

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Anika Tene Omphroy**

**Case No.: FEC 19-192**

**TO:** Anika Tene Omphroy  
2901 North 46th Avenue, Apt. 202  
Lauderdale Lakes, FL 33313-3313

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

**NOTICE OF VIRTUAL HEARING (INFORMAL HEARING)**

A hearing will be held in this case before the Florida Elections Commission on, **May 25, 2021, at 8:30 am EST**, or as soon thereafter as the parties can be heard.

Please note that because of COVID-19, this will be a virtual meeting conducted by remote video or teleconference. Enclosed you will find additional details on joining the video conference via GoToWebinar, **9-Digit Webinar ID 640938187** or via **teleconference by dialing (866) 901-6455** and entering the **meeting access code 278040912**, when prompted. **If you wish to speak before the Commission, you will need to appear by webcam and will be sworn in remotely.** Please be advised that the Commission will consider multiple cases, so you will need to wait until your case is considered. If you have any questions, please contact Commission staff at (850) 922-4539.

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 10, 2021

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.



# 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)



## Commission Meeting May 25, 2021 at 8:30AM via GoToWebinar and OpenVoice

In order to participate in the public portion of the May 25, 2021, Florida Elections Commission meeting, please follow the instructions below:

- A. GoToWebinar – Remote Video Conferencing
  1. Open your web browser and search GoToWebinar or enter [www.gotowebinar.com](http://www.gotowebinar.com).
  2. Select "Join" in the upper right corner of the website.
  3. Enter the 9-digit Webinar ID: 640938187 and your email address.
  4. Register your name and email address.
  5. You will automatically join the meeting as an attendee. Attendees are muted and can choose to utilize their webcam.
  
- B. OpenVoice - Teleconference
  1. Call 1-866-901-6455
  2. Enter Access Code 278-040-912
  3. You will automatically join the meeting as an **Attendee**. Attendees are muted.

While this is a public meeting and advanced registration is not mandatory, we ask that if you plan to attend via Video Conference or Teleconference, that you notify our office in advance. This will give the Commission the opportunity to organize the agenda as efficiently as possible. It will be the goal of the Commission to hear cases in which parties are present, first, in order to reduce the standby time of the parties in attendance.

You can call or email our office of your intent to participate or of any questions you may have regarding this meeting. Please provide the case number(s) of interest, when contacting our office.

Thank you,

Commission Staff

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**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,  
Petitioner,**

**Case No.: FEC 19-192**

**v.**

**Anika Tene Omphroy,  
Respondent.**

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**ORDER OF PROBABLE CAUSE**

**THIS MATTER** was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on February 23, 2021, in Tallahassee, Florida.

On January 4, 2021, 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):

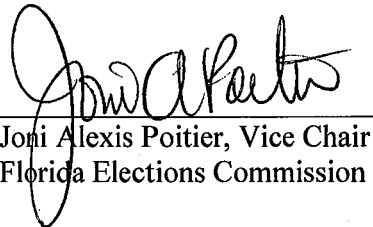
**Count 1:**

On or about January 10, 2019, Anika Tene Omphroy violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2018 M12 Report.

**THIS SPACE INTENTIONALLY LEFT BLANK**

The Commission finds that there is **no probable cause** to charge Respondent with violating Section 106.19(1)(c), Florida Statutes.

**DONE AND ORDERED** by the Florida Elections Commission on February 23, 2021.



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Joni Alexis Poitier, Vice Chair  
Florida Elections Commission

Copies furnished to:  
Stephanie J. Cunningham, Assistant General Counsel  
Anika Tene Omphroy, 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: Anika Omphroy**

**Case No.: FEC 19-192**

**TO:** Anika Omphroy  
2901 NW 46th Avenue, # 202  
Lauderdale Lakes, FL 33313

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

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

A hearing will be held in this case before the Florida Elections Commission on **February 23, 2021**. The Commission's Confidential Session will begin at **1:00 p.m., EST**, and will consider multiple cases that day.

Please note that because of COVID-19, this will be a virtual meeting conducted by remote video or teleconference. Enclosed you will find additional details on joining the video conference via ZOOM, Meeting ID 987 1847 0760, or via teleconference by dialing (929) 205-6099 and entering the meeting access code 370906, when prompted. If you wish to speak before the Commission, you will need to appear by webcam and will be sworn in remotely. Please be advised that the Commission will consider multiple cases, so you will need to wait until your case is considered. If you have any questions, please contact Commission staff at (850) 922-4539.

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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 motions to dismiss 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.

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

**Tim Vaccaro**  
Executive Director  
Florida Elections Commission  
February 2, 2021

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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.

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.

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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.





# 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)



## **Confidential Commission Meeting February 23, 2021 at 1:00 PM via Zoom**

In order to participate in the confidential portion of the February 23, 2021, Florida Elections Commission meeting, please follow the instructions below:

### **Join Zoom Meeting**

Click on the meeting link sent to your attention via email:

<https://zoom.us/j/98718470706?pwd=TXdsdGwrZVVScjNmVGFDbXRRdzlJZz09>

If you have difficulty launching the hyperlink, follow these steps.

1. Open your web browser and search ZOOM or enter [www.zoom.us](http://www.zoom.us)
2. Select "Join A Meeting" in the upper right corner of the website.
3. Enter the Meeting ID: 987 1847 0760 and click "Join".
4. Enter the Meeting Passcode: 370906 and click "Join".

### **For alternative audio participation:**

1. Dial: 1 (929) 205-6099
2. Meeting ID: 987 1847 0760
3. Passcode: 370906

While this is a confidential meeting and advanced registration is not mandatory, we ask that if you plan to attend via Video Conference or Teleconference, that you notify our office in advance. This will give the Commission the opportunity to organize the agenda as efficiently as possible. It will be the goal of the Commission to hear cases in which parties are present, first, in order to reduce the standby time of the parties in attendance.

Please test your audio; microphone, speakers and webcam, in advance.

**Those attendees who wish to speak before the Commission will need to appear by webcam and will be sworn in remotely.**

Please be advised that the Commission will consider multiple cases, so you will be placed in a ZOOM Breakout Room until your case is considered.

If you have any questions, contact Commission staff at (850) 922-4539. Please provide the case number(s) of interest, when contacting our office.

Thank you,

Commission Staff

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Anika Tene Omphroy**

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**Case No.: FEC 19-192**

**STAFF RECOMMENDATION FOLLOWING INVESTIGATION**

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.07(7), Florida Statutes**, and that there is **no probable cause** to charge Respondent with violating **Section 106.19(1)(c), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on December 2, 2020, the following facts and law support this staff recommendation:

1. On March 26, 2019, the Florida Elections Commission (“Commission”) received a referral from the Department of State, Division of Elections (“Division”), alleging that Anika Tene Omphroy (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a 2020 candidate for State Representative, District 95. Respondent’s Statement of Candidate form (“DS-DE 84”) was filed on December 13, 2018. (ROI Exhibit 2)<sup>1</sup>

3. By letter dated June 5, 2019, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:

**Section 106.07(7), Florida Statutes:** As alleged in the complaint, Respondent, a 2020 candidate for State Representative, District 95, may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because she had not received funds, made contributions, or expended reportable funds during the following reporting period.

- 2018 M12

**Section 106.19(1)(c), Florida Statutes:** As alleged in the complaint, Respondent, a 2020 candidate for State Representative, District 95, may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, when she failed to file a report on the prescribed reporting date for the following reporting period:

- 2018 M12

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

4. By letter dated December 17, 2018, Kristi Reid Willis, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received her Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form and that her name was placed on the 2020 active candidate list. (ROI Exhibit 3, page 1)

5. 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 2)

6. Respondent’s 2018 M12 Report was due to be filed by January 10, 2019; however, Respondent failed to timely file the report or notify the filing officer that no report would be filed. *See Compl.* By letters dated January 11, 2019, January 23, 2019, and February 21, 2019, the Division notified Respondent that her 2018 M12 Report had not been received. The letters also notified Respondent that she was still required to notify the Division if she had no reportable financial activity. (ROI Exhibits 4 & 5) The February 21, 2019 letter was confirmed delivered. (ROI Exhibit 5, page 2)

7. A subpoena was issued to Respondent’s designated campaign depository to ascertain whether any financial activity occurred during the relevant reporting period, i.e., December 1, 2018 – December 31, 2018. (ROI Exhibit 5, page 1) Respondent did not open her campaign account until January 28, 2019, after the relevant reporting period had ended. (ROI Exhibit 7; ROI, p. 2, n. 1)

8. Respondent stated that she was the primary care giver for her grandmother who was in the ICU from November 2019 to February 2020. Respondent stated that she has since filed all outstanding reports and notices of no activity. (ROI Exhibit 8) Respondent did not provide any specific reason as to why she failed to timely submit the notice that was due in January of 2019. On May 10, 2020, Respondent ultimately submitted a notice of no activity. The notice was 486 days late. (ROI Exhibit 6, page 1) Respondent was not a first-time candidate. (ROI, p. 1, ¶1)

9. As it appears that Respondent had no financial activity, Respondent was required to notify the filing officer in writing that she would not be filing her 2018 M12 Report on the prescribed reporting date, but failed to do so. Thus, it does not appear that Respondent falsely reported or deliberately failed to include information in her 2018 M12 Report as the report was waived due to a lack of reportable financial activity.

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

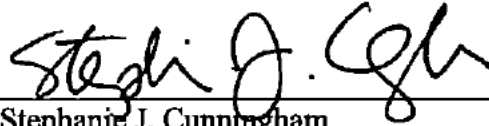
11. The facts set forth above show that Respondent was a 2020 candidate for State Representative, District 95. Respondent failed to timely file her 2018 M12 Report or notify the filing officer that no report would be filed. It appears that Respondent had no financial activity during the relevant reporting period, and therefore, was required to notify the filing officer in writing that she would not be filing her 2018 M12 Report on the prescribed reporting date, but failed to do so. Thus, it does not appear that Respondent falsely reported or deliberately failed to include information in her 2018 M12 Report as the report was waived due to a lack of reportable financial activity.

Based upon these facts and circumstances, I recommend that the Commission find **no probable cause** to charge Respondent with violating **Section 106.19(1)(c), Florida Statutes**, and find **probable cause** to charge Respondent with violating the following:

**Count 1:**

- On or about January 10, 2019, Anika Tene Omphroy violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2018 M12 Report.

Respectfully submitted on January 4, 2021.



Stephanie J. Cunningham  
Assistant General Counsel

I reviewed this Staff Recommendation this 4<sup>th</sup> day of January 2021.



Tim Vaccaro  
Executive Director

**FLORIDA ELECTIONS COMMISSION**

**Report of Investigation for Sections 106.07(7) and 106.19(1)(c), F.S.**

**Case Number: FEC 19-192**

Sections 106.07(7) and 106.19(1)(c), Florida Statutes, failure of a candidate or political committee that did not receive any contributions or make any expenditures during a reporting period to notify timely the filing officer, in writing, that no report is being filed or failure to file a campaign report to reflect financial activity.

**Respondent:** Anika Tene Omphroy  
**Respondent's Atty:** N/A

**Division of Elections (Division)**  
**Referral Filed:** March 26, 2019

**Respondent Type:**

- Candidate/Candidate's Treasurer
- PC/PC's Chairperson/PC's Treasurer

**I. Preliminary Information:**

1. Respondent was a 2020 candidate for State Representative, District 95. She won the primary election and was unopposed in the general election. Respondent was not a first-time candidate.

2. An Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) was filed on December 13, 2018. Respondent appointed herself as campaign treasurer. To review the DS-DE 9, refer to Exhibit 1.

3. Respondent filed a Statement of Candidate with the Division on December 13, 2018, in which she certified she had been provided access to read and understand Chapter 106, F.S. To review a copy of the Statement of Candidate, refer to Exhibit 2.

4. An acknowledgement letter was mailed to the address provided on the DS-DE 9 on December 17, 2018, advising Respondent that all candidates filing reports with the Division are required to file by means of the Division's electronic filing system (EFS). Respondent was provided with a user identification number and initial password allowing her access to the EFS.

5. The acknowledgement letter also advised Respondent that all of the Division's publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *Candidate and Campaign Treasurer Handbook* and the *Calendar of Reporting Dates*. The letter further advised Respondent that it was her responsibility to read, understand, and follow the requirements of Florida's election laws. To review the acknowledgement letter, refer to Exhibit 3.

6. The Division sent correspondence to Respondent notifying Respondent that she had not filed either a campaign report or notification that no reportable activity occurred for the following reporting period: 2018 M12. The letters included reference to the filing date for the report. The correspondence was mailed to Respondent at the address provided on the DS-DE 9. To review the failure to file correspondence, refer to Exhibit 4.

7. On February 21, 2019, the Division sent Respondent a letter marked "Final Notice" with delivery confirmation stating that the following campaign report, or the required notification that no reportable activity occurred, had not been filed: 2018 M12. The letter was mailed to Respondent at the address provided on the DS-DE 9, and it was confirmed delivered on February 23, 2019. To review the letter marked "Final Notice" and delivery confirmation, refer to Exhibit 5.

**II. Alleged Violation of Sections 106.07(7), and 106.19(1)(c), Florida Statutes:**

8. I investigated whether Respondent violated these sections of the election laws either by not notifying the filing officer, in writing, that no report would be filed due to not receiving any contributions or making expenditures during the following reporting period or by not filing campaign report to reflect financial activity for the reporting period. To review a copy of Respondent's filing history, refer to Exhibit 6.

Report	Report Cover Period	Due Date	Report or Waiver Required	<sup>1</sup> Exhibit 7
2018 M12	12/1 - 12/31/2018	1/10/2019	Waiver	7

9. Respondent filed a waiver for the 2018 M12 reporting period on May 10, 2020. To review Respondent's filing history and copy of the waiver, refer to Exhibit 6.

10. Respondent did not respond to the referral.

11. Respondent did not respond to a questionnaire-affidavit.

12. On May 27, 2020, and November 9, 2020, I called Respondent for the purpose of reviewing the referral with her. Respondent stated she did not have a physical copy of the *Candidate and Campaign Treasurer Handbook* for 2020, but understood where to find it on the Division website and what my investigation encompassed, and believed she had a copy from her previous campaign in 2018. Respondent stated that she has since filed outstanding CTRs.

Respondent stated she was the primary care giver for her grandmother while her grandmother faced medical issues from November 2019 to February 2020, including being admitted to the ICU. Respondent acknowledged that she was required to report her activity but failed to do so by the prescribed due date. To review a copy of the phone log, refer to Exhibit 8.

SIGNATURE OF INVESTIGATOR:



Date: 12/02/2020

<sup>1</sup> I subpoenaed Respondent's campaign account records from the designated campaign depository at Wells Fargo and found it was not opened until January 28, 2019.

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Anika Omphroy -- FEC 19-192**

<b>LIST OF EXHIBITS</b>	
<b>Exhibits #s</b>	<b>Description of Exhibits</b>
Exhibit 1	Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9)
Exhibit 2	Statement of Candidate (DS-DE 84)
Exhibit 3	Division Acknowledgement Letter
Exhibit 4	First and Second Notice of Failing to File
Exhibit 5	Final Notice of Failing to File and Delivery Confirmation
Exhibit 6	Candidate Filing History
Exhibit 7	Campaign Depository Bank Records
Exhibit 8	Phone Log

RECEIVED

2018 DEC 13 PM 3:22

FLORIDA ELECTIONS  
TALLAHASSEE, FL

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

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

(PLEASE PRINT OR TYPE)

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

**HAND DELIVERED**

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)

Anika Tene Omphroy

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

2901 N 46 Avenue  
Apt 202

4. Telephone

( )

5. E-mail address

anikaomphroy@gmail.com

Lauderdale Lakes, FL 33313

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

State Representative District 95

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     Democratic Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Anika Omphroy

11. Mailing Address

2901 NW 46 Ave, Apt 202

12. Telephone

(954) 300.6784

13. City

Lauderdale Lakes

14. County

Broward

15. State

FL

16. Zip Code

33313

17. E-mail address

anikaomphroy@gmail.com

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

19. Name of Bank

Wells Fargo

20. Address

2300 N University Dr

21. City

SUNRISE

22. County

Broward

23. State

FL

24. Zip Code

33322

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

12/13/18

26. Signature of Candidate

X

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

I, Anika Omphroy, do hereby accept the appointment  
(Please Print or Type Name)

designated above as:  Campaign Treasurer     Deputy Treasurer.

12/13/18  
Date

X   
Signature of Campaign Treasurer or Deputy Treasurer



**STATEMENT OF  
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

**RECEIVED**  
OFFICE USE ONLY

2018 DEC 13 PM 3:22

STATE COMMISSIONS  
TALLahassee, FL

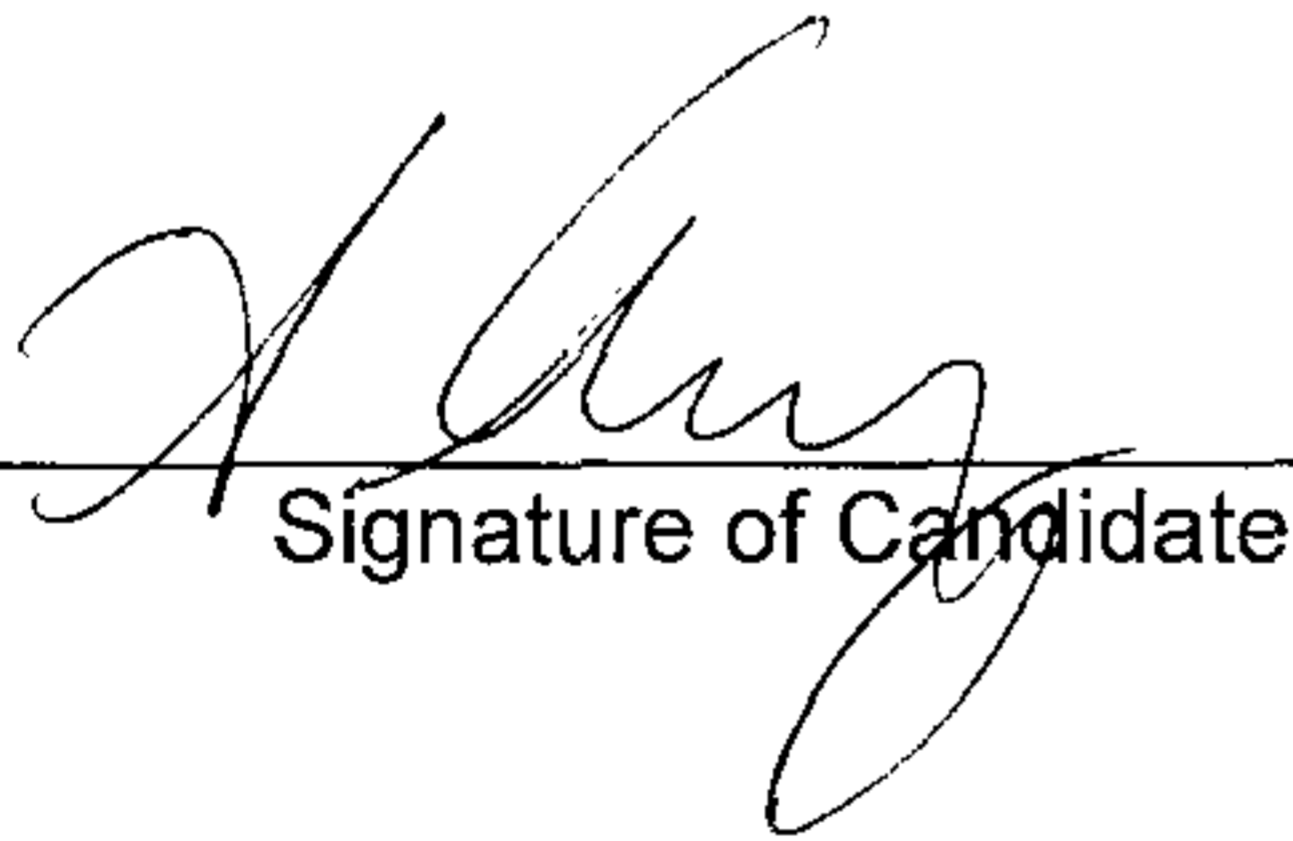
**HAND DELIVERED**

I, Anika Omphroy

candidate for the office of 1st State Representative District 195;

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

X

  
Signature of Candidate

12/13/18  
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

December 17, 2018

The Honorable Anika Tene Omphroy  
2901 North 46 Avenue  
Apartment 202  
Lauderdale Lakes, Florida 33313

Dear Representative Omphroy:

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 December 13, 2018. Your name has been placed on the 2020 active candidate list.

### **Campaign Treasurer's Reports**

Your first campaign treasurer's report will be due on **January 10, 2019**. The report will cover the period of December 1-31, 2018 (2018 M12). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

### **EFS Access**

Below is the web address to access the EFS and your user identification number. The enclosed sealed envelope contains your filing credentials.

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

**Identification Number:** 73985

### **Timely Filing**

All reports filed must be completed and filed through the EFS no later than midnight, Eastern Standard Time, of the due date. Reports not filed by midnight of the due date are late filed and subject to the penalties in Section 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the due date, the report will be accepted as timely filed if filed no later than midnight

**Division of Elections**  
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399  
850.245.6240 • 850.245.6260 (Fax) [dos.myflorida.com/elections/](https://dos.myflorida.com/elections/)



Anika Omphroy  
December 17, 2018  
Page Two

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.

### **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 Willis, Chief  
Bureau of Election Records

KRW/jcs

Enclosures



FLORIDA DEPARTMENT OF STATE

**Michael Ertel**  
Secretary of State

DIVISION OF ELECTIONS

January 11, 2019

Anika Tene Omphroy  
Candidate for State Representative, District 95  
2901 North 46 Avenue  
Apartment 202  
Lauderdale Lakes, FL 33313-3313

CAN 73985

Dear Representative Omphroy:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was January 10, 2019.

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

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

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

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

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

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

Sincerely,

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

Kristi Reid Willis, Chief  
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

**Second Notice**

January 23, 2019

Anika Tene Omphroy  
Candidate for State Representative, District 95  
2901 North 46 Avenue  
Apartment 202  
Lauderdale Lakes, FL 33313-3313

CAN 73985

Dear Representative Omphroy:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was January 10, 2019.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on January 11, 2019.

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

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

Sincerely,

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

Kristi Reid Willis, Chief  
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee  
Secretary of State

DIVISION OF ELECTIONS

**Final Notice**

**Delivery Confirmation: 9114 9014 9645 1750 4303 53**

February 21, 2019

Anika Tene Omphroy  
Candidate for State Representative, District 95  
2901 North 46 Avenue  
Apartment 202  
Lauderdale Lakes, FL 33313-3313

CAN 73985

Dear Representative Omphroy:

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

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2018	M12	12/1/18 - 12/31/18

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

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

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

Sincerely,

Kristi Reid Willis, Chief  
Bureau of Election Records

# USPS Tracking® FAQs > (<https://www.usps.com/faqs/uspstracking-faqs.htm>)

**Track Another Package +**

**Tracking Number:** 9114901496451750430353

Remove X

**Expected Delivery on**

**SATURDAY**

**23** FEBRUARY  
2019 ⓘ

by  
**8:00pm** ⓘ

Feedback

 **Delivered**

February 23, 2019 at 2:49 pm  
Delivered, In/At Mailbox  
FORT LAUDERDALE, FL 33313

**Get Updates** ▾

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**Text & Email Updates** ▾

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**Tracking History** ▾

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**Product Information** ▾

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**See Less** ▲

Candidate Name: Anika Omphroy

Account: [73985](#)

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
8/14/2020	P7	8/14/2020						
8/7/2020	P6	8/8/2020	SNT	1	\$50.00		\$50.00	\$0.00
7/31/2020	P5	8/3/2020	SNT	3	\$150.00		\$150.00	\$0.00
7/24/2020	P4	7/24/2020						
7/17/2020	P3	7/20/2020	SNT	3	\$150.00		\$150.00	\$0.00
7/3/2020	P2	7/5/2020	SNT	2	\$100.00		\$100.00	\$0.00
6/19/2020	P1	6/19/2020						
6/10/2020	M5	6/10/2020						
5/11/2020	M4	5/10/2020						
4/10/2020	M3	5/10/2020	CLO	30	\$0.00		\$0.00	\$0.00
3/10/2020	M2	5/10/2020	CLO	61	\$0.00		\$0.00	\$0.00
2/10/2020	M1	5/10/2020	CLO	80	\$44.75		\$44.75	\$44.75
1/10/2020	M12	5/10/2020	DUE	121	\$750.00		\$750.00	\$0.00
12/10/2019	M11	5/10/2020	CLO	152	\$750.00		\$750.00	\$750.00
11/12/2019	M10	5/10/2020	CLO	180	\$250.00		\$250.00	\$250.00
10/10/2019	M9	10/10/2019						
9/10/2019	M8	10/10/2019	CLO	30	\$0.00		\$0.00	\$0.00
8/12/2019	M7	10/10/2019	FEC	59	\$750.00		\$750.00	\$0.00
7/10/2019	M6	7/26/2019	CLO	16	\$0.00		\$0.00	\$0.00
6/10/2019	M5	6/10/2019						
5/10/2019	M4	5/10/2019						
4/10/2019	M3	5/7/2019	DFS	27	\$1,375.00		\$1,375.00	\$0.00
3/11/2019	M2	5/7/2019	DFS	57	\$125.00		\$125.00	\$0.00
2/11/2019	M1	5/7/2019	DFS	85	\$250.00		\$250.00	\$0.00
1/10/2019	M12	5/10/2020	CLO	486	\$0.00		\$0.00	\$0.00





Florida Department of State  
Division of Elections

2020 General Election  
Anika Omphroy (DEM)  
State Representative

**Campaign Finance Activity**

**Note:** The information presented below was obtained from the Committee's/Candidate's Campaign Treasurer's Report filed with the Division of Elections. [About the Campaign Finance Data Base.](#)

Contributions							
	Filing Period	Monetary	Loans	InKind	Expend	Other	Transfers
W	12/13/2018 - 12/31/2018	0.00	0.00	0.00	0.00	0.00	0.00
○	01/01/2019 - 01/31/2019	1,000.00	0.00	0.00	73.67	0.00	0.00
○	02/01/2019 - 02/28/2019	500.00	0.00	0.00	0.00	0.00	0.00
○	03/01/2019 - 03/31/2019	5,500.00	0.00	0.00	1,141.51	0.00	0.00
○	04/01/2019 - 04/30/2019	0.00	0.00	0.00	1,575.00	0.00	0.00
W	05/01/2019 - 05/31/2019	0.00	0.00	0.00	0.00	0.00	0.00
W	06/01/2019 - 06/30/2019	0.00	0.00	0.00	0.00	0.00	0.00
○	07/01/2019 - 07/31/2019	3,000.00	0.00	0.00	0.00	0.00	0.00
W	08/01/2019 - 08/31/2019	0.00	0.00	0.00	0.00	0.00	0.00
W	09/01/2019 - 09/30/2019	0.00	0.00	0.00	0.00	0.00	0.00
○	10/01/2019 - 10/31/2019	1,000.00	0.00	0.00	310.00	0.00	0.00
○	11/01/2019 - 11/30/2019	3,000.00	0.00	0.00	0.00	0.00	0.00
○	12/01/2019 - 12/31/2019	3,000.00	0.00	0.00	0.00	0.00	0.00
○	01/01/2020 - 01/31/2020	2,000.00	0.00	0.00	179.00	0.00	0.00
W	02/01/2020 - 02/29/2020	0.00	0.00	0.00	0.00	0.00	0.00
W	03/01/2020 - 03/31/2020	0.00	0.00	0.00	0.00	0.00	0.00

<input type="radio"/>	04/01/2020 - 04/30/2020	0.00	0.00	0.00	2,050.00	0.00	0.00
<input type="radio"/>	05/01/2020 - 05/31/2020	4,600.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	06/01/2020 - 06/12/2020	580.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	06/13/2020 - 06/26/2020	4,005.00	0.00	0.00	4,082.10	0.00	0.00
<input type="radio"/>	06/27/2020 - 07/10/2020	7,950.00	0.00	0.00	0.00	0.00	0.00
<b>W</b>	07/11/2020 - 07/17/2020	0.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	07/18/2020 - 07/24/2020	4,610.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	07/25/2020 - 07/31/2020	3,000.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	08/01/2020 - 08/13/2020	13,660.00	0.00	0.00	0.00	0.00	0.00
<input checked="" type="radio"/>	<b>All Dates (Totals)</b>	<b>57,405.00</b>	<b>0.00</b>	<b>0.00</b>	<b>9,411.28</b>	<b>0.00</b>	<b>0.00</b>

Note: <sup>(E)</sup> indicates that report was filed electronically

**X** Indicates that detail has not been released

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

Select Detail Type

Contributions ▼

Select Sort Order

Date(Ascending) ▼

Select Output Type

Display On Screen ▼

Submit Query Now

[Query the Campaign Finance Data Base](#)

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

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

(1) Anika Omphroy (2) 73985  
 Candidate, Committe or Party Name I.D. Number

(3) 2901 NW 46 Avenue Lauderdale Lakes FL 33313  
 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 Existance  Check If CCE has DISBANDED  
 Party Executive Committee

**(5) REPORT IDENTIFIERS**

Cover Period: From 12/13/2018 To 12/31/2018 Report Type: M12

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: Anika Omphroy

Report: 2018 M12

Period: 12/13/2018

to 12/31/2018

**\*\* 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: Anika OmphroyReport: 2018 M12Period: 12/13/2018to 12/31/2018**\*\* Records in Filed Report \*\***

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

Name: Anika Omphroy

Report: 2018 M12

Period: 12/13/2018

to 12/31/2018

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

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

Name: Anika OmphroyReport: 2018 M12Period: 12/13/2018 to 12/31/2018**\*\* Records in Filed Report \*\***

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

# Wells Fargo Simple Business Checking

Account number: ;

January 28, 2019 - January 31, 2019 ■ Page 1 of 3



VOTE ANIKA OMPHROY  
2901 NW 46TH AVE APT 202  
LAUDERDALE LAKES FL 33313-1930

## Questions?

Available by phone 24 hours a day, 7 days a week:

Telecommunications Relay Services calls accepted

**1-800-CALL-WELLS** (1-800-225-5935)

TTY: 1-800-877-4833

En español: 1-877-337-7454

Online: wells Fargo.com/biz

Write: Wells Fargo Bank, N.A. (287)

P.O. Box 6995

Portland, OR 97228-6995

## Your Business and Wells Fargo

Since August 2003, the Wells Fargo/Gallup Small Business Index has surveyed small business owners on current and future perceptions of their business financial situation. View the latest results at wells Fargo.com.

## Account options

A check mark in the box indicates you have these convenient services with your account(s). Go to wells Fargo.com/biz or call the number above if you have questions or if you would like to add new services.

Business Online Banking	<input checked="" type="checkbox"/>
Online Statements	<input checked="" type="checkbox"/>
Business Bill Pay	<input type="checkbox"/>
Business Spending Report	<input checked="" type="checkbox"/>
Overdraft Protection	<input type="checkbox"/>

## Activity summary

Beginning balance on 1/28	\$0.00
Deposits/Credits	1,000.00
Withdrawals/Debits	- 73.67
<b>Ending balance on 1/31</b>	<b>\$926.33</b>
Average ledger balance this period	\$970.64

Account number:

**VOTE ANIKA OMPHROY**

Florida account terms and conditions apply

For Direct Deposit use

Routing Number (RTN): 063107513

For Wire Transfers use

Routing Number (RTN): 121000248

## Overdraft Protection

This account is not currently covered by Overdraft Protection. If you would like more information regarding Overdraft Protection and eligibility requirements please call the number listed on your statement or visit your Wells Fargo store.



Account number:

January 28, 2019 - January 31, 2019 ■ Page 2 of 3



**Transaction history**

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
1/28		Checking Opening Deposit	1,000.00		1,000.00
1/30		Purchase authorized on 01/29 First Watch 175 Plantation FL S309029654452071 Card 6473		43.74	956.26
1/31		Purchase authorized on 01/30 Wholefds Dve #1054 Davie FL S469030677154504 Card 6473		29.93	926.33
<b>Ending balance on 1/31</b>					<b>926.33</b>
<b>Totals</b>			<b>\$1,000.00</b>	<b>\$73.67</b>	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted, fees may have been assessed.

**Monthly service fee summary**

For a complete list of fees and detailed account information, see the Wells Fargo Account Fee and Information Schedule and Account Agreement applicable to your account (EasyPay Card Terms and Conditions for prepaid cards) or talk to a banker. Go to [wellsfargo.com/feefaq](http://wellsfargo.com/feefaq) for a link to these documents, and answers to common monthly service fee questions.

Fee period 01/28/2019 - 01/31/2019      Standard monthly service fee \$10.00      You paid \$0.00

We waived the fee this fee period to allow you to meet the requirements to avoid the monthly service fee. Your fee waiver is about to expire. You will need to meet the requirement(s) to avoid the monthly service fee.

How to avoid the monthly service fee	Minimum required	This fee period
Have any <b>ONE</b> of the following account requirements		
· Average ledger balance	\$500.00	\$971.00 <input checked="" type="checkbox"/>

C/C1

**Account transaction fees summary**

Service charge description	Units used	Units Included	Excess units	Service charge per excess units (\$)	Total service charge (\$)
Cash Deposited (\$)	0	3,000	0	0.0030	0.00
Transactions	1	50	0	0.50	0.00
<b>Total service charges</b>					<b>\$0.00</b>

NEW ACCOUNT DEPOSIT

FOR DEPOSIT TO THE ACCOUNT OF

NAME Vote Anika T Omphroy

ADDRESS 2901 NW 46th Ave Apt 207

CITY Lauderdale Fl STATE FL ZIP 33313

DATE

CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND ANY APPLICABLE COLLECTION AGREEMENT DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL



Wells Fargo Bank, N.A. Florida wellsfargo.com

CURRENCY

COIN

C H E C K S

TOTAL FROM REVERSE

1000 00
1000.00

THE TOTAL AMOUNT OF CHECKS DEPOSITED ON THIS DATE IS \$

Grid for listing checks

LIST CHECKS

ADDITIONAL CHECK LISTING SPACE DOLLARS CENTS

Table with columns for currency amounts (1¢, 2¢, 5¢, 10¢, 20¢, 50¢, 100¢) and a TOTAL \$ row.

REQUEST 0000772711000000 1000.00
ROLL ECIA 20190128 000003486362890+
JOB ECIA E
REQUESTOR U426448
22513937 10/17/2019 Research 22516895

Summons and Subpoenas Department
D1111-016
Charlotte NC 28201

REPRESENTATIVE DEMOCRACY  
888 S. Andrews Ave, Ste. 201  
Fort Lauderdale, FL 33316

1136

61-275/628

12-19 2018

PAY TO THE ORDER OF ANIKA OMPHROY CAMPAIGN \$ 1,000.00

ONE THOUSAND + 00/100

DOLLARS

Centennial Bank

FOR

Franklin

Small vertical text on the left side of the document, possibly a stamp or reference number.

Large vertical blacked-out area in the center of the document.

ENDORSE HERE  
X  
Handwritten signature  
DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE  
RESERVED FOR FINANCIAL INSTITUTION USE

REQUEST 00007772711000000 1000.00  
ROLL ECIA 20190129 000002406362801  
JOB ECIA E ACCT 0  
REQUESTOR U4264  
22513937 10/17/2019 Research 22516895

Summons and Subpoenas Department  
D1111-016  
Charlotte NC 28201

**FLORIDA ELECTIONS COMMISSION  
PHONE LOG  
Case No.: FEC 19-192**

**Respondent:** Anika Tene Omphroy

**Complainant:** Division

1. **Date and time:** May 27, 2020 @12:00  
**Name:** Anika Tene Omphroy  
**Phone #:** 954-557-2676  
**Summary:** I called The number provided to me in email by Representative Omphroy. The call went straight to voicemail. I left a generic voicemail for Rep Omphroy to call back and provided my office number.  
**Memo to File?** No  
**Entered by:** Brian Ayres
2. **Date and time:** May 27, 2020 @12:05  
**Name:** Amika Tene Omphroy  
**Phone #:** 954-557-2676  
**Summary:** I called for a second time in the day five minutes later. The call went to voicemail and I left a detailed message of how and when to reach me.  
**Memo to File?** No  
**Entered by:** Brian Ayres
3. **Date and time:** May 27, 2020 @12:15 pm  
**Name:** Anika Tene Omphroy  
**Phone #:** 954-557-2676  
**Summary:** Representative Omphroy Called back when she received my email. We discussed our correspondence, and the cases she is involved with. She was confused as to the separation of Florida Elecitons Commission and The Division of Elections and stated that she commented the answers from the affidavit sent to her to the Division's website. I asked her to send her responses to us.

Ms. Omphroy stated she was in session when our attorney reached out with the consent agreement but the mail was sent to her house where she was not staying during session (Tallahassee vs Lauderdale lakes). She then went on to state that her mother then had to be taken care of and she was the caregiver. Her mother was in the ICU from November, 2019 to Februray 2020. Then again in March. This caused an unforeseen burden to Ms. Omphroy.

We discussed how to resolve these cases. She has access to the Candidate and Campaign Treasurer Handbook and will re-read the issues that are present with her complaints. I will attempt to reach out to Ms. Cunningham and see if the original consent orders are still available or if they have been retracted.

**Memo to File?** No

**Entered by:** Brian Ayres

4. **Date and time:** October 29, 2020 @12:59 pm  
**Name:** Anika Tene Omphroy  
**Phone #:** 954-557-2676  
**Summary:** I called Representative Omphroy to discuss FEC cases 19-430, 19-192,

20-011, 20-027, 20-050, 20-089, and 20-100. Representative Omphroy referenced case 20-100 had been paid for, as well as a \$1,000.00 fine to the Division of Elections. She spoke on sending in a personal check and, at the time I did not have the answer as to why the check was not accepted as it was within another program on my laptop. She stated she had no idea why the check was not accepted and that she would like to set up an in-person session on November 14 to discuss her cases.

I spoke on her other cases and that I needed to look into why the check was not accepted before I began to guess to the reasons. Rep Omphroy agreed at another call once I am able to ascertain the reasons why the check was not accepted, and to help with her confusion on the additional cases FEC has. (Upon investigation personal checks are not allowed, only money orders or cashier's checks. A letter was confirmed delivered on July 20, 2020)

**Memo to File?** No

**Entered by:** Brian Ayres

5. **Date and time:** October 29, 2020 @3:00 pm

**Name:** Anika Tene Omphroy

**Phone #:** 954-557-2676

**Summary:** I called Representative Omphroy back after researching her consent order payment, and FEC 20-100. I reached her voicemail and gave her a detailed message to e-mail me back the best time I may be able to reach out to her for clarifying case FEC 20-100 as well as her other active cases with the Commission at this time.

**Memo to File?** No

**Entered by:** Brian Ayres

6. **Date and time:** October 30, 2020 @10:39 pm

**Name:** Anika Tene Omphroy

**Phone #:** 954-557-2676

**Summary:** I called Representative Omphroy back after researching her consent order payment, and FEC 20-100. I reached her voicemail and gave her a detailed message to e-mail me back the best time I may be able to reach out to her for clarifying case FEC 20-100 as well as her other active cases with the Commission at this time. Due to working remotely I provided my email address for best contact in order to communicate a time to discuss her cases.

**Memo to File?** No

**Entered by:** Brian Ayres

7. **Date and time:** November 9, 2020 @10:39 am

**Name:** Anika Tene Omphroy

**Phone #:** 954-557-2676

**Summary:** I called Representative Omphroy back after researching her consent order payment, and FEC 20-100 and her other cases. I went over each case (FEC: 19-123, 19-192, 19-430, 20-011, 20-027, 20-050, 20-089, 20-100). I confirmed that her grandmother was in her care and fell into the ICU and Respondent is her primary caregiver. I explained each case to Respondent. Respondent stated she understood her missing some of her contributions and expenditures that took place as well as confirmed she has since filed her outstanding CTRs. Respondent stated that the discrepancies in her reports and her bank account are, for the most part, true and that she paid her campaign manager with cash withdrawn, and

stated she had not documented all bills and contributions and expenditures correctly as I went over each. She was required to report her activity, but failed to do so by the prescribed deadline, and understood.

Respondent asked about next steps in the investigation process, I explained the next steps are submitting my reports to the attorney assigned, in which she will get a copy of the reports and have 14 days to respond. Respondent was concerned with the timing of sending the reports due to her legislative duties and the holidays. If the report is mailed to her after the 19th of November, she should be home to receive the information for her records and did express interest in possible reaching out to FEC staff for a pre-probable cause consent agreement before Commission meeting.

**Entered by:** Brian Ayres

**FLORIDA ELECTIONS COMMISSION  
PHONE LOG  
Case No.: FEC 19-123**

**Respondent:** Anika Tene Omphroy

**Complainant:** Division

1. **Date and time:** May 27, 2020 @12:00  
**Name:** Anika Tene Omphroy  
**Phone #:** 954-557-2676  
**Summary:** I called The number provided to me in email by Representative Omphroy. The call went straight to voicemail. I left a generic voicemail for Rep Omphroy to call back and provided my office number.  
**Memo to File?** No  
**Entered by:** Brian Ayres
2. **Date and time:** May 27, 2020 @12:05  
**Name:** Amika Tene Omphroy  
**Phone #:** 954-557-2676  
**Summary:** I called for a second time in the day five minutes later. The call went to voicemail and I left a detailed message of how and when to reach me.  
**Memo to File?** No  
**Entered by:** Brian Ayres
3. **Date and time:** May 27, 2020 @12:15 pm  
**Name:** Anika Tene Omphroy  
**Phone #:** 954-557-2676  
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We discussed how to resolve these cases. She has access to the Candidate and Campaign Treasurer Handbook and will re-read the issues that are present with her complaints. I will attempt to reach out to Ms. Cunningham and see if the original consent orders are still available or if they have been retracted.

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**Entered by:** Brian Ayres

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**Name:** Anika Tene Omphroy  
**Phone #:** 954-557-2676  
**Summary:** I called Representative Omphroy to discuss FEC cases 19-430, 19-192,

20-011, 20-027, 20-050, 20-089, and 20-100. Representative Omphroy referenced case 20-100 had been paid for, as well as a \$1,000.00 fine to the Division of Elections. She spoke on sending in a personal check and, at the time I did not have the answer as to why the check was not accepted as it was within another program on my laptop. She stated she had no idea why the check was not accepted and that she would like to set up an in-person session on November 14 to discuss her cases.

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**Memo to File?** No

**Entered by:** Brian Ayres

5. **Date and time:** October 29, 2020 @3:00 pm

**Name:** Anika Tene Omphroy

**Phone #:** 954-557-2676

**Summary:** I called Representative Omphroy back after researching her consent order payment, and FEC 20-100. I reached her voicemail and gave her a detailed message to e-mail me back the best time I may be able to reach out to her for clarifying case FEC 20-100 as well as her other active cases with the Commission at this time.

**Memo to File?** No

**Entered by:** Brian Ayres

6. **Date and time:** October 30, 2020 @10:39 pm

**Name:** Anika Tene Omphroy

**Phone #:** 954-557-2676

**Summary:** I called Representative Omphroy back after researching her consent order payment, and FEC 20-100. I reached her voicemail and gave her a detailed message to e-mail me back the best time I may be able to reach out to her for clarifying case FEC 20-100 as well as her other active cases with the Commission at this time. Due to working remotely I provided my email address for best contact in order to communicate a time to discuss her cases.

**Memo to File?** No

**Entered by:** Brian Ayres

7. **Date and time:** November 9, 2020 @10:39 am

**Name:** Anika Tene Omphroy

**Phone #:** 954-557-2676

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**Entered by:** Brian Ayres



**FLORIDA ELECTIONS COMMISSION**

107 W. Gaines Street,  
Suite 224 Collins Building  
Tallahassee, Florida 32399-1050  
Telephone: (850) 922-4539  
Fax: (850) 921-0783  
[www.fec.state.fl.us](http://www.fec.state.fl.us); [fec@myfloridalegal.com](mailto:fec@myfloridalegal.com)

June 5, 2019

The Honorable Anika Tene Omphroy  
3670 NW 27<sup>th</sup> St  
Lauderdale Lakes, FL 33311

**RE: Case No.: FEC 19-192; Respondent: Anika Tene Omphroy**

Dear Representative Omphroy:

On March 26, 2019, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more **legally sufficient allegations**. The Commission staff will investigate the following alleged violations:

**Section 106.07(7), Florida Statutes:** As alleged in the complaint, Respondent, a 2020 candidate for State Representative, District 95, may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because she had not received funds, made contributions, or expended reportable funds during the following reporting period:

- 2018 M12

**Section 106.19(1)(c), Florida Statutes:** As alleged in the complaint, Respondent, a 2020 candidate for State Representative, District 95, may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, when she failed to file a report on the prescribed reporting date for the following reporting period:

- 2018 M12

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

The Honorable Anika Tene Omphroy  
June 5, 2019  
Page 2  
FEC 19-192

of the fine to be imposed. You and the complainant will receive notice at least 14 days before any hearing at which your case is to be considered.

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

For additional information, please refer to the “Frequently Asked Questions” section of the Commission’s website ([www.fec.state.fl.us](http://www.fec.state.fl.us)).

If you have additional questions, please contact **Samantha Spore**, the investigator assigned to this case.

Sincerely,

Tim Vaccaro  
Executive Director

TV/med



**FEC 19-192**  
Florida Elections Commission to: anikaomphroy  
Sent by: Donna Malphurs

05/07/2019 11:05 AM

Dear Representative Omphroy,

Thank you for acknowledging receipt of our recent notification of a referral made against you in FEC 19-192. Pursuant to our telephone discussion, attached is a copy of the referral for your review and action. Please note that if you choose to submit a written response to this referral, please do so by the close of business on May 26, 2019. Once the executive director reviews the referral and any response you submit, you will be notified by letter of the legal sufficiency determination. As a reminder, this type of referral generally results in a minor violations offer of settlement at \$50 per count (each report at issue). Once the case has been assigned to an attorney, you will be notified of the settlement options available.

If you have any questions, please let me know.

Sincerely,

Donna Ann Malphurs  
Agency Clerk



2019-03-26\_Referral.pdf



2019-03-28\_1st 14 day ltr.doc



2019-05-03\_14 day ltr remailed.docx

**DIVISION OF ELECTIONS  
FEC NOTICE FORM**

To FEC from Division of Elections

REC'D: FL ELECTIONS COM  
28 MAR '19 PM 6:25

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**Name:** Anika Tene Omphroy

**Account Number:** 73985

**Treasurer:** Anika Tene Omphroy

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The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to Sections 106.07(8)(d), 106.22(7) and 106.25, Florida Statutes. An apparent violation of Chapter 106, F.S., has occurred based upon the candidate's alleged failure to file a report after notice as required by section 106.07(8)(d), Florida Statutes, or failure to notify the filing officer on the prescribed reporting date that no report was to be filed as required by Section 106.07(7), Florida Statutes.

The following reports or notices are outstanding after notification:

2018 M12

2019 M1

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**Sent By:** Kristi Reid Willis  
**Date:** March 21, 2019

*KRW*

njt

## AFFIDAVIT

STATE OF FLORIDA

County of Leon

**Kristi Reid Willis, 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. Anika Tene Omphroy (73985) is a 2020 candidate for the office of State Representative.
5. On December 13, 2018, Representative Omphroy filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division.
6. The 2018 M12 campaign treasurer's report was due on January 10, 2019. On January 11, 2019, the Division mailed Representative Omphroy notification that the 2018 M12 treasurer's report had not been filed.
7. On January 23, 2019, the Division mailed Representative Omphroy notification that the 2018 M12 treasurer's report had not been filed.
8. The 2019 M1 campaign treasurer's report was due on February 11, 2019. On February 12, 2019, the Division mailed Representative Omphroy notification that the 2019 M1 treasurer's report had not been filed.
9. On February 21, 2019, the Division mailed Representative Omphroy final notification with delivery confirmation that the 2018 M12 and 2019 M1 treasurer's reports had not been filed. (See attached letters and delivery confirmation.)
10. Representative Omphroy did not notify the Division of Elections prior to or on the prescribed reporting date for the 2018 M12 and 2019 M1 reports that no reports were to be filed.

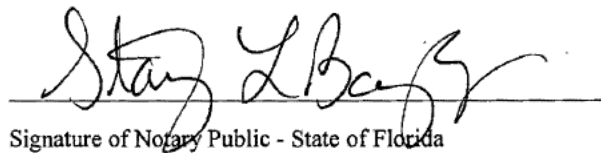
11. As of March 21, 2019, Representative Omphroy has not filed the 2018 M12 and 2019 M1 reports.

**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 **21st** day of **March, 2019**.



Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known





FLORIDA DEPARTMENT OF STATE

Laurel M. Lee  
Secretary of State

DIVISION OF ELECTIONS

**Final Notice**

**Delivery Confirmation: 9114 9014 9645 1750 4303 53**

February 21, 2019

Anika Tene Omphroy  
Candidate for State Representative, District 95  
2901 North 46 Avenue  
Apartment 202  
Lauderdale Lakes, FL 33313-3313

CAN 73985

Dear Representative Omphroy:

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

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2018	M12	12/1/18 - 12/31/18

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

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

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

Sincerely,

Kristi Reid Willis, Chief  
Bureau of Election Records





FLORIDA DEPARTMENT OF STATE

Laurel M. Lee  
Secretary of State

DIVISION OF ELECTIONS

**Final Notice**

**Delivery Confirmation: 9114 9014 9645 1750 4303 53**

February 21, 2019

Anika Tene Omphroy  
Candidate for State Representative, District 95  
2901 North 46 Avenue  
Apartment 202  
Lauderdale Lakes, FL 33313-3313

CAN 73985

Dear Representative Omphroy:

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

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2019	MI	1/1/19 - 1/31/19

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

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

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

Sincerely,

Kristi Reid Willis, Chief  
Bureau of Election Records

# USPS Tracking® FAQs > (<https://www.usps.com/faqs/uspstracking-faqs.htm>)

**Track Another Package +**

**Tracking Number:** 9114901496451750430353

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**Expected Delivery on**

**SATURDAY**

**23** FEBRUARY  
2019 ⓘ

by  
**8:00pm** ⓘ

Feedback

 **Delivered**

February 23, 2019 at 2:49 pm  
Delivered, In/At Mailbox  
FORT LAUDERDALE, FL 33313

**Get Updates** ▾

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**Text & Email Updates** ▾

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**Tracking History** ▾

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**Product Information** ▾

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**See Less** ^