

STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

CONCILIATION
AGREEMENT

In the matter of the Campaign to Elect (Kelby) Woodard Committee (#17057);

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

1. The Campaign to Elect (Kelby) Woodard Committee (“the Committee”) is the principal campaign committee of Representative Kelby Woodard. During 2011, the Committee accepted \$1,545 in contributions from special sources. These sources include lobbyists from whom the Committee accepted \$845, and political committees or political funds from which the Committee accepted \$700. The total amount of these contributions exceeded by \$245 the applicable limit on aggregate contributions from special sources, which for a state representative candidate was \$1,300. The \$245 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 10, 2012, Bron Scherer, treasurer, states, “A deposit...was missed in terms of recording in the Campaign Finance Board (CFB) Software. I discovered the situation

in reconciling November and December 2011 bank statements in early January 2012, past the sixty (60) day period required to return "excess" contributions."

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 March 3, 2010.

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 2011.

5. The Candidate hereby agrees to return \$245 to contributors described in paragraph 1 to bring the Committee into compliance. A copy of the check(s) and the accompanying letter(s) returning the excess amount must be provided to the Board within 30 days after the date this conciliation agreement is signed by both parties.

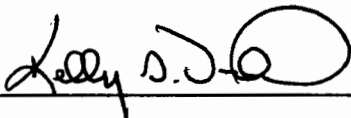
6. The Candidate agrees to pay a civil penalty of \$245, one times the amount by which the contributions exceeded the applicable limit, to be paid to the Board for deposit in the general fund of the state.

7. The Committee hereby agrees to forward to the Board \$245 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 \$245 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 \$245 within the time specified in paragraph 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: 3/12/2012

Representative Kelby Woodard

Approved by the Campaign Finance and Public Disclosure Board

By  _____ Dated: March 6, 2012

Greg McCullough, Chair

Campaign Finance and Public Disclosure Board