

SETTLEMENT AGREEMENT

This Settlement Agreement (“Agreement”) is made and entered into between the Board of Ethics of the City of Philadelphia and the Laborer’s District Council PAC, jointly referred to as “the Parties.”

RECITALS

- A. The Board of Ethics of the City of Philadelphia is a five-member, independent board established by ordinance, approved by Philadelphia voters in May 2006, and installed on November 27, 2006. Pursuant to section 4-1100 of the Home Rule Charter, the Board is charged with, among other things, enforcing the City’s campaign finance law which is found at Chapter 20-1000 of the Philadelphia Code. The Ethics Board has provided a detailed interpretation of the campaign finance law in its Regulation No. 1 (Campaign Finance).
- B. The Laborer’s District Council PAC is a political committee registered with the Pennsylvania Department of State.
- C. Daniel Woodall, Jr. is the treasurer of the Laborer’s District Council PAC.
- D. Pursuant to Philadelphia Code § 20-1002(2), in 2011, a political committee was prohibited from contributing more than \$10,600 to a City candidate’s candidate committee in a calendar year.
- E. Pursuant to Code § 20-1302, making an excess contribution to a City candidate is subject to a civil monetary penalty of \$1,000, which may be increased or reduced depending on the presence of aggravating or mitigating factors.
- F. In 2011, Jannie Blackwell was a candidate for Philadelphia City Council’s 5th District seat. Because she was a candidate for a City of Philadelphia elective office, contributions to Blackwell and her authorized political committee, Friends of Jannie L. Blackwell, were subject to the contribution limits imposed by Philadelphia Code § 20-1002(2).
- G. In 2011, Bill Rubin was a candidate for Philadelphia City Council’s 10th District seat. Because he was a candidate for a City of Philadelphia elective office, contributions to Rubin and his authorized political committee, Friends of Bill Rubin, were subject to the contribution limits imposed by Philadelphia Code § 20-1002(2).
- H. In 2011, the Laborer’s District Council PAC made the following contributions to the Friends of Jannie L. Blackwell:
 - 1. \$5,000 on March 23, 2011; and
 - 2. \$7,500 on November 2, 2011.

Laborer’s District Council PAC’s contributions to the Friends of Jannie L. Blackwell exceeded the limits imposed by Code § 20-1002(2) by \$1,900.

- I. The Friends of Jannie L. Blackwell refunded the excess contribution in January of 2012.
- J. In 2011, the Laborer's District Council PAC made the following contributions to the Friends of Bill Rubin:
 - 3. \$1,000 on May 25, 2011; and
 - 4. \$10,600 on October 6, 2011.

Laborer's District Council PAC's contributions to the Friends of Bill Rubin exceeded the limits imposed by Code § 20-1002(2) by \$1,000.

- K. On January 12, 2012, the Laborer's District Council PAC sent a letter to the Friends of Bill Rubin informing the committee of the excess contribution and requesting the return of the excess amount.
- L. The Laborer's District Council PAC fully disclosed all of the above contributions in campaign finance reports it filed with the Board.
- M. At all times, the Laborer's District Council PAC fully cooperated with the Board's investigation of the violations described in this Agreement. In addition, the committee has developed an electronic system to track contributions and automatically prevent checks from issuing once the committee has made the maximum allowable contribution to candidate.
- N. The Parties desire to enter into this Agreement in order to resolve the issues described herein.

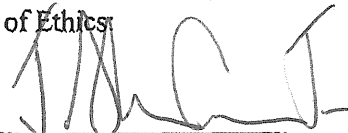
AGREEMENT

The Parties agree that:

- 1. The Laborer's District Council PAC's excess contribution of \$1,900 to the Friends of Jannie L. Blackwell violated § 20-1002(2) of the Philadelphia Code which is subject to a civil penalty of \$1,000. However, the penalty is reduced to \$750 to reflect the committee's cooperation and remedial efforts.
- 2. The Laborer's District Council PAC's excess contribution of \$1,000 to the Friends of Bill Rubin violated § 20-1002(2) of the Philadelphia Code which is subject to a civil penalty of \$1,000. However, the penalty is reduced to \$750 to reflect the committee's cooperation and remedial efforts.
- 3. The Laborer's District Council PAC shall pay the aggregate civil penalty of \$1,500 within 14 days of the effective date of the Agreement.
- 4. Payment shall be made by check made out to the City of Philadelphia and delivered to the offices of the Board.

5. The Laborer's District Council PAC releases and holds harmless the Board and its staff from any potential claims, liabilities, and causes of action arising from the Board's investigation, enforcement, and settlement of the violations described in the Agreement.
6. In consideration of the above and in exchange for the Laborer's District Council PAC's compliance with all of the terms of the Agreement, the Board waives any further penalties or fines against them for the violations described in the Agreement.
7. The Parties will not make any public statements that are inconsistent with the terms of the Agreement.
8. If the Board is forced to seek judicial enforcement of the Agreement, and prevails, the Laborer's District Council PAC shall be liable for attorneys' fees and costs reasonably expended in enforcing compliance with this Agreement. Fees for time spent by Board staff attorneys shall be calculated based upon standard and customary billing rates in Philadelphia for attorneys with similar experience.
9. The Agreement contains the entire agreement between the Parties.
10. The Parties will submit a signed copy of the Agreement to the Board for approval.
11. The Agreement shall become effective upon approval by the Board. The effective date of the Agreement shall be the date the Board approves the Agreement.
12. If the Board rejects the proposed Agreement, presentation to and consideration of the Agreement by the Board shall not preclude the Board or its staff from participating in or considering or resolving an administrative adjudication of the matters described in the Agreement.

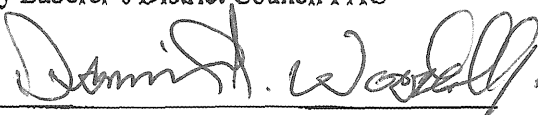
By the Executive Director of the
Board of Ethics



J. Shane Creamer, Jr., Esquire

Dated: 2/21/12

By Laborer's District Council PAC



Samuel Staten, Sr., Treasurer
Daniel W. Staton, Jr.

Dated: 2/16/12

Approved by the Board of Ethics:

Effective Date: 2/22/12



Richard Glazer, Esquire
Chair