

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

**FILED**

FEB 13 2017

**COPY**

Superior Court  
Linda Myhre Enlow  
Thurston County Clerk

**EX PARTE**

**STATE OF WASHINGTON  
THURSTON COUNTY SUPERIOR COURT**

STATE OF WASHINGTON,

NO. 17-2-00373-34

Plaintiff,

STIPULATION AND AGREED  
JUDGMENT

v.

JAY MANNING,

Defendant.

**JUDGMENT SUMMARY (RCW 4.64.030)**

- A. JUDGMENT CREDITOR: Plaintiff, STATE OF WASHINGTON
- B. JUDGMENT DEBTOR: JAY J. MANNING
- C. PRINCIPAL JUDGMENT: \$3,145.00, with \$1,572.50 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: \$3,000 as attorney fees and investigation costs  
\$240 as court costs
- F. ATTORNEYS FOR JUDGMENT CREDITOR: Office of the Attorney General  
WALTER M. SMITH, WSBA No. 46695  
Assistant Attorney General
- G. JUDGMENT DEBTOR: JAY J. MANNING

1 **STIPULATION**

2 The parties to this stipulation, Plaintiff, STATE OF WASHINGTON (STATE) and  
3 Defendant, JAY J. MANNING, desiring to resolve all claims arising out of the State's  
4 complaint, hereby enter into the following stipulation:

5 1. Defendant JAY J. MANNING agrees to pay an assessed civil penalty in the amount of  
6 \$3,145.00 for his violations of RCW 42.17A for failing to timely file two statements of his  
7 personal financial affairs as required by virtue of his appointment as a trustee of Eastern  
8 Washington University in November 2015.

9 2. The parties agree that \$1,572.50 of the assessed civil penalty will be suspended based on  
10 the following terms and conditions:

11 a. The suspension will be in effect for four years from the date of execution of the  
12 Judgment. During the period of suspension, Defendant JAY J. MANNING agrees  
13 that he will not violate any provision of RCW 42.17A.

14 b. In the event Defendant JAY J. MANNING is found by the Public Disclosure  
15 Commission or a court to have committed a violation of RCW 42.17A during the  
16 suspension period, the suspended penalty of \$1,572.50 will immediately become  
17 due and payable within 30 days of such finding without further intervention of the  
18 Court.

19 c. If Defendant JAY J. MANNING is not found to have committed violations of RCW  
20 42.17A by the Public Disclosure Commission or a court for conduct during the  
21 suspension period, then the suspended portion of the penalty will be set aside.

22 3. Defendant JAY J. MANNING agrees to pay the State the unsuspended portion of the civil  
23 penalty (\$1,572.50) within 30 days of the date of entry of this Judgment.

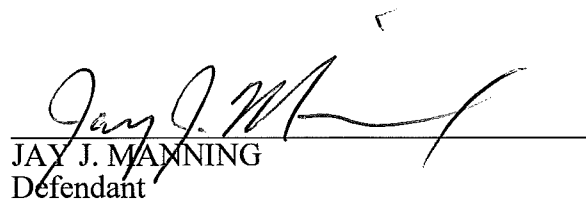
24 4. Defendant JAY MANNING agrees to pay the State, in a separate transmittal, the total  
25 amount of \$3,240.00 as attorney fees, court costs, and costs of investigation in this action,  
26 such amount to be paid within 30 days of the date of entry of the Judgment.

1 DATED this 9<sup>th</sup> day of February, 2017.

2 ROBERT W. FERGUSON  
3 Attorney General

4 

5 WALTER M. SMITH, WSBA No. 46695  
6 Assistant Attorney General  
7 Attorneys for Plaintiff

8 

9 JAY J. MANNING  
10 Defendant

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

**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, ROBERT W. FERGUSON, Attorney General, and WALTER M. SMITH, Assistant Attorney General, and Defendant, JAY J. MANNING, 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, hereby ORDERS as follows:

1. Defendant, JAY J. MANNING, is hereby assessed a civil penalty, under the provisions of RCW 42.17A, in the amount of \$3,145.00 payable to the State of Washington.
2. The amount of \$1,572.50 of the assessed penalty is hereby suspended upon Defendant JAY J. MANNING'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, Defendant JAY J. MANNING agrees that he will not violate any provision of RCW 42.17A.
  - b. In the event Defendant JAY J. MANNING 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 \$1,572.50 will immediately become due and payable within 30 days of such finding without further intervention of the Court.
  - c. If Defendant JAY J. MANNING is 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. Defendant JAY J. MANNING shall pay to the State of Washington the unsuspended  
2 portion of the assessed civil penalty (\$1,572.50) within 30 days of the entry of this  
3 Judgment.  
4 4. Defendant JAY J. MANNING shall pay to the State of Washington by separate transmittal,  
5 the amount of \$3,240.00 as attorney fees, costs of investigation, and court costs as  
6 authorized under RCW 42.17A.765 within 30 days of the entry of this Judgment.

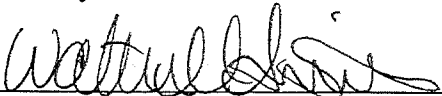
7 DONE IN OPEN COURT this 9<sup>th</sup> <sup>13<sup>th</sup></sup> day of FEBRUARY, 2017.

8 REBEKAH ZINN  
9 COURT COMMISSIONER

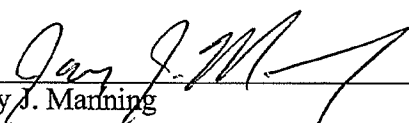
10 Judge

11 Presented by:

12 ROBERT W. FERGUSON  
13 Attorney General

14   
15 WALTER M. SMITH, WSBA No. 46695  
16 Assistant Attorney General  
17 Attorneys for Plaintiff State of Washington

18 Approved as to Form:

19   
20 Jay J. Manning  
21  
22  
23  
24  
25  
26