

17-2-02836-34
JD 22
Judgment
3388004



FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2018 JUN 29 AM 9:48

Linda Myhre Enlow
Thurston County Clerk

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EXPEDITE
 No Hearing Set
 Trial is Set
Date: Monday, March 25, 2019
Time: 8:30 a.m.
Judge James J. Dixon

STATE OF WASHINGTON
THURSTON COUNTY SUPERIOR COURT

EX PARTE

STATE OF WASHINGTON,

Plaintiff,

v.

KING COUNTY DEMOCRATIC
CENTRAL COMMITTEE, a
Washington non-profit corporation,

Defendant.

NO. 17-2-02836-34

STIPULATION AND AGREED
JUDGMENT

JUDGMENT SUMMARY (RCW 4.64.030)

- A. JUDGMENT CREDITOR: Plaintiff, STATE OF WASHINGTON
- B. JUDGMENT DEBTOR: KING COUNTY DEMOCRATIC CENTRAL COMMITTEE, a Washington non-profit corporation
- C. PRINCIPAL JUDGMENT: \$24,055 with \$12,027.50 suspended for a period of 4 years days contingent on no findings of violations of the law committed during the period of suspension
- 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: \$10,000 in reasonable attorney fees; \$2,502 in investigation costs, and \$240 in court costs
- F. ATTORNEYS FOR JUDGMENT CREDITOR: ROBERT W. FERGUSON, Attorney General
LINDA A. DALTON, WSBA No. 15467
Senior Assistant Attorney General
KELLY R. HARMON, WSBA No. 22498
Assistant Attorney General

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G. ATTORNEY FOR LAURA EWAN, WSBA No. 45201
JUDGMENT DEBTOR Schwerin Campbell Barnard Iglitzin & Lavitt LLP

STIPULATION

The parties to this stipulation, Plaintiff, STATE OF WASHINGTON (STATE), and the Defendant, KING COUNTY DEMOCRATIC CENTRAL COMMITTEE, desiring to resolve all claims arising out of the State's First Amended Complaint and the related citizen action notices filed through the date of this Stipulation, hereby enter into the following stipulation:

- 1. Defendant KING COUNTY DEMOCRATIC CENTRAL COMMITTEE agrees to pay the State an assessed civil penalty in the amount of \$24,055 for its violations of RCW 42.17A for failing to report contributions received and expenditures made, failure to timely deposit contributions received and independent expenditures made in 2016, and failure to file expenditure reports with sufficient detail in 2016 and 2017.
- 2. The parties agree that \$12,027.50 of the assessed civil penalty will be suspended based on the following terms and conditions:
 - a. The suspension will be in effect for four years from the date of execution of the Judgment. During the period of suspension, Defendant KING COUNTY DEMOCRATIC CENTRAL COMMITTEE, agrees that it will not violate any provision of RCW 42.17A.
 - b. In the event Defendant KING COUNTY DEMOCRATIC CENTRAL COMMITTEE is found by the Public Disclosure Commission or a court to have committed a violation of RCW 42.17A during the suspension period, the suspended penalty of \$12,027.50 will immediately become due and payable within 30 days of such finding without further intervention of the Court.
 - c. If Defendant KING COUNTY DEMOCRATIC CENTRAL COMMITTEE is not found to have committed violations of RCW 42.17A by the Public Disclosure Commission or a

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

3 3. Defendant KING COUNTY DEMOCRATIC CENTRAL COMMITTEE agrees to pay the
4 State the total amount of \$12,742 as reasonable attorney fees, court costs, and costs of
5 investigation in this action.

6 4. Defendant KING COUNTY DEMOCRATIC CENTRAL COMMITTEE agrees to pay the
7 State the unsuspended portion of the civil penalty (\$12,027.50) and fees and costs
8 (\$12,742) as follows: \$1,000 payable by August 1, and then installments of \$4,000 on
9 January 1 and July 1 each year starting on January 1, 2019 until paid in full. The failure to
10 timely make any installment will result in the remainder of the unpaid portion to be due
11 within 30 days of the missed installment.


12 DATED this 27th day of June, 2018.

13 ROBERT W. FERGUSON
14 Attorney General

15  BAR NO. 23203
16 For LINDA DALTON

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 SCHWERIN CAMPBELL BARNARD
23 IGLITZIN & LAVITT LLP

24 
25 LAURA EWAN, WSBA No. 45201
26 Attorney for Defendant

JUDGMENT

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3 THIS MATTER came on regularly before the undersigned judge of the above-entitled
4 Court. Plaintiff, STATE OF WASHINGTON (STATE), appearing through its attorneys of
5 record, ROBERT W. FERGUSON, Attorney General, LINDA A. DALTON, Senior Assistant
6 Attorney General, and KELLY R. HARMON, Assistant Attorney General, and Defendant,
7 KING COUNTY DEMOCRATIC CENTRAL COMMITTEE, appearing through its attorney,
8 LAURA EWAN, apprised the Court of their agreement to the entry of this judgment for the
9 purpose of settling and compromising this action brought under RCW 42.17A. The Court,
10 having reviewed the records and files herein, and having found the settlement to be a just and
11 proper resolution of this matter, and being otherwise fully advised in the premises, hereby
12 ORDERS as follows:

- 13 1. Defendant KING COUNTY DEMOCRATIC CENTRAL COMMITTEE is hereby
14 assessed a civil penalty, under the provisions of RCW 42.17A, in the amount of \$24,055
15 payable to the State of Washington.
- 16 2. The amount of \$12,027.50 of the assessed penalty is hereby suspended upon Defendant,
17 KING COUNTY DEMOCRATIC CENTRAL COMMITTEE's compliance with the
18 following court-ordered conditions:
 - 19 a. The suspension will be in effect for four years from the date of execution of the Judgment.
20 During the period of suspension, Defendant KING COUNTY DEMOCRATIC CENTRAL
21 COMMITTEE shall not violate any provision of RCW 42.17A.
 - 22 b. In the event Defendant KING COUNTY DEMOCRATIC CENTRAL COMMITTEE is
23 found by the Public Disclosure Commission or a court to have committed a violation of
24 RCW 42.17A during the suspension period, the suspended penalty of \$12,027 shall be
25 immediately due and payable within 30 days of such finding without further Court
26 intervention.

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

5 3. Defendant KING COUNTY DEMOCRATIC CENTRAL COMMITTEE shall pay the
6 State the total amount of \$12,742 as reasonable attorney fees, court costs, and costs of
7 investigation in this action.

8 4. Defendant KING COUNTY DEMOCRATIC CENTRAL COMMITTEE shall pay the
9 State the unsuspended portion of the civil penalty (\$12,027.50) and fees and costs
10 (\$12,742) as follows: \$1,000 payable by August 1, and then installments of \$4,000 on
11 January 1 and July 1 each year starting on January 1, 2019 until paid in full. The failure to
12 timely make any installment shall result in the remainder of the unpaid portion to be due
13 within 30 days of the missed installment without further intervention of this Court.

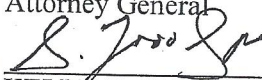
14 DONE IN OPEN COURT this 29 day of June, 2018.

JAMES J. DIXON



JUDGE JAMES J. DIXON

18 PRESENTED BY:
19 ROBERT W. FERGUSON
Attorney General

20  WSBA No. 23203
FOR LINDA DALTON

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

23 SCHWERIN CAMPBELL BARNARD
24 IGLITZIN & LAVITT LLP

25 
26 LAURA EWAN, WSBA No. 45201
Attorney for Defendant