

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Rosa Maria "Rosy" Palomino

Case No.: FEC 19-340

TO: Rosa Maria "Rosy" Palomino
2852 SW 33rd CT
Miami, FL 33133-3438

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

NOTICE OF VIRTUAL HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on **February 23, 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 627-359-707, or via teleconference by dialing (877) 309-2071 and entering the meeting access code 324-720-215, 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 motions to dismiss 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 motions to dismiss or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless the Respondent requests to be heard or the Commission requests that the case be considered separately on the day of the hearing, the case will *not* be individually heard.

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

Please be advised that both confidential and public cases are scheduled to be heard by the Florida Elections Commission. 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
February 2, 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 **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 February 23, 2021 at 8:30AM via GoToWebinar and OpenVoice

In order to participate in the public portion of the February 23, 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 A Webinar in the upper right corner of the website
 3. Enter the 9-digit Webinar ID: 627-359-707
And your email address
 4. Register your name and email address
 5. You will automatically join to the meeting as an attendee. Attendees are muted and can choose to their webcam.

- B. OpenVoice - Teleconference
 1. Call 1-877-309-2071
 2. Enter Audio Access Code 324-720-215
 3. You will automatically join the meeting as an attendee. Attendees are muted.

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

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

Thank you,

Commission Staff

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,
Petitioner,

Case No.: FEC 19-340

v.

Rosa Maria "Rosy" Palomino,
Respondent.

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on December 1, 2020, in Tallahassee, Florida.

On March 19, 2020, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

Count 1:

On or about January 10, 2018, Rosa Maria "Rosy" Palomino violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2017 M12 Report.

Count 2:

On or about July 27, 2018, Rosa Maria "Rosy" Palomino violated Section 106.07(7), Florida Statutes, when she failed to notify the

filing officer in writing on the prescribed reporting date that she would not be filing her 2018 P3 Report.

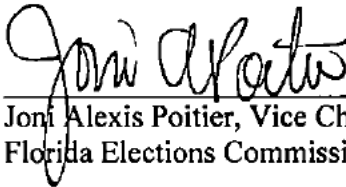
Count 3:

On or about August 3, 2018, Rosa Maria “Rosy” Palomino violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2018 P4 Report.

Count 4:

On or about February 4, 2019, Rosa Maria “Rosy” Palomino violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2019 Termination Report.

DONE AND ORDERED by the Florida Elections Commission on December 1, 2020.



Joni Alexis Poitier, Vice Chair
Florida Elections Commission

Copies furnished to:
Stephanie J. Cunningham, Assistant General Counsel
Rosa Maria “Rosy” Palomino, Respondent
Division of Elections, Complainant

NOTICE OF RIGHT TO A HEARING

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

Second, you may request an informal hearing held before the Commission, if you do not dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to make written or oral arguments to the Commission concerning the legal issues

related to the violation(s) and the potential fine. At the request of Respondent, the Commission will consider and determine willfulness at an informal hearing. Otherwise, live witness testimony is unnecessary.

Third, you may request a formal hearing held before an administrative law judge in the Division of Administrative Hearings (DOAH), if you dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to present evidence relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

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

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

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Rosa Maria "Rosy" Palomino

Case No.: FEC 19-340

TO: Rosa Maria "Rosy" Palomino
2852 SW 33rd CT
Miami, FL 33133-3438

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

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, **December 1, 2020 at 10:00 AM**, *or as soon thereafter as the parties can be heard*, at the following location: **Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, Florida 32399**. Due to heightened security access requirements, please bring only essential items into the building and plan to arrive early to allow for delays coming through security.

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.

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If you are the Complainant, you may attend the hearing, but you will *not* be permitted to address the Commission. In addition, some cases (including those in which 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.

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See further instructions on the reverse side.

Tim Vaccaro

Executive Director
Florida Elections Commission
November 9, 2020

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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.

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Rosa Maria “Rosy” Palomino

Case No.: FEC 19-340

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.07(7), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on March 3, 2020, the following facts and law support this staff recommendation:

1. On June 3, 2019, the Florida Elections Commission (“Commission”) received a referral from the Department of State, Division of Elections (“Division”), alleging that Rosa Maria “Rosy” Palomino (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a 2018 candidate for State Representative, District 112. (ROI Exhibit 7)¹

3. By letter dated July 19, 2019, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, 2018 candidate for State Representative, District 112, failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because she had not received funds, made contributions, or expended reportable funds during the following reporting periods:

- 2017 M12
- 2018 P3
- 2018 P4
- 2019 TR

4. By letter dated March 14, 2017, Kristi Reid Bronson, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received her Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form. (ROI Exhibit 2, page 1)

5. The acknowledgment letter advised Respondent that all of the Division’s publications and reporting forms were available on its website and directed Respondent to print

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

out the *Calendar of Reporting Dates* as well as other relevant documents. (ROI Exhibit 2, page 3)

6. Pursuant to Section 106.07(7), Florida Statutes, in any reporting period during which a candidate 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 candidate is required to notify the filing officer in writing on the prescribed reporting date that no report is being filed on that date.

7. The *Candidate & Campaign Treasurer Handbook* references the statutory requirement regarding written notification and directs candidates to notify the Division by way of the Division's electronic filing system. (ROI Exhibit 3, page 5) The *Candidate EFS User's Guide* shows the process through which to notify the Division. The user's guide instructs candidates to select the relevant reporting period and place a checkmark in a box titled "Waiver" to indicate the lack of reportable financial activity. (ROI Exhibit 4, pages 3 & 4)

8. Respondent failed to notify the filing officer on the prescribed reporting dates that no reports would be filed for the following reporting periods, as set forth in the table below. (ROI Exhibit 5, page 1)

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2017 M12	12/01/17 – 12/31/17	01/10/18	01/11/18	1
2018 P3	07/07/18 – 07/20/18	07/27/18	07/30/18	3
2018 P4	07/21/18 – 07/27/18	08/03/18	08/17/18	14
2019 TR	11/02/18 – 02/04/19	02/04/19	03/09/19	33

9. Respondent stated that the notices of no activity were submitted untimely due to the holidays (2017 M12), back to school responsibilities (2018 P3 & 2018 P4), and Respondent's incorrect scheduling of the due date (2019 TR). (ROI Exhibit 6, page 3) Respondent was not a first-time candidate as she ran for City of Miami Commission in 2015 and for State Representative, District 112, in 2016. Respondent has since run for City of Miami Commission in 2019. (ROI Exhibit 6, page 1)

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

11. The facts set forth above show that Respondent was a 2018 candidate for State Representative, District 112. Respondent failed to notify the filing officer on the prescribed

reporting dates that no reports would be filed for the following reporting periods: 2017 M12, 2018 P3, 2018 P4, and 2019 TR.

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

Count 1:

On or about January 10, 2018, Rosa Maria "Rosy" Palomino violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2017 M12 Report.

Count 2:

On or about July 27, 2018, Rosa Maria "Rosy" Palomino violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2018 P3 Report.

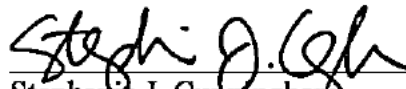
Count 3:

On or about August 3, 2018, Rosa Maria "Rosy" Palomino violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2018 P4 Report.

Count 4:

On or about February 4, 2019, Rosa Maria "Rosy" Palomino violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2019 Termination Report.

Respectfully submitted on March 19, 2020.



Stephanie J. Cunningham
Assistant General Counsel

I reviewed this Staff Recommendation this 19th day of March 2020.



Tim Vaccaro
Executive Director

FLORIDA ELECTIONS COMMISSION

Report of Investigation for Failure to Notify Filing Officer

Case Number: FEC 19-340

Respondent: Rosa Maria "Rosy" Palomino

Section 106.07(7), Florida Statutes, failure of a candidate who 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

Complainant: Division of Elections

Respondent Type:

Candidate

Political Committee

I. Preliminary Information:

1. An Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) was filed on March 13, 2017, wherein Respondent designated herself as treasurer. (Ex. 1)

2. An acknowledgement letter was mailed to the address provided on Respondent's DS-DE 9 on March 14, 2017 advising Respondent that all of the Division's publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *Candidate and Campaign Treasurer Handbook*, and the *Calendar of Reporting Dates*. (Ex. 2)

3. The acknowledgement letter also states, "An online instruction guide is available to you on the EFS to assist with navigation, data entry, and submission of reports" and provides the telephone number for the Division's EFS Help Desk.

4. The *Candidate and Campaign Treasurer Handbook* discusses filing a waiver when there is no activity to disclose on page 47. (Ex. 3)

5. Pages 12, 13, 44, and 45 of the *Candidate EFS User's Guide* discuss how to notify the Division on the prescribed reporting date that no report will be filed using the EFS. Specifically, page 13 instructs the user to click the box next to "waiver" if there is no activity to disclose. (Ex. 4)

6. In a telephone interview on April 2, 2014, Kristi Reid-Bronson clarified that once the waiver box is chosen and a new report is opened as shown on page 13, the only available option on the report summary screen will be "Go To File Report" as shown on page 44. Choosing "Go To File Report" will take the user directly to the screens where the candidate/treasurer PINS are entered as shown on pages 44 and 45.

II. Alleged Violation of Section 106.07(7), Florida Statutes:

7. Respondent's filing history reflects the untimely filed notifications summarized below. (Ex. 5)

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2017 M12	12/1/17 – 12/31/17	1/10/18	1/11/18	1
2018 P3	7/7/18 – 7/20/18	7/27/18	7/30/18	3
2018 P4	7/21/18 – 7/27/18	8/3/18	8/17/18	14
2019 TR	11/2/18 – 2/4/19	2/4/19	3/9/19	33

8. Respondent did not provide a written response to the referral filed June 3, 2019.

9. Respondent submitted an Affidavit of Background Information on February 24, 2020 wherein she stated that the campaign did not experience any financial activity during the campaign reporting periods in question. Furthermore, she explained that timely report filing was delayed due to such things as: holiday commitments, back to school responsibilities, and incorrect filing scheduling. Respondent also stated that: "No reminder was received from Division either." (Ex. 6)

III. FEC History:

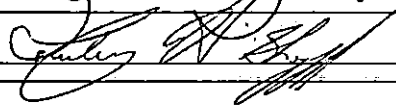
10. Respondent has had one prior case before the Commission: FEC 17-043, Automatic Fine, \$50.00, fine paid.

Conclusion:

11. Respondent stated in her affidavit that she did read Chapter 106, Florida Statutes and the *Candidate and Campaign Treasurer Handbook* (Ex. 6). Respondent signed her Statement of Candidate form on March 8, 2017. (Ex. 7)

12. The Investigative Phone Log is included with this report. (Ex. 8)

SIGNATURE OF INVESTIGATOR:



Date:

3-3-20

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Rosa Maria "Rosy" Palomino -- FEC 19-340

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	DS-DE 9 Form
Exhibit 2	DOE Acknowledgment Letter
Exhibit 3	<i>Candidate and Campaign Treasurer Handbook: Waiver Details</i>
Exhibit 4	<i>Candidate EFS User's Guide: Report & Waiver Filing Details</i>
Exhibit 5	Filing History and Notices-of-No-Activity: 2017 M12, 2018 P3, 2018 P4, & 2019 TR
Exhibit 6	Affidavit of Background Information
Exhibit 7	DS-DE 84 Form
Exhibit 8	Phone Log

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

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

(PLEASE PRINT OR TYPE)

RECEIVED
DEPARTMENT OF STATE
2017 MAR 13 AM 10:07
DEPARTMENT OF STATE
DIVISION OF ELECTIONS

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)
Rosa Maria "Rosy" Palomino

3. Address (include post office box or street, city, state, zip code)
PO Box 331274
Miami, FL 33233

4. Telephone
(786) 393-2797

5. E-mail address
Rosy@RunRosy.com

6. Office sought (include district, circuit, group number)
State Representative - District 112

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 Republican Party candidate.

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

10. Name of Treasurer or Deputy Treasurer
Rosa Palomino

11. Mailing Address
PO Box 331274

12. Telephone
(786) 393-2797

13. City
Miami

14. County
Miami-Dade

15. State
FL

16. Zip Code
33233

17. E-mail address
Rosy@RunRosy.com

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

19. Name of Bank
TD Bank

20. Address
2401 Ponce de Leon Blvd

21. City
Coral Gables

22. County
Miami-Dade

23. State
FL

24. Zip Code
33134

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
03/08/2017

26. Signature of Candidate

Rosa Palomino

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

I, Rosa Palomino, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

03/08/2017
Date

Rosa Palomino
Signature of Campaign Treasurer or Deputy Treasurer

EXHIBIT



FLORIDA DEPARTMENT of STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

March 14, 2017

Rosa Maria Palomino
Post Office Box 331274
Miami, Florida 33233

Dear Ms. Palomino:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on March 13, 2017. 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 **April 10, 2017**. The report will cover the period of March 1-31, 2017 (M3). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

Credentials and Sign-ons

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

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

Identification Number: 69712

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/



EXHIBIT 2 of 3

Rosa Maria Palomino
March 14, 2017
Page Two

Pin Numbers

Pin numbers are confidential secure credentials that allow you to submit reports and update personal information. The enclosed sealed envelope contains your confidential pin numbers.

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

Timely Filing

All reports filed must be completed and filed through the EFS 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 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.

Rosa Maria Palomino
March 14, 2017
Page Three

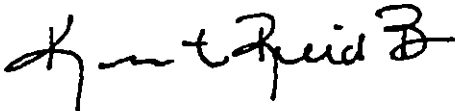
Instructions and Assistance

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

All of the Division's publications and reporting forms are available on the Division of Elections' 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 Bronson, Chief
Bureau of Election Records

KRB/ia

Enclosures

2016 Candidate & Campaign Treasurer Handbook

Florida Department of State
Division of Elections
R. A. Gray Building, Room 316
500 South Bronough Street
Tallahassee, FL 32399-0250
850.245.6240

(Rev. 01/22/16)

EXHIBIT 3 of 5

Candidate & Campaign Treasurer Handbook

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Chapter 16: Filing Campaign Reports

Each campaign treasurer designated by a candidate shall file regular reports of all contributions received and all expenditures made by or on behalf of such candidate.

The candidate and his or her campaign treasurer shall certify as to the correctness of each report. Each person so certifying shall bear the responsibility for the accuracy and veracity of each report. Any campaign treasurer or candidate who willfully certifies the correctness of any report while knowing that such report is incorrect, false or incomplete commits a misdemeanor of the first degree.

(Section 106.07, F.S.)

Where to File

A campaign treasurer is required to file campaign treasurer's reports with the officer with whom the candidate registers.

Candidates filing reports with the Division are required to file by means of the Electronic Filing System. If the candidate's filing officer is other than the Division, contact the appropriate filing officer to find out the requirements.

The web address for filing online with the Division is: <https://efs.dos.state.fl.us/>

(Section 106.07(2), F.S.)

When to File

Reports must be filed on the 10th day following the end of each calendar month from the time the candidate registers, except that if the 10th day occurs on a Saturday, Sunday or legal holiday, the report shall be filed on the next business day that is not a Saturday, Sunday or legal holiday.

A statewide candidate must file reports:

1. On the 60th day immediately preceding the primary election, and each week thereafter, with the last weekly report being filed on the 4th day immediately preceding the general election.
2. On the 10th day immediately preceding the general election, and each day thereafter, with the last daily report being filed the 5th day immediately preceding the general election.

All other candidates must file reports on the 60th day immediately preceding the primary election and bi-weekly on each Friday thereafter through and including the 4th day immediately preceding the general election, with additional reports due on the 25th and 11th days before the primary election and the general election.

For candidates that file with the Division, see the "Reporting Dates Calendar" at:

<http://dos.myflorida.com/elections/forms-publications/publications/>

Candidate & Campaign Treasurer Handbook

An individual seeking a publicly elected position on a political party executive committee who receives a contribution or makes an expenditure must file a single report of all contributions and expenditures on the 4th day immediately preceding the primary election. (See Chapter 18, Reporting for Individuals Seeking a Publicly Elected Position on a Party Executive Committee.)

Unless the electronic filing requirements of Section 106.0705, Florida Statutes, apply, reports shall be filed no later than 5 p.m. of the day designated. A report postmarked by the U.S. Postal Service no later than midnight of the day designated is deemed timely filed. A report received by the filing officer within 5 days after the designated due date that was delivered by the U.S. Postal Service is deemed timely filed unless it has a postmark indicating the report was mailed after the designated due date. A certificate of mailing obtained from and dated by the U.S. Postal Service at the time of mailing or a receipt from an established courier company, which bears a date on or before the date on which the report is due, is proof of mailing in a timely manner. Reports filed with the Division through the Electronic Filing System (EFS) are due no later than midnight, Eastern Time, of the due date.

(Sections 106.07, 106.0705
and 106.141, F.S.)

Penalty for Late Filing

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 three days late and, thereafter, \$500 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is

greater, for the period covered by the late report. However, for the reports immediately preceding the primary and general election, the fine shall be \$500 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report. For a candidate's termination report, the fine shall be \$50 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater for the period covered by the late report. All fines must be paid from the candidate's **personal funds** – not campaign funds.

(Section 106.07(2) and (8), F.S.)

Notice of No Activity

In any reporting period during which a candidate has not received funds or made any expenditures, the filing of the required report for that period is waived. **However, the candidate must notify the filing officer in writing on or before the prescribed reporting date that no report is being filed on that date.** (A notice of no activity filed with the Division must be filed electronically using the EFS.) The next report filed must specify that the report covers the entire period between the last submitted report and the report being filed.

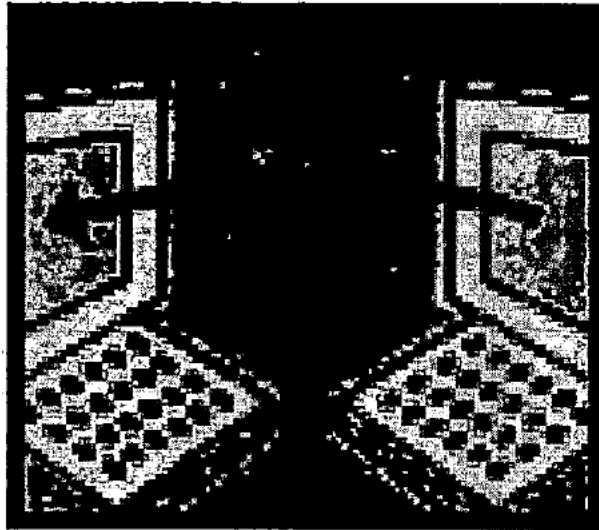
(Section 106.07, F.S.)

Incomplete Reports

If a campaign treasurer files a report that is deemed incomplete, it shall be accepted on a conditional basis. The campaign treasurer will be notified by the filing officer as to why the report is incomplete. The campaign

Department of State
Division of Elections

Candidate EFS User's Guide



Florida Department of State
Division of Elections
R.A. Gray Building, Room 316
500 S Bronough Street
Tallahassee, FL 32399-0250

EFS HELP LINE: 850-245-6280

January 2011

Rule 15-2.017, F.A.C.

DS-DE 110A (eff. 01/11)

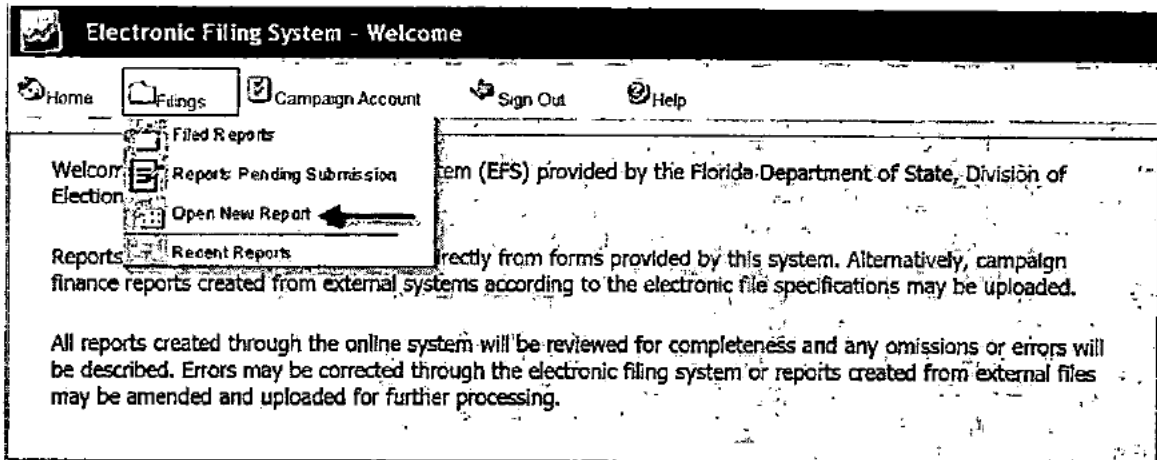
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Create a New Report by Data Entry

From the Welcome Screen, click  Filings and then  Open New 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 'Edit' 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 reporting year and then the report type. The beginning and ending coverage dates and the filing due date of the report are automatically associated with the *Reporting Year* and *Report Type*.


Election Cycle: 2010 General Election
Report Type: FZ 2010
Coverage Period: 7/17/2010 7/30/2010 Due Date: 08/06/2010

Special Election Report Waiver

Uploading a Campaign finance Report
A Campaign Finance report file meeting the department's specifications may be uploaded at the time a report is opened. Use the Browse button to locate and select the report text or zip file to be uploaded. You may upload the report file in a compressed zip. The zip file must contain only one report file.

Browse...
Open Report

Click  arrow next to **Election Cycle**. Scroll to the cycle associated with the report you are entering.

Click  arrow next to **Report Type** and select the report type that corresponds to the appropriate cover period and due date.

The Cover Period dates will automatically fill in based on the **Calendar of Election and Reporting Dates**. The end date can be changed for candidate termination reports.

The Due Date will automatically fill in based on the Calendar of Election and Reporting Dates.

****NOTE****

If this report is a waiver of report (no activity), click the box next to Waiver.

Election Cycle: 2010 General Election
Report Type: F2 2010
Coverage Period: 7/17/2010 7/30/2010 Due Date: 10/05/2010
 Waiver

Click at the bottom of the screen. A Report Detail screen (view only) will appear. This screen will not indicate any activity until individual detail data is entered, saved and a review is performed.

Report: 2010 - G4 - 27 2010 General Election Covers: 10/16/2010-10/28/2010 Due: 10/29/2010

Waiver Complete Status: Incomplete Detail Records
File Date: Review Status: Not Reviewed
Status: Last Review:

of Transactions: 0

Contributions		Total Amount	Expenditures		Total Amount
Cash and Checks:		0.00	Monetary:		0.00
Loans:		0.00	Transfers to Off Acct:		0.00
Total Monetary:		0.00	Total Monetary:		0.00
In-Kind:		0.00	Other Distributions:		0.00

Review Messages

Created: 10/26/2010 11:41:25 AM By: 50552 Revised: 10/26/2010 11:41:25 AM By: 50552

File the Report

If the **Review Status** is Updated Detail – Needs Review the report has not been reviewed since the last update. (See page 38 for instructions on how to submit the report to the system for review.)

If the status of the report is Complete Detail Records, you are ready to file the report.

Report: 2010 - F3 - 26		2010 General Election		Covers: 8/7/2010-8/19/2010		Due: 8/20/2010																	
<input type="checkbox"/> Anticipated <input type="checkbox"/> Waiver		Complete Status: Complete Detail Records		Review Status: Reviewed																			
File Date: <input type="text"/>		Last Review: 8/19/2010 3:56:42 PM																					
Status: <input type="text"/>																							
# of Transactions: <input type="text"/>		<input type="button" value="Review"/> <input type="button" value="Recalculate"/>		<input type="button" value="Go To File Report"/> <input type="button" value="Append File"/>		<input type="button" value="Delete Report"/> <input type="button" value="Save"/>																	
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Contributions</th> <th style="text-align: right;">Total Amount</th> </tr> </thead> <tbody> <tr> <td>Cash and Checks:</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>Loans:</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>Total Monetary:</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>In-Kind:</td> <td style="text-align: right;">0.00</td> </tr> </tbody> </table>		Contributions	Total Amount	Cash and Checks:	0.00	Loans:	0.00	Total Monetary:	0.00	In-Kind:	0.00	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Expenditures</th> <th style="text-align: right;">Total Amount</th> </tr> </thead> <tbody> <tr> <td>Monetary:</td> <td style="text-align: right;">51.00</td> </tr> <tr> <td>Transfers to Off Acct:</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>Total Monetary:</td> <td style="text-align: right;">51.00</td> </tr> <tr> <td>Other Distributions:</td> <td style="text-align: right;">0.00</td> </tr> </tbody> </table>		Expenditures	Total Amount	Monetary:	51.00	Transfers to Off Acct:	0.00	Total Monetary:	51.00	Other Distributions:	0.00
Contributions	Total Amount																						
Cash and Checks:	0.00																						
Loans:	0.00																						
Total Monetary:	0.00																						
In-Kind:	0.00																						
Expenditures	Total Amount																						
Monetary:	51.00																						
Transfers to Off Acct:	0.00																						
Total Monetary:	51.00																						
Other Distributions:	0.00																						
Review Messages		Created: 8/19/2010 2:01:35 PM		By: 50552		Revised: 8/19/2010 3:56:42 PM																	
						By: 50552																	

Click on

The candidate enters his or her PIN, and then selects

NOTE: A PIN is the same as your signature attesting to the validity of the report.

Step 1: Enter the candidate/chairperson PIN.

Step 2: Select the 'Report Approved' button.

Report: 2010 - F3 - 26	Coverage Period: 8/7/2010-8/19/2010	Due: 8/20/2010
Review Status: Reviewed	<input checked="" type="checkbox"/> Original <input type="checkbox"/> Anticipated	
	<input type="checkbox"/> Waiver	
PIN for Candidate/Chairperson: <input type="text"/>	<input type="button" value="Report Approved"/>	


If there is more than one treasurer, click on the drop down and select the treasurer that is filing the report.

Campaign Treasurer: 


The treasurer enters his or her PIN and then clicks

Report: 2010 - F3 - 26 Coverage Period: 8/7/2010-8/19/2010 Due: 8/20/2010

Review Status: Original Amended

Campaign Treasurer:  Waiver

PIN for specified Treasurer:

To Edit Report Again Select Cancel: 

IMPORTANT NOTE: If changes need to be made after a candidate enters his PIN, the treasurer must undo the candidate's PIN validation before the system will allow changes. See page 48 for instructions.



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Rosa Maria "Rosy" Palomino

Name:

Account: 69712

Election:

Acct:

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
2/4/2019	TR	3/9/2019	FEC	33	\$0.00		\$0.00	\$0.00
11/2/2018	G7	11/2/2018						
10/26/2018	G6	10/27/2018	DFS	1	\$25.00		\$25.00	\$0.00
10/25/2018	G4	10/13/2018						
10/19/2018	G5	10/19/2018						
10/5/2018	G3	10/5/2018						
9/21/2018	G2	9/21/2018						
9/7/2018	G1	9/7/2018						
8/24/2018	P7	8/25/2018	DFS	1	\$331.25		\$331.25	\$0.00
8/17/2018	P6	8/17/2018						
8/10/2018	P5	8/7/2018						
8/3/2018	P4	8/17/2018	FEC	14	\$0.00		\$0.00	\$0.00
7/27/2018	P3	7/30/2018	FEC	3	\$0.00		\$0.00	\$0.00
7/13/2018	P2	7/13/2018						
6/29/2018	P1	6/29/2018						
6/11/2018	M5	6/11/2018						
5/10/2018	M4	5/10/2018						
4/10/2018	M3	4/10/2018						
3/12/2018	M2	3/12/2018						
2/12/2018	M1	2/12/2018						
1/10/2018	M12	1/11/2018	FEC	1	\$0.00		\$0.00	\$0.00
12/11/2017	M11	12/11/2017						
11/13/2017	M10	11/11/2017						
10/10/2017	M9	10/10/2017						
9/22/2017	M8	9/10/2017						
8/10/2017	M7	8/10/2017						
7/10/2017	M6	7/10/2017						
6/12/2017	M5	6/12/2017						
5/10/2017	M4	5/10/2017						
4/10/2017	M3	4/10/2017						

EXHIBIT 5/1/2020

 Treasurer Report Status

ID: 69712	Name: Rosa Maria "Rosy" Palomino
Report: 2017 - M12 - 10	Print Date: 5/20/2019 9:25:09 AM
Election: 2018 General Election	
Covers: 12/1/2017-12/31/2017	<input type="checkbox"/> Amended <input checked="" type="checkbox"/> Waiver
Due: 1/10/2018	
Filed: 1/11/2018 6:28:52 AM	File Status: Filed Report
Reviewed: 1/11/2018	Review Status: Reviewed
	Detail Complete: No Detail Records Found
File Method: Web Filed	<u>Number of Detail Records</u>
Entry Method: Web Data Entry	Contributions: 0
	Expenditures: 0
Pending Queued Items: 0	Fund Transfers: 0
	Distributions: 0
To Print Report: Right Click Mouse and Select 'Print'	

 Treasurer Report Status

ID: 69712	Name: Rosa Maria "Rosy" Palomino
Report: 2018 - P3 - 18	Print Date: 5/20/2019 9:26:13 AM
Election: 2018 General Election	
Covers: 7/7/2018-7/20/2018	<input type="checkbox"/> Amended <input checked="" type="checkbox"/> Waiver
Due: 7/27/2018	
Filed: 7/30/2018 12:41:11 PM	File Status: Filed Report
Reviewed: 7/30/2018	Review Status: Reviewed
	Detail Complete: No Detail Records Found
File Method: Web Filed	<u>Number of Detail Records</u>
Entry Method: Web Data Entry	Contributions: 0
	Expenditures: 0
Pending Queued Items: 0	Fund Transfers: 0
	Distributions: 0
To Print Report: Right Click Mouse and Select 'Print'	

 Treasurer Report Status

ID: 69712		Name: Rosa Maria "Rosy" Palomino	
Report: 2018 - P4 - 19		Print Date: 5/20/2019 9:26:58 AM	
Election: 2018 General Election		<input type="checkbox"/> Amended <input checked="" type="checkbox"/> Waiver	
Covers: 7/21/2018-7/27/2018		Due: 8/3/2018	
Filed: 8/17/2018 5:43:19 PM		File Status: Filed Report	
Reviewed: 8/17/2018		Review Status: Reviewed	
Detail Complete: No Detail Records Found			
File Method: Web Filed		<u>Number of Detail Records</u>	
Entry Method: Web Data Entry		Contributions: 0	
Pending Queued Items: 0		Expenditures: 0	
		Fund Transfers: 0	
		Distributions: 0	
To Print Report: Right Click Mouse and Select 'Print'			

 Treasurer Report Status

ID: 69712		Name: Rosa Maria "Rosy" Palomino	
Report: 2019 - TR - 30		Print Date: 5/20/2019 9:27:30 AM	
Election: 2018 General Election			
Covers: 11/2/2018-2/4/2019		<input type="checkbox"/> Amended <input checked="" type="checkbox"/> Waiver	
Due: 2/4/2019			
Filed: 3/9/2019 10:28:12 AM		File Status: Filed Report	
Reviewed: 3/9/2019		Review Status: Reviewed	
Detail Complete: No Detail Records Found			
File Method: Web Filed		Number of Detail Records	
Entry Method: Web Data Entry		Contributions: 0	
Pending Queued Items: 0		Expenditures: 0	
		Fund Transfers: 0	
		Distributions: 0	
To Print Report: Right Click Mouse and Select 'Print'			

EXHIBIT 5-25-19

REC'D: FL ELECTIONS COM
24 FEB '20 AM 11:38

AFFIDAVIT OF BACKGROUND INFORMATION
Case Number: FEC 19-340

STATE OF FLORIDA
County of Miami-Dade

Rosa Maria "Rosy" Palomino, being duly sworn, says:

- 1. This affidavit is made upon my personal knowledge.
- 2. I am of legal age and competent to testify to the matters stated herein. I am currently employed by Miami-Dade County Public Schools as 1st grade teacher.

3. Have you ever run for public office? If so, please name the office(s) you ran for and the date(s) of the election(s) you ran in.

Yes. 2015: City of Miami Commission; 2016: Florida State House District 112;
2018: Florida State House District 112 and 2019: City of Miami Commission.

4. Have you ever been appointed to act as a campaign treasurer for a candidate? If so, please name the candidate(s) you served as treasurer, the office(s) the candidate ran for, and the dates of the election(s).

Yes. See response to question 3.

5. Have you ever held the office of chairperson, treasurer, board member, or other similar position for a political committee? If so, please list the names and addresses of the committees and dates when you held the position.

No.

6. Have you ever prepared or signed a campaign treasurer's report? If so, please list the name of the candidate or committee whose report you prepared or signed.

Yes. See response to question 3.

7. What action have you taken to determine your responsibilities under Florida's election laws?

Read and reviewed a copy of the Florida Election Law Handbook and the Candidate and Campaign Treasurer Handbook. I have also attended lengthy briefings with the elections clerk of the city of Miami about Florida election law and forms.

8. Do you possess a copy of Chapter 106, Florida Statutes? Yes No

9. If so, when did you first obtain it? 2015.

10. Have you read Chapter 106, Florida Statutes? Yes No

11. Do you possess a copy of Chapter 104, Florida Statutes? Yes No

12. If so, when did you first obtain it? 2015.

13. Have you read Chapter 104, Florida Statutes? Yes No

14. Do you possess a copy of the *Candidate and Campaign Treasurer Handbook*? Yes No

15. If so, when did you first obtain it? 2015.

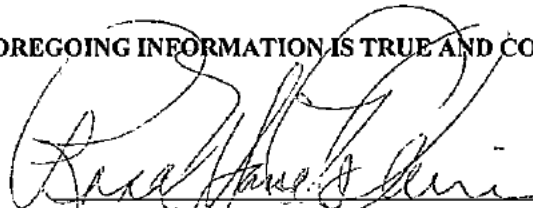
16. Have you read the *Candidate and Campaign Treasurer Handbook*? Yes No

17. List any additional materials you received from the Supervisor of Elections.
Email correspondence.

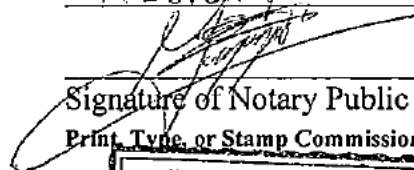
18. Can you please explain why you were unable to timely file waivers for the following reporting periods: 2017 M12; 2018 P3; 2018 P4; and 2019 TR?

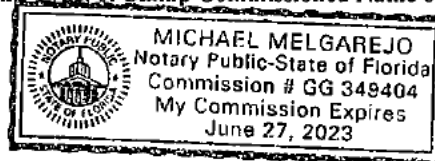
2017 M2: Campaign did not receive or spend any funds during this period. The filing was delayed due to the holidays; 2018 P3 & P4: Campaign did not have a primary. As such, the campaign did not receive or spend any funds during this period. The filing was delayed due to back to school responsibilities; 2019 TR: The campaign did not receive or spend any funds during this period. The filing was delayed due to incorrect scheduling of month of March instead of February for filing. No reminder was received from Division either.

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 13th day of February, 2020.


Signature of Notary Public - State of Florida
Print, Type, or Stamp Commissioned Name of Notary Public



Personally Known _____ or Produced Identification X

[Redacted area]

Case Investigator: C. Harrold Sheppard

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

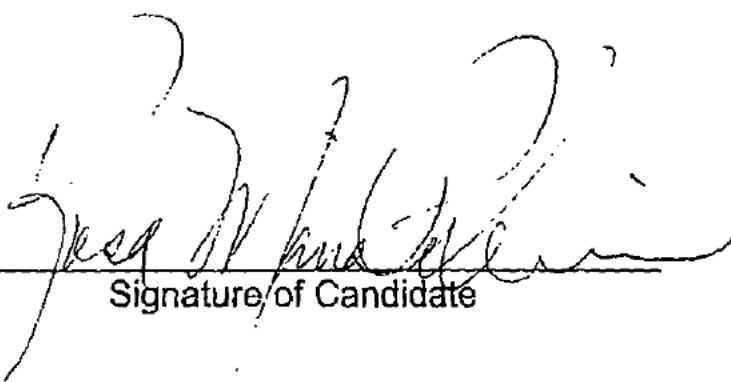
(Please print or type)

OFFICE USE ONLY
RECEIVED
DEPARTMENT OF STATE
2017 MAR 13 AM 10:07
DEPARTMENT OF STATE
DIVISION OF ELECTIONS

I, Rosa Maria "Rosy" Palomino,

candidate for the office of State Representative District 112;

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

 03/08/2017
Signature of Candidate 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 ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 19-340**

Respondent: Rosa Maria "Rosy" Palomino

Complainant: Division of Elections

1. **Date and time:** 1/22/20 @ 3:34pm
Name: Rosa Maria "Rosy" Palomino
Phone #: 786-393-2797
Summary: The voice message stated it was Rosy Palomino's campaign line. I explained that we needed to speak with her about the late filed waivers and left my direct line. I also mentioned that I anticipated the line's VM was still being checked; it seems she is still anticipating running for election in 2020 but nothing appears to be filed, yet.

Memo to File? No

Entered by: CHS

2. **Date and time:** 1/28/20 @ 4:21pm
Name: Rosy Palomino
Phone #: 305-409-0306
Summary: Voice message from Respondent; she received the Affidavit and has questions. She also stated that she has no idea what this could be about, since the campaign was from 2018.

Memo to File? No

Entered by: CHS

3. **Date and time:** 1/29/20
Name: Rosy Palomino
Phone #: 305-409-0306
Summary: I returned Ms. Palomino's VM and left a new voicemail message. I stated that I'd previously tried reaching her at the 786-393-2797 contact number. I also mentioned that we'd been trying to reach her since June/July 2019 about this issue, since her voicemail claimed that this matter was 2 years old. Requested a call-back.

Memo to File? No

Entered by: CHS

4. **Date and time:** 1/29/20 @ 3:23pm
Name: Rosy Palomino
Phone #: 305-409-0306
Summary: I received return call from Ms. Palomino. She stated that she doesn't understand why we're contacting her. I explained the process and that the investigation stems from late-filed waivers, mentioning specifically the 2019 TR report. Respondent stated she didn't raise much money from the campaign; I explained our investigation was about the reports/waivers. Ms. Palomino stated that she hadn't received anything in the mail. After I gave the address to which all mail had been directed (PO Box 331274), she initially stated that she didn't have a PO Box. Shortly thereafter, she recalled that her campaign manager

EXHIBIT 8 of 2

used the PO box. After I provided the address and delivery date for the LS letter, Ms. Palomino said she'd been in South Carolina for a while and had never received anything via certified mail. She ended our call as she arrived at her home (she'd been on the road).

Memo to File? No

Entered by: CHS

5. **Date and time:** 1/29/20 @ 3:42pm

Name: Rosy Palomino

Phone #: 305-409-0306

Summary: Respondent called back after getting to her home office. She reiterated that she has never received any mail from us and again, stated that she doesn't understand the reason for our investigation, as her campaign raised minimal money. She stated that she's never had any issues like this previously. She had some questions and concerns about the affidavit and having it notarized. I stated that I would send her the LS letter via email, as this has some further info about the agency's process.

Memo to File? No

Entered by: CHS

6. **Date and time:**

Name:

Phone #:

Summary:

Memo to File? No

Entered by:

7. **Date and time:**

Name:

Phone #:

Summary:

Memo to File? No

Entered by:

8. **Date and time:**

Name:

Phone #:

Summary:

Memo to File? No

Entered by:

9. **Date and time:**

Name:

Phone #:

Summary:

Memo to File? No

Entered by:

10. **Date and time:**

Name:

EXHIBIT 8 of 2

AFFIDAVIT OF BACKGROUND INFORMATION
Case Number: FEC 19-340

STATE OF FLORIDA
County of Miami-Dade

Rosa Maria "Rosy" Palomino, being duly sworn, says:

1. This affidavit is made upon my personal knowledge.

2. I am of legal age and competent to testify to the matters stated herein. I am currently employed by Miami-Dade County Public Schools as 1st grade teacher.

3. Have you ever run for public office? If so, please name the office(s) you ran for and the date(s) of the election(s) you ran in.

Yes. 2015: City of Miami Commission; 2016: Florida State House District 112;
2018: Florida State House District 112 and 2019: City of Miami Commission.

4. Have you ever been appointed to act as a campaign treasurer for a candidate? If so, please name the candidate(s) you served as treasurer, the office(s) the candidate ran for, and the dates of the election(s).

Yes. See response to question 3.

5. Have you ever held the office of chairperson, treasurer, board member, or other similar position for a political committee? If so, please list the names and addresses of the committees and dates when you held the position.

No.

6. Have you ever prepared or signed a campaign treasurer's report? If so, please list the name of the candidate or committee whose report you prepared or signed.

Yes. See response to question 3.

7. What action have you taken to determine your responsibilities under Florida's election laws?

Read and reviewed a copy of the Florida Election Law Handbook and the Candidate and Campaign Treasurer Handbook. I have also attended lengthy briefings with the elections clerk of the city of Miami about Florida election law and forms.

8. Do you possess a copy of Chapter 106, Florida Statutes? Yes No

9. If so, when did you first obtain it? 2015.

10. Have you read Chapter 106, Florida Statutes? Yes No

11. Do you possess a copy of Chapter 104, Florida Statutes? Yes No

12. If so, when did you first obtain it? 2015.

13. Have you read Chapter 104, Florida Statutes? Yes No

14. Do you possess a copy of the *Candidate and Campaign Treasurer Handbook*? Yes No

15. If so, when did you first obtain it? 2015.

16. Have you read the *Candidate and Campaign Treasurer Handbook*? Yes No

17. List any additional materials you received from the Supervisor of Elections.

Email correspondence.

18. Can you please explain why you were unable to timely file waivers for the following reporting periods: 2017 M12; 2018 P3; 2018 P4; and 2019 TR?

2017 M2: Campaign did not receive or spend any funds during this period. The filing was delayed due to the holidays; 2018 P3 & P4: Campaign did not have a primary. As such, the campaign did not receive or spend any funds during this period. The filing was delayed due to back to school responsibilities; 2019 TR: The campaign did not receive or spend any funds during this period. The filing was delayed due to incorrect scheduling of month of March instead of February for filing. No reminder was received from Division either.

HEREBY SWEAR OR AFFIRM THAT THE FOREGOING INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

[Handwritten Signature]

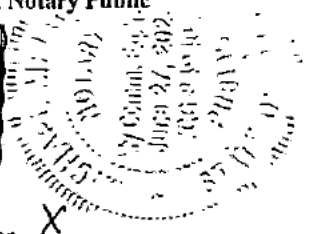
Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 13th day of February, 2020.

[Handwritten Signature]

Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public



Personally Known _____ or Produced Identification X



Case Investigator: C. Harrold Sheppard



FLORIDA ELECTIONS COMMISSION

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

July 19, 2019

Rosa Maria "Rosy" Palomino
Post Office Box 331274
Miami, FL 33233-3233

RE: Case No.: FEC 19-340; Respondent: Rosa Maria "Rosy" Palomino

Dear Ms. Palomino:

On June 3, 2019, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violation(s):

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, 2018 candidate for State Representative, District 112, failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because she had not received funds, made contributions, or expended reportable funds during the following reporting periods:

- 2017 M12
- 2018 P3
- 2018 P4
- 2019 TR

However, prior to an investigation, you have the option to **resolve your case now by** signing a minor violation consent order and **paying a fine of \$200**, per Rule 2B-1.003, Florida Administrative Code, **rather than the potential \$1,000 per violation** provided for in Section 106.265, Florida Statutes.

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

The signed consent order would then be considered by the Commission at its next available meeting, and would constitute final action by the Commission once it is accepted and approved by the Commission.

Rosa Maria "Rosy" Palomino

July 19, 2019

Page 2

FEC 19-340

Please contact Stephanie Cunningham at 850-922-4539, or at the address listed above, to accept this minor violation consent order offer.

If you choose not to resolve the case by consent order, an investigation will be conducted, and then the Commission will hold one or more hearings to determine whether the alleged violation(s) occurred and, if so, the amount of the fine to be imposed upon you. For more information, please see our FAQs available at <http://www.fec.state.fl.us>.

Sincerely,

A handwritten signature in black ink that reads "Tim Vaccaro". The signature is fluid and cursive, with a long horizontal stroke at the end.

Tim Vaccaro
Executive Director

TV/med

DIVISION OF ELECTIONS FEC NOTICE FORM

To FEC from Division of Elections

Candidate: Rosa Maria "Rosy" Palomino

Account Number: 69712

Treasurer: Rosa Palomino

The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to Sections 106.07(8)(d), 106.22(7), and 106.25(2), Florida Statutes. An apparent violation of Chapter 106, Florida Statutes, has occurred based upon repeated late filings or failure to file notifications to the filing officer in writing that no report was being filed on the prescribed reporting date under s. 106.07(7).

2017 M12

2018 P3

2018 P4

2019 TR

- Rosa Maria Palomino (69712) was a 2018 candidate for the office of State Representative.
- On March 13, 2017, Rosa Maria Palomino filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division designating herself as treasurer.
- The 2017 M12 campaign treasurer's report was due on January 10, 2018. Ms. Palomino failed to notify the Division that no report was being filed on the prescribed reporting date. Ms. Palomino filed a notification of no activity on January 11, 2018. (See attached receipt and letter.)
- The 2018 P3 campaign treasurer's report was due on July 27, 2018. Ms. Palomino failed to notify the Division that no report was being filed on the prescribed reporting date. Ms. Palomino filed a notification of no activity on July 30, 2018. (See attached file receipt and letter.)

- The 2018 P4 campaign treasurer's report was due on August 3, 2018. Ms. Palomino failed to notify the Division that no report was being filed on the prescribed reporting date. Ms. Palomino filed a notification of no activity on August 17, 2018. (See attached receipt and letter.)
- The 2019 TR campaign treasurer's report was due on February 4, 2019. Ms. Palomino failed to notify the Division that no report was being filed on the prescribed reporting date. Ms. Palomino filed a notification of no activity on March 9, 2019. (See attached file receipt.)

Sent By: Kristi Reid Willis
Date: May 20, 2019 *rew*

dlh

 Treasurer Report Status

ID: **69712** Name: **Rosa Maria "Rosy" Palomino**

Report: 2017 - M12 - 10

Print Date: **5/20/2019 9:25:09 AM**

Election: 2018 General Election

Covers: 12/1/2017-12/31/2017

Amended Waiver

Due: 1/10/2018

Filed: **1/11/2018 6:28:52 AM**

File Status: **Filed Report**

Reviewed: **1/11/2018**

Review Status: **Reviewed**

Detail Complete: **No Detail Records Found**

File Method: Web Filed

Number of Detail Records

Entry Method: Web Data Entry

Contributions: 0

Expenditures: 0

Pending Queued Items: **0**

Fund Transfers: 0

Distributions: 0

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



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

January 22, 2018

Rosa Palomino
Post Office Box 331274
Miami, FL 33233-3233

CAN 69712

Dear Ms. Palomino:


The notification that you had no reportable activity for the report deadline of January 10, 2018, was not filed until January 11, 2018. Although the notification is late, no automatic fine is assessed because you had no receipts or expenditures during this reporting period.

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

 Treasurer Report Status

ID: 69712	Name: Rosa Maria "Rosy" Palomino
Report: 2018 - P3 - 18	Print Date: 5/20/2019 9:26:13 AM
Election: 2018 General Election	
Covers: 7/7/2018-7/20/2018	<input type="checkbox"/> Amended <input checked="" type="checkbox"/> Waiver
Due: 7/27/2018	
Filed: 7/30/2018 12:41:11 PM	File Status: Filed Report
Reviewed: 7/30/2018	Review Status: Reviewed
	Detail Complete: No Detail Records Found
File Method: Web Filed	<u>Number of Detail Records</u>
Entry Method: Web Data Entry	Contributions: 0
	Expenditures: 0
Pending Queued Items: 0	Fund Transfers: 0
	Distributions: 0
To Print Report: Right Click Mouse and Select 'Print'	



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

August 6, 2018

Rosa Palomino
Post Office Box 331274
Miami, FL 33233-3233

CAN 69712

Dear Ms. Palomino:

The notification that you had no reportable activity for the report deadline of July 27, 2018, was not filed until July 30, 2018. Although the notification is late, no automatic fine is assessed because you had no receipts or expenditures during this reporting period.

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

 **Treasurer Report Status**

ID: 69712	Name: Rosa Maria "Rosy" Palomino
Report: 2018 - P4 - 19	Print Date: 5/20/2019 9:26:58 AM
Election: 2018 General Election	
Covers: 7/21/2018-7/27/2018	<input type="checkbox"/> Amended <input checked="" type="checkbox"/> Waiver
Due: 8/3/2018	
Filed: 8/17/2018 5:43:19 PM	File Status: Filed Report
Reviewed: 8/17/2018	Review Status: Reviewed
	Detail Complete: No Detail Records Found
File Method: Web Filed	<u>Number of Detail Records</u>
Entry Method: Web Data Entry	Contributions: 0
	Expenditures: 0
Pending Queued Items: 0	Fund Transfers: 0
	Distributions: 0
To Print Report: Right Click Mouse and Select 'Print'	



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

August 22, 2018

Rosa Palomino
Post Office Box 331274
Miami, FL 33233-3233

CAN 69712

Dear Ms. Palomino:

The notification that you had no reportable activity for the report deadline of August 3, 2018, was not filed until August 17, 2018. Although the notification is late, no automatic fine is assessed because you had no receipts or expenditures during this reporting period.


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

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

Sincerely,

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

Kristi Reid Willis, Chief
Bureau of Election Records

 Treasurer Report Status

ID: **69712** Name: **Rosa Maria "Rosy" Palomino**

Report: 2019 - TR - 30

Print Date: **5/20/2019 9:27:30 AM**

Election: 2018 General Election

Covers: 11/2/2018-2/4/2019

Due: 2/4/2019

Amended Waiver

Filed: **3/9/2019 10:28:12 AM**

File Status: **Filed Report**

Reviewed: **3/9/2019**

Review Status: **Reviewed**

Detail Complete: **No Detail Records Found**

File Method: Web Filed

Entry Method: Web Data Entry

Pending Queued Items: **0**

Number of Detail Records

Contributions: 0

Expenditures: 0

Fund Transfers: 0

Distributions: 0

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