

GENERAL RELEASE

RELEASOR: Benjamin Jacobs

RELEASEE: Gregory R. Gianforte

DATES OF INCIDENTS: From May 24, 2017 through and including June 7, 2017

DESCRIPTION OF INCIDENTS: Assault on May 24, 2017 and subsequent publication through June 7, 2017 of statements re: May 24, 2017 assault ("Incidents")

SUM OF SETTLEMENT: Charitable donation of fifty thousand dollars (\$50,000) by Releasee to the Committee to Protect Journalists, 330 7th Avenue, 11th Floor, New York, NY 10001

1. Release

In consideration of and contingent on (a) Releasee's above-referenced charitable donation, to be made on or before June 9, 2017 and thereafter confirmed in writing by the donee organization to Releasor and (b) Releasee's delivery to Releasor of Releasee's signed letter attached hereto, Releasor fully and forever releases and discharges Releasee, Releasee's political campaign ("Greg for Montana"), Releasee's heirs, personal representatives, successors, assigns, agents, partners, employees, campaign staff, and attorneys for any and all actions, claims, causes of action, demands, or expenses for damages or injuries, whether asserted or unasserted, known or unknown, foreseen or unforeseen, arising out of the above-described Incidents on accounts of any acts or omissions through and including the date of this General Release. Notice of transmittal of the check as described in subsection (a) by counsel for Releasee and receipt of the letter described in subsection (b) by Releasor are the only conditions that Releasee must meet in order for Releasor to send the e-mail described in paragraph 3.

2. Future Damages

Inasmuch as the injuries, damages, and losses resulting from the events described herein may not be fully known and may be more numerous or more serious than it is now understood or

expected, the Releasor agrees, as a further consideration of this agreement, that this Release applies to any and all injuries, damages and losses resulting from the Incidents described herein, even though now unanticipated, unexpected and unknown, as well as any and all injuries, damages and losses which have already developed and which are now known or anticipated.

3. Acceptance of apology

Contingent on Releasee's performance as set forth in paragraph 1 of this General Release, Releasor accepts Releasee's apology for the above-described Incidents and wishes to put the Incidents behind him to resume his career in journalism. In addition, as requested by Releasee, Releasor shall state in an e-mail to the Gallatin County Attorney, a copy of which is attached hereto, that Releasor does not object to allowing Releasee to enter a plea of "no contest" or "nolo contendere" to the pending charge of misdemeanor assault against Releasee.

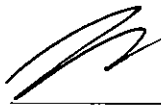
4. Disclaimer

Releasor has carefully read the foregoing, discussed its legal effect with Releasor's attorneys, understands the contents thereof, and signs the same of Releasor's own free will and accord.

This Release shall be binding upon Releasor's heirs, successors, personal representatives, and assigns.

DATED this 7th day of June, 2017.

CAUTION: READ BEFORE SIGNING!

RELEASOR

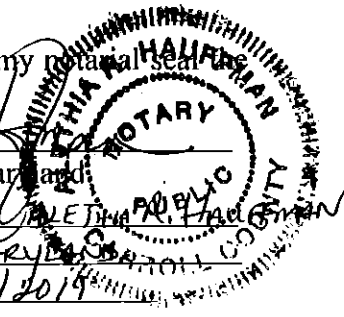
cc: Andrew Jay Graham, Esquire
William W. Mercer, Esquire

WESTMINSTER
BALTIMORE CITY, MARYLAND)

CARROLL COUNTY : SS
City of Baltimore)

On this 7th day of June, 20 17, before me, a notary public of the State of Maryland, personally appeared BENJAMIN JACOBS, known to me to be the person named in the foregoing Release, and acknowledged to me that he executed the same as his free act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal this _____ day and year in this certificate first above written.

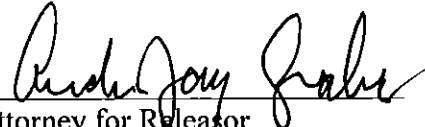

Notary Public for the State of Maryland

Printed/Typed Name of Notary BETH A. HARRIS

Residing at WESTMINSTER, MARYLAND

My commission expires 5/27/2019

APPROVED BY:


Attorney for Releasor

Jim Jacobs

From: Ben Jacobs <ben.jacobs@theguardian.com>
Sent: Wednesday, June 07, 2017 7:42 PM
To: Lambert, Marty
Cc: WWMercer@hollandhart.com; Andrew Jay Graham; ggenth@kg-law.com
Subject: State v Gianforte

Dear Mr. Lambert: I do not object to allowing Mr. Gianforte to enter a plea of "no contest" or "nolo contendere" to the pending charge of misdemeanor assault against him.

Ben Jacobs

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Ben Jacobs

Political Reporter
The Guardian
W: 646-238-3863
E: ben.jacobs@theguardian.com
Twitter: @bencjacobs

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