

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: South Florida Cannabis Committee

Case No.: FEC 16-337

TO: South Florida Cannabis Committee
Brandon McNaughton, Chair
9410 Birmingham Drive
Palm Beach Gardens, FL 33410

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

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on, **August 16, 2017 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, Florida 32399**

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

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

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

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

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

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

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

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

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

FILED
17 MAY 31 AM 11:26
STATE OF FLORIDA
ELECTIONS COMMISSION

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,
Petitioner,

Case No.: FEC 16-337

v.

South Florida Cannabis Committee,
Respondent.

_____ /

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on May 17, 2017, in Tallahassee, Florida.

On March 30, 2017, 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 June 10, 2016, South Florida Cannabis Committee violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2016 M5 Report.

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 May 17, 2017.



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Cole H. Kekelis, Assistant General Counsel
South Florida Cannabis Committee, 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: **South Florida Cannabis Committee**

Case No.: **FEC 16-337**

TO: South Florida Cannabis Committee
Brandon McNaughton, Chair
9410 Birmingham Drive
Palm Beach Gardens, FL 33410

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

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, **May 17, 2017 at 10:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Augustus B. Turnbull Conference Center, 555 West Pensacola Street, Room 214, Tallahassee, Florida 32301**

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

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See further instructions on the reverse side.

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

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

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

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: South Florida Cannabis Committee

Case No.: FEC 16-337

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.07(7), Florida Statutes**, 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 March 13, 2017, the following facts and law support this staff recommendation:

1. On August 16, 2016, the Florida Elections Commission (“Commission”) received a referral from the Department of State, Division of Elections (“Division”), alleging that South Florida Cannabis Committee (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent is a political committee registered with the Division. An Appointment of Campaign Treasurer and Designation of Campaign Depository for Political Committees form (“DS-DE 6”) appointing Kelsey McNaughton as the Respondent’s treasurer was filed with the Division on April 20, 2015. Brandon McNaughton is Respondent’s chairman. (ROI Exhibit 1)¹

3. By letter dated January 25, 2017, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because it had not received funds, made contributions, or expended reportable funds during the 2016 M5 reporting period.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, when it failed to file a report on the prescribed reporting date for the 2016 M5 reporting period.

4. By letter dated April 29, 2015, Kristi Reid Bronson, Division of Elections, Chief, Bureau of Election Records, sent Respondent’s chairman a letter acknowledging that the Division had received Respondent’s Statement of Organization and DS-DE 6 forms. The

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

acknowledgment letter advised Respondent that all of the Division's publications and reporting forms were available on its website, including Chapter 106, Florida Statutes, the *Political Committee Handbook*, and the *Calendar of Reporting Dates*. The letter warned Respondent that it was their responsibility to read, understand, and follow the requirements of Florida's election laws. (ROI Exhibit 3)

5. Respondent's 2016 M5 Report was due to be filed by June 10, 2016. However, Respondent failed to either timely file the report or to notify the filing officer that no report would be filed. Division records show that as of March 10, 2017, Respondent had not filed the report or a waiver of the report. (ROI Exhibit 12)

6. On June 13, 2016, and July 5, 2016, the Division sent Respondent's treasurer a letter stating that neither the 2016 M5 campaign treasurer's report nor notification that no reportable activity occurred had been filed. (ROI Exhibit 4 and Exhibit 5)

7. On July 14, 2016, the Division sent Respondent's treasurer a letter marked "Final Notice" stating that neither the 2016 M5 campaign treasurer's report nor notification that no reportable activity occurred had been filed. The notice was delivered on July 18, 2016. (ROI Exhibit 6)

8. A subpoena was issued to Respondent's designated campaign depository to ascertain whether any contributions were received or expenditures were made by Respondent during the relevant reporting period.

9. In an email dated March 1, 2017, a representative of Respondent's campaign depository stated, "Velocity Community Credit Union does not have any records for South Florida Cannabis Committee. Unfortunately the credit union does not do business accounts." (ROI Exhibit 7)

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

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

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

13. Based on the information above, since there is no record of reportable financial activity during the 2016 M5 reporting period, Respondent was not required to file a 2016 M5 Report. However, Respondent was required to notify the filing officer on the prescribed reporting date that no 2016 M5 Report would be filed. Respondent failed to do so.

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

15. The facts set forth above show that Respondent is a political committee registered with the Division. Respondent failed to either file the campaign's 2016 M5 Report or to notify the filing officer on the prescribed reporting date that no report would be filed. The investigation determined that there is no record of reportable financial activity during the 2016 M5 reporting period. Therefore, Respondent was not required to file a 2016 M5 Report, and there is no record of contributions received or expenditures made by Respondent which were not reported or falsely reported. However, since there was no reportable financial activity during the 2016 M5 reporting period, Respondent was required to notify the filing officer on the prescribed reporting date that no report would be filed, yet Respondent failed to do so.

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 violating the following:

Count 1:

On or about June 10, 2016, South Florida Cannabis Committee violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2016 M5 Report.

Respectfully submitted on March 30, 2017,



Cole H. Kekelis
Assistant General Counsel

I reviewed this Staff Recommendation this 30th day of March 2017.



Amy McKeever Toman
Executive Director

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 16-337

Respondent: South Florida Cannabis Committee

Complainant: Division of Elections

Pursuant to Section 106.25, Florida Statutes, on August 16, 2016, the Florida Elections Commission received information from the Division of Elections alleging that Respondent violated Chapter 106, Florida Statutes. The Division's referral was mandated pursuant to Section 106.07(8)(d), Florida Statutes. Commission staff, therefore, investigated whether Respondent violated the following statutes:

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

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

I. Preliminary Information:

1. Respondent, South Florida Cannabis Committee, is a political committee currently registered with the Division of Elections.
2. Complainant is the Division of Elections (Division).
3. Respondent's filing officer is Kristi Reid-Bronson, Chief, Bureau of Election Records.
4. On April 6, 2015, an Appointment of Campaign Treasurer and Designation of Campaign Depository for Political Committees form (DS-DE 6) was filed with the Division. Kelsey McNaughton was appointed to serve as campaign treasurer and Brandon McNaughton was named as the chairman. To review a copy of the DS-DE 6 form, refer to Exhibit 1.
5. On April 27, 2015, a Statement of Organization of Political Committee form (DS-DE 5) was filed with the Division. Respondent's area, scope, and jurisdiction are listed as, "State of Florida Ballot initiatives." The form listed Kelsey McNaughton as treasurer and Brandon McNaughton as chairman. To review a copy of the DS-DE 5 form, refer to Exhibit 2.
6. On April 29, 2015, Ms. Bronson sent Mr. McNaughton, in his capacity as

Respondent's chairman, a letter acknowledging Respondent had been placed on the active committee list. The letter advised Mr. McNaughton that all committees filing reports with the Division are required to file by means of the Division's electronic filing system (EFS). Mr. McNaughton was provided a user identification number and initial password allowing him access to the EFS.

7. The letter also advised Mr. McNaughton that all of the Division's publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *Political Committee Handbook*, and the Calendar of Reporting Dates. The letter further advised Mr. McNaughton that it was his responsibility to read, understand, and follow the requirements of Florida's election laws. To review a copy of the acknowledgement letter, refer to Exhibit 3.

8. On June 13, 2016, the Division sent Kelsey McNaughton, Respondent's treasurer, a letter stating a campaign treasurer's report or notification that no reportable activity occurred had not been filed. The letter was mailed to Respondent's treasurer at the address provided on the committee's DS-DE 5 form; Respondent's chairman, Brandon McNaughton, was provided a copy of the letter. To review a copy of the Division's June 13, 2016 letter, refer to Exhibit 4.

9. On July 5, 2016, the Division sent Kelsey McNaughton a letter marked "Second Notice" stating that a campaign treasurer's report or notification that no reportable activity occurred had been filed. The letter was mailed to Respondent's treasurer at the address provided on the committee's DS-DE 5 form; Respondent's chairman was provided a copy of the letter. To review the letter marked "Second Notice," refer to Exhibit 5.

10. On July 14, 2016, the Division sent Respondent's treasurer a letter marked "Final Notice" stating that the committee's 2016 M5 report had not been filed. The Final Notice was mailed to Respondent's treasurer at the address provided on the committee's DS-DE 5 form (Exhibit 2) and was delivered on July 18, 2016; Respondent's chairman was provided a copy of the letter. To review the letter marked "Final Notice" as well as delivery confirmation, refer to Exhibit 6.

11. On August 16, 2016, the Commission received a referral from the Division alleging that Respondent failed to report campaign activity during the 2016 M5 reporting period, or in the alternative, failed to notify the filing officer that no report would be filed. The allegations will be discussed in the paragraphs that follow.

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

12. I investigated whether Respondent violated this section of the election laws by failing to notify their filing officer, in writing, that no report would be filed for the 2016 M5 reporting period.

13. On February 2, 2017, I subpoenaed Respondent's campaign account records from the designated campaign depository, Velocity Community Credit Union. A written statement from the credit union read, "Velocity Community Credit Union does not have any records for South Florida Cannabis Committee. Unfortunately the credit union does not do business accounts." To review the written statement provided by the credit union, refer to Exhibit 7.

14. Based upon the statement from Respondent's campaign depository, it appears that Respondent was required to notify the filing officer, in writing, that no report would be filed for the 2016 M5 reporting period.

15. Neither Respondent's chairman nor the campaign treasurer provided a written response to the referral.

16. Respondent was found to have violated this section of law on two occasions in the past. In FEC 15-389, an order of probable cause found that Respondent violated Section 106.07(7), Florida Statutes, for not filing its 2015 M5 and 2015 M6 reports on the prescribed due date. To review the order of probable cause from FEC 15-389, refer to Exhibit 8.

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

17. I investigated whether Respondent violated this section of the election laws by failing to report campaign activity during the 2016 M5 reporting period.

18. To review the circumstances regarding Respondent's campaign activity, please refer to paragraphs 13 and 14 of this report.

19. No history of Respondent having previously violated this section of law was found.

IV. FEC History:

20. As per paragraph 16, Respondent has previously violated Section 106.07(7), Florida Statutes, on two occasions.

Conclusion:

21. On August 23, 2016, the Commission sent Mr. McNaughton a letter via certified mail informing him that it received a referral from the Division alleging violations of Florida's election laws. The letter advised Respondent's chairman that he had 14 days to respond to the allegations in the referral; Mr. McNaughton did not provide a response on behalf of Respondent. To review a copy of Commission staff's letter of August 23, 2016, refer to Exhibit 9.

22. On January 25, 2017, the Commission sent Mr. McNaughton a letter informing him that the Division's referral was found to be legally sufficient and the Commission would be investigating Respondent's alleged failure to file the committee's 2016 M5 report, or in the alternative, failed to notify the filing officer that no report would be filed. The letter advised Respondent's chairman he could file a notarized statement providing any information regarding the facts surrounding the allegation. Mr. McNaughton did not provide a notarized statement on behalf of Respondent. To review a copy of Commission staff's letter of January 25, 2017, refer to Exhibit 10.

23. On February 23, 2016, I sent Respondent's chairman an affidavit asking him to explain the reason he did not file a 2016 M5 report. As of the date of this report, Mr. McNaughton has not returned the affidavit, and the affidavit has not been returned by the post

office. To review a copy of the affidavit, refer to Exhibit 11.

24. On March 9, 2017, I left a voice-mail message¹ for Respondent's chairman or treasurer for the purpose of providing either an opportunity to explain the reason for not filing the 2016 M5 report.

25. As per paragraph 16, the committee was previously named as a Respondent. In FEC 15-389, Commission staff did not hear from Respondent's chairman or treasurer through a written response, a response to a questionnaire-affidavit or via telephone contact.

26. As of March 10, 2017, according to Respondent's filing history, it appears that the last action taken by the committee was a timely filing of a notice-of-no-activity covering the 2015 M7 reporting period. Prior to the 2015 M7 reporting period, the committee filed a notice-of-no-activity for the 2015 M6 and M5 reporting periods, each late. The committee timely filed a notice-of-no-activity for the 2015 M4 reporting period. To review a copy of Respondent's filing history, refer to Exhibit 12.

27. Because Mr. McNaughton has not returned my telephone calls or an affidavit, I am unable to ascertain whether he has read Chapter 106, Florida Statutes, and/or the *Political Committee Handbook*.

Respectfully submitted on March 13, 2017.



Keith Smith
Investigation Specialist

¹ I attempted to contact Respondent's chairman and/or treasurer by calling two different telephone numbers provided on the committee's DS-DE 6 form. One of the telephone numbers, when called, went directly to a busy signal suggesting that perhaps the line was no longer in service. I attempted contact by dialing the other telephone number listed. An unidentified male answered the telephone, said something inaudible and hung-up the phone. My second attempt at this telephone number on March 9, 2017, produced what appeared to be a voice-mail message recorded in Spanish or some other foreign language.

Current address of Respondent

South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, Florida 33410

Current address of Complainant

Division of Elections
500 South Bronough Street – Room 316
Tallahassee, Florida 32399-0250

Name and Address of Filing Officer:

Kristi Reid-Bronson, Chief
Bureau of Election Records
500 South Bronough Street – Room 316
Tallahassee, Florida 32399-0250

Chair of Committee

Brandon McNaughton, Chairman
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, Florida 33410

Copy furnished to: David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
South Florida Cannabis Committee -- FEC 16-337

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	DS-DE 6 form
Exhibit 2	DS-DE 5 form
Exhibit 3	Acknowledgement letter
Exhibit 4	Division's 06/13/16 ltr
Exhibit 5	Division's ltr marked "Second Notice."
Exhibit 6	Division's ltr marked "Final Notice" and delivery confirmation
Exhibit 7	Written statement from credit union
Exhibit 8	OPC – FEC 15-389
Exhibit 9	Commission staff's ltr dated 08/23/16
Exhibit 10	Commission staff's ltr dated 01/25/17
Exhibit 11	Copy of Q/A
Exhibit 12	Respondent's filing history

RECEIVED
DEPARTMENT OF STATE

SUPERVISOR OF ELECTIONS

2015 APR -6 AM 11:38

PALM BEACH COUNTY, FL

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR
POLITICAL COMMITTEES**
(Sections 106.011(1) and 106.021(1), F.S.)

APR 10:44
SUPERVISOR OF ELECTIONS

CHECK APPROPRIATE BOX:

OFFICE USE ONLY

Original Appointment of Treasurer

Reappointment of Treasurer

Deputy Treasurer

1. Committee or Organization

South Florida Cannabis Committee

2. Telephone

(561) 667-6916

3. Name of Treasurer or Deputy Treasurer

Kelsey M^cNaughton

4. Email (optional)

5. Telephone (optional)

(561) 727-7842

6. Mailing Address

9410 Birmingham Dr. Palm Beach Gardens FL 33410

7. Street Address

8. The following bank has been designated as the

Primary Depository

Secondary Depository

9. Name of Bank

Velocity Community Credit Union

10. Street Address

2801 PGA BLVD #120

11. City

Palm Beach Gardens

12. State

FL

13. Zip Code

33418

14. Signature of Chairman

X 

15. Name of Chairman (Print or Type)

Brandon McNaughton

Campaign Treasurer's Acceptance of Appointment

I, Kelsey McNaughton

(Please Print or Type)

do hereby accept the appointment as

treasurer or deputy treasurer for

South Florida Cannabis Committee
(Committee or Organization)

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING CAMPAIGN TREASURER'S
ACCEPTANCE OF APPOINTMENT AND THAT THE FACTS STATED ARE TRUE.

EXHIBIT 1

4-1-15

Date

X 

Signature of Campaign Treasurer or Deputy Treasurer

**STATEMENT OF ORGANIZATION
OF POLITICAL COMMITTEE**

(PLEASE TYPE)

OFFICE USE ONLY

RECEIVED

15 APR 27 AM 9:46

DIVISION OF ELECTIONS
SECRETARY OF STATE

1. Full Name of Committee

Telephone

South Florida Cannabis Committee 561-667-6946

Mailing Address (include city, state and zip code)

9410 Birmingham, PB6, FL 33410

Street Address (include city, state and zip code)

2. Affiliated or Connected Organizations (includes other committees of continuous existence and political committees)

Name of Affiliated or Connected Organization

Mailing Address

Relationship

None

RECEIVED

15 APR 28 AM 9:50

DIVISION OF ELECTIONS
SECRETARY OF STATE

3. Area, Scope and Jurisdiction of the Committee

State of Florida Ballot initiatives

4. Nature of Organization or Organization's Special Interest (e.g., medical, legal, education, etc.)

legal

5. Identify by Name, Address and Position, the Custodian of Books and Accounts (Include treasurer's name)

Full Name

Mailing Address

Committee Title or Position

Kelsey McNaughton

9410 Birmingham Dr.
PB6 FL 33410

treasurer

EXHIBIT 2 (1 of 2)

6. List by Name, Address and Position, Other Principal Officers, Including Officers and Members of the Finance Committee, If Any (include chairman's name)

Full Name	Mailing Address	Committee Title or Position
Brandon McNaughton Kelsey McNaughton	9410 Birmingham Dr. P.B.G. FL 33410	Chairman treasurer

7. List by Name, Address, Office Sought and Party Affiliation Each Candidate or Other Individual that this Committee is Supporting (if none, please indicate)

Full Name	Mailing Address	Office Sought	Party
None			

8. List Any Issues this Committee is Supporting: Medical Marijuana, Recreational Marijuana
List Any Issues this Committee is Opposing: None

9. If this Committee is Supporting the Entire Ticket of a Party, Give Name of Party

NO party affiliation

10. In the Event of Dissolution, What Disposition will be Made of Residual Funds?

Donation to United for Care

11. List all Banks, Safety Deposit Boxes, or Other Depositories Used for Committee Funds

Name of Bank or Depository & Account Number	Mailing Address
Velocity Community credit union	2801 PGA Blvd Suite #120, PBG, FL 33410

12. List all Reports Required to be Filed by this Committee with Federal Officials and the Names, Addresses and Positions of Such Officials, If Any

Report Title	Dates Required to be Filed	Name & Position of Official	Mailing Address
Designation of campaign treasurer & Depository of Political Committee		Kelsey McNaughton	9410 Birmingham Dr PBG FL 33410

STATE OF Florida Palm Beach COUNTY

I, Brandon McNaughton, certify that the information in this Statement of Organization is complete, true and correct.

X

 **EXHIBIT 2 (2 of 2)**

4/21/15
Date



FLORIDA DEPARTMENT OF STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

April 29, 2015

Brandon McNaughton, Chairperson
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, Florida 33410

Dear Mr. McNaughton:

This will acknowledge receipt of the Statement of Organization and Appointment of Campaign Treasurer and Designation of Campaign Depository for **South Florida Cannabis Committee**, which were placed on file in our office on April 27, 2015. This information appears to comply with the requirements of Section 106.03, Florida Statutes, and the name of this organization has been placed on our active committee list as a political committee.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **May 11, 2015**. The report will cover the period of April 1-30, 2015 (M4). All political committees that 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 the committee's user identification number. The enclosed sealed envelope contains the committee's initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. The chairperson, campaign treasurer, and deputy treasurers are responsible for protecting this password from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

EFS Website Address: <https://efs.dos.state.fl.us>
Identification Number: 64688

EXHIBIT 3 (1 of 3)

Division of Elections

R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6240 • 850.245.6260 (Fax) election.dos.state.fl.us



FLORIDA

Brandon McNaughton, Chairperson
April 29, 2015
Page Two

Pin Numbers

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

Each political committee chairperson is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that the 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 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, Eastern Standard Time, of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

Any political committee failing to file a report on the designated due date is subject to a fine of \$50 per day for the first 3 days and, thereafter, \$500 per day for each day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the reports immediately preceding each primary and general election, the fine shall be \$500 per day, 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 chairperson and campaign treasurer and such persons are subject to the provisions of Section 106.07(5), Florida Statutes.

EXHIBIT

3 (2 of 3)

Brandon McNaughton, Chairperson
April 29, 2015
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: Chapter 106, Florida Statutes, *Political Committee Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,



 Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/ljr

Enclosures

pc: Kelsey McNaughton, Treasurer

EXHIBIT 3 (3 of 3)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

June 13, 2016

Kelsey McNaughton, Treasurer
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, FL 33410

PAC 64688

Dear Ms. McNaughton:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was June 10, 2016.

The law (s. 106.07(8)(b), Fla. Stat.) requires the filing officer to immediately notify you about the missed filing date and the automatic fines that will be assessed for late filing of a report, if a report was due.

- If reportable activity occurred and you have not filed a report, statutory fines are automatically assessed as follows until you file your report:
 - \$50 for the first 3 days late
 - \$500 per day for each day after the 3rd day late
 - If the required report immediately precedes a primary and general election, the automatic fine is \$500 for each late day.

The total fine for the untimely report cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the cover period. Even if you end up filing your report late, we cannot waive the statutory fines. We will notify you of the specific amount of fines owed once you file your report. You have 20 days from the day you receive the notice to pay the fine or to appeal the fine to the Florida Elections Commission.

- If no reportable activity occurred for the report date(s), you are still required to notify us in writing, via the Division's Electronic Filing System, that no reportable activity occurred. No automatic fines are statutorily assessed.

However, in all cases, failure to file and/or untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

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

Sincerely,

Kristli Reid Bronson, Chief
Bureau of Election Records

4

cc: Brandon McNaughton, Chairperson



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

July 5, 2016

Kelsey McNaughton, Treasurer
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, FL 33410

PAC 64688

Dear Ms. McNaughton:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was June 10, 2016.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on June 13, 2016.

The first notice which we provided to you specifically explained the automatic fine provisions in the law (s. 106.07(8)(b), Fla. Stat.) for failure to file a required report. Such fines are continuing to accrue for a late-filed report. Also, that notice explained that if no reportable activity occurred for the report date(s), you are still required to provide notification in writing that no reportable activity occurred. Our initial notice further indicated that, in all cases, failure to file and/or untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Brandon McNaughton, Chairperson

EXHIBIT

5



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

USPS TRACKING # 9114 9014 9645 0382 4757 32
& CUSTOMER RECEIPT For Tracking or inquiries go to USPS.com
or call 1-800-222-1811

July 14, 2016

Kelsey McNaughton, Treasurer
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, FL 33410

PAC 64688

Dear Ms. McNaughton:

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

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2016	M5	5/1/16 - 5/31/16

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

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

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Brandon McNaughton, Chairperson

EXHIBIT

6 (1 of 2)

English

Customer Service

USPS Mobile

Register / Sign In



USPS Tracking®



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



Get Easy Tracking Updates ›
Sign up for My USPS.

Tracking Number: 9114901496450382475732

Updated Delivery Day: Monday, July 18, 2016

Product & Tracking Information

Postal Product:

Features:
USPS Tracking®

DATE & TIME

STATUS OF ITEM

LOCATION

July 18, 2016 , 4:15 pm

Delivered, In/At Mailbox

PALM BEACH
GARDENS, FL 33410

Your item was delivered in or at the mailbox at 4:15 pm on July 18, 2016 in PALM BEACH GARDENS, FL 33410.

July 18, 2016 , 3:52 am

Arrived at Post Office

PALM BEACH
GARDENS, FL 33410

July 17, 2016 , 7:59 pm

Arrived at USPS Facility

WEST PALM
BEACH, FL 33416

July 15, 2016 , 9:03 pm

Arrived at USPS Facility

TALLAHASSEE, FL 32301

Available Actions

Text Updates

Email Updates

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

Track all your packages from a dashboard.
No tracking numbers necessary.

Sign up for My USPS ›



HELPFUL LINKS

Contact Us

Site Index

FAQs

ON ABOUT.USPS.COM

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Government Services

Careers

OTHER USPS SITES

Business Customer Gateway

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Inspector General

Postal Explorer

National Postal Museum

Resources for Developers

LEGAL INFORMATION

Privacy Policy

Terms of Use

FOIA

No FEAR Act EEO Data

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EXHIBIT

6 (2 of 2)



RE: Subpoena
Gillia Garcia
to:
Keith Smith
03/01/2017 11:29 AM
Hide Details
From: Gillia Garcia <gilliag@velocitycommunity.org>
To: Keith Smith <Keith.Smith@myfloridalegal.com>

Good Morning Keith,

How are you doing?

Velocity Community Credit Union does not have any records for South Florida Cannabis Committee.

Unfortunately the credit union does not do business accounts.

Thank You,
Gillia

Asset Recovery Specialist
Velocity Community Credit Union
2801 PGA Boulevard, Palm Beach Gardens, FL 33410
(561) 227-7824 | Fax: (561) 227-7817
www.VelocityCommunity.org

Like us on Facebook at www.facebook.com/VCFCU
Follow us on Twitter at www.twitter.com/VelocityCCU

This email, including attachments, may contain proprietary, confidential and/or privileged information, and is intended only for the addressee. If you are not the intended recipient or have received this email in error, please notify the sender immediately and promptly delete this email, including attachments, without reading or saving them. The unauthorized use, dissemination, distribution, or reproduction of this email, including attachments, or the taking of any action in reliance on its contents, is strictly prohibited and may be unlawful. There is no assurance that this email is error- or virus-free, and Velocity Community Credit Union shall have no liability or obligation with respect thereof.

From: Keith Smith [<mailto:Keith.Smith@myfloridalegal.com>]
Sent: Thursday, February 02, 2017 1:28 PM
To: VCCU Payments
Subject: Subpoena

Pursuant to my telephone conversation yesterday with Cindy, please find as an attachment, a Subpoena Duces Tecum without Deposition for bank records.

Should you require anything further, please let me know. Please confirm receipt of this e-mail.

(See attached file: DOC020217.pdf)

Keith Smith

Investigator - Florida Elections Commission
107 West Gaines Street - Suite 224
Tallahassee, FL 32399-1050
(850) 922-4539 (phone)
(850) 921-0783 (fax)

EXHIBIT

7

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,
Petitioner,**

Case No.: FEC 15-389

v.

**South Florida Cannabis Committee,
Respondent.**

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on February 18, 2016, in Tallahassee, Florida.

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

Count 1:

On or about June 10, 2015, Respondent violated Section 106.07(7), Florida Statutes, when Respondent failed to notify the Division of Elections in writing on or before June 10, 2015, that Respondent would not be filing its 2015 M5 Report on the prescribed due date.

Count 2:

On or about July 10, 2015, Respondent violated Section 106.07(7), Florida Statutes, when Respondent failed to notify the Division of Elections in writing on or before July 10, 2015, that Respondent would not be filing a 2015 M6 Report on the prescribed due date.

EXHIBIT 8 (1 of 3)

DONE AND ORDERED by the Florida Elections Commission on February 18, 2016.

M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Eric M. Lipman, General Counsel
South Florida Cannabis Committee, 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.

EXHIBIT

8 (2 of 3)

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.

EXHIBIT 8 (3 & 3)



FLORIDA ELECTIONS COMMISSION

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

August 23, 2016

CERTIFIED MAIL 9214 8969 0099 9790 1609 8856 75

Brandon McNaughton, Chair
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, FL 33410

RE: Case No.: FEC 16-337; Respondent: South Florida Cannabis Committee

Dear Mr. McNaughton:

On August 16, 2016, the Florida Elections Commission received the enclosed complaint alleging that you violated Florida's election laws. Section 106.25(2), Florida Statutes states:

The respondent shall have 14 days *after receipt* of the complaint to file an initial response, and the executive director may not determine the legal sufficiency of the complaint during that time period.

If you choose to file a response to the complaint, please send it to my attention at the address listed above. To ensure that I receive your response in a timely manner, you may also want to send it via e-mail to my attention, at fec@myfloridalegal.com. You will be notified by letter whether the complaint is determined legally sufficient.

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

Under section 106.25, Florida Statutes, complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 and 106, Florida Statutes, are confidential until the Commission finds probable cause or no probable cause. The confidentiality provision does not apply to the person filing the complaint. However, it does apply to you, the Respondent, unless you waive confidentiality in writing.

EXHIBIT 9 (1 of 3)

The confidentiality provision does not preclude you from seeking legal counsel. However, if you retain counsel, your attorney must file a notice of appearance with the Commission before any member of the Commission staff can discuss this case with him or her.

Sincerely,

Erin Riley

Deputy Agency Clerk

bw/enr

Enclosure: Complaint w/attachments

EXHIBIT 9 (2 of 3)

English

Customer Service


USPS Mobile

Register / Sign in



USPS Tracking®

Still Have Questions?
Browse our FAQs ›

 Get Easy Tracking Updates ›
Sign up for My USPS.

Tracking Number: 92148969009997901609885675

Product & Tracking Information

Postal Product:
First-Class Mail®

Features:
Certified Mail™

Available Actions

Return Receipt Electronic

DATE & TIME	STATUS OF ITEM	LOCATION
August 25, 2016 , 12:19 pm	Delivered, Left with Individual	PALM BEACH GARDENS, FL 33410
Your item was delivered to an individual at the address at 12:19 pm on August 25, 2016 in PALM BEACH GARDENS, FL 33410		
August 25, 2016 , 1:41 am	Departed USPS Destination Facility	WEST PALM BEACH, FL 33416
August 24, 2016 , 1:59 pm	Arrived at USPS Destination Facility	WEST PALM BEACH, FL 33416
August 24, 2016 , 3:54 am	Departed USPS Facility	TALLAHASSEE, FL 32301
August 23, 2016 , 10:09 pm	Arrived at USPS Origin Facility	TALLAHASSEE, FL 32301
August 23, 2016 , 8:54 pm	Accepted at USPS Origin Facility	TALLAHASSEE, FL 32399

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

Track all your packages from a dashboard.
No tracking numbers necessary.

Sign up for My USPS ›



EXHIBIT 9 (3 of 3)



FLORIDA ELECTIONS COMMISSION

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

January 25, 2017

Brandon McNaughton, Chair
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, FL 33410

RE: Case No.: FEC 16-337; Respondent: South Florida Cannabis Committee

Dear Mr. McNaughton:

On August 16, 2016, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violations:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because it had not received funds, made contributions, or expended reportable funds during the following reporting period:

- 2016 M5

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, when it failed to file a report on the prescribed reporting date for the following reporting period:

- 2016 M5

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

When we conclude the investigation, a copy of the Report of Investigation will be mailed to you at the above address. You may file a response to the report within 14 days from the date the report is mailed to you. Based on the results of the investigation, legal staff will make a written

EXHIBIT 10 (12/25)

recommendation to the Commission on whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. A copy of the Staff Recommendation will be mailed to you and you may file a response within 14 days from the date the recommendation is mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

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

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

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

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

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

Sincerely,



Amy McKeever Toman
Executive Director

AMT/enr

EXHIBIT 10 (2 of 2)

AFFIDAVIT OF BACKGROUND INFORMATION
Case Number: FEC 16-336

STATE OF FLORIDA

County of _____

Brandon McNaughton, being duly sworn, says:

1. This affidavit is made upon my personal knowledge.
2. I am of legal age and competent to testify to the matters stated herein. I am currently employed by _____ as _____.
3. Did you receive the acknowledgement letter (Attachment A) containing your Electronic Filing System (EFS) PIN and password, and instructing you to print Chapter 106, Florida Statutes, the *Candidate and Campaign Treasurer Handbook*, and the Calendar of Reporting Dates from the Division of Elections' website?
 Yes No
4. Did you print Chapter 106, Florida Statutes, per the instructions in the acknowledgement letter?
 Yes No
5. Did you read Chapter 106, Florida Statutes, per the instructions in the acknowledgement letter?
 Yes No
6. Did you print the *Candidate and Campaign Treasurer Handbook*, per the instructions in the acknowledgement letter?
 Yes No
7. Did you read the *Candidate and Campaign Treasurer Handbook*, per the instructions in the acknowledgement letter?
 Yes No
8. Did you print the Calendar of Reporting Dates, per the instructions in the acknowledgement letter?
 Yes No
9. Did you read and/or print the *EFS Guide Book*?
 Yes No
10. Did you read any other campaign related materials?

EXHIBIT 11 (1 & 2)

Yes No

11. According to your Appointment of Campaign Treasurer and Designation of Campaign Depository form on file with the Division of Elections, you designated Velocity Community Credit Union as your campaign depository. However, a statement from the credit union states that they were unable to locate any accounts or records relative to a campaign account in the name of South Florida Cannabis Committee. Did you open a campaign account with Velocity Community Credit Union? () Yes () No. Did you ever make any deposits to the campaign account? () Yes () No. If yes, please indicate how much and when and provide documentation. Did you ever make any expenditures from the campaign account? () Yes () No. If yes, please indicate how much and when and provide documentation.

12. Please explain the reason you failed to notify your filing officer, the Division of Elections, on the prescribed due date that there was no campaign finance activity to disclose; therefore, no report would be filed for the 2016 M5 report.

I HEREBY SWEAR OR AFFIRM THAT THE FOREGOING INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Signature of Affiant

Sworn to (or affirmed) and subscribed before me this _____ day of _____, 20__

Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

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

Case Investigator: KS

EXHIBIT 11 (2 of 2)



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Name:

Election:

Acct.

Type:

Pol Action Comm
Name: South Florida Cannabis Committee
Account: 64688

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
2/10/2017	M1		NEN	0	\$0.00		\$0.00	\$0.00
1/10/2017	M12		NEN	0	\$0.00		\$0.00	\$0.00
12/12/2016	M11		NEN	0	\$0.00		\$0.00	\$0.00
11/4/2016	G7		FEC	0	\$0.00		\$0.00	\$0.00
11/4/2016	D6		FEC	0	\$0.00		\$0.00	\$0.00
11/2/2016	D5		FEC	0	\$0.00		\$0.00	\$0.00
11/1/2016	D4		FEC	0	\$0.00		\$0.00	\$0.00
10/31/2016	D3		FEC	0	\$0.00		\$0.00	\$0.00
10/30/2016	D2		FEC	0	\$0.00		\$0.00	\$0.00
10/29/2016	D1		FEC	0	\$0.00		\$0.00	\$0.00
10/28/2016	G6		FEC	0	\$0.00		\$0.00	\$0.00
10/21/2016	G5		FEC	0	\$0.00		\$0.00	\$0.00
10/14/2016	G4		FEC	0	\$0.00		\$0.00	\$0.00
10/7/2016	G3		FEC	0	\$0.00		\$0.00	\$0.00
9/30/2016	G2A		FEC	0	\$0.00		\$0.00	\$0.00
9/23/2016	G2		FEC	0	\$0.00		\$0.00	\$0.00
9/16/2016	G1A		FEC	0	\$0.00		\$0.00	\$0.00
9/9/2016	G1		FEC	0	\$0.00		\$0.00	\$0.00
9/2/2016	P7A		FEC	0	\$0.00		\$0.00	\$0.00
8/26/2016	P7		FEC	0	\$0.00		\$0.00	\$0.00
8/19/2016	P6		FEC	0	\$0.00		\$0.00	\$0.00
8/12/2016	P5		FEC	0	\$0.00		\$0.00	\$0.00
8/5/2016	P4		FEC	0	\$0.00		\$0.00	\$0.00
7/29/2016	P3		FEC	0	\$0.00		\$0.00	\$0.00
7/22/2016	P2A		FEC	0	\$0.00		\$0.00	\$0.00
7/15/2016	P2		FEC	0	\$0.00		\$0.00	\$0.00
7/8/2016	P1A		FEC	0	\$0.00		\$0.00	\$0.00
7/1/2016	P1		FEC	0	\$0.00		\$0.00	\$0.00
6/10/2016	M5		FEC	0	\$0.00		\$0.00	\$0.00
5/10/2016	M4		FEC	0	\$0.00		\$0.00	\$0.00
4/11/2016	M3		FEC	0	\$0.00		\$0.00	\$0.00
3/10/2016	M2		FEC	0	\$0.00		\$0.00	\$0.00
2/10/2016	M1		FEC	0	\$0.00		\$0.00	\$0.00
1/11/2016	M12		FEC	0	\$0.00		\$0.00	\$0.00
12/10/2015	M11		FEC	0	\$0.00		\$0.00	\$0.00
11/10/2015	M10		FEC	0	\$0.00		\$0.00	\$0.00
10/13/2015	M9		FEC	0	\$0.00		\$0.00	\$0.00
9/10/2015	M8		FEC	0	\$0.00		\$0.00	\$0.00
8/10/2015	M7	8/9/2015						
7/10/2015	M6	7/13/2015	FOI	3	\$0.00		\$0.00	\$0.00
6/10/2015	M5	6/16/2015	FOI	6	\$0.00		\$0.00	\$0.00
5/11/2015	M4	5/11/2015						

EXHIBIT 12 (1 of 2)



**Florida Department of State
Division of Elections**

South Florida Cannabis Committee

Campaign Finance Activity

Note: The information presented below was obtained from the Committee's/Candidate's Campaign Treasurer's Report filed with the Division of Elections. About the Campaign Finance Data Base. If all contributions for a reporting period are less than 1 dollar Then they may not be displayed.

	Filing Period	Contributions			Expend	Other	Transfers
		Monetary	Loans	InKind			
W	04/17/2015 - 04/30/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	05/01/2015 - 05/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	06/01/2015 - 06/30/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	07/01/2015 - 07/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
<input checked="" type="radio"/>	All Dates (Totals)	0.00	0.00	0.00	0.00	0.00	0.00

Note: ^(E) indicates that report was filed electronically

X Indicates that detail has not been released

W Indicates that a waiver was filed and **L** Indicates that a loan report was filed

Select Detail Type

Contributions ▼

Select Sort Order

Date(Ascending) ▼

Select Output Type

Display On Screen ▼

Submit Query Now

[Query the Campaign Finance Data Base](#)

[\[Department of State\]](#) [\[Division of Elections\]](#) [\[Candidates and Races\]](#) [\[Campaign Finance Information\]](#)

EXHIBIT 12 (2012)



FLORIDA ELECTIONS COMMISSION

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

January 25, 2017

Brandon McNaughton, Chair
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, FL 33410

RE: Case No.: FEC 16-337; Respondent: South Florida Cannabis Committee

Dear Mr. McNaughton:

On August 16, 2016, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violations:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because it had not received funds, made contributions, or expended reportable funds during the following reporting period:

- 2016 M5

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, when it failed to file a report on the prescribed reporting date for the following reporting period:

- 2016 M5

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

When we conclude the investigation, a copy of the Report of Investigation will be mailed to you at the above address. You may file a response to the report within 14 days from the date the report is mailed to you. Based on the results of the investigation, legal staff will make a written

recommendation to the Commission on whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. A copy of the Staff Recommendation will be mailed to you and you may file a response within 14 days from the date the recommendation is mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

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

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

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

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

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

Sincerely,



Amy McKeever Toman
Executive Director

AMT/enr

**DIVISION OF ELECTIONS
FEC NOTICE FORM**

To FEC from Division of Elections

RECEIVED

2016 AUG 16 1 P 2:23

STATE OF FLORIDA
ELECTIONS COMMISSION

Name: South Florida Cannabis Committee
Account Number: 64688
Chairperson: Brandon McNaughton
Treasurer: Kelsey McNaughton
Registered Agent: Ashley Brewster

The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to Sections 106.07(8)(d), 106.22(7), and 106.25(2), Florida Statutes. An apparent violation of Chapter 106, Florida Statutes, has occurred based upon the failure to file a report after notice or failure to file a notification to the filing officer in writing that no report was being filed on the prescribed reporting date under s. 106.07(7).

Report(s):

2016 M5

Sent By: Kristi Reid Bronson

Date: July 27, 2016

ejr

KRB

AFFIDAVIT

STATE OF FLORIDA

County of Leon

Kristi Reid Bronson, being duly sworn, says:

1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. South Florida Cannabis Committee (64688) is a political committee registered with the Division. On April 27, 2015, Brandon McNaughton filed the D\$DE 5 and 6 with the Division of Elections indicating that he was the chairperson and Kelsey McNaughton was the treasurer for the committee (See attached documents and acknowledgment letter.)
5. The 2016 M5 campaign treasurer's report was due on June 10, 2016. On June 13, 2016, the Division mailed Ms. McNaughton notification that the 2016 M5 campaign treasurer's report had not been filed. (See attached letter.)
6. On July 5, 2016, the Division mailed Ms. McNaughton notification that the 2016 M5 campaign treasurer's report had not been filed. (See attached letter.)
7. On July 14, 2016, the Division mailed Ms. McNaughton final notification with delivery confirmation that the 2016 M5 report had not been filed. (See attached letter with delivery confirmation.)
8. Ms. McNaughton did not notify the Division of Elections prior to or on the prescribed reporting date for the 2016 M5 report that no report was to be filed.

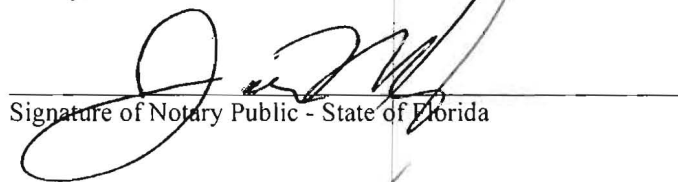
9. As of July 27, 2016, Ms. McNaughton has not filed the 2016 M5 report.

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



Signature of Affiant

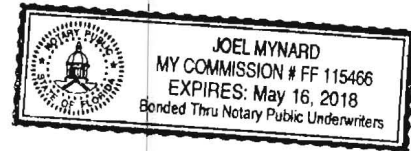
Sworn to (or affirmed) and subscribed before me this 27th day of July, 2016.



Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known _____



STATEMENT OF ORGANIZATION OF POLITICAL COMMITTEE

(PLEASE TYPE)

OFFICE USE ONLY

RECEIVED
15 APR 27 AM 9:46

DIVISION OF ELECTIONS
SECRETARY OF STATE

1. Full Name of Committee

Telephone

South Florida Cannabis Committee 561-667-6916

Mailing Address (include city, state and zip code)

9410 Birmingham, PBG, FL 33410

Street Address (include city, state and zip code)

2. Affiliated or Connected Organizations (Includes other committees of continuous existence and political committees)

Name of Affiliated or Connected Organization

Mailing Address

Relationship

None

RECEIVED
15 APR 28 AM 9:50

DIVISION OF ELECTIONS
SECRETARY OF STATE

3. Area, Scope and Jurisdiction of the Committee

State of Florida Ballot initiatives

4. Nature of Organization or Organization's Special Interest (e.g., medical, legal, education, etc.)

legal

5. Identify by Name, Address and Position, the Custodian of Books and Accounts (include treasurer's name)

Full Name

Mailing Address

Committee Title or Position

Kelsey McNaughton

9410 Birmingham Dr.
PBG FL 33410

treasurer

6. List by Name, Address and Position, Other Principal Officers, Including Officers and Members of the Finance Committee, If Any (include chairman's name)

Full Name	Mailing Address	Committee Title or Position
Brandon McNaughton Kelsey McNaughton	9410 Birmingham Dr. P.B.G. FL 33410	Chairman treasurer

7. List by Name, Address, Office Sought and Party Affiliation Each Candidate or Other Individual that this Committee is Supporting (if none, please indicate)

Full Name	Mailing Address	Office Sought	Party
None.			

8. List Any Issues this Committee is Supporting: Medical Marijuana, Recreational Marijuana
 List Any Issues this Committee is Opposing: None

9. If this Committee is Supporting the Entire Ticket of a Party, Give Name of Party
 No party affiliation

10. In the Event of Dissolution, What Disposition will be Made of Residual Funds?
 Donation to United for Care

11. List all Banks, Safety Deposit Boxes, or Other Depositories Used for Committee Funds

Name of Bank or Depository & Account Number	Mailing Address
Velocity Community credit union	2801 PGA Blvd Suite #120, PBG, FL 33410

12. List all Reports Required to be Filed by this Committee with Federal Officials and the Names, Addresses and Positions of Such Officials, If Any

Report Title	Dates Required to be Filed	Name & Position of Official	Mailing Address
Designation of campaign treasurer & Depository of Political Committee		Kelsey McNaughton	9410 Birmingham Dr PBG FL 33410

STATE OF Florida Palm Beach COUNTY

I, Brandon McNaughton, certify that the information in this Statement of Organization is complete, true and correct.

X [Signature] 4/21/15
 Signature of Chairman of Political Committee Date

RECEIVED
DEPARTMENT OF STATE

SUPERVISOR OF ELECTIONS

2015 APR -6 AM 11:38

PA... COUNTY, FL

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR
POLITICAL COMMITTEES**
(Sections 106.011(1) and 106.021(1), F.S.)

APR 20 10:44

CHECK APPROPRIATE BOX:

OFFICE USE ONLY

Original Appointment of Treasurer Reappointment of Treasurer Deputy Treasurer

1. Committee or Organization: South Florida Cannabis Committee 2. Telephone: (561) 667-6916

3. Name of Treasurer or Deputy Treasurer: Kelsey M^cNaughton 4. Email (optional): 5. Telephone (optional): (561) 727-7842

6. Mailing Address: 9410 Birmingham Dr. Palm Beach Gardens FL 33410

7. Street Address: " "

8. The following bank has been designated as the Primary Depository Secondary Depository

9. Name of Bank: Velocity Community Credit Union 10. Street Address: 2801 PGA Blvd #120

11. City: Palm Beach Gardens 12. State: FL 13. Zip Code: 33418

14. Signature of Chairman: [Signature] 15. Name of Chairman (Print or Type): Brandon McNaughton

Campaign Treasurer's Acceptance of Appointment
I, Kelsey McNaughton, do hereby accept the appointment as
(Please Print or Type)
treasurer or deputy treasurer for South Florida Cannabis Committee
(Committee or Organization)

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING CAMPAIGN TREASURER'S
ACCEPTANCE OF APPOINTMENT AND THAT THE FACTS STATED ARE TRUE.

4-1-15 Date [Signature] Signature of Campaign Treasurer or Deputy Treasurer

**REGISTERED AGENT
STATEMENT OF APPOINTMENT**
(Section 106.022, F.S.)

OFFICE USE ONLY
RECEIVED

15 APR 27 AM 9:46

DIVISION OF ELECTIONS
SECRETARY OF STATE

- Original Appointment Change of Appointment
 Change of Mailing Address Change of Physical Address

Registered Agent and Office Information

Name Ashley Brewster Telephone 561-303-2536

Street Address 182 W. 18th St.

City Riviera Beach State FL Zip Code 33404

Mailing Address

City State Zip Code

I accept this appointment and confirm that I am familiar with and accept the obligations of the position as set forth in Section 106.022, F.S. I also understand that I may resign this appointment by executing a written statement of resignation and filing it with the applicable filing officer.

Ashley Brewster
Signature of Registered Agent

4/22/90
Date

Former Registered Agent and Office Information (for changes only)

Name ~~_____~~ Telephone ~~_____~~

Street Address ~~_____~~

City ~~_____~~ State ~~_____~~ Zip Code ~~_____~~

RECEIVED
15 APR 28 AM 9:50

Committee or Organization Information

Name of Committee or Organization South Florida Cannabis Committee DIVISION OF ELECTIONS SECRETARY OF STATE

Street Address 9410 Birmingham Dr. Telephone 561-667-6916

City Palm Beach Gardens State FL Zip Code 33410

Brandon McNaughton
Signature of Chairperson

Brandon McNaughton
Printed Name of Chairperson

5-21-15
Date



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

April 29, 2015

Brandon McNaughton, Chairperson
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Garden, Florida 33410

Dear Mr. McNaughton:

This will acknowledge receipt of the Statement of Organization and Appointment of Campaign Treasurer and Designation of Campaign Depository for **South Florida Cannabis Committee**, which were placed on file in our office on April 27, 2015. This information appears to comply with the requirements of Section 106.03, Florida Statutes, and the name of this organization has been placed on our active committee list as a political committee.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **May 11, 2015**. The report will cover the period of April 1-30, 2015 (M4). All political committees that 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 the committee's user identification number. The enclosed sealed envelope contains the committee's initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. The chairperson, campaign treasurer, and deputy treasurers are responsible for protecting this password from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

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

Identification Number: 64688



Division of Elections
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6240 • 850.245.6260 (Fax) election.dos.state.fl.us
Promoting Florida's History and Culture VivaFlorida.org

FLORIDA
DIVISION OF
ELECTIONS

Brandon McNaughton, Chairperson
April 29, 2015
Page Two

Pin Numbers

Pin numbers are confidential secure credentials that allow you to submit reports and update information. The enclosed sealed envelope provides a confidential pin number for the chairperson. *By copy of this letter, a confidential pin number to access the EFS was sent to the treasurer.*

Each political committee chairperson is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that the 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 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, Eastern Standard Time, of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

Any political committee failing to file a report on the designated due date is subject to a fine of \$50 per day for the first 3 days and, thereafter, \$500 per day for each day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the reports immediately preceding each primary and general election, the fine shall be \$500 per day, 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 chairperson and campaign treasurer and such persons are subject to the provisions of Section 106.07(5), Florida Statutes.

Brandon McNaughton, Chairperson
April 29, 2015
Page Three

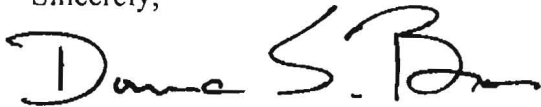
Instructions and Assistance


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: Chapter 106, Florida Statutes, *Political Committee Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,



 Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/ljr

Enclosures

pc: Kelsey McNaughton, Treasurer



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

June 13, 2016

Kelsey McNaughton, Treasurer
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, FL 33410

PAC 64688

Dear Ms. McNaughton:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was June 10, 2016.

The law (s. 106.07(8)(b), Fla. Stat.) requires the filing officer to immediately notify you about the missed filing date and the automatic fines that will be assessed for late filing of a report, if a report was due.

- If reportable activity occurred and you have not filed a report, statutory fines are automatically assessed as follows until you file your report:
 - \$50 for the first 3 days late
 - \$500 per day for each day after the 3rd day late
 - If the required report immediately precedes a primary and general election, the automatic fine is \$500 for each late day.

The total fine for the untimely report cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the cover period. Even if you end up filing your report late, we cannot waive the statutory fines. We will notify you of the specific amount of fines owed once you file your report. You have 20 days from the day you receive the notice to pay the fine or to appeal the fine to the Florida Elections Commission.

- If no reportable activity occurred for the report date(s), you are still required to notify us in writing, via the Division's Electronic Filing System, that no reportable activity occurred. No automatic fines are statutorily assessed.

However, in all cases, failure to file and/or untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

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

Sincerely,

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

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Brandon McNaughton, Chairperson



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

July 5, 2016

Kelsey McNaughton, Treasurer
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, FL 33410

PAC 64688

Dear Ms. McNaughton:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was June 10, 2016.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on June 13, 2016.

The first notice which we provided to you specifically explained the automatic fine provisions in the law (s. 106.07(8)(b), Fla. Stat.) for failure to file a required report. Such fines are continuing to accrue for a late-filed report. Also, that notice explained that if no reportable activity occurred for the report date(s), you are still required to provide notification in writing that no reportable activity occurred. Our initial notice further indicated that, in all cases, failure to file and/or untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Brandon McNaughton, Chairperson



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

USPS TRACKING # & CUSTOMER RECEIPT 9114 9014 9645 0382 4757 32
For Tracking or inquiries go to USPS.com or call 1-800-222-1811

July 14, 2016

Kelsey McNaughton, Treasurer
South Florida Cannabis Committee
9410 Birmingham Drive
Palm Beach Gardens, FL 33410

PAC 64688

Dear Ms. McNaughton:

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

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2016	M5	5/1/16 - 5/31/16

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

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

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Brandon McNaughton, Chairperson

English

Customer Service

USPS Mobile

Register / Sign In



USPS Tracking®



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



Get Easy Tracking Updates ›
Sign up for My USPS.

Tracking Number: 9114901496450382475732

Updated Delivery Day: Monday, July 18, 2016

Product & Tracking Information

Postal Product:

Features:
USPS Tracking®

DATE & TIME

STATUS OF ITEM

LOCATION

July 18, 2016 , 4:15 pm

Delivered, In/At Mailbox

PALM BEACH
GARDENS, FL 33410

Your item was delivered in or at the mailbox at 4:15 pm on July 18, 2016 in PALM BEACH GARDENS FL 33410.

July 18, 2016 , 3:52 am

Arrived at Post Office

PALM BEACH
GARDENS, FL 33410

July 17, 2016 , 7:59 pm

Arrived at USPS Facility

WEST PALM
BEACH, FL 33416

July 15, 2016 , 9:03 pm

Arrived at USPS Facility

TALLAHASSEE, FL 32301

Available Actions

Text Updates

Email Updates

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

Track all your packages from a dashboard.
No tracking numbers necessary.

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*Committee
Tracking
System*

**South Florida Cannabis
Committee**

Type: Political Committee

Status: Active

Address: 9410 Birmingham Drive
Palm Beach Gardens,
FL 33410

Phone: (561)667-6916

Chairperson: Brandon McNaughton

Treasurer: Kelsey McNaughton
9410 Birmingham Drive
Palm Beach Gardens, FL
334100000

Registered Agent: Ashley Brewster
182 West 18th Street
Riviera Beach, FL 334040000

Purpose:

Affiliates:

Campaign Finance Activity

Campaign Documents