

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Felix Ovalle

Case No.: FEC 16-636

TO: Felix Ovalle
10620 West Griffin Road, # 103
Cooper City, FL 33328

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

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on, **March 13, 2018 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Augustus B. Turnbull Conference Center, 555 West Pensacola Street, Room 103, Tallahassee, Florida 32301.**

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
February 26, 2018

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

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

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

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

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

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

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

FILED

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STATE OF FLORIDA
ELECTIONS COMMISSION

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,
Petitioner,**

Case No.: FEC 16-636

v.

**Felix Ovalle,
Respondent.**

_____ /

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on November 28, 2017, in Tallahassee, Florida.

On October 17, 2017, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

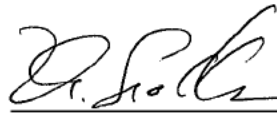
Count 1:

On or about July 7, 2016, Felix Ovalle violated Section 106.09(1)(b), Florida Statutes, when he accepted a cash contribution in excess of \$50.

THIS SPACE INTENTIONALLY LEFT BLANK

The Commission finds that there is **no probable cause** to charge Respondent with violating Section 106.07(2)(b)1., Florida Statutes.

DONE AND ORDERED by the Florida Elections Commission on November 28, 2017.



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Stephanie J. Cunningham, Assistant General Counsel
Felix Ovalle, Respondent
Division of Elections, Complainant

NOTICE OF RIGHT TO A HEARING

As the Respondent, you may elect to resolve this case in several ways. First, you may elect to resolve this case by consent order where you and Commission staff agree to resolve the violation(s) and agree to the amount of the fine. The consent order is then presented to the Commission for its approval. To discuss a consent order, contact the FEC attorney identified in the Order of Probable Cause.

Second, you may request an informal hearing held before the Commission, if you do not dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to make written or oral arguments to the Commission concerning the legal issues related to the violation(s) and the potential fine. At the request of Respondent, the Commission will consider and determine willfulness at an informal hearing. Otherwise, live witness testimony is unnecessary.

Third, you may request a formal hearing held before an administrative law judge in the Division of Administrative Hearings (DOAH), if you dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to present evidence relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

If you do not elect to resolve the case by consent order or request a formal hearing at the DOAH or an informal hearing before the Commission within 30 days of the date this Order of Probable Cause is filed with the Commission, the case will be sent to the Commission for a formal or

informal hearing, depending on whether the facts are in dispute. The date this order was filed appears in the upper right-hand corner of the first page of the order.

To request a hearing, please send a written request to the Commission Clerk, Donna Ann Malphurs. The address of the Commission Clerk is 107 W. Gaines Street, Collins Building, Suite 224, Tallahassee, Florida 32399-1050. The telephone number is (850) 922-4539. The Clerk will provide you with a copy of Chapter 28-106, *Florida Administrative Code*, and other applicable rules upon request. No mediation is available.

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Felix Ovalle

Case No.: FEC 16-636

TO: Felix Ovalle
10620 West Griffin Road, # 103
Cooper City, FL 33328

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

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, **November 28, 2017 at 10:00 am, or as soon thereafter as the parties can be heard**, at the following location: **412 Knott Building, Pat Thomas Committee Room, 404 South Monroe Street, Tallahassee, Florida 32399.**

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

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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.

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

See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
November 13, 2017

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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.

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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.

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Felix Ovalle

Case No.: FEC 16-636

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.09(1)(b), Florida Statutes**, and **no probable cause** to charge Respondent with violating **Section 106.07(2)(b)1., Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on September 26, 2017, the following facts and law support this staff recommendation:

1. On October 28, 2016, the Florida Elections Commission ("Commission") received a referral from the Department of State, Division of Elections ("Division"), alleging that Felix Ovalle ("Respondent") violated Chapter 106, Florida Statutes.

2. Respondent was the treasurer for Oscar Ganem, a 2016 candidate for State Representative, District 104. (ROI Exhibit 2)¹

3. By letter dated February 16, 2017, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:

Section 106.07(2)(b)1., Florida Statutes: Respondent, treasurer for Oscar Ganem, a 2016 candidate for the office of State Representative, may have failed to timely make necessary amendments to the 2016 P2 campaign treasurer's report, as alleged in the complaint.

Section 106.09(1)(b), Florida Statutes: Respondent, treasurer for Oscar Ganem, a 2016 candidate for the office of State Representative, may have accepted a cash contribution in excess of the \$50 per campaign limit, as alleged in the complaint.

4. On June 23, 2016, Oscar Ganem filed his Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form ("DS-DE 9") appointing Respondent as treasurer for his campaign. (ROI Exhibit 2)

5. By letter dated June 24, 2016, Kristi Reid Bronson, Chief, Bureau of Election Records, sent Mr. Ganem a letter acknowledging that the Division had received his DS-DE 9 and

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

that his name was placed on the 2016 active candidate list. (ROI Exhibit 3, page 1) A copy of the acknowledgment letter was sent to Respondent. (ROI Exhibit 3, page 3)

6. The acknowledgment letter advised Respondent that all candidates filing reports with the Division are required to use the electronic filing system ("EFS"), and provided Respondent with a user identification number and initial password to grant access to the EFS. (ROI Exhibit 3, page 1) The letter further advised Respondent that all of the Division's publications and reporting forms were available on its website and directed Respondent to print out the *Calendar of Reporting Dates* as well as other relevant documents. (ROI Exhibit 3, page 3)

Alleged Violation: Section 106.09(1)(b), Florida Statutes

7. Complainant alleged that Respondent violated Florida's election laws by accepting a cash contribution in excess of \$50.

8. The campaign's 2016 P2 Report shows one cash contribution totaling \$170 from Respondent to Oscar Ganem's campaign. The report was amended on December 8, 2016, however, the amendment did not change the amount of the cash contribution. (ROI Exhibits 4 & 5)

9. Respondent stated that he made and accepted a \$170 cash contribution from himself to Oscar Ganem's campaign, which was deposited into the campaign account. He stated that he was later informed that the maximum cash contribution per contributor per election was \$50 so he refunded himself \$120. (ROI Exhibit 10, pages 1 & 4)

10. The campaign's 2016 G1 Report shows a refund to Respondent in the amount of \$120 on August 29, 2016, 53 days after the excessive contribution was received. (Attachment A)

11. Respondent accepted a cash contribution in excess of \$50.

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

12. Complainant alleged that Respondent violated Florida's election laws by failing to timely file the required amendment to the campaign's 2016 P2 Report within 7 days of receiving notification from the Division that the report was incomplete and required amendment.

13. The campaign's 2016 P2 Report was filed on July 22, 2016. (ROI Exhibit 5) The report was incomplete when filed. (ROI Exhibit 1, page 1)

14. The Division sent three letters notifying Respondent that the campaign's report was incomplete and that Respondent was required to amend the report within 7 days of receipt of the notification. An Error Report showing why the report was incomplete was attached to each notification. (ROI Exhibits 6, 8, & 9) The final notification was confirmed delivered. (ROI Exhibit 9, page 4)

15. The Division considered the report incomplete because an excessive contribution, which Oscar Ganem notified the Division was partially returned to the contributor, was not reported as a refund in the 2016 P2 Report. (ROI Exhibit 1; ROI Exhibit 9, page 3) However, the campaign's finance activity shows that the campaign reported a \$120 refund (negative contribution) to Respondent on August 29, 2016 on the campaign's 2016 G1 Report. (Attachment A)

16. Additionally, within 4 days of receiving the first letter notifying Respondent that the report was incomplete, Oscar Ganem provided a written response as requested by the Division explaining that \$120 of the \$170 excessive cash contribution that the campaign disclosed was ultimately refunded to Respondent. (ROI Exhibit 7) The campaign later filed a report to disclose the refund. (Attachment A)

17. As it appears that the campaign did not take any action to refund the contribution until after the Division notified the campaign of the excessive contribution (July 28, 2016), and as the refund did not take place during the 2016 P2 reporting period (June 25, 2016 – July 8, 2016), the 2016 P2 Report was not incomplete, and therefore, was not required to be amended.

18. "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).

19. The facts set forth above show that Respondent was the treasurer for Oscar Ganem, a 2016 candidate for State Representative, District 104. Respondent accepted a cash contribution in excess of \$50. It does not appear that Respondent violated Section 106.07(2)(b)1., Florida Statutes, as the 2016 P2 Report was not incomplete, and therefore, was not required to be amended.

Based upon these facts and circumstances, I recommend that the Commission find **no probable cause** to charge Respondent with violating **Section 106.07(2)(b)1., Florida Statutes**, and find **probable cause** to charge Respondent with violating the following:

Count 1:

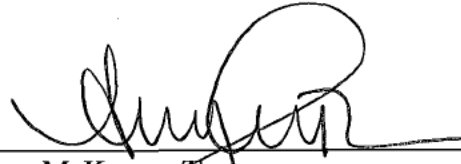
On or about July 7, 2016, Felix Ovalle violated Section 106.09(1)(b), Florida Statutes, when he accepted a cash contribution in excess of \$50.

Respectfully submitted on October 17, 2017.



Stephanie J. Cunningham
Assistant General Counsel

I reviewed this Staff Recommendation this 17th day of October 2017.



Amy McKeever Toman
Executive Director



Florida Department of State
Division of Elections

Campaign Contributions

2016 General Election
Oscar Ganem (REP)
State Representative

[About the Campaign Finance Data Base](#)

Rpt Yr	Rpt Type	Date	Amount	Contributor Name	Address	City State Zip	Occupation	Typ InKind Desc
2016	G1	08/29/2016	-120.00	OVALLE FELIX	10620 SW GRIFFIN RD 103	COOPER CITY, FL 33028		REF
			-120.00					
1 Contribution(s) Selected								

[Query the Campaign Finance Data Base](#)

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

Attachment A

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 16-636

Respondent: Felix Ovalle

Counsel for Respondent: n/a

Complainant: Division of Elections

Counsel for Complainant: n/a

On October 28, 2016, the Florida Elections Commission (“Commission”) received a referral from the Division of Elections alleging that Respondent violated Chapter 106, Florida Statutes. Commission staff investigated whether Respondent violated the following statutes:

Section 106.07(2)(b)1, Florida Statutes, failure of the treasurer of a candidate to file an addendum to an incomplete report after receiving notice from the filing officer; and

Section 106.09(1)(b), Florida Statutes, prohibiting a person from accepting a contribution in cash or by a cashier’s check in excess of \$50.00.

I. Preliminary Information:

1. Respondent served as the campaign treasurer for the 2016 election campaign of Oscar Ganem. Mr. Ganem was defeated in his pursuit for the State Representative, District 104 seat.
2. Complainant is the Division of Elections.
3. Respondent’s filing officer is Kristi Willis, Chief, Bureau of Election Records¹.

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

4. I investigated whether Respondent violated this section of the election laws by not filing an addendum to the 2016 P2 Report, after receiving notices that it was incomplete.

5. On October 28, 2016, a DOE staff representative, Kristi Reid-Bronson, submitted a sworn-affidavit regarding Respondent’s failure to file an addendum to the 2016 P2 Report, or to provide a written explanation as to why no addendum had been filed. To view a copy of the October 28, 2016 sworn-affidavit, refer to exhibit 1.

6. On June 23, 2016, Oscar Ganem filed his original Appointment of Campaign Treasurer and Designation of Campaign Depository form (DS-DE 9) with his filing officer. Mr.

¹ Kristi Reid-Bronson recently got married and has since changed her name to Kristi Willis.

Ganem appointed Respondent as his campaign treasurer. To view a copy of the DS-DE 9 form appointing Respondent as campaign treasurer, refer to exhibit 2.

7. On June 24, 2016, Complainant sent Respondent a letter acknowledging that Mr. Ganem's name had been placed on the 2016 active candidate list. The letter also advised Respondent that all candidates filing reports with the Division are required to use the electronic filing system (EFS), and provided Respondent with his user identification number and initial password allowing access to the EFS. To view a copy of the June 24, 2016 acknowledgement letter, refer to exhibit 3.

8. On July 22, 2016, Respondent filed an original 2016 P2 Report. On December 8, 2016, Respondent later filed an amended 2016 P2 Report with his filing officer. Respondent reported receiving two contributions totaling \$220.00, while not making any expenditures during this reporting period. To view a copy of the amended 2016 P2 Report, refer to exhibit 4. To view a copy of the filing history regarding the 2016 P2 Report, refer to exhibit 5.

9. On July 28, 2016, Complainant mailed Respondent a letter informing him that the 2016 P2 Report was incomplete. Complainant attached a list of errors to this letter that specifically stated the errors that required amending. This letter was also sent to the address Respondent provided on the DS-DE 9 form (Exhibit 2). To view a copy of the July 28, 2016 incomplete-report letter, refer to exhibit 6.

10. On August 1, 2016, Mr. Ganem submitted a letter to the DOE explaining his acceptance of the excessive contribution. Mr. Ganem stated in the letter that he accepted a \$170.00 cash contribution from Respondent. Mr. Ganem explained that he gave Respondent a \$120.00 refund "in order to comply with the law". To view a copy of the August 1, 2016 letter, refer to exhibit 7.

11. On August 15, 2016, Complainant mailed Respondent a letter titled "second notice" informing him that the 2016 P2 Report remained incomplete. Complainant included a list of errors to this letter that specifically stated the errors that required amending. This letter was also sent to the address Respondent provided on the DS-DE 9 form (Exhibit 2). To view a copy of the August 15, 2016 incomplete-report letter, refer to exhibit 8.

12. On September 20, 2016, Complainant mailed Respondent a certified letter titled "Final Notice" informing him that the 2016 P2 Report remained incomplete. Complainant included a list of errors to this letter that specifically stated the errors that required amending. This letter was also sent to the address Respondent provided on the DS-DE 9 form (Exhibit 2). To view a copy of the September 20, 2016 "Final Notice" with delivery confirmation receipt, refer to exhibit 9.

13. On July 31, 2017, Respondent submitted a questionnaire-affidavit regarding this complaint. Respondent attests, "I made a cash contribution for Oscar Ganem for the amount of (170.00) which was deposited into the campaign account at PNC Bank. After speaking with your office clerk I was informed that the max amount for individual to donate was (\$50.00), so I was refunded (\$120.00) in order to comply with the law". To view a copy of the July 31, 2017 questionnaire-affidavit, refer to exhibit 10.

14. On August 7, 2017, FEC staff made contact via email with DOE representative, Kristi Willis, to inquire about the status of the 2016 P2 Report. Ms. Willis advised FEC staff that this report remains incomplete. Records from the DOE reflect that this report was last amended on December 8, 2016. To view a copy of the September 21, 2017 email, refer to exhibit 11. To view a copy of the filing history regarding the 2016 P2 Report, refer to exhibit 5.

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

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

16. I investigated whether Respondent violated this section of the election laws by accepting a contribution in cash or by a cashier's check in excess of \$50.00.

17. Complainant alleged that Respondent accepted an excessive cash contribution on behalf of the campaign account of Oscar Ganem.

18. To review the circumstances regarding the contribution activity, refer to paragraphs 8 through 14 of this report.

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

IV. FEC History:

20. None.

Conclusion:

21. In a final interview, Respondent was offered the opportunity to make comments regarding the findings of this investigation. Respondent informed me that this was the first campaign that he had ever worked on. Respondent acknowledged that "I made a mistake" and accepted an excessive contribution during the election campaign. However, he stated that he returned it as soon as he realized that the campaign had accepted it. Respondent denied that anything was intentionally done and stressed that the issue was resolved as soon as he found out.

22. In the June 24, 2016 acknowledgement letter, Respondent was informed that all the Division's publications are available online at the DOE's website. In the letter, Respondent was admonished as follows: It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, Candidate and Campaign Treasurer Handbook, Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code". To view a copy of the June 24, 2016 acknowledgement letter, refer to exhibit 3.

23. In the July 31, 2017 questionnaire-affidavit, Respondent attests that he has received copies of Chapter 106, Florida Statutes, and the Candidate and Campaign Treasurer Handbook from the Broward County SOE's website in June of 2016. To view a copy of the July 31, 2017 questionnaire-affidavit, refer to exhibit 10.

Respectfully submitted on September 26, 2017.



Cedric Oliver
Investigation Specialist

Current address of Respondent

Mr. Felix Ovalle
10620 W. Griffin Road, #103
Cooper City, FL 33328

Current address of Complainant

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

Name and Address of Filing Officer:

Ms. Kristi Reid-Bronson
Chief of Bureau of Election Records
500 South Bronough Street, Room #316
Tallahassee, FL 32399

Copy furnished to: Mr. David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Felix Ovalle -- FEC 16-636

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	Sworn-affidavit from Kristi Willis
Exhibit 2	Respondent's DS-DE 9 form
Exhibit 3	June 24, 2016 Acknowledgement Letter
Exhibit 4	Amended 2016 P2 Report
Exhibit 5	2016 P2 Report filing history
Exhibit 6	July 28, 2016 incomplete-report letter
Exhibit 7	August 1, 2016 letter from Oscar Ganem
Exhibit 8	August 15, 2016 incomplete-report letter
Exhibit 9	September 20, 2016 "Final Notice" with delivery confirmation receipt
Exhibit 10	Respondent's questionnaire-affidavit
Exhibit 11	August 7, 2017 email from Kristi Willis

AFFIDAVIT

STATE OF FLORIDA

County of Leon

Kristi Reid Bronson, being duly sworn, says:


1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. Oscar Ganem (68196) is a 2016 candidate for the office of State Representative.
5. On June 23, 2016, Mr. Ganem filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. He appointed Felix Ovalle as treasurer. (See attached documents and acknowledgment letter.)
6. On July 28, 2016, the Division mailed Mr. Ovalle notification that the 2016 P1 and 2016 P2 campaign treasurer's reports were incomplete. (See attached letter.)
7. On August 1, 2016, the Division received a letter of explanation from Mr. Canem explaining the 2016 P1 contributions received before he became a candidate. The letter also addressed the 2016 P2 excessive cash contribution he received. Mr. Canem stated in the letter that he refunded the contributor \$120. (See attached letter from Mr. Canem.)
8. On August 15, 2016, the Division mailed Mr. Ovalle notification that the 2016 P2 campaign treasurer's report was incomplete. The contribution refund had not been reported to the contributor. (See attached letter.)

EXHIBIT

1 (1 of 2)

9. On September 20, 2016, the Division mailed Mr. Ovalle final notification with delivery confirmation that the 2016 P2 campaign treasurer's report was incomplete. The contribution refund had not been reported to the contributor. (See attached letter and delivery confirmation.)
10. As of October 26, 2016, the 2016 P2 campaign treasurer's report remains incomplete. The contribution refund has not been reported to the contributor.

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



Signature of Affiant

Sworn to (or affirmed) and subscribed before me this **26th** day of October, 2016.



Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public
Personally Known

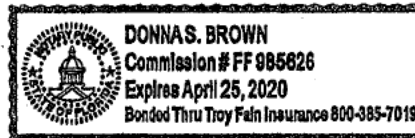


EXHIBIT 1 (of 2)

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**
(Section 106.021(1), F.S.)

RECEIVED
DEPARTMENT OF STATE
2016 JUN 23 AM 9:57

(PLEASE PRINT OR TYPE)

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)

OSCAR CANEM

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

301 RAJVEE CWS DR. 201
WESTON, FL 33328

4. Telephone

(954) 274 5399

5. E-mail address

OSCAR@OLIVE.COM

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

STATE REP. DISTRICT 104

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 REPUBLICAN Party candidate

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

10. Name of Treasurer or Deputy Treasurer:

FELIX OVALLE

11. Mailing Address

106 205W GRIFFIN RD #103

12. Telephone

954 239 012

13. City

COOPER CITY

14. County

BROWARD

15. State

FL

16. Zip Code

33328

17. E-mail address

FELIX.OVALLE@YAHOO.U

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

19. Name of Bank

PN C BANK

20. Address

4488 WESTON RD

21. City

WESTON

22. County

BROWARD

23. State

FL

24. Zip Code

33331

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

06/16/2016

26. Signature of Candidate

X

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

I, FELIX OVALLE, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

06/16/2016

Date

X

Signature of Campaign Treasurer or Deputy Treasurer



FLORIDA DEPARTMENT of STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

June 24, 2016

Oscar Ganem
301 Raquet Club Drive, 201
Weston, Florida 33328

Dear Mr. Ganem:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on June 23, 2016. Your name has been placed on the 2016 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **July 1, 2016**. The report will cover the period of June 1-24, 2016 (P1). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

Credentials and Sign-ons

Below is the web address to access the EFS and your user identification number. The enclosed sealed envelope contains your initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. You, your campaign treasurer, and deputy treasurers are responsible for protecting this password from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

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

Identification Number: 68196

Oscar Ganem
June 24, 2016
Page Two

Pin Numbers

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

Each candidate is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event this password is forgotten or lost. When you enter the campaign account screen, there will be a drop down box where you pick a question (such as *What is your mother's maiden name?*) and supply an answer. All passwords and answers to questions are stored as encrypted data and cannot be viewed by Division staff and given out over the phone. Please notify the Division if your credentials have been compromised.

Timely Filing

All reports filed must be completed and filed through the EFS not later than midnight of the due date. Reports not filed by midnight of the due date are late filed and subject to the penalties in Section 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the due date, the report will be accepted as timely filed if filed no later than midnight of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

Any candidate failing to file a report on the designated due date shall be subject to a fine of \$50 per day for the first 3 days late and, thereafter, \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for reports immediately preceding each primary and general election, the fine shall be \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

Electronic Receipts

The person submitting the report on the EFS will be issued an electronic receipt indicating and verifying the report was filed. Each campaign treasurer's report filed by means of the EFS is considered to be under oath by the candidate and campaign treasurer and such persons are subject to the provisions of Section 106.07(5), Florida Statutes.

EXHIBIT 3(2013)

Oscar Ganem
June 24, 2016
Page Three

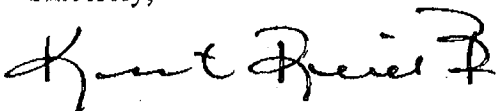
Instructions and Assistance

An online instruction guide is available to you on the EFS to assist with navigation, data entry, and submission of reports. The Division of Elections will also provide assistance to all users by contacting the EFS Help Desk at (850) 245-6280.

All of the Division's publications and reporting forms are available on the Division of Elections' website at <http://dos.myflorida.com/elections/>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, *Candidate and Campaign Treasurer Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,



Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/zjs

Enclosures

pc: Felix Ovalle, Treasurer

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

(1) Oscar Ganem (2) 68196
Candidate, Committee or Party Name I.D. Number

(3) 5030 SW 173 Way SW Ranches FL 33331
Address (number and street) City State Zip Code
 Check box if address has changed since last report

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

(5) REPORT IDENTIFIERS

Cover Period: From 06/25/2016 To 07/08/2016 Report Type: P2
 Original Amendment Special Election Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks	\$220.00
Loans	\$0.00
<i>Total Monetary</i>	\$220.00
In-Kind	\$0.00

(7) EXPENDITURES THIS REPORT

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

(8) Other Distributions

Certification

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

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

Name of Treasurer Deputy Treasurer

X
Signature

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

Name of Candidate Chairman (PC/PTY Only)

X
Signature

Name: Oscar Ganem

Report: 2016 P2

Period: 06/25/2016

to 07/08/2016

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

Seq #	Full Name (Last, Suffix, First, Middle)	Contributor	Occupation	Amount
Date	Street Address & City, State, Zip	Type	In-Kind Description	Amend
* 1	OVALLE, FELIX 10620 SW GRIFFIN RD 103 COOPER CITY, FL 33328	I	GENERAL CONTRATOR	\$170.00
07/07/2016		CAS		
2	GANEM, OSCAR 5030 SW 173 WAY SW RANCHES, FL 33331	I		\$50.00
07/08/2016		CAS		

EXHIBIT 4 (2015)

ID:

CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

Name: Oscar Ganem

Report: 2016 P2

Period: 06/25/2016

to 07/08/2016

** Records in Filed Report **

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

ID:

CAMPAIGN TREASURER'S REPORT - ITEMIZED DISTRIBUTIONS

Name: Oscar Ganem

Report: 2016 P2

Period: 06/25/2016 to 07/08/2016

** Records in Filed Report **

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

EXHIBIT 4 (4 of 5)

ID:

CAMPAIGN TRUSTEER'S REPORT - ITEMIZED FUND TRANSFERS

Name: Oscar Ganem

Report: 2016 P2

Period: 06/25/2016 to 07/08/2016

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

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

Queued Items for 2016-P2

Account: 68196

STR 104 Oscar Ganem

Rpt Seq: 2

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	68196	7/22/2016 2:06:47 PM	7/22/2016 2:06:47 PM
Review Pending Report	Processing Complete	68196	7/22/2016 2:53:10 PM	7/22/2016 2:53:10 PM
File Pending Report	Processing Complete	68196	7/22/2016 2:54:28 PM	7/22/2016 2:54:28 PM
Review Filed Report	Processing Complete	zjsantos	8/15/2016 10:56:24 AM	8/15/2016 10:56:24 AM
Review Filed Report	Processing Complete	zjsantos	9/19/2016 1:30:49 PM	9/19/2016 1:30:49 PM
Amend Filed Report	Processing Complete	68196	12/8/2016 11:41:20 AM	12/8/2016 11:41:20 AM
Review Pending Report	Processing Complete	68196	12/8/2016 11:50:34 AM	12/8/2016 11:50:34 AM
File Pending Report	Processing Complete	68196	12/8/2016 11:51:34 AM	12/8/2016 11:51:36 AM

EXHIBIT5



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 28, 2016

Felix Ovalle, Treasurer for
Candidate Oscar Ganem
10620 W Griffin Rd, #103
Cooper City, FL 33328

Re: CAN 68196

Dear Mr. Ovalle:

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

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

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

Sincerely,

Kristi Reid Bronson
Chief, Bureau of Election Records

Attachment

cc: Oscar Ganem, Candidate

EXHIBIT 6(1043)

Error Report

didate: Oscar Ganem

Office: STR

Report: 2016 P1 (1)

Covering Period: 6/23/16 - 6/24/16

Account: 68196

Contributions

Contributor

Contribution

<u>eq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Occupation</u>	<u>Type</u>	<u>Amount</u>	<u>InKind Descrip</u>	<u>Amend</u>
2	06/16/16	GROUP EXPORT USA CORP	12382 SW 140 ST	MIAMI FL 3-3186	B	EXPORT GOODS	CHE	\$1,000.00		

*The Transaction Date Is Either Before Or After The Report Coverage Period

1	06/22/16	ARGUELLO NELLY	12382 SW 140 ST	MIAMI FL 3-3186	I	EXPORT GOODS	CHE	\$500.00		
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*The Transaction Date Is Either Before Or After The Report Coverage Period

Withdrawals

Transfers

Distributions

EXHIBIT 6 (2 of 3)

Error Report

didate: Oscar Ganem

Office: STR

Report: 2016 P2 (2)

Covering Period: 6/25/16 - 7/8/16

Account: 68196

Contributions

		Contributor			Contribution					
Seq	Date	Name	Address	City/State/Zip	Type	Occupation	Type	Amount	InKind Descrip	Amend
1	07/07/16	OVALLE FELIX	10620 SW GRIFFIN RD 103	COOPER CITY, FL 33328	I	GENERAL CONTRATOR	CAS	\$170.00		

*Cash Contributions May Not Exceed \$50 - Written Explanation Required

Features

Transfers

Distributions

EXHIBIT 6 (3 of 3)

RECEIVED

16 AUG -1 PM 12:26

DIVISION OF ELECTIONS
SECRETARY OF STATE

FLORIDA DEPARTMENT OF STATE

Mrs. Kristi Reid Bronson, Chief

500 S Bronough St.

Tallahassee, Fl , 32399

Bureau of Elections Records

DIVISION OF ELECTIONS

AFFIDAVIT

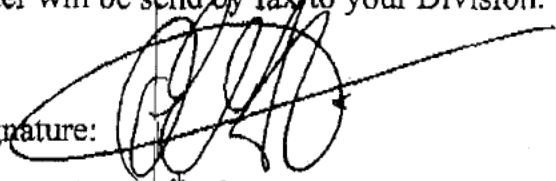
I, Oscar Ganem, of 5030 SW 173 way , SWR, FL 33331 do declare that I am running as candidate for State Representative District 104 , Broward County:

1). I have received early (02) checks contributions for the amounts of (\$500.00) & (\$1,500.00) without knowledge that is was prohibited from the electoral law, before I was officially designated as candidate for your Division.

2). I received a cash contribution from Felix Ovalle (Individual) for the amount of (\$170.00) which was deposited into the campaign account at PNC Bank. After speaking with your office clerk I was informed that the max amount for individual to donate was (\$50.00) , so I had to refunded Felix Ovalle (\$120.00) in order to comply with the law.

I declare that all statements made are of my knowledge and are true & correct. This letter will be send by fax to your Division.

Signature:



Executed on 30th of July 2016.

EXHIBIT 7



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

August 15, 2016

Felix Ovalle, Treasurer for
Candidate Oscar Ganem
10620 W Griffin Rd, #103
Cooper City, FL 33328

Re: CAN 68196

Dear Mr. Ovalle:

On July 28, 2016, you were advised that one or more of your campaign treasurer's reports were incomplete and that you had 7 days to provide the requested information.

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

Attachment

cc: Oscar Ganem, Candidate

EXHIBIT 8 (1 of 3)

Error Report

Candidate: Oscar Ganem

Office: STR

Report: 2016 P1 (1)

Covering Period: 6/23/16 - 6/24/16

Account: 68196

Contributions

Contributor				Contribution						
Seq	Date	Name	Address	City/State/Zip	Type	Occupation	Type	Amount	InKind Descrip	Amend
2	06/16/16	GROUP EXPORT USA CORP	12382 SW 140 ST	MIAMI, FL 3-3186	B	EXPORT GOODS	CHE	\$1,000.00		
*The Transaction Date Is Either Before Or After The Report Coverage Period										
1	06/22/16	ARGUELLO NELLY	12382 SW 140 ST	MIAMI, FL 3-3186	I	EXPORT GOODS	CHE	\$500.00		
*The Transaction Date Is Either Before Or After The Report Coverage Period										

Expenditures

Direct Transfers

Other Distributions

EXHIBIT 8 (2 of 3)

Error Report

Candidate: Oscar Ganem

Office: STR

Report: 2016 P2 (2)

Covering Period: 6/25/16 - 7/8/16

Account: 68196

Contributions

		Contributor			Contribution					
Seq	Date	Name	Address	City/State/Zip	Type	Occupation	Type	Amount	InKind Descrip	Amend
1	07/07/16	OVALLE FELIX	10620 SW GRIFFIN RD 103	COOPER CITY, FL 3-3328	I	GENERAL CONTRATOR	CAS	\$170.00		

*Cash Contributions May Not Exceed \$50 - Written Explanation Required

Inditures

d Transfers

er Distributions

EXHIBIT 8 (3 of 3)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

FINAL NOTICE

Delivery Confirmation:

USPS TRACKING # **9114 9014 9645 0382 4751 38**
& CUSTOMER RECEIPT For Tracking or inquiries go to USPS.com
or call 1-800-222-1811

September 20, 2016

Felix Ovalle, Treasurer for
Candidate Oscar Ganem
10620 W Griffin Rd, #103
Cooper City, FL 33328

Re: CAN 68196

Dear Mr. Ovalle:

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

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this letter to correct errors or provide missing information. If the information has been reported accurately, you must provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that if you fail to comply with this request, the Division will forward this matter to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose civil penalties of up to \$1,000 per violation.

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

Sincerely,

Kristi Reid Bronson
Chief, Bureau of Election Records

Attachment

cc: Oscar Ganem, Candidate

EXHIBIT 9(10P4)

Error Report

Candidate: Oscar Ganem

Office: STR

Report: 2016 P1 (1)

Covering Period: 6/23/16 - 6/24/16

Account: 68196

Contributions

----- Contributor -----

----- Contribution -----

Seq	Date	Name	Address	City/State/Zip	Type	Occupation	Type	Amount	InKind	Descrip	Amend
2	06/16/16	GROUP EXPORT USA CORP	12382 SW 140 ST	MIAMI, FL 3-3186	B	EXPORT GOODS	CHE	\$1,000.00			

*The Transaction Date Is Either Before Or After The Report Coverage Period

1	06/22/16	ARGUELLO NELLY	12382 SW 140 ST	MIAMI, FL 3-3186	I	EXPORT GOODS	CHE	\$500.00			
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*The Transaction Date Is Either Before Or After The Report Coverage Period

Expenditures

Ind Transfers

Other Distributions

EXHIBIT 9 (2016)

Error Report

Candidate: Oscar Ganem

Office: STR

Report: 2016 P2 (2) Covering Period: 6/25/16 - 7/8/16

Account: 68196

Contributions

Contributor

Contribution

Seq	Date	Name	Address	City/State/Zip	Type	Occupation	Type	Amount	InKind	Descrip	Amend
1	07/07/16	OVALLE FELIX	10620 SW GRIFFIN RD 103	COOPER CITY, FL 3-3328	I	GENERAL CONTRATOR	CAS	\$170.00			

*Cash Contributions May Not Exceed \$50 - Written Explanation Required

Revisions

9/19/16

Revised Transfers

Other Distributions

* Written response received but still need to report refund.

EXHIBIT 9 (3 of 4)

English

Customer Service

USPS Mobile

Register / Sign In



USPS Tracking®

Still Have Questions?

[Browse our FAQs »](#)



Get Easy Tracking Updates »
Sign up for My USPS.

Tracking Number: 9114901496450382475138

Updated Delivery Day: Thursday, September 22, 2016

Product & Tracking Information

Postal Product:

Features:
USPS Tracking®

DATE & TIME

STATUS OF ITEM

LOCATION

September 22, 2016 , 11:01 am

Delivered, In/At Mailbox

FORT LAUDERDALE, FL 33328

Your item was delivered in or at the mailbox at 11:01 am on September 22, 2016 in FORT LAUDERDALE, FL 33328.

September 22, 2016 , 5:04 am

Arrived at Post Office

FORT LAUDERDALE, FL 33328

September 22, 2016 , 4:08 am

Arrived at USPS Facility

FORT LAUDERDALE, FL 33328

September 22, 2016 , 1:24 am

Departed USPS Facility

OPA LOCKA, FL 33054

September 21, 2016 , 3:33 pm

Arrived at USPS Facility

OPA LOCKA, FL 33054

September 21, 2016 , 10:02 am

Departed USPS Facility

ORLANDO, FL 32824

September 21, 2016 , 7:13 am

Arrived at USPS Facility

ORLANDO, FL 32824

September 21, 2016 , 6:47 am

Arrived at USPS Facility

JACKSONVILLE, FL 32203

September 21, 2016 , 12:32 am

Departed USPS Facility

TALLAHASSEE, FL 32301

September 20, 2016 , 8:45 pm

Arrived at USPS Facility

TALLAHASSEE, FL 32301

Available Actions

[Text Updates](#)

[Email Updates](#)

Track Another Package

Tracking (or receipt) number

.....

[Track It](#)

Manage Incoming Packages

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

[Sign up for My USPS »](#)



EXHIBIT 9 (4 of 4)

FLORIDA ELECTIONS COMMISSION

Mrs. Amy McKeever T.

Executive Director.

107 W Gaines St.

Tallahassee, FL, 32399

RECEIVED

2017 JUL 31 P 12:54

STATE OF FLORIDA
ELECTIONS COMMISSION

AFFIDAVIT

I, Felix Ovalle of 10620 SW Griffin Rd Suite 103 , Cooper City, FL, 33328, treasure of candidate for Sate Representative District 104 Oscar Ganem, I do affirm & declare that all statement made in this Affidavit are true & correct.

1). I made a cash contribution for Oscar Ganem for the amount of (\$170.00) which was deposited into the campaign account at PNC Bank. After speaking with your office clerk I was informed that the max amount for individual to donate was (\$50.00) , so I was refunded (\$120.00) in order to comply with the law.

2). I declare that all statements made are of my knowledge and are true & correct. This letter will be send by mail & fax to your Commission.

Signature:

Executed on 01 of March 2017.

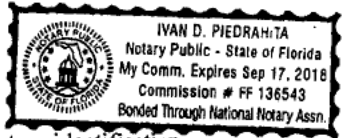
STATE OF FLORIDA

COUNTY OF BROWARD.

The foregoing instrument was acknowledged before me this day of March 2017 by Felix Ovalle, who executed the foregoing instrument and acknowledged before me that she executed the same as her free act and deed.

Notary Public Name: IVAN PIEDRAHITA Seal:

Signature: 



Principal is: personally known OR produce DL/Passport, as identification.

EXHIBIT 10(1045)

AFFIDAVIT OF BACKGROUND INFORMATION

Case Number: FEC 16-636

STATE OF FLORIDA

County of Broward

Felix Ovalle, 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 MY SELF as HANDY MAN.
3. Have you ever run for public office? If so, please name the office(s) you ran for and the date(s) of the election(s) you ran in.

NO -

4. Have you ever been appointed to act as a campaign treasurer for a candidate? If so, please name the candidate(s) you served as treasurer, the office(s) the candidate ran for, and the dates of the election(s).

YES, OSCAR CANETT.

5. Have you ever held the office of chairperson, treasurer, board member, or other similar position for a political committee? If so, please list the names and addresses of the committees and dates when you held the position.

NO -

6. Have you ever held the office of chairperson, treasurer, board member, or other similar position for a committee of continuous existence? (Committee of continuous existence is defined in Section 106.04, Florida Statutes.) If so, please list the name and addresses of the committees and dates when you held the position.

NO -

EXHIBIT 10 (2 of 5)

7. Have you ever prepared or signed a campaign treasurer's report? If so, please list the name of the candidate or committee whose report you prepared or signed.

YES, OSCAR GANED

8. What action have you taken to determine your responsibilities under Florida's election laws?

EVERY STEPS UNDER FLORIDA'S ELECTION LAW.

9. Do you possess a copy of Chapter 106, Florida Statutes? Yes No

10. If so, when did you first obtain it? BROWARD SOE. WEB JUNE 2016

11. Have you read Chapter 106, Florida Statutes? Yes No

12. Do you possess a copy of Chapter 104, Florida Statutes? Yes No

13. If so, when did you first obtain it? BROWARD SOE.

14. Have you read Chapter 104, Florida Statutes? Yes No

15. Do you possess a copy of the *Candidate and Campaign Treasurer Handbook*? Yes No

16. If so, when did you first obtain it? JUNE 2016.

17. Have you read the *Candidate and Campaign Treasurer Handbook*? Yes No

18. List any additional materials you received from the Supervisor of Elections.

EXHIBIT 10(3 of 5)

19. Did you accept a cash contribution from a contributor that was more than \$50.00? If so, when and why? Did you return the excessive contribution? If so, please provide evidence.

YES, I MADE A MISTAKE. YES I RETURNED THE EXCESSIVE CONTRIBUTION.

20. Has the 2016 P2 Report been properly amended now? If so, when was it amended?

YES, I HAVE DONE IT.

21. Did your campaign have a system in place that monitored the contributions received? If so, what was it?

NO -

22. Who was responsible for filing the campaign reports for your election candidacy?

OSCAR GANETT / FELIX QUALLÉ.

EXHIBIT 10(4 of 5)

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

Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 27 day of

[Handwritten signatures]
July 2017

Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

IVAN PIEDRAHITA NOTARY

Personally Known _____ or Produced Identification

Type of Identification Produced: Florida Driver's License



Case Investigator: CKO

EXHIBIT 10 (5 of 5)



RE: Acct #68196
Willis, Kristi R.
to:
Cedric Oliver
08/07/2017 12:40 PM
Hide Details
From: "Willis, Kristi R." <Kristi.Willis@DOS.MyFlorida.com>
To: Cedric Oliver <Cedric.Oliver@myfloridalegal.com>

Cedric – No, the reports have not been corrected.

Joel – please handle request for documents.

From: Cedric Oliver [mailto:Cedric.Oliver@myfloridalegal.com]
Sent: Wednesday, August 02, 2017 12:35 PM
To: Willis, Kristi R. <Kristi.Willis@DOS.MyFlorida.com>; Willis, Kristi R. <Kristi.Willis@DOS.MyFlorida.com>
Subject: Acct #68196

Hey Kristi! Have the 2016 P1 and P2 Reports been amended properly at this time? Are they considered correct and complete? Can I please have a copy of the amended Reports as well as the queued-transaction reports and any notes for this Respondent as well? Thank you!!

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

EXHIBIT 1



FLORIDA ELECTIONS COMMISSION

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

February 16, 2017

Felix Ovalle
10620 W Griffin Road, #103
Cooper City, FL 33328

RE: Case No.: FEC 16-636; Respondent: Felix Ovalle

Dear Mr. Ovalle:

On October 28, 2016, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violations:

Section 106.07(2)(b)1., Florida Statutes: Respondent, treasurer for Oscar Ganem, a 2016 candidate for the office of State Representative, may have failed to timely make necessary amendments to the 2016 P2 campaign treasurer's report, as alleged in the complaint.

Section 106.09(1)(b), Florida Statutes: Respondent, treasurer for Oscar Ganem, a 2016 candidate for the office of State Representative, may have accepted a cash contribution in excess of the \$50 per campaign limit, as alleged in the complaint.

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

When we conclude the investigation, a copy of the Report of Investigation will be mailed to you at the above address. You may file a response to the report within 14 days from the date the report is mailed to you. Based on the results of the investigation, legal staff will make a written recommendation to the Commission on whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. A copy of the Staff Recommendation will be mailed to you and you may file a response within 14 days from the date the recommendation is mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

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

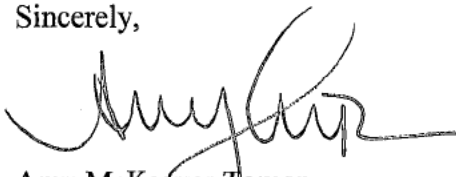
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

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

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

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

Sincerely,



Amy McKeever Toman
Executive Director

AMT/enr

**DIVISION OF ELECTIONS
FEC NOTICE FORM**

To FEC from Division of Elections

RECEIVED

2016 OCT 28 P 3:31

STATE OF FLORIDA
ELECTIONS DIVISION

Name: Oscar Ganem
Account Number: 68196
Candidate: Oscar Ganem
Treasurer: Felix Ovalle
Person Named/Notified: Felix Ovalle and Oscar Ganem

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

2016 P2

Sent By: Kristi Reid Bronson

Date: October 26, 2016 *KRB*

ejr

AFFIDAVIT

STATE OF FLORIDA

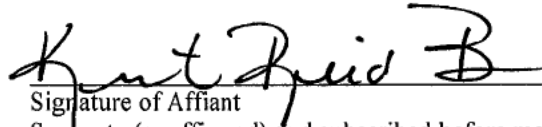
County of Leon

Kristi Reid Bronson, being duly sworn, says:

1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. Oscar Ganem (68196) is a 2016 candidate for the office of State Representative.
5. On June 23, 2016, Mr. Ganem filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. He appointed Felix Ovalle as treasurer. (See attached documents and acknowledgment letter.)
6. On July 28, 2016, the Division mailed Mr. Ovalle notification that the 2016 P1 and 2016 P2 campaign treasurer's reports were incomplete. (See attached letter.)
7. On August 1, 2016, the Division received a letter of explanation from Mr. Canem explaining the 2016 P1 contributions received before he became a candidate. The letter also addressed the 2016 P2 excessive cash contribution he received. Mr. Canem stated in the letter that he refunded the contributor \$120. (See attached letter from Mr. Canem.)
8. On August 15, 2016, the Division mailed Mr. Ovalle notification that the 2016 P2 campaign treasurer's report was incomplete. The contribution refund had not been reported to the contributor. (See attached letter.)

9. On September 20, 2016, the Division mailed Mr. Ovalle final notification with delivery confirmation that the 2016 P2 campaign treasurer's report was incomplete. The contribution refund had not been reported to the contributor. (See attached letter and delivery confirmation.)
10. As of October 26, 2016, the 2016 P2 campaign treasurer's report remains incomplete. The contribution refund has not been reported to the contributor.

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



Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 26th day of October, 2016.



Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public
Personally Known




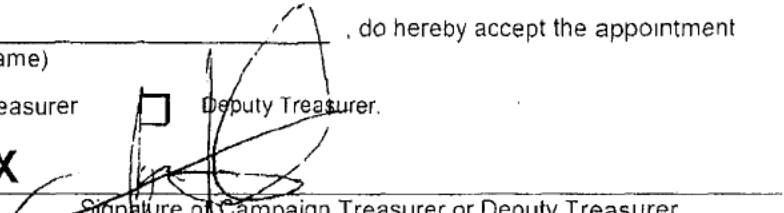
**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**
(Section 106.021(1), F.S.)

RECEIVED
DEPARTMENT OF STATE
2016 JUN 23 AM 9:57

(PLEASE PRINT OR TYPE)

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

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES): <input checked="" type="checkbox"/> Initial Filing of Form Re-filing to Change: <input checked="" type="checkbox"/> Treasurer/Deputy <input type="checkbox"/> Depository <input type="checkbox"/> Office <input type="checkbox"/> Party						
2. Name of Candidate (in this order: First, Middle, Last) OSCAR CANEM			3. Address (include post office box or street, city, state, zip code) 301 RAQUET CLUB DR. 201 WESTON, FL 33328.			
4. Telephone (954) 274 5399		5. E-mail address OSCARCAN@GMAIL.COM				
6. Office sought (Include district, circuit, group number) STATE REP. DISTRICT 104			7. If a candidate for a <u>nonpartisan</u> office, check if applicable: <input type="checkbox"/> My intent is to run as a Write-In candidate			
8. If a candidate for a <u>partisan</u> office, check block and fill in name of party as applicable: My intent is to run as a <input type="checkbox"/> Write-In <input type="checkbox"/> No Party Affiliation <input checked="" type="checkbox"/> REPUBLICAN Party candidate						
9. I have appointed the following person to act as my <input checked="" type="checkbox"/> Campaign Treasurer <input type="checkbox"/> Deputy Treasurer						
10. Name of Treasurer or Deputy Treasurer FELIX OVALLE						
11. Mailing Address 106 205W GRIFFIN RD #103					12. Telephone 754 423 9012	
13. City COOPER CITY		14. County BROWARD	15. State FL	16. Zip Code 33328	17. E-mail address FELIX.OVALLE@YAHOO.U	
18. I have designated the following bank as my <input checked="" type="checkbox"/> Primary Depository <input type="checkbox"/> Secondary Depository						
19. Name of Bank PNC BANK			20. Address 4489 WESTON RD			
21. City WESTON		22. County BROWARD		23. State FL.	24. Zip Code 33331	
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 06/16/2016			26. Signature of Candidate X 			
27. Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block)						
I, FELIX OVALLE , do hereby accept the appointment (Please Print or Type Name)						
designated above as: <input checked="" type="checkbox"/> Campaign Treasurer <input type="checkbox"/> Deputy Treasurer.						
Date 06/16/2016			Signature of Campaign Treasurer or Deputy Treasurer X 			

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

2016 JUN 23 AM 10: 51

JULY 5, 2016
DEPT. OF STATE
TALLAHASSEE, FL

I, OSCAR GANEM
candidate for the office of STATE REPRESENTATIVE 104.

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

X 
Signature of Candidate

06/16/2016
Date

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



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

June 24, 2016

Oscar Ganem
301 Raquet Club Drive, 201
Weston, Florida 33328

Dear Mr. Ganem:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on June 23, 2016. Your name has been placed on the 2016 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **July 1, 2016**. The report will cover the period of June 1-24, 2016 (P1). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

Credentials and Sign-ons

Below is the web address to access the EFS and your user identification number. The enclosed sealed envelope contains your initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. You, your campaign treasurer, and deputy treasurers are responsible for protecting this password from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

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

Identification Number: 68196

Oscar Ganem
June 24, 2016
Page Two

Pin Numbers

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

Each candidate is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event this password is forgotten or lost. When you enter the campaign account screen, there will be a drop down box where you pick a question (such as *What is your mother's maiden name?*) and supply an answer. All passwords and answers to questions are stored as encrypted data and cannot be viewed by Division staff and given out over the phone. Please notify the Division if your credentials have been compromised.

Timely Filing

All reports filed must be completed and filed through the EFS not later than midnight of the due date. Reports not filed by midnight of the due date are late filed and subject to the penalties in Section 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the due date, the report will be accepted as timely filed if filed no later than midnight of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

Any candidate failing to file a report on the designated due date shall be subject to a fine of \$50 per day for the first 3 days late and, thereafter, \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for reports immediately preceding each primary and general election, the fine shall be \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

Electronic Receipts

The person submitting the report on the EFS will be issued an electronic receipt indicating and verifying the report was filed. Each campaign treasurer's report filed by means of the EFS is considered to be under oath by the candidate and campaign treasurer and such persons are subject to the provisions of Section 106.07(5), Florida Statutes.

Oscar Ganem
June 24, 2016
Page Three

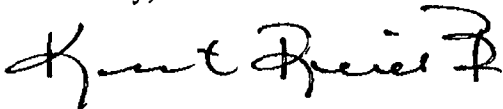
Instructions and Assistance

An online instruction guide is available to you on the EFS to assist with navigation, data entry, and submission of reports. The Division of Elections will also provide assistance to all users by contacting the EFS Help Desk at (850) 245-6280.

All of the Division's publications and reporting forms are available on the Division of Elections' website at <http://dos.myflorida.com/elections/>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, *Candidate and Campaign Treasurer Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,



Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/zjs

Enclosures

pc: Felix Ovalle, Treasurer



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 28, 2016

Felix Ovalle, Treasurer for
Candidate Oscar Ganem
10620 W Griffin Rd, #103
Cooper City, FL 33328

Re: CAN 68196

Dear Mr. Ovalle:

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

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

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

Sincerely,

Kristi Reid Bronson
Chief, Bureau of Election Records

Attachment

cc: Oscar Ganem, Candidate

Error Report

Candidate: Oscar Ganem

Office: STR

Report: 2016 P1 (1)

Covering Period: 6/23/16 - 6/24/16

Account: 68196

Contributions

		<u>Contributor</u>			<u>Contribution</u>					
<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Occupation</u>	<u>Type</u>	<u>Amount</u>	<u>InKind Descrip</u>	<u>Amend</u>
2	06/16/16	GROUP EXPORT USA CORP	12382 SW 140 ST	MIAMI, FL 3-3166	B	EXPORT GOODS	CHE	\$1,000.00		

*The Transaction Date Is Either Before Or After The Report Coverage Period

1	06/22/16	ARGUELLO NELLY	12382 SW 140 ST	MIAMI, FL 3-3166	I	EXPORT GOODS	CHE	\$500.00		
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*The Transaction Date Is Either Before Or After The Report Coverage Period

Refunds

Transfers

Distributions

Error Report

didate: Oscar Ganem

Office: STR

Report: 2016 P2 (2)

Covering Period: 6/25/16 - 7/8/16

Account: 68196

Contributions

Contributor

Contribution

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Occupation</u>	<u>Type</u>	<u>Amount</u>	<u>InKind</u>	<u>Descrip</u>	<u>Amend</u>
1	07/07/16	OVALLE FELIX	10520 SW GRIFFIN RD 103	COOPER CITY, FL 33328	I	GENERAL CONTRATOR	CAS	\$170.00			

*Cash Contributions May Not Exceed \$50 - Written Explanation Required

Features

Transfers

Distributions

RECEIVED

16 AUG -1 PM 12: 26

DIVISION OF ELECTIONS
SECRETARY OF STATE

FLORIDA DEPARTMENT OF STATE

Mrs. Kristi Reid Bronson, Chief

500 S Bronough St.

Tallahassee, Fl , 32399

Bureau of Elections Records

DIVISION OF ELECTIONS

AFFIDAVIT

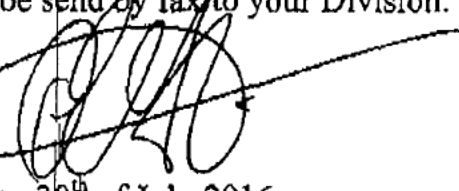
I, Oscar Ganem, of 5030 SW 173 way , SWR, FL 33331 do declare that I am running as candidate for State Representative District 104 , Broward County:

1). I have received early (02) checks contributions for the amounts of (\$500.00) & (\$1.500,00) without knowledge that is was prohibited from the electoral law, before I was officially designated as candidate for your Division.

2). I received a cash contribution from Felix Ovalle (Individual) for the amount of (\$170.00) which was deposited into the campaign account at PNC Bank. After speaking with your office clerk I was informed that the max amount for individual to donate was (\$50.00) , so I had to refunded Felix Ovalle (\$120.00) in order to comply with the law.

I declare that all statements made are of my knowledge and are true & correct. This letter will be send by fax to your Division.

Signature:



Executed on 30th of July 2016.



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

August 15, 2016

Felix Ovalle, Treasurer for
Candidate Oscar Ganem
10620 W Griffin Rd, #103
Cooper City, FL 33328

Re: CAN 68196

Dear Mr. Ovalle:

On July 28, 2016, you were advised that one or more of your campaign treasurer's reports were incomplete and that you had 7 days to provide the requested information.

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

Attachment

cc: Oscar Ganem, Candidate

Error Report

Candidate: Oscar Ganem

Office: STR

Report: 2016 P1 (1) Covering Period: 6/23/16 - 6/24/16

Account: 68196

Contributions

		Contributor			Contribution					
Seq	Date	Name	Address	City/State/Zip	Type	Occupation	Type	Amount	InKind Descrip	Amend
2	06/16/16	GROUP EXPORT USA CORP	12382 SW 140 ST	MIAMI, FL 3-3186	B	EXPORT GOODS	CHE	\$1,000.00		
*The Transaction Date Is Either Before Or After The Report Coverage Period										
1	06/22/16	ARGUELLO NELLY	12382 SW 140 ST	MIAMI, FL 3-3186	I	EXPORT GOODS	CHE	\$500.00		
*The Transaction Date Is Either Before Or After The Report Coverage Period										

Contributions

Direct Transfers

Other Distributions

Error Report

Candidate: Oscar Ganem

Office: STR

Report: 2016 P2 (2) Covering Period: 6/25/16 - 7/8/16

Account: 68196

Contributions

Contributor

Contribution

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Occupation</u>	<u>Type</u>	<u>Amount</u>	<u>InKind Descrip</u>	<u>Amend</u>
1	07/07/16	OVALLE FELIX	10620 SW GRIFFIN RD 103	COOPER CITY, FL 3-3328	I	GENERAL CONTRATOR	CAS	\$170.00		

*Cash Contributions May Not Exceed \$50 - Written Explanation Required

Expenses

Direct Transfers

Other Distributions



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

FINAL NOTICE

Delivery Confirmation:

USPS TRACKING # **9114 9014 9645 0382 4751 38**
& CUSTOMER RECEIPT For Tracking or inquiries go to USPS.com
or call 1-800-222-1811

September 20, 2016

Felix Ovalle, Treasurer for
Candidate Oscar Ganem
10620 W Griffin Rd, #103
Cooper City, FL 33328

Re: CAN 68196

Dear Mr. Ovalle:

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

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this letter to correct errors or provide missing information. If the information has been reported accurately, you must provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that if you fail to comply with this request, the Division will forward this matter to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose civil penalties of up to \$1,000 per violation.

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

Sincerely,

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

Kristi Reid Bronson
Chief, Bureau of Election Records

Attachment

cc: Oscar Ganem, Candidate

Error Report

Candidate: Oscar Ganem

Office: STR

Report: 2016 P1 (1)

Covering Period: 6/23/16 - 6/24/16

Account: 68196

Contributions

Contributor

Contribution

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Occupation</u>	<u>Type</u>	<u>Amount</u>	<u>InKind</u>	<u>Descrip</u>	<u>Amend</u>
2	06/16/16	GROUP EXPORT USA CORP	12382 SW 140 ST	MIAMI, FL 3-3186	B	EXPORT GOODS	CHE	\$1,000.00			

*The Transaction Date Is Either Before Or After The Report Coverage Period

1	06/22/16	ARGUELLO NELLY	12382 SW 140 ST	MIAMI, FL 3-3186	I	EXPORT GOODS	CHE	\$500.00			
---	----------	----------------	-----------------	------------------	---	--------------	-----	----------	--	--	--

*The Transaction Date Is Either Before Or After The Report Coverage Period

Expenditures

and Transfers

Other Distributions

Error Report

Candidate: Oscar Ganem

Office: STR

Report: 2016 P2 (2)

Covering Period: 6/25/16 - 7/8/16

Account: 68196

Contributions

Contributor

Contribution

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Occupation</u>	<u>Type</u>	<u>Amount</u>	<u>InKind</u>	<u>Descrip</u>	<u>Amend</u>
1	07/07/16	OVALLE FELIX	10620 SW GRIFFIN RD 103	COOPER CITY, FL 33328	I	GENERAL CONTRATOR	CAS	\$170.00			

*Cash Contributions May Not Exceed \$50 - Written Explanation Required

Expenditures

Other Transfers

Other Distributions

9/19/16

* Written response received but still need to report refund.



USPS Tracking®

Still Have Questions?

[Browse our FAQs »](#)



[Get Easy Tracking Updates »](#)
Sign up for My USPS.

Tracking Number: 9114901496450382475138

Updated Delivery Day: Thursday, September 22, 2016

Product & Tracking Information

Postal Product:

Features:
USPS Tracking®

DATE & TIME	STATUS OF ITEM	LOCATION
September 22, 2016 , 11:01 am	Delivered, In/At Mailbox	FORT LAUDERDALE, FL 33328

Your item was delivered in or at the mailbox at 11:01 am on September 22, 2016 in FORT LAUDERDALE, FL 33328.

September 22, 2016 , 5:04 am	Arrived at Post Office	FORT LAUDERDALE, FL 33328
September 22, 2016 , 4:08 am	Arrived at USPS Facility	FORT LAUDERDALE, FL 33328
September 22, 2016 , 1:24 am	Departed USPS Facility	OPA LOCKA, FL 33054
September 21, 2016 , 3:33 pm	Arrived at USPS Facility	OPA LOCKA, FL 33054
September 21, 2016 , 10:02 am	Departed USPS Facility	ORLANDO, FL 32824
September 21, 2016 , 7:13 am	Arrived at USPS Facility	ORLANDO, FL 32824
September 21, 2016 , 6:47 am	Arrived at USPS Facility	JACKSONVILLE, FL 32203
September 21, 2016 , 12:32 am	Departed USPS Facility	TALLAHASSEE, FL 32301
September 20, 2016 , 8:45 pm	Arrived at USPS Facility	TALLAHASSEE, FL 32301

Available Actions

[Text Updates](#)

[Email Updates](#)

Track Another Package

Tracking (or receipt) number

[Track It](#)

Manage Incoming Packages

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

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Account/Seq 68196 1

Election/Type

20161108-GEN

Oscar Ganem

CAN

Status/Reviewer	Mailed	Type/Recd	RESPONSE	
SN zjsantos	1st: 7/28/2016	AUT	WRI	8/1/2016
9/20/16 1:34 pm	2nd: 8/15/2016	9/22/2016	TEL	10/7/2016
	3rd: 9/20/2016			

NOTES: 10/26/16- No report of large cash contribution being refunded. Recommending FEC referral. ejr
 10/21/16- I am going to send an email to the address given to us and include the audit and instructions that the contribution refund must be shown today as we are preparing the FEC referral for Monday, 10/24/16. See email sent in Cancom. ejr
 10/21/16- Have not heard back from candidate nor treasurer. Oversized cash contribution has not been reported as was stated in a response letter. Recommending FEC ref. ejr
 10/17/16- Attempted to reach treasurer but had to leave a message on his phone. I told him that I still was unable to find where the over sized cash contribution had been refunded to the contributor. I told him that this issue needed to be taken care of by this Friday, otherwise, I would need to refer it to the FEC. I asked him to call and I would assist him on how to report the contribution refund. ejr
 10/14/16- Attempted to reach candidate Ganem but had to leave a message on his voice mail that the refund of the oversize contribution needed to be reported. ejr
 10/14/16- Attempted to reach treasurer but got a message saying that the person I was trying to reach could not take calls at this time and I was unable to leave a message. I will try to reach Mr. Ganem. ejr
 10/10/16- I did not see in any of Mr. Ganem's reports that he had refunded the oversized cash contribution. I gave him a call this morning, but had to leave a message on his voice mail concerning the need for him to report the refund on the correct report. ejr
 10/7/16- Mr. Ganem called concerned about the audit. I saw that he had sent in a letter explaining the early contributions he received and the large cash contribution. His letter explained how he "refunded" the difference in the \$50 limit cash to the contributor. I will leave a copy of this candidate's letter on Ms. Kristi's desk with this audit and ask if this is sufficient to close the audit. ejr
 8/1/16 - Written response received - slb