

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Henry Choice

Case No.: FEC 18-300

TO: Henry Choice
141 Fleming Road
Bainbridge, GA 39818-7806

Division of Elections
500 S. Bronough Street, Room 316
Tallahassee, FL 32399-0250

AMENDED NOTICE OF VIRTUAL HEARING (INFORMAL HEARING)
**(ONLY CHANGES MADE WERE TO CORRECT WEBINAR ID &
TELECONFERENCE DIAL-IN NUMBER & ACCESS CODE)**

A hearing will be held in this case before the Florida Elections Commission on, **August 31, 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: 116499747** or via **teleconference by dialing (877) 309-2074** and entering the **meeting access code 339-753-920**, 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
August 23, 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 · www.fec.state.fl.us



Commission Meeting August 31, 2021 at 8:30AM via GoToWebinar and OpenVoice

In order to participate in the public portion of the August 31, 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.
 2. Select "Join" in the upper right corner of the website. Select "Webinar".
 3. Enter the 9-digit Webinar ID: 116-499-747 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 1-877-309-2074
 2. Enter Access Code 339-753-920. Attendees do not have an Audio PIN.
 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 or pre-register at <https://attendee.gotowebinar.com/register/163258102730146317>. 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: Henry Choice

Case No.: FEC 18-300

TO: Henry Choice
141 Fleming Road
Bainbridge, GA 39818-7806

Division of Elections
500 S. Bronough Street, Room 316
Tallahassee, FL 32399-0250

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Tim Vaccaro
Executive Director
Florida Elections Commission
August 13, 2021

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



Florida Elections Commission

107 West Gaines Street, Suite 224 Tallahassee, Florida 32399-6596

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Commission Meeting August 31, 2021 at 8:30AM via GoToWebinar and OpenVoice

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 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 1-877-568-4108
 2. Enter Access Code 684-343-135. Attendees do not have an Audio PIN.
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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

Florida Elections Commission,
Petitioner,

Case No.: FEC 18-300

v.

Henry Choice,
Respondent.

_____ /

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (“Commission”) at its regularly scheduled meeting on May 25, 2021, in Tallahassee, Florida.

On March 29, 2021, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff’s Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff’s Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

Count 1:

On or about May 10, 2018, Henry Choice violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing a 2018 M4 Report.

Count 2:

On or about June 11, 2018, Henry Choice violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer

in writing on the prescribed reporting date that he would not be filing a 2018 M5 Report.

Count 3:

On or about June 29, 2018, Henry Choice violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing a 2018 P1 Report.

Count 4:

On or about July 6, 2018, Henry Choice violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing a 2018 P1A Report.

Count 5:

On or about July 13, 2018, Henry Choice violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing a 2018 P2 Report.

Count 6:

On or about July 20, 2018, Henry Choice violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing a 2018 P2A Report.

Count 7:

On or about July 27, 2018, Henry Choice violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing a 2018 P3 Report.

Count 8:

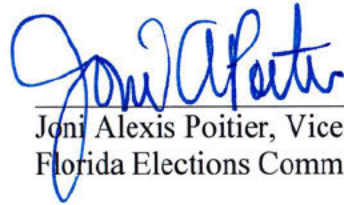
On or about August 3, 2018, Henry Choice violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing a 2018 P4 Report.

Count 9:

On or about August 10, 2018, Henry Choice violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing a 2018 P5 Report.

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

DONE AND ORDERED by the Florida Elections Commission on May 25, 2021.



Joni Alexis Poitier, Vice Chair
Florida Elections Commission

Copies furnished to:
Mattie T. Clay, Attorney
Henry Choice, Respondent
Division of Elections, Complainant

NOTICE OF RIGHT TO A HEARING

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

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

Third, you may request a formal hearing held before an administrative law judge in the Division of Administrative Hearings (“DOAH”), if you dispute any material fact in the Staff Recommendation. You have thirty (30) days from the date the Order of Probable Cause is filed

with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to present evidence relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

If you do not elect to resolve the case by consent order or request a formal hearing at the DOAH or an informal hearing before the Commission within thirty (30) days of the date this Order of Probable Cause is filed with the Commission, the case will be sent to the Commission for a formal or informal hearing, depending on whether the facts are in dispute. The date this order was filed appears in the upper right-hand corner of the first page of the order.

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

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Henry Choice

Case No.: FEC 18-300

TO: Henry Choice
141 Fleming Road
Bainbridge, GA 39818-7806

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

NOTICE OF VIRTUAL HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on **May 25, 2021**. The Commission's Confidential Session will begin **at 1:00 p.m., EST**, and will consider multiple cases that day.

Please note that because of COVID-19, this will be a virtual meeting conducted by remote video or teleconference. Enclosed you will find additional details on joining the video conference via **ZOOM, Meeting ID 94154440062**, or via teleconference by dialing **(929) 205-6099** and entering the meeting **access code 459476**, 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. **The confidential session will begin following the conclusion of the public session and lunch break. Please login promptly and be prepared to wait until the confidential session begins.**

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Tim Vaccaro
Executive Director
Florida Elections Commission
May 10, 2021

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Confidential Commission Meeting May 25, 2021 at 1:00 PM via Zoom

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

Join Zoom Meeting

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

<https://zoom.us/j/94154440062?pwd=NE9oNEZBN3FaZklDRHZmZUIKTituUT09>

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

1. Open your web browser and search Zoom or enter www.zoom.us
2. Select "Join A Meeting" in the upper right corner of the website.
3. Enter the Meeting ID: 941 5444 0062 and click "Join".
4. Enter the Participant Passcode: 459476 and click "Join".

For alternative audio participation:

1. Dial: 1 (929) 205-6099
2. Meeting ID: 941 5444 0062
3. Participant Passcode: 459476

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

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

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

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

Thank you,

Commission Staff

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Henry Choice

Case No.: FEC 18-300

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.07(7), Florida Statutes**, and **no probable cause** to charge Respondent with violating **Section 106.19(1)(c), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on February 15, 2021, the following facts and law support this staff recommendation.

1. On September 21, 2018, the Florida Elections Commission (“Commission”) received a referral from the Division of Elections (“Division”) alleging Henry Choice (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a candidate for Governor in the 2018 election. (ROI Exhibit 1, page 5; Attachment A)¹ Respondent's initial Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form (“DS-DE 9”) was filed with the Division on April 27, 2018. (ROI Exhibit 2, page 2) Respondent filed a second DS-DE 9 with the Division on June 18, 2018. (ROI Exhibit 2, page 1) Respondent was eliminated as a candidate because he failed to have a running mate designated and qualified by September 6, 2018. (ROI Exhibit 1, pages 1 and 2)

3. By letter dated January 16, 2019, the Executive Director notified Respondent that Commission staff would investigate the following alleged violations:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2018 candidate for the office of Governor, 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:

- 2018 M4
- 2018 M5
- 2018 P1

¹ The Report of Investigation shall be referred to herein as “ROI.”

- 2018 P1A
- 2018 P2
- 2018 P2A
- 2018 P3
- 2018 P4
- 2018 P5

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2018 candidate for the office of Governor, may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, during the following reporting periods:

- 2018 M4
- 2018 M5
- 2018 P1
- 2018 P1A
- 2018 P2
- 2018 P2A
- 2018 P3
- 2018 P4
- 2018 P5

4. By two letters dated May 3, 2018, Kristi Reid Bronson, Chief, Bureau of Election Records, Division of Elections, notified Respondent that his name had been placed on the 2018 active candidate list.² The letters advised Respondent that all candidates who file reports with the Division are required to use the Division's Electronic Filing System ("EFS") and provided Respondent with a user identification number and initial password to access the EFS. (ROI Exhibit 4, page 1 and 3)³

5. Ms. Bronson's May 3, 2018 letters further advised Respondent that all the Division's publications and reporting forms were available on the Division's website and it was Respondent's responsibility to read, understand, and follow the requirements of Florida's Election Laws. Ms. Bronson's letters also directed Respondent to print a copy of Chapters 104 and 106, Florida Statutes, the *Candidate and Campaign Treasurer Handbook* ("Handbook") and the *Calendar of Reporting Dates*. (ROI Exhibit 4, pages 2 and 4)

² Kristi Reid Bronson is now known as Kristi Reid Willis.

³ One of Ms. Bronson's May 3, 2018 letters informed Respondent his first campaign report was the 2018 M4 Report and it was due on May 10, 2018. Ms. Bronson's second May 3, 2018 letter informed Respondent his first campaign report was the 2018 M5 Report and it was due on June 11, 2018. (ROI Exhibit 4) Because Respondent became a candidate on April 27, 2018, Respondent was required to file a 2018 M4 Report on or before May 10, 2018. (ROI Exhibit 2, page 2; Exhibit 9, page 3)

6. Section 106.07(7), Florida Statutes, provides:

Notwithstanding any other provisions of this chapter, in any reporting period during which a candidate or political committee has not received funds, made any contributions, or expended any reportable funds, the filing of the required report for that period is waived. However, the next report filed must specify that the report covers the entire period between the last submitted report and the report being filed, and any candidate or political committee not reporting by virtue of this subsection on dates prescribed elsewhere in this chapter **shall notify the filing officer in writing on the prescribed reporting date that no report is being filed on that date.** (Emphasis added)

7. Respondent failed to file a 2018 M4, 2018 M5, 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4 and 2018 P5 Report or a notice of no activity for the 2018 M4, 2018 M5, 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4, and 2018 P5 reporting periods on or before the prescribed due dates. (Attachments A and B)

8. The Division notified Respondent by letter on more than one occasion that Respondent had not filed his 2018 M4, 2018 M5, 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4, and 2018 P5 Reports or a notice of no activity for the applicable reporting periods. (ROI Exhibit 5; ROI Exhibit 6, page 1; ROI Exhibit 7, page 1; ROI Exhibit 8, pages 1 through 7)

9. As of March 25, 2021, Respondent has not filed a notice of no activity for the 2018 M4, 2018 M5, 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4, and 2018 P5 reporting periods . (Attachment B)

10. Investigator Hinson subpoenaed copies of Respondent's campaign bank account records from Wells Fargo Bank. In response to the subpoena, Wells Fargo Bank sent a "Business Records Declaration" stating it was, "Unable to locate any records for Henry James Choice in the time scope of April 2018 – December 2018." (ROI Exhibit 10) Because Respondent did not have a campaign account during the reporting periods at issue, it appears Respondent did not have any financial transactions during the 2018 M4, 2018 M5, 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4, and 2018 P5 reporting periods and should have filed notices of no activity.⁴

11. On December 18, 2020, Investigator Hinson attempted to contact Respondent by telephone two times at the phone number on Respondent's DS-DE 9s. When Investigator Hinson attempted to call Respondent the first time, she reached a recorded message that stated, "The wireless customer you are calling is not available; please try again later." (ROI Exhibit 11, Phone Log Entries 9 and 10)

⁴ The dates covered by the reporting periods at issue are April 27, 2018, through August 3, 2018. (ROI Exhibit 2, page 2, ROI Exhibit 9, page 3; and §106.021(1)(a), Fla. Stat.)

12. When Investigator Hinson called Respondent the second time on December 18, 2020, at the phone number Respondent listed on his DS-DE 9s, Investigator Hinson reached a recorded message that stated, “The wireless customer you are calling is not available; please try again later.” (ROI Exhibit 11, Phone Log Entry 10)

13. On December 22, 2020, Investigator Hinson attempted to contact Respondent at the phone number listed on his DS-DE 9s. Investigator Hinson reached a recorded message that stated, “The wireless customer you are calling is not available; please try again later.” (ROI Exhibit 11, Phone Log Entry 11)

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

15. The above facts show that Respondent was a candidate for Governor in the 2018 election. Respondent failed to timely file his 2018 M4, 2018 M5, 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4, and 2018 P5 Reports or a notice of no activity for the corresponding reporting periods, whichever was applicable.

16. The above facts also show that between April 27, 2018 and August 3, 2018, Respondent did not have a campaign account. Therefore, it appears Respondent had no reportable financial activity and should have filed a notice of no activity for each of the reporting periods, which he failed to do.

Based on the foregoing, I recommend the Commission find probable cause to charge Respondent with the following violations:

Count 1:

On or about May 10, 2018, Respondent violated Section 106.07(7), Florida Statutes, when Respondent failed to notify the filing officer in writing on or before May 10, 2018, that Respondent would not be filing a 2018 M4 Report on the prescribed due date.

Count 2:

On or about June 11, 2018, Respondent violated Section 106.07(7), Florida Statutes, when Respondent failed to notify the filing officer in writing on or before June 11, 2018, that Respondent would not be filing a 2018 M5 Report on the prescribed due date.

Count 3:

On or about June 29, 2018, Respondent violated Section 106.07(7), Florida Statutes, when Respondent failed to notify the filing officer in writing on or before June 29, 2018, that Respondent would not be filing a 2018 P1 Report on the prescribed due date.

Count 4:

On or about July 6, 2018, Respondent violated Section 106.07(7), Florida Statutes, when Respondent failed to notify the filing officer in writing on or before July 6, 2018, that Respondent would not be filing a 2018 P1A Report on the prescribed due date.

Count 5:

On or about July 13, 2018, Respondent violated Section 106.07(7), Florida Statutes, when Respondent failed to notify the filing officer in writing on or before July 13, 2018, that Respondent would not be filing a 2018 P2 Report on the prescribed due date.

Count 6:

On or about July 20, 2018, Respondent violated Section 106.07(7), Florida Statutes, when Respondent failed to notify the filing officer in writing on or before July 20, 2018, that Respondent would not be filing a 2018 P2A Report on the prescribed due date.

Count 7:

On or about July 27, 2018, Respondent violated Section 106.07(7), Florida Statutes, when Respondent failed to notify the filing officer in writing on or before July 27, 2018, that Respondent would not be filing a 2018 P3 Report on the prescribed due date.

Count 8:

On or about August 3, 2018, Respondent violated Section 106.07(7), Florida Statutes, when Respondent failed to notify the filing officer in writing on or before August 3, 2018, that Respondent would not be filing a 2018 P4 Report on the prescribed due date.

Count 9:

On or about August 10, 2018, Respondent violated Section 106.07(7), Florida Statutes, when Respondent failed to notify the filing officer in writing on or before August 10, 2018, that Respondent would not be filing a 2018 P5 Report on the prescribed due date.

I further recommend the Commission find no probable cause to charge Respondent with violating Section 106.19(1)(c), Florida Statutes.

Respectfully submitted on March 29, 2021.



Eric M. Lipman
General Counsel

I have reviewed this Staff Recommendation this 29th day of March 2021.



Tim Vaccaro
Executive Director

AFFIDAVIT

STATE OF FLORIDA

County of Leon

Kristi Reid Willis, being duly sworn, says:

1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. Henry Choice (71049) was a 2018 candidate for the office of Governor.
5. On April 27, 2018, Mr. Choice filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. Mr. Choice appointed himself as treasurer.
6. The 2018 M4 campaign treasurer's report was due on May 10, 2018. On May 11, 2018, the Division mailed Mr. Choice notification that the 2018 M4 treasurer's report had not been filed.
7. On July 10, 2018, the Division mailed Mr. Choice notification that the 2018 M4 treasurer's report had not been filed.
8. On July 26, 2018, the Division mailed Mr. Choice final notification with delivery confirmation that the 2018 M4 treasurer's report had not been filed. (See attached letter and delivery confirmation.)
9. The 2018 M5 campaign treasurer's report was due on June 11, 2018. On June 12, 2018, the Division mailed Mr. Choice notification that the 2018 M5 treasurer's report had not been filed.
10. On July 10, 2018, the Division mailed Mr. Choice notification that the 2018 M5 treasurer's report had not been filed.
11. On July 26, 2018, the Division mailed Mr. Choice final notification with delivery confirmation that the 2018 M5 treasurer's report had not been filed. (See attached letter and delivery confirmation.)


ATTACHMENT A, Page 1

12. The 2018 P1 campaign treasurer's report was due on June 29, 2018. On July 2, 2018, the Division mailed Mr. Choice notification that the 2018 P1 treasurer's report had not been filed.
13. On July 26, 2018, the Division mailed Mr. Choice notification that the 2018 P1 treasurer's report had not been filed.
14. The 2018 P1A campaign treasurer's report was due on July 6, 2018. On July 10, 2018, the Division mailed Mr. Choice notification that the 2018 P1A treasurer's report had not been filed.
15. On July 26, 2018, the Division mailed Mr. Choice notification that the 2018 P1A treasurer's report had not been filed.
16. The 2018 P2 campaign treasurer's report was due on July 13, 2018. On July 16, 2018, the Division mailed Mr. Choice notification that the 2018 P2 treasurer's report had not been filed.
17. On July 26, 2018, the Division mailed Mr. Choice notification that the 2018 P2 treasurer's report had not been filed.
18. The 2018 P2A campaign treasurer's report was due on July 20, 2018. On July 25, 2018, the Division mailed Mr. Choice notification that the 2018 P2A treasurer's report had not been filed.
19. The 2018 P3 campaign treasurer's report was due on July 27, 2018. On July 30, 2018, the Division mailed Mr. Choice notification that the 2018 P3 treasurer's report had not been filed.
20. On August 9, 2018, the Division mailed Mr. Choice notification that the 2018 P3 treasurer's report had not been filed.
21. The 2018 P4 campaign treasurer's report was due on August 3, 2018. On August 6, 2018, the Division mailed Mr. Choice notification that the 2018 P4 treasurer's report had not been filed.
22. The 2018 P5 campaign treasurer's report was due on August 10, 2018. On August 13, 2018, the Division mailed Mr. Choice notification that the 2018 P5 treasurer's report had not been filed.
23. On August 14, 2018, the Division mailed Mr. Choice final notification with delivery confirmation that the 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4, and 2018 P5 treasurer's reports had not been filed. (See attached letters and delivery confirmation.)
24. Mr. Choice did not notify the Division of Elections prior to or on the prescribed reporting date for the 2018 M4, 2018 M5, 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4, and 2018 P5 reports that no reports were to be filed.

ATTACHMENT A, page 2

25. As of September 20, 2018, Mr. Choice has not filed the 2018 M4, 2018 M5, 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4, and 2018 P5 reports.

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



Signature of Affiant

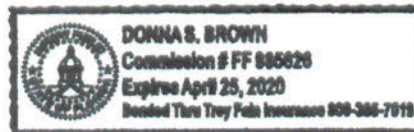
Sworn to (or affirmed) and subscribed before me this 20th day of September, 2018.



Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known





Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Name:

Election:

Acct:

Type:

Candidate Name: Henry Choice

Account: [71049](#)

| Date Due | Type | Date Filed | Status | Days Late | Fine Assessed | Appealed | Amount Fined | Amount Paid |
|-----------|------|------------|--------|-----------|---------------|----------|--------------|-------------|
| 12/5/2018 | TR | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 9/7/2018 | G1 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 8/31/2018 | P7A | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 8/24/2018 | P7 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 8/17/2018 | P6 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 8/10/2018 | P5 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 8/3/2018 | P4 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 7/27/2018 | P3 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 7/20/2018 | P2A | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 7/13/2018 | P2 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 7/6/2018 | P1A | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 6/29/2018 | P1 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 6/11/2018 | M5 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 5/10/2018 | M4 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |

FLORIDA ELECTIONS COMMISSION

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

Case Number: FEC 18-300

Respondent: Henry Choice

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

Division of Elections (Division)

Referral Filed: September 21, 2018

Respondent Type:

Candidate/Candidate’s Treasurer

PC/PC’s Chairperson/PC’s Treasurer

I. Preliminary Information:

1. Respondent was a 2018 write-in candidate for Governor of Florida.¹ He was a first-time candidate. Respondent was required to have a Lt. Governor running mate designated and qualified by September 6, 2018. However, he failed to do so, and his name was removed from the active candidate list by the filing officer. To review the filing officer’s memorandum dated September 10, 2018 and related emails, refer to Exhibit 1.

2. An Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) was filed on April 27, 2018. Respondent appointed himself as campaign treasurer. To review the DS-DE 9, refer to Exhibit 2.²

3. Respondent filed a Statement of Candidate with the Division on April 27, 2018 in which he certified he had been provided access to read and understand Chapter 106, F.S. To review a copy of the Statement of Candidate, refer to Exhibit 3.

4. Two acknowledgement letters were mailed to the address provided on the DS-DE 9 on May 3, 2018 advising Respondent that all candidates filing reports with the Division are required to file by means of the Division’s electronic filing system (EFS). Respondent was provided with a user identification number and initial password allowing him access to the EFS.

5. The acknowledgement letters also advised Respondent that all the Division’s publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *Candidate & Campaign Treasurer Handbook* and the *Calendar of Reporting Dates*. The letters further advised Respondent that it was his responsibility to read, understand, and follow the requirements of Florida’s election laws. To review the acknowledgement letters, refer to Exhibit 4.

¹ Respondent is a resident of Bainbridge, Georgia.

² Respondent filed a second DS-DE 9 on June 18, 2018, changing his designation from NPA to write-in.

6. The Division sent correspondence to Respondent notifying Respondent that he had not filed either a campaign report or notification that no reportable activity occurred for the following reporting period(s): 2018 M4, M5, P1, P1A, P2, P2A, P3, P4, and P5. The letter(s) included reference to the filing date(s) for the report(s). The correspondence was mailed to Respondent at the address provided on the DS-DE 9. To review the failure to file correspondence, refer to Exhibit 5.

7. On July 26, 2018, the Division sent Respondent a letter marked “Final Notice” with delivery confirmation stating that the following campaign report(s), or the required notification that no reportable activity occurred, had not been filed: 2018 M4. The letter was mailed to Respondent at the address provided on the DS-DE 9, and it was confirmed delivered on July 27, 2018. To review the letter marked “Final Notice” and delivery confirmation, refer to Exhibit 6.

8. On July 26, 2018, the Division sent Respondent a letter marked “Final Notice” with delivery confirmation stating that the following campaign report(s), or the required notification that no reportable activity occurred, had not been filed: 2018 M5. The letter was mailed to Respondent at the address provided on the DS-DE 9, and it was confirmed delivered on July 27, 2018. To review the letter marked “Final Notice” and delivery confirmation, refer to Exhibit 7.

9. On August 14, 2018, the Division sent Respondent multiple letters marked “Final Notice” with delivery confirmation in a single envelope stating that the following campaign report(s), or the required notification that no reportable activity occurred, had not been filed: 2018 P1, P1A, P2, P2A, P3, P4, and P5. The envelope was mailed to Respondent at the address provided on the DS-DE 9, and it was confirmed delivered on August 17, 2018. To review the letters marked “Final Notice” and delivery confirmation, refer to Exhibit 8.

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

9. I investigated whether Respondent violated these sections of the election laws either by not notifying the filing officer, in writing, that no report would be filed due to not receiving any contributions or making expenditures during the following reporting period(s) or by not filing campaign report(s) to reflect financial activity for the reporting period(s). To review a copy of Respondent’s filing history and related documents, refer to Exhibit 9.

| Report | Report Cover Period | Due Date | Report or Waiver Required | ³ Exhibit # |
|----------|---------------------|----------|---------------------------|------------------------|
| 2018 M4 | 04/01/18– 04/30/18 | 05/10/18 | Waiver | 10 |
| 2018 M5 | 05/01/18– 05/31/18 | 06/11/18 | Waiver | 10 |
| 2018 P1 | 06/01/18– 06/22/18 | 06/29/18 | Waiver | 10 |
| 2018 P1A | 06/23/18– 06/29/18 | 07/06/18 | Waiver | 10 |
| 2018 P2 | 06/30/18– 07/06/18 | 07/13/18 | Waiver | 10 |
| 2018 P2A | 07/07/18– 07/13/18 | 07/20/18 | Waiver | 10 |
| 2018 P3 | 07/14/18– 07/20/18 | 07/27/18 | Waiver | 10 |
| 2018 P4 | 07/21/18– 07/27/18 | 08/03/18 | Waiver | 10 |

³ I subpoenaed Respondent’s campaign account records from the designated campaign depository. The campaign depository provided notification declaring that it had no record of a campaign account found in Respondent’s name. To review the bank’s declaration, refer to Exhibit 10.

| | | | | |
|---|--------------------|----------|--------|----|
| 2018 P5 | 07/28/18– 08/03/18 | 08/10/18 | Waiver | 10 |
| 10. Respondent did not respond to the referral. | | | | |
| 11. Respondent did not respond to a questionnaire-affidavit. Because the affidavit has not been returned, I am unable to ascertain whether he has read Chapter 106, Florida Statutes, and/or the <i>Candidate & Campaign Treasurer Handbook</i> . | | | | |
| 12. I attempted to contact Respondent by mail, telephone and email to give him an opportunity to discuss the allegations made in the referral. As of the date of this report, I have had no response from Respondent. To review a copy of the phone log, refer to Exhibit 11. | | | | |
| SIGNATURE OF INVESTIGATOR: <u>Helen Hinson</u> Date: February 15, 2021. | | | | |

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Henry Choice -- FEC 18-300

| LIST OF EXHIBITS | |
|-------------------------|---|
| Exhibits #s | Description of Exhibits |
| Exhibit 1 | Filing Officer's memorandum dated September 10, 2018 and related emails |
| Exhibit 2 | Respondent's DS-DE 9s |
| Exhibit 3 | Statement of Candidate |
| Exhibit 4 | Acknowledgement Letters |
| Exhibit 5 | Failure-to-File correspondence – 2018 M4, M5, P1, P1A, P2, P2A, P3, P4, and P5 Reports |
| Exhibit 6 | Final Notice with delivery confirmation – 2018 M4 Report |
| Exhibit 7 | Final Notice with delivery confirmation – 2018 M5 Report |
| Exhibit 8 | Final Notice with delivery confirmation – 2018 P1, P1A, P2, P2A, P3, P4, and P5 Reports |
| Exhibit 9 | Respondent's filing history |
| Exhibit 10 | Declaration from the Bank |
| Exhibit 11 | Phone Log |

From: [Willis, Kristi R. \(Bronson\)](#)
To: [Helen Hinson](#)
Subject: RE: Henry Choice - Candidate # 71049
Date: Tuesday, May 12, 2020 9:03:13 AM
Attachments: [SKM_454e20051208550.pdf](#)

Mr. Choice was eliminated as a candidate because of his failure to have a Lt. Governor running mate designated and qualified by September 6, 2018.

Attached is the memo sent on September 20, 2018, to the candidates who were eliminated for this reason.

Regards,

*Kristi Reid Willis, Chief
Bureau of Election Records*

From: Helen Hinson <Helen.Hinson@myfloridalegal.com>
Sent: Monday, May 11, 2020 5:50 PM
To: Willis, Kristi R. (Bronson) <Kristi.Willis@DOS.MyFlorida.com>
Subject: Henry Choice - Candidate # 71049

EMAIL RECEIVED FROM EXTERNAL SOURCE

Dear Ms. Willis:

At your earliest convenience, please provide details regarding why he was removed as a 2018 candidate for Governor and provide any documentation and notice(s) provided to the candidate informing him of same.

Thank you in advance for your assistance in resolving this matter.

Regards,

Helen Hinson
Investigation Specialist
Florida Elections Commission
107 W Gaines Street
Collins Building, Suite 224
Tallahassee, FL 32399-1050
PH: 850.922.4539
FAX: 850.921.0783
www.fec.state.fl.us

Please note: Florida has a very broad public records law. Written communications to or from me 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.



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

MEMORANDUM

TO: Candidates

FROM: Kristi Reid Willis, Chief *KRW*
Bureau of Election Records

DATE: September 10, 2018

SUBJECT: Closing Out Your Campaign and Filing Your Termination Report

Candidates who are unopposed or eliminated after the 2018 primary election must dispose of all funds on deposit in the campaign account pursuant to the provisions of Section 106.141, Florida Statutes, within 90 days of the primary election. Therefore, your termination report (TR) must be filed using the Electronic Filing System (EFS) no later than **December 5, 2018**. You are not required to close the campaign account prior to the due date; however, you must have written checks disposing of all surplus funds in the account by this date.

You may file your report at any time prior to the deadline once you have disposed of all funds. In order to file your termination report prior to December 5, 2018, you will need to change the cover period, which has been defaulted to an ending period of December 5, 2018, in the EFS (see attached example).

Before disposing of surplus funds, if you submitted petitions to a supervisor of elections and did not pay to have signatures verified because you filed an undue burden oath, you must reimburse the county for verifying the signatures pursuant to Section 106.141(7), Florida Statutes. Please contact any supervisor of elections that verified signatures for your campaign to determine the amount that must be reimbursed.

If you have any questions, please contact this office at (850) 245-6280.

KRW/slb

Attachment

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



If you file your Termination Report PRIOR to December 5, 2018, change the cover period end date in the EFS system to the date you are filing your report.

Use this form to submit an original report. To submit an amendment to a previously filed report, first select the report from the 'Filed Reports' listing and then choose the 'Amend Report' option from the 'Filings' menu item.

Coverage Periods
Campaign finance reports itemize financial activity occurring during a specific reporting period. The reporting period is declared by first selecting the election cycle then the report type & year. The filing due date of the report are automatically associated with the selected

Election Cycle: 2012 General Election
Report Type & Year: TR 2012
Coverage Period: 11/2/2012 2/4/2013 Due Date: 02/04/2013
 Special Election Report Waiver

CHANGE THE END DATE HERE TO THE DATE YOU ARE FILING YOUR TR REPORT

2018 General Election
Summary Listing for State Candidates

| | ACCT | OFFICE | JURIS | STATUS | DATE | NAME | PARTY | Petition | FP | GE | APPL DATE |
|---|-------|--------|-------|--------|----------|---------------------|-------|----------|----|----|-----------|
| 1 | 71534 | GOV | | REM | 9/6/2018 | Raphael Herman | NPA | FEE | | | 6/4/2018 |
| 2 | 71049 | GOV | | REM | 9/6/2018 | Henry Choice | WRI | WRI | | | 4/27/2018 |
| 3 | 69804 | GOV | | REM | 9/6/2018 | Anthony "Tony" Knox | WRI | WRI | | | 5/8/2017 |
| 4 | 73239 | GOV | | REM | 9/6/2018 | Monroe Lee | WRI | WRI | | | 6/22/2018 |

HAND DELIVERED

APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY FOR CANDIDATES

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

(PLEASE PRINT OR TYPE)

18 JUN 18 PM 3:50

SECRETARY OF STATE

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

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

Initial Filing of Form Re-filing to Change: Treasurer/Deputy Depository Office Party

2. Name of Candidate (in this order: First, Middle, Last)

HENRY JAMES CHOICE

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

145 FLEMING ROAD BAINBRIDGE GEORGIA 39818

4. Telephone

(229) 205-5724

5. E-mail address

HENRYCHOICE305@EMAIL.COM

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

FLORIDA GOVERNOR'S OFFICE

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 Party candidate

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

10. Name of Treasurer or Deputy Treasurer

HENRY CHOICE

11. Mailing Address

145 FLEMING ROAD

12. Telephone

13. City

BAINBRIDGE

14. County

DECATUR

15. State

GA

16. Zip Code

39818

17. E-mail address

HENRYCHOICE305@EMAIL.COM

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

19. Name of Bank

WELLS FARGO

20. Address

NORTH MONROE ST 606

21. City

TALLAHASSEE

22. County

LEON

23. State

FLORIDA

24. Zip Code

39819

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

APRIL 25, 2018

26. Signature of Candidate

[Signature]

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

I, [Signature], do hereby accept the appointment

designated above as: Campaign Treasurer Deputy Treasurer

April 27, 2018

Date

[Signature]

Signature of Campaign Treasurer or Deputy Treasurer

HAND DELIVERED

RECEIVED
DEPARTMENT OF STATE

2018 APR 27 PM 4:48

FLORIDA DEPARTMENT OF STATE
DIVISION OF ELECTIONS

**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.

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)

HENRY JAMES CHOICE

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

141 FLEMING ROAD
BAINBRIDGE, GEORGIA 39818

4. Telephone

(229) 205-5724

5. E-mail address

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

FLORIDA GOVERNOR'S OFFICE

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 _____ Party candidate

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

10. Name of Treasurer or Deputy Treasurer

HENRY CHOICE

11. Mailing Address

141 FLEMING ROAD

12. Telephone

(229) 205-5724

13. City

BAINBRIDGE

14. County

DECATUR

15. State

GA

16. Zip Code

39819

17. E-mail address

HENRYCHOICE644@gmail.com

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

19. Name of Bank

WELLS FARGO

20. Address

NORTH MONROE ST 606

21. City

TALLAHASSEE

22. County

LEON

23. State

FLORIDA

24. Zip Code

39819

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

APRIL 25, 2018

26. Signature of Candidate

X Henry Choice

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

I, HENRY CHOICE, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer

APRIL 27, 2018
Date

X Henry Choice
Signature of Campaign Treasurer or Deputy Treasurer

HAND DELIVERED

STATEMENT OF CANDIDATE

(Section 106.023, F.S.)

(Please print or type)

RECEIVED
OFFICE USE ONLY

2018 APR 27 PH 4:48

FLORIDA STATE
DIVISION OF ELECTIONS

I, HENRY CHOICE

candidate for the office of GOVERNOR OF STATE OF FLA.

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

X Henry Choice
Signature of Candidate

APR 27, 2018
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

May 3, 2018

Henry James Choice
141 Fleming Road
Bainbridge, Georgia 39818

Dear Mr. Choice:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of Governor, which was placed on file in our office on April 27, 2018. Your name has been placed on the 2018 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **May 10, 2018**. The report will cover the period of April 1-30, 2018 (M4). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

EFS Access

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

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

Identification Number: 71049

Timely Filing

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

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



Henry Choice
May 3, 2018
Page Two

of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

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

Electronic Receipts

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

Instructions and Assistance

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

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

Please let me know if you need additional information.

Sincerely,



Kristi Reid Willis, Chief
Bureau of Election Records

KRW/zjs

Enclosures



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

May 3, 2018

Henry James Choice
141 Fleming Road
Bainbridge, Georgia 39818

Dear Mr. Choice:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of Governor, which was placed on file in our office on April 27, 2018. Your name has been placed on the 2018 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **June 11, 2018**. The report will cover the period of May 1-31, 2018 (M5). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

EFS Access

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

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

Identification Number: 71049

Timely Filing

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



Henry Choice
May 3, 2018
Page Two

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Please let me know if you need additional information.

Sincerely,



Kristi Reid Willis, Chief
Bureau of Election Records

KRW/zjs

Enclosures



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

May 11, 2018

Henry James Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was May 10, 2018.

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

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

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

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

June 12, 2018

Henry James Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was June 11, 2018.

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

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

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

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 2, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was June 29, 2018.

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

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

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

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 10, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was July 6, 2018.

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

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

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

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 16, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was July 13, 2018.

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

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

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

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 25, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was July 20, 2018.

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

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

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

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 30, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was July 27, 2018.

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

- If reportable activity occurred and you have not filed a report, statutory fines are automatically assessed as follows until you file your report:
 - \$50 per day for the first 3 days late
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However, in all cases, failure to file and/or untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

August 6, 2018

CAN 71049

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was August 3, 2018.

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

Exhibit 5 (Page 8 of 15)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

August 13, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was August 10, 2018.

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

- If reportable activity occurred and you have not filed a report, statutory fines are automatically assessed as follows until you file your report:
 - \$50 per day for the first 3 days late
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If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

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

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

July 10, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was May 10, 2018.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on May 11, 2018.

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

July 10, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was June 11, 2018.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on June 12, 2018.

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

July 26, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was June 29, 2018.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on July 2, 2018.

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

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

Sincerely,

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

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

July 26, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was July 6, 2018.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on July 10, 2018.

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

July 26, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was July 13, 2018.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on July 16, 2018.

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

August 9, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was July 27, 2018.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on July 30, 2018.

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

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

Sincerely,

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

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

USPS TRACKING # & CUSTOMER RECEIPT **9114 9014 9645 1546 1141 08**
For Tracking or inquiries go to USPS.com or call 1-800-222-1811.

July 26, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

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

| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | M4 | 4/1/18 - 4/30/18 |

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

ALERT: DUE TO HURRICANE FLORENCE, MANY POST OFFICES IN THE PROJECTED...

USPS Tracking®

FAQs > (<http://faq.usps.com/?articleId=220900>)

Track Another Package +

Tracking Number: 9114901496451546114108

Remove X

Expected Delivery on

FRIDAY

27

JULY
2018 ⓘ

by

8:00pm ⓘ

 **Delivered**

July 27, 2018 at 9:56 am
Delivered, In/At Mailbox
BAINBRIDGE, GA 39819

Tracking History



Product Information



See Less ^

Can't find what you're looking for?

Page 2 of 2

Exhibit 6 (Page 2 of 2)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

USPS TRACKING # & CUSTOMER RECEIPT 9114 9014 9645 1546 1142 21
For Tracking or Inquiries go to USPS.com or call 1-800-222-1811.

July 26, 2018

Henry Choice

Candidate for Governor

CAN 71049

141 Fleming Road

Bainbridge, GA 39818-9818

Dear Mr. Choice:

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

| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | M5 | 5/1/18 - 5/31/18 |

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

Exhibit 7 (Page 1 of 2)

ALERT: DUE TO HURRICANE FLORENCE, MANY POST OFFICES IN THE PROJECTED...

USPS Tracking®

FAQs > (<http://faq.usps.com/?articleId=220900>)

Track Another Package +

Tracking Number: 9114901496451546114221

Remove X

Expected Delivery on

FRIDAY

27 JULY 2018 ⓘ | by **8:00pm** ⓘ

 **Delivered**

July 27, 2018 at 9:56 am
Delivered, In/At Mailbox
BAINBRIDGE, GA 39819

Tracking History 

Product Information 

See Less ^

Can't find what you're looking for?

Exhibit 7 (Page 2 of 2)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice
Delivery Confirmation:

USPS TRACKING # & CUSTOMER RECEIPT 9114 9014 9645 1416 2491 07
For Tracking or inquiries go to USPS.com or call 1-800-222-1811.

August 14, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

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

| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | P1 | 6/1/18 - 6/22/18 |

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

9114 9014 9645 1416 2491 07

August 14, 2018

Henry Choice

Candidate for Governor

141 Fleming Road

Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

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

| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | PIA | 6/23/18 - 6/29/18 |

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

Exhibit 8 (Page 2 of 8)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

9114 9014 9645 1416 249107

August 14, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

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

| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | P2 | 6/30/18 - 7/6/18 |

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE
Ken Detzner
 Secretary of State
 DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation: 9114 9014 9645 1416 2491 07

August 14, 2018

Henry Choice
 Candidate for Governor
 141 Fleming Road
 Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

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

| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | P2A | 7/7/18 - 7/13/18 |

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

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

Sincerely,

Kristi Reid Willis, Chief
 Bureau of Election Records

Exhibit 8 (Page 4 of 8)



FLORIDA DEPARTMENT OF STATE
Ken Detzner
 Secretary of State
 DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

9114 9014 9645 1416 2491 07

August 14, 2018

Henry Choice
 Candidate for Governor
 141 Fleming Road
 Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

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

| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | P3 | 7/14/18 - 7/20/18 |

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

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

Sincerely,

Kristi Reid Willis, Chief
 Bureau of Election Records

Exhibit 8 (Page 5 of 8)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

9114 9014 9645 1416 2491 07

August 14, 2018

Henry Choice

Candidate for Governor

CAN 71049

141 Fleming Road

Bainbridge, GA 39818-9818

Dear Mr. Choice:

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

| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | P4 | 7/21/18 - 7/27/18 |

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

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Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

Exhibit 8 (Page 6 of 8)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

9114 9014 9645 1416 2491 07

August 14, 2018

Henry Choice

Candidate for Governor

CAN 71049

141 Fleming Road

Bainbridge, GA 39818-9818

Dear Mr. Choice:

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

| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | P5 | 7/28/18 - 8/3/18 |

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

ALERT: DUE TO HURRICANE FLORENCE, MANY POST OFFICES IN THE PROJECTED...

USPS Tracking®

FAQs > (<http://faq.usps.com/?articleId=220900>)

Track Another Package +

Tracking Number: 9114901496451416249107

Remove X

Expected Delivery on

FRIDAY

17

AUGUST
2018 ⓘ

by

8:00pm ⓘ

 **Delivered**

August 17, 2018 at 9:50 am
Delivered, In/At Mailbox
BAINBRIDGE, GA 39819

Get Updates ▾

Text & Email Updates



Tracking History



Product Information



See Less ^

Exhibit 8 (Page 8 of 8)



**Florida Department of State
Division of Elections**

**2018 General Election
Henry Choice (WRI)
Governor**

Campaign Finance Activity

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

| | Filing Period | Contributions | | | Expend | Other | Transfers |
|----------------------------------|--------------------|---------------|-------|--------|--------|-------|-----------|
| | | Monetary | Loans | InKind | | | |
| <input checked="" type="radio"/> | All Dates (Totals) | | | | | | |

Note: (E) indicates that report was filed electronically

X Indicates that detail has not been released

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

Select Detail Type

Contributions ▼

Select Sort Order

Date(Ascending) ▼

Select Output Type

Display On Screen ▼

Submit Query Now

[Query the Campaign Finance Data Base](#)

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



search | directory | contact us | 411 | subscribe | tour | help

Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Henry Choice

Name:

Account: [71049](#)

Election:

Acct:

Type:

| Date Due | Type | Date Filed | Status | Days Late | Fine Assessed | Appealed | Amount Fined | Amount Paid |
|-----------|------|------------|--------|-----------|---------------|----------|--------------|-------------|
| 12/5/2018 | TR | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 9/7/2018 | G1 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 8/31/2018 | P7A | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 8/24/2018 | P7 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 8/17/2018 | P6 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 8/10/2018 | P5 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 8/3/2018 | P4 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 7/27/2018 | P3 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 7/20/2018 | P2A | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 7/13/2018 | P2 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 7/6/2018 | P1A | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 6/29/2018 | P1 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 6/11/2018 | M5 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |
| 5/10/2018 | M4 | | FEC | 0 | \$0.00 | | \$0.00 | \$0.00 |

Calendar of Reporting Dates
for 2018 Statewide Candidates registered with the Division of Elections

| <u>Cover Period</u> | <u>Report Code</u> | <u>Due Date</u> |
|---------------------|--------------------|-----------------|
| 12/1/17 - 12/31/17 | 2017 M12 | 1/10/2018 |
| 1/1/18 - 1/31/18 | 2018 M1 | 2/12/2018 |
| 2/1/18 - 2/28/18 | 2018 M2 | 3/12/2018 |
| 3/1/18 - 3/31/18 | 2018 M3 | 4/10/2018 |
| 4/1/18 - 4/30/18 | 2018 M4 | 5/10/2018 |
| 5/1/18 - 5/31/18 | 2018 M5 | 6/11/2018 |

| | | |
|-------------------|----------|-----------|
| 6/1/18 - 6/22/18 | 2018 P1 | 6/29/2018 |
| 6/23/18 - 6/29/18 | 2018 P1A | 7/6/2018 |
| 6/30/18 - 7/6/18 | 2018 P2 | 7/13/2018 |
| 7/7/18 - 7/13/18 | 2018 P2A | 7/20/2018 |
| 7/14/18 - 7/20/18 | 2018 P3 | 7/27/2018 |
| 7/21/18 - 7/27/18 | 2018 P4 | 8/3/2018 |
| 7/28/18 - 8/3/18 | 2018 P5 | 8/10/2018 |
| 8/4/18 - 8/10/18 | 2018 P6 | 8/17/2018 |
| 8/11/18 - 8/23/18 | 2018 P7 | 8/24/2018 |
| 8/24/18 | 2018 P7A | 8/31/2018 |

| | | |
|---------------------|----------|------------|
| 8/25/18 - 8/31/18 | 2018 G1 | 9/7/2018 |
| 9/1/18 - 9/7/18 | 2018 G1A | 9/14/2018 |
| 9/8/18 - 9/14/18 | 2018 G2 | 9/21/2018 |
| 9/15/18 - 9/21/18 | 2018 G2A | 9/28/2018 |
| 9/22/18 - 9/28/18 | 2018 G3 | 10/5/2018 |
| 9/29/18 - 10/5/18 | 2018 G4 | 10/12/2018 |
| 10/6/18 - 10/12/18 | 2018 G5 | 10/19/2018 |
| 10/13/18 - 10/19/18 | 2018 G6 | 10/26/2018 |

| | | |
|----------------------|----------|-------------|
| 10/20/18 - 10/26/18* | 2018 D1* | 10/27/2018* |
| 10/27/2018* | 2018 D2* | 10/28/2018* |
| 10/28/2018* | 2018 D3* | 10/29/2018* |
| 10/29/2018* | 2018 D4* | 10/30/2018* |
| 10/30/2018* | 2018 D5* | 10/31/2018* |
| 10/31/2018* | 2018 D6* | 11/1/2018* |

| | | |
|----------------------|-----------|-------------|
| 10/20/18 - 11/1/18** | 2018 G7** | 11/2/2018** |
|----------------------|-----------|-------------|

Termination Reports

| <u>Cover Period</u> | <u>Report Code</u> | <u>Due Date</u> |
|----------------------------|--------------------|-----------------|
| After April-May Qualifying | TR | 8/2/2018 |
| After June Qualifying | TR | 9/20/2018 |
| Primary Election | TR | 11/26/2018 |
| General Election | TR | 2/4/2019 |

* These reports need only contain information on all previously unreported contributions received as of the preceding day; however, expenditures can be reported if desired.

** If expenditures for 10/20/18 – 10/31/18 have already been reported during the daily reports, do not duplicate expenditures in this report.



BUSINESS RECORDS DECLARATION

I, Logan Slack, am over the age of eighteen and I declare that I am employed by Wells Fargo Bank, N.A. ("Wells Fargo") in the Summons and Subpoenas Department and am a duly authorized and qualified witness to certify the authenticity of the attached documents and/or information produced pursuant to the legal order. Wells Fargo reserves the right to designate another Custodian as it deems appropriate in the event an actual appearance is required concerning the records produced. I certify that the attached records:

- A) Were prepared by personnel of Wells Fargo in the ordinary course of business at or near the time of the acts, conditions or events described in the records; and
- B) It was the ordinary course of business for Wells Fargo employees or representatives with knowledge of the act, event, or condition recorded to make the record or transmit the information therein to be included in such record.
- C) The records attached are true and correct copies of the business records as maintained by Wells Fargo.

The records produced are described as follows:

Case number: 24091116

| Document Type | Account # | Paper Count | Total Copies |
|--|-----------|-------------|--------------|
| Note to Client | | 0 | 0 |
| Unable to locate any records for Henry James Choice in the time scope of April 2018 - December 2018. | | | |
| Total Copies Delivered: | | | 0 |

Additional comments:

The bank's standard record retention period is seven years.

I declare under penalty of perjury under the law(s) of the state of Florida that the foregoing is true and correct according to my knowledge and belief. Executed on this 14th day of September, 2020, in the City of Charlotte, State of NORTH CAROLINA.



 Subpoena Processing Representative

Image copies of requested transactions may be missing for the following reasons: Items not imaged, corrupted, blank, damaged, destroyed or not available, item(s) piggy-backed, electronic transaction(s). If the legal order requests certain types of loan information and other non-depository information, it was forwarded to other departments and they will respond to you directly.

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 18-300**

Respondent: Henry Choice

Complainant: Division of Elections

1. **Date and time:** Monday, May 18, 2020; 2:49 p.m.
Name: Pashira @ Wells Fargo Bank, N.A., Summons & Subpoenas Dept.
Phone #: 480-724-2000
Summary: I phoned at my supervisor's direction to ask if they'll accept service by email, fax, etc., as we are unable to hand serve a subpoena; Pashira said they will only accept subpoenas by hand serving at a local branch.
Memo to File? No
Entered by: HH

2. **Date and time:** Monday, May 18, 2020; 3:00 p.m.
Name: Khah Tuong, Branch Service Manager, 3400 S Monroe St., Tallahassee, FL
Phone #: 850-425-2503
Summary: I navigated their phone tree to reach employees at the local branch, I identified myself and requested to speak with the branch manager; I identified myself, explained that I was informed by summons and subpoenas staff that Wells Fargo will only accept service via hand-delivery at a local branch; he checked his instructions, verified that was correct (no email or fax), also noted he's able to accept it by regular mail and he can accept certified mail. I asked how that will happen since their lobby is closed and they only accept documents via hand-delivery through the drive-through; he explained that the USPS employee knocks on the lobby door, they verify it's her or him and will accept any mail delivery.
Memo to File? No
Entered by: HH

3. **Date and time:** July 10, 2020; 2:27 p.m.
Name: Julie, Branch Manager
Phone #: 850-425-2503
Summary: I phoned, identified myself and requested to speak with the branch manager; I explained to her/Julie H. that I haven't received production and was informed it was due to unacceptable service. She explained that two subpoenas were put in the night depository and not hand delivered as required. I explained that both were sent by certified mail and my delivery confirmation says it was delivered May 28, 2020 at 2:32 p.m. She said USPS must have put it in the night depository at that time rather than coming to the lobby door; however, the night depository is only opened each morning.
Memo to File? No
Entered by: HH

4. **Date and time:** August 4, 2020; 2:32 p.m.
Name: Khah Tuong, Branch Service Manager
Phone #: 850-424-2503

Summary: I phoned, identified myself, requested to speak with the branch manager but was informed she is not in; I asked to speak with Khah Tuong; she said he was at lunch but will check to see if he'll take my call; he answered the phone, I explained the problem we had with delivery of our SDTs by certified mail in May 2020 and asked him if delivery by FedEx is acceptable. He said he'd check the directive he was given by their SDT office; he verified it's accepted (as hand delivery) and he said they send and/or receive FedEx almost daily.

Memo to File? No

Entered by: HH

5. **Date and time:** Wednesday, September 9, 2020; 4:57 p.m.

Name: Heidi, Wells Fargo Bank, subpoena processing

Phone #: 480-724-2000

Summary: I phoned in response to their production for bank reference # 23996512 which stated there were no records for the timeframe requested; Heidi said they only keep records for 7 years. I explained to Heidi my request was for records from the opening of the account to December 31, 2018 or the closing of the account whichever occurred first—which is less than 7 years; I continued and asked them to provide a letter stating that Henry Choice had no account if that is the case. Heidi said she understands that we must dot our “i’s” and cross our “t’s.” She said she’s not authorized to provide a letter and will expedite my request up the line. She asked if my office number was my best contact number; I explained that we’re working from home, my email is same as that provided on the subpoena and provided my best contact number.

Memo to File? No

Entered by: HH

6. **Date and time:** Friday, September 11, 2020; 8:10 a.m.

Name: Johnna, Wells Fargo Bank, subpoena processing

Phone #: 704-590-2259

Summary: She called, reached Molly Donovan, requested to speak with Inv. Hinson regarding subpoena production, bank reference number **23996512**, for Respondent’s accounts (subpoena # 18-300-046).

Memo to File? No

Entered by: HH

7. **Date and time:** Friday, September 11, 2020; 12:04 p.m.

Name: Johnna, Wells Fargo Bank, subpoena processing

Phone #: 704-590-2259

Summary: I called and identified myself; she explained that Respondent had multiple accounts opened between 2013 & 2015; the last account closed January 2018. I reviewed the Form 9 and Respondent dated it April 2018; I asked if an account was opened after the account closed January 2018; she said no account was opened in 2018. From discussing the accounts with me, it appears the earlier accounts were personal accounts and there was no campaign account; she said she’ll provide letter and confirmed my contact info including email address.

Memo to File? No

Entered by: HH

8. **Date and time:** Monday, September 14, 2020; 10:09 a.m.
Name: Wells Fargo Bank, subpoena processing
Phone #: 480-724-2000
Summary: I received an email from the Bank with secure records in response to a subpoena; however, I was unable to access the records as the password was linked to my office phone (unable to receive text message). I called, explained the reason for my call, was informed he'd place my call on hold and contact his IT area to provide a temporary password; he returned to the phone, I acknowledged receiving the email with the temporary password, after resetting the password and accessing the records, I informed him and thanked him for his assistance.
Memo to File? No
Entered by: HH
9. **Date and time:** Friday, December 18, 2020; 10:30 a.m.
Name: Respondent—Henry Choice
Phone #: 229-205-5724
Summary: I phoned the number on Respondent's DS-DE 9 to conduct a final interview by telephone, and give him an opportunity to respond to the information gathered during the course of the investigation concerning the allegations made in the complaint; however, the message said, "The wireless customer you are calling is not available; please try again later."
Memo to File? No
Entered by: HH
10. **Date and time:** Friday, December 18, 2020; 3:50 p.m.
Name: Respondent—Henry Choice
Phone #: 229-205-5724
Summary: I phoned the number on Respondent's DS-DE 9 to conduct a final interview by telephone since he has not responded by mail or email, and give him an opportunity to respond to the information gathered during the course of the investigation concerning the allegations made in the complaint; however, my call went to voice-mail and the message said, "The wireless customer you are calling is not available; please try again later."
Memo to File? No
Entered by: HH
11. **Date and time:** Tuesday, December 22, 2020; 10:38 a.m.
Name: Respondent—Henry Choice
Phone #: 229-205-5724
Summary: I phoned the number on Respondent's DS-DE 9 to conduct a final interview by telephone since he has not responded by mail or email, and give him an opportunity to respond to the information gathered during the course of the investigation concerning the allegations made in the complaint; however, my call went to voice-mail and the message said, "The wireless customer you are calling is not available; please try again later."
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Name:

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 18-300**

Respondent: Henry Choice

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Memo to File? No
Entered by: HH
12. **Date and time:**
Name:



FLORIDA ELECTIONS COMMISSION

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

January 16, 2019

Henry Choice
141 Fleming Road
Bainbridge, GA 39818-9818

RE: Case No.: FEC 18-300; Respondent: Henry Choice

Dear Mr. Choice:

On September 21, 2018, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more **legally sufficient allegations**. The Commission staff will investigate the following alleged violations:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2018 candidate for the office of Governor, 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:

- 2018 M4
- 2018 M5
- 2018 P1
- 2018 P1A
- 2018 P2
- 2018 P2A
- 2018 P3
- 2018 P4
- 2018 P5

Henry Choice
January 16, 2019
Page 2
FEC 18-300

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2018 candidate for the office of Governor, may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, during the following reporting periods.

- 2018 M4
- 2018 M5
- 2018 P1
- 2018 P1A
- 2018 P2
- 2018 P2A
- 2018 P3
- 2018 P4
- 2018 P5

When we conclude the investigation, a copy of the Report of Investigation (ROI) will be mailed to you at the above address. Based on the results of the investigation, a staff attorney will make a written recommendation (Staff Recommendation or SR) to the Commission as to whether there is probable cause to charge respondent with violating Chapters 104 or 106, Florida Statutes. You will have an opportunity to respond to both the ROI and the SR. The Commission will then hold one or more hearings to determine whether the alleged violations occurred and, if so, the amount of the fine to be imposed. You and the complainant will receive notice at least 14 days before any hearing at which your case is to be considered.

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

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

If you have additional questions, please contact **Helen Hinson**, the investigator assigned to this case at extension 115.

Sincerely,

Tim Vaccaro
Executive Director

TV/enr

DIVISION OF ELECTIONS FEC NOTICE FORM

To FEC from Division of Elections

Name: Henry Choice
Account Number: 71049
Treasurer: Henry Choice

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

The following reports or notices are outstanding after notification:

- 2018 M4
- 2018 M5
- 2018 P1
- 2018 P1A
- 2018 P2
- 2018 P2A
- 2018 P3
- 2018 P4
- 2018 P5

Sent By: Kristi Reid Willis *KRW*

Date: September 20, 2018

jcs

AFFIDAVIT

STATE OF FLORIDA

County of Leon

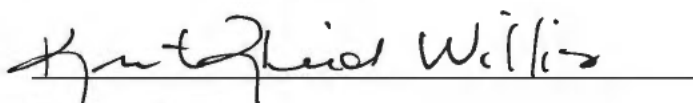
Kristi Reid Willis, being duly sworn, says:

1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. Henry Choice (71049) was a 2018 candidate for the office of Governor.
5. On April 27, 2018, Mr. Choice filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. Mr. Choice appointed himself as treasurer.
6. The 2018 M4 campaign treasurer's report was due on May 10, 2018. On May 11, 2018, the Division mailed Mr. Choice notification that the 2018 M4 treasurer's report had not been filed.
7. On July 10, 2018, the Division mailed Mr. Choice notification that the 2018 M4 treasurer's report had not been filed.
8. On July 26, 2018, the Division mailed Mr. Choice final notification with delivery confirmation that the 2018 M4 treasurer's report had not been filed. (See attached letter and delivery confirmation.)
9. The 2018 M5 campaign treasurer's report was due on June 11, 2018. On June 12, 2018, the Division mailed Mr. Choice notification that the 2018 M5 treasurer's report had not been filed.
10. On July 10, 2018, the Division mailed Mr. Choice notification that the 2018 M5 treasurer's report had not been filed.
11. On July 26, 2018, the Division mailed Mr. Choice final notification with delivery confirmation that the 2018 M5 treasurer's report had not been filed. (See attached letter and delivery confirmation.)

12. The 2018 P1 campaign treasurer's report was due on June 29, 2018. On July 2, 2018, the Division mailed Mr. Choice notification that the 2018 P1 treasurer's report had not been filed.
13. On July 26, 2018, the Division mailed Mr. Choice notification that the 2018 P1 treasurer's report had not been filed.
14. The 2018 P1A campaign treasurer's report was due on July 6, 2018. On July 10, 2018, the Division mailed Mr. Choice notification that the 2018 P1A treasurer's report had not been filed.
15. On July 26, 2018, the Division mailed Mr. Choice notification that the 2018 P1A treasurer's report had not been filed.
16. The 2018 P2 campaign treasurer's report was due on July 13, 2018. On July 16, 2018, the Division mailed Mr. Choice notification that the 2018 P2 treasurer's report had not been filed.
17. On July 26, 2018, the Division mailed Mr. Choice notification that the 2018 P2 treasurer's report had not been filed.
18. The 2018 P2A campaign treasurer's report was due on July 20, 2018. On July 25, 2018, the Division mailed Mr. Choice notification that the 2018 P2A treasurer's report had not been filed.
19. The 2018 P3 campaign treasurer's report was due on July 27, 2018. On July 30, 2018, the Division mailed Mr. Choice notification that the 2018 P3 treasurer's report had not been filed.
20. On August 9, 2018, the Division mailed Mr. Choice notification that the 2018 P3 treasurer's report had not been filed.
21. The 2018 P4 campaign treasurer's report was due on August 3, 2018. On August 6, 2018, the Division mailed Mr. Choice notification that the 2018 P4 treasurer's report had not been filed.
22. The 2018 P5 campaign treasurer's report was due on August 10, 2018. On August 13, 2018, the Division mailed Mr. Choice notification that the 2018 P5 treasurer's report had not been filed.
23. On August 14, 2018, the Division mailed Mr. Choice final notification with delivery confirmation that the 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4, and 2018 P5 treasurer's reports had not been filed. (See attached letters and delivery confirmation.)
24. Mr. Choice did not notify the Division of Elections prior to or on the prescribed reporting date for the 2018 M4, 2018 M5, 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4, and 2018 P5 reports that no reports were to be filed.

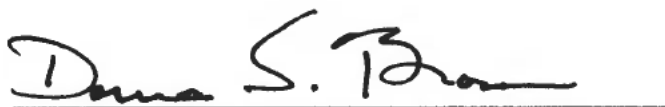
25. As of September 20, 2018, Mr. Choice has not filed the 2018 M4, 2018 M5, 2018 P1, 2018 P1A, 2018 P2, 2018 P2A, 2018 P3, 2018 P4, and 2018 P5 reports.

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



Signature of Affiant

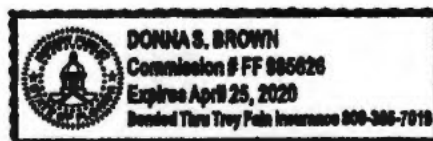
Sworn to (or affirmed) and subscribed before me this 20th day of September, 2018.



Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known





FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

USPS TRACKING # & CUSTOMER RECEIPT **9114 9014 9645 1546 1141 08**
For Tracking or inquiries go to USPS.com or call 1-800-222-1811.

July 26, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

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

| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | M4 | 4/1/18 - 4/30/18 |

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

ALERT: DUE TO HURRICANE FLORENCE, MANY POST OFFICES IN THE PROJECTED...

USPS Tracking®

FAQs > (<http://faq.usps.com/?articleId=220900>)

Track Another Package +

Tracking Number: 9114901496451546114108

Remove X

Expected Delivery on

FRIDAY

27 JULY 2018 ⓘ | by **8:00pm** ⓘ

 **Delivered**

July 27, 2018 at 9:56 am
Delivered, In/At Mailbox
BAINBRIDGE, GA 39819

Tracking History



Product Information



See Less ^

Can't find what you're looking for?



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

USPS TRACKING # 9114 9014 9645 1546 1142 21
& CUSTOMER RECEIPT For Tracking or Inquiries go to USPS.com
or call 1-800-222-1811.

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Henry Choice
Candidate for Governor
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| 2018 | M5 | 5/1/18 - 5/31/18 |

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USPS Tracking®

FAQs > (<http://faq.usps.com/?articleId=220900>)

Track Another Package +

Tracking Number: 9114901496451546114221

Remove X

Expected Delivery on

FRIDAY

27

JULY
2018 ⓘ

by

8:00pm ⓘ

 **Delivered**

July 27, 2018 at 9:56 am
Delivered, In/At Mailbox
BAINBRIDGE, GA 39819

Tracking History



Product Information



See Less ^

Can't find what you're looking for?



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice
Delivery Confirmation:

USPS TRACKING # 9114 9014 9645 1416 2491 07
& CUSTOMER RECEIPT For Tracking or inquiries go to USPS.com
or call 1-800-222-1811.

August 14, 2018

Henry Choice
Candidate for Governor
141 Fleming Road
Bainbridge, GA 39818-9818

CAN 71049

Dear Mr. Choice:

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

| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | P1 | 6/1/18 - 6/22/18 |

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

9114 9014 9645 1416 2491 07

August 14, 2018

Henry Choice

Candidate for Governor

141 Fleming Road

Bainbridge, GA 39818-9818

CAN 71049

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|-------------|---------------|---------------------|
| 2018 | PIA | 6/23/18 - 6/29/18 |

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Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

9114 9014 9645 1416 249107

August 14, 2018

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Candidate for Governor

141 Fleming Road

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| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | P2 | 6/30/18 - 7/6/18 |

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

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August 14, 2018

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Candidate for Governor
141 Fleming Road
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| <u>Year</u> | <u>Report</u> | <u>Cover Period</u> |
|-------------|---------------|---------------------|
| 2018 | P2A | 7/7/18 - 7/13/18 |

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|-------------|---------------|---------------------|
| 2018 | P3 | 7/14/18 - 7/20/18 |

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|-------------|---------------|---------------------|
| 2018 | P4 | 7/21/18 - 7/27/18 |

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|-------------|---------------|---------------------|
| 2018 | P5 | 7/28/18 - 8/3/18 |

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ALERT: DUE TO HURRICANE FLORENCE, MANY POST OFFICES IN THE PROJECTED...

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