

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Travis W. Pitts

Case No.: FEC 14-321

TO: Travis W. Pitts
P.O. Box 1011
Chipley, FL 32428-7011

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, **February 17, 2016 at 10:00 am, or as soon thereafter as the parties can be heard**, at the following location: **Florida State Conference Center, 555 West Pensacola Street, Room #108, Tallahassee, Florida 32306.**

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
February 2, 2016

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.

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STATE OF FLORIDA
ELECTIONS COMMISSION

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,
Petitioner,**

Case No.: FEC 14-321

v.

**Travis W. Pitts,
Respondent.**

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on August 26, 2015, in Tallahassee, Florida.

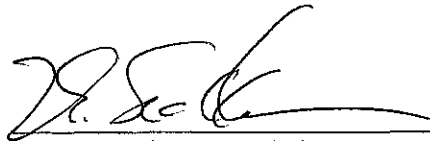
Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

Count 1:

On or about July 11, 2014, Travis W. Pitts violated Section 106.19(1)(c), Florida Statutes, when he deliberately failed to include information required by Chapter 106, Florida Statutes, by failing to disclose the campaign's 2014 P2 reportable financial activity.

The Commission finds that there is **no probable cause** to charge Respondent with violating Section 106.07(7), Florida Statutes.

DONE AND ORDERED by the Florida Elections Commission on August 26, 2015.



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Stephanie J. Cunningham, Assistant General Counsel
Travis W. Pitts, Respondent
Division of Elections, Complainant

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 violation(s) and agree to the amount of the fine. The consent order is then presented to the Commission for its approval. To discuss a consent order, contact the FEC attorney identified in 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 the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to make written or oral arguments to the Commission concerning the legal issues related to the violation(s) 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 the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. 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 this Order of Probable Cause is filed with the Commission, the case will be sent to the Commission for a formal or informal hearing, depending on whether the facts are in dispute. The date this order was filed appears in the upper right-hand corner of the first page of the order.

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: Travis W. Pitts

Case No.: FEC 14-321

TO: Travis W. Pitts
P O. Box 1011
Chipley, FL 32428

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

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on **August 26, 2015, at 11:00 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, Room 110-S, 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 Ann Malphurs at (850) 922-4539 or by mail at 107 West Gaines Street, The Collins Building, Suite 224, Tallahassee, Florida 32399, at least 5 days before the hearing

See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
August 11, 2015



FLORIDA ELECTIONS COMMISSION

107 W. Gaines Street, Suite 224

Collins Building

Tallahassee, Florida 32399-1050

(850) 922-4539

May 29, 2015

Travis W. Pitts
Post Office Box 1011
Chipley, FL 32428-7011

RE: Case No.: FEC 14-321; Respondent: Travis W. Pitts

Dear Mr. Pitts:

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 August 18-19, 2015 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

AMT/dam

cc: Division of Elections, Complainant/Filing Officer

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: Travis W. Pitts

Case No.: FEC 14-321

TO: Travis W. Pitts
P.O. Box 1011
Chipley, FL 32428

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

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on **May 20, 2015, at 11:00 am, or as soon thereafter as the parties can be heard**, at the following location: **Department of Business and Professional Regulation, 1940 North 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:

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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

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See further instructions on the reverse side.

Amy McKeever Toman

Executive Director
Florida Elections Commission
May 5, 2015

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.

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Travis W. Pitts

Case No.: FEC 14-321

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.19(1)(c), Florida Statutes**, and that there is **no probable cause** to charge Respondent with violating **Section 106.07(7), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on March 11, 2015, the following facts and law support this staff recommendation:

1. On September 29, 2014, the Florida Elections Commission ("Commission") received a referral from the Department of State, Division of Elections ("Division"), alleging that Travis W. Pitts ("Respondent") violated Chapter 106, Florida Statutes.

2. Respondent was a 2014 candidate for State Representative, District 5. Respondent's amended Statement of Candidate form ("DS-DE 84") was filed on April 7, 2014. (ROI Exhibit 14)¹ On July 11, 2014, Respondent withdrew his candidacy bid for election. (ROI Exhibit 4)

3. By letter dated November 12, 2014, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2014 candidate for State Representative, District 5, failed to timely notify the filing officer that he had no reportable activity and, therefore, would not be filing the campaign's 2014 P2 report on the prescribed reporting date

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2014 candidate for State Representative, District 5, falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, when he failed to file the campaign's 2014 P2 report on the prescribed reporting date

4. On March 5, 2014, Respondent filed his Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form ("DS-DE 9") appointing himself as treasurer for his campaign. (ROI Exhibit 1) By letter dated March 5, 2014, Kristi Reid Bronson,

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

Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received his DS-DE 9 and that his name was placed on the 2014 active candidate list. (ROI Exhibit 2, page 1)

5. The acknowledgment letter advised Respondent that all candidates filing reports with the Division are required to use the electronic filing system (“EFS”), and provided Respondent with a user identification number and initial password to grant access to the EFS. (ROI Exhibit 2, page 1) The letter further advised Respondent that all of the Division’s publications and reporting forms were available on its website and directed Respondent to print out the *2014 Calendar of Reporting Dates* as well as other relevant documents. (ROI Exhibit 2, page 3)

6. The campaign’s 2014 P2 Report was due to be filed by July 11, 2014; however, Respondent failed to timely file the report or notify the filing officer that no report would be filed. (ROI Exhibits 6 & 13) By letters dated July 14, 2014, July 30, 2014, and September 10, 2014, the Division notified Respondent that the campaign’s 2014 P2 Report had not been received. (ROI Exhibits 7-9) The September 10, 2014 letter was confirmed delivered (ROI Exhibit 9, page 2)

7. A subpoena was issued to the campaign’s designated campaign depository to ascertain whether any financial activity occurred during the relevant reporting period. A summary of the relevant campaign account activity is shown in Table 1, below. (ROI Exhibits 10-12)

TABLE 1: CAMPAIGN ACCOUNT ACTIVITY (JUNE 28-JULY 4, 2014)				
Date Authorized	Date Posted to Account	Activity	Amount	Reported
06/20/14	06/30/14	Deposit Check from Travis W Pitts (#7192)	\$1,800.00	2014 P1
----	06/30/14	Debit Overdraft Item Fee	\$35.00	----
----	06/30/14	Service Charge	\$10.00	----
06/20/14	06/30/14	Debit Check to FL DOS (#007)	\$1,781.82	2014 P1
----	07/03/14	Debit Continuous Overdraft Charge	\$5.00	----
07/03/14	07/07/14	Debit Check to Travis W. Pitts (#008)	\$1,200.00	----

8. The campaign’s bank records show a check in the amount of \$1,200 and three bank fees totaling \$50 that were authorized or occurred during the relevant reporting period but were not disclosed. As it appears that the campaign had financial activity during the relevant reporting period, Respondent deliberately failed to include information in the campaign’s 2014

P2 Report in violation of Section 106.19(1)(c), Florida Statutes. Therewith, Respondent was not required to notify the filing officer that he would not be filing the campaign's 2014 P2 Report because the campaign had reportable financial activity. (ROI Exhibits 10-12)

9. Respondent stated that he attempted to file the report but the EFS would not allow him to access the report. Respondent also stated that he could not obtain assistance from the Division but was unable to specifically state who he contacted or when he requested assistance. (Attachment A, Phone Log Entry 6) On July 11, 2014, the Division received a letter from Respondent expressing gratitude for the "kind attention that [Respondent has] always been shown at the front counter as well as by the [D]ivision as a whole." (ROI Exhibit 4)

10. As of March 11, 2015, Respondent has not disclosed the campaign's reportable financial activity that occurred during the 2014 P2 reporting period (ROI Exhibit 13)

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


12. The facts set forth above show that Respondent was a 2014 candidate for State Representative, District 5. Respondent failed to timely file the campaign's 2014 P2 Report or notify the filing officer that no report would be filed. It appears that the campaign had financial activity during the 2014 P2 reporting period, and therefore Respondent deliberately failed to include information in the campaign's 2014 P2 Report in violation of Section 106.19(1)(c), Florida Statutes. Therewith, Respondent was not required to notify the filing officer that he would not be filing the campaign's 2014 P2 Report because the campaign had reportable financial activity.

Based upon these facts and circumstances, I recommend that the Commission find no probable cause to charge Respondent with violating Section 106.07(7), Florida Statutes, and find probable cause to charge Respondent with violating the following:

Count 1:

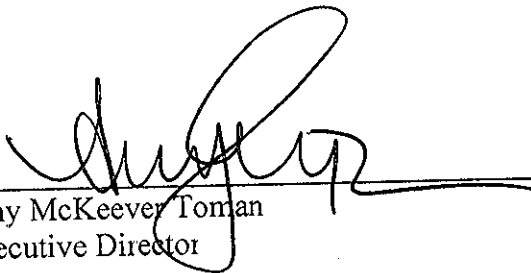
On or about July 11, 2014, Travis W. Pitts violated Section 106.19(1)(c), Florida Statutes, when he deliberately failed to include information required by Chapter 106, Florida Statutes, by failing to disclose the campaign's 2014 P2 reportable financial activity.

Respectfully submitted on ~~March~~ ^{April} 3, 2015.



Stephanie J. Cunningham
Assistant General Counsel

I reviewed this Staff Recommendation this 3rd ^{April} day of ~~March~~ 2015.



Amy McKeever Toman
Executive Director

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 14-321**

Respondent: Travis Pitts

Complainant: Division of Elections

- 1 **Date and time:** November 21, 2014 @ 2:25 pm
Name: Respondent
Phone #: (850) 326-7980
Summary: I attempted telephone contact to make initial contact. The number wouldn't allow me to leave a message.
Memo to File? No
Entered by: CKO

- 2 **Date and time:** December 2, 2014 @ 9:00 am
Name: Respondent
Phone #: (850) 326-7980
Summary: I attempted telephone contact to make initial contact. I was unable to leave a message.
Memo to File? No
Entered by: CKO

- 3 **Date and time:** January 7, 2015 @ 4:10 pm
Name: Respondent
Phone #: (850) 326-7980
Summary: I attempted telephone contact to discuss these allegations. The phone disconnected after ringing several times.
Memo to File? No
Entered by: CKO

- 4 **Date and time:** February 12, 2015 @ 10:25 am
Name: Respondent
Phone #: (850) 326-7980
Summary: I attempted telephone contact. I was unable to leave a message.
Memo to File? No
Entered by: CKO

- 5 **Date and time:** February 12, 2015 @ 10:28 am
Name: Respondent/Bryan
Phone #: (850) 326-7980
Summary: I attempted telephone contact to make contact with Respondent. I was advised that Respondent doesn't reside at this address. I was informed that nobody by that name is known at this address
Memo to File? No
Entered by: CKO

6. **Date and time:** February 12, 2015 @ 11:35 am

Name: Respondent

Phone #: (850) 326-4188

Summary: I had telephone contact to make initial contact. Respondent states that he attempted to file his report, but the EFS system wouldn't allow him to access the reports for whatever reason. Respondent also stated that he was unable to get any assistance from anyone at DOE. Respondent was unable to give specifics about whom he contacted or when he requested assistance

Memo to File? No

Entered by: CKO

7. **Date and time:** March 11, 2015 @ 10:10 am

Name: Vanna Kennedy—Bank rep

Phone #: (850) 402-7011

Summary: I had telephone contact to inquire about the "Continuous Overdraft Charge". I was advised that this fee is applied to accounts when the account has had a negative balance for a unspecified amount of time. I was informed that the \$5 00 fee is charged daily until the account no longer reflects a negative balance

Memo to File? No

Entered by: CKO

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 14-321

Respondent: Travis W. Pitts
Counsel for Respondent: n/a

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

Pursuant to Section 106.25, Florida Statutes, on September 29, 2014, 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 106.22(7), Florida Statutes. Commission staff, therefore, investigated whether Respondent violated the following statutes:

Section 106.07(7), Florida Statutes, failure of a candidate who did not receive any contributions or make any expenditures during a reporting period to notify timely the filing officer, in writing, that no report is being filed; and

Section 106.19(1)(c), Florida Statutes, prohibiting a person or organization from falsely reporting or deliberately failing to report information required by Chapter 106, Florida Statutes.

I. Preliminary Information:

1. Respondent was a candidate for the office of State Representative, District 5 in the 2014 election. Respondent withdrew his candidacy bid for election. Respondent is now employed as a part-time substitute teacher

2. Complainant is the Division of Elections (DOE)

3. Respondent's filing officer is Kristi Reid-Bronson, Chief, Bureau of Election Records.

4. On March 5, 2014, Respondent filed his Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) with his filing officer. Respondent appointed himself as his own campaign treasurer. To view a copy of Respondent's DS-DE 9 form, refer to exhibit 1

5. On March 5, 2014, Complainant mailed Respondent a letter acknowledging receipt of his DS-DE 9 form and informing him that his name had been placed on the 2014 active candidate list. This letter also informed Respondent of his confidential "PIN" number to access the Division of Election's electronic filing system (EFS) for submitting campaign treasurer's reports and waivers. To view a copy of the March 5, 2014 acknowledgement letter, refer to exhibit 2.

6 On June 20, 2014, Respondent hand-delivered a letter to the Division of Elections requesting that contact information be updated. Respondent requests that the Division of Elections records reflect this change immediately. Mailing address: Post Office Box 1011, Chipley, Fl 32428. To view a copy of this June 20, 2014 letter, refer to exhibit 3.

7 On July 11, 2014, Respondent filed a formal notice withdrawing himself as a candidate for State Representative, District 5. The letter stated, "Please accept this as my formal notice to withdraw as a Candidate for State Representative, District 5, as of this date. Always know that I especially appreciate all of the kind attention that I have always been shown at the front counter as well as by the division as a whole." To view a copy of Respondent's July 11, 2014 withdrawal of candidacy letter, refer to exhibit 4.

8 On July 14, 2014, Complainant mailed a letter to Respondent in response to his withdrawal of candidacy letter. This letter advised Respondent, "Pursuant to Section 106.141, Florida Statutes, all candidates must, within 90 days of withdrawing their candidacy, dispose of all funds on deposit in the campaign account. You are required to file a 90-day termination report no later than October 9, 2014. 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." To view a copy of the July 14, 2014 withdrawal of candidacy response letter, refer to exhibit 5.

9 On September 29, 2014, a DOE staff representative, Kristi Reid-Bronson, submitted a sworn affidavit alleging that Respondent failed to report campaign activity, or in the alternative failed to notify the filing officer that no report would be filed, for the 2014 P2 reporting period. To view a copy of the sworn affidavit from Complainant, refer to exhibit 6.

10 On July 14, 2014, Complainant mailed a failure-to-file letter informing Respondent that the 2014 P2 Report had not been filed. This letter was sent to the address Respondent provided on his June 20, 2014 request for address change (Exhibit 3). To view a copy of this July 14, 2014 failure-to-file letter, refer to exhibit 7.

11 On July 30, 2014, Complainant mailed a second failure-to-file letter informing Respondent that the 2014 P2 Report still had not been filed. This letter was sent to the address Respondent provided on his June 20, 2014 request for address change (Exhibit 3). To view a copy of this July 30, 2014 failure-to-file letter, refer to exhibit 8.

12 On September 10, 2014, Complainant mailed Respondent a certified mail "Final Notice" informing him that the 2014 P2 Report still had not been filed. This "Final Notice" included copies of the failure-to-file letters that had previously been sent to Respondent. This certified letter was sent to the address Respondent provided on his June 20, 2014 request for address change (Exhibit 3). A delivery confirmation receipt verified that the information was received at Respondent's address. To view a copy of the September 10, 2014 "Final Notice" with delivery confirmation receipt, refer to exhibit 9.

13. The allegations that Respondent failed to report campaign activity, or in the alternative, failed to notify the filing officer, in writing, that no report would be filed for the 2014 P2 reporting period will be discussed in the following paragraphs.

II. Alleged Violation of Section 106.07(7), Florida Statutes:

14 I investigated whether Respondent violated this section of the election laws by failing to timely notify the filing officer, in writing, that no report would be filed due to not receiving any contributions or making any expenditures during the 2014 P2 reporting period.

15 On February 17, 2015, I subpoenaed Respondent's campaign account records from Capital City Bank, the campaign depository listed on Respondent's DS-DE 9 form (Exhibit 1). These records reflect that on June 30, 2014, Respondent deposited check #7192 from himself in the amount of \$1,800.00 into his depository¹. To view a copy of check #7192, refer to exhibit 10.

16 On June 30, 2014, Respondent's depository reflects that check #007 was debited from this account in the amount of \$1,781.82. On June 30, 2014, the depository also charged the account two separate fees: \$35.00 Overdraft Item Fee, and a \$10.00 Service Charge Fee. The ending balance for June, 2014 was \$-59.97. To view a copy of the bank records reflecting these transactions, refer to exhibit 11.

17 On July 3, 2014, the bank records also reflect that a \$5.00 Continuous Overdraft Charge was charged to Respondent's depository². These records also reflect that Respondent authorized check #008 in the amount of \$1,200.00 made payable to Travis W. Pitts. These transactions occurred during the 2014 P2 reporting period. To view a copy of the bank records reflecting the Continuous Overdraft Charge transaction, refer to exhibit 11. To view a copy of check #008, refer to exhibit 12.

18 Based upon a review of Respondent's campaign account records, it appears Respondent was not required to notify their filing officer in writing that no report would be filed for the 2014 P2 reporting period; there was activity during this period. It appears that Respondent was required to disclose these transactions by filing a 2014 P2 Report. As of the date of this report of investigation, a 2014 P2 Report has not been filed. To view a copy of Respondent's filing history, refer to exhibit 13.

19 There is no record that Respondent has previously been investigated for violating this section of the election laws.

III. Alleged Violation of Section 106.19(1)(c), Florida Statutes:

20 I investigated whether Respondent violated this section of the election laws by falsely reporting or deliberately failing to include information required by Chapter 106, Florida Statutes, when he failed to file treasurer's reports, or written notices to the filing officer that no report would be filed due to the lack of reportable activity during the 2014 P2 reporting period, on the prescribed reporting date.

¹ The 2014 P2 reporting period covers the time period of June 28, 2014 through July 4, 2014.

² In a March 11, 2015 telephone interview with Vanna Kennedy, depository representative, I was advised that this "Continuous Overdraft Charge" is charged to customers' account after the account has had a negative balance for a period of time. This charge is stopped once the account no longer reflects a negative balance.

21. To review the circumstances regarding Respondent's contribution and expenditure activity, please refer to paragraphs 15 through 18 of this report.

22. Based upon Respondent's campaign account records, it appears that Respondent was required to file a 2014 P2 Report. As of the date of this report of investigation, Respondent has not filed a 2014 P2 Report. To view a copy of Respondent's filing history, refer to exhibit 13.

23. There is no record that Respondent has previously been investigated for violating this section of the election laws.

IV. FEC History

24. Respondent has had a total of six cases before the Commission. Table 2 summarizes the results of Respondent's prior cases before the Commission.

TABLE 2: RESPONDENT'S PRIOR CASES BEFORE THE COMMISSION			
Type of Case	Final Agency Action	Fine/Civil Penalty	Fine Paid
Autofine (14-428)	Default Final Order	\$450 00; Fine imposed on 12/31/14	No
Failure-to-File (14-328)	Probable Cause found for 106 07(2)(b)1	N/A	N/A
Failure-to-File (14-254)	Probable Cause found for 106 07(2)(b)1	N/A	N/A
Autofine (14-181)	No unusual circumstances; fine reduced	\$31 90; Fine imposed on 10/29/14	No
Autofine (14-180)	No unusual circumstances; fine reduced	\$50 00; Fine imposed on 10/29/14	No
Autofine (12-212)	No unusual circumstances; fine reduced	\$100 00; Fine imposed on 2/19/13	No

Conclusion:

25. In a final interview, Respondent states that he attempted to file his report, but the EFS system wouldn't allow him to access the reports for whatever reason. Respondent also stated that he was unable to get any assistance from anyone at the DOE. Respondent was unable to give specifics about whom he contacted or when he requested assistance. Respondent states that he didn't intentionally violate any of the election laws.

26 In the March 5, 2014 acknowledgement letter, Respondent was informed that all of the Division's publications were available online at the DOE's 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, 2014 Candidate and Campaign Treasurer Handbook, 2014 Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code**". To view a copy of the March 5, 2014 acknowledgement letter, refer to exhibit 2

27. On March 5, 2014, Respondent filed his Statement of Candidate for State Representative, District 5 acknowledging that he had been provided access to read and understand the requirements of Chapter 106, Florida Statutes. To view a copy of the Statement of Candidate, refer to exhibit 14

Respectfully submitted on March 11, 2015.



Cedric Oliver
Investigation Specialist

Current address of Respondent

Travis W. Pitts
P O Box 1011
Chipley, Fl 32428

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
Bureau of Election Records Chief
500 South Bronough Street, Room #316
Tallahassee, Fl 32399

Copy furnished to: Mr David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Travis W. Pitts -- FEC 14-321

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	DS-DE 9 Form
Exhibit 2	March 5, 2014 Acknowledgement Letter
Exhibit 3	June 20, 2014 Notification of Address Change Letter
Exhibit 4	July 11, 2014 Withdrawal of Candidacy Letter
Exhibit 5	July 14, 2014 Withdrawal of Candidacy Letter Response
Exhibit 6	September 29, 2014 Sworn Affidavit from Complainant
Exhibit 7	July 14, 2014 Failure-to-File Letter
Exhibit 8	July 30, 2014 Failure-to-File Letter
Exhibit 9	September 10, 2014 Final Notice with Delivery Confirmation Receipt
Exhibit 10	Check #7192
Exhibit 11	Records from Respondent's Depository Account
Exhibit 12	Check #008
Exhibit 13	Respondent's Filing History
Exhibit 14	Statement of Candidate

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

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

(PLEASE PRINT OR TYPE)

14 MAR -5 AM 10:47
HAND DELIVERED
DIVISION OF ELECTIONS
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)

TRAVIS W. PITTS

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

1249 WOODROW AVENUE
CHIPLEY, FLORIDA 32428-2322

4. Telephone

(850) 326-7980

5. E-mail address

wa

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

STATE REPRESENTATIVE, DISTRICT 5

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 Democrat Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

TRAVIS W. PITTS

11. Mailing Address

1249 WOODROW AVENUE
CHIPLEY, FLORIDA 32428-2322

12. Telephone

(850) 326-7980

13. City

CHIPLEY

14. County

WASHINGTON

15. State

FL

16. Zip Code

32428-2322

17. E-mail address

18. I have designated the following bank as my

Primary Depository Secondary Depository

19. Name of Bank

CAPITAL CITY BANK

20. Address

1242 Jackson Avenue

21. City

CHIPLEY

22. County

WASHINGTON

23. State

FLORIDA

24. Zip Code

32428

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

March 05, 2014

26. Signature of Candidate

X Travis W. Pitts

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

I, TRAVIS W. PITTS, do hereby accept the appointment
(Please Print or Type Name)

designated above as:

Campaign Treasurer Deputy Treasurer.

March 05, 2014

Date

X Travis W. Pitts

Signature of Campaign Treasurer or Deputy Treasurer



FLORIDA DEPARTMENT OF STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

March 5, 2014

Travis W. Pitts
1249 Woodrow Avenue
Chipley, Florida 32428-2322

Dear Mr. Pitts:

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 March 5, 2014. Your name has been placed on the 2014 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **April 10, 2014**. The report will cover the period of March 1-31, 2014 (M3). 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 these passwords from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

EFS Website Address: <https://efs.dos.state.fl.us>
Identification Number: 61496

Division of Elections

R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6200 • 850.245.6217 (Fax) election.dos.state.fl.us
Promoting Florida's History and Culture VivaFlorida.org



EXHIBIT 2 (10/13)

Travis W. Pitts
March 5, 2014
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 your confidential pin numbers.

Each candidate is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that 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 no later than midnight, Eastern Standard Time, 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.

EXHIBIT

2(2013)

Travis W. Pitts
March 5, 2014
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' website 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, *2014 Candidate and Campaign Treasurer Handbook*, *2014 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/mcc

Enclosures

EXHIBIT 2(30+3)

NOT DELIVERED

To: FLORIDA DEPARTMENT OF STATE
DIVISION OF ELECTIONS
500 SOUTH BRONOUGH STREET, ROOM 316
TALLAHASSEE, FLORIDA 32399

From: TRAVIS W. PITTS
CANDIDATE FOR STATE REPRESENTATIVE, DISTRICT 5
POST OFFICE BOX 1011
CHIPLEY, FLORIDA 32428-7011

RESETTING:

Please update the following information:

Telephone Number: - (850) 326-4188

Mailing Address: POST OFFICE BOX 1011
CHIPLEY, FLORIDA 32428-7011

This change/update is immediate.

Thank You!

Travis W. Pitts

EXHIBIT 3(1 of 3)

FORM 6

**FULL AND PUBLIC DISCLOSURE
OF FINANCIAL INTEREST**

RECEIVED 2013
DEPARTMENT OF STATE
FOR OFFICE USE ONLY:

Please print or type your name, mailing address, agency name, and position below:

LAST NAME — FIRST NAME — MIDDLE NAME:
PITTS TRAVIS WILTON

MAILING ADDRESS:
POST OFFICE BOX 1011

CITY ZIP COUNTY
CHIPLEY 32428-7011 WASHINGTON

NAME OF AGENCY

NAME OF OFFICE OR POSITION HELD OR SOUGHT
STATE REPRESENTATIVE DISTRICT 5

CHECK IF THIS IS A FILING BY A CANDIDATE

2014 JUN 20 AM 11:41
DIVISION OF ELECTIONS
771 MONTESSIE, FL
RECEIVED DELIVERED

PART A -- NET WORTH

Please enter the value of your net worth as of December 31, 2013 or a more current date [Note Net worth is not calculated by subtracting your reported liabilities from your reported assets so please see the instructions on page 3]

My net worth as of December 31 2013 was \$ 109,713

PART B -- ASSETS

HOUSEHOLD GOODS AND PERSONAL EFFECTS:

Household goods and personal effects may be reported in a lump sum if their aggregate value exceeds \$1,000. This category includes any of the following: jewelry; collections of stamps, guns, and numismatic items; art objects; household equipment and furnishings; clothing; other household items; and vehicles for personal use.

The aggregate value of my household goods and personal effects (described above) is \$ 33,400

ASSETS INDIVIDUALLY VALUED AT OVER \$1,000:

DESCRIPTION OF ASSET (specific description is required - see instructions p.4)	VALUE OF ASSET
<u>REAL ESTATE - 1244 WOODROW AVENUE - CHIPLEY, FLORIDA</u>	<u>37,500</u>
<u>CASH - SHARE ACCOUNT - COMMUNITY SOUTH CREDIT UNION - CHIPLEY, FLORIDA</u>	<u>52,213</u>

PART C -- LIABILITIES

LIABILITIES IN EXCESS OF \$1,000 (See instructions on page 4):

NAME AND ADDRESS OF CREDITOR	AMOUNT OF LIABILITY
<u>DISCOVER BANK - 3475 SHERIDAN ST/305 HOLLYWOOD, FL 33021</u>	<u>9,382</u>
<u>CITIBANK - 10967 LAKE UNDERHILL RD</u>	<u>4,397</u>

JOINT AND SEVERAL LIABILITIES NOT REPORTED ABOVE:

NAME AND ADDRESS OF CREDITOR	AMOUNT OF LIABILITY

EXHIBIT 3 (2013)

PART D -- INCOME

You may **EITHER** (1) file a complete copy of your 2013 federal income tax return, including all W2's, schedules and attachments OR (2) file a sworn statement identifying each separate source and amount of income which exceeds \$1,000 including secondary sources of income, by completing the remainder of Part D below

I elect to file a copy of my 2013 federal income tax return and all W2's, schedules, and attachments
 [If you check this box and attach a copy of your 2013 tax return, you need not complete the remainder of Part D.]

PRIMARY SOURCES OF INCOME (See instructions on page 5):

NAME OF SOURCE OF INCOME EXCEEDING \$1,000	ADDRESS OF SOURCE OF INCOME	AMOUNT
NONE		

SECONDARY SOURCES OF INCOME (Major customers, clients, etc. of businesses owned by reporting person--see instructions on page 5)

NAME OF BUSINESS ENTITY	NAME OF MAJOR SOURCES OF BUSINESS INCOME	ADDRESS OF SOURCE	PRINCIPAL BUSINESS ACTIVITY OF SOURCE
NONE			

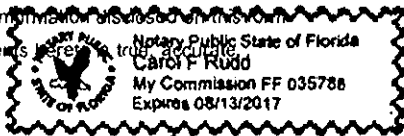
PART E -- INTERESTS IN SPECIFIED BUSINESSES [Instructions on page 6]

	BUSINESS ENTITY # 1	BUSINESS ENTITY # 2	BUSINESS ENTITY # 3
NAME OF BUSINESS ENTITY			
ADDRESS OF BUSINESS ENTITY			
PRINCIPAL BUSINESS ACTIVITY			
POSITION HELD WITH ENTITY			
I OWN MORE THAN A 5% INTEREST IN THE BUSINESS			
NATURE OF MY OWNERSHIP INTEREST			

IF ANY OF PARTS A THROUGH E ARE CONTINUED ON A SEPARATE SHEET, PLEASE CHECK HERE

OATH

I, the person whose name appears at the beginning of this form, do depose on oath or affirmation and say that the information disclosed on this form and any attachments is true, accurate and complete



STATE OF FLORIDA
 COUNTY OF WASHINGTON

Sworn to (or affirmed) and subscribed before me this 20th day of

June 2014 by Carol F. Rudd
 (Signature of Notary Public--State of Florida)

(Print Type or Stamp Commissioned Name of Notary Public)

Personally Known OR Produced Identification

Type of Identification Produced _____

James W. Pitts
 SIGNATURE OF REPORTING OFFICIAL OR CANDIDATE

If a certified public accountant licensed under Chapter 473 or attorney in good standing with the Florida Bar prepared this form for you, he or she must complete the following statement:

I, _____ prepared the CE Form 6 in accordance with Art. II, Sec. 8 Florida Constitution, Section 112.3144 Florida Statutes and the instructions to the form. Upon my reasonable knowledge and belief, the disclosure herein is true and correct.

Signature

Date

Preparation of this form by a CPA or attorney does not relieve the filer of the responsibility to sign the form under oath.

TRAVIS W. PITTS
Post Office Box 1011
Chipley, Florida 32428-7011
(850) 326-4188

RECEIVED
DEPARTMENT OF STATE

2014 JUL 11 PM 3:24

DIVISION OF ELECTIONS
TALLAHASSEE, FL

July 11, 2014

Florida Department of State
Division of Elections
R. A. Gray Building, Room 316
500 South Bronough Street
Tallahassee, Florida 32399

Re: Candidate for State Representative, District 5 (61496)

Greetings,

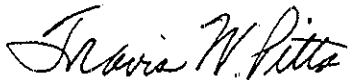
Please accept this as my formal notice to withdraw as a Candidate for State Representative, District 5, as of this date.

Always know that I especially appreciate all of the kind attention that I have always been shown at the front counter as well as by the division as a whole.

I look forward to receiving my confirmation of this request with any instructions to close out my candidacy.

Again, thanking you, I am

Sincerely



Travis W. Pitts

EXHIBIT

4



FLORIDA DEPARTMENT OF STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

July 14, 2014

Travis W. Pitts (61496)
Post Office Box 1011
Chipley, Florida 32428-7011

Dear Mr. Pitts:

This will acknowledge receipt of the letter informing us of your withdrawal as a 2014 candidate for the office of State Representative, District Five. This information was placed on file in our office on July 11, 2014.

Pursuant to Section 106.141, Florida Statutes, all candidates must, within 90 days of withdrawing their candidacy, dispose of all funds on deposit in the campaign account. You are required to file a 90-day termination report no later than **October 9, 2014**. 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 in the Electronic Filing System (EFS) at any time prior to the deadline once you have disposed of all funds. In order to file your termination report prior to the due date, you will need to change the cover period, which has been defaulted to an ending period of October 9, 2014, in the EFS (see attached example).

If you have any questions, please contact this office at (850) 245-6280

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/mcc

Attachment



Division of Elections
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6200 • 850.245.6217 (Fax) election.dos.state.fl.us
Promoting Florida's History and Culture VivaFlorida.org



EXHIBIT 5(102)

If you file your Termination Report PRIOR to October 9, 2014, change the cover period end date in the EFS system to the date you are filing your report.

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 list and then choose the Amend Report option from the Filings menu item.

Coverage Period:
Covered financial activity occurring during a specific reporting period. The reporting period is defined by the start of the election cycle (then the report type & year). The start and end dates of the report are automatically associated with the selected

Report Type: 2012 General Election
Report Type: TR 2012

Coverage Period: 11/2/2012 2/4/2013 Filing Date: 02/04/2013

Special Election Report Waiver

CHANGE THE END DATE HERE TO THE DATE YOU ARE FILING YOUR TR REPORT

AFFIDAVIT

STATE OF FLORIDA

County of Leon

Kristi Reid Bronson, being duly sworn, says:

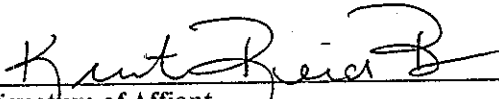
1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. **Travis W. Pitts (61496)** is 2014 candidate for the office of State Representative, District 5.
5. On March 5, 2014, Mr. Pitts filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. Mr. Pitts appointed himself as treasurer.
6. On July 14, 2014, the Division mailed Mr. Pitts notification that the 2014 P2 report had not been filed. (See attached letter)
7. On July 30, 2014, the Division mailed Mr. Pitts notification that the 2014 P2 report had not been filed. (See attached letter).
8. On September 10, 2014, the Division mailed Mr. Pitts final notification with delivery confirmation that the 2014 P2 report had not been filed (See attached letter with delivery confirmation).

EXHIBIT

6 (1 of 2)

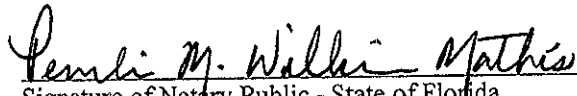
9. As of September 26, 2014, Mr. Pitts has failed to file the 2014 P2 report.

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

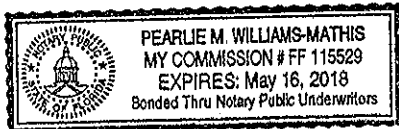


Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 26th day of September, 2014.



Signature of Notary Public - State of Florida



Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known

EXHIBIT 6 (2 of 2)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 14, 2014

Travis W. Pitts, Treasurer
Travis W. Pitts
Post Office Box 1011
Chipley, FL 32428-7011

Re: CAN 61496

Dear Mr. Pitts:

Your campaign treasurer's report, which was due July 11, 2014, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file this report and that a fine will be assessed of \$50 per day for the first 3 days late and, thereafter \$500 per day, although a fine cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the 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.

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.

Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose a civil penalty up to \$1,000 per count for each willful violation of Chapter 106.

If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

EXHIBIT 7



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

July 30, 2014

Travis W Pitts, Treasurer
Travis W. Pitts
Post Office Box 1011
Chipley, FL 32428-7011

Re: CAN 61496

Dear Mr. Pitts:

Your campaign treasurer's report, due July 11, 2014, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file a 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 July 14, 2014. As of this date, we do not show a record of receiving this report.

If the report is not filed via the Division's electronic filing system within 14 days of receipt of this notice, this matter will be referred 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 up to \$1,000 per count.

If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

EXHIBIT 8



FLORIDA DEPARTMENT of STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

FINAL NOTICE

Delivery Confirmation:

USPS TRACKING # **9114 9011 6981 8370 3047 16**
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or call 1-800-222-1811

September 10, 2014

Travis W. Pitts (61496)
Post Office Box 1011
Chipley, FL 32428

Dear Mr Pitts:

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

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2014	P2	06/28/2014 - 07/04/2014

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 the Help Line at (850) 245-6280.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/ejr

Enclosures



Division of Elections
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6200 • 850.245.6217 (Fax) election.dos.state.fl.us
Promoting Florida's History and Culture VivaFlorida.org



EXHIBIT 9 (10/2)

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Product & Tracking Information

Postal Product:

Features:
USPS Tracking™

Available Actions

Text Updates

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
September 13, 2014, 9:54 am	Delivered	CHIPLEY, FL 32428

Your item was delivered at 9:54 am on September 13, 2014 in CHIPLEY, FL 32428

September 13, 2014, 8:48 am	Arrived at Post Office	CHIPLEY, FL 32428
September 13, 2014, 4:10 am	Departed USPS Facility	PENSACOLA, FL 32522
September 13, 2014, 12:36 am	Arrived at USPS Facility	PENSACOLA, FL 32522
September 11, 2014, 9:58 pm	Departed USPS Facility	TALLAHASSEE, FL 32301
September 11, 2014, 8:39 pm	Arrived at USPS Facility	TALLAHASSEE, FL 32301

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EXHIBIT

9(2 of 2)

000015

CAMPAIGN ACCOUNT
 Post Office Box 1011
 Chipley, Florida 32428-7011

DEPOSIT TICKET

DATE June 25, 2014

CURRENCY
 COIN

Phy Inv 1800.00

TOTAL FROM REVENUE \$ 1800.00

Capital City Bank
 CHIPLEY BRANCH
 CHIPLEY, FL

[REDACTED]

JHAEIPPK:0 Sequence:2463100 Serial:0 IR:63100688 Account [REDACTED] Amount:\$1,800 00 Date:06/30/2014 BOFDDate:0
 BOFDSequence:0 BOFDRouting:0

100	50	20	10	5	1	0.10	0.05	0.02	0.01

96 38 / 2814 >E [REDACTED] <

DOCUMENT Drawer: 6708 6/30/14
 Trans#: 58 16:15:15

[REDACTED] 1800 00

LIST OF CHECKS
 ADDITIONAL CHECK LISTING SPACE
 DOLLARS
 CENTS

TRAVIS W PITTS
 1249 WOODROW AVE
 CHIPLEY, FL 32428

7192
 63-77632632

June 20, 2014
 Date

Pay to the Order of TRAVIS W. PITTS, Campaign Account \$1,800.00

ONE THOUSAND EIGHT HUNDRED AND 00/100 Dollars

Community South
 CREDIT UNION

For [REDACTED] Travis W. Pitts

JHAEIPPK:0 Sequence:2463105 Serial:7192 IR:263277696 Account: [REDACTED] Amount:\$1,800 00 Date:06/30/2014 BOFDDate:20140630
 BOFDSequence:2463105 BOFDRouting:63100688

[REDACTED]

For deposit only

Now Available - Our Loan Payment Portal makes online loan payments quick and easy. Visit ccbq.com/loanpayment to make a one-time payment or create a profile to make recurring payments. No more coupon books or checks needed! Questions? 888.671.0400

TRAVIS W PITTS FOR STATE REP FOR DIST 5
 TRAVIS W PITTS CAMPAIGN TREASURER
 1249 WOODROW AVENUE
 CHIPLEY FL 32428-2322

Date 6/30/14
 Primary Account

Page 1

CHECKING ACCOUNT

PREMIUM BUSINESS CHECKING		Images	2
Account Number	██████████	Statement Dates	6/02/14 thru 6/30/14
Previous Balance	1.85	Days in this Statement Period	29
1 Deposits/Credits	1,800.00	Avg Ledger Balance	5.97-
3 Checks/Debits	1,851.82	Avg Collected Balance	64.59-
Service Charges	10.00		
Interest Paid	00		
Ending Balance	59.9700		

	Total For This Period	Total Year-to-Date
Total Overdraft Item Fees	\$35.00	\$35.00
Total Insufficient Item Fees	\$35.00	\$35.00

SERVICE CHARGE BREAKDOWN

*SC Detail-Maintenance Fee 10.00

EXHIBIT 11(1 of 6)

TRAVIS W PITTS FOR STATE REP FOR DIST 5
TRAVIS W PITTS CAMPAIGN TREASURER
1249 WOODROW AVENUE
CHIPLEY FL 32428-2322

Date 6/30/14
Primary Account

Page 2

PREMIUM BUSINESS CHECKING (Continued)

DEPOSITS AND OTHER CREDITS

Date	Description	Amount
6/30	Deposit	1,800 00

OTHER DEBITS

Date	Description	Amount
6/26	Insufficient Item Fee 7	35 00-
6/30	Overdraft Item Fee 7	35 00-
6/30	Service Charge	10.00-

CHECKS IN NUMBER ORDER

Date	Check No	Amount
6/30	7	1,781 82

* Denotes missing check numbers

DAILY BALANCE INFORMATION

Date	Balance	Date	Balance	Date	Balance
6/02	1 85	6/26	33 15-	6/30	59 97-

-----END OF STATEMENT-----

EXHIBIT

11(2 of 6)

TRAVIS W. PITTS, CAMPAIGN ACC
CANDIDATE FOR STATE REPRESENTATIVE

61496

007

63-68/631
007

Post office Box 1011

CAIRLEY, Florida 32428-7011

June 20, 2014 DATE

PAY TO THE ORDER OF FLORIDA DEPARTMENT OF STATE

\$ 1,781.82

ONE THOUSAND SEVEN HUNDRED EIGHTY ONE and 82/100 DOLLARS



CAIRLEY OFFICE
CAIRLEY, FL

Travis W. Pitts

FOR QUALIFYING FEE

JHAEIPPK:0 Sequence:879922290 Serial:7 IR:63100688 Account: Amount:\$1,781.82 Date:06/30/2014

BOFDDate:20140624 BOFDSequence:5642944102 BOFDRouting:11000138

<p>The following security features had one or more not listed) exceed industry standards.</p> <p>Security Features</p> <p>Security Screen</p> <p>Microprint Signature Line</p> <p>Chemical Sensitivity</p> <p>Padlock Icon</p> <p>Document appearance if altered:</p> <ul style="list-style-type: none"> * Absence of "meditation" or "Original Document" watermark of check * Absence of "VOID" or "VOIDED" lines * Absence of "VOID" or "VOIDED" lines * Absence of "VOID" or "VOIDED" lines * Absence of "VOID" or "VOIDED" lines * Absence of "VOID" or "VOIDED" lines <p>Signature strip is reproduction mark of ClearPrint System, a trademark</p>	<p>Seq: 116</p> <p>Batch: 1111</p> <p>Date: 06/24/14</p> <p>Department of State</p> <p>For Deposit Only</p> <p>BOF Fund ID: 29741</p>	<p>ENDORSE HERE:</p> <p>DO NOT SIGN IN GREEN STAMP</p> <p>LINE</p>
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EXHIBIT 11 (3 of 6)

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 Visit ccbg.com/loanpayment to make a one-time payment or create a profile to make
 recurring payments. No more coupon books or checks needed! Questions? 888 671 0400

TRAVIS W PITTS FOR STATE REP FOR DIST 5
 TRAVIS W PITTS CAMPAIGN TREASURER
 1249 WOODROW AVENUE
 CHIPLEY FL 32428-2322

Date 7/31/14
 Primary Account

Page 1

CHECKING ACCOUNT

PREMIUM BUSINESS CHECKING		Images	0
Account Number	██████████	Statement Dates	7/01/14 thru 7/31/14
Previous Balance	59 970D	Days in this Statement Period	31
Deposits/Credits	00	Avg Ledger Balance	128.51-
21 Checks/Debits	135 00	Avg Collected Balance	128.51-
Service Charges	10 00		
Interest Paid	00		
Ending Balance	204 970D		

	Total For This Period	Total Year-to-Date
Total Overdraft Item Fees	\$100.00	\$135.00
Total Insufficient Item Fees	\$35.00	\$70.00

SERVICE CHARGE BREAKDOWN

*SC Detail-Maintenance Fee

10.00

EXHIBIT 11 (4 of 6)

TRAVIS W PITTS FOR STATE REP FOR DIST 5
 TRAVIS W PITTS CAMPAIGN TREASURER
 1249 WOODROW AVENUE
 CHIPLEY FL 32428-2322

Date 7/31/14
 Primary Account

Page 2

PREMIUM BUSINESS CHECKING

(Continued)

OTHER DEBITS

Date	Description	Amount
7/03	Continuous Overdraft Charge	5 00-
7/07	Continuous Overdraft Charge	5 00-
7/08	Insufficient Item Fee 8	35 00-
7/08	Continuous Overdraft Charge	5 00-
7/09	Continuous Overdraft Charge	5 00-
7/10	Continuous Overdraft Charge	5 00-
7/11	Continuous Overdraft Charge	5 00-
7/14	Continuous Overdraft Charge	5 00-
7/15	Continuous Overdraft Charge	5 00-
7/16	Continuous Overdraft Charge	5 00-
7/17	Continuous Overdraft Charge	5 00-
7/18	Continuous Overdraft Charge	5 00-
7/21	Continuous Overdraft Charge	5 00-
7/22	Continuous Overdraft Charge	5 00-
7/23	Continuous Overdraft Charge	5 00-
7/24	Continuous Overdraft Charge	5 00-
7/25	Continuous Overdraft Charge	5 00-
7/28	Continuous Overdraft Charge	5 00-
7/29	Continuous Overdraft Charge	5 00-
7/30	Continuous Overdraft Charge	5 00-
7/31	Continuous Overdraft Charge	5 00-
7/31	Service Charge	10 00-

DAILY BALANCE INFORMATION

Date	Balance	Date	Balance	Date	Balance
7/01	59 97-	7/10	119 97-	7/17	144 97-
7/03	64 97-	7/11	124 97-	7/18	149 97-
7/07	69 97-	7/14	129 97-	7/21	154 97-
7/08	109 97-	7/15	134 97-	7/22	159 97-
7/09	114 97-	7/16	139 97-	7/23	164 97-

EXHIBIT 11(5096)

TRAVIS W PITTS FOR STATE REP FOR DIST 5
TRAVIS W PITTS CAMPAIGN TREASURER
1249 WOODROW AVENUE
CHIPLEY FL 32428-2322

Date 7/31/14
Primary Account

Page 3

PREMIUM BUSINESS CHECKING

XXXXXX2501 (Continued)

DAILY BALANCE INFORMATION					
Date	Balance	Date	Balance	Date	Balance
7/24	169 97-	7/28	179 97-	7/30	189 97-
7/25	174 97-	7/29	184 97-	7/31	204 97-

-----END OF STATEMENT-----

EXHIBIT 11 (6 of 6)

CAMPAIGN ACCOUNT
CANDIDATE FOR STATE REPRESENTATIVE
POST OFFICE BOX 1011
CHIPLEY, FLORIDA 32424-7011

008
63-687631
007

July 03, 2014 DATE

PAY TO THE ORDER OF TRAVIS W. PITTS \$ 1,200^{00/100}

ONE THOUSAND TWO HUNDRED AND 00/100 DOLLARS



Travis W. Pitts

JHAEIPPK:2 Sequence:880595700 Serial:8 IR:63100688 Account: [REDACTED] Amount:\$1,200 00 Date:07/07/2014
BOFDDate:20140703 BOFDSequence:12803151018200 BOFDRouting:263277696

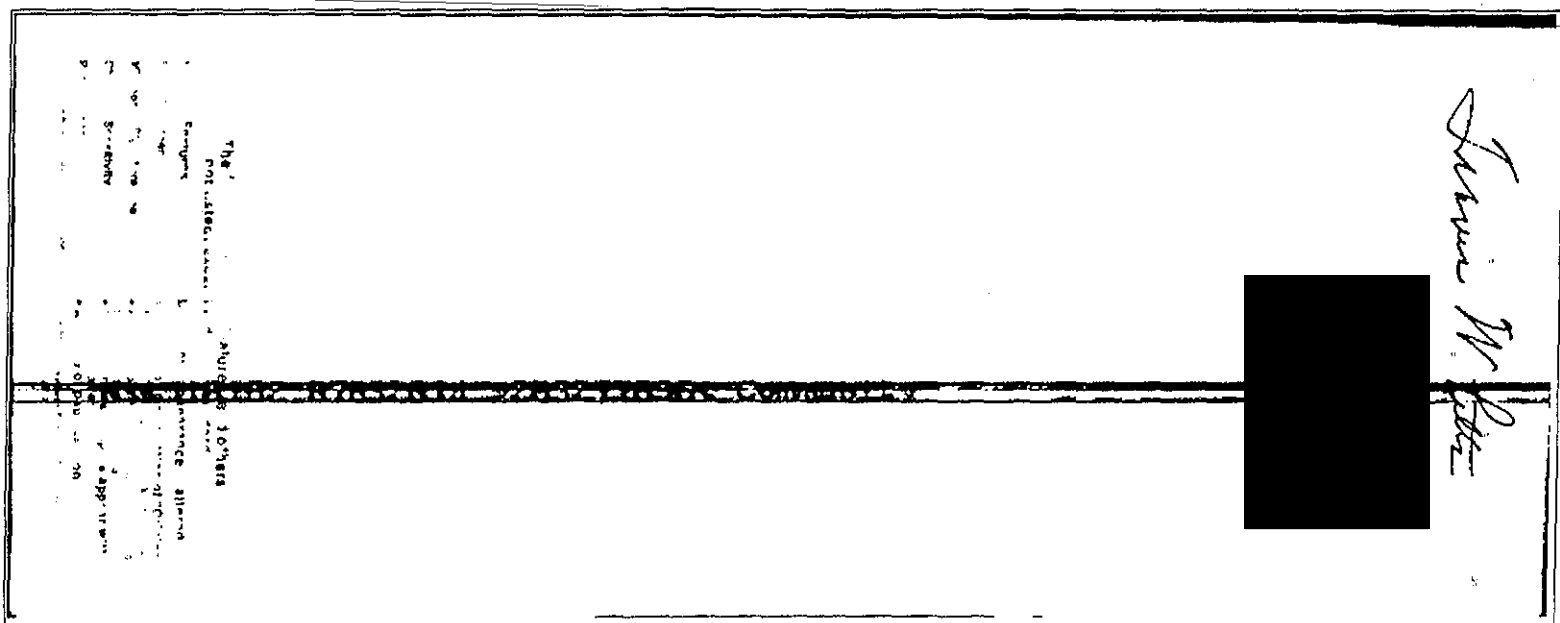


EXHIBIT 10



Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Name:

Election:

Acct:

Type:

Candidate Name: Travis W. Pitts

Account: 61496

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
7/11/2014	P2		FEC	0	\$0.00		\$0.00	\$0.00
6/27/2014	P1	7/9/2014	DUE	12	\$450.00		\$450.00	\$0.00
6/10/2014	M5	6/12/2014	CLO	2	\$0.00		\$0.00	\$0.00
5/12/2014	M4	5/26/2014	CLO	14	\$31.90		(\$85.74)	\$31.90
4/10/2014	M3	5/17/2014	CLO	37	\$50.00		(\$150.00)	\$50.00

EXHIBIT 13

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

RECEIVED
OFFICE USE ONLY
2014 APR -7 AM 10:54
DIVISION OF ELECTIONS

I, TRAVIS W. PITTS,
candidate for the office of STATE REPRESENTATIVE, DISTRICT 5;
have been provided access to read and understand the requirements of
Chapter 106, Florida Statutes.

X Travis W. Pitts
Signature of Candidate

March 31, 2014
Date

Each candidate must file a statement with the qualifying officer within 10 days after the Appointment of Campaign Treasurer and Designation of Campaign Depository is filed. Willful failure to file this form is a first degree misdemeanor and a civil violation of the Campaign Financing Act which may result in a fine of up to \$1,000, (ss 106 19(1)(c), 106 265(1), Florida Statutes)



FLORIDA ELECTIONS COMMISSION

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

November 12, 2014

Travis W. Pitts
P.O. Box 1011
Chipley, FL 32428-7011

RE: Case No.: FEC 14-321; Respondent: Travis W. Pitts

Dear Mr. Pitts:

On September 29, 2014, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violations:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2014 candidate for State Representative, District 5, failed to timely notify the filing officer that he had no reportable activity and, therefore, would not be filing the campaign's 2014 P2 report on the prescribed reporting date.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2014 candidate for State Representative, District 5, falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, when he failed to file the campaign's 2014 P2 report on the prescribed reporting date.

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

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

mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

The Commission will then hold a hearing to determine whether there is probable cause to believe you have violated Chapters 104 or 106, Florida Statutes. You and the complainant will receive a notice of hearing at least 14 days before the hearing. The notice of hearing will indicate the location, date, and time of your hearing. You will have the opportunity to make a brief oral statement to the Commission, but you will not be permitted to testify or call others to testify, or introduce any documentary or other evidence.

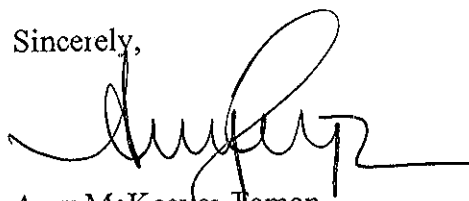
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

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

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

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

Sincerely,



Amy McKeever Joman
Executive Director

AMI/enr

14-321

**DIVISION OF ELECTIONS
FEC REFERRAL FORM**

RECEIVED

2014 SEP 29 P 2:51

To FEC from Division of Elections

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

Name: Travis W. Pitts
Account Number: 61496
Treasurer: Travis W. Pitts

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) Florida Statutes, requires the filing officer to notify the FEC of a candidate's alleged failure to file reports as set forth in the notification.

In the alternative, Mr. Travis W. Pitts failed to notify the filing officer on the prescribed reporting date that no report was to be filed. Late filing of the required waiver notice(s) reflect a deliberate failure to provide information to the filing officer as required by Section 106.07(7), Florida Statutes.

The following report is outstanding after notification:

2014 P2

Sent By: Kristi Reid Bronson
Date: September 26, 2014 *KRB*

ejr

000031

AFFIDAVIT

STATE OF FLORIDA


County of Leon

Kristi Reid Bronson, being duly sworn, says:


1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian
3. I am of legal age and competent to testify to the matters stated herein.
4. **Travis W. Pitts (61496)** is 2014 candidate for the office of State Representative, District 5.
5. On March 5, 2014, Mr. Pitts filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. Mr. Pitts appointed himself as treasurer
6. On July 14, 2014, the Division mailed Mr. Pitts notification that the 2014 P2 report had not been filed. (See attached letter)
7. On July 30, 2014, the Division mailed Mr. Pitts notification that the 2014 P2 report had not been filed. (See attached letter).
8. On September 10, 2014, the Division mailed Mr Pitts final notification with delivery confirmation that the 2014 P2 report had not been filed. (See attached letter with delivery confirmation)

9. As of September 26, 2014, Mr. Pitts has failed to file the 2014 P2 report.

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 26th day of September, 2014.


Signature of Notary Public - State of Florida



Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known

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

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

(PLEASE PRINT OR TYPE)

14 MAR -5 AM 10:47
HAND DELIVERED
DIVISION OF ELECTIONS
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) 3. Address (include post office box or street, city, state, zip code)
 TRAVIS W. PITTS 1249 WOODROW AVENUE
 4. Telephone 5. E-mail address CHIPLEY, FLORIDA 32428-2322
 (850) 326-7980 wa

6. Office sought (include district, circuit, group number) 7. If a candidate for a nonpartisan office, check if applicable:
 STATE REPRESENTATIVE, DISTRICT 5 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 Democrat Party candidate.

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

10. Name of Treasurer or Deputy Treasurer
 TRAVIS W. PITTS

11. Mailing Address 12. Telephone
 1249 WOODROW AVENUE (850) 326-7980
 CHIPLEY, FLORIDA 32428-2322

13. City 14. County 15. State 16. Zip Code 17. E-mail address
 CHIPLEY WASHINGTON FL 32428-2322

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

19. Name of Bank 20. Address
 CAPITAL CITY BANK 1242 Jackson Avenue

21. City 22. County 23. State 24. Zip Code
 CHIPLEY WASHINGTON FLORIDA 32428

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 26. Signature of Candidate
 March 05, 2014 X Travis W. Pitts

27. Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block)
 I, TRAVIS W. PITTS, do hereby accept the appointment
 (Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.
 March 05, 2014 X Travis W. Pitts
 Date Signature of Campaign Treasurer or Deputy Treasurer

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

HAND DELIVERED

14 MAR -5 AM 10:47

OFFICE OF ELECTIONS
SECRETARY OF STATE

I, TRAVIS W. PITTS,

candidate for the office of STATE REPRESENTATIVE, DISTRICT 5 ;

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

X Travis W. Pitts
Signature of Candidate

March 05, 2014
Date

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

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

RECEIVED
OFFICE USE ONLY
2014 APR -7 AM 10:54

FLORIDA STATE
DIVISION OF ELECTIONS

I, TRAVIS W. PITTS,
candidate for the office of STATE REPRESENTATIVE, DISTRICT 5;
have been provided access to read and understand the requirements of
Chapter 106, Florida Statutes.

X Travis W. Pitts
Signature of Candidate

March 31, 2014
Date

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



FLORIDA DEPARTMENT OF STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

March 5, 2014

Travis W. Pitts
1249 Woodrow Avenue
Chipley, Florida 32428-2322

Dear Mr. Pitts:

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 March 5, 2014. Your name has been placed on the 2014 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **April 10, 2014**. The report will cover the period of March 1-31, 2014 (M3). 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 these passwords from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

EFS Website Address: <https://efs.dos.state.fl.us>

Identification Number: 61496

000017

Division of Elections

R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399

850.245.6200 • 850.245.6217 (Fax) election.dos.state.fl.us

Promoting Florida's History and Culture — VivaFlorida.org



Travis W. Pitts
March 5, 2014
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 your confidential pin numbers.

Each candidate is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that 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 no later than midnight, Eastern Standard Time, 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.

Travis W. Pitts
March 5, 2014
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' website 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, *2014 Candidate and Campaign Treasurer Handbook*, *2014 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/mcc

Enclosures



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 14, 2014

Travis W. Pitts, Treasurer
Travis W. Pitts
Post Office Box 1011
Chipley, FL 32428-7011

Re: CAN 61496

Dear Mr. Pitts:

Your campaign treasurer's report, which was due July 11, 2014, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file this report and that a fine will be assessed of \$50 per day for the first 3 days late and, thereafter \$500 per day, although a fine cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the 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.

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.

Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose a civil penalty up to \$1,000 per count for each willful violation of Chapter 106.

If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

July 30, 2014

Travis W. Pitts, Treasurer
Travis W. Pitts
Post Office Box 1011
Chipley, FL 32428-7011

Re: CAN 61496

Dear Mr. Pitts:

Your campaign treasurer's report, due July 11, 2014, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file a 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 July 14, 2014. As of this date, we do not show a record of receiving this report.

If the report is not filed via the Division's electronic filing system within 14 days of receipt of this notice, this matter will be referred 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 up to \$1,000 per count.

If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

000011



FLORIDA DEPARTMENT of STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

FINAL NOTICE

Delivery Confirmation:

USPS TRACKING # **9114 9011 5981 8370 3047 16**
& CUSTOMER RECEIPT For Tracking or inquiries go to USPS.com
or call 1-800-222-1811.

September 10, 2014

Travis W. Pitts (61496)
Post Office Box 1011
Chipley, FL 32428

Dear Mr. Pitts:

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

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2014	P2	06/28/2014 - 07/04/2014

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 the Help Line at (850) 245-6280

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/ejr

Enclosures

000012





FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

July 30, 2014

Travis W. Pitts, Treasurer
Travis W. Pitts
Post Office Box 1011
Chipley, FL 32428-7011

Re: CAN 61496

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If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records



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

July 14, 2014

Travis W. Pitts, Treasurer
Travis W. Pitts
Post Office Box 1011
Chipley, FL 32428-7011

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Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose a civil penalty up to \$1,000 per count for each willful violation of Chapter 106.

If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

000014

English

Customer Service

USPS Mobile

Register / Sign In



Search USPS.com or Track Packages Subr

Quick Tools

Ship a Package

Send Mail

Manage Your Mail

Shop

Business Solutions

USPS Tracking™



Customer Service ›
Have questions? We're here to help.

Tracking Number: 9114901169818370304716

Product & Tracking Information

Postal Product:

Features:
USPS Tracking™

DATE & TIME	STATUS OF ITEM	LOCATION
September 13, 2014, 9:54 am	Delivered	CHIPLEY, FL 32428
Your item was delivered at 9:54 am on September 13, 2014 in CHIPLEY, FL 32428.		
September 13, 2014, 8:48 am	Arrived at Post Office	CHIPLEY, FL 32428
September 13, 2014, 4:10 am	Departed USPS Facility	PENSACOLA, FL 32522
September 13, 2014, 12:36 am	Arrived at USPS Facility	PENSACOLA, FL 32522
September 11, 2014, 9:58 pm	Departed USPS Facility	TALLAHASSEE, FL 32301
September 11, 2014, 8:39 pm	Arrived at USPS Facility	TALLAHASSEE, FL 32301

Available Actions

Text Updates

Email Updates

Track Another Package

Tracking (or receipt) number

Track It

LEGAL

Privacy Policy :
Terms of Use :
FOIA :
No FEAR Act EEO Data :

ON USPS.COM

Government Services :
Buy Stamps & Shop :
Print a Label with Postage :
Customer Service :
Delivering Solutions to the Last Mile
Site Index :

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Business Customer Gateway :
Postal Inspectors
Inspector General
Postal Explorer :
National Postal Museum



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HISTORY NOTES
Travis W. Pitts - 61496

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
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39423

8/19/2014 12:51:00 PM

dsbrown

No notes, as of 8/19/14.

000016