

STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

CONCILIATION
AGREEMENT

In the matter of the Teamsters Local 120 DRIVE Fund (#80023):

Pursuant to Minnesota Statutes section 10A.28, subdivision 3, the Campaign Finance and Public Disclosure Board and the Teamsters Local 120 DRIVE Fund hereby agree as follows:

1. During calendar year 2012 the contribution limit from a political fund to a principal campaign committee of a state senate candidate was \$500 as provided in Minnesota Statutes section 10A.27, subdivision 1(a)(3). In 2012 the Teamsters Local 120 DRIVE Fund (the Fund) made two \$500 contributions to the Jeff Hayden for Senate Committee. The contributions totaling \$1,000 exceeded by \$500 the applicable contribution limit. The amount of the 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 25, 2013, T. Rhys Ledger, treasurer for the Fund, stated, "Both of these contributions were reported on Teamsters Local 120 DRIVE's campaign finance reports...the fact that two contributions were made instead of one was a bookkeeping error."

3. Board records show that this is the first year in which Teamsters Local 120 DRIVE Fund violated Minnesota Statutes section 10A.27, subdivision 1(c), which prohibits a political fund from making an excess contribution to a principal campaign committee. The Fund registered with the Board on December 4, 2006.

4. The parties agree that the Teamsters Local 120 DRIVE Fund made cumulatively excessive contributions in the amount of \$1,000 to the aforementioned principal campaign committee in calendar year 2012, resulting in an inadvertent violation of Minnesota Statutes section 10A.27, subdivision 1(c).

5. The Teamsters Local 120 DRIVE Fund agrees to pay a civil penalty of \$500, 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.

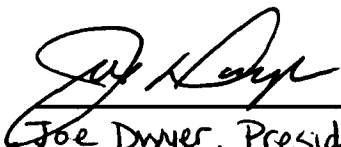
Joe Dwyer President

6. ~~T. Rhys Ledger, the Fund's treasurer,~~ hereby agrees to forward to the Board \$500 by check or money order payable to the State of Minnesota within thirty days after the date this agreement is signed by both parties. It is agreed by the parties that the payment of the civil penalty of \$500 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 \$500 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 Fund's treasurer 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: 4/15/13
Joe Dwyer, President
T. Rhys Ledger, Treasurer
Teamsters Local 120 DRIVE Fund

Approved by the Campaign Finance and Public Disclosure Board

By  _____ Dated: March 5, 2013

Andrew M. Luger, Chair
Campaign Finance and Public Disclosure Board