

**STATE OF MINNESOTA**  
**CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD**

**CONCILIATION**  
**AGREEMENT**

In the matter of the Eken (Kent) for Senate District 4 Committee (#17442);

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

1. The Eken (Kent) for Senate District 4 Committee (the Committee) is the principal campaign committee of Senator Kent Eken. During 2012, the Committee accepted \$13,789 in contributions from special sources. These sources include large givers from whom the Committee accepted \$2,500, registered lobbyists from whom the Committee accepted \$3,234, and political committees or political funds from which the Committee accepted \$8,055. The total amount of these contributions exceeded by \$189 the applicable limit on aggregate contributions from special sources, which for a state senate candidate is \$13,600. The \$189 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 note that was submitted with the 2012 Year-end Report of Receipts and Expenditures on January 28, 2013, Lee Eken, treasurer, states that after checking over bank statements he

found a deposit that was missing and entered a contribution that put the Committee over the \$13,600 special sources limit by \$189. Mr. Eken has issued a check for \$189 to a special source contributor.

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 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 Committee has returned \$189 to a special source contributor. A copy of the check used to return 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 \$189, 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 \$189 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 \$189, providing the Board a

copy of the check used to return the excess contribution, 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 \$189 and provide a copy of the check returning the excess contribution 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.

Senator Kent Eken Dated: 3-8-13

Senator Kent Eken

Approved by the Campaign Finance and Public Disclosure Board

By Andrew M. Luger Dated: March 5, 2013

Andrew M. Luger, Chair

Campaign Finance and Public Disclosure Board