

against the Respondents Jan LaForest and Committee to Preserve House Springs C.P.H.S in the amount of \$2,000.00 pursuant to §105.961.4(6) RSMo. However, if either Respondent pays \$200.00 of that fee within 45 days of the entry of the consent 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.

It is the order of the Missouri Ethics Commission that an additional fee is imposed against the Respondents Jan LaForest and Committee to Preserve House Springs C.P.H.S in the amount of \$100.00 pursuant to §105.961.4(6) RSMo, for the violation of §130.031.8, RSMo.

If Respondents Jan LaForest and Committee to Preserve House Springs C.P.H.S have not committed any further violations of the campaign finance disclosure laws pursuant to Chapter 130, RSMo, during the two year stay then Respondents will not be required to pay the remainder of this fee.

If, however, either Respondent is found to have violated the campaign finance laws pursuant to Chapter 130, RSMo, 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 probable cause of such a violation.

SO ORDERED this 12th day of November, 2010.

By:



Jim Wright

BEFORE THE
MISSOURI ETHICS COMMISSION

Filed
NOV 08 2010
Missouri Ethics
Commission

MISSOURI ETHICS COMMISSION)
)
Petitioner,)
)
v.)
)
)
JAN LAFOREST, Treasurer)
)
And)
)
COMMITTEE TO PRESERVE HOUSE SPRINGS)
C.P.H.S., Committee)
)
Respondents.)

No. 10E039

**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, Jan LaForest and Committee to Preserve House Springs C.P.H.S., 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

(1) Not later than the eighth day before an election for the period closing on the twelfth day before the election if the committee has made any contribution or expenditure either in support or opposition to any candidate or ballot measure;

(2) Not later than the thirtieth day after an election for a period closing on the twenty-fifth day after the election, if the committee has made any contribution or expenditure either in support of or opposition to any candidate or ballot measure...

2. There is probable cause that Respondents violated §130.046.1, RSMo by failing to file timely an 8 Day Before Election Report and a 30 Day After Election Report and Termination Statement, and that Respondents did so knowingly.

3. §130.031.8 RSMo states:

Any person publishing, circulating, or distributing any printed matter relative to any candidate for public office or any ballot measure shall on the face of the printed matter identify in a clear and conspicuous manner the person who paid for the printed matter with the words "Paid for by" followed by the proper identification of the sponsor pursuant to this section.

.....

(2) In regard to any printed matter paid for by a committee, it shall be sufficient identification to print the name of the committee as required to be registered by subsection 5 of section 130.021 and the name and title of the committee treasurer who was serving when the printed matter was paid for.

4. There is probable cause to believe that Respondents violated §130.031.8, RSMo by publishing, circulating and distributing printed matter without properly identifying "Paid for by" on printed matter in opposition to Proposition A on the April 6, 2010 ballot.

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 Jan LaForest and Committee to Preserve House Springs C.P.H.S in the amount of \$2,000.00 pursuant to §105.961.4(6) RSMo. However, if either Respondent pays \$200.00 of that fee within 45 days of the entry of the consent 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.

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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: Jan LaForest 10-23-10
Jan LaForest Date
Committee to Preserve House Springs C.P.H.S

Respondents

PETITIONER

By: Julie A. Allen 11/2/10
Julie A. Allen Date
Executive Director

By: Elizabeth L. Ziegler 11/8/10
Elizabeth L. Ziegler Date
General Counsel

Missouri Ethics Commission
3411-A Knipp Drive
P.O. Box 1370
Jefferson City, MO 65102
Telephone: (573) 751-2020
Telefax: (573) 526-4506

Attorney for Petitioner