

\$100.00 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.

If Respondents Matt Thompson and Citizens for Matt Thompson 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 16th day of December, 2010.

By: _____

Jim Wright

BEFORE THE
MISSOURI ETHICS COMMISSION

Filed
DEC 13 2010
Missouri Ethics
Commission

MISSOURI ETHICS COMMISSION)
)
Petitioner,)
)
v.)
)
MATT THOMPSON, Candidate) No. 10C140
)
and)
)
CITIZENS FOR MATT THOMPSON, Committee)
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, Matt Thompson and Citizens for Matt Thompson, 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,

4.

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 March 22, 2010, a Statement of Committee Organization was filed with Petitioner for Respondent, Citizens for Matt Thompson (“Committee”), as a Candidate Committee.
3. Respondent Committee was formed in support of Respondent Matt Thompson for State Representative, 31st District, in the August 3, 2010 primary election.
4. Pursuant to §130.026, RSMo, the Petitioner and the Jackson County Board of Elections are the appropriate officers designated to receive the statement of committee of organization and campaign finance reports for Committee.
5. On April 16, 2010, Respondents filed an April 2010 Quarterly Disclosure report, reporting \$100.00 money on hand, but no contributions or expenditures.

6. On October 1, 2010, Respondents filed an amended April 2010 Quarterly Disclosure Report showing no money on hand for that quarterly reporting period.

7. On July 15, 2010, Respondents filed a July 2010 Quarterly Disclosure Report showing \$2,000.00 money on hand at the beginning of the reporting period.

8. On October 1, 2010, Respondents filed an amended July 2010 Quarterly Disclosure Report showing no money on hand at the beginning of the reporting period, and contributions of \$5,459.00 for that reporting period, and money on hand at the close of the reporting period of \$4,364.00.

9. On September 21, 2010, a complaint was filed against Respondents.

10. Pursuant to §105.961, RSMo a special investigator has investigated these matters reported its findings to the Commission.

JOINT CONCLUSIONS OF LAW

1. According to §130.041.1, RSMo, in pertinent part:

...Except as provided in sections 130.049 and 130.050, each report shall set forth:

(3) Receipts for the period, including:

(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) The total amount of cash on hand as of the closing date of the reporting period covered, including amounts in depository accounts and in petty cash fund;

2. There is probable cause that Respondents Matt Thompson and Citizens for Matt Thompson have violated §130.041.1, RSMo by failing to timely and accurately

report the amount of money on hand for the April and July Quarterly Reporting periods, and the accurate contributions received for the July 2010 quarterly reporting period, 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 Matt Thompson and Citizens for Matt Thompson in the amount of \$1,000.00 pursuant to §105.961.4(6) RSMo. However, if either Respondent pays \$100.00 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.

If Respondents Matt Thompson and Citizens for Matt Thompson 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.

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: _____

Matt Thompson
Citizens for Matt Thompson

Date

PETITIONER

By: _____

Julie A. Allen
Executive Director

Date

Respondents

By: Elizabeth L. Ziegler 12/16/10
Elizabeth L. Ziegler Date
General Counsel

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Attorney for Petitioner