

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Mary Estime-Irvin

Case No.: FEC 16-558

TO: Mary Estime-Irvin
155 NE 131st Street
North Miami Beach, FL 33161-4529

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, **March 13, 2018 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Augustus B. Turnbull Conference Center, 555 West Pensacola Street, Room 103, Tallahassee, Florida 32301.**

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 26, 2018

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 16-558

v.

**Mary Estimé-Irvin,
Respondent.**

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on November 28, 2017, in Tallahassee, Florida.

On October 25, 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 August 26, 2016, Respondent violated Section 106.19(1)(c), Florida Statutes, when Respondent deliberately failed include information on her 2016 P7 Report required to be reported by Chapter 106, Florida Statutes, when she failed to file a 2016 P7 Report.

The Commission also finds there is no probable cause to charge Respondent with violating Section 106.07(7), Florida Statutes.

DONE AND ORDERED by the Florida Elections Commission on November 28, 2017.



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Eric M. Lipman, General Counsel
Mary Estimé-Irvin, 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: Mary Estime-Irvin

Case No.: FEC 16-558

TO: Mary Estime-Irvin
155 NE 131st Street
North Miami Beach, FL 33161-4529

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, **November 28, 2017 at 10:00 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.

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See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
November 13, 2017

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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.

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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.

THIS FILE CONTAINS
CONFIDENTIAL
INFORMATION
MUST REDACT PRIOR
TO RELEASING AS A
PUBLIC RECORD

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: Mary Estimé-Irvin /

Case No.: FEC 16-558

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.19(1)(c), Florida Statutes**, and **no 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, 2017, the following facts and law support this staff recommendation.

1. On October 11, 2016, the Florida Elections Commission ("Commission") received a referral from the Division of Elections ("Division") alleging Mary Estimé-Irvin ("Respondent") violated Chapter 106, Florida Statutes.

2. Respondent was a candidate for State Representative, District 107, in the 2016 primary election. Respondent's Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form ("DS-DE 9") was filed with the Division on October 2, 2015. Respondent appointed herself as her campaign treasurer. (ROI Exhibit 1)¹

3. By letter dated August 25, 2017, the Executive Director notified Respondent that Commission staff would investigate the following alleged violations:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent 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 following reporting period:

- 2016 P7

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, when she failed to file a report on the prescribed reporting date for the following reporting period:

- 2016 P7

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

4. By letter dated October 5, 2015, Kristi Reid Bronson, Division of Elections, Chief, Bureau of Election Records, notified Respondent that her name had been placed on the 2016 active candidate list. The letter advised Respondent that all candidates who file 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 access the EFS. (ROI Exhibit 2, page 1)²

5. Ms. Bronson's October 5, 2015 letter further advised Respondent that all the Division's publications and reporting forms were available on the Division's website and directed Respondent to print a copy of Chapters 104 and 106, Florida Statutes, the *Candidate and Campaign Treasurer Handbook*, and the *Calendar of Reporting Dates*. (ROI Exhibit 2, page 3)

6. Respondent's 2016 P7 Report covering the dates of August 13, 2016, through August 25, 2016, was due on August 26, 2016. However, Respondent failed to file a 2016 P7 Report or notice that no reportable activity occurred during the 2017 P7 reporting period. (ROI Exhibit 6, page 1 and Attachment A)

7. On August 29, 2016, the Division sent Respondent notification that she had not filed a 2016 P7 Report or notice that no reportable activity occurred, whichever was applicable. (ROI Exhibit 3)

8. On September 14, 2016, the Division sent Respondent a second notification that she had not filed a 2016 P7 Report or notice that no reportable activity occurred, whichever was applicable. (ROI Exhibit 4)

9. On September 23, 2016, the Division sent a letter to Respondent marked "Final Notice." The notification stated that the Division had not yet received Respondent's 2016 P7 Report or notice that no reportable activity occurred, whichever was applicable. The Division's September 23, 2016 letter was confirmed delivered on September 27, 2016. (ROI Exhibit 5)

10. Investigator Spore subpoenaed copies of Respondent's campaign account records from BankUnited. Respondent's campaign account records show that Respondent had reportable financial activity during the 2016 P7 reporting period. (ROI Exhibits 1 and 7)

11. Because Respondent had financial activity during the 2016 P7 reporting period, Respondent did not need to file a notice of no reportable activity with the filing officer. However, Respondent was required to file a 2016 P7 Report listing her campaign's financial transactions, which she did not do. As of October 6, 2017, Respondent has failed to file a 2016 P7 Report. (ROI Exhibit 6, page 1)³

² Kristi Reid Bronson is now known as Kristi Willis.

³ Respondent timely filed seven campaign reports prior to the report at issue in this case. (ROI Exhibit 6, page 1)

12. On June 29, 2017, and August 7, 2017, Investigator Spore attempted to contact Respondent by telephone at the phone number listed on Respondent's DS-DE 9. On both occasions, Investigator Spore reached a recording that stated the phone number was not accepting incoming calls at that time. (ROI Exhibit 1; Attachment B, Phone Log Entries 1 and 3)

13. Investigator Spore also attempted to call Respondent on August 1, 2017, at the phone number listed on Respondent's DS-DE 9. Investigator Spore left a message on Respondent's voice mail requesting Respondent to return the call and provided Respondent with the Commission's phone number. While Investigator Spore was repeating the phone number, she heard a beep and a click as if the voicemail had stopped recording. Respondent failed to return Investigator Spore's August 1, 2017 telephone call. (ROI Exhibit 1; Attachment B, Phone Log Entry 2)

14. Based on the information above, it appears Respondent did not fail to notify the filing officer on the prescribed due date for the 2016 P7 reporting period that no report would be filed because she had not received funds, made contributions, or expended reportable funds during the 2016 P7 reporting period. It also appears Respondent may have deliberately failed to include information required to be reported by Chapter 106 by failing to file a 2016 P7 Report.

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

16. The above facts show Respondent was an unsuccessful candidate for State Representative, District 107, in the 2016 primary election. Respondent's 2016 P7 Report covering the dates of August 13, 2016, through August 25, 2016, was due on August 26, 2016. However, Respondent failed to file a 2016 P7 Report or notice that no reportable activity occurred during the 2016 P7 reporting period.

17. The above facts also show that Respondent's campaign bank account records reflect that Respondent had reportable financial activity during the 2016 P7 reporting period. Therefore, while Respondent was not required to file a notice of no reportable activity with the filing officer for the 2016 P7 reporting period, Respondent was required to file a 2016 P7 Report listing her campaign's financial transactions, which she did not do. Despite receiving three written notifications from the Division, as of October 6, 2017, Respondent has failed to file a 2016 P7 Report.

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

Count 1:

On or about August 26, 2016, Respondent violated Section 106.19(1)(c), Florida Statutes, when Respondent deliberately failed include information on her 2016 P7 Report required to be reported by Chapter 106, Florida Statutes, when she failed to file a 2016 P7 Report.

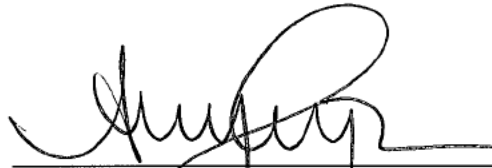
I further recommend the Commission find no probable cause to charge Respondent with violating Section 106.07(7), Florida Statutes.

Respectfully submitted on October 25, 2017.



Eric M. Lipman
General Counsel

I have reviewed this Staff Recommendation on the 25th day of October 2017.



Amy McKeever Toman
Executive Director

Calendar of Reporting Dates

for 2016 Candidates registered with the Division of Elections

<u>Cover Period</u>	<u>Report Code</u>	<u>Due Date</u>
12/01/15 - 12/31/15	2015 M12	01/11/16
01/01/16 - 01/31/16	2016 M1	02/10/16
02/01/16 - 02/29/16	2016 M2	03/10/16
03/01/16 - 03/31/16	2016 M3	04/11/16
04/01/16 - 04/30/16	2016 M4	05/10/16
05/01/16 - 05/31/16	2016 M5	06/10/16

06/01/16 - 06/24/16	2016 P1	07/01/16
06/25/16 - 07/08/16	2016 P2	07/15/16
07/09/16 - 07/22/16	2016 P3	07/29/16
07/23/16 - 07/29/16	2016 P4	08/05/16
07/30/16 - 08/05/16	2016 P5	08/12/16
08/06/16 - 08/12/16	2016 P6	08/19/16
08/13/16 - 08/25/16	2016 P7	08/26/16

08/26/16 - 09/02/16	2016 G1	09/09/16
09/03/16 - 09/16/16	2016 G2	09/23/16
09/17/16 - 09/30/16	2016 G3	10/07/16
10/01/16 - 10/07/16	2016 G4	10/14/16
10/08/16 - 10/14/16	2016 G5	10/21/16
10/15/16 - 10/21/16	2016 G6	10/28/16
10/22/16 - 11/03/16	2016 G7	11/04/16

Termination Reports

<u>Cover Period</u>	<u>Report Code</u>	<u>Due Date</u>
After May Qualifying	TR	08/04/16
After June Qualifying	TR	09/22/16
Primary Election	TR	11/28/16
General Election	TR	02/06/17

ATTACHMENT A

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 16-558**

Respondent: Mary Estimé-Irvin

Complainant: Division of Elections

1. **Date and time:** 06/29/17- 10:20 AM
Name: Respondent
Phone #: 305-709-7936
Summary: I attempted to call Respondent on the number listed on the DS-DE 9 form, however, I reached a recording stating the number was not accepting incoming calls at this time. There was no way to leave a voicemail message.
Memo to File? No
Entered by: S. Spore
2. **Date and time:** 08/01/17- 2:17 PM
Name: Respondent
Phone #: 305-709-7936
Summary: I called Respondent on the number listed on the DS-DE 9 form. I reached a generic voicemail box, and left a message, asking Respondent to return my call, leaving my name and telephone number. As I was repeating the telephone number a second time, I heard a beep and click, and it sounded as if the voicemail service had stopped recording.
Memo to File? No
Entered by: S. Spore
3. **Date and time:** 8/7/17- 3:48 PM
Name: Respondent
Phone #: 305-709-7936
Summary: I attempted to call Respondent on the number listed on the DS-DE 9 form again, however, I again reached the recording stating the number I had dialed was not accepting incoming calls.
Memo to File? No
Entered by: S. Spore
4. **Date and time:**
Name:
Phone #:
Summary:
Memo to File? No
Entered by:
5. **Date and time:**
Name:
Phone #:
Summary:
Memo to File? No

ATTACHMENT B

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 16-558

Respondent: Mary Estimé-Irvin

Complainant: Division of Elections

On October 11, 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 106.07(7), Florida Statutes, failure to notify the filing officer on the prescribed reporting date that no report would be filed on that date because no funds had been received, no contributions had been made, or there were no reportable funds expended during the reporting period; and

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

I. Preliminary Information:

1. Respondent was a candidate in 2016 for the office of State Representative, District 107. Respondent received 34.76% of the vote in the Democratic primary election, to finish second in a field of two candidates.
2. Complainant is the Division of Elections (Division).
3. Respondent's filing officer is Kristi Willis, Chief, Bureau of Election Records.

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

4. 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 no funds had been received, no contributions had been made, or there were no reportable funds expended during a 2016 P7 reporting period.

5. On October 2, 2015, Respondent filed the Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9 form) with the Division. Respondent appointed herself as campaign treasurer. To review the DS-DE 9 form, refer to Exhibit 1.

6. On October 5, 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 October 5, 2015 acknowledgment letter, refer to Exhibit 2.

7. The 2016 P7 campaign treasurer's report was due on August 26, 2016. On August 29, 2016, the Division mailed Respondent notification that the 2016 P7 treasurer's report had not been filed. To review the August 29, 2016 notification letter, refer to Exhibit 3.

8. On September 14, 2016, the Division mailed Respondent notification that the 2016 P7 treasurer's report had not been filed. To review the September 14, 2016 notification letter, refer to Exhibit 4.

9. On September 23, 2016, the Division mailed Respondent final notification with delivery confirmation that the 2016 P7 treasurer's report had not been filed. To review a copy of the September 23, 2016 final notification letter with delivery confirmation, refer to Exhibit 5.

10. A review of Respondent's filing history indicates there were 14 reporting periods before the 2016 P7 reporting period. Of the 14 previous reporting periods, 7 campaign treasurer reports were timely filed. To review Respondent's filing history, refer to Exhibit 6.

11. On October 3, 2017, Respondent's campaign account records were received as a result of a subpoena from BankUnited, Respondent's campaign depository listed on her most recent DS-DE 9 form filed on October 2, 2015; Exhibit 1. A review of these records reflects there was financial activity during the 2016 P7 reporting period; therefore, Respondent was required to file a 2016 P7 report, not a notice-of-no-activity. To review the campaign account records, refer to Exhibit 7.

12. As of the date of this report, there is no record that Respondent has filed a 2016 P7 campaign treasurer's report.

13. There is no record that Respondent has previously violated this section of the election laws.

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

14. I investigated whether Respondent violated this section of the election laws by falsely reporting or deliberately failing to include information required by Chapter 106, Florida Statutes.

15. The 2016 P7 campaign treasurer's report covered the period of August 13, 2016 through August 25, 2016. The report was due on August 26, 2016.

16. As previously discussed in paragraph 11, campaign account records were received from Respondent's campaign depository, BankUnited, on October 3, 2017; Exhibit 7.

17. Campaign account records indicate Respondent had significant financial activity during the 2016 P7 reporting period.

TABLE 1: CONTRIBUTIONS RECEIVED: 2016 P7

Date Deposited	Check Date	Contributor	Amount
08/17/16	08/14/16	Smooth Investment LLC	\$100.00
08/17/16	08/15/16	Marie L Metellus	\$500.00
08/19/16	08/18/16	Michel Lubin and Esther Lubin	\$500.00
08/19/16	08/18/16	Jemo Insurance Agency	\$250.00
08/23/16	08/27/16	Wayne Rosen Inc	\$500.00
08/23/16	08/23/16	ADP Strategic Results, LLC	\$500.00
TOTAL			\$2,350.00

TABLE 2: EXPENDITURES MADE: 2016 P7

Check Date/Debit Transaction	Clear Date	Check #	Expenditure To ¹	Amount
08/13/16	08/17/16	# 7034	Elten Nicholas	\$300.00
08/15/16			Costco Warehouse	\$207.86
08/15/16			North Miami Valero	\$20.00
08/15/16			Target 14075 Biscayne Blvd	\$129.20
08/15/16			Chipotle	\$28.08
08/15/16			Chevron	\$53.80
08/15/16			The Home Depot 1245 NE 163 St	\$89.80
08/15/16			NE 6 th Ave Valero	\$34.50
08/15/16			Bravo #7	\$99.43
08/15/16	08/16/16	# 7051	Natacha Auport	\$500.00
08/15/16	08/19/16	# 7053	Jean Michel Alison	\$300.00
08/16/16			Walter Haas Graphic	\$628.63
08/17/16			Outgoing Dom Wire	\$5,150.00
08/17/16			Outgoing Dom Wire Fee	\$25.00
08/17/16			Mobil 650 Opa Locka Blvd	\$14.77

¹ Names may be misspelled due to difficulty reading handwritten checks.

08/17/16	08/17/16	# 7055	Frantzdy Pierre-Michel	\$300.00
08/17/16	08/18/16	# 7057	Joana Brown	\$160.00
08/17/16	08/18/16	# 7058	Carolyn Brown	\$160.00
08/17/16	08/18/16	# 7060	Frantzdy Pierre-Michel	\$250.00
08/17/16	08/18/16	# 7052	Kettelie Jean-Jacques	\$250.00
08/19/16	08/19/16	# 7054	Master Souvenirs	\$237.00
08/19/16	08/22/16	# 7061	Blondine Blaise	\$200.00
08/19/16	08/22/16	# 7063	Jean Marx Saint Philippe	\$40.00
08/19/16	08/22/16	# 7067	Radio Mega	\$250.00
08/19/16	08/23/16	# 7064	Claudion Lindor	\$40.00
08/19/16	08/23/16	# 7065	Marise Louis Jean	\$130.00
08/19/16	08/25/16	# 7066	Exdras Caliete	\$60.00
08/19/16	08/25/16	# 7068	RA Financial Group	\$250.00
08/20/16	08/22/16	# 7069	Marie Henry	\$400.00
08/20/16	08/22/16	# 7070	Nathaniel Crews	\$240.00
08/20/16	08/22/16	# 7075	Ricardo Dumezil	\$340.00
08/20/16	08/25/16	# 7072	Guerline Maund	\$160.00
08/21/16	08/22/16	# 7080	Reall Jean-Jacques	\$200.00
08/21/16	08/23/16	# 7076	Jean Marie Demanche	\$260.00
08/21/16	08/23/16	# 7082	Gary Taylor	\$240.00
08/21/16	08/25/16	# 7079	Charmaine Taylor	\$80.00
08/21/16	08/31/16	# 7077	Marie Petite	\$120.00
08/22/16			Office Max	\$92.55
08/22/16			Marathon Petro	\$45.59
08/22/16			Wal-Sams	\$23.48
08/22/16	08/25/16	# 7083	Non Beth Broadcasting Corporation	\$750.00
08/25/16	08/30/16	# 7084	Mr. Copy	\$350.00
TOTAL				\$13,209.69

18. As previously discussed in paragraph 12, as of the date of this report, a 2016 P7 campaign treasurer's report has not been filed with the Division.

19. Bank records indicate that the campaign depository was closed on September 30, 2016, with BankUnited charging off as a loss, a negative balance of \$2,279.79.

IV. FEC History:

20. Respondent has had multiple automatic fine cases before the Florida Elections Commission (Commission). In the matter of FEC 16-085, the Commission upheld the automatic-fine of \$100.00, and issued a default final order. In the matter of FEC 16-175, the Commission upheld the automatic-fine of \$50.00, and issued a default final order. In the matter of FEC 16-176, the Commission upheld the automatic-fine of \$425.91, and issued a default final order. In the matter of FEC 16-536, the Commission upheld the automatic-fine of \$586.25, and issued a default final order. In the matter of FEC 16-578, the Commission upheld the automatic-fine of \$50.00, and issued a default final order. In the matter of FEC 16-600, the Commission upheld the automatic-fine of \$50.00, and issued a default final order.

Conclusion:

21. Respondent was offered several opportunities to make comments regarding the findings of this investigation. Respondent has not returned telephone calls. A questionnaire-affidavit was returned by the post office, stating there was "no such number", however, other correspondence was successfully delivered to the address on file. I am unable to ascertain whether she has read Chapter 106, Florida Statutes, and/or the *Candidate and Campaign Treasurer Handbook*.

22. In the October 5, 2015 acknowledgment letter, Respondent was informed that all of the Division's publications were available online at the Division'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 2.**

23. On October 2, 2015, Respondent filed her Statement of Candidate for Florida State Representative, District 107 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 8.

Respectfully submitted on October 6, 2017.



Samantha Spore
Investigation Specialist

Current address of Respondent

Ms. Mary Estime-Irvin
155 NE 131st Street
North Miami, FL 33161-4529

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
Mary Estimé-Irvin -- FEC 16-558

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	October 2, 2015 DS-DE 9 Form
Exhibit 2	October 5, 2015 Acknowledgment Letter
Exhibit 3	August 29, 2016 Notification
Exhibit 4	September 14, 2016 Notification
Exhibit 5	September 23, 2016 Final Notification with Delivery Confirmation
Exhibit 6	Respondent's Filing History
Exhibit 7	Campaign Account Records from BankUnited
Exhibit 8	October 2, 2015 Statement of Candidate

**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
2015 OCT -2 AM 9:49

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)
Mary Estime-Irvin

3. Address (include post office box or street, city, state, zip code)
P.O. BOX 613008
Miami, FL 33261

4. Telephone
(305) 709-7936

5. E-mail address
info@maryestimeirvin.com

6. Office sought (include district, circuit, group number)
State Representative, District 107

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
Mary Estime-Irvin

11. Mailing Address
P.O. BOX 613008

12. Telephone
(305) 709-7936

13. City
Miami

14. County
Miami-Dade

15. State
FL

16. Zip Code
33261

17. E-mail address
info@maryestimeirvin.com

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

19. Name of Bank
Bank United

20. Address
12290 Biscayne Boulevard

21. City
North Miami

22. County
Miami-Dade

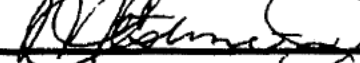
23. State
FL

24. Zip Code
33181

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
October 1, 2015

26. Signature of Candidate

X 

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

I, Mary Estime-Irvin, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer

October 1, 2015

X


Signature of Campaign Treasurer or Deputy Treasurer

Date



FLORIDA DEPARTMENT of STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

October 5, 2015

Mary Estime-Irvin
Post Office Box 613008
Miami, Florida 33261

Dear Ms. Estime-Irvine:

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 October 2, 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 **November 10, 2015**. The report will cover the period of October 1-31, 2015 (M10). 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: 64957

EXHIBIT 2 page 1 of 3



Division of Elections
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6240 • 850.245.6260 (Fax) dos.myflorida.com/elections/
Promoting Florida's History and Culture VivaFlorida.org

FLORIDA
DIVISION OF
ELECTION

Mary Estime-Irvin
October 5, 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.

Mary Estime-Irvin
October 5, 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

August 29, 2016

Mary Estime-Irvin
Post Office Box 613008
Miami, FL 33261-3261

CAN 64957

Dear Ms. Estime-Irvin:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was August 26, 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 follows until you file your report:
 - \$50 for the first 3 days late
 - \$500 per day for each day after the 3rd day late
 - If the required report immediately precedes a primary and general election, the automatic fine is \$500 for each late day.

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

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

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

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

EXHIBIT 3



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

September 14, 2016

Mary Estime-Irvin
Post Office Box 613008
Miami, FL 33261-3261

CAN 64957

Dear Ms. Estime-Irvin:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was August 26, 2016.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on August 29, 2016.

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

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

Sincerely,

Kristi Reid 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 # & CUSTOMER RECEIPT 9114 9999 4423 8937 9438 66
For Tracking or inquiries go to USPS.com or call 1-800-222-1811.

September 23, 2016

Mary Estime-Irvin
Post Office Box 613008
Miami, FL 33261-3261

CAN 64957

Dear Ms. Estime-Irvin:

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

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2016	P7	8/13/16 - 8/25/16

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

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

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

EXHIBIT 5 page 1 of 2

English

Customer Service

USPS Mobile

Register / Sign In



USPS Tracking®

Still Have Questions?
Browse our FAQs >



Get Easy Tracking Updates >
Sign up for My USPS.

Tracking Number: 9114999944238937943856

Product & Tracking Information

Postal Product:

Features:
USPS Tracking®

DATE & TIME	STATUS OF ITEM	LOCATION
September 27, 2016 , 6:48 am	Delivered, PO Box	MIAMI, FL 33261

Your item has been delivered and is available at a PO Box at 6:48 am on September 27, 2016 in MIAMI, FL 33261.

September 26, 2016 , 8:21 am	Out for Delivery	MIAMI, FL 33261
September 26, 2016 , 8:11 am	Sorting Complete	MIAMI, FL 33261
September 25, 2016 , 9:10 am	Arrived at Hub	MIAMI, FL 33181
September 24, 2016 , 4:26 pm	Arrived at USPS Facility	OPA LOCKA, FL 33054
September 23, 2016 , 9:21 pm	Arrived at USPS Facility	TALLAHASSEE, FL 32301

Available Actions

Text Updates

Email Updates

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

Track all your packages from a dashboard.
No tracking numbers necessary.

Sign up for My USPS >



EXHIBIT 5 page 2 of 2



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

Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Mary Estime-Irvin

Name: **Estime**

Account: 64957

Election:

Acct: 64957

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
11/28/2016	TR		FEC	0	\$0.00		\$0.00	\$0.00
8/26/2016	P7		FEC	0	\$0.00		\$0.00	\$0.00
8/19/2016	P6	8/19/2016						
8/12/2016	P5	8/12/2016						
8/5/2016	P4	8/6/2016	DFS	1	\$50.00		\$50.00	\$0.00
7/29/2016	P3	7/30/2016	DFS	1	\$50.00		\$50.00	\$0.00
7/15/2016	P2	7/15/2016						
7/11/2016	P1	7/11/2016	DFS	10	\$586.25		\$586.25	\$0.00
6/10/2016	M5	6/8/2016						
5/10/2016	M4	5/11/2016	NEN	1	\$7.50		\$7.50	\$0.00
4/11/2016	M3	4/11/2016						
3/10/2016	M2	4/6/2016	DFS	27	\$425.91		\$425.91	\$0.00
2/10/2016	M1	2/11/2016	DFS	1	\$50.00		\$50.00	\$0.00
1/11/2016	M12	1/11/2016						
12/10/2015	M11	12/10/2015						
11/10/2015	M10	11/12/2015	DFS	2	\$100.00		\$100.00	\$0.00

EXHIBIT to page 1 of 2



**Florida Department of State
Division of Elections**

**2016 General Election
Mary Estime-Irvin (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			
<input checked="" type="radio"/>	10/02/2015 - 10/31/2015	1,750.00	0.00	0.00	0.00	0.00	0.00
<input checked="" type="radio"/>	11/01/2015 - 11/30/2015	2,540.00	0.00	0.00	25.14	0.00	0.00
<input checked="" type="radio"/>	12/01/2015 - 12/31/2015	2,700.00	0.00	0.00	3,242.88	0.00	0.00
<input checked="" type="radio"/>	01/01/2016 - 01/31/2016	3,175.00	0.00	0.00	1,760.49	0.00	0.00
<input checked="" type="radio"/>	02/01/2016 - 02/29/2016	350.00	0.00	0.00	1,703.64	0.00	0.00
<input checked="" type="radio"/>	03/01/2016 - 03/31/2016	1,640.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	04/01/2016 - 04/30/2016	30.00	0.00	0.00	0.00	0.00	0.00
<input checked="" type="radio"/>	05/01/2016 - 05/31/2016	250.00	0.00	0.00	0.00	0.00	0.00
<input checked="" type="radio"/>	06/01/2016 - 06/24/2016	2,345.00	0.00	0.00	2,061.29	0.00	0.00
<input checked="" type="radio"/>	06/25/2016 - 07/08/2016	800.00	0.00	0.00	1,750.00	0.00	0.00
<input checked="" type="radio"/>	07/09/2016 - 07/22/2016	1,125.00	0.00	0.00	386.00	0.00	0.00
<input checked="" type="radio"/>	07/23/2016 - 07/29/2016	3,050.00	0.00	0.00	1,084.47	0.00	0.00
<input checked="" type="radio"/>	07/30/2016 - 08/05/2016	0.00	0.00	1,000.00	350.00	0.00	0.00
<input checked="" type="radio"/>	08/06/2016 - 08/12/2016	7,500.00	0.00	0.00	855.00	0.00	0.00
<input checked="" type="radio"/>	All Dates (Totals)	27,255.00	0.00	1,000.00	13,218.91	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

Select Sort Order

Select Output Type

[Submit Query Now](#)

EXHIBIT to page 2 of 2



P.O. Box 521599 Miami, FL 33152-1599

Page: 1
Statement Date: August 31, 2016
Account Number: *****1649



>020112 6718611 0002 008229 10Z
MARY ESTIME-IRVIN CAMPAIGN
PO BOX 613008
MIAMI, FL 33261

Customer Service Information

Client Care Center: 877-779-BANK (2265)
Web Site: www.bankunited.com
Mailing Address: BankUnited
P.O. Box 521599
Miami, FL 33152-1599

Special Information

Introducing Visa® Checkout- Learn more about
Visa® Checkout by visiting our website at
www.bankunited.com

PRIMARY BUSINESS CHECKING Account

Account Summary

Statement Balance as of 07/31/2016		\$2,110.01
Plus	8 Deposits and Other Credits	\$15,971.68
Less	78 Withdrawals, Checks, and Other Debits	\$20,897.48
Less	Service Charge	\$4.00
Plus	Interest Paid	\$0.00
Statement Balance as of 08/31/2016		\$-2,819.79

Activity By Date

Date	Description	Withdrawals	Deposits	Balance
08/01/2016	NORTH NW 7TH VALERO MIAMI FL 0265 DDA RF#055133 NORTH NW 7	\$37.58		\$2,072.43
08/01/2016	CHECK #7024	\$240.00		\$1,832.43
08/02/2016	ANEDOT SV9T 2252501301 Mary Estime-Irvin Camp		\$2,049.43	\$3,881.86
08/02/2016	PIZZA HUT 012411 NORTH MIAMI FL 0265 DDA RF#070010 PIZZA HUT	\$30.69		\$3,851.17
08/02/2016	PRIORITY CHECK #7026	\$100.00		\$3,751.17
08/03/2016	WPY*MDW Communicati 855-469-3729 CA 0265 DDA RF#059172 WPY*MDW Co	\$400.00		\$3,351.17
08/05/2016	MARATHON PETRO17159 MIAMI FL 0265 DDA RF#004413 MARATHON P	\$40.09		\$3,311.08
08/05/2016	CHECK #7021	\$100.00		\$3,211.08
08/08/2016	12855 NE 6TH AVE NORTH MIAMI FL 0265 PIN RF#045489 PUBLIX	\$65.00		\$3,146.08
08/10/2016	SPRINT *WIRELESS 800-639-6111 KS 0265 DDA RF#013788 SPRINT *WI	\$100.00		\$3,046.08
08/10/2016	BRYAN PETROLEUM DAVIE FL 0265 PIN RF#762400 BRYAN PETR	\$20.00		\$3,026.08

NOTE: SEE REVERSE SIDE FOR IMPORTANT INFORMATION

BankUnited, N.A.

EXHIBIT 7 page 1 of 4
20112 6718611 033054 066107 0001/0003

Activity By Date

Date	Description	Withdrawals	Deposits	Balance
08/10/2016	MARATHON PETRO17159 MIAMI FL 0265 DDA RF#006741 MARATHON P	\$21.04		\$3,005.04
08/10/2016	SUNSHINE 124 MIAMI FL 0265 PIN RF#807718 SUNSHINE 1	\$30.00		\$2,975.04
08/10/2016	CHECK #7025	\$250.00		\$2,725.04
08/10/2016	CHECK #7027	\$210.00		\$2,515.04
08/10/2016	CHECK #7030	\$130.00		\$2,385.04
08/11/2016	Customer Deposit		\$9,000.00	\$11,385.04
08/11/2016	COSTCO WHSE #0182 NORTH MIAMI FL 0265 PIN RF#408196 COSTCO WHS	\$209.23		\$11,175.81
08/11/2016	CHECK #7031	\$250.00		\$10,925.81
08/11/2016	CHECK #7032	\$200.00		\$10,725.81
08/12/2016	12055 BISCYNE BLVD MIAMI FL 0265 PIN RF#622500872644 THE HOME D	\$34.16		\$10,691.65
08/12/2016	PRIORITY CHECK #7048	\$200.00		\$10,491.65
08/15/2016	COSTCO WHSE #0182 NORTH MIAMI FL 0265 PIN RF#285017 COSTCO WHS	\$207.86		\$10,283.79
08/15/2016	NORTH MIAMI VALERO MIAMI FL 0265 PIN RF#241580 NORTH MIAM	\$20.00		\$10,263.79
08/15/2016	14075 Biscayne Blvd North Miami B FL 0265 PIN RF#079887 TARGET T-1	\$129.20		\$10,134.59
08/15/2016	CHIPOTLE 0952 NORTH MIAMI B FL 0265 DDA RF#040248 CHIPOTLE 0	\$28.08		\$10,106.51
08/15/2016	CHEVRON 0047584 NORTH MIAMI FL 0265 DDA RF#068460 CHEVRON 00	\$53.80		\$10,052.71
08/15/2016	1245 NE 163 ST N MIAMI BEACH FL 0265 PIN RF#622812481860 THE HOME D	\$89.80		\$9,962.91
08/15/2016	NE 6TH AVE VALERO MIAMI FL 0265 PIN RF#038654 NE 6TH AVE	\$34.50		\$9,928.41
08/15/2016	BRAVO #7 MIAMI FL 0265 PIN RF#181190 BRAVO #7	\$99.43		\$9,828.98
08/15/2016	PRIORITY CHECK #7035	\$80.00		\$9,748.98
08/15/2016	PRIORITY CHECK #7036	\$80.00		\$9,668.98
08/15/2016	PRIORITY CHECK #7049	\$120.00		\$9,548.98
08/15/2016	PRIORITY CHECK #7050	\$120.00		\$9,428.98
08/15/2016	CHECK #7029	\$225.00		\$9,203.98
08/15/2016	CHECK #7045	\$185.00		\$9,018.98
08/15/2016	CHECK #7033	\$550.00		\$8,468.98
08/15/2016	CHECK #7037	\$40.00		\$8,428.98
08/15/2016	CHECK #7044	\$80.00		\$8,348.98
08/16/2016	WALTER HAAS GRAPHIC HIALEAH FL 0265 DDA RF#050005 WALTER HAA	\$628.63		\$7,720.35
08/16/2016	CHECK #7038	\$40.00		\$7,680.35
08/16/2016	CHECK #7046	\$120.00		\$7,560.35
08/16/2016	CHECK #7051	\$500.00		\$7,060.35

Activity By Date

Date	Description	Withdrawals	Deposits	Balance
08/17/2016	OUTGOING DOM WIRE: MDW COMMUNI	\$5,150.00		\$1,910.35
08/17/2016	OUTGOING DOM WIRE FEE	\$25.00		\$1,885.35
08/17/2016	Customer Deposit		\$2,100.00	\$3,985.35
08/17/2016	650 OPA LOCKA BLVD NORTH MIAMI FL 0265 PIN RF#000000791125 ALEVIC INC	\$14.77		\$3,970.58
08/17/2016	PRIORITY CHECK #7055	\$300.00		\$3,670.58
08/17/2016	CHECK #7034	\$300.00		\$3,370.58
08/17/2016	CHECK #7040	\$80.00		\$3,290.58
08/17/2016	CHECK #7041	\$40.00		\$3,250.58
08/18/2016	PRIORITY CHECK #7057	\$160.00		\$3,090.58
08/18/2016	PRIORITY CHECK #7058	\$160.00		\$2,930.58
08/18/2016	PRIORITY CHECK #7060	\$250.00		\$2,680.58
08/18/2016	CHECK #7043	\$40.00		\$2,640.58
08/18/2016	CHECK #7052	\$250.00		\$2,390.58
08/19/2016	Customer Deposit		\$750.00	\$3,140.58
08/19/2016	CHECK #7053	\$300.00		\$2,840.58
08/19/2016	CHECK #7054	\$237.00		\$2,603.58
08/22/2016	OFFICE MAX/OFFI 122 NORTH MIAMI FL 0265 PIN RF#810025 OFFICE MAX	\$92.55		\$2,511.03
08/22/2016	MARATHON PETRO17159 MIAMI FL 0265 DDA RF#054228 MARATHON P	\$45.59		\$2,465.44
08/22/2016	3397 WAL-SAMS MIAMI GARDENS FL 0265 DDA RF#623590522337 Wal-Mart S	\$23.48		\$2,441.96
08/22/2016	PRIORITY CHECK #7069	\$400.00		\$2,041.96
08/22/2016	PRIORITY CHECK #7080	\$200.00		\$1,841.96
08/22/2016	CHECK #7047	\$80.00		\$1,761.96
08/22/2016	CHECK #7061	\$200.00		\$1,561.96
08/22/2016	CHECK #7063	\$40.00		\$1,521.96
08/22/2016	CHECK #7067	\$250.00		\$1,271.96
08/22/2016	CHECK #7070	\$240.00		\$1,031.96
08/22/2016	CHECK #7075	\$340.00		\$691.96
08/23/2016	Customer Deposit		\$500.00	\$1,191.96
08/23/2016	Customer Deposit		\$500.00	\$1,691.96
08/23/2016	CHECK #7064	\$40.00		\$1,651.96
08/23/2016	CHECK #7065	\$130.00		\$1,521.96
08/23/2016	CHECK #7076	\$260.00		\$1,261.96
08/23/2016	CHECK #7082	\$240.00		\$1,021.96
08/25/2016	PRIORITY CHECK #7072	\$160.00		\$861.96
08/25/2016	CHECK #7066	\$60.00		\$801.96
08/25/2016	CHECK #7068	\$250.00		\$551.96
08/25/2016	CHECK #7079	\$80.00		\$471.96
08/25/2016	CHECK #7083	\$750.00		-\$278.04
08/26/2016	Customer Deposit		\$350.00	\$71.96
08/26/2016	Overdraft/NSF C000000000007083 Insufficient funds	\$35.00		\$36.96
08/30/2016	ANEDOT SV9T 2252501301 Mary Estime-Irvin Camp		\$722.25	\$759.21
08/30/2016	CHECK #7028	\$3,000.00		-\$2,240.79
08/30/2016	CHECK #7084	\$350.00		-\$2,590.79
08/31/2016	CHECK #7077	\$120.00		-\$2,710.79
08/31/2016	Overdraft/NSF C000000000007077 Insufficient funds	\$35.00		-\$2,745.79
08/31/2016	Overdraft/NSF C000000000007028 Insufficient funds	\$35.00		-\$2,780.79



Activity By Date

Date	Description	Withdrawals	Deposits	Balance
08/31/2016	Overdraft/NSF C000000000007084 Insufficient funds	\$35.00		\$-2,815.79
08/31/2016	Daily OD Fee Charge	\$4.00		\$-2,819.79

Check Transactions

Check #	Date	Amount	Check #	Date	Amount	Check #	Date	Amount
7021	08/05	\$100.00	7043*	08/18	\$40.00	7064	08/23	\$40.00
7024*	08/01	\$240.00	7044	08/15	\$80.00	7065	08/23	\$130.00
7025	08/10	\$250.00	7045	08/15	\$185.00	7066	08/25	\$60.00
7026	08/02	\$100.00	7046	08/16	\$120.00	7067	08/22	\$250.00
7027	08/10	\$210.00	7047	08/22	\$80.00	7068	08/25	\$250.00
7028	08/30	\$3,000.00	7048	08/12	\$200.00	7069	08/22	\$400.00
7029	08/15	\$225.00	7049	08/15	\$120.00	7070	08/22	\$240.00
7030	08/10	\$130.00	7050	08/15	\$120.00	7072*	08/25	\$160.00
7031	08/11	\$250.00	7051	08/16	\$500.00	7075*	08/22	\$340.00
7032	08/11	\$200.00	7052	08/18	\$250.00	7076	08/23	\$260.00
7033	08/15	\$550.00	7053	08/19	\$300.00	7077	08/31	\$120.00
7034	08/17	\$300.00	7054	08/19	\$237.00	7079*	08/25	\$80.00
7035	08/15	\$80.00	7055	08/17	\$300.00	7080	08/22	\$200.00
7036	08/15	\$80.00	7057*	08/18	\$160.00	7082*	08/23	\$240.00
7037	08/15	\$40.00	7058	08/18	\$160.00	7083	08/25	\$750.00
7038	08/16	\$40.00	7060*	08/18	\$250.00	7084	08/30	\$350.00
7040*	08/17	\$80.00	7061	08/22	\$200.00			
7041	08/17	\$40.00	7063*	08/22	\$40.00			

Items denoted with an *** indicate processed checks out of sequence.

Balances by Date

Date	Balance	Date	Balance	Date	Balance	Date	Balance
07/31	\$2,110.01	08/08	\$3,146.08	08/16	\$7,060.35	08/23	\$1,021.96
08/01	\$1,832.43	08/10	\$2,385.04	08/17	\$3,250.58	08/25	\$-278.04
08/02	\$3,751.17	08/11	\$10,725.81	08/18	\$2,390.58	08/26	\$36.96
08/03	\$3,351.17	08/12	\$10,491.65	08/19	\$2,603.58	08/30	\$-2,590.79
08/05	\$3,211.08	08/15	\$8,348.98	08/22	\$691.96	08/31	\$-2,819.79

Other Balances

Minimum Balance this Statement Period	\$-2,819.79
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Statement Messages

Enter the online express lane with Visa® Checkout. Learn more about Visa® Checkout today by visiting www.bankunited.com. It's easy to get started, enroll your BankUnited Visa® Debit Card today and enjoy hassle-free shopping online.

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

RECEIVED
DEPARTMENT OF STATE

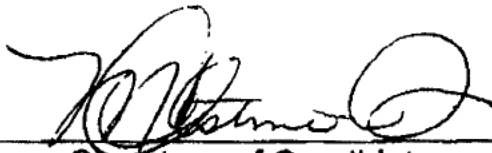
2015 OCT -2 AM 9:49

I, Mary Estime-Irvin

candidate for the office of State Representative, District 107

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

X



Signature of Candidate

October 1, 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 ELECTIONS COMMISSION

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

www.fec.state.fl.us; fec@myfloridalegal.com

August 25, 2017

Mary Estime-Irvin
155 NE 131st Street
North Miami, FL 33161-4529

RE: Case No.: FEC 16-558; Respondent: Mary Estime-Irvin – AMENDED LETTER OF LEGAL SUFFICIENCY

Dear Ms. Estime-Irvin:

On October 11, 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 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 following reporting period:

- 2016 P7

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, when she failed to file a report on the prescribed reporting date for the following reporting period:

- 2016 P7

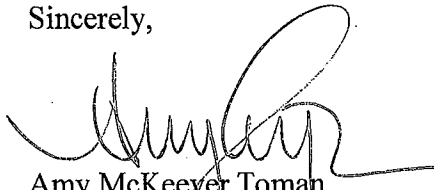
When we conclude the investigation, a copy of the Report of Investigation (ROI) will be mailed to you at the above address. Based on the results of the investigation, a staff attorney will make a written recommendation (Staff Recommendation or SR) to the Commission as to whether there is probable cause to charge respondent with violating Chapters 104 or 106, Florida Statutes. You will have an opportunity to respond to both the ROI and the SR. The Commission will then hold

one or more hearings to determine whether the alleged violations occurred and, if so, the amount of the fine to be imposed. You and the complainant will receive notice at least 14 days before any hearing at which your case is to be considered.

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

For additional information, please refer to the "Frequently Asked Questions" section of the Commission's website (www.fec.state.fl.us). If you have additional questions, please contact **Samantha Spore**, the investigator assigned to this case.

Sincerely,



Amy McKeever Toman
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**

www.fec.state.fl.us; fec@myfloridalegal.com

May 25, 2017

Mary Estime-Irvin
155 NE 131st Street
North Miami, FL 33161-4529

RE: Case No.: FEC 16-558; Respondent: Mary Estime-Irvin

Dear Ms. Estime-Irvin:

On October 11, 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 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 following reporting period:

- 2016 P7

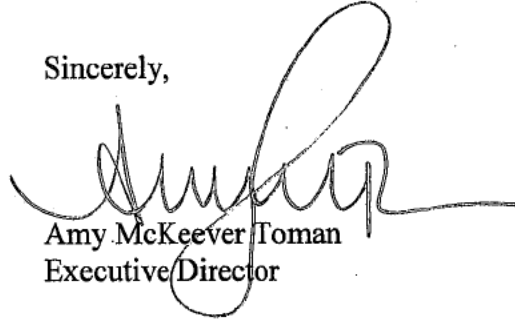
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investigative reports, and other documents relating to an alleged violation of Chapters 104 or 106, Florida Statutes, are **confidential** until the Commission finds probable cause or no probable cause.

For additional information, please refer to the "Frequently Asked Questions" section of the Commission's website (www.fec.state.fl.us). If you have additional questions, please contact **Samantha Spore**, the investigator assigned to this case.

Sincerely,

A handwritten signature in black ink, appearing to read "Amy McKeever Toman", with a long horizontal flourish extending to the right.

Amy McKeever Toman
Executive Director

AMT/dam

**DIVISION OF ELECTIONS
FEC NOTICE FORM**

To FEC from Division of Elections

RECEIVED

2016 OCT 11 P 2:33

STATE OF FLORIDA
ELECTIONS COMMISSION

Name: Mary Estime-Irvin
Account Number: 64957
Treasurer: Mary Estime-Irvin

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 P7

Sent By: Kristi Reid Bronson
Date: October 5, 2016

KRB

ejr

AFFIDAVIT

STATE OF FLORIDA

County of Leon

Kristi Reid Bronson, being duly sworn, says:

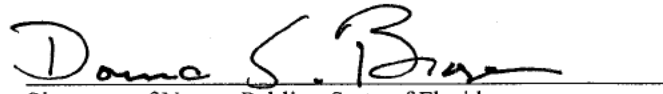
1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. Mary Estime-Irvin (64957) was a 2016 candidate for the office of State Representative.
5. On October 2, 2015, Ms. Estime-Irvin 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 P7 campaign treasurer's report was due on August 26, 2016. On August 29, 2016, the Division mailed Ms. Estime-Irvin notification that the 2016 P7 treasurer's report had not been filed. (See attached letter.)
7. On September 14, 2016, the Division mailed Ms. Estime-Irvin notification that the 2016 P7 treasurer's report had not been filed. (See attached letter.)
8. On September 23, 2016, the Division mailed Ms. Estime-Irvin final notification with delivery confirmation that the 2016 P7 treasurer's report had not been filed. (See attached letter with delivery confirmation.)
9. Ms. Estime-Irvin did not notify the Division of Elections prior to or on the prescribed reporting date for the 2016 P7 report that no report was to be filed.

10. As of October 5, 2016, Ms. Estime-Irvin has not filed the 2016 P7 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 5th 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
2015 OCT -2 AM 9:49

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

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

2. Name of Candidate (in this order: First, Middle, Last)
Mary Estime-Irvin

3. Address (include post office box or street, city, state, zip code)
P.O. BOX 613008
Miami, FL 33261

4. Telephone
(305) 709-7936

5. E-mail address
info@maryestimeirvin.com

6. Office sought (include district, circuit, group number)
State Representative, District 107

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
Mary Estime-Irvin

11. Mailing Address
P.O. BOX 613008

12. Telephone
(305) 709-7936

13. City
Miami

14. County
Miami-Dade

15. State
FL

16. Zip Code
33261

17. E-mail address
info@maryestimeirvin.com

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

19. Name of Bank
Bank United

20. Address
12290 Biscayne Boulevard

21. City
North Miami

22. County
Miami-Dade

23. State
FL

24. Zip Code
33181

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
October 1, 2015

26. Signature of Candidate
X 

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

designated above as: Campaign Treasurer Deputy Treasurer

October 1, 2015

Date

X

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
STATE

2015 OCT -2 AM 9:49

I, Mary Estime-Irvin,

candidate for the office of State Representative, District 107;

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

X



Signature of Candidate

October 1, 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

October 5, 2015

Mary Estime-Irvin
Post Office Box 613008
Miami, Florida 33261

Dear Ms. Estime-Irvine:

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 October 2, 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 **November 10, 2015**. The report will cover the period of October 1-31, 2015 (M10). 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: 64957



Division of Elections
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6240 • 850.245.6260 (Fax) dos.myflorida.com/elections/
Promoting Florida's History and Culture VivaFlorida.org



Mary Estime-Irvin

October 5, 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.

Mary Estime-Irvin
October 5, 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

August 29, 2016

Mary Estime-Irvin
Post Office Box 613008
Miami, FL 33261-3261

CAN 64957

Dear Ms. Estime-Irvin:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was August 26, 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 follows until you file your report:
 - \$50 for the first 3 days late
 - \$500 per day for each day after the 3rd day late
 - If the required report immediately precedes a primary and general election, the automatic fine is \$500 for each late day.

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

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

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

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

September 14, 2016

Mary Estime-Irvin
Post Office Box 613008
Miami, FL 33261-3261

CAN 64957

Dear Ms. Estime-Irvin:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was August 26, 2016.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on August 29, 2016.

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

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

Sincerely,

Kristi Reid 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 9999 4423 8937 9438 56**
& CUSTOMER RECEIPT
For Tracking or inquiries go to USPS.com
or call 1-800-222-1811.

September 23, 2016

Mary Estime-Irvin
Post Office Box 613008
Miami, FL 33261-3261

CAN 64957

Dear Ms. Estime-Irvin:

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

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2016	P7	8/13/16 - 8/25/16

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

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

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

English

Customer Service

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Tracking Number: 9114999944238937943856

Product & Tracking Information

Postal Product:

Features:
USPS Tracking®

Available Actions

Text Updates

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
September 27, 2016 , 6:48 am	Delivered, PO Box	MIAMI, FL 33261
Your item has been delivered and is available at a PO Box at 6:48 am on September 27, 2016 in MIAMI, FL 33261.		
September 26, 2016 , 8:21 am	Out for Delivery	MIAMI, FL 33261
September 26, 2016 , 8:11 am	Sorting Complete	MIAMI, FL 33261
September 25, 2016 , 9:10 am	Arrived at Hub	MIAMI, FL 33181
September 24, 2016 , 4:26 pm	Arrived at USPS Facility	OPA LOCKA, FL 33054
September 23, 2016 , 9:21 pm	Arrived at USPS Facility	TALLAHASSEE, FL 32301

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Tracking (or receipt) number

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