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

Commonwealth of Pennsylvania,  
Bureau of Charitable Organizations,

vs.

Priests for Life  
Respondent

:  
:  
:  
: Docket No. 003-98-06  
:  
: File No. 06-98-09381  
:  
:  
:

CONSENT AGREEMENT AND ORDER

The Commonwealth of Pennsylvania, Bureau of Charitable Organizations ("Bureau"), and Priests for Life ("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. §§162.1-162.24.

2. Respondent solicited charitable contributions from Pennsylvania residents.

3. At all relevant and material times, Respondent did not hold a registration to solicit charitable contributions within the Commonwealth of Pennsylvania.

STIPULATED FACTS

4. Respondent admits that the following allegations are true:

a. Respondent's last known business address is 20 Ebbits Street, Staten Island, New York 10304.

b. Respondent solicited contributions from Pennsylvania residents without being registered.

c. After receiving information that Respondent was soliciting contributions from Pennsylvania residents without being properly registered, the Bureau mailed to Respondent a Cease and Desist Order and Investigative Subpoena dated April 6, 2006.

d. Thereafter, Respondent agreed to become registered and represented that registration materials would be submitted immediately.

e. Respondent has failed to submit the required registration materials.

#### **AGREED VIOLATIONS**

5. Respondent agrees that by engaging in the aforementioned activities, Respondent committed multiple violations of the Act by:

a. Soliciting charitable contributions without being registered with the Bureau in violation of 10 P.S. § 162.15 (a)(1), by and through § 162.5(a);

b. Soliciting charitable contributions while under a Cease and Desist Order in violation of 10 P.S. § 162.15 (a)(1), by and through § 162.17(a)(1).

#### **PROPOSED ORDER**

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

a. Based on the above-referenced facts, the Secretary finds that Respondent committed multiple violations of the Solicitation of Funds for Charitable Purposes Act by:

i. Soliciting charitable contributions without being registered with the

Bureau in violation of 10 P.S. § 162.15 (a)(1), by and through § 162.5(a);

ii. Soliciting charitable contributions while under a Cease and Desist Order in violation of 10 P.S. § 162.15 (a)(1), by and through § 162.17(a)(1).

#### **ADMINISTRATIVE FINE**

a. 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 any ordered discipline. 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. In addition, the Cease and Desist Order shall remain in effect until such time as Respondent becomes properly registered.

#### **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 that 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 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**

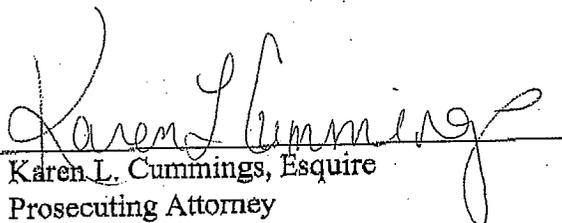
12. The parties acknowledge that other federal, state, and/or local agencies may have jurisdiction over the activities of, or representations made by, Respondent and its officers, directors,

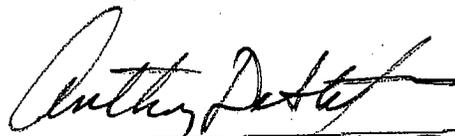
agents, employees or independent contractors. Nothing in this Consent Agreement or the Order based upon this Consent Agreement shall preclude representatives of the Bureau from referring any information or data produced as a result of this matter to any federal, state, or local agency or governmental 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.

PRIESTS FOR LIFE

  
Karen L. Cummings, Esquire  
Prosecuting Attorney  
Department of State

  
By: ANTHONY DESTEFANO  
Title: CEO  
Respondent

DATED: 4/11/07

DATED: 12/19/06



**IN THE MATTER OF  
PRIESTS FOR LIFE  
FILE NO.: 06-98-09381**

**ORDER**

AND NOW, to wit, on this 20<sup>th</sup> day of April 2007, the terms of paragraph 6 of the foregoing Consent Agreement are hereby adopted and incorporated as the Order of the Secretary of the Commonwealth in resolution of this matter. This Order shall take effect immediately.

BY ORDER

Pedro A. Cortés

Pedro A. Cortés  
Secretary of the Commonwealth