

STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

CONCILIATION
AGREEMENT

In the matter of the (Daniel) Fabian for District 1A Committee (#17011);

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

1. The (Daniel) Fabian for District 1A Committee ("the Committee") is the principal campaign committee of Representative Daniel Fabian. An amendment filed for the 2010 Report of Receipts and Expenditures discloses the Committee accepted \$6,597 in contributions from special sources. The sources include large givers from whom the Committee accepted \$5,497, and political committees or political funds from which the Committee accepted \$1,100. The total amount of these contributions exceeded by \$97 the applicable limit on aggregate contributions from special sources, which for a state representative candidate was \$6,500. The amount of the excess was not returned within 60 days, and thus, is deemed accepted under Minnesota Statutes, section 10A.15, subdivision 3.

2. 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 February 2, 2010.

3. 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 2010.

4. The Candidate hereby agrees to return \$97 to one or more contributors described in paragraph one to bring the Committee into compliance. A copy of the check(s) and the accompanying letter(s) returning the excess amount must be forwarded to the Board within 30 days after the date this Conciliation Agreement is signed by both parties.

5. The Candidate agrees to pay a civil penalty of \$97, 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.

6. The Committee hereby agrees to forward to the Board \$97 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 \$97, the return of the excess contribution to contributors described in paragraph 1, and this Conciliation Agreement will be a bar to any civil proceeding under Minnesota Statutes, section 10A.28, subdivisions 3 and 4.

7. It is further understood and agreed, however, that failure to pay the civil penalty of \$97 within the time specified in paragraph 6 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.

8. 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.

Dan Fabian Dated: 4/20/11

Representative Daniel Fabian

Approved by the Campaign Finance and Public Disclosure Board

By John Seanlon Dated: April 19, 2010

John Seanlon, Chair

Campaign Finance and Public Disclosure Board