

BEFORE THE
MISSOURI ETHICS COMMISSION

Filed

JUL 28 2026

Missouri Ethics
Commission

MISSOURI ETHICS COMMISSION,	)	
	)	
Petitioner,	)	
	)	
v.	)	Case No. 25-0045-1
	)	
MOMS FOR AMERICA ACTION, INC.,	)	
	)	
Respondent.	)	

**JOINT PROPOSED FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND CONSENT ORDER**

The Missouri Ethics Commission ("MEC"), together with Moms for America Action, Inc. ("Respondent"), collectively the "parties," jointly stipulate and consent to action as set forth here (the "agreement").

Respondent acknowledges their right to have this agreement reviewed by counsel. Respondent further acknowledges they have received actual notice of the legal complaint filed by the MEC in this case, have reviewed the contents of the legal complaint, and submits themselves to the jurisdiction of the Missouri Ethics Commission.

Respondent further acknowledge 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 at a hearing before the MEC; the right to have all allegations against Respondent 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, Respondent knowingly and voluntarily waives each one of these rights and freely enters into this agreement and agrees to abide by its terms.

I.

The parties mutually agree and stipulate, subject to adoption by the Missouri Ethics Commission, the following shall constitute the Findings of Fact and Conclusions of Law in this matter:

FINDINGS OF FACT

1. The Missouri Ethics Commission (MEC) is an agency of the State of Missouri established pursuant to § 105.955, RSMo, in part for the purpose of enforcing provisions of Chapter 130, RSMo.

2. Respondent Moms for America Action, Inc. was incorporated in the Commonwealth of Virginia in 2020 and is "Active and In Good Standing" there as of February 21, 2024.

3. On February 22, 2024, Respondent submitted an Application for Certificate of Authority of a Foreign Nonprofit Corporation to the Missouri Secretary of State, and a Certificate of Authority was issued the same day.

4. At all times relevant to this matter, Kimberly Fletcher was an officer and the President of Moms for America Action, Inc.

5. Pursuant to §§ 105.957 and 105.961, RSMo, the MEC's staff investigated a complaint that was filed with the Commission and reported the investigation findings to the Commission.

6. The Commission determined there were reasonable grounds to believe violations of the law had occurred and authorized a hearing pursuant to § 105.961.3, RSMo.

7. Kelly Byrne was a candidate for School Board in Springfield, running in the April 8, 2025 election.

8. David Myers was a candidate for School Board in Springfield, running in the April 8, 2025 election.

9. Respondent spent \$8,635.00¹ to purchase television advertisements supporting Kelly Byrne and David Myers.

10. These television advertisements aired between April 5, 2025, and April 8, 2025.

11. Respondent purchased advertisements on Facebook in early April of 2025, and those advertisements also supported Kelly Byrne and David Myers.

12. Respondent did not file any Non-Committee Expenditure Reports with the Missouri Ethics Commission.

¹ The Gross Total on the invoice was \$8,635.00, but after accounting for the Agency Commission, the Net Amount Due was \$7,339.75.

CONCLUSIONS OF LAW

13. Pursuant to § 130.047, RSMo: "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. . . shall file a report signed by the person making the expenditures, or that person's authorized agent."

14. If the expenditure is made within the 14 days preceding the election, the expenditure must be reported within 48 hours. Section 130.047, RSMo.

15. 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[.]" Section 130.011(17), RSMo.

16. There is probable cause to believe Respondent violated § 130.047, RSMo, by failing to file a Non-Committee Expenditure Report after making expenditures in excess of \$500 in support of or opposition to candidates for public office.

II.

Based on the foregoing, the parties mutually agree and stipulate, subject to adoption by the Missouri Ethics Commission, the following shall constitute the Order issued by the Missouri Ethics Commission in this matter:

CONSENT ORDER

The Missouri Ethics Commission finds probable cause to believe Respondents violated § 130.047, RSMo, and pursuant to § 105.961.4, RSMo, hereby **ORDERS**:

1. Respondent shall comply with all provisions of Chapter 130, RSMo.
2. Respondent shall file amended reports as necessary to bring them into compliance with Chapter 130, RSMo.
3. A fee is imposed against Respondent in the amount of \$1,000; however, if, within 45 days of the date of the consent order, Respondent pays \$100 and files all necessary amendments, the remainder of the fee will be stayed.
4. Regardless of the stay in paragraph 3, if there is probable cause to believe that Respondent has committed any further violation of the campaign finance laws in 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. That remainder will be due immediately upon final adjudication of finding probable cause.
5. Fees will be paid by check or money order made payable to the Missouri Ethics Commission.

III.

The parties understand that the MEC will maintain this agreement as an open record of the Commission. This agreement does not bind the MEC or restrict the remedies

available concerning any violations not expressly detailed here, including any future violations. Each party agrees to pay all their own fees and expenses incurred as a result of this case, its litigation, and/or its disposition.

Respondents, together with their heirs, assigns, agents, representatives and attorneys, do hereby waive, release, acquit and forever discharge the MEC, the Commission's respective members, employees, agents and attorneys including former members, employees, agents and attorneys, of, or from any liability, claim, actions, causes of action, fees, costs, expenses and compensation, including, but not limited to, any claim for attorney's fees and expenses, whether or not now known or contemplated, including, but not limited to, any claims pursuant to § 536.087, RSMo, as amended, or any claim arising under 42 U.S.C. § 1983, which now or in the future may be based upon, arise out of, or relate to any of the matters raised in this case or its litigation or from the negotiation or execution of this Joint Stipulation. The parties acknowledge that this paragraph is severable from the remaining portions of this agreement in that it survives in perpetuity even in the event that any court or administrative tribunal deems this agreement or any portion thereof void or unenforceable.

This agreement shall become effective immediately upon (1) the signature of all parties; (2) the adoption of the Joint Proposed Findings of Fact, Conclusions of Law by the Missouri Ethics Commission; and (3) the issuance of a Final Order by the Commission, without any further action of the parties.

SO AGREED:

RESPONDENT

MOMS FOR AMERICA ACTION, INC



June 23, 2026

By Kimberly Fletcher Date
President

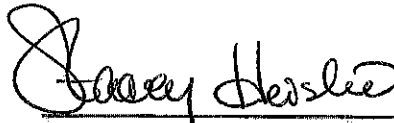


June 23, 2026

Lucinda H. Luetkemeyer Date
Graves Garret Greim LLC
Attorney for Respondents

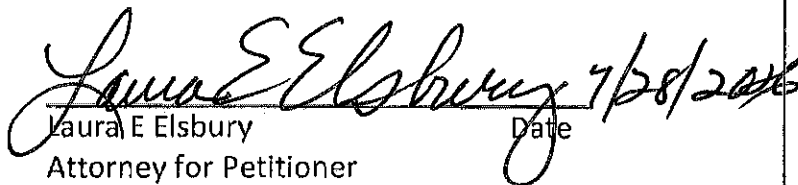
PETITIONER

MISSOURI ETHICS COMMISSION



7/24/2026

Stacey Heislen Date
Executive Director



7/28/2026

Laura E Elsbury Date
Attorney for Petitioner

BEFORE THE
MISSOURI ETHICS COMMISSION

Filed

AUG 04 2026

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Commission

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Petitioner,

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MOMS FOR AMERICAN ACTION, INC.,

Respondent.

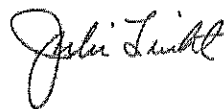
Case No. 25-0045-I

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5. Fees will be paid by check or money order made payable to the Missouri Ethics Commission.

SO ORDERED, this 4th day of August 2026



Julie Leicht, Chair
Missouri Ethics Commission