

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Julia Diane Coakley

Case No.: FEC 16-605

TO: Julia Diane Coakley
3630 Oak Vista Lane
Winter Park, FL 32792

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, **November 28, 2017 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **412 Knott Building, Pat Thomas Committee Room, 404 South Monroe Street, 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
November 13, 2017

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.

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STATE OF FLORIDA
ELECTIONS COMMISSION

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,
Petitioner,**

Case No.: FEC 16-605

v.

**Julia Diane Coakley,
Respondent.**

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on August 16, 2017, in Tallahassee, Florida.


On June 12, 2017, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

Count 1:

On or about September 22, 2016, Julia Diane Coakley violated Section 106.07(7), Florida Statutes, when she failed to notify the filing officer in writing on the prescribed reporting date that she would not be filing her 2016 Termination Report.

The Commission finds that there is **no probable cause** to charge Respondent with violating Sections 106.141(1), and 106.19(1)(c), Florida Statutes.

DONE AND ORDERED by the Florida Elections Commission on August 16, 2017.



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Stephanie J. Cunningham, Assistant General Counsel
Julia Diane Coakley, 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: Julia Diane Coakley

Case No.: FEC 16-605

TO: Julia Diane Coakley
3630 Oak Vista Lane
Winter Park, FL 32792

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, **August 16, 2017 at 10:30 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.

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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.

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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
August 1, 2017

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

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

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

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

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: Julia Diane Coakley /

Case No.: FEC 16-605

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)**, and **no probable cause** to charge Respondent with violating **Sections 106.141(1)**, and **106.19(1)(c)**, Florida Statutes. Based upon a thorough review of the Report of Investigation submitted on May 19, 2017, the following facts and law support this staff recommendation:

1. On October 21, 2016, the Florida Elections Commission (“Commission”) received a referral from the Department of State, Division of Elections (“Division” or “Complainant”), alleging that Julia Diane Coakley (“Respondent”) violated Chapter 106, Florida Statutes.
2. Respondent was a 2016 candidate for State Representative, District 28. (ROI Exhibit 9)¹
3. By letter dated March 8, 2017, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because she had not received funds, made contributions, or expended reportable funds during the 2016 termination reporting period.

Section 106.141(1), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, failed to timely file her 2016 Termination Report reflecting the disposition of all remaining campaign funds.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, may have falsely reported or deliberately failed to include information in her 2016 Termination Report, as required by Chapter 106.

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

4. By letter dated July 21, 2015, Kristi Reid Bronson, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received her Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form and that her name was placed on the 2016 active candidate list. (ROI Exhibit 3, page 1)

5. The acknowledgment letter advised Respondent that all candidates filing reports with the Division are required to use the electronic filing system (“EFS”), and provided Respondent with a user identification number and initial password to grant access to the EFS. (ROI Exhibit 3, page 1) The letter further advised Respondent that all of the Division’s publications and reporting forms were available on its website and directed Respondent to print out the *Calendar of Reporting Dates* as well as other relevant documents. (ROI Exhibit 3, page 3)

Alleged Violation: Section 106.07(7), Florida Statutes

6. Complainant alleged that Respondent violated Florida’s election laws by failing to notify the filing officer on the prescribed reporting date that no report would be filed for the 2016 Termination reporting period.

7. Respondent’s 2016 Termination Report was due to be filed by September 22, 2016; however, Respondent failed to timely file the report or notify the filing officer that no report would be filed. (ROI Exhibit 7, page 1) By letters dated September 23, 2016, and October 3, 2016, the Division notified Respondent that her 2016 Termination Report had not been received. The letters also notified Respondent that she was still required to notify the Division if she had no reportable financial activity. (ROI Exhibits 4 & 5) The October 3, 2016 letter was confirmed delivered. (ROI Exhibit 5, page 2)

8. A subpoena was issued to Respondent’s designated campaign depository to ascertain whether any financial activity occurred during the relevant reporting period, i.e., June 25, 2016 – September 21, 2016. The financial institution had no records responsive to the Commission’s subpoena. (ROI Exhibit 8)

9. Respondent stated that she was unaware that a termination report was required to be filed. (ROI Exhibit 6, page 1) As of May 18, 2017, Respondent had not filed her 2016 Termination Report or notified the filing officer that no report would be filed.

10. Based upon a review of Respondent’s campaign finance activity, the campaign submitted notices of no activity for the twelve reporting periods prior to the 2016 Termination reporting period showing that there was no reportable financial activity that took place during the campaign.

11. As it appears that Respondent had no financial activity, Respondent was required to notify the filing officer in writing that she would not be filing her 2016 Termination Report on the prescribed reporting date, but failed to do so.

Alleged Violation: Section 106.141(1), Florida Statutes

12. Complainant alleged that Respondent violated Florida's election laws by failing to file the campaign's 2016 Termination Report.

13. Based on the above analysis, it appears that Respondent had no financial activity for the relevant reporting period. Therefore, it does not appear that Respondent was required to file the campaign's 2016 Termination Report as the report was waived due to a lack of reportable financial activity.

Alleged Violation: Section 106.19(1)(c), Florida Statutes

14. Complainant alleged that Respondent violated Florida's election laws by falsely reporting or deliberately failing to include information required by Chapter 106, Florida Statutes.

15. Based on the above analysis, it appears that Respondent had no financial activity for the relevant reporting period. Therefore, it does not appear that Respondent falsely reported or deliberately failed to include information in her 2016 Termination Report as the report was waived due to a lack of reportable financial activity.

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

17. The facts set forth above show that Respondent was a 2016 candidate for State Representative, District 28. It appears that Respondent had no financial activity during the relevant reporting period, and therefore was required to notify the filing officer in writing that she would not be filing her 2016 Termination Report on the prescribed reporting date, but failed to do so. Therewith, it does not appear that Respondent was required to file the campaign's 2016 Termination Report nor does it appear that Respondent falsely reported or deliberately failed to include information in her 2016 Termination Report as the report was waived due to a lack of reportable financial activity.

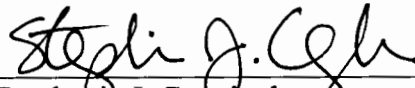
Based upon these facts and circumstances, I recommend that the Commission find **no probable cause** to charge Respondent with violating **Sections 106.141(1), and 106.19(1)(c), Florida Statutes**, and find **probable cause** to charge Respondent with violating the following:

Count 1:

On or about September 22, 2016, Julia Diane Coakley violated Section 106.07(7), Florida Statutes, when she failed to notify the

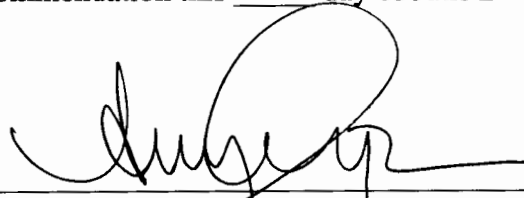
filing officer in writing on the prescribed reporting date that she would not be filing her 2016 Termination Report.

Respectfully submitted on June 12, 2017.



Stephanie J. Cunningham
Assistant General Counsel

I reviewed this Staff Recommendation this 12th day of June 2017.



Amy McKeever Toman
Executive Director

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 16-605

Respondent: Julia Diane Coakley

Complainant: Division of Elections

On October 21, 2016, the Florida Elections Commission (“Commission”) received a referral from the Division of Elections alleging that Respondent violated Chapter 106, Florida Statutes. Commission staff investigated whether Respondent violated the following statutes:

Section 106.141(1), Florida Statutes, failure to timely file the 2016 Termination Report reflecting the disposition of all remaining campaign funds;

Section 106.07(7), Florida Statutes, failing to notify the filing officer, in writing, on the prescribed reporting date that no report would be filed on that date because she had not received funds, made contributions, or expended reportable funds during the 2016 Termination Reporting period; and

Section 106.19(1)(c), Florida Statutes, falsely reporting or deliberately failing to report information required by Chapter 106, Florida Statutes.

I. Preliminary Information:

1. Respondent was a first-time candidate for 2016 State Representative, District 28; she did not complete the candidate-qualifying process.
2. Complainant is the Division of Elections (Division).
3. Respondent’s filing officer is Kristi Reid-Bronson, Chief, Bureau of Election Records.

II. Alleged Violation of 106.141(1), Florida Statutes:

4. I investigated whether Respondent violated this section of the election laws by failing to timely file a 2016 Termination Report (TR) reflecting the disposition of all remaining campaign funds.

5. On October 20, 2016, a Division staff representative, Kristi Reid-Bronson, submitted a sworn affidavit regarding Respondent’s failure to file a 2016 TR campaign treasurer’s

report. To review the October 20, 2016 sworn affidavit, refer to Exhibit 1.

6. On July 20, 2015, Respondent filed the "Appointment of Campaign Treasurer and Designation of Campaign Depository" (DS-DE 9) with her filing officer. Respondent appointed herself as her own campaign treasurer. To review a copy of Respondent's DS-DE 9 form, refer to Exhibit 2.

7. On July 21, 2015, Complainant mailed Respondent a letter acknowledging receipt of the DS-DE 9 form and informing her that her name had been placed on the 2016 active candidate list. To view a copy of the July 21, 2015 acknowledgement letter, refer to Exhibit 3.

8. On September 23, 2016, Complainant mailed Respondent notification that the 2016 TR treasurer's report had not been filed. This letter was sent to the address Respondent provided on her DS-DE 9 form; Exhibit 2. To review a copy of the Respondent's September 23, 2016 letter, refer to Exhibit 4.

9. On October 3, 2016, Complainant mailed Respondent a certified letter titled "Final Notice" informing her that the 2016 TR treasurer's report had not been filed, which included a delivery confirmation receipt. This letter was also sent to the address Respondent provided on her DS-DE 9 form; Exhibit 2. To view a copy of the October 3, 2016 letter with delivery confirmation, refer to Exhibit 5.

10. In a telephone interview on February 7, 2017, Respondent stated she had moved and had not received any notices from Complainant in the mail. She stated she was unaware that the 2016 TR treasurer's report was supposed to be filed through the electronic filing system (EFS), and that she would sign into the EFS and file the report that evening. To review a copy of the telephone log, refer to Exhibit 6, entry 1.

11. During the course of the investigation, I reviewed Respondent's previous filing history. I determined that there were twelve reporting periods prior to the 2016 TR reporting period. Notices-of-no-activity were filed for all twelve reporting periods. To review a copy of Respondent's filing history, refer to Exhibit 7.

12. As of the day of this report, there is no record that Respondent has filed a 2016 TR campaign treasurer's report.

13. No record of Respondent having previously violated this section of law was found.

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

14. I investigated whether Respondent violated this section of the election laws by failing to notify the filing officer on the prescribed reporting date that no report would be filed on that date because she had not received funds, made contributions, or expended reportable funds during the 2016 Termination Reporting period.

15. On March 20, 2017, a letter regarding Respondent's campaign account records were received as a result of a subpoena from PNC Bank, Respondent's campaign depository listed on her DS-DE 9 form filed on July 20, 2015; Exhibit 2. The letter indicates that they could not

locate any records in regards to Respondent's campaign account. To review the March 20, 2017 letter, refer to Exhibit 8.

16. As previously stated in paragraph 11, during the investigation, Respondent's filing history revealed that she had filed notices-of-no-activity for all previous reporting periods, prior to the 2016 TR reporting period; Exhibit 7.

17. There is record of Respondent having previously violated this section of law. In the matter of FEC 16-030, the Florida Elections Commission voted to approve a Consent Order agreed to by Respondent and Commission staff.

IV. Alleged Violation of Section 106.19(1)(c), Florida Statutes:

18. I investigated whether Respondent violated this section of the election laws by falsely reporting or deliberately failing to include information in a 2016 Termination Report.

19. As of the date of this report, no termination report has been filed. As previously stated in paragraph 11, Respondent's filing history revealed that she filed notices-of-no-activity for all previous reporting periods prior to the 2016 TR reporting period; Exhibit 7.

20. As previously stated in paragraph 15, PNC Bank stated they could not locate any record of Respondent's campaign account; Exhibit 8.

21. No record of Respondent having previously violated this section of law was found.

V. FEC History:

22. As previously discussed in paragraph 17, in the matter of FEC 16-030, the Florida Elections Commission, at its August 2016 meeting, voted to approve a Consent Order agreed to by Respondent and Commission staff. The consent final order was filed with the clerk of the commission on August 24, 2016. This case pertained to the untimely filing of two notices-of-no-activity (waivers).

Conclusion:

23. As previously discussed in paragraph 10, Respondent stated in a telephone interview that she had been unaware that she was supposed to file a 2016 TR report through the EFS; Exhibit 6. Respondent did not return a questionnaire-affidavit, or a final telephone call to make additional comments regarding the findings of this investigation. I am unable to ascertain whether she has read Chapter 106, Florida Statutes, and/or the *Candidate and Campaign Treasurer Handbook*.

24. In the July 21, 2015 acknowledgement letter, Respondent was informed that all of the Division's publications were available online at the DOE's website. In the letter, Respondent was admonished as follows: **It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, *Candidate and Campaign Treasurer Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code;**

Exhibit 3.

25. On July 20, 2015, Respondent filed her Statement of Candidate for Florida State Representative, District 28 acknowledging that she had been provided access to read and understand the requirements of Chapter 106, Florida Statutes. To view a copy of the Statement of Candidate, refer to Exhibit 9.

Respectfully submitted on May 19, 2017.



Samantha Spore
Investigation Specialist

Current address of Respondent

Ms. Julia Diane Coakley
3630 Oak Vista Lane
Winter Park, FL 32792

Current address of Complainant

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

Name and Address of Filing Officer:

Ms. Kristi Reid-Bronson
Chief of Bureau of Election Records
500 South Bronough Street, Room 316
Tallahassee, FL 32399

Copy furnished to: Mr. David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Julia Diane Coakley -- FEC 16-605

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	October 20, 2016 Sworn Affidavit
Exhibit 2	July 20, 2015 DS-DE 9 Form
Exhibit 3	July 21, 2015 Acknowledgment Letter
Exhibit 4	September 23, 2016 Letter
Exhibit 5	October 3, 2016 Letter With Delivery Confirmation
Exhibit 6	Investigative Telephone Log
Exhibit 7	Respondent's Filing History
Exhibit 8	March 20, 2017 PNC Bank Letter
Exhibit 9	July 20, 2015 Statement of Candidate

AFFIDAVIT

STATE OF FLORIDA


County of Leon

Kristi Reid Bronson, being duly sworn, says:

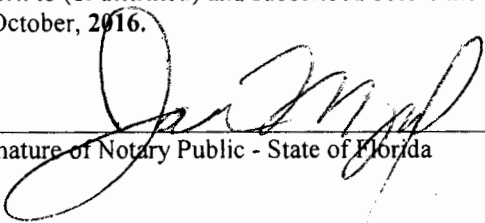
1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. Julia Diane Coakley (64823) was a 2016 candidate for the office of State Representative.
5. On July 20, 2015, Ms. Coakley filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. She appointed herself as treasurer. (See attached documents and acknowledgment letter.)
6. The 2016 TR campaign treasurer's report was due on September 22, 2016. On September 23, 2016, the Division mailed Ms. Coakley notification that the 2016 TR treasurer's report had not been filed. (See attached letter.)
7. On October 3, 2016, the Division mailed Ms. Coakley final notification with delivery confirmation that the 2016 TR treasurer's report had not been filed. (See attached letter with delivery confirmation.)
8. Ms. Coakley did not notify the Division of Elections prior to or on the prescribed reporting date for the 2016 TR report that no report was to be filed.

9. As of October 20, 2016, Ms. Coakley has not filed the 2016 TR report.

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


Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 20th day of October, 2016.


Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known _____



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

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

(PLEASE PRINT OR TYPE)

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

RECEIVED
DEPARTMENT OF STATE
2015 JUL 20 AM 10:05
DIVISION OF ELECTIONS

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

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

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

Julia Diane Coakley

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

602 Casa Park Court O
Winter Springs, Florida 32708

4. Telephone

(321) 947-6013

5. E-mail address

lhhsjuliac@gmail.com

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

Florida State House of Representatives (District 28) -
Year 2016

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 Democratic Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Julia Diane Coakley

11. Mailing Address

602 Casa Park Court O

12. Telephone

(321) 947-6013

13. City

Winter Springs

14. County

Seminole

15. State

Florida

16. Zip Code

32708

17. E-mail address

lhhsjuliac@gmail.com

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

19. Name of Bank

PNC

20. Address

1851 WP Ball Boulevard

21. City

Sanford

22. County

Seminole

23. State

Florida

24. Zip Code

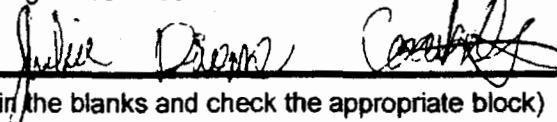
32771

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

July 17, 2015

26. Signature of Candidate



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

I, Julia Diane Coakley, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

July 17, 2015

Date

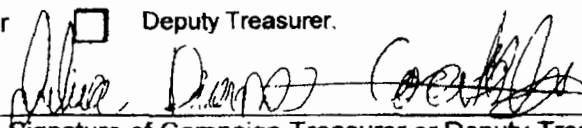

Signature of Campaign Treasurer or Deputy Treasurer

EXHIBIT 2



FLORIDA DEPARTMENT of STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

July 21, 2015

Ms. Julia Diane Coakley
602 Casa Park Court O
Winter Springs, Florida 32708

Dear Ms. Coakley:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on July 20, 2015. Your name has been placed on the 2016 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **August 10, 2015**. The report will cover the period of July 1-31, 2015 (M7). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

Credentials and Sign-ons

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

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

Identification Number: 64823

EXHIBIT 3 page 1 of 3



Julia Diane Coakley
July 21, 2015
Page Two

Pin Numbers

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

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

Timely Filing

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

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

Electronic Receipts

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

Julia Diane Coakley
July 21, 2015
Page Three

Instructions and Assistance

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

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

Please let me know if you need additional information.

Sincerely,



Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/js

Enclosures



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

September 23, 2016

Julia Diane Coakley
602 Casa Park Court O
Winter Springs, FL 32708-2708

CAN 64823

Dear Ms. Coakley:

Our records indicate that you have not filed either your termination report or notification that no reportable activity occurred, whichever is applicable. The filing date was September 22, 2016.

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

- If reportable activity occurred and you have not filed a report, statutory fines are automatically assessed as \$50 per day until you file your report. The total fine for the untimely report cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the cover period. Even if you end up filing your report late, we cannot waive the statutory fines. We will notify you of the specific amount of fines owed once you file your report. You have 20 days from the day you receive the notice to pay the fine or to appeal the fine to the Florida Elections Commission.
- If no reportable activity occurred for the report date(s), you are still required to notify us in writing, via the Division's Electronic Filing System, that no reportable activity occurred. No automatic fines are statutorily assessed.

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

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

Sincerely,

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

Kristi Reid Bronson, Chief
Bureau of Election Records

EXHIBIT 4



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice
Delivery Confirmation:

USPS TRACKING # **9114 9014 9645 0630 6773 83**
& CUSTOMER
RECEIPT For Tracking or Inquiries go to USPS.com
or call 1-800-222-1811.

October 3, 2016

Julia Diane Coakley
602 Casa Park Court O
Winter Springs, FL 32708-2708

CAN 64823

Dear Ms. Coakley:

A recent review of the Division's records show that the Division has not yet received your termination report or the required notification that *no reportable activity occurred, whichever is applicable*.

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

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

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

EXHIBIT 5 page 1 of 2



USPS Tracking®

Still Have Questions?
Browse our FAQs



Tracking Number: 9114901496450630677383

Updated Delivery Day: Wednesday, October 5, 2016

Product & Tracking Information

Available

Postal Product:

Features:
USPS Tracking®

Text Updates

DATE & TIME

STATUS OF ITEM

LOCATION

Email Updates

October 5, 2016 , 11:05 am

Delivered, In/At Mailbox

WINTER
SPRINGS, FL 32708

Your item was delivered in or at the mailbox at 11:05 am on October 5, 2016 in WINTER SPRINGS, FL 32708.

October 5, 2016 , 3:47 am	Arrived at Post Office	WINTER SPRINGS, FL 32708
October 4, 2016 , 11:10 am	Arrived at USPS Facility	ORLANDO, FL 32824
October 3, 2016 , 10:02 pm	Departed USPS Facility	TALLAHASSEE, FL 32301
October 3, 2016 , 7:51 pm	Arrived at USPS Facility	TALLAHASSEE, FL 32301

Track Another Package

Manage Information

Tracking (or receipt) number

Track It

Track all your packages
No tracking number?

Sign up for My

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 16-605**

Respondent: Julia Diane Coakley

Complainant: Division of Elections

1. **Date and time:** 02/07/2017- 9:17 AM
Name: Respondent
Phone #: 321-947-6013
Summary: I made an initial call to the Respondent at the number listed above. She stated she had been unaware that she had a complaint filed against her from the Division, and had not received our notices in the mail. She has moved, and has a new mailing address: 3630 Oak Vista Lane, Winter Park, FL 32792. She enquired what the complaint was regarding, and I explained that she had not filed her 2016 TR report, that was due on 09/22/2016. She stated she had been unaware that this report was supposed to be filed, and that she would go on to the EFS this evening to try and take care of the matter. She stated she would do it now, however, she was running late, and was trying to leave her house for the day. I explained that her case was still open for investigation, and to call me if she had any questions. She wrote down my name and telephone number and extension.
Memo to File? No
Entered by: S. Spore
2. **Date and time:** 02/07/2017- 2:05 PM
Name: PNC Bank- Sanford
Phone #: 407-688-8890
Summary: I called and spoke with a young woman who stated that their bank accepts subpoenas through the mail. She told me to mail it to any of the branches, and it would be forwarded to the legal department.
Memo to File? No
Entered by: S. Spore
3. **Date and time:** 03/02/2017- 11:40 AM
Name: PNC Bank- Sanford
Phone #: 407-688-8890
Summary: I called and spoke with Keri, who stated that all subpoenas are sent to their legal processing department. She attempted to look Respondent up in the system, to see if she could give me a status update, however, she couldn't find Respondent in the system. She took down my name and telephone number, and stated she would have someone from the legal department return my call.
Memo to File? No
Entered by: S. Spore
4. **Date and time:** 03/07/2017- 11:08 AM
Name: PNC Bank- Sanford
Phone #: 407-688-8890

Summary: I called again, and spoke with a bank representative. I asked for the branch manager, and was told that unfortunately, none of the managers were in today. I explained that I was calling in reference to a subpoena that was sent for bank records, and asked if I could speak to someone in the legal department. I was told that they could not forward my call. The bank representative I spoke with asked if I was the person who had spoken to "Matt", and I explained that I had not spoken to any Matts, but had spoken with Keri on March 2, 2017, and had not heard back regarding the subpoena. The representative told me that Keri is not in the office today, and gave me her email address, in case I would like to follow up with her by email: kerianne.penafield@pnc.com. I looked Keri up in the PNC system after this phone call, however, she is a mortgage broker with PNC Bank, and is not the person I need to speak with regarding the status of the subpoena.

Memo to File? No

Entered by: S. Spore

5. **Date and time:** 03/07/2017- 3:18 PM

Name: PNC Bank- Orlando

Phone #: 407-841-6369

Summary: I called the Pine Street branch of PNC Bank in Orlando, to see if they could assist me in my follow-up with the subpoena that was mailed on 02/07/2017, as the Sanford branch did not seem to be able to give me any information when I have contacted them. I spoke with Matthew McGovern, the branch manager. He stated that there was no one at the local level that I could speak to regarding subpoenas, and there was no way for him to look up information regarding this on his end. I asked if he had a telephone number for the legal department, for me to follow-up on the subpoena, however, he stated he does not have a telephone number for the legal department. He explained that the only number he has for the legal department was their fax number, however, this fax number is for internal use only, and he cannot give me that information. He told me that if I e-mailed a copy of the subpoena to his e-mail address at the bank, he would be able to fax the subpoena to the legal department internally. His email address: matthew.mcgovern@pnc.com. He said he would attempt to fax the subpoena by close of business today. I thanked him for his help.

Memo to File? No

Entered by: S. Spore

6. **Date and time:** 03/09/17- 9:26 AM

Name: PNC Bank Legal Department

Phone #: 412-762-5917

Summary: I received a phone message that Terri from PNC Bank's legal department had tried to call me. I returned her call at the number provided for me, and reached her voicemail box. I left a message, asking her to return my call.

Memo to File? No

Entered by: S. Spore

7. **Date and time:** 03/09/17- 9:49 AM

Name: PNC Bank Legal Department

Phone #: 412-762-5917

Summary: Terri returned my call, and stated that they have attempted to locate a bank account under Respondent's name, and have been unsuccessful. She asked if we had Respondent's social security number, as she has tried every possible way to locate a bank

account, without success. I let her know that we do not have a social security number to give her. She stated that, using every search deviation she could think of, it looked as if there was no account opened by Respondent. She stated they would be sending out a response to the subpoena today. I thanked her for her assistance.

Memo to File? No

Entered by: S. Spore

8. **Date and time:** 05/08/17- 1:48 PM

Name: Respondent

Phone #: 321-947-6013

Summary: I called to speak with Respondent for a final interview. I reached a voicemail box, and left a message, asking her to return my call. I left my name, phone number and extension on the voicemail.

Memo to File? No

Entered by: S. Spore

9. **Date and time:**

Name:

Phone #:

Summary:

Memo to File? No

Entered by:

10. **Date and time:**

Name:

Phone #:

Summary:

Memo to File? No

Entered by:



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

Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Julia Diane Coakley

Name: Coakley

Account: 64823

Election:

Acct: 64823

Type: Candidate

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
9/22/2016	TR		FEC	0	\$0.00		\$0.00	\$0.00
7/1/2016	P1	7/23/2016						
6/10/2016	M5	7/23/2016	CLO	43	\$0.00		\$0.00	\$0.00
5/10/2016	M4	5/10/2016						
4/11/2016	M3	4/10/2016						
3/10/2016	M2	3/10/2016						
2/10/2016	M1	2/10/2016						
1/11/2016	M12	1/13/2016	FOI	2	\$0.00		\$0.00	\$0.00
12/10/2015	M11	12/17/2015	FOI	7	\$0.00		\$0.00	\$0.00
11/10/2015	M10	11/10/2015						
10/13/2015	M9	10/10/2015						
9/10/2015	M8	9/10/2015						
8/10/2015	M7	8/10/2015						

EXHIBIT 7 page 1 of 2



**Florida Department of State
Division of Elections**

**2016 General Election
Julia Diane Coakley (DEM)
State Representative**

Campaign Finance Activity

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

	Filing Period	Contributions			Expend	Other	Transfers
		Monetary	Loans	InKind			
W	07/20/2015 - 07/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	08/01/2015 - 08/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	09/01/2015 - 09/30/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	10/01/2015 - 10/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	11/01/2015 - 11/30/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	12/01/2015 - 12/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	01/01/2016 - 01/31/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	02/01/2016 - 02/29/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	03/01/2016 - 03/31/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	04/01/2016 - 04/30/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	05/01/2016 - 05/31/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	06/01/2016 - 06/24/2016	0.00	0.00	0.00	0.00	0.00	0.00
•	All Dates (Totals)	0.00	0.00	0.00	0.00	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 ▼

Submit Query Now

[Query the Campaign Finance Data Base](#)

EXHIBIT 7 page 2 of 2

[Department of State] [Division of Elections] [Candidates and Races] [Campaign Finance Information]



RECEIVED

2017 MAR 20 A 10:47

STATE OF FLORIDA
ELECTIONS COMMISSION

March 13, 2017

Samantha Spore
Florida Elections Commission
107 W. Gaines St., Ste. 224
Tallahassee, FL 32399-1050

Regarding: Julia Coakley
PNC Bank File No: PNC-2017-R2821

PNC Bank has received your request for customer documents. PNC Bank is unable to respond to your request for the reason(s) that is indicated below.

- PNC Bank cannot produce customer documents to you absent the consent of our customer or receipt of a subpoena or other item of legal process.
- The item that was received by the Records Custodian was not served on PNC Bank in accordance with procedures provided to us by the bank's Legal Department.
- The customer and/or account identified in your request cannot be located through the description provided by you. Please forward to the Records Custodian any additional information you may have to assist the bank in identifying records. For example, a tax identification number, or a copy of the record which led you to believe that PNC Bank would have records.
- PNC Bank finds no records responsive to your request.

On all e-mails, phone calls and correspondence please refer to the file number that is set forth above.

Sincerely,

Cheryl A Basko
Records Custodian
Phone: 216-257-8213
Fax: 888-678-1472
4100 W 150th St
Cleveland OH 44135
Email: cheryl.basko@pnc.com

Notice to Recipient: You are the Addressee (or authorized to receive for the Addressee), you may not use, copy or disclose to anyone the information contained in the attachments. If you have received these attachments in error, please return to the sender or advise the sender who may instruct you to destroy the attachments.

If you are the Addressee or otherwise authorized to receive, please ensure that the attached materials are for the customer for whom you have asked for information.

EXHIBIT

8

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

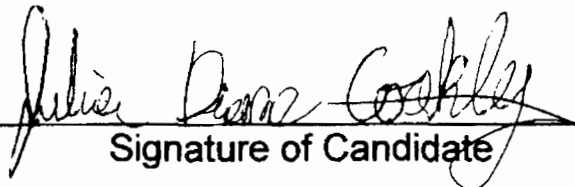
OFFICE USE ONLY
RECEIVED
DEPARTMENT OF
2015 JUL 20 AM 10:05
SECTION OF ELECTIONS

I, Julia Diane Coakley,

candidate for the office of Florida State Representative (District 28) - Year 2016 ;

have been provided access to read and understand the requirements of

Chapter 106, Florida Statutes.

X 
Signature of Candidate

July 17, 2015
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).

EXHIBIT 9



FLORIDA ELECTIONS COMMISSION

**107 W. Gaines Street,
Suite 224 Collins Building
Tallahassee, Florida 32399-1050
Telephone: (850) 922-4539
Fax: (850) 921-0783**

March 8, 2017

Julia Diane Coakley
3630 Oak Vista Ln
Winter Park, FL 32792

RE: Case No.: FEC 16-605; Respondent: Julia Diane Coakley – AMENDED LETTER OF LEGAL SUFFICIENCY

Dear Ms. Coakley:

On October 21, 2016, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violations:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because she had not received funds, made contributions, or expended reportable funds during the 2016 termination reporting period.

Section 106.141(1), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, failed to timely file her 2016 Termination Report reflecting the disposition of all remaining campaign funds.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, may have falsely reported or deliberately failed to include information in her 2016 Termination Report, as required by Chapter 106.

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.

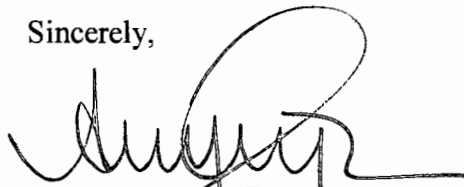
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

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 **Samantha Spore**, the investigator assigned to this case.

Sincerely,



Amy McKeever Tomah
Executive Director

AMT/enr



FLORIDA ELECTIONS COMMISSION

107 W. Gaines Street,
Suite 224 Collins Building
Tallahassee, Florida 32399-1050
Telephone: (850) 922-4539
Fax: (850) 921-0783

January 27, 2017

Julia Diane Coakley
602 Casa Park Court O
Winter Springs, FL 32708

RE: Case No.: FEC 16-605; Respondent: Julia Diane Coakley

Dear Ms. Coakley:

On October 21, 2016, 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 106.141(1), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, failed to timely file her 2016 Termination Report reflecting the disposition of all remaining campaign funds.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, may have falsely reported or deliberately failed to include information in her 2016 Termination Report, as required by Chapter 106.

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.

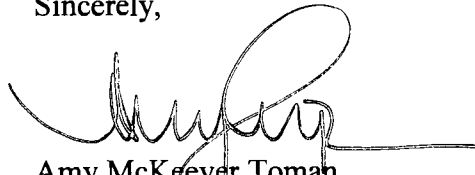
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

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 **Samantha Spore**, the investigator assigned to this case.

Sincerely,



Amy McKeever Toman
Executive Director

AMT/dam

**DIVISION OF ELECTIONS
FEC NOTICE FORM**

To FEC from Division of Elections

RECEIVED

2016 OCT 21 P 2:08

STATE OF FLORIDA
ELECTIONS COMMISSION

Name: Julia Diane Coakley
Account Number: 64823
Treasurer: Julia Diane Coakley

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

The following report or notice is outstanding after notification:

2016 TR

Sent By: Kristi Reid Bronson
Date: October 20, 2016 *KRB*

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.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. Julia Diane Coakley (64823) was a 2016 candidate for the office of State Representative.
5. On July 20, 2015, Ms. Coakley filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. She appointed herself as treasurer. (See attached documents and acknowledgment letter.)
6. The 2016 TR campaign treasurer's report was due on September 22, 2016. On September 23, 2016, the Division mailed Ms. Coakley notification that the 2016 TR treasurer's report had not been filed. (See attached letter.)
7. On October 3, 2016, the Division mailed Ms. Coakley final notification with delivery confirmation that the 2016 TR treasurer's report had not been filed. (See attached letter with delivery confirmation.)
8. Ms. Coakley did not notify the Division of Elections prior to or on the prescribed reporting date for the 2016 TR report that no report was to be filed.


9. As of October 20, 2016, Ms. Coakley has not filed the 2016 TR report.

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



Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 20th day of October, 2016.



Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known _____



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

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

(PLEASE PRINT OR TYPE)

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

RECEIVED
DEPARTMENT OF STATE
2015 JUL 20 AM 10:05
DIVISION OF ELECTIONS

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

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

2. Name of Candidate (in this order: First, Middle, Last) Julia Diane Coakley		3. Address (include post office box or street, city, state, zip code) 602 Casa Park Court O Winter Springs, Florida 32708
4. Telephone (321) 947-6013	5. E-mail address lhhsjuliac@gmail.com	

6. Office sought (include district, circuit, group number) Florida State House of Representatives (District 28) - Year 2016	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 partisan office, check block and fill in name of party as applicable: My intent is to run as a
 Write-In No Party Affiliation Democratic Party candidate.

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

10. Name of Treasurer or Deputy Treasurer
Julia Diane Coakley

11. Mailing Address 602 Casa Park Court O	12. Telephone (321) 947-6013
----------------------------------------------	-----------------------------------

13. City Winter Springs	14. County Seminole	15. State Florida	16. Zip Code 32708	17. E-mail address lhhsjuliac@gmail.com
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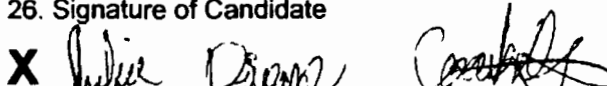
18. I have designated the following bank as my Primary Depository Secondary Depository

19. Name of Bank PNC	20. Address 1851 WP Ball Boulevard
-------------------------	---------------------------------------

21. City Sanford	22. County Seminole	23. State Florida	24. Zip Code 32771
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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.

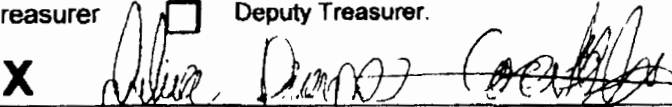
25. Date
July 17, 2015

26. Signature of Candidate
 

27. **Treasurer's Acceptance of Appointment** (fill in the blanks and check the appropriate block)
I, Julia Diane Coakley, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

July 17, 2015
Date


Signature of Campaign Treasurer or Deputy Treasurer

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY
RECEIVED
DEPARTMENT OF
2015 JUL 20 AM 10:05
DIVISION OF ELECTIONS

I, Julia Diane Coakley,

candidate for the office of Florida State Representative (District 28) - Year 2016 ;

have been provided access to read and understand the requirements of

Chapter 106, Florida Statutes.

X Julia Diane Coakley
Signature of Candidate

July 17, 2015
Date

Each candidate must file a statement with the qualifying officer within 10 days after the Appointment of Campaign Treasurer and Designation of Campaign Depository is filed. Willful failure to file this form is a first degree misdemeanor and a civil violation of the Campaign Financing Act which may result in a fine of up to \$1,000, (ss. 106.19(1)(c), 106.265(1), Florida Statutes).



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

July 21, 2015

Ms. Julia Diane Coakley
602 Casa Park Court O
Winter Springs, Florida 32708

Dear Ms. Coakley:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on July 20, 2015. Your name has been placed on the 2016 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **August 10, 2015**. The report will cover the period of July 1-31, 2015 (M7). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

Credentials and Sign-ons

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

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

Identification Number: 64823



Julia Diane Coakley
July 21, 2015
Page Two

Pin Numbers

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

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

Timely Filing

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

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

Electronic Receipts

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

Julia Diane Coakley
July 21, 2015
Page Three

Instructions and Assistance

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

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

Please let me know if you need additional information.

Sincerely,



Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/js

Enclosures



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

September 23, 2016

Julia Diane Coakley
602 Casa Park Court O
Winter Springs, FL 32708-2708

CAN 64823

Dear Ms. Coakley:

Our records indicate that you have not filed either your termination report or notification that no reportable activity occurred, whichever is applicable. The filing date was September 22, 2016.

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

- If reportable activity occurred and you have not filed a report, statutory fines are automatically assessed as \$50 per day until you file your report. The total fine for the untimely report cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the cover period. Even if you end up filing your report late, we cannot waive the statutory fines. We will notify you of the specific amount of fines owed once you file your report. You have 20 days from the day you receive the notice to pay the fine or to appeal the fine to the Florida Elections Commission.
- If no reportable activity occurred for the report date(s), you are still required to notify us in writing, via the Division's Electronic Filing System, that no reportable activity occurred. No automatic fines are statutorily assessed.

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

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice
Delivery Confirmation:

USPS TRACKING # **9114 9014 9845 0630 6773 83**
& CUSTOMER RECEIPT For Tracking or Inquiries go to USPS.com
or call 1-800-222-1811.

October 3, 2016

Julia Diane Coakley
602 Casa Park Court O
Winter Springs, FL 32708-2708

CAN 64823

Dear Ms. Coakley:

A recent review of the Division's records show that the Division has not yet received your termination report or the required notification that no reportable activity occurred, whichever is applicable.

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

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

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

English

Customer Service

USPS Mobile

Register / Sign In



USPS Tracking®

Still Have Qu
Browse our F



Tracking Number: **9114901496450630677383**

Updated Delivery Day: **Wednesday, October 5, 2016**

Product & Tracking Information

Availab

Postal Product:

Features:

USPS Tracking®

Text Updates

DATE & TIME

STATUS OF ITEM

LOCATION

Email Update:

October 5, 2016 , 11:05 am

Delivered, In/At Mailbox

**WINTER
SPRINGS, FL 32708**

Your item was delivered in or at the mailbox at 11:05 am on October 5, 2016 in WINTER SPRINGS, FL 32708.

October 5, 2016 , 3:47 am

Arrived at Post Office

WINTER
SPRINGS, FL 32708

October 4, 2016 , 11:10 am

Arrived at USPS Facility

ORLANDO, FL 32824

October 3, 2016 , 10:02 pm

Departed USPS Facility

TALLAHASSEE, FL 32301

October 3, 2016 , 7:51 pm

Arrived at USPS Facility

TALLAHASSEE, FL 32301

Track Another Package

Manage In

Tracking (or receipt) number

Track all your packe
No tracking number

Track It

Sign up for My