

No. D1-DC- 05-900534

THE STATE OF TEXAS § IN THE 167th DISTRICT COURT
vs. § IN AND FOR
TEXAS ASSOCIATION OF § TRAVIS COUNTY, TEXAS
BUSINESS

**DEFERRED PROSECUTION AGREEMENT AND
WAIVER OF STATUTE OF LIMITATIONS**

On behalf of the Texas Association of Business, a corporation, and as an officer and authorized representative of said corporation, I hereby enter into a "deferred prosecution" plea bargain agreement with the State of Texas, County of Travis, as to Count II of the indictment in Cause No. D1-DC-05-900534, Contributions and Expenditures Prohibited under Texas Election Code, Sec. 253.094.

Pursuant to this agreement and on behalf of the corporation, I have agreed to the following:

- (1) The Texas Association of Business will waive the statute of limitations as to the offense alleged in Count II of the indictment in Cause No. D1-DC-05-900534, said waiver to remain in effect for a period of one year;
- (2) The Texas Association of Business will abide by the law, including but not limited to, all provisions of the Texas Election Code, during this one year period;
- (3) The Texas Association of Business will agree on the record, and by this waiver, that the offense alleged in Count II of the indictment in Cause No. D1-DC-05-900534 can be re-filed if the corporation violates the law during the one year period in which this agreement and waiver remains in effect.

After consulting with counsel, Texas Association of Business, a corporation, freely, knowingly, and voluntarily waives its right under Article 12.01 of the Texas Code of Criminal Procedure to presentment of an indictment or information for Felony offenses within three years of the commission date.

For purposes of this waiver, said offense commission dates are on or about and between the thirty-first day of August, 2002 and the thirtieth day of November, 2002, and constitute a violation of Chapter 253 of the Texas Election Code, specifically Sec. 253.094, Contributions and Expenditures Prohibited.

As an officer and authorized representative of said corporation, I understand, and it has been explained to me by counsel, that the statute of limitations for the offense under Sec. 253.094 of the Texas Election Code has already expired.

On behalf of the corporation, I am knowingly and freely waiving the statute of limitations for this offense and I am fully aware that the statute of limitations for the offense of Contributions and Expenditures Prohibited, Texas Election Code Sec. 253.094, has already expired.

This waiver is intended to remain in effect for one year after the date of my signature below. If no charge has been filed against the corporation within that time period, this waiver will expire.

I can read and write the English language; I have read this document and discussed it fully with counsel; I understand this document completely; and I am aware of the consequences of my waiver. Counsel has discussed with me the law and the facts applicable to this waiver, and I am satisfied that the corporation has been effectively represented.

William Hammond
Texas Association of Business

Sworn to and subscribed to before me on the _____ day of _____, 2008.

Notary Public, State of Texas

Notary's Printed Name

My Commission Expires: _____

Roy Minton
Attorney for Texas Association of
Business

Joe Turner
Attorney for Texas Association of
Business