

BEFORE THE  
MISSOURI ETHICS COMMISSION

**Filed**  
AUG 11 2016  
Missouri Ethics  
Commission

MISSOURI ETHICS COMMISSION,	)	
	)	
Petitioner,	)	
	)	Case No. 16-0045-I
v.	)	
	)	
THOMAS QUINN,	)	
	)	
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, Thomas Quinn, 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 allegations 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 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 Quinn is a candidate for State Representative in the 132<sup>nd</sup> District in the August 2016 primary election.
3. The Committee to Support Quinn is a candidate committee that has been registered with the Commission since March 2016 in support of Respondent Quinn's candidacy for State Representative.
4. Pursuant to Sections 105.957 and 105.961, RSMo, the Commission's staff investigated a complaint filed with the Commission and reported the investigation findings to the Commission.
5. Based on the investigation report, 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.

6. Respondent Quinn published, circulated, and/or distributed the flyers/pamphlets, a true and accurate copy of which are attached hereto as Exhibit A, by distributing them to voters in his neighborhood.

7. Respondent Quinn's candidate committee, Committee to Support Quinn paid for the printed matter referred to in Exhibit A.

8. The printed matter referred to in Exhibit A relates to a candidate in the August 2016 election.

9. The flyers/pamphlets referred to in Exhibit A should have contained a clear and conspicuous statement, "Paid for by Committee to Support Quinn, Thomas Quinn, Treasurer," but they did not.

#### **JOINT PROPOSED CONCLUSIONS OF LAW**

10. "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.

11. "[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.

12. Section 130.031.8(2), RSMo states that for printed matter paid for by a committee, it shall be sufficient identification to print the name of the committee and the name and title of the committee treasurer who was serving when the printed matter was paid for.

13. There is probable cause to believe that Respondent Quinn violated Section 130.031.8, RSMo, by publishing, circulating and distributing flyers/pamphlets relative to his candidacy in the August 2016 election without including the proper "paid for by" disclosure.

## 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 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 1.

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 Thomas Quinn in the amount of \$100, pursuant to Section 105.961.4(6), RSMo. The fee will be paid by check or money order made payable and sent to the Missouri Ethics Commission at the time of execution of this Joint Stipulation.

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.

SO AGREED:

RESPONDENT THOMAS QUINN

By: Thomas Quinn 8/5/2016  
Thomas Quinn Date

PETITIONER MISSOURI ETHICS  
COMMISSION

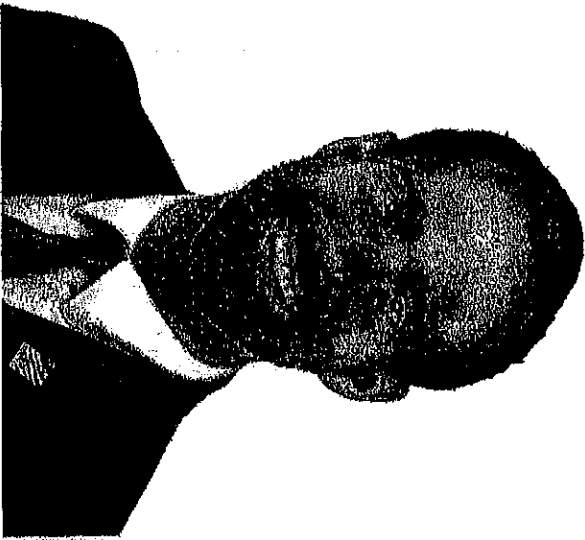
By: James Klahr 8/12/16  
James Klahr Date  
Executive Director

By: Curtis R. Stokes 8/12/16  
Curtis R. Stokes Date  
Attorney for Petitioner

THOMAS

QUINN

STATE REPRESENTATIVE 132



ELECT

REPUBLICAN

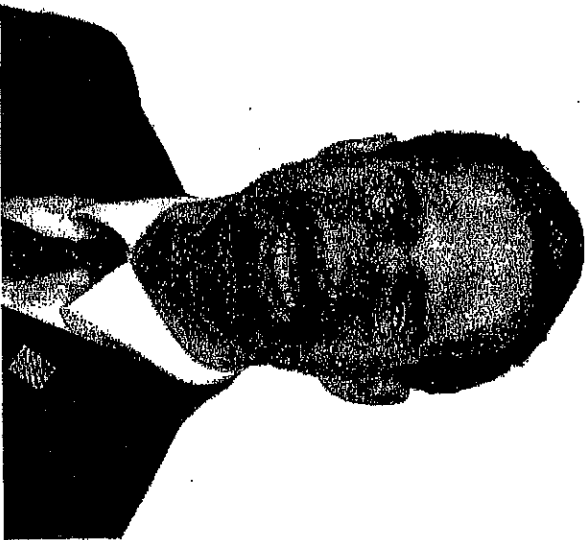
CARE  
INTEGRITY  
COMPETENCE  
AND  
ACTION

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EXHIBIT  
A  
tabbles

THOMAS

**QUINN**

ESTATE REPRESENTATIVE 132



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NOT THE SPECIAL INTERESTS

**FOR STRONG  
FAMILIES**

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THOMAS

**QUINN**

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INSTEAD OF  
LOBBYIST REPRESENTATIVES

**DISTRICT**

Thomas Quinn  
PAID FOR BY THE CANDIDATE

Did you know typical political pieces cost 17¢?  
This flyer piece wisely cost 3¢.

THOMAS  
**QUINN**

STATE REPRESENTATIVE 132

Elect



**VOTE**

FOR  
INTEGRITY  
COMPETENCE  
AND  
ACTION

[www.ThomasQuinn.org](http://www.ThomasQuinn.org)

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  )  
  )     Respondent.

**CONSENT ORDER**

The parties have filed a Joint Stipulation of Facts, Waiver of Hearing, and Proposed Consent Order with the Missouri Ethics Commission. Accordingly, the Missouri Ethics Commission accepts as true the facts stipulated and finds that Respondent Quinn violated Section 130.031.8, RSMo.

The Commission directs that the Joint Stipulation be adopted.

1. Respondent 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 Respondent Quinn in the amount of \$100 pursuant to Section 105.961.4(6), RSMo. The fee will be paid by check or money order made payable to and sent to the Missouri Ethics Commission.

SO ORDERED this 11<sup>th</sup> day of August, 2016

By: *Nancy Hagan*  
Nancy Hagan, Chair  
Missouri Ethics Commission