

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: Serge Jerome, Jr.

Case No.: FEC 15-394

TO: Serge Jerome, Jr.
6081 Walnut Hill Drive
Lake Worth, FL 33467-6181

Pamela J. Lopez
City Clerk of Lake Worth
7 North Dixie Highway
Lake Worth, FL 33460

NOTICE OF HEARING (CONSENT ORDER)

A hearing will be held in this case before the Florida Elections Commission on, **May 17, 2017 at 8:30 am**, *or as soon thereafter as the parties can be heard*, at the following location: **Augustus B. Turnbull Conference Center, 555 West Pensacola Street, Room 214, Tallahassee, Florida 32301**

Failure to appear in accordance with this notice will constitute a waiver of your right to participate in the hearing. Continuances will be granted only upon a showing of good cause.

This hearing will be conducted pursuant to Section 106.25, Florida Statutes, which governs your participation as follows:

If you are the Respondent, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission. However, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless you request to be heard or the Commission requests that your case be considered separately on the day of the hearing, your case will *not* be individually heard.

If you are the Complainant, you may attend the hearing, but you will *not* be permitted to address the Commission. In addition, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless the Respondent requests to be heard or the Commission requests that the case be considered separately on the day of the hearing, the case will *not* be individually heard.

If you are an Appellant, and you have requested a hearing, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission.

Please be advised that both confidential and public cases are scheduled to be heard by the Florida Elections Commission on this date. As an Appellant, Respondent or Complainant in one case, you will *not* be permitted to attend the hearings on other confidential cases.

The Commission will electronically record the meeting. Although the Commission's recording is considered the official record of the hearing, the Respondent may provide, at his own expense, a certified court reporter to also record the hearing.

If you require an accommodation due to a disability, contact Donna Ann Malphurs at (850) 922-4539 or by mail at 107 West Gaines Street, The Collins Building, Suite 224, Tallahassee, Florida 32399, at least 5 days before the hearing.

See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
May 1, 2017

Please refer to the information below for further instructions related to your particular hearing:

If this is a hearing to consider **an appeal from an automatic fine**, the Filing Officer has imposed a fine on you for your failure to file a campaign treasurer's report on the designated due date and, by filing an appeal, you have asked the Commission to consider either (1) that the report was in fact timely filed; or (2) that there were unusual circumstances that excused the failure to file the report timely. You are required to prove your case. If the Commission finds that the report was filed timely or that there were unusual circumstances that excused the failure, it may waive the fine, in whole or in part. The Commission may reduce a fine after considering the factors in Section 106.265, Florida Statutes. If the Commission finds that the report was not timely filed and there were no unusual circumstances, the fine will be upheld.

If this is a hearing to consider a **consent order before a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed and become public. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the case will remain confidential, unless confidentiality has been waived.

If this is a hearing to consider a **consent order after a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the Respondent will be entitled to another hearing to determine if the Respondent committed the violation(s) alleged.

If this is a **probable cause hearing**, the Commission will decide if there is probable cause to believe that the Respondent committed a violation of Florida's election laws. Respondent should be prepared to explain how the staff in its recommendation incorrectly applied the law to the facts of the case. *Respondent may not testify, call others to testify, or introduce any documentary or other evidence at the probable cause hearing.* The Commission will only decide whether Respondent should be *charged* with a violation and, before the Commission determines whether a violation has occurred or a fine should be imposed, Respondent will have an opportunity for another hearing at which evidence may be introduced.

If this is an **informal hearing**, it will be conducted pursuant Sections 120.569 and 120.57(2), Florida Statutes; Chapter 28 and Commission Rule 2B-1.004, Florida Administrative Code. At the hearing, the Commission will decide whether the Respondent committed the violation(s) charged in the Order of Probable Cause. The Respondent will be permitted to testify. However, the Respondent may not call witnesses to testify.

Respondent may argue why the established facts in the Staff Recommendation do not support the violations charged in the Order of Probable Cause. At Respondent's request, the Commission may determine whether Respondent's actions in the case were willful. The Respondent may also address the appropriateness of the recommended fine. If Respondent claims that his limited resources make him unable to pay the statutory fine, *he must provide the Commission with written proof of his financial resources* at the hearing. A financial affidavit form is available from the Commission Clerk.



***Confidential: Re: Waiver of Confidentiality -- Clarification** 
Florida Elections Commission to: Serge Jerome Jr.
Sent by: **Donna Malphurs**

04/27/2017 05:21 PM

From: Florida Elections Commission/OAG
To: "Serge Jerome Jr." <serge.jerome@gmail.com>

Thank you.

"Serge Jerome Jr." I confirm my intention is to "waive my confidenti... 04/27/2017 05:14:13 PM

From: "Serge Jerome Jr." <serge.jerome@gmail.com>
To: Florida Elections Commission <fec@myfloridalegal.com>
Date: 04/27/2017 05:14 PM
Subject: Re: Waiver of Confidentiality -- Clarification

I confirm my intention is to "waive my confidentiality" in the following two pending cases: FEC 15-374 and 15-394

On Apr 27, 2017 5:05 PM, "Florida Elections Commission" <fec@myfloridalegal.com> wrote:
Dear Mr. Jerome,

The Florida Elections Commission (Commission) received your letter dated April 4, 2017, requesting the Commission to have all your records regarding any pending and/or confidential information "waived/opened for the Florida Board of Bar Examiner's inspection." Please respond to this email and confirm that your intention is to "waive your confidentiality" in the following two pending cases: FEC 15-374 and 15-394.

If you have any questions, please let me know.

Sincerely,

Donna Ann Malphurs
Agency Clerk



Waiver of Confidentiality -- Clarification
Florida Elections Commission to: Serge Jerome Jr.
Sent by: **Donna Malphurs**

04/27/2017 05:05 PM

From: Florida Elections Commission/OAG
To: "Serge Jerome Jr." <serge.jerome@gmail.com>

Dear Mr. Jerome,

The Florida Elections Commission (Commission) received your letter dated April 4, 2017, requesting the Commission to have all your records regarding any pending and/or confidential information "waived/opened for the Florida Board of Bar Examiner's inspection." Please respond to this email and confirm that your intention is to "waive your confidentiality" in the following two pending cases: FEC 15-374 and 15-394.

If you have any questions, please let me know.

Sincerely,

Donna Ann Malphurs
Agency Clerk

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Serge Jerome, Jr.

**Case No.: FEC 15-394
F.O. No.: FOFEC <#>**

CONSENT FINAL ORDER

Respondent, Serge Jerome, Jr., and the Florida Elections Commission (Commission) agree that this Consent Order resolves all of the issues between the parties in this case. The parties jointly stipulate to the following facts, conclusions of law, and order:

FINDINGS OF FACT

1. On August 18, 2015, a complaint was filed with the Commission alleging that Respondent violated the Florida Election Code.
2. Respondent expressed a desire to enter into negotiations directed toward reaching a consent agreement.
3. Respondent and the staff stipulate to the following facts:
 - a. Respondent was a candidate in the City of Lake Worth's 2015 municipal election.
 - b. Respondent failed to timely make necessary amendments to the campaign's termination report.

CONCLUSIONS OF LAW

4. The Commission has jurisdiction over the parties to and subject matter of this cause, pursuant to Section 106.26, Florida Statutes.
5. Section 106.25(4)(i)3., Florida Statutes, allows the Commission to approve a

consent agreement with a Respondent prior to the Commission finding probable cause that a violation of the election laws occurred. The consent agreement has the same force and effect as a consent agreement reached after the Commission finds probable cause.

6. The Commission staff and Respondent stipulate that staff can prove the facts in paragraph three above by clear and convincing evidence and to the Commission's ability to impose a civil penalty against Respondent in this case.

ORDER

7. The Respondent and the staff of the Commission have entered into this Consent Order voluntarily and upon advice of counsel.

8. The parties shall each bear their own attorney's fees and costs that are in any way associated with this case.

9. The Commission will consider the Consent Order at its next available meeting.

10. The Respondent voluntarily waives the right to any further proceedings under Chapters 104, 106, and 120, Florida Statutes, and the right to appeal the Consent Order.

11. This Consent Order is enforceable under Sections 106.265 and 120.69, Florida Statutes. Respondent expressly waives any venue privileges and agrees that if enforcement of this Consent Order is necessary, venue shall be in Leon County, Florida, and Respondent shall be responsible for all fees and costs associated with enforcement.

12. If the Commission does not receive the signed Consent Order by February 27, 2017, the staff withdraws this offer of settlement and will proceed with the case.

13. Payment of the civil penalty by cashier's check, money order, good for at least 120 days, or attorney trust account check is a condition precedent to the Commission's consideration of the Consent Order.

PENALTY

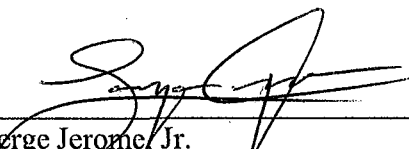
WHEREFORE, based upon the foregoing facts and conclusions of law, the Commission finds that the Respondent has violated Section 106.07(2)(b)1., Florida Statutes, and imposes a fine of \$100.

Therefore it is

ORDERED that the Respondent shall remit to the Commission a civil penalty in the amount of \$100, inclusive of fees and costs. The civil penalty shall be paid by cashier's check, money order, good for at least 120 days, or attorney trust account check. The civil penalty should be made payable to the Florida Elections Commission and sent to 107 West Gaines Street, Collins Building, Suite 224, Tallahassee, Florida, 32399-1050.

Respondent hereby agrees and consents to the terms of this Consent Order on

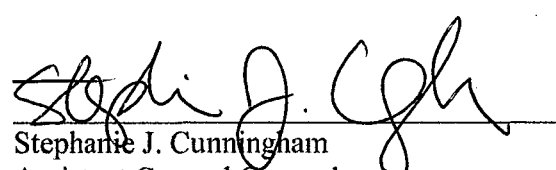
February 28th, 2017.



Serge Jerome, Jr.
6081 Walnut Hill Drive
Lake Worth, FL 33467

Commission staff hereby agrees and consents to the terms of this Consent Order on

March 8, 2017.



Stephanie J. Cunningham
Assistant General Counsel
Florida Elections Commission
107 West Gaines Street
Collins Building, Suite 224
Tallahassee, FL 32399-1050

Approved by the Florida Elections Commission at its regularly scheduled meeting held on

May 16 & 17, 2017 in Tallahassee, Florida.

M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Stephanie J. Cunningham, Assistant General Counsel
Serge Jerome, Jr., Respondent
Pamela J. Lopez, Complainant



UNITED STATES
POSTAL SERVICE®

POSTAL MONEY ORDER

Serial Number

24321440158

Post Office

303102

U.S. Dollars and Cents

\$100.00

One Hundred Dollars and 00/100 *****

Amount

Pay to

Florida Election Commission

Clerk

23

Address

107 West Gaines Street
Collins Building Suite 224
Tallahassee, FL 32399

From

Serge Serame Jr

Address

6081 Walnut Hill Drive
Lake Worth, FL 33467

Memo

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SEE REVERSE WARNING • NEGOTIABLE ONLY IN THE U.S. AND POSSESSIONS

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Serge Jerome, Jr.

Case No.: FEC 15-394

TO: Serge Jerome, Jr.
6081 Walnut Hill Drive
Lake Worth, FL 33467-6181

Pamela J. Lopez
City Clerk of Lake Worth
7 North Dixie Highway
Lake Worth, FL 33460

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, **February 28, 2017 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, Florida 32399**

Failure to appear in accordance with this notice will constitute a waiver of your right to participate in the hearing. Continuances will be granted only upon a showing of good cause.

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See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
February 13, 2017

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If this is a hearing to consider a **consent order before a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed and become public. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the case will remain confidential, unless confidentiality has been waived.

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If this is a **probable cause hearing**, the Commission will decide if there is probable cause to believe that the Respondent committed a violation of Florida's election laws. Respondent should be prepared to explain how the staff in its recommendation incorrectly applied the law to the facts of the case. *Respondent may not testify, call others to testify, or introduce any documentary or other evidence at the probable cause hearing.* The Commission will only decide whether Respondent should be *charged* with a violation and, before the Commission determines whether a violation has occurred or a fine should be imposed, Respondent will have an opportunity for another hearing at which evidence may be introduced.

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Respondent may argue why the established facts in the Staff Recommendation do not support the violations charged in the Order of Probable Cause. At Respondent's request, the Commission may determine whether Respondent's actions in the case were willful. The Respondent may also address the appropriateness of the recommended fine. If Respondent claims that his limited resources make him unable to pay the statutory fine, *he must provide the Commission with written proof of his financial resources* at the hearing. A financial affidavit form is available from the Commission Clerk.

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Serge Jerome, Jr.

Case No.: FEC 15-394

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the sworn complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.07(2)(b)1., Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on December 30, 2016, the following facts and law support this staff recommendation:

1. On August 18, 2015, the Florida Elections Commission (“Commission”) received a sworn complaint from Pamela J. Lopez, City Clerk, City of Lake Worth (“Complainant” or “Clerk”) alleging that Serge Jerome, Jr. (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a 2015 candidate for City Commissioner, District 2. (ROI Exhibit 9)¹

3. By letter dated June 30, 2016, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

Section 106.07(2)(b)1., Florida Statutes: Respondent, a candidate in the City of Lake Worth’s 2015 municipal election, and acting as his own treasurer, failed to timely make necessary amendments to the campaign’s termination report, as alleged in the complaint.

4. On December 4, 2014, Respondent filed his Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form (“DS-DE 9”) appointing himself as treasurer for his campaign. (ROI Exhibit 2) Upon filing his initial candidacy documents, Respondent also acknowledged receiving the *Candidate and Campaign Treasurer Handbook*, Chapters 97 – 106, Florida Statutes, and other relevant publications and reporting forms from the Clerk. (ROI Exhibit 3)

5. Respondent’s 2015 Termination Report was filed on June 9, 2015. (ROI Exhibit 4, page 1) The report was incomplete when filed. (ROI Exhibit 1, page 1)

6. On June 15, 2015, Respondent was served with a letter from the Clerk notifying Respondent that his report was incomplete and that Respondent was required to amend the report within 7 days of receipt of the notification. The letter included information showing why the

¹ The Report of Investigation is referred to herein as “ROI.”

report was incomplete, i.e., failure to include eight expenditure types and correctly input eight expenditure purposes. (ROI Exhibit 5)

7. On July 8, 2015, Respondent filed his amended 2015 Termination Report which corrected the errors in his original report, but created new errors. The amendment was filed untimely. (ROI Exhibit 6, page 1)

8. On July 25, 2015, Respondent was served with a letter from the Clerk notifying Respondent that his report was incomplete and that Respondent was required to amend the report within 7 days of receipt of the notification. The letter included information showing why the report was incomplete, i.e., failure to include the total sums of all loans, in-kind contributions, other receipts, and expenditures made by Respondent during the reporting period. (ROI Exhibit 7)

9. Respondent stated that he does not contend any of the facts in the complaint. (Attachment A) As of December 28, 2016, Respondent had not filed the required amendment to his report. (Attachment B, Phone Entry Log 8)

10. “Probable Cause” is defined as reasonable grounds of suspicion supported by circumstances sufficiently strong to warrant a cautious person in the belief that the person has committed the offense charged. *Schmitt v. State*, 590 So. 2d 404, 409 (Fla. 1991). Probable cause exists where the facts and circumstances, of which an [investigator] has reasonably trustworthy information, are sufficient in themselves for a reasonable man to reach the conclusion that an offense has been committed. *Department of Highway Safety and Motor Vehicles v. Favino*, 667 So. 2d 305, 309 (Fla. 1st DCA 1995).

11. The facts set forth above show that Respondent was a 2015 candidate for City Commissioner, District 2, and was acting as his own treasurer. Respondent failed to timely file the required amendment to his 2015 Termination Report within 7 days of receiving notification from his filing officer that the report was incomplete and required amendment.

Based upon these facts and circumstances, I recommend that the Commission find probable cause to charge Respondent with violating the following:

Count 1:

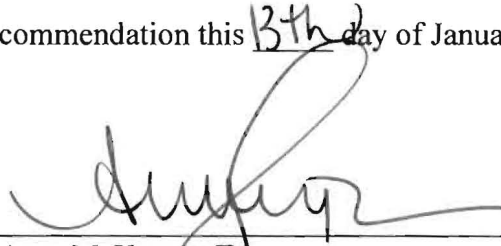
On or about August 1, 2015, Serge Jerome, Jr., violated Section 106.07(2)(b)1., Florida Statutes, when he failed to timely file an addendum to his 2015 Termination Report within seven days after receiving notice from his filing officer that the report required amendment.

Respectfully submitted on January 13, 2017.



Stephanie J. Cunningham
Assistant General Counsel

I reviewed this Staff Recommendation this 13th day of January 2017.



Amy McKeever Toman
Executive Director



Case No.: FEC 15-394; Respondent: Serge Jerome, Jr.

Serge Jerome Jr.

to:

fec

06/15/2016 10:07 AM

Hide Details

From: "Serge Jerome Jr." <serge.jerome@gmail.com>

To: fec@myfloridalegal.com

Dear Ms. Riley

I have received your letter dated June 9, 2016 referencing an August 18, 2015 letter that was also attached. First I would like to change my mailing address to 6081 Walnut Hill Drive, Lake Worth, FL 33467. Second I would like to respond to the complaint below:

Initial Response:

1. I do acknowledge that I received the violation from the City of Lake Worth Office of City Clerk.
2. I do not contend any of the facts in the confidential complaint form
3. I would like to settle this matter with the FEC.

Thank you.

--

Serge Jerome Jr.

Cell: (561) 603-6793

Fax: (866) 300-7385

Attachment A

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 15-394**

Respondent: Serge Jerome Jr.

Complainant: Pamela J. Lopez

1. **Date and time:** July 8, 2016 @ 9:20 am
Name: Respondent
Phone #: (561) 603-6793
Summary: I had telephone contact to make initial contact and to inquire about the complaint allegations. I was advised that he wanted to resolve this matter with a settlement agreement. I informed him that I would be transferring this case to our legal department, and someone would be contacting him to begin negotiations. He thanked me for my assistance with this matter.
Memo to File? No
Entered by: CKO
2. **Date and time:** September 16, 2016 @ 11:40 am
Name: Respondent
Phone #: (561) 603-6793
Summary: I attempted telephone contact once I received this case back from Attorney Stephanie Cunningham. I left a message to return my call.
Memo to File? No
Entered by: CKO
3. **Date and time:** October 26, 2016 @ 8:50 am
Name: Respondent
Phone #: (561) 603-6793
Summary: I attempted telephone contact upon receiving this case back from attorney Stephanie Cunningham. I left a message to return my call.
Memo to File? No
Entered by: CKO
4. **Date and time:** November 3, 2016 @ 12:45 pm
Name: Respondent
Phone #: (561) 603-6793
Summary: I attempted telephone contact to inquire about complaint allegations. I left a message to return my call.
Memo to File? No
Entered by: CKO
5. **Date and time:** November 14, 2016 @ 12:15 pm
Name: Pamela Lopez—Filing Officer
Phone #: (561) 586-1662
Summary: I had telephone contact to inquire about the status of the FO affidavit that was sent to her attention. Ms. Lopez stated that she put the information in the mail last

Tuesday, so I should be receiving it any day now. I inquired if Respondent had properly amended the TR Report. Ms. Lopez stated that the report has not been amended at this time, nor has he paid any of his previous fines. I thanked her for her assistance with this matter.

Memo to File? No

Entered by: CKO

6. **Date and time:** December 28, 2016 @ 9:55 am
Name: Respondent
Phone #: (561) 603-6793
Summary: I attempted telephone contact to complete final interview. I was unable to leave a message due to mailbox being full.
Memo to File? No
Entered by: CKO

7. **Date and time:** December 28, 2016 @ 9:57 am
Name: Debbie Andrea—Interim Filing Officer
Phone #: (561) 586-1662
Summary: I had telephone contact to inquire if Respondent had filed his amended TR Report correctly at this time. I was advised that she would review the records and get back with me. I was also advised that Pamela Lopez is retiring as of the COB on December 30, 2016 and she would be replacing her.
Memo to File? No
Entered by: CKO

8. **Date and time:** December 28, 2016 @ 10:05 am
Name: Debbie Andrea—Interim Filing Officer
Phone #: (561) 586-1662
Summary: I had telephone contact from Ms. Andrea advising me that Respondent has not amended his TR Report at this time. I thanked her for her assistance with this issue.
Memo to File? No
Entered by: CKO

**FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 15-394**

Respondent: Serge Jerome, Jr.
Counsel for Respondent: n/a

Complainant: Pamela J. Lopez
Counsel for Complainant: n/a

On August 18, 2015, the Florida Elections Commission (“Commission”) received a sworn complaint alleging that Respondent violated Chapter 106, Florida Statutes. Commission staff investigated whether Respondent violated the following statute:

Section 106.07(2)(b)1, Florida Statutes, failure of the treasurer of a candidate to file an addendum to an incomplete report after receiving notices from the filing officer.

I. Preliminary Information:

1. Respondent was a candidate for City Commissioner, District 2 in the March 2015 municipal election. He lost his bid for election.
2. Complainant is the City Clerk for Lake Worth, Florida, and Respondent’s Filing Officer.

II. Alleged Violation of Section 106.07(2)(b)1, Florida Statutes:

3. I investigated whether Respondent violated this section of the election laws by not filing an addendum to the 2015 Termination Report (TR), after receiving notice that it was incomplete.
4. Pamela Lopez, City Clerk for Lake Worth, submitted a confidential complaint dated August 14, 2015 regarding Respondent’s failure to file an addendum to the 2015 TR Report. To view a copy of the August 14, 2015 complaint, refer to exhibit 1.
5. On December 4, 2014, Respondent filed his original Appointment of Campaign Treasurer and Designation of Campaign Depository form (DS-DE 9) with his filing officer. Respondent appointed himself as his own campaign treasurer. To review a copy of Respondent’s DS-DE 9 form, refer to exhibit 2.
6. On December 4, 2014, Respondent signed a letter acknowledging that he had received official documents pertaining to his election campaign. These documents included a cd with the 2013 Candidate and Campaign Treasurer Handbook, Calendar of Reporting Dates, Florida Statutes Chapters 97-106 “Compilation of The Election Laws”, and various other election documents. To view a copy of the December 4, 2014 Acknowledgement Letter, refer to

exhibit 3.

7. On June 9, 2015, Respondent filed an original 2015 TR Report with his filing officer. Respondent reported eight expenditures being made during this reporting period totaling \$4,531.43. To view a copy of the original 2015 TR Report, refer to exhibit 4.

8. On June 10, 2015, Complainant hand-delivered Respondent an incomplete-report letter regarding the 2015 TR Report. The letter stated that Complainant was conditionally accepting the report at the time, however, Respondent had seven days to file an addendum to complete the report. "In reviewing your Treasurer's Termination Report, I found on your Itemized Expenditure form, column (8), *Purpose*, is blank and column (9), *Expenditure Type*, appears to include "purpose" information". To view a copy of the hand-delivered June 10, 2015 incomplete-report letter with delivery confirmation receipt, refer to exhibit 5.

9. On July 8, 2015, Respondent filed a "Itemized Expenditures" page that covered the time period from March 6, 2015 through June 8, 2015. The page listed eight expenditures. To view a copy of the Itemized Expenditures page filed on July 8, 2015, refer to exhibit 6.

10. On July 9, 2015, Complainant hand-delivered an incomplete-report letter regarding the 2015 TR Report. This letter advised Respondent that Complainant had received the "Itemized Expenditures" form associated with the 2015 TR Report. "In reviewing the document, I find that the Campaign Treasurer's Report Summary form was not submitted". To view a copy of the July 9, 2015 incomplete-report letter with delivery confirmation, refer to exhibit 7.

11. In a December 28, 2016 telephone interview with Debbie Andrea, Interim Filing Officer, I was advised that Respondent still has not properly amended the 2015 TR Report. As of the day of this report, the 2015 TR Report remains incomplete.

12. There is no record that Respondent has previously violated this section of the election laws.

III. FEC History:

13. Respondent has been involved in previous FEC investigations. FEC 15-223; agreed to \$100.00 consent order/paid on 7/21/15. FEC 15-224; agreed to \$100.00 consent order/paid on 7/21/15. FEC 15-353; Automatic Fine Default-Rejected due to two parties named. FEC 15-373; Automatic Fine Default in the amount of \$500.00/no record of fine being paid.

Conclusion:

14. Respondent was offered several opportunities to make comments regarding the findings of this investigation. Respondent did not respond to any of these attempts.

15. On November 7, 2016, Pamela Lopez, Respondent's filing officer, submitted a questionnaire-affidavit. Ms. Lopez attested that she gave Respondent a copy of Florida Statutes, Chapter 106, and the 2013 Candidate and Campaign Treasurer Handbook. To view a copy of the November 7, 2016 Filing Officer questionnaire-affidavit, refer to exhibit 8.

16. On December 4, 2014, Respondent filed his Statement of Candidate for City Commissioner, District 2 acknowledging that he had been provided access to read and understand the requirements of Chapter 106, Florida Statutes. To view a copy of the Statement of Candidate, refer to exhibit 9.

Respectfully submitted on December 30, 2016.



Cedric Oliver
Investigation Specialist

Current address of Respondent

Mr. Serge Jerome, Jr.
6081 Walnut Hill Drive
Lake Worth, Fl 33467-6181

Current address of Complainant

Ms. Pamela J. Lopez, City Clerk
7 North Dixie Highway
Lake Worth, Fl 33460

Name and Address of Filing Officer:

Ms. Pamela J. Lopez
City Clerk
7 North Dixie Highway
Lake Worth, Fl 33460

Copy furnished to: Mr. David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Serge Jerome, Jr -- FEC 15-394

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	Complaint Form
Exhibit 2	Respondent's DS-DE 9 form
Exhibit 3	Acknowledgement Letter
Exhibit 4	Respondent's original 2015 TR Report
Exhibit 5	June 10, 2015 incomplete-report letter with delivery confirmation receipt
Exhibit 6	Itemized Expenditures page filed on July 8, 2015
Exhibit 7	July 9, 2015 incomplete-report letter with delivery confirmation receipt
Exhibit 8	Filing Officer questionnaire-affidavit
Exhibit 9	Statement of Candidate

STATE OF FLORIDA

FLORIDA ELECTIONS COMMISSION

107 West Gaines Street, Suite 224, Tallahassee, Florida 32399-1050

Telephone Number: (850) 922-4539

www.fec.state.fl.us

2015 AUG 18 A 10:31

CONFIDENTIAL COMPLAINT FORM

The Commission's records and proceedings in a case are confidential until the Commission rules on probable cause. A copy of the complaint will be provided to the person against whom the complaint is brought.

1. PERSON BRINGING COMPLAINT:

Name: Pamela J. Lopez, City Clerk Work Phone: (561) 586-1662
Address: 7 North Dixie Highway Home Phone: (561) 876-8048
City: Lake Worth County: Palm Beach State: FL Zip Code: 33460

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

A person can be an individual, political committee, committee of continuous existence, political party, electioneering communication organization, club, corporation, partnership, company, association, or any other type of organization. (If you intend to name more than one individual or entity, please file multiple complaints.)

Name of individual or entity: Serge Jerome, Jr.
Address: 1520 Lake Avenue Unit 1A Phone: (561) 603-6793
City: Lake Worth County: Palm Beach State: FL Zip Code: 33460

If individual is a candidate, list the office or position sought: Commissioner District 2

Have you filed this complaint with the State Attorney's Office? (check one) [] Yes [X] No

3. ALLEGED VIOLATION(S):

Please list the provisions of The Florida Election Code that you believe the person named above may have violated. The Commission has jurisdiction only to investigation the following provisions: Chapter 104, Chapter 106, and Section 105.071, Florida Statutes. Also, please include:

- The facts and actions that you believe support the violations you allege,
The names and telephone numbers of persons you believe may be witnesses to the facts,
A copy or picture of the political advertisements you mention in your statement,
A copy of the documents you mention in your statement, and
Other evidence that supports your allegations.

Section 106.07(2)(b)1 - failure to file a second addendum to complete candidate's Campaign Treasurer's Termination Report. Mr. Jerome serves as his own treasurer. On July 25, 2015, a letter was hand delivered to candidate/treasurer notifying him that his amended Termination Report was conditionally accepted. The letter also included the reasons for finding it incomplete and the number of days the candidate/treasurer had to file an addendum to complete the report. As of the date of this Complaint, the candidate/treasurer has not filed an addendum with the City Clerk's Office.

Attached are the following documents:

1. City Clerk's letter of notice dated July 9, 2015, but hand delivered on July 25, 2015
2. Return of Service Hand Delivery Letter from General Services Bureau, LLC affirming delivery
3. Campaign Treasurer's amended Termination Report date stamped received on July 8, 2015

Additional materials attached (check one)? Yes No

4. OATH

STATE OF FLORIDA
COUNTY OF Palm Beach

I swear or affirm, that the above information is true and correct to the best of my knowledge.

Pamela J. Rupa
Original Signature of Person Bringing Complaint

Sworn to and subscribed before me this 14TH day of August, 2015

Deborah M. Andrea
Signature of Officer Authorized to Administer Oaths or Notary public.



(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally known _____ Or Produced Identification _____
Type of Identification Produced _____

Any person who files a complaint while knowing that the allegations are false or without merit commits a misdemeanor of the first degree, punishable as provided in Sections 775.082 and 775.083, Florida Statutes.

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**
(Section 106.021(1), F.S.)

RECEIVED
DEC 4 2014
BY: _____

(PLEASE PRINT OR TYPE)

NOTE: This form must be on file with the qualifying officer before opening the campaign account.

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):
 Initial Filing of Form Re-filing to Change: Treasurer/Deputy Depository Office Party

2. Name of Candidate (in this order: First, Middle, Last)
Serge Jerome Jr.

3. Address (include post office box or street, city, state, zip code)
1520 Lake Avenue Apt 1A
Lake Worth, FL 33460

4. Telephone (561) 603-6793 **5. E-mail address** sergeforcommissioner@gmail.com

6. Office sought (include district, circuit, group number)
City of Lake Worth Commissioner District 2

7. If a candidate for a nonpartisan office, check if applicable:
 My intent is to run as a Write-In candidate.

8. If a candidate for a partisan office, check block and fill in name of party as applicable: My intent is to run as a
 Write-In No Party Affiliation _____ Party candidate.

9. I have appointed the following person to act as my Campaign Treasurer Deputy Treasurer

10. Name of Treasurer or Deputy Treasurer
Serge Jerome Jr.

11. Mailing Address 1520 Apt 1A **12. Telephone** (561) 603-6793

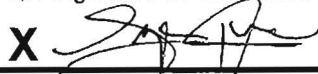
13. City Lake Worth **14. County** Palm Beach **15. State** FL **16. Zip Code** 33460 **17. E-mail address** sergeforcommissioner@gmail.com

18. I have designated the following bank as my Primary Depository Secondary Depository

19. Name of Bank Bank of America **20. Address** 1827 N Military Trail

21. City West Palm Beach **22. County** Palm Beach **23. State** FL **24. Zip Code** 33409


UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN IT ARE TRUE.

25. Date 12/01/2014 **26. Signature of Candidate**


27. Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block)

I, Serge Jerome Jr., do hereby accept the appointment
 (Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

12/01/2014 **X** 
 Date Signature of Campaign Treasurer or Deputy Treasurer



ACKNOWLEDGEMENT

I hereby acknowledge receipt of the below documents:

1. State of Florida Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form – DS-DE 9
2. Oath of Candidate form and on CD
3. Statement of Candidate form – DS-DE 84 and on CD
4. Logic and Accuracy Test Acknowledgement and Notice
5. Form 1 Statement of Financial Interests 2013 and on CD
- ✓ 6. Candidate and Campaign Treasurer Handbook dated November 2013 CD
- ✓ 7. FS Chapters 97 – 106 “Compilation of The Election Laws” dated September 2014 CD
8. City Charter CD
9. Dates to Remember Candidate and Political Committee 2015 Election
10. Campaign account name and fund raiser
11. How to Apply for an EIN (Employer Identification Number)
12. Federal Tax Regulations with instructions to file Form 8871 electronically
13. Contribution limits for candidates and political committees
14. Contribution limitation for candidates
15. Incomplete and common treasurer report errors
16. Filing late treasurer report and calculating fines
17. Definition of Loans
18. FAQs regarding online, in-kind, and reporting contributions
19. Disposition of surplus funds
20. Office Accounts
21. Political advertisements – FS 106.143, FS 106.1435, and Ch. 12 *Political Advertisement* from the 2013 Candidate and Campaign Treasurer Handbook
22. Political Advertisements examples
23. Political Signs – Section 23.5-1(h)3. Lake Worth Code of Ordinances
24. Political Signs – FDOT’s policy on signs in State ROW
25. Guide to the Sunshine Amendment and Code of Ethics for Public Officers and Employees 2014
26. Palm Beach County Code of Ethics and Ethics Pledge
27. Gift Law
28. Poll Watcher – FS 101.131 and Guidelines for Poll Watchers

EXHIBIT

3 (1 of 2)

29. Telephone Solicitation Registered Agent - FS 106.1475
30. Division of Elections and other resources contact information
31. List of Precincts and Polling Locations
32. Affidavit of Undue Burden for Municipal Candidates
33. Campaign Treasurer's Report Summary – DS-DE 12 and on CD
34. Campaign Treasurer's Report – Itemized Contributions – DS-DE 13 and on CD
35. Campaign Treasurer's Report – Itemized Expenditures – DS-DE 14 and on CD
36. Campaign Treasurer's Report – Itemized Distribution – DS-DE 14a (use for reimbursements)
37. Contributions Returned – DS-DE 2 and on CD
38. Request For Return of Contribution – DS-DE 86 and on CD
39. Loan Report – DS-DE 73 and on CD
40. Campaign Loans Report Itemized – DS-DE 73A and on CD
41. Designation of Poll Watchers – DS-DE 125 and on CD
42. Commission on Ethics Complaint – CE Form 50 and on CD
43. FL Elections Commission Confidential Complaint – FEC Form 002 and on CD
44. Telephone Solicitation Registered Agent – DS-DE 100 and on CD
45. Waiver of Report – DS-DE 87 and on CD



Signature of Candidate

12/04/2014
Date

CAMPAIGN TREASURER'S REPORT SUMMARY

(1) Serge Jerome Jr
 Name
1520 Lake Avenue Unit 1A
 Address (number and street)
Lake Worth, FL 33460
 City, State, Zip Code

OFFICE USE ONLY

RECEIVED

JUN 09 2015

BY: _____

(3) ID Number: _____

(4) Check appropriate box(es):

Candidate Office Sought: City Commission District 2

Political Committee (PC)

Electioneering Communications Org. (ECO) Check here if PC or ECO has disbanded

Party Executive Committee (PTY) Check here if PTY has disbanded

Independent Expenditure (IE) (also covers an individual making electioneering communications) Check here if no other IE or EC reports will be filed

(5) Report Identifiers

Cover Period: From 03 / 06 / 2015 To 06 / 08 / 2015 Report Type: TR

Original Amendment Special Election Report

(6) Contributions This Report

Cash & Checks \$ _____ , _____ , 0 . 00

Loans \$ _____ , _____ , 0 . 00

Total Monetary \$ _____ , _____ , 0 . 00

In-Kind \$ _____ , _____ , 0 . 00

(7) Expenditures This Report

Monetary Expenditures \$ _____ , _____ , 4,531 . 43

Transfers to Office Account \$ _____ , _____ , _____ . _____

Total Monetary \$ _____ , _____ , 4,531 . 43

(8) Other Distributions
 \$ _____ , _____ , _____ . _____

(9) TOTAL Monetary Contributions To Date
 \$ _____ , 10 , 799 . 87

(10) TOTAL Monetary Expenditures To Date
 \$ _____ , 10 , 799 . 87

(11) Certification

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)

I certify that I have examined this report and it is true, correct, and complete:

(Type name) Serge Jerome Jr.

Individual (only for IE or electioneering comm.) Treasurer Deputy Treasurer

X 
 Signature

(Type name) Serge Jerome Jr.

Candidate Chairperson (only for PC and PTY)

X 
 Signature

CAMPAIGN TRIBUTOR'S REPORT - ITEMIZED CONTRIBUTIONS

RECEIVED
 JUN 09 2015
 BY: _____

(1) Name Serge Jerome Jr

(2) I.D. Number _____

(3) Cover Period 03 / 06 / 2015 through 06 / 08 / 2015

(4) Page _____ of _____

(5) Date	(7) Full Name (Last, Suffix, First, Middle)	(8) Contributor		(9) Contribution	(10) In-kind	(11) Amendment	(12) Amount
(6) Sequence Number	Street Address & City, State, Zip Code	Type	Occupation	Type	Description		
/ /	Nothing to Report						
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							

EXHIBIT 4 (2 of 4)

RECEIVED
 JUN 09 2015
 BY: _____

CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Serge Jerome Jr.
 (3) Cover Period 03 / 06 / 2015 through 06 / 08 / 2015

(2) I.D. Number _____
 (4) Page 1 of _____

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
03 / 06 / 2015 1	Budget Printing Center 4152 West Blue Heron Riviera Beach, FL 33404		Mailings		1,500.00
03 / 06 / 2015 2	Customize That 393 NE 5th Ave Delray Beach, FL 33444		T-Shirts		159.00
03 / 07 / 2015 3	Jerome Caribbean 1412 Lucrene Avenue Lake Worth, FL 33460		Catering		200.00
03 / 11 / 2015 4	Perpetua Polo 1201 Lake Victoria Drive West Palm Beach, FL 33411		Consulting		200.00
03 / 06 / 2015 5	Palm Beach County Supervisor of Elections 240 South Military Trail West Palm Beach, FL 33415		Voter Informa		53.50
03 / 10 / 2015 6	Strategic Leadership Group 416 Clematis Street West Palm Beach, FL 33401		Mailings		556.81
03 / 15 / 2015 7	Strategic Leadership Group 416 Clematis Street West Palm Beach, FL 33401		<i>Consulting</i>		956.81
03 / 30 / 2015 8	Budget Printing Center 4152 West Blue Heron Riviera Beach, FL 33404		Mailings		905.31

EXHIBIT

4 (4684)

Serge Jerome Jr.
1520 Lake Avenue
Unit 1A
Lake Worth, FL 33460

CERTIFIED MAIL



7015 0640 0000 2054 8332



1000

33460

U.S. POSTAGE
PAID
BOCA RATON, FL
33432
JUN 08, 15
AMOUNT

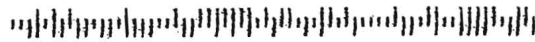
\$3.94

00100196-09

RECEIVED
JUN 08 2015
BY:

Office of the City Clerk
City of Lake Worth
7 N Dixie Highway
Lake Worth, FL 33460

33460978799





OFFICE OF THE CITY CLERK

7 North Dixie Highway · Lake Worth, Florida 33460 · Phone: 561-586-1662 · Fax: 561-586-1750

June 10, 2015

Via Hand-Delivery at the Below Address of Record

Serge Jerome, Jr.
Candidate and Treasurer
1520 Lake Avenue Unit 1A
Lake Worth, FL 33460

RE: Notice of Incomplete Treasurer's Termination Report

Dear Mr. Jerome:

On June 9, 2015, the City Clerk's Office received your Campaign Treasurer's Termination Report for the period ending June 8, 2015. This Report was due on June 8, 2015. The US Postal Service postmark on the envelope is dated June 8, 2015. In accordance with section 106.07(2)(a)1, Florida Statutes, your Report is deemed timely filed.

In reviewing your Treasurer's Termination Report, I found on your Itemized Expenditure form, column (8), *Purpose*, is blank and column (9), *Expenditure Type*, appears to include "purpose" information. In accordance with section 106.07(2)(b)1, Florida Statutes, your Treasurer's Termination Report is incomplete. However, our office is conditionally accepting the report at this time. You have 7 days after the receipt of this notice to file an addendum to complete the report. Failure to file a complete report after such notice constitutes a violation of this Chapter 106, Florida Statutes.

This letter serves as your notice of the conditional acceptance of your Treasurer's Termination Report due to its incomplete status and your obligation to promptly correct the report.

Sincerely,

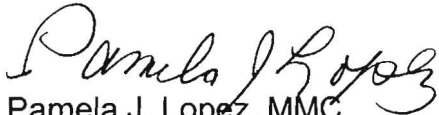

Pamela J. Lopez, MMC
City Clerk

EXHIBIT 5(1 of 2)

RETURN OF SERVICE
HAND DELIVERY LETTER

Case Number: .

For:
TORCIVIA, DONLON, GODDEAU & ANSAY, P.A.
701 Northpoint Parkway, Ste. 209
West Palm Beach, FL 33407

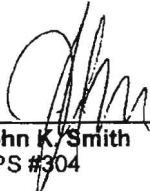
Received by GENERAL SERVICES BUREAU, LLC on the **12th day of June, 2015 at 5:00 pm** to be served on **SERGE JERONE JR., CANDITATE AND TREASURER, 1520 LAKE AVE., UNIT 1A, LAKE WORTH, FL 33460.**

I, John K. Smith, do hereby affirm that on the **15th day of June, 2015 at 9:30 am, I:**

INDIVIDUALLY/PERSONALLY served by delivering a true copy of the **HAND DELIVERY LETTER** with the date and hour of service endorsed thereon by me, to: **SERGE JERONE JR.** at the address of: **CANDITATE AND TREASURER, 1520 LAKE AVE., UNIT 1A, LAKE WORTH, FL 33460**, and informed said person of the contents therein, in compliance with state statutes.

Description of Person Served: Age: 28, Sex: M, Race/Skin Color: Black, Height: 6', Weight: 190, Hair: Black, Glasses: Y

I certify that I am over the age of 18 and have no interest in the above action and I am in good standing in the county of my appointment. Under the penalty of perjury, I declare that I have read the foregoing document and that the facts stated in it are true. No Notary is necessary pursuant to Florida Statute 92.525.



John K. Smith
CPS #304

GENERAL SERVICES BUREAU, LLC
P.O. Box 924
Palm Beach, FL 33480-0924
(561) 833-6587

Our Job Serial Number: GSB-2015001088
Ref: GSB-1088

CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

RECEIVED

JUL 08 2015

BY: _____

(1) Name Serge Jerome Jr

(3) Cover Period 03 / 06 / 2015 through 06 / 08 / 2015

(2) I.D. Number _____

(4) Page 1 of 1

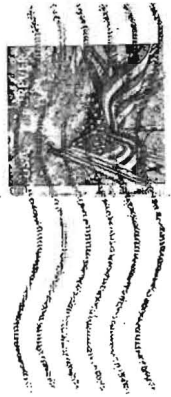
(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
(6) Sequence Number					
03 / 06 / 2015 1	Budget Printing Center 4152 West Blue Heron Riviera Beach, FL 33404	Mailings	MON		1,500.00
03 / 06 / 2015 2	Customize That 393 NE 5th Ave Delray Beach, FL 33444	T-shirts	MON		159.00
03 / 07 / 2015 3	Jerome Caribbean 1412 Lucrene Avenue Lake Worth, FL 33460	Catering	MON		200.00
03 / 11 / 2015 4	Perpetua Polo 1201 Lake Victoria Drive West Palm Beach, FL 33415	Consulting	MON		200.00
03 / 06 / 2015 5	Palm Beach County Supervisor of Elections 240 South Military Trail West Palm Beach, FL 33415	Voter Information	MON		53.50
03 / 10 / 2015 6	Strategic Leadership Group 416 Clematis Street West Palm Beach, FL 33401	Mailings	MON		556.81
03 / 15 / 2015 7	Strategic Leadership Group 416 Clematis Street West Palm Beach, FL 33401	Consulting	MON		956.81
03 / 30 / 2015 8	Budget Printing Center 4152 West Blue Heron Riviera Beach, FL 33404	Mailings	MON		905.31

EXHIBIT 6(2042)

Sarge Jerome Jr.
1520 Lake Ave
Unit 1A
Lake Worth, FL 33460

RECEIVED
JUL 08 2015
BY:

City of Lake Worth
City Clerk Fern Lopez
7 N Dixie Hwy
Lake Worth, FL 33460



WEST PALM BEACH FL 334
07 JUL 2015 PM 5 L

33460376759



OFFICE OF THE CITY CLERK

7 North Dixie Highway · Lake Worth, Florida 33460 · Phone: 561-586-1662 · Fax: 561-586-1750

July 9, 2015

Via Hand-Delivery at the Below Address of Record

Serge Jerome, Jr.
Candidate and Treasurer
1520 Lake Avenue Unit 1A
Lake Worth, FL 33460

RE: Notice of Incomplete Treasurer's Termination Report

Dear Mr. Jerome:

On July 8, 2015, the City Clerk's Office received a *Campaign Treasurer's Report-Itemized Expenditures* form associated with your Treasurer's Termination Report for the period ending June 8, 2015. I believe this form was sent to me in response to my June 10, 2015, notice which was hand delivered to you on June 15, 2015, advising you that your Termination Report was conditionally accepted and what needed to be done to make it complete.

In reviewing the document, I find that the Campaign Treasurer's Report Summary form was not submitted.

As you did when you submitted an amended M1 Report on February 16, 2015, the Summary form is required for each campaign treasurer's report filed. This Summary shall contain sums of all loans, in-kind contributions, and other receipts by or for such candidate, and the total sums of all expenditures made by the candidate during the reporting period. The Summary needs to be marked as an "amendment" under (5) *Report Identifiers*. You can obtain the DS-DE-12 Campaign Treasurer's Report Summary by visiting <http://dos.myflorida.com/elections/>.

In accordance with section 106.07(2)(b)1, Florida Statutes, your amended Treasurer's Termination Report is incomplete. However, our office is conditionally accepting the amended report at this time. You have 7 days after the receipt of this notice to file an addendum to complete the report. Failure to file a complete report after such notice constitutes a violation of this Chapter 106, Florida Statutes.

This letter serves as your notice of the conditional acceptance of your amended Treasurer's Termination Report due to its incomplete status and your obligation to promptly correct the report.

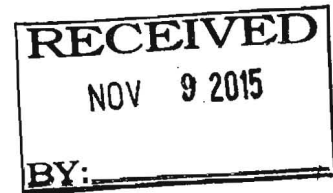
Sincerely,

Pamela J. Lopez, MMC
City Clerk

EXHIBIT 7(1 of 2)

RETURN OF SERVICE

HAND DELIVERY LETTER



Case Number: .

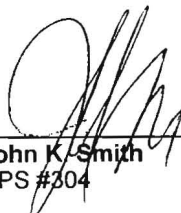
For:
TORCIVIA, DONLON, GODDEAU & ANSAY, P.A.
701 Northpoint Parkway, Ste. 209
West Palm Beach, FL 33407

Received by GENERAL SERVICES BUREAU, LLC on the 10th day of July, 2015 at 9:00 am to be served on SERGE JEROME JR., 1520 LAKE WORTH AVE., UNIT 1A, LAKE WORTH, FL 33460.

I, John K. Smith, do hereby affirm that on the 25th day of July, 2015 at 11:45 am, I:

INDIVIDUALLY/PERSONALLY served by delivering a true copy of the **HAND DELIVERY LETTER** with the date and hour of service endorsed thereon by me, to: **SERGE JEROME JR.** at the address of: **1520 LAKE WORTH AVE., UNIT 1A, LAKE WORTH, FL 33460**, and informed said person of the contents therein, in compliance with state statutes.

I certify that I am over the age of 18 and have no interest in the above action and I am in good standing in the county of my appointment. Under the penalty of perjury, I declare that I have read the foregoing document and that the facts stated in it are true. No Notary is necessary pursuant to Florida Statute 92.525.



John K. Smith
CPS #304

GENERAL SERVICES BUREAU, LLC
P.O. Box 924
Palm Beach, FL 33480-0924
(561) 833-6587

Our Job Serial Number: GSB-2015001365
Ref: GSB-1365

AFFIDAVIT OF FILING OFFICER
Case Number: FEC 15-394

2016 NOV 14 P 4:24
 STATE OF FLORIDA
 ELECTIONS COMMISSION

STATE OF FLORIDA
County of Palm Beach

Pamela J. Lopez, being duly sworn, says:

- This affidavit is made upon my personal knowledge.
- I am of legal age and competent to testify to the matters stated herein. I am currently employed by the City of Lake Worth as City Clerk.
- Please provide copies of the listed items from the following candidate's campaign file: Serge Jerome, Jr.

Check	ITEM
✓	The Statement of Candidate form for 2015.
✓	Appointments of Treasurers and Designation of Campaign Depository form for 2015.
✓	Campaign treasurer's reports, waivers, and amendments for the 2015 campaign.
✓	Addendum requests and proof of compliance for the 2015 campaign.
✓	Any and all checks issued by the candidate's campaign to your office (<u>qualifying fee, etc.</u>)

- Please check each item provided to the candidate or his staff, and list the date(s) that the item was provided.

Check	ITEM	DATE
✓	Chapter 106, <i>Florida Statutes</i>	12/4/2014
✓	<i>Candidate and Campaign Treasurer Handbook</i> Please indicate <u>Year</u> . <Enter Year>	Nov. 2013
✓	Other: ¹ <u>SEE Acknowledgement signed by Cand. date</u>	12/4/2014

- Relative to Chapter 106, *Florida Statutes* and the *Candidate and Campaign Treasurer Handbook*, how are these publications provided to the candidate and/or his staff?

¹ Any local publications relative to the Election laws that may have been provided in lieu of the Candidate and Campaign Treasurer Handbook published by the Division of Elections. If your office published the item(s), please send a copy of the item(s) with the affidavit.

EXHIBIT 8(10+3)

Publications are given directly to the candidate and/or his staff.

- Publications are available in the office, candidate and/or his staff are advised to pick-up the publications for themselves.
- Candidate and/or his staff are advised to download copies of the publications from our website or the Division of Elections' website.
- Other, please explain. _____

6. Did your office offer any candidate workshops or training seminars prior to the March 2015 election? Yes or No. If yes, please list all workshops/training seminars that were attended by the candidate and/or his staff, along with the date of attendance. If a staff member attended for the candidate, list his/her name and position. If available, please attach a copy of any attendance sheets from the workshops/training seminars and if available, please provide a copy of the syllabus and outline for the workshops/seminars.

he attended candidate orientation on 12/4/2014 also sent email to all
municipal candidates about a candidate workshop by the Co. Supervisor of Elections
(email attached)

7. Does your office have any record of Serge Jerome, Jr having sought elective office within your jurisdiction prior to the 2015 election? Yes or No. If yes, please list the previous office(s) he ran for, the date(s) of the election(s), and the result(s) of the election(s).

8. Does your office have any record of Serge Jerome, Jr. having been named as a chairperson or campaign treasurer of a political committee or electioneering communication organization within your jurisdiction? Yes or No. If yes, please list the name(s) of the committees.

9. Did you or any member from your staff have any conversations with Serge Jerome, Jr concerning a provision of Chapter 106, Florida Statutes, at any time during his 2015 campaign? Yes or No. If yes, please indicate whether the conversation was in person, in writing, or by telephone and the subject matter of the conversation. If applicable, please provide copies documenting the discussion.

in person, in writing during candidate orientation and subsequent conversations
in person when he submitted treasurer reports and in writing

10. Has Serge Jerome, Jr's 2015 Termination Report been properly amended at this time? If so, when was it amended? Please provide documentation. Also, please provide a copy of the amended 2015 Termination Report.

to date the Termination Report has not been amended

I SWEAR OR AFFIRM THAT THE INFORMATION CONTAINED IN THIS DOCUMENT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE.

Samuel Lopez
Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 7 day of November, 2016

Deborah M. Andrea
Signature of Notary Public - State of Florida
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known _____ or Produced Identification _____
Type of Identification Produced: _____

Case investigator: CKO



EXHIBIT 8(3 of 3)

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

RECEIVED
DEC 4 2014
BY: _____

I, Serge Jerome Jr. ,

candidate for the office of City Commissioner District #2 ;

have been provided access to read and understand the requirements of
Chapter 106, Florida Statutes.

X


Signature of Candidate

12/04/2014
Date

Each candidate must file a statement with the qualifying officer within 10 days after the Appointment of Campaign Treasurer and Designation of Campaign Depository is filed. Willful failure to file this form is a first degree misdemeanor and a civil violation of the Campaign Financing Act which may result in a fine of up to \$1,000, (ss. 106.19(1)(c), 106.265(1), Florida Statutes).



FLORIDA ELECTIONS COMMISSION

107 W. Gaines Street,
Suite 224 Collins Building
Tallahassee, Florida 32399-1050
Telephone: (850) 922-4539
Fax: (850) 921-0783

June 30, 2016

Serge Jerome, Jr.
6081 Walnut Hill Drive
Lake Worth, FL 33467-6181

RE: Case No.: FEC 15-394; Respondent: Serge Jerome, Jr.

Dear Mr. Jerome:

On August 18, 2015, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violations:

Section 106.07(2)(b)1., Florida Statutes: Respondent, a candidate in the City of Lake Worth's 2015 municipal election, and acting as his own treasurer, failed to timely make necessary amendments to the campaign's termination report, as alleged in the complaint.

You may respond to the allegations above by filing a notarized statement providing any information regarding the facts and circumstances surrounding the allegations. Your response will be included as an attachment to the investigator's report.

When we conclude the investigation, a copy of the Report of Investigation will be mailed to you at the above address. You may file a response to the report within 14 days from the date the report is mailed to you. Based on the results of the investigation, legal staff will make a written recommendation to the Commission on whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. A copy of the Staff Recommendation will be mailed to you and you may file a response within 14 days from the date the recommendation is mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

The Commission will then hold a hearing to determine whether there is probable cause to believe you have violated Chapters 104 or 106, Florida Statutes. You and the complainant will receive a notice of hearing at least 14 days before the hearing. The notice of hearing will indicate the location, date, and time of your hearing. You will have the opportunity to make a brief oral

statement to the Commission, but you will not be permitted to testify or call others to testify, or introduce any documentary or other evidence.

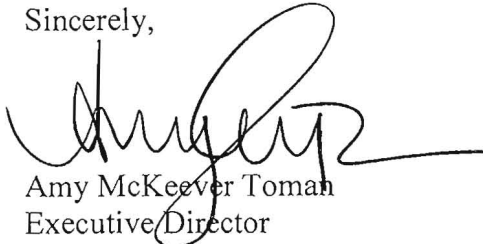
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

The Report of Investigation, Staff Recommendation, and Notice of Hearing will be mailed to the above address as this letter. Therefore, if your address changes, you must notify this office of your new address. Otherwise, you may not receive these important documents. Failure to receive the documents will not delay the probable cause hearing.

Under section 106.25, Florida Statutes, complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 and 106, Florida Statutes, are confidential until the Commission finds probable cause or no probable cause. The confidentiality provision does not apply to the person filing the complaint. However, it does apply to you unless you waive confidentiality in writing. The confidentiality provision does not preclude you from seeking legal counsel. However, if you retain counsel, your attorney must file a notice of appearance with the Commission before any member of the Commission staff can discuss this case with him or her.

If you have any questions or need additional information, please contact **Cedric Oliver**, the investigator assigned to this case.

Sincerely,



Amy McKeever Toman
Executive Director

AMT/enr



Case No.: FEC 15-394; Respondent: Serge Jerome, Jr.
Serge Jerome Jr.

to:

fec

06/15/2016 10:07 AM

Hide Details

From: "Serge Jerome Jr." <serge.jerome@gmail.com>

To: fec@myfloridalegal.com

Dear Ms. Riley

I have received your letter dated June 9, 2016 referencing an August 18, 2015 letter that was also attached. First I would like to change my mailing address to 6081 Walnut Hill Drive, Lake Worth, FL 33467. Second I would like to respond to the complaint below:

Initial Response:

1. I do acknowledge that I received the violation from the City of Lake Worth Office of City Clerk.
2. I do not contend any of the facts in the confidential complaint form
3. I would like to settle this matter with the FEC.

Thank you.

--

Serge Jerome Jr.

Cell: (561) 603-6793

Fax: (866) 300-7385

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

107 West Gaines Street, Suite 224, Tallahassee, Florida 32399-1050
Telephone Number: (850) 922-4539
www.fec.state.fl.us

2015 AUG 18 A 10:31

CONFIDENTIAL COMPLAINT FORM

The Commission's records and proceedings in a case are confidential until the Commission rules on probable cause. A copy of the complaint will be provided to the person against whom the complaint is brought.

1. PERSON BRINGING COMPLAINT:

Name: Pamela J. Lopez, City Clerk Work Phone: (561) 586-1662
Address: 7 North Dixie Highway Home Phone: (561) 876-8048
City: Lake Worth County: Palm Beach State: FL Zip Code: 33460

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

A person can be an individual, political committee, committee of continuous existence, political party, electioneering communication organization, club, corporation, partnership, company, association, or any other type of organization. (If you intend to name more than one individual or entity, please file multiple complaints.)

Name of individual or entity: Serge Jerome, Jr.
Address: 1520 Lake Avenue Unit 1A Phone: (561) 603-6793
City: Lake Worth County: Palm Beach State: FL Zip Code: 33460

If individual is a candidate, list the office or position sought: Commissioner District 2

Have you filed this complaint with the State Attorney's Office? (check one) Yes No

3. ALLEGED VIOLATION(S):

Please list the provisions of The Florida Election Code that you believe the person named above may have violated. The Commission has jurisdiction only to investigation the following provisions: Chapter 104, Chapter 106, and Section 105.071, Florida Statutes. Also, please include:

- ✓ The facts and actions that you believe support the violations you allege,
- ✓ The names and telephone numbers of persons you believe may be witnesses to the facts,
- ✓ A copy or picture of the political advertisements you mention in your statement,
- ✓ A copy of the documents you mention in your statement, and
- ✓ Other evidence that supports your allegations.

Section 106.07(2)(b)1 - failure to file a second addendum to complete candidate's Campaign Treasurer's Termination Report. Mr. Jerome serves as his own treasurer. On July 25, 2015, a letter was hand delivered to candidate/treasurer notifying him that his amended Termination Report was conditionally accepted. The letter also included the reasons for finding it incomplete and the number of days the candidate/treasurer had to file an addendum to complete the report. As of the date of this Complaint, the candidate/treasurer has not filed an addendum with the City Clerk's Office.

Attached are the following documents:

- 1. City Clerk's letter of notice dated July 9, 2015, but hand delivered on July 25, 2015
- 2. Return of Service Hand Delivery Letter from General Services Bureau, LLC affirming delivery
- 3. Campaign Treasurer's amended Termination Report date stamped received on July 8, 2015

Additional materials attached (check one)? Yes No

4. OATH

STATE OF FLORIDA
COUNTY OF Palm Beach

I swear or affirm, that the above information is true and correct to the best of my knowledge.

Camela J. Lopez
Original Signature of Person Bringing Complaint

Sworn to and subscribed before me this 14th day of August, 2015

Deborah M. Andrea
Signature of Officer Authorized to Administer Oaths or Notary public.



(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally known Or Produced Identification
Type of Identification Produced

Any person who files a complaint while knowing that the allegations are false or without merit commits a misdemeanor of the first degree, punishable as provided in Sections 775.082 and 775.083, Florida Statutes.



OFFICE OF THE CITY CLERK

7 North Dixie Highway · Lake Worth, Florida 33460 · Phone: 561-586-1662 · Fax: 561-586-1750

July 9, 2015

Via Hand-Delivery at the Below Address of Record

Serge Jerome, Jr.
Candidate and Treasurer
1520 Lake Avenue Unit 1A
Lake Worth, FL 33460

RE: Notice of Incomplete Treasurer's Termination Report

Dear Mr. Jerome:

On July 8, 2015, the City Clerk's Office received a *Campaign Treasurer's Report-Itemized Expenditures* form associated with your Treasurer's Termination Report for the period ending June 8, 2015. I believe this form was sent to me in response to my June 10, 2015, notice which was hand delivered to you on June 15, 2015, advising you that your Termination Report was conditionally accepted and what needed to be done to make it complete.


In reviewing the document, I find that the Campaign Treasurer's Report Summary form was not submitted.

As you did when you submitted an amended M1 Report on February 16, 2015, the Summary form is required for each campaign treasurer's report filed. This Summary shall contain sums of all loans, in-kind contributions, and other receipts by or for such candidate, and the total sums of all expenditures made by the candidate during the reporting period. The Summary needs to be marked as an "amendment" under (5) *Report Identifiers*. You can obtain the DS-DE-12 Campaign Treasurer's Report Summary by visiting <http://dos.myflorida.com/elections/>.

In accordance with section 106.07(2)(b)1, Florida Statutes, your amended Treasurer's Termination Report is incomplete. However, our office is conditionally accepting the amended report at this time. You have 7 days after the receipt of this notice to file an addendum to complete the report. Failure to file a complete report after such notice constitutes a violation of this Chapter 106, Florida Statutes.

This letter serves as your notice of the conditional acceptance of your amended Treasurer's Termination Report due to its incomplete status and your obligation to promptly correct the report.

Sincerely,


Pamela J. Lopez, MMC
City Clerk



OFFICE OF THE CITY CLERK

7 North Dixie Highway · Lake Worth, Florida 33460 · Phone: 561-586-1662 · Fax: 561-586-1750

August 14, 2015

Certified Mail – 70000600002414093589

Florida Elections Commission
107 West Gaines St.
The Collins Building, Suite 224
Tallahassee, FL 32399-1050

RE: Confidential Complaint

To Whom it May Concern:

In accordance with Florida Statutes 106.07(8)(d) I am hereby notifying the Florida Elections Commission that Serge Jerome, Jr., candidate in the City of Lake Worth's March 2015 Municipal Election, has violated a provision of FS 106.07. Mr. Jerome serves as his own treasurer.

Enclosed please find the following:

1. Confidential Complaint with additional materials for Section 106.07(2)(b)1 - failure to file a second addendum to complete candidate's Campaign Treasurer's Termination Report.

As the filing officer with the City of Lake Worth, this is the third Confidential Complaint I have had to file with the FEC related to our March 2015 Municipal Election.

If you have any question, please call me at 561-586-1662.

Sincerely,

A handwritten signature in black ink that reads "Pamela J. Lopez".

Pamela J. Lopez, MMC City Clerk

Enclosures

2015 AUG 18 A 10:30

RETURN OF SERVICE
HAND DELIVERY LETTER

Case Number: .


For:
TORCIVIA, DONLON, GODDEAU & ANSAY, P.A.
701 Northpoint Parkway, Ste. 209
West Palm Beach, FL 33407

Received by GENERAL SERVICES BUREAU, LLC on the **10th day of July, 2015 at 9:00 am** to be served on **SERGE JEROME JR., 1520 LAKE WORTH AVE., UNIT 1A, LAKE WORTH, FL 33460.**

I, John K. Smith, do hereby affirm that on the **25th day of July, 2015 at 11:45 am, I:**

INDIVIDUALLY/PERSONALLY served by delivering a true copy of the **HAND DELIVERY LETTER** with the date and hour of service endorsed thereon by me, to: **SERGE JEROME JR.** at the address of: **1520 LAKE WORTH AVE., UNIT 1A, LAKE WORTH, FL 33460**, and informed said person of the contents therein, in compliance with state statutes.

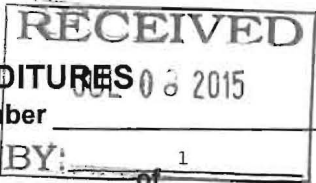
I certify that I am over the age of 18 and have no interest in the above action and I am in good standing in the county of my appointment. Under the penalty of perjury, I declare that I have read the foregoing document and that the facts stated in it are true. No Notary is necessary pursuant to Florida Statute 92.525.



John K. Smith
CPS #304

GENERAL SERVICES BUREAU, LLC
P.O. Box 924
Palm Beach, FL 33480-0924
(561) 833-6587

Our Job Serial Number: GSB-2015001365
Ref: GSB-1365



CAMPAIGN TREASURER'S REPORT – ITEMIZED EXPENDITURES

(1) Name Serge Jerome Jr

(2) I.D. Number _____

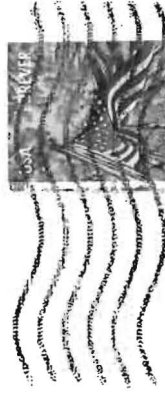
(3) Cover Period 03 / 06 / 2015 through 06 / 08 / 2015

(4) Page 1 BY: _____ of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
03 / 06 / 2015 1	Budget Printing Center 4152 West Blue Heron Riviera Beach, FL 33404	Mailings	MON		1,500.00
03 / 06 / 2015 2	Customize That 393 NE 5th Ave Delray Beach, FL 33444	T-shirts	MON		159.00
03 / 07 / 2015 3	Jerome Caribbean 1412 Lucrene Avenue Lake Worth, FL 33460	Catering	MON		200.00
03 / 11 / 2015 4	Perpetua Polo 1201 Lake Victoria Drive West Palm Beach, FL 33415	Consulting	MON		200.00
03 / 06 / 2015 5	Palm Beach County Supervisor of Elections 240 South Military Trail West Palm Beach, FL 33415	Voter Information	MON		53.50
03 / 10 / 2015 6	Strategic Leadership Group 416 Clematis Street West Palm Beach, FL 33401	Mailings	MON		556.81
03 / 15 / 2015 7	Strategic Leadership Group 416 Clematis Street West Palm Beach, FL 33401	Consulting	MON		956.81
03 / 30 / 2015 8	Budget Printing Center 4152 West Blue Heron Riviera Beach, FL 33404	Mailings	MON		905.31

Sage Jerome Jr
1520 Lake Ave
Unit 1A
Lake Worth, FL 33460

RECEIVED
JUL 06 2015
BY:



WEST PALM BCH FL 334

07 JUL 2015 PM 5 L

City of Lake Worth
City Clerk Pam Lopez
7 N Dixie Hwy
Lake Worth, FL 33460

93460978799

