

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: Kyle Chaderwick Gibson

Case No.: FEC 17-276

TO: Kyle Chaderwick Gibson
1418 NW 57th Court
Ft. Lauderdale, FL 33334

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, **November 14, 2018 at 1:30 pm, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, Florida 32399.**

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

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.

Eric M. Lipman
General Counsel for Executive Director
Florida Elections Commission
October 29, 2018

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 17-276

v.

**Kyle Chaderwick Gibson,
Respondent.**

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on August 14, 2018, in Tallahassee, Florida.

On June 8, 2018, 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 violation(s):

Count 1:

On or about August 7, 2017, Respondent violated Section 106.07(2)(b)1., Florida Statutes, when Respondent failed to file an addendum to the campaign's 2015 M11 report correcting the errors identified by the Division within seven days of receiving notice from the filing officer that the report was incomplete.

Count 2:

On or about August 7, 2017, Respondent violated Section

106.07(2)(b)1., Florida Statutes, when Respondent failed to file an addendum to the campaign's 2016 M5 report correcting the errors identified by the Division within seven days of receiving notice from the filing officer that the report was incomplete.

Count 3:

On or about June 10, 2016, Respondent violated Section 106.07(5), Florida Statutes, when Respondent certified that the campaign's 2016 M5 report was true, correct, and complete when it was false, incorrect, or incomplete.

Count 4:

On or about June 10, 2016, Respondent violated Section 106.19(1)(b), Florida Statutes, when Respondent failed to report a contribution that was required to be reported on the 2016 M5 report.

Count 5:

On or about May 23, 2016, Respondent violated Section 106.19(1)(d), Florida Statutes, when Respondent made or authorized an expenditure in violation of Section 106.11(4), or any other expenditure prohibited by Chapter 106, Florida Statutes.

The Commission finds that there is **no probable cause** to charge Respondent with violating Section 106.19(1)(c), Florida Statutes.

DONE AND ORDERED by the Florida Elections Commission on August 14, 2018.



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Cole H. Kekelis, Assistant General Counsel
Kyle Chaderwick Gibson, 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: Kyle Chaderwick Gibson

Case No.: FEC 17-276

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Sections 106.07(2)(b)1., 106.07(5), 106.19(1)(b), and 106.19(1)(d), Florida Statutes**, and **no probable cause** to charge Respondent with violating **Section 106.19(1)(c), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on May 1, 2018, the following facts and law support this staff recommendation:

1. On August 11, 2017, the Florida Elections Commission (“Commission”) received a referral from the Division of Elections (“Division”) alleging Kyle Chaderwick Gibson (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent is a 2018 candidate for the office of Governor, acting as his own treasurer. An Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form (“DS-DE 9”) appointing Respondent as his own treasurer was filed with the Division on September 25, 2014. An updated DS-DE 9 was filed on July 7, 2017, in which Respondent was again designated as his own treasurer. (ROI Exhibit 1)¹

3. By letter dated October 17, 2017, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

Section 106.07(2)(b)1., Florida Statutes: Respondent, a 2018² candidate for Governor, acting as his own treasurer, failed to timely make necessary amendments to the campaign’s 2015 M11 and 2016 M5 campaign treasurer’s reports, as alleged in the complaint.

Section 106.07(5), Florida Statutes: Respondent, a 2018 candidate for Governor, may have certified that one or more campaign treasurer reports were true, correct, and complete when they were not, as alleged in the complaint.

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

² The legal sufficiency letter contained a scrivener’s error identifying Respondent as a 2016 candidate for Governor.

Section 106.19(1)(b), Florida Statutes: Respondent, a 2018 candidate for Governor, may have failed to report one or more contributions required to be reported by Chapter 106, Florida Statutes, as alleged in the complaint.

Section 106.19(1)(c), Florida Statutes: Respondent, a 2018 candidate for Governor, may have falsely reported or deliberately failed to include information in one or more campaign reports, as alleged in the complaint.

Section 106.19(1)(d), Florida Statutes: Respondent, a 2018 candidate for Governor, may have made or authorized one or more expenditures prohibited by Chapter 106, Florida Statutes, as alleged in the complaint.

4. By letter dated September 26, 2014, Kristi Reid Bronson, Division of Elections, Chief, Bureau of Election Records, notified Respondent that his DS-DE 9 was filed with the Division on September 25, 2014. The letter also contained a security envelope containing Respondent's confidential PIN number to access the Division's electronic filing system. (ROI Exhibit 2)

5. Ms. Bronson's September 26, 2014, letter also informed Respondent that all of the Division's publications and reporting forms were available on the Division's website, including Chapters 104 and 106, Florida Statutes, the *Candidate and Campaign Treasurer Handbook*, and the *Calendar of Reporting Dates*. The letter notified Respondent that it was his responsibility to read, understand, and follow the requirements of Florida's election laws. (*Id.*)

6. On September 25, 2014, Respondent filed a Statement of Candidate with the Division in which he acknowledged that he had been provided access to read and understand the requirements of Chapter 106, Florida Statutes. (ROI Exhibit 11)

Section 106.07(2)(b)1., Florida Statutes:

7. The campaign's 2015 M11 report covering the dates of November 1, 2015, to November 30, 2015, was due on December 10, 2015. Respondent filed the 2015 M11 report on December 10, 2015. However, the report was incomplete. (ROI Exhibit 3 and Attachment A)

8. The campaign's 2016 M5 report covering the dates of May 1, 2016, to May 31, 2016, was due on June 10, 2016. Respondent filed the 2016 M5 report on June 10, 2016. However, the report was incomplete. (ROI Exhibit 3 and Attachment A)

9. On June 29, 2017, and July 14, 2017, the Division sent Respondent a letter notifying him that the campaign's 2015 M11 and 2016 M5 reports were incomplete and that Respondent had seven days to correct the errors or provide the missing information noted in the attached compliance reports. The letter dated June 29, 2017, also stated that if the information was reported accurately, Respondent should provide a written explanation to the Division addressing the issues noted in the error report attached to the notification letter. (ROI Exhibit 3 and Exhibit 4)

10. On July 27, 2017, the Division sent Respondent a letter marked Final Notice notifying Respondent that the campaign's 2015 M11 and 2016 M5 reports remained incomplete and that Respondent had seven days to correct the errors or provide the missing information noted in the attached compliance report. The letter also stated that if the information was reported accurately, Respondent should provide a written explanation to the Division addressing the issues noted in the error report attached to the notification letter. The July 27, 2017, letter was confirmed delivered on July 31, 2017. (ROI Exhibit 5)

11. The Division confirmed via email dated March 26, 2018, that neither the 2015 M11 nor the 2016 M4 report had been satisfactorily amended. (ROI Exhibit 6)

12. Respondent was given multiple opportunities to respond to Commission staff's investigation, but failed to do so.

13. Section 106.07(2)(b)1., Florida Statutes, requires that, within seven days of receipt of notification from the filing officer that a report is incomplete and requires amendment, a treasurer must file an addendum to the report providing all information necessary to complete the report.

14. Based upon the information above, it appears that Respondent failed to file the campaign's amended 2015 M11 and 2016 M5 reports correcting all the errors identified by the Division within seven days of receiving notice from the filing officer that the reports were incomplete.

Sections 106.07(5), 106.19(1)(b), and 106.19(1)(c), Florida Statutes:

15. Respondent certified that the 2016 M5 report was true, correct, and complete when he filed it on June 10, 2016. (Attachment A)

16. The investigation subpoenaed bank account records from Respondent's designated campaign account depository, Wells Fargo. A review of the bank records revealed that Respondent certified the campaign's 2016 M5 report as being true, correct, and complete when it was not because Respondent failed to report a contribution received during the reporting period.³

17. Specifically, a contribution received on or about May 17, 2016, in the form of a \$100.00 ATM check deposit was not disclosed on the 2016 M5 report. (ROI Exhibit 9)

18. Respondent was given multiple opportunities to respond to Commission staff's investigation, but failed to do so.

³ The investigation found a reporting error on the 2015 M11 report, which was referenced in the ROI; Respondent failed to specify the name of a gas station where he spent \$28.00. However, the referral alleged an apparent deficit beginning with the 2016 M5 report. Therefore, this staff recommendation will limit its focus regarding report audits for omitted or falsely reported financial information and unauthorized expenditures to the time period of the 2016 M5 report, where the deficit allegedly began. The contents of the 2015 M11 report, which predated the alleged deficit by approximately six months, will thus not be analyzed under Sections 106.07(5), 106.19(1)(b), 106.19(1)(c), and 106.19(1)(d), Florida Statutes.

19. Section 106.07(5), Florida Statutes, prohibits a candidate or campaign treasurer from willfully certifying to the correctness of any campaign treasurer report while knowing that such report is incorrect, false, or incomplete.

20. Section 106.19(1)(b), Florida Statutes, prohibits a candidate or campaign treasurer from failing to report any contribution required to be reported by Chapter 106, Florida Statutes.

21. Section 106.19(1)(c), Florida Statutes, prohibits a candidate from falsely reporting or deliberately failing to include any information required by Chapter 106.

22. Based on the information above, it appears that Respondent certified the 2016 M5 report as being true, correct, and complete when it was not. Specifically, the \$100.00 contribution deposited to the account on May 17, 2016, was omitted from the 2016 M5 report. By omitting information pertaining to this contribution, Respondent failed to report the contribution and deliberately failed to include information required by Chapter 106, Florida Statutes.

Section 106.19(1)(d), Florida Statutes:

23. A review of the bank records obtained from Respondent's campaign account depository also showed that on May 23, 2016, Respondent made an expenditure of \$397.00 to Dollar Rent A Car. However, Respondent only had \$348.04⁴ in the campaign account at the time of the expenditure, which created a deficit balance for which he was charged a \$35.00 overdraft fee on May 24, 2016. (ROI Exhibit 9, pages 4-5)

24. Respondent was given multiple opportunities to respond to Commission staff's investigation, but failed to do so.

25. Section 106.19(1)(d), Florida Statutes, prohibits a candidate or campaign treasurer from making or authorizing any expenditure in violation of Section 106.11(4), or any other expenditure prohibited by Chapter 106, Florida Statutes.

26. Section 106.11(4), Florida Statutes, prohibits a candidate or campaign treasurer from authorizing any expenses unless there are sufficient funds on deposit in the primary depository account of the candidate to pay the full amount of the authorized expense, to honor all other checks drawn on such account, which checks are outstanding, and to meet all expenses previously authorized but not yet paid.

27. Based on the information above, it appears that Respondent made an expenditure prohibited by Chapter 106, Florida Statutes, when he made a \$397.00 expenditure while there were insufficient funds on deposit in the primary depository account to pay the full amount of the authorized expense.

⁴ The ending daily balance in the account on May 18, 2016, was \$359.54. The records show that the next transactions in the account were two expenditures on May 23, 2016. The first was \$11.50 to Marathon, and the second was \$397.00 to Dollar Rent A Car. Regardless of the order in which Respondent made these expenditures on May 23, 2016, there were insufficient funds on account in the campaign depository to cover the \$397.00 expenditure to Dollar Rent A Car.

28. "Probable Cause" is defined as a 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).

29. The above facts show that Respondent is a 2018 candidate for the office of Governor and is acting as his own treasurer. The campaign's 2015 M11 and 2016 M5 reports were filed incomplete. The Division sent letters on June 29, 2017, July 14, 2017, and July 27, 2017, notifying Respondent that the campaign's 2015 M11 and 2016 M5 reports were incomplete and that Respondent had seven days from receipt of the letters to correct the errors noted in the attached compliance reports and file amended reports. The facts also show that Respondent failed to file amended reports providing all information necessary to complete the reports within 7 days of receiving notification from the filing officer that the reports were incomplete and required amendment.

30. The above facts also show that Respondent certified that the campaign's 2016 M5 report was true, correct, and complete when it was not. A contribution in the amount of \$100.00 was omitted from the 2016 M5 report. By omitting that information, Respondent failed to report a contribution on the 2016 M5 report and deliberately failed to include required information on the report. However, since the omission from the 2016 M5 report was a single contribution, the most applicable sections of law under which to charge it are Sections 106.07(5), and 106.19(1)(b), Florida Statutes.

31. Further, the above facts show that Respondent made or authorized a prohibited expenditure when he expended \$397.00 to Dollar Rent A Car on May 23, 2016, while there was only \$348.04 in the campaign account.

Based upon these facts and circumstances, I recommend that the Commission find no probable cause to charge Respondent with violating Section 106.19(1)(c), Florida Statutes, and find probable cause to charge Respondent with the following:

Count 1:

On or about August 7, 2017, Respondent violated Section 106.07(2)(b)1., Florida Statutes, when Respondent failed to file an addendum to the campaign's 2015 M11 report correcting the errors identified by the Division within seven days of receiving notice from the filing officer that the report was incomplete.

Count 2:

On or about August 7, 2017, Respondent violated Section 106.07(2)(b)1., Florida Statutes, when Respondent failed to file an addendum to the campaign's 2016 M5 report correcting the errors

identified by the Division within seven days of receiving notice from the filing officer that the report was incomplete.

Count 3:

On or about June 10, 2016, Respondent violated Section 106.07(5), Florida Statutes, when Respondent certified that the campaign's 2016 M5 report was true, correct, and complete when it was false, incorrect, or incomplete.

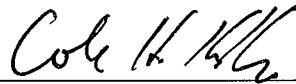
Count 4:

On or about June 10, 2016, Respondent violated Section 106.19(1)(b), Florida Statutes, when Respondent failed to report a contribution that was required to be reported on the 2016 M5 report.

Count 5:

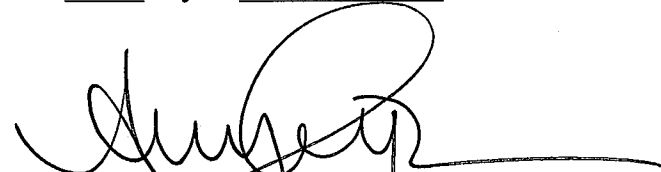
On or about May 23, 2016, Respondent violated Section 106.19(1)(d), Florida Statutes, when Respondent made or authorized an expenditure in violation of Section 106.11(4), or any other expenditure prohibited by Chapter 106, Florida Statutes.

Respectfully submitted on June 8, 2018,



Cole H. Kekelis
Assistant General Counsel

I reviewed this Staff Recommendation this 8th day of JUNE 2018.



Amy McKeever Toman
Executive Director



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Kyle Chaderwick Gibson

Name:

Account: 64360

Election:

Acct:

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
5/10/2018	M4	5/10/2018						
4/10/2018	M3	4/10/2018						
3/12/2018	M2	3/12/2018						
2/12/2018	M1	2/12/2018						
1/10/2018	M12	1/10/2018						
12/11/2017	M11	12/11/2017						
11/13/2017	M10	11/10/2017						
10/10/2017	M9	10/10/2017						
9/22/2017	M8	9/12/2017						
8/10/2017	M7	8/7/2017						
7/10/2017	M6	6/30/2017						
6/12/2017	M5	6/9/2017						
5/10/2017	M4	5/10/2017						
4/10/2017	M3	4/10/2017						
3/11/2017	M2	3/11/2017						
2/10/2017	M1	2/9/2017						
1/10/2017	M12	1/10/2017						
12/12/2016	M11	12/10/2016						
11/10/2016	M10	11/11/2016	CLO	1	\$0.00		\$0.00	\$0.00
10/11/2016	M9	10/10/2016						
9/12/2016	M8	9/10/2016						
8/10/2016	M7	8/10/2016						
7/11/2016	M6	7/10/2016						
6/10/2016	M5	6/10/2016						
5/10/2016	M4	5/10/2016						
4/11/2016	M3	4/11/2016						
3/24/2016	M7	8/11/2015	DFS	1	\$37.50		\$37.50	\$0.00
3/10/2016	M2	3/4/2016						
2/10/2016	M1	2/11/2016	DFS	1	\$50.00		\$50.00	\$0.00
1/11/2016	M12	1/12/2016	DFS	1	\$50.00		\$50.00	\$0.00
12/10/2015	M11	12/10/2015						
11/10/2015	M10	11/10/2015						
10/13/2015	M9	10/10/2015						
9/10/2015	M8	9/10/2015						
7/10/2015	M6	7/10/2015						
6/10/2015	M5	6/7/2015						
5/11/2015	M4	5/11/2015						
4/10/2015	M3	4/15/2015	FOI	5	\$0.00		\$0.00	\$0.00
3/10/2015	M2	3/10/2015						
2/10/2015	M1	2/9/2015						
1/12/2015	M12	1/21/2015	FOI	9	\$0.00		\$0.00	\$0.00
12/10/2014	M11	12/4/2014						
11/10/2014	M10	10/31/2014						
10/10/2014	M9	10/16/2014	FOI	6	\$0.00		\$0.00	\$0.00

ATTACHMENT A

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 17-276

Respondent: Kyle Chaderwick Gibson

Complainant: Division of Elections

On August 11, 2017, the Florida Elections Commission (“Commission”) received a referral from the Division of Elections alleging that Respondent violated Chapter 106, Florida Statutes. Commission staff investigated whether Respondent violated the following statutes:

Section 106.07(2)(b)1, Florida Statutes, failing to timely make necessary amendments to the 2015 M11 and 2016 M5 campaign treasurer’s reports;

Section 106.07(5), Florida Statutes, certifying that one or more campaign treasurer reports were true, correct, and complete when they were not;

Section 106.19(1)(b), Florida Statutes, failure to report one or more contributions required to be reported by Chapter 106, Florida Statutes;

Section 106.19(1)(c), Florida Statutes, falsely reporting or deliberately failing to include information in one or more campaign reports; and

Section 106.19(1)(d), Florida Statutes, authorizing one or more expenditures prohibited by Chapter 106, Florida Statutes.

I. Preliminary Information:

1. Respondent is a 2018 candidate for the office of Governor. He was a write-in candidate in the 2014 Governor’s race, and was removed from the ballot prior to the general election.
2. Complainant is the Division of Elections (Division).
3. Respondent’s filing officer is Kristi Willis, Chief, Bureau of Election Records.

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

4. I investigated whether Respondent violated this section of the election laws by

failing to timely make necessary amendments to the 2015 M11 and 2016 M5 campaign treasurer's reports.

5. On September 25, 2014, Respondent filed the Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) with the Division.¹ He named himself as campaign treasurer. To review a copy of the September 25, 2014 DS-DE 9 form, refer to Exhibit 1.

6. On September 26, 2014, the Division mailed Respondent a letter acknowledging receipt of the DS-DE 9 form and informing him that his name had been placed on the 2018 active candidate list for Governor. To view a copy of the September 26, 2014 letter, refer to Exhibit 2.

7. On June 29, 2017, the Division mailed Respondent notification that the 2015 M11 and 2016 M5 campaign treasurer's reports were incomplete. A detailed error report was attached to the notification. To review the June 29, 2017 notification with detailed error report, refer to Exhibit 3.

8. On July 14, 2017, the Division mailed Respondent notification that the 2015 M11 and 2016 M5 campaign treasurer's reports were incomplete. A detailed error report was attached to the notification. To review the July 14, 2017 notification with detailed error report, refer to Exhibit 4.

9. On July 27, 2017, the Division mailed Respondent final notification with delivery confirmation that the 2015 M11 and 2016 M5 campaign treasurer's reports were incomplete. A detailed error report was attached to the notification. To review the July 27, 2017 final notification with delivery confirmation and detailed error report, refer to Exhibit 5.

10. The error report attached to the notification letters stated that in the 2015 M11 report there was "Missing or Erroneous Data" on an expenditure of \$28.00 dated November 12, 2015. In the name field for the expenditure, it stated, "Gas Station ??????? Have to amend for name".

11. The error report attached to the notification letters also stated that the 2016 M5 report had a deficit balance, and a written explanation was required. The error report included a Sums of Contributions vs Expenditures page which showed a deficit balance of \$13.14 on the 2016 M5 campaign treasurer's report.

12. In an e-mail dated March 26, 2018, Ms. Kristi Willis stated that the 2015 M11 and 2016 M5 campaign treasurer reports have not been satisfactorily amended. To review the March 26, 2018 e-mail, refer to Exhibit 6.

13. There is record that Respondent has previously violated this section of the election laws. This will be discussed later in the report.

III. Alleged Violation of Section 106.07(5), Florida Statutes:

¹ Respondent submitted his most recent DS-DE 9 on June 28, 2017. He appointed himself as campaign treasurer.

14. I investigated whether Respondent violated this section of the election laws by certifying that one or more campaign treasurer reports were true, correct, and complete when they were not.

15. The 2015 M11 reporting period covered the time period of November 1 through November 30, 2015, and was due on December 10, 2015. On December 10, 2015, Respondent certified that the 2015 M11 report was true, correct and complete. To review a copy of the 2015 M11 Report, refer to Exhibit 7.

16. The 2015 M11 report shows an expenditure of \$28.00 on November 12, 2015 for gas. In the "Name" field, Respondent reported "Gas Station ?????? Have to Amend for name"; Exhibit 7, page 3 entry 10.

17. On March 19, 2018, Respondent's campaign bank account records were received as a result of a subpoena to Wells Fargo, Respondent's campaign depository listed on his DS-DE 9 form filed September 25, 2014; Exhibit 1. A review of these records reflects there was financial activity during the 2015 M11 and 2016 M5 reporting periods. To review the campaign account records from the 2015 M11 reporting period, refer to Exhibit 8. To review the campaign account records from the 2016 M5 reporting period, refer to Exhibit 9.

18. Bank account records from the 2015 M11 reporting period indicate that on November 11, 2015, Respondent made an expenditure to "East Commercial U-" for \$28.00; Exhibit 8, page 4. An online search revealed that this is a gas station named "U-Gas" on East Commercial Boulevard in Oakland Park.

19. The 2016 M5 reporting period covered the period of May 1 through May 31, 2016, and was due on June 10, 2016. On June 10, 2016, Respondent certified that the 2016 M5 report was true, correct and complete.

20. The 2016 M5 report shows a deficit balance of \$13.14 at the end of the reporting period on May 31, 2016. Bank records covering the 2016 M5 reporting period show a negative balance of \$83.96; Exhibit 9. To review a copy of the 2016 M5 Report, refer to Exhibit 10.

21. As previously discussed in paragraph 12, an e-mail from the Division dated March 26, 2018 stated that the 2015 M11 and 2016 M5 were never sufficiently amended; Exhibit 6.

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

IV. Alleged Violation of Section 106.19(1)(b), Florida Statutes:

23. I investigated whether Respondent violated this section of the election laws by failing to report one or more contributions required to be reported by Chapter 106, Florida Statutes.

24. As previously discussed in paragraph 17, Respondent's campaign bank account records from the 2015 M11 and 2016 M5 reporting periods were received on March 19, 2018, as a result of a subpoena to Wells Fargo.

25. Respondent's bank account records indicate there were four contributions made in the 2015 M11 reporting period, totaling \$950.00. All four of these contributions were accurately reported in the 2015 M11 campaign treasurer's report.

26. Respondent's campaign bank account records indicate there was a \$100.00 ATM check Deposit made to the account on May 17, 2016; Exhibit 9, page 4. The bank did not have a copy of the check to verify who the check was from. Respondent's 2016 M5 campaign treasurer's report does not reflect this \$100.00 deposit; Exhibit 10, page 2.

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

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

28. I investigated whether Respondent violated this section of the election laws by falsely reporting or deliberately failing to include information in one or more campaign reports.

29. As previously discussed in paragraphs 10 through 11, Respondent was sent notifications to amend the 2015 M11 and 2016 M5 campaign treasurer reports. The notification letters indicated that there was erroneous data on an expenditure in the 2015 M11 report, and a negative balance in the 2016 M5 report, which required a written explanation.

30. As previously discussed in paragraph 17, Respondent's bank account records were received as a result of a subpoena to Wells Fargo, the bank listed on his DS-DE 9 form.

TABLE 1: COMPARISON OF RESPONDENT'S CTRs WITH BANK RECORDS			
Date Filed	Reporting Period	Information on CTR	Information from bank
12/10/15	11/01 to 11/30/15 2015 M11 - Original	• \$28.00 expenditure to "Gas Station ??????? Have to Amend for name"	• \$28.00 expenditure to U-Gas on East Commercial Blvd.
06/10/16	05/01 to 05/31/16 2016 M5 - Original	• No contribution listed of \$100.00 on 05/17/16	• 05/17/16 ATM deposit of \$100.00

31. As previously discussed in paragraph 12, an e-mail from the Division dated March 26, 2018 stated that the 2015 M11 and 2016 M5 reports were never sufficiently amended; Exhibit 6.

32. There is record that Respondent has previously violated this section of the election laws.

VI. Alleged Violation of Section 106.19(1)(d), Florida Statutes:

33. I investigated whether Respondent violated this section of the election laws by

authorizing one or more expenditures prohibited by Chapter 106, Florida Statutes.

34. As previously discussed in paragraph 11, the error report that was sent to Respondent, included a Sums of Contributions vs Expenditures page which showed a deficit balance of \$13.14 on the 2016 M5 campaign treasurer's report.

35. As previously discussed in paragraph 17, Respondent's bank records were acquired from Wells Fargo Bank, as a result of a subpoena; Exhibit 9.

36. Bank records indicate Respondent had a \$348.04 balance in the account when he made an expenditure of \$397.00 to Dollar Rent A Car on May 21, 2016. This expenditure created a deficit balance in his campaign account, for which he was then charged an overdraft fee on May 24, 2016; Exhibit 9 pages 4 and 5.

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

VII. FEC History:

38. Respondent has had many cases in front of the Florida Elections Commission (Commission). In the matter of FEC 15-261, the Commission found a violation of Sections 106.07(2)(b)1 and 106.19(1)(c), and levied a civil penalty of \$750.00, which Respondent has not paid. In the matter of FEC 15-329, the Commission found a violation of Section 106.07(2)(b)1, and levied a civil penalty of \$500.00, which Respondent has not paid. In the matter of FEC 15-397, the Commission upheld the automatic-fine of \$37.50 and issued a default final order; which Respondent has paid. In the matter of FEC 16-028, the Commission found a violation of Section 106.07(2)(b)1, and levied a civil penalty of \$1,000.00, which Respondent has not paid. In the matter of FEC 16-157, the Commission found a violation of Section 106.07(2)(b)1, and levied a civil penalty of \$2,000.00, which Respondent has not paid. In the matter of FEC 16-173, the Commission upheld the automatic-fine of \$50.00 and issued a default final order; which the Respondent has not paid. In the matter of FEC 16-174, the Commission upheld the automatic-fine of \$50.00 and issued a default final order; which the Respondent has not paid. In the matter of FEC 16-520, the Commission found a violation of Section 106.07(2)(b)1, and levied a civil penalty in the amount of \$1,000.00, which Respondent has not paid. In the matter of FEC 16-544, the Commission found a violation of Section 106.07(2)(b)1, and levied a civil penalty in the amount of \$100.00, which Respondent has not paid.

Conclusion:

39. Respondent was offered an opportunity to make comments regarding the findings of this investigation, however, he did not return telephone calls. I am unable to ascertain whether he has read Chapter 106, Florida Statutes, and/or the *Candidate and Campaign Treasurer Handbook*.

40. In the September 26, 2014 acknowledgment letter, Respondent was informed that all of the Division's publications were available online at the Division'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, *Candidate and Campaign Treasurer Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code; Exhibit 2.

41. On September 25, 2014, Respondent filed his Statement of Candidate for Governor of Florida acknowledging that he had been provided access to read and understand the requirements of Chapter 106, Florida Statutes. To view a copy of the Statement of Candidate, refer to Exhibit 9.

Respectfully submitted on May 1, 2018.



Samantha Spore
Investigation Specialist

Current address of Respondent	Current address of Complainant
Mr. Kyle Chaderwick Gibson 1418 NW 57 th Court Ft. Lauderdale, FL 33334	Division of Elections 500 South Bronough Street, Room 316 Tallahassee, FL 32399-0250
Name and Address of Filing Officer:	

Ms. Kristi Willis, Chief
Bureau of Election Records
500 South Bronough Street, Room 316
Tallahassee, FL 32399-0250

Copy furnished to: David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Kyle Chaderwick Gibson -- FEC 17-276

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	DS-DE 9 forms
Exhibit 2	September 26, 2014 Letter
Exhibit 3	June 29, 2017 Notification with Detailed Error Report
Exhibit 4	July 14, 2017 Notification with Detailed Error Report
Exhibit 5	July 27, 2017 Final Notification with Delivery Confirmation
Exhibit 6	March 26, 2018 E-Mail
Exhibit 7	2015 M11 Campaign Treasurer's Report
Exhibit 8	Campaign Bank Account Records for the 2015 M11 Period
Exhibit 9	Campaign Bank Account Records for the 2016 M5 Period
Exhibit 10	2016 M5 Campaign Treasurer's Report
Exhibit 11	Statement of Candidate form

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

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

(PLEASE PRINT OR TYPE)

RECEIVED
DEPARTMENT OF STATE

2014 SEP 25 AM 9:59

DIVISION OF ELECTIONS
TALLAHASSEE, FL

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)
Kyle Chaderwick Gibson

3. Address (include post office box or street, city, state, zip code)
P.O. Box 590581 Tamarac, FL 33359-0581

4. Telephone
(850) 322-8815

5. E-mail address
KCIN2018@gmail.com

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

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

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

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

10. Name of Treasurer or Deputy Treasurer
Kyle C. Gibson

11. Mailing Address
P.O. Box 590581

12. Telephone
()

13. City
Tamarac

14. County
Broward

15. State
Florida

16. Zip Code
33359-0581

17. E-mail address
KCIN2018@gmail.com

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

19. Name of Bank
Wells Fargo

20. Address
1700 West Commercial Blvd

21. City
Ft. Lauderdale

22. County
Broward

23. State
Florida

24. Zip Code
33309

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
September 20, 2014

26. Signature of Candidate
X *Kyle C. Gibson*

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

I, Kyle C. Gibson, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

Sept 20, 2014
Date

X *Kyle C. Gibson*
Signature of Campaign Treasurer or Deputy Treasurer

HAND DELIVERED

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

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

(PLEASE PRINT OR TYPE)

RECEIVED
DEPARTMENT OF STATE

2017 JUL -7 PM 3:28

DEPARTMENT OF STATE
DIVISION OF ELECTIONS

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)
Kyle Chaderwick Gibson

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

1418 NE 57th Court Ft. Lauderdale, FL 33334

4. Telephone

(850) 322-8815

5. E-mail address

KCIN2018@gmail.com

PO Box 590581 Tamarac, Florida 33359-0581

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

Governor of Florida

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

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

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

Write-In No Party Affiliation _____ Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Kyle C. Gibson

11. Mailing Address

P.O Box 590581 Tamarac, Florida 33359-0581

12. Telephone

(850) 322-8815

13. City

Tamarac

14. County

Broward

15. State

Florida

16. Zip Code

33359-0581

17. E-mail address

KCIN2018@gmail.com

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

19. Name of Bank

Centennial Bank

20. Address

2600 E. Commercial Blvd

21. City *Ft. Lauderdale*
Ft Lauderdale

22. County
Broward

23. State
Florida

24. Zip Code
33308

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

June 28, 2017

26. Signature of Candidate

X Kyle C. Gibson

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

I, Kyle C. Gibson, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

June 28, 2017

Date

X Kyle C. Gibson

Signature of Campaign Treasurer or Deputy Treasurer



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

September 26, 2014

Kyle Chaderwick Gibson
Post Office Box 590581
Tamarac, Florida 33359-0581

Dear Mr. Gibson:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of Governor, which was placed on file in our office on September 25, 2014. Your name has been placed on the 2018 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **October 10, 2014**. The report will cover the period of September 1-30, 2014 (M9). 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: 64360



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 page 1 of 3

Kyle Chaderwick Gibson
September 26, 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.

Kyle Chaderwick Gibson
September 26, 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/ljr

Enclosures



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

June 29, 2017

Kyle Chaderwick Gibson
Post Office Box 590581
Tamarac, FL 33359-0581

Re: CAN 64360

Dear Mr. Gibson:

The Division of Elections has determined that one or more campaign reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this notice to file an amended report to correct errors or provide missing information. If the information has been reported accurately, provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that failure to supply this information within the time allowed may constitute a violation of Chapter 106, Florida Statutes.

If you need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280.

Sincerely,

Kristi Reid Bronson
Chief, Bureau of Election Records

Attachment

6/29/2017

Florida Department of State - Division of Elections
Compliance Report

Page 1

Candidate: Kyle Chaderwick Gibson

Office: GOV

Report: 2015 M11 (15) Covering Period: 11/1/15 - 11/30/15

Account: 64360

Overall

Contributions

Expenditures

Expenditure

Statute	FAC	Description	Seq	Date	Name	City	Type	Amount
106 07		Purpose not specific	2	11/10/201	GIBSON KYLE		PCW	\$20.00
106.07(2)		Missing or Erroneous Data	10	11/12/201	GAS STATION ???????? HAVE TO AMPN FOR NAME		MON	\$28.00

Fund Transfers

Other Distributions

Report: 2016 M1 (17) Covering Period: 1/1/16 - 1/31/16

Account: 64360

Overall

Contributions

Expenditures

Expenditure

Statute	FAC	Description	Seq	Date	Name	City	Type	Amount
106 07		Purpose not specific	2	1/4/2016	GIBSON KYLE		PCW	\$40.00

Fund Transfers

Other Distributions

Report: 2016 M5 (21) Covering Period: 5/1/16 - 5/31/16

Account: 64360

Overall

Statute	FAC	Description
106.11		Deficit Balance - written explanation required

Contributions

Expenditures

Fund Transfers

Other Distributions

EXHIBIT 3 page 2 of 4

Sum of Contributions vs Expenditures

6/29/2017 10:43:44 AM

Kyle Chaderwick Gibson

64360

Date of last Contribution: 8/15/16

0 After

Year	Report	Contributions	Expenditures	Running Total
2014	M9	\$0.00	\$0.00	\$0.00
	M10	\$600.00	\$486.70	\$113.30
	M11	\$0.00	\$0.00	\$113.30
	M12	\$0.00	\$0.00	\$113.30
2015	M1	\$20.00	\$0.00	\$133.30
	M2	\$20.00	\$22.84	\$130.46
	M3	\$0.00	\$0.00	\$130.46
	M4	\$0.00	\$0.00	\$130.46
	M5	\$0.00	\$0.00	\$130.46
	M6	\$0.00	\$0.00	\$130.46
	M7	\$150.00	\$50.00	\$230.46
	M8	\$0.00	\$51.54	\$178.92
	M9	\$194.00	\$180.96	\$191.96
	M10	\$146.18	\$190.80	\$147.34
	M11	\$950.00	\$895.47	\$201.87
	M12	\$625.00	\$196.83	\$630.04
2016	M1	\$406.80	\$612.72	\$424.12
	M2	\$75.36	\$339.12	\$160.36
	M3	\$150.00	\$62.43	\$247.93
	M4	\$413.60	\$489.41	\$172.12
	M5	\$403.18	\$588.44	(\$13.14)
	M6	\$0.00	\$0.00	(\$13.14)
	M7	\$0.00	\$0.00	(\$13.14)
	M8	\$100.00	\$0.00	\$86.86
	M9	\$0.00	\$0.00	\$86.86
	M10	\$0.00	\$0.00	\$86.86
	M11	\$0.00	\$0.00	\$86.86
	M12	\$0.00	\$0.00	\$86.86
2017	M1	\$0.00	\$0.00	\$86.86

Sum of Contributions vs Expenditures

6/29/2017 10:43:44 AM

Kyle Chaderwick Gibson

64360

Date of last Contribution: 8/15/16

0 After

Year	Report	Contributions	Expenditures	Running Total
2017	M2	\$0.00	\$0.00	\$86.86
	M3	\$0.00	\$0.00	\$86.86
	M4	\$0.00	\$0.00	\$86.86
	M5	\$0.00	\$0.00	\$86.86
Campaign Total:		\$4,254.12	\$4,167.26	



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

Second Notice

July 14, 2017

Kyle Chaderwick Gibson
1418 Northeast 57th Court
Fort Lauderdale, FL 33359-0581

Re: CAN 64360

Dear Mr. Gibson:

On June 29, 2017, you were advised that one or more of your campaign treasurer's reports were incomplete and that you had 7 days to provide the requested information.

The Division's electronic filing system indicates that the required information has not been provided. Pursuant to Section 106.22, Florida Statutes, the Division is required to notify the Florida Elections Commission of the failure to provide information required by Chapter 106. Accordingly, if the information requested in our prior notice is not received within 7 days of receipt of this letter, we will refer this matter to the Commission. A second copy of the error report is attached for your convenience.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

Attachment

7/14/2017

Florida Department of State - Division of Elections
Compliance Report

Page 1

Candidate: Kyle Chaderwick Gibson

Office: GOV

Report: 2015 M11 (15) Covering Period: 11/1/15 - 11/30/15

Account: 64360

Overall

Contributions

Expenditures

<u>Statute</u>	<u>FAC</u>	<u>Description</u>	<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
106 07		Purpose not specific	2	11/10/201	GIBSON KYLE		PCW	\$20.00
106.07(2)		Missing or Erroneous Data	10	11/12/201	GAS STATION ??????? HAVE TO AMEND FOR NAME		MON	\$28.00

Fund Transfers

Other Distributions

Report: 2016 M1 (17) Covering Period: 1/1/16 - 1/31/16

Account: 64360

Overall

Contributions

Expenditures

<u>Statute</u>	<u>FAC</u>	<u>Description</u>	<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
106.07		Purpose not specific	2	1/4/2016	GIBSON KYLE		PCW	\$40.00

Fund Transfers

Other Distributions

Report: 2016 M5 (21) Covering Period: 5/1/16 - 5/31/16

Account: 64360

Overall

<u>Statute</u>	<u>FAC</u>	<u>Description</u>
106 11		Deficit Balance - written explanation required

Contributions

Expenditures

Fund Transfers

Other Distributions

EXHIBIT 4 page 2 of 4

Sum of Contributions vs Expenditures

7/14/2017 10:11:53 AM

Kyle Chaderwick Gibson

64360

Date of last Contribution: 6/28/17

0 After

Year	Report	Contributions	Expenditures	Running Total
2014	M9	\$0.00	\$0.00	\$0.00
	M10	\$600.00	\$486.70	\$113.30
	M11	\$0.00	\$0.00	\$113.30
	M12	\$0.00	\$0.00	\$113.30
2015	M1	\$20.00	\$0.00	\$133.30
	M2	\$20.00	\$22.84	\$130.46
	M3	\$0.00	\$0.00	\$130.46
	M4	\$0.00	\$0.00	\$130.46
	M5	\$0.00	\$0.00	\$130.46
	M6	\$0.00	\$0.00	\$130.46
	M7	\$150.00	\$50.00	\$230.46
	M8	\$0.00	\$51.54	\$178.92
	M9	\$194.00	\$180.96	\$191.96
	M10	\$146.18	\$190.80	\$147.34
	M11	\$950.00	\$895.47	\$201.87
	M12	\$625.00	\$196.83	\$630.04
2016	M1	\$406.80	\$612.72	\$424.12
	M2	\$75.36	\$339.12	\$160.36
	M3	\$150.00	\$62.43	\$247.93
	M4	\$413.60	\$489.41	\$172.12
	M5	\$403.18	\$588.44	(\$13.14)
	M6	\$0.00	\$0.00	(\$13.14)
	M7	\$0.00	\$0.00	(\$13.14)
	M8	\$100.00	\$0.00	\$86.86
	M9	\$0.00	\$0.00	\$86.86
	M10	\$0.00	\$0.00	\$86.86
	M11	\$0.00	\$0.00	\$86.86
	M12	\$0.00	\$0.00	\$86.86
2017	M1	\$0.00	\$0.00	\$86.86

Sum of Contributions vs Expenditures

7/14/2017 10:11:53 AM

Kyle Chaderwick Gibson

64360

Date of last Contribution: 6/28/17

0 After

Year	Report	Contributions	Expenditures	Running Total
2017	M2	\$0.00	\$0.00	\$86.86
	M3	\$0.00	\$0.00	\$86.86
	M4	\$0.00	\$0.00	\$86.86
	M5	\$0.00	\$0.00	\$86.86
	M6	\$250.00	\$0.00	\$336.86
Campaign Total:		\$4,504.12	\$4,167.26	



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

FINAL NOTICE

Delivery Confirmation:

USPS TRACKING # **9114 9014 9645 0956 1004 35**
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or call 1-800-222-1811

July 27, 2017

Kyle Chaderwick Gibson
1418 Northeast 57th Court
Fort Lauderdale, FL 33359-0581

Re: CAN 64360

Dear Mr. Gibson:

You have previously been advised that one or more campaign treasurer's reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this letter to correct errors or provide missing information. If the information has been reported accurately, you must provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that if you fail to comply with this request, 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 need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280.

Sincerely,

Kristi Reid Bronson
Chief, Bureau of Election Records

Attachment

EXHIBIT 5 page 1 of 6

Florida Department of State - Division of Elections
Compliance Report

Candidate: Kyle Chaderwick Gibson

Office: GOV

Report: 2015 M11 (15) Covering Period: 11/1/15 - 11/30/15

Account: 64380

Overall

Contributions

Expenditures

<u>Statute</u>	<u>FAC</u>	<u>Description</u>	<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
106 07(2)		Missing or Erroneous Data	10	11/12/201	GAS STATION ???????? HAVE TO AMEND FOR NAME		MON	\$28 00

Fund Transfers

Other Distributions

Report: 2016 M5 (21) Covering Period: 5/1/16 - 5/31/16

Account: 64380

Overall

<u>Statute</u>	<u>FAC</u>	<u>Description</u>
106.11		Deficit Balance - written explanation required

Contributions

Expenditures

Fund Transfers

Other Distributions

Sum of Contributions vs Expenditures

7/27/2017 8:39:50 AM

Kyle Chaderwick Gibson

64360

Date of last Contribution: 6/28/17

0 After

Year	Report	Contributions	Expenditures	Running Total
2014	M9	\$0.00	\$0.00	\$0.00
	M10	\$600.00	\$486.70	\$113.30
	M11	\$0.00	\$0.00	\$113.30
	M12	\$0.00	\$0.00	\$113.30
2015	M1	\$20.00	\$0.00	\$133.30
	M2	\$20.00	\$22.84	\$130.46
	M3	\$0.00	\$0.00	\$130.46
	M4	\$0.00	\$0.00	\$130.46
	M5	\$0.00	\$0.00	\$130.46
	M6	\$0.00	\$0.00	\$130.46
	M7	\$150.00	\$50.00	\$230.46
	M8	\$0.00	\$51.54	\$178.92
	M9	\$194.00	\$180.96	\$191.96
	M10	\$146.18	\$190.80	\$147.34
	M11	\$950.00	\$895.47	\$201.87
	M12	\$625.00	\$196.83	\$630.04
2016	M1	\$406.80	\$612.72	\$424.12
	M2	\$75.36	\$339.12	\$160.36
	M3	\$150.00	\$62.43	\$247.93
	M4	\$413.60	\$489.41	\$172.12
	M5	\$403.18	\$588.44	(\$13.14)
	M6	\$0.00	\$0.00	(\$13.14)
	M7	\$0.00	\$0.00	(\$13.14)
	M8	\$100.00	\$0.00	\$86.86
	M9	\$0.00	\$0.00	\$86.86
	M10	\$0.00	\$0.00	\$86.86
	M11	\$0.00	\$0.00	\$86.86
	M12	\$0.00	\$0.00	\$86.86
2017	M1	\$0.00	\$0.00	\$86.86

Sum of Contributions vs Expenditures

7/27/2017 8:39:50 AM

Kyle Chaderwick Gibson

64360

Date of last Contribution: 6/28/17

0 After

Year	Report	Contributions	Expenditures	Running Total
2017	M2	\$0.00	\$0.00	\$86.86
	M3	\$0.00	\$0.00	\$86.86
	M4	\$0.00	\$0.00	\$86.86
	M5	\$0.00	\$0.00	\$86.86
	M6	\$250.00	\$0.00	\$336.86
Campaign Total:		\$4,504.12	\$4,167.26	

USPS Tracking® Results

FAQs > (<http://faq.usps.com/?articleId=220900>)

Track Another Package +

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Tracking Number: 9114901496450956100435



Delivered

Updated Delivery Day: Monday, July 31, 2017 ⓘ

Product & Tracking Information

See Available Actions

Postal Product:

Features:
USPS Tracking®

DATE & TIME	STATUS OF ITEM	LOCATION
July 31, 2017, 2:12 pm	Delivered, In/At Mailbox	FORT LAUDERDALE, FL 33334



Your item was delivered in or at the mailbox at 2:12 pm on July 31, 2017 in FORT LAUDERDALE, FL 33334.

July 31, 2017, 9:51 am	Out for Delivery	FORT LAUDERDALE, FL 33334
July 31, 2017, 9:41 am	Sorting Complete	FORT LAUDERDALE, FL 33334

EXHIBIT 5 page 5 of 6

DATE & TIME

STATUS OF ITEM

LOCATION

July 31, 2017, 4:30 am

Arrived at Post Office

FORT
LAUDERDALE, FL 33310

See More 

Available Actions

Text Updates



Email Updates



See Less 

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Go to our FAQs section to find answers to your tracking questions.

FAQs (<http://faq.usps.com/?articleId=220900>)

EXHIBIT 5 page 6 of 6

Samantha Spore

From: Willis, Kristi R. <Kristi.Willis@DOS.MyFlorida.com>
Sent: Monday, March 26, 2018 11:11 AM
To: Samantha Spore
Subject: RE: Account # 64360

- 2015 M11 - NO
- 2016 M5 - NO
- 2017 M4 – corrected 6-30-17
- 2017 M9 - NO

From: Samantha Spore [mailto:Samantha.Spore@myfloridalegal.com]
Sent: Friday, March 23, 2018 12:06 PM
To: Willis, Kristi R. <Kristi.Willis@DOS.MyFlorida.com>
Subject: Account # 64360

Happy Friday!

This email is in regards to Mr. Kyle Chaderwick Gibson, Account # 64360.

Have the following reports been satisfactorily amended as of this date, and if so, could you please tell me when they were satisfactorily amended?

- 2015 M11
- 2016 M5
- 2017 M4
- 2017 M9

Thank you so much for your help,
Samantha

Samantha Spore
Investigation Specialist
Florida Elections Commission
The Collins Building, Ste. 224
107 West Gaines Street
Tallahassee, FL 32399-1050
PH: 850-922-4539 ext. 110
Fax: 850-921-0783
www.fec.state.fl.us

The Department of State is committed to excellence.
Please take our [Customer Satisfaction Survey](#).

**FLORIDA DEPARTMENT OF STATE, DIVISION OF ELECTIONS
CAMPAIGN TREASURER'S REPORT SUMMARY**

(1) Kyle Chaderwick Gibson (2) 64360
 Candidate, Committee or Party Name I.D. Number

(3) 1418 Northeast 57th Court Fort Lauderdale FL 33359-0581
 Address (number and street) City State Zip Code

Check box if address has changed since last report

(4) Check appropriate box(es):

Candidate (office sought):
 Political Committee Check If PC has DISBANDED
 Committee of Continuous Existence Check If CCE has DISBANDED
 Party Executive Committee

(5) REPORT IDENTIFIERS

Cover Period: From 11/01/2015 To 11/30/2015 Report Type: M11

Original Amendment Special Election Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks	\$500.00
Loans	\$450.00
<i>Total Monetary</i>	\$950.00
In-Kind	\$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures	\$895.47
Transfers to Office Account	\$0.00
<i>Total Monetary</i>	\$895.47

(8) Other Distributions

Certification

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

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

Name of Treasurer Deputy Treasurer

X
Signature

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

Name of Candidate Chairman (PC/PTY Only)

X
Signature

Name: Kyle Chaderwick Gibson

Report: 2015 M11

Period: 11/01/2015 to 11/30/2015

** Records in Filed Report **

Seq #	Full Name (Last, Suffix, First, Middle)	Contributor	Occupation	Amount
Date	Street Address & City, State, Zip	Type	In-Kind Description	Amend
1	GIBSON KYLE 1418 NE 57TH COURT FT LAUDERDALE, FL 33334	S		\$100.00
11/02/2015		LOA		
2	GIBSON KYLE 1418 NE 57TH COURT FT. LAUDERDALE, FL 33334	S		\$100.00
11/05/2015		LOA		
3	PETERSON, KIM 6720 PALOVERDE LANE CHARLOTTE, NC 28227	J	RETIRED FIREFIGHTER	\$500.00
11/11/2015		CHE		
4	GIBSON KYLE 1418 NE 57TH COURT FT LAUDERDALE, FL 33334	S		\$200.00
11/19/2015		LOA		
5	GIBSON KYLE 1418 NE 57 COURT FT LAUDERDALE, FL 33334	S		\$50.00
11/30/2015		LOA		

Name: Kyle Chadenwick Gibson

Report: 2015 M11

Period: 11/01/2015 to 11/30/2015

** Records in Filed Report **

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip)	Type	Purpose	Amount Amend
1 11/10/2015	FEDEX OFFICE 5975 N FEDERAL HWY FT. LAUDERDALE, FL 33308	MON	COMPUTER AND COPIES	\$4.75
2 11/10/2015	GIBSON KYLE 1418 NE 57THCOURT FT LAUDERDALE, FL 33334	PCW		\$20.00
3 11/10/2015	US POSTAL SERVICES OAKLAND PARK BLVD BEAR I 95 OAKLAND PARK, FL 33334	PCS	STAMPS	\$19.20
4 11/11/2015	PIRYX 500 HOWARD STREET #402 SAN FRANCISCO, CA 94105	MON	FEES FOR ONLINE CONTRIBUTION	\$39.80
5 11/05/2015	WELLS FARGO FEDERAL HWY AND COMMERCIAL BLVD FT LAUDERDALE, FL 33334	MON	BANK FEES	\$5.00
6 11/09/2015	JIMBOS BAR B QUE W KENNEDY BLVD TAMPA, FL	MON	FOOD FOR CAMPAIGN WORKERS	\$26.75
7 11/10/2015	KYLE GIBSON 1418 NE 57TH COURT FT LAUDERDALE, FL 33334	PCW	STAMPS	\$20.00
8 11/11/2015	US POSTAL SERVICE OAKLAND PARK AND I-95 FT LAUDERDALE, FL 33311	PCS	STAMPS	\$19.60
9 11/12/2015	FEDEXX S FEDERAL HWY FT LAUDERDALE, FL 33334	MON	COPIES	\$4.97
10 11/12/2015	GAS STATION ??????? HAVE TO AMEND FOR NAME EAST COMMERCIAL BLVD FT LAUDERDALE, FL 33334	MON	GAS	\$28.00
11 11/13/2015	WELLS FARGO N FEDERAL HWY LIGHTHOUSE POINT, FL	PCW	STAMPS	\$40.00
12 11/13/2015	GIBSON KYLE 1418 NE 57TH COURT FT LAUDERDALE, FL 33334	PCS	STAMPS	\$29.40
13 11/16/2015	INN AT BOYNTON BEACH BOYNTON BEACH BLVD/FEDERAL HWY BOYNTON BEACH, FL	MON	CONF ROOM RENTAL	\$72.75
14 11/16/2015	SPEEDWAY COMMERCIAL/DIXIE HWY FT LAUDERDALE, FL	MON	GAS	\$18.00
15 11/17/2015	WELLS FARGO FEDERAL/COMMERCIAL FT LAUDERDALE, FL 33334	MON	BANK FEES	\$35.00
16 11/17/2015	BANK FEES COMMERCIAL/FEDERAL HWY FT. LAUDERDALE, FL 33334	MON	BANK FEES	\$35.00
17 11/20/2015	FEDEXX N FEDERAL AND SUNRISE BLVD TALLAHASSEE, FL	MON	USE OF COMPUTER AND COPIES	\$14.10
18 11/23/2015	ASHOSKIE INN 343 NC HWY W AHOSKIE, NC 27910	MON	HOTEL	\$222.00
19 11/23/2015	ENTERPRISE RENTAL NORFOLK INTERNATIONAL AIRPORT NORFOLK, VA	MON	RENTAL CAR	\$85.09
20 11/25/2015	CHILI'S RESTAURANT BROWARD BLVD AND I-595 PLANTATION, FL	MON	FOOD FOR CAMPAING WORKERS	\$48.26
21 11/25/2015	LAW SCHOOL ADMISSION COUNCIL 662 PENN STREET NEWTOWN, PA	MON	WRONG CARD USED FUNDS WILL BE REPLACED TODAY	\$175.00 UPD
* 21 11/25/2015	LAW SCHOOL ADMISSION COUNCIL 662 PENN STREET NEWTOWN, PA	X	WRONG CARD USED FUNDS WILL BE REPLACED TODAY	\$175.00 History 03/04/16

* Incomplete Record

EXHIBIT 7 page 3 of 6

Name: Kyle Chaderwick Gibson

Report: 2015 M11

Period: 11/01/2015

to 11/30/2015

**** Records in Filed Report ****

Seq #	Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip	Type	Purpose	Amount
Date				Amend
22	WELLS FARGO COMMERCIAL/FEDERAL HWY FT LAUDERDALE, FL 3334	MON	BANK FEE	\$1.00
11/27/2015				

ID:

CAMPAIGN TREASURER'S REPORT – ITEMIZED FUND TRANSFERS

Page 1 of 1

Name: Kyle Chaderwick Gibson

Report: 2015 M11

Period: 11/01/2015

to 11/30/2015

**** Records in Filed Report ****

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Type	Nature of Account	Amount Amend

* Incomplete Record

Reviewed On: 3/4/16 9:42 am

Prepared on: 4/4/18 9:35:15AM

EXHIBIT 7 page 5 of 6

ID:

CAMPAIGN TREASURER'S REPORT – ITEMIZED DISTRIBUTIONS

Page 1 of 1

Name: Kyle Chaderwick Gibson

Report: 2015 M11

Period: 11/01/2015

to 11/30/2015

**** Records in Filed Report ****

Seq #	Full Name (Last, Suffix, First, Middle)	Recipient	Purpose	Amount
Date	Street Address & City, State, Zip	Type	Related Expenditure	Amend

* Incomplete Record

Reviewed On: 3/4/16 9:42 am

Prepared on: 4/4/18 9:35:15AM

EXHIBIT 7 page 6 of 6

Wells Fargo Simple Business Checking

Account number: [REDACTED] ■ October 7, 2015 - November 5, 2015 ■ Page 1 of 3



KYLE C GIBSON
DBA KC GIBSON FOR GOV
1418 NE 57TH CT
FORT LAUDERDALE FL 33334-6118

Questions?

Available by phone 24 hours a day, 7 days a week:
Telecommunications Relay Services calls accepted

1-800-CALL-WELLS (1-800-225-5935)

TTY: 1-800-877-4833

En español: 1-877-337-7454

Online: wells Fargo.com/biz

Write: Wells Fargo Bank, N.A. (287)
P.O. Box 6995
Portland, OR 97228-6995

Your Business and Wells Fargo

Cash flow is one of the most critical components of success for a small or mid-sized business. Achieving a positive cash flow does not come by chance. Learn more about managing cash flow by visiting wells Fargo.com.

Account options

A check mark in the box indicates you have these convenient services with your account(s). Go to wells Fargo.com/biz or call the number above if you have questions or if you would like to add new services.

Business Online Banking	<input checked="" type="checkbox"/>
Online Statements	<input checked="" type="checkbox"/>
Business Bill Pay	<input type="checkbox"/>
Business Spending Report	<input checked="" type="checkbox"/>
Overdraft Protection	<input type="checkbox"/>

Activity summary

Beginning balance on 10/7	-\$71.82
Deposits/Credits	245.75
Withdrawals/Debits	- 5.00
Ending balance on 11/5	\$168.93
Average ledger balance this period	-\$42.95

Account number: [REDACTED]

KYLE C GIBSON
DBA KC GIBSON FOR GOV

Florida account terms and conditions apply

For Direct Deposit use
Routing Number (RTN): 063107513

For Wire Transfers use
Routing Number (RTN): 121000248

Overdraft Protection

This account is not currently covered by Overdraft Protection. If you would like more information regarding Overdraft Protection and eligibility requirements please call the number listed on your statement or visit your Wells Fargo store.

Account number: [REDACTED] ■ October 7, 2015 - November 5, 2015 ■ Page 2 of 3



Transaction history

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
10/29		Rally.Org Sv8T 8686482220 151028 Kyle Kc Gibson for Gov	45.75		-26.07
11/2		ATM Cash Deposit on 11/01 1700 W. Commercial Bl Ft Lauderdale FL 0003982 ATM ID 0983Z Card 5314	100.00		73.93
11/5		ATM Cash Deposit on 11/04 4950 W. Kennedy Blvd Tampa FL 0001183 ATM ID 0622D Card 5314	100.00		
11/5		Monthly Service Fee		5.00	168.93
Ending balance on 11/5					168.93
Totals			\$245.75	\$5.00	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted, fees may have been assessed.

Monthly service fee summary

For a complete list of fees and detailed account information, please see the Wells Fargo Fee and Information Schedule and Account Agreement applicable to your account or talk to a banker. Go to wellsfargo.com/feefaq to find answers to common questions about the monthly service fee on your account.

Fee period 10/07/2015 - 11/05/2015	Standard monthly service fee \$10.00	You paid \$5.00
How to reduce the monthly service fee by \$5.00	Minimum required	This fee period
Have any ONE of the following account requirements		
· Average ledger balance	\$500.00	-\$43.00 <input type="checkbox"/>

Monthly service fee discount(s) (applied when box is checked)

Online only statements (\$5.00 discount)

C/C1

Account transaction fees summary

Service charge description	Units used	Units Included	Excess units	Service charge per excess units (\$)	Total service charge (\$)
Cash Deposited (\$)	200	3,000	0	0.0030	0.00
Transactions	1	50	0	0.50	0.00
Total service charges					\$0.00

EXHIBIT 8 page 2 of 5

Wells Fargo Simple Business Checking

Account number: [REDACTED] ■ November 6, 2015 - December 4, 2015 ■ Page 1 of 4



KYLE C GIBSON
DBA KC GIBSON FOR GOV
1418 NE 57TH CT
FORT LAUDERDALE FL 33334-6118

Questions?

Available by phone 24 hours a day, 7 days a week:

Telecommunications Relay Services calls accepted

1-800-CALL-WELLS (1-800-225-5935)

TTY: 1-800-877-4833

En español: 1-877-337-7454

Online: wellsfargo.com/biz

Write: Wells Fargo Bank, N.A. (287)

P.O. Box 6995

Portland, OR 97228-6995

Your Business and Wells Fargo

Cash flow is one of the most critical components of success for a small or mid-sized business. Achieving a positive cash flow does not come by chance. Learn more about managing cash flow by visiting wellsfargoworks.com.

Account options

A check mark in the box indicates you have these convenient services with your account(s). Go to wellsfargo.com/biz or call the number above if you have questions or if you would like to add new services.

Business Online Banking

Online Statements

Business Bill Pay

Business Spending Report

Overdraft Protection

Activity summary

Beginning balance on 11/6	\$168.93
Deposits/Credits	710.20
Withdrawals/Debits	- 838.04
Ending balance on 12/4	\$41.09
 Average ledger balance this period	 \$145.17

Account number: [REDACTED]

KYLE C GIBSON

DBA KC GIBSON FOR GOV

Florida account terms and conditions apply

For Direct Deposit use

Routing Number (RTN): 063107513

For Wire Transfers use

Routing Number (RTN): 121000248

Overdraft Protection

This account is not currently covered by Overdraft Protection. If you would like more information regarding Overdraft Protection and eligibility requirements please call the number listed on your statement or visit your Wells Fargo store.

Account number: [REDACTED] ■ November 6, 2015 - December 4, 2015 ■ Page 2 of 4



Transaction history

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
11/9		Purchase authorized on 11/07 Jimbos Pit Bbq Tampa FL S305311771842955 Card 5314		28.75	142.18
11/10		Withdrawal Made In A Branch/Store		20.00	122.18
11/12		Purchase authorized on 11/10 Fedexoffice 0001 Fort Laurerda FL S585314780139442 Card 5314		4.97	
11/12		Purchase authorized on 11/11 East Commercial U- Oakland Park FL S585315581418672 Card 5314		28.00	89.21
11/13		ATM Withdrawal authorized on 11/13 3550 N Federal Hwy Lighthouse Pt FL 0005291 ATM ID 0038K Card 5314		40.00	49.21
11/16		Purchase authorized on 11/12 Inn at Boynton Bea Boynton Beach FL S305315781227367 Card 5314		72.75	
11/16		Purchase authorized on 11/14 Speedway 06445 Fort Laurerda FL S165318206967786 Card 5314		18.00	-41.54
11/17		Overdraft Fee for a Transaction Posted on 11/16 \$72.75 Purchase Authori Zed on 11/12 Inn at Boynton Bea Boynton		35.00	
11/17		Overdraft Fee for a Transaction Posted on 11/16 \$18.00 Purchase Authori Zed on 11/14 Speedway 06445 Fort Lau		35.00	-111.54
11/18		Rally.Org Sv9T 8886482220 151117 Kyle Kc Gibson for Gov	460.20		348.66
11/19		ATM Cash Deposit on 11/19 1700 W. Commercial Bl Ft Lauderdale FL 0007490 ATM ID 0983I Card 5314	200.00		548.66
11/20		Purchase authorized on 11/19 Fedexoffice 0001 Fort Laurerda FL S585323442430710 Card 5314		14.10	534.56
11/23		Purchase authorized on 11/19 Ahoskie Inn Ahoskie NC S385324001689571 Card 5314		222.00	
11/23		Purchase authorized on 11/22 Enterprise Rent-A- Norfolk VA S385323704471137 Card 5314		85.09	227.47
11/25		Purchase authorized on 11/24 Chill's Plantation Plantation FL S305328688917012 Card 5314		48.28	
11/25		Purchase authorized on 11/25 Lsa*Law School Adm 215-968-1001 PA S385328610157805 Card 5314		175.00	4.21
11/27		ATM Statement Fee 11/25 4875 No. Fed Ft Lauderdale FL ATM ID 0685S Card 5314		1.00	3.21
11/30		ATM Cash Deposit on 11/30 1700 W. Commercial Bl Ft Lauderdale FL 0001293 ATM ID 0983I Card 5314	60.00		63.21
12/4		Purchase authorized on 12/03 Fedexoffice 0001 Fort Laurerda FL S305337805271711 Card 5314		7.12	
12/4		Monthly Service Fee		5.00	41.09
Ending balance on 12/4					41.09
Totals			\$710.20	\$838.04	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted, fees may have been assessed.

Monthly service fee summary

For a complete list of fees and detailed account information, please see the Wells Fargo Fee and Information Schedule and Account Agreement applicable to your account or talk to a banker. Go to wells Fargo.com/feefaq to find answers to common questions about the monthly service fee on your account.

Fee period 11/06/2015 - 12/04/2015	Standard monthly service fee \$10.00	You paid \$5.00
How to reduce the monthly service fee by \$5.00	Minimum required	This fee period
Have any ONE of the following account requirements		
· Average ledger balance	\$500.00	\$145.00 <input type="checkbox"/>

Monthly service fee discount(s) (applied when box is checked)

Online only statements (\$5.00 discount)
01/01

EXHIBIT 8 page 4 of 5

Account number: [REDACTED] ■ November 6, 2015 - December 4, 2015 ■ Page 3 of 4



Account transaction fees summary

<i>Service charge description</i>	<i>Units used</i>	<i>Units included</i>	<i>Excess units</i>	<i>Service charge per excess units (\$)</i>	<i>Total service charge (\$)</i>
Cash Deposited (\$)	200	3,000	0	0.0030	0.00
Transactions	1	50	0	0.60	0.00
Total service charges					\$0.00

Wells Fargo Simple Business Checking

Account number: [REDACTED] ■ April 7, 2016 - May 5, 2016 ■ Page 1 of 4



KYLE C GIBSON
 DBA KC GIBSON FOR GOV
 1418 NE 57TH CT
 FORT LAUDERDALE FL 33334-6118

Questions?

Available by phone 24 hours a day, 7 days a week:
 Telecommunications Relay Services calls accepted

1-800-CALL-WELLS (1-800-225-5935)

TTY: 1-800-877-4833

En español: 1-877-337-7454

Online: wells Fargo.com/biz

Write: Wells Fargo Bank, N.A. (287)
 P.O. Box 6995
 Portland, OR 97228-6995

Your Business and Wells Fargo

The plans you establish today will shape your business far into the future. The heart of the planning process is your business plan. Take the time now to build a strong foundation. Find out more at wells Fargo.com/plan.

Account options

A check mark in the box indicates you have these convenient services with your account(s). Go to wells Fargo.com/biz or call the number above if you have questions or if you would like to add new services.

- Business Online Banking
- Online Statements
- Business Bill Pay
- Business Spending Report
- Overdraft Protection

Activity summary

Beginning balance on 4/7	\$75.60
Deposits/Credits	414.00
Withdrawals/Debits	- 486.41
Ending balance on 5/5	\$3.19
 Average ledger balance this period	 \$55.52

Account number: [REDACTED]

KYLE C GIBSON
DBA KC GIBSON FOR GOV

Florida account terms and conditions apply

For Direct Deposit use
 Routing Number (RTN): 063107513

For Wire Transfers use
 Routing Number (RTN): 121000248

Overdraft Protection

This account is not currently covered by Overdraft Protection. If you would like more information regarding Overdraft Protection and eligibility requirements please call the number listed on your statement or visit your Wells Fargo store.

Account number: [REDACTED] ■ April 7, 2016 - May 5, 2016 ■ Page 2 of 4



Transaction history

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
4/14		ATM Cash Deposit on 04/13 1700 W. Commercial Bl Ft Lauderdale FL 0000304 ATM ID 09831 Card 5314	10.00		85.80
4/15		Purchase authorized on 04/13 Miami Subs #6 Fort Lauderdale FL S466105044067562 Card 5314		13.13	
4/15		Purchase authorized on 04/14 Pizza Hut 012367 Ft Lauderdale FL S306105772370838 Card 5314		14.09	58.38
4/18		ATM Cash Deposit on 04/18 3650 Phillips Hwy Jacksonville FL 0007640 ATM ID 6725F Card 5314	404.00		
4/18		Purchase authorized on 04/18 Hyatt Regency - Fo Jacksonville FL S586107654910303 Card 5314		16.88	
4/18		Purchase authorized on 04/17 Applebee's Nei9867 Jacksonville FL S466108185633781 Card 5314		35.63	409.89
4/19		Purchase authorized on 04/17 Hyatt Regency - Fo Jacksonville FL S386108659945326 Card 5314		15.86	
4/19		Purchase authorized on 04/17 Shell Oil 12472104 Jacksonville FL S586109069197897 Card 5314		26.50	
4/19		Purchase authorized on 04/17 Shell Oil 12472104 Jacksonville FL S306109072662618 Card 5314		8.27	359.26
4/20		Purchase authorized on 04/19 Hilton Garden Inn Jacksonville FL S306107119646010 Card 5314		356.07	3.19
Ending balance on 5/5					3.19
Totals			\$414.00	\$466.41	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted, fees may have been assessed.

Monthly service fee summary

For a complete list of fees and detailed account information, please see the Wells Fargo Fee and Information Schedule and Account Agreement applicable to your account or talk to a banker. Go to wellsfargo.com/feefaq to find answers to common questions about the monthly service fee on your account.

Fee period 04/07/2016 - 05/05/2016 Standard monthly service fee \$10.00 You paid \$0.00

This is the final period with the fee waived. For the next fee period, you need to meet the requirement(s) to avoid the monthly service fee.

How to avoid the monthly service fee	Minimum required	This fee period
Have any ONE of the following account requirements		
• Average ledger balance	\$500.00	\$56.00 <input type="checkbox"/>

C1/C1

Account transaction fees summary

Service charge description	Units used	Units included	Excess units	Service charge per excess units (\$)	Total service charge (\$)
Cash Deposited (\$)	400	3,000	0	0.0030	0.00
Transactions	0	50	0	0.50	0.00
Total service charges					\$0.00

EXHIBIT 9 page 2 of 5

Wells Fargo Simple Business Checking

Account number: [REDACTED] ■ May 6, 2016 - June 6, 2016 ■ Page 1 of 4



KYLE C GIBSON
DBA KC GIBSON FOR GOV
1418 NE 57TH CT
FORT LAUDERDALE FL 33334-6118

Questions?

Available by phone 24 hours a day, 7 days a week:
Telecommunications Relay Services calls accepted
1-800-CALL-WELLS (1-800-225-5935)

TTY: 1-800-877-4833

En español: 1-877-337-7454

Online: wellsfargo.com/biz

Write: Wells Fargo Bank, N.A. (287)
P.O. Box 6995
Portland, OR 97228-6995

Your Business and Wells Fargo

The plans you establish today will shape your business far into the future. The heart of the planning process is your business plan. Take the time now to build a strong foundation. Find out more at wellsfargoworks.com/plan.

Account options

A check mark in the box indicates you have these convenient services with your account(s). Go to wellsfargo.com/biz or call the number above if you have questions or if you would like to add new services.

Business Online Banking
Online Statements
Business Bill Pay
Business Spending Report
Overdraft Protection



IMPORTANT ACCOUNT INFORMATION

The section titled "Rights and Responsibilities" - "Are we allowed to close your account" and "When are you allowed to close your account" in your Account Agreement have been deleted and replaced by the following effective August 5, 2016.

When can your account be closed?

We can close your account at any time. If the account is closed, we may send the remaining balance on deposit in your account by traditional mail or credit it to another account you maintain with us.

We may, but are not required to allow you to leave on deposit sufficient funds to cover outstanding items to be paid from your account.

- If we do allow funds to remain on deposit, the terms and conditions of the Agreement will continue to apply until we make a final disbursement from your account.

- If we do not allow you to keep funds on deposit, we will not be liable for any loss or damage that may result from dishonoring any of your items that are presented or otherwise received after your account is closed.

Account number: [REDACTED] ■ May 6, 2016 - June 6, 2016 ■ Page 2 of 4



- You can close your account at any time if the account is in good standing (e.g., does not have a negative balance or any restrictions on the account).

- If your account is an interest-earning account, it will cease to earn interest from the date you request it be closed.

- If your account has Overdraft Protection and/or Debit Card Overdraft Service, these services will be removed when you request to close your account.

- If your account balance does not reach zero within 30 days from the date of your request to close your account, we will charge you the applicable monthly service fee if you do not meet the requirements to avoid the monthly service fee. If the monthly service fee is greater than your account balance, only the amount equal to your account balance will be charged and your account will be closed.

- After 30 days, if your account balance does not reach zero, your account will be returned to active status and subject to all applicable fees. If your account is a variable interest earning account, the interest rates disclosed in the rate sheet in effect on the date your account is returned to active status will apply. We may change the interest rate for variable rate accounts at any time. You will need to reestablish Overdraft Protection and/or Debit Card Overdraft Service if desired by contacting your banker or calling the number on your statement.

Activity summary

Beginning balance on 5/6	\$3.19
Deposits/Credits	501.29
Withdrawals/Debits	- 598.44
Ending balance on 6/6	-\$93.96
Average ledger balance this period	\$106.48

Account number: [REDACTED]

KYLE C GIBSON
DBA KC GIBSON FOR GOV

Florida account terms and conditions apply

For Direct Deposit use
 Routing Number (RTN): 063107513

For Wire Transfers use
 Routing Number (RTN): 121000248

Overdraft Protection

This account is not currently covered by Overdraft Protection. If you would like more information regarding Overdraft Protection and eligibility requirements please call the number listed on your statement or visit your Wells Fargo store.

Transaction history

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
5/10		ATM Cash Deposit on 05/10 4875 No. Federal Hwy Ft Lauderdale FL 0001986 ATM ID 0685S Card 5314	183.00		186.19
5/11		ATM Cash Deposit on 05/11 4875 No. Federal Hwy Ft Lauderdale FL 0002191 ATM ID 0685S Card 5314	150.00		
5/11		eDeposit IN Branch/Store 05/11/16 02:10:12 Pm 4875 N Federal Hwy Fort Lauderdale FL 5314	50.00		
5/11		Purchase authorized on 05/10 Popeye's #11934 Oakland Park FL S386132016369533 Card 5314		25.42	360.77
5/12		Rally.Org Sv8T 8886482220 160511 Kyle Kc Gibson for Gov	18.29		379.06
5/17		ATM Check Deposit on 05/17 3900 Silver Star Road Orlando FL 0007119 ATM ID 0746H Card 5314	100.00		
5/17		ATM Withdrawal authorized on 05/17 3900 Silver Star Road Orlando FL 0007120 ATM ID 0746H Card 5314		100.00	379.06
5/18		Purchase authorized on 05/18 Publix Super Mar 870 V Lake Mary FL P00306139698438843 Card 5314		19.52	359.54
5/23		Purchase authorized on 05/20 Marathon Petro1708 Miami FL S468141740189950 Card 5314		11.50	
5/23		Purchase authorized on 05/21 Dollar Rent A Car Ft Lauderdale FL S386132678097885 Card 5314		397.00	-48.96

EXHIBIT 9 page 4 of 5

Account number: [REDACTED] ■ May 6, 2016 - June 6, 2016 ■ Page 3 of 4



Transaction history (continued)

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
5/24		Overdraft Fee for a Transaction Posted on 05/23 \$397.00		35.00	-83.96
		Purchase Authorized on 05/21 Dollar Rent A Car Ft Laude			
6/6		Monthly Service Fee		10.00	-93.96
Ending balance on 6/6					-93.96
Totals			\$501.29	\$598.44	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted, fees may have been assessed.

Monthly service fee summary

For a complete list of fees and detailed account information, please see the Wells Fargo Fee and Information Schedule and Account Agreement applicable to your account or talk to a banker. Go to wellsfargo.com/feefaq to find answers to common questions about the monthly service fee on your account.

Fee period 05/06/2016 - 06/06/2016	Standard monthly service fee \$10.00	You paid \$10.00
How to avoid the monthly service fee	Minimum required	This fee period
Have any ONE of the following account requirements		
• Average ledger balance	\$500.00	\$106.00 <input type="checkbox"/>

C1/C1

Account transaction fees summary

Service charge description	Units used	Units included	Excess units	Service charge per excess units (\$)	Total service charge (\$)
Cash Deposited (\$)	300	3,000	0	0.0030	0.00
Transactions	3	50	0	0.50	0.00
Total service charges					\$0.00

IMPORTANT ACCOUNT INFORMATION

Revised Agreement for Online Access

We're updating our Online Access Agreement effective September 15, 2016. To see what is changing, please visit wellsfargo.com/onlineupdates.

**FLORIDA DEPARTMENT OF STATE, DIVISION OF ELECTIONS
CAMPAIGN TREASURER'S REPORT SUMMARY**

(1) Kyle Chaderwick Gibson (2) 64360
Candidate, Committee or Party Name I.D. Number

(3) 1418 Northeast 57th Court Fort Lauderdale FL 33359-0581
Address (number and street) City State Zip Code
 Check box if address has changed since last report

(4) Check appropriate box(es):
 Candidate (office sought):
 Political Committee Check if PC has DISBANDED
 Committee of Continuous Existence Check if CCE has DISBANDED
 Party Executive Committee

(5) REPORT IDENTIFIERS

Cover Period: From 05/01/2016 To 05/31/2016 Report Type: M5
 Original Amendment Special Election Report

(6) CONTRIBUTIONS THIS REPORT		(7) EXPENDITURES THIS REPORT	
Cash & Checks	\$20.18	Monetary Expenditures	\$588.44
Loans	\$383.00	Transfers to Office Account	\$0.00
<i>Total Monetary</i>	\$403.18	<i>Total Monetary</i>	\$588.44
In-Kind	\$0.00	(8) Other Distributions	

Certification

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

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

Name of Treasurer Deputy Treasurer

X _____
Signature

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

Name of Candidate Chairman (PC/PTY Only)

X _____
Signature

Name: Kyle Chaderwick Gibson

Report: 2016 M5

Period: 05/01/2016 to 05/31/2016

** Records in Filed Report **

Seq #	Full Name (Last, Suffix, First, Middle)	Contributor	Occupation	Amount
Date	Street Address & City, State, Zip	Type	In-Kind Description	Amend
1	GIBSON KYLE 1418 NE 57TH COURT FT. LAUDERDALE, FL 33334	S		\$183.00
05/10/2016		LOA		
2	GIBSON KYLE 1418 NE 57TH COURT FT LAUDERDALE, FL 33334	S		\$150.00
05/11/2016		LOA		
3	GIBSON KYLE 1418 NE 57TH COURT FT LAUDERDALE, FL 33334	S		\$50.00
05/11/2016		LOA		
4	BELFORD, BONNIE 4525 71ST ST W, APT 226 BRADENTON, FL 34210	I	RETIRED	\$20.18
05/07/2016		CAS		

Name: Kyle Chaderwick Gibson

Report: 2016 M5

Period: 05/01/2016

to 05/31/2016

** Records in Filed Report **

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Type	Purpose	Amount Amend
1 05/11/2016	POPEYES DIXIE/COMMERCIAL BLVD FT LAUDERDALE, FL 33334	MON	FOOD FOR VOLUNTEERS	\$25.42
2 05/04/2016	FEDEX FEDERAL/BROWARD BLVD FT. LAUDERDALE, FL 33334	PCS	COMPUTER USE AND COPIES	\$41.00
3 05/17/2016	GIBSON KYLE 1418 NE 57TH COURT FT LAUDERDALE, FL 33334	PCW	SUPPLIES	\$100.00
4 05/16/2016	PUBLIX 4195 W LAKE MARY BLVD LAKE MARY, FL 32746	MON	FOOD/WATER FOR VOLUNTEERS	\$19.52
5 05/23/2016	MARATHON GAS 3000 SW 27T AVE MIAMI, FL 33133	MON	GAS	\$11.50
6 05/27/2016	DOLLAR RENTAL CAR FEDERAL HWY PORT EVERGLADES FT LAUDERDALE, FL 33334	MON	RENTAL OF CAR	\$397.00
7 05/24/2016	WELLS FARGO FEDERAL/COMMERCIAL BLVD FT. LAUDERDALE, FL 33334	MON	BANK FEES	\$35.00

ID:

CAMPAIGN TREASURER'S REPORT – ITEMIZED FUND TRANSFERS

Page 1 of 1

Name: Kyle Chaderwick Gibson

Report: 2016 M5

Period: 05/01/2016 to 05/31/2016

**** Records in Filed Report ****

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Type	Nature of Account	Amount Amend

* Incomplete Record

Reviewed On: 6/10/16 3:45 pm

Prepared on: 4/4/18 9:30:56AM

EXHIBIT 10 page 4 of 5

ID:

CAMPAIGN TREASURER'S REPORT – ITEMIZED DISTRIBUTIONS

Name: Kyle Chaderwick Gibson

Report: 2016 M5

Period: 05/01/2016

to 05/31/2016

**** Records in Filed Report ****

Seq # Date	Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip	Recipient	Purpose	Amount
		Type	Related Expenditure	Amend

* Incomplete Record

Reviewed On: 6/10/16 3:45 pm

Prepared on: 4/4/18 9:30:57AM

EXHIBIT 10 page 5 of 5

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

RECEIVED
DEPARTMENT OF STATE
OFFICE USE
2014 SEP 25 AM 10:00
DIVISION OF ELECTIONS
TALLAHASSEE, FL

I, Kyle KC Gibson,

candidate for the office of Governor of Florida;

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

X *Kyle C. Gibson*
Signature of Candidate

Sept 20, 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
www.fec.state.fl.us; fec@myfloridalegal.com

October 17, 2017

Kyle Chaderwick Gibson
1418 NW 57th Court
Ft. Lauderdale, FL 33334

RE: Case No.: FEC 17-276; Respondent: Kyle Chaderwick Gibson

Dear Mr. Gibson:

On August 11, 2017, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more **legally sufficient allegations**. The Commission staff will investigate the following alleged violations:

Section 106.07(2)(b)1., Florida Statutes: Kyle Chaderwick Gibson, a 2016 candidate for Governor, acting as his own treasurer, failed to timely make necessary amendments to the campaign's 2015 M11 and 2016 M5 campaign treasurer's reports, as alleged in the complaint.

Section 106.07(5), Florida Statutes: Kyle Chaderwick Gibson, a 2016 candidate for Governor, may have certified that one or more campaign treasurer reports were true, correct, and complete when they were not, as alleged in the complaint.

Section 106.19(1)(b), Florida Statutes: Kyle Chaderwick Gibson, a 2016 candidate for Governor, may have failed to report one or more contributions required to be reported by Chapter 106, Florida Statutes, as alleged in the complaint.

Section 106.19(1)(c), Florida Statutes: Kyle Chaderwick Gibson, a 2016 candidate for Governor, may have falsely reported or deliberately failed to include information in one or more campaign reports, as alleged in the complaint.

Kyle Chaderwick Gibson
October 17, 2017
Page 2
FEC 17-276

Section 106.19(1)(d), Florida Statutes: Kyle Chaderwick Gibson, a 2016 candidate for Governor, may have made or authorized one or more expenditures prohibited by Chapter 106, Florida Statutes, as alleged in the complaint.

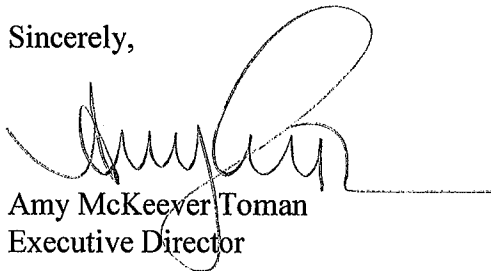
When we conclude the investigation, a copy of the Report of Investigation (ROI) will be mailed to you at the above address. Based on the results of the investigation, a staff attorney will make a written recommendation (Staff Recommendation or SR) to the Commission as to whether there is probable cause to charge 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 violations occurred and, if so, the amount of the fine to be imposed. You and the complainant will receive notice at least 14 days before any hearing at which your case is to be considered.

Please note that all documents related to this matter will be mailed to the above address unless you **notify us of a new address**. Also, please remember that complaints, Commission 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.

For additional information, please refer to the "Frequently Asked Questions" section of the Commission's website (www.fec.state.fl.us).

If you have additional questions, please contact **Samantha Spore**, the investigator assigned to this case.

Sincerely,



Amy McKeever Toman
Executive Director

AMT/enr

**DIVISION OF ELECTIONS
FEC NOTICE FORM**

RECEIVED

2017 AUG 11 P 3:36

To FEC from Division of Elections

STATE OF FLORIDA
ELECTIONS COMMISSION

Name: Kyle Chaderwick Gibson
Account Number: 64360
Candidate: Kyle Chaderwick Gibson
Treasurer: Kyle Chaderwick Gibson
Person Named/Notified: Kyle Chaderwick Gibson

The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to sections 106.22(7) and 106.25, Florida Statutes. An apparent violation of Chapter 106, F.S., has occurred based upon a failure to file addendums after notice as required by section 106.07(2)(b)1., Florida Statutes, for the following report(s):

2015 M11

2016 M5

Sent By: Kristi Reid Willis
Date: August 10, 2017

KRW

ejr

AFFIDAVIT

STATE OF FLORIDA

County of Leon

Kristi Reid Willis, 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. Kyle Chaderwick Gibson (64360) is a 2018 candidate for the office of Governor.
5. On September 25, 2014, Mr. Gibson filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. He appointed himself as treasurer.
6. On June 29, 2017, the Division mailed Mr. Gibson notification that the 2015 M11 and 2016 M5 campaign treasurer's reports were incomplete.
7. On July 14, 2017, the Division mailed Mr. Gibson notification that the 2015 M11 and 2016 M5 campaign treasurer's reports were incomplete.
8. On July 27, 2017, the Division mailed Mr. Gibson final notification with delivery confirmation that the 2015 M11 and 2016 M5 campaign treasurer's reports were incomplete. (See attached letter and delivery confirmation.)

9. As of August 10, 2017, the 2015 M11 and 2016 M5 campaign treasurer's reports remain incomplete.

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

Kent Reice Willis

Signature of Affiant

Sworn to (or affirmed) and subscribed before me this **10th** day of **August 2017**.

Stacy L Bagley

Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known





FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

FINAL NOTICE

Delivery Confirmation:

USPS TRACKING # **9114 9014 9645 0956 1004 35**
& CUSTOMER RECEIPT For Tracking or inquiries go to USPS.com
or call 1-800-222-1811

July 27, 2017

Kyle Chaderwick Gibson
1418 Northeast 57th Court
Fort Lauderdale, FL 33359-0581

Re: CAN 64360

Dear Mr. Gibson:

You have previously been advised that one or more campaign treasurer's reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this letter to correct errors or provide missing information. If the information has been reported accurately, you must provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that if you fail to comply with this request, 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 need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280.

Sincerely,

Kristi Reid Bronson
Chief, Bureau of Election Records

Attachment

Florida Department of State - Division of Elections
Compliance Report

Candidate: Kyle Chaderwick Gibson

Office: GOV

Report: 2015 M11 (15) Covering Period: 11/1/15 - 11/30/15

Account: 64360

Overall

Contributions

Expenditures

<u>Statute</u>	<u>FAC</u>	<u>Description</u>	<u>Seg</u>	<u>Date</u>	<u>Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
106 07(2)		Missing or Erroneous Data	10	11/12/201	GAS STATION ???????? HAVE TO AMEND FOR NAME		MON	\$28 00

Fund Transfers

Other Distributions

Report: 2016 M5 (21) Covering Period: 5/1/16 - 5/31/16

Account: 64360

Overall

<u>Statute</u>	<u>FAC</u>	<u>Description</u>
106.11		Deficit Balance - written explanation required

Contributions

Expenditures

Fund Transfers

Other Distributions

Sum of Contributions vs Expenditures

7/27/2017 8:39:50 AM

Kyle Chaderwick Gibson

64360

Date of last Contribution: 6/28/17

0 After

Year	Report	Contributions	Expenditures	Running Total
2014	M9	\$0.00	\$0.00	\$0.00
	M10	\$600.00	\$486.70	\$113.30
	M11	\$0.00	\$0.00	\$113.30
	M12	\$0.00	\$0.00	\$113.30
2015	M1	\$20.00	\$0.00	\$133.30
	M2	\$20.00	\$22.84	\$130.46
	M3	\$0.00	\$0.00	\$130.46
	M4	\$0.00	\$0.00	\$130.46
	M5	\$0.00	\$0.00	\$130.46
	M6	\$0.00	\$0.00	\$130.46
	M7	\$150.00	\$50.00	\$230.46
	M8	\$0.00	\$51.54	\$178.92
	M9	\$194.00	\$180.96	\$191.96
	M10	\$146.18	\$190.80	\$147.34
	M11	\$950.00	\$895.47	\$201.87
	M12	\$625.00	\$196.83	\$630.04
2016	M1	\$406.80	\$612.72	\$424.12
	M2	\$75.36	\$339.12	\$160.36
	M3	\$150.00	\$62.43	\$247.93
	M4	\$413.60	\$489.41	\$172.12
	M5	\$403.18	\$588.44	(\$13.14)
	M6	\$0.00	\$0.00	(\$13.14)
	M7	\$0.00	\$0.00	(\$13.14)
	M8	\$100.00	\$0.00	\$86.86
	M9	\$0.00	\$0.00	\$86.86
	M10	\$0.00	\$0.00	\$86.86
	M11	\$0.00	\$0.00	\$86.86
	M12	\$0.00	\$0.00	\$86.86
2017	M1	\$0.00	\$0.00	\$86.86

Sum of Contributions vs Expenditures

7/27/2017 8:39:50 AM

Kyle Chaderwick Gibson

64360

Date of last Contribution: 6/28/17

0 After

Year	Report	Contributions	Expenditures	Running Total
2017	M2	\$0 00	\$0.00	\$86.86
	M3	\$0 00	\$0.00	\$86.86
	M4	\$0.00	\$0.00	\$86.86
	M5	\$0.00	\$0.00	\$86.86
	M6	\$250.00	\$0.00	\$336.86
Campaign Total:		\$4,504.12	\$4,167.26	

USPS Tracking® Results

FAQs > (<http://faq.usps.com/?articleId=220900>)

Track Another Package +

Remove X

Tracking Number: 9114901496450956100435



Delivered

Updated Delivery Day: Monday, July 31, 2017 ⓘ

Product & Tracking Information

See Available Actions

Postal Product:

Features:
USPS Tracking®

DATE & TIME	STATUS OF ITEM	LOCATION
July 31, 2017, 2:12 pm	Delivered, In/At Mailbox	FORT LAUDERDALE, FL 33334



Your item was delivered in or at the mailbox at 2:12 pm on July 31, 2017 in FORT LAUDERDALE, FL 33334.

July 31, 2017, 9:51 am	Out for Delivery	FORT LAUDERDALE, FL 33334
July 31, 2017, 9:41 am	Sorting Complete	FORT LAUDERDALE, FL 33334

DATE & TIME	STATUS OF ITEM	LOCATION
July 31, 2017, 4:30 am	Arrived at Post Office	FORT LAUDERDALE, FL 33310

[See More](#) 

Available Actions

Text Updates



Email Updates



[See Less](#) 

Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

[FAQs \(http://faq.usps.com/?articleId=220900\)](http://faq.usps.com/?articleId=220900)

HISTORY NOTES
Kyle Chaderwick Gibson - 64360

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
54659	7/5/2017 1:00:00 PM		Ejrowlette
Re: Incomplete DSDE 9 changing depository I called Mr. Gibson and told him that we would need a new DSDE9 because this one was missing his candidate address. He told me he would take care of it. Ejr			
50708	10/10/2016 12:23:00 PM		slbagley
RE: 2016 M6 Audit Received phone call from Mr. Gibson, returning Erika's phone call but she was gone to lunch. I assisted him in deleting the blank entry in the M6. He said that was all he required help with. -slb			
50556	9/29/2016 1:15:00 PM		Ejrowlette
Re: Audit of 2016 M6 Mr Gibson called and left a voice message on my phone saying he could not delete the transaction. I called him back but got his voice mail. I left a detailed message on how he needed to open the report, go to filings and click on amend report in order to make changes. I told him to call us back if he needed to have help. Ejr			
50520	9/27/2016 2:41:00 PM		Ejrowlette
RE: Audit of 2016 M6 I attempted to reach Mr. Gibson but got his voice mail. I asked him to please amend and correct his 2016 M6 report; otherwise, on Friday of this week, the issue will be referred to the FEC. Ejr			

HISTORY NOTES
Kyle Chaderwick Gibson - 64360

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
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49843

8/18/2016 4:42:00 PM

zjsantos

RE: Returned Mail

Attention Mr. Kyle Chaderwick Gibson, Candidate for Governor (64360)

This email is to inform you that we have received returned mail from your address:

Post Office Box 590581
Tamarac, Florida 33359-0581

I have attached a pdf of the returned mail to this email.

Please update your address with us, you may do so by either logging into EFS and changing it in the Campaign Account section, or by sending us a signed letter stating the address change.

You may send the signed written letter to:

Bureau of Election Records
Florida Department of State
R.A. Gray Building, Room 316
500 S. Bronough Street
Tallahassee, FL 32399

You may email a copy of the letter to:
<mailto:ElecRecords@dos.myflorida.com?subject=Update of Address>

Or by fax to:

850-245-6259 or 850-245-6260

If you have any questions, please contact me at 850-245-6280.

Zach Santos
Regulatory Specialist I
Bureau of Election Records
Florida Department of State
R.A. Gray Building
500 S. Bronough Street
Tallahassee, FL 32399
Helpline: 850.245.6280

47546

5/5/2016 1:18:00 PM

zjsantos

RE: Returned Mail

I left a voicemail explaining that we have returned mail for Mr. Gibson and explained how he can update it with us.

HISTORY NOTES
Kyle Chaderwick Gibson - 64360

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
46984	3/23/2016 9:11:00 AM		EJRowlette
<p>Re: Audit letter requested before referral Attempted to reach Mr. Gibson by phone this morning to request his letter of explanation for the \$175 used for Law School. I got his voice mail and left a message. I also emailed Mr. Gibson at the email he provided the division of elections: KCIN2018@gmail.com. See below for email. Ejr</p> <p>'KCIN2018@gmail.com' Attention Mr. Kyle Chaderwick Gibson, 2018 Candidate for Governor (64360). This email is in reference to an audit mailed out on January 14, February 2, and February 16, 2016. You and I spoke on March 4 in making the necessary corrections to these campaign finance reports; however, I also told you that a letter of explanation from you was necessary in detailing the expense of \$175 used for Law School but was later refunded. A referral to the Florida Elections Commission will be sent tomorrow, March 24, 2016, if your letter is not received by the end of this working day, March 23, 2016. Please email your letter to: DivElections@dos.state.fl.us Or fax: 850-245-6260 If you have any questions, please contact me at 850-245-6280. Erika J. Rowlette Regulatory Specialist II Bureau of Election Records Florida Department of State</p>			
46497	2/12/2016 9:23:00 AM		ejrowlette
<p>Re: Returning Mr. Gibson's phone call I attempted to get back with Mr. Gibson, but I got a voice mail. I told him I got his message and was returning his call. I explained that the errors on his reports were still there. I told him to call back and I'd assist him in making the necessary corrections to this report and the others that are still incomplete. Ejr</p>			
46483	2/11/2016 2:55:00 PM		ejrowlette
<p>Re: Uncorrected audits (Phone call from Mr. Gibson) Mr. Gibson left a voice mail concerning one of the transactions... a \$175 transaction he was paying back to the campaign account. I will see if I can locate it.ejr</p>			
46442	2/10/2016 11:25:00 AM		EJRowlette
<p>Re: Uncorrected Audits Attempted to reach candidate by phone but got voice mail. I explained that he had several reports that needed his attention in correcting errors. I asked him to please call me back and I would assist him in making these updates. I told him that if the corrections weren't made, this matter would be referred to the Florida Election Commission. ejr 1/8/16- No change to report. I sent him an email. See CanCom for email. Ejr</p>			
46037	1/13/2016 8:32:00 AM		jvquinn
<p>Re: Pin Number Received a call from Mr. Gibson wanting his treasurer's pin number. Mr. Gibson sent in a letter requesting this pin number, so I was able to release the information that he was requesting.</p>			
46018	1/12/2016 11:23:00 AM		DSBrown
<p>RE: Request for PIN DOE received a faxed letter from the candidate requesting his treasurer PIN. I called Mr. Gibson's phone number (as indicated on the letter) at 8:40 am; left message advising Mr. Gibson that I would be in a meeting starting at 9:00 am, but he could call Janet Quinn (gave direct number) for his treasurer PIN. At 11:20 pm, I checked to see if Mr. Gibson had left me a message or called Janet. He had not.</p>			
45972	1/11/2016 8:37:00 AM		DSBrown
<p>Re: Request for Credentials Candidate faxed a letter requesting his password be reset. I called and spoke to Mr. Gibson; reset his password. After advising him of the password, he read it back to me. He said he did not need his PIN's.</p>			

HISTORY NOTES
Kyle Chaderwick Gibson - 64360

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
45959	1/8/2016 11:35:00 AM		EJRowlette
<p>Re: Audit of 2015 M11- email sent to Candidate (kcin2018@gmail.com) Attention Mr. Gibson, Candidate (64360). This email is in reference to an audit mailed out on 12/11/15 and 12/30/15. I have included a copy of the audit attached to this email. Please update this report so we may close out this audit. If you have any questions, please contact me at 850-245-6280.</p> <p>Erika J. Rowlette Regulatory Specialist II Bureau of Election Records</p>			
45634	12/9/2015 1:31:00 PM		DSBrown
<p>RE: Credential Request Form</p> <p>Mr. Gibson hand delivered his CRF. He said he was in town and did not have his credentials with him. He wanted to file his report. He asked that the password be reset. Malcolm assisted Mr. Gibson at the front counter. The password was reset and all of the credentials were then given to Mr. Gibson.</p>			
44494	9/1/2015 4:47:00 PM		zjsantos
<p>RE: Undeliverable email address</p> <p>I spoke with Mr. Gibson and explained to him how he can update his email address, he implied he will as soon as he gets the chance.</p>			