

- EXPEDITE
- No Hearing Set
- Trial is Set

Date: July 1, 2019

Time: 8:30 a.m.

The Honorable Carol A. Murphy

**FILED**

MAR 02 2019

Superior Court  
Linda M. ...  
Thurston County, WA

**STATE OF WASHINGTON  
THURSTON COUNTY SUPERIOR COURT**

STATE OF WASHINGTON,

Plaintiff,

v.

KITTITAS COUNTY DEMOCRATS,  
a registered Washington political  
committee and Washington nonprofit  
corporation,

Defendant.

NO. 17-2-04103-34

STIPULATION AND AGREED  
JUDGMENT

CLERK'S ACTION REQUIRED

EX PARTE

**JUDGMENT SUMMARY (RCW 4.64.030)**

- A. JUDGMENT CREDITOR: Plaintiff, STATE OF WASHINGTON
- B. JUDGMENT DEBTOR: KITTITAS COUNTY DEMOCRATS, a registered Washington political committee and Washington nonprofit corporation
- C. PRINCIPAL JUDGMENT: \$15,825 with \$7,912.50 suspended for a period of 4 years contingent on no findings of violations of the law committed during the period of suspension  
\$5,217.17 as forfeited anonymous contributions payable to the State of Washington
- 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: \$5,000 as reasonable attorney fees, \$1,500 in investigation costs, and \$240 in court costs

**COPY**

1 F. ATTORNEYS FOR Office of the Attorney General, State of Washington  
2 JUDGMENT CREDITOR LINDA A. DALTON, WSBA No. 15467  
3 Senior Assistant Attorney General  
S. TODD SIPE, WSBA No. 23203  
Assistant Attorney General

4 G. ATTORNEY FOR JON P. FERGUSON, WSBA No. 5619  
5 JUDGMENT DEBTOR FERGUSON LAW GROUP PLLC

6 **STIPULATION**

7 The parties to this stipulation, Plaintiff, STATE OF WASHINGTON (STATE), and the  
8 Defendant, KITTITAS COUNTY DEMOCRATS, a registered Washington political committee  
9 and Washington nonprofit corporation, desiring to resolve all claims arising out of the State's  
10 complaint, hereby enter into the following stipulation:

- 11 1. Defendant KITTITAS COUNTY DEMOCRATS agrees to pay the State an assessed civil  
12 penalty in the amount of \$15,825 for its violations of RCW 42.17A for failing to timely  
13 report contributions received, expenditures made and debts and obligations as identified in  
14 the First Amended Complaint.
- 15 2. The parties agree that \$7,912.50 of the assessed civil penalty will be suspended based on  
16 the following terms and conditions:
- 17 a. The suspension will be in effect for four years from the date of execution of the  
18 Judgment. During the period of suspension, Defendant, KITTITAS COUNTY  
19 DEMOCRATS agrees that it will not violate any provision of RCW 42.17A.
- 20 b. In the event Defendant KITTITAS COUNTY DEMOCRATS is found by the Public  
21 Disclosure Commission or a court to have committed a violation of RCW 42.17A  
22 during the suspension period, the suspended penalty of \$7,912.50 will immediately  
23 become due and payable within 30 days of such finding without further intervention  
24 of the Court.
- 25 c. If Defendant KITTITAS COUNTY DEMOCRATS is not found to have committed  
26 violations of RCW 42.17A by the Public Disclosure Commission or a court for

1 conduct occurring during the suspension period, then the suspended portion of the  
2 penalty will be set aside.

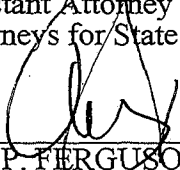
- 3 3. Defendant KITTITAS COUNTY DEMOCRATS agrees to forfeit \$5,217.17 to the State of  
4 Washington for over-limit contributions it received as identified in the First Amended  
5 Complaint. Such amount shall be paid in four equal installments of \$1,305 starting on July  
6 1, 2018 every six months until paid in full as of January 1, 2020.
- 7 4. Defendant KITTITAS COUNTY DEMOCRATS agrees to pay the State the total amount  
8 of \$6,740 as reasonable attorney fees (\$5,000), court costs (\$240), and costs of  
9 investigation (\$1,500) in this action.
- 10 5. Defendant, KITTITAS COUNTY DEMOCRATS agrees to pay the State the unsuspended  
11 portion of the civil penalty (\$7,912.50) and fees and costs (\$6,740) in payments of \$1,650  
12 every six months starting on July 1, 2020 until paid in full.

13 DATED this 26 day of February, 2018.

14 OFFICE OF THE ATTORNEY GENERAL  
15 STATE OF WASHINGTON

16 

17 LINDA A. DALTON, WSBA No. 15467  
18 Senior Assistant Attorney General  
19 KELLY R. HARMON, WSBA No. 22498  
20 Assistant Attorney General  
21 Attorneys for State of Washington

22   
23 JON P. FERGUSON, WSBA No. 5619  
24 FERGUSON LAW GROUP PLLC  
25 Attorney for Defendant  
26

1 | **JUDGMENT**

2 | THIS MATTER came on regularly before the undersigned judge of the above-entitled  
3 | Court. Plaintiff, STATE OF WASHINGTON (STATE), appearing through its attorneys of  
4 | record, LINDA A. DALTON, Senior Assistant Attorney General, and S. TODD SIPE,  
5 | Assistant Attorney General, and Defendant, KITTITAS COUNTY DEMOCRATS, a registered  
6 | Washington political committee and Washington nonprofit corporation, appearing through its  
7 | attorney, JON P. FERGUSON, apprised the Court of their agreement to the entry of this  
8 | judgment for the purpose of settling and compromising this action brought under RCW  
9 | 42.17A. The Court, having reviewed the records and files herein, and having found the  
10 | settlement to be a just and proper resolution of this matter, and being otherwise fully advised in  
11 | the premises, it is hereby ORDERED as follows:

- 12 | 1. Defendant KITTITAS COUNTY DEMOCRATS is hereby assessed a civil penalty, under  
13 | the provisions of RCW 42.17A, in the amount of \$15,825 payable to the State of  
14 | Washington.
- 15 | 2. The amount of \$7,912.50 of the assessed penalty is hereby suspended upon Defendant  
16 | KITTITAS COUNTY DEMOCRATS' compliance with the following court-ordered  
17 | conditions:
- 18 | a. The suspension shall be in effect for six years from the date of execution of the  
19 | Judgment. During the period of suspension, Defendant KITTITAS COUNTY  
20 | DEMOCRATS agrees that it will not violate any provision of RCW 42.17A.
- 21 | b. In the event Defendant KITTITAS COUNTY DEMOCRATS is found by the Public  
22 | Disclosure Commission or a court to have committed a violation of RCW 42.17A  
23 | during the suspension period, the suspended penalty of \$7,912.50 shall be immediately  
24 | due and payable within 30 days of such finding without further intervention of the  
25 | Court.
- 26 |

1 c. If Defendant KITTITAS COUNTY DEMOCRATS is not found to have committed  
2 violations of RCW 42.17A by the Public Disclosure Commission or a court for conduct  
3 occurring during the suspension period, then the suspended portion of the penalty shall  
4 be set aside.

5 3. Defendant KITTITAS COUNTY DEMOCRATS shall forfeit \$5,217.17 to the State of  
6 Washington for over-limit contributions it received as identified in the First Amended  
7 Complaint. Such amount shall be paid in four equal installments of \$1,305 starting on July  
8 1, 2018 every six months until paid in full as of January 1, 2020.

9 4. Defendant KITTITAS COUNTY DEMOCRATS shall pay the State the total amount of  
10 \$6,740 as reasonable attorney fees (\$5,000), court costs (\$240), and costs of investigation  
11 (\$1,500) in this action.

12 5. Defendant, KITTITAS COUNTY DEMOCRATS shall pay the State the unsuspended  
13 portion of the civil penalty (\$7,912.50) and fees and costs (\$6,740) in payments of \$1,650  
14 every six months starting on July 1, 2020 until paid in full.

15 DONE IN OPEN COURT this 12 day of ~~February~~, 2018.  
16 March

17 CAROL MURPHY

18 

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JUDGE CAROL A. MURPHY

19 PRESENTED BY:  
20 OFFICE OF THE ATTORNEY GENERAL  
21 STATE OF WASHINGTON

22 Linda A. Dalton  
23 LINDA A. DALTON, WSBA No. 15467  
24 Senior Assistant Attorney General  
25 KELLY R. HARMON, WSBA No. 22498  
26 Assistant Attorney General  
Attorneys for State of Washington

APPROVED AS TO FORM:

27 Jon P. Ferguson  
28 JON P. FERGUSON, WSBA No. 5619  
29 FERGUSON LAW GROUP PLLC  
30 Attorney for Defendant