

# Carver & Michael

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November 4, 2014

Missouri Ethics Commission  
PO Box 1370  
Jefferson City, MO 65102-1370

**MISSOURI ETHICS COMMISSION**

**NOV 04 2014**

**HAND DELIVERED**

Re: Complaint

Dear Sir or Madame:

Enclosed herewith for filing and action by MEC is the complaint, along with supporting Exhibits A-E, against Ron Calzone for violating the requirements imposed on lobbyists by Missouri law that I am submitting on behalf of our client, Missouri Society of Governmental Consultants.

The MSGC is headed by Sam Lickliger, president, and Randy Scherr, secretary, and is organized as a nonpartisan, not for profit entity which supports education, regulation and compliance training for professionals engaged in the profession of serving clients as governmental consultants. Any public or media communications should be directed to MSGC, while any communications or questions from MEC should be directed to the undersigned.

Thank you for your prompt attention to processing and investigating this complaint.

Sincerely,

CARVER & MICHAEL, LLC



Michael A. Dallmeyer  
[mike@carvermichael.net](mailto:mike@carvermichael.net)

MAD/ts



OFFICIAL COMPLAINT FORM

Missouri Ethics Commission
PO Box 1370
Jefferson City, MO 65102-1370

Section 105.957, RSMo states that the Commission shall receive any complaints alleging violations of the provisions of:

- 1) The requirements imposed on lobbyists by section 105.470 to 105.478;
2) The financial interest disclosure requirements contained in sections 105.483 to 105.492;
3) The campaign finance disclosure requirements contained in chapter 130, RSMo;
4) Any code of conduct promulgated by any department, division or agency of state government, or by state institutions of higher education, or by executive order;
5) The conflict of interest laws contained in sections 105.450 to 105.467 and section 171.181, RSMo; and
6) The provisions of the constitution or state statute or order, ordinance or resolution of any political subdivision relating to the official conduct of officials or employees of the state and political subdivisions.

This complaint shall contain all the facts known to the person bringing the complaint that give rise to the complaint.

This complaint shall be sworn to under penalty of the crime of perjury.

Within 5 days of receipt of this complaint, the Commission will send a copy of this complaint, including the name of the person bringing this complaint, to the person, organization or campaign committee against whom the complaint is brought.

Note: According to Missouri State Law, the Commission shall dismiss any complaint which is frivolous in nature, as lacking any basis in fact or law. Any person who submits a frivolous complaint shall be liable for actual and compensatory damages to the alleged violator for holding the alleged violator before the public in a false light. A finding by the Commission that a complaint is frivolous or without probable cause shall be a public record.

THIS FORM MUST BE RETURNED BY MAIL OR HAND-DELIVERED. FAXED COPIES OR EMAILS WILL NOT BE ACCEPTED.

PART 1 - PERSON BRINGING COMPLAINT:

NAME: Michael A. Dallmeyer, Attorney DATE OF COMPLAINT: November 4, 2014
ADDRESS: Carver & Michael LLC, 712 East Capitol Ave.
CITY: Jefferson City STATE: MO COUNTY: Cole ZIP: 65101
CONTACT PHONE NUMBER/S: (HOME) (WORK) 573-636-4215 (CELL)
TITLE OF OFFICE HELD OR SOUGHT (IF APPLICABLE): N/A

PART 2 - ORGANIZATION OR CAMPAIGN COMMITTEE AND INDIVIDUAL(S) OR POSITION(S) AGAINST WHOM

THIS COMPLAINT IS BEING BROUGHT AGAINST:

NAME: Ron Calzone
ADDRESS: 33867 Highway E
CITY: Dixon STATE: MO COUNTY: Maries ZIP: 65459
CONTACT PHONE NUMBER/S: (HOME) 573-759-7556 (WORK)
TITLE OF OFFICE HELD OR SOUGHT (IF APPLICABLE): N/A
DATE OF ELECTION (IF APPLICABLE): CHECK ELECTION TYPE (IF APPLICABLE):
Primary General

VERIFICATION BY OATH OR AFFIRMATION

STATE OF MISSOURI
COUNTY OF Cole

I, Michael A. Dallmeyer, being duly sworn upon oath and affirmation legally administered, certify under penalty of perjury that the foregoing information in this complaint is complete, true, and correct, to the best of my knowledge and belief.

Signature of Michael A. Dallmeyer
Signature of Complainant

Subscribed and sworn to before me this 4 day of November, 2014.
THERESA M. SCHAEFER
Notary Public - Notary Seal
STATE OF MISSOURI Expires: 12-9-17
Cole County
Commission # 13452968
My Commission Expires: 12-09-2017

Signature of Theresa M. Schaefer
Notary Public



## **PART: STATEMENT OF FACTS**

On Aug. 4, 2000, Ron Calzone incorporated Missouri First, Inc. as a Missouri Non-profit. (Exhibit A) Mr. Calzone has for 14 years presented himself as representing "Missouri First". He has served as President and /or Secretary/Member of the Board for all of those 14 years. (Exhibit B)

Although their website claims they are a not-for-profit and tax exempt ( See exhibit C), no Federal 990 Tax Returns can be found.

According to their Charter (Exhibit D) their "Methods of Operation" state that "....legislative lobbying and citizen involvement may be used to .....influence public policy".

Since 2000, Mr. Calzone has continuously and consistently lobbied members of the Missouri General Assembly on issues relating to right to bear arms, common core standards, property rights, and privacy of records. Section 105.473.1 (RSMo.) states "Each lobbyist shall, no later than January fifth of each year or five days after beginning any activity as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under penalties of perjury, along with a filing fee of ten dollars, with the commission". Mr. Calzone has not filed such registration and therefore is in violation of the law.

He has engaged in numerous conversations with legislators including Rep. Doug Funderburk (3/26/2013), Rep. Kurt Bahr (3/27/2013), Sen. Ed Emery (4/10/2013), Rep. Mike Kelley (5/2/2013), Sen. Jay Wasson (5/14/2013), Sen. Ed Emery (3/31/2014), Sen. Brian Nieves, Sen. Jim Lembke, Sen. Will Kraus, and Sen. Kurt Schaefer. In addition he presented collectively to the House Republican Caucus on Sept. 10, 2013.

For several years, Mr. Calzone has constantly worked out of the offices of Sen. Brian Nieves using them as his own "office" in the Capitol.

Mr. Calzone has repeatedly appeared before numerous House and Senate committees over the last 14 years in support of or in opposition to many bills relating to the issues listed above. In addition to his personal appearances before committees, Mr. Calzone solicits witness forms from supporters with the expressed purpose of personally delivering them to the committee members. (See Missouri First website pages -Exhibit E)

When testifying he consistently identifies himself as a director of Missouri First, and then declares that he is not a registered lobbyist, and doesn't need to be because he does not get paid.

Because of these activities over the past 14 years, where Mr. Calzone has designated himself to act on behalf of Missouri First, the organization he created, he meets the definition of "legislative Lobbyist" as defined in 105.470 (4)(c) and has for 14 years failed to register as a Lobbyist as required by 105.473. Further section 105.473 .3(1) (RSMo) states the "During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month." Failure to file such reports subjects the individual to a ten dollar a day late fee. Mr. Calzone has failed to file a monthly lobbyist report for over fourteen years.