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JUL 31 2017

**LOBBYIST FILING AGREEMENT**

STATE ETHICS COMMISSION

This Agreement, made this 27 day of July, 2017, by and between Josh Tulkin, lobbyist for the Sierra Club, Maryland Chapter, and William J. Colquhoun, Staff Counsel to the Maryland State Ethics Commission (hereinafter "Staff Counsel").

**RECITALS**

The State Ethics Commission ("the Commission") is the executive agency of the State of Maryland established by Chapter 513, Acts of 1979 for the purpose of enforcing the Maryland Public Ethics Law (General Provisions Article, Title 5, Annotated Code of Maryland, hereinafter the "Ethics Law") including the provisions of Subtitle 7, the lobbying disclosure program.

Josh Tulkin ("the filer") is an individual whose lobbying activities on behalf of the Sierra Club, Maryland Chapter, for the period November 29, 2016 to October 31, 2017, required him to register as a lobbyist with the State Ethics Commission.

On April 10, 2017, the Sierra Club, Maryland Chapter, held a reception for the members of the General Assembly.

The filer did not timely file Form 13E ("Five Day Report") within 5 days of the reception or a Form 13F ("Fourteen Day Report") for the reception within 14 days of the event, as required by Md. Code. Ann., Gen'l Prov., § 5-709(d)(1) (Supp. 2016).

The filer subsequently filed the Five Day Report on June 23, 2017 and the Fourteen Day Report on June 27, 2017.

The filer is voluntarily entering into this agreement to admit his failure to timely file a Five Day Report and a Fourteen Day Report with the Commission and to pay a sum of money in lieu of potential late filing fees and other fines pursuant to § 5-405 of the Ethics Law.

**NOW THEREFORE**, in consideration of the submission of the Five Day Report on June 23, 2017 and the Fourteen Day Report on June 26, 2017 by the filer, and the admissions and agreements herein contained, the filer and Staff Counsel stipulate and agree as follows:

1. The filer did not timely file a Five Day Report or a Fourteen Day Report in regard to the reception held by the employer as required by Md. Code. Ann., Gen'l Prov., §5-709(d)(1) (Supp. 2016).
2. The filer reported his delinquency to the Commission on May 31, 2017, and subsequently filed his Five Day Report and Fourteen Day Report. (Copies of each form have been attached hereto and made a part thereof.)

3. The filer understands that failure to comply with the lobbying disclosure provisions of the Public Ethics Law may subject him to a formal complaint by the Commission and, upon finding of a violation, late fees and the possibility of civil fines.

4. Based on the facts stated in this Agreement, the filer agrees to pay as settlement of the late filing matter, the amount of TWO HUNDRED FIFTY and no/100 DOLLARS (\$250.00) at the time of the execution of this Agreement in lieu of a potential late fees and in lieu of civil fines for the above admitted late Five Day Report and Fourteen Day Report. (Paragraph 1).

5. The Staff Counsel will, upon execution of this Agreement by the filer, recommend that the Commission not institute any proceedings for his failure to timely file. The filer understands that the Commission is under no obligation to accept this Agreement and may decide to take other action, including issuing a complaint.

6. The filer waives a formal hearing on this matter (if the Agreement is accepted by the Commission) to which he would be entitled if a complaint were issued, and he understands that this Agreement and materials relating to this matter are not subject to the confidentiality provisions of the Public Ethics law, and will be public information unless otherwise protected.

7. The filer understands a copy of this Agreement will be mailed to his employer.

8. The filer and the Staff Counsel have entered into this Agreement for the sole purpose of resolving the late submission of a Five Day Report and a Fourteen Day Report and for the payment of late fees and other fines and for no other purpose.

**IN WITNESS WHEREOF**, Josh Tulkin, lobbyist, and William J. Colquhoun, Staff Counsel, State Ethics Commission, have hereunto set their hands.

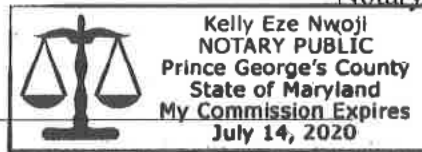
William J. Colquhoun, Staff Counsel  
State Ethics Commission  
45 Calvert Street, 3<sup>rd</sup> Floor  
Annapolis, MD 21401  
(410) 260-7770

Josh Tulkin  
Lobbyist for  
Sierra Club, Maryland Chapter  
7338 Baltimore Avenue #102  
College Park, MD 20740

State of Maryland  
County of: Prince Georges, to wit:

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared Josh Tulkin who made oath on this 27<sup>th</sup> day of JULY, 2017 in due form of law that the matters and facts hereinabove set forth are true to the best of his knowledge, information and belief, and are his voluntary act and that he executed this document for the purpose set forth herein.

\_\_\_\_\_  
Notary Public



My Commission Expires:

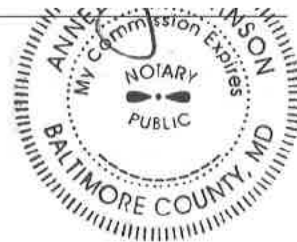
State of Maryland  
County of: Baltimore, to wit:

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared William J. Colquhoun, Staff Counsel to the State Ethics Commission, who made oath on this 31<sup>st</sup> day of July, 2017 in due form of law that he executed this agreement for the purposes set forth herein.

\_\_\_\_\_  
Notary Public

My Commission Expires:

12/22/18



Accepted by the Commission

\_\_\_\_\_  
Janet E. McHugh, Chair  
for the Commission

Date: 8/24, 2017

**MEAL OR RECEPTION LEGISLATIVE UNIT INVITATION -  
REGULATED LOBBYIST DISCLOSURE (Form #13E)**

**NOTICE - THIS DISCLOSURE IS TO BE FILED WITH THE:**

Department of Legislative Services  
90 State Circle, Room 200  
Annapolis, Maryland 21401

Regulated lobbyists must file this report with the Department of Legislative Services at least 5 days before a meal or reception event to which all members of the General Assembly, either house thereof, all members of any standing committee or all members of a formally recognized (for ethics disclosure purposes) county or regional delegation have received a written invitation. (A list of formally recognized delegations is available from the State Ethics Commission.) Only ONE form should be used per event even if the event is sponsored by more than one lobbyist employer or regulated lobbyist. If you have questions, contact the Ethics Commission staff.

**PART A**

**A. 1)** Name of Individual Regulated Lobbyist or entity sponsoring or hosting the event, if there is no individual lobbyist involved:

Josh Tulkin

**A. 2)** Name of Entity or Entities (Employer or Employers) Funding the Meal or Reception Event:

<b>Employer</b>	<b>Permanent Address</b>	<b>Phone number</b>
Sierra Club Maryland Chapter	7338 Baltimore Avenue #102 College Park, MD 20740	301-277-7111

**PART B**

**B. 1)** What is the Date of the Event?

April 10, 2017

**B. 2)** What is the location of the event?

Specific Facility: 86 Maryland Avenue

County or City, if applicable: Annapolis

**PART C**

**C. 1)** Who are the invitees ( what group, standing committee, or designated geographical unit(s)) who will or have received written invitations to the event?

General Assembly

Date: 06/23/2017

## MARYLAND STATE ETHICS COMMISSION

45 Calvert Street, 3rd Floor  
Annapolis, Maryland 21401  
410-260-7770  
Toll Free 1-877-669-6085

### REGULATED LOBBYIST MEAL OR RECEPTION LEGISLATIVE UNIT - FOURTEEN DAY REPORT (Form #13F)

Regulated Lobbyists must file this report with the Department of Legislative Services within 14 days after an event to which members of the General Assembly either house thereof, all members of any standing committee or all members of a formally recognized (for ethics disclosure purposes) county or regional delegation received written innovations. If all of the required reporting information is not available, the regulated lobbyist should describe the nature of the event and estimate any expense not known. If this report is a full and accurate accounting of the activity, the regulated lobbyist is not to report it on the regular Lobbying Activity Report (Form #4). If this report does not include a full and accurate accounting, the event must be reported on the regular Lobbying Activity Report.

#### PART A

**A. 1)** Name of Regulated Lobbyist or Entity, if there is no individual lobbyist involved:

Josh Tulkin

**A. 2)** Name of Employer or Employers Supporting the Event:

Employer	Permanent Address	Phone number	Contribution
Sierra Club Maryland Chapter	7338 Baltimore Avenue #102 College Park, MD 20740	301-277-7111	\$750.00
Gally Public Affairs, Inc.	75 Franklin Street Annapolis, MD 21401		\$350.00
Citizen Shale	177 Frazee Ridge Road Friendsville, MD 21531	301-746-4287	\$500.00
Friends of Deep Creek Lake	779 Chadderton School Road Oakland, MD 21559	301-873-1519	\$600.00

#### PART B

**B. 1)** What was the Date of the Event?

April 10, 2017

**B. 2)** Group of invitees:

General Assembly

**B. 3)** Do you have the total cost for the event?

\$2,200.00

**B. 4)** Was this an event to which there were more invitees than just the legislative unit(s) disclosed on this report?

Yes

Number of Legislators who attended: 20

How much was the cost for the legislative unit members who attended? \$0.00

Others who attended: 80

**B. 5)** Is this a final full and accurate report, or does it contain estimates?

Full and Final

**B. 6)** Was there more than one sponsor?

No

The Public Ethics Law provides the following:

(d) *Development of electronic filing procedures.* - The Ethics Commission shall develop procedures under which a statement under this subtitle may be filed electronically and without additional cost to the individual who files the statement.

(e) *Oath or affirmation for electronically filed statements.* - (1) If the Fourteen day Report (Form #13F) filed electronically under subsection (d) of this section is required to be made under oath or affirmation, the oath or affirmation shall be made by a signed statement that:

- is in the Fourteen day Report (Form #13F) or attached to and made part of the Fourteen day Report (Form #13F); and
- is made expressly under the penalties for perjury.

(2) A signed statement made under paragraph (1) of this subsection subjects the individual making it to the penalties for perjury to the same extent as an oath or affirmation made before an individual authorized to administer oaths.

X I have read and I understand that by submission of this electronically filed Fourteen day Report (Form #13F), I hereby swear or affirm that the information contained in it is complete and accurate to the best of my knowledge and belief.

Date: 06/27/2017