

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Charles F. Tolbert**

**Case No.: FEC 14-494**

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**TO:** Charles F. Tolbert  
P.O. Box 740025  
Orange City, FL 32774

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

**NOTICE OF HEARING (INFORMAL HEARING)**

A hearing will be held in this case before the Florida Elections Commission on, **May 18, 2016 at 9:00 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**

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

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

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

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

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

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

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

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

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

*Amy McKeever Toman*  
Executive Director  
Florida Elections Commission  
May 3, 2016

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

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

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

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

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

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

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



Fwd: Ref: case no : FEC 14-484; Respondent: Charles Frederick Tolbert  
cfabamerica  
to:  
Florida Elections Commission, Ms Dye  
02/14/2016 03:13 PM  
Hide Details  
From: cfabamerica@gmail.com  
To: Florida Elections Commission <fec@myfloridalegal.com>, Ms Dye  
<viletsvoice@icloud.com>

**Subject: Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

[fec@myfloridalegal.com](mailto:fec@myfloridalegal.com)

Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Blg  
Tallahassee, Fl. 32399

Citizens For A Better America INC Party of Florida

address change

From  
Cfaba Inc  
Charles Frederick Tolbert EdD  
PO Box 23935  
Ft Lauderdale Fl 33307

To  
Cfaba Inc  
Charles Frederick Tolbert EdD  
PO box 740025  
Orange City Florida 32774

Charles Frederick Tolbert EdD NPA  
Feb 14, 2016  
561-398-9025  
[Cfabamerica@gmail.com](mailto:Cfabamerica@gmail.com)

Please be advised that I have sent numerous certified mail with address changes and the  
FEC has failed to respond.

I received a notice of hearing for Feb. 18, and I request I be allowed to represent my side.

CFABA  
Charles Frederick Tolbert EdD  
Retired MSGI/Pastor  
Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com

Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Blg  
Tallahassee, Fl. 32399

Division of Elections (DOE)  
Room 316, R. A. Gray Building  
500 South Bronough Street  
Tallahassee, Fl 32399-0250

CFABA  
Charles Frederick Tolbert EdD  
Retired MSGI/Pastor  
Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com

To whom it may concern:

In reference to letters dated Feb. 02, 2016 from FEC and letter dated Jan. 27, 2016 from DOE.

Please note at Charles Frederick Tolbert sent both the FEC and the DOE priority mail letters addressing the complaint (case no.: FEC 14-484) and present the address change to:

CFABA  
Charles Frederick Tolbert EdD  
Retired MSGI/Pastor  
Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com

I again like to note that my treasurer Ms. Hagendorf believes that she filed all reports in a timely manner, in addition we sent copies in previous correspondences confirming this.

Ms. Hagendorf was also faced with medical issues during the time she was the treasurer.

Dr Charles Frederick Tolbert is a retired MSGT, Pastor and was a care giver for three women during the campaign period in addition he filed chapter seven and became homeless during 2014 time period.

Also he did not receive donation either from his ministry or the campaign in 2014.

Due to these unusual circumstance knowing that I had no intent to not file reports as required that if determined that I was in error that any fines be waived and that I be allowed five minutes to present my side.

Currently I have and income of only my military retirement, VA and SS.

Also note that since this PO Box was only checked once a month bases the failure of DOE and the FEC has again provide that they have unclean hands.

I have on Feb 11, 2016 received notice of hearing for Feb. 18, 2016 at 8:30 am and I request that I be allowed to present documents that were provide in my correspondence on Dec. 15, 2016. Furthermore I requested a responds with in fourteen days and only after two months did I receive a responds.

I also request that my case be heard by my peers as per the US Constitution and that the State of Florida provide me a public attorney.

Charles Frederick Tolbert EdD  
CFABS inc  
PO Box 740025  
Orange City Fl. 32771  
Feb 13, 2016  
Www.cfabamerica.com

Www.cfabamerica.com

Www.cfabamerica.com



cfabamerica

to:

Florida Elections Commission, Ms Dye

02/14/2016 03:58 PM

Hide Details

From: cfabamerica@gmail.com

To: Florida Elections Commission <fec@myfloridalegal.com>, Ms Dye  
<viletsvoice@icloud.com>

Why does the news media only mention  
Dem. And Rep And not NPA or Independent candidates?  
Charles Frederick Tolbert EdD  
Retired MSGT / Pastor

Candidate for US Senate Florida 2016 NPA

Please make your donations in support of Citizens for a Better America Party of Florida CFABAPF to  
your local charity.

CFABAPF paid for By Charles Frederick Tolbert EdD

[WWW.cfabamerica.com](http://www.cfabamerica.com)

[Cfabamerica@gmail.com](mailto:Cfabamerica@gmail.com)

561-398-9025

I disagree

Supreme rejects my case against the florida election commission and the division of elections

<http://www.cfabamerica.com/cfaba-charles-fredetick-tolbert-edd-retired-msgtpastor-ref-case-no-fec-14-484-respondent-charles-frederick-tolbert>

The judicial Power of the United States, shall be vested in one supreme Court, and in such inferior Courts as the Congress may from time to time ordain and establish. The Judges, both of the supreme and inferior Courts, shall hold their Offices during good Behaviour, and shall, at stated Times, receive for their Services, a Compensation, which shall not be diminished during their Continuance in Office.  
Section. 2.

The judicial Power shall extend to all Cases, in Law and Equity, arising under this Constitution, the Laws of the United States, and Treaties made, or which shall be made, under their Authority;—to all Cases affecting Ambassadors, other public Ministers and Consuls;—to all Cases of admiralty and maritime Jurisdiction;—to Controversies to which the United States shall be a Party;—to Controversies between two or more States;— between a State and Citizens of another State,—between Citizens of different States,—between Citizens of the same State claiming Lands under Grants of different States,

(and between a State, or the Citizens thereof, and foreign States, Citizens or Subjects.)

In all Cases affecting Ambassadors, other public Ministers and Consuls, and those in which a State shall be Party, the supreme Court shall have original Jurisdiction. In all the other Cases before mentioned, the supreme Court shall have appellate Jurisdiction, both as to Law and Fact, with such Exceptions, and under such Regulations as the Congress shall make

The Trial of all Crimes, except in Cases of Impeachment, shall be by Jury; and such Trial shall be held in the State where the said Crimes shall have been committed; but when not committed within any State,

the Trial shall be at such Place or Places as the Congress may by Law have directed.  
Section. 3.

Treason against the United States, shall consist only in levying War against them, or in adhering to their Enemies, giving them Aid and Comfort. No Person shall be convicted of Treason unless on the Testimony of two Witnesses to the same overt Act, or on Confession in open Court.  
The Congress shall have Power to declare the Punishment of Treason, but no Attainder of Treason shall work Corruption of Blood, or Forfeiture except during the Life of the Person attainted.

[Www.cfabamerica.com](http://www.cfabamerica.com)

I believe the state of Florida the Division of elections and the Florida election commission is discriminating against no party affiliates and independent candidates for public office.  
I will follow up with equal opportunity report according to the attached filing comments

<https://egov.eeoc.gov/eas/uniformintakequestionnaire09.pdf>

I would suggest you do same if you are running for office as a NPA or independent

Charles Frederick Tolbert EdD  
Candidate United States Senate F1 2016  
Candidate for the governor F1 2014  
President United States 2012  
No party affiliation  
Independent  
Citizens for a better America, inc  
Retired Master Sergeant  
Pastor

<http://www.cfabamerica.com/cfaba-charles-frederick-tolbert-edd-retired-msgtpastor-ref-case-no-fec-14-484-respondent-charles-frederick-tolbert>

uniformintakequestionnaire09.pdf

[Www.cfabamerica.com](http://www.cfabamerica.com)

<http://www.cfabamerica.com/cfaba-charles-frederick-tolbert-edd-retired-msgtpastor-ref-case-no-fec-14-484-respondent-charles-frederick-tolbert>

Florida Election Commission  
107 W. Gaines Str, Ste 224  
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Tallahassee, Fl. 32399

Division of Elections  
Room 316, R A Gray Building

500 South Bronough Street  
Tallahassee, Fl 32399-0250

CFABA

Charles Frederick Tolbert EdD

Retired MSGI/Pastor

Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert

P O Box 740025

Orange City Fl 32774

561-398-9025

[cfabamerica@gmail.com](mailto:cfabamerica@gmail.com)

God's plans are confusing but correct

What are inalienable rights?

A. Rights given by God that man cannot take away

Q. What is treason?

A. Betraying your country by disobeying the United States Constitution which is the Supreme Law of the Land endowed by our Creator with certain inalienable God given rights.

Q. What is the oath that every government official, servant or representative must take before upholding their office title?

A. They swear to uphold the Constitution and abide by its laws.

Q. What is the first line of the Declaration of Independence?

A. "When in the course of human events it becomes necessary to dissolve the political bonds which have connected them with another, and to assume among them the powers of the earth, the separate and equal stations to which the laws of nature and nature's God entitle them a decent respect to the opinions of mankind inquires that they should declare the causes which impel them to the separation

No Christian Ethics— No God Given Unalienable Rights!

Citizens for a Better America, inc. Party of Florida (CFABAPF)

"One Nation Under God" Title 36, USC

The letter from Tallahassee concerning Treasurer sent to the Ft Lauderdale address on December 07, 2015, even though FLC was advised to send it to P O Box 740025 Orange City Fl 32774, and the comments, were the same without acknowledging any of the correspondence that I sent previously.

The Division Of Election DOE and Florida Election Commission FEC under the 14th amendment and under the clauses of responsibility of states and biases toward nonparty affiliation and independent political parties is unconstitutional.

I have provided information of the grievances against Rubio in that he's a naturalized citizen and not a natural citizen and not eligible to be a candidate for United States president, but yet has taken in donations and multi millions of dollars, see attachment.

<http://www.cfabamerica.com/marco-rubio-parents-were-not-naturalized-citizens-of-america-and-alcee-hasting-was-impeached-and-is-not-qualified-for-federal-office>



The fact FEC or DOE have not responded to the political party, Citizens For A Better America Party of Florida (CFABAPF) is unconstitutional in that if the Democrats and Republicans and United States of America is Inc. and so is CFABA, why is there a need of permission or action requiring documents over three months ago which DOE have failed to respond to?

<http://www.cfabamerica.com/constitution-for-citizens-for-a-better-america-inc-party-of-florida-cfabapf>

<http://www.cfabamerica.com/united-states-of-america-is-a-corporation-owned-by-foreign-interests>

Fact; there has been no charges taken against the Division Of Election's for a loss of documentation when I ran for United States president in 2012.

Fact; in the 2014 election when I ran for governor FOX News had me at 14% and yet I only received 82 votes and I requested a recount which has not been provided.

In addition; election fraud, in that corporations and company's own the voting machines throughout America

In addition; the national average was 36% yet Florida had gotten 50% which would've included my 14% and I had several thousand petitions signed. I have 500,000 followers on our blog, in addition made Town hall meetings in all 67 districts

Furthermore, the news media refused to cover no party affiliated candidates. The failure of the Leadership Florida to allow me to the debate in Miami and other fraudulent actions by political parties, mass media and the state of Florida is a violation of my constitutional rights

<http://www.cfabamerica.com/subject-voting-machine-fraud>

Not only has DOE and FEC disregarded American citizens and other political parties which is our God-given right to form under the U.S. Constitution, but freedom of speech and in addition to the fact they've never responded to the loss of documentation and also election fraud in the state of Florida.

When asking God on Friday concerning the issues of Tallahassee, I was informed that this is in preparation for being a spokesperson for the Americans and the citizens of this country and that this trial and tribulation makes me better to represent the people of America.

If Tallahassee Florida election commission wishes to continue this debate in February I would be more than happy to come and represent the American people for Citizens For A Better America Political Party Florida

Statutes and other regulations (Section 106.07(7)) which hinder the voting rights of the American people are unconstitutional and the requirements for a candidate to report non income, non-acceptance of donations are a violation of my equal rights under amendment 14.

A state, or other federal government Agency, can only pass laws and statutes or set guidelines. If a candidate intent is correctly outlined and Tallahassee receives documentations to the fact that the candidate did not receive donations that said candidate has not violated any statutes or constitutional

requirement departments that were appointed by the governor cannot oversee, correct or take actions accordingly.

<http://www.cfabamerica.com/checks-and-balance>

Copies of all documentation in the last year submitted to the division of Election and Florida election Commission will be copied and mailed to the Federal election commission, the Supreme Court of Florida, the Supreme Court of United States, Florida States Attorney General, the Division Of Election fraud, the divisions of election, the governors of all 50 states in addition to the Senate and the US candidates and all news media and press. The question of whether I failed to comply, will be determined according to the U.S. Constitution by a court of my peers. I cannot be penalized or fined according to the US constitution based on the requirements of violation of the law.

<http://www.cfabamerica.com/united-states-constitution>

A government is the system by which a state or community is governed [1] In the Commonwealth of Nations, the word government is also used more narrowly to refer to the collective group of people that exercises executive authority in a state [2][3][4] This usage is analogous to what is called an "administration" in American English. Furthermore, government is occasionally used in English as a synonym for governance

In the case of its broad associative definition, government normally consists of legislators, administrators, and arbitrators. Government is the means by which state policy is enforced, as well as the mechanism for determining the policy of the state. A form of government, or form of state governance, refers to the set of political systems and institutions that make up the organisation of a specific government.

Government of any kind currently affects every human activity in many important ways. For this reason, political scientists generally argue that government should not be studied by itself; but should be studied along with anthropology, economics, environmentalism,

The Division Of Election and Florida Election Commission are unconstitutional!

The statutes and laws governing financial and treasure responsibility, are a violation of US in Florida Constitution amendment 14 United States Constitution!

A political party such as Citizens For A Better America, inc cannot be required to get Florida's permission to be on the ballot!

Florida has determined that the Secretary of State does not oversee federal candidates which is a violation of the Constitution

A political party, i.e. Citizens For A Better America Party of Florida cannot be required to get Florida's permission to be on the ballot (again violation amendment 14).

The United States Constitution says there's open primary and Florida restricts everybody from voting in

the primary. Florida is in constant violation of the United States Constitution

#### AMENDMENT XXIV

Passed by Congress August 27, 1962. Ratified January 23, 1964.

##### Section 1.

The right of citizens of the United States to vote in any primary or other election for President or Vice President, for electors for President or Vice President, or for Senator or Representative in Congress, shall not be denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax.

##### Section 2.

The Congress shall have power to enforce this article by appropriate legislation

[http://www.archives.gov/exhibits/charters/constitution\\_amendments\\_11-27.html](http://www.archives.gov/exhibits/charters/constitution_amendments_11-27.html)

“Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them.” *Miranda vs. Arizona*, 384 U.S. 436, 491.

“An unconstitutional act is not law; it confers no rights; it imposes no duties; it affords no protection;

it creates no office; it is in legal contemplation, as inoperative as though it had never been passed ”  
*Norton vs. Shelby County*, 118 US 425, 442.

The States can only oversee time, places, and manner Article 1 section 4.

Addition; the redistricting in Florida is unconstitutional. Please see the following information

<http://www.cfabamerica.com/the-constitution-today-redistricting>

<http://www.cfabamerica.com/currently-florida-violates-three-major-united-states-constitutional-issues>

In addition; since Florida Election Commission has set a 14 day deadline from December 7 but has yet to respond in over 90 days to any and all my correspondences, I request as an American citizen, a response to this letter 14 days from the date of post mark.

FEC and DOE do not have clean hands!

Regards:

Charles Frederick Tolbert EdD

Retired MSGT/ Pastor

Candidate United States Senate Florida 2016 NPA

Citizens for a better America, inc party of Florida

P O box 740025

Orange City Fl 32774

561-398-9025  
December 15, 2015

Cfabamerica@gmail.com  
Www.cfabamerica.com

Cc  
Supreme Court of the United States  
1 First Street, NE  
Washington, DC 20543

U.S. House of Representatives  
Washington, DC 20515

U.S. Congress  
Washington, DC 20515

Morgan & Morgan  
20 North Orange Avenue  
Suite 1600  
Orlando FL 32801  
(407) 420-1414

Fox News  
7 World Trade Ctr, \\  
New York, NY 10007

Federal Election Commission,  
999 E Street, NW, Washington,  
DC 20463 (800) 424-9530 In Washington

Florida Supreme Court  
500 South Duval Street  
Tallahassee, Florida  
32399-1925

LETTERS TO THE EDITOR  
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PO Box 3065  
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<mailto:editor@thetallahassee.com>

Florida is a closed primary state. That means only Democrats can vote in Democratic primary elections and Republicans in Republican primaries. Yet nearly a quarter of the electorate is now registering as independent – or “no party affiliation” – voters.  
27 percent of Florida voters are not registered as Democrat or Republican

Read more here: <http://www.miamiherald.com/news/politics-government/state-politics/article45554313.html#storylink=cpy>  
'The game is rigged'

As they track the explosive growth in NPA voters, political experts in both parties are troubled by the implications.

One reason is that Florida is a “closed primary” state where only Republicans and Democrats can vote in most party primary contests including a presidential preference primary next March 15. As a result, NPA voters find themselves walled off from the political system, effectively disenfranchised in primary elections.

[https://en.m.wikipedia.org/wiki/Florida\\_gubernatorial\\_election,\\_2014](https://en.m.wikipedia.org/wiki/Florida_gubernatorial_election,_2014)

<http://dos.elections.myflorida.com/candidates/CanList.asp>

## Candidate Tracking System

2014 General Election  
Governor

Charles Frederick Tolbert  
Write-In  
Running Mate: Christine Timmon

Address  
4100 North Wickham Road  
Unit 107A #107  
Melbourne, FL 32935

Phone: (561)398-9025  
Campaign Treasurer  
Charles Frederick Tolbert  
4100 N Wickham Rd Unit 107A #1  
Melbourne, FL 32935-  
Status: Defeated

Date Filed: 02/19/2013  
 Date Qualified: 06/17/2014  
 Method: Write In Candidate  
 Website: [www.cfabamerica.com](http://www.cfabamerica.com)  
 Email: [cfabamerica@gmail.com](mailto:cfabamerica@gmail.com)

### Campaign Documents

<http://dos.elections.myflorida.com/candidates/CanDetail.asp?account=60302>

<http://dos.elections.myflorida.com/cgi-bin/TreSel.exe>

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
02/19/2013 – 03/31/2013	20.00	0.00	0.00	0.00	0.00	0.00	0.00
04/01/2013 – 06/30/2013	211.00	760.00	0.00	600.00	0.00	0.00	0.00
07/01/2013 – 09/30/2013	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 10/01/2013 – 10/31/2013	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 11/01/2013 – 11/30/2013	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 12/01/2013 – 12/31/2013	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 01/01/2014 – 01/31/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 02/01/2014 – 02/28/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 03/01/2014 – 03/31/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 04/01/2014 – 04/30/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 05/01/2014 – 05/31/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 06/01/2014 – 06/20/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 06/21/2014 – 06/27/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 06/28/2014 – 07/04/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 07/05/2014 – 07/11/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 07/12/2014 – 07/18/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 07/19/2014 – 07/25/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 07/26/2014 – 08/01/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 08/02/2014 – 08/08/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 08/09/2014 – 08/21/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 08/22/2014 – 08/22/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 08/23/2014 – 08/29/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 08/30/2014 – 09/05/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 09/06/2014 – 09/12/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 09/13/2014 – 09/19/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 09/20/2014 – 09/26/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 09/27/2014 – 10/03/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 10/04/2014 – 10/10/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 10/11/2014 – 10/17/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 10/18/2014 – 10/24/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 10/25/2014 – 10/25/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 10/26/2014 – 10/26/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00
W 10/27/2014 – 10/27/2014	0.00	0.00	0.00	0.00	0.00	0.00	0.00

W 10/28/2014 – 10/28/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/29/2014 – 10/29/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/18/2014 – 10/30/2014 0.00 0.00 0.00 0.00 0.00 0.00  
All Dates (Totals) 231.00 760.00 0.00 600.00 0.00 0.00

Read more here: <http://www.miamiherald.com/news/politics-government/state-politics/article45554313.html#storylink=cpy>  
[www.cfabamerica.com](http://www.cfabamerica.com)

[www.cfabamerica.com](http://www.cfabamerica.com)



cfabamerica

to:

Florida Elections Commission, Ms Dye

02/14/2016 04:05 PM

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To: Florida Elections Commission <fec@myfloridalegal.com>, Ms Dye  
<viletsvoice@icloud.com>

Please note sent priority certified mail Dec 15, 215

CFABA

Charles Frederick Tolbert EdD

Retired MSGT/Pastor

Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert

P O Box 740025

Orange City Fl 32774

561-398-9025

cfabamerica@gmail.com

Www.cfabamerica.com

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**Date:** February 14, 2016 at 4:01:19 PM EST

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CFABA

Charles Frederick Tolbert EdD

Retired MSGT/Pastor

Ref: case no : FEC 14-484; Respondent: Charles Frederick Tolbert

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Why does the news media only mention

Dem. And Rep. And not NPA or Independent candidates?

Charles Frederick Tolbert EdD

Retired MSGT / Pastor

Candidate for US Senate Florida 2016 NPA

Please make your donations in support of Citizens for a Better America Party of Florida CFABAPF to your local charity.

CFABAPF paid for By Charles Frederick Tolbert EdD

WWW.cfabamerica.com

Cfabamerica@gmail.com

561-398-9025

I disagree

Supreme rejects my case against the florida election commission and the division of elections

<http://www.cfabamerica.com/cfaba-charles-frederick-tolbert-edd-retired-msgtpastor-ref-case-no-fec-14-484-respondent-charles-frederick-tolbert>

The judicial Power of the United States, shall be vested in one supreme Court, and in such inferior Courts as the Congress may from time to time ordain and establish. The Judges, both of the supreme and inferior Courts, shall hold their Offices during good Behaviour, and shall, at stated Times, receive for their Services, a Compensation, which shall not be diminished during their Continuance in Office.  
Section 2.

The judicial Power shall extend to all Cases, in Law and Equity, arising under this Constitution, the Laws of the United States, and Treaties made, or which shall be made, under their Authority;—to all Cases affecting Ambassadors, other public Ministers and Consuls;—to all Cases of admiralty and

maritime Jurisdiction;—to Controversies to which the United States shall be a Party;—to Controversies between two or more States;— between a State and Citizens of another State,—between Citizens of different States,—between Citizens of the same State claiming Lands under Grants of different States,

(and between a State, or the Citizens thereof, and foreign States, Citizens or Subjects )

In all Cases affecting Ambassadors, other public Ministers and Consuls, and those in which a State shall be Party, the supreme Court shall have original Jurisdiction. In all the other Cases before mentioned, the supreme Court shall have appellate Jurisdiction, both as to Law and Fact, with such Exceptions, and under such Regulations as the Congress shall make

The Trial of all Crimes, except in Cases of Impeachment, shall be by Jury; and such Trial shall be held in the State where the said Crimes shall have been committed; but when not committed within any State, the Trial shall be at such Place or Places as the Congress may by Law have directed

Section. 3.

Treason against the United States, shall consist only in levying War against them, or in adhering to their Enemies, giving them Aid and Comfort. No Person shall be convicted of Treason unless on the Testimony of two Witnesses to the same overt Act, or on Confession in open Court.

The Congress shall have Power to declare the Punishment of Treason, but no Attainder of Treason shall work Corruption of Blood, or Forfeiture except during the Life of the Person attainted.

[www.cfabamerica.com](http://www.cfabamerica.com)

I believe the state of Florida the Division of elections and the Florida election commission is discriminating against no party affiliates and independent candidates for public office.

I will follow up with equal opportunity report according to the attached filing comments

<https://egov.eeoc.gov/eas/uniformintakequestionnaire09.pdf>

I would suggest you do same if you are running for office as a NPA or independent

Charles Frederick Tolbert EdD

Candidate United States Senate [Fl 2016](#)

Candidate for the governor [Fl 2014](#)

President United States 2012

No party affiliation

Independent

Citizens for a better America, inc

Retired Master Sergeant

Pastor

<http://www.cfabamerica.com/cfaba-charles-frederick-tolbert-edd-retired-msgtpastor-ref-case-no-fec-14-484-respondent-charles-frederick-tolbert>

uniformintakequestionnaire09.pdf

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Florida Election Commission  
107 W. Gaines Str, Ste 224  
Collins Blg  
Tallahassee, Fl. 32399

Division of Elections  
Room 316, R A. Gray Building  
500 South Bronough Street  
Tallahassee, Fl 32399-0250

CFABA  
Charles Frederick Tolbert EdD  
Retired MSGI/Pastor  
Ref: case no. : FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl 32774  
561-398-9025  
cfabamerica@gmail.com

God's plans are confusing but correct

What are inalienable rights?

A. Rights given by God that man cannot take away

Q. What is treason?

A. Betraying your country by disobeying the United States Constitution which is the Supreme Law of the Land endowed by our Creator with certain inalienable God given rights.

Q. What is the oath that every government official, servant or representative must take before upholding their office title?

A. They swear to uphold the Constitution and abide by its laws.

Q. What is the first line of the Declaration of Independence?

A. "When in the course of human events it becomes necessary to dissolve the political bonds which have connected them with another, and to assume among them the powers of the earth, the separate and equal stations to which the laws of nature and nature's God entitle them a decent respect to the opinions of mankind inquires that they should declare the causes which impel them to the separation.

No Christian Ethics— No God Given Unalienable Rights!

Citizens for a Better America, inc. Party of Florida (CFABAPF)

"One Nation Under God" Title 36, USC

The letter from Tallahassee concerning Treasurer sent to the Ft Lauderdale address on December 07,

2015, even though FLC was advised to send it to P O Box 740025 Orange City Fl 32774, and the comments, were the same without acknowledging any of the correspondence that I sent previously

The Division Of Election DOE and Florida Election Commission FEC under the 14th amendment and under the clauses of responsibility of states and biases toward nonparty affiliation and independent political parties is unconstitutional.

I have provided information of the grievances against Rubio in that he's a naturalized citizen and not a natural citizen and not eligible to be a candidate for United States president, but yet has taken in donations and multi millions of dollars, see attachment.

<http://www.cfabamerica.com/marco-rubio-parents-were-not-naturalized-citizens-of-america-and-alcee-hasting-was-impeached-and-is-not-qualified-for-federal-office>

The fact FEC or DOE have not responded to the political party, Citizens For A Better America Party of Florida (CFABAPF) is unconstitutional in that if the Democrats and Republicans and United States of America is Inc. and so is CFABA, why is there a need of permission or action requiring documents over three months ago which DOE have failed to respond to?

<http://www.cfabamerica.com/constitution-foi-citizens-for-a-better-america-inc-party-of-florida-cfabapf>

<http://www.cfabamerica.com/united-states-of-america-is-a-corporation-owned-by-foreign-interests>

Fact; there has been no charges taken against the Division Of Election's for a loss of documentation when I ran for United States president in 2012.

Fact; in the 2014 election when I ran for governor FOX News had me at 14% and yet I only received 82 votes and I requested a recount which has not been provided.

In addition; election fraud, in that corporations and company's own the voting machines throughout America.

In addition; the national average was 36% yet Florida had gotten 50% which would've included my 14% and I had several thousand petitions signed. I have 500,000 followers on our blog, in addition made Town hall meetings in all 67 districts

Furthermore, the news media refused to cover no party affiliated candidates. The failure of the Leadership Florida to allow me to the debate in Miami and other fraudulent actions by political parties, mass media and the state of Florida is a violation of my constitutional rights.

<http://www.cfabamerica.com/subject-voting-machine-fraud>

Not only has DOE and FEC disregarded American citizens and other political parties which is our God-given right to form under the U.S. Constitution, but freedom of speech and in addition to the fact they've never responded to the loss of documentation and also election fraud in the state of Florida.

When asking God on Friday concerning the issues of Tallahassee, I was informed that this is in preparation for being a spokesperson for the Americans and the citizens of this country and that this trial

and tribulation makes me better to represent the people of America.

If Tallahassee Florida election commission wishes to continue this debate in February I would be more than happy to come and represent the American people for Citizens For A Better America Political Party Florida

Statutes and other regulations (Section 106.07(7)) which hinder the voting rights of the American people are unconstitutional and the requirements for a candidate to report non income, non-acceptance of donations are a violation of my equal rights under amendment 14.

A state, or other federal government Agency, can only pass laws and statutes or set guidelines. If a candidate intent is correctly outlined and Tallahassee receives documentations to the fact that the candidate did not receive donations that said candidate has not violated any statues or constitutional requirement departments that were appointed by the governor cannot oversee, correct or take actions accordingly.

<http://www.cfabamerica.com/checks-and-balance>

Copies of all documentation in the last year submitted to the division of Election and Florida election Commission will be copied and mailed to the Federal election commission, the Supreme Court of Florida, the Supreme Court of United States, Florida States Attorney General, the Division Of Election fraud, the divisions of election, the governors of all 50 states in addition to the Senate and the US candidates and all news media and press. The question of whether I failed to comply, will be determined according to the U S. Constitution by a court of my peers. I cannot be penalized or fined according to the US constitution based on the requirements of violation of the law.

<http://www.cfabamerica.com/united-states-constitution>

A government is the system by which a state or community is governed [1] In the Commonwealth of Nations, the word government is also used more narrowly to refer to the collective group of people that exercises executive authority in a state [2][3][4] This usage is analogous to what is called an "administration" in American English. Furthermore, government is occasionally used in English as a synonym for governance.

In the case of its broad associative definition, government normally consists of legislators, administrators, and arbitrators. Government is the means by which state policy is enforced, as well as the mechanism for determining the policy of the state. A form of government, or form of state governance, refers to the set of political systems and institutions that make up the organisation of a specific government.

Government of any kind currently affects every human activity in many important ways. For this reason, political scientists generally argue that government should not be studied by itself; but should be studied along with anthropology, economics, environmentalism,

The Division Of Election and Florida Election Commission are unconstitutional!

The statutes and laws governing financial and treasure responsibility, are a violation of US in Florida Constitution amendment 14 United States Constitution!

A political party such as Citizens For A Better America, inc cannot be required to get Florida's permission to be on the ballot!

Florida has determined that the Secretary of State does not oversee federal candidates which is a violation of the Constitution.

A political party, i.e. Citizens For A Better America Party of Florida cannot be required to get Florida's permission to be on the ballot (again violation amendment 14).

The United States Constitution says there's open primary and Florida restricts everybody from voting in the primary. Florida is in constant violation of the United States Constitution

#### AMENDMENT XXIV

Passed by Congress August 27, 1962. Ratified January 23, 1964.

##### Section 1

The right of citizens of the United States to vote in any primary or other election for President or Vice President, for electors for President or Vice President, or for Senator or Representative in Congress, shall not be denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax.

##### Section 2

The Congress shall have power to enforce this article by appropriate legislation.

[http://www.archives.gov/exhibits/charters/constitution\\_amendments\\_11-27.html](http://www.archives.gov/exhibits/charters/constitution_amendments_11-27.html)

"Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them." Miranda vs. Arizona, 384 U.S. 436, 491.

"An unconstitutional act is not law; it confers no rights; it imposes no duties; it affords no protection;

it creates no office; it is in legal contemplation, as inoperative as though it had never been passed" Norton vs. Shelby County, 118 US 425, 442.

The States can only oversee time, places, and manner Article 1 section 4.

Addition; the redistricting in Florida is unconstitutional Please see the following information <http://www.cfabamerica.com/the-constitution-today-redistricting>

<http://www.cfabamerica.com/currently-florida-violates-three-major-united-states-constitutional-issues>

In addition; since Florida Election Commission has set a 14 day deadline from December 7 but has yet

to respond in over 90 days to any and all my correspondences, I request as an American citizen, a response to this letter 14 days from the date of post mark.

FEC and DOE do not have clean hands!  
Regards:

Charles Frederick Tolbert EdD  
Retired MSGI/ Pastor

Candidate United States Senate Florida 2016 NPA  
Citizens for a better America, inc party of Florida  
P O box 740025  
Orange City Fl 32774  
561-398-9025  
December 15, 2015

Cfabamerica@gmail.com  
Www.cfabamerica.com

Cc  
Supreme Court of the United States  
1 First Street, NE  
Washington, DC 20543

U S. House of Representatives  
Washington, DC 20515

U.S. Congress  
Washington, DC 20515

Morgan & Morgan  
20 North Orange Avenue  
Suite 1600  
Orlando FL 32801  
(407) 420-1414

Fox News  
7 World Trade Ctr, \  
New York, NY 10007

Federal Election Commission,  
999 E Street, NW, Washington,  
DC 20463 (800) 424-9530 In Washington

Florida Supreme Court  
500 South Duval Street

Tallahassee, Florida  
32399-1925

LETTERS TO THE EDITOR  
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Phone: (954) 356-4000

The Tallahassee News, LLC  
PO Box 3065  
Tallahassee, FL 32315  
mailto:editor@thetallahassee.com

Florida is a closed primary state. That means only Democrats can vote in Democratic primary elections and Republicans in Republican primaries. Yet nearly a quarter of the electorate is now registering as independent – or “no party affiliation” – voters. 27 percent of Florida voters are not registered as Democrat or Republican.

Read more here: <http://www.miamiherald.com/news/politics-government/state-politics/article45554313.html#storylink=cpy>  
The game is rigged?

As they track the explosive growth in NPA voters, political experts in both parties are troubled by the implications.

One reason is that Florida is a “closed primary” state where only Republicans and Democrats can vote in most party primary contests including a presidential preference primary next March 15. As a result, NPA voters find themselves walled off from the political system, effectively disenfranchised in primary elections.

[https://en.m.wikipedia.org/wiki/Florida\\_gubernatorial\\_election,\\_2014](https://en.m.wikipedia.org/wiki/Florida_gubernatorial_election,_2014)

<http://dos.elections.myflorida.com/candidates/CanList.asp>

Candidate Tracking System

2014 General Election  
Governor

Charles Frederick Tolbert



Write-In  
Running Mate: Christine Timmon

Address  
4100 North Wickham Road  
Unit 107A #107  
Melbourne, FL 32935

Phone: (561)398-9025  
Campaign Treasurer  
Charles Frederick Tolbert  
4100 N Wickham Rd Unit 107A #1  
Melbourne, FL 32935-  
Status: Defeated  
Date Filed: 02/19/2013  
Date Qualified: 06/17/2014  
Method: Write In Candidate  
Website: www.cfabamerica.com  
Email: cfabamerica@gmail.com

#### Campaign Documents

<http://dos.elections.myflorida.com/candidates/CanDetail.asp?account=60302>

<http://dos.elections.myflorida.com/cgi-bin/TieSel.exe>

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
02/19/2013 – 03/31/2013	20.00	0.00	0.00	0.00	0.00	0.00
04/01/2013 – 06/30/2013	211.00	760.00	0.00	600.00	0.00	0.00
07/01/2013 – 09/30/2013	0.00	0.00	0.00	0.00	0.00	0.00
W <u>10/01/2013 – 10/31/2013</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>11/01/2013 – 11/30/2013</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>12/01/2013 – 12/31/2013</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>01/01/2014 – 01/31/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>02/01/2014 – 02/28/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>03/01/2014 – 03/31/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>04/01/2014 – 04/30/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>05/01/2014 – 05/31/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>06/01/2014 – 06/20/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>06/21/2014 – 06/27/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>06/28/2014 – 07/04/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>07/05/2014 – 07/11/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>07/12/2014 – 07/18/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>07/19/2014 – 07/25/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>07/26/2014 – 08/01/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>08/02/2014 – 08/08/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00

W 08/09/2014 – 08/21/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 08/22/2014 – 08/22/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 08/23/2014 – 08/29/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 08/30/2014 – 09/05/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 09/06/2014 – 09/12/2014 0.00 0.00 0.00 0.00 0.00 0.00  
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W 09/27/2014 – 10/03/2014 0.00 0.00 0.00 0.00 0.00 0.00  
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W 10/11/2014 – 10/17/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/18/2014 – 10/24/2014 0.00 0.00 0.00 0.00 0.00 0.00  
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W 10/26/2014 – 10/26/2014 0.00 0.00 0.00 0.00 0.00 0.00  
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W 10/28/2014 – 10/28/2014 0.00 0.00 0.00 0.00 0.00 0.00  
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W 10/18/2014 – 10/30/2014 0.00 0.00 0.00 0.00 0.00 0.00  
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Read more here: <http://www.miamiherald.com/news/politics-government/state-politics/article45554313.html#storylink=cpy>  
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These are the constitutional violations committed by the division of elections and the Florida election commission Charles Frederick Tolbert for candidate running for office in Florida  
cfabamerica

to:

Ms Dye, Florida Elections Commission, William (Bill) Wayland Chair, Constitution Party of Florida

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<fec@myfloridalegal.com>, "William (Bill) Wayland Chair, Constitution Party of Florida"

<wjw@comcast.net>

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## Amendment to the United States Constitution

# These are the constitutional violations committed by the division of elections and the Florida election commission Charles Frederick Tolbert for candidate running for office in Florida

The Fifth Amendment (Amendment V) to the United States Constitution is part of the Bill of Rights and protects a person against being compelled to be a witness against himself or herself in a criminal case. "Pleading the Fifth" is a colloquial term for invoking the privilege that allows a witness to decline to answer questions where the answers might incriminate him or her, and generally without having to suffer a penalty for asserting the privilege. A defendant cannot be compelled to become a witness at his or her own trial. If, however, he or she should choose to testify, he or she is not entitled to the privilege, and inferences can be drawn from a refusal to answer a question during cross-examination. The Amendment requires that felonies be tried only upon indictment by a grand jury. Federal grand juries can force people to take the witness stand, but defendants in those proceedings have Fifth Amendment privilege until they choose to answer any question. To claim the privilege for failure to answer when being interviewed by police, the interviewee must have explicitly invoked their constitutional right when declining to answer questions.

**The Amendment's Double Jeopardy Clause provides the right to be tried only once in federal court for the same offense. The Amendment also has a Due Process Clause (similar to the one in the 14th Amendment) as well as an implied equal protection requirement (*Bolling v. Sharpe*). Finally, the Amendment requires that the power of eminent domain be coupled with "just compensation" for those whose property is taken.**

### **Sixth Amendment to the United States Constitution**

Changes must be reviewed before being displayed on this page

The **Sixth Amendment (Amendment VI)** to the United States Constitution is the part of the United States Bill of Rights that sets forth rights related to criminal prosecutions. The Supreme Court has applied the protections of this amendment to the states through the Due Process Clause of the Fourteenth Amendment.

### **Seventh Amendment to the United States Constitution**

[Edit](#)

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**The Seventh Amendment (Amendment VII)** to the United States Constitution is part of the Bill of Rights. This amendment codifies the right to a jury trial in certain civil cases, and inhibits courts from overturning a jury's findings of fact.

An early version of the Seventh Amendment was introduced in Congress in 1789 by James Madison, along with the other amendments, in response to Anti-Federalist objections to the new Constitution. Congress proposed a revised version of the Seventh Amendment to the states on September 28, 1789, and by December 15, 1791, the necessary three-quarters of the states had ratified it. Secretary of State Thomas Jefferson announced the adoption of the amendment on March 1, 1792.

The Seventh Amendment is generally considered one of the more straightforward amendments of the Bill of Rights. While the Seventh Amendment's provision for jury trials in civil cases has never

been incorporated (i.e., applied to the states) almost every state voluntarily complies with this requirement. The prohibition of overturning a jury's findings of fact applies to federal cases, state cases involving federal law, and to review of state cases by federal courts.[1] *United States v. Wonson* (1812) established the "historical test", which interpreted the amendment as relying on English common law to determine whether a jury trial was necessary in a civil suit. The amendment thus does not guarantee trial by jury in cases under maritime law, in lawsuits against the government itself, and for many parts of patent claims. In all other cases, the jury can be waived by consent of the parties.

The amendment additionally guarantees a minimum of six members for a jury in a civil trial. The amendment's twenty dollar threshold has not been the subject of much scholarly or judicial writing; that threshold remains applicable despite the inflation that has occurred since the 18th century.

The **Eighth Amendment (Amendment VIII)** to the United States Constitution is the part of the United States Bill of Rights (ratified December 15, 1791[1]) prohibiting the federal government from imposing excessive bail, excessive fines, or cruel and unusual punishment. The U.S. Supreme Court has ruled that this amendment's Cruel and Unusual Punishment Clause also applies to the states. The phrases in this amendment originated in the English Bill of Rights of 1689.

The **Ninth Amendment (Amendment IX)** to the United States Constitution addresses rights, retained by the people, that are not specifically enumerated in the Constitution. It is part of the Bill of Rights.

The **Tenth Amendment (Amendment X)** to the United States Constitution, which is part of the Bill of Rights, was ratified on December 15, 1791.[1] It expresses the principle of federalism, which strictly supports the entire plan of the original Constitution for the United States of America, by stating that the federal government possesses only those powers delegated to it by the United States Constitution. All remaining powers are reserved for the states or the people.

The **Fourteenth Amendment (Amendment XIV)** to the United States Constitution was adopted on July 9, 1868, as one of the Reconstruction Amendments. The amendment addresses citizenship rights and equal protection of the laws, and was proposed in response to issues related to former slaves following the American Civil War. The amendment was bitterly contested, particularly by Southern states, which were forced to ratify it in order for them to regain representation in Congress. The Fourteenth Amendment, particularly its first section, is one of the most litigated parts of the Constitution, forming the basis for landmark decisions such as *Roe v Wade* (1973) regarding abortion, *Bush v Gore* (2000) regarding the 2000 presidential election, and *Obergefell v Hodges* (2015) regarding same-sex marriage. The amendment limits the actions of all state and local officials, including those acting on behalf of such an official.

The amendment's first section includes several clauses: the Citizenship Clause, Privileges or Immunities Clause, Due Process Clause, and Equal Protection Clause. The Citizenship Clause provides a broad definition of citizenship, overruling the Supreme Court's decision in *Dred Scott v Sandford* (1857), which had held that Americans descended from African slaves could not be citizens of the United States. The Privileges or Immunities Clause has been interpreted in such a way that it does very little.

The Due Process Clause prohibits state and local government officials from depriving persons of life, liberty, or property without legislative authorization. This clause has also been used by the federal judiciary to make most of the Bill of Rights applicable to the states, as well as to recognize substantive and procedural requirements that state laws must satisfy.

The Equal Protection Clause requires each state to provide equal protection under the law to all people within its jurisdiction. This clause was the basis for *Brown v. Board of Education* (1954), the Supreme Court decision that precipitated the dismantling of racial segregation, and for many other decisions rejecting irrational or unnecessary discrimination against people belonging to various groups.

The second, third, and fourth sections of the amendment are seldom litigated. However, the second section's reference to "rebellion and other crime" has been invoked as a constitutional ground for felony disenfranchisement. The fifth section gives Congress the power to enforce the amendment's provisions by "appropriate legislation". However, under *City of Boerne v Flores* (1997), Congress's enforcement power may not be used to contradict a Supreme Court interpretation of the amendment.

[www.cfabamerica.com](http://www.cfabamerica.com)



494  
Fwd: case no.: FEC 14-484; Respondent:  
cfabamerica  
to:  
fec  
02/20/2016 10:04 AM  
Hide Details  
From: cfabamerica@gmail.com  
To: fec@myfloridalegal.com

fec@myfloridalegal.com  
Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Blg  
Tallahassee, Fl. 32399

Citizens For A Better America INC. Party of Florida  
address change  
From  
Cfaba Inc  
Charles Frederick Tolbert EdD  
PO Box 23935  
Ft Lauderdale Fl 33307

To  
Cfaba Inc  
Charles Frederick Tolbert EdD  
PO box 740025  
Orange City Florida 32774

Charles Frederick Tolbert EdD NPA  
Feb 14, 2016  
561-398-9025  
Cfabamerica@gmail.com

Please be advised that I have sent numerous certified mail with address changes  
and the FEC has failed to respond.

CFABA  
Charles Frederick Tolbert EdD  
Retired MSGI/Pastor  
Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com

Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Blg  
Tallahassee, Fl. 32399

Division of Elections (DOE)  
Room 316, R.A. Gray Building



500 South Bronough Street  
Tallahassee, Fl 32399-0250

CFABA

Charles Frederick Tolbert EdD

Retired MSGT/Pastor

Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert

P O Box 740025

Orange City Fl. 32774

561-398-9025

cfabamerica@gmail.com

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I received a notice of hearing for Feb. 18, and I request I be allowed to represent my side. I arrived at hearing at 8:30am on Feb. 18, 2016 and at approximately ( 9:00am) I was called into a closed hearing (see notes Sunshine Law).

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Council failed to mention letters written to FEC concerning their failure to respond to Dr. Tolbert since case was open in September 2015 nor did they address other issues present to FEC and their failure to respond to the correct address that were sent to FEC via certified mail. (Oct, Dec, Jan, and Feb.)

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Dr. Tolbert stated there were also extenuating circumstances beyond his control and that even though both he and his treasurer believed they had presented all reports as required that Ms. Hagendorf did have medical issues (see enclosure 2,3,4,5).

Dr. Tolbert closed with

Enclosure 6

Section 106.07 (809b) fines cannot exceed 25% of total receipts or expenditures, which ever are greater.

Since the DOE reports show he took no donation there can be no fines.

The FEC closed by vote against Dr. Tolbert ruling probable cause by the majority of board members.

Dr. Tolbert questioned the board concerning Section 106 and extenuating circumstances beyond his control and he was informed he would receive a response within 14 days of Feb. 14, 2016.

Upon leaving, Dr. Tolbert met with a representative of FEC to insure they again had the correct mailing address; CFABA

**Charles Frederick Tolbert EdD**  
Retired MSGT/Pastor  
Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com  
Feb. 22, 2016

**Enclosures 1**

**2.18.16**

**To whom it may concern**

**While The treasurer for the campaign for Charles Frederick Tolbert for governor 2014 Let this serve as notice that I filed all the treasurer reports for Charles Frederick Tolbert for governor 2014; reports that were due in a timely manner.**

**I also had medical problems, i.e.. my back and legs were in constant pain, making it difficult for me.**

**Thank You,**

**Victoria Hagendorf**

**1400 NE 57th Ct. #206**

**Ft. Lauderdale, FL 33334**

**vickyh@bellsouth.net**

**Enclosures 2**

**Death certificate Dr. Tolbert's Mother in-law**

**Enclosures 3**

**Death certificate of Ms. Wyndham , who Dr. Tolbert was caregiver for in his home for ten years.**

**Enclosures 4**

**Dr. Tolbert's wife's becoming disabled document.**

**Enclosure 5**

**Dr. Tolbert's chapter seven discharge court papers.**

**Enclosure 6**

**Section 106.07 (809b) fines cannot exceed 25% of total receipts or expenditures, which ever are greater.**

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**Notes:**

**Florida's Government-in-the-Sunshine Law was enacted in 1967. Today, the Sunshine Law regarding open government can be found in Chapter 286 of the Florida Statutes. These statutes establish a basic right of access to most meetings of boards, commissions and other governing bodies of state and local governmental agencies or authorities.**

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**(e) The transcript shall be made part of the public record upon conclusion of the litigation.**

**Notes**

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5

Form JSR005 (01/10)



ORDERED in the Southern District of Florida on January 3, 2016

*Paul H. Hyman*

Paul H. Hyman, Jr.  
Chief United States Bankruptcy Judge

United States Bankruptcy Court  
Southern District of Florida  
www.uscourts.gov

Case Number: 13-32312-PJH  
Chapter: 7

Client:  
Charles Toban  
PO Box 20275  
Fort Lauderdale, FL 33307

File To Open:  
PO BOX 20275  
Fort Lauderdale, FL 33307

Last Receipt of CSN/ITIN or Complete Efile: 10/14/15

Last Receipt of CSN/ITIN or Complete Efile: 10/14/15

**DISCHARGE OF DEBTOR(S)**

If appearing that the debtor is entitled to a discharge:

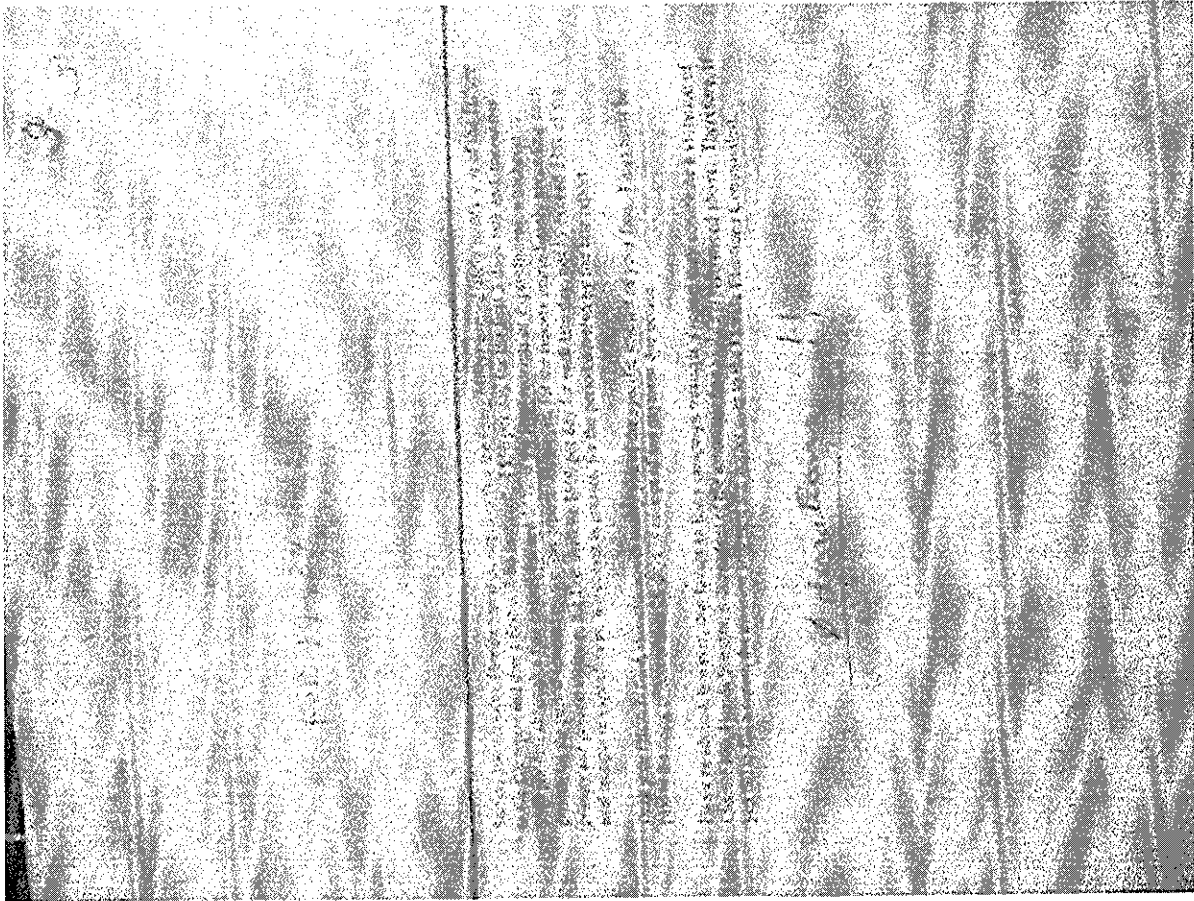
**IT IS ORDERED:**

The debtor is granted a discharge under section 727 of title 11, United States Code, (the Bankruptcy Code).

**SEE THE BACK OF THIS ORDER FOR IMPORTANT INFORMATION.**

Copies to: All Parties of record

Debtor's Name, including trade names, used by the Debtor(s) within the last 8 years, for each debtor, and both the full four digit of their social security number or individual taxpayer identification number (ITIN) or complete employer tax identification number (EIN)



2

OFFICE OF VITAL STATISTICS  
**CERTIFICATION OF DEATH**  
 DATE ISSUED: October 3, 2011  
 STATE FILE DATE: October 3, 2011

DECEASED'S NAME: [Illegible]  
 SEX: [Illegible] RACE: [Illegible]  
 AGE: [Illegible] SEX: [Illegible]  
 COUNTY: PALM BEACH COUNTY  
 DECEASED'S RESIDENCE: [Illegible]  
 DECEASED'S OCCUPATION: [Illegible]  
 DECEASED'S MANNER OF DEATH: [Illegible]  
 DECEASED'S CAUSE OF DEATH: [Illegible]

**DECEASED'S HISTORY AND HISTORY INFORMATION**  
 DECEASED'S PREVIOUS HEALTH: [Illegible]  
 DECEASED'S PREVIOUS ILLNESS: [Illegible]  
 DECEASED'S PREVIOUS SURGERY: [Illegible]  
 DECEASED'S PREVIOUS HOSPITALIZATION: [Illegible]  
 DECEASED'S PREVIOUS MEDICATION: [Illegible]  
 DECEASED'S PREVIOUS ALLERGIES: [Illegible]

**DECEASED'S IDENTIFICATION AND FUNERAL FACILITY INFORMATION**  
 DECEASED'S IDENTIFICATION: [Illegible]  
 DECEASED'S FUNERAL FACILITY: [Illegible]  
 DECEASED'S FUNERAL HOME: [Illegible]

**DECEASED'S CERTIFYING PHYSICIAN INFORMATION**  
 DECEASED'S CERTIFYING PHYSICIAN: [Illegible]  
 DECEASED'S CERTIFYING PHYSICIAN LICENSE NUMBER: [Illegible]  
 DECEASED'S CERTIFYING PHYSICIAN SIGNATURE: [Illegible]

**DECEASED'S ATTENDING PHYSICIAN INFORMATION**  
 DECEASED'S ATTENDING PHYSICIAN: [Illegible]  
 DECEASED'S ATTENDING PHYSICIAN LICENSE NUMBER: [Illegible]  
 DECEASED'S ATTENDING PHYSICIAN SIGNATURE: [Illegible]

**DECEASED'S MEDICAL EXAMINER INFORMATION**  
 DECEASED'S MEDICAL EXAMINER: [Illegible]  
 DECEASED'S MEDICAL EXAMINER LICENSE NUMBER: [Illegible]  
 DECEASED'S MEDICAL EXAMINER SIGNATURE: [Illegible]

**DECEASED'S SIGNATURE**  
 DECEASED'S SIGNATURE: [Illegible]

**DECEASED'S NEXT OF KIN**  
 DECEASED'S NEXT OF KIN: [Illegible]

**DECEASED'S FUNERAL HOME**  
 DECEASED'S FUNERAL HOME: [Illegible]

**DECEASED'S BURIAL PLACE**  
 DECEASED'S BURIAL PLACE: [Illegible]

**DECEASED'S CREMATION**  
 DECEASED'S CREMATION: [Illegible]

**DECEASED'S OTHER INFORMATION**  
 DECEASED'S OTHER INFORMATION: [Illegible]

**DECEASED'S SIGNATURE**  
 DECEASED'S SIGNATURE: [Illegible]

**DECEASED'S NEXT OF KIN**  
 DECEASED'S NEXT OF KIN: [Illegible]

**DECEASED'S FUNERAL HOME**  
 DECEASED'S FUNERAL HOME: [Illegible]

**DECEASED'S BURIAL PLACE**  
 DECEASED'S BURIAL PLACE: [Illegible]

**DECEASED'S CREMATION**  
 DECEASED'S CREMATION: [Illegible]

**DECEASED'S OTHER INFORMATION**  
 DECEASED'S OTHER INFORMATION: [Illegible]

3

**CERTIFICATION OF DEATH**

STATE FILE NUMBER: 201511488      DATE ISSUED: June 17, 2015  
 DECEASED INFORMATION      STATE FILE DATE: June 17, 2015

NAME: [REDACTED]      SEX: [REDACTED]      RACE: [REDACTED]      HAIR: [REDACTED]      EYES: [REDACTED]  
 DATE OF BIRTH: [REDACTED]      PLACE OF BIRTH: [REDACTED]      SOCIAL SECURITY NUMBER: [REDACTED]  
 SPONSOR: [REDACTED]      DECEASED'S SIGNATURE: [REDACTED]  
 PLACE WHERE DEATH OCCURRED: [REDACTED]      DECEASED'S RESIDENCE: [REDACTED]  
 CITY AND STREET ADDRESS: [REDACTED]      DECEASED'S RESIDENCE: [REDACTED]

**SURVIVING SPOUSE, DECEASED'S RESIDENCE AND HISTORY INFORMATION**

DECEASED'S RESIDENCE: [REDACTED]      DECEASED'S RESIDENCE: [REDACTED]  
 DECEASED'S RESIDENCE: [REDACTED]      DECEASED'S RESIDENCE: [REDACTED]  
 DECEASED'S RESIDENCE: [REDACTED]      DECEASED'S RESIDENCE: [REDACTED]

**PARENTS AND INFORMANT INFORMATION**

FATHER: ALFONSO RUIZ-RODRIGUEZ      MOTHER: ROSALENA KOCH  
 RELATION TO DECEASED: [REDACTED]      RELATION TO DECEASED: [REDACTED]

**PLACE OF DISPOSITION AND FUNERAL FACILITY INFORMATION**

DECEASED'S ADDRESS: [REDACTED]      DECEASED'S ADDRESS: [REDACTED]  
 PLACE OF DISPOSITION: [REDACTED]      PLACE OF DISPOSITION: [REDACTED]

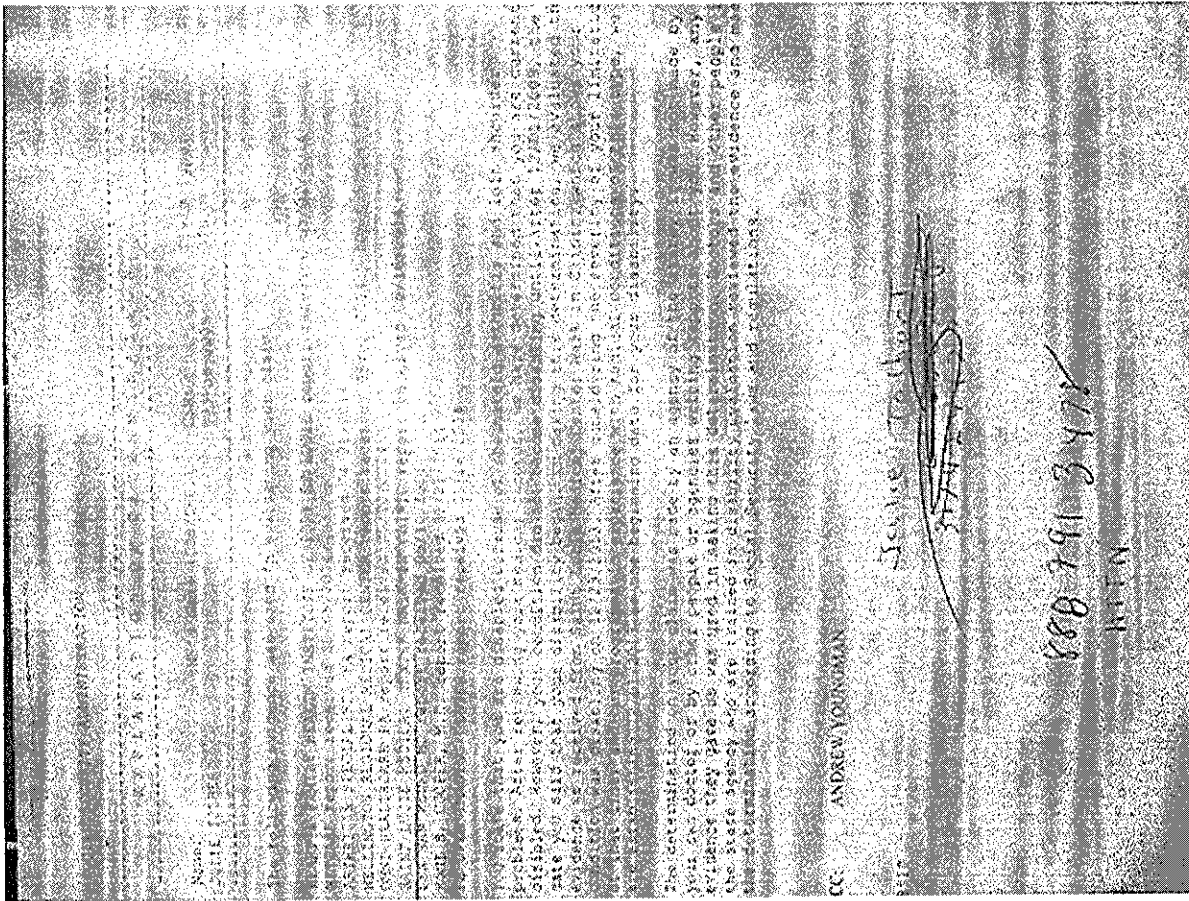
**CERTIFIER INFORMATION**

TYPE OF CERTIFIER: [REDACTED]      TYPE OF CERTIFIER: [REDACTED]  
 CERTIFIER'S NAME: [REDACTED]      CERTIFIER'S NAME: [REDACTED]  
 CERTIFIER'S LICENSE NUMBER: [REDACTED]      CERTIFIER'S LICENSE NUMBER: [REDACTED]

*[Signature]*

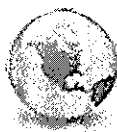
REC- 201511488

4



[www.cfabamerica.com](http://www.cfabamerica.com)





Fwd: Reports  
cfabamerica  
to:  
fec  
02/18/2016 11:59 AM  
Hide Details  
From: cfabamerica@gmail.com  
To: fec@myfloridalegal.com

[www.cfabamerica.com](http://www.cfabamerica.com)

Begin forwarded message:

**From:** Victoria Hagendorf <[vickyhagendorf@gmail.com](mailto:vickyhagendorf@gmail.com)>  
**Date:** February 18, 2016 at 11:44:31 AM EST  
**To:** Charles Tolbert <[cfabamerica@gmail.com](mailto:cfabamerica@gmail.com)>  
**Subject:** Reports

2/18/16

To Whom It May Concern:

\_While The treasurer for the campaign for Charles Frederick Tobert for governor  
governor 2014 Let this serve as notice that I filed all the treasurer  
reports for Charles Frederick Tolbert for governor 2014 reports that  
were due in a timely manner; I also had medical problems, i e . my back  
and legs were in constant pain, making it difficult for me.

Thank You

--

Victoria Hagendorf, Publisher

LIFESTYLES MAGAZINE  [browardlifestyles.com](http://browardlifestyles.com)  
954-771-4407 or 754-246-7774 cell



494  
case no : FEC 14-484; Respondent:  
cfabamerica  
to:  
fec  
02/20/2016 09:08 AM  
Hide Details  
From: cfabamerica@gmail.com  
To: fec@myfloridalegal.com

fec@myfloridalegal.com  
Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Blg  
Tallahassee, Fl. 32399

**Citizens For A Better America INC. Party of Florida  
address change**

**From  
Cfaba Inc  
Charles Frederick Tolbert EdD  
PO Box 23935  
Ft Lauderdale Fl 33307**

**To  
Cfaba Inc  
Charles Frederick Tolbert EdD  
PO box 740025  
Orange City Florida 32774**

**Charles Frederick Tolbert EdD NPA  
Feb 14, 2016  
561-398-9025  
Cfabamerica@gmail.com**

**Please be advised that I have sent numerous certified mail with address changes and  
the FEC has failed to respond.**

**CFABA  
Charles Frederick Tolbert EdD  
Retired MSGT/Pastor  
Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com**

**Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Blg  
Tallahassee, Fl. 32399**

**Division of Elections (DOE)  
Room 316, R.A. Gray Building  
500 South Bronough Street  
Tallahassee, FL 32399-0250**

**CFABA**

**Charles Frederick Tolbert EdD**

**Retired MSGT/Pastor**

**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

**P O Box 740025**

**Orange City Fl. 32774**

**561-398-9025**

**cfabamerica@gmail.com**

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**Enclosure 6**

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Charles Frederick Tolbert EdD

Retired MSGT/Pastor

Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert

P O Box 740025

Orange City FL 32774

561-398-9025

cfabamerica@gmail.com

Feb. 22, 2016

Enclosures 1

2.18.16

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Thank You,

Victoria Hagendorf

1400 NE 57th Ct. #206

Ft. Lauderdale, FL 33334

vickyh@bellsouth.net

Enclosures 2

Death certificate Dr. Tolbert's Mother in-law

**Enclosures 3**

**Death certificate of Ms. Wyndham , who Dr. Tolbert was caregiver for in his home for ten years.**

**Enclosures 4**

**Dr. Tolbert's wife's becoming disabled document.**

**Enclosure 5**

**Dr. Tolbert's chapter seven discharge court papers.**

**Enclosure 6**

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**(e) The transcript shall be made part of the public record upon conclusion of the litigation.**

**Notes**

[www.cfabamerica.com](http://www.cfabamerica.com)

5

Form 2073B (09/08)



ORDERED in the Southern District of Florida on January 9, 2014

*Paul Haysman*

Paul Haysman Jr.  
Chief United States Bankruptcy Judge

---

**United States Bankruptcy Court**  
Southern District of Florida  
www.usbankruptcy.gov

Case Number: 13-22912-PCH  
Chapter: 7

Case Title:  
Charles Taylor  
PO BOX 2587  
Fort Lauderdale, FL 33307

Case Title:  
LAW OFFICE OF SCOTT W. COMPAGNON  
201 G. Street SE, 11th Floor  
Crestview, FL 32639

**DISCHARGE OF DEBTORS**

It appearing that the debtor is entitled to a discharge,

**IT IS ORDERED,**

The debtor is granted a discharge under section 727 of title 11, United States Code (the Bankruptcy Code).

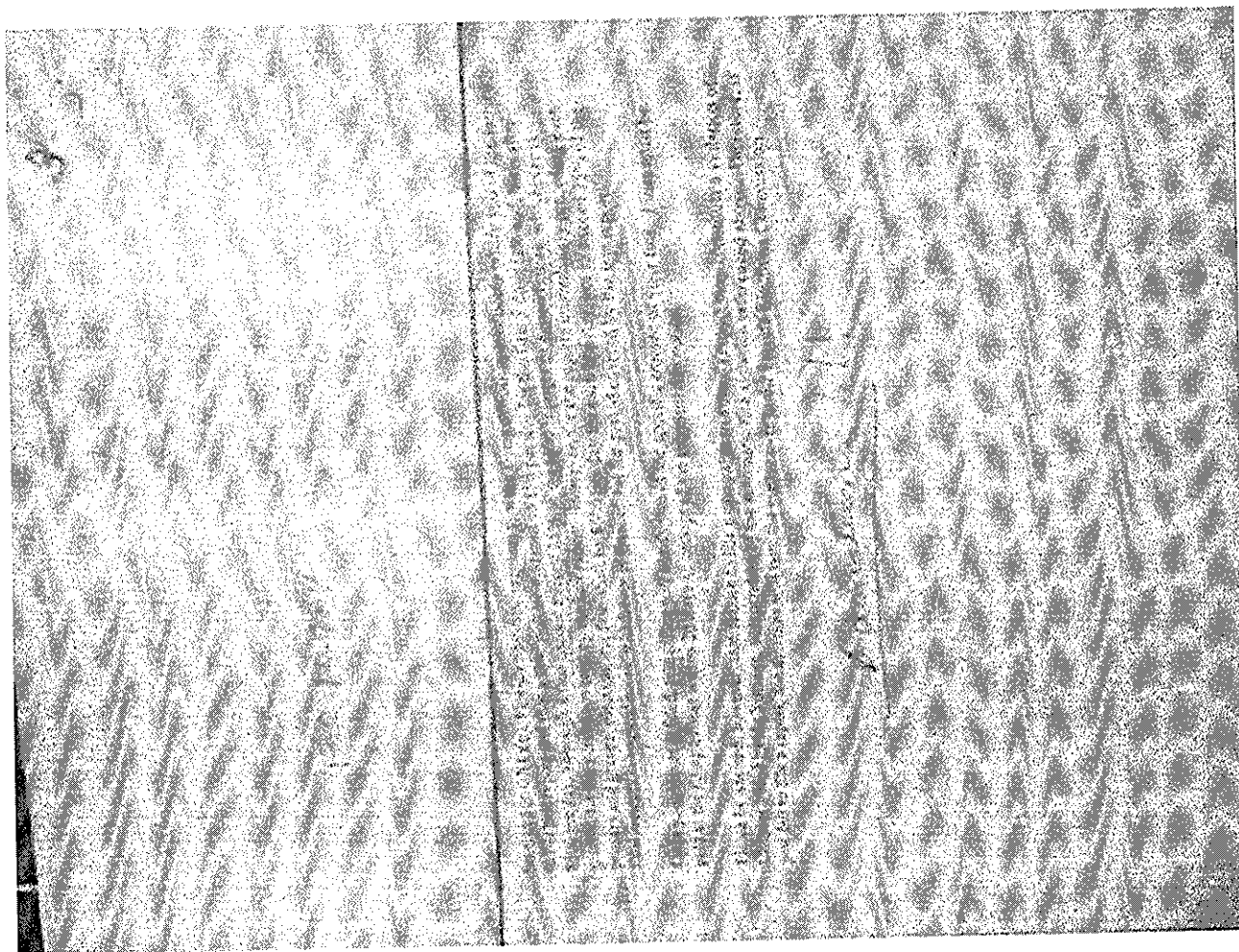
**SEE THE BACK OF THIS ORDER FOR IMPORTANT INFORMATION.**

Copies to: All Parties of Record

For Post-Discharge Policy, Trade Notice, Letter to the Debtor(s) and in the last 8 years, for each debtor, set forth the case file number of their discharge or the number of reinstated discharge proceedings numbers (ITD) or complete application reinstatement numbers (CR).

Page 1 of 2

6



2





**STATE OF FLORIDA**  
**OFFICE OF VITAL STATISTICS**

**CERTIFICATION OF DEATH**

STATE FILE NUMBER: 201805000      DATE ISSUED: June 17, 2018  
 DECEASED INFORMATION      STATE FILE DATE: June 17, 2018

NAME: [REDACTED]      SEX: [REDACTED]      RACE: [REDACTED]  
 DATE OF BIRTH: [REDACTED]      PLACE OF BIRTH: [REDACTED]  
 DECEASED'S HOME      DECEASED'S HOME  
 ADDRESS: [REDACTED]      ADDRESS: [REDACTED]  
 CITY: [REDACTED]      COUNTY: [REDACTED]

**SURVIVING SPOUSE, DECEASED'S RESIDENCE AND HISTORY INFORMATION**

DECEASED'S RESIDENCE: [REDACTED]      RESIDENCE: [REDACTED]  
 OCCUPATION: [REDACTED]      OCCUPATION: [REDACTED]  
 OCCUPATIONAL HISTORY: [REDACTED]      OCCUPATIONAL HISTORY: [REDACTED]

**PARENTS AND INFORMANT INFORMATION**

FATHER: [REDACTED]      MOTHER: [REDACTED]  
 RELATIONSHIP TO DECEASED: [REDACTED]      RELATIONSHIP TO DECEASED: [REDACTED]

**PLACE OF DISPOSITION AND FUNERAL FACILITY INFORMATION**

DECEASED'S ADDRESS: [REDACTED]      DECEASED'S ADDRESS: [REDACTED]  
 PLACE OF DISPOSITION: [REDACTED]      PLACE OF DISPOSITION: [REDACTED]  
 FUNERAL FACILITY: [REDACTED]      FUNERAL FACILITY: [REDACTED]

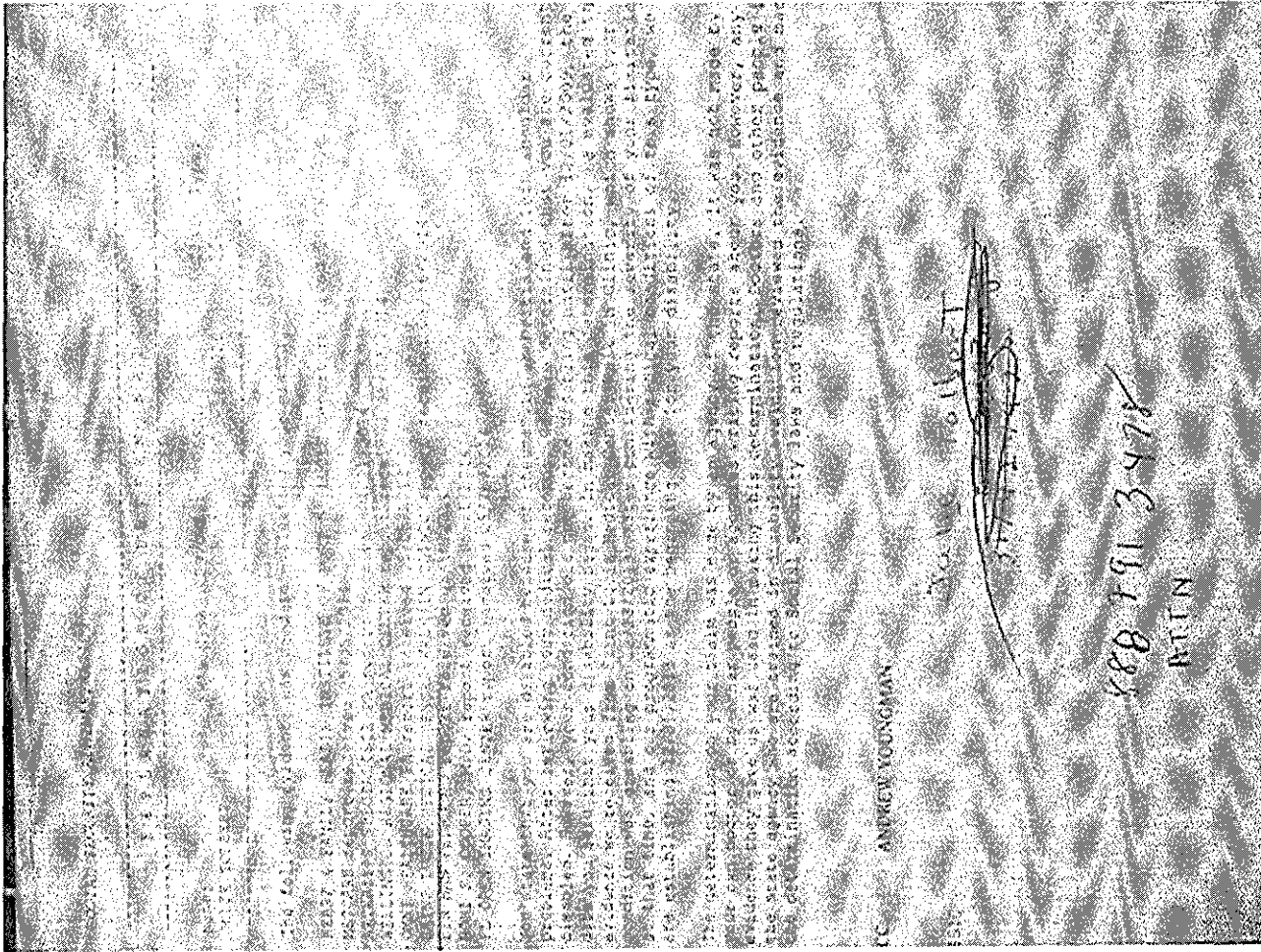
**CERTIFIER INFORMATION**

TYPE OF CERTIFIER: [REDACTED]      MEDICAL EXAMINER CASE NUMBER: NOT APPLICABLE  
 CERTIFIER'S NAME: [REDACTED]      CERTIFIER'S LICENSE NUMBER: [REDACTED]  
 NAME OF ATTENDING PHYSICIAN (Other than Certifier): NOT ENTERED

*[Signature]*

REC- 201814023

4



[www.cfabamerica.com](http://www.cfabamerica.com)

fec@myfloridalegal.com

Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Bldg  
Tallahassee, FL 32399

RECEIVED

2016 FEB 18 A 11: 23

STATE OF FLORIDA  
ELECTION COMMISSION

Citizens For A Better America INC. Party of Florida

address change

From

Cfaba Inc  
Charles Frederick Tolbert EdD  
PO Box 23935  
Ft Lauderdale FL 33307

To

Cfaba Inc  
Charles Frederick Tolbert EdD  
PO box 740025  
Orange City Florida 32774

*I Believe in God and  
I Am A Citizen for A  
Better America*



DR. Retired MSGT  
**CHARLES FREDERICK TOLBERT**

**VOTE** U.S. SENATE  
FLORIDA 2016

Ed.D

[www.cfabamerica.com](http://www.cfabamerica.com)

[cfabamerica@gmail.com](mailto:cfabamerica@gmail.com)

Paid for by Charles Frederick Tolbert - Ed.D

Charles Frederick Tolbert EdD NPA  
Feb 14, 2016  
561-398-9025  
[Cfabamerica@gmail.com](mailto:Cfabamerica@gmail.com)

Please be advised that I have sent numerous certified mail with address changes and the FEC has failed to respond.

I received a notice of hearing for Feb. 18, and I request I be allowed to represent my side.

CFABA

Charles Frederick Tolbert EdD  
Retired MSGT/Pastor

Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert

P O Box 740025  
Orange City FL 32774

**561-398-9025**  
**cfabamerica@gmail.com**

**Florida Election Commission (FEC)**  
**107 W. Gaines Str, Ste 224**  
**Collins Blg**  
**Tallahassee, Fl. 32399**

**Division of Elections (DOE)**  
**Room 316, R.A. Gray Building**  
**500 South Bronough Street**  
**Tallahassee, Fl 32399-0250**

**CFABA**  
**Charles Frederick Tolbert EdD**  
**Retired MSGT/Pastor**  
**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**  
**P O Box 740025**  
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**Charles Frederick Tolbert EdD**

**CFABS inc**

**PO Box 740025**

**Orange City Fl. 32771**

**Feb 14, 2016**

**Www.cfabamerica.com**

---

Section 106 07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file this report and that a fine will be assessed of \$50 per day for the first 3 days late and, thereafter \$500 per day, although a fine cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the 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.

Once your report is filed, this office will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice.

Please be advised, however, that failure to file a campaign treasurer's report may constitute a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, the division will turn the matter over to the Florida Elections Commission.

**Florida Election Commission (FEC)**  
**107 W. Gaines Str., Ste. 224**  
**Collins Bldg.**  
**Tallahassee, Fl. 32399**

**Division of Elections (DOE)**  
**Room 316, R.A. Gray Building**  
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**Tallahassee, Fl. 32399-0250**

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RECEIVED

2016 FEB 18 A 11: 22

STATE OF FLORIDA

***I Believe in God and  
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Retired MSGT

**VOTE U.S. SENATE  
FLORIDA 2016**

Ed.D

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**I will be filing a Writ of Mandamus. It is a judicial remedy in the form of an order from a superior court,[1] to any government subordinate court, corporation, or public authority—to do (or forbear from doing) some specific act which that body is obliged under law to do (or refrain from doing)—and which is in the nature of public duty, and in certain cases one of a statutory duty. It cannot be issued to compel an authority to do something against statutory provision. For example, it cannot be used to force a lower court to reject or authorize applications that have been made, but if the court refuses to rule one way or the other then a mandamus can be used to order the court to rule on the applications.**

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**Charles Frederick Tolbert EdD**

**CFABA inc**

**PO Box 740025**

**Orange City Fl. 32771**

**Feb 12, 2016**



**UNITED STATES CODE  
TITLE 18 - CRIMES AND CRIMINAL PROCEDURE  
PART I - CRIMES  
CHAPTER 13 - CIVIL RIGHTS**

**§ 241. Conspiracy against rights**

**If two or more persons conspire to injure, oppress, threaten, or intimidate any inhabitant of any State, Territory, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or**

**If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured -**

**They shall be fined not more than \$10,000 or imprisoned not more than ten years, or both; and if death results, they shall be subject to imprisonment for any term of years or for life.**

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**Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any inhabitant of any State, Territory, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, or to different punishments, pains, or penalties, on account of such inhabitant being an alien, or by reason of his color, or race, than are prescribed for the punishment of citizens, shall be fined not more than \$1,000 or imprisoned not more than one year, or both; and if bodily injury results shall be fined under this title or imprisoned not more than ten years, or both; and if death results shall be subject to imprisonment for any term of years or for life.**

**[www.cfabamerica.com](http://www.cfabamerica.com)**

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DEPARTMENT OF STATE

2016 FEB 16 PM 1:57

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Florida Election Commission (FEC)  
107 W. Gaines Str., Ste. 224  
Collins Bldg.  
Tallahassee, Fl. 32399

Division of Elections (DOE)  
Room 316, R.A. Gray Building  
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Ed.D  
VOTE U.S. SENATE  
FLORIDA 2016



[www.cfabamerica.com](http://www.cfabamerica.com)  
cfabamerica@gmail.com  
Paid for by Charles Frederick Tolbert - Ed.D.

2016 FEB 17 P 2:01

RECEIVED

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**Feb 12, 2016**

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DR. **CHARLES FREDERICK TOLBERT** Ed.D  
Retired MSGT

**VOTE U.S. SENATE  
FLORIDA 2016**

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Paid for by Charles Frederick Tolbert - Ed.D

RECEIVED STATE  
DEPARTMENT OF STATE  
2016 FEB 16 PM 1:03  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

RECEIVED  
2016 FEB 17 P 2:01  
DEPARTMENT OF STATE  
TALLAHASSEE, FL

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**Feb 13, 2016**

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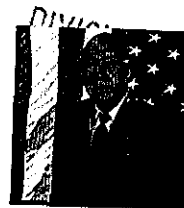
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RECEIVED  
DEPARTMENT OF STATE  
2016 FEB 16 AM 9:27

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DIVISION OF  
ELECTIONS  
SEC. FL

DR. Retired MSGT  
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Ed.D

VOTE U.S. SENATE  
FLORIDA 2016

www.cfabamerica.com

cfabamerica@gmail.com

Paid for by Charles Frederick Tolbert - Ed.D

RECEIVED  
2016 FEB 17 11 P 2:02  
TOLBERT, CHARLES FREDERICK

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**[www.cfabamerica.com](http://www.cfabamerica.com)**

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Charles F. Tolbert**

**Case No.: FEC 14-494**

---

**TO:** Charles F. Tolbert  
P.O. Box 23935  
Ft Lauderdale, FL 33307

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, **February 18, 2016 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Florida State Conference Center, 555 West Pensacola Street, Room #108, Tallahassee, Florida 32306.**

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

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

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

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

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

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

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

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

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

*Amy McKeever Toman*  
Executive Director  
Florida Elections Commission  
February 2, 2016

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

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

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

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

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

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

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



**ELECTIONS COMMISSION**  
 West Gaines Street  
 Building, Suite 224  
 Ft. Lauderdale, Florida 32399-1050

**Hasler**  
 02/02/2016  
**US POSTAGE**

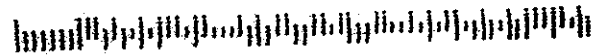
FIRST CLASS PER  
**\$00.48**



ZIP 32301  
 011D1164882

Charles F. Tolbert  
 P.O. Box 23935  
 Ft. Lauderdale, FL 33307

33307\$3935 B008



**DEPARTMENT OF STATE**  
**ON OF ELECTIONS**  
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 Bronough Street, Rm 316  
 Tallahassee, Florida 32399



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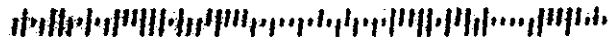
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Mr. Charles Frederick Tolbert, Chairperson  
 Post Office Box 23935  
 Fort Lauderdale, Florida 33307

7 LUD-IMB 33307



**I believe the state of Florida the Division of elections and the Florida election commission is discriminating against no party affiliates and independent candidates for public office.**

**I will follow up with equal opportunity report according to the attached filing comments**

**<https://egov.eeoc.gov/eas/uniformintakequestionnaire09.pdf>**

**I would suggest you do same if you are running for office as a NPA or independent**

**Charles Frederick Tolbert EdD  
Candidate United States Senate FI 2016  
Candidate for the governor FI 2014  
President United States 2012  
No party affiliation  
Independent  
Citizens for a better America, inc  
Retired Master Sergeant  
Pastor**

**[uniformintakequestionnaire09.pdf](#)**

**[Www.cfabamerica.com](http://www.cfabamerica.com)**

**<http://www.cfabamerica.com/cfaba-charles-frederick-tolbert-edd-retired-msgtpastor-ref-case-no-fec-14-484-respondent-charles-frederick-tolbert>**

**Florida Election Commission  
107 W. Gaines Str, Ste 224  
Collins Bldg  
Tallahassee, Fl. 32399**

**Division of Elections  
Room 316, R.A. Gray Building  
500 South Bronough Street  
Tallahassee, FI 32399-0250**

**CFABA**

**Charles Frederick Tolbert EdD**

**Retired MSGT/Pastor**

**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

**P O Box 740025**

**Orange City Fl 32774**

**561-398-9025**

**cfabamerica@gmail.com**

**God's plans are confusing but correct**

**What are inalienable rights?**

**A. Rights given by God that man cannot take away**

**Q. What is treason?**

**A. Betraying your country by disobeying the United States Constitution which is the Supreme Law of the Land endowed by our Creator with certain inalienable God given rights.**

**Q. What is the oath that every government official, servant or representative must take before upholding their office title?**

**A. They swear to uphold the Constitution and abide by its laws.**

**Q. What is the first line of the Declaration of Independence?**

**A. "When in the course of human events it becomes necessary to dissolve the political bonds which have connected them with another, and to assume among them the powers of the earth, the separate and equal stations to which the laws of nature and nature's God entitle them a decent respect to the opinions of mankind inquires that they should declare the causes which impel them to the separation.**

**No Christian Ethics— No God Given Unalienable Rights!**

**Citizens for a Better America, inc. Party of Florida (CFABAPF)**

**"One Nation Under God" Title 36, USC**

**The letter from Tallahassee concerning Treasurer sent to the Ft Lauderdale address on December 07, 2015, even though FLC was advised to send it to P O Box 740025 Orange City Fl 32774, and the comments, were the same without acknowledging any of the correspondence that I sent previously.**

**The Division Of Election DOE and Florida Election Commission FEC under the 14th amendment and under the clauses of responsibility of states and biases toward nonparty affiliation and independent political parties is unconstitutional.**

**I have provided information of the grievances against Rubio in that he's a naturalized citizen and not a natural citizen and not eligible to be a candidate for United States president, but yet has taken in donations and multi millions of dollars, see attachment.**

**<http://www.cfabamerica.com/marco-rubio-parents-were-not-naturalized-citizens-of-america-and-alcee-hasting-was-impeached-and-is-not-qualified-for-federal-office>**

**The fact FEC or DOE have not responded to the political party, Citizens For A Better America Party of Florida (CFABAPF) is unconstitutional in that if the Democrats and Republicans and United States of America is Inc. and so is CFABA, why is there a need of permission or action requiring documents over three months ago which DOE have failed to respond to?**

**<http://www.cfabamerica.com/constitution-for-citizens-for-a-better-america-inc-party-of-florida-cfabapf>**

**<http://www.cfabamerica.com/united-states-of-america-is-a-corporation-owned-by-foreign-interests>**

**Fact; there has been no charges taken against the Division Of Election's for a loss of documentation when I ran for United States president in 2012.**

**Fact; in the 2014 election when I ran for governor FOX News had me at 14% and yet I only received 82 votes and I requested a recount which has not been provided.**

**In addition; election fraud, in that corporations and company's own the voting machines throughout America.**

**In addition; the national average was 36% yet Florida had gotten 50% which would've included my 14% and I had several thousand petitions signed. I have 500,000 followers on our blog, in addition made Town hall meetings in all 67 districts.**

**Furthermore, the news media refused to cover no party affiliated candidates. The failure of the Leadership Florida to allow me to the debate in Miami and other fraudulent actions by political parties, mass media and the state of Florida is a violation of my constitutional rights.**

**<http://www.cfabamerica.com/subject-voting-machine-fraud>**

**Not only has DOE and FEC disregarded American citizens and other political parties which is our God-given right to form under the U.S. Constitution, but freedom of speech and in addition to the fact they've never responded to the loss of documentation and also election fraud in the state of Florida.**

**When asking God on Friday concerning the issues of Tallahassee, I was informed that this is in preparation for being a spokesperson for the Americans and the citizens of this country and that this trial and tribulation makes me better to represent the people of America.**

**If Tallahassee Florida election commission wishes to continue this debate in February I would be more than happy to come and represent the American people for Citizens For A Better America Political Party Florida.**

**Statutes and other regulations (Section 106.07(7)) which hinder the voting rights of the American people are unconstitutional and the requirements for a candidate to report non income, non-acceptance of donations are a violation of my equal rights under amendment 14.**

**A state, or other federal government Agency, can only pass laws and statutes or set guidelines. If a candidate intent is correctly outlined and Tallahassee receives documentations to the fact that the candidate did not receive donations that said candidate has not violated any statues or constitutional requirement departments that were appointed by the governor cannot oversee, correct or take actions accordingly.**

**<http://www.cfabamerica.com/checks-and-balance>**

**Copies of all documentation in the last year submitted to the division of Election and Florida election Commission will be copied and mailed to the Federal election commission, the Supreme Court of Florida, the Supreme Court of United States, Florida States Attorney General, the Division Of Election fraud, the divisions of election, the governors of all 50 states in addition to the Senate and the US candidates and all news media and press. The question of whether I failed to comply, will be determined according to the U.S. Constitution by a court of my peers. I cannot be penalized or fined according to the US constitution based on the requirements of violation of the law.**

**<http://www.cfabamerica.com/united-states-constitution>**



**A government is the system by which a state or community is governed.[1] In the Commonwealth of Nations, the word government is also used more narrowly to refer to the collective group of people that exercises executive authority in a state.[2][3][4] This usage is analogous to what is called an "administration" in American English. Furthermore, government is occasionally used in English as a synonym for governance.**

**In the case of its broad associative definition, government normally consists of legislators, administrators, and arbitrators. Government is the means by which state policy is enforced, as well as the mechanism for determining the policy of the state. A form of government, or form of state governance, refers to the set of political systems and institutions that make up the organisation of a specific government.**

**Government of any kind currently affects every human activity in many important ways. For this reason, political scientists generally argue that government should not be studied by itself; but should be studied along with anthropology, economics, environmentalism,**

**The Division Of Election and Florida Election Commission are unconstitutional!**

**The statutes and laws governing financial and treasure responsibility, are a violation of US in Florida Constitution amendment 14 United States Constitution!**

**A political party such as Citizens For A Better America, inc. cannot be required to get Florida's permission to be on the ballot!**

**Florida has determined that the Secretary of State does not oversee federal candidates which is a violation of the Constitution.**

**A political party, i.e. Citizens For A Better America Party of Florida cannot be required to get Florida's permission to be on the ballot (again violation amendment 14).**

**The United States Constitution says there's open primary and Florida restricts everybody from voting in the primary. Florida is in constant violation of the United States Constitution**

#### **AMENDMENT XXIV**

**Passed by Congress August 27, 1962. Ratified January 23, 1964.**

**Section 1.**

**The right of citizens of the United States to vote in any primary or other election for President or Vice President, for electors for President or Vice President, or for Senator or Representative in Congress, shall not be denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax.**

**Section 2.**

**The Congress shall have power to enforce this article by appropriate legislation.**

[http://www.archives.gov/exhibits/charters/constitution\\_amendments\\_11-27.html](http://www.archives.gov/exhibits/charters/constitution_amendments_11-27.html)

**"Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them." Miranda vs. Arizona, 384 U.S. 436, 491.**

**"An unconstitutional act is not law; it confers no rights; it imposes no duties; it affords no protection;**

**it creates no office; it is in legal contemplation, as inoperative as though it had never been passed."**

**Norton vs. Shelby County, 118 US 425, 442.**

**The States can only oversee time, places, and manner Article 1 section 4.**

**Addition; the redistricting in Florida is unconstitutional. Please see the following information <http://www.cfabamerica.com/the-constitution-today-redistricting>**

**<http://www.cfabamerica.com/currently-florida-violates-three-major-united-states-constitutional-issues>**

**In addition; since Florida Election Commission has set a 14 day deadline from December 7 but has yet to respond in over 90 days to any and all my correspondences, I request as an American citizen, a response to this letter 14 days from the date of post mark.**

**FEC and DOE do not have clean hands! (see attach'd pages 7-10)**

**Regards:**

*Charles F. Tolbert*

**Charles Frederick Tolbert EdD**

**Retired MSGT/ Pastor**

**Candidate United States Senate Florida 2016 NPA  
Citizens for a better America, inc party of Florida  
P O box 740025  
Orange City Fl 32774  
561-398-9025  
December 15, 2015**

**Cfabamerica@gmail.com  
Www.cfabamerica.com**

**Cc**

**Supreme Court of the United States  
1 First Street, NE  
Washington, DC 20543**

**U.S. House of Representatives  
Washington, DC 20515**

**U.S. Congress  
Washington, DC 20515**

**Morgan & Morgan  
20 North Orange Avenue  
Suite 1600  
Orlando FL 32801  
(407) 420-1414**

**Fox News  
7 World Trade Ctr, \  
New York, NY 10007**

**Federal Election Commission,  
999 E Street, NW, Washington,  
DC 20463 (800) 424-9530 In Washington**

**Florida Supreme Court  
500 South Duval Street  
Tallahassee, Florida  
32399-1925**

**LETTERS TO THE EDITOR****wsj.ltrs@wsj.com****Editor, The Wall Street Journal****1211 Avenue of the Americas****New York, NY 10036****Sun Sentinel****500 E. Broward Blvd.,****Fort Lauderdale, FL 33394****Phone: (954) 356-4000****The Tallahassee News, LLC****PO Box 3065****Tallahassee, FL 32315****mailto:editor@thetallahasseeenews.com**

**Florida is a closed primary state. That means only Democrats can vote in Democratic primary elections and Republicans in Republican primaries. Yet nearly a quarter of the electorate is now registering as independent – or “no party affiliation” – voters. 27 percent of Florida voters are not registered as Democrat or Republican**

**Read more here: <http://www.miamiherald.com/news/politics-government/state-politics/article45554313.html#storylink=cpy>**

**The game is rigged'**

**As they track the explosive growth in NPA voters, political experts in both parties are troubled by the implications.**

**One reason is that Florida is a “closed primary” state where only Republicans and Democrats can vote in most party primary contests including a presidential preference primary next March 15. As a result, NPA voters find themselves walled off from the political system, effectively disenfranchised in primary elections.**

**[https://en.m.wikipedia.org/wiki/Florida\\_gubernatorial\\_election,\\_2014](https://en.m.wikipedia.org/wiki/Florida_gubernatorial_election,_2014)**

**<http://dos.elections.myflorida.com/candidates/CanList.asp>**

**Candidate Tracking System**

**2014 General Election**

**Governor****Charles Frederick Tolbert****Write-In****Running Mate: Christine Timmon****Address****4100 North Wickham Road****Unit 107A #107****Melbourne, FL 32935****Phone: (561)398-9025****Campaign Treasurer****Charles Frederick Tolbert****4100 N Wickham Rd Unit 107A #1****Melbourne, FL 32935-****Status: Defeated****Date Filed: 02/19/2013****Date Qualified: 06/17/2014****Method: Write In Candidate****Website: www.cfabamerica.com****Email: cfabamerica@gmail.com****Campaign Documents****<http://dos.elections.myflorida.com/candidates/CanDetail.asp?account=60302>****<http://dos.elections.myflorida.com/cgi-bin/TreSel.exe>**

**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****02/19/2013 - 03/31/2013 20.00 0.00 0.00 0.00 0.00 0.00****04/01/2013 - 06/30/2013 211.00 760.00 0.00 600.00 0.00 0.00****07/01/2013 - 09/30/2013 0.00 0.00 0.00 0.00 0.00 0.00****W 10/01/2013 - 10/31/2013 0.00 0.00 0.00 0.00 0.00 0.00****W 11/01/2013 - 11/30/2013 0.00 0.00 0.00 0.00 0.00 0.00****W 12/01/2013 - 12/31/2013 0.00 0.00 0.00 0.00 0.00 0.00**

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**W 07/19/2014 - 07/25/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
**W 07/26/2014 - 08/01/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
**W 08/02/2014 - 08/08/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
**W 08/09/2014 - 08/21/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
**W 08/22/2014 - 08/22/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
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**W 08/30/2014 - 09/05/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
**W 09/06/2014 - 09/12/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
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**W 09/20/2014 - 09/26/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
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**W 10/11/2014 - 10/17/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
**W 10/18/2014 - 10/24/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
**W 10/25/2014 - 10/25/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
**W 10/26/2014 - 10/26/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
**W 10/27/2014 - 10/27/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
**W 10/28/2014 - 10/28/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
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**W 10/18/2014 - 10/30/2014 0.00 0.00 0.00 0.00 0.00 0.00**  
**All Dates (Totals) 231.00 760.00 0.00 600.00 0.00 0.00**

**Read more here: <http://www.miamiherald.com/news/politics-government/state-politics/article45554313.html#storylink=cpy>**

**Www.cfabamerica.com**

## Attachment

Charles Frederick Tolbert Dec 15, 2015 FEC 14-484

If we give credence to statutes, even though they go against the Constitution, we have to look at the consequences and the intent of the individual who unintentionally violated a statute even though statutes are unconstitutional

I would like to present an example, in that the Lemon Law is to protect the consumer from manufactures failure to provide corrections to Warranty

In 2014 I purchased a Ford focus after having driven it several days I noticed the vehicle changing gears and the engine RPMs increasing without my accelerating

I was informed after the purchase this was a normal occurrence, after-the-fact, but I was never informed or given guidance prior to purchase which to me is consumer fraud

After moving to a different location and taking the car in for inspection I was informed that the computer in the car needed to be reprogrammed which I was informed is normal according to the manufacturer

After research I discovered that the 2008 to 2016 Ford Focus have dual dry clutches which have major issues

While driving at 60 mph approximately 2500 RPM the car would unexpectedly shift from six gear to third gear and redline causing me to nearly lose control on numerous occasions

Since February 2014 The Ford focus had the clutches replacement two times in addition to numerous reprogramming of the computers

Even though I have requested numerous times that a fraudulent actions of the manufacture to take the car back since the problem is not repairable the lawyer that I had for the Lemon Law Applied informed me that I would either except the terms or go find another lawyer forcing me to a settlement with Ford Motor Company

Had I been driving down the highway wet or icy surface and the Ford focus shifted from 6 to 3rd gear and I lost control and drove into another lane or ran into a pedestrian the intent of the law would've been that I was at fault even though it could not be proven that the transmission in fact caused the accident

The documentation that I have would show that my intent was to purchase a vehicle and rely upon the manufacture and my lawyers to correct the issue

For the past three months I have had to park the car and not driven it because it is an endangerment to my life and to those around me

The relevancy of the story is the same as the intent of the Florida election division and division of election commission

The intent is that no one would intentionally embezzle or defraud the citizens in America

In the last four years my mother-in-law passed away and in addition I was a caregiver for a lady in her 90s furthermore my wife came down with a disability

By 2014 both ladies had passed and in 2014 my wife was 100% disabled, loss of income and in addition filed chapter 7 and lost our house.

I had assigned Ms Hagendorf as the treasurer not knowing that she also had physical issues and was hospitalized and bedridden through 2013 and 2014 while I was handling other issues.

The division of Election is using that there is probable cause that I intended to violate statutes which are not binding under the constitution

The division of elections and handbooks and guidelines are written in such a manner that no candidate without a large staff of personnel and funding could follow or implement all requirements.

In a court of law probable calls would be that it was my intent to violate a legal law or the Constitution As previously stated the division of elections has not proven probable calls but has shown a lack of understandable of information and circumstances as described with the Ford Focus each created issues beyond my control and that in fact the large amount of money's that the division of Election has failed to reply or take corrective actions to documentation for my run for president

Their non-response to my request for a political party and there non-response to letters previously written and shows that the Division Of Election probable cause was to curtail independent candidates in No party affiliate NPA candidates from being on the ballot

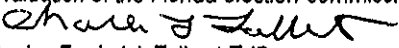
Florida's closed elections violation of the US Constitution

Florida not taking action under the Florida Constitution "English only" allowing others to put up signs is a violation of the Florida and US Constitution

Florida not allowing felons to vote after they had completed their requirement of time according to the US Constitution is a violation

Florida's redistricting not taking in account of the constitution is a violation

Requests charges be filed against the Division Of Election for their failure to uphold the United States Constitution and reevaluation of the Florida election commission in that they have not followed The US Constitution be evaluated

  
Charles Frederick Tolbert EdD  
Dec 15, 2015



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Dr Charles F Isheut (Kuba Iwe)  
PO Box 740025  
Orange City FL  
32774

**TO:**  
Florida Dept of State  
Dir of Elec  
RA Gray Building  
500 S. Bronough St  
Rm 316  
Tallahassee FL  
32399

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EP14F July 2013

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**Tallahassee, Fl. 32399**

**Division of Elections (DOE)**  
**Room 316, R.A. Gray Building**  
**500 South Bronough Street**  
**Tallahassee, Fl. 32399-0250**

**CFABA Inc.**  
**Charles Frederick Tolbert EdD**  
**Retired MSGT/Pastor**  
**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**  
**P O Box 740025**  
**Orange City Fl. 32774**  
**561-398-9025**  
**[cfabamerica@gmail.com](mailto:cfabamerica@gmail.com)**

**To whom it may concern:**


**In reference to letters dated Feb. 02, 2016 from FEC and letter dated Jan. 27, 2016 from DOE.**

**Please note Charles Frederick Tolbert EdD sent both the FEC and the DOE priority mail letters addressing the complaint (case no.: FEC 14-484) and present ADDRESS CHANGE to:**

**CFABA Inc.**  
**Charles Frederick Tolbert EdD**  
**Retired MSGT/Pastor**  
**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**  
**P O Box 740025**  
**Orange City Fl. 32774**  
**561-398-9025**  
**[cfabamerica@gmail.com](mailto:cfabamerica@gmail.com)**

**Also note that since PO Box 23935, Ft Lauderdale Fl. 33307 was only checked once a month and based the failure of DOE and the FEC has again proven they have unclean hands.**

***I Believe in God and  
I Am A Citizen for A  
Better America***



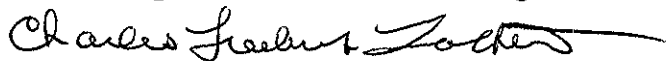
**DR. Retired MSGT**  
**CHARLES FREDERICK TOLBERT**  
**VOTE U.S. SENATE Ed.D**  
**FLORIDA 2016**  
**[www.cfabamerica.com](http://www.cfabamerica.com)**  
**[cfabamerica@gmail.com](mailto:cfabamerica@gmail.com)** Paid for by Charles Frederick Tolbert - C&O

**On Feb 11, 2016 I received notice of a hearing for Feb. 18, 2016 at 8:30 am and I request that I be allowed to present documents that were provided in my correspondence on Dec. 15, 2016. Furthermore, I requested a response within fourteen days and only after two months did I receive a response.**

**I also request that my case be heard by my peers as per the US Constitution and that the State of Florida provide me a public attorney.**

**I will be filing a Writ of Mandamus. It is a judicial remedy in the form of an order from a superior court,[1] to any government subordinate court, corporation, or public authority—to do (or forbear from doing) some specific act which that body is obliged under law to do (or refrain from doing)—and which is in the nature of public duty, and in certain cases one of a statutory duty. It cannot be issued to compel an authority to do something against statutory provision. For example, it cannot be used to force a lower court to reject or authorize applications that have been made, but if the court refuses to rule one way or the other then a mandamus can be used to order the court to rule on the applications.**

**Mandamus may be a command to do an administrative action or not to take a particular action, and it is supplemented by legal rights. In the American legal system it must be a judicially enforceable and legally protected right before one suffering a grievance can ask for a mandamus. A person can be said to be aggrieved only when he is denied a legal right by someone who has a legal duty to do something and abstains from doing it.**



**Charles Frederick Tolbert EdD**

**CFABA inc**

**PO Box 740025**

**Orange City Fl. 32771**

**Feb 12, 2016**

**UNITED STATES CODE  
TITLE 18 - CRIMES AND CRIMINAL PROCEDURE  
PART I - CRIMES  
CHAPTER 13 - CIVIL RIGHTS**

**§ 241. Conspiracy against rights**

**If two or more persons conspire to injure, oppress, threaten, or intimidate any inhabitant of any State, Territory, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or**

**If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured -**

**They shall be fined not more than \$10,000 or imprisoned not more than ten years, or both; and if death results, they shall be subject to imprisonment for any term of years or for life.**

**§ 242. Deprivation of rights under color of law**

**Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any inhabitant of any State, Territory, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, or to different punishments, pains, or penalties, on account of such inhabitant being an alien, or by reason of his color, or race, than are prescribed for the punishment of citizens, shall be fined not more than \$1,000 or imprisoned not more than one year, or both; and if bodily injury results shall be fined under this title or imprisoned not more than ten years, or both; and if death results shall be subject to imprisonment for any term of years or for life.**

**[Www.cfabamerica.com](http://www.cfabamerica.com)**

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

In Re: Charles F. Tolbert

Case No.: FEC 14-494

TO: Charles F. Tolbert  
P.O. Box 23935  
Ft. Lauderdale, FL 33307

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, **February 18, 2016 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Florida State Conference Center, 555 West Pensacola Street, Room #108, Tallahassee, Florida 32306.**

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

Amy McKeever Toman  
Executive Director  
Florida Elections Commission  
February 2, 2016

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

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

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

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

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

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

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

**I believe the state of Florida the Division of elections and the Florida election commission is discriminating against no party affiliates and independent candidates for public office.**

**I will follow up with equal opportunity report according to the attached filing comments**

**<https://egov.eeoc.gov/eas/uniformintakequestionnaire09.pdf>**

**I would suggest you do same if you are running for office as a NPA or independent**

**Charles Frederick Tolbert EdD  
Candidate United States Senate FI 2016  
Candidate for the governor FI 2014  
President United States 2012  
No party affiliation  
Independent  
Citizens for a better America, inc  
Retired Master Sergeant  
Pastor**

**[uniformintakequestionnaire09.pdf](#)**

**[www.cfabamerica.com](http://www.cfabamerica.com)**

**<http://www.cfabamerica.com/cfaba-charles-frederick-tolbert-edd-retired-msgtpastor-ref-case-no-fec-14-484-respondent-charles-frederick-tolbert>**

**Florida Election Commission  
107 W. Gaines Str, Ste 224  
Collins Bldg  
Tallahassee, Fl. 32399**

**Division of Elections  
Room 316, R.A. Gray Building  
500 South Bronough Street  
Tallahassee, Fl 32399-0250**

**CFABA**

**Charles Frederick Tolbert EdD**

**Retired MSGT/Pastor**

**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

**P O Box 740025**

**Orange City FL 32774**

**561-398-9025**

**cfabamerica@gmail.com**

**God's plans are confusing but correct**

**What are inalienable rights?**

**A. Rights given by God that man cannot take away**

**Q. What is treason?**

**A. Betraying your country by disobeying the United States Constitution which is the Supreme Law of the Land endowed by our Creator with certain inalienable God given rights.**

**Q. What is the oath that every government official, servant or representative must take before upholding their office title?**

**A. They swear to uphold the Constitution and abide by its laws.**

**Q. What is the first line of the Declaration of Independence?**

**A. "When in the course of human events it becomes necessary to dissolve the political bonds which have connected them with another, and to assume among them the powers of the earth, the separate and equal stations to which the laws of nature and nature's God entitle them a decent respect to the opinions of mankind inquires that they should declare the causes which impel them to the separation.**

**No Christian Ethics— No God Given Unalienable Rights!**

**Citizens for a Better America, inc. Party of Florida (CFABAPF)**

**"One Nation Under God" Title 36, USC**

**The letter from Tallahassee concerning Treasurer sent to the Ft Lauderdale address on December 07, 2015, even though FLC was advised to send it to P O Box 740025 Orange City FL 32774, and the comments, were the same without acknowledging any of the correspondence that I sent previously.**

**The Division Of Election DOE and Florida Election Commission FEC under the 14th amendment and under the clauses of responsibility of states and biases toward nonparty affiliation and independent political parties is unconstitutional.**



**I have provided information of the grievances against Rubio in that he's a naturalized citizen and not a natural citizen and not eligible to be a candidate for United States president, but yet has taken in donations and multi millions of dollars, see attachment.**

**<http://www.cfabamerica.com/marco-rubio-parents-were-not-naturalized-citizens-of-america-and-alcee-hasting-was-impeached-and-is-not-qualified-for-federal-office>**

**The fact FEC or DOE have not responded to the political party, Citizens For A Better America Party of Florida (CFABAPF) is unconstitutional in that if the Democrats and Republicans and United States of America is Inc. and so is CFABA, why is there a need of permission or action requiring documents over three months ago which DOE have failed to respond to?**

**<http://www.cfabamerica.com/constitution-for-citizens-for-a-better-america-inc-party-of-florida-cfabapf>**

**<http://www.cfabamerica.com/united-states-of-america-is-a-corporation-owned-by-foreign-interests>**

**Fact; there has been no charges taken against the Division Of Election's for a loss of documentation when I ran for United States president in 2012.**

**Fact; in the 2014 election when I ran for governor FOX News had me at 14% and yet I only received 82 votes and I requested a recount which has not been provided.**

**In addition; election fraud, in that corporations and company's own the voting machines throughout America.**

**In addition; the national average was 36% yet Florida had gotten 50% which would've included my 14% and I had several thousand petitions signed. I have 500,000 followers on our blog, in addition made Town hall meetings in all 67 districts.**

**Furthermore, the news media refused to cover no party affiliated candidates. The failure of the Leadership Florida to allow me to the debate in Miami and other fraudulent actions by political parties, mass media and the state of Florida is a violation of my constitutional rights.**

**<http://www.cfabamerica.com/subject-voting-machine-fraud>**

**Not only has DOE and FEC disregarded American citizens and other political parties which is our God-given right to form under the U.S. Constitution, but freedom of speech and in addition to the fact they've never responded to the loss of documentation and also election fraud in the state of Florida.**

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**~~When asking God on Friday concerning the issues of Tallahassee, I was informed~~ that this is in preparation for being a spokesperson for the Americans and the citizens of this country and that this trial and tribulation makes me better to represent the people of America.**

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**If Tallahassee Florida election commission wishes to continue this debate in February I would be more than happy to come and represent the American people for Citizens For A Better America Political Party Florida.**

**Statutes and other regulations (Section 106.07(7)) which hinder the voting rights of the American people are unconstitutional and the requirements for a candidate to report non income, non-acceptance of donations are a violation of my equal rights under amendment 14.**

**A state, or other federal government Agency, can only pass laws and statutes or set guidelines. If a candidate intent is correctly outlined and Tallahassee receives documentations to the fact that the candidate did not receive donations that said candidate has not violated any statues or constitutional requirement departments that were appointed by the governor cannot oversee, correct or take actions accordingly.**

**<http://www.cfabamerica.com/checks-and-balance>**

**Copies of all documentation in the last year submitted to the division of Election and Florida election Commission will be copied and mailed to the Federal election commission, the Supreme Court of Florida, the Supreme Court of United States, Florida States Attorney General, the Division Of Election fraud, the divisions of election, the governors of all 50 states in addition to the Senate and the US candidates and all news media and press. The question of whether I failed to comply, will be determined according to the U.S. Constitution by a court of my peers. I cannot be penalized or fined according to the US constitution based on the requirements of violation of the law.**

**<http://www.cfabamerica.com/united-states-constitution>**

**A government is the system by which a state or community is governed.[1] In the Commonwealth of Nations, the word government is also used more narrowly to refer to the collective group of people that exercises executive authority in a state.[2][3][4] This usage is analogous to what is called an "administration" in American English. Furthermore, government is occasionally used in English as a synonym for governance.**

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**In the case of its broad associative definition, government normally consists of legislators, administrators, and arbitrators. Government is the means by which state policy is enforced, as well as the mechanism for determining the policy of the state. A form of government, or form of state governance, refers to the set of political systems and institutions that make up the organisation of a specific government.**

**Government of any kind currently affects every human activity in many important ways. For this reason, political scientists generally argue that government should not be studied by itself; but should be studied along with anthropology, economics, environmentalism,**

**The Division Of Election and Florida Election Commission are unconstitutional!**

**The statutes and laws governing financial and treasure responsibility, are a violation of US in Florida Constitution amendment 14 United States Constitution!**

**A political party such as Citizens For A Better America, inc. cannot be required to get Florida's permission to be on the ballot!**

**Florida has determined that the Secretary of State does not oversee federal candidates which is a violation of the Constitution.**

**A political party, i.e. Citizens For A Better America Party of Florida cannot be required to get Florida's permission to be on the ballot (again violation amendment 14).**

**The United States Constitution says there's open primary and Florida restricts everybody from voting in the primary. Florida is in constant violation of the United States Constitution**

#### **AMENDMENT XXIV**

**Passed by Congress August 27, 1962. Ratified January 23, 1964.**

**Section 1.**

**The right of citizens of the United States to vote in any primary or other election for President or Vice President, for electors for President or Vice President, or for Senator or Representative in Congress, shall not be denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax.**

**Section 2.**

**The Congress shall have power to enforce this article by appropriate legislation.**

**[http://www.archives.gov/exhibits/charters/constitution\\_amendments\\_11-27.html](http://www.archives.gov/exhibits/charters/constitution_amendments_11-27.html)**

**"Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them." Miranda vs. Arizona, 384 U.S. 436, 491.**

**"An unconstitutional act is not law; it confers no rights; it imposes no duties; it affords no protection;**

**it creates no office; it is in legal contemplation, as inoperative as though it had never been passed."**

**Norton vs. Shelby County, 118 US 425, 442.**

**The States can only oversee time, places, and manner Article 1 section 4.**

**Addition; the redistricting in Florida is unconstitutional. Please see the following information <http://www.cfabamerica.com/the-constitution-today-redistricting>**

**<http://www.cfabamerica.com/currently-florida-violates-three-major-united-states-constitutional-issues>**

**In addition; since Florida Election Commission has set a 14 day deadline from December 7 but has yet to respond in over 90 days to any and all my correspondences, I request as an American citizen, a response to this letter 14 days from the date of post mark.**

**FEC and DOE do not have clean hands!**

**Regards:**

**Charles Frederick Tolbert EdD  
Retired MSGT/ Pastor**

**Candidate United States Senate Florida 2016 NPA  
Citizens for a better America, inc party of Florida  
P O box 740025  
Orange City Fl 32774  
561-398-9025  
December 15, 2015**

---

**Cfabamerica@gmail.com  
Www.cfabamerica.com**

**Cc**

**Supreme Court of the United States  
1 First Street, NE  
Washington, DC 20543**

**U.S. House of Representatives  
Washington, DC 20515**

**U.S. Congress  
Washington, DC 20515**

**Morgan & Morgan  
20 North Orange Avenue  
Suite 1600  
Orlando FL 32801  
(407) 420-1414**

**Fox News  
7 World Trade Ctr, \  
New York, NY 10007**

**Federal Election Commission,  
999 E Street, NW, Washington,  
DC 20463 (800) 424-9530 In Washington**

**Florida Supreme Court  
500 South Duval Street  
Tallahassee, Florida  
32399-1925**

**LETTERS TO THE EDITOR****wsj.ltrs@wsj.com****Editor, The Wall Street Journal****1211 Avenue of the Americas****New York, NY 10036**

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**Sun Sentinel****500 E. Broward Blvd.,****Fort Lauderdale, FL 33394****Phone: (954) 356-4000****The Tallahassee News, LLC****PO Box 3065****Tallahassee, FL 32315****mailto:editor@thetallahassee.com**

**Florida is a closed primary state. That means only Democrats can vote in Democratic primary elections and Republicans in Republican primaries. Yet nearly a quarter of the electorate is now registering as independent – or “no party affiliation” – voters. 27 percent of Florida voters are not registered as Democrat or Republican**

**Read more here: <http://www.miamiherald.com/news/politics-government/state-politics/article45554313.html#storylink=cpy>**

**The game is rigged'**

**As they track the explosive growth in NPA voters, political experts in both parties are troubled by the implications.**

**One reason is that Florida is a “closed primary” state where only Republicans and Democrats can vote in most party primary contests including a presidential preference primary next March 15. As a result, NPA voters find themselves walled off from the political system, effectively disenfranchised in primary elections.**

**[https://en.m.wikipedia.org/wiki/Florida\\_gubernatorial\\_election,\\_2014](https://en.m.wikipedia.org/wiki/Florida_gubernatorial_election,_2014)**

**<http://dos.elections.myflorida.com/candidates/CanList.asp>**

**Candidate Tracking System**

**2014 General Election**

**Governor****Charles Frederick Tolbert****Write-In****Running Mate: Christine Timmon****Address****4100 North Wickham Road****Unit 107A #107****Melbourne, FL 32935****Phone: (561)398-9025****Campaign Treasurer****Charles Frederick Tolbert****4100 N Wickham Rd Unit 107A #1****Melbourne, FL 32935-****Status: Defeated****Date Filed: 02/19/2013****Date Qualified: 06/17/2014****Method: Write In Candidate****Website: www.cfabamerica.com****Email: cfabamerica@gmail.com****Campaign Documents****<http://dos.elections.myflorida.com/candidates/CanDetail.asp?account=60302>****<http://dos.elections.myflorida.com/cgi-bin/TreSel.exe>**

**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****02/19/2013 - 03/31/2013 20.00 0.00 0.00 0.00 0.00 0.00****04/01/2013 - 06/30/2013 211.00 760.00 0.00 600.00 0.00 0.00****07/01/2013 - 09/30/2013 0.00 0.00 0.00 0.00 0.00 0.00****W 10/01/2013 - 10/31/2013 0.00 0.00 0.00 0.00 0.00 0.00****W 11/01/2013 - 11/30/2013 0.00 0.00 0.00 0.00 0.00 0.00****W 12/01/2013 - 12/31/2013 0.00 0.00 0.00 0.00 0.00 0.00**

W 01/01/2014 – 01/31/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 02/01/2014 – 02/28/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 03/01/2014 – 03/31/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 04/01/2014 – 04/30/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 05/01/2014 – 05/31/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 06/01/2014 – 06/29/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 06/21/2014 – 06/27/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 06/28/2014 – 07/04/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 07/05/2014 – 07/11/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 07/12/2014 – 07/18/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 07/19/2014 – 07/25/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 07/26/2014 – 08/01/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 08/02/2014 – 08/08/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 08/09/2014 – 08/21/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 08/22/2014 – 08/22/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 08/23/2014 – 08/29/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 08/30/2014 – 09/05/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 09/06/2014 – 09/12/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 09/13/2014 – 09/19/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 09/20/2014 – 09/26/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 09/27/2014 – 10/03/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 10/04/2014 – 10/10/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 10/11/2014 – 10/17/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 10/18/2014 – 10/24/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 10/25/2014 – 10/25/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 10/26/2014 – 10/26/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 10/27/2014 – 10/27/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 10/28/2014 – 10/28/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 10/29/2014 – 10/29/2014	0.00	0.00	0.00	0.00	0.00	0.00
W 10/18/2014 – 10/30/2014	0.00	0.00	0.00	0.00	0.00	0.00
All Dates (Totals)	231.00	760.00	0.00	600.00	0.00	0.00

Read more here: <http://www.miamiherald.com/news/politics-government/state-politics/article45554313.html#storylink=cpy>

Www.cfabamerica.com





**ELECTIONS COMMISSION**  
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 Ft. Lauderdale, Florida 32399-1050

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**OFFICE OF ELECTIONS**  
 A Gray Building  
 Bronough Street, Rm 316  
 Tallahassee, Florida 32399



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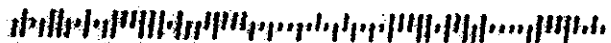
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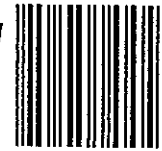
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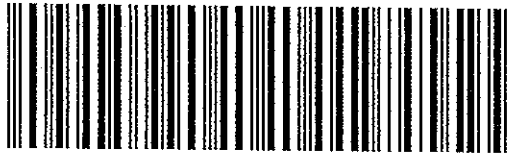
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FROM:  
Dr Charles J Gilbert (CFABA) Inc  
PO Box 740024  
Orange City FL 32774

TO: Florida Election  
Commission  
107 West Dainoff  
Colina Bldg Ste 224  
Tallahassee FL  
32399



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October 13, 2015

Florida Election Commission  
107 W. Gaines Street  
Suite 224 Collins Building  
Tallahassee Fl. 32399

---

Reference:

Letter dated October 08, 2015,  
Sign on October 06, 2015 by Donna Ann Malphurs  
From Fl. Election Commission To Charles Frederick Tolbert  
PO BOX 5183  
Hudson Fl. 34674

Address correspondence should be sent to after October 24, 2015  
CFABA  
Charles Frederick Tolbert EdD  
P O Box 740025  
Orange City Florida 32774

To whom it may concern:

In September 2015 I received a call from a Mr. Oliver concerning case FEC 14-494, he informed me that he would be sending an Affidavit of Background Information, I informed him upon receipt I would fill out form and return notarized and certified on October 01, 2015 due to the cost and lack of funds.

When I received the forms I was given a date of October 02, 2015 to return forms.

On September 30, 2015 I sent a package to FEC by certified mail and it was delivered on October 02, 2015 however was not signed for until October 05, 2015

On October 13, 2015 I received a post marked envelope posted dated October 09, 2015 with a letter dated October 08, 2015 and signed by Ms. Malphurs, with and enclosed form dated October 06, 2015 signature unreadable.

My response was submitted and received by F E C. on October 02, 2015 even though it took them till October 05, 2015 to pick up the certified mail

I believe that the correspondence sent on October 09, 2015 and received by my on October 13, 2015 does not reflect my response.

Victoria Hagendorf

Cell Phone : 754-246-7774

vickyhagendorf@gmail.com

---

954.771 4407

Here is the most recent report - actually it was for March - I thought that I did not do February, however, according to the attached it has been filed.

Thanks

From: Victoria Hagendorf <vickyhagendorf@gmail.com>  
Date: January 17, 2014 at 3:56:28 PM EST  
To: Charles Tolbert <cfabamerica@gmail.com>  
Subject: Report Filed

Copy of the report due Jan. 10th

Victoria Hagendorf, Publisher  
LIFESTYLES MAGAZINE browardlifestyles.com

954-771-4407 or 754-246-7774 cell

**Florida Election Commission (FEC)**  
107 W. Gaines Str, Ste 224  
Collins Bldg  
Tallahassee, Fl. 32399

**Division of Elections (DOE)**  
Room 316, R.A. Gray Building  
500 South Bronough Street  
Tallahassee, Fl 32399-0250

***I Believe in God and  
I Am A Citizen for A  
Better America***



DR. **CHARLES FREDERICK TOLBERT**  
Retired MSGT Ed.D

**VOTE U.S. SENATE  
FLORIDA 2016**

**www.cfabamerica.com**  
cfabamerica@gmail.com

Paid for by Charles Frederick Tolbert - Ed.D

**CFABA**

**Charles Frederick Tolbert EdD**

**Retired MSGT/Pastor**

**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

**P O Box 740025**

**Orange City Fl. 32774**

**561-398-9025**

**cfabamerica@gmail.com**

**To whom it may concern:**

**In reference to letters dated Feb. 02, 2016 from FEC and letter dated Jan. 27, 2016 from DOE.**

**Please note at Charles Frederick Tolbert sent both the FEC and the DOE priority mail letters addressing the complaint (case no.: FEC 14-484) and present the address change to:**

**CFABA**

**Charles Frederick Tolbert EdD**

**Retired MSGT/Pastor**

**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

**P O Box 740025**

**Orange City Fl. 32774**

**561-398-9025**

**cfabamerica@gmail.com**

**RECEIVED**  
2016 FEB 17 P 12:00  
U.S. SENATE  
FLORIDA

**I again like to note that my treasurer Ms. Hagendorf believes that she filed all reports in a timely manner, in addition we sent copies in previous correspondences confirming this.**

**Ms. Hagendorf was also faced with medical issues during the time she was the treasurer.**

---

**Dr Charles Frederick Tolbert is a retired MSGT, Pastor and was a care giver for three women during the campaign period in addition His wife became 100% disabled and he filed chapter seven and became homeless during 2014 time period.**

**Also he did not receive donation either from his ministry or in 2014.**


**Due to these unusual circumstance knowing that I had no intent to not file reports as required that if determined that I was in error that any fines be waived and that I be allowed five minutes to present my side.**

**Currently I have and income of only my military retirement, VA and SS.**

**Also note that since this PO Box was only checked one once a month bases the failure of DOE and the FEC has again provide that they have unclean hands.**


**I have on Feb 11, 2016 received notice of hearing for Feb. 18, 2016 at 8:30 am and I request that I be allowed to present documents that were provide in my correspondence on Dec. 15, 2016. Furthermore I requested a responds with in fourteen days and only after two months did I receive a responds.**

**I also request that my case be heard by my peers as per the US Constitution and that the State of Florida provide me a public attorney.**

  
**Charles Frederick Tolbert EdD**  
**CFABS inc**  
**PO Box 740025**  
**Orange City FL 32771**  
**Feb 13, 2016**

fec@myfloridalegal.com  
Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Bldg  
Tallahassee, Fl. 32399

**I Believe in God and  
I Am A Citizen for A  
Better America**



DR. Retired MSGT  
**CHARLES FREDERICK TOLBERT**  
Ed.D

**VOTE U.S. SENATE  
FLORIDA 2016**

[www.cfabamerica.com](http://www.cfabamerica.com)  
cfabamerica@gmail.com

Paid for by Charles Frederick Tolbert - EdD

**Citizens For A Better America INC. Party of Florida  
address change**

**From  
Cfaba Inc  
Charles Frederick Tolbert EdD  
PO Box 23935  
Ft Lauderdale Fl 33307**

**To  
Cfaba Inc  
Charles Frederick Tolbert EdD  
PO box 740025  
Orange City Florida 32774**

**Charles Frederick Tolbert EdD NPA  
Feb 14, 2016  
561-398-9025  
Cfabamerica@gmail.com**

**Please be advised that I have sent numerous certified mail with address changes and the FEC has failed to respond.**

**CFABA  
Charles Frederick Tolbert EdD  
Retired MSGT/Pastor  
Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

2016 FEB 25 P 1:27  
STREET PHOTOGRAPHY  
1000 1/2 N. W. 10th St  
Tallahassee, FL 32303

**P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com**

---

**Florida Election Commission (FEC)**

**107 W. Gaines Str, Ste 224  
Collins Bldg  
Tallahassee, Fl. 32399**

**Division of Elections (DOE)  
Room 316, R.A. Gray Building  
500 South Bronough Street  
Tallahassee, Fl 32399-0250**

**CFABA**

**Charles Frederick Tolbert EdD  
Retired MSGT/Pastor**

**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

**P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com**

**To whom it may concern:**

**I received a notice of hearing for Feb. 18, and I request I be allowed to represent my side. I arrived at hearing at 8:30am on Feb. 18, 2016 and at approximately (9:00am) I was called into a closed hearing (see notes Sunshine Law).**

**Hearing was called to order and the Florida Election Commission FEC called their council to present States case against Dr. Charles Frederick Tolbert. Council read violation of Dr. Tolbert's treasure Ms. Hagendorf's late filings of waivers of reports. Council then stated Dr. Tolbert's filed letters concerning**



**the FEC violation of his constitutional rights. Council stated Dr. Tolbert's letter was not relevant to hearing.**

**Council failed to mention letters written to FEC concerning their failure to respond to Dr. Tolbert since case was open in September 2015 nor did they address other issues present to FEC and their failure to respond to the correct address that were sent to FEC via certified mail. (Oct, Dec, Jan, and Feb.)**

**After the FEC counselor finished Dr. Tolbert was allowed to speak for approximately 5 minutes.**

**In brief Dr. Tolbert presented that both the Florida Department of Election DOE and the FEC had failed to respond numerous times to Dr. Tolbert's certified letters and that both the FEC and the DOE were in violation of Title 18, and the following constitutional amendments, (5th, 6th, 7th, 8th,9th, 10th, 14th).**

**Dr. Tolbert stated there were also extenuating circumstances beyond his control and that even though both he and his treasurer believed they had presented all reports as required that Ms. Hagendorf did have medical issues (see enclosure 2,3,4,5).**

**Dr. Tolbert closed with**

**Enclosure 6**

**Section 106.07 (809b) fines cannot exceed 25% of total receipts or expenditures, which ever are greater.**

**Since the DOE reports show he took no donation there can be no fines.**

**The FEC closed by vote against Dr. Tolbert ruling probable cause by the majority of board members.**

**Dr. Tolbert questioned the board concerning Section 106 and extenuating circumstances beyond his control and he was informed he would receive a response within 14 days of Feb. 14, 2016.**

**Upon leaving, Dr. Tolbert met with a representative of FEC to insure they again had the correct mailing address; CFABA**

---

*Charles S Tolbert*

**Charles Frederick Tolbert EdD**

**Retired MSGT/Pastor**

**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

**P O Box 740025**

**Orange City Fl. 32774**

**561-398-9025**

**cfabamerica@gmail.com**

**Feb. 22, 2016**

THIS DOCUMENT HAS A LIGHT BACKGROUND ON TRUE WATERMARKED PAPER. HOLD TO LIGHT TO VERIFY FLORIDA WATERMARK.

OFFICE of VITAL STATISTICS

*Call Eric R*

CERTIFICATION OF DEATH

STATE FILE NUMBER: 2012262037

DATE ISSUED: October 3, 2012

DECEDENT INFORMATION

STATE FILE DATE: October 1, 2012

NAME: CELESTINE BELLE

DATE OF DEATH: September 26, 2012

SEX: FEMALE

AGE: 088 YEARS

DATE OF BIRTH: January 30, 1924

SSN: [REDACTED]

BIRTHPLACE: DOMINICA

PLACE WHERE DEATH OCCURRED: HOSPICE

FACILITY NAME OR STREET ADDRESS: HOSPICE OF PALM BEACH COUNTY

LOCATION OF DEATH: BOYNTON BEACH, PALM BEACH COUNTY

SURVIVING SPOUSE, DECEDENT'S RESIDENCE AND HISTORY INFORMATION

MARITAL STATUS: WIDOWED

SPOUSE: NONE

RESIDENCE: 5063 MIRROR LAKES BLVD, BOYNTON BEACH, FLORIDA 33472

COUNTY: PALM BEACH

OCCUPATION, INDUSTRY: HOME MAKER, OWN HOME

RACE:  White  Black or African American  Asian Indian  Chinese  Filipino  Native Hawaiian or Other Pacific Islander

American Indian or Alaskan Native-Tribe:  Japanese  Korean  Vietnamese

Guamanian or Chamorro  Samoan  Other Pacific Isl:  Other:  Unknown

Other Asian:  Other:  Unknown

HISPANIC OR HAITIAN ORIGIN? NO, NOT OF HISPANIC/HAITIAN ORIGIN

EDUCATION: HIGH SCHOOL GRADUATE OR GED EVER IN U.S. ARMED FORCES? NO

PARENTS AND INFORMANT INFORMATION

FATHER: GEORGE CELESTINE

MOTHER: CLARA WILLIAMS

INFORMANT: JULIE TOLBERT

RELATIONSHIP TO DECEDENT: DAUGHTER

INFORMANT'S ADDRESS: 5063 MIRROR LAKES BLVD, BOYNTON BEACH, FLORIDA 33472

PLACE OF DISPOSITION AND FUNERAL FACILITY INFORMATION

PLACE OF DISPOSITION: TREASURE COAST CREMATORY  
LAKE WORTH, FLORIDA

METHOD OF DISPOSITION: CREMATION

FUNERAL DIRECTOR/LICENSE NUMBER: STEVEN R. RIDER, F044422

FUNERAL FACILITY: A CREMATION SVC OF THE PALM BEACH F068102  
115 W WOOLBRIGHT RD #B, BOYNTON BEACH, FLORIDA 33435

CERTIFIER INFORMATION

TYPE OF CERTIFIER: CERTIFYING PHYSICIAN

MEDICAL EXAMINER CASE NUMBER: NOT APPLICABLE

TIME OF DEATH (24 hr): 1625

CERTIFIER'S NAME: KATHERINE L. BRAZZALE

CERTIFIER'S LICENSE NUMBER: ME99899

NAME OF ATTENDING PHYSICIAN (if other than Certifier): NOT ENTERED

*C. Meade*

THE ABOVE SIGNATURE CERTIFIES THAT THIS IS A TRUE AND CORRECT COPY OF THE OFFICIAL RECORD ON FILE IN THIS OFFICE

REQ: 2013163394

WARNING:

THIS DOCUMENT IS PRINTED OR PHOTOCOPIED ON SECURITY PAPER WITH WATERMARKS OF THE GREAT SEAL OF THE STATE OF FLORIDA. DO NOT ACCEPT WITHOUT VERIFYING THE PRESENCE OF THE WATERMARKS. THE DOCUMENT FACE CONTAINS A MULTICOLORED BACKGROUND, GOLD EMBOSSED SEAL AND THERMOCHROMIC FL. THE BACK CONTAINS SPECIAL LINES WITH TEXT.



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OFFICE of VITAL STATISTICS

att enc 3

CERTIFICATION OF DEATH

STATE FILE NUMBER: 2013081450

DATE ISSUED: June 17, 2013

DECEDENT INFORMATION

STATE FILE DATE: June 17, 2013

NAME: RITA WYNDHAM

DATE OF DEATH: June 9, 2013

SEX: FEMALE

AGE: 094 YEARS

DATE OF BIRTH: September 6, 1918

SSN: [REDACTED]

BIRTHPLACE: BERLIN, GERMANY

PLACE WHERE DEATH OCCURRED: DECEDENT'S HOME

FACILITY NAME OR STREET ADDRESS: 5063 MIRROR LAKES BLVD

LOCATION OF DEATH: BOYNTON BEACH, PALM BEACH COUNTY

SURVIVING SPOUSE, DECEDENT'S RESIDENCE AND HISTORY INFORMATION

MARITAL STATUS: WIDOWED

SPOUSE: NONE

RESIDENCE: 5063 MIRROR LAKES BLVD, BOYNTON BEACH, FLORIDA 33472, UNITED STATES

COUNTY: PALM BEACH

OCCUPATION, INDUSTRY: LECTURER, CHRISTIAN SCIENCE

RACE:  White  Black or African American  Asian Indian  Chinese  Filipino  Native Hawaiian

American Indian or Alaskan Native--Tribe:  Japanese  Korean  Vietnamese

Guamanian or Chamorro  Samoan  Other Pacific Isl:

Other Asian:  Other:  Unknown

HISPANIC OR HAITIAN ORIGIN? NO, NOT OF HISPANIC/HAITIAN ORIGIN

EDUCATION: BACHELORS DEGREE (E.G., BA, AB, BS) EVER IN U.S. ARMED FORCES? NO

PARENTS AND INFORMANT INFORMATION

FATHER: ALFONS MUNDHENK

MOTHER: BRONSLAVA KOCH

INFORMANT: CHARLES TOLBERT

RELATIONSHIP TO DECEDENT: PERSONAL REPRESENTATIVE

INFORMANT'S ADDRESS: 5063 MIRROR LAKES BLVD, BOYNTON BEACH, FLORIDA 33472, UNITED STATES

PLACE OF DISPOSITION AND FUNERAL FACILITY INFORMATION

PLACE OF DISPOSITION: FLORIDA COAST CREMATORY WEST PALM BEACH, FLORIDA

METHOD OF DISPOSITION: CREMATION

FUNERAL DIRECTOR/LICENSE NUMBER: ALBERT GUERRA JR, F042448

FUNERAL FACILITY: A CREMATION SVC OF THE PALM BEACH F068102 115 W WOOLBRIGHT RD #D, BOYNTON BEACH, FLORIDA 33435

CERTIFIER INFORMATION

TYPE OF CERTIFIER: CERTIFYING PHYSICIAN

MEDICAL EXAMINER CASE NUMBER: NOT APPLICABLE

TIME OF DEATH (24 hr): 0200

CERTIFIER'S NAME: JOHN JAIRO LOPERA

CERTIFIER'S LICENSE NUMBER: ME91277

NAME OF ATTENDING PHYSICIAN (If other than Certifier): NOT ENTERED

*John Jairo Lopera*

THE ABOVE SIGNATURE CERTIFIES THAT THIS IS A TRUE AND CORRECT COPY OF THE OFFICIAL RECORD ON FILE IN THIS OFFICE.

WARNING:

THIS DOCUMENT IS PRINTED OR PHOTOCOPIED ON SECURITY PAPER WITH WATERMARKS OF THE GREAT SEAL OF THE STATE OF FLORIDA. DO NOT ACCEPT WITHOUT VERIFYING THE PRESENCE OF THE WATERMARKS. THE DOCUMENT FACE CONTAINS A MULTICOLORED BACKGROUND, GOLD EMBOSSED SEAL, AND THERMOCHROMIC FL. THE BACK CONTAINS SPECIAL LINES WITH TEXT. THE DOCUMENT WILL NOT PRODUCE A COLOR COPY.

REQ: 2013914023

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enc 4

EXPLANATION OF DETERMINATION

Name:	NH's Name (CDB/DWB):	SSN:	Claim Type:
JULIE TOLBERI		<span style="background-color: black; color: black;">[REDACTED]</span>	DIB

The following evidence was used in evaluating your claim:

- HEART & FAMILY HEALTH INSTITUTE OF PORT ST LUCIE report received 05/02/2014
- METCARE report received 05/05/2014
- ARIHRIIIS SPECIALISTS PA report received 04/21/2014
- WELLINGTON REGIONAL MEDICAL CENTER report received 05/02/2014
- OMNI HEALTHCARE PA report received 05/08/2014
- SAINTE LUCIE MEDICAL CENTER WALK IN CLINIC report received 05/16/2014
- BEN SAN PEDRO MD report received 05/10/2014
- HOMI S. COOPER, M.D. report received 05/21/2014
- FL OPEN IMAGING CENTER report received 05/16/2014

You state that you are disabled because of rheumatoid arthritis and left shoulder problems. After reviewing your medical records, we have determined that you are currently disabled. However, your condition did not become disabling until after 12/01/2009, the date you said that your disability began. In making this determination, we evaluated the evidence we received from Saint Lucie Medical Center Walk in Clinic, which shows your condition was disabling on 12/23/2013. After considering the severity of your limitations at that time, and our programmatic experience with medical conditions of this type, we are establishing 12/01/2013 as the beginning date for your disability.

The determination on your claim was made by an agency of the state. It was not made by your own doctor or by other people or agencies writing reports about you. However, any evidence they gave us was used in making this determination. Doctors and other people in the state agency who are trained in disability evaluation reviewed the evidence and made the determination according to Social Security laws and regulations.

CC: ANDREW YOUNGMAN

8510

Julie Tolbert

~~01-20-2014~~  
~~31742442~~

888 791 3478

ATTN



enc  
5

ORDERED in the Southern District of Florida on January 3, 2014

*Paul Hyman*

Paul G Hyman Jr  
Chief United States Bankruptcy Judge

**United States Bankruptcy Court**  
Southern District of Florida  
[www.flsb.uscourts.gov](http://www.flsb.uscourts.gov)

Case Number: 13-32512-PGH  
Chapter: 7

In re: \*

Charles Tolbert  
PO BOX 23972  
Fort Lauderdale, FL 33307

Julie Tolbert  
PO BOX 23972  
Fort Lauderdale FL 33307

Last four digits of SSN/ITIN or Complete EIN: [REDACTED]

Last four digits of SSN/ITIN or Complete EIN: [REDACTED]

**DISCHARGE OF DEBTOR(S)**

It appearing that the debtor is entitled to a discharge,

**IT IS ORDERED:**

The debtor is granted a discharge under section 727 of title 11, United States Code, (the Bankruptcy Code)

**SEE THE BACK OF THIS ORDER FOR IMPORTANT INFORMATION.**

Copies to: All Parties of record

\* Set forth all names, including trade names, used by the debtor(s) within the last 8 years. For joint debtors, set forth the last four digits of both social-security numbers or individual taxpayer-identification numbers (ITIN) or complete employer tax-identification numbers (EIN).

emb  
W



Section 106 07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file this report and that a fine will be assessed of \$50 per day for the first 3 days late and, thereafter \$500 per day, although a fine cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the 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.

Once your report is filed, this office will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice.

Please be advised, however, that failure to file a campaign treasurer's report may constitute a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, the division will turn the matter over to the Florida Elections Commission.

donations ! ! !

**Enclosures 1**

**2.18.16**

**To whom it may concern**

---

**While The treasurer for the campaign for Charles Frederick Tolbert for governor 2014 Let this serve as notice that I filed all the treasurer reports for Charles Frederick Tolbert for governor 2014; reports that were due in a timely manner.**

**I also had medical problems, i.e.. my back and legs were in constant pain, making it difficult for me.**

**Thank You,**

**Victoria Hagendorf  
1400 NE 57th Ct. #206  
Ft. Lauderdale, FL 33334  
vickyh@bellsouth.net**

**Enclosures 2**

**Death certificate Dr. Tolbert's Mother in-law**

**Enclosures 3**

**Death certificate of Ms. Wyndham, who Dr. Tolbert was caregiver for in his home for ten years.**

**Enclosures 4**

**Dr. Tolbert's wife's becoming disabled document.**

**Enclosure 5**

**Dr. Tolbert's chapter seven discharge court papers.**



**Enclosure 6**

**Section 106.07 (809b) fines cannot exceed 25% of total receipts or expenditures, which ever are greater.**

**Since the DOE reports show he took no donation there can be no fines**

---

**Notes:**

**Florida's Government-in-the-Sunshine Law was enacted in 1967. Today, the Sunshine Law regarding open government can be found in Chapter 286 of the Florida Statutes. These statutes establish a basic right of access to most meetings of boards, commissions and other governing bodies of state and local governmental agencies or authorities.**

**The entity shall give reasonable public notice of the time and date of the attorney-client session and the names of persons who will be attending the session. The session shall commence at an open meeting at which the persons chairing the meeting shall announce the commencement and estimated length of the attorney-client session and the names of the persons attending. At the conclusion of the attorney-client session, the meeting shall be reopened, and the person chairing the meeting shall announce the termination of the session.**

**(e) The transcript shall be made part of the public record upon conclusion of the litigation.**

**Notes**

**Www.cfabamerica.com**



2305 1590 0000 4437 9897

1006



32399

\$9.4  
00100109-1

FROM: cfaba

Po Box 740025  
Orange Rly FL  
32774

TO: Florida Election Com  
107 W Gaines St #25  
Collier Rly  
Tallahassee FL



DATE OF DELIVERY SPECIFIED\*



USPS TRACKING™ INCLUDED\*



INSURANCE INCLUDED\*



PICKUP AVAILABLE

\* Domestic only

WHEN USED INTERNATIONALLY,  
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LABEL MAY BE REQUIRED.

32 39

2016 MAR 15 A 9:51



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EP14F July 2013  
OD: 12.5 x 9.5

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**FLORIDA ELECTIONS COMMISSION**

107 W. Gaines Street  
Collins Building, Suite 224  
Tallahassee, Florida 32399-1050  
(850) 922-4539

---

March 3, 2016

Charles F. Tolbert  
PO Box 740025  
Orange City, FL 32774

**RE: Case No.: FEC 14-494; Respondent: Charles F. Tolbert**

Dear Mr. Tolbert:

The Florida Elections Commission at its last regularly scheduled meeting considered this case and issued the order that is enclosed with this letter. Please read the order carefully. As the Respondent, you are entitled to a hearing. The Order of Probable Cause will explain in detail how you obtain a hearing.

If you prefer to enter into a consent order, please contact us at the telephone number or address listed above or by email at [fec@myfloridalegal.com](mailto:fec@myfloridalegal.com) and we will attempt to reach an agreement with you.

Since the Commission has determined probable cause, Section 106 25, Florida Statutes, provides that all investigative reports and other documents related to this case are no longer confidential.

Please let me know if you have any questions.

Sincerely,

*/s/ Donna Ann Malphurs*

Agency Clerk

Enclosures: Order of Probable Cause

cc: Division of Elections, Complainant w/enclosures

FILED

16 MAR -3 PM 1:35

STATE OF FLORIDA  
ELECTIONS COMMISSION

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

---

Florida Elections Commission,  
Petitioner,

Case No.: FEC 14-494

v.

Charles F. Tolbert  
Respondent.

---

**ORDER OF PROBABLE CAUSE**

**THIS MATTER** was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on February 18, 2016, in Tallahassee, Florida

Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violations:

**Count 1:**

On or about November 12, 2013, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2013 M10 Report.

**Count 2:**

On or about January 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2013 M12 Report.

**Count 3:**

On or about February 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M1 Report.

**Count 4:**

On or about April 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M3 Report.

**Count 5:**

On or about May 12, 2014, Respondent violated Section 106 07(7), Florida Statutes, when he 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 2014 M4 Report.

**Count 6:**

On or about June 10, 2014, Respondent violated Section 106 07(7), Florida Statutes, when he 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 2014 M5 Report.

**Count 7:**

On or about October 25, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 D1 Report.

**DONE AND ORDERED** by the Florida Elections Commission on February 18, 2016.



M. Scott Thomas, Chairman  
Florida Elections Commission

Copies furnished to:  
Jaakan A. Williams, Assistant General Counsel  
Charles F. Tolbert, 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.



FEC 14-494 --- Re: I received a notice of "Probable Cause" on March 05, 2016, and I request I be allowed to present my side. 

Florida Elections Commission to: cfabamerica

03/11/2016 02:30 PM

Sent by: Donna Malphurs

Cc: Jaakan Williams

---

Mr. Tolbert,

We are in receipt of your email requesting to be heard. You will be afforded an opportunity to speak at the informal hearing. I anticipate your case will be presented to the Commission at its May 18-19, 2016 meeting. A notice of hearing stating the date, time, and location of the meeting will be mailed approximately 14 days prior to the hearing date.

Sincerely,

Donna Ann Malphurs  
Agency Clerk

---

cfabamerica

fec@myfloridalegal.com

03/09/2016 12:32:14 PM

From: cfabamerica@gmail.com  
To: Florida Elections Commission <fec@myfloridalegal.com>  
Date: 03/09/2016 12:32 PM  
Subject: I received a notice of "Probable Cause" on March 05, 2016, and I request I be allowed to present my side.

---

[fec@myfloridalegal.com](mailto:fec@myfloridalegal.com)

Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Blg  
Tallahassee, Fl. 32399

Citizens For A Better America INC. Party of Florida

address change

From

Cfaba Inc

Charles Frederick Tolbert EdD

PO Box 23935

Ft Lauderdale Fl 33307

To

Cfaba Inc

Charles Frederick Tolbert EdD

PO box 740025  
Orange City Florida 32774

Charles Frederick Tolbert EdD NPA  
March 08, 2016  
561-398-9025  
Cfabamerica@gmail.com

---

I received a notice of "Probable Cause" on March 05, 2016, and I request I be allowed to present my side.

CFABA  
Charles Frederick Tolbert EdD  
Retired MSGT/Pastor  
Ref: case no.: FEC 14-494; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com

Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Blg  
Tallahassee, Fl. 32399

CFABA  
Charles Frederick Tolbert EdD  
Retired MSGT/Pastor  
Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com

To whom it may concern:

In reference to letters dated March 03, 2016 from FEC.

On March 8, 2016 I Charles Frederick Tolbert spoke with Jaakan A. Williams concerning reference letter and asked if there were other options as presented in cover letter dated March 8, 2016 paragraph two.

I was informed that I was required to fill out Affidavit of financial support (see attachment 1).



I also informed him that I had sent both by email and priority mail of extenuating circumstances and that in addition my mother was ill in 2014 and passed October 14, 2015. (Attachment 2)

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A state, or other federal government Agency, can only pass laws and statutes or set guidelines. If a candidates intent is correctly outlined and Tallahassee receives documentations to the fact that the candidate did not receive donations that said candidate has not violated any statutes or constitutional requirement departments that were appointed by the governor cannot oversee, correct or take actions accordingly.

A government is the system by which a state or community is governed.[1] In the Commonwealth of Nations, the word government is also used more narrowly to refer to the collective group of people that exercises executive authority in a state [2][3][4] This usage is analogous to what is called an "administration" in American English. Furthermore, government is occasionally used in English as a synonym for governance.

#### AMENDMENT XXIV

Passed by Congress August 27, 1962. Ratified January 23, 1964

#### Section 1.

The right of citizens of the United States to vote in any primary or other election for President or Vice President, for electors for President or Vice President, or for Senator or Representative in Congress, shall not be denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax.

Section 2.

The Congress shall have power to enforce this article by appropriate legislation.

[http://www.archives.gov/exhibits/charters/constitution\\_amendments\\_11-27.html](http://www.archives.gov/exhibits/charters/constitution_amendments_11-27.html)

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~~“Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them”~~ Miranda vs. Arizona, 384 U.S. 436, 491.

“An unconstitutional act is not law; it confers no rights; it imposes no duties; it affords no protection; it creates no office; it is in legal contemplation, as inoperative as though it had never been passed.”

Norton vs. Shelby County, 118 US 425, 442.

The States can only oversee time, places, and manner Article 1 section 4.

The DOE and the FEC are in violations of Amendment to the United States Constitution. These are the constitutional violations committed by the division of elections and the Florida Election Commission against Charles Frederick Tolbert for candidate running for office in Florida.

The Fifth Amendment (Amendment V) to the United States Constitution is part of the Bill of Rights and protects a person against being compelled to be a witness against himself or herself in a criminal case. “Pleading the Fifth” is a colloquial term for invoking the privilege that allows a witness to decline to answer questions where the answers might incriminate him or her, and generally without having to suffer a penalty for asserting the privilege. A defendant cannot be compelled to become a witness at his or her own trial. If, however, he or she should choose to testify, he or she is not entitled to the privilege, and inferences can be drawn from a refusal to answer a question during cross-examination. The Amendment requires that felonies be tried only upon indictment by a grand jury. Federal grand juries can force people to take the witness stand, but defendants in those proceedings have Fifth Amendment privilege until they choose to answer any question. To claim the privilege for failure to answer when being interviewed by police, the interviewee must have explicitly invoked their constitutional right when declining to answer questions.

The Amendment’s Double Jeopardy Clause provides the right to be tried only once in federal court for the same offense. The Amendment also has a Due Process Clause (similar to the one in the 14th Amendment) as well as an implied equal protection requirement (Bolling v. Sharpe). Finally, the Amendment requires that the power of eminent domain be coupled with “just compensation” for those whose property is taken.

Sixth Amendment to the United States Constitution

Changes must be reviewed before being displayed on this page.

The Sixth Amendment (Amendment VI) to the United States Constitution is the part of the United States Bill of Rights that sets forth rights related to criminal prosecutions. The Supreme Court has applied the protections of this amendment to the states through the Due Process Clause

of the Fourteenth Amendment.

#### Seventh Amendment to the United States Constitution

The Seventh Amendment (Amendment VII) to the United States Constitution is part of the Bill of Rights. This amendment codifies the right to a jury trial in certain civil cases, and inhibits courts from overturning a jury's findings of fact.

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An early version of the Seventh Amendment was introduced in Congress in 1789 by James Madison, along with the other amendments, in response to Anti-Federalist objections to the new Constitution. Congress proposed a revised version of the Seventh Amendment to the states on September 28, 1789, and by December 15, 1791, the necessary three-quarters of the states had ratified it. Secretary of State Thomas Jefferson announced the adoption of the amendment on March 1, 1792.

The Seventh Amendment is generally considered one of the more straightforward amendments of the Bill of Rights. While the Seventh Amendment's provision for jury trials in civil cases has never been incorporated (i.e., applied to the states) almost every state voluntarily complies with this requirement. The prohibition of overturning a jury's findings of fact applies to federal cases, state cases involving federal law, and to review of state cases by federal courts.[1] *United States v. Wonson* (1812) established the "historical test", which interpreted the amendment as relying on English common law to determine whether a jury trial was necessary in a civil suit. The amendment thus does not guarantee trial by jury in cases under maritime law, in lawsuits against the government itself, and for many parts of patent claims. In all other cases, the jury can be waived by consent of the parties.

The amendment additionally guarantees a minimum of six members for a jury in a civil trial. The amendment's twenty dollar threshold has not been the subject of much scholarly or judicial writing; that threshold remains applicable despite the inflation that has occurred since the 18th century.

The Eighth Amendment (Amendment VIII) to the United States Constitution is the part of the United States Bill of Rights (ratified December 15, 1791[1]) prohibiting the federal government from imposing excessive bail, excessive fines, or cruel and unusual punishment. The U.S. Supreme Court has ruled that this amendment's Cruel and Unusual Punishment Clause also applies to the states. The phrases in this amendment originated in the English Bill of Rights of 1689.

The Ninth Amendment (Amendment IX) to the United States Constitution addresses rights, retained by the people, that are not specifically enumerated in the Constitution. It is part of the Bill of Rights.

The Tenth Amendment (Amendment X) to the United States Constitution, which is part of the Bill of Rights, was ratified on December 15, 1791. [1] It expresses the principle of federalism, which strictly supports the entire plan of the original Constitution for the United States of America, by stating that the federal government possesses only those powers delegated to it by

the United States Constitution. All remaining powers are reserved for the states or the people.

The Fourteenth Amendment (Amendment XIV) to the United States Constitution was adopted on July 9, 1868, as one of the Reconstruction Amendments. The amendment addresses citizenship rights and equal protection of the laws, and was proposed in response to issues related to former slaves following the American Civil War. The amendment was bitterly contested, particularly by Southern states, which were forced to ratify it in order for them to regain representation in

---

Congress. The Fourteenth Amendment, particularly its first section, is one of the most litigated parts of the Constitution, forming the basis for landmark decisions such as *Roe v. Wade* (1973) regarding abortion, *Bush v. Gore* (2000) regarding the 2000 presidential election, and *Obergefell v. Hodges* (2015) regarding same-sex marriage. The amendment limits the actions of all state and local officials, including those acting on behalf of such an official.

The amendment's first section includes several clauses: the Citizenship Clause, Privileges or Immunities Clause, Due Process Clause, and Equal Protection Clause. The Citizenship Clause provides a broad definition of citizenship, overruling the Supreme Court's decision in *Dred Scott v. Sandford* (1857), which had held that Americans descended from African slaves could not be citizens of the United States. The Privileges or Immunities Clause has been interpreted in such a way that it does very little.

The Due Process Clause prohibits state and local government officials from depriving persons of life, liberty, or property without legislative authorization. This clause has also been used by the federal judiciary to make most of the Bill of Rights applicable to the states, as well as to recognize substantive and procedural requirements that state laws must satisfy.

The Equal Protection Clause requires each state to provide equal protection under the law to all people within its jurisdiction. This clause was the basis for *Brown v. Board of Education* (1954), the Supreme Court decision that precipitated the dismantling of racial segregation, and for many other decisions rejecting irrational or unnecessary discrimination against people belonging to various groups.

The second, third, and fourth sections of the amendment are seldom litigated. However, the second section's reference to "rebellion and other crime" has been invoked as a constitutional ground for felony disenfranchisement. The fifth section gives Congress the power to enforce the amendment's provisions by "appropriate legislation". However, under *City of Boerne v. Flores* (1997), Congress's enforcement power may not be used to contradict a Supreme Court interpretation of the amendment:

In addition:

UNITED STATES CODE  
TITLE 18 - CRIMES AND CRIMINAL PROCEDURE  
PART I - CRIMES  
CHAPTER 13 - CIVIL RIGHTS

§ 241. Conspiracy against rights

If two or more persons conspire to injure, oppress, threaten, or intimidate any inhabitant of any State, Territory, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or

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~~If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured -~~

They shall be fined not more than \$10,000 or imprisoned not more than ten years, or both; and if death results, they shall be subject to imprisonment for any term of years or for life.

§ 242. Deprivation of rights under color of law

Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any inhabitant of any State, Territory, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, or to different punishments, pains, or penalties, on account of such inhabitant being an alien, or by reason of his color, or race, than are prescribed for the punishment of citizens, shall be fined not more than \$1,000 or imprisoned not more than one year, or both; and if bodily injury results shall be fined under this title or imprisoned not more than ten years, or both; and if death results shall be subject to imprisonment for any term of years or for life.

Summary:

I have requested the total number of individuals from all political parties and non-party affiliation that missed filing deadline this information was not provided to me it is my contention that the computers failed to register the proper data.

I have requested a recount of the election votes for 2014 governor raced based on FOX News had me at 14% that we received 80 to vote. In addition I was not allowed to debate Scott or Criss because I was a NPA per Leadership Florida.

I request that I confront my accuser as per the US Constitution, as such the computer is not able to present itself to the court that all information received there-of is invalid as is, and has been documented by the red light camera system.

If the state presents their information through a lawyer I request that the state also provides a lawyer on my behalf and should there be any penalties or fines that this Be tried in a court of my peers as per the United States Constitution.

In addition the division of elections and the Florida election commission falls under the executive branch therefore they have no authority to create laws or establish fines.

I request a complete review of the candidate handbook and that the state Congress gets involved and assigns a court to oversee the election procedures in the state of Florida as per the Florida Constitution and its requirements to follow the US Constitution.

In closing, and in addition, I have provided documents and an affidavit from the treasure Ms. Hagendorf who states she did file all reports in a timely manner. DOE found an error on one filing report for myself and I know that I absolutely did file the report on time.

Please respond within 14 days of receipt of this message.

Cfaba Inc

Charles Frederick Tolbert EdD

PO box 740025

Orange City Florida 32774

---

Enclosure and notarized affidavit to be sent by certified mail on March 10, 2016

[www.cfabamerica.com](http://www.cfabamerica.com)

JW

**fec@myfloridalegal.com**

**Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Bldg  
Tallahassee, Fl. 32399**

RECEIVED

2016 MAR 15 A 9 51

STATE OF FLORIDA  
COMMISSIONER OF REVENUE

**Citizens For A Better America INC.**

**Address change**

**From**

**Cfaba Inc**

**Charles Frederick Tolbert EdD**

**PO Box 23935**

**Ft Lauderdale Fl. 33307**

**To**

**Cfaba Inc**

**Charles Frederick Tolbert EdD**

**PO box 740025**

**Orange City Florida 32774**

**Charles Frederick Tolbert EdD NPA**

**March 08, 2016**

**561-398-9025**

**Cfabamerica@gmail.com**

**I received a notice of "Probable Cause" on March 05, 2016, and I request I be allowed to present my side.**

**CFABA**

**Charles Frederick Tolbert EdD**

**Retired MSGT/Pastor**

**Ref: case no.: FEC 14-494; Respondent: Charles Frederick Tolbert**

---

**P O Box 740025**

**Orange City Fl. 32774**

**561-398-9025**

**cfabamerica@gmail.com**

**Florida Election Commission (FEC)**

**107 W. Gaines Str, Ste 224**

**Collins Blg**

**Tallahassee, Fl. 32399**

**CFABA**

**Charles Frederick Tolbert EdD**

**Retired MSGT/Pastor**

**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

**P O Box 740025**

**Orange City Fl. 32774**

**561-398-9025**

**cfabamerica@gmail.com**

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#### **AMENDMENT XXIV**

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**In addition:**

**UNITED STATES CODE**

**TITLE 18 - CRIMES AND CRIMINAL PROCEDURE**

**PART I - CRIMES**

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**CHAPTER 13 - CIVIL RIGHTS**

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They shall be fined not more than \$10,000 or imprisoned not more than ten years, or both; and if death results, they shall be subject to imprisonment for any term of years or for life.

**§ 242. Deprivation of rights under color of law**

Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any inhabitant of any State, Territory, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, or to different punishments, pains, or penalties, on account of such inhabitant being an alien, or by reason of his color, or race, than are prescribed for the punishment of citizens, shall be fined not more than \$1,000 or imprisoned not more than one year, or both; and if bodily injury results shall be fined under this title or imprisoned not more than ten years, or both; and if death results shall be subject to imprisonment for any term of years or for life.

**Summary:**

**I have requested the total number of individuals from all political parties and non-party affiliation that missed filing deadline this information was not provided to me it is my contention that the computers failed to register the proper data.**

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**Please respond within 14 days of receipt of this message.**

**Cfaba Inc**

---

*Charles Frederick Tolbert*

**Charles Frederick Tolbert EdD**

**PO box 740025**

**Orange City Florida 32774**

*March 10, 2016*

**Enclosure and notarized affidavit to be sent by certified mail on March 10, 2016**

**c/c**

**Commission Clerk**

**Donna Ann Malphurs**

**Florida Election Commission (FEC)**

**107 W. Gaines Str, Ste 224**

**Collins Blg.**

**Tallahassee, Fl. 32399**

**[www.cfabamerica.com](http://www.cfabamerica.com)**

JW

**Ms. Malphurs**

**Please confirm whether the informal hearing with FEC on February 18, 2016, which Mr. Williams was present, was not in fact my informal hearing.**

**And why is the FEC continually pursuing action when no donations were taken according to:**

**Section 106.07 (809b) fines cannot exceed 25% of total receipts or expenditures, whichever are greater.**

**Since the DOE reports show I did not receive any donation there can be no fines.**

**In addition I provided extenuating circumstances to the FEC.**

**Furthermore why has:**

**Option one-Consent order not been presented which the FEC should waiver all fines which is available should I agree.**

*Charles F. Tolbert*  
**Charles Frederick Tolbert EdD**  
**Pastor**

**Retired MSGT**  
**Candidate for U S Senate FI 2016 NPA**  
**561-398-9025**  
**P O Box 740025**  
**Orange City FI 32774**  
**March 12, 2016**

***I Believe in God and  
I Am A Citizen for A  
Better America***

**DR. CHARLES FREDERICK TOLBERT**  
Retired MSGT Ed.D

**VOTE U.S. SENATE  
FLORIDA 2016**

**www.cfabamerica.com**  
cfabamerica@gmail.com

Paid for by Charles Frederick Tolbert - EdD



2016 MAR 17 P 2:41

RECEIVED

**Received by On Mar 11, 2016, at 2:30 PM, Florida Elections Commission  
<fec@myfloridalegal.com> wrote:  
email**

**Mr. Tolbert,**

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**We are in receipt of your email requesting to be heard. You will be afforded an opportunity to speak at the informal hearing. I anticipate your case will be presented to the Commission at its May 18-19, 2016 meeting. A notice of hearing stating the date, time, and location of the meeting will be mailed approximately 14 days prior to the hearing date.**

**Sincerely,**

**Donna Ann Malphurs  
Agency Clerk**

**fec@myfloridalegal.com**

**Florida Election Commission (FEC)**

**107 W. Gaines Str, Ste 224**

**Collins Bldg**

**Tallahassee, Fl. 32399**

---

**Citizens For A Better America INC.**

**Address change**

**From**

**Cfaba Inc**

**Charles Frederick Tolbert EdD**

**PO Box 23935**

**Ft Lauderdale Fl. 33307**

**To**

**Cfaba Inc**

**Charles Frederick Tolbert EdD**

**PO box 740025**

**Orange City Florida 32774**

**Charles Frederick Tolbert EdD NPA**

**March 08, 2016**

**561-398-9025**

**Cfabamerica@gmail.com**

**I received a notice of "Probable Cause" on March 05, 2016, and I request I be allowed to present my side.**

**CFABA**

**Charles Frederick Tolbert EdD**

**Retired MSGT/Pastor**

**Ref: case no.: FEC 14-494; Respondent: Charles Frederick Tolbert**

---

**P O Box 740025**

**Orange City Fl. 32774**

**561-398-9025**

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**Florida Election Commission (FEC)**

**107 W. Gaines Str, Ste 224**

**Collins Blg**

**Tallahassee, Fl. 32399**

**CFABA**

**Charles Frederick Tolbert EdD**

**Retired MSGT/Pastor**

**Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

**P O Box 740025**

**Orange City Fl. 32774**

**561-398-9025**

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**In reference to letters dated March 03, 2016 from FEC.**

**On March 8, 2016 I Charles Frederick Tolbert spoke with Jaakan A. Williams concerning reference letter and asked if there were other options as presented in cover letter dated March 8, 2016 paragraph two.**

**I was informed that I was required to fill out Affidavit of financial support (see attachment 1).**

**I also informed him that I had sent both by email and priority mail of extenuating circumstances and that in addition my mother was ill in 2014 and passed October 14, 2015. (Attachment 2)**

---

**Furthermore I mention that DOE has failed to respond to why in 2014 there was an increase of late filings.**

**In the notice of rights there are three options:**

**Option one-Consent order which the DEC should waiver all fines which is available should I agree.**

**I again presented**

**Section 106.07 (809b) fines cannot exceed 25% of total receipts or expenditures, which ever are greater.**

**Since the DOE reports show I did not receive any donation there can be no fines.**

**Option two-Whereas I agree that an informal hearing which was done on February 18, 2016**

**Option three-Formal hearing whereas I dispute all current findings by FEC. DOE has violated my constitutional rights under Statutes and other regulations (Section 106.07(7)) which hinder the voting rights of the American people are unconstitutional and the requirements for a candidate to report non income, non-acceptance of donations are a violation of my equal rights under amendment 14.**

**A state, or other federal government Agency, can only pass laws and statutes or set guidelines. If a candidates intent is correctly outlined and Tallahassee receives documentations to the fact that the candidate did not receive donations that said candidate has not violated any statues or**

**constitutional requirement departments that were appointed by the governor cannot oversee, correct or take actions accordingly.**

**A government is the system by which a state or community is governed.[1] In the Commonwealth of Nations, the word government is also used more narrowly to refer to the collective group of people that exercises executive authority in a state.[2][3][4] This usage is analogous to what is called an “administration” in American English. Furthermore, government is occasionally used in English as a synonym for governance.**

#### **AMENDMENT XXIV**

**Passed by Congress August 27, 1962. Ratified January 23, 1964.**

##### **Section 1.**

**The right of citizens of the United States to vote in any primary or other election for President or Vice President, for electors for President or Vice President, or for Senator or Representative in Congress, shall not be denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax.**

##### **Section 2.**

**The Congress shall have power to enforce this article by appropriate legislation.**

**[http://www.archives.gov/exhibits/charters/constitution\\_amendments\\_11-27.html](http://www.archives.gov/exhibits/charters/constitution_amendments_11-27.html)**

**“Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them.” Miranda vs. Arizona, 384 U.S. 436, 491.**

**“An unconstitutional act is not law; it confers no rights; it imposes no duties; it affords no protection; it creates no office; it is in legal contemplation, as inoperative as though it had never been passed.”**

**Norton vs. Shelby County, 118 US 425, 442.**

**The States can only oversee time, places, and manner Article 1 section 4.**

---

**The DOE and the FEC are in violations of Amendment to the United States Constitution.**

**These are the constitutional violations committed by the division of elections and the Florida Election Commission against Charles Frederick Tolbert for candidate running for office in Florida.**

**The Fifth Amendment (Amendment V) to the United States Constitution is part of the Bill of Rights and protects a person against being compelled to be a witness against himself or herself in a criminal case. "Pleading the Fifth" is a colloquial term for invoking the privilege that allows a witness to decline to answer questions where the answers might incriminate him or her, and generally without having to suffer a penalty for asserting the privilege. A defendant cannot be compelled to become a witness at his or her own trial. If, however, he or she should choose to testify, he or she is not entitled to the privilege, and inferences can be drawn from a refusal to answer a question during cross-examination. The Amendment requires that felonies be tried only upon indictment by a grand jury. Federal grand juries can force people to take the witness stand, but defendants in those proceedings have Fifth Amendment privilege until they choose to answer any question. To claim the privilege for failure to answer when being interviewed by police, the interviewee must have explicitly invoked their constitutional right when declining to answer questions.**

**The Amendment's Double Jeopardy Clause provides the right to be tried only once in federal court for the same offense. The Amendment also has a Due Process Clause (similar to the one in the 14th Amendment) as well as an implied equal protection requirement (Bolling v. Sharpe). Finally, the Amendment requires that the power of eminent domain be coupled with "just compensation" for those whose property is taken.**



## **Sixth Amendment to the United States Constitution**

**The Sixth Amendment (Amendment VI) to the United States Constitution is the part of the United States Bill of Rights that sets forth rights related to criminal prosecutions. The Supreme Court has applied the protections of this amendment to the states through the Due Process Clause of the Fourteenth Amendment.**

## **Seventh Amendment to the United States Constitution**

**The Seventh Amendment (Amendment VII) to the United States Constitution is part of the Bill of Rights. This amendment codifies the right to a jury trial in certain civil cases, and inhibits courts from overturning a jury's findings of fact.**

**An early version of the Seventh Amendment was introduced in Congress in 1789 by James Madison, along with the other amendments, in response to Anti-Federalist objections to the new Constitution. Congress proposed a revised version of the Seventh Amendment to the states on September 28, 1789, and by December 15, 1791, the necessary three-quarters of the states had ratified it. Secretary of State Thomas Jefferson announced the adoption of the amendment on March 1, 1792.**

**The Seventh Amendment is generally considered one of the more straightforward amendments of the Bill of Rights. While the Seventh Amendment's provision for jury trials in civil cases has never been incorporated (i.e., applied to the states) almost every state voluntarily complies with this requirement. The prohibition of overturning a jury's findings of fact applies to federal cases, state cases involving federal law, and to review of state cases by federal courts.[1] United States v. Wonson (1812) established the "historical test", which interpreted the amendment as relying on English common law to determine whether a jury trial was necessary in a civil suit. The amendment thus does not guarantee trial by jury in cases under maritime law, in lawsuits against the government itself, and for many parts of patent claims. In all other cases, the jury can be waived by consent of the parties.**

**The amendment additionally guarantees a minimum of six members for a jury in a civil trial. The amendment's twenty dollar threshold has not been the subject of much scholarly or judicial writing; that threshold remains applicable despite the inflation that has occurred since the 18th century.**

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**The Eighth Amendment (Amendment VIII) to the United States Constitution is the part of the United States Bill of Rights (ratified December 15, 1791[1]) prohibiting the federal government from imposing excessive bail, excessive fines, or cruel and unusual punishment. The U.S. Supreme Court has ruled that this amendment's Cruel and Unusual Punishment Clause also applies to the states. The phrases in this amendment originated in the English Bill of Rights of 1689.**

**The Ninth Amendment (Amendment IX) to the United States Constitution addresses rights, retained by the people, that are not specifically enumerated in the Constitution. It is part of the Bill of Rights.**

**The Tenth Amendment (Amendment X) to the United States Constitution, which is part of the Bill of Rights, was ratified on December 15, 1791.[1] It expresses the principle of federalism, which strictly supports the entire plan of the original Constitution for the United States of America, by stating that the federal government possesses only those powers delegated to it by the United States Constitution. All remaining powers are reserved for the states or the people.**

**The Fourteenth Amendment (Amendment XIV) to the United States Constitution was adopted on July 9, 1868, as one of the Reconstruction Amendments. The amendment addresses citizenship rights and equal protection of the laws, and was proposed in response to issues related to former slaves following the American Civil War. The amendment was bitterly contested, particularly by Southern states, which were forced to ratify it in order for them to regain representation in Congress. The Fourteenth Amendment, particularly its first section, is one of the most litigated parts of the Constitution, forming the basis for landmark decisions such as *Roe v. Wade* (1973) regarding abortion, *Bush v. Gore*(2000) regarding the 2000 presidential election, and *Obergefell v. Hodges* (2015) regarding same-sex**

**marriage. The amendment limits the actions of all state and local officials, including those acting on behalf of such an official.**

**The amendment's first section includes several clauses: the Citizenship Clause, Privileges or Immunities Clause, Due Process Clause, and Equal Protection Clause. The Citizenship Clause provides a broad definition of citizenship, overruling the Supreme Court's decision in Dred Scott v. Sandford (1857), which had held that Americans descended from African slaves could not be citizens of the United States. The Privileges or Immunities Clause has been interpreted in such a way that it does very little.**

**The Due Process Clause prohibits state and local government officials from depriving persons of life, liberty, or property without legislative authorization. This clause has also been used by the federal judiciary to make most of the Bill of Rights applicable to the states, as well as to recognize substantive and procedural requirements that state laws must satisfy.**

**The Equal Protection Clause requires each state to provide equal protection under the law to all people within its jurisdiction. This clause was the basis for Brown v. Board of Education (1954), the Supreme Court decision that precipitated the dismantling of racial segregation, and for many other decisions rejecting irrational or unnecessary discrimination against people belonging to various groups.**

**The second, third, and fourth sections of the amendment are seldom litigated. However, the second section's reference to "rebellion and other crime" has been invoked as a constitutional ground for felony disenfranchisement. The fifth section gives Congress the power to enforce the amendment's provisions by "appropriate legislation". However, under City of Boerne v. Flores (1997), Congress's enforcement power may not be used to contradict a Supreme Court interpretation of the amendment:**

**In addition:**

**UNITED STATES CODE**

**TITLE 18 - CRIMES AND CRIMINAL PROCEDURE**

**PART I - CRIMES**

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**CHAPTER 13 - CIVIL RIGHTS**

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**§ 241. Conspiracy against rights** If two or more persons conspire to injure, oppress, threaten, or intimidate any inhabitant of any State, Territory, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured -

They shall be fined not more than \$10,000 or imprisoned not more than ten years, or both; and if death results, they shall be subject to imprisonment for any term of years or for life.

**§ 242. Deprivation of rights under color of law**

Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any inhabitant of any State, Territory, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, or to different punishments, pains, or penalties, on account of such inhabitant being an alien, or by reason of his color, or race, than are prescribed for the punishment of citizens, shall be fined not more than \$1,000 or imprisoned not more than one year, or both; and if bodily injury results shall be fined under this title or imprisoned not more than ten years, or both; and if death results shall be subject to imprisonment for any term of years or for life.

**Summary:**

**I have requested the total number of individuals from all political parties and non-party affiliation that missed filing deadline this information was not provided to me it is my contention that the computers failed to register the proper data.**

---

**I have requested a recount of the election votes for 2014 governor raced based on FOX News had me at 14% that we received 82 votes. In addition I was not allowed to debate Scott or Criss because I was a NPA per Leadership Florida.**

**I request that I confront my accuser as per the US Constitution, as such the computer is not able to present itself to the court that all information received there-of is invalid as is, and has been documented by the red light camera system per the Florida courts.**

**If the state presents their information through a lawyer I request that the state also provides a lawyer on my behalf and should there be any penalties or fines that this be tried in a court of my peers as per the United States Constitution.**

**In addition the division of elections and the Florida election commission falls under the executive branch therefore they have no authority to create laws or establish fines.**

**I request a complete review of the candidate handbook and that the state Congress gets involved and assigns a court to oversee the election procedures in the state of Florida as per the Florida Constitution and its requirements to follow the US Constitution.**

**In closing, and in addition, I have provided documents and an affidavit from the treasure Ms. Hagendorf who states she did file all reports in a timely manner. DOE found an error on one filing report for myself and I know that I absolutely did file the report on time.**

**Please respond within 14 days of receipt of this message.**

**Cfaba Inc**

---

*Charles J. Tolbert*

**Charles Frederick Tolbert EdD**

**PO box 740025**

**Orange City Florida 32774**

*March 10, 2011*

**Enclosure and notarized affidavit to be sent by certified mail on March 10, 2016**

*c/c*

**Commission Clerk**

**Donna Ann Malphurs**

**Florida Election Commission (FEC)**

**107 W. Gaines Str, Ste 224**

**Collins Bldg.**

**Tallahassee, Fl. 32399**

**[www.cfabamerica.com](http://www.cfabamerica.com)**

The Florida Elections Commission has issued an Order of Probable Cause in your case. If you would like the Commission to consider your finances for the purpose of mitigation at the hearing in this case, please complete the enclosed Financial Affidavit. Please keep in mind, any and all information you provide below must be verified by submitting supporting documentation. If you fail to return the financial affidavit below along with any supporting documentation within 30 days, the Commission will presume that you are not raising financial hardship in this matter.

**AFFIDAVIT OF FINANCIAL SUPPORT**

I, Charles F Tolbert Ed.D, Respondent in FEC Case No. FEC 14 494, state:

1. I have 1 dependents. (Do not include children not living at home and do not include a working spouse or yourself)

2. I have a take home income of \$ 0 paid: ( ) weekly ( ) every two weeks ( ) semi-monthly ( ) monthly ( ) yearly  
 (Take home income equals salary, wages, bonuses, commissions, allowances, overtime, tips and similar payments, minus deductions required by law and other court-ordered support payments)

3. Place of Employment NONE Employed

Address: N/A

4 I have other income paid: ( ) weekly ( ) every two weeks ( ) semi-monthly ( ) monthly ( ) yearly

(Circle 'Yes' and fill in the amount if you have this kind of income, otherwise circle 'No')

Social Security benefits?	<input checked="" type="radio"/> YES or NO	\$ 980 <sup>00</sup> / <sub>100</sub>
Veterans' benefits?	<input checked="" type="radio"/> YES or NO	\$ 263 <sup>00</sup> / <sub>100</sub>
Unemployment compensation?	YES or <input checked="" type="radio"/> NO	\$
Child support or regular support from family members/spouse?	YES or <input checked="" type="radio"/> NO	\$
Union funds?	YES or <input checked="" type="radio"/> NO	\$
Workers compensation?	YES or <input checked="" type="radio"/> NO	\$
Rental income?	YES or <input checked="" type="radio"/> NO	\$
Retirement/ Pensions? <u>military Retired</u>	<input checked="" type="radio"/> YES or NO	\$ 1,539 <sup>00</sup> / <sub>100</sub>
Dividends or interest?	YES or <input checked="" type="radio"/> NO	\$
Trusts/ Gifts?	YES or <input checked="" type="radio"/> NO	\$
Any other income not on the list?	YES or <input checked="" type="radio"/> NO	\$

**I Believe in God and  
I Am A Citizen for A  
Better America**



DR. **CHARLES FREDERICK TOLBERT**  
Retired MSGT

**VOTE U.S. SENATE  
FLORIDA 2016**

Ed.D

5. I have other assets: (Circle "yes" and fill in the value of the property, otherwise circle "No", use the back to provide additional information)

Cash?	YES or NO	\$
Savings?	YES or NO	\$ 40 <sup>00</sup>
Bank account(s)?	YES or NO	\$ 87 <sup>00</sup>
Stocks/ Bonds?	YES or NO	\$
Money market accounts?	YES or NO	\$
a Certificates of deposit or Equity* in real estate (excluding homestead) if yes, please list the address of this property below	YES or NO	\$
b Equity* in motor vehicles/boats/other tangible property expectancy in an interest in such property? ) if yes please list the information for this property below.	YES or NO	\$

\*Equity means value minus loans

a. Address: PO BOX 740025 ORANGE CITY FL 32774

b List the year/make/model & tag#: 2014 FORD TRANSIT CONNECT

Check one: I ( ) DO (  ) DO NOT expect to receive more assets in the near future The asset is

6 I have total liabilities and debts of \$ 48,000 as follows: plus student loans \$200,000

Home \$ <u>850 rent</u>	Other Real Property \$ <u>0</u>
Motor Vehicle \$ <u>480 monthly</u>	Credit Cards \$ <u>5431 500 month</u>
Medical bills \$ <u>V.A.</u>	Costs of medicine \$ <u>48</u>
Child Support paid direct \$ <u>0</u>	Other \$

7 I have a private lawyer in this case Yes \_\_\_\_\_ No

8 I receive: (Circle "Yes" or "No")

Temporary Assistance for Needy Families – Cash Assistance Yes  No

Poverty-related Veterans' Benefits Yes  No

Supplemental Security Income (SSI) Yes  No



STATE OF FLORIDA  
COUNTY OF Volusia

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

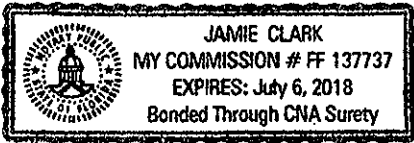
Charles Frederick Tolbert

Signature of Respondent

Sworn to and subscribed before me this 10 day of  
March, 20 16

Jamie Clark

Signature of Officer Authorized to Administer Oaths or  
Notary public



(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known \_\_\_\_\_ Or Produced Identification   
Type of Identification Produced FL. Drivers License



### Agnes V. Kingery

Agnes (Aggie) V. Kingery, 90, passed away October 14, 2015 in Houston, Texas, to rejoin her loving husband Dale B. Kingery, beloved daughter Barbara Purdue, grandson Earl (Sonny) Frazier, sister Mary Fitzgerald, brother Jerry Vivoda, half-brother Sherwood Vivoda and half-sister Sharlene Chuber. She is also preceded in death by her parents Agnes Vivoda and Jerry Vivoda Sr. She was a loving wife, mother, grandmother, great grandmother and great-great grandmother.

She was the Matriarch of the family and was always there to listen to what ever that you wanted to share with her. She gave good advice and would give you her honest opinion. She was always truthful. She loved her gardening, quilting, cross stitch, fishing, camping, reading, crossword puzzles, and her audio books for the blind. We will miss her wonderful hints for taking care of the home and the garden. She worked for Methodist Hospital in Indiana, in the Security Department for over 40 years, until she retired in Indianapolis, Indiana. When Pinkerton Detective Agency had security there, she was the first woman to hold the rank of sergeant. She moved to the Sagemont area in Houston, Texas to live with her daughter Diane Skinner in 1995 and would visit her daughter Sandra White in Murrieta, California for a couple of months in the winter.

She is survived by her daughters; Sandra White (Art) and Diane Skinner (Durwaine), son Rick Tolbert, granddaughters; Treana Simmons, Tracie Million (Frank), Tamara (Tammie) Borders (Phil), Kimberly (Kim) Wheaton and Robbie Purdue, grandsons; Charles (Chuck) Tolbert (Kerensa) and Scott Tolbert (Cecelia), granddaughter-in-law Evelyn Frazier and daughter-in-law Hilga Andrews. She has 17 great-grandchildren and 2 great-great grandchildren. Mom will be greatly missed. We know the trumpets played loudly for her when she came home to the Lord. So don't cry for her, she is where she belongs with our loving, heavenly Father and all the Angels before her.

A Memorial Service, a celebration of life, will be held on Monday, October 26, 2015 at 7:00 p.m. in the chapel at Forest Park East Funeral Home in Webster, Texas

#### Forest Park East Funeral Home and Cemetery

21620 Gulf Fwy  
Webster, TX 77598-6417  
(281) 332-3111  
www.ForestParkEast-FHC.com



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The Florida Elections Commission has issued an Order of Probable Cause in your case. If you would like the Commission to consider your finances for the purpose of mitigation at the hearing in this case, please complete the enclosed Financial Affidavit. Please keep in mind, any and all information you provide below must be verified by submitting supporting documentation. If you fail to return the financial affidavit below along with any supporting documentation within 30 days, the Commission will presume that you are not raising financial hardship in this matter.

**AFFIDAVIT OF FINANCIAL SUPPORT**

I, Charles F Tolbert EdD, Respondent in FEC Case No. FEC 14 494, state:

1. I have 1 dependents. (Do not include children not living at home and do not include a working spouse or yourself)

2. I have a take home income of \$ 0 paid: ( ) weekly ( ) every two weeks ( ) semi-monthly ( ) monthly ( ) yearly  
 (Take home income equals salary, wages, bonuses, commissions, allowances, overtime, tips and similar payments, minus deductions required by law and other court-ordered support payments)

3. Place of Employment NONE Employed

Address: N/A

4 I have other income paid: ( ) weekly ( ) every two weeks ( ) semi-monthly ( ) monthly ( ) yearly  
 (Circle "Yes" and fill in the amount if you have this kind of income, otherwise circle "No")

Social Security benefits?	<input checked="" type="radio"/> YES or <input type="radio"/> NO	\$ 980 <sup>00</sup> / <sub>100</sub>
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Workers compensation?	YES or <input checked="" type="radio"/> NO	\$
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Dividends or interest?	YES or <input checked="" type="radio"/> NO	\$
Trusts/ Gifts?	YES or <input checked="" type="radio"/> NO	
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**I Believe in God and I Am A Citizen for A Better America**

DR. **CHARLES FREDERICK TOLBERT** Ed.D  
 Retired MSGT

**VOTE U.S. SENATE FLORIDA 2016**

[www.cfabamerica.com](http://www.cfabamerica.com)  
 cfabamerica@gmail.com



Paid for by Charles Frederick Tolbert - Ed.D

5. I have other assets: (Circle "yes" and fill in the value of the property, otherwise circle "No"; use the back to provide additional information)

Cash?	YES or <input checked="" type="radio"/> NO	\$
Savings?	<input checked="" type="radio"/> YES or <input checked="" type="radio"/> NO	\$ 40,000
Bank account(s)?	<input checked="" type="radio"/> YES or <input checked="" type="radio"/> NO	\$ 87,200
Stocks/ Bonds?	YES or <input checked="" type="radio"/> NO	\$
Money market accounts?	YES or <input checked="" type="radio"/> NO	\$
a. Certificates of deposit or Equity* in real estate (excluding homestead) if yes, please list the address of this property below	YES or <input checked="" type="radio"/> NO	\$
b. Equity* in motor vehicles/boats/other tangible property expectancy in an interest in such property? ) if yes, please list the information for this property below.	YES or <input checked="" type="radio"/> NO	\$

\*Equity means value minus loans

- a. Address: PO BOX 740025 Orange City FL 32774
- b. List the year/make/model & tag#: 2014 Ford Transit Connect

Check one: I ( ) DO (  ) DO NOT expect to receive more assets in the near future The asset is \_\_\_\_\_

6 I have total liabilities and debts of \$ 48,000 as follows: plus student loans \$200,000

Home \$ <u>850 rent</u>	Other Real Property \$ <u>0</u>
Motor Vehicle \$ <u>480 monthly</u>	Credit Cards \$ <u>5431</u>
Medical bills \$ <u>VIA</u>	Costs of medicine \$ <u>48</u>
Child Support paid direct \$ <u>0</u>	Other \$

7 I have a private lawyer in this case Yes \_\_\_\_\_ No

8 I receive: (Circle Yes" or No")

Temporary Assistance for Needy Families – Cash Assistance Yes  No

Poverty-related Veterans' Benefits Yes  No

Supplemental Security Income (SSI) Yes  No

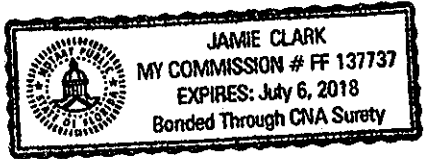
STATE OF FLORIDA  
COUNTY OF Volusia

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

Charles Frederick Tolbert  
Signature of Respondent

Sworn to and subscribed before me this 10 day of  
March, 20 16

Jamie Clark  
Signature of Officer Authorized to Administer Oaths or  
Notary public.



\_\_\_\_\_  
(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known \_\_\_\_\_ Or Produced Identification   
Type of Identification Produced FL Drivers license



### Agnes V. Kingery

Agnes (Aggie) V. Kingery, 90, passed away October 14, 2015 in Houston, Texas, to rejoin her loving husband Dale B. Kingery, beloved daughter Barbara Purdue, grandson Earl (Sonny) Frazier, sister Mary Fitzgerald, brother Jerry Vivoda, half-brother Sherwood Vivoda and half-sister Sharlene Chuber. She is also preceded in death by her parents Agnes Vivoda and Jerry Vivoda Sr. She was a loving wife, mother, grandmother, great grandmother and great-great grandmother.

She was the Matriarch of the family and was always there to listen to what ever that you wanted to share with her. She gave good advice and would give you her honest opinion. She was always truthful. She loved her gardening, quilting, cross stitch, fishing, camping, reading, crossword puzzles, and her audio books for the blind. We will miss her wonderful hints for taking care of the home and the garden. She worked for Methodist Hospital in Indiana, in the Security Department for over 40 years, until she retired in Indianapolis, Indiana. When Pinkerton Detective Agency had security there, she was the first woman to hold the rank of sergeant. She moved to the Sagemont area in Houston, Texas to live with her daughter Diane Skinner in 1995 and would visit her daughter Sandra White in Murrieta, California for a couple of months in the winter.

She is survived by her daughters; Sandra White (Art) and Diane Skinner (Duwaine), son Rick Tolbert, granddaughters; Treana Simmons, Tracie Million (Frank), Tamara (Tammie) Borders (Phil), Kimberly (Kim) Wheaton and Robbie Purdue, grandsons; Charles (Chuck) Tolbert (Kerensa) and Scott Tolbert (Cecelia), granddaughter-in-law Evelyn Frazier and daughter-in-law Hilga Andrews. She has 17 great-grandchildren and 2 great-great grandchildren. Mom will be greatly missed. We know the trumpets played loudly for her when she came home to the Lord. So don't cry for her, she is where she belongs with our loving, heavenly Father and all the Angels before her.

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(281) 332-3111  
[www.ForestParkEast-FHC.com](http://www.ForestParkEast-FHC.com)



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Follow-up on Feb 17+18, 2016 court mtg.

Page 2 of 2 60302

14-494 Charles F Tolbert

1 ~~X~~ → We need to make sure we have a good address for R — one that he visits regularly rather than once a month, etc.

2 → Give him the opportunity to provide us with proof of possible mitigating factors.

3 X → Anything in the DOE's records that did/did not tell R of duty to file notifications to the FC what no report would be filed, etc

For  
may  
mtg

4 → Any evidence out there that R has filed  
YES  
33  
waivers before, & if so, how many?

Yes, some  
more even... → Were any of such waivers on time?

October 13, 2015

Florida Election Commission  
107 W. Gaines Street  
Suite 224 Collins Building  
Tallahassee Fl. 32399

---

Reference:

Letter dated October 08, 2015,  
Sign on October 06, 2015 by Donna Ann Malphurs  
From Fl Election Commission To Charles Frederick Tolbert  
PO BOX 5183  
Hudson Fl. 34674

Address correspondence should be sent to after October 24, 2015  
CFABA  
Charles Frederick Tolbert EdD  
P O Box 740025  
Orange City Florida 32774

To whom it may concern:

In September 2015 I received a call from a Mr Oliver concerning case FEC 14-494, he informed me that he would be sending an Affidavit of Background Information, I informed him upon receipt I would fill out form and return notarized and certified on October 01, 2015 due to the cost and lack of funds.

When I received the forms I was given a date of October 02, 2015 to return forms.

On September 30, 2015 I sent a package to FEC by certified mail and it was delivered on October 02, 2015 however was not signed for until October 05, 2015.

On October 13, 2015 I received a post marked envelope posted dated October 09, 2015 with a letter dated October 08, 2015 and signed by Ms. Malphurs, with and enclosed form dated October 06, 2015 signature unreadable

My response was submitted and received by F.E.C on October 02, 2015 even though it took them till October 05, 2015 to pick up the certified mail.

I believe that the correspondence sent on October 09, 2015 and received by my on October 13, 2015 does not reflect my response.





## FLORIDA DEPARTMENT of STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

February 20, 2013

Mr. Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, Florida 33307

Dear Mr. Tolbert:

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 February 19, 2013. Your name has been placed on the 2014 active candidate list.

### Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **April 10, 2013**. The report will cover the period of January 1, 2013 - March 31, 2013. All candidates who file reports with the Division of Elections are required to file by means of the Division's electronic filing system (EFS).

### Credentials and Sign-ons

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

EFS Web site Address: <https://efs.dos.state.fl.us>  
Identification Number: 60302

#### Division of Elections

R.A. Gray Bldg., Rm. 316 • 500 S Bronough St. • Tallahassee, Florida 32399-0250  
Telephone: (850) 245-6240 • Facsimile: (850) 245-6259 [elections.myflorida.com](http://elections.myflorida.com)  
Commemorating 500 years of Florida history [www fla500.com](http://www fla500.com)



Mr Charles Frederick Tolbert  
February 20, 2013  
Page Two

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### Pin Numbers

---

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

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

### Timely Filing

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

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

Mr. Charles Frederick Tolbert  
February 20, 2013  
Page Three

Instructions and Assistance

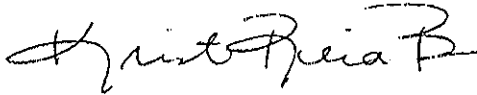
---

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

All of the Division's publications and reporting forms are available on the Division of Elections' web site at <http://elections.myflorida.com>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, *2012 Candidate and Campaign Treasurer Handbook*, *2013 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/ddb

Enclosures

pc: Mr. Mike Loesche, Treasurer

3

# CANDIDATE AND CAMPAIGN TREASURER HANDBOOK

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November 2011

Florida Department of State  
Division of Elections  
R.A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250  
Phone: 850 245.6240

<http://elections.myflorida.com>

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# Chapter 1

## Background

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The information contained in this publication is intended as a quick reference guide only and is current upon publication. Chapters 97-106, Florida Statutes, the Constitution of the State of Florida, Division of Elections' opinions and rules, Attorney General opinions, county charters, city charters and ordinances, and other sources should be reviewed in their entirety for complete information regarding campaign financing and qualifying.

In addition, the following publications produced by the Florida Department of State, Division of Elections should be reviewed for further information:

- State Qualifying Handbook
- Federal Qualifying Handbook
- Candidate Petition Handbook
- Candidate Electronic Filing System User's Guide (Form DS-DE 110A)
- Calendar of Reporting Dates

**All forms and publications mentioned in this handbook are available on the Division of Elections' website at <http://elections.myflorida.com>.**

Please direct any questions to either your county supervisor of elections or the Florida Department of State, Division of Elections at 850 245 6240. Below you will find some other useful websites:

Florida Division of Elections . . . . . <http://elections.myflorida.com>  
Florida Elections Commission . . . . . <http://www.fec.state.fl.us>  
Florida Elected Officials . . . . . <http://election.dos.state.fl.us/contact-us/contact-elected-officials.shtml>  
Florida Supervisors of Elections . . . . . [https://doe.dos.state.fl.us/SOE/supervisor\\_elections.shtml](https://doe.dos.state.fl.us/SOE/supervisor_elections.shtml)  
Florida Association of City Clerks . . . . . <http://www.floridaclerks.org>  
Florida Attorney General . . . . . <http://myfloridalegal.com>  
Federal Election Commission . . . . . <http://www.fec.gov>

This publication is available in alternate format upon request by contacting 850 245 6240



## Chapter 2

# The Campaign Financing Act

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Chapter 106, Florida Statutes, regulates campaign financing for all candidates, including judicial candidates, political committees, committees of continuous existence, electioneering communication organizations, and political parties. *It does not regulate campaign financing for candidates for federal office or candidates for a political party executive committee.*

The Division of Elections:

- Oversees the interpretation of and provides guidance on the election laws
- Provides advisory opinions to supervisors of elections, candidates, local officers having election related duties, political parties, political committees, committees of continuous existence, or other persons or organizations engaged in political activity, relating to any provisions or possible violations of Florida election laws with respect to actions such person or entity has taken or proposes to take. *(Section 106 23(2), F.S.)*
- *Conducts audits with respect to reports and statements filed under chapter 106 (Section 106 22, F.S)*
- *Reports to the Florida Elections commission any apparent violations of Chapter 106 (Section 106 22(7), F.S)*
- Prescribes rules and regulations to carry out the provisions of Chapter 106, Florida Statutes *(Section 106.22(9), 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.)*

## Waiver of Report

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 indicate there is no activity by filing a waiver of report (Waivers filed with the Division of Elections must be filed 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.)*

The treasurer of an electioneering communications organization shall file a written report with the filing officer by the prescribed reporting date when the organization has not received funds, made any contributions, or expended any reportable funds. This report filed with the Division of Elections must be filed using the EFS.

*(Section 106 0703, 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 treasurer must file an addendum to the incomplete report within seven days of notification. The addendum must include all necessary information to complete the report

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

## Reporting Total Sums

Each campaign treasurer's report required by Chapter 106, F.S., shall contain the total sums of all loans, in-kind contributions, and other receipts by or for such candidate, and total sums of all expenditures made by such candidate during the reporting period. The reporting forms shall be designed to elicit separate totals for in-kind contributions, loans, and other receipts

*(Section 106 07, F.S.)*



Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Name:

Election:

Acct:

Type:

Candidate Name: Charles Frederick Tolbert  
 Account: 60302

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
10/31/2014	G7	10/31/2014						
10/30/2014	D6	10/30/2014						
10/29/2014	D5	10/29/2014						
10/28/2014	D4	10/28/2014						
10/27/2014	D3	10/27/2014						
10/26/2014	D2	10/26/2014						
10/25/2014	D1	10/26/2014	FEC	1	\$0 00		\$0 00	\$0 00
10/24/2014	G6	10/18/2014						
10/17/2014	G5	10/13/2014						
10/10/2014	G4	10/7/2014						
10/3/2014	G3	10/3/2014						
9/26/2014	G2A	9/23/2014						
9/19/2014	G2	9/16/2014						
9/12/2014	G1A	9/10/2014						
9/5/2014	G1	9/5/2014						
8/29/2014	P7A	8/28/2014						
8/22/2014	P7	8/22/2014						
8/15/2014	P6	8/14/2014						
8/8/2014	P5	8/6/2014						
8/1/2014	P4	7/27/2014						
7/25/2014	P3	7/18/2014						
7/18/2014	P2A	7/15/2014						
7/11/2014	P2	7/8/2014						
7/4/2014	P1A	6/27/2014						
6/27/2014	P1	6/26/2014						
6/10/2014	M5	6/26/2014	FEC	16	\$0 00		\$0 00	\$0 00
5/12/2014	M4	6/26/2014	FEC	45	\$0 00		\$0 00	\$0 00
4/10/2014	M3	4/27/2014	FEC	17	\$0 00		\$0 00	\$0 00
3/10/2014	M2	3/2/2014						
2/10/2014	M1	4/27/2014	FEC	76	\$0 00		\$0 00	\$0 00
1/10/2014	M12	1/17/2014	FEC	7	\$0 00		\$0 00	\$0 00
12/10/2013	M11	12/9/2013						
11/12/2013	M10	12/9/2013	FEC	27	\$0 00		\$0 00	\$0 00
10/10/2013	Q3	10/28/2013	FEC	18	\$0 00		\$0 00	\$0 00
7/10/2013	Q2	7/10/2013						
4/10/2013	Q1	4/10/2013						



Florida Department of State  
Division of Elections

2014 General Election  
Charles Frederick Tolbert (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

Contributions							
Filing Period	Monetary	Loans	InKind	Expend	Other	Transfers	
○ 02/19/2013 - 03/31/2013	20 00	0 00	0 00	0 00	0 00	0 00	0 00
○ 04/01/2013 - 06/30/2013	211 00	760 00	0 00	600 00	0 00	0 00	0 00
○ 07/01/2013 - 09/30/2013	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 10/01/2013 - 10/31/2013	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 11/01/2013 - 11/30/2013	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 12/01/2013 - 12/31/2013	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 01/01/2014 - 01/31/2014	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 02/01/2014 - 02/28/2014	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 03/01/2014 - 03/31/2014	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 04/01/2014 - 04/30/2014	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 05/01/2014 - 05/31/2014	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 06/01/2014 - 06/20/2014	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 06/21/2014 - 06/27/2014	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 06/28/2014 - 07/04/2014	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 07/05/2014 - 07/11/2014	0 00	0 00	0 00	0 00	0 00	0 00	0 00
W 07/12/2014 - 07/18/2014	0 00	0 00	0 00	0 00	0 00	0 00	0 00

W	07/19/2014 - 07/25/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	07/26/2014 - 08/01/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	08/02/2014 - 08/08/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	08/09/2014 - 08/21/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	08/22/2014 - 08/22/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	08/23/2014 - 08/29/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	08/30/2014 - 09/05/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	09/06/2014 - 09/12/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	09/13/2014 - 09/19/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	09/20/2014 - 09/26/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	09/27/2014 - 10/03/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	10/04/2014 - 10/10/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	10/11/2014 - 10/17/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	10/18/2014 - 10/24/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	10/25/2014 - 10/25/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	10/26/2014 - 10/26/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	10/27/2014 - 10/27/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	10/28/2014 - 10/28/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	10/29/2014 - 10/29/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	10/18/2014 - 10/30/2014	0 00	0 00	0 00	0 00	0 00	0 00
⊙	All Dates (Totals)	231 00	760 00	0 00	600 00	0 00	0 00

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 ▼



These are the constitutional violations committed by the division of elections and the Florida election commission Charles Frederick Tolbert for candidate running for office in Florida  
cfabamerica

to:

Ms Dye, Florida Elections Commission, William (Bill) Wayland Chair, Constitution Party of Florida

02/14/2016 05:26 PM

Hide Details

From: cfabamerica@gmail.com

To: Ms Dye <viletsvoice@icloud.com>, Florida Elections Commission  
<fec@myfloridalegal.com>, "William (Bill) Wayland Chair, Constitution Party of Florida"  
<wrjw@comcast.net>

History: This message has been forwarded.

## Amendment to the United States Constitution

# These are the constitutional violations committed by the division of elections and the Florida election commission Charles Frederick Tolbert for candidate running for office in Florida

The Fifth Amendment (Amendment V) to the United States Constitution is part of the Bill of Rights and protects a person against being compelled to be a witness against himself or herself in a criminal case. "Pleading the Fifth" is a colloquial term for invoking the privilege that allows a witness to decline to answer questions where the answers might incriminate him or her, and generally without having to suffer a penalty for asserting the privilege. A defendant cannot be compelled to become a witness at his or her own trial. If, however, he or she should choose to testify, he or she is not entitled to the privilege, and inferences can be drawn from a refusal to answer a question during cross-examination. The Amendment requires that felonies be tried only upon indictment by a grand jury. Federal grand juries can force people to take the witness stand, but defendants in those proceedings have Fifth Amendment privilege until they choose to answer any question. To claim the privilege for failure to answer when being interviewed by police, the interviewee must have explicitly invoked their constitutional right when declining to answer questions.

The Amendment's Double Jeopardy Clause provides the right to be tried only once in federal court for the same offense. The Amendment also has a Due Process Clause (similar to the one in the 14th Amendment) as well as an implied equal protection requirement (*Bolling v. Sharpe*). Finally, the Amendment requires that the power of eminent domain be coupled with "just compensation" for those whose property is taken.

---

### Sixth Amendment to the United States Constitution



The **Sixth Amendment (Amendment VI)** to the United States Constitution is the part of the United States Bill of Rights that sets forth rights related to criminal prosecutions. The Supreme Court has applied the protections of this amendment to the states through the Due Process Clause of the Fourteenth Amendment.

### Seventh Amendment to the United States Constitution

[Edit](#)

[Watch this page](#)

The **Seventh Amendment (Amendment VII)** to the United States Constitution is part of the Bill of Rights. This amendment codifies the right to a jury trial in certain civil cases, and inhibits courts from overturning a jury's findings of fact.

An early version of the Seventh Amendment was introduced in Congress in 1789 by James Madison, along with the other amendments, in response to Anti-Federalist objections to the new Constitution. Congress proposed a revised version of the Seventh Amendment to the states on September 28, 1789, and by December 15, 1791, the necessary three-quarters of the states had ratified it. Secretary of State Thomas Jefferson announced the adoption of the amendment on March 1, 1792.

The Seventh Amendment is generally considered one of the more straightforward amendments of the Bill of Rights. While the Seventh Amendment's provision for jury trials in civil cases has never

been incorporated (i.e., applied to the states) almost every state voluntarily complies with this requirement. The prohibition of overturning a jury's findings of fact applies to federal cases, state cases involving federal law, and to review of state cases by federal courts.[1] *United States v. Wonson* (1812) established the "historical test", which interpreted the amendment as relying on English common law to determine whether a jury trial was necessary in a civil suit. The amendment thus does not guarantee trial by jury in cases under maritime law, in lawsuits against the government itself, and for many parts of patent claims. In all other cases, the jury can be waived by consent of the parties.

The amendment additionally guarantees a minimum of six members for a jury in a civil trial. The amendment's twenty dollar threshold has not been the subject of much scholarly or judicial writing; that threshold remains applicable despite the inflation that has occurred since the 18th century.

The **Eighth Amendment (Amendment VIII)** to the United States Constitution is the part of the United States Bill of Rights (ratified December 15, 1791[1]) prohibiting the federal government from imposing excessive bail, excessive fines, or cruel and unusual punishment. The U.S. Supreme Court has ruled that this amendment's Cruel and Unusual Punishment Clause also applies to the states. The phrases in this amendment originated in the English Bill of Rights of 1689.

The **Ninth Amendment (Amendment IX)** to the United States Constitution addresses rights, retained by the people, that are not specifically enumerated in the Constitution. It is part of the Bill of Rights.

The **Tenth Amendment (Amendment X)** to the United States Constitution, which is part of the Bill of Rights, was ratified on December 15, 1791.[1] It expresses the principle of federalism, which strictly supports the entire plan of the original Constitution for the United States of America, by stating that the federal government possesses only those powers delegated to it by the United States Constitution. All remaining powers are reserved for the states or the people.



The **Fourteenth Amendment (Amendment XIV)** to the United States Constitution was adopted on July 9, 1868, as one of the Reconstruction Amendments. The amendment addresses citizenship rights and equal protection of the laws, and was proposed in response to issues related to former slaves following the American Civil War. The amendment was bitterly contested, particularly by Southern states, which were forced to ratify it in order for them to regain representation in Congress. ~~The Fourteenth Amendment, particularly its first section, is one of the most litigated~~ parts of the Constitution, forming the basis for landmark decisions such as *Roe v. Wade* (1973) regarding abortion, *Bush v. Gore* (2000) regarding the 2000 presidential election, and *Obergefell v. Hodges* (2015) regarding same-sex marriage. The amendment limits the actions of all state and local officials, including those acting on behalf of such an official.

The amendment's first section includes several clauses: the Citizenship Clause, Privileges or Immunities Clause, Due Process Clause, and Equal Protection Clause. The Citizenship Clause provides a broad definition of citizenship, overruling the Supreme Court's decision in *Dred Scott v. Sandford* (1857), which had held that Americans descended from African slaves could not be citizens of the United States. The Privileges or Immunities Clause has been interpreted in such a way that it does very little.

The Due Process Clause prohibits state and local government officials from depriving persons of life, liberty, or property without legislative authorization. This clause has also been used by the federal judiciary to make most of the Bill of Rights applicable to the states, as well as to recognize substantive and procedural requirements that state laws must satisfy.

The Equal Protection Clause requires each state to provide equal protection under the law to all people within its jurisdiction. This clause was the basis for *Brown v. Board of Education* (1954), the Supreme Court decision that precipitated the dismantling of racial segregation, and for many other decisions rejecting irrational or unnecessary discrimination against people belonging to various groups.

The second, third, and fourth sections of the amendment are seldom litigated. However, the second section's reference to "rebellion and other crime" has been invoked as a constitutional ground for felony disenfranchisement. The fifth section gives Congress the power to enforce the amendment's provisions by "appropriate legislation." However, under *City of Boerne v. Flores* (1997), Congress's enforcement power may not be used to contradict a Supreme Court interpretation of the amendment.

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Retired MSGI/Pastor  
Ref: case no : FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl 32774  
561-398-9025  
cfabamerica@gmail.com

Why does the news media only mention  
Dem And Rep. And not NPA or Independent candidates?  
Charles Frederick Tolbert EdD  
Retired MSGI / Pastor

Candidate for US Senate Florida 2016 NPA  
Please make your donations in support of Citizens for a Better America Party of Florida CFABAPF to  
your local charity  
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I disagree  
Supreme rejects my case against the florida election commission and the division of elections

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The judicial Power of the United States, shall be vested in one supreme Court, and in such inferior Courts as the Congress may from time to time ordain and establish The Judges, both of the supreme and inferior Courts, shall hold their Offices during good Behaviour, and shall, at stated Times, receive for their Services, a Compensation, which shall not be diminished during their Continuance in Office  
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maritime Jurisdiction;—to Controversies to which the United States shall be a Party;—to Controversies between two or more States;— between a State and Citizens of another State,—between Citizens of different States,—between Citizens of the same State claiming Lands under Grants of different States,

(and between a State, or the Citizens thereof, and foreign States, Citizens or Subjects )

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Treason against the United States, shall consist only in levying War against them, or in adhering to their Enemies, giving them Aid and Comfort. No Person shall be convicted of Treason unless on the Testimony of two Witnesses to the same overt Act, or on Confession in open Court  
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I believe the state of Florida the Division of elections and the Florida election commission is discriminating against no party affiliates and independent candidates for public office.  
I will follow up with equal opportunity report according to the attached filing comments

<https://egov.eeoc.gov/eas/uniformintakequestionnaire09.pdf>

I would suggest you do same if you are running for office as a NPA or independent

Charles Frederick Tolbert EdD  
Candidate United States Senate F1 2016  
Candidate for the governor F1 2014  
President United States 2012  
No party affiliation  
Independent  
Citizens for a better America, inc  
Retired Master Sergeant  
Pastor

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Florida Election Commission  
107 W. Gaines Str, Ste 224  
Collins Blg  
Tallahassee, Fl. 32399

Division of Elections  
Room 316, R A Gray Building  
500 South Bronough Street  
Tallahassee, Fl 32399-0250

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God's plans are confusing but correct

What are inalienable rights?

A Rights given by God that man cannot take away

Q What is treason?

A Betraying your country by disobeying the United States Constitution which is the Supreme Law of the Land endowed by our Creator with certain inalienable God given rights

Q What is the oath that every government official, servant or representative must take before upholding their office title?

A They swear to uphold the Constitution and abide by its laws

Q What is the first line of the Declaration of Independence?

A "When in the course of human events it becomes necessary to dissolve the political bonds which have connected them with another, and to assume among them the powers of the earth, the separate and equal stations to which the laws of nature and nature's God entitle them a decent respect to the opinions of mankind inquires that they should declare the causes which impel them to the separation.

No Christian Ethics— No God Given Unalienable Rights!

Citizens for a Better America, inc. Party of Florida (CFABAPF)

"One Nation Under God" Title 36, USC

The letter from Tallahassee concerning Treasurer sent to the Ft Lauderdale address on December 07,

2015, even though FLC was advised to send it to P O Box 740025 Orange City Fl 32774, and the comments, were the same without acknowledging any of the correspondence that I sent previously.

The Division Of Election DOE and Florida Election Commission FEC under the 14th amendment and under the clauses of responsibility of states and biases toward nonparty affiliation and independent political parties is unconstitutional.

I have provided information of the grievances against Rubio in that he's a naturalized citizen and not a natural citizen and not eligible to be a candidate for United States president, but yet has taken in donations and multi millions of dollars, see attachment.

<http://www.cfabamerica.com/marco-rubio-parents-were-not-naturalized-citizens-of-america-and-alcee-hasting-was-impeached-and-is-not-qualified-for-federal-office>

The fact FEC or DOE have not responded to the political party, Citizens For A Better America Party of Florida (CFABAPF) is unconstitutional in that if the Democrats and Republicans and United States of America is Inc and so is CFABA, why is there a need of permission or action requiring documents over three months ago which DOE have failed to respond to?

<http://www.cfabamerica.com/constitution-for-citizens-for-a-better-america-inc-party-of-florida-cfabapf>

<http://www.cfabamerica.com/united-states-of-america-is-a-corporation-owned-by-foreign-interests>

Fact; there has been no charges taken against the Division Of Election's for a loss of documentation when I ran for United States president in 2012

Fact; in the 2014 election when I ran for governor FOX News had me at 14% and yet I only received 82 votes and I requested a recount which has not been provided

In addition; election fraud, in that corporations and company's own the voting machines throughout America.

In addition; the national average was 36% yet Florida had gotten 50% which would've included my 14% and I had several thousand petitions signed I have 500,000 followers on our blog, in addition made Town hall meetings in all 67 districts

Furthermore, the news media refused to cover no party affiliated candidates The failure of the Leadership Florida to allow me to the debate in Miami and other fraudulent actions by political parties, mass media and the state of Florida is a violation of my constitutional rights.

<http://www.cfabamerica.com/subject-voting-machine-fraud>

Not only has DOE and FEC disregarded American citizens and other political parties which is our God-given right to form under the U S Constitution, but freedom of speech and in addition to the fact they've never responded to the loss of documentation and also election fraud in the state of Florida

When asking God on Friday concerning the issues of Tallahassee, I was informed that this is in preparation for being a spokesperson for the Americans and the citizens of this country and that this trial

and tribulation makes me better to represent the people of America.

If Tallahassee Florida election commission wishes to continue this debate in February I would be more than happy to come and represent the American people for Citizens For A Better America Political Party Florida.

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~~Statutes and other regulations (Section 106.07(7)) which hinder the voting rights of the American people are unconstitutional and the requirements for a candidate to report non income, non-acceptance of donations are a violation of my equal rights under amendment 14.~~

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A state, or other federal government Agency, can only pass laws and statutes or set guidelines. If a candidate intent is correctly outlined and Tallahassee receives documentations to the fact that the candidate did not receive donations that said candidate has not violated any statues or constitutional requirement departments that were appointed by the governor cannot oversee, correct or take actions accordingly

<http://www.cfabamerica.com/checks-and-balance>

Copies of all documentation in the last year submitted to the division of Election and Florida election Commission will be copied and mailed to the Federal election commission, the Supreme Court of Florida, the Supreme Court of United States, Florida States Attorney General, the Division Of Election fraud, the divisions of election, the governors of all 50 states in addition to the Senate and the US candidates and all news media and press. The question of whether I failed to comply, will be determined according to the U.S. Constitution by a court of my peers. I cannot be penalized or fined according to the US constitution based on the requirements of violation of the law.

<http://www.cfabamerica.com/united-states-constitution>

A government is the system by which a state or community is governed [1] In the Commonwealth of Nations, the word government is also used more narrowly to refer to the collective group of people that exercises executive authority in a state [2][3][4] This usage is analogous to what is called an "administration" in American English. Furthermore, government is occasionally used in English as a synonym for governance.

In the case of its broad associative definition, government normally consists of legislators, administrators, and arbitrators. Government is the means by which state policy is enforced, as well as the mechanism for determining the policy of the state. A form of government, or form of state governance, refers to the set of political systems and institutions that make up the organisation of a specific government.

Government of any kind currently affects every human activity in many important ways. For this reason, political scientists generally argue that government should not be studied by itself; but should be studied along with anthropology, economics, environmentalism,

The Division Of Election and Florida Election Commission are unconstitutional!

The statutes and laws governing financial and treasure responsibility, are a violation of US in Florida Constitution amendment 14 United States Constitution!

A political party such as Citizens For A Better America, inc. cannot be required to get Florida's permission to be on the ballot!

~~Florida has determined that the Secretary of State does not oversee federal candidates which is a violation of the Constitution.~~

A political party, i.e Citizens For A Better America Party of Florida cannot be required to get Florida's permission to be on the ballot (again violation amendment 14)

The United States Constitution says there's open primary and Florida restricts everybody from voting in the primary Florida is in constant violation of the United States Constitution

#### AMENDMENT XXIV

Passed by Congress August 27, 1962. Ratified January 23, 1964.

##### Section 1.

The right of citizens of the United States to vote in any primary or other election for President or Vice President, for electors for President or Vice President, or for Senator or Representative in Congress, shall not be denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax.

##### Section 2.

The Congress shall have power to enforce this article by appropriate legislation

[http://www.archives.gov/exhibits/charters/constitution\\_amendments\\_11-27.html](http://www.archives.gov/exhibits/charters/constitution_amendments_11-27.html)

"Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them " Miranda vs. Arizona, 384 U.S 436, 491.

"An unconstitutional act is not law; it confers no rights; it imposes no duties; it affords no protection;

it creates no office; it is in legal contemplation, as inoperative as though it had never been passed " Norton vs. Shelby County, 118 US 425, 442.

The States can only oversee time, places, and manner Article 1 section 4

Addition; the redistricting in Florida is unconstitutional Please see the following information <http://www.cfabamerica.com/the-constitution-today-redistricting>

<http://www.cfabamerica.com/currently-florida-violates-three-major-united-states-constitutional-issues>

In addition; since Florida Election Commission has set a 14 day deadline from December 7 but has yet



to respond in over 90 days to any and all my correspondences, I request as an American citizen, a response to this letter 14 days from the date of post mark.

FEC and DOE do not have clean hands!

Regards:

Charles Frederick Tolbert EdD

Retired MSGT/ Pastor

---

Candidate United States Senate Florida 2016 NPA  
Citizens for a better America, inc party of Florida

P O box 740025

Orange City Fl 32774

561-398-9025

December 15, 2015

Cfabamerica@gmail.com

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Cc

Supreme Court of the United States

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U S House of Representatives

Washington, DC 20515

U.S. Congress

Washington, DC 20515

Morgan & Morgan

20 North Orange Avenue

Suite 1600

Orlando FL 32801

(407) 420-1414

Fox News

7 World Trade Ctr, \

New York, NY 10007

Federal Election Commission,

999 E Street, NW, Washington,

DC 20463 (800) 424-9530 In Washington

Florida Supreme Court

500 South Duval Street

Tallahassee, Florida  
32399-1925

LETTERS TO THE EDITOR  
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New York, NY 10036

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The Tallahassee News, LLC  
PO Box 3065  
Tallahassee, FL 32315  
mailto:editor@thetallahasseeenews.com

Florida is a closed primary state That means only Democrats can vote in Democratic primary elections and Republicans in Republican primaries Yet nearly a quarter of the electorate is now registering as independent – or “no party affiliation” – voters  
27 percent of Florida voters are not registered as Democrat or Republican

Read more here: <http://www.miamiherald.com/news/politics-government/state-politics/article45554313.html#storylink=cpy>  
The game is rigged'

As they track the explosive growth in NPA voters, political experts in both parties are troubled by the implications

One reason is that Florida is a “closed primary” state where only Republicans and Democrats can vote in most party primary contests including a presidential preference primary next March 15. As a result, NPA voters find themselves walled off from the political system, effectively disenfranchised in primary elections

[https://en.m.wikipedia.org/wiki/Florida\\_gubernatorial\\_election,\\_2014](https://en.m.wikipedia.org/wiki/Florida_gubernatorial_election,_2014)

<http://dos.elections.myflorida.com/candidates/CanList.asp>

Candidate Tracking System

2014 General Election  
Governor

Charles Frederick Tolbert

Write-In  
 Running Mate: Christine Timmon

Address  
4100 North Wickham Road  
Unit 107A #107  
Melbourne, FL 32935

Phone: (561)398-9025  
 Campaign Treasurer  
 Charles Frederick Tolbert  
4100 N Wickham Rd Unit 107A #1  
Melbourne, FL 32935-  
 Status: Defeated  
 Date Filed: 02/19/2013  
 Date Qualified: 06/17/2014  
 Method: Write In Candidate  
 Website: [www.cfabamerica.com](http://www.cfabamerica.com)  
 Email: [cfabamerica@gmail.com](mailto:cfabamerica@gmail.com)

Campaign Documents

<http://dos.elections.myflorida.com/candidates/CanDetail.asp?account=60302>

<http://dos.elections.myflorida.com/cgi-bin/TreSel.exe>

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

Filing Period	Contributions	Expend	Other	Transfers	Monetary Loans	InKind
02/19/2013 – 03/31/2013	20.00	0.00	0.00	0.00	0.00	0.00
04/01/2013 – 06/30/2013	211.00	760.00	0.00	600.00	0.00	0.00
07/01/2013 – 09/30/2013	0.00	0.00	0.00	0.00	0.00	0.00
W <u>10/01/2013 – 10/31/2013</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>11/01/2013 – 11/30/2013</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>12/01/2013 – 12/31/2013</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>01/01/2014 – 01/31/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>02/01/2014 – 02/28/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>03/01/2014 – 03/31/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>04/01/2014 – 04/30/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>05/01/2014 – 05/31/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>06/01/2014 – 06/20/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>06/21/2014 – 06/27/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>06/28/2014 – 07/04/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>07/05/2014 – 07/11/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>07/12/2014 – 07/18/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>07/19/2014 – 07/25/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>07/26/2014 – 08/01/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00
W <u>08/02/2014 – 08/08/2014</u>	0.00	0.00	0.00	0.00	0.00	0.00

W 08/09/2014 - 08/21/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 08/22/2014 - 08/22/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 08/23/2014 - 08/29/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 08/30/2014 - 09/05/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 09/06/2014 - 09/12/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 09/13/2014 - 09/19/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 09/20/2014 - 09/26/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 09/27/2014 - 10/03/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/04/2014 - 10/10/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/11/2014 - 10/17/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/18/2014 - 10/24/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/25/2014 - 10/25/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/26/2014 - 10/26/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/27/2014 - 10/27/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/28/2014 - 10/28/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/29/2014 - 10/29/2014 0.00 0.00 0.00 0.00 0.00 0.00  
W 10/18/2014 - 10/30/2014 0.00 0.00 0.00 0.00 0.00 0.00  
All Dates (Totals) 231.00 760.00 0.00 600.00 0.00 0.00

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Charles Frederick Tolbert EdD

Retired MSGT / Pastor

Candidate for US Senate Florida 2016 NPA

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CFABAPF paid for By Charles Frederick Tolbert EdD

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<https://egov.eeoc.gov/eas/uniformintakequestionnaire09.pdf>

I would suggest you do same if you are running for office as a NPA or independent

Charles Frederick Tolbert EdD  
Candidate United States Senate FI 2016  
Candidate for the governor FI 2014  
President United States 2012  
No party affiliation  
Independent  
Citizens for a better America, inc  
Retired Master Sergeant  
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Florida Election Commission  
107 W. Gaines St, Ste 224  
Collins Blg  
Tallahassee, Fl. 32399

Division of Elections  
Room 316, R.A. Gray Building

500 South Bronough Street  
Tallahassee, Fl 32399-0250

CFABA

Charles Frederick Tolbert EdD

Retired MSGT/Pastor

Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert

P.O. Box 740025

---

Orange City Fl 32774

561-398-9025

[cfabamerica@gmail.com](mailto:cfabamerica@gmail.com)

God's plans are confusing but correct

What are inalienable rights?

A Rights given by God that man cannot take away

Q. What is treason?

A Betraying your country by disobeying the United States Constitution which is the Supreme Law of the Land endowed by our Creator with certain inalienable God given rights

Q. What is the oath that every government official, servant or representative must take before upholding their office title?

A. They swear to uphold the Constitution and abide by its laws.

Q What is the first line of the Declaration of Independence?

A. "When in the course of human events it becomes necessary to dissolve the political bonds which have connected them with another, and to assume among them the powers of the earth, the separate and equal stations to which the laws of nature and nature's God entitle them a decent respect to the opinions of mankind inquires that they should declare the causes which impel them to the separation.

No Christian Ethics— No God Given Unalienable Rights!

Citizens for a Better America, inc. Party of Florida (CFABAPF)

"One Nation Under God" Title 36, USC

The letter from Tallahassee concerning Treasurer sent to the Ft Lauderdale address on December 07, 2015, even though FLC was advised to send it to P O Box 740025 Orange City Fl 32774, and the comments, were the same without acknowledging any of the correspondence that I sent previously.

The Division Of Election DOE and Florida Election Commission FEC under the 14th amendment and under the clauses of responsibility of states and biases toward nonparty affiliation and independent political parties is unconstitutional.

I have provided information of the grievances against Rubio in that he's a naturalized citizen and not a natural citizen and not eligible to be a candidate for United States president, but yet has taken in donations and multi millions of dollars, see attachment.

<http://www.cfabamerica.com/marco-rubio-parents-were-not-naturalized-citizens-of-america-and-alcee-hasting-was-impeached-and-is-not-qualified-for-federal-office>



The fact FEC or DOE have not responded to the political party, Citizens For A Better America Party of Florida (CFABAPF) is unconstitutional in that if the Democrats and Republicans and United States of America is Inc and so is CFABA, why is there a need of permission or action requiring documents over three months ago which DOE have failed to respond to?

<http://www.cfabamerica.com/constitution-for-citizens-for-a-better-america-inc-party-of-florida-cfabapf>

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<http://www.cfabamerica.com/united-states-of-america-is-a-corporation-owned-by-foreign-interests>

Fact; there has been no charges taken against the Division Of Election's for a loss of documentation when I ran for United States president in 2012

Fact; in the 2014 election when I ran for governor FOX News had me at 14% and yet I only received 82 votes and I requested a recount which has not been provided.

In addition; election fraud, in that corporations and company's own the voting machines throughout America.

In addition; the national average was 36% yet Florida had gotten 50% which would've included my 14% and I had several thousand petitions signed I have 500,000 followers on our blog, in addition made Town hall meetings in all 67 districts

Furthermore, the news media refused to cover no party affiliated candidates The failure of the Leadership Florida to allow me to the debate in Miami and other fraudulent actions by political parties, mass media and the state of Florida is a violation of my constitutional rights

<http://www.cfabamerica.com/subject-voting-machine-fraud>

Not only has DOE and FEC disregarded American citizens and other political parties which is our God-given right to form under the U S Constitution, but freedom of speech and in addition to the fact they've never responded to the loss of documentation and also election fraud in the state of Florida When asking God on Friday concerning the issues of Tallahassee, I was informed that this is in preparation for being a spokesperson for the Americans and the citizens of this country and that this trial and tribulation makes me better to represent the people of America.

If Tallahassee Florida election commission wishes to continue this debate in February I would be more than happy to come and represent the American people for Citizens For A Better America Political Party Florida.

Statutes and other regulations (Section 106 07(7)) which hinder the voting rights of the American people are unconstitutional and the requirements for a candidate to report non income, non-acceptance of donations are a violation of my equal rights under amendment 14

A state, or other federal government Agency, can only pass laws and statutes or set guidelines. If a candidate intent is correctly outlined and Tallahassee receives documentations to the fact that the candidate did not receive donations that said candidate has not violated any statues or constitutional

requirement departments that were appointed by the governor cannot oversee, correct or take actions accordingly.

<http://www.cfabamerica.com/checks-and-balance>

Copies of all documentation in the last year submitted to the division of Election and Florida election Commission will be copied and mailed to the Federal election commission, the Supreme Court of Florida, the Supreme Court of United States, Florida States Attorney General, the Division Of Election fraud, the divisions of election, the governors of all 50 states in addition to the Senate and the US candidates and all news media and press. The question of whether I failed to comply, will be determined according to the U.S Constitution by a court of my peers I cannot be penalized or fined according to the US constitution based on the requirements of violation of the law.

<http://www.cfabamerica.com/united-states-constitution>

A government is the system by which a state or community is governed. [1] In the Commonwealth of Nations, the word government is also used more narrowly to refer to the collective group of people that exercises executive authority in a state [2][3][4] This usage is analogous to what is called an "administration" in American English. Furthermore, government is occasionally used in English as a synonym for governance

In the case of its broad associative definition, government normally consists of legislators, administrators, and arbitrators. Government is the means by which state policy is enforced, as well as the mechanism for determining the policy of the state. A form of government, or form of state governance, refers to the set of political systems and institutions that make up the organisation of a specific government

Government of any kind currently affects every human activity in many important ways. For this reason, political scientists generally argue that government should not be studied by itself; but should be studied along with anthropology, economics, environmentalism,

The Division Of Election and Florida Election Commission are unconstitutional!

The statutes and laws governing financial and treasure responsibility, are a violation of US in Florida Constitution amendment 14 United States Constitution!

A political party such as Citizens For A Better America, inc cannot be required to get Florida's permission to be on the ballot!

Florida has determined that the Secretary of State does not oversee federal candidates which is a violation of the Constitution.

A political party, i.e Citizens For A Better America Party of Florida cannot be required to get Florida's permission to be on the ballot (again violation amendment 14).

The United States Constitution says there's open primary and Florida restricts everybody from voting in

the primary Florida is in constant violation of the United States Constitution

AMENDMENT XXIV

Passed by Congress August 27, 1962. Ratified January 23, 1964.

Section 1.

The right of citizens of the United States to vote in any primary or other election for President or Vice President, for electors for President or Vice President, or for Senator or Representative in Congress, shall not be denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax.

Section 2.

The Congress shall have power to enforce this article by appropriate legislation.

[http://www.archives.gov/exhibits/charters/constitution\\_amendments\\_11-27.html](http://www.archives.gov/exhibits/charters/constitution_amendments_11-27.html)

“Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them ” Miranda vs. Arizona, 384 U.S 436, 491.

“An unconstitutional act is not law; it confers no rights; it imposes no duties; it affords no protection;

it creates no office; it is in legal contemplation, as inoperative as though it had never been passed ” Norton vs Shelby County, 118 US 425, 442.

The States can only oversee time, places, and manner Article 1 section 4.

Addition; the redistricting in Florida is unconstitutional. Please see the following information

<http://www.cfabamerica.com/the-constitution-today-redistricting>

<http://www.cfabamerica.com/currently-florida-violates-three-major-united-states-constitutional-issues>

In addition; since Florida Election Commission has set a 14 day deadline from December 7 but has yet to respond in over 90 days to any and all my correspondences, I request as an American citizen, a response to this letter 14 days from the date of post mark.

FEC and DOE do not have clean hands!

Regards:

Charles Frederick Tolbert EdD  
Retired MSGI/ Pastor

Candidate United States Senate Florida 2016 NPA  
Citizens for a better America, inc party of Florida  
P O box 740025  
Orange City Fl 32774

561-398-9025  
December 15, 2015

[Cfabamerica@gmail.com](mailto:Cfabamerica@gmail.com)  
[www.cfabamerica.com](http://www.cfabamerica.com)

Cc

---

Supreme Court of the United States

1 First Street, NE  
Washington, DC 20543

U S House of Representatives  
Washington, DC 20515

U S Congress  
Washington, DC 20515

Morgan & Morgan  
20 North Orange Avenue  
Suite 1600  
Orlando FL 32801  
(407) 420-1414

Fox News  
7 World Trade Ctr, \\  
New York, NY 10007

Federal Election Commission,  
999 E Street, NW, Washington,  
DC 20463 (800) 424-9530 In Washington

Florida Supreme Court  
500 South Duval Street  
Tallahassee, Florida  
32399-1925

LETTERS TO THE EDITOR  
[wsj.ltrs@wsj.com](mailto:wsj.ltrs@wsj.com)  
Editor, The Wall Street Journal  
1211 Avenue of the Americas  
New York, NY 10036

Sun Sentinel  
500 E. Broward Blvd.,  
Fort Lauderdale, FL 33394  
Phone: (954) 356-4000

The Tallahassee News, LLC  
PO Box 3065  
Tallahassee, FL 32315  
<mailto:editor@thetallahassee.com>

Florida is a closed primary state. That means only Democrats can vote in Democratic primary elections and Republicans in Republican primaries. Yet nearly a quarter of the electorate is now registering as independent — or “no party affiliation” — voters.

27 percent of Florida voters are not registered as Democrat or Republican

Read more here: <http://www.miamiherald.com/news/politics-government/state-politics/article45554313.html#storylink=cpy>

The game is rigged'

As they track the explosive growth in NPA voters, political experts in both parties are troubled by the implications

One reason is that Florida is a “closed primary” state where only Republicans and Democrats can vote in most party primary contests including a presidential preference primary next March 15. As a result, NPA voters find themselves walled off from the political system, effectively disenfranchised in primary elections

[https://en.m.wikipedia.org/wiki/Florida\\_gubernatorial\\_election,\\_2014](https://en.m.wikipedia.org/wiki/Florida_gubernatorial_election,_2014)

<http://dos.elections.myflorida.com/candidates/CanList.asp>

Candidate Tracking System

2014 General Election

Governor

Charles Frederick Tolbert

Write-In

Running Mate: Christine Timmon

Address

4100 North Wickham Road

Unit 107A #107

Melbourne, FL 32935

Phone: (561)398-9025

Campaign Treasurer

Charles Frederick Tolbert

4100 N Wickham Rd Unit 107A #1

Melbourne, FL 32935-

Status: Defeated

Date Filed: 02/19/2013  
 Date Qualified: 06/17/2014  
 Method: Write In Candidate  
 Website: [www.cfabamerica.com](http://www.cfabamerica.com)  
 Email: [cfabamerica@gmail.com](mailto:cfabamerica@gmail.com)

Campaign Documents

<http://dos.elections.myflorida.com/candidates/CanDetail.asp?account=60302>

<http://dos.elections.myflorida.com/cgi-bin/TreSel.exe>

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

02/19/2013 – 03/31/2013 20.00 0 00 0.00 0 00 0 00 0 00  
 04/01/2013 – 06/30/2013 211.00 760 00 0.00 600.00 0.00 0 00  
 07/01/2013 – 09/30/2013 0.00 0 00 0.00 0 00 0 00 0 00  
 W 10/01/2013 – 10/31/2013 0.00 0 00 0.00 0 00 0 00 0 00  
 W 11/01/2013 – 11/30/2013 0.00 0 00 0.00 0 00 0 00 0 00  
 W 12/01/2013 – 12/31/2013 0.00 0 00 0.00 0 00 0 00 0 00  
 W 01/01/2014 – 01/31/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 02/01/2014 – 02/28/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 03/01/2014 – 03/31/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 04/01/2014 – 04/30/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 05/01/2014 – 05/31/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 06/01/2014 – 06/20/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 06/21/2014 – 06/27/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 06/28/2014 – 07/04/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 07/05/2014 – 07/11/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 07/12/2014 – 07/18/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 07/19/2014 – 07/25/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 07/26/2014 – 08/01/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 08/02/2014 – 08/08/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 08/09/2014 – 08/21/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 08/22/2014 – 08/22/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 08/23/2014 – 08/29/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 08/30/2014 – 09/05/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 09/06/2014 – 09/12/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 09/13/2014 – 09/19/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 09/20/2014 – 09/26/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 09/27/2014 – 10/03/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 10/04/2014 – 10/10/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 10/11/2014 – 10/17/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 10/18/2014 – 10/24/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 10/25/2014 – 10/25/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 10/26/2014 – 10/26/2014 0.00 0 00 0.00 0 00 0 00 0 00  
 W 10/27/2014 – 10/27/2014 0.00 0 00 0.00 0 00 0 00 0 00

W 10/28/2014 – 10/28/2014 0.00 0.00 0 00 0 00 0.00 0 00  
W 10/29/2014 – 10/29/2014 0.00 0.00 0 00 0 00 0.00 0 00  
W 10/18/2014 – 10/30/2014 0.00 0.00 0 00 0 00 0.00 0 00  
All Dates (Totals) 231.00 760.00 0.00 600.00 0.00 0 00

Read more here: <http://www.miamiherald.com/news/politics-government/state-politics/article45554313.html#storylink=cpy>

[Www.cfabamerica.com](http://www.cfabamerica.com)

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[Www.cfabamerica.com](http://www.cfabamerica.com)



Fwd: Ref: case no : FEC 14-484; Respondent: Charles Frederick Tolbert  
cfabamerica  
to:  
Florida Elections Commission, Ms Dye  
02/14/2016 03:13 PM  
Hide Details  
From: cfabamerica@gmail.com  
To: Florida Elections Commission <fec@myfloridalegal.com>, Ms Dye  
<viletsvoice@icloud.com>

---

**Subject: Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert**

[fec@myfloridalegal.com](mailto:fec@myfloridalegal.com)

Florida Election Commission (FEC)  
107 W Gaines Str, Ste 224  
Collins Blg  
Tallahassee, Fl 32399

Citizens For A Better America INC. Party of Florida

address change

From  
Cfaba Inc  
Charles Frederick Tolbert EdD  
PO Box 23935  
Ft Lauderdale Fl 33307

To  
Cfaba Inc  
Charles Frederick Tolbert EdD  
PO box 740025  
Orange City Florida 32774

Charles Frederick Tolbert EdD NPA  
Feb 14, 2016  
561-398-9025  
[Cfabamerica@gmail.com](mailto:Cfabamerica@gmail.com)

Please be advised that I have sent numerous certified mail with address changes and the FEC has failed to respond

I received a notice of hearing for Feb 18, and I request I be allowed to represent my side.



CFABA  
Charles Frederick Tolbert EdD  
Retired MSGI/Pastor  
Ref: case no : FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com

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Florida Election Commission (FEC)  
107 W. Gaines Str, Ste 224  
Collins Bldg  
Tallahassee, Fl. 32399

Division of Elections (DOE)  
Room 316, R.A Gray Building  
500 South Bronough Street  
Tallahassee, Fl 32399-0250

CFABA  
Charles Frederick Tolbert EdD  
Retired MSGI/Pastor  
Ref: case no.: FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com

To whom it may concern:

In reference to letters dated Feb. 02, 2016 from FEC and letter dated Jan 27, 2016 from DOE

Please note at Charles Frederick Tolbert sent both the FEC and the DOE priority mail letters addressing the complaint (case no.: FEC 14-484) and present the address change to:

CFABA  
Charles Frederick Tolbert EdD  
Retired MSGI/Pastor  
Ref: case no : FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl. 32774  
561-398-9025  
cfabamerica@gmail.com

I again like to note that my treasurer Ms. Hagendorf believes that she filed all reports in a timely manner, in addition we sent copies in previous correspondences confirming this

Ms. Hagendorf was also faced with medical issues during the time she was the treasurer.

Dr Charles Frederick Tolbert is a retired MSGT, Pastor and was a care giver for three women during the campaign period in addition he filed chapter seven and became homeless during 2014 time period.

Also he did not receive donation either from his ministry or the campaign in 2014

---

~~Due to these unusual circumstance knowing that I had no intent to not file reports as required that if determined that I was in error that any fines be waived and that I be allowed five minutes to present my side.~~

Currently I have and income of only my military retirement, VA and SS.

Also note that since this PO Box was only checked once a month bases the failure of DOE and the FEC has again provide that they have unclean hands.

I have on Feb 11, 2016 received notice of hearing for Feb. 18, 2016 at 8:30 am and I request that I be allowed to present documents that were provide in my correspondence on Dec. 15, 2016. Furthermore I requested a responds with in fourteen days and only after two months did I receive a responds.

I also request that my case be heard by my peers as per the US Constitution and that the State of Florida provide me a public attorney

Charles Frederick Tolbert EdD  
CFABS inc  
PO Box 740025  
Orange City Fl. 32771  
Feb 13, 2016  
Www.cfabamerica.com

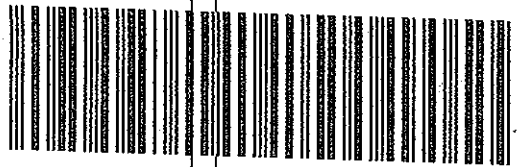
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MA

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C Faber  
Charles H. Hulst EdD  
PO Box 740025  
Orange City FL 32774

TO:  
ATTN  
Donna A. Malphrus  
Florida Election Commission  
107 West Avenue Ste 224  
Cobbler Bldg  
Jal address 2P  
32399

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INSURANCE INCLUDED\*

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STATE OF FLORIDA  
ELECTIONS COMMISSION

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,  
Petitioner,

Case No.: FEC 14-494

v.

Charles F. Tolbert  
Respondent.

---

ORDER OF PROBABLE CAUSE

**THIS MATTER** was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on February 18, 2016, in Tallahassee, Florida.

Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violations:

Count 1:

On or about November 12, 2013, Respondent violated Section 106 07(7), Florida Statutes, when he 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 2013 M10 Report.

Count 2:

On or about January 10, 2014, Respondent violated Section 106 07(7), Florida Statutes, when he 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 2013 M12 Report.

**Count 3:**

On or about February 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M1 Report.

**Count 4:**

On or about April 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M3 Report.

**Count 5:**

On or about May 12, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M4 Report.

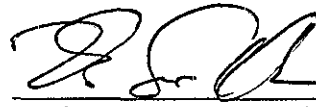
**Count 6:**

On or about June 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M5 Report.

**Count 7:**

On or about October 25, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 D1 Report.

**DONE AND ORDERED** by the Florida Elections Commission on February 18, 2016.



M. Scott Thomas, Chairman  
Florida Elections Commission

Copies furnished to:  
Jaakan A. Williams, Assistant General Counsel  
Charles F. Tolbert, 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: Charles F. Tolbert**

---

**Case No.: FEC 14-494**

**TO:** Charles F. Tolbert  
P.O. Box 23935  
Ft. Lauderdale, FL 33307

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, **February 18, 2016 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Florida State Conference Center, 555 West Pensacola Street, Room #108, Tallahassee, Florida 32306.**

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

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

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

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

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

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

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

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

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

*Amy McKeever Toman*  
Executive Director  
Florida Elections Commission  
February 2, 2016

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

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

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

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

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

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

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



~~Division Of Elections~~ *FEC*  
107 W Gaines Str, Ste 224  
Collins Bldg  
Tallahassee, Fl 32399

Division of Elections  
Room 316, R.A. Gray Building  
500 South Bronough Street  
Tallahassee, Fl 32399-0250

CFABA  
Charles Frederick Tolbert EdD  
Retired MSGT/Pastor  
Ref: case no : FEC 14-484; Respondent: Charles Frederick Tolbert  
P O Box 740025  
Orange City Fl 32774  
561-398-9025  
cfabamerica@gmail.com

REC'D CIV/EDD  
2015 DEC 17 P 2:23  
STATE OF FLORIDA  
DEPARTMENT OF STATE

God's plans are confusing but correct

What are inalienable rights?

A Rights given by God that man cannot take away

Q What is treason?

A Betraying your country by disobeying the United States Constitution which is the Supreme Law of the Land endowed by our Creator with certain inalienable God given rights.

Q. What is the oath that every government official, servant or representative must take before upholding their office title?

A They swear to uphold the Constitution and abide by its laws.

Q What is the first line of the Declaration of Independence?

A. "When in the course of human events it becomes necessary to dissolve the political bonds which have connected them with another, and to assume among them the powers of the earth, the separate and equal stations to which the laws of nature and nature's God entitle them a decent respect to the opinions of mankind inquires that they should declare the causes which impel them to the separation

No Christian Ethics--- No God Given Unalienable Rights!

Citizens for a Better America, inc. Party of Florida (CFABAPF)

Division Of Elections  
107 W. Gaines Str, Ste 224  
Collins Bldg  
Tallahassee, FL 32399

Division of Elections  
Room 316, R A Gray Building  
500 South Bronough Street  
Tallahassee, FL 32399-0250

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Citizens for a Better America, inc Party of Florida (CFABAPF)

"One Nation Under God" Title 36, USC

The letter from Tallahassee concerning Treasurer sent to the Ft Lauderdale address on December 07, 2015, even though FLC was advised to send it to P O Box 740025 Orange City FL 32774, and the comments, were the same without acknowledging any of the correspondence that I sent previously.

The Division Of Election DOE and Florida Election Commission FEC under the 14th amendment and under the clauses of responsibility of states and biases toward nonparty affiliation and independent political parties is unconstitutional.

I have provided information of the grievances against Rubio in that he's a naturalized citizen and not a natural citizen and not eligible to be a candidate for United States president, but yet has taken in donations and multi millions of dollars, see attachment.

<http://www.cfabamerica.com/marco-rubio-parents-were-not-naturalized-citizens-of-america-and-alcee-hasting-was-impeached-and-is-not-qualified-for-federal-office>

The fact FEC or DOE have not responded to the political party, Citizens For A Better America Party of Florida (CFABAPF) is unconstitutional in that if the Democrats and Republicans and United States of America is Inc. and so is CFABA, why is there a need of permission or action requiring documents over three months ago which DOE have failed to respond to?

<http://www.cfabamerica.com/constitution-for-citizens-for-a-better-america-inc-party-of-florida-cfabapf>

<http://www.cfabamerica.com/united-states-of-america-is-a-corporation-owned-by-foreign-interests>

Fact; there has been no charges taken against the Division Of Election's for a loss of documentation when I ran for United States president in 2012.

Fact; in the 2014 election when I ran for governor FOX News had me at 14% and yet I only received 82 votes and I requested a recount which has not been provided.

In addition; election fraud, in that corporations and company's own the voting machines throughout America

In addition; the national average was 36% yet Florida had gotten 50% which would've included my 14% and I had several thousand petitions signed. I have 500,000 followers on our blog, in addition made Town hall meetings in all 67 districts

Furthermore, the news media refused to cover no party affiliated candidates. The failure of the Leadership Florida to allow me to the debate in Miami and other fraudulent actions by political parties, mass media and the state of Florida is a violation of my constitutional rights

<http://www.cfabamerica.com/subject-voting-machine-fraud>

Not only has DOE and FEC disregarded American citizens and other political parties which is our God-given right to form under the U S Constitution, but freedom of speech and in addition to the fact they've never responded to the loss of documentation and also election fraud in the state of Florida.

When asking God on Friday concerning the issues of Tallahassee, I was informed that this is in preparation for being a spokesperson for the Americans and the citizens of this country and that this trial and tribulation makes me better to represent the people of America

If Tallahassee Florida election commission wishes to continue this debate in February I would be more than happy to come and represent the American people for Citizens For A Better America Political Party Florida.

Statutes and other regulations (Section 106.07(7)) which hinder the voting rights of the American people are unconstitutional and the requirements for a candidate to report non income, non-acceptance of donations are a violation of my equal rights under amendment 14

A state, or other federal government Agency, can only pass laws and statutes or set guidelines. If a candidate intent is correctly outlined and Tallahassee receives documentations to the fact that the candidate did not receive donations that said candidate has not violated any statutes or constitutional requirement departments that were appointed by the governor cannot oversee, correct or take actions accordingly

<http://www.cfabamerica.com/checks-and-balance>

Copies of all documentation in the last year submitted to the division of Election and Florida election Commission will be copied and mailed to the Federal election commission, the Supreme Court of Florida, the Supreme Court of United States, Florida States Attorney General, the Division Of Election fraud, the divisions of election, the governors of all 50 states in addition to the Senate and the US candidates and all news media and press. The question of whether I failed to comply, will be determined according to the U.S. Constitution by a court of my peers. I cannot be penalized or fined according to the US constitution based on the requirements of violation of the law

<http://www.cfabamerica.com/united-states-constitution>

A government is the system by which a state or community is governed. [1] In the Commonwealth of Nations, the word government is also used more narrowly to refer to the collective group of people that exercises executive authority in a state [2][3][4] This usage is analogous to what is called an "administration" in American English. Furthermore, government is occasionally used in English as a synonym for governance

In the case of its broad associative definition, government normally consists of legislators, administrators, and arbitrators. Government is the means by which state policy is enforced, as well as the mechanism for determining the policy of the state. A form of government, or form of state governance, refers to the set of political systems and institutions that make up the organisation of a specific government.

Government of any kind currently affects every human activity in many important ways. For this reason, political scientists generally argue that government should not be studied by itself; but should be studied along with anthropology, economics, environmentalism,

The Division Of Election and Florida Election Commission are unconstitutional!

The statutes and laws governing financial and treasure responsibility, are a violation of US in Florida Constitution amendment 14 United States Constitution!

A political party such as Citizens For A Better America, inc. cannot be required to get Florida's permission to be on the ballot!

Florida has determined that the Secretary of State does not oversee federal candidates which is a violation of the Constitution.

A political party, i.e. Citizens For A Better America Party of Florida cannot be required to get Florida's permission to be on the ballot (again violation amendment 14)

The United States Constitution says there's open primary and Florida restricts everybody from voting in the primary. Florida is in constant violation of the United States Constitution.

#### AMENDMENT XXIV

Passed by Congress August 27, 1962 Ratified January 23, 1964

##### Section 1.

The right of citizens of the United States to vote in any primary or other election for President or Vice President, for electors for President or Vice President, or for Senator or Representative in Congress, shall not be denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax.

##### Section 2.

The Congress shall have power to enforce this article by appropriate legislation.

[http://www.archives.gov/exhibits/charters/constitution\\_amendments\\_11-27.html](http://www.archives.gov/exhibits/charters/constitution_amendments_11-27.html)

"Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them " Miranda vs Arizona, 384 U S. 436, 491

"An unconstitutional act is not law; it confers no rights; it imposes no duties; it affords no protection;

it creates no office; it is in legal contemplation, as inoperative as though it had never been passed " Norton vs. Shelby County, 118 US 425, 442

The States can only oversee time, places, and manner Article 1 section 4

Addition; the redistricting in Florida is unconstitutional Please see the following information  
<http://www.cfabamerica.com/the-constitution-today-redistricting>

<http://www.cfabamerica.com/currently-florida-violates-three-major-united-states-constitutional-issues>

In addition; since Florida Election Commission has set a 14 day deadline from December 7 but has yet to respond in over 90 days to any and all my correspondences, I request as an American citizen, a response to this letter 14 days from the date of post mark

*FEC + DOE Do not have clean hands!*

Regards:

*Charles Frederick Tolbert*  
Charles Frederick Tolbert EdD  
Retired MSGT/ Pastor

Candidate United States Senate Florida 2016 NPA  
Citizens for a better America, inc party of Florida  
P O box 740025  
Orange City Fl 32774  
561-398-9025  
December 15, 2015

Cfabamerica@gmail.com  
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Washington, DC 20543

U.S. House of Representatives  
Washington, DC 20515

U S. Congress  
Washington, DC 20515

Morgan & Morgan  
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Orlando FL 32801  
(407) 420-1414

Fox News  
7 World Trade Ctr, \\\nNew York, NY 10007

Federal Election Commission,  
999 E Street, NW, Washington,  
DC 20463 (800) 424-9530 In Washington

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**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Charles Frederick Tolbert**

---

**Case No.: FEC 14-494**

**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 October 6, 2015, the following facts and law support this staff recommendation:

1. On December 18, 2014, the Florida Elections Commission ("Commission") received a referral from the Department of State, Division of Elections, alleging that Charles Frederick Tolbert ("Respondent") violated Chapter 106, Florida Statutes.

2. Respondent was a candidate for the office of Florida Governor during the 2014 election cycle, and he appointed himself as campaign treasurer (ROI Exhibit 1)<sup>1</sup>

3. Complainant alleged that Respondent failed to notify his filing officer in writing that no reports would be filed on the prescribed reporting date for the following reports: 2013 M10, 2013 M12, 2014 M1, 2014 M3, 2014 M4, 2014 M5, and the 2014 D1 Reports.

4. By letter dated September 16, 2015, 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, for each of the following reporting periods, Respondent failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because it had not received funds, made contributions, or expended reportable funds during the reporting periods:

- 2013 M10
- 2013 M12
- 2014 M1
- 2014 M3
- 2014 M4
- 2014 M5

---

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



• 2014 D1

5. Respondent filed an amended State of Florida Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form (“DS-DE 9”), on June 17, 2014, and appointed himself as campaign treasurer. (ROI Exhibit 1)

6. By letter dated April 9, 2013, the Division acknowledged receipt of Respondent’s DS-DE 9 form. The letter provided Respondent with his initial password and sign-on credentials for the Division’s electronic filing system (EFS). (ROI Exhibit 2)

7. Ms Bronson’s letter also informed Respondent that all of the Division’s publications and reporting forms are available on its website. The letter instructed Respondent to print a copy of Chapters 104 and 106, Florida Statutes, 2013 *Calendar of Reporting Dates*, and the 2012 *Candidate and Campaign Treasurer Handbook*. *Id.*

8. The 2012 *Candidate and Campaign Treasurer Handbook* explained the requirement of filing a waiver-of-report when the candidate has no financial activity to disclose. (ROI Exhibit 3, pages 3 and 5)

9. The *Candidate EFS User’s Guide* explained the process of filing a waiver-of-report using the Division’s electronic filing system (EFS). Listed on page 13 are specific instructions about checking the box next to “waiver” when there is no financial activity to disclose. (ROI Exhibit 4, pages 4-6)

**Alleged Violation: Section 106.07(7), Florida Statutes**

10. In pertinent part, Section 106 07(7), Florida Statutes, state:

[A]ny 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)

11. The table below reflects Respondent’s untimely written notifications to the Division:

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2013 M10	10/1/13 – 10/31/13	11/12/13	12/9/13	27
2013 M12	12/1/13 – 12/31/13	1/10/14	1/17/14	7
2014 M1	1/1/14 – 1/31/14	2/10/14	4/27/14	76
2014 M3	3/1/14 – 3/31/14	4/10/14	4/27/14	17
2014 M4	4/1/14 – 4/30/14	5/12/14	6/26/14	45

2014 M5	5/1/14 – 5/31/14	6/10/14	6/26/14	16
2014 D1	10/24/14	10/25/14	10/26/14	1

12 Respondent submitted a response to the referral dated August 7, 2015. Respondent explained that he had been traveling throughout the state of Florida and his mail has not been properly forwarded to his temporary mailing address. Respondent also stated, “[t]he Div of Elections has failed to take responsibility for their own lack of tracking certified mail I am uncertain why they have filed this complaint in that they knew that I was filing waivers and not taking donations”<sup>2</sup> (ROI Exhibit 6)

13. Despite having access to read and review Chapter 106, Florida Statutes, the 2012 *Candidate and Campaign Treasurer Handbook*, and the *EFS Guide Book*, Respondent failed to timely notify the filing officer on the prescribed reporting dates that no reports would be filed for the 2013 M10, 2013 M12, 2014 M1, 2014 M3, 2014 M4, 2014 M5, and the 2014 D1 Reports. (ROI Exhibit 5)

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

15. The facts set forth above show that Respondent was a candidate for the office of Florida Governor during the 2014 election cycle, and he appointed himself as campaign treasurer. During his campaign, Respondent failed to timely notify the filing officer on the prescribed reporting dates that no reports would be filed for the 2013 M10, 2013 M12, 2014 M1, 2014 M3, 2014 M4, 2014 M5, and the 2014 D1 Reports.

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

**Count 1:**

On or about November 12, 2013, Respondent violated Section 106 07(7), Florida Statutes, when he 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 2013 M10 Report.

<sup>2</sup> Respondent submitted two additional responses to the referral which are dated Sept 30, 2015 and Oct 13, 2015, respectively. Each response is nothing more than a reiteration of Respondent’s initial response and adds nothing of value related to the allegations in the complaint

**Count 2:**

On or about January 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2013 M12 Report

**Count 3:**

On or about February 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M1 Report.

**Count 4:**

On or about April 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M3 Report.

**Count 5:**

On or about May 12, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M4 Report


**Count 6:**

On or about June 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M5 Report.

Count 7:

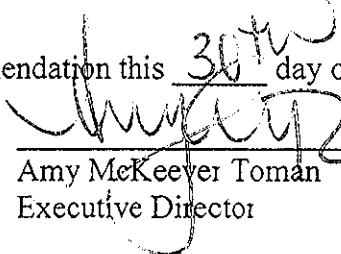
On or about October 25, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the 2014 D1 Report.

Respectfully submitted on November 30<sup>th</sup>, 2015.



Jaakan A. Williams  
Assistant General Counsel

I reviewed this Staff Recommendation this 30<sup>th</sup> day of November 2015



Amy McKeever Toman  
Executive Director

## Attachment

Charles Frederick Tolbert Dec 15, 2015 FEC 14-484

If we give credence to statutes, even though they go against the Constitution, we have to look at the consequences and the intent of the individual who unintentionally violated a statute even though statutes are unconstitutional

I would like to present an example, in that the Lemon Law is to protect the consumer from manufacturer's failure to provide corrections to warranty

In 2014 I purchased a Ford Focus after having driven it several days I noticed the vehicle changing gears and the engine RPMs increasing without my accelerating

I was informed after the purchase this was a normal occurrence, after-the-fact, but I was never informed or given guidance prior to purchase which to me is consumer fraud

After moving to a different location and taking the car in for inspection I was informed that the computer in the car needed to be reprogrammed which I was informed is normal according to the manufacturer

After research I discovered that the 2008 to 2016 Ford Focus have dual dry clutches which have major issues

While driving at 60 mph approximately 2500 RPM the car would unexpectedly shift from six gear to third gear and redline causing me to nearly lose control on numerous occasions

Since February 2014 The Ford Focus had the clutches replaced two times in addition to numerous reprogramming of the computers

Even though I have requested numerous times that a fraudulent action of the manufacturer to take the car back since the problem is not repairable the lawyer that I had for the Lemon Law Applied informed me that I would either accept the terms or go find another lawyer forcing me to a settlement with Ford Motor Company

Had I been driving down the highway wet or icy surface and the Ford Focus shifted from 6 to 3rd gear and I lost control and drove into another lane or ran into a pedestrian the intent of the law would've been that I was at fault even though it could not be proven that the transmission in fact caused the accident

The documentation that I have would show that my intent was to purchase a vehicle and rely upon the manufacturer and my lawyers to correct the issue

For the past three months I have had to park the car and not driven it because it is an endangerment to my life and to those around me

The relevancy of the story is the same as the intent of the Florida election division and division of election commission

The intent is that no one would intentionally embezzle or defraud the citizens in America

In the last four years my mother-in-law passed away and in addition I was a caregiver for a lady in her 90s furthermore my wife came down with a disability

By 2014 both ladies had passed and in 2014 my wife was 100% disabled, loss of income and in addition filed chapter 7 and lost our house

I had assigned Ms. Hagendorf as the treasurer not knowing that she also had physical issues and was hospitalized and bedridden through 2013 and 2014 while I was handling other issues.

Victoria Hagendorf

Cell Phone : 754-246-7774

vickyhagendorf@gmail.com

954.771.4407

Here is the most recent report - actually it was for March - I thought that I did not do February, however, according to the attached it has been filed.

Thanks

From: Victoria Hagendorf <vickyhagendorf@gmail.com>  
Date: January 17, 2014 at 3:56:28 PM EST  
To: Charles Tolbert <cfabamerica@gmail.com>  
Subject: Report Filed

Copy of the report due Jan 10th

Victoria Hagendorf, Publisher  
LIFESTYLES MAGAZINE browardlifestyles.com

954-771-4407 or 754-246-7774 cell



Signed On as 60302



Filed Report Receipt

**\*\* Report has been Filed \*\***

ID: **60302** Name: **Charles Frederick Tolbert**

**Report: 2014 - M2 - 8**

Print Date: **3/2/2014 10:38:07 PM**

Election: 2014 General Election

Covers: 2/1/2014-2/28/2014

**Waiver**

Due: 3/10/2014

**Amended**

Filed: **3/2/2014 10:38:05 PM**

File Status: **Submitted Report for Fil**

Reviewed:

Review Status: **Not 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: Right Click Mouse and Select 'Print'**

[Go to Filed Report List](#)

*According to ms Hagendorf  
all reports were filed  
@ Charles F. Tolbert S.D.W  
Dec 15, 2015*



Signed On as: 30302

Filed Reports

[Home](#) [Filings](#) [Transactions](#) [Print](#) [Queue](#) [Campaign Account](#) [Sign Out](#) [Help](#)

The table below lists all campaign finance treasurer reports that have been *Filed* with the Department reports may not be edited, but may be amended.

Select a report by clicking on the Sequence Number.

	Seq	Report Year	Election ID	Report Type	Date Filed	Complete Status
	<a href="#">8</a>	2014	20141104-GEN	M2	03/02/2014	No Detail Records Found
	<a href="#">7</a>	2013	20141104-GEN	M12	01/17/2014	No Detail Records Found
	<a href="#">5</a>	2013	20141104-GEN	M11	12/09/2013	No Detail Records Found
	<a href="#">4</a>	2013	20141104-GEN	M10	12/09/2013	No Detail Records Found
	<a href="#">3</a>	2013	20141104-GEN	Q3	10/28/2013	Complete Detail Records
	<a href="#">2</a>	2013	20141104-GEN	Q2	07/10/2013	Complete Detail Records
	<a href="#">1</a>	2013	20141104-GEN	Q1	04/10/2013	Complete Detail Records

Florida Department of State, Division of Elections 2005

Report 2013 m127  
1-17-2014



STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

In Re: Charles Frederick Tolbert /

Case No.: FEC 14-494

**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 October 6, 2015, the following facts and law support this staff recommendation:

1. On December 18, 2014, the Florida Elections Commission ("Commission") received a referral from the Department of State, Division of Elections, alleging that Charles Frederick Tolbert ("Respondent") violated Chapter 106, Florida Statutes.
2. Respondent was a candidate for the office of Florida Governor during the 2014 election cycle, and he appointed himself as campaign treasurer. (ROI Exhibit 1)<sup>1</sup>
3. Complainant alleged that Respondent failed to notify his filing officer in writing that no reports would be filed on the prescribed reporting date for the following reports: 2013 M10, 2013 M12, 2014 M1, 2014 M3, 2014 M4, 2014 M5, and the 2014 D1 Reports.
4. By letter dated September 16, 2015, 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, for each of the following reporting periods, Respondent failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because it had not received funds, made contributions, or expended reportable funds during the reporting periods:

- 2013 M10
- 2013 M12
- 2014 M1
- 2014 M3
- 2014 M4
- 2014 M5

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<sup>1</sup> The Report of Investigation is referred to herein as "ROI "

- 2014 D1

5. Respondent filed an amended State of Florida Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form (“DS-DE 9”), on June 17, 2014, and appointed himself as campaign treasurer. (ROI Exhibit 1)

6. By letter dated April 9, 2013, the Division acknowledged receipt of Respondent’s DS-DE 9 form. The letter provided Respondent with his initial password and sign-on credentials for the Division’s electronic filing system (EFS). (ROI Exhibit 2)

7. Ms. Bronson’s letter also informed Respondent that all of the Division’s publications and reporting forms are available on its website. The letter instructed Respondent to print a copy of Chapters 104 and 106, Florida Statutes, *2013 Calendar of Reporting Dates*, and the *2012 Candidate and Campaign Treasurer Handbook*. *Id.*

8. The *2012 Candidate and Campaign Treasurer Handbook* explained the requirement of filing a waiver-of-report when the candidate has no financial activity to disclose. (ROI Exhibit 3, pages 3 and 5)

9. The *Candidate EFS User’s Guide* explained the process of filing a waiver-of-report using the Division’s electronic filing system (EFS). Listed on page 13 are specific instructions about checking the box next to “waiver” when there is no financial activity to disclose. (ROI Exhibit 4, pages 4-6)

**Alleged Violation: Section 106.07(7), Florida Statutes**

10. In pertinent part, Section 106.07(7), Florida Statutes, state:

[A]ny 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)

11. The table below reflects Respondent’s untimely written notifications to the Division:

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2013 M10	10/1/13 – 10/31/13	11/12/13	12/9/13	27
2013 M12	12/1/13 – 12/31/13	1/10/14	1/17/14	7
2014 M1	1/1/14 – 1/31/14	2/10/14	4/27/14	76
2014 M3	3/1/14 – 3/31/14	4/10/14	4/27/14	17
2014 M4	4/1/14 – 4/30/14	5/12/14	6/26/14	45

2014 M5	5/1/14 – 5/31/14	6/10/14	6/26/14	16
2014 D1	10/24/14	10/25/14	10/26/14	1

12. Respondent submitted a response to the referral dated August 7, 2015. Respondent explained that he had been traveling throughout the state of Florida and his mail has not been properly forwarded to his temporary mailing address. Respondent also stated, “[t]he Div of Elections has failed to take responsibility for their own lack of tracking certified mail I am uncertain why they have filed this complaint in that they knew that I was filing waivers and not taking donations.”<sup>2</sup> (ROI Exhibit 6)

13. Despite having access to read and review Chapter 106, Florida Statutes, the *2012 Candidate and Campaign Treasurer Handbook*, and the *EFS Guide Book*, Respondent failed to timely notify the filing officer on the prescribed reporting dates that no reports would be filed for the 2013 M10, 2013 M12, 2014 M1, 2014 M3, 2014 M4, 2014 M5, and the 2014 D1 Reports (ROI Exhibit 5)

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

15. The facts set forth above show that Respondent was a candidate for the office of Florida Governor during the 2014 election cycle, and he appointed himself as campaign treasurer. During his campaign, Respondent failed to timely notify the filing officer on the prescribed reporting dates that no reports would be filed for the 2013 M10, 2013 M12, 2014 M1, 2014 M3, 2014 M4, 2014 M5, and the 2014 D1 Reports

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

**Count 1:**

On or about November 12, 2013, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2013 M10 Report.

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<sup>2</sup> Respondent submitted two additional responses to the referral which are dated Sept 30, 2015 and Oct 13, 2015, respectively. Each response is nothing more than a reiteration of Respondent’s initial response and adds nothing of value related to the allegations in the complaint.

**Count 2:**

On or about January 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2013 M12 Report.

**Count 3:**

On or about February 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M1 Report.

**Count 4:**

On or about April 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M3 Report.

**Count 5:**

On or about May 12, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M4 Report

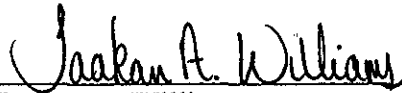
**Count 6:**

On or about June 10, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he 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 2014 M5 Report

**Count 7:**

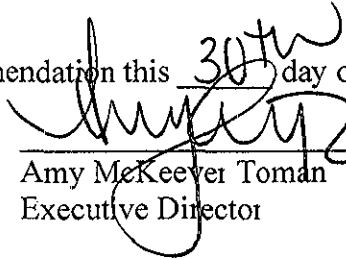
On or about October 25, 2014, Respondent violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the 2014 D1 Report.

Respectfully submitted on November 30<sup>th</sup>, 2015.



\_\_\_\_\_  
Jaakan A. Williams  
Assistant General Counsel

I reviewed this Staff Recommendation this 30<sup>th</sup> day of November 2015.



\_\_\_\_\_  
Amy McKeever Toman  
Executive Director

October 13, 2015

Florida Election Commission  
107 W. Gaines Street  
Suite 224 Collins Building  
Tallahassee Fl. 32399

14-494 ✓ DM / JUN  
RECEIVED

2015 OCT 21 P 12:19

Reference:

Letter dated October 08, 2015,  
Sign on October 06, 2015 by Donna Ann Malphurs  
From Fl. Election Commission To Charles Frederick Tolbert  
PO BOX 5183  
Hudson Fl 34674

Address correspondence should be sent to after October 24, 2015 XXXX

CFABA  
Charles Frederick Tolbert EdD  
P O Box 740025  
Orange City Florida 32774

To whom it may concern:

In September 2015 I received a call from a Mr. Oliver concerning case FEC 14-494, he informed me that he would be sending an Affidavit of Background Information, I informed him upon receipt I would fill out form and return notarized and certified on October 01, 2015 due to the cost and lack of funds.

When I received the forms I was given a date of October 02, 2015 to return forms.

On September 30, 2015 I sent a package to FEC by certified mail and it was delivered on October 02, 2015 however was not signed for until October 05, 2015

On October 13, 2015 I received a post marked envelope posted dated October 09, 2015 with a letter dated October 08, 2015 and signed by Ms. Malphurs, with and enclosed form dated October 06, 2015 signature unreadable

My response was submitted and received by F.E.C. on October 02, 2015 even though it took them till October 05, 2015 to pick up the certified mail.

I believe that the correspondence sent on October 09, 2015 and received by my on October 13, 2015 does not reflect my response

I also quoted that Penalties for filing late cannot exceed 25% of total expenditures or receipts and since I took no donations as per our reports and bank statements received by F.E.C. on October 02, 2015 I am confused and concern about the waste of time and money.

Please notify me if again documents were lost or misplace, or that the letter dated October 08, 2015 did not take in consideration my letter sent on September 30, 2015, as per the conclusions written on October 06, 2015 which states that you did not get my response to the questionnaire sent to me on September 21, 2015, received by me September 22, 2015 and received by you on October 02, 2015

*Charles F. Tolbert* Oct 13, 2015

Charles Frederick Tolbert EDD

P O Box 5183

Hudson Florida 34674

561-398-9025

[cfabamerica@gmail.com](mailto:cfabamerica@gmail.com)

[www.cfabamerica.com](http://www.cfabamerica.com)

*see attached*

*Receipt*

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

*Florida Elec Com  
The Collins Bldg  
107W GAINES ST #0224  
Tallahassee FL 32399*



9590 9403 0406 5163 5312 52

2. Article Number (Transfer from service label)

*7015 0640 0001 5470 5663*

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

**X**

Agent

Addressee

B. Received by (Printed Name)

*RECEIVED*

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

*Attorney General's Office  
MAIL ROOM*

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery

- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Restricted Delivery

(over \$500)



## FLORIDA ELECTIONS COMMISSION

### Report of Investigation for Failure to Notify Filing Officer

**Case Number** FEC 14-494

**Respondent:** Charles Frederick Tolbert

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 April 8, 2013 (Ex. 1)

2 An acknowledgement letter was mailed to the address provided on Respondent's DS-DE 9 on April 8, 2013 advising Respondent that all of the Division's publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *2012 Candidate and Campaign Treasurer Handbook*, and the Calendar of Reporting Dates (Ex. 2)

3. The *2012 Candidate and Campaign Treasurer Handbook*, discusses filing a waiver when there is no activity to disclose on page 46 (Ex. 3)

4. 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)

5 In a telephone interview on April 2, 2015, Kristi Reid-Bronson clarified that once the waiver box is chosen and a new report is opened as shown on Page 12, the only available option on the report summary screen will be "Go To File Report" as shown on Page 13. 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:**

6. 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
2013 M10	10/1/13 – 10/31/13	11/12/13	12/9/13	27
2013 M12	12/1/13 – 12/31/13	1/10/14	1/17/14	7
2014 M1	1/1/14 – 1/31/14	2/10/14	4/27/14	76
2014 M3	3/1/14 – 3/31/14	4/10/14	4/27/14	17
2014 M4	4/1/14 – 4/30/14	5/12/14	6/26/14	45
2014 M5	5/1/14 – 5/31/14	6/10/14	6/26/14	16
2014 D1	10/24/14	10/25/14	10/26/14	1

7 Respondent provided a written response to the referral dated August 7, 2015, in which he stated that he hadn't been receiving his mail due to him traveling throughout the State of Florida and his mail not be properly forwarded to him at his temporary mailing address "As the Div of Election has failed to take responsibility for their own lack of tracking certified mail I am uncertain why they have filed this complaint in that they knew that I was filing waivers and not taking donations If there has been a breach of requirements this was not done with any intent to violate section 106.24(2) or any other requirements but the lack of clear guidance and clear written instructions may be the reason for this misunderstanding. Since I am currently a candidate for US Senate Fl 2016 I request that clearer information be provided for individuals lacking the staff and funds to insure report are filed correctly. I assure you that the understanding and telephone calls made by myself and Ms Hagendorf were to insure that we followed instructions and if we made an error it use due to the Div of Election not providing information that was understand by us". (Ex. 6)

8. Respondent was interviewed by telephone on September 21, 2015 in which he stated none of the election laws were intentionally violated Respondent told me that "stupid or ignorance of the laws isn't a good excuse for filing the reports late; however, it's the only one that I've got". Respondent went on to say that his campaign didn't take or spend any monies during his election campaign. Respondent then proceeded to tell me that when his election campaign was initially started, his campaign treasurer got sick, their pin numbers used to file their reports kept getting lost, his mother-in-law died in 2013, his wife got sick, and they lost their home. Respondent stressed that when they lost their home, their mail wasn't being properly forwarded to them He further stated that a "lack of communication, lack of money, and lack of funding" were all additional excuses for the untimely filing of the reports Respondent requested that the Commission be informed that he is retired military, and a pastor with no monies available to pay a fine<sup>1</sup>

### III. FEC History:

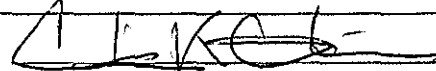
9. Respondent has not had any prior cases before the Commission.

### Conclusion:

10. A questionnaire-affidavit was mailed to Respondent on September 21, 2015 As of the date of this report, Respondent has not returned the questionnaire.

11. Because Respondent has not returned the questionnaire, I am unable to ascertain whether Respondent has read Chapter 106, Florida Statutes and/or the *2012 Candidate and Campaign Treasurer Handbook*. Respondent signed his Statement of Candidate form on February 11, 2013. (Ex 7)

SIGNATURE OF INVESTIGATOR:



Date:

10/6/15

<sup>1</sup> Respondent did not provide any documentation to verify any of the potential excuses used to explain his reasons given for the untimely filing of his reports.

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Charles F. Tolbert -- FEC 14-494**

<b>LIST OF EXHIBITS</b>	
<b>Exhibits #s</b>	<b>Description of Exhibits</b>
Exhibit 1	Respondent's DS-DE 9 forms
Exhibit 2	Acknowledgement Letters
Exhibit 3	Relevant pages from the 2011 Candidate and Campaign Treasurer Handbook
Exhibit 4	Relevant pages from the Candidate EFS User's Guide
Exhibit 5	Respondent's Filing History
Exhibit 6	Respondent's Response Letter

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  
2013 APR -8 AM 10:28  
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)

Charles Frederick Tolbert

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

e faba  
PO BOX 23935  
FT Lauderdale FL 33307

4 Telephone

(561) 398-9025

5 E-mail address

CFabamerica@gmail.com

6 Office sought (include district circuit group number)

Governor

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

Victoria Hagedorn

11 Mailing Address

e faba  
PO BOX 23935

12 Telephone

(561) 398-9025

13 City

FT Lauderdale

14 County

Broward

15 State

FL

16 Zip Code

33307

17 E-mail address

CFabamerica@gmail.com

18 I have designated the following bank as my

Primary Depository

Secondary Depository

19 Name of Bank

J.P. Morgan  
CHASE BANK NA

20 Address

5055 N. Dixie Hwy

21 City

Oakland Park

22 County

Broward

23 State

Florida

24 Zip Code

~~33434~~  
23334

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

04/03/2013

26 Signature of Candidate

X Charles Frederick Tolbert

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

I Victoria Hagedorn do hereby accept the appointment

(Please Print or Type Name)

designated above as

Campaign Treasurer

Deputy Treasurer

4/3/13

Date

X Victoria Hagedorn

Signature of Campaign Treasurer or Deputy Treasurer

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  
2013 APR -8 AM 10:28  
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): <input type="checkbox"/> Initial Filing of Form <input type="checkbox"/> Re-filing to Change <input checked="" type="checkbox"/> Treasurer/Deputy <input type="checkbox"/> Depository <input type="checkbox"/> Office <input type="checkbox"/> Party						
2 Name of Candidate (in this order First Middle Last) Charles Frederick Tolbert			3 Address (include post office box or street city state zip code) Cfaba PO Box 23935 FT lauderdale FL 33307			
4 Telephone (561) 3989025		5 E-mail address cfabamerica@gmail.com				
6 Office sought (include district circuit group number) GOVERNOR			7 If a candidate for a <u>nonpartisan</u> office, check if applicable: <input type="checkbox"/> My intent is to run as a Write-in candidate			
8 If a candidate for a <u>partisan</u> office, check block and fill in name of party as applicable: My intent is to run as a <input type="checkbox"/> Write-in <input checked="" type="checkbox"/> No Party Affiliation <input type="checkbox"/> _____ Party candidate						
9 I have appointed the following person to act as my <input type="checkbox"/> Campaign Treasurer <input checked="" type="checkbox"/> Deputy Treasurer						
10 Name of Treasurer or Deputy Treasurer Charles Frederick Tolbert						
11 Mailing Address Cfaba PO Box 23935					12 Telephone (561) 3989025	
13 City FT lauderdale	14 County Broward	15 State FL	16 Zip Code 33307	17 E-mail address cfabamerica@gmail.com		
18 I have designated the following bank as my <input checked="" type="checkbox"/> Primary Depository <input type="checkbox"/> Secondary Depository						
19 Name of Bank JB Morgan CHASE BANK NA			20 Address 5055 N Dixie Hwy			
21 City OAKLAND Park	22 County Broward	23 State Florida	24 Zip Code 33334			
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 04-03-13			26 Signature of Card date X Charles Frederick Tolbert			
27 Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block) I, <u>Charles Frederick Tolbert</u> do hereby accept the appointment (Please Print or Type Name) designated above as <input type="checkbox"/> Campaign Treasurer <input checked="" type="checkbox"/> Deputy Treasurer <u>April 04 2013</u> <u>X Charles Frederick Tolbert</u> Date    Signature of Campaign Treasurer or Deputy Treasurer						

**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

2014 JUN 17 AM 11:15

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

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

Charles Frederick Tolbert    P. O. BOX 23935  
FT Lauderdale FL

4 Telephone    5 E-mail address

(561) 398 9025    ctobamerica@gmail.com    33307

6 Office sought (include district, circuit, group number)    7 If a candidate for a nonpartisan office, check if applicable:

Governor of Florida 2014     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

Charles Frederick Tolbert

11 Mailing Address    12 Telephone

P. O. Box 23935    (561) 398 9025

13 City    14. County    15 State    16 Zip Code    17 E-mail address

FTLauderdale    Broward    FL    33307    ctobamerica@gmail.com

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

19 Name of Bank Chase Sp Morgan    20 Address military trail

21 City    22 County    23 State    24. Zip Code

Boynton Beach    WPB    FL    33472

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    26 Signature of Candidate

June 16, 2014    X Charles Frederick Tolbert

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

I Charles Frederick Tolbert do hereby accept the appointment  
(Please Print or Type Name)

designated above as     Campaign Treasurer     Deputy Treasurer

06-16-2014    X Charles Frederick Tolbert  
Date    Signature of Campaign Treasurer or Deputy Treasurer

**FEDX**

RECEIVED  
DEPARTMENT OF STATE

2014 JUN 17 AM 11:15

CFABA, Inc  
*Citizen for a Better America*  
PO Box 23935  
Fort Lauderdale, FL 33307  
561-398-9025

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

cfabamerica@gmail.com



To: FL Dept. of Div Of Elec.  
R A BLG 500 S. Bronough St  
Rm 316  
Tallahassee fl 32399  
Phone:800-245-6259  
Re: Write in Candidate for Gov FI  
2014

From: Charles Frederick Tolbert Ed.D.

Pages: 8

Date: June 16, 2014

cc:

Comment:

According to the requirements to a write in candidate the following documents are provided.

DS-DE-84

DS-DE-9

DS-DE-24A

CE Form 6

In addition notification that the treasurer Victoria Hagendorf has resigned and is being replaced by Deputy Treasurer Charles Frederick Tolbert effective June 16, 2014

*Charles Frederick Tolbert*

Charles Frederick Tolbert

Candidate for Gov. FI 2014

NPA

PO Box 23925

FT LAUDERDALE FL 33307

EXHIBIT 1 (4 of 4)



## FLORIDA DEPARTMENT OF STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

April 9, 2013

Mr. Charles Frederick Tolbert (60302)  
Post Office Box 23935  
Fort Lauderdale, Florida 33307

Dear Mr Tolbert:

Your appointment as deputy campaign treasurer for your candidacy for Governor was filed in this office. Enclosed is a security envelope containing your confidential PIN number to access the Division of Election's electronic filing system (EFS) for submitting campaign treasurer's reports.

All of the Division's publications and reporting forms are available on the Division of Elections' web site at <http://elections.myflorida.com>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: *Chapters 104 and 106, Florida Statutes, 2012 Candidate and Campaign Treasurer Handbook, 2013 Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code.*

If you have questions concerning your campaign account, or the electronic filing system you may call the EFS Help Desk at (850) 245-6280.

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

KRB/ddb

Enclosure



R. A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250  
Telephone: (850) 245-6240 • Facsimile: (850) 245-6259 [www.dos.state.fl.us](http://www.dos.state.fl.us)  
Commemorating 500 years of Florida history [www fla500.com](http://www fla500.com)



EXHIBIT 2 (1 of 2)





## FLORIDA DEPARTMENT of STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

April 10, 2013

Ms. Victoria Hagendorf, Treasurer  
Post Office Box 23935  
Fort Lauderdale, Florida 33307

Dear Ms. Hagendorf:

Your appointment as campaign treasurer for Mr. Charles Frederick Tolbert was filed in this office on April 9, 2013. Enclosed is a security envelope containing your confidential PIN number to access the Division of Election's electronic filing system (EFS) for submitting campaign treasurer's reports.

All of the Division's publications and reporting forms are available on the Division of Elections' web site at <http://elections.myflorida.com>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: *Chapters 104 and 106, Florida Statutes, 2012 Candidate and Campaign Treasurer Handbook, 2013 Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code.*

If you have questions concerning the electronic filing system you may call the EFS Help Desk at (850) 245-6280.

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

KRB/ddb

Enclosure

pc: Mr. Charles Frederick Tolbert, Candidate (60302)



Division of Elections  
R.A. Gray Bldg., Rm. 316 • 500 S Bronough St. • Tallahassee, Florida 32399-0250  
Telephone: (850) 245-6240 • Facsimile: (850) 245-6259 [elections.myflorida.com](http://elections.myflorida.com)  
Commemorating 500 years of Florida history [www fla500.com](http://www fla500.com)



EXHIBIT 2 (of 2)

# CANDIDATE AND CAMPAIGN TREASURER HANDBOOK



November 2011

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

<http://elections.myflorida.com>

EXHIBIT 3(1 of 5)

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## 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.)*

## Waiver of Report

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 indicate there is no activity by filing a waiver of report (Waivers filed with the Division of Elections must be filed 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.)*

The treasurer of an electioneering communications organization shall file a written report with the filing officer by the prescribed reporting date when the organization has not received funds, made any contributions, or expended any reportable funds. This report filed with the Division of Elections must be filed using the EFS.

*(Section 106.0703, 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 treasurer must file an addendum to the incomplete report within seven days of notification. The addendum must include all necessary information to complete the report.

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

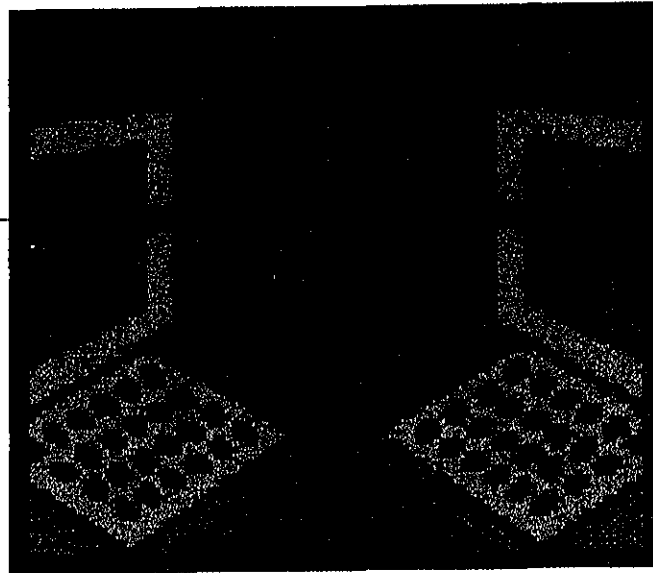
## Reporting Total Sums

Each campaign treasurer's report required by Chapter 106, F.S., shall contain the total sums of all loans, in-kind contributions, and other receipts by or for such candidate, and total sums of all expenditures made by such candidate during the reporting period. The reporting forms shall be designed to elicit separate totals for in-kind contributions, loans, and other receipts.

*(Section 106.07, F.S.)*

**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**

**EXHIBIT 4 (1 of 6)**

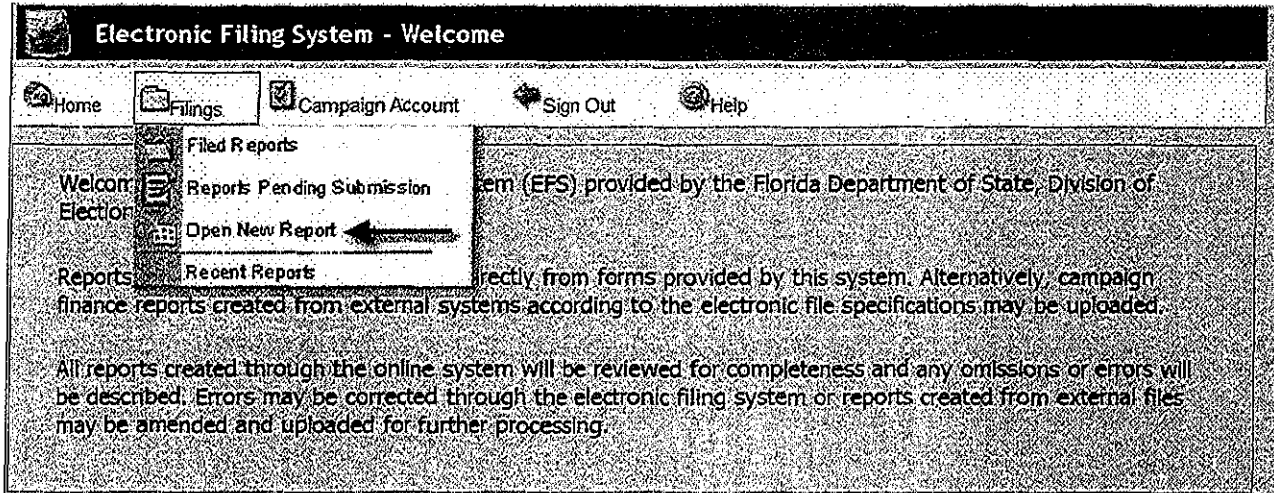
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# Create a New Report by Data Entry

From the Welcome Screen, click  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:    
Report Type:    
Coverage Period:   Due Date:   
 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.

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: 08/06/2010  
 Special General Election  Waiver

Click **Open Report** 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

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

# of Transactions: 0 **Review** **Recalculate** **Go To File Report** **Append File** **Delete Report** **Save**

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

EXHIBIT 4(4 of 6)

# 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

Amendment     Waiver    Complete Status: **Complete Detail Records** ←

File Date:     Review Status: Reviewed

Status: Data Entry    Last Review: 8/19/2010 3:56:42 PM

# of Transactions:     Review    Recalculate    Go To File Report    Append File    Delete Report    Save

Contributions		Total Amount	Expenditures		Total Amount
Cash and Check:	<input type="text"/>	0.00	Monetary:	<input type="text"/>	51.00
Loans:	<input type="text"/>	0.00	Transfers to Off Acct:	<input type="text"/>	0.00
Total Monetary:	<input type="text"/>	0.00	Total Monetary:	<input type="text"/>	51.00
In-Kind:	<input type="text"/>	0.00	Other Distributions:	<input type="text"/>	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 **Go To File Report**

The **candidate** enters his or her **PIN**, and then selects **Report Approved**

**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

Original     Amended

Waiver

PIN for Candidate/Chairperson:     **Report Approved** ←

EXHIBIT 4 (5 of 6)

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

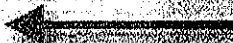
Report: 2010 - F3 - 26      Coverage Period: 8/7/2010-8/19/2010      Due: 8/20/2010

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.

EXHIBIT 4 (6 of 6)



Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Name:

Election:

Acct:

Type:

Candidate Name: Charles Frederick Tolbert

Account: 60302

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
10/31/2014	G7	10/31/2014						
10/30/2014	D6	10/30/2014						
10/29/2014	D5	10/29/2014						
10/28/2014	D4	10/28/2014						
10/27/2014	D3	10/27/2014						
10/26/2014	D2	10/26/2014						
10/25/2014	D1	10/26/2014	FEC	1	\$0 00		\$0 00	\$0 00
10/24/2014	G6	10/18/2014						
10/17/2014	G5	10/13/2014						
10/10/2014	G4	10/7/2014						
10/3/2014	G3	10/3/2014						
9/26/2014	G2A	9/23/2014						
9/19/2014	G2	9/16/2014						
9/12/2014	G1A	9/10/2014						
9/5/2014	G1	9/5/2014						
8/29/2014	P7A	8/28/2014						
8/22/2014	P7	8/22/2014						
8/15/2014	P6	8/14/2014						
8/8/2014	P5	8/6/2014						
8/1/2014	P4	7/27/2014						
7/25/2014	P3	7/18/2014						
7/18/2014	P2A	7/15/2014						
7/11/2014	P2	7/8/2014						
7/4/2014	P1A	6/27/2014						
6/27/2014	P1	6/26/2014						
6/10/2014	M5	6/26/2014	FEC	16	\$0 00		\$0 00	\$0 00
5/12/2014	M4	6/26/2014	FEC	45	\$0 00		\$0 00	\$0 00
4/10/2014	M3	4/27/2014	FEC	17	\$0 00		\$0 00	\$0 00
3/10/2014	M2	3/2/2014						
2/10/2014	M1	4/27/2014	FEC	76	\$0 00		\$0 00	\$0 00
1/10/2014	M12	1/17/2014	FEC	7	\$0 00		\$0 00	\$0 00
12/10/2013	M11	12/9/2013						
11/12/2013	M10	12/9/2013	FEC	27	\$0 00		\$0 00	\$0 00
10/10/2013	Q3	10/28/2013	FEC	18	\$0 00		\$0 00	\$0 00
7/10/2013	Q2	7/10/2013						
4/10/2013	Q1	4/10/2013						

EXHIBIT 5

ER

August 7, 2015

Florida Election Commission  
107 W. Gaines Street  
Suite 224 Collins Building  
Tallahassee Fl. 32399

RECEIVED  
AUG 11 11 20 2015  
COMMUNICATIONS SECTION

Referenced

Letter dated July 23, 2015  
From Fl. Election Commission  
To Charles Frederick Tolbert  
11520 Balmy Breezes LN Unit 297  
Port Richie Fl 34668

Address correspondence should be sent to:  
CFABA  
Charles Frederick Tolbert  
P O Box 23935  
Ft Lauderdale Fl 33307

Temporary address  
CFABA  
P O Box 5183  
Hudson Fl 34674

In referance to the letter please note that I am traveling throughout the State of Florida and that my tempory address is:

CFABA  
P O Box 5183  
Hudson Fl 34674

That all correspondance should be sent there until Novemeber 2015 at which time the campaign address is as I am a candidate for U.S. Sentate Floridae 2016 NPA

CFABA  
Charles Frederick Tolbert  
P O Box 23935  
Ft Lauderdale Fl 33307

The address that Fl. Election Commission sent mail to I did not sign for it and I can not be responsible for its receipt to:

Charles Frederick Tolbert  
11520 Balmy Breeses LN Unit 297  
Port Richie Fl 34668

Please note attachment that even the Division of Election has lost and failed to take reponsibility for its own action.

In reference to complaint by Div of Election Dated Dec 17, 2014

As a Doctor of Education, retired MSGT and a Pastor I take responsibility for the failure to understand the requirements set forth in complaint, even though the Div of Election has failed to take responsibility for their own lack of following the required SOP

While campaigning for president of USA in 2012 the Div of Election failed to Acknowledge their inability to track documents.

In 2013 to 2014 I traveled throughout the 67 voting districts as a Citizen for A better America, I received 1000's of signed petitions, but not the required amount to have my name placed on the ballot for Governor of Florida 2014 I elected not to take donations and therefore waivers were filled by Ms Hagendorf as the treasurer, on June 16 2014 I realize that there was a failure to communicate between the Div Of Election and Ms Hagendorf and I assumed the task of being my own Treasurer

During this time period I had all my mail forward and address to Melbourne FL from the P O Box 23935 Ft auderdale FL and found later that the Post office did not forward certain mail

In Aug 2014 I relocated to Port Richie and had my mail forwarded to the PO Box in Hudson, again the Post Office failed to forward mail

Upon receipt of the complaint dated July 23, 2015 an unauthorized individual signed for the certified letter.

I believe that according to Fox News in Oct. 2014 I had 14 % of the votes for FL Gov yet the finally count I only received 82 votes, I believe that the Div of election failure to insure proper accountability is more important than an individual who took no donations, as reflected by all correspondence and telephone conversations

I have communicated with the Div of Election by Telephone and they had my email address [cfabamerica@gmail.com](mailto:cfabamerica@gmail.com) along with my telephone number 561-398-9025 and yet they have never contacted me.

As the Div of Election has failed to take responsibility for their own lack of tracking certified mail I am uncertain why they have filed this complaint in that they knew that I was filing waivers and not taking donations.

If there has been a breach of requirements this was not done with any intent to violate section 106.24(2) or any other requirements but the lack of clear guidance and clear written instructions may be the reason for this misunderstanding.

I request that the Div of Election be investigated for the lost documents in 2012 in addition to the number of votes I received in 2014 for Gov of FL.

EXHIBIT 6(2 of 3)

Since I am currently a candidate for US Senate Fl 2016 I request that clearer information be provided for individuals lacking the staff and funds to insure reports are filed correctly.

I assure you that the understanding and telephone calls made by myself and Ms Hagendorf were to insure that we followed instructions and if we made an error it was due to the Div of Election not providing information that was understood by us.

Regards

*Charles F Tolbert*

Charles Frederick Tolbert EdD

Citizen for A Better America

CFABA

P O Box 5183

Hudson Fl 34674

[Cfabamerica@gmail.com](mailto:Cfabamerica@gmail.com)

561-398-9025

Corrected copy  
8 AM August 07, 2015

**EXHIBIT** 6 (3 of 3)





**FLORIDA ELECTIONS COMMISSION**

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

September 16, 2015

Charles Frederick Tolbert  
P.O. Box 5183  
Hudson, FL 34674

**RE: Case No.: FEC 14-494; Respondent: Charles Frederick Tolbert**

Dear Mr. Tolbert:

On December 18, 2015, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violations:

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

- 2013 M10
- 2013 M12
- 2014 M1
- 2014 M3
- 2014 M4
- 2014 M5
- 2014 D1

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

When we conclude the investigation, a copy of the Report of Investigation will be mailed to you at the above address. You may file a response to the report within 14 days from the date the

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

The Commission will then hold a hearing to determine whether there is probable cause to believe you have violated Chapters 104 or 106, Florida Statutes. You and the complainant will receive a notice of hearing at least 14 days before the hearing. The notice of hearing will indicate the location, date, and time of your hearing. You will have the opportunity to make a brief oral statement to the Commission, but you will not be permitted to testify or call others to testify, or introduce any documentary or other evidence.

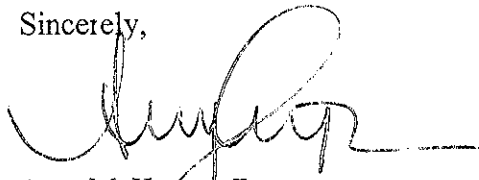
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

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

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

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

Sincerely,



Amy McKeever Toman  
Executive Director

AMT/enr

**DIVISION OF ELECTIONS  
FEC REFERRAL FORM**

RECEIVED

2014 DEC 18 P 12:44

To FEC from Division of Elections

---

---

**Name:** Charles Frederick Tolbert  
**Account Number:** 60302  
**Treasurer:** Victoria Hagendorf, Charles Tolbert

---

---

The Division of Elections is referring this issue to the Florida Elections Commission pursuant to Section 106.25 and 106.19(1)(c), Florida Statutes, in that written notifications of no reports were filed after the applicable reporting deadline for the following reports:

The late filings of the required waiver reports reflect a deliberate failure to provide information to the filing officer as required by Section 106.07(7), Florida Statutes, i.e. no report is being filed on the prescribed reporting date.

2013 M10

2013 M12

2014 M1

2014 M3

2014 M4

2014 M5

2014 D1

**Sent By:** Kristi Reid Bronson  
**Date:** December 17, 2014



ejr


## AFFIDAVIT

**STATE OF FLORIDA**  
**County of Leon**

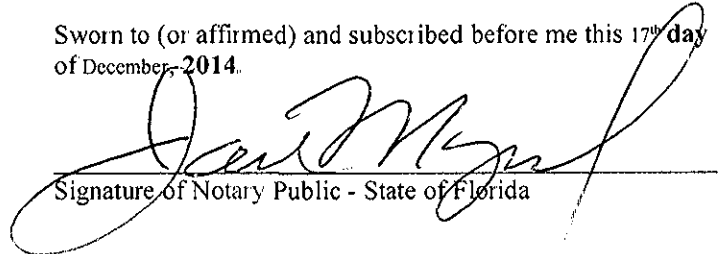
**Kristi Reid Bronson, being duly sworn, says:**

1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
2. I am of legal age and competent to testify to the matters stated herein.
3. Charles Frederick Tolbert (60302) was a 2014 candidate for the office of Governor. On April 8, 2013, Mr. Tolbert filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division designating Victoria Hagendorf as treasurer.
4. The 2013 M10 treasurer's report was due on November 12, 2013. On November 13, 2013, the Division mailed Ms. Hagendorf notification that the 2013 M10 campaign treasurer's report had not been filed.
5. On November 20, 2013, the Division mailed Ms. Hagendorf notification that the 2013 M10 campaign treasurer's report had not been filed. Ms. Hagendorf filed a waiver for this report on December 9, 2013. (See attached letters and file receipt).
6. The 2013 M12 treasurer's report was due on January 10, 2014. On January 13, 2014, the Division mailed Ms. Hagendorf notification that the 2013 M12 campaign treasurer's report had not been filed. Ms. Hagendorf filed a waiver for this report on January 17, 2014. (See attached letter and file receipt).
7. The 2014 M1 treasurer's report was due on February 10, 2014. On February 11, 2014, the Division mailed Ms. Hagendorf notification that the 2014 M1 campaign treasurer's report had not been filed.
8. On February 20, 2014, the Division mailed Ms. Hagendorf notification that the 2014 M1 campaign treasurer's report had not been filed. Ms. Hagendorf filed a waiver for this report on April 27, 2014. (See attached letters and file receipt).
9. The 2014 M3 treasurer's report was due on April 10, 2014. On April 11, 2014, the Division mailed Ms. Hagendorf notification that the 2014 M3 campaign treasurer's report had not been filed.
10. On April 25, 2014, the Division mailed Ms. Hagendorf notification that the 2014 M3 campaign treasurer's report had not been filed. Ms. Hagendorf filed a waiver for this report on April 27, 2014. (See attached letters and file receipt).

11. The 2014 M4 treasurer's report was due on May 12, 2014. On May 14, 2014, the Division mailed Ms. Hagendorf notification that the 2014 M4 campaign treasurer's report had not been filed.
12. On May 20, 2014, the Division mailed Ms. Hagendorf notification that the 2014 M4 campaign treasurer's report had not been filed. Ms. Hagendorf filed a waiver for this report on June 26, 2014. (See attached letters and file receipt).
13. The 2014 M5 treasurer's report was due on June 10, 2014. On June 11, 2014, the Division mailed Ms. Hagendorf notification that the 2014 M5 campaign treasurer's report had not been filed. Ms. Hagendorf filed a waiver for this report on June 26, 2014. (See attached letter and file receipt).
14. On June 17, 2014, Mr. Tolbert filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division designating himself as treasurer.
15. The 2014 D1 treasurer's report was due on October 25, 2014. Mr. Tolbert filed a waiver for this report on October 26, 2014. (See file receipt).

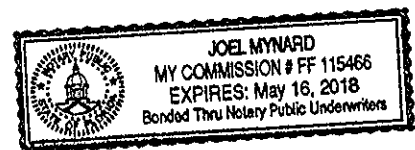
  
Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 17<sup>th</sup> day  
of December, 2014.

  
Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary  
Public

Personally Known



**STATEMENT OF  
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

2013 FEB 11 AM 10:17

FLORIDA STATE  
DIVISION OF ELECTIONS

I, Charles Frederick Tolbert,

candidate for the office of Governor;

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

X Charles Frederick Tolbert

Signature of Candidate

01-28-2013

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)

APPOINTMENT OF CAMPAIGN TREASURER  
AND DESIGNATION OF CAMPAIGN  
DEPOSITORY FOR CANDIDATES

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

(PLEASE PRINT OR TYPE)

2013 FEB 19 AM 9:59

FLORIDA 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)

Charles Frederick Tolbert

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

cfaba  
PO BOX 23935  
FT Lauderdale FL 33307

4 Telephone

5 E-mail address

(561) 3989025    cfabamerica@gmail.com

6 Office sought (include district circuit group number)

Governor

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

Mike Loesche

11 Mailing Address    cfaba PO Box 23935

FT Lauderdale FL 33307

12 Telephone

(561) 398 9025

13 City

FT Lauderdale

14 County

Broward

15 State

FL

16 Zip Code

33307

17 E-mail address

cfabamerica@gmail.com

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

19 Name of Bank    JPMorgan Chase BANK NA

20 Address

5000 W. Boynton Beach Blvd

21 City

Boynton Beach

22 County

WPB

23 State

Florida

24 Zip Code

33436

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

01-28-2013

26 Signature of Candidate

X Charles Frederick Tolbert

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

I Mike Loesche do hereby accept the appointment  
(Please Print or Type Name)

designated above as     Campaign Treasurer     Deputy Treasurer

01-28-2013

Date

X Mike Loesche

Signature of Campaign Treasurer or Deputy Treasurer



## FLORIDA DEPARTMENT OF STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

February 20, 2013

Mr. Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, Florida 33307

Dear Mr. Tolbert:

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 February 19, 2013. Your name has been placed on the 2014 active candidate list

### Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **April 10, 2013**. The report will cover the period of January 1, 2013 - March 31, 2013. All candidates who file reports with the Division of Elections are required to file by means of the Division's electronic filing system (EFS)

### Credentials and Sign-ons

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

**EFS Web site Address:** <https://efs.dos.state.fl.us>  
**Identification Number:** 60302

#### Division of Elections

R.A. Gray Bldg., Rm. 316 • 500 S Bronough St. • Tallahassee, Florida 32399-0250  
Telephone: (850) 245-6240 • Facsimile: (850) 245-6259 [elections.myflorida.com](http://elections.myflorida.com)  
Commemorating 500 years of Florida history [www.fl500.com](http://www.fl500.com)





Mr Charles Frederick Tolbert  
February 20, 2013  
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 confidential pin numbers for you. By copy of this letter, a confidential pin number to access the Division of Election's EFS was sent to your treasurer.

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

### **Timely Filing**

All reports filed must be completed and filed through the EFS not later than midnight of the due date. Reports not filed by midnight of the due date are late filed and subject to the penalties in Section 106 07(8), Florida Statutes. In the event that the EFS is inoperable on the due date, the report will be accepted as timely filed if filed no later than midnight of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

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

Mr. Charles Frederick Tolbert  
February 20, 2013  
Page Three

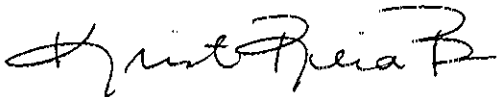
**Instructions and Assistance**

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

**All of the Division's publications and reporting forms are available on the Division of Elections' web site at <http://elections.myflorida.com>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, *2012 Candidate and Campaign Treasurer Handbook*, *2013 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/ddb

Enclosures

pc: Mr Mike Loesche, Treasurer

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  
2013 APR -8 AM 10:28

FLORIDA  
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)

Charles Frederick Tolbert

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

e faba  
PO BOX 23935  
FT Lauderdale FL 33307

4 Telephone

(561) 3989025

5 E-mail address

CFabamerica@gmail.com

6 Office sought (include district circuit group number)

GOVERNOR

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

Victoria Hagedorf

11 Mailing Address

e faba  
PO BOX 23935

12 Telephone

(561) 3989025

13 City

FT Lauderdale

14 County

Broward

15 State

FL

16 Zip Code

33307

17 E-mail address

CFabamerica@gmail.com

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

19 Name of Bank

J.P. Morgan  
CHASE BANK NA

20 Address

5055 N. Dixie Hwy  
23334

21 City

Oakland Park

22 County

Broward

23 State

Florida

24 Zip Code

~~33434~~

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

04/03/2013

26 Signature of Candidate

X Charles Frederick Tolbert

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

I Victoria Hagedorf do hereby accept the appointment  
(Please Print or Type Name)

designated above as     Campaign Treasurer     Deputy Treasurer

4/3/13

Date

X Victoria Hagedorf

Signature of Campaign Treasurer or Deputy Treasurer

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  
2013 APR -8 AM 10:28  
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)

Charles Frederick Tolbert

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

Cfaba  
PO Box 23935  
FT Lauderdale FL 33307

4 Telephone

(561) 3989025

5 E-mail address

Cfabamerica@gmail.com

6 Office sought (include district circuit group number)

GOVERNOR

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

Charles Frederick Tolbert

11 Mailing Address Cfaba

PO Box 23935

12 Telephone

(561) 3989025

13 City

FT Lauderdale

14 County

Broward

15 State

FL

16 Zip Code

33307

17 E-mail address

Cfabamerica@gmail.com

18 I have designated the following bank as my

Primary Depository

Secondary Depository

19 Name of Bank JB Morgan

CHASE BANK NA

20 Address

5055 N Dixie Hwy

21 City

OAKLAND PARK

22 County

BROWARD

23 State

FLORIDA

24 Zip Code

33334

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

04-03-13

26 Signature of Candidate

X Charles Frederick Tolbert

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

Charles Frederick Tolbert

do hereby accept the appointment

(Please Print or Type Name)

designated above as

Campaign Treasurer

Deputy Treasurer

april 04 2013

Date

X Charles Frederick Tolbert

Signature of Campaign Treasurer or Deputy Treasurer



RECEIVED  
 DEPT. OF STATE  
 2013 APR -9 PM 4:04  
 DIVISION OF ELECTIONS  
 TALLAHASSEE, FL

April 09, 2013

Florida Department of State  
 Division of Election  
 Attn David Beach  
 FAX: 18502456260

Reference: Charles Frederick Tolbert Ed.D.  
 New Appointment Campaign Treasurer

Pursuant to our conversation on April 08, 2013 and the resignation of Mike Loesha as campaign treasurer for Charles Frederick Tolbert for candidate for Governor or Florida general election 2014, I hereby appoint Victoria Hagendorf as present on form DS-DE 9 dated March 03, 2013.

In addition please note the change of address for JP Morgan Chase Bank NA main account from Boynton Beach Florida WPB County to Oakland Park Florida Broward County

*Charles Frederick Tolbert*

CITIZEN FOR A BETTER AMERICA, INC.  
 Charles Frederick Tolbert Ed.D.  
 Candidate for Governor Florida 2014 General Election  
 561-398-9025

P. O. Box 23935 Ft. Lauderdale, Florida 33307  
 Tele: 561-398-9025  
 E Mail cfabamerica@gmail.com www.cfabamerica.com



## FLORIDA DEPARTMENT of STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

April 9, 2013

Mr. Charles Frederick Tolbert (60302)  
Post Office Box 23935  
Fort Lauderdale, Florida 33307

Dear Mr. Tolbert:

Your appointment as deputy campaign treasurer for your candidacy for Governor was filed in this office. Enclosed is a security envelope containing your confidential PIN number to access the Division of Election's electronic filing system (EFS) for submitting campaign treasurer's reports

All of the Division's publications and reporting forms are available on the Division of Elections' web site at <http://elections.myflorida.com>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: *Chapters 104 and 106, Florida Statutes, 2012 Candidate and Campaign Treasurer Handbook, 2013 Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code.*

If you have questions concerning your campaign account, or the electronic filing system you may call the EFS Help Desk at (850) 245-6280.

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

KRB/ddb

Enclosure





## FLORIDA DEPARTMENT OF STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

April 10, 2013

Ms. Victoria Hagendorf, Treasurer  
Post Office Box 23935  
Fort Lauderdale, Florida 33307

Dear Ms. Hagendorf:

Your appointment as campaign treasurer for Mr. Charles Frederick Tolbert was filed in this office on April 9, 2013. Enclosed is a security envelope containing your confidential PIN number to access the Division of Election's electronic filing system (EFS) for submitting campaign treasurer's reports.

**All of the Division's publications and reporting forms are available on the Division of Elections' web site at <http://elections.myflorida.com>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: *Chapters 104 and 106, Florida Statutes, 2012 Candidate and Campaign Treasurer Handbook, 2013 Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code.***

If you have questions concerning the electronic filing system you may call the EFS Help Desk at (850) 245-6280.

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

KRB/ddb

Enclosure

pc: Mr. Charles Frederick Tolbert, Candidate (60302)



**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

2014 JUN 17 AM 11:15

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

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) 3 Address (include post office box or street, city, state, zip code)  
 Charles Frederick Tolbert P. O. Box 23935  
FT Lauderdale FL  
33307

4 Telephone 5 E-mail address  
 (561) 3989025 ctabamerica@gmail.com

6 Office sought (include district, circuit, group number) 7 If a candidate for a nonpartisan office, check if applicable:  
 Governor of Florida 2014  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  
 Charles Frederick Tolbert

11 Mailing Address 12 Telephone  
 P. O. Box 23935 (561) 3989025

13 City 14. County 15 State 16 Zip Code 17 E-mail address  
 FT Lauderdale Broward FL 33307 ctabamerica@gmail.com

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

19 Name of Bank 20 Address  
 Chase Sp Morgan Military Trail

21 City 22 County 23 State 24. Zip Code  
 Boynton Beach WPB FL 33472

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 26 Signature of Candidate  
 June 16, 2014 X Charles Frederick Tolbert

27 Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block)  
 I Charles Frederick Tolbert do hereby accept the appointment  
 (Please Print or Type Name)

designated above as  Campaign Treasurer     Deputy Treasurer  
06-16-2014 X Charles Frederick Tolbert  
 Date Signature of Campaign Treasurer or Deputy Treasurer



FEDX

RECEIVED  
DEPARTMENT OF STATE

2014 JUN 17 AM 11:15

CFABA, Inc  
Citizen for a Better America  
PO Box 23935  
Fort Lauderdale, FL 33307  
561-398-9025

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

cfabamerica@gmail.com



To: FL Dept. of Div Of Elec.  
R.A BLG 500 S Bronough St  
Rm 316  
Tallahassee fl. 32399  
Phone:800-245-6259  
Re: Write in Candidate for Gov. FI  
2014

From: Charles Frederick Tolbert Ed.D

Pages: 8

Date: June 16, 2014

cc:

Comment:

According to the requirements to a write in candidate the following documents are provided.

DS-DE-84

DS-DE-9

DS-DE-24A

CE Form 6

In addition notification that the treasurer Victoria Hagendorf has resigned and is being replaced by Deputy Treasurer Charles Frederick Tolbert effective June 16, 2014

*Charles Frederick Tolbert*

Charles Frederick Tolbert

Candidate for Gov. FI 2014

NPA

PO Box 23925

FT LAUDERDALE FL 33307



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

November 13, 2013

Victoria Hagendorf, Treasurer  
Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, FL 33307-3307

Re: CAN 60302

Dear Ms. Hagendorf:

Your campaign treasurer's report, which was due November 12, 2013, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file this report and that a fine will be assessed of \$50 per day for the first 3 days late and, thereafter \$500 per day, although a fine cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the 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.

Once your report is filed, this office will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice.

Please be advised, however, that failure to file a campaign treasurer's report may constitute a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, the division will turn the matter over to the Florida Elections Commission.

Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose a civil penalty up to \$1,000 per count for each willful violation of Chapter 106

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

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

cc: Charles Frederick Tolbert  
Candidate for Governor



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

**Second Notice**

November 20, 2013

Victoria Hagendorf, Treasurer  
Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, FL 33307-3307

Re: CAN 60302

Dear Ms Hagendorf:

Your campaign treasurer's report, due November 12, 2013, has not been received

Section 106 07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file a report.

The first notice of the failure to file the above mentioned report was mailed, via regular mail, to the address on file with our office on November 13, 2013. As of this date, we do not show a record of receiving this report


If the report is not filed via the Division's electronic filing system within 14 days of receipt of this notice, this matter will be referred to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission, upon finding a willful violation of Chapter 106, Florida Statutes, to impose a civil penalty up to \$1,000 per count

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

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

cc: Charles Frederick Tolbert  
Candidate for Governor

 Treasurer Report Status

ID: **60302** Name: **Charles Frederick Tolbert**

Report: 2013 - M10 - 4

Print Date: **12/16/2014 10:00:50 AM**

Election: 2014 General Election

Covers: 10/1/2013-10/31/2013

Amended  Waiver

Due: 11/12/2013

Filed: **12/9/2013 4:43:49 PM**

File Status: **Filed Report**

Reviewed: **12/9/2013**

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 13, 2014

Victoria Hagendorf, Treasurer  
Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, FL 33307-3307

Re: CAN 60302

Dear Ms. Hagendorf:

Your campaign treasurer's report, which was due January 10, 2014, has not been received.

Section 106 07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file this report and that a fine will be assessed of \$50 per day for the first 3 days late and, thereafter \$500 per day, although a fine cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the 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.

Once your report is filed, this office will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice.

Please be advised, however, that failure to file a campaign treasurer's report may constitute a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, the division will turn the matter over to the Florida Elections Commission.

Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose a civil penalty up to \$1,000 per count for each willful violation of Chapter 106.

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

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

cc: Charles Frederick Tolbert  
Candidate for Governor

Treasurer Report Status

ID: **60302** Name: **Charles Frederick Tolbert**

Report: 2013 - M12 - 7

Print Date: **12/16/2014 10:01:28 AM**

Election: 2014 General Election

Covers: 12/1/2013-12/31/2013

Amended  Waiver

Due: 1/10/2014

Filed: **1/17/2014 3:42:04 PM**

File Status: **Filed Report**

Reviewed: **1/17/2014**

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

February 11, 2014

Victoria Hagendorf, Treasurer  
Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, FL 33307-3307

Re: CAN 60302

Dear Ms. Hagendorf:

Your campaign treasurer's report, which was due February 10, 2014, has not been received.

Section 106 07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file this report and that a fine will be assessed of \$50 per day for the first 3 days late and, thereafter \$500 per day, although a fine cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the 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.

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Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose a civil penalty up to \$1,000 per count for each willful violation of Chapter 106.

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

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

cc: Charles Frederick Tolbert  
Candidate for Governor



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

**Second Notice**

February 20, 2014

Victoria Hagendorf, Treasurer  
Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, FL 33307-3307

Re: CAN 60302

Dear Ms Hagendorf:

Your campaign treasurer's report, due February 10, 2014, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file a report.

The first notice of the failure to file the above mentioned report was mailed, via regular mail, to the address on file with our office on February 11, 2014. As of this date, we do not show a record of receiving this report.

If the report is not filed via the Division's electronic filing system within 14 days of receipt of this notice, this matter will be referred to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission, upon finding a willful violation of Chapter 106, Florida Statutes, to impose a civil penalty up to \$1,000 per count.

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

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

cc: Charles Frederick Tolbert  
Candidate for Governor



 Treasurer Report Status

ID: **60302** Name: **Charles Frederick Tolbert**

Report: 2014 - M1 - 6

Print Date: **12/16/2014 10:02:11 AM**

Election: 2014 General Election

Covers: 1/1/2014-1/31/2014

Amended  Waiver

Due: 2/10/2014

Filed: **4/27/2014 12:52:50 PM**

File Status: **Filed Report**

Reviewed: **1/17/2014**

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

April 11, 2014

Victoria Hagendorf, Treasurer  
Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, FL 33307-3307

Re: CAN 60302

Dear Ms. Hagendorf:

Your campaign treasurer's report, which was due April 10, 2014, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file this report and that a fine will be assessed of \$50 per day for the first 3 days late and, thereafter \$500 per day, although a fine cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the 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

Once your report is filed, this office will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice

Please be advised, however, that failure to file a campaign treasurer's report may constitute a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, the division will turn the matter over to the Florida Elections Commission.

Section 106 265(1), Florida Statutes, authorizes the Florida Elections Commission to impose a civil penalty up to \$1,000 per count for each willful violation of Chapter 106

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

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

cc: Charles Frederick Tolbert  
Candidate for Governor



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

**Second Notice**

April 25, 2014

Victoria Hagendorf, Treasurer  
Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, FL 33307-3307

Re: CAN 60302

Dear Ms Hagendorf:

Your campaign treasurer's report, due April 10, 2014, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file a report.

The first notice of the failure to file the above mentioned report was mailed, via regular mail, to the address on file with our office on April 11, 2014. As of this date, we do not show a record of receiving this report.

If the report is not filed via the Division's electronic filing system within 14 days of receipt of this notice, this matter will be referred to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission, upon finding a willful violation of Chapter 106, Florida Statutes, to impose a civil penalty up to \$1,000 per count.

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

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

cc: Charles Frederick Tolbert  
Candidate for Governor

 Treasurer Report Status

ID: **60302** Name: **Charles Frederick Tolbert**

Report: 2014 - M3 - 9

Print Date: **12/16/2014 10:02:45 AM**

Election: 2014 General Election

Covers: 3/1/2014-3/31/2014

Amended  Waiver

Due: 4/10/2014

Filed: **4/27/2014 12:45:54 PM**

File Status: **Filed Report**

Reviewed: **4/27/2014**

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'



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

May 14, 2014

Victoria Hagendorf, Treasurer  
Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, FL 33307-3307

Re: CAN 60302

Dear Ms. Hagendorf:

Your campaign treasurer's report, which was due May 12, 2014, has not been received

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file this report and that a fine will be assessed of \$50 per day for the first 3 days late and, thereafter \$500 per day, although a fine cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the 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

Once your report is filed, this office will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice

Please be advised, however, that failure to file a campaign treasurer's report may constitute a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, the division will turn the matter over to the Florida Elections Commission.

Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose a civil penalty up to \$1,000 per count for each willful violation of Chapter 106

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

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

cc: Charles Frederick Tolbert  
Candidate for Governor



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

**Second Notice**

May 20, 2014

Victoria Hagendorf, Treasurer  
Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, FL 33307-3307

Re: CAN 60302

Dear Ms. Hagendorf:

Your campaign treasurer's report, due May 12, 2014, has not been received

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file a report

The first notice of the failure to file the above mentioned report was mailed, via regular mail, to the address on file with our office on May 14, 2014. As of this date, we do not show a record of receiving this report.

If the report is not filed via the Division's electronic filing system within 14 days of receipt of this notice, this matter will be referred to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission, upon finding a willful violation of Chapter 106, Florida Statutes, to impose a civil penalty up to \$1,000 per count

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

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

cc: Charles Frederick Tolbert  
Candidate for Governor

 Treasurer Report Status

ID: **60302** Name: **Charles Frederick Tolbert**

Report: 2014 - M4 - 10

Print Date: **12/16/2014 10:03:14 AM**

Election: 2014 General Election

Covers: 4/1/2014-4/30/2014

Amended  Waiver

Due: 5/12/2014

Filed: **6/26/2014 1:51:18 PM**

File Status: **Filed Report**

Reviewed: **4/27/2014**

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'



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

June 11, 2014

Victoria Hagendorf, Treasurer  
Charles Frederick Tolbert  
Post Office Box 23935  
Fort Lauderdale, FL 33307-3307

Re: CAN 60302

Dear Ms. Hagendorf:

Your campaign treasurer's report, which was due June 10, 2014, has not been received.

Section 106.07(8)(b), Florida Statutes, requires that the filing officer immediately notify you of the failure to file this report and that a fine will be assessed of \$50 per day for the first 3 days late and, thereafter \$500 per day, although a fine cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the 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.

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Please be advised, however, that failure to file a campaign treasurer's report may constitute a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, the division will turn the matter over to the Florida Elections Commission.

Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose a civil penalty up to \$1,000 per count for each willful violation of Chapter 106.

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

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

cc: Charles Frederick Tolbert  
Candidate for Governor



 Treasurer Report Status

ID: **60302** Name: **Charles Frederick Tolbert**

Report: 2014 - M5 - 11

Print Date: **12/16/2014 10:03:46 AM**

Election: 2014 General Election

Covers: 5/1/2014-5/31/2014

Amended  Waiver

Due: 6/10/2014

Filed: **6/26/2014 1:53:19 PM**

File Status: **Filed Report**

Reviewed: **6/26/2014**

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'

 **Treasurer Report Status**

ID: **60302**      Name: **Charles Frederick Tolbert**

Report: 2014 - D1 - 30

Print Date: **12/16/2014 10:04:16 AM**

Election: 2014 General Election

Covers: 10/18/2014-10/24/2014

Amended     Waiver

Due: 10/25/2014

Filed: **10/26/2014 2:36:58 PM**

File Status: **Filed Report**

Reviewed: **10/26/2014**

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'

**HISTORY NOTES**  
Charles Frederick Tolbert - 60302

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
38854	6/23/2014 4:01:00 PM		mcchellman
After CredReq received called Can and gave him his two PINs and the new PW. 561-398-9025			
32574	3/5/2013 2:33:00 PM		ddbearch
Treasurer not registered on P.O Box for this account - credentials returned - Mr Tolbert was aware - he is in process of changing treasurer, therefore Mr Tolbert asked us to wait for the receipt of new documents for treasurer/depository before we do anything else with this account - returned mail palced in hold file w/Terri			