

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Robert Kaplan**

**Case No.: FEC 21-059**

**TO:** Robert Kaplan  
1311 Cypress Avenue  
Venice, FL 34285-7906

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

**NOTICE OF VIRTUAL HEARING (OTHER MOTION - PUBLIC)**

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

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Robert Kaplan**

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**FEC Case No.: 21-059**

**MOTION TO DISMISS**

**COMES NOW**, staff of the Florida Elections Commission (“Commission”), by and through undersigned counsel, and files its Motion to Dismiss (“Motion”) the above referenced case. In support of its Motion, staff states:

1. On or about February 1, 2021, the Commission (“Commission”) received a referral from the Division of Elections alleging Respondent failed to timely file a notice of no activity for the 2020 P1, 2020 P5, and 2020 G5 reporting periods.

2. Respondent was a candidate for State Senate, District 23, in the 2020 election. Respondent was his own treasurer.

3. During the summer and fall of 2020, Respondent was severely ill and regularly seeing a specialist for a significant and serious health issue.

4. Because of his overall health condition, it does not appear Respondent failed to notify the filing officer that he had no financial activity for the reporting period on the prescribed due date for the given reporting periods at issue knowing that, or showing reckless disregard for whether, the act was required. Therefore, it appears the Commission would not be able to find Respondent committed the violations alleged or impose civil penalty in accordance with the requirements of Section 106.25(3), Florida Statutes.

5. The undersigned has provided a copy of the foregoing Motion to Respondent, Robert Kaplan, prior to filing it with the Commission Clerk. The undersigned is authorized to

represent to the Commission that Mr. Kaplan agrees with the contents of the Motion and the relief requested herein.

**WHEREFORE**, based on the foregoing facts and circumstances, staff moves the Commission to dismiss this case.

Respectfully submitted,

s/ [Eric M. Lipman](#)

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Eric M. Lipman  
General Counsel  
Florida Elections Commission  
107 West Gaines Street  
The Collins Building, Suite 224  
Tallahassee, Florida 32399-6596  
(850) 922-4539  
[eric.lipman@myfloridalegal.com](mailto:eric.lipman@myfloridalegal.com)

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been provided to:  
Respondent, Robert Kaplan, via email to [rskaplan11@comcast.net](mailto:rskaplan11@comcast.net) this 11th of March, 2021.

s/ [Eric M. Lipman](#)

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Eric M. Lipman, Attorney



# 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)



March 5, 2021

Robert Kaplan  
1311 Cypress Avenue  
Venice, FL 34285-7906

**RE: Case No.: FEC 21-059; Respondent: Robert Kaplan**

Dear Mr. Kaplan:

On February 1, 2021, the Florida Elections Commission received a complaint alleging you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more **legally sufficient allegations**. The Commission staff will investigate the following alleged violation(s):

**Section 106.07(7), Florida Statutes:** As alleged in the complaint, Respondent, a 2020 candidate for State Senator, District 23 failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the following reporting periods:

- 2020 P1
- 2020 P5
- 2020 G5

However, prior to an investigation, you have the option to **resolve your case now by** signing a minor violation consent order and **paying a fine of \$150**, per Rule 2B-1.003, Florida Administrative Code, **rather than the potential \$1,000 per violation** provided for in Section 106.265, Florida Statutes.

If you sign the consent order, you would not be required to admit or deny the allegation(s) in the complaint, but you would be required to immediately correct the violation, if feasible.

The signed consent order would then be considered by the Commission at its next available meeting and would constitute final action by the Commission once it is accepted and approved by the Commission. You and the Complainant will receive notice at least 14 days before any hearing at which your case is to be considered.

**Please contact Eric Lipman by phone at (850) 922-4539, by email at [Eric.Lipman@myfloridalegal.com](mailto:Eric.Lipman@myfloridalegal.com)**, or at the address listed above, to accept this minor violation consent order.

Robert Kaplan  
March 5, 2021  
Page 2  
FEC 21-059

If you choose not to resolve this case by consent order, an investigation will be conducted, the Commission will hold one or more hearings to determine whether the alleged violation(s) occurred and, if so, the amount of fine to be imposed upon you.

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

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

Sincerely,



Tim Vaccaro  
Executive Director

TV/med



**Re: Fwd: Re: Suspending PO Box 1471**   
**Florida Elections Commission** to: ROBERT KAPLAN  
 Sent by: **Molly Donovan**

03/01/2021 11:42 AM

Dear Mr. Kaplan:

We received the fax from your doctor on Friday, February 26.

Regards,  
 Molly Donovan

"ROBERT KAPLAN"	2-26-2021 Dear Molly Donovan:	02/26/2021 06:22:01 PM
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From: "ROBERT KAPLAN" <rskaplan11@comcast.net>  
 To: "fec@myfloridalegal.com" <fec@myfloridalegal.com>  
 Date: 02/26/2021 06:22 PM  
 Subject: Fwd: Re: Suspending PO Box 1471

2-26-2021

Dear Molly Donovan:

Thanks for acknowledging my letter to you. Just making sure you received my fax from my doctor concerning kidney stone. Please let me know.

Respectfully,

Robert Samuel Kaplan future candidate for State Senate District 23 Florida.

----- Original Message -----

From: Florida Elections Commission <fec@myfloridalegal.com>  
 To: ROBERT KAPLAN <rskaplan11@comcast.net>  
 Date: 02/26/2021 3:44 PM  
 Subject: Re: Suspending PO Box 1471

Received, thank you.

▼ "ROBERT KAPLAN" ---02/25/2021 04:08:24 PM---> ----- Original Message ----- >

From: "ROBERT KAPLAN" <rskaplan11@comcast.net>  
 To: "fec@myfloridalegal.com" <fec@myfloridalegal.com>  
 Date: 02/25/2021 04:08 PM  
 Subject: Suspending PO Box 1471

----- Original Message -----

2-25-2021

Dear Molly Donovan:



I talked to one of your coworkers today by the name of Megan. I let her know that not only was I ill, but also, another reason I was late to your response is because my P.O Box 1471 has been closed for 31 days without notice to me. I turned my key in today. I am requesting an extension of response because the Post Office did not inform me that they had closed out my account. That is why I never heard from you on 2-6 and 2-11. I never received the piece of mail.

In regards to all of my waivers, it was advised by The Florida Division of Elections, who I checked in with each Friday, to ensure that I was up to date with all my spending reports, to perform waivers instead of doing an actual spending report, since I did not spend any money throughout my campaign.

I hope the Florida Elections Commission will consider both explanations, i.e my illness and the fact that I was not aware that my P.O. Box had been closed for 31 days without notice to me, for my Extension For Response. The Florida Elections Commission, now, must send all correspondence to my home address, 1311 Cypress Avenue Venice, Florida 34285, as my P.O Box 1471 has been invalid for 31 days. I only hope the Florida Elections Commission will forgive me, because of the 31 day lack of notice regarding my P.O.Box from the Post Office.

Thank you for all of your help, time, and consideration.

Respectfully,

Robert Samuel Kaplan, future candidate of State Senate District 23.

(850) 921-0783  
Attention: Molly DOWDAN

Thomas J. Russett, M.D., F.A.C.S.  
Gregory M. Lomas, M.D., F.A.C.S.  
Carl G. Klutke, M.D.



Staci L. Mitchell, MSN, RN, FNP  
Casey W. Linberry, P.A.-C.

842 Sunset Lake Blvd., Bldg. B Suite 403, Venice, FL 34292  
Office: (941) 485-3351 (24 Hour) • Fax: (941) 485-7677 • www.rtrurology.com

REC'D: FL ELECTIONS COM  
26 FEB '21 PM 1:20

## PROCEDURE VISIT REPORT 07/30/2020

### ROBERT S. KAPLAN

MRN: 1721557  
DOB: 10/01/1955, 64 year old Male  
SSN: \*\*\*-\*\*-1199

PRIMARY CARE: Nadia Hanna, MD  
REFERRING: JOSEPH MILLIN, DO  
PROVIDER: Gregory Lomas, M.D.  
LOCATION: RTR Urology - 27950

**CC:** AUA Questions Scoring.  
**HPI:** ROBERT KAPLAN is a 64 year-old male established patient who is here **AUA Questions**.

**CC:** Pelvic/Rectal Exam Consent  
**HPI:** His consent for a rectal or pelvic exam **was given**. His consent for a rectal or pelvic exam was given on **7/30/2020**.

**CC:** I have pain or burning with urination.  
**HPI:** He does have **pain or burning when he urinates**. He first noticed the symptom **3 weeks ago**. His **voiding symptoms have changed**.

He does **urinate more frequently than once every 4 hours** in the daytime. He does not urinate more frequently than once every 2 hours in the daytime. He does have to **strain or bear down** to start his urinary stream. He does **dribble at the end of urination**. He does have an **abnormal sensation when needing to urinate**. He usually **gets up at night to urinate 5 or more times**.

He has not had recurrent prostate infections or chronic prostatitis. He **has not been on antibiotics** for prostate infections previously.

pt has severe dysuria and MH with AUA score of 35

CT urogram from 7/20/2020 for complaints of abdominal pain shows kidneys show no masses no hydronephrosis he has tiny bilateral renal calculi the largest measuring 3 mm in the left kidney. Ureters are normal without filling defects. Bladder there is a small enhancement in the base of the bladder left side. There is a 5 mm calcification in the prostate portion of the urethra which is new. Liver shows small cysts. Gallbladder spleen pancreas adrenals all within normal limits. Prostate is large

**AUA SYMPTOM SCORE:** **Almost always** he has the **sensation of not emptying his bladder completely** when finished urinating. **Almost always** he has to **urinate again fewer than two hours after he has finished urinating**. **Almost always** he has to **start and stop again several times when he urinates**. He never finds it difficult to postpone urination. **Almost always** he has a **weak urinary stream**. **Almost always** he has to **push or strain to begin urination**. He has to **get up to urinate 5 or more times** from the time he goes to bed until the time he gets up in the morning.

Calculated AUA Symptom Score: 30

**VITAL SIGNS:**

07/30/2020 02:14 PM	
Weight	122 lb / 55.31 kg
Height	62 in / 157.48 cm
BP	120/72 mmHg
Pulse	99 /min
Temperature	97.8 F / 36.5 C
BMI	22.3 kg/m <sup>2</sup>

**PAST DATA REVIEWED:**

**Source Of History:** Patient  
**Records Review:** AUA Symptom Score, Previous Patient Records  
**Urine Test Review:** Urinalysis  
**X-Ray Review:** C.T. Urography Abdomen/Pelvis: Reviewed Films. Reviewed Report. Discussed With Patient.

	08/15/18	07/16/18	12/30/16	10/21/15	03/11/15	11/28/14	03/28/13	07/26/12
PSA								
Total PSA	7.6	7.5	8.8	5.6	4.70	5.30	3.70	3.80

**PROCEDURES:**

**Flexible Cystoscopy - 52000**

Risks, benefits, and some of the potential complications of the procedure were discussed at length with the patient including infection, bleeding, voiding discomfort, urinary retention, fever, chills, sepsis, and others. All questions were answered. Informed consent was obtained. Antibiotic prophylaxis was given. Sterile technique and intraurethral analgesia were used.

**Meatus:** Normal size. Normal location. Normal condition.  
**Urethra:** No strictures.  
**External Sphincter:** Normal.  
**Verumontanum:** Normal.  
**Prostate:** Non-obstructing. Mild hyperplasia. **there was a stone in the prostatic urethra which we pushed back into the bladder he has severe bilateral hyperplasia with a large median lobe**  
**Bladder Neck:** Non-obstructing.  
**Ureteral Orifices:** Normal location. Normal size. Normal shape. Effluxed clear urine.  
**Bladder:** **Severe trabeculation. Cellules. Saccules. One small stone.** Normal mucosa.

The lower urinary tract was carefully examined. The procedure was well-tolerated and without complications. Antibiotic instructions were given. Instructions were given to call the office immediately for bloody urine, difficulty urinating, urinary retention, painful or frequent urination, fever, chills, nausea, vomiting or other illness. The patient stated that he understood these instructions and would comply with them.

**Urinalysis - 81003**

Dipstick

Specimen: Voided  
Appearance: Clear  
Color: Green  
Glucose: Neg  
Bilirubin: Neg  
**Ketones: Trace**  
Specific Gravity: 1.025

Dipstick Cont'd

Blood: Neg  
**pH: 6.0**  
**Protein: 1+**  
**Urobilinogen: 0.2**  
Nitrites: Neg  
Leukocyte Esterase: Neg

**ASSESSMENT:**

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		ICD-10	Details
1	GU:	Dysuria - R30.0	Stable - severe trilobar hyperplasia with a small bladder stone which was stuck in the prostatic urethra which we pushed back into the bladder

**PLAN:**

**Medications**

**New Meds:** Proscar 5 mg tablet 1 tablet PO Daily #90 3 Refill(s)  
 Rapaflo 8 mg capsule 1 capsule PO Q HS #14 1 Refill(s)  
 Trimethoprim 100 mg tablet 1 tablet PO PRIOR TO PROCEDURE #0 0 Refill(s)

**Stop Meds:** Doxazosin Mesylate 2 mg tablet 1 tablet PO BID  
**Discontinue: 07/30/2020** - Reason: The medication was ineffective.

**Schedule**

**Return Visit/Planned Activity:** 1 Month - Urinalysis, Office Visit

**Document**

**Letter(s):** Created for Patient: Clinical Summary FULL Office Visit  
 Created for Nadia Hanna, MD

The patient and I talked about medical treatment of BPH. Etiologies of BPH including advancing age, family history of BPH and others were discussed with the patient. Alternative medical, minimally invasive and surgical treatment options were discussed with the patient in detail.

Medical treatment options including alpha blocker therapy and 5 alpha reductase therapy along with their respective side effects were discussed. The patient is aware that minimally invasive and surgical treatment options are available if medical therapy fails to alleviate their symptoms of BPH. All questions were answered.

The patient gave fully informed consent to continue with medical therapy for their BPH.

The patient was given instructions to call for abdominal pain, pelvic pain, perirectal pain, nausea, vomiting, diarrhea, fever over 100°F, chills, hematuria, dysuria, frequency, urgency, or urge incontinence.

**Notes:** We will try the patient on combination of Rapaflo and finasteride. We will reevaluate in 1 month. If there is no real improvement then I think he needs to be scheduled for TURP

\*\*\*\* Signed by Gregory Lomas, M.D. on 07/30/20 at 3:10 PM (EDT)\*\*\*\*

The information contained in this medical record document is considered private and confidential patient information. This information can only be used for the medical diagnosis and/or medical services that are being provided by the patient's selected caregivers. This information can only be distributed outside of the patient's care if the patient agrees and signs waivers of authorization for this information to be sent to an outside source or route.



Suspending PO Box 1471 ROBERT KAPLAN to: fec@myfloridalegal.com 02/25/2021  
04:08 PM  
From: "ROBERT KAPLAN" <rskaplan11@comcast.net>  
To: "fec@myfloridalegal.com" <fec@myfloridalegal.com>

----- Original Message -----

2-25-2021

Dear Molly Donovan:

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Thank you for all of your help, time, and consideration.

Respectfully,

Robert Samuel Kaplan, future candidate of State Senate District 23.



Fwd: Enclosure: Complaint w/attachmts enROBERT KAPLAN to:  
 fec@myfloridalegal.com 02/23/2021 11:35 AM  
 From: "ROBERT KAPLAN" <rskaplan11@comcast.net>  
 To: "fec@myfloridalegal.com" <fec@myfloridalegal.com>  
 History:  
 This message has been replied to and forwarded.

----- Original Message -----

From: ROBERT KAPLAN <rskaplan11@comcast.net>  
 To: "foxes13@verizon.net" <foxes13@verizon.net>  
 Date: 02/23/2021 11:20 AM  
 Subject: Fwd: Enclosure: Complaint w/attachmts en

2-23-2021

Dear Molly Donovan:

I talked to my doctor and he is sending me his progress notes concerning removal of my Kidney Stone on July 30th, 2020. I was ill for several months before the procedure which resulted in a Kidney Stone removal procedure. The reason I was late responding to your notices is because thereafter, I was recovering from this awful experience. I only hope that the Florida Election Committee will forgive me because my dates correspond with my illnesses.

Please send me all further correspondence from the Florida Elections Committee to my home address as my mailbox expires March 1st, 2021. My home address is 1311 Cypress Ave. Venice, Florida 34285-7906.

Thank you for your help, time, and consideration.

----- Original Message -----

From: ROBERT KAPLAN <rskaplan11@comcast.net>  
 To: "fec@myfloridalegal.com" <fec@myfloridalegal.com>  
 Date: 02/16/2021 4:01 PM  
 Subject: Enclosure: Complaint w/attachmts en

2/16/021

Re: Case No.:FEC 21-059; Respondent: Robert Kaplan  
 Attention: Florida Elections Commission Complaint Coordinator  
 Dear Molly Donovan:

I did not receive your letter until 2-16-2021. I profusely apologize and I am filing a written waiver of confidentiality with the Commission. I am not retaining counsel, as I want to settle this matter out of court. The problem I have with this complaint, is because the Florida Division of Elections promised me I would not be fined for being late with all my reports. I always called them every Friday to make sure I was filing my reports in a timely fashion.

With that being said, I'm asking forgiveness for being late, because I had no receipts or expenditures during the reporting period. I hope you do not fine me \$1,000 per violation.

May we settle this situation out of court. If you have any questions regarding my letter, please do not hesitate to contact me at 941-600-8473.

Respectfully,

Robert Samuel Kaplan future candidate for State Senate District 23



Enclosure: Complaint w/attachmts enROBERT KAPLAN to: fec@myfloridalegal.com  
02/16/2021 04:01 PM  
From: "ROBERT KAPLAN" <rskaplan11@comcast.net>  
To: "fec@myfloridalegal.com" <fec@myfloridalegal.com>  
History:

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2/16/2021

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Respectfully,

Robert Samuel Kaplan future candidate for State Senate District 23



REC'D: FL ELECTIONS COM  
1 FEB '21 PM 3:42

**DIVISION OF ELECTIONS  
FEC NOTICE FORM**

To FEC from Division of Elections

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**Candidate:** Robert Kaplan  
**Account Number:** 75231  
**Treasurer:** Robert Samuel Kaplan

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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(2), Florida Statutes. An apparent violation of Chapter 106, F.S., has occurred based upon repeated late filings or failure to notify the filing officer in writing that no report was being filed on the prescribed reporting date as required by section 106.07(7), Florida Statutes, for the following reports:

2020 P1  
2020 P5  
2020 G5

- Robert Kaplan (75231) was a 2020 candidate for the office of State Senator.
- On March 24, 2020, Mr. Kaplan filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division appointing himself as treasurer.
- The 2020 P1 campaign treasurer's report was due on June 19, 2020. Mr. Kaplan failed to notify the Division that no report was being filed on the prescribed reporting date. On July 2, 2020, Mr. Kaplan filed a notification of no activity. (See attached file receipt and letter.)
- The 2020 P5 campaign treasurer's report was due on July 31, 2020. Mr. Kaplan failed to notify the Division that no report was being filed on the prescribed reporting date. On August 3, 2020, Mr. Kaplan filed a notification of no activity. (See attached file receipt and letter.)
- The 2020 G5 campaign treasurer's report was due on October 23, 2020. Mr. Kaplan failed to notify the Division that no report was being filed on the prescribed reporting date. On October 26, 2020, Mr. Kaplan filed a notification of no activity. (See attached file receipt.)

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**Sent By:** Kristi Reid Willis *KRW*  
**Date:** January 28, 2021  
mcc

 Treasurer Report StatusID: **75231** Name: **Robert Kaplan**

Report: 2020 - P1 - 4

Print Date: **1/27/2021 2:04:57 PM**

Election: 2020 General Election

Covers: 6/1/2020-6/12/2020

 Amended  Waiver

Due: 6/19/2020

Filed: **7/2/2020 2:49:23 PM**File Status: **Filed Report**Reviewed: **7/2/2020**Review Status: **Reviewed**Detail Complete: **No Detail Records Found**

File Method: Web Filed

**Number of Detail Records**

Entry Method: Web Data Entry

Contributions: 0

Expenditures: 0

Pending Queued Items: **0**

Fund Transfers: 0

Distributions: 0

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



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee  
Secretary of State

DIVISION OF ELECTIONS

July 14, 2020

Robert Samuel Kaplan  
Post Office Box 1471  
Venice, FL 34284-4284

CAN 75231

Dear Mr. Kaplan:

The notification that you had no reportable activity for the report deadline of June 19, 2020, was not filed until July 2, 2020. Although the notification is late, no automatic fine is assessed because you had no receipts or expenditures during this reporting period.

However, to avoid potential issues in the future, please note that state law (s. 106.07(7), Fla. Stat.) requires you to file by the dates set out also in law, either a campaign finance report or if applicable, a notification that no reportable activity occurred for the reporting period. Failure to do may constitute a violation of sections 106.07(1) and 106.19(1)(c), Fla. Stat. The Division is required to notify the Florida Elections Commission of any apparent violation of chapter 106, Fla. Stat., or any failure to file a report or information required by chapter 106, Fla. Stat. If a matter is referred to the Florida Elections Commission, the Commission may assess a civil penalty of up to \$1,000 per violation.

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

Sincerely,

Kristi Reid Willis, Chief  
Bureau of Election Records



## Treasurer Report Status

ID: **75231** Name: **Robert Kaplan**

Report: 2020 - P5 - 8

Print Date: **1/27/2021 2:05:20 PM**

Election: 2020 General Election

Covers: 7/18/2020-7/24/2020

 Amended  Waiver

Due: 7/31/2020

Filed: **8/3/2020 9:18:25 AM**File Status: **Filed Report**Reviewed: **8/3/2020**Review Status: **Reviewed**Detail Complete: **No Detail Records Found**

File Method: Web Filed

**Number of Detail Records**

Entry Method: Web Data Entry

Contributions: 0

Expenditures: 0

Pending Queued Items: **0**

Fund Transfers: 0

Distributions: 0

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



FLORIDA DEPARTMENT OF STATE

**Laurel M. Lee**  
Secretary of State

DIVISION OF ELECTIONS

August 10, 2020

Robert Samuel Kaplan  
Post Office Box 1471  
Venice, FL 34284-4284

CAN 75231

Dear Mr. Kaplan:

The notification that you had no reportable activity for the report deadline of July 31, 2020, was not filed until August 3, 2020. Although the notification is late, no automatic fine is assessed because you had no receipts or expenditures during this reporting period.

However, to avoid potential issues in the future, please note that state law (s. 106.07(7), Fla. Stat.) requires you to file by the dates set out also in law, either a campaign finance report or if applicable, a notification that no reportable activity occurred for the reporting period. Failure to do may constitute a violation of sections 106.07(1) and 106.19(1)(c), Fla. Stat. The Division is required to notify the Florida Elections Commission of any apparent violation of chapter 106, Fla. Stat., or any failure to file a report or information required by chapter 106, Fla. Stat. If a matter is referred to the Florida Elections Commission, the Commission may assess a civil penalty of up to \$1,000 per violation.

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

Sincerely,

Kristi Reid Willis, Chief  
Bureau of Election Records

 Treasurer Report Status

ID: **75231**      Name: **Robert Kaplan**

Report: 2020 - G5 - 15

Print Date: **1/27/2021 2:05:43 PM**

Election: 2020 General Election

Covers: 10/3/2020-10/16/2020

Amended     Waiver

Due: 10/23/2020

Filed: **10/26/2020 9:15:56 AM**

File Status: **Filed Report**

Reviewed: **12/29/2020**

Review Status: **Reviewed**

Detail Complete: **Complete Detail Records**

File Method: Web Filed

**Number of Detail Records**

Entry Method: Web Data Entry

Contributions: 0

Expenditures: 1

Pending Queued Items: **0**

Fund Transfers: 0

Distributions: 0

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