

BEFORE THE
MISSOURI ETHICS COMMISSION

Filed
SEP 11 2019
Missouri Ethics
Commission

MISSOURI ETHICS COMMISSION,)	
)	
Petitioner,)	
)	
v.)	Case No. 18-0103-I
)	
WILEY PRICE,)	
)	
and)	
)	
COMMITTEE TO ELECT WILEY)	
PRICE IV, f/k/a WILEY PRICE FOR)	
STATE REPRESENTATIVE,)	
)	
Respondents.)	

**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 Respondents, Wiley Price and Committee to Elect Wiley Price IV (f/k/a/ Wiley Price for State Representative), 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 allegations against Respondents be proven upon the record by competent and substantial evidence; the right to cross-examine any witnesses appearing at the hearing against Respondents; the right to present evidence on Respondents' 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 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.¹
2. Respondent Price was a successful candidate for Missouri State Representative of District 84 in the November 2018 general election.
3. Respondent Price registered his candidate committee, Wiley Price for State Representative, by filing a Statement of Committee Organization with the Missouri Ethics Commission on February 16, 2018.
4. On April 23, 2019, Respondent Price amended the Statement of Committee Organization and changed the committee's name to Committee to Elect Wiley Price IV.

¹ Unless noted otherwise, all statutory references are to the Revised Statutes of Missouri 2000 (Supp. 2018).

5. Pursuant to Section 105.959, RSMo, the Commission's staff has investigated a complaint filed with the Commission and reported the investigation's findings to the Commission.

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

7. Respondent failed to timely file three finance disclosure reports.²

Report	Due Date	Date Filed
30 Day After Primary Election Report	09/06/2018	12/31/2018
October 2018 Quarterly Report	10/15/2018	12/31/2018
30 Day After General Election Report	12/06/2018	01/02/2019

JOINT PROPOSED CONCLUSIONS OF LAW

8. Candidate committees must file regular campaign finance disclosure reports at the following times and for the following periods:

(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; except that, a successful candidate who takes office prior to the twenty-fifth day after the election shall have complied with the report requirement of this subdivision if a disclosure report is filed by such candidate and any candidate committee under the candidate's control before such candidate takes office, and such report shall be for the period closing on the day before taking office; and

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

§130.046.1, RSMo.

9. There is probable cause to believe that Respondents violated Section 130.046.1, RSMo, by failing to timely file three finance disclosure reports.

² The Missouri Ethics Commission assessed late fees for the three untimely reports and Respondents have paid the late fees.

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 A.
 - a. It is the Order of the Missouri Ethics Commission that a letter be issued stating that no further action shall be taken.
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 its 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 WILEY PRICE

By:

Wiley Price

Date

9/11/19

RESPONDENT COMMITTEE TO ELECT
WILEY PRICE IV

By:

Wiley Price

Date

9/11/19

PETITIONER MISSOURI ETHICS
COMMISSION

By:

Elizabeth L. Ziegler
Executive Director

Date

9/11/19

By:

Brian Hamilton
Attorney for Petitioner

Date

9/11/19

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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 there is probable cause to believe that Respondents violated Section 130.046.1, RSMo.

The Commission directs that the Joint Stipulation be adopted.

1. Respondents shall comply with all relevant sections of Chapter 130, RSMo.
2. It is the Order of the Missouri Ethics Commission that a letter be issued stating that no further action shall be taken.

SO ORDERED this 16th day of September,
2019

By: 
Don Summers, Chair
Missouri Ethics Commission





MISSOURI ETHICS COMMISSION

P.O. Box 1370

Jefferson City, MO 65102

www.mec.mo.gov

(573) 751-2020 / (800) 392-8660

Elizabeth L. Ziegler
Executive Director

September 16, 2019

Wiley Price
Committee to Elect Wiley Price IV
5330 Pershing Ave, Apt 307
St. Louis, MO 63112

RE: Case Number 18-0103-I

Dear Mr. Price:

A Letter of No Further Action is issued to you pursuant to the authority granted to the Missouri Ethics Commission in Section 105.961.4(5), RSMo.

The Commission has accepted the submission of the 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 in this matter, a copy of which is marked as Exhibit B and incorporated herein by reference.

The Commission has found probable cause to believe that you violated Section 130.046.1, RSMo, by failing to timely file three finance disclosure reports. Our records show that the reports have now been filed and that you paid late fees totaling \$2,200.00.

The Commission hereby issues this letter stating that it will take no further action with respect to any violation of Section 130.046.1, RSMo.

Sincerely,

A handwritten signature in dark ink, appearing to read "Don Summers", is placed above the typed name.

Don Summers, Chair
Missouri Ethics Commission