execution of this settlement agreement by both parties, and a payment of a civil fine in the amount of \$100.00 by the Respondent, fully and finally resolves all of the issues as set forth in the Decision.
10. Simultaneously with the return of the executed settlement agreement the Respondent will remit to the Commissioner \$100.00, 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.
11. 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.
12. 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.
13. 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.

14. 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.
15. 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.



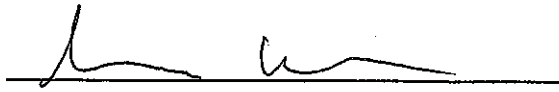
Jonathan R. Motl
Commissioner of Political Practices

5-9-2016
Dated



Montana BASE

May 9, 2016
Dated

A handwritten signature in black ink, consisting of a series of loops and curves, positioned above a solid horizontal line.

Montana BASE

May 9, 2016
Dated