

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: **Jacqueline Centeno**

Case No.: **FEC 13-032**

TO: Jacqueline Centeno
10463 Willow Ridge Loop
Orlando, FL 32825-5098

Division of Elections
500 S Bronough Street, Room 316
Tallahassee, FL 32399

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on **October 28, 2014, at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, Room S-110, 404 South Monroe Street, Tallahassee, FL 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.

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 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
October 13, 2014

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.



FLORIDA ELECTIONS COMMISSION

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

August 15, 2014

Jacqueline Centeno
10463 Willow Ridge Loop
Orlando, FL 32825-5098

RE: Case No.: FEC 13-032; Respondent: Jacqueline Centeno

Dear Mr. Centeno:

The Florida Elections Commission at its last regularly scheduled meeting was unable to hear this case. Therefore, this case has been rescheduled for its next meeting, which is scheduled for October 28-29, 2014 in Tallahassee. A notice of hearing will be mailed approximately 14 days before the hearing.

If you have any questions, please contact us at the number listed above or at fec@myfloridalegal.com.

Sincerely,

/s/Amy McKeever Toman
Executive Director

AMI/enr
cc: Division of Elections, Complainant

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: **Jacqueline Centeno**

Case No.: **FEC 13-032**

TO: Jacqueline Centeno
10463 Willow Ridge Loop
Orlando, FL 32825-5098

Division of Elections
500 S Bronough Street, Room 316
Tallahassee, FL 32399

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on **August 6, 2014, at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, Room S-110, 404 South Monroe Street, Tallahassee, FL 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.

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.

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If you require an accommodation due to a disability, contact Donna 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
July 16, 2014

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.

FILED

14 MAR 12 AM 9:45

STATE OF FLORIDA
ELECTIONS COMMISSION

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,
Petitioner,

Case No.: FEC 13-032

v.

Jacqueline Centeno,
Respondent.

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on February 26, 2014, in Tallahassee, Florida.

Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violations:

Count 1:

On or about September 6, 2012, Respondent violated Section 106.141(1), Florida Statutes, when she failed to file a Termination Report reflecting the disposition of all remaining funds in her campaign account within 90 days after she withdrew, became unopposed, was eliminated, or elected.

DONE AND ORDERED by the Florida Elections Commission on February 26, 2014



Tim Holladay, Chairman
Florida Elections Commission

Copies furnished to:

Eric Lipman, General Counsel
Jacqueline Centeno, Respondent
Division of Elections, Complainant/Filing Officer

NOTICE OF RIGHT TO A HEARING

As the Respondent, you may elect to resolve this case in several ways. First, you may elect to resolve this case by consent order where you and Commission staff agree to resolve the violations and agree to the amount of the fine. The agreed to consent order is then presented to the Commission for its approval. To discuss a consent order, contact the attorney who signed the Staff Recommendation attached to the Order of Probable Cause.

Second, you may request an informal hearing held before the Commission, if you do not dispute any material fact in the Staff Recommendation. You have 30 days from the date of the Order of Probable Cause to request such a hearing. At the hearing, you will have the right to make written or oral arguments to the Commission concerning the legal issues related to the violations and the potential fine. At the request of Respondent, the Commission will consider and determine willfulness at an informal hearing. Otherwise, live witness testimony is unnecessary.

Third, you may request a formal hearing held before an administrative law judge in the Division of Administrative Hearings (DOAH), if you dispute any material fact in the Staff Recommendation. You have 30 days from the date of the Order of Probable Cause to request such a hearing. At the hearing, you will have the right to present evidence relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

If you do not elect to resolve the case by consent order or request a formal hearing at the DOAH or an informal hearing before the Commission within 30 days of the date of this Order of Probable Cause, the case will be sent to the Commission and you will be entitled to a formal or informal hearing.

To request a hearing, please send a written request to the Commission Clerk, Donna Ann Malphurs. The address of the Commission Clerk is 107 W. Gaines Street, Collins Building, Suite 224, Tallahassee, Florida 32399-1050. The telephone number is (850) 922-4539. The Clerk will provide you with a copy of Chapter 28-106, *Florida Administrative Code*, and other applicable rules upon request. No mediation is available.

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: Jacqueline Centeno

Case No.: FEC 13-032

TO: Jacqueline Centeno
10463 Willow Ridge Loop
Orlando, FL 32825-5098

Division of Elections
500 S Bronough Street, Room 316
Tallahassee, FL 32399

NOTICE OF HEARING (PROBABLE CAUSE HEARING)

A hearing will be held in this case before the Florida Elections Commission on **February 26, 2014, at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, Room S-110, 404 South Monroe Street, Tallahassee, FL 32399.**

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See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
February 4, 2014

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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: Jacqueline Centeno

Case No.: FEC 13-032

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.141(1), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on December 20, 2013, the following facts and law support this staff recommendation:

1. On January 8, 2013, the Florida Elections Commission ("Commission") received a referral from the Division of Elections ("Division") alleging that Jacqueline Centeno ("Respondent") violated Chapter 106, Florida Statutes.

2. Respondent was a candidate for House of Representatives, District 48 in the 2012 election cycle. Respondent originally filed her Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates ("DS-DE 9") form on January 30, 2012 designating that she was running for State Representative, District 49. However, on April 4, 2012, Respondent filed a new DS-DE 9 form stating that she was going to run for the District 48 seat due to redistricting. (ROI Exhibit 2)¹

3. By letter dated September 9, 2013, the Executive Director sent Respondent a letter notifying her that Commission staff would investigate the following alleged violation:

Section 106.141(1), Florida Statutes: Jacqueline Centeno, candidate for State Representative, District 49, failed to timely file her 2012 Termination Report (due September 6, 2012) reflecting the disposition of all remaining campaign funds, as alleged in the referral.

4. By letter dated February 2, 2012, the Division sent Respondent an acknowledgment that her name had been placed on the list of active candidates. The letter advised Respondent that all candidates filing reports with the Division are required to use the Electronic Filing System ("EFS"), and the letter provided Respondent with an initial PIN and Password. (ROI Exhibit 10)

5. The February 2, 2012 letter also advised Respondent that all of the Division's publications and reporting forms, including Chapter 106, Florida Statutes, the *Candidate and*

¹ The Report of Investigation is referred to herein as "ROI"

Campaign Treasurer Handbook and a Calendar of Reporting Dates were available on the Division's website. *Id*

6. Respondent, however, failed to qualify to have her name placed on the ballot. By memorandum dated June 27, 2012, the Division advised all candidates who did not qualify that their Termination Reports were due on September 6, 2012. (Attachment "A")

7. Respondent failed to timely file her 2012 Termination Report ("TR"). (See ROI Exhibit 9)

8. By letters dated September 13, 2012, October 2, 2012, and October 30, 2012, the Division sent Respondent notifications informing her that her 2012 TR had not been received. The October 30, 2012 letter was confirmed delivered on November 1, 2012. (ROI Exhibits 5, 6 & 8)²

9. On October 16, 2012, the Division sent an email to Respondent reminding her that she needed to file her Termination Report. The email included the Division's previously mailed notifications and provided Respondent with the Division's Help Desk Line if she needed assistance filing the report. (ROI Exhibits 4 & 7)³

10. As of January 3, 2014, Respondent had not filed her 2012 TR Report. (See Attachment "B")

11. "Probable Cause" is defined as reasonable ground 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).

12. The facts above show that Respondent was a candidate for House of Representatives, District 48, in the 2012 general election. Respondent failed to qualify to have her name placed on the ballot. The Division sent a June 27, 2012 memorandum to all candidates who failed to qualify advising them that their 2012 Termination Reports were due by September 6, 2012. Despite receiving three notification letters and an email notifying Respondent that her Termination Report had not been filed, as of January 3, 2014, Respondent had failed to file her 2012 Termination Report.

² The Division's letters to Respondent were sent to the address listed on Respondent's DS-DE 9 forms.

³ The email was sent to an email address that was not listed on Respondent's DS-DE 9 as well as the email address on file for Respondent's campaign treasurer who had resigned. Nonetheless, the Division is only required to send one notification to a candidate, at least 14 days prior to the date the Termination Report is due. (ROI Exhibit 7 & Section 106.141(7)(b), Florida Statutes)

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

Count 1:

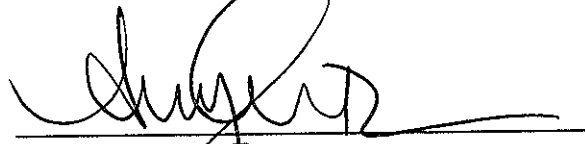
On or about September 6, 2012, Respondent violated Section 106.141(1), Florida Statutes, when she failed to file a Termination Report reflecting the disposition of all remaining funds in her campaign account within 90 days after she withdrew, became unopposed, was eliminated, or elected.

Respectfully submitted on January 5, 2014,



Eric Lipman
General Counsel

I reviewed this Staff Recommendation this 15th day of January 2014.



Amy McKeever Toman
Executive Director



FLORIDA DEPARTMENT OF STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

MEMORANDUM

TO: Candidates Who Did Not Qualify

FROM: Kristi Reid Bronson, Chief *KRB*
Bureau of Election Records

DATE: June 27, 2012

SUBJECT: Closing Out Your Campaign Account and Filing Your Termination Report

Candidates who did not qualify must within 90 days must dispose of all funds on deposit in the campaign account. Therefore, your termination report must be filed using the Electronic Filing System no later than **September 6, 2012**. You are not required to close the campaign prior to the due date; however, you must have written checks disposing of all surplus funds by this date. You may file your report at any time prior to the deadline once you have disposed of all funds. **In order to file your termination report prior September 6, 2012**, you will need to change the cover period, which has been defaulted to an ending period of September 6, 2012, in the electronic filing system (See attached example)

If you did not pay to have signatures on petitions verified due to filing an undue burden oath or you qualified by the petition method and you were, therefore, not required to pay the 1% election assessment, you must reimburse the state for the waived assessment or the county for verifying the signatures pursuant to Section 106.141(6), Florida Statutes, which reads:

Prior to disposing of funds ... any candidate who filed an oath stating that he or she was unable to pay the election assessment or fee for verification of petition signatures without imposing an undue burden on his or her personal resources or on resources otherwise available to him or her, or who filed both such oaths, or who qualified by the petition process and was not required to pay an election assessment, shall reimburse the state or local government entity, whichever is applicable, for such waived assessment or fee or both

ATTACHMENT "A"

Division of Elections

R.A. Gray Bldg., Rm. 316 • 500 S Bronough St. • Tallahassee, Florida 32399-0250
Telephone: (850) 245-6240 • Facsimile: (850) 245-6260 • elections.myflorida.com

Commemorating 500 years of Florida history www.fl500.com



VIVA FLORIDA 500



VIVA FLORIDA 500

Memorandum
June 27, 2012
Page Two

Such reimbursement shall be made first for the cost of petition verification then, if funds are remaining, for the amount of the election assessment. If there are insufficient funds in the account to pay the full amount of either the assessment or the fee or both, the remaining funds shall be disbursed in the above manner until no funds remain. All funds disbursed pursuant to this subsection shall be remitted to the qualifying officer.

Section 99.092(1), Florida Statutes, provides that the election assessment is one percent of the annual salary of the office sought. The election assessment in 2012 is \$296.97.

If you have any questions or if we may be of assistance to you at any time, please contact this office at (850) 245-6240.

KRB/ean

Attachment

Use this form to submit an original report. To submit an amendment to a previously filed report, first select the report from the Filed Reports listing and then choose the Amend Report option from the Edit menu item.

Coverage Periods
Campaign finance reports itemize financial activity occurring during a specific reporting period. The reporting period is declared by first selecting the reporting year and then the report type. The beginning and ending coverage dates and the filing due date of the report are automatically associated with the Reporting Year and Report Type.

Election Cycle: 2008 General Election
Report Type: TR 2008
Coverage Period: 8/2/2008 1/15/2009
Due Date: 01/15/2009

Special Election Report Waiver

Uploading a Campaign Finance Report
A Campaign Finance report file meeting the department's specifications may be uploaded at the time a report is opened. Use the Browse button to locate and select the report text or zip file to be uploaded. You may upload the report file in a compressed zip. The zip file must contain only one report file.

Browse

Open Report

change end date
of coverage period
here

The ending date for the cover period must be changed in order to file your report before the due date.



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Jacqueline Centeno

Name: _____

Account: 55691

Election: _____

Acct: 55691

Type: Candidate

| Date Due | Type | Date Filed | Status | Days Late | Fine Assessed | Appealed | Amount Fined | Amount Paid |
|-----------|------|------------|--------|-----------|---------------|----------|--------------|-------------|
| 9/6/2012 | TR | | FEC | 0 | \$0 00 | | \$0 00 | \$0 00 |
| 4/10/2012 | Q1 | | CLO | 0 | \$0 00 | | \$0 00 | \$0 00 |

ATTACHMENT "B"

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 13-032

Respondent: Jacqueline Centeno
Counsel for Respondent: n/a

Complainant: Division of Elections
Counsel for Complainant: n/a

Pursuant to Section 106 25, Florida Statutes, on January 8, 2013, the Florida Elections Commission received information from the Division of Elections that Respondent violated Chapter 106, Florida Statutes. The Division's referral was mandated pursuant to Section 106.07(8)(d), Florida Statutes. Commission staff investigated whether Respondent violated the following statute:

Section 106 141(1), Florida Statutes, failure of a candidate to file a termination report reflecting the disposition of all remaining funds in his campaign account within 90 days after he withdrew, became unopposed, was eliminated, or elected

I. Preliminary Information:

1 Respondent was a candidate for State Representative, District 48 in the 2012 election cycle. Respondent used the petition method to make the ballot; however, she did not qualify to run for office because she did not complete the candidate qualifying process in a timely manner.

2 Complainant is the Division of Elections.

II. Alleged Violation of Section 106.141(1), Florida Statutes:

3 I investigated whether Respondent violated this section of the elections laws by not filing a termination report.

4 Complainant alleges that Respondent was notified prior to the due date that a 2012 Termination Report (TR) was required, and was notified again when the report became overdue.

5 A DOE staff representative, Theresa Holdeen, submitted a sworn affidavit dated January 7, 2013 regarding Respondent's failure-to-file a 2012 TR Report. To review a copy of the sworn affidavit, refer to exhibit 1.

6 On January 30, 2012, Respondent filed her original Appointment of Campaign Treasurer and Designation of Campaign Depository form (DS-DE 9) with her filing officer¹.

¹ On April 4, 2012, Respondent filed a second DS-DE 9 form with her filing officer that formally changed her

Respondent appointed Ivonne Gutierrez as her campaign treasurer. To review a copy of Respondent's DS-DE 9 form, refer to exhibit 2.

7. On May 25, 2012, Complainant received a resignation letter from Respondent's campaign treasurer. "Please allow this correspondence to serve as my unequivocal and official resignation from the Jacqueline Centeno campaign effective April 7, 2012 ..." To review a copy of the May 25, 2012 resignation letter, refer to exhibit 3

8. On May 25, 2012, Complainant also notified Respondent that they had her campaign treasurer's resignation letter on file. Complainant advised Respondent that she would need to appoint another campaign treasurer to her campaign to remain compliant with Florida Statutes. To review a copy of the May 25, 2012 history notes from Complainant, refer to exhibit 4

9. On September 13, 2012, Complainant mailed Respondent a failure-to-file letter informing her that her 2012 TR Report had not been received. This letter was sent to the address Respondent provided on her DS-DE 9 form. To review a copy of this September 13, 2012 failure-to-file letter, refer to exhibit 5.

10. On October 2, 2012, Complainant mailed Respondent a second failure-to-file letter informing her that her 2012 TR Report still had not been received. This letter was also sent to the address provided on her DS-DE 9 form. To review a copy of this October 2, 2012 failure-to-file letter, refer to exhibit 6.

11. On October 16, 2012, Complainant sent Respondent a failure-to-file email informing her that this 2012 TR Report still had not been received. This email was sent to the email address provided on her DS-DE 9 form. To review a copy of the October 16, 2012 failure-to-file email, refer to exhibit 7.

12. On October 30, 2012, Complainant sent Respondent a final notice with delivery confirmation regarding the failure to file a 2012 TR Report. This letter included copies of previously mailed failure-to-file letters to Respondent. To review a copy of the October 30, 2012 final notice letter with delivery confirmation, refer to exhibit 8.

13. As of the date of this report, Respondent has not filed a 2012 TR Report with her filing officer. To review a copy of Respondent's filing history, refer to exhibit 9

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

III. FEC History:

15. None

Conclusion:

district from 49 to 48

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

17. In a February 2, 2012 acknowledgement letter, Complainant informed Respondent that all of the Division's publications and reporting forms are available on the Division of Elections' website. In the letter, Respondent was admonished as follows: **"It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, 2012 Candidate and Campaign Treasurer Handbook, 2012 Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code"**. To review a copy of the February 2, 2012 acknowledgement letter, refer to exhibit 10.

18. On January 30, 2012, Respondent signed her Statement of Candidate for the office of State Representative, District 49 acknowledging that she had been provided access to read and understand the requirements of Chapter 106, Florida Statutes². To review a copy of the Statement of Candidate, refer to exhibit 11

Respectfully submitted on December 20, 2013,



Cedric Oliver
Investigation Specialist

Current address of Respondent

Ms. Jacqueline Centeno
10463 Willow Ridge Loop
Orlando, Fl 32825

Current address of Complainant

Division of Elections
500 South Bronough Street, Room #316
Tallahassee, Fl 32399

Name and Address of Filing Officer:

Ms Kristi Reid-Bronson
Chief of Bureau of Election Records
500 South Bronough Street, Room #316
Tallahassee, Fl 32399

Copy furnished to: Mr. David Flagg, Investigations Manager

² On April 4, 2012, Respondent filed a second Statement of Candidate that formally changed her district from 49 to 48.

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Jacqueline Centeno -- FEC 13-032

| LIST OF EXHIBITS | |
|-------------------------|--|
| Exhibits #s | Description of Exhibits |
| Exhibit 1 | Sworn affidavit from Theresa Holdeen |
| Exhibit 2 | Respondent's DS-DE 9 form |
| Exhibit 3 | May 25, 2012 Campaign Treasurer's Resignation |
| Exhibit 4 | May 25, 2012 History Notes from DOE |
| Exhibit 5 | September 13, 2012 Failure-to-File Letter |
| Exhibit 6 | October 2, 2012 Failure-to-File Letter |
| Exhibit 7 | October 16, 2012 Failure-to-File Email |
| Exhibit 8 | October 30, 2012 Final Notice with attachments and delivery confirmation |
| Exhibit 9 | Respondent's Filing History |
| Exhibit 10 | February 2, 2012 Acknowledgement Letter |
| Exhibit 11 | Statement of Candidate |

AFFIDAVIT

**STATE OF FLORIDA
County of Leon**

Theresa Holdeen, being duly sworn, says:

- 1 This affidavit is made upon my personal knowledge.
- 2 I am of legal age and competent to testify to the matters stated herein.
- 3 **Jacqueline Centeno (55691)** was a candidate for the office of State Representative, District 48, for the 2012 election cycle. The 2012 termination report (TR) that was due on September 6, 2012 has not been filed.
- 4 On January 30, 2012, Ms. Centeno filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. Ms. Ivonne Gutierrez was appointed treasurer.
- 5 On May 25, 2012, the Division received a resignation letter from the treasurer, Ms. Gutierrez (See attached copy). On this same date, division staff called & left message for candidate, notifying her of the need for a new treasurer to remain compliant with Florida Statutes. (See History Notes).
- 6 On September 13, 2012, the Division mailed Ms Centeno notification that the 2012 TR report had not been filed
- 7 On October 2, 2012, the Division mailed Ms Centeno a second notice regarding this report.
- 8 On October 16, 2012, this division employee sent an email to Ms. Centeno regarding this report. (See attached copy of email).
- 9 On October 30, 2012, the Division mailed Ms. Centeno final notification, with delivery confirmation of the failure to file the TR. (See attached confirmation of delivery)
- 10 As of January 7, 2013, the 2012 Termination Report has not been filed

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

Theresa Holdeen

Signature of Affiant

Sworn to (or affirmed) and subscribed before me this
7th day of January, 2013.

Joel Mynard

Signature of Notary Public - State of Florida
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known _____

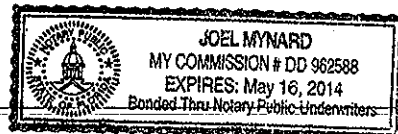


EXHIBIT | _____

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**

(Section 106 021(1), F.S.)

(PLEASE PRINT OR TYPE)

12 JAN 30 AM 10:51

DIVISION OF CAMPAIGN REGISTRATION
SECRETARY OF STATE

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)

Jacqueline Centeno

3. Address (include post office box or street, city, state, zip code)

10258 Caroline Park Drive
Orlando, FL 32832

4 Telephone

(407) 289 7554

5 E-mail address

Kelly031606@yahoo.com

6 Office sought (include district, circuit, group number)

State Representative District 49

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 Democratic Party candidate

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

10. Name of Treasurer or Deputy Treasurer

Ivonne Gutierrez

11. Mailing Address

11816 Great Commission Way

12. Telephone

(407) 416-1211

13. City

Orlando

14. County

Orange

15. State

FL

16 Zip Code

32832

17 E-mail address

Ivonne.Gutierrez@ocps.net

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

19 Name of Bank

Suntrust Bank

20 Address

2300 East Colonial Drive

21. City

Orlando

22 County

Orange

23 State

FL

24. Zip Code

32803

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

1/18/2012

26 Signature of Candidate

X Jacqueline Centeno

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

I, Ivonne Gutierrez, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer

1/18/2012

Date

X

Signature of Campaign Treasurer or Deputy Treasurer

RECEIVED
12 APR -4 AM 9:42
DIVISION OF ELECTIONS
SECRETARY OF STATE

April 2, 2012

FL Division of Elections
Room 316, R.A. Gray Building
500 Bronough Street
Tallahassee, FL 32399-0250

Dear Sir/Madam:

This is to inform the Elections office that I, Jacqueline Centeno, am requesting a formal change in my candidate form in regards to the district. I originally filed for State House Representative District 49, but now I would like to request a change of district to number 48. This change of district comes as the new redistricting map evolved.

I kindly request the change to read district 48. I have enclosed all the new documentation (I sent all again, since I was not sure which one I needed to do) for the request: Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates (DS-DE 9), Statement of Candidate (DS-DE 84), and Candidate Oath.

I thank you in advance for your assistance. If you should need clarification or have any questions please do not hesitate to contact me at 407-289-7554 or *Kelly031606@yahoo.com*.

Respectfully submitted,

Jacqueline Centeno

Jacqueline Centeno
Candidate State House Representative
District 48

EXHIBIT 2(2 of 4)

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**

(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

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

12 APR -4 AM 9:43

DIVISION OF ELECTIONS
SECRETARY OF STATE

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)
Jacqueline Centeno

3. Address (include post office box or street, city, state, zip code)
10258 Caroline Park Drive
Orlando, FL 32832

4. Telephone (407) 289-7554 5. E-mail address kelly031606@yahoo.com

6. Office sought (include district, circuit, group number)
FL State House Representative District 48

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 Democratic Party candidate

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

10. Name of Treasurer or Deputy Treasurer
Ivonne Gutierrez

11. Mailing Address 11816 Great Commission Way 12. Telephone (407) 416-1211

13. City Orlando 14. County Orange 15. State FL 16. Zip Code 32832 17. E-mail address ivonne.gutierrez@ocps.net

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

19. Name of Bank Suntrust Bank 20. Address 2300 East Colonial Drive

21. City Orlando 22. County Orange 23. State FL 24. Zip Code 32803

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 3/30/2012 26. Signature of Candidate *X Jacqueline Centeno*

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

I, Ivonne Gutierrez, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer

3/30/2012 *X Ivonne Gutierrez*
Date Signature of Campaign Treasurer or Deputy Treasurer

EXHIBIT 2(3 of 4)

CANDIDATE OATH
CANDIDATE WITH PARTY AFFILIATION

Not Valid for Gen. Elec.

OFFICE USE ONLY

OATH OF CANDIDATE (Section 99.021, Florida Statutes)

I, Jacqueline Centeno
(PLEASE PRINT NAME AS YOU WISH IT TO APPEAR ON THE BALLOT - NAME MAY NOT BE CHANGED AFTER THE END OF QUALIFYING)

am a candidate for the office of State House Representative, 48,
(office) (district #) (circuit #)
; I am a qualified elector of Orange County, Florida; I am qualified
(group or seat #)

under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek; and I have resigned from any office from which I am required to resign pursuant to Section 99.012, Florida Statutes; and I will support the Constitution of the United States and the Constitution of the State of Florida

Candidate's Florida Voter Registration Number (located on your voter information card): 200013706

* Please print name phonetically on the line below as you wish it to be pronounced on the audio ballot for persons with disabilities (see instructions on page 2 of this form):

STATEMENT OF PARTY (Section 99.021, Florida Statutes)

I am a member of the Democratic Party; I have not been a registered member of any other political party for 365 days before the beginning of qualifying preceding the general election for which I seek to qualify; and I have paid the assessment levied against me, if any, as a candidate for said office by the executive committee of the political party, of which I am a member

X Jacqueline Centeno (407) 289-7554 kelly031606@yahoo.com
Signature of Candidate Telephone Number Email Address

10258 Caroline Park Drive Orlando Florida 32832
Address City State ZIP Code

STATE OF FLORIDA
COUNTY OF Orange

Sworn to (or affirmed) and subscribed before me this 30th day of March, 2012

Personally Known: or

Produced Identification: _____

Type of Identification Produced: _____

[Signature]
Signature of Notary Public
Print, Type, or Stamp Commissioned Name of Notary Public

12 APR -4 AM 9:43

DIVISION OF ELECTIONS
SECRETARY OF STATE



JOSE BOSQUE
COMMISSION # DD816200
Expires August 20, 2012
Notary Public Service with

EXHIBIT 2(4 of 4)

(Treasurer resignation Ltr)

Ivonne A. Gutierrez

11816 GREAT COMMISSION WAY ORLANDO, FLORIDA 32832

RECEIVED

12 MAY 25 AM 10:37

DIVISION OF ELECTIONS
SECRETARY OF STATE

May 24, 2012
Theresa A. Holdeen
Florida Department of State
Division of Elections
Bureau of Election Records
Room 316, R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399-0250

SENT VIA USPS, EMAIL AND FACSMILE

Theresa.Holdeen@DOS MyFlorida.com

Re: #55691 Jacqueline Centeno - 2012 Q1 Campaign Finance Report - Failure TO FILE REPORT

Dear Mrs. Holdeen,

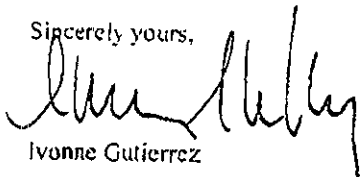
Please allow this correspondence to serve as my unequivocal and official resignation from the Jacqueline Centeno campaign effective April 7, 2012, clarification of the events leading to the 2012 Q1 campaign finance report not being timely filed, and a response to your email of May 22, 2012, a copy of which is attached hereto for your review.

As I previously stated in my email of May 22, 2012 (in response to your email of May 21, 2012), I resigned my position as Treasurer of the Jacqueline Centeno campaign April 7, 2012, effective immediately, for health reasons. Mrs. Centeno assured me I had nothing to worry about, and that I should not be concerned with anything but my health.

As I previously explained in my email of May 22, 2012, subsequently, on April 30, 2012, I received notification concerning the need to file the subject campaign finance report. Pursuant to my resignation, I contacted Mrs. Jacqueline Centeno and advised her of the requirement to file the finance report. As per your email of May 21, 2012, Mrs. Jacqueline Centeno received mailed notices with regards to the 2012 Q1, which was due April 10, 2012, which is after my resignation from my position as Treasurer of the Jacqueline Centeno campaign - I had understood, as per Mrs. Centeno, that I had no more responsibilities with regard to my, now former, position as Treasurer of the Jacqueline Centeno campaign. As I have stated, since I was no longer the Treasurer, I contacted Mrs. Jacqueline Centeno and advised her of the requirement to file the finance report.

Based on the foregoing, I request that I be released from any duty and liability for the untimely filing of the 2012 Q1 campaign finance report and my official and unequivocal Notice of Resignation as Treasurer of the Jacqueline Centeno campaign.

Sincerely yours,


Ivonne Gutierrez

HISTORY NOTES
Jacqueline Centeno - 55691

| Unique ID | Date Recorded | Last Edited Date | Originally Recorded By |
|-----------|---------------|------------------|------------------------|
|-----------|---------------|------------------|------------------------|

| | | | |
|-------|------------------------|-----------------------|-----------|
| 30876 | 10/16/2012 11:24:00 AM | 12/26/2012 5:00:49 PM | taholdeen |
|-------|------------------------|-----------------------|-----------|

2012 Tr FF:

sent the following email to candidate:

Attached are copies of previously mailed notices the Division has mailed to you regarding the 2012 Termination report which to date you still have not filed. Even though you did not qualify, Florida Statutes states you must file a termination report even if you had no financial activity.

Please file this report immediately to avoid referral to the Florida Elections Commission. The Florida Elections Commission can impose civil penalties of up to \$1000 per violation.

If you need assistance filing this report please contact the Division's Help Desk Line at (850) 245-6280.

Thank you in advance for your immediate attention to this matter.

| | | | |
|-------|-----------------------|--|-----------|
| 29078 | 5/29/2012 11:19:00 AM | | taholdeen |
|-------|-----------------------|--|-----------|

2012 Q1 FF:

Since candidate no longer has a treasurer, sent final notice to her (candidate) w/delivery confirmation #0310 3490 0000 5283 6637.

| | | | |
|-------|----------------------|--|-----------|
| 29058 | 5/25/2012 2:55:00 PM | | lrandolph |
|-------|----------------------|--|-----------|

RE: Treasurer Resignation

I called and left a message for the candidate explaining that the treasurer has resigned from their positions, and that she needs to appoint a new treasurer immediately to stay in compliance with Florida statutes.

| | | | |
|-------|----------------------|--|-----------|
| 29052 | 5/25/2012 8:26:00 AM | | taholdeen |
|-------|----------------------|--|-----------|

2012 Q1 FF:

Treasurer (Ivonne Gutierrez) emailed me an UNSIGNED copy of a resignation letter. She is supposedly going to fax a copy as well as send the original via USPS. I emailed her back, and advised her to be sure the faxed & mailed copies were signed, because this one that she emailed me was not valid.

| | | | |
|-------|----------------------|--|-----------|
| 29000 | 5/22/2012 1:31:00 PM | | taholdeen |
|-------|----------------------|--|-----------|

2012 Q1 FF:

Rec'd this response from treasurer:

On January 16, 2012, I accepted the position of Treasurer of the Jacqueline Centeno campaign. However, on April 7, 2012, I resigned the above mentioned Treasury position based on personal health reasons. Subsequently, on April 30, 2012, I received notification concerning the need to file the subject campaign finance report. Since I was no longer the Treasurer, I contacted Ms. Jacqueline Centeno and advised of the requirement to file the finance report.

Ivonne Gutierrez

I sent this response back with a copy going to the candidate:

You are still the treasurer of record. There has been no updates with the Division of Elections, therefore we are required to notify you.

If you want to withdraw from being Ms. Centeno's treasurer, you will need to submit a letter of resignation to the Division of Elections. You can fax it to (850) 245-6259 and put it to Kristi Reid Bronson's attention.

Also, Ms. Centeno, if your treasurer is resigning, you have to mail in a new DS-DE 9 form completely filled out and signed, naming whoever the new treasurer will be. The DS-DE 9 form must be mailed (not faxed) because we need original signatures.

Any questions please contact our Help Desk at (850) 245-6280.

cc

HISTORY NOTES
Jacqueline Centeno - 55691

| Unique ID | Date Recorded | Last Edited Date | Originally Recorded By |
|-----------|---------------|------------------|------------------------|
|-----------|---------------|------------------|------------------------|

| | | | |
|-------|-----------------------|--|-----------|
| 28914 | 5/21/2012 11:20:00 AM | | taholdeen |
|-------|-----------------------|--|-----------|

2012 Q1 FF:

Sent the following email to candidate & treasurer at: jackieforstater2012@yahoo.com; kelly031606@yahoo.com; ivonne.gutierrez@ocps.net:

To: Ms Jacqueline Centeno, Candidate
Ms Ivonne Gutierrez, Treasurer

Attached are copies of previously mailed notices with regards to the 2012 Q1 campaign finance report. This report was due April 10, 2012, and to date still has not been filed.

Please file this report immediately, to avoid referral to the Florida Elections Commission. If you need assistance with filing the report, please contact our Help Desk at (850) 245-6280.

Thank you in advance for your immediate attention to this matter.

| | | | |
|-------|----------------------|--|-----------|
| 28624 | 5/1/2012 11:19:00 AM | | taholdeen |
|-------|----------------------|--|-----------|

2012 Q1 FF:

2nd notice went out yesterday 4/30/12. However, the 'untimely filing system' was having some issues, and the letter printed without the 'cc' on the bottom.

However, I did make a copy, (stamped with the copy stamp) and mailed a copy to the candidate as well, so both treasurer & candidate were mailed copies.

EXHIBIT

4 (2012)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

September 13, 2012

Ms Jacqueline Centeno
Candidate for State Representative, District 48
10258 Caroline Park Drive
Orlando, FL 32832-2832

Dear Ms Centeno:

Your campaign treasurer's report, which was due September 6, 2012, has not been received

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file said report. The fine for termination reports for candidates, shall be \$50 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

Once your report is filed, this office will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice

Please be advised, however, that failure to file a campaign treasurer's report may constitute a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, the division will turn the matter over to the Florida Elections Commission

If you have any questions, please do not hesitate to contact Theresa Holdeen at (850)245-6250

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

EXHIBIT

5



FLORIDA DEPARTMENT OF STATE

Ken Detzner

Secretary of State

DIVISION OF ELECTIONS

Second Notice

October 2, 2012

Ms. Jacqueline Centeno
Candidate for State Representative, District 48
10258 Caroline Park Drive
Orlando, FL 32832-2832

Dear Ms. Centeno:

Your campaign treasurer's report, due September 6, 2012, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file said report. The fine for termination reports for candidates, shall be \$50 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

The first notice of the failure to file the above mentioned report was mailed, via regular mail, to the address on file with our office on September 13, 2012. As of this date, we do not show a record of receiving this report.

If the report is not received in our office within 14 days of the date this notice is received, our office will refer this matter to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission, upon finding a willful violation of Chapter 106, Florida Statutes, to impose a civil penalty of up to \$1,000 per count.

If you have any questions, please do not hesitate to contact Theresa Holdeen at (850)245-6250.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

Holdeen, Theresa A.

From: Holdeen, Theresa A
Sent: Tuesday, October 16, 2012 11:25 AM
To: jackieforstaterep2012@yahoo.com; ivonne.gutierrez@ocps.net
Subject: #55691 Jacqueline Centeno (2012 Termination Report) - NOT FILED
Attachments: #55691 Jacqueline Centeno (2012 TR FF) 1st Notice.pdf; #55691 Jacqueline Centeno (2012 TR FF) 2nd Notice.pdf

Importance: High

To: Ms. Jacqueline Centeno
Ms. Ivonne Gutierrez

Attached are copies of previously mailed notices the Division has mailed to you regarding the 2012 Termination report which to date, you still have not filed. Even though you did not qualify, Florida Statutes states you must file a termination report, even if you had no financial activity.

Please file this report immediately, to avoid referral to the Florida Elections Commission. The Florida Elections Commission can impose civil penalties of up to \$1000 per violation.

If you need assistance filing this report, please contact the Division's Help Desk Line at (850) 245-6280

Thank you in advance for your immediate attention to this matter.

Regards,
Theresa
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

FINAL NOTICE – Delivery Confirmation: 0312 0860 0001 3406 9108

October 30, 2012

Ms. Jacqueline Centeno
10258 Caroline Park Drive
Orlando, Florida 32832

Dear Ms. Centeno:

According to a review of the Division's records, the following report has not been filed:

| <u>Year</u> | <u>Report</u> | <u>Due Date</u> |
|-------------|---------------|-----------------|
| 2012 | TR | 9/6/2012 |

The candidate has previously been notified of the report that is outstanding. Enclosed are copies of letters sent by the Division. If the report is not filed within 7 days of receipt of this letter, the Division will forward this matter to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose civil penalties of up to \$1,000 per violation.

If you have any questions please call Theresa Holdeen at (850) 245-6240.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/tah

Enclosure(s)



R. A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250
Telephone: (850) 245-6240 • Facsimile: (850) 245-6259 www.dos.state.fl.us
Commemorating 500 years of Florida history www fla500.com



EXHIBIT 8 (1 of 4)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

COPY

Second Notice

October 2 2012

Ms. Jacqueline Centeno
Candidate for State Representative, District 48
10258 Caroline Park Drive
Orlando, FL 32832-2832

Dear Ms. Centeno:

Your campaign treasurer's report, due September 6, 2012, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file said report. The fine for termination reports for candidates, shall be \$50 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

The first notice of the failure to file the above mentioned report was mailed, via regular mail, to the address on file with our office on September 13, 2012. As of this date, we do not show a record of receiving this report.

If the report is not received in our office within 14 days of the date this notice is received, our office will refer this matter to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission, upon finding a willful violation of Chapter 106, Florida Statutes, to impose a civil penalty of up to \$1,000 per count.

If you have any questions, please do not hesitate to contact Theresa Holdeen at (850)245-6250.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE
Ken Detzner
Secretary of State
DIVISION OF ELECTIONS

COPY

September 13, 2012

Ms. Jacqueline Centeno
Candidate for State Representative District 48
10258 Caroline Park Drive
Orlando, FL 32832-2832

Dear Ms. Centeno:

Your campaign treasurer's report, which was due September 6, 2012, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file said report. The fine for termination reports for candidates, shall be \$50 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater for the period covered by the late report.

Once your report is filed, this office will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice.

Please be advised, however, that failure to file a campaign treasurer's report may constitute a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, the division will turn the matter over to the Florida Elections Commission.

If you have any questions, please do not hesitate to contact Theresa Holdeen at (850)245-6250.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

EXHIBIT 8(3 of 4)

English Customer Service USPS Mobile

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| YOUR LABEL NUMBER | SERVICE | STATUS OF YOUR ITEM | DATE & TIME | LOCATION | FEATURES |
|----------------------|---------|--------------------------------------|--------------------------|-----------------------|-----------------------|
| 03120860000134069108 | | Delivered | November 01 2012 3:42 pm | ORLANDO FL 32832 | Delivery Confirmation |
| | | Out for Delivery | November 01 2012 9:25 am | ORLANDO FL 32872 | |
| | | Sorting Complete | November 01 2012 9:15 am | ORLANDO FL 32872 | |
| | | Arrival at Post Office | November 01 2012 5:35 am | ORLANDO FL 32872 | |
| | | Depart USPS Sort Facility | November 01 2012 | ORLANDO FL 32824 | |
| | | Processed through USPS Sort Facility | October 31 2012 8:22 pm | ORLANDO FL 32824 | |
| | | Depart USPS Sort Facility | October 31 2012 | JACKSONVILLE FL 32099 | |
| | | Processed through USPS Sort Facility | October 31 2012 12:44 am | JACKSONVILLE FL 32099 | |

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What's your label (or receipt) number?



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Postage and Delivery Confirmation fees must be paid before mailing.
Article Sent To: (to be completed by mailer)

DELIVERY CONFIRMATION NUMBER: 0312 0860 0001 3406 9104

(Please Print Clearly)

Facqueline Cordero
55691

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2012 TR
FF

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EXHIBIT

8(4 of 4)

PS Form 152 May 2002

(See Reverse)



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Name:

Election:

Acct:

Type:

Candidate Name: Jacqueline Centeno

Account: 55691

| Date Due | Type | Date Filed | Status | Days Late | Fine Assessed | Appealed | Amount Fine |
|-----------|------|------------|--------|-----------|---------------|----------|-------------|
| 9/6/2012 | TR | | FEC | 0 | \$0 00 | | \$ |
| 4/10/2012 | Q1 | | CLO | 0 | \$0 00 | | \$ |



FLORIDA DEPARTMENT OF STATE

RICK SCOTT
Governor

KURT S. BROWNING
Secretary of State

February 2, 2012

Ms Jacqueline Centeno
10258 Caroline Park Drive
Orlando, Florida 32832

Dear Ms Centeno:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on January 30, 2012. Your name has been placed on the 2012 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **April 10, 2012**. The report will cover the period of January 1, 2012 - March 31, 2012. All candidates who file reports with the Division of Elections are required to file by means of the Division's electronic filing system (EFS)

Credentials and Sign-ons

Below is the web address to access the EFS and your user identification number. The enclosed sealed envelope contains your initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. You, your campaign treasurer, and deputy treasurers are responsible for protecting this password from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

EFS Web site Address: <https://efs.dos.state.fl.us>
Identification Number: 55691



R. A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250
Telephone: (850) 245-6240 • Facsimile: (850) 245-6259 www.dos.state.fl.us
Commemorating 500 years of Florida history www.fla500.com



EXHIBIT

10 (1 of 3)

Ms. Jacqueline Centeno
February 2, 2012
Page Two

Pin Numbers

Pin numbers are confidential secure credentials that allow you to submit reports and update personal information. The enclosed sealed envelope contains confidential pin numbers for you. By copy of this letter, a confidential pin number to access the Division of Election's EFS was sent to your treasurer.

Each candidate is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event this password is forgotten or lost. When you enter the campaign account screen, there will be a drop down box where you pick a question (such as *What is your mother's maiden name?*) and supply an answer. All passwords and answers to questions are stored as encrypted data and cannot be viewed by Division staff and given out over the phone. Please notify the Division if your credentials have been compromised.

Timely Filing

All reports filed must be completed and filed through the EFS not later than midnight of the due date. Reports not filed by midnight of the due date are late filed and subject to the penalties in Section 106 07(8), Florida Statutes. In the event that the EFS is inoperable on the due date, the report will be accepted as timely filed if filed no later than midnight of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

Any candidate failing to file a report on the designated due date shall be subject to a fine of \$50 per day for the first 3 days late and, thereafter, \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for reports immediately preceding each primary and general election, the fine shall be \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

Electronic Receipts

The person submitting the report on the EFS will be issued an electronic receipt indicating and verifying the report was filed. Each campaign treasurer's report filed by means of the EFS is considered to be under oath by the candidate and campaign treasurer and such persons are subject to the provisions of Section 106 07(5), Florida Statutes.

The Honorable Jacqueline Centeno
February 2, 2012
Page Three

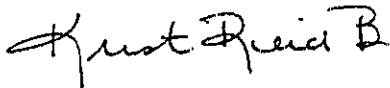
Instructions and Assistance

An online instruction guide is available to you on the EFS to assist with navigation, data entry, and submission of reports. The Division of Elections will also provide assistance to all users by contacting the EFS Help Desk at (850) 245-6280.

All of the Division's publications and reporting forms are available on the Division of Elections' web site at <http://elections.myflorida.com>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: *Chapters 104 and 106, Florida Statutes, 2012 Candidate and Campaign Treasurer Handbook, 2012 Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code.*

Please let me know if you need additional information.

Sincerely,



Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/ljr

Enclosures

pc: Ms Ivonne Gutierrez, Treasurer

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

12 JAN 30 AM 10:51

DIVISION OF ELECTIONS
SECRETARY OF STATE

I, Jacqueline Centeno,

candidate for the office of State Representative District 49;

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

X *Jacqueline Centeno*
Signature of Candidate

1/17/2012
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).

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

12 APR -4 AM 9:43

DIVISION OF ELECTIONS
SECRETARY OF STATE

I, Jacqueline Centeno
candidate for the office of State House Representative District 48
have been provided access to read and understand the requirements of
Chapter 106, Florida Statutes.

X Jacqueline Centeno
Signature of Candidate

3/30/2012
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
PHONE LOG
Case No.: FEC 13-032

Respondent: Jacqueline Centeno

Complainant: Division of Elections

1. **Date and time:** November 14, 2013 @ 10:40 am
Name: Respondent
Phone #: (407) 289-7554
Summary: I attempted telephone contact to inquire if she would be filing her 2012 TR Report. I left a message on her machine to return my call.
Memo to File? No
Entered by: CKO

2. **Date and time:** November 18, 2013 @ 2:50 pm
Name: Respondent
Phone #: (407) 289-7554
Summary: I attempted telephone contact to inquire if she would be filing her 2012 TR Report. I left a message on her machine to return my call.
Memo to File? No
Entered by: CKO

3. **Date and time:** December 17, 2013 @ 8:32 am
Name: Respondent
Phone #: (407) 289-7554
Summary: I attempted telephone contact to inquire if she would be filing her 2012 TR Report. I left a message on her machine to return my call.
Memo to File? No
Entered by: CKO

4. **Date and time:** December 18, 2013 @ 7:55 am
Name: Respondent
Phone #: (407) 289-7554
Summary: I attempted telephone contact to inquire if she would be filing her 2012 TR Report. I left a message on her machine to return my call.
Memo to File? No
Entered by: CKO

5. **Date and time:** December 18, 2013 @ 8:00 am
Name: Respondent
Phone #: kelly031606@yahoo.com
Summary: I sent an email to Respondent's email address that was included on her DS-DE 9 form.
Memo to File? Yes
Entered by: CKO

6. **Date and time:** December 20, 2013 @ 12:45 pm

Name: Respondent

Phone #: (407) 289-7554

Summary: I attempted telephone contact to complete final interview. I left a message to return my call.

Memo to File? No

Entered by: CKO

7. **Date and time:** December 20, 2013 @ 3:15 pm

Name: Lenard Randolph—DOE representative

Phone #: (850) 245-6249

Summary: I had telephone contact to determine why Respondent did not qualify to run for office. I was advised that Respondent did not submit her candidate oath by the due date to run for office and therefore did not qualify.

Memo to File? No

Entered by: CKO



To: kelly031606@yahoo.com,
Cc:
Bcc:
Subject: FEC Investigation

My name is Cedric Oliver and I am a investigator at the Florida Election Commission I am currently investigating a matter concerning you I have attempted contact at the number designated as your home and left several messages but have not received a response. Please contact me as soon as possible at (850) 922-4539 ext. 110. Thanks for your attention to this matter.



FLORIDA ELECTIONS COMMISSION

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

September 9, 2013

7005 1820 0007 9805 5609

CERTIFIED MAIL 70051820000798055609

Jacqueline Centeno
10463 Willow Ridge Loop
Orlando, Florida 32825

RE: Case No.: FEC 13-032; Respondent: Jacqueline Centeno

Dear Ms. Centeno:

On January 8, 2013, the Florida Elections Commission received a referral from the Division of Elections alleging that you violated Florida's election laws. I have reviewed the referral and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violation:

Section 106.141(1), Florida Statutes: Jacqueline Centeno, candidate for State Representative, District 49, failed to timely file her 2012 Termination Report (due September 6, 2012) reflecting the disposition of all remaining campaign funds, as alleged in the referral.

You may respond to the allegation above by filing a notarized statement providing any information regarding the facts and circumstances surrounding the allegation. If you choose to file a response to the alleged violation, you should do so within 20 days of the date you receive this letter. Your response will be included as an attachment to the investigator's report.

When we conclude the investigation, you will receive a copy of the Report of Investigation. 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. You will receive a copy of the Staff Recommendation and 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.

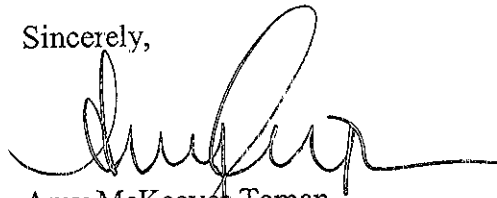
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

The Report of Investigation, Staff Recommendation, and Notice of Hearing will be mailed to the same address as this letter. Therefore, if your address changes, you must notify the investigator assigned to this case of your new address. Otherwise, you may not receive the correspondence from the staff. 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, the Respondent, 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/dam



Re: FEC 13-032 --- Please acknowledge and reply 
Donna Malphurs to: Kelly Centeno

07/02/2013 08:38 PM

From: Donna Malphurs/OAG
To: Kelly Centeno <kelly031606@yahoo.com>

For your convenience, attached is a copy of the letter and referral that I have mailed to you on three separate occasions. Please advise us when you file the outstanding termination report. Thank you



13-032 Referral.pdf

Donna Ann Malphurs, Agency Clerk
Florida Elections Commission
850-922-4539 x 102

Kelly Centeno

Hello Ms. Malphurs, No I did not receive your cor

07/02/2013 06:13:28 PM

From: Kelly Centeno <kelly031606@yahoo.com>
To: Donna Malphurs <Donna.Malphurs@myfloridalegal.com>
Date: 07/02/2013 06:13 PM
Subject: Re: FEC 13-032

Hello Ms Malphurs,
No I did not receive your correspondence
My new address is 10463 Willow Ridge Loop, Orlando, FL 32825

From: Donna Malphurs <Donna.Malphurs@myfloridalegal.com>
To: kelly031606@yahoo.com
Sent: Friday, June 28, 2013 8:38 PM
Subject: FEC 13-032

Ms. Centeno,

Did you receive my correspondence dated May 8, 2013?

Donna Ann Malphurs, Agency Clerk
Florida Elections Commission
850-922-4539 x 102

Ms Centeno,

Please contact me about the outstanding termination report. Thanks

Donna Ann Malphurs, Agency Clerk
Florida Elections Commission
850-922-4539 x 102



Re: FEC 13-032
Kelly Centeno
to:
Donna Malphurs
07/02/2013 06:13 PM
Please respond to Kelly Centeno
Show Details

Hello Ms. Malphurs,
No I did not receive your correspondence.
My new address is 10463 Willow Ridge Loop, Orlando, FL 32825

From: Donna Malphurs <Donna.Malphurs@myfloridalegal.com>
To: kelly031606@yahoo.com
Sent: Friday, June 28, 2013 8:38 PM
Subject: FEC 13-032

Ms. Centeno,

Did you receive my correspondence dated May 8, 2013?

Donna Ann Malphurs, Agency Clerk
Florida Elections Commission
850-922-4539 x 102

Ms. Centeno,

Please contact me about the outstanding termination report Thanks

Donna Ann Malphurs, Agency Clerk
Florida Elections Commission
850-922-4539 x 102



FEC 13-032
Donna Malphurs to: kelly031606

06/28/2013 08:38 PM

From: Donna Malphurs/OAG
To: kelly031606@yahoo.com

Ms. Centeno,

Did you receive my correspondence dated May 8, 2013?

Donna Ann Malphurs, Agency Clerk
Florida Elections Commission
850-922-4539 x 102

Ms. Centeno,

Please contact me about the outstanding termination report. Thanks.

Donna Ann Malphurs, Agency Clerk
Florida Elections Commission
850-922-4539 x 102



FEC 13-032
Donna Malphurs to: kelly031606

05/08/2013 12:41 PM

From: Donna Malphurs/OAG
To: kelly031606@yahoo.com

Ms Centeno,

Please contact me about the outstanding termination report. Thanks

Donna Ann Malphurs, Agency Clerk
Florida Elections Commission
850-922-4539 x 102

**DIVISION OF ELECTIONS
FEC REFERRAL FORM**

2013-32

| NAME | Account Number |
|------|----------------|
|------|----------------|

Jacqueline Centeno

55691

Candidate: Jacqueline Centeno
Treasurer: none

The Division of Elections is referring this issue to the Florida Elections Commission pursuant to Section 106 25, Florida Statutes. Section 106.07(8)(d) F.S. requires the filing officer to notify the FEC of a candidate's or political committee's alleged failure to file reports as set forth in the notification.

The following reports are outstanding after notification:

2012 TR

Sent By: Kristi Reid Bronson
Date: January 7, 2013 *KRB*

RECEIVED
2013 JAN -8 PM 1:22
FLORIDA DIVISION OF ELECTIONS

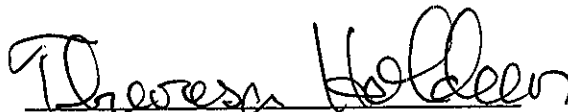
AFFIDAVIT

STATE OF FLORIDA
County of Leon

Theresa Holdeen, being duly sworn, says:

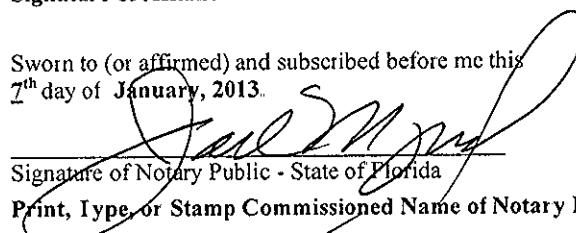
- 1 This affidavit is made upon my personal knowledge
- 2 I am of legal age and competent to testify to the matters stated herein.
- 3 **Jacqueline Centeno (55691)** was a candidate for the office of State Representative, District 48, for the 2012 election cycle. The 2012 termination report (TR) that was due on September 6, 2012 has not been filed.
- 4 On January 30, 2012, Ms. Centeno filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. Ms. Ivonne Gutierrez was appointed treasurer.
- 5 On May 25, 2012, the Division received a resignation letter from the treasurer, Ms. Gutierrez. (See attached copy). On this same date, division staff called & left message for candidate, notifying her of the need for a new treasurer to remain compliant with Florida Statutes. (See History Notes)
- 6 On September 13, 2012, the Division mailed Ms. Centeno notification that the 2012 TR report had not been filed.
- 7 On October 2, 2012, the Division mailed Ms. Centeno a second notice regarding this report.
- 8 On October 16, 2012, this division employee sent an email to Ms. Centeno regarding this report. (See attached copy of email)
- 9 On October 30, 2012, the Division mailed Ms. Centeno final notification, with delivery confirmation of the failure to file the TR. (See attached confirmation of delivery).
- 10 As of January 7, 2013, the 2012 Termination Report has not been filed.

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



Signature of Affiant

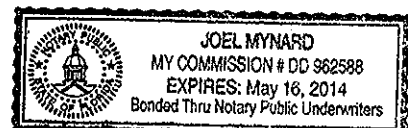
Sworn to (or affirmed) and subscribed before me this
7th day of January, 2013.



Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known _____



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03120860000134089108

SERVICE

STATUS OF YOUR ITEM

DATE & TIME

LOCATION

FEATURES

Delivered

November 01 2012 3:42 pm

ORLANDO FL 32832

Delivery Confirmation™

Out for Delivery

November 01 2012 9:25 am

ORLANDO FL 32872

Sorting Complete

November 01 2012 9:15 am

ORLANDO FL 32872

Arrival at Post Office

November 01 2012 5:35 am

ORLANDO FL 32872

Depart USPS Sort Facility

November 01 2012

ORLANDO FL 32824

Processed through USPS Sort Facility

October 31 2012 8:22 pm

ORLANDO FL 32824

Depart USPS Sort Facility

October 31 2012

JACKSONVILLE FL 32099

Processed through USPS Sort Facility

October 31 2012 12:44 am

JACKSONVILLE FL 32099

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(Please Print Clearly)

Jacqueline Cordero
55691

Postmark Here

2012 TR
FF

DELIVERY CONFIRMATION NUMBER: 03120860000134089108

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Access internet web site at www.usps.com or call 1-800-222-1811

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- Package Services parcel

HISTORY NOTES
Jacqueline Centeno - 55691

| Unique ID | Date Recorded | Last Edited Date | Originally Recorded By |
|--|------------------------|-----------------------|------------------------|
| 30876 | 10/16/2012 11:24:00 AM | 12/26/2012 5:00:49 PM | taholdeen |
| 2012 Tr FF: sent the following email to candidate: Attached are copies of previously mailed notices the Division has mailed to you regarding the 2012 Termination report which to date, you still have not filed. Even though you did not qualify, Florida Statutes states you must file a termination report even if you had no financial activity. Please file this report immediately to avoid referral to the Florida Elections Commission. The Florida Elections Commission can impose civil penalties of up to \$1000 per violation. If you need assistance filing this report please contact the Division's Help Desk Line at (850) 245-6280. Thank you in advance for your immediate attention to this matter. | | | |
| 29078 | 5/29/2012 11:19:00 AM | | taholdeen |
| 2012 Q1 FF: Since candidate no longer has a treasurer, sent final notice to her (candidate) w/delivery confirmation #0310 3490 0000 5283 6637. | | | |
| 29058 | 5/25/2012 2:55:00 PM | | lrandolph |
| RE: Treasurer Resignation I called and left a message for the candidate explaining that the treasurer has resigned from their positions and that she need to appoint a new treasurer immediately to stay in compliance with Florida statutes. | | | |
| 29052 | 5/25/2012 8:26:00 AM | | taholdeen |
| 2012 Q1 FF: Treasurer (Ivonne Gutierrez) emailed me an UNSIGNED copy of a resignation letter. She is supposedly going to fax a copy as well as send the original via USPS. I emailed her back and advised her to be sure the faxed & mailed copies were signed because this one that she emailed me was not valid. | | | |
| 29000 | 5/22/2012 1:31:00 PM | | taholdeen |
| 2012 Q1 FF: Rec'd this response from treasurer: On January 16, 2012, I accepted the position of Treasurer of the Jacqueline Centeno campaign. However, on April 7, 2012, I resigned the above mentioned Treasury position based on personal health reasons. Subsequently, on April 30, 2012, I received notification concerning the need to file the subject campaign finance report. Since I was no longer the Treasurer, I contacted Ms. Jacqueline Centeno and advised of the requirement to file the finance report. Ivonne Gutierrez ----- I sent this response back with a copy going to the candidate: You are still the treasurer of record. There has been no updates with the Division of Elections, therefore we are required to notify you. If you want to withdraw from being Ms. Centeno's treasurer, you'll need to submit a letter of resignation to the Division of Elections. You can fax it to (850) 245-6259 and put it to Kristi Reid Bronson's attention. Also, Ms. Centeno, if your treasurer is resigning, you have to mail in a new DS-DE 9 form, completely filled out and signed, naming whoever the new treasurer will be. The DS-DE 9 form must be mailed (not faxed) because we need original signatures. Any questions please contact our Help Desk at (850) 245-6280. | | | |

HISTORY NOTES
Jacqueline Centeno - 55691

| Unique ID | Date Recorded | Last Edited Date | Originally Recorded By |
|-----------|---------------|------------------|------------------------|
|-----------|---------------|------------------|------------------------|

28914

5/21/2012 11:20:00 AM

taholdeen

2012 Q1 FF:

Sent the following email to candidate & treasurer at: jackieforstaterep2012@yahoo.com; kelly031606@yahoo.com; ivonne.gutierrez@ocps.net:

To: Ms. Jacqueline Centeno, Candidate
Ms. Ivonne Gutierrez, Treasurer

Attached are copies of previously mailed notices with regards to the 2012 Q1 campaign finance report. This report was due April 10, 2012, and to date still has not been filed.

Please file this report immediately, to avoid referral to the Florida Elections Commission. If you need assistance with filing the report, please contact our Help Desk at (850) 245-6280.

Thank you in advance for your immediate attention to this matter.

28624

5/1/2012 11:19:00 AM

taholdeen

2012 Q1 FF:

2nd notice went out yesterday 4/30/12. However, the 'untimely filing system' was having some issues, and the letter printed without the 'cc' on the bottom.

However, I did make a copy, (stamped with the copy stamp) and mailed a copy to the candidate as well, so both treasurer & candidate were mailed copies.



FLORIDA DEPARTMENT of STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

FINAL NOTICE – Delivery Confirmation: 0312 0860 0001 3406 9108

October 30, 2012

Ms. Jacqueline Centeno
10258 Caroline Park Drive
Orlando, Florida 32832

Dear Ms. Centeno:

According to a review of the Division's records, the following report has not been filed:

| <u>Year</u> | <u>Report</u> | <u>Due Date</u> |
|-------------|---------------|-----------------|
| 2012 | TR | 9/6/2012 |

The candidate has previously been notified of the report that is outstanding. Enclosed are copies of letters sent by the Division. If the report is not filed within 7 days of receipt of this letter, the Division will forward this matter to the Florida Elections Commission for further action. Section 106 265(1), Florida Statutes, authorizes the Florida Elections Commission to impose civil penalties of up to \$1,000 per violation.

If you have any questions please call Theresa Holdeen at (850) 245-6240

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/tah

Enclosure(s)



R. A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250
Telephone: (850) 245-6240 • Facsimile: (850) 245-6259 www.dos.state.fl.us
Commemorating 500 years of Florida history www.fla500.com



VIVA FLORIDA 500.

VIVA FLORIDA 500.

Holdeen, Theresa A.

From: Holdeen, Theresa A.
Sent: Tuesday, October 16, 2012 11:25 AM
To: jackieforstaterep2012@yahoo.com; ivonne.gutierrez@ocps.net
Subject: #55691 Jacqueline Centeno (2012 Termination Report) - NOT FILED
Attachments: #55691 Jacqueline Centeno (2012 TR FF) 1st Notice.pdf; #55691 Jacqueline Centeno (2012 TR FF) 2nd Notice.pdf

Importance: High

To: Ms. Jacqueline Centeno
Ms. Ivonne Gutierrez

Attached are copies of previously mailed notices the Division has mailed to you regarding the 2012 Termination report which to date, you still have not filed. Even though you did not qualify, Florida Statutes states you must file a termination report, even if you had no financial activity.

Please file this report immediately, to avoid referral to the Florida Elections Commission. The Florida Elections Commission can impose civil penalties of up to \$1000 per violation.

If you need assistance filing this report, please contact the Division's Help Desk Line at (850) 245-6280.

Thank you in advance for your immediate attention to this matter.

Regards,
Theresa
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE
Ken Detzner
Secretary of State
DIVISION OF ELECTIONS

Second Notice

October 2, 2012

Ms Jacqueline Centeno
Candidate for State Representative, District 48
10258 Caroline Park Drive
Orlando, FL 32832-2832

Dear Ms. Centeno:

Your campaign treasurer's report, due September 6, 2012, has not been received

Section 106 07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file said report. The fine for termination reports for candidates, shall be \$50 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

The first notice of the failure to file the above mentioned report was mailed, via regular mail, to the address on file with our office on September 13, 2012. As of this date, we do not show a record of receiving this report.

If the report is not received in our office within 14 days of the date this notice is received, our office will refer this matter to the Florida Elections Commission for further action. Section 106 265(1), Florida Statutes, authorizes the Florida Elections Commission, upon finding a willful violation of Chapter 106, Florida Statutes, to impose a civil penalty of up to \$1,000 per count.

If you have any questions, please do not hesitate to contact Theresa Holdeen at (850)245-6250.

Sincerely,

A handwritten signature in black ink, appearing to read "Kristi Reid Bronson".

Kristi Reid Bronson, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE
Ken Detzner
Secretary of State
DIVISION OF ELECTIONS

September 13, 2012

Ms. Jacqueline Centeno
Candidate for State Representative, District 48
10258 Caroline Park Drive
Orlando, FL 32832-2832

Dear Ms. Centeno:

Your campaign treasurer's report, which was due September 6, 2012, has not been received.

Section 106 07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file said report. The fine for termination reports for candidates, shall be \$50 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

Once your report is filed, this office will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice.

Please be advised, however, that failure to file a campaign treasurer's report may constitute a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, the division will turn the matter over to the Florida Elections Commission.

If you have any questions, please do not hesitate to contact Theresa Holdeen at (850)245-6250.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

*(Treasurer resignation Ltr)***Ivonne A. Gutierrez**

1116 GREAT COMMISSION WAY ORLANDO, FLORIDA 32832

RECEIVED

12 MAY 25 AM 10:37

DIVISION OF ELECTIONS
SECRETARY OF STATE

May 24, 2012
 Theresa A. Holdeen
 Florida Department of State
 Division of Elections
 Bureau of Election Records
 Room 316, R.A. Gray Building
 500 South Bronough Street
 Tallahassee, Florida 32399-0250

SENT VIA USPS, EMAIL AND FACSMILE

Theresa.Holdeen@DOS MyFlorida.com

Re: #55691 Jacqueline Centeno - 2012 Q1 Campaign Finance Report - Failure TO FILE REPORT

Dear Mrs. Holdeen,

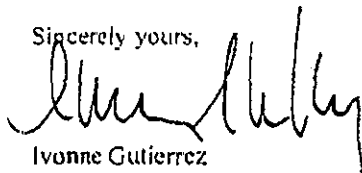
Please allow this correspondence to serve as my unequivocal and official resignation from the Jacqueline Centeno campaign effective April 7, 2012, clarification of the events leading to the 2012 Q1 campaign finance report not being timely filed, and a response to your email of May 22, 2012, a copy of which is attached hereto for your review.

As I previously stated in my email of May 22, 2012 (in response to your email of May 21, 2012), I resigned my position as Treasurer of the Jacqueline Centeno campaign April 7, 2012 effective immediately, for health reasons. Mrs. Centeno assured me I had nothing to worry about, and that I should not be concerned with anything but my health.

As I previously explained in my email of May 22, 2012, subsequently, on April 30, 2012, I received notification concerning the need to file the subject campaign finance report. Pursuant to my resignation, I contacted Mrs. Jacqueline Centeno and advised her of the requirement to file the finance report. As per your email of May 21, 2012, Mrs. Jacqueline Centeno received mailed notices with regards to the 2012 Q1, which was due April 10, 2012, which is after my resignation from my position as Treasurer of the Jacqueline Centeno campaign - I had understood, as per Mrs. Centeno, that I had no more responsibilities with regard to my, now former, position as Treasurer of the Jacqueline Centeno campaign. As I have stated, since I was no longer the Treasurer, I contacted Mrs. Jacqueline Centeno and advised her of the requirement to file the finance report.

Based on the foregoing, I request that I be released from any duty and liability for the untimely filing of the 2012 Q1 campaign finance report and my official and unequivocal Notice of Resignation as Treasurer of the Jacqueline Centeno campaign.

Sincerely yours,



Ivonne Gutierrez

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**

(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

12 JAN 30 AM 10:51

DEPARTMENT OF STATE
SECRETARY OF STATE

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)

Jacqueline Centeno

3. Address (include post office box or street, city, state, zip code)

10258 Caroline Park Drive
Orlando, FL 32832

4 Telephone

(407) 289 7554

5 E-mail address

Kelly031606@yahoo.com

6 Office sought (include district, circuit, group number)

State Representative District 49

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 Democratic Party candidate

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

10 Name of Treasurer or Deputy Treasurer

Ivonne Gutierrez

11. Mailing Address

11816 Great Commission Way

12. Telephone

(407) 416-1211

13. City

Orlando

14. County

Orange

15. State

FL

16 Zip Code

32832

17. E-mail address

Ivonne.Gutierrez@ocps.net

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

19. Name of Bank

Suntrust Bank

20. Address

2300 East Colonial Drive

21. City

Orlando

22. County

Orange

23. State

FL

24. Zip Code

32803

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

1/18/2012

26 Signature of Candidate

X *Jacqueline Centeno*

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

I Ivonne Gutierrez, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer

1/18/2012

X

Ivonne Gutierrez

Date

Signature of Campaign Treasurer or Deputy Treasurer

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

12 JAN 30 AM 10:51

DIVISION OF ELECTIONS
SECRETARY OF STATE

I, Jacqueline Centeno,

candidate for the office of State Representative District 49;

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

X *Jacqueline Centeno*

Signature of Candidate

1/17/2012

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).