



behalf at the hearing; and the right to a decision upon the record of the hearing. Being aware of these rights provided to 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 Hearing 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 PROPOSED FINDINGS OF FACT**

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

2. Steve Hobbs for Presiding Commissioner is a candidate committee which has been registered with the Commission since April 18, 2005. Prior to October 16, 2002, the Committee’s name was Missourians for Steve Hobbs.

3. During the period of this complaint until January 2011, Steve Hobbs was the elected state representative for District 21. In November 2010, Steve Hobbs was elected to the office of Presiding Commissioner of Audrain County.

4. Pursuant to Section 105.959, RSMo, the Commission’s staff has investigated the reports and statements filed with the Commission and reported the investigation’s findings to the Commission.

**COUNT I**

*Campaign Finance Disclosure Reports*

5. Respondents failed to file timely five campaign finance disclosure reports as follows:

<b>Report Name</b>	<b>Report Due Date</b>	<b>Date Report was Submitted</b>
April 2010 Limited Activity Statement	04/15/10	07/13/10
8 Day Before 2010 Primary Election Limited Activity Statement	07/26/10	08/06/10
October 2010 Quarterly Disclosure Report	10/15/10	10/19/10
30 Day After 2010 General Election Limited Activity Statement	12/02/10	12/04/10
October 2011 Limited Activity Statement	10/15/11	11/04/11

6. Respondents included the improper reporting periods on the reports for the 8 Day Before Primary Election, 30 Day After Primary Election, October 2010 Quarterly Disclosure Report, and the 30 Day After 2010 General Election Report.

7. Respondents improperly filed limited activity statements in lieu of full campaign finance disclosure reports for the following periods as follows:

<b>Report Name</b>	<b>Total Contributions Received</b>	<b>Total Expenses</b>	<b>Total Contributions Made</b>	<b>Total</b>
April 2010	\$100.00	\$2,735.25	\$1,000.00	\$3,835.25
July 2010		\$1,643.62		\$1,643.62
30 Day After 2010 General Election	\$500.00	\$391.00	\$500.00	\$1,391.00
April 2011	\$550.00	\$228.00		\$778.00

**COUNT II**

*Contributions Received*

8. Respondents failed to report timely the following three contributions for a total of \$950.00:

<b>Date</b>	<b>Contributor Name</b>	<b>Amount</b>	<b>Correct Report</b>	<b>Amended Report</b>
02/10/10	Stephen or Laura Erdel	\$100.00	April 2010 Quarterly	
11/05/10	Hobbs Farms Inc	\$500.00	30 Day After 2010 General Election	Amended January 2011 Quarterly – 11/14/12
12/02/10	Steve Hobbs Farms Steve or Carolyn Hobbs	\$350.00	April 2011 Quarterly	Amended January 2011 Quarterly – 11/14/12

**COUNT III**

*Expenditures and Contributions Made*

9. Respondents failed to report timely the following expenditures over \$100 each, for a total of \$4,325.10:

<b>Date</b>	<b>Check Number</b>	<b>Name</b>	<b>Amount</b>	<b>Correct Report</b>	<b>Amended Report</b>
01/12/10	1713	US Cellular	\$163.29	2010 April Quarterly	
01/21/10	1735		\$230.00	2010 April Quarterly	
01/29/10	1786	Stacy Blemberg	\$750.00	2010 April Quarterly	
02/04/10	1714	MFA Oil	\$189.12	2010 April Quarterly	
02/12/10	1715	US Cellular	\$164.16	2010 April	

				Quarterly	
02/12/10	1736	Mexico Area Chamber	\$240.00	2010 April Quarterly	
03/04/10	1717	Commerce Bank	\$130.00	2010 April Quarterly	
03/09/10	1718	American Red Cross	\$102.50	2010 April Quarterly	
03/11/10	1719	MFA Oil	\$219.96	2010 April Quarterly	
03/12/10	1720	US Cellular	\$164.16	2010 April Quarterly	
03/25/10	1741	MFA Oil	\$156.58	2010 April Quarterly	
04/07/10	1744	US Cellular	\$164.16	2010 July Quarterly	
04/12/10	1740	Steve Hobbs	\$231.00	2010 July Quarterly	
05/06/10	1746	MFA Oil	\$177.72	2010 July Quarterly	
05/07/10	1748	US Cellular	\$164.63	2010 July Quarterly	
06/04/10	1750	MFA Oil	\$208.56	2010 July Quarterly	
06/10/10	1813	US Cellular	\$164.63	2010 July Quarterly	
07/19/10	1818	US Cellular	\$164.63	8 Day Before Primary	
09/23/10	1821	Audrain Medical Center	\$265.00	2010 October Quarterly	
11/02/10	1841	Mexico Elks	\$275.00	30 Day After General	Amended 2011 January Quarterly 11/14/12

10. Respondents failed to report timely the following expenditures under \$100 each, for a total of \$1,075.18:

Date	Check Number	Name	Amount	Correct Report	Amended Report
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01/12/10	1712	AT&T	\$45.39	2010 April Quarterly	
02/17/10	1716	AT&T	\$47.35	2010 April Quarterly	
02/18/10	1787	After Prom Committee	\$50.00	2010 April Quarterly	
02/25/10	1737	Manny's Corner LLC	\$7.49	2010 April Quarterly	
03/03/10	1738	USPS	\$56.00	2010 April Quarterly	
03/30/10	ACH	Deluxe Checks	\$19.25	2010 April Quarterly	
04/06/10	1742	Commerce Bank	\$98.09	2010 July Quarterly	
04/09/10	1743	AT&T	\$45.99	2010 July Quarterly	
05/06/10	1745	Commerce Bank	\$62.03	2010 July Quarterly	
05/11/10	1747	AT&T	\$42.81	2010 July Quarterly	
06/07/10	1749	AT&T	\$41.07	2010 July Quarterly	
06/07/10	1812	Commerce Bank	\$79.27	2010 July Quarterly	
06/29/10	1814	MFA Oil	\$98.30	2010 July Quarterly	
06/29/10	1815	Commerce Bank	\$65.36	2010 July Quarterly	
07/16/10	1817	MFA Oil	\$87.10	8 Day Before Primary	
07/19/10	1816	AT&T	\$43.15	8 Day Before Primary	
10/08/10	1826	AT&T	\$50.53	8 Day Before Primary	Amended 8 Day Before General 11/14/12

10/26/10	n/a	Martinsburg Bank & Trust	\$28.00	30 Day After General	Amended 2011 January Quarterly 11/14/12
11/02/10	n/a	Martinsburg Bank & Trust	\$10.00	30 Day After General	Amended 2011 January Quarterly 11/14/12
11/03/10	n/a	Martinsburg Bank & Trust	\$10.00	30 Day After General	Amended 2011 January Quarterly 11/14/12
11/04/10	n/a	Martinsburg Bank & Trust	\$10.00	30 Day After General	Amended 2011 January Quarterly 11/14/12
11/16/10	n/a	Martinsburg Bank & Trust	\$28.00	30 Day After General	Amended 2011 January Quarterly 11/14/12
11/23/10	n/a	Martinsburg Bank & Trust	\$10.00	30 Day After General	Amended 2011 January Quarterly 11/14/12
11/24/10	n/a	Martinsburg Bank & Trust	\$10.00	30 Day After General	Amended 2011 January Quarterly 11/14/12
11/26/10	n/a	Martinsburg Bank & Trust	\$10.00	30 Day After General	Amended 2011 January Quarterly 11/14/12
11/29/10	n/a	Martinsburg Bank & Trust	\$10.00	2011 April Quarterly	Amended 2011 January Quarterly 11/14/12

11/30/10	n/a	Martinsburg Bank & Trust	\$10.00	2011 April Quarterly	Amended 2011 January Quarterly 11/14/12
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11. According to Section 130.041.1(8), RSMo, a candidate or treasurer is required to report:

(8) A separate listing by full name and address of any committee including a candidate committee controlled by the same candidate for which a transfer of funds or a contribution in any amount has been made during the reporting period, together with the date and amount of each such transfer or contribution;

12. Respondents failed to report timely the following four monetary contributions made to other committees for a total of \$1,700.00:

Committee Name	Date	Check Number	Amount	Correct Report	Amended Report
Friends of John Cauthorn	03/10/10	1788	\$500.00	2010 April Quarterly	
Friends of Munzlinger	03/23/10	1739	\$500.00	2010 April Quarterly	
Quinn for Rep	09/17/10	1789	\$200.00	2010 October Quarterly	
Munzlinger for Senate	10/25/10	1827	\$500.00	30 Day After General	Amended 8 Day Before General – 11/12/2012

**JOINT PROPOSED CONCLUSIONS OF LAW**

**COUNT I**

1. According to Section 130.046.1, RSMo:

The disclosure reports required by section 130.041 for all committees shall be filed at the following times and for the following periods:

- (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...; and

- (3) Not later than the fifteenth day following the close of each calendar quarter.

2. According to Section 130.046.5(2), RSMo:

Notwithstanding any other provisions of this chapter to the contrary:

- (2) No disclosure report needs to be filed for any reporting period if during that reporting period the committee has neither received

contributions aggregating more than five hundred dollars nor made expenditure aggregating more than five hundred dollars and has not received contributions aggregating more than three hundred dollars from any single contributor and if the committee's treasurer files a statement with the appropriate officer that the committee has not exceeded the identified thresholds in the reporting period. Any contributions received or expenditures made which are not reported because this statement is filed in lieu of a disclosure report shall be included in the next disclosure report filed by the committee. This statement shall not be filed in lieu of the report for two or more consecutive disclosure periods if either the contributions received or expenditures made in the aggregate during those reporting periods exceed five hundred dollars. This statement shall not be filed, in lieu of the report, later than the thirtieth day after an election if that report would show a deficit of more than one thousand dollars.

3. There is probable cause to believe that Respondents violated Sections 130.046.1, RSMo and 130.046.5(2), RSMo, by filing five reports late, by including the improper reporting periods on four reports, and by improperly filing four limited activity statements in lieu of full campaign finance disclosure reports, and that Respondents did so knowingly.

#### COUNT II

4. According to Section 130.041.1(3)(a), RSMo, a candidate or treasurer is required to report:

(a) Total amount of all monetary contributions received which can be identified in the committee's records by name and address of each contributor...

5. There is probable cause to believe that Respondents violated Section 130.041.1(3)(a), RSMo, by failing to report timely three contributions for a total of \$950.00, and that Respondents did so knowingly.

**COUNT III**

6. According to Section 130.041.1(4)(a) and (d), RSMo, a candidate or treasurer is required to report:

(4) Expenditures for the period, including:

(a) The total dollar amount of expenditures made by check drawn on the committee's depository;

...

(d) The full name and mailing address of each person to whom an expenditure of money or any other thing of value in the amount of more than one hundred dollars has been made, contracted for or incurred, together with the date, amount and purpose of each expenditure. Expenditures of one hundred dollars or less may be grouped and listed by categories of expenditure showing the total dollar amount of expenditures in each category, except that the report shall contain an itemized listing of each payment made to campaign workers by name, address, date, amount and purpose of each payment and the aggregate amount paid to each such worker;

7. According to Section 130.041.1(8), RSMo, a candidate or treasurer is required to report:

(8) A separate listing by full name and address of any committee including a candidate committee controlled by the same candidate for which a transfer of funds or a contribution in any amount has been made during the reporting period, together with the date and amount of each such transfer or contribution;

8. There is probable cause to believe that Respondents violated Section 130.041.1(4)(a) and (d), RSMo and Section 130.041.1(8), RSMo, by failing to report timely \$4,325.10 in expenditures over \$100 each, \$1,075.18 in expenditures under \$100 each, and monetary contributions of \$1,700.00 made to other committees for a total of \$7,100.28 in expenditures and contributions made, 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 shall 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 Respondents in the amount of \$10,000.00, pursuant to Section 105.961.4(6), RSMo. However, if Respondents pay \$1,000.00 of that fee within forty-five days after the date of the Order, the remainder of the fee will be stayed, subject to the provisions below. The fee will be paid by check or money order made payable to the Missouri Ethics Commission.

c. If either Respondent Steve Hobbs or Steve Hobbs for Presiding Commissioner fka Missourians for Steve Hobbs commits any further violation or violations of the campaign finance laws under Chapter 130, RSMo, within the two year period from the date of this order, then both Respondents will be required to pay the remainder of the fee. The fee will be due immediately upon final adjudication finding that Respondent has committed such a violation.

d. Respondents Steve Hobbs and Steve Hobbs for Presiding Commissioner fka Missourians for Steve Hobbs shall be jointly and severally liable for all fees imposed under this order.

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 attorneys of or from any liability, claim, actions, causes of action, fees, costs and expenses, and compensation,

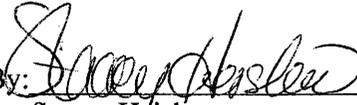
including but not limited to, a claim for attorney's fees whatsoever which Respondents or Respondents' attorney may now have or which they may hereafter have, which are based upon or arise out of the above cases.

5. This joint stipulation does not settle, release, waive, or otherwise relieve Respondents from any late filing fees due to the appropriate filing authority, including Petitioner Missouri Ethics Commission. Respondents understand that late filing fees accrue automatically under Section 105.963, RSMo.

RESPONDENT STEVE HOBBS

PETITIONER MISSOURI ETHICS  
COMMISSION

By:  4-23-13  
Steve Hobbs Date

By:  4/30/2013  
Stacey Heislen Date  
Acting Executive Director

By: James B. Deutsch 4-26-13  
James Deutsch Date  
Attorney for Respondent

By: Elizabeth L. Ziegler 4/29/13  
Elizabeth L. Ziegler Date  
Attorney for Petitioner

RESPONDENT STEVE HOBBS FOR  
PRESIDING COMMISSIONER FKA  
MISSOURIANS FOR STEVE HOBBS

By:  4-23-13  
Steve Hobbs Date

By: James B. Deutsch 4-26-13  
James Deutsch Date  
Attorney for Respondent

**BEFORE THE  
MISSOURI ETHICS COMMISSION**

MISSOURI ETHICS COMMISSION, )  
 )  
 ) Petitioner, )  
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 )  
 v. )  
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 )  
 STEVE HOBBS ) Case No. 12A206  
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 )  
 and )  
 )  
 )  
 STEVE HOBBS FOR PRESIDING )  
 COMMISSIONER fka MISSOURIANS )  
 FOR STEVE HOBBS, )  
 )  
 )  
 Respondents. )

**CONSENT ORDER**

The parties having filed a Joint Stipulation of Facts, Waiver of Hearing 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 Respondents Steve Hobbs and Steve Hobbs for Presiding Commissioner fka Missourians for Steve Hobbs violated Sections 130.046.1, 130.046.5(2), 130.041.1(3)(a), 130.041.1(4)(a) and (d), RSMo and Section 130.041.1(8), RSMo, as stated in the Joint Stipulation.

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

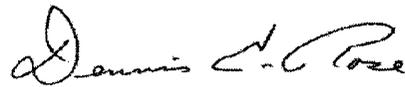
1. Respondents shall comply with all relevant sections of Chapter 130, RSMo.
2. It is the order of the Missouri Ethics Commission that a fee is imposed against Respondents Steve Hobbs and Steve Hobbs for Presiding Commissioner fka Missourians for Steve Hobbs in the amount of \$10,000 pursuant to Section

105.961.4(6), RSMo. However, if either Respondent pays \$1,000 of that fee within forty-five (45) days of the date of this Order, the remainder of the fee will be stayed, 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.

3. If Respondents Steve Hobbs and Steve Hobbs for Presiding Commissioner fka Missourians for Steve Hobbs commit any further violations of the campaign finance laws pursuant to Chapter 130, RSMo, as amended, within the two year period from the date of this order, then 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 that Respondents committed such a violation.
4. Respondents Steve Hobbs and Steve Hobbs for Presiding Commissioner fka Missourians for Steve Hobbs shall be jointly and severally liable for all fees imposed under this order.

SO ORDERED this 30<sup>th</sup> day of April, 2013

By:



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Dennis Rose, Chair  
Missouri Ethics Commission