

David G. Miller

From: David G. Miller
Sent: Tuesday, May 19, 2026 10:13 AM
To: David G. Miller
Subject: No Labels Kansas.
Attachments: No Labels Ltr from Barker 20260508.pdf; Shane Mathis Voter Registration 2026.0518.jpg; 2026.0519 No Labels Press Alert.pdf

From: David G. Miller <chairman@nolabelskansas.com>
Sent: Tuesday, May 19, 2026 9:47 AM
To: kssos@ks.gov; kris.kobach@ag.ks.gov
Cc: Clay Barker [SOS] <clay.barker2@ks.gov>; bryan.caskey@ks.gov; Jennifer Cook [SOS] <jennifer.cook3@ks.gov>
Subject: No Labels Kansas.

Mr. Schwab:

On behalf of more than 7,000 registered No Labels Kansas voters, the State Executive Committee, of which I am Chairman, is alarmed and angered by your unilateral attempt late yesterday to terminate our party's status as a recognized political party. **We demand that you immediately cite the statutory authority for this audacious and, we believe, blatantly illegal move, rooted in your longstanding animus toward the movement that spawned the formation of this party.**

Acting merely upon the reputed request of a single individual – a man who continues to be affiliated with your party, not ours, (see attached screen capture) – you have once again acted rashly and hostilely, suspended Kansas law, ignored the documented wishes of Kansas voters affiliated with No Labels Kansas, and are attempting, once again, to block our party from exercising its rights under the U.S. and Kansas constitutions, as well as Kansas statute. We believe that Mr. Mathis's "request" was sought by or, at a minimum, submitted in coordination with personnel inside your office, perhaps even you personally.

His "request" has no more legitimacy than if I, as its former Chairman, submitted a request to your office to dissolve, de-certify, and terminate the Kansas Republican Party's recognized status, disenfranchising more than 800,000 voters as a result. The difference is, of course, that I was legitimately elected Chairman of the Kansas Republican Party while it has never been shown that Mr. Mathis was ever elected by anyone to play a role in and act on behalf of No Labels Kansas party. One simply cannot "request" that, after it has been officially recognized, an entire political party be terminated and have this state's top election official act on that request, resulting in thousands of Kansas voters being thrown off its rolls.

State parties are created and, when appropriate, dissolved by state law -- not out-of-state actors from Washington or elsewhere, not Mr. Mathis or any other individual claiming to be associated with the party, not statewide politicians who seem to have a peculiar axe to grind against this party's mere existence. No Labels Kansas has, in good faith, made every attempt to fulfill its obligations under the law and, by continuing to comply with statutory requirements, has every right to exist well into the future.

You are continuing to act far outside of the law, Mr. Secretary, and given the short timeframe before the deadline for parties like No Labels Kansas to nominate candidates for office – a right we previously notified your office that we intend to exercise, which undoubtedly prompted this illegal stunt on your part – we are directly requesting that Kansas Attorney General Kris Kobach (copied on this email) intervene and promptly advise all interested parties regarding the laws in play in this situation. We further ask the Attorney General to advise county clerks and election officials to pause responding to any directive you issue to re-register our party’s members as “unaffiliated” or any other party designation until this matter can be sorted out.

KSA 25-302b provides just two very narrow and specifically defined bases that may cause a recognized political party to lose its recognized status. It states:

25-302b. Recognized political party; loss of recognition. *Any recognized political party whose nominee for any office for which the officer is elected from the state as a whole fails to receive at least 1% of the total vote cast for any such office in this state at any general election, or which fails to nominate persons for at least one such office, shall cease to be a recognized political party. The secretary of state shall notify all county election officers that such party has ceased to be recognized.*

We have already alerted you that No Labels Kansas party intends to nominate candidates for statewide office in this year’s elections. Accordingly, the second legal basis under which our recognized status might be at risk is moot. We continue to plan to nominate candidates under the No Labels Kansas party designation, as is allowed elsewhere in statute.

That leaves, then, but one basis by which you might, if that basis ever manifested, decertify No Labels Kansas and strip Kansas voters of that option on their ballots and voter registration forms: a failure to achieve at least 1% of the vote in any statewide election. **This is the basis you seem personally preoccupied with making a reality by repeatedly denying, thwarting, blocking, threatening, and bullying those affiliated with No Labels Kansas:**

1. Following submission of petitions in August of 2023, you acted arbitrarily and maliciously toward petition circulators by initially refusing to review the signatures of more than 35,000 Kansas voters indicating their support for the formation of No Labels Kansas as this state’s fifth recognized political party. It wasn’t until you were sued and compelled to do your job that you relented and were forced, finally, to certify that No Labels Kansas has the right to exist. It is beyond hypocritical that you are now attempting to portray the motivation for your ongoing personal involvement in this matter as being rooted in your interest in protecting the rights and claims of petition circulators. Had you gotten your way in 2023 and not been legally forced to review the signatures submitted, No Labels Kansas would have been snuffed out in its infancy.

2. When parties attempted in June of 2024 to comply with Kansas statute and complete the statutorily required process for organizing a political party, you again acted audaciously and with obvious personal animus toward those individuals, refused to acknowledge their work, declared their efforts to be invalid, and then stood on your own illegally-issued declaration (barred by the passage of SB 574 in 1990) to strip No Labels Kansas of its right to nominate candidates in the 2024 general election. In so doing, you simply suspended laws that you didn’t personally like, chilled the constitutional rights of those working to participate in the Kansas political square through No Labels Kansas, denied the party its statutory right to nominate candidates, and disenfranchised hundreds of thousands of Kansas voters by denying them a choice on their general election ballots that they had every right to consider. In other words, Mr.

Secretary, you directly interfered in the outcome of the 2024 general election and tipped the table to benefit your own party and political allies.

3. Not satisfied to have simply thwarted the legitimate attempt of those individuals to participate in Kansas's political system in June of 2024, you took steps to criminalize their efforts by dragging out of mothballs a constitutionally suspect statute, the enforcement of which had never before been attempted. You referred the matter to the Attorney General who turned it over the Solicitor General, who then referred it to the Kansas Bureau of Investigation, which then handed it off a special prosecutor outside the Attorney General's office, who then handed it off yet again to yet another prosecutor. That contract prosecutor, like the law enforcement officials who previously had custody of the case, continues to slow walk responding to your goading to criminalize constitutionally protected speech and association, likely because the underlying statute is so blatantly unconstitutional on its face.

4. When the same individuals attempted to file Statements of Organization on behalf of the party, as is required by Kansas law, you initially refused to receive those filings, citing your personal opinion that those filers were not the legitimate leaders of No Labels Kansas. You simply do not have the authority, Mr. Secretary, to make any determination as to who is or is not the "valid" or "legitimate" leader of any party. Ironically, after the passage of several months, the same individuals again filed required Statements of Organization which your office received and publicly posted on your website, alongside similar filings by other party committees. We had hoped that this was an indication that you were, at last, dropping your long-demonstrated personal jihad against No Labels Kansas. Sadly, your actions over the past month, including your move yesterday to strip No Labels Kansas of its recognition as a political party, demonstrates that the aggressive pursuit of your one-man war on this movement has not abated.

5. When I attempted to have your Director of Elections review a draft certificate of nomination and, in so doing, alerted you that we intend to nominate candidates to run in this year's elections, you initially refused to respond, stiff-arming my entreaty. It wasn't until we appealed to the public by issuing a press release that you responded through your legal counsel, indicating that you would not recognize any filings we attempt to make on behalf of No Labels Kansas party. You further threatened to seek criminal prosecution against me, as you did against others in 2024, for simply exercising my role as the legitimately elected leader of No Labels Kansas party.

In the same letter, dated May 8, 2026 and attached to this email, you wrote, "Additionally, under its governing rules, NLKS, the recognized political party, cannot nominate candidates for statewide office, and that pursuant to K.S.A. 25-302b, **it may lose its recognized political party status.**" And that last reference has been your end-game all along, hasn't it, Mr. Secretary? From this movement's first appearance on the Kansas political scene in 2023, you have been attempting to thwart the efforts of those disillusioned with the two major parties' opportunities and offerings and abort this party in its infancy.

This prompts me to ask, Mr. Schwab, what is your beef with No Labels Kansas party and those of us working to build and grow it into a viable option for Kansas voters to consider? What is your underlying personal or political motivation for repeatedly acting audaciously – including flaunting Kansas law and applicable constitutional protections – to interfere in No Labels Kansas party's internal affairs, to deny the party its right to exist, and to tip the outcome of Kansas elections to suit yourself and your political allies? What is your issue with simply allowing Kansas voters to consider another choice on their ballots and voter registration cards?

Again, it is not lost on the State Executive Committee of No Labels Kansas party, of which I am the duly elected Chairman, that you have timed this stunt to make it difficult and expensive for us to challenge your actions and proceed to file candidates by the June 1st filing deadline. Accordingly, we are appealing directly to Attorney General Kobach to intervene and advise all parties involved as to the legality of the actions you have pursued, including your outrageous move yesterday to simply declare that the party we now lead no longer exists, despite the fact that it now has more than 7,000 adherents and is the fastest growing political party in the state.

We call on you, Mr. Secretary, to stop behaving illegally and with animus toward No Labels Kansas and its supporters. Do your job and only your job. Barring that, we call on Attorney General Kobach to intervene and advise all of us as to the laws governing this situation.

David G. Miller, Chairman
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