

**BEFORE THE
MISSOURI ETHICS COMMISSION**

Filed
NOV 12 2010
Missouri Ethics
Commission

MISSOURI ETHICS COMMISSION)	
)	
Petitioner,)	
)	
v.)	No. 10E028
)	
KARLA MAY, Candidate)	
)	
and)	
)	
CITIZENS FOR KARLA MAY, Committee)	
)	
Respondents.)	

CONSENT ORDER

The parties having filed a Joint Stipulation of Facts, Waiver of Hearings before the Missouri Ethics Commission, and Consent Order with Proposed Findings of Fact and Conclusions of Law ("Joint Stipulation") with the Missouri Ethics Commission in this matter. The Missouri Ethics Commission hereby accepts as true the facts stipulated and finds that the Respondents Karla May and Citizens for Karla May violated §130.050.3, RSMo, as stated in the Joint Stipulation.

The Commission directs that all terms and orders of the Joint Stipulation be adopted herein and implemented.

a. Respondents agree that they will comply with all relevant sections of Chapter 130, RSMo.

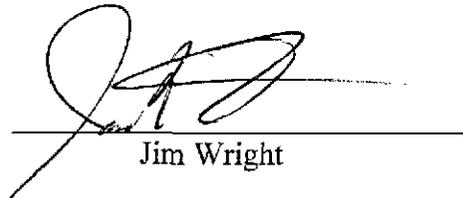
b. It is the order of the Missouri Ethics Commission that a fee is imposed against the Respondents Karla May and Citizens for Karla May in the amount of \$1,000.00 pursuant to §105.961.4(6) RSMo. However, if Respondents pay \$100.00 of

that fee after the date of the Order, the remainder of the fee will be stayed for two years, subject to the provisions below. The fee will be paid by check or money order made payable to the Missouri Ethics Commission and sent to the Missouri Ethics Commission.

c. If Respondents Karla May and Citizens for Karla May have not committed any further violations of the campaign finance disclosure laws pursuant to Chapter 130, RSMo, during the two year stay, then the Respondents will not be required to pay the remainder of the fee. If, however, either Respondent is found to have violated the campaign finance laws pursuant to Chapter 130, RSMo 2000, during this two year stay, Respondents will be required to pay the remainder of the fee as originally imposed by the Commission. The fee will be due immediately upon final adjudication finding Respondents guilty of such a violation.

SO ORDERED this 12th day of November, 2010.

By: _____


Jim Wright

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 KARLA MAY, Candidate)
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 CITIZENS FOR KARLA MAY, Committee)
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 Respondents.)

**JOINT STIPULATION OF FACTS, WAIVER OF HEARINGS BEFORE THE
MISSOURI ETHICS COMMISSION, AND CONSENT ORDER WITH JOINT
PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW**

The undersigned parties jointly stipulate to the facts and consent to the action set forth below.

The undersigned Respondents, Karla May and Citizens for Karla May, acknowledge that they have received and reviewed a copy of the Complaint filed by the Petitioner in this case, and the parties submit to the jurisdiction of the Missouri Ethics Commission.

The undersigned Respondents further acknowledge that they are aware of the various rights and privileges afforded by law, including but not limited to: the right to appear and be represented by counsel; the right to have all charges against Respondents proven upon the record by competent and substantial evidence; the right to cross-examine any witness appearing at the hearing against Respondents; the right to present evidence on Respondents' own behalf at the hearing; and the right to a decision upon the record of

the hearing. Being aware of these rights provided to the Respondents by operation of law, the undersigned Respondents knowingly and voluntarily waive each and every one of these rights and freely enter into this Joint Stipulation of Facts, Waiver of Hearings before the Missouri Ethics Commission, and Consent Order with Joint Proposed Findings of Fact and Conclusions of Law, and agree to abide by the terms of this document.

I.

Based upon the foregoing, the Petitioner and the undersigned Respondents jointly stipulate to the following and request that the Missouri Ethics Commission adopt as its own the Joint Proposed Findings of Fact and the Joint Proposed Conclusions of Law, as follows:

JOINT FINDINGS OF FACT

1. The Missouri Ethics Commission (“the Commission”) is an agency of the State of Missouri established pursuant to §105.955, RSMo, in part for the purpose of enforcing the provisions of Chapter 130, RSMo.

2. On December 23, 2009, a Statement of Committee Organization was filed for Respondent, Citizens for Karla May (“Committee”), as a Candidate Committee.

3. Respondent Committee was formed in support of Respondent Karla May for State Representative in the 57th District in the February 2, 2010 Special Election.

4. Pursuant to §130.026, RSMo, Petitioner is the appropriate officer designated to receive the statement of committee organization and campaign finance reports for Committee.

5. Pursuant to §130.058, RSMo the candidate is ultimately responsible for all reporting requirements pursuant to this chapter.

6. For the Feb 2, 2010 special election, contributions in excess of \$250.00 received on or after January 22, 2010 were required to be reported on a 24 Hour Late Contribution Report.

7. Respondents failed to file a 24 Hour Notice for a contribution received on January 25, 2010, within 24 hours of receipt, due on January 26, 2010 as follows:

NAME & ADDRESS OF CONTRIBUTOR	DATE	AMOUNT
Carpenters District Council of Greater St. Louis and Vicinity 1401 Hampton Avenue, St. Louis, MO 63139	01/25/10	\$325.00

8. Respondents filed a 24 Hour Notice of contributions on February 11, 2010 and reported the following contributions received on January 27, 2010 and January 29, 2010 as follows:

NAME & ADDRESS OF CONTRIBUTOR	DATE	AMOUNT
CWA DISTRICT 6 POLITICAL EDUC COMMITTEE 10733 SUNSET OFFICE DR STE 201, ST. LOUIS, MO 63127-1022	01/27/10	\$1,000.00
PLUMBERS & PIPEFITTERS LOCAL UNION 562 12385 LARIMORE ROAD, ST. LOUIS, MISSOURI 63138	01/27/10	\$500.00
ELECTRICAL WORKERS VOLUNTARY POLITICAL 5850 ELIZABETH AVE, ST. LOUIS, MISSOURI 63110	01/27/10	\$300.00
FARLIN BUILDING, LLC 4439 OLD ALTON ROAD, GRANITE CITY, IL 62040	01/27/10	\$500.00
RUDMAN BUILDING, LLC 4439 OLD ALTON ROAD, GRANITE CITY, IL 62040	01/27/10	\$500.00
SHEET METAL WORKERS INT'L ASS'N LOCAL UNION NO	01/29/10	\$325.00

301 S. EWING, ST. LOUIS, MISSOURI 63103		
HOISTING ENGINEERS LOCAL 513 POLITICAL & EDUCAT 3449 HOLLENBERG DR., BRIDGETON, MO 63044	01/29/10	\$1,000.00
MISSOURI STATE U.A.W P.A.C 721 DUNN RD., HAZELWOOD, MO 63042	01/29/10	\$500.00
BUILDING TRADES POLITICAL EDUCATION FUND 2300 HAMPTON AVE STE. B, ST. LOUIS, MISSOURI 63139	01/29/10	\$500.00
TOTAL		\$5,125.00

9. The contributions received on January 27, 2010, should have been reported on January 28, 2010, and the contributions received on January 29, 2010 should have been reported on January 30, 2010.

10. The 24 Hour report filed on February 11, 2010 was untimely in that the contributions were not reported within 24 hours of receipt.

11. On February 22, 2010, Petitioner received a complaint filed against Respondents.

12. Pursuant to § 105.961.1, RSMo, following the receipt of the complaint, a special investigator has conducted an investigation and reported findings to the Commission.

JOINT CONCLUSIONS OF LAW

1. According to §130.050.3, RSMo:

The receipt of any late contribution or loan of more than two hundred fifty dollars by a candidate committee supporting a candidate for statewide office or by any other committee shall be reported to the appropriate officer no later than twenty-four hours after receipt. For purposes of this subsection the term "late contribution or loan" means a contribution or loan received after the closing date of the last disclosure report required to be filed before an election but received prior to the date of the election

itself. The disclosure report of a late contribution may be made by any written means of communication, setting forth the name and address of the contributor or lender and the amount of the contribution or loan and need not contain the signatures and certification required for a full disclosure report described in section 130.041. A late contribution or loan shall be included in subsequent disclosure reports without regard to any special reports filed pursuant to this subsection.

2. There is probable cause that Respondents have violated §130.050.3, RSMo by failing to file a 24 Hour Report of Late Contribution in the amount of \$325.00 received on January 25, 2010, and by filing an untimely 24 Hour Report of Late Contribution on February 11, 2010 and reporting late contributions in the amount of \$5,125.00, and that Respondents did so knowingly.

II.

Based on the foregoing, the parties hereto mutually agree and stipulate that the following shall constitute the order entered by the Missouri Ethics Commission in this matter. This order will be effective immediately upon the issuance of the Consent Order of the Missouri Ethics Commission without further action by any party.

1. The parties to this Joint Stipulation understand that the Petitioner will maintain this Joint Stipulation as an open and public record of the Missouri Ethics Commission.

2. The Commission shall issue its Consent Order in the form attached hereto as Exhibit A.

a. Respondents agree that they will comply with all relevant sections of Chapter 130, RSMo.

b. It is the order of the Missouri Ethics Commission that a fee is imposed against the Respondents Karla May and Citizens for Karla May in the

amount of \$1,000.00 pursuant to §105.961.4(6) RSMo. However, if Respondents pay \$100.00 of that fee after the date of the Order, the remainder of the fee will be stayed for two years, subject to the provisions below. The fee will be paid by check or money order made payable to the Missouri Ethics Commission and sent to the Missouri Ethics Commission.

c. If Respondents Karla May and Citizens for Karla May have not committed any further violations of the campaign finance disclosure laws pursuant to Chapter 130, RSMo, during the two year stay, then the Respondents will not be required to pay the remainder of the fee. If, however, either Respondent is found to have violated the campaign finance laws pursuant to Chapter 130, RSMo 2000, during this two year stay, Respondents will be required to pay the remainder of the fee as originally imposed by the Commission. The fee will be due immediately upon final adjudication finding Respondents guilty of such a violation.

3. The parties consent to the entry of record and approval of this Joint Stipulation and to the termination of any further proceedings before the Commission based upon the Complaint filed by the Petitioner in the above action.

4. Respondents, together with their heirs, successors and assigns, do hereby waive, release, acquit and forever discharge the Missouri Ethics Commission and its attorney of or from any liability, claim, actions, causes of action, fees, costs and expenses, and compensation, including, but not limited to, a claim for attorney's fees whatsoever which Respondents and their attorney now have or which they may hereafter have, which is based upon or arises out of the above case.

RESPONDENT

By: Karla May 11-5-10
Karla May Date
Citizens for Karla May

PETITIONER

By: Julie A. Allen 11/12/10
Julie A. Allen Date

By: Elizabeth L. Ziegler 11/12/10
Elizabeth L. Ziegler Date
General Counsel

Missouri Ethics Commission
Missouri Bar No. 35493
3411-A Knipp Drive

P.O. Box 1370
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Attorney for Petitioner