

TEXAS ETHICS COMMISSION

IN THE MATTER OF
ANDREW KENNEMER,
RESPONDENT

§
§
§
§
§

BEFORE THE
TEXAS ETHICS COMMISSION
SC-32409515CI

RECEIVED
JULY 11 2025
Texas Ethics Commission

**ORDER
AND
AGREED RESOLUTION**

I. Recitals

The Texas Ethics Commission ("TEC") met on June 12, 2025, to consider sworn complaint SC-32409515CI, which was initiated by TEC vote on September 24, 2024. A quorum of the TEC was present. The TEC determined that there is credible evidence of violations of Section 252.002(a) of the Election Code and Section 571.1242(a) of the Government Code, laws administered and enforced by the TEC. To resolve and settle this complaint without further proceedings, the TEC adopted this resolution with a \$1,000 civil penalty.

II. Allegations

The sworn complaint alleged that, in January of 2024, the respondent filed campaign treasurer appointments (Form GTA) for the general-purpose committees Texans for Law & Order PAC and Texans Fight PAC, that falsely listed the campaign treasurers' names, the campaign treasurers' residences or business street addresses, and the campaign treasurers' telephone numbers, in violation of Section 252.002(a) of the Election Code.

The TEC also considered whether the respondent failed to timely respond to TEC enforcement staff's notice of sworn complaint SC-32409515CI, in violation of Section 571.1242(a) of the Government Code.

III. Findings of Fact and Conclusions of Law

Credible evidence available to the TEC supports the following findings of fact and conclusions of law:

The respondent provided false contact information for the treasurer of the Texans for Law & Order PAC

1. On January 9, 2024, the general-purpose committee Texans for Law & Order PAC filed a campaign treasurer appointment form ("CTA") naming Daniel Denham as treasurer. The PAC's filed CTA only provided a P.O. box address and a non-working telephone number for Mr. Denham. Additionally, the respondent is listed on the CTA as the PAC's decision maker and the person who appointed Mr. Denham as treasurer. The respondent is also the person who signed and submitted the TEC security form for the PAC, which allows him to

access the TEC electronic filing system and file the PAC's campaign finance reports. Mr. Denham is not included on the security form.

2. A campaign treasurer appointment must include, in pertinent part, the campaign treasurer's residence or business street address, and the campaign treasurer's telephone number. Tex. Elec. Code § 252.002(a).
3. Credible evidence indicates that Mr. Denham agreed to serve as treasurer of the PAC and provided the respondent a signed CTA containing his contact information to file. However, Mr. Denham states that the address and telephone number on the CTA filed by the respondent are not associated with him, and that the respondent altered the signed CTA by changing Mr. Denham's contact information without his knowledge. In response to the complaint, the respondent claimed that the treasurer address and telephone number provided on the PAC's CTA were intended to protect the PAC treasurer from harassment, further establishing that the respondent knowingly provided false contact information for Mr. Denham.
4. Based on these facts, there is credible evidence that the respondent listed a false address and telephone number for Mr. Denham on the Texans for Law & Order PAC's CTA, in violation of Section 252.002(a) of the Election Code.

The respondent provided false contact information for the treasurer of the Texans Fight PAC

5. On January 4, 2024, the general-purpose committee Texans Fight PAC filed a CTA naming Tera Collum as treasurer. The PAC's CTA provided the same P.O. box address and non-working telephone number for Ms. Collum that was provided on the CTA naming Mr. Denham treasurer of the Texans for Law & Order PAC. Additionally, the respondent is listed on the form as the PAC's decision maker and the person who appointed Ms. Collum as treasurer. The respondent is also the person who signed and submitted the TEC security form for the PAC, which allows him to access the TEC electronic filing system and file the PAC's campaign finance reports. Ms. Collum is not included on the security form.
6. Credible evidence indicates that Ms. Collum agreed to serve as treasurer of the PAC. In response to the complaint, the respondent provided an affidavit from Ms. Collum stating, "I have reviewed the contact information [provided on the PAC's filed CTA] and it is correct." However, as confirmed by the respondent's response to the complaint, he did not list a physical address for Ms. Collum, and the telephone number was not Ms. Collum's, but a Google number (which enforcement staff found to be a non-working number). Moreover, the P.O. box address and telephone number matched those provided for Mr. Denham in the other PAC's CTA. Ms. Collum claims that she knew the respondent and shared a P.O. box with the respondent before she was the PAC's campaign treasurer. Given the evidence in this case, though, Ms. Collum's affidavit and statements carry little credibility. Based on the respondent's admissions and the contact information itself, there is credible evidence that the respondent listed a false address and telephone number for Ms. Collum on the Texans Fight PAC's CTA, in violation of Section 252.002(a) of the Election Code.

The respondent failed to timely respond to the complaint.

7. TEC enforcement staff sent the respondent notice of the complaint on September 26, 2024 by certified mail, delivery confirmation, and email to the mailing and email addresses verified by the respondent. The respondent received notice of the complaint on September 28, 2024, by delivery confirmation. The respondent had 10 business days to respond to the complaint, which was October 11, 2024. On November 4, 2024, TEC enforcement staff sent the respondent an email checking on the status of his response. The respondent responded by email on November 7, 2024, with a declaration from Ms. Collum that he had previously sent to TEC's Disclosure Filing Division on October 15, 2024. The affidavit merely stated, "In January of 2024 I was appointed the treasurer of the PAC Texans Fight." No other information was provided by the respondent.
8. On April 15, 2025, the respondent provided an affidavit responding to the allegations within the complaint. The respondent further stated that he stopped responding to TEC enforcement staff regarding the complaint because he did not believe he could "respond in a satisfactory manner" and did not have the funds to hire legal counsel. However, the respondent never requested an extension to respond so that he could seek legal help. Rather, he only responded after the matter was set for a preliminary review hearing. Therefore, the respondent is in violation of Section 571.1242(a) of the Government Code.
9. A respondent must respond to notice of a sworn complaint containing Category One violations, not later than the 10th business day after the date the respondent receives the notice. Tex. Gov't Code § 571.1242(a). The response must either acknowledge the occurrence or commission of a violation or deny the allegations contained in the complaint and provide evidence supporting the denial. *Id.* § 571.1242(d). A respondent's failure to timely respond to notice of a sworn complaint is a Category One violation. *Id.* § 571.1242(c).
10. The respondent did not respond to the allegations of the complaint until April 15, 2025, which was 186 days past the response deadline. Therefore, there is credible evidence of a violation of Section 571.1242(a) of the Government Code.

IV. Representations and Agreement by Respondent

1. The respondent neither admits nor denies the findings of fact and conclusions of law described under Section III, and consents to the entry of this order and agreed resolution solely for the purpose of resolving and settling the sworn complaint.
2. The respondent consents to this order and agreed resolution and waives any right to further proceedings in this matter. The respondent consents to enforcement staff presenting this order and agreed resolution to the Commissioners outside of the respondent's presence.
3. The respondent acknowledges that a campaign treasurer appointment must be in writing and include the campaign treasurer's name, the campaign treasurer's residence or business street address, the campaign treasurer's telephone number, and the name of the person making the appointment. The respondent also acknowledges that he must timely respond to notice of a sworn complaint filed against him.

4. The respondent agrees to fully and strictly comply with the above requirements of law.

V. Confidentiality

This order and agreed resolution describes violations that the TEC has determined are neither technical nor *de minimis*. Accordingly, this order and agreed resolution is not confidential under Section 571.140 of the Government Code and may be disclosed by members and staff of the TEC.

VI. Sanction

Based on the circumstances and nature of the violations identified above, the TEC imposes a \$1,000 civil penalty. If the penalty is not paid in full within 30 days of the date of this Order and Agreed Resolution, then the TEC orders that an additional \$2,500 civil penalty be imposed pursuant to Section 571.173 of the Government Code for delay in complying with this Order and Agreed Resolution, and that the agreed-upon penalty and the additional \$2,500 penalty be referred to the Office of the Attorney General of Texas for collection.

VII. Order

The TEC hereby orders that if the respondent consents to this order and agreed resolution, it is a final and complete resolution of SC-32409515CI.

AGREED to by the respondent on this 11 day of July, 2025.



Andrew Kennemer, Respondent

EXECUTED by the Texas Ethics Commission on: July 13, 2025

Texas Ethics Commission

By:



James Tinley, Executive Director