

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Janelle Renee Khargie

Case No.: FEC 22-012

TO: Janelle Renee Khargie
317 West Frances Avenue
Tampa, FL 33602

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

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on, **August 15, 2023 at 8:30 a.m.**, or as soon thereafter as the parties can be heard, at the following location: **Virtual Meeting via GoTo Webinar:**

WEB PARTICIPATION: <https://attendee.gotowebinar.com/register/4391393799096818270>

AUDIO PARTICIPATION: 1 877 309 2074 **ATTENDEE ACCESS CODE:** 424-284-031

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.

Tim Vaccaro

Executive Director
Florida Elections Commission
August 1, 2023

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

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

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

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

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

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

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

FILED FOR RECORDS OF
STATE OF FLORIDA
FEB 22 2023 11:50

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,
Petitioner,

Case No.: FEC 22-012

v.

Janelle Renee Khargie,
Respondent.

_____ /

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (“Commission”) at its regularly scheduled meeting on May 16, 2023, in Tallahassee, Florida.

On February 22, 2023, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff’s Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff’s Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violations:

Count 1:

On or about October 12, 2021, Janelle Renee Khargie violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2021 M9 Report.

THIS SPACE INTENTIONALLY LEFT BLANK

Count 2:

On or about November 10, 2021, Janelle Renee Khargie violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2021 M10 Report.

DONE AND ORDERED by the Florida Elections Commission on May 16, 2023.



Tim Vaccaro, J.D., Executive Director
For Joni Alexis Poitier, Vice Chair
Florida Elections Commission

Copies furnished to:
Mattie T. Clay, Assistant General Counsel
Janelle Renee Khargie, 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 thirty (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 thirty (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 thirty (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 West 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: Janelle Renee Khargie

Case No.: FEC 22-012

TO: Janelle Renee Khargie
317 West Frances Avenue
Tampa, FL 33602

Division of Elections
500 South 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 16, 2023 at 8:30**, or as soon thereafter as the parties can be heard, at the following location: **Join Zoom Meeting:**

[https://us06web.zoom.us/meeting/register/tZMpduuqTsqGt1MNuVpQBOI5XPapAI_9zfC](https://us06web.zoom.us/join/https://us06web.zoom.us/meeting/register/tZMpduuqTsqGt1MNuVpQBOI5XPapAI_9zfC)

Audio Participation:
Dial: 1 301 715 8592

Meeting ID:
874 1067 0009

Passcode:
772737

After registering, you will receive a confirmation email containing information about joining the meeting.

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Tim Vaccaro

Executive Director
Florida Elections Commission
May 2, 2023

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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: Janelle Renee Khargie

Case No.: FEC 22-012

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 106.07(7), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on December 5, 2022, the following facts and law support this staff recommendation:

1. On January 20, 2022, the Florida Elections Commission (“Commission”) received a referral from the Department of State, Division of Elections (“Division”), alleging that Janelle Renee Khargie (“Respondent”) violated Chapter 106, Florida Statutes.
2. Respondent was a candidate for State Senator, District 19, in the 2022 election. Respondent’s Statement of Candidate form (“DS-DE 84”) was filed on January 15, 2021. (ROI Exhibit 2, page 1)¹ Respondent failed to qualify. (ROI, page 1, ¶1; Attachment A)
3. On January 15, 2021, Respondent filed her Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form (“DS-DE 9”) appointing herself as treasurer for her campaign. (ROI Exhibit 1, page 1)
4. By letter dated November 9, 2022, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2022 candidate for State Senator, District 19, failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because she had not received funds, made contributions, or expended reportable funds during following reporting periods:

- 2021 M9
- 2021 M10

5. By letter dated January 20, 2021, Kristi Reid Willis, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received her Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form and that her name had been placed on the 2022 active candidate list. (ROI Exhibit 3, page 1)

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

6. 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 3, page 1) The letter further advised Respondent that all the Division’s publications and reporting forms were available on its website and directed Respondent to print out the *Calendar of Reporting Dates* as well as other relevant documents. (ROI Exhibit 3, page 2)

7. Pursuant to Section 106.07(7), Florida Statutes, in any reporting period during which a candidate has not received funds, made any contributions, or expended any reportable funds, the filing of the required report for that period is waived. However, the candidate is required to notify the filing officer in writing on the prescribed reporting date that no report is being filed on that date.

8. The *Candidate & Campaign Treasurer Handbook* references the statutory requirement regarding written notification and directs candidates to notify the Division by way of the Division’s electronic filing system. (ROI Exhibit 4, page 2) The *Candidate EFS User’s Guide* shows the process through which to notify the Division. The user’s guide instructs candidates to select the relevant reporting period and place a checkmark in a box titled “Waiver” to indicate the lack of reportable financial activity. (ROI Exhibit 5, pages 2-3)

9. Respondent failed to notify the filing officer on the prescribed reporting dates that no reports would be filed for the following reporting periods, as set forth in the table below. (ROI Exhibit 6, page 1)

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2021 M9	09/01/21 – 09/30/21	10/12/21	05/09/22	209
2021 M10	10/01/21 – 10/31/21	11/10/21	05/09/22	180

10. Respondent stated she was dealing with health issues; therefore, she was unable to timely file the notices. She stated she had COVID-19 twice and is still dealing with the effects of long COVID, specifically respiratory problems and brain fog. Respondent stated she is currently unemployed due to her health issues. Respondent stated she has not run for any other office or served as treasurer for any other campaign or political committee. Respondent acknowledged downloading copies of Chapter 106, Florida Statutes, and the *Candidate and Campaign Treasurer Handbook* from the Division’s website. Respondent stated she read them, but they were confusing. Respondent stated she planned to hire an experienced treasurer to assist her, but she became ill and decided not to collect any money. (ROI Exhibit 7, page 1)

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 candidate for State Senator, District 19, in the 2022 election. Respondent failed to notify the filing officer on the prescribed reporting dates that no reports would be filed for the 2021 M9 and 2021 M10 reporting periods.

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

Count 1:

On or about October 12, 2021, Janelle Renee Khargie violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2021 M9 Report.

Count 2:

On or about November 10, 2021, Janelle Renee Khargie violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2021 M10 Report.

Respectfully submitted on February 22, 2023.



Mattie T. Clay
Assistant General Counsel

I reviewed this Staff Recommendation this 22nd day of February 2023.



Stephanie J. Cunningham
General Counsel

Candidate Tracking System

2022 General Election

State Senator

District 19

Janelle Renee Khargie

Democrat

Address

317 West Frances Avenue
Tampa, FL 33602

Campaign Treasurer

Janelle Renee Khargie

Phone: (813)852-5930

Status: Did Not Qualify

Date Filed: 01/15/2021

Date Qualified:

Method:

Campaign Finance Activity

Campaign Documents

FLORIDA ELECTIONS COMMISSION

Report of Investigation for Failure to Notify Filing Officer

Case Number: FEC 22-012

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

Respondent: Janelle Renee Khargie

Respondent's Atty: N/A

Division of Elections (Division)

Referral Filed: January 20, 2022

Respondent Type: Candidate

I. Preliminary Information:

1. Respondent was a 2022 candidate for State Senator, District 19; she failed to qualify. Respondent was a first-time candidate.

2. An Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) was filed on January 15, 2021. Respondent was appointed as campaign treasurer. To review the DS-DE 9, refer to Exhibit 1.

3. Respondent filed a Statement of Candidate with the Division on January 15, 2021, in which Respondent certified she had been provided access to read and understand Chapter 106, F.S. To review the Statement of Candidate, refer to Exhibit 2.

4. An acknowledgement letter was mailed to the address provided on the DS-DE 9 on January 20, 2021, advising Respondent that all candidates filing reports with the Division are required to file by means of the Division's electronic filing system (EFS). Respondent was provided with a user identification number and initial password allowing access to the EFS.


5. The acknowledgement letter also advised Respondent that all of the Division's publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *Candidate and Campaign Treasurer Handbook*, and the *Calendar of Reporting Dates*. The letter further advised that it was Respondent's responsibility to read, understand, and follow the requirements of Florida's election laws. To review the acknowledgement letter, refer to Exhibit 3.

6. The *Candidate and Campaign Treasurer Handbook* discusses filing a waiver when there is no activity to disclose. To review the relevant page of the *Handbook*, refer to Exhibit 4.

7. The *Candidate EFS User's Guide* discusses how to notify the Division on the prescribed reporting date that no report will be filed using the EFS. Specifically, the *Handbook* instructs the user to click the box next to "waiver" if there is no activity to disclose. To review the relevant pages from the *EFS User's Guide*, refer to Exhibit 5.

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

8. I investigated whether Respondent violated this section of the election laws by not timely notifying the filing officer, in writing, that no reports would be filed due to not receiving any contributions or making expenditures during the following reporting periods. To review Respondent's filing history reflecting the untimely filed notifications summarized below, refer to Exhibit 6.

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2021 M9	09/01/21 – 09/30/21	10/12/21	05/09/22	209
2021 M10	10/01/21 – 10/31/21	11/10/21	05/09/22	180
9. Respondent did not respond to the referral.				
<p>10. On November 15, 2022, I called Respondent for the purpose of providing an opportunity to discuss the allegations made in the referral. I asked her why she was late filing the 2021 M9 and M10 waivers. She stated that she has been dealing with a lot of health issues; therefore, she was not able to file the waivers timely. She stated that she had COVID-19 twice and she is still dealing with the effects of long COVID, specifically respiratory problems and forgetfulness (brain fog). She stated that she is currently unemployed due to health issues. Respondent stated that she had not run for any other office or served as treasurer for any other campaign or political committee. Respondent acknowledged downloading copies of Chapter 106, Florida Statutes, and the <i>Candidate and Campaign Treasurer Handbook</i> from the Division’s website. She stated that she read them, and it seemed very confusing. She stated that she planned to hire an experienced treasurer to assist her, but she became ill and decided not to collect any money. To review the phone log, refer to Exhibit 7.</p>				
SIGNATURE OF INVESTIGATOR: _____				
		Date: <u>December 5, 2022</u>		

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Janelle Renee Khargie -- FEC 22-012

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	DS-DE 9
Exhibit 2	Statement of Candidate
Exhibit 3	Acknowledgement Letter
Exhibit 4	Relevant Page of the <i>Handbook</i>
Exhibit 5	Relevant Pages of the EFS
Exhibit 6	Filing History
Exhibit 7	Phone log

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

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

(PLEASE PRINT OR TYPE)

RECEIVED
2021 JAN 15 AM 10:32

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)

Janelle Renee Khargie

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

317 West Frances Ave
Tampa FL 33602

4. Telephone

(813) 852-5930

5. E-mail address

janelle_khargie@outlook.com

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

Florida Senate District 19

7. If a candidate for a nonpartisan office, check if applicable:

My intent is to run as a Write-In candidate.

8. If a candidate for a partisan office, check block and fill in name of party as applicable: My intent is to run as a

Write-In No Party Affiliation Democratic Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Janelle Renee Khargie

11. Mailing Address

317 West Frances Ave Tampa

12. Telephone

(813) 852-5930

13. City

Tampa

14. County

Hillsborough

15. State

FL

16. Zip Code

33602

17. E-mail address

Janelle_Khargie@outlook.com

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

19. Name of Bank

The Bank of Tampa

20. Address

202 N. Franklin Street

21. City

Tampa

22. County

Hillborough

23. State

FL

24. Zip Code

33602

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

January 11, 2021

26. Signature of Candidate

Janelle Renee Khargie

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

I, Janelle Renee Khargie, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

1/11/2021

Date

Janelle Renee Khargie
Signature of Campaign Treasurer or Deputy Treasurer

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

RECEIVED
2021 JAN 15 AM 10:32

I, Janelle Renee Khargie,

candidate for the office of Florida Senate District 19;

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

X Janelle Renee Khargie
Signature of Candidate

January 11, 2021
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

RON DESANTIS
Governor

LAUREL M. LEE
Secretary of State

January 20, 2021

Janelle Khargie
317 West Frances Avenue
Tampa, Florida 33602

Dear Ms. Khargie:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Senator, which was placed on file in our office on January 15, 2021. Your name has been placed on the 2022 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **February 10, 2021**. The report will cover the period of January 1-31, 2021 (2021 M1). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

EFS Access

Below is the web address to access the EFS and your user identification number. Enclosed are your confidential, filing credentials.

EFS Website Address: <https://efs.dos.state.fl.us>
Identification Number: 79160

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.

Division of Elections
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6240 • 850.245.6260 (Fax) • DOS.MyFlorida.com/elections



Janelle Khargie
January 20, 2021
Page Two

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 three 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.

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 <https://dos.myflorida.com/elections>. 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, *Candidate and Campaign Treasurer Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,

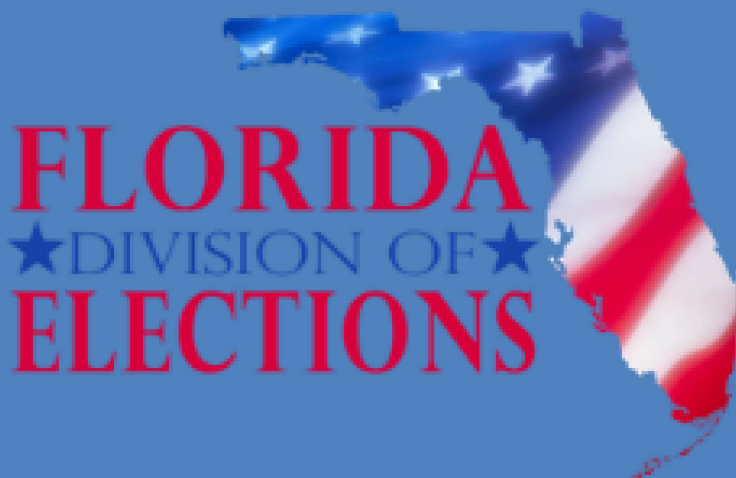


Kristi Reid Willis, Chief
Bureau of Election Records

KRW/dlh

Enclosures

Candidate & Campaign Treasurer Handbook



Florida Department of State
Division of Elections
R. A. Gray Building, Room 316
500 South Bronough Street
Tallahassee, FL 32399-0250
850.245.6280

(Rev. 4/27/2022)

Notice of No Activity

In any reporting period during which a candidate has not received funds or made any expenditures, the filing of the required report for that period is waived. **However, the candidate must notify the filing officer in writing on or before the prescribed reporting date that no report is being filed on that date.** (A notice of no activity filed with the Division must be filed electronically using the [EFS](#).) The next report filed must specify that the report covers the entire period between the last submitted report and the report being filed.

(Section [106.07](#), Fla. Stat.)

Special Election Reports

When a special election is called to fill a vacancy in office, campaign treasurer reports shall be filed with the filing officer on the dates set by the Florida Department of State pursuant to Section [100.111](#), Florida Statutes. The reports are only to include contributions and expenditures related to the special election.

The candidate must notify the filing officer in writing on or before the prescribed reporting date if no funds were received or no expenditures made during the special election reporting period.

Incomplete Reports

Although the Division's [Electronic Filing System](#) will allow a candidate to file an incomplete report, an incomplete report is not in compliance with the Florida Statutes.

If a candidate or campaign treasurer files a report that is deemed incomplete, they will be notified by the filing officer by certified mail, or by another method using a common carrier that provides a proof of delivery as to why the report is incomplete. The candidate or campaign treasurer must file an addendum to the incomplete report within seven days of notification. The addendum must include all necessary information to complete the report. Failure to file a complete report after notice constitutes a violation of [Chapter 106](#), Florida Statutes.

(Section [106.07\(2\)](#), Fla. Stat.)

Reporting Total Sums

Each campaign treasurer's report required by [Chapter 106](#), Florida Statutes, shall contain the total sums of all loans, in-kind contributions, and other receipts by or for such candidate, and total sums of all expenditures made by such candidate during the reporting period. The reporting forms are designed to elicit separate totals for in-kind contributions, loans, and other receipts.

(Section [106.07](#), Fla. Stat.)

**Department of State
Division of Elections**

Candidate EFS User's Guide



**Florida Department of State
Division of Elections
R.A. Gray Building, Room 316
500 S Bronough Street
Tallahassee, FL 32399-0250**

EFS HELP LINE: [850-245-6280](tel:850-245-6280)

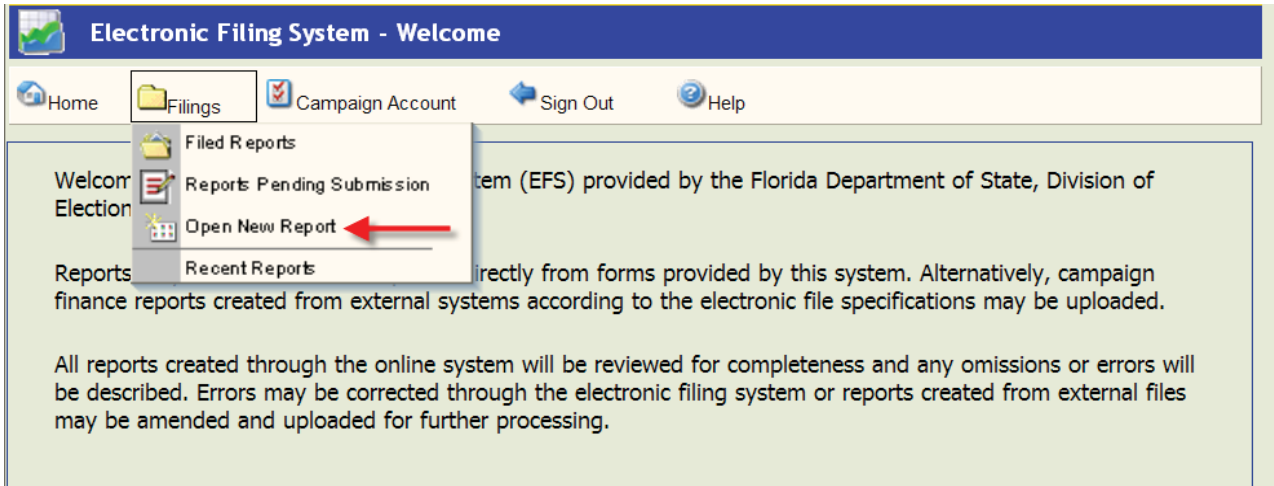
January 2011

Rule 1S-2.017, F.A.C.

DS-DE 110A (eff. 01/11)

Create a New Report by Data Entry

From the Welcome Screen, click  Filings and then  Open New 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' listing and then choose the 'Amend Report' option from the 'Edit' menu item.


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


Election Cycle: 2010 General Election
Report Type: F2 2010
Coverage Period: 7/17/2010 7/30/2010 Due Date: 08/06/2010

Special Election Report Waiver

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

Browse...
Open Report

Click  arrow next to **Election Cycle**. Scroll to the cycle associated with the report you are entering.

Click  arrow next to **Report Type** and select the report type that corresponds to the appropriate cover period and due date.

The **Cover Period** dates will automatically fill in based on the **Calendar of Election and Reporting Dates**. The end date can be changed for candidate termination reports.

The **Due Date** will automatically fill in based on the **Calendar of Election and Reporting Dates**.

******NOTE******

If this report is a waiver of report (no activity), click the box next to Waiver.

Election Cycle: 2010 General Election
Report Type: F2 2010
Coverage Period: 7/17/2010 7/30/2010 Due Date: 08/06/2010
 Special Election Report Waiver

Click at the bottom of the screen. A **Report Detail** screen (view only) will appear. This screen will not indicate any activity until individual detail data is entered, saved and a review is performed.

Report: 2010 - G4 - 27 2010 General Election Covers: 10/16/2010-10/28/2010 Due: 10/29/2010

Amendment Waiver Complete Status: Incomplete Detail Records
File Date: Review Status: Not Reviewed
Status: Data Entry Last Review:
of Transactions: 0

Contributions	Total Amount	Expenditures	Total Amount
Cash and Checks:	0.00	Monetary:	0.00
Loans:	0.00	Transfers to Off Acct:	0.00
Total Monetary:	0.00	Total Monetary:	0.00
In-Kind:	0.00	Other Distributions:	0.00

Review Messages

Created: 10/26/2010 11:41:25 AM By: 50552 Revised: 10/26/2010 11:41:25 AM By: 50552

File the Report

If the **Review Status** is Updated Detail – Needs Review the report has not been reviewed since the last update. (See page 38 for instructions on how to submit the report to the system for review.)

If the status of the report is Complete Detail Records, you are ready to file the report.

Report: 2010 - F3 - 26 2010 General Election Covers: 8/7/2010-8/19/2010 Due: 8/20/2010

Amendment Waiver Complete Status: **Complete Detail Records** ←

File Date: Review Status: Reviewed

Status: Data Entry Last Review: 8/19/2010 3:56:42 PM

of Transactions: 1 **Review** **Recalculate** **Go To File Report** **Append File** **Delete Report** **Save**

Contributions		Total Amount	Expenditures		Total Amount
Cash and Checks:	<input type="text"/>	0.00	Monetary:	<input type="text"/>	51.00
Loans:	<input type="text"/>	0.00	Transfers to Off Acct:	<input type="text"/>	0.00
Total Monetary:	<input type="text"/>	0.00	Total Monetary:	<input type="text"/>	51.00
In-Kind:	<input type="text"/>	0.00	Other Distributions:	<input type="text"/>	0.00

Review Messages

Created: 8/19/2010 2:01:35 PM By: 50552 Revised: 8/19/2010 3:56:42 PM By: 50552

Click on **Go To File Report**.

The **candidate** enters his or her **PIN**, and then selects **Report Approved**

NOTE: A PIN is the same as your signature attesting to the validity of the report.

Step 1: Enter the candidate/chairperson PIN.

Step 2: Select the 'Report Approved' button.

Report: 2010 - F3 - 26 Coverage Period: 8/7/2010-8/19/2010 Due: 8/20/2010

Review Status: Reviewed

Original Amended

Waiver

PIN for Candidate/Chairperson: **Report Approved** ←

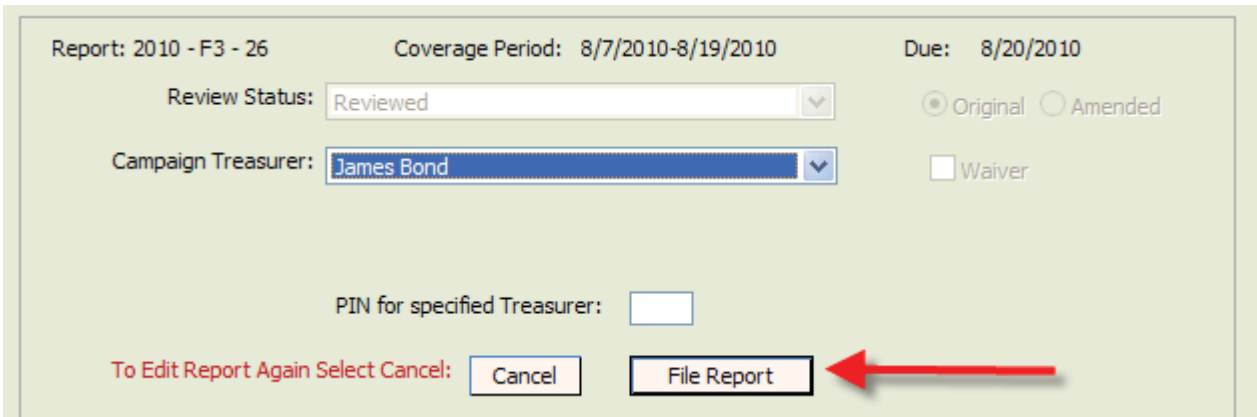
If there is more than one treasurer, click on the drop down and select the treasurer that is filing the report.



Campaign Treasurer: James Bond [dropdown arrow] Waiver

A red arrow points to the dropdown arrow next to the name 'James Bond'.

The treasurer enters his or her PIN and then clicks




Report: 2010 - F3 - 26 Coverage Period: 8/7/2010-8/19/2010 Due: 8/20/2010

Review Status: Reviewed [dropdown arrow] Original Amended

Campaign Treasurer: James Bond [dropdown arrow] Waiver

PIN for specified Treasurer:

To Edit Report Again Select Cancel: 

IMPORTANT NOTE: If changes need to be made after a candidate enters his PIN, the treasurer must undo the candidate's PIN validation before the system will allow changes. See page 48 for instructions.



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Janelle Renee Khargie

Name:

Account: [79160](#)

Election:

Acct:

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
6/24/2022	P1	7/12/2022	CLO	18	\$0.00		\$0.00	\$0.00
6/10/2022	M5	7/12/2022	CLO	32	\$0.00		\$0.00	\$0.00
5/10/2022	M4	5/9/2022						
4/11/2022	M3	5/9/2022	CLO	28	\$0.00		\$0.00	\$0.00
3/10/2022	M2	5/9/2022	CLO	60	\$0.00		\$0.00	\$0.00
2/10/2022	M1	5/9/2022	CLO	88	\$0.00		\$0.00	\$0.00
1/10/2022	M12	5/9/2022	CLO	119	\$0.00		\$0.00	\$0.00
12/10/2021	M11	5/9/2022	CLO	150	\$0.00		\$0.00	\$0.00
11/10/2021	M10	5/9/2022	CLO	180	\$0.00		\$0.00	\$0.00
10/12/2021	M9	5/9/2022	CLO	209	\$0.00		\$0.00	\$0.00
9/10/2021	M8	9/17/2021	CLO	7	\$0.00		\$0.00	\$0.00
8/10/2021	M7	9/17/2021	CLO	38	\$0.00		\$0.00	\$0.00
7/12/2021	M6	9/17/2021	CLO	67	\$0.00		\$0.00	\$0.00
6/10/2021	M5	6/18/2021	CLO	8	\$0.00		\$0.00	\$0.00
5/10/2021	M4	6/18/2021	CLO	39	\$0.00		\$0.00	\$0.00
4/12/2021	M3	6/18/2021	CLO	67	\$0.00		\$0.00	\$0.00
3/10/2021	M2	3/31/2021	CLO	21	\$0.00		\$0.00	\$0.00
2/10/2021	M1	2/10/2021						

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 22-012**

Respondent: Janelle Renee Khargie

Complainant: Division of Elections

1. **Date and time:** 11/15/22 @ 9:48 a.m.
Name: Respondent
Phone #: 813-852-5930 -incorrect
Summary: I called Respondent regarding the allegations in the referral. She did not answer. I left a message on her voice mail.
Entered by: MBW

2. **Date and time:** 11/15/22 @ 12:17 p.m.
Name: Respondent
Phone #: 813-981-2543 - correct
Summary: I returned an earlier call from Respondent. I asked her why she was late filing the 2021 M9 and M10 waivers. She stated that she has been dealing with a lot of health issues; therefore, she was not able to file the waivers timely. She stated that she had Covid twice. While she was sick and isolating, she stated that her daughter volunteered to help with the campaign but before her daughter could do anything, her daughter got Covid. She stated that she has been dealing with long Covid, specifically respiratory problems and brain fog. She stated that she thought the “brain fog” thing was a myth but now she is having to deal with it. She states that she forgets to do things, or she will not do things because she thinks she’s taken care of it only to find out later that she didn’t do it.

I asked her if she had run for any other elected office. She stated that she had not run for any other office or served as treasurer for any other campaign. I asked her if she ever served as an officer for a political committee, she answered negatively. I asked if she possessed a copy of Chapter 106 and the Handbook. She answered affirmatively. She stated that she downloaded all the information from the DOE website. I asked her if she read it, she answered affirmatively. She stated that it is very confusing; therefore, she had planned to hire an experienced treasurer to help her with the campaign, but she got sick and decided not to accept any contributions because she was not physically capable of campaigning.

She stated that she did not do any of this with malice or intent to break the law. She stated that she is a single parent (two kids in school and one daughter who has graduated) and she got sick, and things got out of control. She added that she is still under a doctor’s care regarding the respiratory problems and the forgetfulness. She stated that she is not working now because of the health issues.

Entered by: MBW

3. **Date and time:**
Name:
Phone #:



Florida Elections Commission

107 West Gaines Street, Suite 224 Tallahassee, Florida 32399-6596

Telephone: (850) 922-4539 · Facsimile: (850) 921-0783

FEC@myfloridalegal.com · www.fec.state.fl.us



November 9, 2022

Janelle Renee Khargie
10507 Walker Rd
Thonotosassa, FL 33592-3611

RE: Case No.: FEC 22-012; Respondent: Janelle Renee Khargie

Dear Ms. Khargie:

On January 20, 2022, 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 violation:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2022 candidate for State Senator, District 19, failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because she had not received funds, made contributions, or expended reportable funds during following reporting periods:

- 2021 M9
- 2021 M10

When we conclude the investigation, a copy of the Report of Investigation (ROI) will be mailed to you at the above address. Based on the results of the investigation, a staff attorney will prepare and present a written Staff Recommendation (SR) to the Commission as to whether there is probable cause to charge you, the Respondent, with violating Chapters 104 or 106, Florida Statutes. You will have an opportunity to respond to both the ROI and the SR. The Commission will then hold one or more hearings to determine whether the alleged violation occurred and, if so, the amount of the fine to be imposed upon you. Notice will be mailed to you and the Complainant at least 14 days before any hearing at which your case is to be considered.

Pursuant to Section 106.25(4)(i)3., Florida Statutes, the Commission may enter into a consent agreement with a Respondent to settle a complaint prior to a finding of probable cause. If you are interested in entering negotiations directed towards reaching a consent agreement to resolve this matter, please contact the Commission and request to speak with the attorney assigned to this case.

Janelle Renee Khargie
November 9, 2022
Page 2
FEC 22-012

Please note that all documents related to this matter will be mailed to the above address unless you notify us of a new address.

Pursuant to Section 106.25, Florida Statutes, complaints, investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 or 106, Florida Statutes, are confidential until the Commission finds probable cause or no probable cause, unless the Respondent files a written waiver of confidentiality with the Commission. The confidentiality provision does not apply to the Complainant or the Respondent.

Should 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.

For additional information, please refer to the “Frequently Asked Questions” section of the Commission’s website.

If you have additional questions, please contact **Margie Wade**, the investigator assigned to this case, by phone at (850) 922-4539 or by email at Margie.Wade@myfloridalegal.com.

Sincerely,

A handwritten signature in blue ink that reads "Tim Vaccaro". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Tim Vaccaro
Executive Director

TV/jd

**DIVISION OF ELECTIONS
FEC NOTICE FORM**

To FEC from Division of Elections

Candidate: Janelle Renee Khargie**Account Number:** 79160**Treasurer:** Janelle Renee Khargie

The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to sections 106.07(8)(d), 106.22(7) and 106.25, Florida Statutes. An apparent violation of Chapter 106, Florida Statutes, has occurred based upon the candidate's alleged failure to file a report after notice or failure to file a notification to the filing officer in writing that no report was being filed on the prescribed reporting date as required by section 106.07(7), Florida Statutes.

The following reports are outstanding after notification:

2021 M9

2021 M10

- Janelle Renee Khargie (79160) is a 2022 candidate for the office of State Senator.
- On January 15, 2021, Ms. Khargie filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division.
- The 2021 M9 campaign treasurer's report was due on October 12, 2021. On October 13, 2021, the Division mailed Ms. Khargie notification that the 2021 M9 campaign treasurer's report had not been filed.
- On November 1, 2021, the Division mailed Ms. Khargie notification that the 2021 M9 campaign treasurer's report had not been filed.
- On November 22, 2021, the Division mailed Ms. Khargie final notification with delivery confirmation that the 2021 M9 report had not been filed. (See attached letter and delivery confirmation.)

Janelle Renee Khargie (79160)

Page Two

- The 2021 M10 campaign treasurer's report was due on November 10, 2021. On November 12, 2021, the Division mailed Ms. Khargie notification that the 2021 M10 campaign treasurer's report had not been filed.
- On November 22, 2021, the Division mailed Ms. Khargie notification that the 2021 M10 campaign treasurer's report had not been filed.
- On December 13, 2021, the Division mailed Ms. Khargie final notification with delivery confirmation that the 2021 M10 report had not been filed. (See attached letter and delivery confirmation.)
- Ms. Khargie did not notify the Division of Elections prior to or on the prescribed reporting dates for the 2021 M9 and 2021 M10 reports that no reports were to be filed.
- As of January 13, 2022, Ms. Khargie has not filed the 2021 M9 and 2021 M10 reports.

Sent By: Donna S. Brown *DSB*

Date: January 13, 2022

tds



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee

Secretary of State

DIVISION OF ELECTIONS

Final Notice
Delivery Confirmation:

USPS TRACKING # 9114 9022 0078 9644 8020 57
& CUSTOMER RECEIPT For Tracking or inquiries go to USPS.com or call 1-800-222-1811

November 22, 2021

Janelle Renee Khargie
Candidate for State Senator, District 19
317 West Frances Avenue
Tampa, FL 33602-3602

CAN 79160

Dear Ms. Khargie:

A recent review of the Division's records show that the Division has not yet received the below-referenced campaign treasurer's report or the required notification that no reportable activity occurred, whichever is applicable, during the following cover period:

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2021	M9	9/1/21 - 9/30/21

The Division has previously notified you of the unfiled report or notification. Please file your report or notification. If the report is not filed within 7 days of receipt of this letter, the Division will refer this matter to the Florida Elections Commission, which may impose civil penalties of up to \$1000 per violation, apart from that automatic fine provisions of s. 106.07(8)(b), Fla. Stat.) that are applicable only to campaign finance reports.

As we stated in the prior notices, even if you now file the report or notification, the untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

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

Sincerely,

Donna S. Brown, Chief
Bureau of Election Records

Track Another Package +

Tracking Number: 9114902200789644802057

[Remove X](#)

Your item was delivered in or at the mailbox at 6:24 am on November 24, 2021 in TAMPA, FL 33605.

USPS Tracking Plus™ Available ∨

Delivered, In/At Mailbox

November 24, 2021 at 6:24 am
TAMPA, FL 33605

Feedback

Get Updates ∨

Text & Email Updates



Tracking History



November 24, 2021, 6:24 am
Delivered, In/At Mailbox
TAMPA, FL 33605

Your item was delivered in or at the mailbox at 6:24 am on November 24, 2021 in TAMPA, FL 33605.

November 24, 2021, 5:47 am
Out for Delivery
TAMPA, FL 33605



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee

Secretary of State

DIVISION OF ELECTIONS

**Final Notice
Delivery Confirmation:**

USPS TRACKING # **9114 9022 0078 9644 8023 09**
& CUSTOMER RECEIPT For Tracking or Inquiries go to USPS.com
or call 1-800-222-1811

December 13, 2021

Janelle Renee Khargie
Candidate for State Senator, District 19
317 West Frances Avenue
Tampa, FL 33602-3602

CAN 79160

Dear Ms. Khargie:

A recent review of the Division's records show that the Division has not yet received the below-referenced campaign treasurer's report or the required notification that no reportable activity occurred, whichever is applicable, during the following cover period:

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2021	M10	10/1/21 - 10/31/21

The Division has previously notified you of the unfiled report or notification. Please file your report or notification. If the report is not filed within 7 days of receipt of this letter, the Division will refer this matter to the Florida Elections Commission, which may impose civil penalties of up to \$1000 per violation, apart from that automatic fine provisions of s. 106.07(8)(b), Fla. Stat.) that are applicable only to campaign finance reports.

As we stated in the prior notices, even if you now file the report or notification, the untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

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

Sincerely,

Donna S. Brown, Chief
Bureau of Election Records

[Track Another Package +](#)

Tracking Number: 9114902200789644802309

[Remove X](#)

Your item was delivered in or at the mailbox at 11:49 am on December 15, 2021 in TAMPA, FL 33602.

USPS Tracking Plus™ Available [v](#)

Delivered, In/At Mailbox

December 15, 2021 at 11:49 am
TAMPA, FL 33602

Get Updates [v](#)

Text & Email Updates [v](#)

Tracking History [v](#)

USPS Tracking Plus™ [v](#)

Product Information [v](#)

See Less [^](#)