

In the matter of)
Conservatives for Common Sense,)
an Oklahoma unlimited political)
action committee)

Case No. 2016-06

SETTLEMENT AGREEMENT

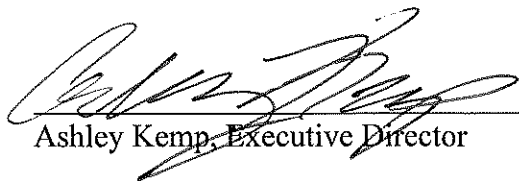
This matter was initiated pursuant to information ascertained by the Oklahoma Ethics Commission (the "Commission") in the normal course of carrying out its responsibilities. The Commission found reason to believe that Conservatives for Common Sense, an Oklahoma unlimited political action committee ("Respondent"), violated Ethics Rule 2.107 by failing to timely report independent expenditures. In the best interests of the Commission and Respondent, the parties have agreed to settle this matter.

NOW, THEREFORE, the Commission and the Respondent agree as follows:

1. The Commission has jurisdiction over the Respondent and the subject matter of this agreement.
2. Respondent voluntarily enters into this agreement with the Commission.
3. The pertinent facts in this matter are as follows:
 - a. Respondent is an Oklahoma unlimited political action committee that registered with the Commission on May 24, 2016.
 - b. The primary election was conducted on June 28, 2016.
 - c. Respondent made independent expenditures required to be reported on June 15, 2016; June 17, 2016; June 20, 2016 and June 21, 2016.
 - d. The total amount of independent expenditures was \$43,710.02.
 - e. Respondent reported the independent expenditures on July 30, 2016, disclosing all information required by the Ethics Rules.
 - f. Respondent engaged and relied upon a professional campaign finance reporting firm to file its reports, and the owner of that firm was the designated filing agent for Respondent.
 - g. Respondent provided the designated filing agent with the information necessary to file required reports, but the designated filing agent failed to timely file the reports.
 - h. Respondent filed a final report and dissolved as a political action committee on November 10, 2016.

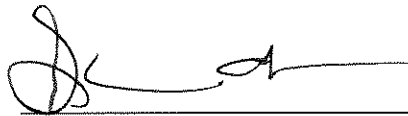
4. Ethics Rule 2.107(B) provides: "Any person other than an individual, including a political action committee, that makes an independent expenditure of Five Thousand Dollars (\$5,000.00) or more in the aggregate during the period beginning no more than fourteen (14) days prior to any election and ending on the day of the election shall make a report to the Commission no later than the business day following the day the expenditure was made."
5. Respondent did not timely file reports as required by Ethics Rule 2.107(B).
6. The Commission recognizes that Respondent's failure to timely report the independent expenditures was not willful or intentional. In addition, the Commission is taking into consideration that Respondent, without Commission intervention, became compliant by reporting the independent expenditures on July 30, 2016.
7. The Commission further recognizes that the Respondent's failure to timely file reports may be mitigated to some extent by Respondent's reliance on a professional reporting firm, although Respondent recognizes its own ultimate responsibility to comply with the Ethics Rules.
8. Ordinary late filing fees are assessed by the Commission's Executive Director at Two Hundred Dollars (\$200.00) per day for five (5) days, or a maximum late fee of One Thousand Dollars (\$1,000.00), although no late filing fee has been assessed in this case.
9. In consideration of all these factors, including the fact that Respondent no longer is in existence, Respondent agrees to pay a civil penalty in the amount of Two Thousand Dollars (\$2,000.00) to the State of Oklahoma general revenue fund by providing a cashier's check to the State Treasurer within thirty (30) days from the date the parties execute this agreement. A receipt of the deposit shall be provided to the Commission.
10. This agreement shall become effective as of the date that all parties have executed this agreement and the Commission has approved this agreement at an official meeting.
11. This agreement constitutes the entire agreement between the parties on the matters raised within, and no other statement, promise or agreement, either written or oral, made by either party or by agents of either party, that is not contained within this written agreement, shall be enforceable.
12. This entire agreement is limited to the facts of this case. This settlement agreement shall not have binding precedential effect for any other matter currently pending before the Commission or that may come before the Commission at a future date.

FOR THE COMMISSION:


Ashley Kemp, Executive Director

2/27/17
Date

FOR THE RESPONDENT:


Glenn Coffee, Attorney for
Conservatives for Common Sense,
an Oklahoma Unlimited Political Action Committee

1/27/17
Date