

COPY

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BEFORE THE SECRETARY OF THE COMMONWEALTH

Commonwealth of Pennsylvania,
Bureau of Corporations and
Charitable Organizations

vs.

Camp Fire National Headquarters,
Respondent

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:
:
:
:
:
:
:
:
:

Docket No. 0018-98-16

File No. 16-98-08463

Department of State
2018 SEP 11 AM 8:43
SECRETARY

CONSENT AGREEMENT AND ORDER

The Commonwealth of Pennsylvania, Bureau of Corporations and Charitable Organizations ("Bureau"), and Camp Fire National Headquarters, ("Respondent") stipulate as follows in settlement of the above-captioned case.

JURISDICTION

1. This matter is before the Secretary of the Commonwealth ("Secretary") pursuant to the Solicitation of Funds for Charitable Purposes Act, Act of December 19, 1990, P.L. 1200, No. 202, as amended ("Act"), 10 P.S. §§ 162.1 et. seq.

2. At all relevant and material times, Respondent solicited contributions as a charitable organization in this Commonwealth.

3. At all relevant and material times, Respondent was not registered with the Pennsylvania Department of State's Bureau of Corporations and Charitable Organization (hereafter "Bureau").

STIPULATED FACTS

4. Respondent admits that the following allegations are true:

a. Respondent's last known address on file with the Bureau is 1801 Main Street, Suite 200, Kansas City, MO 64108.

9171 9690 0935 0131 3998 34

- NATHAN THOMAS

9171 9690 0935 0131 3998 41

- CAMP FIRE

- b. Respondent is a charitable organization as defined by the Act.
- c. Respondent first became registered with the Bureau in 1998, when it filed registration information for fiscal year ends 1994, 1995, 1996 and 1997.
- d. Respondent received a status of good standing for the 1994 fiscal year end registration period, retroactive approval for the 1995 and 1996 fiscal year end registration periods and approval for the 1997 fiscal year end registration period and assigned registration number 13179.
- e. Respondent renewed its registration with the Bureau in 1999 (based on submission of its 1998 fiscal year end information), and continued to renew annually through 2002.
- f. Respondent submitted registration materials for the 2003 and 2004 registration periods (based on fiscal year end 2002 and 2003 information), however, due to deficiencies, which Respondent failed to correct after notice and opportunity, the registrations were disapproved by the Bureau.
- g. Respondent came back into compliance with the Act on or about February 22, 2005, when it submitted registration information for fiscal year end 2004, which was approved by the Bureau.
- h. Respondent renewed its registration with the Bureau in each of following three years through November 12, 2008, when Respondent again allowed its registration to lapse.
- i. On or about July 29, 2010, Respondent submitted the delinquent registration information for its fiscal year end 2008, as well as the registration information for the 2010 registration.

j. Respondent received a status of good standing for the 2009 registration based on the filing of its 2008 fiscal year end information, and approval for its 2010 registration from the Bureau.

k. Respondent again allowed its registration to lapse following the expiration of its registration on May 10, 2012, when it failed to renew its registration with the Bureau.

l. Subsequent to the expiration of Respondent's registration with the Bureau in 2012, Respondent continued to solicit contributions in the Commonwealth of Pennsylvania on multiple and continuous occasions in the absence of an approved registration required by the Act.

m. On or about May 2, 2016, the Bureau received a letter from Copilevitz & Canter, on behalf of Respondent, informing the Bureau that Respondent's name change from Camp Fire USA to Camp Fire National Headquarters, and move to its current address 1801 Main St, Suite 200, Kansas City Missouri 64108.

n. A true and correct copy of the Copilevitz & Canter name and address change notification letter on behalf of Respondent is attached and incorporated herein as **Exhibit A**.

o. On June 15, 2016 the Bureau sent Respondent a letter by Certified Mail advising the organization that it may be required to be registered with the Bureau pursuant to the Act.

p. A true and correct copy of the Bureau's June 15, 2016 letter to Respondent is attached and incorporated herein as **Exhibit B**.

q. The letter requested Respondent provide the Bureau with the organization's gross national and gross Pennsylvania contribution amounts for each year from 2010 to 2015.

r. On or about July 7, 2016 Respondent contacted the Bureau via email regarding the June 15, 2016 letter and provide details of the contributions received from Pennsylvania donors.

s. A true and correct copy of Respondent's July 7, 2016 email correspondence to the Bureau with attachments is attached and incorporated herein as **Exhibit C**.

t. Beginning on or about July 8 until July 11, 2016, the Bureau corresponded with Respondent via email exchange, in which the outstanding information requested in the June 15, 2016 letter was requested and further information was provided.

u. A true and correct copy of the July 8-11, 2016 email exchange between Respondent and the Bureau is attached and incorporated herein as **Exhibit D**.

v. Respondent submitted registration materials to the Bureau on December 27, 2016, for the current registration period.

w. Respondent's current registration was approved and expires on May 15, 2017,

AGREED VIOLATIONS

5. Respondent admits and agrees that by engaging in the aforementioned activities, Respondent committed violations one through four of the Act at:

a. Section 15(a)(1) of the Act, 10 P.S. § 162.15(a)(1), by and through Section 5(a), 10 P.S. § 162.5(a), by soliciting charitable contributions without being registered as required, with the violation beginning on May 11, 2012 and occurring repeatedly and on multiple occasions, through December 27, 2016.

PROPOSED ORDER

6. The participants, intending to be legally bound, consent to issuance of the following Order in settlement of this matter:

a. Respondent violated the Act at Section 15(a)(1), 10 P.S. § 162.15(a)(1), by and through Section 5(a), 10 P.S. § 162.5(a), by soliciting contributions in the absence of an approved registration beginning on May 11, 2012 and occurring repeatedly and on multiple occasions, through December 27, 2016.

ADMINISTRATIVE FINE

b. An **ADMINISTRATIVE FINE** of two thousand dollars (\$2,000.00) is levied upon Respondent. Respondent shall tender the full sum of two thousand dollars (\$2,000.00), with this executed Consent Agreement 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."**

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.

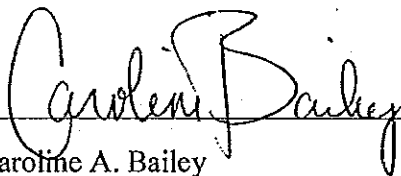
AGREEMENT DOES NOT PREVENT REFERRAL TO OTHER AGENCIES

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.

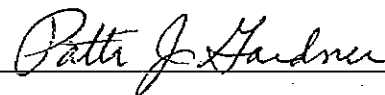
VERIFICATION OF FACTS AND STATEMENTS

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.



Caroline A. Bailey
Prosecuting Attorney
Department of State

DATED: 3/7/2017



Camp Fire National Headquarters,
Respondent

By: Patti J. Gardner

Title: Chief Business Officer

DATED: 3/1/17

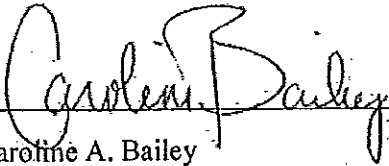
Nathan Thomas, Esquire
Counsel for Respondent

DATED:

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Caroline A. Bailey
Prosecuting Attorney
Department of State

DATED: 3/7/2017

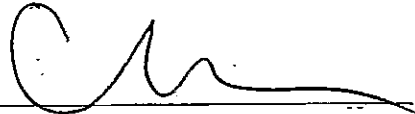


Camp Fire National Headquarters,
Respondent

By: Patti J. Gardner

Title: Chief Business Officer

DATED: 3/1/17



Nathan Thomas, Esquire
Counsel for Respondent

DATED: 3/9/17

COPILEVITZ & CANTER

PA DEPT. OF STATE

MAY 02 2016

April 28, 2016

Bureau of Charitable Organizations
207 North Office Building
P.O. Box 8723
Harrisburg, PA 17105

Re: Camp Fire USA

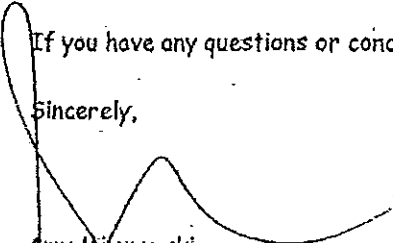
Dear Sir/Madam:

Camp Fire USA has changed their name to the following: *Camp Fire National Headquarters*.
Enclosed you will find a copy of the filed Certificate of Amendment. The charity has also moved.
The new address is:

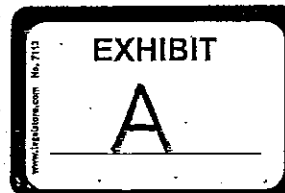
*1801 Main Street, Suite 200
Kansas City, MO 64108*

If you have any questions or concerns, please feel free to contact me.

Sincerely,


Amy Milanowski
Legal Assistant
For the Firm
email: amilanowski@cckc-law.com

CO_Attachments





COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE

OFFICE OF THE
SECRETARY OF THE COMMONWEALTH

BUREAU OF CHARITABLE ORGANIZATIONS
SPECIAL INVESTIGATIONS UNIT
212 NORTH OFFICE BUILDING
HARRISBURG, PA 17120
717-787-0700
1-800-732-0999

June 15, 2016

CERTIFIED MAIL

9171 9690 0935 0047 4709 93

Camp Fire National Headquarters
1801 Main Street, Suite 200
Kansas City, MO 64108

RE: 2016-98-00078

Dear Ms. O'Donnell

Pennsylvania's Solicitation of Funds for Charitable Purposes Act (Act), 10 P. S. § 162.1 *et seq.*, requires organizations soliciting contributions in Pennsylvania to register with the Bureau unless they are specifically excluded or exempt from the Act's requirements. Additionally, even if your organization is exempt from registering with the Bureau, the remainder of the Act still applies.

Your organization has failed to submit registration documents to the Bureau Corporations and Charitable Organizations (BCCO).

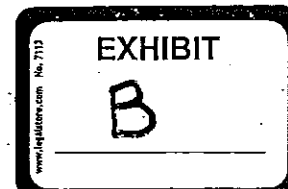
Based on previous registration information, the Bureau of Enforcement and Investigations is requesting the following information:

The total of GROSS contributions your organization has received, broken down by year from 2010 to 2015. Additionally, the total GROSS contributions your organization has received from Pennsylvania, broken down by year from 2010 to 2015.

Please send all documents and the information requested to my attention at: 212 North Office Building, Harrisburg, PA 17120.

If you do not return the appropriate documents, a Cease and Desist Order may be issued ordering your organization to immediately stop all fundraising activities in Pennsylvania. Because Section 17(b)(3) of the Act, 10 P. S. § 162.17(b)(3), authorizes the Bureau to impose fines of up to \$1,000 per violation and additional penalties of up to \$100 per day, I urge you to give this matter your immediate attention. By doing so, you may avoid having this matter forwarded to the Bureau's Prosecuting Attorney for appropriate follow-up.

www.dos.state.pa.us/charities

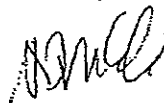


Camp Fire National Headquarters
Complaint File 2016-98-00078

June 15, 2016
2 of 2

Please respond to this letter within thirty (30) days of your receipt. If you have any questions concerning this matter, please contact me directly at (717) 705-0108. I look forward to your prompt cooperation and thank you in advance for your time and attention to this matter.

Sincerely,



Andrew D. McCole
Special Investigator

Mccole, Andrew D

From: Farrell Denison Rouse <farrell.rouse@campfire.org>
Sent: Thursday, July 07, 2016 3:40 PM
To: Mccole, Andrew D
Subject: Camp Fire NHQ - State Constituent Contributions
Attachments: Camp Fire NHQ-PA StateConstituentContributions - 2009-2015.pdf

Importance: High

Andrew,

Thank you for speaking with me about Camp Fire NHQ's status with the State of Pennsylvania, referenced in your June 15, 2016 letter addressed to Ms. O'Donnell who is no longer with the organization.

I am attaching a PDF file that includes a copy of your letter, and details of Pennsylvania constituent contributions made to Camp Fire.

Please let me know if you have any questions regarding the attached information.

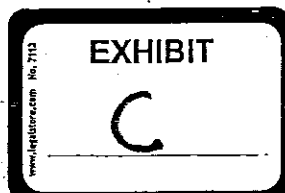
Thank you,

FARRELL DENISON ROUSE
Grants Manager



Camp Fire National Headquarters Has Moved!
1801 Main Street, Suite 200
Kansas City, MO 64108
Direct [816] 285 2004
Main [800] 669 6884
farrell.rouse@campfire.org
campfire.org

Light the fire within





COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE

OFFICE OF THE
SECRETARY OF THE COMMONWEALTH

BUREAU OF CHARITABLE ORGANIZATIONS
SPECIAL INVESTIGATIONS UNIT
212 NORTH OFFICE BUILDING
HARRISBURG, PA 17120
717-747-0700
1-800-737-6999

JUN 20 2016

June 15, 2016

CERTIFIED MAIL

9171 9690 0935 0047 4709 93

Camp Fire National Headquarters
1801 Main Street, Suite 200
Kansas City, MO 64108

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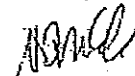
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Camp Fire National Headquarters
Complaint File 2016-98-00078

June 15, 2016
2 of 2

Please respond to this letter within thirty (30) days of your receipt. If you have any questions concerning this matter, please contact me directly at (717) 705-0108. I look forward to your prompt cooperation and thank you in advance for your time and attention to this matter.

Sincerely,



Andrew D. McCole
Special Investigator

email + amccole@pa.gov

6/21/2016

Gift Detail and Summary Report

FY09

Page 1

Constituent Name	Date	CASH
Terry R. Abbott 1500 Redden Drive Pittsburgh, PA 15241-2937	12/15/2009	\$25.00
	4/23/2010	\$20.00
Gamma Phi Beta - Alpha Upsilon Chapter Pennsylvania State University 108 South Haller Hall University Park, PA 16802	4/28/2010	\$400.00
Robin Heller 656 W. Erie Street Philadelphia, PA 19118 (215) 292-6487	5/10/2010	\$100.00
Roberta W. Odell 1030 Meeting House Rd West Chester, PA 19382-8126	5/5/2010	\$10.00

Grand Totals:

\$555.00

5 Gift(s) listed
4 Donor(s) listed

8/21/2016

Gift Detail and Summary Report

Page 1

Contributor Name

Date

Cash

FY 10

Gettysburg College Operating Fund
300 N. Washington Street
Gettysburg, PA 17325

6/14/2011

\$976.00

United Way of the Capital Region
2235 Millennium Way
Hendle, PA 17025
(717) 732-0700

7/1/2010

\$137,228

2 Gift(s) listed
2 Donor(s) listed

Grand Totals:

\$141,328

6/21/2016

Gift Detail and Summary Report

Date

Page 1

FY 11

Cash

Fort Foundation 10 Paddock Circle Horsesham, PA 19044	12/22/2011	\$100.00
Gettysburg College Orienting Fund 300 N. Washington Street Gettysburg, PA 17325	5/24/2012	\$1,098.00

2 Gift(s) listed
2 Donor(s) listed

Grand Totals:

\$1,198.00

6/21/2018

Gift Detail and Summary Report

FY12

Constituent Name

Date

Page 1

Marjorie Munkch
340 W. Montgomery St.
Allentown, PA 18103

12/3/2012

Cash

\$100.00

1 Gift(s) listed
1 Donor(s) listed

Grand Total:

\$100.00

6/21/2018

Gift Detail and Summary Report

FY13

Page 1

Contributor Name	Date	Cash
Blaine Brauer 1090 Grand View Ave Everett, PA 15537-6966	12/1/2013	\$15.00
Christine Krzmarzky 887 Walnut Spring Ln State College, PA 16801-6848	7/1/2013	\$25.00

2 Gift(s) listed
2 Donor(s) listed

Grand Totals:

\$40.00

6/21/2016

Gift Detail and Summary Report

Page 1

F715

Cash

Constituent Name

Date

Susan Yee
1646 Virginia Drive
Bethlehem, PA 18017

9/21/2015

\$46.16

Grand Totals

\$46.16

1 Gift(s) listed
1 Donor(s) listed

McCole, Andrew D

From: Farrell Denison Rouse <farrell.rouse@campfire.org>
Sent: Monday, July 11, 2016 4:07 PM
To: McCole, Andrew D
Subject: RE: Camp Fire NHQ - State Constituent Contributions

Andrew,

Camp Fire NHQ's CFO informed me that the organization used Orr Associates FY2013, and only for that one year. Camp Fire has never used any other contracted fundraisers, and thus no contributions/donations were brought into the organization by any fundraiser. Camp Fire NHQ's total gross contributions FY's 2009-2015 are as follows:

FY2010	\$125,953
FY2011	\$39,806
FY2012	\$41,799
FY2013	\$95,883
FY2014	\$107,599
FY2015	\$63,808

I hope this answers your questions, however if you need additional information please do not hesitate to contact me.

Thank you,

FARRELL DENISON ROUSE
Grants Manager



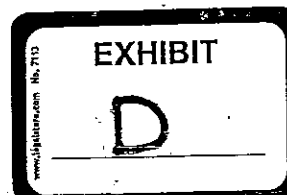
Camp Fire National Headquarters Has Moved!
1801 Main Street, Suite 200
Kansas City, MO-64108
Direct [816] 285 2004
Main [800] 669 6884
farrell.rouse@campfire.org
campfire.org

Light the fire within



From: Farrell Denison Rouse
Sent: Monday, July 11, 2016 8:13 AM
To: 'McCole, Andrew.D' <amccole@pa.gov>
Subject: RE: Camp Fire NHQ - State Constituent Contributions

1



Good morning Andrew,

In 2013 Camp Fire NHQ engaged Orr Associates as the organization's fundraising contractor. I've sent an email to both our CFO and Director of Accounting & Finance to get answers to:

1. For CFNHQ as a whole (not just for PA), how much the *gross contributions totaled from 2009-2015*.
2. During that time was Orr Associates Camp Fire NHQs fundraising contractor during that entire time, or only for 2013 (\$107,362)? If CFNHQ had other contracted fundraisers (1) who were they, (2) what years did they operate, and (3) how much did they bring in for each year?

I will pass along the information as soon as I receive their response.

Please let me know if there are any other questions you need answered.

Thank you,

FARRELL DENISON ROUSE
Grants Manager



Camp Fire National Headquarters Has Moved!
1801 Main Street, Suite 200
Kansas City, MO 64108
Direct [816] 285 2004
Main [800] 669 6884
farrell.rouse@campfire.org
campfire.org

Light the fire within



From: Mccole, Andrew D [<mailto:amccole@pa.gov>]
Sent: Friday, July 08, 2016 7:42 AM
To: Farrell Denison Rouse <farrell.rouse@campfire.org>
Subject: RE: Camp Fire NHQ - State Constituent Contributions

Farrell,

Next week will be fine.

The "state campaign", can you describe what that is

Did the organization ever have a contract with a professional solicitor or a professional fund raising counsel?

Thank you again. Have a great weekend.

Andrew D. McCole | Special Investigator II
Department of State | Bureau of Enforcement and Investigations
Charities Investigation Unit
212 North Office Bldg | Harrisburg, PA 17120
717.705.0108 phone | 717.705.8526 fax
www.dos.pa.gov

PRIVILEGED AND CONFIDENTIAL COMMUNICATION

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From: Farrell Denison Rouse [<mailto:farrell.rouse@campfire.org>]
Sent: Friday, July 08, 2016 8:39 AM
To: McCole, Andrew D <amccole@pa.gov>
Subject: RE: Camp Fire NHQ - State Constituent Contributions

Andrew,

The type of solicitations conducted were through the "state campaign" fundraising process. I believe that Camp Fire went through Children's Charities for the state campaigns. In Missouri it was via the Kansas City Community Foundation, that then processed the funds through to the United Way for dissemination to Camp Fire NHQ.

Also, I believe there was a Gamma Phi Beta contribution on the list. Those funds were through a grant that the national sorority office awarded Camp Fire, supporting low-income girls access to SEL educational enhancement programs (conflict resolution, STEM, effective interaction, service learning, etc.), camp & environmental programs.

I will ask the CFO about the gross contributions for the 2009-2015 time period. I don't know how long it will take her to compile the data, it may be into next week.

I am working from home today to meet a grant deadline, and don't have direct access to some information. However I will be sending the CFO an email this morning about the gross contributions. I will be back in the office on Monday.

Farrell Rouse

Sent on the new Sprint Network from my Samsung Galaxy S64

----- Original message -----

From: "McCole, Andrew D" <amccole@pa.gov>
Date: 07/08/2016 7:02 AM (GMT-06:00)
To: Farrell Denison Rouse <farrell.rouse@campfire.org>
Subject: RE: Camp Fire NHQ - State Constituent Contributions

Farrell

Could you also provide gross national contributions for the same time period

What type of solicitations did your organization do ?

What type of fundraiser did your organization conduct?

Andrew D. McCole | Special Investigator II
Department of State| Bureau of Enforcement and Investigations

Charities Investigation Unit
212 North Office Bldg|Harrisburg, PA 17120
717.705.0108 phone |717.705.8526 fax

www.dos.pa.gov

PRIVILEGED AND CONFIDENTIAL COMMUNICATION

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From: Farrell Denison Rouse [<mailto:farrell.rouse@campfire.org>]

Sent: Thursday, July 07, 2016 3:40 PM

To: McCole, Andrew D <amccole@pa.gov>

Subject: Camp Fire NHQ - State Constituent Contributions

Importance: High

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FARRELL DENISON ROUSE
Grants Manager



Camp Fire National Headquarters Has Moved!

1801 Main Street, Suite 200

Kansas City, MO 64108

Direct [816] 285 2004

Main [800] 669 6884

farrell.rouse@campfire.org

campfire.org

Light the fire within





**IN THE MATTER OF
Camp Fire National Headquarters
File No. 16-98-08463
Docket No. 0018-98-2016**

ORDER

AND NOW, this 31st day of March 2017, the foregoing Consent Agreement is hereby approved and the terms set forth in paragraph 6 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:



Pedro A. Cortés
Secretary of the Commonwealth

For the Commonwealth:

Caroline A. Bailey, Esquire
306 North Office Building
401 North Street
Harrisburg, PA 17120

For Respondent:

Camp Fire National Headquarters
1801 Main Street, Suite 200
Kansas City, MO 64108

Counsel for Respondent:

Nathan Thomas, Esquire
Copilevitz & Canter, LLC
310 W. 20th Street, Suite 300
Kansas City, MO 64108