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15 MAR 20 AM 2:28

STATE OF FLORIDA
ELECTIONS COMMISSION

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Barbara Sharief
_____ /

Case No.: FEC 14-262

F.O. No.: FOEC 15-030W

CONSENT FINAL ORDER

Respondent, Barbara Sharief, and the Florida Elections Commission (Commission) agree that this Consent Order resolves all of the issues between the parties in this case. The parties jointly stipulate to the following facts, conclusions of law, and order:

FINDINGS OF FACT

1. On August 21, 2014, a complaint was filed with the Commission alleging that Respondent violated the Florida Election Code.

2. On January 8, 2015, the staff of the Commission issued a Staff Recommendation, recommending to the Commission that there was probable cause to believe that the Florida Election Code was violated.

3. Respondent expressed a desire to enter into negotiations directed toward reaching a consent agreement.

4. Respondent and the staff stipulate to the following facts:

- a. Respondent was a 2014 candidate for re-election to the Broward County Commission, District 8.
- b. Respondent represented that a person supported her candidacy without being given specific approval in writing to make the representation.

CONCLUSIONS OF LAW

5. The Commission has jurisdiction over the parties to and subject matter of this cause, pursuant to Section 106.26, Florida Statutes.

6. Section 106.25(4)(i)3., Florida Statutes, allows the Commission to approve a consent agreement with a Respondent prior to the Commission finding probable cause that a violation of the election laws occurred. The consent agreement has the same force and effect as a consent agreement reached after the Commission finds probable cause.

7. The Commission staff and Respondent stipulate that all elements of the offense(s) staff recommends charging in the Staff Recommendation can be proven by clear and convincing evidence.

ORDER

8. The Respondent and the staff of the Commission have entered into this Consent Order voluntarily and upon advice of counsel.

9. The parties shall each bear its own attorney's fees and costs that are in any way associated with this case.

10. The Commission will consider the Consent Order at its next available meeting.

11. The Respondent voluntarily waives the right to any further proceedings under Chapters 104, 106, and 120, Florida Statutes, and the right to appeal the Consent Order.

12. This Consent Order is enforceable under Sections 106.265 and 120.69, Florida Statutes. Respondent expressly waives any venue privileges and agrees that if enforcement of this Consent Order is necessary, venue shall be in Leon County, Florida, and Respondent shall be responsible for all fees and costs associated with enforcement.

13. If the Commission does not receive the signed Consent Order by February 6,

2015, the staff withdraws this offer of settlement and will proceed with the case.

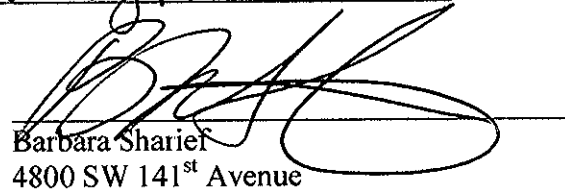
14. Payment of the civil penalty by cashier's check, money order, good for at least 120 days, or attorney trust account check is a condition precedent to the Commission's consideration of the Consent Order.

PENALTY

WHEREFORE, based upon the foregoing facts and conclusions of law, the Commission finds that the Respondent has violated Section 106.143(4), Florida Statutes, on 3 occasions and imposes a fine of \$200 for each count for a total of \$600.


Therefore it is

ORDERED that the Respondent shall remit to the Commission a civil penalty in the amount of \$600, inclusive of fees and costs. The civil penalty shall be paid by cashier's check, money order, good for at least 120 days, or attorney trust account check. The civil penalty should be made payable to the Florida Elections Commission and sent to 107 West Gaines Street, Collins Building, Suite 224, Tallahassee, Florida, 32399-1050. **Respondent** hereby agrees and consents to the terms of this Consent Order on February 4th, 2015.


Barbara Sharief
4800 SW 141st Avenue
Miramar, FL 33027


Commission staff hereby agrees and consents to the terms of this Consent Order on

February 6, 2015.


Stephanie J. Cunningham
Assistant General Counsel
Florida Elections Commission

107 West Gaines Street
Collins Building, Suite 224
Tallahassee, FL 32399-1050

Approved by the Florida Elections Commission at its regularly scheduled meeting held
on February 24 & 25, 2015 in Tallahassee, Florida.


Chairman
Florida Elections Commission

Copies furnished to:
Stephanie J. Cunningham, Assistant General Counsel
Barbara Sharief, Respondent
Daphne D. Campbell, Complainant



UNITED STATES POSTAL SERVICE

POSTAL MONEY ORDER

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Year, Month, Day

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330244

U.S. Dollars and Cents

\$600.00

Amount

SIX HUNDRED DOLLARS & 00¢

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Florida Elections Commission

Clerk

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Address

107 West Gaines Street
Tallahassee FL 32309

From

Barbara Sharief

Address

4800 SW 141st Ave
Miramar FL 33027

Memo

FEC 14-262

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