

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Justin Ellixson**

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**Case No.: FEC 15-348**

**TO:** Justin Ellixson  
901 E Pine Street, Apt. 2  
Orlando, FL 32801-3012

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

**NOTICE OF HEARING (INFORMAL HEARING)**

A hearing will be held in this case before the Florida Elections Commission on, **November 16, 2016 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, Florida 32399**

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

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

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

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

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

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

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

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

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

*Amy McKeever Toman*  
Executive Director  
Florida Elections Commission  
November 1, 2016

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

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

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

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

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

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

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

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STATE OF FLORIDA  
ELECTIONS COMMISSION

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,  
Petitioner,

Case No.: FEC 15-348

v.

Justin Ellixson,  
Respondent.

ORDER OF PROBABLE CAUSE

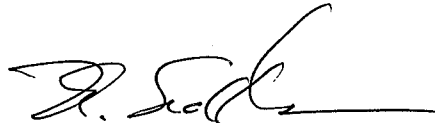
**THIS MATTER** was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on August 17, 2016, in Tallahassee, Florida.

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 April 22, 2015, Respondent violated Section 106.07(2)(b)1., Florida Statutes, when Respondent failed to file and addendum to David Cox's 2014 SP1 Report within seven days of receiving notice from the filing officer that the Report was incomplete.

**DONE AND ORDERED** by the Florida Elections Commission on August 17, 2016.



M. Scott Thomas, Chairman  
Florida Elections Commission

Copies furnished to:  
Eric M. Lipman, General Counsel  
Justin Ellixson, 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: Justin Ellixson**

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**Case No.: FEC 15-348**

**STAFF RECOMMENDATION FOLLOWING INVESTIGATION**

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned 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 January 12, 2016, the following facts and law support this staff recommendation:

1. On May 15, 2015, the Florida Elections Commission ("Commission") received a referral from the Division of Elections ("Division") alleging Justin Ellixson ("Respondent") violated Chapter 106, Florida Statutes.

2. Respondent was the treasurer for David Cox, a candidate for the Florida Senate, District 6, in the 2015 Special Election. Mr. Cox's Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form ("DS-DE 9") appointing Respondent as his treasurer was filed with the Division on November 17, 2014 (ROI Exhibit 2)<sup>1</sup>

3. By letter dated November 24, 2015, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

**Section 106.07(2)(b)1., Florida Statutes:** Respondent was the treasurer for David Cox, a 2015 Special Election candidate for the office of State Senate, District 6. Respondent failed to timely make necessary amendments to his 2014 SP1 report, as alleged in the complaint.

4. By letter dated November 17, 2014, Kristi Reid Bronson, Division of Elections, Chief, Bureau of Election Records, notified Mr. Cox that his DS-DE 9 had been received and his name had been placed on the active candidate list for the 2015 Special Election for State Senate, District 6. A copy of the letter was sent to Respondent. A security envelope containing a confidential PIN number to access the Division's electronic filing system was enclosed in each letter (ROI Exhibit 3)

5. Ms. Bronson's November 17, 2014 acknowledgment letter also informed Respondent that all of the Division's publications and reporting forms are available on the Division website, including Chapters 104 and 106, Florida Statutes, *2014 Candidate and*

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<sup>1</sup> The Report of Investigation shall be referred to herein as "ROI."

*Campaign Treasurer Handbook*, and the *2014 Calendar of Reporting Dates*. (ROI Exhibit 3, page 3)

6. Mr. Cox's 2014 SP1 Report was timely filed on December 10, 2014, however it was incomplete. (ROI Exhibit 1, Attachment A)

7. On March 12, 2015, the Division sent a letter to Respondent notifying him that Mr. Cox's 2014 SP1 Report was incomplete and Respondent had seven days to correct the errors or provide the missing information on the attached report. The letter also stated that if the information was reported accurately, Respondent should provide a written explanation to the Division addressing the issues in the report attached to the notification letter. (ROI Exhibit 4)<sup>2</sup>

8. On April 9, 2015, the Division sent a letter marked Final Notice notifying Respondent that Mr. Cox's 2014 SP1 was incomplete and Respondent had seven days to correct the errors or provide the missing information on the attached report. The letter also stated that if the information was reported accurately, Respondent should provide a written explanation to the Division addressing the issues noted in the report attached to the notification letter. The April 9, 2015 letter was confirmed delivered on April 15, 2015. (ROI Exhibit 5)

9. As of January 21, 2016, Respondent has failed to file an amended 2014 SP1 Report with the Division correcting the errors. (ROI Exhibit 7 and Attachment B)

10. Based upon the information above, it appears Respondent failed to file an amended 2014 SP1 Report within seven days of receiving notice from the filing officer that the report was incomplete.

11. "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. 1<sup>st</sup> DCA 1995)

12. The above facts show that Respondent was the treasurer for David Cox, a candidate for the Florida Senate, District 6, in the 2015 Special Election. Mr. Cox's 2014 SP1 Report was timely filed on December 10, 2014, however the report was incomplete. The Division sent letters on March 12, 2015, and April 9, 2015, notifying Respondent the report was incomplete and Respondent had seven days from receipt of the letter to file an amended 2014 SP1 Report correcting the errors. As of January 21, 2016, Respondent has failed to file an amended 2014 SP1 Report correcting the errors.

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<sup>2</sup> Section 106.07(2)(b)1, Fla. Stat. does not require a campaign treasurer to provide a written explanation to the Division addressing the issues noted in the error report if the information listed on the error report was properly reported

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

**Count 1:**

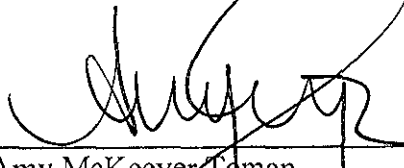
On or about April 22, 2015, Respondent violated Section 106.07(2)(b)1., Florida Statutes, when Respondent failed to file and addendum to David Cox's 2014 SP1 Report within seven days of receiving notice from the filing officer that the Report was incomplete

Respectfully submitted on January 25, 2016,



Eric M. Lipman  
General Counsel

I reviewed this Staff Recommendation this 25<sup>th</sup> day of January 2016.



Amy McKeever Toman  
Executive Director


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## Florida Department of State - Division of Elections

### Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: David Cox

Name: \_\_\_\_\_

Account: 64421

Election: \_\_\_\_\_

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
4/3/2015	SG3	4/6/2015	SNT	3	\$137.50		\$137.50	\$0.00
3/10/2015	SG2	3/10/2015						
2/10/2015	SG1	2/6/2015						
1/23/2015	SP3	2/6/2015	SNT	14	\$75.00		\$75.00	\$0.00
1/12/2015	SP2	1/12/2015						
12/10/2014	SP1	12/10/2014						

Acct: 64421

Type: Candidate

Search

Reset

# ATTACHMENT A





RE: DOE 64421  
Bronson, Kristi R.

to:  
Eric Lipman  
01/21/2016 03:40 PM

Hide Details

From: "Bronson, Kristi R." <Kristi.Bronson@DOS.MyFlorida.com>

To: Eric Lipman <Eric.Lipman@myfloridalegal.com>

No

*Regards,*

*Kristi Reid Bronson, Chief  
Division of Elections,  
Bureau of Election Records  
(850) 245-6240*

This response is provided for reference only and does not constitute legal advice or representation. As applied to a particular set of facts or circumstances, interested parties should refer to the Florida Statutes and applicable case law, and/or consult a private attorney before drawing any legal conclusions or relying upon the information provided. Please note: Florida has a very broad public records law. Written communications to or from state officials regarding state business constitute public records and are available to the public and media upon request unless the information is subject to a specific statutory exemption. Therefore, your e-mail message may be subject to public disclosure.

**From:** Eric Lipman [<mailto:Eric.Lipman@myfloridalegal.com>]

**Sent:** Thursday, January 21, 2016 9:40 AM

**To:** Bronson, Kristi R

**Subject:** DOE 64421

Kristi,

The DOE asked Justin Ellixson (64421) to amend his 2014 SP1 Report. The Queued Transaction Report shows a 03/27/15 amended CTR filed (if I am reading the Queued Transaction Report correctly). Did the 3/27/15 report cure the defects?

Eric M Lipman  
General Counsel  
Florida Elections Commission  
(850) 922-4539

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

**ATTACHMENT B**

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Case No.: FEC 15-348**

**Respondent: Justin Ellixson**  
Counsel for Respondent: n/a

**Complainant: Division of Elections**  
Counsel for Complainant: n/a

On May 15, 2015, the Florida Elections Commission received a sworn complaint alleging that Respondent violated Chapter 106, Florida Statutes. The Commission staff investigated whether Respondent violated the following statute:

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

**I. Preliminary Information:**

1. Respondent was appointed as the campaign treasurer for the 2015 Special Election campaign of David Cox. Mr. Cox lost his bid for election to the Florida Senate.
2. Complainant is the Division of Elections (DOE).
3. Respondent's filing officer is Kristi Reid-Bronson, Chief, Bureau of Election Records.

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

4. I investigated whether Respondent violated this section of the election laws by not filing an addendum to the 2014 SP1 Report, after receiving notice that it was incomplete.

5. A DOE staff representative, Kristi Reid-Bronson, submitted a sworn affidavit dated May 14, 2015 regarding Respondent's failure to file an addendum to the 2014 SP1 Report. To review a copy of the sworn affidavit, refer to exhibit 1.

6. On November 17, 2014, David Cox filed an Appointment of Campaign Treasurer and Designation of Campaign Depository form (DS-DE 9) with his filing officer. Mr. Cox appointed Respondent as his campaign treasurer. To review a copy of the DS-DE 9 form, refer to exhibit 2.

7. On November 17, 2014, Complainant mailed Respondent a letter acknowledging receipt of the DS-DE 9 form. This letter also advised Respondent of EFS pin number required to file the campaign reports. To review a copy of this November 17, 2014 acknowledgement letter, refer to exhibit 3.

8. On March 12, 2015, Complainant mailed Respondent a letter informing him that

the 2014 SP1 Report was incomplete. Complainant attached a list of errors to this letter that specifically stated the errors that required amending on the treasurer's report. This letter was sent to the address Respondent provided on the DS-DE 9 form (Exhibit 2). To review a copy of this March 12, 2015 incomplete-report letter, refer to exhibit 4.

9. On April 9, 2015, Complainant mailed Respondent a "Final Notice" via certified mail informing him that the 2014 SP1 Report remained incomplete. Complainant also attached a list of errors to this letter that specifically stated what required amending on the treasurer's report. This letter was also sent to the address Respondent provided on the DS-DE 9 form (Exhibit 2). This letter included a delivery confirmation receipt. To review a copy of the April 9, 2015 "Final Notice" with delivery confirmation, refer to exhibit 5.

10. As of the date of this report, the 2014 SP1 Report remains incomplete. The 2014 SP1 Report was amended but errors remain. To review a copy of the amended 2014 SP1 Report, refer to exhibit 6. To review a copy of Respondent's filing history, refer to exhibit 7.

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

**FEC History:**

12. None.

**Conclusion:**

13. Respondent was offered opportunities to make comments regarding the findings of this investigation. Respondent did not respond to any of these attempts.

14. In the November 17, 2014 acknowledgement letter, Respondent was informed that all of the Division's publications are available online at DOE's website. In the letter, Respondent was admonished as follows: It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, 2014 Candidate and Campaign Treasurer Handbook, 2014 Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code. To review a copy of the November 17, 2014 acknowledgement letter, refer to exhibit 3.

Respectfully submitted on January 12, 2016.



Cedric Oliver  
Investigation Specialist

**Current address of Respondent**

Mr. Justin Ellixson  
901 E. Pine Street, Apt. 2  
Orlando, FL 32801-3012

**Current address of Complainant**

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

**Name and Address of Filing Officer:**

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

Copy furnished to: Mr. David Flagg, Investigations Manager

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Justin Ellixson -- FEC 15-348**

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	Sworn affidavit from Kristi Reid-Bronson
Exhibit 2	DS-DE 9 form
Exhibit 3	Acknowledgement Letter
Exhibit 4	March 12, 2015 incomplete-report letter
Exhibit 5	April 9, 2015 Final Notice with delivery confirmation
Exhibit 6	Amended 2014 SP1 Report
Exhibit 7	Filing History

# AFFIDAVIT

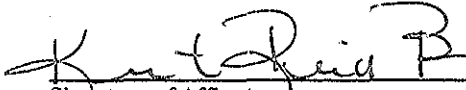
STATE OF FLORIDA

County of Leon

Kristi Reid Bronson, being duly sworn, says:

1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. David Cox (64421) was a 2015 Special Election candidate for the office of Florida State Senate, District 6.
5. On November 17, 2014, Mr. Cox filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. Mr. Cox designated Justin Ellixson as treasurer (See attached documents and acknowledgment letter.)
6. On March 12, 2015, the Division mailed Mr. Ellixson notification that the 2014 SP1 report was incomplete (See attached letter).
7. On April 9, 2015, the Division mailed Mr. Ellixson final notification with delivery confirmation that the 2014 SP1 report was incomplete. (See attached letter).
8. As of May 14, 2015, the 2014 SP1 campaign finance report remains incomplete.

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

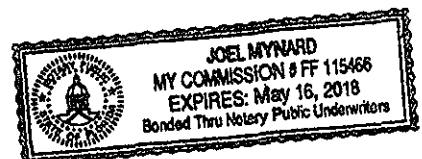
  
Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 14<sup>th</sup> day of May, 2015.

  
Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known   *e*  



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.

14 NOV 17 AM 9:42

DIVISION OF ELECTIONS  
SECRETARY OF STATE

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)

David Cox

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

1500 Beville Road Suite 606-102 Daytona Beach,  
FL 32114

4 Telephone

(386 ) 506-1009

5 E-mail address

info@DavidCoxFL.com

6 Office sought (include district circuit, group number)

State Senate, District 6

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

Justin Ellixson

11 Mailing Address

1500 Beville Road, Suite 606-102

12 Telephone

( 386 ) 506-1009

13 City

Daytona Beach

14 County

Volusia

15 State

FL

16 Zip Code

32114

17 E-mail address

Justin@DavidCoxFL.com

18 I have designated the following bank as my

☒ Primary Depository ☐ Secondary Depository

19 Name of Bank

Wells Fargo

20 Address

1305 W. International Speedway Blvd.

21 City

Daytona Beach

22 County

Volusia

23 State

FL

24 Zip Code

32114

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

11/14/2014

26 Signature of Candidate

X 

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

I, Justin Ellixson, do hereby accept the appointment  
(Please Print or Type Name)

designated above as:

☒ Campaign Treasurer ☐ Deputy Treasurer

11/14/14

Date

X

  
Signature of Campaign Treasurer or Deputy Treasurer



## FLORIDA DEPARTMENT *of* STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

November 17, 2014

David Cox  
1500 Beville Road  
Suite 606-102  
Daytona Beach, FL 32114

Dear Mr Cox:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Senator, which was placed on file in our office on November 17, 2014. Your name has been placed on the active candidate list for the 2015 Special Election for State Senate, District 6.

### Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on December 10, 2014. The report will cover the period of November 17, 2014 through November 30, 2014. All candidates who file reports with the Division of Elections are required to file by means of the Division's electronic filing system (EFS).

### Credentials and Sign-ons

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

EFS Web site Address: <https://efs.dos.state.fl.us>  
Identification Number: 64421



Division of Elections  
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399  
850.245.6200 • 850.245.6217 (Fax) [election.dos.state.fl.us](mailto:election.dos.state.fl.us)  
Promoting Florida's History and Culture [VivaFlorida.org](http://VivaFlorida.org)



EXHIBIT 3(10f3)



David Cox  
November 17, 2014  
Page Two

### **Pin Numbers**

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

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

### **Timely Filing**

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

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

### **Electronic Receipts**

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

EXHIBIT 3(2 of 3)

David Cox  
November 17, 2014  
Page Three

**Instructions and Assistance**

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

All of the Division's publications and reporting forms are available on the Division of Elections' web site at <http://elections.myflorida.com>. 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*, *2014 Candidate and Campaign Treasurer Handbook*, *2014 Calendar of Reporting Dates*, and *Rule 1S-2.017, Florida Administrative Code*.

Please let me know if you need additional information.

Sincerely,



Kristi Reid Bronson, Chief  
Bureau of Election Records

KRB/ejr

Enclosures

cc: Justin Ellixson, Treasurer

EXHIBIT 3(3 of 3)



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

March 12, 2015

Justin Ellixson, Treasurer for  
Candidate David Cox  
1500 Beville Road  
Suite 606-102  
Daytona Beach, FL 32114

Re: CAN 64421

Dear Mr. Ellixson:

The Division of Elections has determined that the following report is incomplete for the reasons noted in the attached error report:

<i>Year</i>	<i>Type</i>	<i>Cover Period</i>
2014	SP1	11/17/14 - 11/30/14

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

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

Sincerely,

Kristi Reid Bronson  
Chief, Bureau of Election Records

Attachment

cc: David Cox, Candidate

**EXHIBIT** 4 (1 of 2)

Florida Department of State - Division of Elections  
Compliance Report

Candidate: David Cox

Office: STS

Report: 2014 SP1 (1)

Covering Period: 11/17/14 - 11/30/14

Account: 64421

## Overall

## Contributions

<u>Statute</u>	<u>FAC</u>	<u>Description</u>	<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
106.07		Financial activity not reported properly	1	11/20/201	CONGRESS COX FOR		COF	\$50.00
106.07		Financial activity not reported properly	2	11/24/201	CONGRESS COX FOR		COF	\$100.00

## Expenditures

## Fund Transfers

## Other Distributions

EXHIBIT

4 (a &amp; c)



FLORIDA DEPARTMENT OF STATE

Ken Detzner  
Secretary of State

DIVISION OF ELECTIONS

**FINAL NOTICE**

Delivery Confirmation:

USPS TRACKING #  
& CUSTOMER  
RECEIPT

**9114 9999 4423 8939 8823 13**  
For Tracking or Inquiries go to USPS.com  
or call 1-800-222-1811

April 9, 2015

Justin Ellixson, Treasurer for  
Candidate David Cox  
1500 Beville Road  
Suite 606-102  
Daytona Beach, FL 32114

Re: CAN 64421

Dear Mr. Ellixson:

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

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

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

Sincerely,

Kristi Reid Bronson  
Chief, Bureau of Election Records

Attachment

cc: David Cox, Candidate

**EXHIBIT 5 (1 of 3)**

4/10/2015

Florida Department of State - Division of Elections

Page 1

Compliance Report

Candidate: David Cox

Office: STS

Report: 2014 SP1 (1)

Covering Period: 11/17/14 - 11/30/14

Account: 64421

Overall

Contributions

<u>Statute</u>	<u>FAC</u>	<u>Description</u>
106.07		Financial activity not reported properly
106.07		Financial activity not reported properly

Contribution

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
1	11/20/201	CONGRESS COX FOR		CHE	\$50.00
2	11/24/201	CONGRESS COX FOR		CHE	\$100.00

Expenditures

Fund Transfers

Other Distributions

EXHIBIT 5 (2013)

English

Customer Service

USPS Mobile

Register / Sign In



## USPS Tracking™



Customer Service ›  
Have questions? We're here to help



Get Easy Tracking Updates ›  
Sign up for My USPS.com

Tracking Number: 9114999944238939882313

Updated Delivery Day: Wednesday, April 15, 2015

## Product &amp; Tracking Information

## Postal Product:

Features:  
USPS Tracking™

DATE & TIME	STATUS OF ITEM	LOCATION
April 15 2015, 12:05 pm	Delivered In/At Mailbox	DAYTONA BEACH FL 32114

Your item was delivered in or at the mailbox at 12:05 pm on April 15 2015 in DAYTONA BEACH FL 32114

April 15 2015 8:35 am	Out for Delivery	DAYTONA BEACH FL 32114
April 15 2015 8:25 am	Sorting Complete	DAYTONA BEACH FL 32114
April 15 2015 4:16 am	Arrived at Post Office	DAYTONA BEACH FL 32114
April 15 2015 12:41 am	Departed USPS Facility	ORLANDO FL 32824
April 14 2015 5:29 pm	Arrived at USPS Facility	ORLANDO FL 32824
April 14 2015 12:37 am	Departed USPS Facility	TALLAHASSEE FL 32301
April 13 2015 10:43 pm	Arrived at USPS Facility	TALLAHASSEE FL 32301

## Available Actions

Text Updates

Email Updates

## Track Another Package

Tracking (or receipt) number

Track It

## Manage Incoming Packages

Track all your packages from a dashboard  
No tracking numbers necessary

Sign up for My USPS.com ›



EXHIBIT

5(3 of 3)

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

(1) David Cox (2) 64421  
Candidate, Committee or Party Name I D Number

(3) 1500 Beville Road Daytona Beach FL 32114  
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  
☐ Committee of Continuous Existence  
☐ Party Executive Committee

☐ Check If PC has DISBANDED  
☐ Check If CCE has DISBANDED

**(5) REPORT IDENTIFIERS**

Cover Period: From 11/17/2014 To 11/30/2014 Report Type: SP1

☐ Original ☒ Amendment ☒ Special Election Report

**(6) CONTRIBUTIONS THIS REPORT**

Cash & Checks \$150 00  
 Loans \$0 00  
*Total Monetary* \$150 00  
 In-Kind \$0 00

**(7) EXPENDITURES THIS REPORT**

Monetary Expenditures \$18 83  
 Transfers to Office Account \$0 00  
*Total Monetary* \$18 83

**(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: David Cox

Report: 2014 SP1

Period: 11/17/2014 to 11/30/2014

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

Seq #	Full Name (Last, Suffix First, Middle Street Address & City, State, Zip)	Contributor Type	Occupation In-Kind Description	Amount
Date				Amend
1	CONGRESS COX FOR 1500 BEVILLE RD, SUITE 606-102 DAYTONA BEACH FL 32114	O	CAMPAIGN	\$50.00
11/20/2014		CHE		UPD
1	CONGRESS COX FOR 1500 BEVILLE RD, SUITE 606-102 DAYTONA BEACH FL 32114	F	CAMPAIGN	\$50.00
11/20/2014		COF		History 03/27/15
2	CONGRESS COX FOR 1500 BEVILLE RD, SUITE 606-102 DAYTONA BEACH, FL 32114	O	CAMPAIGN	\$100.00
11/24/2014		CHE		UPD
2	CONGRESS COX FOR 1500 BEVILLE RD, SUITE 606-102 DAYTONA BEACH FL 32114	F	CAMPAIGN	\$100.00
11/24/2014		COF		History 03/27/15
* 3		X		\$0.00
		X		DEL

Name: David Cox

Report: 2014 SP1

Period: 11/17/2014 to 11/30/2014

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

Seq # Date	Full Name (Last, Suffix First, Middle Street Address & City, State, Zip	Type	Purpose	Amount Amend
1 11/26/2014	ST JOHNS COUNT SOE 4455 AVENUE A SUITE 101 ST. AUGUSTINE, FL 32095	MON	PETITION FEE	\$10 50 UPD
* 1 11/26/2014	ST JOHNS COUNT SOE 4455 AVENUE A SUITE 101 ST. AUGUSTINE, FL 32095	DPV	PETITION	\$10 50 History 12/10/14
2 11/28/2014	UPS STORE 1500 BEVILLE RD DAYTONA BEACH, FL	MON	POSTAGE	\$8 33 UPD
* 2 11/28/2014	UPS STORE 1500 BEVILLE RD DAYTONA BEACH, FL	DIS	POSTAGE	\$8 33 History 12/10/14

Name: David Cox

Report: 2014 SP1

Period: 11/17/2014 to 11/30/2014

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

Seq #	Full Name (Last, Suffix First, Middle Street Address & City, State, Zip	Recipient	Purpose	Amount
Date		Type	Related Expenditure	Amend
* 1				\$0 00
			#0	DEL

Name: David Cox

Report: 2014 SP1

Period: 11/17/2014 to 11/30/2014

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

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

EXHIBIT 6(5 of 5)

## Queued Items for 2014-SP1

Account: 64421

STS 006 David Cox

Rpt Seq: 1

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	64421	12/10/2014 9:44:53 AM	12/10/2014 9:44:53 AM
Recalc Pending Report Total	Processing Complete	64421	12/10/2014 10:22:29 AM	12/10/2014 10:22:29 AM
File Pending Report	Processing Complete	64421	12/10/2014 10:25:46 AM	12/10/2014 10:25:46 AM
Review Filed Report	Processing Complete	64421	12/10/2014 10:26:54 AM	12/10/2014 10:26:55 AM
Review Filed Report	Processing Complete	64421	12/10/2014 12:06:08 PM	12/10/2014 12:06:08 PM
Amend Filed Report	Processing Complete	64421	12/10/2014 12:07:51 PM	12/10/2014 12:07:52 PM
Review Pending Report	Processing Complete	64421	12/10/2014 12:08:16 PM	12/10/2014 12:08:16 PM
Review Pending Report	Processing Complete	64421	12/10/2014 12:09:08 PM	12/10/2014 12:09:08 PM
File Pending Report	Processing Complete	64421	12/10/2014 12:10:30 PM	12/10/2014 12:10:30 PM
Amend Filed Report	Processing Complete	64421	12/10/2014 12:13:32 PM	12/10/2014 12:13:32 PM
Review Pending Report	Processing Complete	64421	12/10/2014 12:16:31 PM	12/10/2014 12:16:31 PM
File Pending Report	Processing Complete	64421	12/10/2014 12:17:54 PM	12/10/2014 12:17:54 PM
Amend Filed Report	Processing Complete	64421	3/27/2015 8:59:35 AM	3/27/2015 8:59:35 AM
Review Pending Report	Processing Complete	64421	3/27/2015 9:01:23 AM	3/27/2015 9:01:23 AM
File Pending Report	Processing Complete	64421	3/27/2015 9:04:43 AM	3/27/2015 9:04:43 AM

EXHIBIT

7



**FLORIDA ELECTIONS COMMISSION**

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

November 24, 2015

Justin Ellixson  
901 E Pine Street, Apt. 2  
Orlando, FL 32801-3012

**RE: Case No.: FEC 15-348; Respondent: Justin Ellixson**

Dear Mr. Ellixson:

On May 15, 2015, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violations:

**Section 106.07(2)(b)1., Florida Statutes:** Respondent was the treasurer for David Cox, a 2015 Special Election candidate for the office of State Senate, District 6. Respondent failed to timely make necessary amendments to his 2014 SP1 report, as alleged in the complaint.

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

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

The Commission will then hold a hearing to determine whether there is probable cause to believe you have violated Chapters 104 or 106, Florida Statutes. You and the complainant will receive a notice of hearing at least 14 days before the hearing. The notice of hearing will indicate the location, date, and time of your hearing. You will have the opportunity to make a brief oral

statement to the Commission, but you will not be permitted to testify or call others to testify, or introduce any documentary or other evidence.

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

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

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

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

Sincerely,



Amy McKeever Toman  
Executive Director

AMT/enr

**DIVISION OF ELECTIONS  
FEC REFERRAL FORM**

RECEIVED

2015 MAY 15 P 1:10

To FEC from Division of Elections

STATE OF FLORIDA  
DIVISION OF ELECTIONS

---

---

**Name:** David Cox  
**Account Number:** 64421  
**Candidate:** David Cox  
**Treasurer:** Justin Ellixson  
**Person Named/Notified:** David Cox

---

---

The Division of Elections is referring this issue to the Florida Elections Commission pursuant to Section 106.25, Florida Statutes. Addendums have not been filed pursuant to Section 106.07(2)(b)1., Florida Statutes, for the following report(s):

2014 SP1 Report

---

**Sent By:** Kristi Reid Bronson  
**Date:** May 14, 2015

KRP



## AFFIDAVIT

STATE OF FLORIDA

County of Leon

**Kristi Reid Bronson, being duly sworn, says:**

1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. David Cox (64421) was a 2015 Special Election candidate for the office of Florida State Senate, District 6.
5. On November 17, 2014, Mr. Cox filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. Mr. Cox designated Justin Ellixson as treasurer (See attached documents and acknowledgment letter.)
6. On March 12, 2015, the Division mailed Mr. Ellixson notification that the 2014 SP1 report was incomplete (See attached letter).
7. On April 9, 2015, the Division mailed Mr. Ellixson final notification with delivery confirmation that the 2014 SP1 report was incomplete. (See attached letter).
8. As of May 14, 2015, the 2014 SP1 campaign finance report remains incomplete.

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

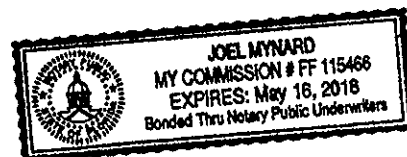
  
\_\_\_\_\_  
Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 14<sup>th</sup> day of  
May, 2015.

  
\_\_\_\_\_  
Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ✓



APPOINTMENT OF CAMPAIGN TREASURER  
AND DESIGNATION OF CAMPAIGN  
DEPOSITORY FOR CANDIDATES

(Section 106 021(1) F.S.)

(PLEASE PRINT OR TYPE)

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

14 NOV 17 AM 9:42

DIVISION OF ELECTIONS  
SECRETARY OF STATE

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)

David Cox

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

1500 Beville Road Suite 606-102 Daytona Beach,  
FL 32114

4 Telephone

(386 ) 506-1009

5 E-mail address

info@DavidCoxFL.com

6 Office sought (include district circuit, group number)

State Senate, District 6

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

Justin Ellixson

11 Mailing Address

1500 Beville Road, Suite 606-102

12 Telephone

( 386 ) 506-1009

13 City

Daytona Beach

14 County

Volusia

15 State

FL

16 Zip Code

32114

17 E-mail address

Justin@DavidCoxFL.com

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

19. Name of Bank

Wells Fargo

20 Address

1305 W. International Speedway Blvd.

21 City

Daytona Beach

22 County

Volusia

23 State

FL

24 Zip Code


32114

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

11/14/2014

26 Signature of Candidate

X 

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

I Justin Ellixson, do hereby accept the appointment  
(Please Print or Type Name)

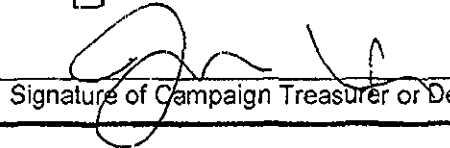
designated above as:

☒ Campaign Treasurer ☐ Deputy Treasurer

11/14/14

Date

X

  
Signature of Campaign Treasurer or Deputy Treasurer

**STATEMENT OF  
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

RECEIVED ONLY  
DEPARTMENT OF STATE

2014 DEC -1 AM 9:55

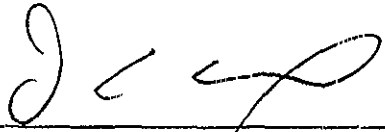
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I, David Cox

candidate for the office of Florida Senate, District 6

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

X



Signature of Candidate

11/24/2014

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

November 17, 2014

David Cox  
1500 Beville Road  
Suite 606-102  
Daytona Beach, FL 32114

Dear Mr Cox:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Senator, which was placed on file in our office on November 17, 2014. Your name has been placed on the active candidate list for the 2015 Special Election for State Senate, District 6.

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

Your first campaign treasurer's report will be due on December 10, 2014. The report will cover the period of November 17, 2014 through November 30, 2014. All candidates who file reports with the Division of Elections are required to file by means of the Division's electronic filing system (EFS).

### **Credentials and Sign-ons**

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

**EFS Web site Address:** <https://efs.dos.state.fl.us>  
**Identification Number:** 64421



Division of Elections  
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399  
850.245.6200 • 850.245.6217 (Fax) [election.dos.state.fl.us](http://election.dos.state.fl.us)  
Promoting Florida's History and Culture [VivaFlorida.org](http://VivaFlorida.org)



David Cox  
November 17, 2014  
Page Two

### **Pin Numbers**

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

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

### **Timely Filing**

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

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

### **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.

David Cox  
November 17, 2014  
Page Three

**Instructions and Assistance**

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

All of the Division's publications and reporting forms are available on the Division of Elections' web site at <http://elections.myflorida.com>. 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*, *2014 Candidate and Campaign Treasurer Handbook*, *2014 Calendar of Reporting Dates*, and *Rule 1S-2.017, Florida Administrative Code*.

Please let me know if you need additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "Kristi Reid Bronson". The signature is fluid and cursive, with a large, stylized "B" at the end.

Kristi Reid Bronson, Chief  
Bureau of Election Records

KRB/ejr

Enclosures

cc: Justin Ellixson, Treasurer



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

March 12, 2015

Justin Ellixson, Treasurer for  
Candidate David Cox  
1500 Beville Road  
Suite 606-102  
Daytona Beach, FL 32114

Re: CAN 64421

Dear Mr. Ellixson:

The Division of Elections has determined that the following report is incomplete for the reasons noted in the attached error report:

<i>Year</i>	<i>Type</i>	<i>Cover Period</i>
2014	SP1	11/17/14 - 11/30/14

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

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

Sincerely,

Kristi Reid Bronson  
Chief, Bureau of Election Records

Attachment

cc: David Cox, Candidate

Compliance Report

Candidate: David Cox

Office: STS

Report: 2014 SP1 (1)      Covering Period: 11/17/14 - 11/30/14

Account: 64421

Total

Contributions

Contribution

<u>Statute</u>	<u>FAC</u>	<u>Description</u>	<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
16.07		Financial activity not reported properly	1	11/20/201	CONGRESS COX FOR		COF	\$50.00
16.07		Financial activity not reported properly	2	11/24/201	CONGRESS COX FOR		COF	\$100.00

Expenditures

Transfers

Distributions





FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

**FINAL NOTICE**

**Delivery Confirmation:**

USPS TRACKING #  
& CUSTOMER  
RECEIPT

**9114 9999 4423 8939 8823 13**  
For Tracking or inquiries go to USPS.com  
or call 1-800-222-1811

April 9, 2015

Justin Ellixson, Treasurer for  
Candidate David Cox  
1500 Beville Road  
Suite 606-102  
Daytona Beach, FL 32114

Re: CAN 64421

Dear Mr. Ellixson:

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

Pursuant to Section 106 07(2), Florida Statutes, you have 7 days from receipt of this letter to correct errors or provide missing information. If the information has been reported accurately, you must provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that if you fail to comply with this request, the Division will forward this matter to the Florida Elections Commission for further action. Section 106 265(1), Florida Statutes, authorizes the Florida Elections Commission to impose civil penalties of up to \$1,000 per violation.

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

Sincerely,

Kristi Reid Bronson  
Chief, Bureau of Election Records

Attachment

cc: David Cox, Candidate

Compliance Report

Candidate: David Cox

Office: STS

Report: 2014 SP1 (1)

Covering Period: 11/17/14 - 11/30/14

Account: 64421

all

Contributions

<u>Statute</u>	<u>FAC</u>	<u>Description</u>	<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
16.07		Financial activity not reported properly	1	11/20/201	CONGRESS COX FOR		CHE	\$50.00
16.07		Financial activity not reported properly	2	11/24/201	CONGRESS COX FOR		CHE	\$100.00

Expenditures

Transfers

Re-Distributions

[English](#)[Customer Service](#)[USPS Mobile](#)[Register / Sign In](#)

## USPS Tracking™

[Customer Service ›](#)

Have questions? We're here to help

[Get Easy Tracking Updates ›](#)

Sign up for My USPS.com

Tracking Number: 9114999944238939882313

Updated Delivery Day: Wednesday, April 15, 2015

## Product &amp; Tracking Information

## Postal Product:

## Features:

USPS Tracking™

## DATE &amp; TIME

## STATUS OF ITEM

## LOCATION

April 15 2015 12:05 pm

Delivered In/At Mailbox

DAYTONA  
BEACH, FL 32114

Your item was delivered in or at the mailbox at 12:05 pm on April 15 2015 in DAYTONA BEACH, FL 32114

April 15 2015 8:35 am

Out for Delivery

DAYTONA  
BEACH, FL 32114

April 15 2015 8:25 am

Sorting Complete

DAYTONA  
BEACH, FL 32114

April 15 2015 4:16 am

Arrived at Post Office

DAYTONA  
BEACH, FL 32114

April 15 2015 12:41 am

Departed USPS Facility

ORLANDO, FL 32824

April 14 2015 5:29 pm

Arrived at USPS Facility

ORLANDO, FL 32824

April 14 2015 12:37 am

Departed USPS Facility

TALLAHASSEE, FL 32301

April 13 2015 10:43 pm

Arrived at USPS Facility

TALLAHASSEE, FL 32301

## Available Actions

[Text Updates](#)[Email Updates](#)

## Track Another Package

Tracking (or receipt) number

[Track It](#)

## Manage Incoming Packages

Track all your packages from a dashboard.  
No tracking numbers necessary[Sign up for My USPS.com ›](#)

# HISTORY NOTES

David Cox - 64421

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
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40422

12/10/2014 12:20:00 PM

slbagley

RE: 2014 SP1 Report Senate 6

Received phone call from Mr. Cox asking for help amending a file because it was saying incomplete I explained how to delete blank entries and how to change expenditure types

slb