

Filed
JUL 09 2020
Missouri Ethics
Commission

**BEFORE THE
MISSOURI ETHICS COMMISSION**

MISSOURI ETHICS COMMISSION,)
)
Petitioner,)
)
v.) Case No. 18-0010-A
) 18-0079-I
)
BONNAYE MIMS,)
Candidate,)
)
and)
)
CITIZENS FOR BONNAYE MIMS,)
Candidate Committee,)
)
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, Bonnaye Mims and Citizens for Bonnaye Mims, 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 § 105.955, RSMo, in part for the purpose of enforcing the provisions of Chapter 130, RSMo.¹
2. Respondent Bonnaye Mims was a successful candidate for Missouri State Representative District 27 in the November 2012 and 2014 general elections.
3. Respondent Mims registered her candidate committee, Citizens for Bonnaye Mims, by filing a Statement of Committee Organization with the Missouri Ethics Commission on April 26, 2011.
4. On July 18, 2013, Respondents amended the Statement of Committee Organization and listed Arvest Bank, with an account number ending in *9886, as the official fund depository account.

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

5. The Statement of Committee Organization was last amended on December 13, 2016, for the August 7, 2018 State Representative District 27 primary election.

6. Respondent Mims was an unsuccessful candidate for Missouri State Representative District 27 in the 2016 Democratic Primary election.

7. Respondents filed a Termination Statement on June 24, 2018.

8. Pursuant to Sections 105.959 and 105.961, RSMo, the Commission's staff received a complaint filed with the Commission and performed a review of the committee's campaign finance reports. The Commission's staff investigated the complaint, reports, and statements filed with the Commission, and reported the investigation findings to the Commission.

9. Based on the investigation report, the Commission determined that there were 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.

COUNT I

Reporting contributions and expenditures not found in the committee's account

10. On June 24, 2018, Respondents filed an Amended 2016 October Quarterly Report showing contributions that could not be found in the official fund depository account.

11. Respondents also reported that, between December 2015 and August 2016, they made expenditures that could not be found in the official fund depository account.

COUNT II

Unauthorized use of campaign contributions

12. Respondents made two expenditures totaling \$144.50, using committee funds, for personal use. Respondent Mims did not reimburse the committee for these expenditures.

Expenditure Name	Purpose	Amount
Paseo High School Class "70"	High School Class Reunion Dues	\$50.00
Bannister Veterinary Clinic	Veterinary Bill	\$94.50
	Total	\$144.50

COUNT III

Cash expenditures in excess of limits

13. Respondents made twenty-nine cash expenditures, totaling \$4,580.00, each of which exceeded the \$50 allowable amount.

Report Name	Date Filed	Description	Amount
Amended January Quarterly 2016	1/24/16	ATM Withdrawal	\$100.00
Amended January Quarterly 2016	1/24/16	ATM Withdrawal	\$180.00
Amended January Quarterly 2016	1/24/16	ATM Withdrawal	\$100.00
Amended January Quarterly 2016	6/24/18	ATM Withdrawal	\$200.00
Not Reported	N/A	Cash	\$500.00
Not Reported	N/A	ATM Withdrawal	\$100.00
Not Reported	N/A	ATM Withdrawal	\$100.00
Not Reported	N/A	ATM Withdrawal	\$100.00
Not Reported	N/A	ATM Withdrawal	\$300.00
Not Reported	N/A	Check written to cash	\$150.00
Not Reported	N/A	ATM Withdrawal	\$100.00
Not Reported	N/A	ATM Withdrawal	\$100.00
Not Reported	N/A	ATM Withdrawal	\$100.00
Not Reported	N/A	ATM Withdrawal	\$200.00
Not Reported	N/A	ATM Withdrawal	\$100.00
Not Reported	N/A	ATM Withdrawal	\$80.00
Amended October Quarterly 2016	6/24/18	ATM Withdrawal	\$100.00
Amended October Quarterly 2016	6/24/18	ATM Withdrawal	\$200.00
Amended October Quarterly 2016	6/24/18	ATM Withdrawal	\$250.00
Amended October Quarterly 2016	6/24/18	ATM Withdrawal	\$160.00
Amended 30 Day After General Election	12/8/16	ATM Withdrawal	\$100.00
Not Reported	N/A	ATM Withdrawal	\$100.00
Amended 30 Day After General Election	12/8/16	ATM Withdrawal	\$60.00
Amended 30 Day After General Election	12/8/16	Check written to cash	\$500.00
Amended 30 Day After General Election	12/8/16	ATM Withdrawal	\$100.00
Amended 30 Day After General Election	12/8/16	ATM Withdrawal	\$100.00
Not Reported	N/A	ATM Withdrawal	\$100.00
Amended 30 Day After General Election	12/8/16	ATM Withdrawal	\$200.00
Amended 30 Day After General Election	12/8/16	ATM Withdrawal	\$100.00
Total			\$4,580.00

COUNT IV

Failure to file a Statement of Fund-Raising Activity or Event for a fundraiser event

14. On November 5, 2015, Respondents held a fundraiser event in support of Respondents Mims’s candidacy. Forty-five participants signed a participation sheet and there were anonymous contributions accepted.

15. Respondents failed to timely file a Statement of Fund-Raising Activity or Event for the fundraiser event held on November 5, 2015.

COUNT V

Failure to accurately report money on hand and indebtedness

16. Respondents inaccurately reported the beginning money on hand on five reports in 2016 and one report in 2017.

17. Respondents inaccurately reported the ending money on hand on six reports in 2016.

Report Name	From	To	Reported		Actual	
			MOH Beginning of Period	MOH End of Period	MOH Beginning of Period	MOH End of Period
2016						
Amended January Quarterly	10/1/15	12/31/15	\$3,193.14	\$13,597.55	\$3,193.14	\$13,597.55
Amended April Quarterly	1/1/16	3/31/16	\$13,597.55	\$11,950.31	\$13,597.55	\$11,903.31
Amended July Quarterly	4/1/16	6/30/16	\$11,950.31	\$12,370.09	\$11,903.31	\$12,013.09
Amended 8 Day Before Primary Election	7/1/16	7/21/16	\$47,433.08	\$43,177.39	\$12,013.09	\$11,390.90
Amended 30 Day After Primary Election	7/22/16	8/27/16	\$43,144.39	\$34,921.94	\$11,390.90	\$4,456.03
Amended October Quarterly	8/28/16	9/30/16	\$12,370.09	\$3,115.17	\$4,456.03	\$2,995.17
8 Day Before General Election	10/1/16	10/27/16	NOT FILED		\$2,995.17	\$1,180.20

Amended 30 Day After General Election	10/28/16	12/3/16	\$36,494.07	\$37,992.27	\$1,180.20	\$590.18
2017						
Amended January Quarterly	12/4/16	12/31/16	\$3,115.17	\$464.81	\$590.18	\$464.81

18. Respondents inaccurately documented indebtedness on seven reports in 2016, four reports in 2017, and three reports in 2018.

Report Name	Date Filed	Reported		Actual		
		Debt Beginning of Period	Debt Close of Period	Debt Beginning of Period	Debt Close of Period	
2016						
Amended January Quarterly	6/23/18	\$0.00	\$0.00	\$1,115.08	\$997.00	
Amended April Quarterly	6/23/18	\$0.00	\$0.00	\$997.00	\$997.00	
Amended July Quarterly	6/24/18	\$0.00	\$0.00	\$997.00	\$1,986.85	
Amended 8 Day Before Primary Election	8/12/16	\$0.00	\$0.00	\$1,986.85	\$997.00	
Amended 30 Day After Primary Election	10/14/16	\$0.00	\$0.00	\$997.00	\$997.00	
Amended Oct Quarterly	6/24/18	\$0.00	\$0.00	\$997.00	\$997.00	
Amended 30 Day After General Election	12/8/16	\$0.00	\$0.00	\$997.00	\$997.00	
2017						
Amended January Quarterly	6/24/18	\$0.00	\$0.00	\$997.00	\$997.00	
Amended April Quarterly	6/24/18	\$0.00	\$0.00	\$997.00	\$997.00	
Amended July Quarterly	6/24/18	\$0.00	\$0.00	\$997.00	\$997.00	
Amended October Quarterly	6/24/18	\$0.00	\$0.00	\$997.00	\$997.00	
2018						
Amended January Quarterly	6/24/18	\$0.00	\$0.00	\$997.00	\$997.00	
Amended April Quarterly	6/24/18	\$0.00	\$0.00	\$997.00	\$997.00	
Termination Report	6/24/18	\$0.00	\$0.00	\$997.00	\$0.00	

COUNT VI

Failure to timely file campaign finance disclosure reports

19. Respondents untimely filed the 2017 October Quarterly Report and the Termination Statement Report in 2018.

Report Name	Report Year	Due Date	Date Filed
October Quarterly	2017	10/16/17	10/21/17
Termination with Full Disclosure	2018	6/8/18	6/24/18

20. Respondents failed to timely file one 48 Hour Report of Contribution in 2015, six 24 Hour Notices in 2016, and one 8 Day Before General Election Report in 2016.

Report Name	Report Year	Start Date	End Date	Due Date
48 Hour Report of Contribution Received over \$5000.00	2015	12/15/15	12/17/15	12/17/15
24 Hour Notice of Late Contributions/Loans Received	2016	7/22/16	8/1/16	7/28/16
24 Hour Notice of Late Contributions/Loans Received	2016	7/22/16	8/1/16	7/28/16
24 Hour Notice of Late Contributions/Loans Received	2016	7/22/16	8/1/16	7/28/16
24 Hour Notice of Late Contributions/Loans Received	2016	7/22/16	8/1/16	7/30/16
24 Hour Notice of Late Contributions/Loans Received	2016	10/28/16	11/7/16	7/30/16
24 Hour Notice of Late Contributions/Loans Received	2016	10/28/16	11/7/16	8/2/16
8 Day Before General Election	2016	10/1/16	10/27/16	10/31/16

COUNT VII

Failure to timely report contributions received

21. Respondents failed to timely report fifteen non-itemized contributions and miscellaneous receipts, totaling \$777.50.

Contributor Name	Amount	Date	Contribution Should've Been On
Mary B. Kelly	\$25.00	11/4/15	Amended January Quarterly 2016
Todd Ultican	\$100.00	11/9/15	Amended January Quarterly 2016
Campaign to Elect Carl Evans	\$100.00	11/9/15	Amended January Quarterly 2016
Calvin Williford	\$100.00	11/9/15	Amended January Quarterly 2016
Carolyn M. Berry	\$15.00	11/9/15	Amended January Quarterly 2016
R.D. James	\$100.00	11/9/15	Amended January Quarterly 2016
Cherlinda S. Chaney	\$25.00	11/9/15	Amended January Quarterly 2016
Gloria R. Ellington	\$25.00	11/9/15	Amended January Quarterly 2016

Dana L. Moses Donnie L. Wilson	\$75.00	11/9/15	Amended January Quarterly 2016
Joyce Anderson and Michael Downing	\$50.00	11/9/15	Amended January Quarterly 2016
Melba J. Curtis	\$25.00	11/9/15	Amended January Quarterly 2016
Nancy E. Low	\$75.00	10/30/15	Amended January Quarterly 2016
Karry S. Palmer	\$50.00	11/7/15	Amended January Quarterly 2016
Bank Refund	\$12.50	5/7/18	Termination
Total	\$777.50		

22. Respondents failed to timely report four itemized contributions, totaling \$1,900.00.

Contributor Name	Amount	Date	Contribution Should've Been On
Missouri NEA-PAC	\$1,000.00	5/27/16	Amended July Quarterly 2016
Missouri State Teachers Legislative - Legislative Impact Committee	\$250.00	6/28/16	Amended July Quarterly 2016
Missouri State Council of Fire Fighters PAC	\$500.00	7/1/16	Amended October Quarterly 2016
Fred Dreiling, LLC	\$150.00	8/1/16	Amended October Quarterly 2016
Total	\$1,900.00		

COUNT VIII

Failure to timely report expenditures

23. Respondents failed to timely report eighty-two non-itemized expenditures totaling \$3,514.42. Attachment 1,

24. Respondents failed to timely report sixteen itemized expenditures totaling \$5,891.78.

Expenditure Name	Amount	Date	Expenditure Should've Been On
Allah Court #2	\$115.00	1/1/16	Amended April Quarterly 2016
Swope Corridor	\$546.73	1/5/16	Amended April Quarterly 2016
Envision Emi	\$499.00	3/31/16	Amended April Quarterly 2016
Capital Grill	\$100.99	4/2/16	Amended July Quarterly 2016
Americas Best Value Inn	\$110.00	5/3/16	Amended July Quarterly 2016
Visual Perception Creative	\$1,125.00	5/6/16	Amended July Quarterly 2016
Cash withdrawal	\$500.00	6/5/16	Amended July Quarterly 2016
Services Printing	\$989.85		Amended July Quarterly 2016
ATM Cash Withdrawal	\$300.00	7/18/16	Amended 8 Day Before Primary Election
Committee check to cash	\$150.00	7/20/16	Amended 8 Day Before Primary Election

We The People	\$200.00	7/27/16	Amended 30 Day After Primary Election
ATM Cash Withdrawal	\$200.00	7/28/16	Amended 30 Day After Primary Election
Visual Perception Creative, LLC	\$635.16	7/31/16	Amended 30 Day After Primary Election
Donnell Jackson	\$125.00	8/2/16	Amended 30 Day After Primary Election
Kings Table Soul Food	\$170.05	8/1/16	Amended 30 Day After Primary Election
Donald Branson	\$125.00	8/2/16	Amended 30 Day After Primary Election
Total	\$5,891.78		

25. Respondents inaccurately reported seventy-six expenditures totaling \$22,034.41. Of these, there were expenditures reported as Miscellaneous Disbursements and/or Miscellaneous Receipts, expenditures with incorrect amounts, a loan repayment reported but not applied to outstanding indebtedness, and some were reported on the wrong report.

JOINT PROPOSED CONCLUSIONS OF LAW

COUNT I

Reporting contributions and expenditures that were not found in the committee's account

26. All contributions received by a candidate “and any of the candidate’s own funds to be used in support of the person’s candidacy shall be deposited in a candidate committee depository account established pursuant to the provisions of subsection 4 of this section.”

§ 130.021.2, RSMo.

27. “All contributions which the committee receives in money, checks and other negotiable instruments shall be deposited in a committee’s official depository account. Contributions shall not be accepted and expenditures shall not be made by a committee except by or through an official depository account[.]” § 130.021.4(1), RSMo.

28. There is probable cause to believe that Respondents violated Section 130.021.2 and 130.021.4(1), RSMo, by accepting contributions and making expenditures that were not found in the official fund depository account.

COUNT II

Unauthorized use of campaign contributions

29. Committee funds may be used only for purposes allowed by law, and expenses incurred in connection with the duties of a holder of elective office must be “ordinary and necessary.” § 130.034.2(2), RSMo.

30. There is probable cause to believe that Respondents violated Section 130.034, RSMo, by making two expenditures using committee funds, that were not allowed by law because they were not “ordinary and necessary” expenses incurred in connection with the duties of a holder of elective office.

COUNT III

Cash expenditures in excess of limits

31. “Except for expenditures from a petty cash fund which is established and maintained by withdrawals of funds from the committee’s depository account and with records maintained pursuant to the record-keeping requirements of section 130.036 to account for expenditures made from petty cash, each expenditure of more than fifty dollars, except an in-kind expenditure, shall be made by check drawn on the committee’s depository and signed by the committee treasurer, deputy treasurer, or candidate.” § 130.031.2, RSMo.

32. There is probable cause to believe that Respondents violated Sections 130.031.2, RSMo, by making cash expenditures that exceeded the allowable amount.

COUNT IV

Failure to file a Statement of Fund-Raising Activity or Event for a fundraiser event

33. Pursuant to Section 130.031.6(4), RSMo: “contributions from individuals whose names and address cannot be ascertained which are received from a fund-raising activity or event, such as defined in section 130.011, shall not be deemed anonymous contributions, provided the following conditions are met... (4) A statement describing the event shall be prepared by the

candidate or the treasurer of the committee for whom the funds were raised or by the person responsible for conducting the activity or event and attached to the disclosure report of contributions and expenditures required by section 130.041.”

34. There is probable cause to believe that Respondents violated Section 130.031.6, RSMo, by failing to file a Statement of Fund-Raising Activity or Event for the fundraiser event held on November 5, 2015.

COUNT V

Failure to accurately report money on hand and indebtedness

35. Pursuant to Sections 130.041.1(2) and 130.041.1(5), RSMo, Respondents were required to disclose the amount of cash on hand as of the beginning of the reporting period and the closing date of the reporting period.

36. Pursuant to Section 130.041.1(6), RSMo, Respondents were required to disclose “the total amount of outstanding indebtedness as of the closing date of the reporting period covered.”

37. There is probable cause to believe that Respondents violated Sections 130.041.1(2), 130.041.1(5), and 130.041.1(6), RSMo, by failing to accurately report beginning and ending money on hand on seven different reports between 2016 and 2017, and by failing to accurately document indebtedness on fourteen different reports between 2016 and 2018.

COUNT VI

Failure to timely file campaign finance disclosure reports

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

- (1) Not later than the eighth day before an election for the period closing on the twelfth day before the election if the committee has made any contribution or expenditure either in support or opposition to any candidate or ballot measure;

...

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

§ 130.046.1, RSMo.

39. Pursuant to Section 130.021.8, RSMo, “upon termination of a committee, a termination statement indicating dissolution shall be filed not later than ten days after the date of dissolution with the appropriate officer or officers with whom the committee’s statement of organization was filed.”

40. “All individuals and committees required to file disclosure reports under section 130.041 shall electronically report any contribution by any single contributor which exceeds five thousand dollars to the Missouri Ethics Commission within forty-eight hours of receiving the contributions.” §130.044.1, RSMo.

41. “The receipt of any late contributions or loan of more than two hundred fifty dollars by a candidate committee supporting a candidate for statewide office or by any other committee shall be reported to the appropriate officer no later than twenty-four hours after receipt. For purposes of this subsection the term ‘late contribution or loan’ means a contribution or loan received after the closing date of the last disclosure report required to be filed before an election but received prior to the date of the election itself.” § 130.050.3, RSMo.

42. There is probable cause to believe that Respondents violated Sections 130.021.8, 130.044.1, 130.046.1, and 130.050.3, RSMo, by untimely filing the 2017 October Quarterly Report and the Termination Statement, and by failing to timely file a 48 Hour Report of Contribution in 2015, six 24 Hour Notices in 2016, and the 8 Day Before General Election Report in 2016.

COUNT VII

Failure to timely report contributions received

43. Candidate committees are required to report receipts at the times and for the periods prescribed in Section 130.046, including:

(a) The amount of all monetary contributions received which can be identified in the committee's records by name and address of each contributor. In addition, the candidate committee shall make a reasonable effort to obtain and report the employer, or occupation if self-employed or notation of retirement, of each person from whom the committee received one or more contributions which in the aggregate total in excess of one hundred dollars and shall make a reasonable effort to obtain and report a description of any contractual relationship over five hundred dollars between the contributor and the state if the candidate is seeking election to a state office or between the contributor and any political subdivision of the state if the candidate is seeking election to another political subdivision of the state;

...

(e) A separate listing by name and address and employer, or occupation of self-employed or notation of retirement, of each person from whom the committee received contributions, in money or any other thing of value, aggregating more than one hundred dollars, together with the date and amount of each such contribution[.]

§ 130.041.1(3), RSMo.

44. There is probable cause to believe that Respondents violated Section 130.041.1(3), RSMo, by failing to timely report nineteen contributions.

COUNT VIII

Failure to timely report expenditures

45. Candidate committees are required to report expenditures at the times and for the periods prescribed in section 130.046, including:

(a) The total dollar amount of expenditures made by check drawn on the committee's depository;

(d) The full name and mailing address of each person to whom an expenditure of money or any other thing of value in the amount of more than one hundred dollars has been made, contracted for or incurred, together with the date, amount and purpose of each expenditure. Expenditures of one hundred dollars or less may be grouped and listed by categories of expenditure showing the total dollar amount of expenditures in each category, except that the report shall contain an itemized

listing of each payment made to campaign workers by name, address, date, amount and purpose of each payment and the aggregate amount paid to each such worker;

(e) A list of each loan made, by name and mailing address of the person receiving the loan, together with the amount, terms and date[.]

§ 130.041.1(4)

46. There is probable cause to believe that Respondents violated Section 130.041.1(4), RSMo, by failing to timely report ninety-eight expenditures and by inaccurately reporting seventy-six expenditures.

II.

Based on the foregoing, the parties 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 Commission.
2. Prior to finalizing settlement, Respondents will be required to file and amend reports and statements with the Commission.
3. The Commission shall issue its Consent Order in the form attached hereto as Exhibit A.

- a. Respondents 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 Respondents in the amount of \$20,807.00, pursuant to Section 105.961.4(6), RSMo. The Commission will stay imposition of \$16,600.00 of that fee on the condition that, beginning in June of 2020, Respondents shall make monthly payments by check or money order made payable to the Missouri Ethics Commission.

All payments should be mailed to:

Office of the Missouri Attorney General
Financial Services Division
Attn: Collections Specialist
P.O. Box 899
Jefferson City, MO 65102-0899

- c. Respondents shall pay at least \$150.00 per month until the entire remaining balance of \$4,207.00 is paid in full or until twenty-eight consecutive months have elapsed, whichever comes first.
- d. Regardless of the stay and payment plan in paragraph 3.b above, if there is probable cause to believe that any Respondent committed any further violation of the campaign finance laws under Chapter 130, RSMo, within the two-year period from the date of this Consent Order, then the Respondent who committed the

violation will be required to pay the remainder of the \$20,807.00 fee. Additionally, the finding of such a violation will void the payment plan and the balance of the fee will be due immediately upon final adjudication finding that there was probable cause to believe such Respondent has committed such a violation.

e. Respondents shall be jointly and severally liable for all fees imposed under this order.

4. 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.

5. Respondents, together with their heirs, successors, and assigns, do 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, which Respondents or Respondents' attorney may now have or hereafter have, based upon or arising out of this case.

SO AGREED:

RESPONDENT BONNAYE MIMS

PETITIONER MISSOURI ETHICS
COMMISSION

By: Bonnaye Mims 6/15/20
Bonnaye Mims Date

By: _____
Elizabeth L. Ziegler Date
Executive Director

RESPONDENT CITIZENS FOR BONNAYE
MIMS

By: Bonnaye Mims 6/15/20
Bonnaye Mims Date

By: _____
Brian Hamilton Date
Attorney for Petitioner

violation will be required to pay the remainder of the \$20,807.00 fee. Additionally, the finding of such a violation will void the payment plan and the balance of the fee will be due immediately upon final adjudication finding that there was probable cause to believe such Respondent has committed such a violation.

e. Respondents shall be jointly and severally liable for all fees imposed under this order.

4. 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.

5. Respondents, together with their heirs, successors, and assigns, do 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, which Respondents or Respondents' attorney may now have or hereafter have, based upon or arising out of this case.

SO AGREED:

RESPONDENT BONNAYE MIMS

By: _____
Bonnaye Mims Date

RESPONDENT CITIZENS FOR BONNAYE MIMS

By: _____
Bonnaye Mims Date

PETITIONER MISSOURI ETHICS COMMISSION

By: Elizabeth L. Ziegler 7/9/20
Elizabeth L. Ziegler Date
Executive Director

By: Brian Hamilton
Brian Hamilton Date
Attorney for Petitioner

BEFORE THE
MISSOURI ETHICS COMMISSION

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JUL 09 2020
Missouri Ethics
Commission

MISSOURI ETHICS COMMISSION,)	
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v.)	Case No. 18-0010-A
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BONNAYE MIMS,)	
Candidate,)	
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and)	
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CITIZENS FOR BONNAYE MIMS,)	
Candidate Committee,)	
)	
Respondents.)	

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 Sections 130.021.2, 130.021.4(1), 130.021.8, 130.031.2, 130.031.6, 130.034, 130.041.1(2), 130.041.1(3), 130.041.1(4), 130.041.1(5), 130.041.1(6), 130.044.1, 130.046.1, and 130.050.3, 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 Respondents in the amount of \$20,807.00, pursuant to Section 105.961.4(6), RSMo. The Commission will stay imposition of \$16,600.00 of that fee on the condition that, beginning in June of 2020, Respondents shall make monthly payments by check or money order made payable to the Missouri Ethics Commission.

All payments should be mailed to:

Office of the Missouri Attorney General
Financial Services Division
Attn: Collections Specialist
P.O. Box 899
Jefferson City, MO 65102-0899

3. Respondents shall pay at least \$150.00 per month until the entire remaining balance of \$4,207.00 is paid in full or until twenty-eight consecutive months have elapsed, whichever comes first.
4. Regardless of the stay and payment plan in paragraph 2 above, if there is probable cause to believe that any Respondent committed any further violation of the campaign finance laws under Chapter 130, RSMo, within the two-year period from the date of this Consent Order, then the Respondent who committed the violation will be required to pay the remainder of the \$20,807.00 fee. Additionally, the finding of such a violation will void the payment plan and the balance of the fee will be due immediately upon final adjudication finding that there was probable cause to believe such Respondent has committed such a violation.
5. Respondents shall be jointly and severally liable for all fees imposed under this order.

SO ORDERED this 9th day of July, 2020

By: 
Cheryl D S Walker, Chair
Missouri Ethics Commission