

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,
Petitioner,

v.

Case Nos.: FEC 11-008
F.O. No.: FOFEC 12-060W

Christian E. Cevallos,
Respondent,

_____ /

CONSENT FINAL ORDER

The Respondent, Christian E. Cevallos, and the Florida Elections Commission (Commission) agree that this Consent Order resolves all of the issues between the parties in this case. The parties jointly stipulate to the following facts, conclusions of law, and order:

FINDINGS OF FACT

1. On September 21, 2011, the staff of the Commission issued a Staff Recommendation, recommending to the Commission that there was probable cause to believe that The Florida Election Code was violated.

2. On January 30, 2012, the Commission entered an Amended Order of Probable Cause finding that there was probable cause to charge the Respondent with the following violation:

Count 1:

On or about September 16, 2010, Respondent violated Section 106.141(1), Florida Statutes, when he failed to file his termination campaign report listing the disposition of surplus campaign funds within 90 days after the Respondent withdrew, became unopposed, was eliminated or elected.

3. The Respondent and the staff stipulate to the following facts:

a. The Respondent was a candidate for State Representative, District 116, in

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the 2010 general election.

- b. The Respondent failed to file his termination campaign report listing the disposition of surplus campaign funds within 90 days after the Respondent withdrew, became unopposed, was eliminated or elected.

4. The Commission has jurisdiction over the parties to and subject matter of this cause, pursuant to Section 106.26, Florida Statutes.

5. The Commission staff and the Respondent stipulate that the Commission could prove all elements to establish a violation of Section 106.141(1), Florida Statutes, by the required burden.

ORDER

6. The Respondent and the staff of the Commission have entered into this Consent Order voluntarily and upon advice of counsel.

7. The Respondent shall bear their own attorney fees and costs that are in any way associated with this case.

8. The Respondent understands that before the Consent Order becomes final agency action, the Commission must approve it at a public meeting. The Commission will consider the Consent Order at its next available meeting.

9. The Respondent voluntarily waives the right to any further proceedings under Chapters 104, 106, and 120, Florida Statutes, and the right to appeal the Consent Order.

10. This Consent Order is enforceable under Sections 106.265 and 120.69, Florida Statutes. The Respondent expressly waives any venue privileges and agrees that if enforcement of this Consent Order is necessary, venue shall be in Leon County, Florida, and the Respondent shall be responsible for all fees and costs associated with enforcement.

11. If the Commission does not receive the signed Consent Order within 7 days of the date Respondent received this order, the staff withdraws this offer of settlement and will proceed with the case.

12. Payment of the civil penalty by cashier's check or money order is a condition precedent to the Commission's consideration of the Consent Order.

PENALTY

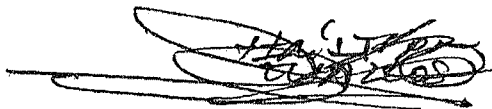
WHEREFORE, based upon the foregoing facts and conclusions of law, the Commission finds that the Respondent violated Section 106.141(1), Florida Statutes. The Respondent is fined \$350.00 for the violation.

Therefore it is

ORDERED that the Respondent shall remit to the Commission a civil penalty in the amount of \$350.00, inclusive of fees and costs. The civil penalty shall be paid by cashier's check or money order, and made payable to the Florida Elections Commission, 107 W. Gaines Street, Collins Building, Suite 224, Tallahassee, Florida, 32399-1050.

The Respondent hereby agrees and consents to the terms of this Order on

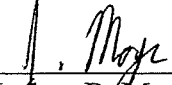
July 2nd, 2012.



Christian E. Cevallos, Respondent
13454 SW 68th Terrace
Miami, Florida 33183-3181

The **Commission staff** hereby agrees and consents to the terms of this Consent Order on

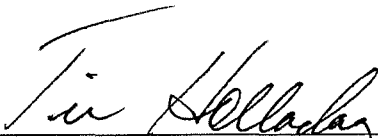
May 3rd, 2012.



Joshua B. Moyer
Assistant General Counsel
Florida Elections Commission
107 W. Gaines Streets
Collins Building, Suite 224
Tallahassee, FL 32399-1050

Approved by the Florida Elections Commission at its regularly scheduled meeting held

on May 8, 2012.



Tim Holladay, Chairman
Florida Elections Commission

5-8-12

Date

Copies furnished to:
Joshua B. Moyer, Assistant General Counsel
Christian E. Cevallos, Respondent

FEC 11-008

Christian Cevallos

282111107 NEW 01/08 8810004306

DOCUMENT UP TO THE LIGHT TO VIEW TRUE WATERMARK

CASHIER'S CHECK

HOLD DOCUMENT UP TO THE LIGHT TO VIEW TRUE WATERMARK



1173208011 ²⁵⁻³/₄₄₀

Date 04/24/2012

Remitter CHRISTIAN CEBALLOS

Pay: THREE HUNDRED FIFTY DOLLARS AND 00 CENTS

\$ *****350.00 ***

Pay To The Order Of FLORIDA ELECTIONS COMMISSION

Drawer: JPMORGAN CHASE BANK, N.A.

Michael Andrews

Senior Vice President
JPMorgan Chase Bank, N.A.
Columbus, OH

