

FILED

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FEB 13 2017

Superior Court
Linda Myhre Enlow
Thurston County Clerk

STATE OF WASHINGTON
THURSTON COUNTY SUPERIOR COURT

STATE OF WASHINGTON,

NO. 17-2-00378-34

Plaintiff,

STIPULATION AND AGREED
JUDGMENT

v.

NATIONAL AUDUBON SOCIETY,
INC., a charity registered in Washington,
dba AUDUBON WASHINGTON,

Defendant.

JUDGMENT SUMMARY (RCW 4.64.030)

- A. JUDGMENT CREDITOR: Plaintiff, STATE OF WASHINGTON
- B. JUDGMENT DEBTOR: NATIONAL AUDUBON SOCIETY, INC., DBA AUDUBON WASHINGTON
- C. PRINCIPAL JUDGMENT: \$650.00
- D. INTEREST: No prejudgment interest is owed. Principal judgment amount(s) due and owing shall not bear interest unless the principal judgment is unpaid by the due date specified herein
- E. COSTS AND FEES: \$1,500 in attorney fees; \$2,000 in investigation costs, and \$240 in court costs
- F. ATTORNEYS FOR JUDGMENT CREDITOR: ROBERT W. FERGUSON, Attorney General
WALTER M. SMITH, WSBA No. 46695
Assistant Attorney General
LINDA A. DALTON, WSBA No. 15467
Senior Assistant Attorney General

1 G. ATTORNEY FOR Michael K. Vaska, WSBA No. 15438
2 JUDGMENT DEBTOR Foster Pepper PLLC

3 **STIPULATION**

4 The parties to this stipulation, Plaintiff, STATE OF WASHINGTON (STATE), and the
5 Defendant, NATIONAL AUDUBON SOCIETY, INC., doing business as AUDUBON
6 WASHINGTON (AUDUBON WASHINGTON), desiring to resolve all claims arising out of
7 the State's complaint, hereby enter into the following stipulation:

- 8 1. Defendant AUDUBON WASHINGTON agrees to pay the State within 30 days of the date
9 of entry of this Judgment an assessed civil penalty in the amount of \$650.00 for its
10 violations of RCW 42.17A for failing to timely disclose independent expenditures it made
11 in support of the statewide ballot proposition campaign for passage of Initiative 732 during
12 2016.
13 2. Defendant AUDUBON WASHINGTON agrees to pay, in a separate transmittal, the State
14 the total amount of \$1,500.00 as attorney fees, \$240 in court costs, and \$2,000 in
15 investigation costs in this action, this amount to be paid within 30 days of the date of entry
16 of the Judgment.

17 DATED this 13th day of February, 2017.

18 ROBERT W. FERGUSON
19 Attorney General

20 

21 WALTER M. SMITH, WSBA No. 46695
22 Assistant Attorney General
23 LINDA A. DALTON, WSBA No. 15467
24 Senior Assistant Attorney General
25 Attorneys for Plaintiff

26 FOSTER PEPPER PLLC



MICHAEL K. VASKA, WSBA No. 15438
Attorneys for Defendant

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JUDGMENT

THIS MATTER came on regularly before the undersigned judge of the above-entitled Court. The Plaintiff, STATE OF WASHINGTON (STATE), appearing through its attorneys of record, ROBERT W. FERGUSON, Attorney General, WALTER M. SMITH, Assistant Attorney General, and LINDA A. DALTON, Senior Assistant Attorney General, and Defendant, NATIONAL AUDUBON SOCIETY, INC., doing business as AUDUBON WASHINGTON (AUDUBON WA) appearing through its attorney, MICHAEL K. VASKA, apprised the Court of their agreement to the entry of this judgment for the purpose of settling and compromising this action brought under RCW 42.17A. The Court, having reviewed the records and files herein, and having found the settlement to be a just and proper resolution of this matter, and being otherwise fully advised in the premises, it is hereby ORDERED as follows:

1. Defendant, AUDUBON WA is hereby assessed a civil penalty, under the provisions of RCW 42.17A, in the amount of \$650.00 payable to the State of Washington.
2. Defendant AUDUBON WA shall pay to the State of Washington the assessed civil penalty (\$650.00) within 30 days of the entry of this Judgment.
3. Defendant AUDUBON WA shall pay to the State of Washington by separate transmittal, the amount of \$1,500.00 as attorney fees, \$240 in court costs, and \$2,000 in costs of

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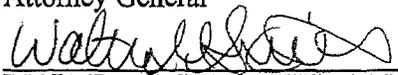
investigation, authorized under RCW 42.17A.765 within 30 days of the entry of this Judgment.

DONE IN OPEN COURT this 13th day of February, 2017.

REBEKAH ZINN
COURT COMMISSIONER

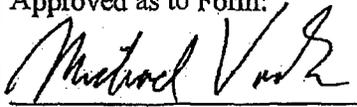
Judge

Presented by:
ROBERT W. FERGUSON
Attorney General



WALTER M. SMITH, WSBA No. 46695
Assistant Attorney General
LINDA A. DALTON, WSBA No. 15467
Senior Assistant Attorney General
Attorneys for Plaintiff

Approved as to Form:



MICHAEL K. VASKA, WSBA No. 15438
Foster Pepper PLLC
Attorneys for Defendant