

FILED

JAN 20 2017

Superior Court
Linda Myhre Enlow
Thurston County Clerk

**STATE OF WASHINGTON
THURSTON COUNTY SUPERIOR COURT**

STATE OF WASHINGTON,

NO. 16-2-03987-34

Plaintiff,

STIPULATION AND AGREED
JUDGMENT

v.

KIM WYMAN, and CITIZENS FOR
KIM WYMAN, a political committee,

Defendants.

JUDGMENT SUMMARY (RCW 4.64.030)

- A. JUDGMENT CREDITOR: Plaintiff, STATE OF WASHINGTON
- B. JUDGMENT DEBTORS: KIM WYMAN, and CITIZENS FOR KIM WYMAN, a political committee
- C. PRINCIPAL JUDGMENT: \$3,950 with \$1,975 suspended for a period of 4 years 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: \$5,500 as attorney fees, \$240 as court costs \$2,400 in investigation costs
- F. ATTORNEYS FOR JUDGMENT CREDITOR Office of the Attorney General
LINDA A. DALTON, WSBA No. 15467
Senior Assistant Attorney General
- G. ATTORNEY FOR JUDGMENT DEBTOR DAN BRADY, WSBA No. 33731
Dan Brady Law

STIPULATION AND
AGREED JUDGMENT

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STIPULATION

The parties to this stipulation, Plaintiff, STATE OF WASHINGTON, (STATE) and the Defendants, KIM WYMAN, and CITIZENS FOR KIM WYMAN, a political committee, being desirous of resolving all claims arising out of the State's complaint, hereby enter into the following stipulation:

1. Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN agree to pay an assessed civil penalty in the amount of \$3,950 for their violations of RCW 42.17A by failing to properly report contributions received and failing to timely deposit contributions received during the KIM WYMAN election.
2. The parties agree that \$1,975 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, Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN agree that they will not violate any provision of RCW 42.17A.
 - b. In the event Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN are 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 \$1,975 will immediately become due and payable within 30 days of such finding without further intervention of the Court.
 - c. If Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN are not found to have committed violations of RCW 42.17A by the Public Disclosure Commission or a court for conduct during the suspension period, then the suspended portion of the penalty will be set aside.

1 3. Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN agree to pay the State the
2 unsuspended portion of the civil penalty (\$1,975) within 30 days of the date of entry of the
3 Judgment.

4 4. Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN agrees to pay, in a
5 separate transmittal, the State the total amount of \$8,140 as attorney fees, court costs, and
6 costs of investigation in this action, this amount to be paid within 30 days of the date of
7 entry of the Judgment.

8 DATED this 20 day of January, 2017.

9 Office of the Attorney General

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11 LINDA A. DALTON, WSBA No. 15467
12 Senior Assistant Attorney General
13 Attorney for Plaintiff

14 Dan Brady Law

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16 DAN BRADY, WSBA No. 33731
17 Attorney for Defendants
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JUDGMENT

THIS MATTER came on regularly before the undersigned judge of the above-entitled Court. The Plaintiff, STATE OF WASHINGTON, appearing through its attorneys of record, Office of the Attorney General, and LINDA A. DALTON, Senior Assistant Attorney General, and Defendants, KIM WYMAN and CITIZENS FOR KIM WYMAN, appearing through their attorney, DAN BRADY, 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, now, therefore, hereby

ORDERS that Defendants, KIM WYMAN and CITIZENS FOR KIM WYMAN, are hereby assessed a civil penalty, under the provisions of RCW 42.17A, in the amount of \$3,950 payable to the State of Washington. It is further

ORDERED that the amount of \$1,975 of the assessed penalty is hereby suspended upon Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN's compliance with the following court-ordered conditions:

- a. The suspension will be in effect for four years from the date of execution of the Judgment. During the period of suspension, Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN agree that they will not violate any provision of RCW 42.17A.
- b. In the event Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN are 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 \$1,975 will immediately become due and payable within 30 days of such finding without further intervention of the Court.

1 c. If Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN are not found
2 to have committed violations of RCW 42.17A by the Public Disclosure
3 Commission or a court for conduct during the suspension period, then the
4 suspended portion of the penalty will be set aside.

5 It is further

6 ORDERED that Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN shall
7 pay to the State of Washington the unsuspended portion of the assessed civil penalty (\$1,975)
8 within 30 days of the entry of this Judgment. It is further

9 ORDERED that Defendants KIM WYMAN and CITIZENS FOR KIM WYMAN shall
10 pay to the State of Washington by separate transmittal, the amount of \$5,740 as attorney fees
11 and court costs and \$2,400 as costs of investigation as authorized under RCW 42.17A.765
12 within 30 days of the entry of this Judgment.

13 DONE IN OPEN COURT this 20 day of January, 2017.


14 CAROL MURPHY

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The Honorable CAROL A. MURPHY, Judge


17 Presented by:

18 Office of the Attorney General

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20 LENDA A. DALTON, WSBA No. 15467
21 Senior Assistant Attorney General
22 Attorney for Plaintiff

23 Approved as to Form:

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25 DAN BRADY, WSBA No. 33731
26 Dan Brady Law
Attorney for Defendants