

**Filed**  
**JAN 16 2019**  
Missouri Ethics  
Commission

BEFORE THE  
MISSOURI ETHICS COMMISSION

MISSOURI ETHICS COMMISSION, )  
)  
Petitioner, )  
)  
v. )  
)  
MISSOURI ADVOCATES FOR )  
EDUCATING TAXPAYER )  
ACCOUNTABILITY (MO AETA), )  
)  
Respondent. )

Case No. 18-0023-I, 18-0040-I

**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, Missouri Advocates for Educating Taxpayer Accountability (MO AETA), acknowledges 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 Respondent further acknowledges 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 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

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 § 105.955, RSMo, in part for the purpose of enforcing the provisions of Chapter 130, RSMo.<sup>1</sup>
2. Missouri Advocates for Educating Taxpayer Accountability (MO AETA) is a not-for-profit corporation registered with the Missouri Secretary of State since October, 2017.
3. 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.
4. 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.

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<sup>1</sup> Unless noted otherwise, all statutory references are to the Revised Statutes of Missouri 2000 (Supp. 2017).

5. Respondent MO AETA created a postcard relative to the Parkway School District school board candidates prior to the April 2018 election.

6. Respondent MO AETA published, circulated, and/or distributed the postcard, a true and accurate copy of which is attached hereto as Exhibit A, by mailing it to voters in the Parkway School district.

7. Respondent MO AETA paid for the printed matter referred to in Exhibit A.

8. The printed matter referred to in Exhibit A related to candidates in the April 2018 election.

9. The postcard referred to in Exhibit A should have contained a clear and conspicuous statement: "Paid for by Missouri Advocates for Educating Taxpayer Accountability, Margaret (Peggy) Welker, President, 167 Lamp and Lantern, Suite 183, Chesterfield, MO 63017", but it 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; but 'printed matter' is defined to exclude ... any sign personally printed and constructed by an individual without compensation from any other person and displayed at that individual's place of residence

or on that individual's personal motor vehicle; any items of personal use given away or sold, such as campaign buttons, pins, pens, pencils, book matches, campaign jewelry, or clothing, which is paid for by a candidate or committee which supports a candidate or supports or opposes a ballot measure and which is obvious in its identification with a specific candidate or committee and is reported as required by this chapter; and any news story, commentary, or editorial printed by a regularly published newspaper or other periodical without charge to a candidate, committee or any other person.” § 130.031.8, RSMo.

12. In regard to any printed matter paid for by a corporation or other business entity, labor organization, or any other organization not defined to be a committee by subdivision (9) of section 130.011 and not organized especially for influencing one or more elections, it shall be sufficient identification to print the name of the entity, the name of the principal officer of the entity, by whatever title known, and the mailing address of the entity, or if the entity has no mailing address, the mailing address of the principal officer. § 130.031.8(3), RSMo.

13. There is probable cause to believe that Respondent MO AETA violated Section 130.031.8, RSMo, by failing to include the name of the principal officer and address in the “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 B.
  - 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 Missouri Advocates For Educating Taxpayer Accountability (MO AETA) in the amount of \$100.00, 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 their 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 MISSOURI ADVOCATES  
FOR EDUCATING TAXPAYER  
ACCOUNTABILITY

By: Margaret Welker 1/14/19  
Margaret Welker Date

PETITIONER MISSOURI ETHICS  
COMMISSION

By: Elizabeth L. Ziegler 1/16/19  
Elizabeth L. Ziegler Date  
Executive Director

By: Brian Hamilton 1/16/19  
Brian Hamilton Date  
Attorney for Petitioner

PRSRPT STD  
U.S. POSTAGE  
PAID  
PRESORT INC.

Missouri  
**AETA**  
Advocates Educ. Taxpayer Accountability  
167 Lamp & Larnier Village, Suite 183  
Chesterfield, MO 63017-8208

THE SAKYAMA FAMILY  
OR CURRENT RESIDENT  
216 SAN ANGELO DR  
CHESTERFIELD MO 63017-2217

<p><b>AETA</b> Education Advocates for... Budget Transparency Fiscal Accountability Social/Political Factional Accountability Responsible Governance Secularism Support for Public Schools Early Childhood Education Parental Choice Charter Schools Diverse Policy Local Control Public Schools</p>	<p><b>Parkway School District</b> In the news Atheist Activist (Parkway parent) speaks out against 'In God We Trust' motto Fox News 3/21/18 New York's Supreme Appeals to overturning Washington's ban on gay marriage The Hill 2/16/17 Parkway students say 'bad' school choice submitted during Jewish holiday Post Dispatch 8/20/17 The Hill Parents sue Parkway School District St. Louis Post-Dispatch Parkway School District Is voluntary prayer unconstitutional? The St. Louis Post-Dispatch 2/20/17</p>
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For more info on other school-related topics, visit us at [www.aetausa.org](http://www.aetausa.org). AETA is a 501(c)(4) organization. All donations under \$50,000 are not required to be reported.



# Parkway School Board Candidate SCORECARD

<b>Education</b>	<b>Jeanie</b>	<b>Kevin</b>	<b>Jon</b>	<b>Matt</b>	<b>Amy</b>
<b>Outlook</b>	<b>Ames</b>	<b>Seltzer</b>	<b>Taylor</b>	<b>Schindler</b>	<b>Bonnett</b>

Do you support the use of curriculum time for student activism (i.e. protests)?

NO	YES	NO	YES	YES
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Are you pro-life or Pro-abortion?  
Is there an imbalance between core curriculum<sup>1</sup> (3R's) & character education (social justice)?

Life	Abortion	Life	Abortion	Life
YES	NO	YES	NO	NO

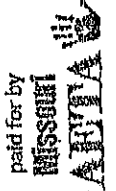
What is your position on the current Sexual Education K-12 curriculum?

purposeful	Supports	Purposeful	Supports
Opt-In		Opt-In	

What organizations or affiliations are you associated with?

Glannon Found. MO Right to Life	NARAL (sole mission: increase abortion)	MO Right To Life	Better Together (sole mission: city/county merger)
PTO President Church Youth President			

1: US News World Report Ranking all MO high schools; Parkway's ranking: West High (58% drop in State Ranking in 4 yrs.), South High (57% drop in State Ranking in 4 yrs.), Parkway North High not ranked. Central High (21% drop in Ranking in 3 yrs.), 2017 Average Student College Readiness scores: Ladue (61%) Clayton (55%) Rockwood (51%) Parkway (30%).





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**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 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 in the amount of \$100.00, pursuant to Section 105.961.4(6), RSMo. The fee will be paid by check or money order made payable to the Missouri Ethics Commission.

SO ORDERED this 16<sup>th</sup> day of January, 2019

By: Don Summers  
Don Summers, Chair  
Missouri Ethics Commission