



- a. Respondent's last known address on file with the Bureau is 2160 Sandy Drive, Suite D, State College, PA 16803.
- b. Respondent is a professional fundraising counsel as defined by the Act.
- c. On or about March 1, 2012, Respondent was notified by the Bureau that as a professional fundraising counsel it is required under the Act to register and file copies of written contracts between the charitable organization and professional fundraising counsel.

#### **AGREED VIOLATIONS**

5. Respondent admits and agrees that by engaging in the aforementioned activities:
  - a. Respondent repeatedly violated the Act at 10 P.S. § 162.15(a)(1), by and through 10 P.S. § 162.8(d), by failing to file Respondent's contracts with charitable organizations soliciting contributions from Pennsylvania residents.

#### **PROPOSED ORDER**

6. The participants, intending to be legally bound, consent to issuance of the following Order in settlement of this matter:
  - a. Respondent repeatedly violated the Act at 10 P.S. § 162.15(a)(1), by and through 10 P.S. § 162.8(d), by failing to file Respondent's contracts with charitable organizations soliciting contributions from Pennsylvania residents.

#### **ADMINISTRATIVE FINE**

- b. An **ADMINISTRATIVE FINE** of nine thousand dollars (\$9,000.00) is levied upon Respondent which shall be paid by **certified check, cashier's check, attorney's check, or U.S. Postal money order made payable to the "Commonwealth of Pennsylvania"** and shall be valid for a period of at least one hundred eighty (180)

days. Respondent shall tender the full sum of the **ADMINISTRATIVE FINE** as follows:

- i. Respondent shall tender the sum of two thousand two hundred fifty dollars (\$2,250.00) with this executed Consent Agreement on or before April 30, 2019;
- ii. Respondent shall make the second payment of two thousand two hundred fifty dollars (\$2,250.00) on or before May 30, 2019;
- iii. Respondent shall make the third payment of two thousand two hundred fifty dollars (\$2,250.00) on or before June 30, 2019;
- iv. Respondent shall make the fourth payment of two thousand two hundred fifty dollars (\$2,250.00) on or before July 30, 2019;

c. Each payment of the **ADMINISTRATIVE FINE** shall be made by certified check, cashier's check, attorney's check, or money order issued by a usual, customary, and reputable issuer (e.g. U.S. Postal Money Order, Western Union Money Order, etc.).

d. The instrument of payment shall be payable to the 'Commonwealth of Pennsylvania,' and shall be valid for a period of at least one hundred eighty (180) days.

e. Respondent agrees that payment shall only be made by one of the methods indicated above and shall not be made by uncertified personal or corporate check.

### **CASE SETTLED AND DISCONTINUED**

7. This case shall be deemed settled and discontinued upon the Secretary issuing an Order adopting this Consent Agreement and the Respondent's successful completion of the requirements of this Order. However, nothing in this Consent Agreement and Order shall preclude the Prosecuting Attorney for the Bureau from filing charges or the Secretary from imposing disciplinary or corrective measures for violations or facts not contained in this Consent Agreement and Order.

### **ACKNOWLEDGEMENT OF NOTICE AND WAIVER OF HEARING**

8. Respondent waives the filing of an Order to Show Cause in this matter. Respondent knowingly and voluntarily waives the right to an administrative hearing in this matter, and to the following rights related to the hearing: to be represented by counsel at the hearing; to present witnesses and testimony in defense or in mitigation of any sanction that may be imposed for a violation; to cross-examine witnesses and to challenge evidence presented by the Bureau; to present legal arguments by means of a brief; and to take an appeal from any final adverse decision.

### **AGREEMENT NOT BINDING ON OTHER PARTIES**

9. This Consent Agreement is between the Bureau and Respondent only. It does not bind any other administrative or governmental entity of the Commonwealth of Pennsylvania, including any other bureau within the Department of State. Except as otherwise noted, this Agreement is to have no legal effect if (a) the Office of General Counsel expresses an objection to the Agreement's form or legality and/or (b) unless and until the Secretary issues the stipulated Order.

### **EFFECT OF SECRETARY'S REJECTION**

10. Should the Secretary not approve this Consent Agreement, presentation to and consideration of this Consent Agreement and other documents and matters by the Secretary shall not prejudice the Secretary from further participation in the adjudication of this matter. This paragraph is binding on the participants even if the Secretary does not approve this Consent Agreement.

### **ENTIRE AGREEMENT**

11. This Agreement contains the whole agreement between the parties; provided, however, that the captions printed in the various provisions of this agreement are for ease of reading only and are not to be interpreted as forming any part of this agreement. There are no other terms, obligations, covenants, representations, statements or conditions, or otherwise, of any kind whatsoever, concerning this Agreement.


### **AGREEMENT DOES NOT PREVENT REFERRAL TO OTHER AGENCIES**

12. The parties acknowledge that other federal, state, and/or local agencies may have jurisdiction over the activities of, or representations made by, Respondent and its officers, directors, agents, employees or independent contractors. Nothing in this Consent Agreement or the Order based upon this Consent Agreement shall preclude representatives of the Bureau from referring any information or data produced as a result of this matter to any federal, state, or local agency or governmental unit having jurisdiction over the activities of Respondent or any officer, director, agent, employee or independent contractor of the Respondent.

**VERIFICATION OF FACTS AND STATEMENTS**

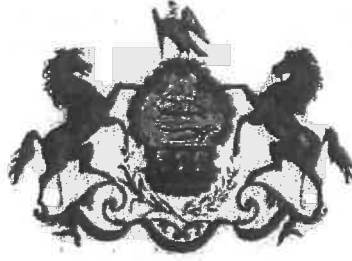
13. Respondent verifies that the facts and statements set forth in this Agreement are true and correct to the best of Respondent's knowledge, information and belief. Respondent understands that statements in this Agreement are made subject to the criminal penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

  
\_\_\_\_\_  
Michael J. Gennet  
Prosecuting Attorney  
Department of State

  
\_\_\_\_\_  
Affinity Connection, Inc.  
By: GREGORY J. WOODMAN  
Title: PRESIDENT  
Respondent

DATED: 6 MAY 2019

DATED: 4/4/2019




**IN THE MATTER OF  
AFFINITY CONNECTION, INC.  
File No. 18-98-011628**

**ORDER**

AND NOW, this 1<sup>st</sup> day of August 2019 the foregoing Consent Agreement is hereby approved and the terms are hereby adopted and incorporated herein as the Order of the Secretary of the Commonwealth, now issued in resolution of this matter.

**THIS ORDER** shall take effect immediately.

**BY ORDER**

  
**Kathy Bosckvar**  
**Acting Secretary of the  
Commonwealth**

For the Commonwealth:

Michael J. Gennett  
306 North Office Building  
401 North Street  
Harrisburg, PA 17120

For Respondent:

Affinity Connection, Inc.  
2160 Sandy Drive  
Suite D  
State College, PA 16803