

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Daniela Fernandez**

**Case No.: FEC 21-236**

**TO:** Daniela Fernandez  
1014 1/2 17th PL NE, Apt. 6  
Washington, DC 20002

Division of Elections  
500 South 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, **May 17, 2023 at 8:30**, or as soon thereafter as the parties can be heard, at the following location: Via Webinar Registration URL:

<https://attendee.gotowebinar.com/register/571953185404345941>

Audio participation:  
1-877-309-2074

Attendee – muted:  
966-952-589

After registering, you will receive a confirmation email containing information about joining the webinar.

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  
May 2, 2023

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.

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,  
Petitioner,

Case No.: FEC 21-236

v.

Daniela Fernandez,  
Respondent.

\_\_\_\_\_ /

**ORDER OF PROBABLE CAUSE**

**THIS MATTER** was heard by the Florida Elections Commission (“Commission”) at its regularly scheduled meeting on January 24, 2023, in Tallahassee, Florida.

On October 3, 2022, 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:

**THIS SPACE INTENTIONALLY LEFT BLANK**

**Count 1:**

On or about January 9, 2021, Daniela Fernandez violated Section 106.07(2)(b)1., Florida Statutes, when she failed to timely file an addendum to the committee's 2020 G3A Report within seven days after receiving notice from the Department of State, Division of Elections, that the report required amendment.

**DONE AND ORDERED** by the Florida Elections Commission on January 24, 2023.



Tim Vaccaro, J.D., Executive Director  
For Nicholas Primrose, Chairman  
Florida Elections Commission

Copies furnished to:

Mattie T. Clay, Assistant General Counsel  
Daniela Fernandez, 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 thirty (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 thirty (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 thirty (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 West 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: Daniela Fernandez**

**Case No.: FEC 21-236**

**TO:** Daniela Fernandez  
PO Box 34104  
Washington, DC 20005-4104

Division of Elections  
500 S. Bronough Street, Room 316  
Tallahassee, FL 32399-6596

**NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)**

A hearing will be held in this case before the Florida Elections Commission on, **January 24, 2023 at 1:00 p.m.**, or as soon thereafter as the parties can be heard, at the following location: Join Zoom Meeting - <https://us06web.zoom.us/j/86542842462?pwd=VjdKeGRjcFAvZko2Y1pTZmo1cU5pdz09>

Meeting ID: 865 4284 2462

Passcode: 5UuWmT

**AUDIO PARTICIPATION:**

1-301-715-8592

Meeting ID: 865 4284 2462

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

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**See further instructions on the reverse side.**

***Tim Vaccaro***

Executive Director  
Florida Elections Commission  
January 9, 2023

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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: Daniela Fernandez**

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**Case No.: FEC 21-236**

**TO:** Daniela Fernandez  
PO Box 34104  
Washington, DC 20005-4104

Division of Elections  
500 S. Bronough Street, Room 316  
Tallahassee, FL 32399-6596

**NOTICE OF CANCELLATION OF HEARING**  
**(PROBABLE CAUSE DETERMINATION)**

You are hereby notified that **the previously scheduled hearing for December 14, 2022, is cancelled.** It is anticipated that your case will be heard at the next regularly scheduled meeting, which will be scheduled for a date to be determined in either January 2023 or February 2023.

**A Notice of Hearing will be mailed to you approximately 14 days prior to the new hearing date.**

*Tim Vaccaro*

Executive Director  
Florida Elections Commission  
December 13, 2022



**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Daniela Fernandez**

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**Case No.: FEC 21-236**

**TO:** Daniela Fernandez  
PO Box 34104  
Washington, DC 20005-4104

Division of Elections  
500 S. Bronough Street, Room 316  
Tallahassee, FL 32399-6596

**NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)**

A hearing will be held in this case before the Florida Elections Commission on, **December 14, 2022 at 10:30 a.m., or as soon thereafter as the parties can be heard**, at the following location: **House Office Building, 402 South Monroe Street, 306 HOB, Mashburn Hall, 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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***Tim Vaccaro***

Executive Director  
Florida Elections Commission  
November 30, 2022

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**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Daniela Fernandez**

**Case No.: FEC 21-236**

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**STAFF RECOMMENDATION FOLLOWING INVESTIGATION**

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.07(2)(b)1., Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on September 7, 2022, the following facts and law support this staff recommendation:

1. On March 10, 2021, the Florida Elections Commission (“Commission”) received a referral from the Department of State, Division of Elections (“Division” or “Complainant”), alleging that Daniela Fernandez (“Respondent”), violated Chapter 106, Florida Statutes.

2. Respondent was the treasurer for Latino Victory Fund, a political committee registered with the Division of Elections. (ROI Exhibit 1, page 1; Attachment A)<sup>1</sup>

3. By letter dated April 21, 2021, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

**Section 106.07(2)(b)1., Florida Statutes:** Respondent, treasurer for Latino Victory Fund, a political committee registered with the Division of Elections, failed to timely make necessary amendments to the committee's 2020 G3A campaign treasurer's report, as alleged in the complaint.

4. On October 8, 2020, the Appointment of Campaign Treasurer and Designation of Campaign Depository for Political Committees form (“DS-DE 6”) was filed appointing Respondent as treasurer for the committee. (ROI Exhibit 1, page 1)

5. By letter dated October 12, 2020, Donna S. Brown for Kristi Reid Willis, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received the DS-DE 6. (ROI Exhibit 2, page 1)

6. The acknowledgment letter advised Respondent that all the Division’s publications and reporting forms were available on its website and directed Respondent to print out Chapter 106, Florida Statutes, the *Political Committee Handbook*, and the *Calendar of Reporting Dates*, as well as other relevant documents. (ROI Exhibit 2, page 1)

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<sup>1</sup> The Report of Investigation is referred to herein as “ROI.”

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

7. The committee’s 2020 G3A Report was filed on October 1, 2020. (Attachment B, page 1) The report was incomplete when filed. (ROI Exhibits 3 & 4)

8. The Division sent three letters notifying Respondent that the committee’s report was incomplete and that Respondent was required to amend the report within seven days of receipt of the notification. An Error Report showing why the report was incomplete was attached to each notification. (ROI Exhibits 3 & 4) The final notification was confirmed delivered on January 2, 2021. (ROI Exhibit 4, page 3)

9. Respondent filed an amendment to the 2020 G3A Report on March 29, 2021, almost three months after the final notice was received. (ROI Exhibit 5, page 1; ROI Exhibit 6, page 5) The amendment corrected the errors. (ROI Exhibit 6, pages 1 & 4)

10. Respondent failed to reply to the investigation. (ROI Exhibit 8)

11. Respondent failed to timely amend the campaign’s 2020 G3A Report within seven days of receiving notification from the Division.

12. “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).

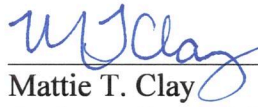
13. The facts set forth above show that Respondent was the treasurer for Latino Victory Fund. Respondent failed to timely file the required amendment to the committee’s 2020 G3A Report within seven days of receiving notification from the Division that the report was incomplete and required amendment.

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

**Count 1:**

On or about January 9, 2021, Daniela Fernandez violated Section 106.07(2)(b)1., Florida Statutes, when she failed to timely file an addendum to the committee’s 2020 G3A Report within seven days after receiving notice from the Department of State, Division of Elections, that the report required amendment.

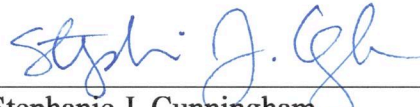
Respectfully submitted on October 3, 2022.



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Mattie T. Clay  
Assistant General Counsel

I reviewed this Staff Recommendation this 3<sup>rd</sup> day of October 2022.



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Stephanie J. Cunningham  
General Counsel

**STATEMENT OF ORGANIZATION  
OF POLITICAL COMMITTEE**

(PLEASE TYPE)

OFFICE USE ONLY

**RECEIVED**

2018 NOV -1 AM 11:25

DIVISION: ELECTIONS  
TALLAHASSEE, FL

**1. Full Name of Committee**  
Latino Victory Fund

Telephone  
602-798-5430

Mailing Address (include city, state and zip code)  
700 14th Street NW, 2nd Floor  
Washington, DC 20005

Street Address (include city, state and zip code)  
700 14th Street NW, 2nd Floor  
Washington, DC 20005

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

Name of Affiliated or Connected Organization	Mailing Address	Relationship
N/A		

**3. Area, Scope and Jurisdiction of the Committee**  
Supporting or opposing statewide, legislative, and multicounty candidates

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

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

Full Name	Mailing Address	Committee Title or Position
Adrian Saenz	700 14th Street NW 2nd Floor Washington, DC 20005	Treasurer

6. List by Name, Address and Position, Other Principal Officers, Including Officers and Members of the Finance Committee, If Any (include chairman's name)			
Full Name	Mailing Address	Committee Title or Position	
Cristobal J. Alex	700 14th Street NW 2nd Floor Washington, DC 20005	Chairman	
7. List by Name, Address, Office Sought and Party Affiliation Each Candidate or Other Individual that this Committee is Supporting (if none, please indicate)			
Full Name	Mailing Address	Office Sought	Party
To be determined			
8. List Any Issues this Committee is Supporting: None			
List Any Issues this Committee is Opposing: None			
9. If this Committee is Supporting the Entire Ticket of a Party, Give Name of Party N/A			
10. In the Event of Dissolution, What Disposition will be Made of Residual Funds? Residual funds may be used to defray administrative costs and/or returned to contributors			
11. List all Banks, Safety Deposit Boxes, or Other Depositories Used for Committee Funds			
Name of Bank or Depository & Account Number	Mailing Address		
Capital One Bank	926 15th Street NW Washington, DC 20005		
12. List all Reports Required to be Filed by this Committee with Federal Officials and the Names, Addresses and Positions of Such Officials, If Any			
Report Title	Dates Required to be Filed	Name & Position of Official	Mailing Address
Campaign finance and trigger reports	Numerous	Federal Election Commission	1050 First Street, NE Washington, DC 20463
STATE OF <u>Washington, DC</u> COUNTY _____			
I, <u>Cristobal J. Alex</u> , certify that the information in this Statement of			
Organization is complete, true and correct.			
<b>X</b> _____ Signature of Chairman of Political Committee		_____ 10/31/2018 Date	



Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Name:

Election:

Acct:

Type:

Committee Name: Latino Victory Fund

Account: 73897

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
9/23/2022	G2A	9/21/2022						
9/16/2022	G2	9/15/2022						
9/9/2022	G1A	9/8/2022						
9/2/2022	G1	9/2/2022						
8/26/2022	P7A	8/26/2022						
8/19/2022	P7	8/18/2022						
8/12/2022	P6	8/12/2022						
8/5/2022	P5	8/3/2022						
7/29/2022	P4	7/27/2022						
7/22/2022	P3	7/18/2022						
7/15/2022	P2A	7/13/2022						
7/8/2022	P2	7/6/2022						
7/1/2022	P1A	7/1/2022						
6/24/2022	P1	6/29/2022	CLO	5	\$0.00		\$0.00	\$0.00
6/10/2022	M5	6/3/2022						
5/10/2022	M4	5/6/2022						
4/11/2022	M3	4/8/2022						
3/10/2022	M2	3/10/2022						
2/10/2022	M1	2/7/2022						
1/10/2022	M12	1/3/2022						
12/10/2021	M11	12/10/2021						
11/10/2021	M10	11/3/2021						
10/12/2021	M9	10/6/2021						
9/10/2021	M8	9/7/2021						
8/10/2021	M7	8/10/2021						
7/12/2021	M6	7/6/2021						
6/10/2021	M5	6/2/2021						
5/10/2021	M4	5/8/2021						
4/12/2021	M3	4/1/2021						
3/10/2021	M2	3/5/2021						
2/10/2021	M1	2/7/2021						
1/11/2021	M12	1/7/2021						
12/10/2020	M11	12/10/2020						
11/10/2020	M10	11/10/2020						
10/30/2020	G6	10/30/2020						
10/29/2020	D6	10/29/2020						
10/28/2020	D5	10/28/2020						
10/27/2020	D4	10/27/2020						
10/26/2020	D3	10/26/2020						
10/25/2020	D2	10/25/2020						
10/24/2020	D1	10/24/2020						
10/23/2020	G5	10/19/2020						
10/16/2020	G4A	10/16/2020						
10/9/2020	G4	10/9/2020						
10/2/2020	G3A	10/1/2020						
9/25/2020	G3	9/24/2020						
9/18/2020	G2A	9/17/2020						
9/11/2020	G2	9/10/2020						
9/4/2020	G1A	9/4/2020						
8/28/2020	G1	8/26/2020						
8/21/2020	P7A	8/19/2020						
8/14/2020	P7	8/14/2020						
8/7/2020	P6	8/7/2020						
7/31/2020	P5	7/29/2020						
7/24/2020	P4	7/22/2020						
7/17/2020	P3	7/17/2020						
7/10/2020	P2A	7/6/2020						
7/3/2020	P2	6/30/2020						
6/26/2020	P1A	6/23/2020						
6/19/2020	P1	6/15/2020						
6/10/2020	M5	6/6/2020						
5/11/2020	M4	5/6/2020						
4/10/2020	M3	4/5/2020						
3/10/2020	M2	3/7/2020						
2/10/2020	M1	2/5/2020						
1/10/2020	M12	1/8/2020						
12/10/2019	M11	12/3/2019						
11/12/2019	M10	11/4/2019						
10/10/2019	M9	10/3/2019						
9/10/2019	M8	9/6/2019						
8/12/2019	M7	8/12/2019						
7/10/2019	M6	7/4/2019						
6/10/2019	M5	6/7/2019						
5/10/2019	M4	5/9/2019						
4/10/2019	M3	4/6/2019						
3/11/2019	M2	3/8/2019						
2/11/2019	M1	2/6/2019						
1/10/2019	M12	1/10/2019						
12/10/2018	M11	12/10/2018						
11/2/2018	G7	11/2/2018						



# FLORIDA ELECTIONS COMMISSION

## Report of Investigation for Failure to Timely Amend

**Case Number: FEC 21-236**

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

**Respondent:** Daniela Fernandez

**Respondent's Atty:** N/A

**Division of Elections (Division)**

**Referral Filed:** March 10, 2021

**Respondent Type:** Treasurer for Political Committee

### I. Preliminary Information:

1. I investigated whether Respondent violated this section of the election laws by failing to file amended report(s) for the following campaign treasurer report(s) after receiving notice from the filing officer: 2020 G3A.

2. An Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 6) was filed on October 8, 2020. Respondent was appointed as campaign treasurer for Latino Victory Fund, a political committee registered with the Division. To review the DS-DE 6, refer to Exhibit 1.

3. On October 12, 2020, the Division sent Respondent a letter acknowledging Respondent's appointment as the campaign treasurer for Latino Victory Fund. The letter advised Respondent that all of the Division's publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *Political Committee Handbook*, and the *Calendar of Reporting Dates*. The letter further advised that it was Respondent's responsibility to read, understand, and follow the requirements of Florida's election laws. To review the acknowledgement letter, refer to Exhibit 2.

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

4. The Division sent correspondence to the address provided on the DS-DE 6 notifying Respondent that one or more campaign treasurer report(s) were incomplete.<sup>1</sup> The correspondence included error report(s) referencing the following report(s): 2020 G3A. To review the correspondence and error report(s), refer to Exhibit 3.

5. On December 18, 2020, the Division sent a letter marked "Final Notice" with delivery confirmation to the address provided on the DS-DE 6 notifying Respondent that one or more campaign treasurer report(s) were incomplete. The letter included an error report referencing the following report(s): 2020 G3A. It was confirmed delivered on January 2, 2021. To review the "Final Notice," error report and delivery confirmation, refer to Exhibit 4.

6. In an email dated October 19, 2021, Division staff confirmed that the report at issue had been correctly amended on March 29, 2021. To review the email from Division staff, refer to Exhibit 5.

<sup>1</sup> The first notice was sent to the prior treasurer because Respondent had not yet been appointed, but the second notice was sent to Respondent.

7. Respondent did not respond to the referral. However, the Chairperson responded to the referral. She stated, "The Committee's compliance specialist has reviewed the documents and amended the reports to correct clerical mistakes. The amended reports were filed today, Monday 03/29/21." To review the response, refer to Exhibit 6.

8. Division records reflect that Division staff attempted to contact Respondent by telephone on two occasions regarding the 2020 G3A report and left voice mails for Respondent on both occasions. To review the Division records, refer to Exhibit 7.

9. I attempted to contact Respondent on two occasions for the purpose of providing an opportunity to discuss the allegations made in the referral. As of the date of this report, my telephone calls have not been returned by Respondent. Therefore, I am unable to ascertain whether Respondent has read Chapter 106, Florida Statutes, and/or the *Political Committee Handbook*. To review the phone log, refer to Exhibit 8.

**SIGNATURE OF INVESTIGATOR:**



**Date:** September 7, 2022







## FLORIDA DEPARTMENT OF STATE

**RON DESANTIS**  
Governor

**LAUREL M. LEE**  
Secretary of State

October 12, 2020

Daniela Fernandez, Treasurer  
Latino Victory Fund (73897)  
Post Office Box 34104  
Washington, DC 20005

Dear Ms. Fernandez:

Your appointment as campaign treasurer for **Latino Victory Fund** was filed in this office on October 8, 2020. Enclosed is your confidential PIN number to access the Division's Electronic Filing System (EFS) for submitting campaign treasurer's reports.

**All of the Division's publications and reporting forms are available on the Division of Elections' website at <https://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: Chapter 106, Florida Statutes, *Political Committee Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.**

If you have questions concerning your campaign account or the EFS, you may call the Help Desk at (850) 245-6280.

Sincerely,

A handwritten signature in black ink that reads "Kristi Reid Willis".

KRW  
Kristi Reid Willis, Chief  
Bureau of Election Records

KRW/zjs

Enclosures

pc: Mayra Macias, Chairperson



FLORIDA DEPARTMENT OF STATE

**Laurel M. Lee**  
Secretary of State

DIVISION OF ELECTIONS

October 5, 2020

Adrian Saenz, Treasurer for  
Latino Victory Fund  
700 14th Street Northwest  
2nd Floor  
Washington, DC 20005

Re: PAC 73897

Dear Mr. Saenz:

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 Willis, Chief  
Bureau of Election Records

Attachment

cc: Mayra Macias, Chairperson

Error Report

Committee: Latino Victory Fund

Type: PAC - CAN

Report: 2020 G3A (36) Covering Period: 9/19/20 - 9/25/20

Account: 73897

Contributions

Expenditures

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
1	09/28/20	AMALGAMATED BANK	1850 K STREET NW	WASHINGTON DC 2-0006	MON	BANK FEE	\$55.00	

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

Fund Transfers

Other Distributions



FLORIDA DEPARTMENT OF STATE  
**Laurel M. Lee**  
Secretary of State  
DIVISION OF ELECTIONS

**Second Notice**

November 4, 2020

Daniela Fernandez, Treasurer for  
Latino Victory Fund  
Post Office Box 34104  
Washington, DC 20005

Re: PAC 73897

Dear Ms. Fernandez:

On October 5, 2020, 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 Willis, Chief  
Bureau of Election Records

Attachment

cc: Mayra Macias, Chairperson



Error Report

Committee: Latino Victory Fund

Type: PAC - CAN

Report: 2020 G3A (36) Covering Period: 9/19/20 - 9/25/20

Account: 73897

**Contributions**

**Expenditures**

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
1	09/28/20	AMALGAMATED BANK	1850 K STREET NW	WASHINGTON, DC 2-0006	MON	BANK FEE	\$55.00	

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

**Fund Transfers**

**Other Distributions**



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee  
Secretary of State

DIVISION OF ELECTIONS

**FINAL NOTICE**

**Delivery Confirmation:**

USPS TRACKING # 9114 9023 0722 4981 4772 13  
& CUSTOMER RECEIPT For Tracking or Inquiries go to USPS.com  
or call 1-800-222-1811

December 18, 2020

Daniela Fernandez, Treasurer for  
Latino Victory Fund  
Post Office Box 34104  
Washington, DC 20005

Re: PAC 73897

Dear Ms. Fernandez:

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 that reads "Kristi Reid Willis".

Kristi Reid Willis, Chief  
Bureau of Election Records

Attachment

cc: Mayra Macias, Chairperson

Error Report

Committee: Latino Victory Fund

Type: PAC - CAN

Report: 2020 G3A (36) Covering Period: 9/19/20 - 9/25/20

Account: 73897

**Contributions**

**Expenditures**

<u>1</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
	09/28/20	AMALGAMATED BANK	1850 K STREET NW	WASHINGTON, DC 2-0006	MON	BANK FEE	\$55.00	

\*The Transaction Date is Either Before Or After The Report Coverage Period

**Direct Transfers**

**Other Distributions**

# USPS Tracking®

[FAQs >](#)

[Track Another Package +](#)

**Tracking Number:** 9114902307224981477213

[Remove X](#)

Your item has been delivered and is available at a PO Box at 10:27 am on January 2, 2021 in WASHINGTON, DC 20043.

 **Delivered**

January 2, 2021 at 10:27 am  
Delivered, PO Box  
WASHINGTON, DC 20043

[Feedback](#)

**Get Updates** 

---

**Text & Email Updates**



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**Tracking History**



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**Product Information**



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**See Less** 

## Cedric Oliver

---

**From:** Brown, Donna S. <Donna.Brown@dos.myflorida.com>  
**Sent:** Tuesday, October 19, 2021 4:48 PM  
**To:** Cedric Oliver  
**Subject:** RE: Request on Failure to Amend Report-Acct #73897-Latino Victory Fund

See below.

---

**From:** Cedric Oliver <Cedric.Oliver@myfloridalegal.com>  
**Sent:** Tuesday, October 19, 2021 3:58 PM  
**To:** Brown, Donna S. <Donna.Brown@dos.myflorida.com>  
**Subject:** Request on Failure to Amend Report-Acct #73897-Latino Victory Fund

EMAIL RECEIVED FROM EXTERNAL SOURCE

The attachments/links in this message have been scanned by Proofpoint.

---

Has the following report been amended to correct all errors identified by the Division in the attached Final Notice letter? If so, on what date was the report amended to correct all errors?

2020 G3A – Yes. 3/29/21



March 29, 2021

Ms. Molly Donovan  
Complaint Coordinator  
Florida Election Commission  
107 West Gaines Street Suite 224  
Tallahassee, FL 32399

RE: [REDACTED] Case No. FEC 21-236

Submitted electronically: [FEC@myfloridalegal.com](mailto:FEC@myfloridalegal.com)

Dear Ms. Donovan:

I am in receipt of correspondence from the Florida Elections Commissions dated [REDACTED] 03/16/21. The U.S. Postal Service did not deliver this mail until 03/18/21.

The Committee's compliance specialist has reviewed the documents and amended the reports to correct clerical mistakes. The amended reports were filed today, Monday 03/29/21. Hopefully the amendments will close the above referenced matters.

Please contact me either by telephone at 773-780-4655 or email at [mayra.macia@latinovictory.us](mailto:mayra.macia@latinovictory.us).

Sincerely,

Mayra Macias  
Chairman  
Latino Victory Fund, ID# 73897

Attachments

[REDACTED]  
--2020 G3A covering period 09/19/20 - 09/25/20 Amendment  
[REDACTED]

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

(1) Latino Victory Fund (2) 73897  
 Candidate, Committee or Party Name I.D. Number

(3) 700 14th Street Northwest Washington DC 20005  
 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 09/19/2020 To 09/25/2020 Report Type: G3A

Original  Amendment  Special Election Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks \$0.00  
 Loans \$0.00  
*Total Monetary* \$0.00  
 In-Kind \$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures \$0.00  
 Transfers to Office Account \$0.00  
*Total Monetary* \$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: Latino Victory Fund

Report: 2020 G3A

Period: 09/19/2020

to 09/25/2020

**\*\* 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



Name: Latino Victory Fund

Report: 2020 G3A

Period: 09/19/2020

to 09/25/2020

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

Seq #	Full Name (Last, Suffix, First, Middle street Address & City, State, Zip	Type	Purpose	Amount
Date				Amend
* 1	AMALGAMATED BANK 1850 K STREET NW WASHINGTON, DC 20006	MON	BANK FEE	\$55.00
09/28/2020				DEL



Signed On As: 73897

Monday, March 29, 2021

Latino Victory Fund(73897-PAC)

Filed Report Receipt

**\*\* Report has been Filed \*\***

ID: **73897** Name: **Latino Victory Fund**

**Report: 2020 - G3A - 36**

Print Date: **3/29/2021 2:14:04 PM**

Election: 2020 General Election

Covers: 9/19/2020-9/25/2020

Due: 10/2/2020

**Amended**  **Waiver**

Filed: **3/29/2021 2:14:04 PM**

File Status: **Submitted Report for Filing**

Reviewed: **3/29/2021**

Review Status: **Reviewed**

Detail Complete: **Complete Detail Records**

File Method: Web Filed

Entry Method: Web Data Entry

Pending Queued Items: **0**

**Number of Detail Records**

Contributions: 0

Expenditures: 1

Fund Transfers: 0

Distributions: 0

**To Print: Right Click Mouse and Select 'Print'**

[Go to Filed Report List](#)

Account/Seq      73897      2

Election/Type

20201103-GEN

Latino Victory Fund

PAC

Status/Reviewer	Mailed	Type/Recd	R E S P O N S E
SN stbaker	1st: 10/5/2020	AUT	
3/4/21 4:28 pm	2nd: 11/4/2020	1/2/2021	
	3rd: 12/18/2020		

NOTES: 3/4/21 - No changes have been made, sending FEC Ref. -stb  
 2/24/21 - Called and left another voicemail message for Ms. Fernandez at both numbers listed in the system for her (202-594-9728 and 786-431-7267). I explained that the error is due to the transaction not falling within the coverage period for this report and would need to be corrected immediately. Will hold on sending to FEC until after verifying if correction was made on 2/26/21. -stb  
 1/27/21 - Called and left a voicemail message for Ms. Fernandez. I explained that there is an issue with the transaction date on the 2020 G3A report that would need to be corrected to complete this report. I advised her that the date entered for the transaction is not within the coverage period for that report. I left my contact number if she had any questions. -stb  
 1/26/21 - Per Management, holding on sending FEC Ref. -stb  
 1/25/21 - No changes made, requesting FEC Ref. -stb  
 11/3/20 - no changes. 2nd notice being sent. Dsb

**HISTORY NOTES**  
**Latino Victory Fund - 73897**

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
73549	2/24/2021 9:56:00 AM		stbaker
<p>RE: 2020 G3A Report Error</p> <p>Called and left another voicemail message for Ms. Fernandez at both numbers listed in the system for her (202-594-9728 and 786-431-7267). I explained that the error is due to the transaction not falling within the coverage period for this report and would need to be corrected immediately. Will hold on sending to FEC until after verifying if correction was made on 2/26/21.</p>			
73005	1/27/2021 11:20:00 AM		stbaker
<p>RE: 2020 G3A Audit</p> <p>Called and left a voicemail message for Ms. Fernandez. I explained that there is an issue with the transaction date on the 2020 G3A report that would need to be corrected to complete this report. I advised her that the date entered for the transaction is not within the coverage period for that report. I left my contact number if she had any questions.</p>			
71884	10/12/2020 11:06:00 AM		zjsantos
<p>RE: Incomplete DS-DE 5</p> <p>I left a voicemail informing the PAC that it is incomplete, the state &amp; county section where the chairperson signs is incomplete therefore they must resubmit.</p>			
71876	10/9/2020 3:56:00 PM		zjsantos
<p>RE: Credential Request Form</p> <p>I spoke with Ms. Burns and released the treasurer PIN to her over the phone.</p>			
71780	10/6/2020 1:29:00 PM		zjsantos
<p>RE: Incomplete DS-DE 5 &amp; 6</p> <p>I spoke with the PAC and instructed them to resubmit with original signatures, and informed them that they cannot file reports and will be subject to cancellation if a new one is not appointed within 10 days.</p>			
65074	5/9/2019 10:45:00 AM		jcsoria
<p>Re: Credentials</p> <p>I released credentials to the person designated on the credential request form.</p>			
64982	5/6/2019 4:16:00 PM		dlhoward
<p>5/06/2019 - I attempted to make contact with Mayra Macias to give to her the confidential Pin and password for this account since being appointed chairperson. I spoke to a representative in her office who indicated he would have her to make contact with me. DLH</p>			
61736	11/1/2018 4:10:00 PM		jcsoria
<p>Re: Credentials</p> <p>I called Ms. Burns and released the credentials to her per the credential request form.</p>			

**FLORIDA ELECTIONS COMMISSION  
PHONE LOG  
Case No.: FEC 21-236**

**Respondent:** Daniela Fernandez

**Complainant:** Division of Elections

1. **Date and time:** April 27, 2021 @ 2:45 pm  
**Name:** Whitney Burns  
**Phone #:** (703) 658-4356  
**Summary:** I attempted telephone contact to return her call. The phone number wouldn't accept blocked calls.  
**Memo to File?** No  
**Entered by:** CKO
  
2. **Date and time:** May 28, 2021 @ 4:35 pm  
**Name:** Whitney Burns  
**Phone #:** (703) 658-4356  
**Summary:** I had telephone contact to return several calls from Ms. Burns. She states that she made some clerical mistakes on some campaign reports, but she wasn't made aware of the mistakes due to the committee closing and not having a forwarding address for the committee. She states that once she received the mailing, she corrected the mistake. The treasurer sent in a letter to the Florida Elections Commission on March 29, 2021 explaining what happened and why the mistake took so long to correct. I reiterated that I could not confirm or deny that a report exists to anyone and recommended that she have whoever the letter was addressed to would need to contact the FEC. I stressed this to her several times. She stated that she was the one actually filing the reports but she would have Daniella contact me Tuesday morning.  
**Memo to File?** No  
**Entered by:** CKO
  
3. **Date and time:** August 29, 2022 @ 8:45 am  
**Name:** Respondent  
**Phone #:** (786) 431-7267  
**Summary:** I attempted telephone contact to discuss complaint allegations. I left a message to return my call.  
**Entered by:** CKO
  
4. **Date and time:** August 30, 2022 @ 11:32 am  
**Name:** Respondent  
**Phone #:** (786) 431-7267  
**Summary:** I attempted telephone contact to complete final interview. I left a message to return my call.  
**Entered by:** CKO
  
5. **Date and time:**  
**Name:**

**Phone #:**  
**Summary:**  
**Entered by:**

6. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**

7. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**

8. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**

9. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**

**RESPONDENT INTERVIEW MEMO – Call details at #[LOG NUMBER]**

*Type and ask your case specific question(s) first, then ask the remaining questions.*

- Has the 2020 G3A been properly amended at this time? If so, when? If not, why?
- Have you ever run for public office? If so, please name each office you ran for and state what year each election occurred.
- Have you ever been appointed to act as a campaign treasurer for a candidate? If so, please name each such candidate, the office each ran for, and state what year each election occurred.
- Have you ever held the office of chairperson, treasurer, or other similar position for a political committee or electioneering communications organization? If so, please name each committee, state the office you held for each, and state when you held each office.
- Have you ever prepared or signed a campaign treasurer's report? If so, please state the name of the candidate or committee whose report you prepared or signed.
- What action have you taken to determine your responsibilities under Florida's election laws?
- Do you possess a copy of Chapter 106, Florida Statutes? If so, when did you first obtain it? Have you read it?

- Do you possess a copy of the *Political Committee Handbook*? If so, when did you first obtain it? Have you read it?
- *If a section of Chapter 104 is listed in the LS letter, ask:* Do you possess a copy of Chapter 104, Florida Statutes? If so, when did you first obtain it? Have you read it?
- Did you receive any other materials from your filing officer? If so, please describe them.
- Do you have anything else to add for the Commission's consideration regarding the charges specified in the letter of legal sufficiency in this case?



# Florida Elections Commission

107 West Gaines Street, Suite 224 Tallahassee, Florida 32399-6596  
Telephone: (850) 922-4539 · Facsimile: (850) 921-0783  
[FEC@myfloridalegal.com](mailto:FEC@myfloridalegal.com) · [www.fec.state.fl.us](http://www.fec.state.fl.us)



April 21, 2021

Daniela Fernandez, in her capacity as treasurer for  
Latino Victory Fund  
PO Box 34104  
Washington, DC 20005-4104

**RE: Case No.: FEC 21-236; Respondent: Daniela Fernandez**

Dear Ms. Fernandez:

On March 10, 2021, 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 106.07(2)(b)1., Florida Statutes:** Respondent, treasurer for Latino Victory Fund, a political committee registered with the Division of Elections, failed to timely make necessary amendments to the committee's 2020 G3A campaign treasurer's report, as alleged in the complaint.

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

Pursuant to Section 106.25(4)(i)3., Florida Statutes, the Commission may enter into a consent agreement with a Respondent to settle a complaint prior to a finding of probable cause. If you are interested in entering negotiations directed towards reaching a consent agreement to resolve this matter, please contact the Commission and request to speak with the attorney assigned to this case.

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



Daniela Fernandez  
April 21, 2021  
Page 2  
FEC 21-236

Pursuant to Section 106.25, Florida Statutes, complaints, 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, unless the Respondent files a written waiver of confidentiality with the Commission. The confidentiality provision does not apply to the Complainant or the Respondent.

Should 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.

For additional information, please refer to the "Frequently Asked Questions" section of the Commission's website.

If you have additional questions, please contact **Cedric Oliver**, the investigator assigned to this case, by phone at (850) 922-4539 or by email at [Cedric.Oliver@myfloridalegal.com](mailto:Cedric.Oliver@myfloridalegal.com).

Sincerely,

A handwritten signature in blue ink that reads "Tim Vaccaro". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Tim Vaccaro  
Executive Director

TV/med

## DIVISION OF ELECTIONS FEC NOTICE FORM

To FEC from Division of Elections

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**Name:** Latino Victory Fund  
**Account Number:** 73897  
**Chairperson:** Mayra Macias  
**Treasurer:** Daniela Fernandez  
**Registered Agent:** Tomas Kloosterman

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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, Florida Statutes, has occurred based upon a failure to file addendums after notice as required by section 106.07(2), Florida Statutes, for the following report:

2020 G3A

- On November 1, 2018, Latino Victory Fund (73897) registered as a political committee with the Division and has remained in an active status since that date. Mayra Macias is the chairperson. Daniela Fernandez is the treasurer. Tomas Kloosterman is the registered agent.
- On October 5, 2020, the Division mailed Latino Victory Fund notification that one or more campaign treasurer's reports were incomplete.
- On November 4, 2020, the Division mailed Latino Victory Fund notification that one or more campaign treasurer's reports were incomplete.
- On December 18, 2020, the Division mailed Latino Victory Fund final notification with delivery confirmation that one or more campaign treasurer's reports were incomplete. (See attached letter and delivery confirmation.)
- As of March 5, 2021, one or more campaign treasurer's reports remain incomplete.

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**Sent By:** Kristi Reid Willis  
**Date:** March 5, 2021 *KRW*  
stb



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee  
Secretary of State

DIVISION OF ELECTIONS

**FINAL NOTICE**

**Delivery Confirmation:**

USPS TRACKING # & CUSTOMER RECEIPT **9114 9023 0722 4981 4772 13**  
For Tracking or Inquiries go to USPS.com  
or call 1-800-222-1811

December 18, 2020

Daniela Fernandez, Treasurer for  
Latino Victory Fund  
Post Office Box 34104  
Washington, DC 20005

Re: PAC 73897

Dear Ms. Fernandez:

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 that reads "Kristi Reid Willis".

Kristi Reid Willis, Chief  
Bureau of Election Records

Attachment

cc: Mayra Macias, Chairperson

Error Report

Committee: Latino Victory Fund

Type: PAC - CAN

Report: 2020 G3A (36) Covering Period: 9/19/20 - 9/25/20

Account: 73897

**Contributions**

**Expenditures**

<u>1</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
	09/28/20	AMALGAMATED BANK	1850 K STREET NW	WASHINGTON, DC 2-0006	MON	BANK FEE	\$55.00	

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

**Internal Transfers**

**Other Distributions**

# USPS Tracking®

[FAQs >](#)

[Track Another Package +](#)

**Tracking Number:** 9114902307224981477213

[Remove X](#)

Your item has been delivered and is available at a PO Box at 10:27 am on January 2, 2021 in WASHINGTON, DC 20043.

 **Delivered**

January 2, 2021 at 10:27 am  
Delivered, PO Box  
WASHINGTON, DC 20043

Feedback

**Get Updates** 

---

**Text & Email Updates**



---

**Tracking History**



---

**Product Information**



---

**See Less** 

**Queued Items for 2020-G3A**

Account: 73897

**Latino Victory Fund**

Rpt Seq: 36

<b><i>ProcessDescription</i></b>	<b><i>Status</i></b>	<b><i>Submitter</i></b>	<b><i>Created</i></b>	<b><i>LastUpdate</i></b>
Create Pending Report	Processing Complete	73897	10/1/2020 7:49:03 PM	10/1/2020 7:49:03 PM
Review Pending Report	Processing Complete	73897	10/1/2020 7:49:06 PM	10/1/2020 7:49:06 PM
Review Pending Report	Processing Complete	73897	10/1/2020 7:50:15 PM	10/1/2020 7:50:15 PM
File Pending Report	Processing Complete	73897	10/1/2020 7:52:06 PM	10/1/2020 7:52:06 PM
Review Filed Report	Processing Complete	ejrowlette	10/5/2020 10:19:16 AM	10/5/2020 10:19:16 AM
Review Filed Report	Processing Complete	stbaker	3/4/2021 4:38:52 PM	3/4/2021 4:38:52 PM

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

(1) Latino Victory Fund (2) 73897  
Candidate, Committee or Party Name I.D. Number

(3) 700 14th Street Northwest Washington DC 20005  
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 09/19/2020 To 09/25/2020 Report Type: G3A

Original  Amendment  Special Election Report

(6) CONTRIBUTIONS THIS REPORT

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

(7) EXPENDITURES THIS REPORT

Monetary Expenditures	\$55.00
Transfers to Office Account	\$0.00
<i>Total Monetary</i>	\$55.00

(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

ID:

**CAMPAIGN TREASURER'S REPORT – ITEMIZED CONTRIBUTIONS**

Name: Latino Victory Fund

Report: 2020 G3A

Period: 09/19/2020 to 09/25/2020

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

Seq #	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Contributor	Occupation	Amount
		Type	In-Kind Description	



Name: Latino Victory Fund

Report: 2020 G3A

Period: 09/19/2020 to 09/25/2020

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

Seq #	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Type	Purpose	Amount
Date				Amend
* 1	AMALGAMATED BANK 1850 K STREET NW WASHINGTON, DC 20006	MON	BANK FEE	\$55.00
09/28/2020				

ID:

**CAMPAIGN TREASURER'S REPORT – ITEMIZED FUND TRANSFERS**

Name: Latino Victory Fund

Report: 2020 G3A

Period: 09/19/2020

to 09/25/2020

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

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

ID:

**CAMPAIGN TREASURER'S REPORT – ITEMIZED DISTRIBUTIONS**

Name: Latino Victory Fund

Report: 2020 G3A

Period: 09/19/2020 to 09/25/2020

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

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

Account/Seq 73897 2

Election/Type

20201103-GEN

Latino Victory Fund

PAC

Status/Reviewer	Mailed	Type/Recd	R E S P O N S E
SN stbaker	1st: 10/5/2020	AUT	
3/4/21 4:28 pm	2nd: 11/4/2020	1/2/2021	
	3rd: 12/18/2020		

**NOTES:** 3/4/21 - No changes have been made, sending FEC Ref. -stb  
 2/24/21 - Called and left another voicemail message for Ms. Fernandez at both numbers listed in the system for her (202-594-9728 and 786-431-7267). I explained that the error is due to the transaction not falling within the coverage period for this report and would need to be corrected immediately. Will hold on sending to FEC until after verifying if correction was made on 2/26/21. -stb  
 1/27/21 - Called and left a voicemail message for Ms. Fernandez. I explained that there is an issue with the transaction date on the 2020 G3A report that would need to be corrected to complete this report. I advised her that the date entered for the transaction is not within the coverage period for that report. I left my contact number if she had any questions. -stb  
 1/26/21 - Per Management, holding on sending FEC Ref. -stb  
 1/25/21 - No changes made, requesting FEC Ref. -stb  
 11/3/20 - no changes. 2nd notice being sent. Dsb

## HISTORY NOTES

### Latino Victory Fund - 73897

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
73549	2/24/2021 9:56:00 AM		stbaker
<p>RE: 2020 G3A Report Error</p> <p>Called and left another voicemail message for Ms. Fernandez at both numbers listed in the system for her (202-594-9728 and 786-431-7267). I explained that the error is due to the transaction not falling within the coverage period for this report and would need to be corrected immediately. Will hold on sending to FEC until after verifying if correction was made on 2/26/21.</p>			
73005	1/27/2021 11:20:00 AM		stbaker
<p>RE: 2020 G3A Audit</p> <p>Called and left a voicemail message for Ms. Fernandez. I explained that there is an issue with the transaction date on the 2020 G3A report that would need to be corrected to complete this report. I advised her that the date entered for the transaction is not within the coverage period for that report. I left my contact number if she had any questions.</p>			
71884	10/12/2020 11:06:00 AM		zjsantos
<p>RE: Incomplete DS-DE 5</p> <p>I left a voicemail informing the PAC that it is incomplete, the state &amp; county section where the chairperson signs is incomplete therefore they must resubmit.</p>			
71876	10/9/2020 3:56:00 PM		zjsantos
<p>RE: Credential Request Form</p> <p>I spoke with Ms. Burns and released the treasurer PIN to her over the phone.</p>			
71780	10/6/2020 1:29:00 PM		zjsantos
<p>RE: Incomplete DS-DE 5 &amp; 6</p> <p>I spoke with the PAC and instructed them to resubmit with original signatures, and informed them that they cannot file reports and will be subject to cancellation if a new one is not appointed within 10 days.</p>			
65074	5/9/2019 10:45:00 AM		jcsoria
<p>Re: Credentials</p> <p>I released credentials to the person designated on the credential request form.</p>			
64982	5/6/2019 4:16:00 PM		dlhoward
<p>5/06/2019 - I attempted to make contact with Mayra Macias to give to her the confidential Pin and password for this account since being appointed chairperson. I spoke to a representative in her office who indicated he would have her to make contact with me. DLH</p>			
61736	11/1/2018 4:10:00 PM		jcsoria
<p>Re: Credentials</p> <p>I called Ms. Burns and released the credentials to her per the credential request form.</p>			