

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Caneste Succe

Case No.: FEC 17-210

TO: Caneste Succe
1310 S. Federal Highway, Apt. 22
Lake Worth, FL 33460

Deborah Andrea, City Clerk
City of Lake Worth
7 North Dixie Highway
Lake Worth, FL 33460

NOTICE OF HEARING (INFORMAL)

A hearing will be held in this case before the Florida Elections Commission on, **May 14, 2019 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**. Due to heightened security access requirements, please bring only essential items into the building and plan to arrive early to allow for delays coming through security.

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

Tim Vaccaro
Executive Director
Florida Elections Commission
April 30, 2019

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

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

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

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

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

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

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

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STATE OF FLORIDA
ELECTIONS COMMISSION

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,
Petitioner,**

Case No.: FEC 17-210

v.

**Caneste Succe,
Respondent.**

_____ /

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on February 26, 2019, in Tallahassee, Florida.

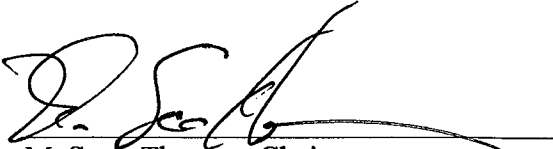
On December 21, 2018, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

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Count 1:

On or about March 13, 2017, Respondent violated Section 106.141(1), Florida Statutes, when he failed to file his 2017 Termination Report reflecting the disposition of all remaining campaign funds within 90 days after being eliminated as a candidate.

DONE AND ORDERED by the Florida Elections Commission on February 26, 2019.



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Wilson Brantley, Florida Elections Commission
Caneste Succe, Respondent
Deborah Andrea, 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: Caneste Succe

Case No.: FEC 17-210

TO: Caneste Succe
1310 S. Federal Highway, Apt. 22
Lake Worth, FL 33460

Deborah Andrea, City Clerk
City of Lake Worth
7 North Dixie Highway
Lake Worth, FL 33460

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, **February 26, 2019 at 9:30 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**. Due to heightened security access requirements, please bring only essential items into the building and plan to arrive early to allow for delays coming through security.

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See further instructions on the reverse side.

Tim Vaccaro, J.D.
Executive Director
Florida Elections Commission
February 11, 2019

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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.

THIS FILE CONTAINS INFORMATION
THAT IS CONFIDENTIAL
AND EXEMPT FROM DISCLOSURE
PURSUANT TO
CHAPTER 119, FLORIDA STATUTES

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Caneste Succé

Case No.: FEC 17-210

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 **Sections 106.141(1), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on December 12, 2018, the following facts and law support this staff recommendation:

1. On May 18, 2017, the Florida Elections Commission (“Commission”) received a sworn complaint from Deborah Andrea (“Complainant”), alleging that Caneste Succé (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a candidate in the March 14, 2017 municipal election for the Lake Worth City Commission, District 4. (ROI Exhibit 1)¹ Respondent did not qualify for the election. (ROI Exhibit 3, page 1)

3. By letter dated July 25, 2018, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:

Section 106.141(1), Florida Statutes: Respondent, a 2017 candidate for municipal office in the City of Lake Worth, failed to timely file a termination report reflecting the disposition of all remaining campaign funds.

4. Complainant alleged that Respondent violated Florida’s election laws by failing to timely file his 2017 Termination Report reflecting the disposition of all his remaining campaign funds.

5. On February 24, 2017, Melissa Ann Coyne, the Deputy City Clerk of Lake Worth, sent Respondent a letter stating that Respondent was required to submit a Termination Report reflecting the disposition of all remaining campaign funds by 5:00 p.m. on March 13, 2017. On March 23, 2017, the letter was returned to the clerk as unclaimed. (ROI Exhibit 2)

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

6. On March 14, 2017, Ms. Coyne sent a letter to the Respondent notifying him that his Termination Report was late. (ROI Exhibit 3, page 1) The letter was confirmed delivered on March 17, 2017. (ROI Exhibit 3, page 2) On the same day, Ms. Coyne sent the Respondent an email informing him that his Termination Report had not been filed. (ROI Exhibit 4)

7. On June 13, 2018, the Respondent filed his 2017 Termination Report. The report was 15 months late. The only activity that the Respondent reported was a \$100 expenditure on 12/31/16 to himself. Respondent listed the purpose as "Repay Funds" and the expenditure type as "Rmb." (ROI Exhibit 5)

8. As it appears that Respondent had reportable financial activity during the relevant reporting period, Respondent was required to file the 2017 Termination Report within 90 days after being eliminated as a candidate, but he did not file his 2017 Termination Report until June 13, 2018, 15 months late. (ROI Exhibit 5, page 1)

9. In her affidavit, Ms. Coyne affirmed that the former city clerk, Ms. Lopez, and she reviewed the candidate packet in detail with Respondent on September 27, 2016, and highlighted campaign financing and report due dates. Both Ms. Coyne and Ms. Lopez also explained how to complete reports during meetings with the Respondent on November 14, 2016, December 20, 2016, and June 13, 2018. The affidavit also states that Respondent was given the *2016 Candidate and Campaign Treasurer Handbook* and a *Calendar of Reporting Dates*. (ROI Exhibit 13)

10. "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).

11. The facts set forth above show that Respondent was a 2017 candidate for the Lake Worth City Commission, District 4. Respondent's Termination Report reflecting the disposition of all remaining campaign funds was due on March 13, 2017. Respondent attended meetings with the deputy clerk and former city clerk during which Respondent was informed about reports and how to complete them. However, Respondent did not file his 2017 Termination Report until June 13, 2018, 15 months after it was due.

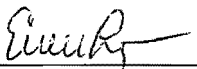
Based upon these facts and circumstances, I recommend that the Commission find **probable cause** to charge Respondent with the following violation:

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Count 1:

On or about March 13, 2017, Respondent violated Section 106.141(1), Florida Statutes, when he failed to file his 2017 Termination Report reflecting the disposition of all remaining campaign funds within 90 days after being eliminated as a candidate.

Respectfully submitted on December ^{21st}, 2018.


for Wilson Brantley, J.D.

I reviewed this Staff Recommendation this 21st day of December 2018.


Tim Vaccaro
Executive Director

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 17-210

Respondent: Caneste Succe

Complainant: Deborah Andrea

On May 18, 2017, the Florida Elections Commission ("Commission") received a sworn complaint alleging that Respondent violated Chapter 106, Florida Statutes. Commission staff investigated whether Respondent violated the following statute:

Section 106.141(1), Florida Statutes, failure of a candidate to dispose of funds remaining in his campaign account within 90 days after he withdrew, became unopposed, was eliminated or elected and to file a report reflecting the disposition of all remaining funds.

I. Preliminary Information:

1. Respondent was a candidate for the Lake Worth City Commission, District 4, in the March 14, 2017 municipal election; however, he failed to qualify during the qualifying period of November 29 through December 13, 2016. He was not a first-time candidate. Respondent was an unsuccessful candidate for Lantana mayor in 2003 and 2009, and for Palm Beach County Supervisor of Elections ("PBCSOE") in 2012.

2. Respondent filed his Appointment of Treasurer and Designation of Campaign Depository for Candidates form (Form DS-DE 9) with his filing officer on September 27, 2016. He served as his campaign treasurer. To review his Form DS-DE 9, refer to Exhibit 1.

3. Complainant is the municipal clerk for the City of Lake Worth, Palm Beach County, Florida. She served as interim city clerk during the 2017 municipal election after Pamela J. Lopez, MMC, the former city clerk, left office on January 1, 2017.

4. By letter dated July 25, 2018, the Commission's Executive Director informed Respondent that she had determined one or more of Complainant's allegations were legally sufficient, and Commission staff would investigate Respondent's alleged violation of Florida's election laws.

II. Alleged Violation of Section 106.141(1), Florida Statutes:

5. I investigated whether Respondent violated this section of the election laws by not disposing of surplus campaign funds within 90 days of failing to qualify for the March 14, 2017 municipal election and not filing a report reflecting the disposition of the remaining funds.

6. Complainant alleges that Respondent failed to file a termination report ("TR") for his 2017 campaign, after notice.

7. By letter dated February 24, 2017, via certified-mail delivery to the address Respondent provided on his Form DS-DE 9, Deputy City Clerk Melissa Coyne attempted to remind Respondent his termination report was due Monday, March 13, 2017; however, her letter was returned by the USPS as *unclaimed* by Respondent. To review the letter and envelope, refer to Exhibit 2.

8. According to Ms. Coyne's letter (Exhibit 2), Respondent was required to properly dispose of surplus campaign funds within 90 days after he withdrew his candidacy, became unopposed, was eliminated as a candidate, or was elected to office and file a report reflecting the disposition of all remaining funds. Respondent's TR reporting period was December 1, 2016 through the closing of his campaign account, but no later than March 13, 2017.

9. By letter dated March 14, 2017 via certified-mail delivery to the address Respondent provided on his Form DS-DE 9, and by email, Ms. Coyne informed Respondent his 2017 TR was due by March 13, 2017, and he was subject to fines for his failure to timely file the report. Respondent signed the "green card" on March 17, 2017, acknowledging receipt of her letter. Ms. Coyne's email was sent to the email address Respondent provided on his Form DS-DE 9. To review the letter and certified mail receipt, refer to Exhibit 3. To review the email, refer to Exhibit 4.

10. Respondent was served notice of the instant complaint on June 11, 2018. He filed a TR covering the reporting period of December 1 through 31, 2016 on June 13, 2018—15 months late (457 days). Based upon his *untimely* filed TR, the only campaign finance activity Respondent reported was one expenditure to himself in the amount of \$100.00; he disclosed its purpose as "Repay Funds" with the expenditure type as "Rmb." To review Respondent's TR, refer to Exhibit 5.

11. I subpoenaed bank records from PNC Bank, N.A., identified as Respondent's campaign depository on his Form DS-DE 9 (Exhibit 1) filed on September 27, 2016. The bank records identified campaign finance activity Respondent should have *timely* disclosed in his 2017 TR. (Note: The bank records and Respondent's *untimely* filed TR do not agree.)

12. Table 1 lists Respondent's unreported campaign finance activity (banking transactions) for the TR reporting period of December 1, 2016 through February 3, 2017 when Respondent's campaign account was closed by the Bank. (Note: Bank fees for overdrafts totaled \$242.00 for the TR period.) To review the relevant bank statements, refer to Exhibits 6 through 8. To review the campaign contribution and deposit ticket, refer to Exhibit 9.

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TABLE 1: BANKING TRANSACTIONS MADE BY RESPONDENT

Date	Transaction Description	Purpose	Amount
12/01/16	Daily Balance		\$23.16
12/08/16	Deposit – Campaign Contribution	Deposit Item ¹	\$100.00
12/12/16	Debit Card Purchase – Chevron Lantana	Check Card Transaction	\$20.00
12/12/16	POS Purchase Chevron/Hallma Lake Worth, FL	Point of Sale Purchase ²	\$25.00
12/14/16	POS Purchase Copans Maratho Pompano Beach, FL	Point of Sale Purchase	\$20.00
12/15/16	POS Purchase Chevron/Hallma Lake Worth, FL	Point of Sale Purchase	\$20.00
12/27/16	POS Purchase Racetrac459 Boynton Beac, FL	Point of Sale Purchase	\$20.00
12/27/16	ATM Withdrawal – Lake Worth, FL	Point of Sale Purchase	\$22.50
12/28/16	Overdraft Item Fee	Bank Fee	\$36.00
12/29/16	Debit Card Purchase – Otl*Scoresense.Com ³	Check Card Transaction	\$1.00
12/30/16	Non-PNC ATM Surcharge Reimbursement	Bank Fee Refund	\$2.50
12/30/16	Overdraft Item Fee	Bank Fee	\$36.00
12/30/16	December 2016 Bank Statement Ending Balance⁴		(\$-75.84)
01/03/16	Overdraft Item Fee	Bank Fee	\$36.00
01/03/17	Continuous OD Charge – 04 Days	Bank Fee	\$28.00
01/04/17	Continuous OD Charge – 01 Day	Bank Fee	\$7.00
01/05/17	Continuous OD Charge – 01 Day	Bank Fee	\$7.00
01/06/17	Continuous OD Charge – 01 Day	Bank Fee	\$7.00
01/09/17	Continuous OD Charge – 03 Days	Bank Fee	\$21.00

¹ The unreported (check) contribution is dated November 30, 2016; however, the deposit was made on December 8, 2016.

² A Point-of-Sale Purchase is PIN-authenticated.

³ Transaction related to (www.Scoresense.Com) membership service for accessing credit reports and scores.

⁴ The December 2016 bank statement covered the period of December 1 through 30, 2016.

TABLE 1: BANKING TRANSACTIONS MADE BY RESPONDENT

Date	Transaction Description	Purpose	Amount
01/10/17	Continuous OD Charge – 01 Day	Bank Fee	\$7.00
01/10/17	Recurring Debit Card Transaction ATM/Misc. Check Card Transaction (See Footnote 3)	Check Card Transaction	\$39.95
01/11/17	Overdraft Item Fee	Bank Fee	\$36.00
01/11/17	Continuous OD Charge – 01 Day	Bank Fee	\$7.00
01/12/17	Continuous OD Charge – 01 Day	Bank Fee	\$7.00
01/13/17	Continuous OD Charge – 01 Day	Bank Fee	\$7.00
01/13/17	January 2017 Bank Statement Ending Balance⁵		(\$-285.79)
02/03/17	Auto Charge Off Credit ⁶		\$285.79
02/03/17	February 2017 Bank Statement Ending Balance⁷		\$0.00

13. On July 31, 2018, during our telephone interview, Respondent said he believed since he had filed his TR this took care of any issues Complainant had. I explained he did not dispose of his remaining campaign funds and file his TR reflecting the disposition of the funds *within 90 days* after he failed to qualify as required by law. Respondent provided his email address to facilitate his receipt of my affidavit-questionnaire. To review the phone log, refer to Exhibit 10, entry number 2.

14. On August 1, 2018, by email, I forwarded an affidavit-questionnaire to Respondent to ascertain why he did not *timely* file his 2017 TR and his familiarity with Florida's election laws. However, at the time of this report of investigation ("ROI"), Respondent has not completed the affidavit-questionnaire.

15. As previously discussed in this ROI, Respondent is not a first-time candidate. He has been a mayoral candidate on two occasions and a candidate for PBCSOE. In addition, Respondent was formerly employed by the PBCSOE and exposed to the requirements of Florida's election laws.

16. I found no record of previous complaints to indicate that Respondent has violated this section of Florida's election laws.

III. FEC History:

⁵ The January 2017 bank statement covered the period of December 31, 2016 through January 31, 2017.

⁶ The Bank was unable to collect and has written off the debt.

⁷ The February 2017 bank statement covered the period of February 1 through February 3, 2017 when the Bank closed the campaign account.

17. In FEC 12-277, Respondent was a 2012 candidate for PBCSOE and failed to pay the assessed fine (\$441.41) or to appeal to the Commission for his untimely filing of his 2012 F1 Report. The assessed fine was affirmed by the Commission. In FEC 12-280, Respondent failed to pay the assessed fine (\$3,186.75) or appeal to the Commission for his untimely filing of his 2012 F2 Report for his 2012 election campaign. The assessed fine was affirmed by the Commission. To review relevant documents, refer to Exhibits 11 and 12.

Conclusion:

18. During my investigation, I made three calls to Respondent to conduct a final interview by telephone (Exhibit 10, entry numbers 7 through 9), and give him an opportunity to respond to the information gathered during the course of the investigation concerning the allegations made in the complaint; however, at the time of this ROI, he has not returned my calls. I called the same telephone number provided on his Form DS-DE 9 (Exhibit 1), and as I had called to reach him earlier in my investigation (Exhibit 10, entry number 2).

19. In the Affidavit of Filing Officer ("Affidavit"), Melissa Coyne, deputy city clerk, affirmed the former city clerk, Ms. Lopez, and she reviewed the candidate packet with Respondent in detail especially campaign financing and report due dates on September 27, 2016. They also explained to him, at great length, how to complete the CTRs during meetings with Respondent on November 14 and December 20, 2016. To review Ms. Coyne's Affidavit, refer to Exhibit 13.

20. In her Affidavit (Exhibit 13), Ms. Coyne attested Respondent was provided *2017 Dates to Remember*, and the website addresses (URLs) for Florida candidate-related sites including the Division of Elections, Attorney General Formal Opinions database, Commission on Ethics, and the Commission.

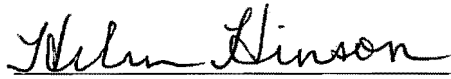
21. With her Affidavit (Exhibit 13), Ms. Coyne included copies of additional items provided to Respondent including handouts (PowerPoint slides) related to the requirements (including the relevant sections of law) for the disposition of surplus funds, and termination reports. One slide said, "A termination report must be filed within 90 days of withdrawing as a candidate, becoming unopposed, elected, or eliminated...." To review the relevant attachments, refer to Exhibit 14.

22. On September 9, 2016, Respondent acknowledged receipt of the following relevant items: Chapters 97-106, *Florida Statutes, Compilation of The Election Laws*; the *2016 Candidate and Campaign Treasurer Handbook*; and "FAQs regarding online, in-kind, and reporting contributions." To review his acknowledgment, refer to Exhibit 15.

23. On September 22, 2016, Respondent signed and filed his Statement of Candidate for the 2017 election campaign. As previously discussed in this ROI, Respondent was a candidate in 2003, 2009, 2012, and has a history of previous Statements of Candidate. To review his Statement of Candidate for the 2017 election campaign, refer to Exhibit 16. To review his Statement of Candidate for his 2012 election campaign for PBCSOE, refer to Exhibit 17. To review relevant pages of the *Candidate and Campaign Treasurer Handbook*, refer to Exhibit 18.

24. During my investigation of the allegations contained in the sworn complaint, it appears Respondent's 2016 M11 Report and bank records do not agree. It also appears Respondent authorized expenditures without sufficient funds on deposit. However, because these potential violations were not alleged in the complaint, I did not further investigate this information.

Respectfully submitted on December 12, 2018.



Helen Hinson
Investigation Specialist

Current address of Respondent

Mr. Caneste Succe
1310 S Federal Highway Apt. 22
Lake Worth, Florida 33460-5630

Current address of Complainant

Ms. Deborah Andrea
7 North Dixie Highway
Lake Worth, Florida 33460-3725

Name and Address of Filing Officer:

Ms. Deborah M. Andrea
Lake Worth City Clerk
7 North Dixie Highway
Lake Worth, Florida 33460-3725

Copy furnished to:

Mr. David B. Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Caneste Succe -- FEC 17-210

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	Respondent's Form DS-DE 9
Exhibit 2	Deputy City Clerk Melissa Coyne's letter dated February 24, 2017 and envelope
Exhibit 3	Ms. Coyne's letter dated March 14, 2017, and certified mail receipt
Exhibit 4	Ms. Coyne's email dated March 14, 2017
Exhibit 5	Respondent's TR
Exhibit 6	Bank Statement for December 1 through 30, 2016
Exhibit 7	Bank Statement for December 31, 2016 through January 31, 2017
Exhibit 8	Bank Statement for February 1 through 3, 2017
Exhibit 9	Contribution and Deposit Ticket
Exhibit 10	Phone Log
Exhibit 11	Case No.: FEC 12-277
Exhibit 12	Case No.: FEC 12-280
Exhibit 13	Affidavit of Filing Officer, <i>Dates to Remember</i> , and Relevant Links
Exhibit 14	Additional materials provided by Ms. Coyne
Exhibit 15	Respondent's acknowledgment of his receipt of items provided by the Filing Officer
Exhibit 16	Respondent's 2017 Statement of Candidate
Exhibit 17	Respondent's 2012 Statement of Candidate
Exhibit 18	Relevant pages of the <i>Candidate and Campaign Treasurer Handbook</i>

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

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

(PLEASE PRINT OR TYPE)

PAID
SEP 27 2016
BY:

NOTE: This form must be on file with the qualifying officer before opening the campaign account.

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

Initial Filing of Form Re-filing to Change: Treasurer/Deputy Depository Office Party

2. Name of Candidate (in this order: First, Middle, Last)

CANESTE LOUIS SUCCO

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

1310 SOUTH FEDERAL HWY APT 22
LAKE WORTH FL 33460

4. Telephone

(561) 667-8375

5. E-mail address

scaneste@yahoo.com

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

DISTRICT 4
GROUP A

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

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

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

Write-In No Party Affiliation _____ Party candidate.

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

Campaign Treasurer Deputy Treasurer

10. Name of Treasurer or Deputy Treasurer

CANESTE SUCCO

11. Mailing Address

1310 SOUTH FEDERAL HWY APT 22

12. Telephone

(561) 667-8375

13. City

LAKE WORTH

14. County

PB

15. State

FL

16. Zip Code

33460

17. E-mail address

scaneste@yahoo.com

18. I have designated the following bank as my

Primary Depository Secondary Depository

19. Name of Bank

PNC BANK

20. Address

412 LUCERNE AVE

21. City

LAKE WORTH

22. County

PALM BEACH

23. State

FLA

24. Zip Code

33460

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN IT ARE TRUE.

25. Date

09-26-2016

26. Signature of Candidate

[Signature]

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

I, CANESTE SUCCO, do hereby accept the appointment
(Please Print or Type Name)

designated above as:

Campaign Treasurer Deputy Treasurer.

9-26-2016

Date

X

Signature of Campaign Treasurer or Deputy Treasurer



Lake Worth, Florida. The Art of Florida Living.sm

OFFICE OF THE CITY CLERK

7 N. Dixie Hwy.
Lake Worth, FL 33460
561.586.1662

February 24, 2017

Caneste Succe
1310 South Federal Highway Apt. 22
Lake Worth, FL 33460

Dear Mr. Succe:

RE: Campaign Treasurer's Report notification

Please be advised that, in accordance with Florida Statute 106.141, each candidate who withdraws, becomes unopposed or is eliminated as a candidate or is elected to office shall, within 90 days, dispose of the funds on deposit in a campaign account and file a report reflecting the disposition of all remaining funds.

According to Florida Statute 106.141(7)(b), I am required to notify each candidate at least 14 days before the date the report is due. This letter shall serve as notification to you that the **last day to submit your Termination Report is 5:00 PM on Monday, March 13, 2017**, for the period covering December 1, 2016, until your campaign account is closed, but no later than March 13, 2017. Failure to file your report by the designated due date will cause a fine to be assessed against you. This fine is not an allowable campaign expenditure and shall be paid only from your personal funds.


If I can be of any further assistance, you can call me at 561-586-1663.

Sincerely,

Melissa Ann Coyne
Deputy City Clerk

EXHIBIT 2 (1 of 2)

EXHIBIT 2 (2 of 2)

SENDER: COMPLETE THIS SECTION	COMPLETE THIS
<input type="checkbox"/> Complete items 1, 2, and 3. <input type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature X B. Received by (Print name) C. Is delivery address correct? If YES, enter date of delivery D. Is delivery address correct? If YES, enter date of delivery
1. Article Addressed to: <p>Caneste Succes 1310 S. Federal Hwy #22 Lake Worth, FL 33460</p>  <p>9590 9403 0509 5173 7400 91</p>	3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted <input type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted (Registered Mail) <input type="checkbox"/> Registered Mail Restricted (Priority Mail®)
2. Article Number (Transfer from service label) 7016 1370 0001 9910 3066	

PS Form 3811, April 2015 PSN 7530-02-000-9053

City of Lake Worth
Office of the City Clerk
7 N. Dixie Hwy.
Lake Worth, FL 33460

RECEIVED
MAR 23 2017
BY:

CERTIFIED MAIL



7016 1370 0001 9910 3066



U.S. POSTAGE PITNEY BOWES
ZIP 33460 \$ 006.56⁰
02 IN
0001396572 FEB 24 2017

Caneste Succes
1310 South Federal Highway Apt. 22
Lake Worth, FL 33460

NL
2-25-17

NIXIE 333 SE 1 0003/18/17

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

UNC BC: 33460372507 *0575-05428-24-39
33460-561022 25



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OFFICE OF THE CITY CLERK

7 N. Dixie Hwy.

Lake Worth, FL 33460

561.586.1662

March 14, 2017

Sent Via Email & Certified Mail

Caneste Succe
1310 South Federal Highway Apt. 22
Lake Worth, FL 33460

RE: Late Termination Report AND
Disposing of Funds

Dear Mr. Succe:

Please be advised that, in accordance with Florida Statute 106.07, your Termination Report was due in the City Clerk's Office no later than 5:00 P.M. yesterday, March 13, 2017. Failure to file the report on time is subject to the fines of \$50 a day as described in Florida Statute 106.07(8)(b).

According to Florida Statute 106.141(1) a candidate shall, within 90 days, dispose of the funds on deposit in his/her campaign account and file a report reflecting the disposition of all remaining funds. Please refer to the Candidate & Campaign Treasurer Handbook Chapter 17 *Termination Reports* provided in your candidate packet to learn how to dispose of your campaign contribution funds. Because you failed to qualify as a candidate, the deadline to submit your Termination Report was no later than 5 P.M. on March 13, 2017. A reminder letter was sent via certified mail to you on February 24, 2017.

Please submit your report immediately.

Sincerely,

Melissa Ann Coyne
Deputy City Clerk

EXHIBIT 3 (1 of 2)

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

7007 1490 0000 7822 8649

For delivery information visit our website at www.usps.com
OFFICIAL USE

Postage \$	<div style="border: 2px solid black; padding: 5px;"> <p style="font-size: 1.2em; margin: 0;">RECEIVED</p> <p style="margin: 0;">Postmark MAR 5 2017</p> <p style="margin: 0;">BY:</p> </div>
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees \$	

Sent To Caneste Succi
 Street, Apt. No. or PO Box No. 1310 S. Federal Hwy #22
 City, State, ZIP+4 LW, FL 33460

PS Form 3809, August 2008 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<input checked="" type="checkbox"/> Complete items 1, 2, and 3. <input checked="" type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input checked="" type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee
1. Article Addressed to: <u>Caneste Succi</u> <u>1310 S. Federal Hwy #22</u> <u>Lake Worth, FL 33460</u>	B. Received by (Printed Name) <u>[Signature]</u> C. Date of Delivery <u>3-17</u>
2. Article Number (Transfer from service label) <u>7007 1490 0000 7822 8649</u>	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No
9590 9402 1939 6123 2575 03	3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery

EXHIBIT 3 (2 of 2)

Melissa Coyne

From: Melissa Coyne
Sent: Tuesday, March 14, 2017 8:32 AM
To: 'scaneste@yahoo.com'
Subject: Termination Report late
Attachments: Succe TR late.pdf

Dear Mr. Succe,

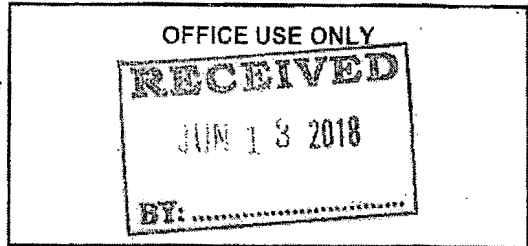
Attached please find a letter regarding your Termination Report which was due yesterday, March 13, 2017 by 5 pm and has not been filed. Please note that late reports are subject to fines that must be paid from your personal account.

Melissa Ann Coyne
Deputy City Clerk
City of Lake Worth
7 N. Dixie Highway
Lake Worth, FL 33460
Phone: 561-586-1663
mcoyne@lakeworth.org



CAMPAIGN TREASURER'S REPORT SUMMARY

(1) CANESTE SOCCE
Name
(2) 1310 SOUTH FEDERAL HWY
Address (number and street)
LAKE WORTH FLA 33460
City, State, Zip Code



Check here if address has changed

(3) ID Number: _____

(4) Check appropriate box(es):

- Candidate Office Sought: _____
- Political Committee (PC)
- Electioneering Communications Org. (ECO)
- Party Executive Committee (PTY)
- Independent Expenditure (IE) (also covers an individual making electioneering communications)
- Check here if PC or ECO has disbanded
- Check here if PTY has disbanded
- Check here if no other IE or EC reports will be filed

(5) Report Identifiers

Cover Period: From 12/1/16 To 12/31/16 Report Type: TR

Original Amendment Special Election Report

(6) Contributions This Report

Cash & Checks \$ _____, _____, 0.00

Loans \$ _____, _____, _____

Total Monetary \$ _____, _____, 0.00

In-Kind \$ _____, _____, _____

(7) Expenditures This Report

Monetary Expenditures \$ _____, _____, 100.00

Transfers to Office Account \$ _____, _____, _____

Total Monetary \$ _____, _____, 100.00

(8) Other Distributions

\$ _____, _____, _____

(9) TOTAL Monetary Contributions To Date

\$ _____, _____, 100.00

(10) TOTAL Monetary Expenditures To Date

\$ _____, _____, 100.00

(11) Certification

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

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

(Type name) CANESTE SOCCE

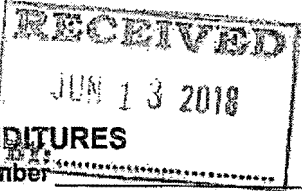
Individual (only for IE or electioneering comm.) Treasurer Deputy Treasurer

(Type name) _____

Candidate Chairperson (only for PC and PTY)

X _____
Signature

X _____
Signature



CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name CANESTO Soccer

(2) I.D. Number _____

(3) Cover Period 12/1/16 through 12/31/16

(4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
12/31/16 1	CANESTO Soccer 1310 South Federal Hwy LAKE WORTH.	Repay Funds	Rmb		100.00
1/1					
1/1					
1/1					
1/1					
1/1					
1/1					
1/1					
1/1					

Business Checking Preferred

PNC Bank


For the period 12/01/2016 to 12/30/2016


CANESTE SUCE FOR CITY COMMISSIONER
LAKE WORTH
1310 SOUTH FEDERAL HWY APT 22
LAKE WORTH FL 33460

Primary account number: [REDACTED]

Page 1 of 3

Number of enclosures: 0

For 24-hour banking sign on to
 PNC Bank Online Banking on pnc.com
FREE Online Bill Pay


 For customer service call 1-877-BUS-BNKG
Monday - Friday: 7 AM - 10 PM ET
Saturday & Sunday: 8 AM - 5 PM ET

Para servicio en español, 1-877-BUS-BNKG

Moving? Please contact your local branch.

Write to: Customer Service
PO Box 609
Pittsburgh, PA 15230-9738

 Visit us at PNC.com/smallbusiness

 TDD terminal: 1-800-531-1648
For hearing impaired clients only

IMPORTANT CHANGES TO FEES FOR BUSINESS CHECKING PREFERRED

The information below amends certain information in our "Business Checking Accounts and Related Charges" ("Schedule"). All other information in our Schedule continues to apply to your account. Please read this information and retain it with your records.

Effective April 1, 2017

- > The Monthly Cash Deposit fee for cash deposited over-the-counter, at the ATM, in the night depository or via Quick Deposit will be \$0.25 per \$100 for cash deposited over \$30,000 per month
- > The Over the Counter Cash Furnished fee will be \$2.50 per \$1,000 for cash furnished in excess of \$30,000 per month
- > The Over the Counter Coin Furnished fee will be \$0.15 per roll for cash furnished in excess of 100 rolls per month
- > The Bulk Currency Furnished fee will be \$2.50 per \$1,000
- > The Return Deposited Item Fee will be \$15.00 per item
- > The Zero Balance Account (ZBA) fee will be \$10.00 per account per month

If you have questions or concerns about these changes, please contact your PNC Business Banker or call us at the number listed at the top of this statement.

Business Checking Preferred Summary

Account number: [REDACTED]

Overdraft Protection has not been established for this account.

Please contact us if you would like to set up this service.

Caneste Suce For City Commissioner
Lake Worth

Balance Summary

Beginning balance	Deposits and other additions	Checks and other deductions	Ending balance
23.16	102.50	201.50	75.84
		Average ledger balance	Average collected balance
		38.84	38.84

EXHIBIT 6 (1 of 3)

Business Checking Preferred

For 24-hour account information, sign on to
pnc.com/mybusiness/

For the period 12/01/2016 to 12/30/2016
 CANESTE SUCCE FOR CITY COMMISSIONER
 Primary account number: 12-2220-8258

Business Checking Preferred Account number: [REDACTED] - continued

Page 2 of 3

Overdraft and Returned Item Fee Summary

	Total for this Period	Total Year to Date
Total Overdraft Fees	72.00	72.00

Deposits and Other Additions

Description	Items	Amount
Deposits	1	100.00
Fee Refunds	1	2.50
Total	2	102.50

Checks and Other Deductions

Description	Items	Amount
Check Card Purchases	3	22.00
POS Purchases	4	85.00
ATM/Misc. Check Card Transactions	1	22.50
Service Charges and Fees	2	72.00
Total	10	201.50

Daily Balance

Date	Ledger balance	Date	Ledger balance	Date	Ledger balance
12/01	23.16	12/14	58.16	12/28	40.34-
12/08	123.16	12/15	38.16	12/29	41.34-
12/12	78.16	12/27	4.34-	12/30	75.84-

Activity Detail

Deposits and Other Additions

Deposits

Date posted	Amount	Transaction description	Reference number
12/08	100.00	Deposit	030938885

Fee Refunds

Date posted	Amount	Transaction description	Reference number
12/30	2.50	Non-PNC ATM Surcharge Reimbursement	

Checks and Other Deductions

Check Card Purchases

Date posted	Amount	Transaction description	Reference number
12/12	20.00	8992 Debit Card Purchase Chevron 0357949 Lanta	29090860014068992346
12/29	1.00	8992 Debit Card Purchase Otl*Scoresense.Com 800-6796327 Tx	61411860014068992364
12/30	1.00	8992 Debit Card Purchase Gto*Yourrent2Own.Com 866-9959226 Ca	40997860014068992365

POS Purchases


Date posted	Amount	Transaction description	Reference number
12/12	25.00	POS Purchase Chevron/Hallma Lake Worth Fl	POS10041801 1855091
12/14	20.00	POS Purchase Copans Maratho Pompano Beac Fl	POS0001FJ55 0519207
12/15	20.00	POS Purchase Chevron/Hallma Lake Worth Fl	POS10041801 0555080
12/27	20.00	POS Purchase Racetrac459 Boynton Beac Fl	POS02540103 2063488

ATM/Misc. Check Card Transactions

Date posted	Amount	Transaction description	Reference number
12/27	22.50	ATM Withdrawal 1402 Lucerne Ave Lake Worth Fl	CTX86470 2063487

EXHIBIT 6 (2 of 3)

Business Checking Preferred

 For 24-hour account information, sign on to pnc.com/mybusiness/

For the period 12/01/2016 to 12/30/2016
CANESTE SUCCE FOR CITY COMMISSIONER
Primary account number: 12-2220-8258
Page 3 of 3

Business Checking Preferred Account number: [REDACTED] - continued

Service Charges and Fees

Date posted	Amount	Transaction description	Reference number
12/28	36.00	Overdraft Item Fee	POS02540108 2068488
12/30	36.00	Overdraft Item Fee	61411860014068992564

EXHIBIT 6 (3 of 3)

Business Checking Preferred

PNC Bank


For the period 12/31/2016 to 01/31/2017


CANESTE SUCCÉ FOR CITY COMMISSIONER
LAKE WORTH
1310 SOUTH FEDERAL HWY APT 22
LAKE WORTH FL 33460

Primary account number: [REDACTED]

Page 1 of 2


Number of enclosures: 0

For 24-hour banking sign on to
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 Write to: Customer Service
PO Box 609
Pittsburgh, PA 15230-9738

 Visit us at PNC.com/smallbusiness

 TDD terminal: 1-800-531-1648
For hearing impaired clients only

IMPORTANT ACCOUNT CHANGE FOR ALL BUSINESS ACCOUNTS WITH TREASURY MANAGEMENT SERVICES

Effective April 1, 2017, charges for certain Treasury Management services will change. The impact of these changes on your organization will depend on the mix of services you use at PNC and your transaction volumes. If applicable, the fees for the following services may be reduced or offset by the Earnings Credit for your account.

AUTOMATED CLEARING HOUSE (ACH)

The fee for Night Cycle Surcharge will no longer be charged
The fee for Additional Input Companies will no longer be charged
The fee for Notification of Change via Electronic Delivery will be \$0.70 each
The fee for Same Day ACH Entries will be \$0.75 each
The fee for Unauthorized ACH Return Item will be \$4.50 each

PINACLE Express and PINACLE

The fee for Account Transfer Rejects will be \$3.00 each
The fee for Additional Tokens will be \$40.00 each

PINACLE

The fee for Outgoing Domestic Wire Transfers will be \$10.00 each
The fee for Federal Tax Payment Wire Transfers will be \$10.00 each
The fee for Outgoing International USD Wire Transfers will be \$23.00 each

For questions or information on the following fees, please contact Treasury Management Client Care (TMCC) at 1-800-669-1518.

Business Checking Preferred Summary

Account number: 1 [REDACTED]

Overdraft Protection has not been established for this account.

Please contact us if you would like to set up this service.

Caneste Succé For City Commissioner
Lake Worth

EXHIBIT 7 (1 of 2)

Business Checking Preferred

For 24-hour account information, sign on to
pnc.com/mybusiness/

For the period 12/31/2016 to 01/31/2017
 CANESTE SUCCE FOR CITY COMMISSIONER
 Primary account number: 1 [REDACTED]

Business Checking Preferred Account number: [REDACTED] continued

Page 2 of 2

Balance Summary

Beginning balance	Deposits and other additions	Checks and other deductions	Ending balance
75.84-	0.00	209.95	285.79-
		Average ledger balance	Average collected balance
		235.68-	235.68-

Overdraft and Returned Item Fee Summary

	Total for this Period	Total Year to Date
Total Overdraft Item Fees (OD)	72.00	72.00
Total Continuous Overdraft Fees (COD)	98.00	98.00
Total Overdraft Fees	170.00	170.00

Deposits and Other Additions

Description	Items	Amount
Total	0	0.00

Checks and Other Deductions

Description	Items	Amount
ATM/Misc. Check Card Transactions	1	39.95
Service Charges and Fees	11	170.00
Total	12	209.95

Daily Balance

Date	Ledger balance	Date	Ledger balance	Date	Ledger balance
12/31	75.84-	01/06	160.84-	01/12	278.79-
01/03	139.84-	01/09	181.84-	01/13	285.79-
01/04	146.84-	01/10	228.79-		
01/05	153.84-	01/11	271.79-		

Activity Detail

Checks and Other Deductions

ATM/Misc. Check Card Transactions

Date posted	Amount	Transaction description	Reference number
01/10	39.95	8992 Recurring Debit Card Otl*Scoresense.Com 800-6796327 Tx	851860014068992010

Service Charges and Fees

Date posted	Amount	Transaction description	Reference number
01/03	36.00	Overdraft Item Fee	40997860014068992365
01/03	28.00	Continuous OD Charge - 04 Days	I-GEN117010500009384
01/04	7.00	Continuous OD Charge - 01 Day	I-GEN117010400005596
01/05	7.00	Continuous OD Charge - 01 Day	I-GEN117010500014264
01/06	7.00	Continuous OD Charge - 01 Day	I-GEN117010600017719
01/09	21.00	Continuous OD Charge - 03 Days	I-GEN117010900021077
01/10	7.00	Continuous OD Charge - 01 Day	I-GEN117011000026092
01/11	36.00	Overdraft Item Fee	60851860014068992010
01/11	7.00	Continuous OD Charge - 01 Day	I-GEN117011100021252
01/12	7.00	Continuous OD Charge - 01 Day	I-GEN117011200021689
01/13	7.00	Continuous OD Charge - 01 Day	I-GEN117011300016963

EXHIBIT 7(2 of 2)

Business Checking Preferred

PNC Bank


For the period 02/01/2017 to 02/03/2017


CANESTE SUCE FOR CITY COMMISSIONER
LAKE WORTH
1310 SOUTH FEDERAL HWY APT 22
LAKE WORTH FL 33460

Primary account number: 1 [REDACTED]

Page 1 of 2


Number of enclosures: 0

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PO Box 609
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The fee for Additional Input Companies will no longer be charged
The fee for Notification of Change via Electronic Delivery will be \$0.70 each
The fee for Same Day ACH Entries will be \$0.75 each
The fee for Unauthorized ACH Return Item will be \$4.50 each

PINACLE Express and PINACLE

The fee for Account Transfer Rejects will be \$3.00 each
The fee for Additional Tokens will be \$40.00 each

PINACLE

The fee for Outgoing Domestic Wire Transfers will be \$10.00 each
The fee for Federal Tax Payment Wire Transfers will be \$10.00 each
The fee for Outgoing International USD Wire Transfers will be \$23.00 each

For questions or information on the following fees, please contact Treasury Management Client Care (TMCC) at 1-800-669-1518.

REMINDER OF CHANGES TO FEES FOR BUSINESS CHECKING PREFERRED

As previously communicated, the information below amends certain information in our "Business Checking Accounts and Related Charges" ("Schedule"). All other information in our Schedule continues to apply to your account. Please read this information and retain it with your records.

Effective April 1, 2017

- > The Monthly Cash Deposit fee for cash deposited over-the-counter, at the ATM, in the night depository or via Quick Deposit will be \$0.25 per \$100 for cash deposited over \$30,000 per month
- > The Over the Counter Cash Furnished fee will be \$2.50 per \$1,000 for cash furnished in excess of \$30,000 per month
- > The Over the Counter Coin Furnished fee will be \$0.15 per roll for cash furnished in excess of 100 rolls per month

EXHIBIT 8(1 of 2)

Business Checking Preferred

For 24-hour account information, sign on to pnc.com/mybusiness/

For the period 02/01/2017 to 02/03/2017
 CANESTE SUCCE FOR CITY COMMISSIONER
 Primary account number: [REDACTED]

Page 2 of 2

- > The Bulk Currency Furnished fee will be \$2.50 per \$1,000
- > The Return Deposited Item/Cashed Check Fee will be \$15.00 per item
- > The Zero Balance Account (ZBA) fee will be \$10.00 per account per month

If you have questions or concerns about these changes, please contact your PNC Business Banker or call us at the number listed at the top of this statement.

Business Checking Preferred Summary

Caneste Succe For City Commissioner
 Lake Worth

Account number: [REDACTED]
 Overdraft Protection has not been established for this account.
 Please contact us if you would like to set up this service.

Balance Summary

Beginning balance	Deposits and other additions	Checks and other deductions	Ending balance
285.79-	285.79	0.00	0.00
		Average ledger balance	Average collected balance
		190.52-	190.52-

Overdraft and Returned Item Fee Summary

	Total for this Period	Total Year to Date
Total Overdraft Item Fees (OD)	.00	72.00
Total Continuous Overdraft Fees (COD)	.00	98.00
Total Overdraft Fees	.00	170.00

Deposits and Other Additions

Other Additions	1	285.79
Total	1	285.79

Checks and Other Deductions

Total	0	0.00
--------------	----------	-------------

Daily Balance

Date	Ledger balance	Date	Ledger balance
02/01	285.79-	02/03	0.00

Activity Detail

Deposits and Other Additions

Other Additions

Date posted	Amount	Transaction description	Reference number
02/03	285.79	Auto Charge Off Credit	C910

EXHIBIT 8 (2 of 2)

OCEAN RIDGE CHIROPRA
DBA OCEAN CHIROPRACTIC CENTER
DR ERIC HERMANN

639 E OCEAN AVE STE 107
BOYNTON BEACH, FL 33435

8826

63-4631 FL
24068

Date November 30, 2016

Pay To The Order Of Caereste Succi City Commissioner

\$ 100^{xx}/₁₀₀

One Hundred & ¹⁰⁰/₁₀₀

Dollars



Bank of America

ACH R/T 083100277

For _____



20161208 003000938836 0010070200

For Deposit to the Credit of
The Withdrawal is GUARANTEED
IN FULL BY THE BANK
IN THE EVENT OF THE
BANK'S FAILURE
ABSOLUTE OF THE
PNC BANK

2018102232000312000003
IMAMGR S3
20161208 Arch 000000000030938835
00000000000010000 000000000000 C

PAMELA S GLASS

DO NOT MAIL PLACE IN SUBPOENA MAIL BIN
B7-YB17-01-C

EXHIBIT 9 (1 of 2)

DEPOSIT TICKET
 PNC BANK

CASH

ACCOUNT NUMBER

REGIONAL ID

82201

100 1

CHECK OR TOTAL FROM OTHER SIDE

SUB TOTAL

LESS CASH RECEIVED

FORM 162269

FOR CREDIT TO THE ACCOUNT NAMED HEREON

DATE 12.08.2016

NAME City Commission

- CHECKING SAVINGS FORM 162269
 CONSUMER BUSINESS

NET DEPOSIT \$

100.-

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK.
 DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL.

⑆66409⑉99⑆00⑆

20161208 003000938835 00100702002											
COLLARS											
CENTS											

2018102232000312000003
 IMAMGR S3
 20161208 Arch 000000000030938835
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PAMELA S GLASS

DO NOT MAIL PLACE IN SUBPOENA MAIL BIN
 B7-YB17-01-C

EXHIBIT 9 (2 of 2)

FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 17-210

Respondent: Caneste Succe (Pronounced: Can-a-stay Soo-c)

Complainant: Deborah Andrea

1. **Date and time:** 07/31/18; 12:20 p.m.
Name: Melissa Ann Coyne, Lake Worth deputy city clerk
Phone #: 561-586-1662
Summary: I phoned, identified myself, and Ms. Coyne identified herself; I explained that I desire information relating to Respondent's 2017 campaign and requested copies of Respondent's Statement of Candidate and Form DS-DE 9. I asked about basic business practices for the office; she explained that candidates and potential candidates are referred to the city clerk or her (Ms. Coyne) since she is the deputy city clerk; however, anyone at the counter can date stamp CTRs that are accepted on a conditional basis until reviewed by the city clerk or herself. I queried if candidates sign a form acknowledging receipt of materials; she affirmed and agreed to provide a copy. She asked if she may forward the information to me by email; I provided my email address. Ms. Coyne said Ms. Andrea was the interim city clerk for the 2017 election, and I should forward the Affidavit of Filing Officer to Ms. Andrea.
Memo to File? No
Entered by: HH

2. **Date and time:** 07/31/18; 3:00 p.m.
Name: Respondent—Caneste Succe
Phone #: 561-667-8375
Summary: I phoned, identified myself, Respondent confirmed I had reached him; he explained that he filed his TR and "took care of everything." (June 2018) Respondent does not understand why this is being pursued; I explained that after he failed to qualify he did not dispose of his remaining campaign funds and file his TR reflecting the disposition of the funds within 90 days as required by law. Respondent said he has never done this before as he obeys the law.

Respondent said he expects to work for the Ambassador of Haiti, in the senate, he's leaving next week and if he gets the job, he will not return to the USA so I should "hurry and do whatever [I] need to do." I explained I will draft an affidavit-questionnaire for him to complete, sign, have notarized, and return to me; I will forward it to him by email; Respondent provided his email address: canestesucce@yahoo.com; I confirmed it was correct. He agreed to cooperate.
Memo to File? No
Entered by: HH

3. **Date and time:** Monday, 10/08/18; 1:10 p.m.
Name: Lake Worth City Clerk's office
Phone #: 561-586-1662

Summary: I phoned, reached the voice-mailbox, I provided my contact information, explained that I sent questionnaires on August 1, 2018; however, it does not appear they (city clerk and deputy city clerk) have responded; I requested they return my call, provided my contact information again and noted this office may close later this week due to impending Hurricane Michael.

Memo to File? No

Entered by: HH

4. **Date and time:** Tuesday, 10/09/18; 11:10 a.m.
Name: Melissa Ann Coyne, Lake Worth deputy city clerk
Phone #: UNK
Summary: She returned my call, explained she was out of the office earlier; however, she completed and returned the Aff of FO on August 3, 2018. She noted she did not receive notification it was not delivered.
Memo to File? No
Entered by: HH

5. **Date and time:** 10/17/18; 3:40 p.m.
Name: PNC Bank, N.A.
Phone #: 800-762-3428
Summary: I phoned, reached telephone answering machine message indicating that I had reached garnishments and if my query was not related to garnishments I should call customer service.
Memo to File? No
Entered by: HH

6. **Date and time:** 10/17/18; 3:50 p.m.
Name: Santana, customer service, PNC Bank, N.A.
Phone #: 888-762-2265
Summary: I phoned, identified myself, explained I have a subpoena and called the number I have on file but received message indicating the number was limited to garnishments and if I had a query for other services, I should contact customer service. Santana confirmed she had the same information as I have including to contact the phone number and fax number I have on file.
Memo to File? No
Entered by: HH

7. **Date and time:** 11/27/18; 5:09 p.m.
Name: Respondent—Caneste Succe
Phone #: 561-667-8375
Summary: I phoned Respondent to conduct a final interview by telephone, and give him an opportunity to respond to the information gathered during the course of the investigation concerning the allegations made in the complaint; I reached his voice-mailbox, identified myself, explained that I would like to review my findings with him, provided my contact number, my normal business hours and availability.
Memo to File? No
Entered by: HH

8. **Date and time:** 11/28/18; 11:10 a.m.

Name: Respondent—Caneste Succe

Phone #: 561-667-8375

Summary: I phoned Respondent to conduct a final interview by telephone, and give him an opportunity to respond to the information gathered during the course of the investigation concerning the allegations made in the complaint; I reached his voice-mailbox, identified myself, explained that I would like to review my findings with him, provided my contact number, my normal business hours and availability.

Memo to File? No

Entered by: HH

9. **Date and time:** 11/29/18; 10:50 a.m.

Name: Respondent—Caneste Succe

Phone #: 561-667-8375

Summary: I phoned Respondent to conduct a final interview by telephone, and give him an opportunity to respond to the information gathered during the course of the investigation concerning the allegations made in the complaint; I reached his voice-mailbox, identified myself, explained that I would like to review my findings with him, provided my contact number, my normal business hours and availability.

Memo to File? No

Entered by: HH

10. **Date and time:**

Name:

Phone #:

Summary:

Memo to File? No

Entered by:

11. **Date and time:**

Name:

Phone #:

Summary:

Memo to File? No

Entered by:

12. **Date and time:**

Name:

Phone #:

Summary:

Memo to File? No

Entered by:

13. **Date and time:**

Name:

Phone #:

Summary:

AF

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13 MAR 13 AM 10:43

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

STATE OF FLORIDA
ELECTIONS COMMISSION

12-277
FEC

In Re: Caneste Succe, Respondent

Case No.: FEC 12-277
F.O. No.: FOFEC 12-134A
Report: 2012 F1

DEFAULT FINAL ORDER

THIS CAUSE was referred to the Florida Elections Commission by the filing officer for failure of the Respondent to pay the assessed fine.

FINDINGS OF FACT

- 1 The Commission is charged with enforcing Chapter 106, Florida Statutes, the campaign financing laws.
- 2 The Respondent was a local candidate for the Palm Beach County Supervisor of Elections during the 2012 elections. The Respondent's campaign treasurer's report was not filed with the filing officer on July 13, 2012, the designated due date
- 3 On August 1, 2012, the filing officer sent a notice to the Respondent by US certified mail advising him that the amount of the fine was \$441.41. The notice also advised Respondent, as required by Section 106.04(8)(b), 106.07(8)(b), 106.29(3)(b), Florida Statutes, that he must either pay the fine or appeal to the Florida Elections Commission within 20 days after receipt of the notice of payment due
- 4 The Respondent has failed to pay the assessed fine or to appeal to the Commission

EXHIBIT 11 (1 of 3)

CONCLUSIONS OF LAW

5. The Commission has jurisdiction over the parties to and subject matter of this case, pursuant to Section 106.04, 106.07, or 106.29, Florida Statutes.

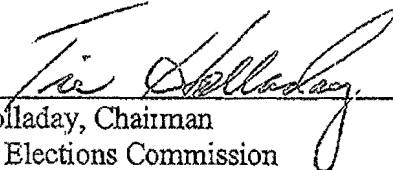
6. The Respondent's failure to timely file a notice appealing the assessed fine constitutes a waiver of entitlement to an appeal, pursuant to Rule 2B-1.005(2), Florida Administrative Code

ORDER

Based on the foregoing facts and conclusions of law, it is hereby

ORDERED that the assessed fine of \$441.41 is affirmed. The fine shall be paid to the Palm Beach County Supervisor of Elections, 240 South Military Trail, West Palm Beach, Florida 33415, within 30 days of the date this Default-Final Order is received by the Respondent.

DONE AND ORDERED by the Florida Elections Commission on 2-19, 2013.



Tim Holladay, Chairman
Florida Elections Commission

NOTICE OF RIGHT TO APPEAL

This order is final agency action. Any party who is adversely affected by this order has the right to seek judicial review pursuant to Section 120.68, Florida Statutes, by filing a notice of administrative appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Florida Elections Commission at 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, Florida 32399-1050, and by filing a copy of the notice of appeal with the appropriate district court of appeal. The party must attach to the notice of appeal a copy of this order and include with the notice of appeal filed with the district court of appeal the applicable filing fees. **The notice of administrative appeal must be filed within 30 days of the date of this order is filed with the Commission.** The date this order was filed appears in the upper right-hand corner of the first page of the order.

EXHIBIT 11 (2 of 3)

Copies furnished to:

Amy Toman, Executive Director

Caneste Succe, Respondent (certified mail)

The Honorable Susan Bucher, Palm Beach County Supervisor of Elections, Filing Officer

Notice to Filing Officer

The Clerk of the Florida Elections Commission will send a copy of this order to Respondent by certified mail. The Final Order directs the Respondent to pay the Filing Officer. If the Filing Officer is not paid within 30 days of the date of service of the Final Order, the Filing Officer can file an enforcement action in circuit court to enforce the fine that is due and owing to the county or municipality. **Please contact the Commission for proof that the Final Order has been served, which staff will retain in the case file.** If the Commission Clerk cannot serve the Final Order by certified mail, the Clerk will notify the filing officer.

EXHIBIT 11 (3 of 3)

AF

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13 MAR 13 AM 10:43

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

STATE OF FLORIDA
ELECTIONS COMMISSION

12-280

In Re: Caneste Succe, Respondent

Case No.: FEC 12-280

F.O. No.: FOEC 12-135A

Report: 2012 F2

FE3

DEFAULT FINAL ORDER

THIS CAUSE was referred to the Florida Elections Commission by the filing officer for failure of the Respondent to pay the assessed fine.

FINDINGS OF FACT

1. The Commission is charged with enforcing Chapter 106, Florida Statutes, the campaign financing laws.
2. The Respondent was a local candidate for the Palm Beach County Supervisor of Elections during the 2012 elections. The Respondent's campaign treasurer's report was not filed with the filing officer on July 27, 2012, the designated due date.
3. On August 1, 2012, the filing officer sent a notice to the Respondent by US certified mail advising him that the amount of the fine was \$3,186.75. The notice also advised Respondent, as required by Section 106.04(8)(b), 106.07(8)(b), 106.29(3)(b), Florida Statutes, that he must either pay the fine or appeal to the Florida Elections Commission within 20 days after receipt of the notice of payment due.
4. The Respondent has failed to pay the assessed fine or to appeal to the Commission.

EXHIBIT 12 (1 of 3)

CONCLUSIONS OF LAW

5 The Commission has jurisdiction over the parties to and subject matter of this case, pursuant to Section 106.04, 106.07, or 106.29, Florida Statutes.

6 The Respondent's failure to timely file a notice appealing the assessed fine constitutes a waiver of entitlement to an appeal, pursuant to Rule 2B-1.005(2), Florida Administrative Code.

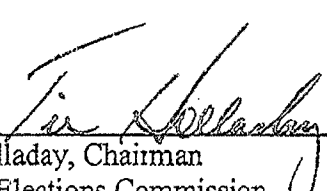
ORDER

Based on the foregoing facts and conclusions of law, it is hereby

ORDERED that the assessed fine of \$3,186.75 is affirmed. The fine shall be paid to the Palm Beach County Supervisor of Elections, 240 South Military Trail, West Palm Beach, Florida 33415, within 30 days of the date this Default Final Order is received by the Respondent.

DONE AND ORDERED by the Florida Elections Commission on

Feb. 19, 2013



Tim Holladay, Chairman
Florida Elections Commission

NOTICE OF RIGHT TO APPEAL

This order is final agency action. Any party who is adversely affected by this order has the right to seek judicial review pursuant to Section 120.68, Florida Statutes, by filing a notice of administrative appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Florida Elections Commission at 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, Florida 32399-1050, and by filing a copy of the notice of appeal with the appropriate district court of appeal. The party must attach to the notice of appeal a copy of this order and include with the notice of appeal filed with the district court of appeal the applicable filing fees. **The notice of administrative appeal must be filed within 30 days of the date of this order is filed with the Commission.** The date this order was filed appears in the upper right-hand corner of the first page of the order.

EXHIBIT 12(2 of 3)

Copies furnished to:

Amy Toman, Executive Director

Caneste Succe, Respondent (certified mail)

The Honorable Susan Bucher, Palm Beach County Supervisor of Elections, Filing Officer

Notice to Filing Officer

The Clerk of the Florida Elections Commission will send a copy of this order to Respondent by certified mail. The Final Order directs the Respondent to pay the Filing Officer. If the Filing Officer is not paid within 30 days of the date of service of the Final Order, the Filing Officer can file an enforcement action in circuit court to enforce the fine that is due and owing to the county or municipality. **Please contact the Commission for proof that the Final Order has been served, which staff will retain in the case file** If the Commission Clerk cannot serve the Final Order by certified mail, the Clerk will notify the filing officer.

EXHIBIT 12 (3 of 3)

AFFIDAVIT OF FILING OFFICER
Case Number: FEC 17-210

STATE OF FLORIDA
County of Palm Beach

Melissa Coyne, 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 the City of Lake Worth as Deputy City Clerk.
3. Please provide copies of the listed items from the following candidate's campaign file: **Caneste Succe.**

Check	ITEM
✓	Addendum requests and proof of compliance for the 2017 campaign.
✓	Reminder letter dated on or about February 24, 2017, informing the candidate his termination report was due by March 13, 2017, no later than 5:00 p.m., and the certified mail tracking information
N/A	All checks issued by the candidate's campaign to your office (qualifying fee, fine payment, etc.)
✓	Calendar of Reporting Dates
✓	Dates to Remember -- Candidate and Political Committee -- 2017 Election
✓	Common treasurer report errors
✓	FAQs regarding online, in-kind, and reporting contributions
✓	Disposition of surplus funds
N/A	Notice of withdrawal from his 2017 campaign

4. Please check each item provided to the candidate and list the date that the item was provided to the candidate.

Check	ITEM	DATE
✓	Chapter 104, <i>Florida Statutes</i>	} 9/27/16
✓	Chapter 106, <i>Florida Statutes</i>	
✓	<i>Candidate and Campaign Treasurer Handbook</i> (Please indicate <u>Year or Edition.</u>) 2016	

	Other: ¹	
--	---------------------	--

5. Relative to Chapter 106, *Florida Statutes*, and the *Candidate and Campaign Treasurer Handbook*, how are these publications provided to the candidates?

- Publications are given directly to the candidates.
- Publications are available in the office, candidates are advised to pick-up the publications for themselves.
- Candidates are advised to download copies of the publications from our website or the Division of Elections' website.
- Publications are provided on a CD or thumb/flash drive that is given to the candidate.
- Other, please explain. _____

6. Did your office provide links to the Division of Election's website for the 2017 election? Yes or No. If yes, please list all links or websites provided to candidates for the 2017 election. If available, please attach a copy of any lists identifying relevant links or websites.

Division of Elections, FL Attorney General, FL Commission on Ethics, FL Election Commission

7. Did your office offer any candidate workshops or training seminars prior to the 2017 election? Yes or No. If yes, please list all workshops/training seminars that were attended by the candidate, along with the date of attendance. If available, please attach a copy of any attendance sheets from the workshops/training seminars; and if available, please provide a copy of the syllabus and outline for the workshops/seminars.

Pam Lopez, the City Clerk, and I spent an hour a half reviewing everything in the candidate packet, especially campaign financing and report due dates on 9/27/16.

8. Does your office have any record of **Caneste Sucee** having sought elective office within your jurisdiction prior to the 2017 election? Yes or No. If yes, please list the previous office(s) <he/she> ran for, the date(s) of the election(s), and the result(s) of the election(s).

¹ Any local publications relating to Florida's election laws that may have been provided in lieu of the *Candidate and Campaign Treasurer Handbook* published by the Division of Elections. If your office published the item(s), please send a copy of the Table of Contents for the item(s) with the Affidavit.

9. Does your office have any record of Caneste Sucee having been named as a chairperson or campaign treasurer of a political committee or electioneering communication organization within your jurisdiction? Yes or No. If yes, please list the name(s) of the committees.

10. Did you or any member of your staff have any conversations with Caneste Sucee concerning a provision of Chapter 106, Florida Statutes, at any time during her/his 2017 campaign? Yes or No. If yes, please indicate whether the conversation was in person, in writing, or by telephone and the subject matter of the conversation. If applicable, please provide copies documenting the discussion.

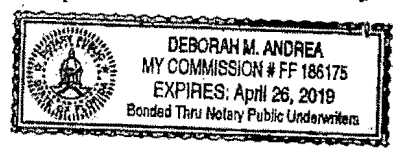
We discussed campaign financing at length on 9/27/16 at our meeting. In addition, we explained how to fill out the reports at length on 11/14/16, 12/20/16 and 6/13/18, when Mr. Sucee came in to file his reports.

I SWEAR OR AFFIRM THAT THE INFORMATION CONTAINED IN THIS DOCUMENT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE.

[Handwritten Signature]

Signature of Affiant
Sworn to (or affirmed) and subscribed before me this 3rd day of August, 2018.

[Handwritten Signature]
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: HH

all of which were incorrect.

**DATES TO REMEMBER
CANDIDATE & POLITICAL COMMITTEE
2017 ELECTION**

- September 12** Treasurer's Report (M8) covering 08/01/16-08/31/16
- October 11** Treasurer's Report (M9) covering 09/01/16-09/30/16
- November 10** Treasurer's Report (M10) monthly report covering 10/01/16 - 10/31/16
- November 29** Candidate (only) Noon, qualifying begins for General Election
- December 12** Treasurer's Report (M11) monthly report covering 11/01/16 - 11/30/16
- December 13** Candidate (only) Noon, qualifying ends for General Election, including Write-in candidates
- January 10** Treasurer's Report (M12) monthly report covering 12/01/16 - 12/31/16
- February 10** Treasurer's Report (M1) monthly report covering 01/01/17 - 01/31/17
- February 13** Voter registration books close for General Election
- February 17** Treasurer's Report (G1) 25th day report covering 02/01/17 - 02/10/17, due for the General Election
- February 27** Voter registration books close for Run-Off Election
- February 28** Noon, poll watcher applications due to City Clerk for election day voting in General Election (can file one application for both General & Run-off Elections)
- March 3** Treasurer's Report (G2) 11th day report covering 02/11/17 - 02/24/17, due for the General Election
- TBD** Early voting sites open from 10 AM – 6 PM
- March 9** Midnight, last date to accept contributions for General Election
- March 10** Treasurer's Report (G3), 4th day report covering 02/25/17 - 03/09/17, due for the General Election
- March 13** Early voting sites close at 6 PM
- March 13** Candidate (only) Termination Report (TR) covering 12/01/16 – 03/13/17 due for candidates unopposed
- March 14** **GENERAL ELECTION**
- March 14** Noon, poll watcher applications due to City Clerk for Run-Off Election
- March 23** Midnight, last date to accept contributions for Run-Off Election

- March 24 Treasurer's Report (SG3), the 4th day report covering 03/10/17 – 03/23/17, due for the Run-Off Election
- March 28 RUN-OFF ELECTION
- April 10 PC (only) Treasurer's Report (M3) monthly report covering 03/10/17 – 03/31/17, due if only in General Election
or
- April 10 PC (only) Treasurer's Report (M3) monthly report covering 03/24/17 – 03/31/17, due if in Run-Off
- May 10 PC (only) Treasurer's Report (M4) monthly report covering 04/01/17 – 04/30/17
- June 12 PC (only) Treasurer's Report (M5) monthly report covering 05/01/17 – 05/31/17
- June 12 Candidate (only) Termination Report (TR) covering 03/10/17 – 06/12/17 due for candidates elected or defeated in the General Election
- June 26 Candidate (only) Termination Report (TR) covering 03/24/17 – 06/26/17 due for candidates elected or defeated in the Run-Off Election

PC (only) after the General and/or Run-Off Election and until PC is disbanded, reports are to be filed on the tenth day following the end of each month. If the tenth day following the end of a month occurs on a Saturday, Sunday, or legal holiday, the report may be filed on the next following day which is not a Saturday, Sunday or legal holiday.

** deadline is 5:00 PM on the due date for all Treasurer's Reports

DIVISION OF ELECTIONS
AND OTHER RESOURCES
CONTACT INFORMATION

Division of Elections
Room 316, R.A. Gray Bldg.
500 S. Bronough Street
Tallahassee, FL 32399

Website:
www.election.state.fl.us

Email:
DivElections@dos.state.fl.us

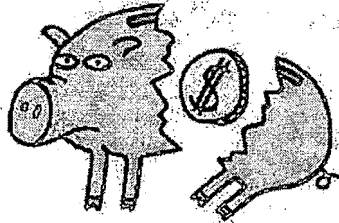
Main: (850) 245-6200

Fax: (850) 245-6217
(850) 245-6218

Resources

- Florida Attorney General: Formal Opinions Database at
<http://myfloridalegal.com/ago.nsf/Opinions>
- Florida Commission on Ethics: Publications (Guide to the Sunshine Amendment and the Code of Ethics; Summaries of Gift and Honoraria Laws; Complaint Procedures; and Advisory Opinions) at
<http://www.ethics.state.fl.us/ethics/>
- Florida Division of Elections: Opinions/Rules/Laws/Directives; Forms & Publications; and Government Links at
<http://election.dos.state.fl.us/index.shtml>
- Florida Election Commission: Common Violations & Appeals; How to File a Complaint/Complaint Form; Final Orders; and FAQs at
<http://www.fec.state.fl.us/FECWebFI.nsf/pages/home>

Disposition of Surplus Funds

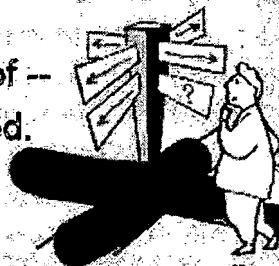


51

Termination Reports

(s. 106.141, F.S.) – No change to current law

- A termination report must be filed within 90 days of withdrawing as a candidate, becoming unopposed, elected, or eliminated.
- Funds must be disposed of -- account need not be closed.

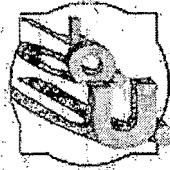


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After the Campaign

(s. 106.075, F.S.)

Loan Report - A person who is elected to office must report all loans, exceeding \$500 in value, made to him or her and used for campaign purposes, made within the 12 months preceding his or her election to office, to the filing officer, within 10 days of being elected.



(No change to current law.)

33

After the Campaign

(ss. 106.11 & 106.141, F.S.)

Once a candidate becomes unopposed, elected, eliminated or withdraws, the individual may only expend funds for the following:

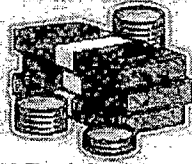
- Purchase thank-you advertising (for up to 75 days).
- Pay for items obligated.
- Pay for expenditures necessary to close down the campaign office and to prepare final report.
- Pay candidate back, in full or in part, for any contributions contributed to own campaign.

(No change to current law.)

34

After the Campaign

(s. 106.141(6), F.S.)

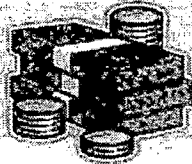


- **Current law:** If candidate qualified by the petition method and has surplus funds, the candidate must
 - **First**, pay any petition verification fees that were waived if filed an undue burden oath;
 - **Thereafter**, if surplus funds remain, the candidate must reimburse the 1% election assessment fee to the filing officer prior to disposing of the surplus funds (even if did not file undue burden oath).

55

After the Campaign

(s. 106.141(7), F.S.)



- **New law:** If candidate qualified by the petition method and has surplus funds, the candidate must pay any petition verification fees that were waived due to filing an undue burden oath.
- **Eliminates any reimbursement for a waived election assessment.**

56

Disposing of Surplus Funds

(s. 106.141(4), F.S.)

Can dispose of by any combination of:

1. Return contributions pro rata to each contributor.
2. Donate funds to a charitable organization or an organization that meets the qualifications of s. 501(c)(3) of the Internal Revenue Code.



(continued on next slide)



37

Disposing of Surplus Funds

(ss. 106.141(4) & (5), F.S.)

3. Give funds to applicable general revenue fund.
4. Give funds to candidate's political party or to APC. (New law limits amount given to the party to NMT \$25,000)
5. For those candidates who were elected, transfer funds to an office account.



38

ACKNOWLEDGEMENT

I hereby acknowledge receipt of the below documents:

1. State of Florida Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form – DS-DE 9 and on CD
 - 1a. How to Apply for an EIN (Employer Identification Number) for campaign depository
2. Statement of Candidate form – DS-DE 84 and on CD
3. Oath of Candidate form and on CD
4. Logic and Accuracy Test Acknowledgement and Notice → not included. Waiting for date
5. Form 1 Statement of Financial Interests 2015 and on CD
6. Candidate and Campaign Treasurer Handbook dated 2016 CD
7. FS Chapters 97 – 106 "Compilation of The Election Laws" dated 2016 CD
8. City Charter CD
9. Dates to Remember Candidate and Political Committee 2017 Election
10. Campaign account name and fund raiser
11. Federal Tax Regulations and IRS filing requirements
12. Contribution limitation for candidates
13. Common treasurer report errors
14. Definition of Loans
15. FAQs regarding online, in-kind, and reporting contributions
16. Disposition of surplus funds
17. Political advertisements – FS 106.143 and Ch. 12 *Political Advertising* from the 2016 Candidate and Campaign Treasurer Handbook
18. Political Signs – Section 23.5-1(h)3. Lake Worth Code of Ordinances
19. Political Signs – FS 106.1435 usage and removal of political campaign advertisement
20. Political Signs – FDOT's policy on signs in State ROW
21. Guide to the Sunshine Amendment and Code of Ethics for Public Officers and Employees 2016

EXHIBIT 15 (1 of 2)

22. Poll Watcher – Guidelines for Poll Watchers and FS 101.131
 - 22a. Designation of Poll Watchers – DS-DE 125 and on CD
23. Telephone Solicitation Registered Agent - FS 106.1475
 - 23a. Telephone Solicitation Registered Agent – DS-DE 100 and on CD
24. Division of Elections and other resources contact information
25. Voter Registration Tallies – web direction
26. List of Precincts and Polling Locations
27. Affidavit of Undue Burden for Municipal Candidates
28. Campaign Treasurer's Report Summary – DS-DE 12 and on CD
29. Campaign Treasurer's Report – Itemized Contributions – DS-DE 13 and on CD
 - 29a. Contributions Returned – DS-DE 2 and on CD
 - 29b. Request For Return of Contribution – DS-DE 86 and on CD
30. Campaign Treasurer's Report – Itemized Expenditures – DS-DE 14 and on CD
31. Campaign Treasurer's Report – Itemized Distribution – DS-DE 14a and on CD
32. Campaign Loan Report – DS-DE 73 and on CD
 - 32a. Campaign Loans Report Itemized – DS-DE 73a and on CD
33. Commission on Ethics Complaint – CE Form 50 and on CD
34. FL Elections Commission Confidential Complaint – FEC Form 002 and on CD
35. Waiver of Report – DS-DE 87 and on CD


Signature of Candidate

09-08-16
Date

Fox Samuel

Thompson

EXHIBIT 15 (2 of 2)

STATEMENT OF
CANDIDATE

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

PAID

SEP 22 2016

BY:


I, CANDICE L. SUECE

candidate for the office of CITY OF LAKE WORTH COMMISSION DISTRICT 4

have been provided access to read and understand the requirements of

Chapter 106, Florida Statutes.

X


Signature of Candidate

09-22-16
Date

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

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY
SUPERVISOR OF ELECTIONS

2012 MAY -1 AM 11: 26

PALM COUNTY, FL

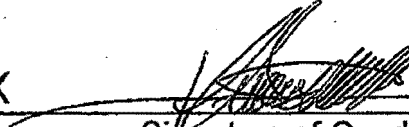
I, Caneste Succe,

candidate for the office of Supervisor of Elections, Palm Beach County ;

have been provided access to read and understand the requirements of

Chapter 106, Florida Statutes.

X


Signature of Candidate

04-25-12
Date

Each candidate must file a statement with the qualifying officer within 10 days after the Appointment of Campaign Treasurer and Designation of Campaign Depository is filed. Willful failure to file this form is a first degree misdemeanor and a civil violation of the Campaign Financing Act which may result in a fine of up to \$1,000, (ss. 106 19(1)(c), 106.265(1), Florida Statutes).

2016
Candidate
& Campaign
Treasurer
Handbook

FLORIDA
★ DIVISION OF ★
ELECTIONS



Florida Department of State
Division of Elections
R. A. Gray Building, Room 316
500 South Bronough Street
Tallahassee, FL 32399-0250
850.245.6240

(Rev. 01/22/16)

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Candidate & Campaign Treasurer Handbook

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Chapter 11: Expenditures

Definition

An expenditure is a purchase, payment, distribution, loan, advance, transfer of funds by a campaign treasurer or deputy campaign treasurer between a primary depository and a separate interest-bearing account or certificate of deposit, or gift of money or anything of value made for the purpose of influencing the results of an election or making an electioneering communication.

General Requirements

A candidate shall:

- Pay all campaign expenditures by a check drawn on the campaign account (except petty cash);
- Pay the qualifying fee by a check drawn on the campaign account;
- Pay for all expenses authorized or incurred for the purchase of goods or services upon final delivery and acceptance of the goods or services; and
- Pay for public utilities such as telephone, electric, gas, water and like services when the bill is received. Utility companies providing services to candidates must charge a deposit sufficient to meet all anticipated charges during a billing period.

IMPORTANT: No candidate, campaign manager, treasurer, deputy treasurer, or any person acting on behalf of the foregoing,

shall authorize any expenses, unless there are sufficient funds on deposit in the primary depository account of the candidate to pay the full amount of the authorized expense, to honor all other checks draw on such account, which checks are outstanding, and to meet all expenses previously authorized but not yet paid.

Sufficient funds means that the funds at issue have been delivered for deposit to the financial institution at which such account is maintained and not that such funds are available for withdrawal in accordance with the deposit rules or the funds availability policies of such financial institution.

Checks

IMPORTANT: Only a campaign treasurer or deputy campaign treasurer is allowed to sign checks drawn on the campaign account. The campaign treasurer or deputy campaign treasurer who signs a check shall be responsible for the completeness and accuracy of the information on the check and for ensuring it is an authorized expenditure. ***Candidates are prohibited from signing campaign checks unless they have appointed themselves campaign treasurer or deputy treasurer.***

A candidate or other individual may be reimbursed for expenses incurred in connection with the campaign by a check drawn on the campaign account and reported pursuant to Section 106.07(4), F.S. The full name and address of each person to whom the candidate or other individual made payment for which reimbursement was made by check drawn upon the campaign account shall be reported

Chapter 16: Filing Campaign Reports

Each campaign treasurer designated by a candidate shall file regular reports of all contributions received and all expenditures made by or on behalf of such candidate.

The candidate and his or her campaign treasurer shall certify as to the correctness of each report. Each person so certifying shall bear the responsibility for the accuracy and veracity of each report. Any campaign treasurer or candidate who willfully certifies the correctness of any report while knowing that such report is incorrect, false or incomplete commits a misdemeanor of the first degree.

(Section 106.07, F.S.)

Where to File

A campaign treasurer is required to file campaign treasurer's reports with the officer with whom the candidate registers.

Candidates filing reports with the Division are required to file by means of the Electronic Filing System. If the candidate's filing officer is other than the Division, contact the appropriate filing officer to find out the requirements.

The web address for filing online with the Division is: <https://efs.dos.state.fl.us/>
(Section 106.07(2), F.S.)

When to File

Reports must be filed on the 10th day following the end of each calendar month from the time the candidate registers, except that if the 10th day occurs on a Saturday, Sunday or legal holiday, the report shall be filed on the next business day that is not a Saturday, Sunday or legal holiday.

A statewide candidate must file reports:

1. On the 60th day immediately preceding the primary election, and each week thereafter, with the last weekly report being filed on the 4th day immediately preceding the general election.
2. On the 10th day immediately preceding the general election, and each day thereafter, with the last daily report being filed the 5th day immediately preceding the general election.

All other candidates must file reports on the 60th day immediately preceding the primary election and bi-weekly on each Friday thereafter through and including the 4th day immediately preceding the general election, with additional reports due on the 25th and 11th days before the primary election and the general election.

For candidates that file with the Division, see the "Reporting Dates Calendar" at:

<http://dos.myflorida.com/elections/forms-publications/publications/>

An individual seeking a publicly elected position on a political party executive committee who receives a contribution or makes an expenditure must file a single report of all contributions and expenditures on the 4th day immediately preceding the primary election. (See Chapter 18, Reporting for Individuals Seeking a Publicly Elected Position on a Party Executive Committee.)

Unless the electronic filing requirements of Section 106.0705, Florida Statutes, apply, reports shall be filed no later than 5 p.m. of the day designated. A report postmarked by the U.S. Postal Service no later than midnight of the day designated is deemed timely filed. A report received by the filing officer within 5 days after the designated due date that was delivered by the U.S. Postal Service is deemed timely filed unless it has a postmark indicating the report was mailed after the designated due date. A certificate of mailing obtained from and dated by the U.S. Postal Service at the time of mailing or a receipt from an established courier company, which bears a date on or before the date on which the report is due, is proof of mailing in a timely manner. Reports filed with the Division through the Electronic Filing System (EFS) are due no later than midnight, Eastern Time, of the due date.

(Sections 106.07, 106.0705
and 106.141, F.S.)

Penalty for Late Filing

Any candidate failing to file a report on the designated due date shall be subject to a fine of \$50 per day for the first three days late and, thereafter, \$500 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is

greater, for the period covered by the late report. However, for the reports immediately preceding the primary and general election, the fine shall be \$500 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report. For a candidate's termination report, the fine shall be \$50 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater for the period covered by the late report. All fines must be paid from the candidate's **personal funds** – not campaign funds.

(Section 106.07(2) and (8), F.S.)

Notice of No Activity

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

(Section 106.07, F.S.)

Incomplete Reports

If a campaign treasurer files a report that is deemed incomplete, it shall be accepted on a conditional basis. The campaign treasurer will be notified by the filing officer as to why the report is incomplete. The campaign

treasurer must file an addendum to the incomplete report within seven days of notification. The addendum must include all necessary information to complete the report.

(Section 106.07(2), F.S.)

Reporting Total Sums

Each campaign treasurer's report required by Chapter 106, F.S., shall contain the total sums of all loans, in-kind contributions, and other receipts by or for such candidate, and total sums of all expenditures made by such candidate during the reporting period. The reporting forms shall be designed to elicit separate totals for in-kind contributions, loans, and other receipts.

(Section 106.07, F.S.)

Reporting Contributions

Each report must contain:

- Full name, address, specific occupation, amount, and date of each person making a contribution. Reports must provide as clear a description as practicable of the principal type of business conducted for corporations contributing. **The principal type of business or the occupations are not required if the contribution is \$100 or less, or from a relative provided the relationship is reported.**
- Name, address, amount, and date of each political committee making any transfer of funds.
- Full name, address, specific occupation, principal place of business of the lender

and endorser, date and amount of each loan.

- Statement of each contribution, rebate, refund, or other receipts not listed in 1. through 3. above.

(Sections 106.07(4) and 112.312(21), F.S.)

Returning Contributions

Contributions *must be returned* to the contributor *if*:

- A candidate receives a contribution in excess of the limitations provided by law.
- A candidate with opposition in an election receives a contribution on the day of that election or less than five days prior to the date of that election.
- A candidate receives a contribution once he or she is elected, defeated, becomes unopposed, or withdraws his or her candidacy.

If the contribution to be returned has not been deposited into the campaign account, report the contribution as a contribution returned using form DS-DE 02.

If the contribution has been deposited into the campaign account:

- Report the contribution; and
- Write a check from the campaign account to the contributor for the amount of the contribution and report this on the itemized contribution report using the contribution type "Refund."

This amount is reported as a negative. The candidate may also wish to submit a written explanation to the filing officer.

(Section 106.08, F.S.)

Reporting Expenditures

Each report must contain:

- Full name and address of each person to whom expenditures have been made along with the amount, date, and clear purpose of the expenditure. Name, address, and office sought by each candidate on whose behalf such expenditure was made.
- Full name and address of each person to whom an expenditure for personal services, salary or reimbursed authorized expenses was made along with the amount, date, and clear purpose of the expenditure.
- Total amount withdrawn and the total amount spent from the petty cash fund. Each expenditure from the petty cash fund need not be individually reported but complete records of petty cash expenditures must be kept.
- Transaction information for each credit card purchase. Credit cards may be used by statewide (Governor, Cabinet and Supreme Court Justice) candidates only. (See *Division of Elections Opinion 05-07.*)
- Amount and nature of debts and obligations owed by or to the candidate, which relate to the conduct of any political campaign.

- The amount and nature of any separate interest-bearing accounts or certificates of deposit. Identification of the financial institution in which such accounts or certificates of deposit are located must be identified.

- The primary purposes of an expenditure made indirectly through a campaign treasurer for goods and services such as communications media placement or procurement services, campaign signs, insurance, and other expenditures that include multiple components as part of the expenditure. The primary purpose of an expenditure shall be that purpose, including integral and directly related components, that comprises 80 percent of such expenditure.

- Total sum of expenditures during the reporting period.

(Section 106.07, F.S.)

Special Requirements for Judicial Retention Candidates

A candidate for retention as a Justice of the Supreme Court or a Judge of a District Court of Appeal who has not received any contributions or made any expenditures, may file a sworn statement on ***Form DS-DE 96, Affidavit of Intention***, at the time of qualifying that he or she does not anticipate receiving contributions or making expenditures in connection with his or her candidacy for retention to office.

Such candidate must file a final report within 90 days following the general election for which the candidate's name appeared on the ballot for retention. The candidate may

use Form DS-DE 97, Affidavit of Compliance, for this purpose.

A candidate for retention to judicial office who, after filing Form DS-DE 96 receives any contributions or makes any expenditures in connection with his or her candidacy for retention must immediately file a statement to that effect with the qualifying officer and must begin filing reports as an opposed candidate pursuant to Section 106.07, F.S.

(Sections 105.08(2) and 106.141, F.S.)

Chapter 17: Termination Reports

Once a candidate withdraws, becomes unopposed, is eliminated, or elected to office, he or she may **only** expend funds from the campaign account to:

- Purchase "thank you" advertising for up to 75 days after he or she withdraws, becomes unopposed, is eliminated, or elected to office.
- Pay for items which were obligated before he or she withdrew, became unopposed, was eliminated, or elected to office.
- Pay for expenditures necessary to close down the campaign office and to prepare final campaign reports.
- Dispose of surplus funds as provided in Section 106.141, F.S.

(Section 106.11(5), F.S.)

Because individuals who seek election to a political party executive committee are not "candidates," they do not file termination reports.

Prior to Disposing of Surplus Funds

A candidate may be reimbursed by the campaign for any previously reported contributions by the candidate to the campaign, in full or in part.

A candidate who filed an oath stating that he or she was unable to pay the fee for verification of petition signatures without

imposing an undue burden on his or her personal resources or on resources otherwise available to him or her, must reimburse the state or local government entity, whichever is applicable, for such waived fee prior to disposing of any funds under the surplus provisions contained in Section 106.141(4), F.S.

(Section 106.141, F.S.)

Disposing of Surplus Funds

Once a candidate withdraws, becomes unopposed, is eliminated, or elected to office, the candidate must dispose of the funds on deposit in his or her campaign account and file a campaign treasurer's report (termination report) reflecting the disposition of funds.

A candidate required to dispose of surplus funds must, at the option of the candidate, dispose of such funds within 90 days by any of the following means, or a combination thereof:

1. Return pro rata to each contributor the funds that have not been spent or obligated.
2. Donate the funds that have not been spent or obligated to a charitable organization or organizations that meet the qualifications of Section 501(c)(3) of the Internal Revenue Code.
3. Give not more than \$25,000 of the funds that have not been spent or obligated to the political party of which such candidate is a member.

4. Give the funds that have not been spent or obligated:

a. In the case of a candidate for state office, to the state to be deposited in the General Revenue Fund; or

b. In the case of a candidate for office of a political subdivision, to such political subdivision, to be deposited in the general fund thereof.

5. Transfer funds to an office account (*See Chapter 20, Office Accounts*).

6. In the case of a candidate elected to state office, retain up to \$20,000 in the campaign account for re-election to the same office. (*See Chapter 21, Carryover Campaign Funds*)

The termination report must include:

1. The name and address of each person or unit of government to whom any of the funds were distributed and the amounts thereof;

2. The name and address of each person to whom an expenditure was made together with the amount and purpose; and

3. The amount of such funds transferred to an office account together with the name and address of the bank in which the office account is located.

If a refund check is received after all surplus funds have been disposed of, the check may be endorsed by the candidate and the refund disposed of pursuant to Section

106.141, F.S. An amended termination report must be filed with the filing officer.

All reports must be signed by the candidate and the campaign treasurer and certified as true and correct.

(Section 106.141, F.S.)

Money from Separate Interest-Bearing Account or Certificate of Deposit

A campaign treasurer of any candidate who withdraws, becomes unopposed, or is eliminated, or elected to office, and who has funds on deposit in any interest-bearing account or certificate of deposit, must, within seven days, transfer such funds and accumulated interest earned thereon to the primary campaign account for disposal. However, when funds are in an account in which penalties will apply for withdrawal within the seven day period, the campaign treasurer must transfer such funds and accumulated interest earned thereon as soon as the funds can be withdrawn without penalty, or within 90 days after the candidate becomes unopposed, withdraws his or her candidacy, or is elected, or eliminated, whichever comes first.

(Section 106.141, F.S.)

Campaign Loans Report

A person elected to office must report all loans, exceeding \$500 in value, made to him or her and used for campaign purposes, and made in the twelve months preceding his or her election to office, to the filing officer. The report must be made on **Forms DS-DE 73 and 73A, Campaign Loan Report** within ten



FLORIDA ELECTIONS COMMISSION

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

www.fec.state.fl.us; fec@myfloridalegal.com

July 25, 2018

Caneste Succe
1310 S. Federal Hwy. Apt. 22
Lake Worth, FL 33460

RE: Case No.: FEC 17-210; Respondent: Caneste Succe

Dear Mr. Succe:

On May 18, 2017, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more **legally sufficient allegations**. The Commission staff will investigate the following alleged violation:

Section 106.141(1), Florida Statutes: Respondent, a 2017 candidate for municipal office in the City of Lake Worth, failed to timely file a termination report reflecting the disposition of all remaining campaign funds.

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

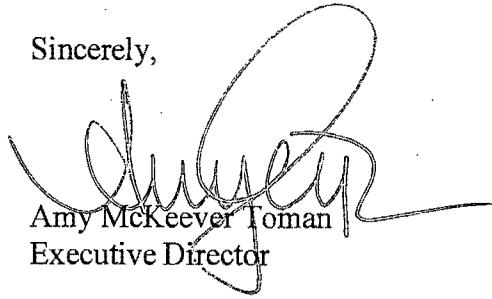
Please note that all documents related to this matter will be mailed to the above address unless you notify us of a new address. Also, please remember that complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 or 106, Florida Statutes, are **confidential** until the Commission finds probable cause or no probable cause.

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

Caneste Succe
July 25, 2018
Page 2
FEC 17-210

If you have additional questions, please contact Helen Hinson, the investigator assigned to this case at extension 115.

Sincerely,



Amy McKeever Toman
Executive Director

AMT/enr

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

107 West Gaines Street, Suite 224, Tallahassee, Florida 32399-1050
Telephone Number: (850) 922-4539
www.fec.state.fl.us

RECEIVED

2017 MAY 18 A 11: 28

CONFIDENTIAL COMPLAINT FORM

The Commission's records and proceedings in a case are confidential until the Commission rules on probable cause. A copy of the complaint will be provided to the person against whom the complaint is brought.

1. PERSON BRINGING COMPLAINT:

Name: Deborah Andrea, City Clerk Work Phone: (561) 586-1662
Address: 7 N. Dixie Hwy. Home Phone: ()
City: Lake Worth County: Palm Beach State: FL Zip Code: 33460

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

A person can be an individual, political committee, committee of continuous existence, political party, electioneering communication organization, club, corporation, partnership, company, association, or any other type of organization. (If you intend to name more than one individual or entity, please file multiple complaints.)

Name of individual or entity: Caneste Succe
Address: 1310 S. Federal Hwy. Apt. 22 Phone: (561) 667-8375
City: Lake Worth County: Palm Beach State: FL Zip Code: 33460

If individual is a candidate, list the office or position sought: _____

Have you filed this complaint with the State Attorney's Office? (check one) Yes No

3. ALLEGED VIOLATION(S):

Please list the provisions of The Florida Election Code that you believe the person named above may have violated. The Commission has jurisdiction only to investigate the following provisions: **Chapter 104, Chapter 106, and Section 105.071, Florida Statutes.** Also, please include:

- ✓ The facts and actions that you believe support the violations you allege,
- ✓ The names and telephone numbers of persons you believe may be witnesses to the facts,
- ✓ A copy or picture of the political advertisements you mention in your statement,
- ✓ A copy of the documents you mention in your statement, and
- ✓ Other evidence that supports your allegations.

A letter was mailed to Mr. Succe on February 24, 2017 informing him that his termination report would be due on March 13, 2017. He did not file the report or contact our office.

A letter was sent via email and certified mail on May 14, 2017 informing Mr. Succe that his report was late. The return receipt was signed by Mr. Succe and received in the Clerk's Office on May 18, 2017. As of May 10, 2017, there has been no response to our letters.

1. Failure to file a termination report
2. Failure to file a report on the designated due date

3. Failure to pay fine associated with filing the candidate's TR Treasurer's Report late or notify the filing officer in writing of the candidate's intent to bring the matter before the Florida Elections Commission.

Additional materials attached (check one)? Yes No

4. OATH

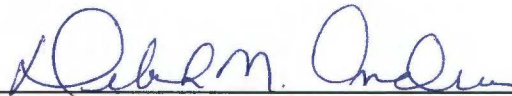
STATE OF FLORIDA
COUNTY OF PALM BEACH

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

RECEIVED

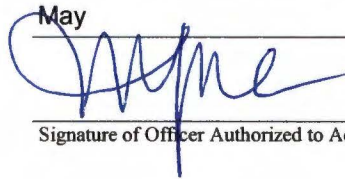
2017 MAY 18 A 11:28

STATE OF FLORIDA
ELECTIONS COMMISSION



Original Signature of Person Bringing Complaint

Sworn to and subscribed before me this 11th day of May, 20 17



Signature of Officer Authorized to Administer Oaths or Notary public.

Melissa Ann Coyne

(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally known Or Produced Identification _____

Type of Identification Produced _____

Any person who files a complaint while knowing that the allegations are false or without merit commits a misdemeanor of the first degree, punishable as provided in Sections 775.082 and 775.083, Florida Statutes.



Lake Worth, Florida. The Art of Florida Living.sm

RECEIVED

2017 MAY 18 A 11: 28

STATE OF FLORIDA
ELECTIONS COMMISSION

OFFICE OF THE CITY CLERK
7 N. Dixie Hwy.
Lake Worth, FL 33460
561.586.1662

May 11, 2017

Sent via Certified Mail

Florida Elections Commission
107 West Gaines St.
The Collins Building, Suite 224
Tallahassee, FL 32399-1050

RE: Confidential Complaint

To Whom it May Concern:

In accordance with Florida Statutes 106.07(8)(b), I am hereby notifying the Florida Elections Commission that Caneste Succe, who filled out his Appointment of Campaign Treasurer and Designation of Campaign Depository and Statement of Candidate forms on September 27, 2016, but failed to qualify during the qualifying period for the City of Lake Worth's March 2017 Municipal Election, has violated one provision of FS 106.141(1) and two provisions of FS 106.07. Mr. Succe serves as his own treasurer.

Enclosed please find the following:

1. Confidential Complaint with additional materials for Section 106.141(1) – failure to file a termination report;
2. Confidential Complaint with additional materials for Section 106.07(8)(a) – failure to file a report on the designated due date
3. Confidential Complaint with additional materials for Section 106.07(8)(b) – failure to pay fine associated with filing the candidate's TR Treasurer's Report late or notify the filing officer in writing of the candidate's intent to bring the matter before the Florida Elections Commission.

If you have any questions, please call me at 561-586-1659.

Sincerely,

Deborah M. Andrea, City Clerk

Enclosures