

STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

CONCILIATION
AGREEMENT

In the matter of the Schultz (John) Volunteer Committee (#17344);

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

1. The Schultz (John) Volunteer Committee (the Committee) is the principal campaign committee of John Schultz. During 2012, the Committee accepted \$13,700 in contributions from special sources. These sources include large givers from whom the Committee accepted \$9,100, registered lobbyists from whom the Committee accepted \$200, and political committees or political funds from which the Committee accepted \$4,400. The total amount of these contributions exceeded by \$100 the applicable limit on aggregate contributions from special sources, which for a state senate candidate was \$13,600. The \$100 in excess contributions was not returned within 60 days, and thus, is deemed accepted under Minnesota Statutes section 10A.15, subdivision 3.

2. In a letter dated February 28, 2013, Blair Johnson, the Committee's treasurer, agreed that the Committee "did accept \$100 over the limit of \$13,600, though at the time we did not realize

this.” The treasurer stated, “We missed one deposit for \$100 when we were figuring the total we could accept.”

3. Board records show that this is the first calendar year in which the Committee reported acceptance of contributions that exceeded the applicable aggregate contribution limit. The Committee registered with the Board on January 27, 2012.

4. The parties agree that the Committee accepted excessive contributions from special sources resulting in an inadvertent violation of Minnesota Statutes section 10A.27, subdivision 11, in calendar year 2012.

5. The Candidate hereby agrees to return \$100 to contributors described in paragraph 1 to bring the Committee into compliance. Copies of the checks used to return the excess contributions must be provided to the Board within 30 days after the date this conciliation agreement is signed by both parties


6. The Candidate agrees to pay a civil penalty of \$100, one 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.

7. The Committee hereby agrees to forward to the Board \$100 by check or money order payable to the State of Minnesota within 30 days after the date this agreement is signed by both parties. It is agreed by the parties that payment of the civil penalty of \$100, return of the excess

contributions, and this conciliation agreement will be a bar to any civil proceeding under Minnesota Statutes section 10A.28, subdivisions 3 and 4.

8. It is further understood and agreed, however, that failure to pay the civil penalty of \$100 or to provide copies of the checks used to return the excess contributions within the time specified in paragraphs 5 and 7 above is a violation of the terms of this conciliation agreement and the Board may declare this agreement to be null and void and may take further action to resolve this matter.

9. It is further understood and agreed that this agreement is confidential until signed by the Candidate and the Board Chair. Once signed, the agreement 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: 28 May 13
John Schultz

Approved by the Campaign Finance and Public Disclosure Board

By  _____ Dated: May 7, 2013

Andrew M. Luger, Chair

Campaign Finance and Public Disclosure Board