

**BEFORE THE  
MISSOURI ETHICS COMMISSION**

**Filed**  
**DEC 17 2013**  
Missouri Ethics  
Commission

MISSOURI ETHICS COMMISSION,	)	
	)	
Petitioner,	)	
	)	Case No. 12E132
v.	)	
	)	
GLENN JAMBORETZ,	)	
	)	
Respondent.	)	

**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**

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

The undersigned Respondent, Glenn Jamboretz, acknowledges that he has 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 Respondent further acknowledges that he is 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 Respondent be proven upon the record by competent and substantial evidence; the right to cross-examine any witnesses appearing at the hearing against Respondent; the right to present evidence on Respondent's behalf at the hearing; and the right to a decision upon the record of the hearing. Being aware of these rights provided to Respondent by operation of law, the undersigned Respondent knowingly and voluntarily waives each and every one of these rights and freely enters 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 agrees to abide by the terms of this document.

**I.**

Based upon the foregoing, the Petitioner and the undersigned Respondent 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. Respondent Jamboretz is the owner, President, Chairman of the Board, and Registered Agent of The Glennon Company, Inc., an advertising agency. He was a resident of Saint Louis County at all times relevant to this complaint.

3. Pursuant to Section 105.961, RSMo, the Commission’s staff has investigated a complaint filed with the Commission and reported the investigation’s findings to the Commission.

4. Based on the report of the Commission’s staff, the Commission determined that there were reasonable grounds to believe that violations of law occurred, and it therefore authorized a hearing in this matter pursuant to Section 105.961.3, RSMo.

**COUNT I**

*False “paid for by” disclaimer*

5. In the April 2012 City of Brentwood municipal election, Maureen Saunders ran for the council seat for Ward 1.

6. Previously, Ms. Saunders had been critical of various decisions made by the City of Brentwood, including calling for an audit that was being conducted prior to and during the April 2012 election.

7. One of the findings later released in the audit was that the City, with Pat Kelly as mayor, hired Respondent Jamboretz as a media consultant at a rate of \$200 per hour (and \$11,800 total) during 2011, and that the City of Brentwood had not put this media consultant contract out for bid.

8. While the audit was pending, Ms. Saunders registered as a candidate for the office of Ward 1 Alderwoman in the City of Brentwood.

9. In January 2012, Jim Bischoff registered as Ms. Saunders' opponent for that office, and Michael Daming withdrew his candidacy for the seat.

10. In February 2012, Respondent Jamboretz requested and obtained the voter history list for Wards 1, 2, 3, and 4 for the City of Brentwood.

11. On March 10, 2012, residents of Brentwood received robocalls conducting a poll. The mayor of Brentwood, Pat Kelly, worked with Respondent Jamboretz to conduct this poll. The purpose of this poll was to determine whether Mr. Bischoff, candidate for Ward 1, would benefit from a mailer to Ward 1 residents.

12. Five days later, on March 15, Respondent Jamboretz requested and obtained the list of registered voters for Ward 1 for the City of Brentwood.

13. On March 21, 2012, Ms. Saunders received in her mail a box with a copy of the book "The Caine Mutiny," a World War II novel about the mentally unstable "Commander Queeg," who becomes obsessed with the theft of strawberries from his ship.

14. The next day, Ms. Saunders received a jar of strawberry jam in the mail. The return address stated "Brentwood Forever, PO Box 120, Brentwood, MO 63144." There is no PO Box 120 in Brentwood, Missouri, but Respondent Jamboretz used mailbox number 120 at a UPS Store in Warson Woods, Missouri.

15. On March 23, Respondent Saunders received a package of marbles at her house with no postmark, but with a return address of CFBG. The envelope was addressed to Maureen "Spearhead" Saunders.

16. On March 24, residents of Ward 1 in Brentwood received another robo-call, this time paid for by Respondent Jamboretz.

17. Also on March 24, Respondent Jamboretz made a purchase at Office Depot for \$167.11, for three mailers that would later go to Ward 1 residents.

18. Also on March 25, Respondent Jamboretz spent another \$76.85 at Office Depot for three mailers that would later go to Ward 1 residents.

19. On March 26, 2012, a set of mailers, a true and accurate example of which is attached hereto and incorporated by reference as Exhibit 1 (hereinafter "Mailer 1"), was mailed to residents of Ward 1 in Brentwood.

20. On March 27, residents in Ward 1 received Mailer 1.

21. On March 27, another set of mailers, a true and accurate example of which is attached hereto and incorporated by reference as Exhibit 2 (hereinafter "Mailer 2"), was mailed to residents of Ward 1 in Brentwood.

22. On March 28, residents in Ward 1 received Mailer 2.

23. On March 28, a third set of mailers, a true and accurate example of which is attached hereto and incorporated by reference as Exhibit 3 (hereinafter “Mailer 3”), was mailed to residents of Ward 1 in Brentwood.

24. On March 29, residents in Ward 1 received Mailer 3.

25. Mailer 1, Mailer 2, and Mailer 3 did not contain any “paid for by” disclosure statement.

26. No committee filed a report disclosing an expenditure or expenditures for any of Mailer 1, Mailer 2, or Mailer 3, with either the Saint Louis County Board of Elections or the Missouri Ethics Commission.

27. No person filed a non-committee disclosure report for any of Mailer 1, Mailer 2, or Mailer 3, with either the Saint Louis County Board of Elections or the Missouri Ethics Commission.

28. On April 3, the City of Brentwood held its election.

29. Respondent Jamboretz initially categorically denied any involvement with the Saunders mailings when asked by the Ethics Commission investigator.

30. The investigator then confronted Respondent Jamboretz with documentation showing his involvement with the Saunders mailings.

31. Only after being confronted with this documentation did Respondent Jamboretz admit that he was involved with sending Mailer 1, Mailer 2, Mailer 3, and the second robo-call that went to Brentwood residents prior to the election.

32. Respondent Jamboretz also stated that other individuals contributed their own funds, or provided in-kind contributions such as postage stamps, for Mailer 1, Mailer 2, or Mailer 3.

33. Respondent Jamboretz refused to identify those other individuals, telling the investigator that he “helps people of substance who prefer to stay behind the scenes.”

34. Respondent Jamboretz further stated that he was aware of the requirement to put “Paid for by” on mailers relating to candidates, as he has worked as a consultant on other political campaigns.

## **COUNT II**

### *Failure to timely file statement of committee organization and file campaign finance disclosure reports*

35. Respondent Jamboretz expended more than \$500 in opposition to a candidate for the Ward 1 City Council position for the City of Brentwood.

36. These expenditures include but are not limited to the following:

- a. \$250 for the poll conducted by Respondent Jamboretz on March 10;
- b. \$245.96 for the Office Depot purchases on March 24 and 25; and
- c. Approximately \$100 in postage for the three mailers;

37. Respondent Jamboretz did not file a non-committee expenditure report disclosing such information with either the Missouri Ethics Commission or the Saint Louis County Board of Elections.

## **JOINT PROPOSED CONCLUSIONS OF LAW**

### **COUNT I**

#### *False “paid for by” disclaimer*

38. “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.”

§ 130.031.8, RSMo.

39. “[P]rinted matter’ shall be defined to include any pamphlet, circular, handbill, sample ballot, advertisement, including advertisements in any newspaper or other periodical, sign, including signs for display on motor vehicles, or other imprinted or lettered material....”

§ 130.031.8, RSMo.

40. “In regard to any printed matter paid for by an individual or individuals, it shall be sufficient identification to print the name of the individual or individuals and the respective mailing address or addresses....” §130.031.8(4), RSMo.

41. “No person shall accept for publication or printing nor shall such work be completed until the printed matter is properly identified as required by this subsection.”

§ 130.31.8(4), RSMo.

42. “It shall be a violation of this chapter for any person required to be identified as paying for printed matter pursuant to subsection 8 of this section or paying for broadcast matter pursuant to subsection 9 of this section to refuse to provide the information required or to purposely provide false, misleading, or incomplete information.” § 130.031.11, RSMo.

43. There is probable cause to believe that Respondent Jamboretz violated Sections 130.031.8 and 130.031.11, RSMo, by sending out three anonymous mailers containing no “paid for by” disclosure that opposed a candidate, and that Respondent Jamboretz did so knowingly.

## COUNT II

### *Failure to timely file statement of committee organization and file campaign finance disclosure reports*

44. Under Missouri law, a “committee” is a person or any combination of persons, who accepts contributions or makes expenditures for the primary or incidental purpose of influencing or attempting to influence the action of voters for or against the nomination or election to public office of one or more candidates or the qualification, passage or defeat of any ballot measure or for the purpose of paying a previously incurred campaign debt or obligation of a candidate or the debts or obligations of a committee or for the purpose of contributing funds to another committee.

§ 130.011(7), RSMo.

45. A “committee” does not include:
- a. A person or combination of persons, if neither the aggregate of expenditures made nor the aggregate of contributions received during a calendar year exceeds five hundred dollars and if no single contributor has contributed more than two hundred fifty dollars of such aggregate contributions;
  - b. An individual, other than a candidate, who accepts no contributions and who deals only with the individual's own funds or property;

§ 130.011(7), RSMo.

46. For purposes of Chapter 130, RSMo, an “expenditure” is a payment, advance, conveyance, deposit, donation or contribution of money or anything of value for the purpose of supporting or opposing the nomination or election of any candidate for public office or the qualification or passage of any ballot measure or for the support of any committee which in turn supports or opposes any candidate or ballot measure or for the purpose of paying a previously incurred campaign debt or obligation of a candidate or the debts or obligations of a committee; a payment, or an agreement or promise to pay, money or anything of value, including a candidate's own money or property, for the purchase of goods, services, property, facilities or anything of value for the purpose of supporting or opposing the nomination or election of any candidate for public office or the qualification or passage of any ballot measure or for the support of any committee which in turn supports or opposes any candidate or ballot measure or for the purpose of paying a previously incurred campaign debt or obligation of a candidate or the debts or obligations of a committee. An expenditure of anything of value shall be deemed to have a money value equivalent to the fair market value.

§ 130.011(15), RSMo.

47. An “in-kind expenditure” is an “expenditure in a form other than money.”

§130.011(19), RSMo.

48. The appropriate officer for a campaign committee supporting or opposing a candidate for the City of Brentwood, a municipality with fewer than one hundred thousand inhabitants in St. Louis County, is the Saint Louis County Board of Elections. § 130.026, RSMo.

49. “Any person who is not a defined committee who makes an expenditure or expenditures aggregating five hundred dollars or more in support of, or opposition to, one or more candidates ... other than a contribution made directly to a candidate or committee, shall file a report signed by the person making the expenditures, or that person's authorized agent.” §130.047, RSMo.

50. “The report shall include the name and address of the person making the expenditure, the date and amount of the expenditure or expenditures, the name and address of the payee, and a description of the nature and purpose of each expenditure. Such report shall be filed with the appropriate officer having jurisdiction over the election of the candidate or ballot measure in question as set forth in section 130.026 no later than fourteen days after the date of making an expenditure which by itself or when added to all other such expenditures during the same campaign equals five hundred dollars or more. If, after filing such report, additional expenditures are made, a further report shall be filed no later than fourteen days after the date of making the additional expenditures; except that, if any such expenditure is made within fourteen days prior to an election, the report shall be filed no later than forty-eight hours after the date of such expenditure.” § 130.047, RSMo.

51. There is probable cause to believe that Respondent Jamboretz violated Section 130.047, RSMo, by making expenditures in excess of \$500 to oppose a candidate for the office of City Council, Ward 1, for the City of Brentwood, and failing to file a statement of committee organization with the Saint Louis County Board of Elections, by failing to timely file campaign

finance reports disclosing the source of contributions and the candidate(s) supported and/or opposed in that election, and that Respondent Jamboretz 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. Respondent 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 Respondent Jamboretz in the amount of \$2,000, pursuant to Section 105.961.4(6), RSMo. However, if Respondent pays \$1,000 of that fee within forty-five days after the date of the Order, then 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 Respondent Jamboretz 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 Respondent 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.

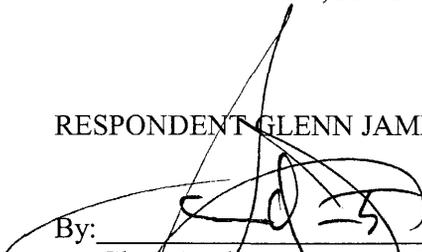
3. The parties consent to the entry of record and approval of this Joint Stipulation and to the termination of any further proceedings before the Commission based upon the Complaint filed by the Petitioner in the above action.

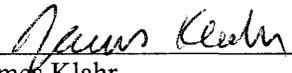
4. Respondent, together with his heirs, successors, and assigns, does hereby waive, release, acquit and forever discharge the Missouri Ethics Commission and its attorneys of or from any liability, claim, actions, causes of action, fees, costs and expenses, and compensation, including but not limited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

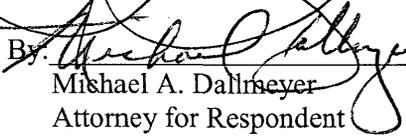
5. This joint stipulation does not settle, release, waive, or otherwise relieve Respondent from any late filing fees due to the appropriate filing authority, including Petitioner Missouri Ethics Commission. Respondent understands that late filing fees accrue automatically under Section 105.963, RSMo.

RESPONDENT GLENN JAMBORETZ

PETITIONER MISSOURI ETHICS COMMISSION

By:  12-9-13  
Glenn Jamboretz Date

By:  12/17/13  
James Klahr Date  
Executive Director

By:  12/10/13  
Michael A. Dallmeyer Date  
Attorney for Respondent  
Jamboretz

By:  12/17/13  
Curtis R. Stokes Date  
Attorney for Petitioner

Maureen Saunders'  
boorish remarks about  
Barbara Clements' family  
should not be forgotten.

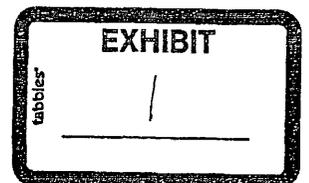
This is an open letter to the women voters of Brentwood Ward One speaking to the destructive path chosen by Maureen Saunders in her run for Alderperson.

Did Maureen Saunders honestly believe we would overlook the inconsiderate remarks she "spearheaded" toward Barbara Clements family at a November meeting? History will brand Saunders as the town bully, unable to control her emotions. Saunders acts like a spoiled child demanding attention. She lacks civility needed in public office. .

Saunders' comments led to Mrs. Clements' decision not to run for another term. No one has given more to our city than Barbara Clements. But, Saunders got what she wanted by tormenting and bullying her way into this race for a council seat at a high price. You need to ask yourself if Saunders deserves your vote.

Barbara Clements is a proud mother and grandmother of a wonderful Brentwood family. Her son in law is a fine law enforcement officer. Saunders should not only be embarrassed by her boorish behavior, she should make a public apology for her insolent comments.

She does not deserve a seat at city hall.



## A fable of Carrie Nation and Maureen Saunders

Claiming she was inspired by powerful "visions" in 1900, Carrie Nation began a series of well-publicized attacks on Kansas saloons and public buildings using her favorite weapon of moral righteousness-- her trusty hatchet. Maureen Saunders has chosen a spear.

The hatchet-wielding Nation was an intimidating sight. She relished chopping up barrels of whiskey, destroying expensive bar fixtures, and berating stunned bar owners and patrons for their evil habits. Sort of like Maureen at a city hall meeting. People tremble when they hear she's in the room:

Local law enforcement, however, did not usually agree, and Nation was frequently jailed for her disturbances. Maureen, on the other hand, is still praying for an arrest despite repeated requests.

Nation described herself as *"a bulldog running along at the feet of Jesus, barking at what He doesn't like,"* and claiming a divine ordination to promote temperance by destroying others. Sounds familiar to what we are seeing in Brentwood when Maureen appears at public meetings intent on disruption.



**"THESE FAMOUS QUOTES OF CARRIE NATION  
GIVE ME THE MOTIVATION TO KEEP FIGHTING."**



"Being a woman is a terribly difficult task, since it consists principally in dealing with men."

"MEN ARE LIKE PUMPKINS. IT SEEMS LIKE ALL THE GOOD ONES ARE EITHER TAKEN OR THEY'VE HAD EVERYTHING SCRAPED OUT OF THEIR HEADS WITH A SPOON."

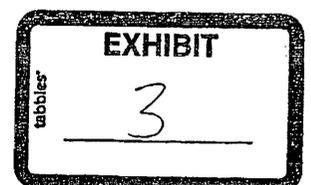
"MEN ARE NICOTINE-SOAKED, BEER-BESMIRCHED, WHISKEY-GREASED, RED-EYED DEVILS."

## When Narcissism contaminates sound judgment We voters stand to lose

This is another message to Brentwood women voters addressing a debilitating personality trait that seems to consume one of the candidates in Ward One.

If you recently received literature from Ward One candidate, Maureen Saunders, you might have noticed that she used the pronoun "I" nine times. It appears we have an egocentric candidate who takes credit for all things, even those that don't belong to her. We call that person a narcissist.

Narcissism is a psychological condition characterized by self-preoccupation, a lack of empathy, and the unconscious deficits in self-esteem. They have an inflated idea of their own importance and often take credit for matters in which they only were peripherally involved. The call for a state audit is a perfect example of jumping aboard an issue that was already underway.

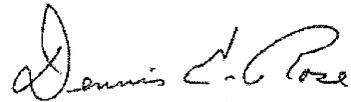




3. If Respondent Jamboretz commits any further violations of the campaign finance laws pursuant to Chapter 130, RSMo, as amended, within the two year period from the date of this order, then Respondent will be required to pay the remainder of the fee as originally imposed by the Commission. The fee will be due immediately upon final adjudication finding that Respondent committed such a violation.

SO ORDERED this 17<sup>th</sup> day of December,  
2013

By:



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Dennis Rose, Chair  
Missouri Ethics Commission