STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re: Brandon M. Cannon

TO: Brandon M. Cannon 465 Southwest Whitmore Drive Port St. Lucie, FL 34984 Case No.: FEC 15-306

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, **February 17, 2016 at 10:00 am**, *or as soon thereafter as the parties can be heard*, at the following location: **Florida State Conference Center, 555 West Pensacola Street, Room #108, Tallahassee, Florida 32306.**

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

<u>Amy McKeever Toman</u>

Executive Director Florida Elections Commission February 2, 2016 Please refer to the information below for further instructions related to your particular hearing:

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

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

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

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

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

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

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STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

Florida Elections Commission, Petitioner,

v.

Case No.: FEC 15-306

Brandon M. Cannon, Respondent.

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its

regularly scheduled meeting on November 17, 2015, in Tallahassee, Florida

Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral

statements made at the probable cause hearing, the Commission finds that there is probable

cause to charge Respondent with the following violations:

Count 1

During the 2014 election cycle, Respondent violated Section 106.07(2)(b)1, Florida Statutes, when he failed to timely make necessary amendments to his 2014 Termination Report

Count 2

On or about July 21, 2014, Respondent violated Section 106 19(1)(b), Florida Statutes, when he failed to report campaign contributions on his original 2014 P3 Report

Count 3

On or about July 28, 2014, Respondent violated Section 106 19(1)(b), Florida Statutes, when he failed to report campaign contributions on his original 2014 P4 Report.

Count 4

On or about August 12, 2014, Respondent violated Section 106.19(1)(b), Florida Statutes, when he failed to report campaign contributions on his original 2014 P6 Report.

Count 5

On or about October 20, 2014, Respondent violated Section 106.19(1)(b), Florida Statutes, when he failed to report campaign contributions on his original 2014 Termination Report.

Count 6

On or about July 21, 2014, Respondent violated Section 106 19(1)(c), Florida Statutes, when he falsely reported or deliberately failed to include campaign expenditures on his 2014 P3 Report

Count 7

On or about August 12, 2014, Respondent violated Section 106.19(1)(c), Florida Statutes, when he falsely reported or deliberately failed to include campaign expenditures on his 2014 P6 Report.

Count 8

On or about October 20, 2014, Respondent violated Section 106.19(1)(c), Florida Statutes, when he falsely reported or deliberately failed to include campaign expenditures on his 2014 Termination Report.

Count 9

On or about July 31, 2014, Respondent violated Section 106 19(1)(d), Florida Statutes, when he authorized a campaign

expenditure to Preferred Printing and Graphics without having sufficient funds on deposit in his campaign depository.

<u>Count 10</u>

On or about July 31, 2014, Respondent violated Section 106.19(1)(d), Florida Statutes, when he authorized a campaign expenditure to BSE Design & Communications without having sufficient funds on deposit in his campaign depository.

DONE AND ORDERED by the Florida Elections Commission on November 17, 2015.

M Scott Thomas, Chairman Florida Elections Commission

Copies furnished to: Jaakan A. Williams, Assistant General Counsel Brandon M. Cannon, 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 <u>consent order</u> where you and Commission staff agree to resolve the violation(s)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 <u>informal hearing</u> held before the Commission, if you <u>do not</u> 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 <u>formal hearing</u> 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 righthand 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: Brandon M. Cannon

TO: Brandon M. Cannon 465 Southwest Whitmore Drive Port St. Lucie, FL 34984 Case No.: FEC 15-306

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 17, 2015 at 10:30 AM, or as soon thereafter as the parties can be heard, at the following location: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, FL 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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<u>Amy McKeever Toman</u>

Executive Director Florida Elections Commission November 2, 2015 Please refer to the information below for further instructions related to your particular hearing:

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STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re: Brandon M. Cannon

Case No.: FEC 15-306

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 Sections 106.07(2)(b)1., 106.19(1)(b), 106.19(1)(c), and 106.19(1)(d), Florida Statutes. Based upon a thorough review of the Report of Investigation submitted on July 29, 2015, the following facts and law support this staff recommendation:

1 On April 2, 2015, the Florida Elections Commission ("Commission") received a referral from the Department of State, Division of Elections, alleging that Brandon M. Cannon ("Respondent") violated Chapter 106, Florida Statutes.

2 Respondent was a candidate for the office of State Senator, District 32, during the 2014 primary election cycle, and he served as his own campaign treasurer. (ROI Exhibit 1)¹

3. Complainant alleged that Respondent's campaign treasurer's reports reflected a negative balance in violation of Sections 106.19(1)(b),(c),(d), Florida Statutes

4 By letter dated May 29, 2015, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:

Section 106.07(2)(b)1., Florida Statutes: Respondent, a 2014 candidate for the Florida Senate, District 32, acting as his own treasurer, failed to timely make necessary amendments to the campaign's 2014 TR report, as alleged in the complaint

Section 106.19(1)(b), Florida Statutes: Respondent, a 2014 candidate for the Florida Senate, District 32, acting as his own treasurer, failed to report one or more contributions required to be reported by Chapter 106, Florida Statutes, as alleged in the complaint

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¹ Report of Investigation referred to herein as "ROI"

Section 106.09(1)(c), Florida Statutes: Respondent, a 2014 candidate for the Florida Senate, District 32, acting as his own treasurer, falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes

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Section 106.09(1)(d), Florida Statutes: Respondent, a 2014 candidate for the Florida Senate, District 32, acting as his own treasurer, made or authorized one or more campaign expenditures prohibited by Chapter 106, Florida Statutes.

Alleged Violation: Section 106.07(2)(b)1., Florida Statutes

5. Respondent filed his 2014 Termination Report on October 20, 2014; however, the report was incomplete (ROI Exhibit 2)

6 By letters dated January 8, 2015 and February 5, 2015, the Division informed Respondent that his 2014 Termination Report was incomplete. Both of the letters advised Respondent to make the required amendments within seven days after receipt of the notice. The Division attached an error report to each of the letters identifying the item that required an amendment. (ROI Exhibits 3 and 4)

7. On February 12, 2015, Respondent sent an email to the Division acknowledging receipt of the Division's letters. Respondent explained that he was unsure why his campaign report showed something different than his bank statements. Respondent indicated that he would go through his campaign reports to find the error (ROI Exhibit 5)

8 On April 23, 2015, Respondent filed an amended 2014 Termination Report It appears that Respondent deleted a campaign expenditure in the amount of \$7,206.60 that was paid to Patriot Games. Based upon staff's investigation, Respondent properly disclosed the expenditure to Patriot Games on his 2014 P7 Report, but he later duplicated that expenditure on his 2014 Termination Report. During a telephone interview with Commission staff, Respondent explained that it was a duplicated expenditure that caused his campaign report to reflect a deficit balance. (ROI Exhibits 6 and 7)²

9. It appears that complainant is correct. Because Respondent's amended 2014 Termination Report was not filed until April 23, 2015, which was 65 days after it was due, Respondent committed a violation of Section 106 07(2)(b)1, Florida Statutes

Alleged Violation: Section 106-19(1)(b), Florida Statutes

10. Complainant alleged that Respondent failed to report contributions on his campaign treasurer reports.

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² The 2014 P7 Report covered the period August 9 – August 21, 2014.

11. During its investigation, Commission staff discovered six contributions which were not reported on Respondent's original 2014 P3, 2014 P4, 2014 P6, and the 2014 Termination Report. Table 1 referenced below summarizes contributions Respondent received and the reporting periods which the contributions should have been reported.

TABLE 1: UNREPORTED CONTRIBUTIONS RECEIVED BY RESPONDENT						
Date Deposited	Report/Cover Period Deposit Occurred	Contributor	Contribution Type	Amount		
07/07/14	2014 P3 Report 07/05/14 - 07/18/14	Respondent	Recutting Transfer	\$150.00		
07/25/14	2014 P4 Report 07/19/14 – 07/25/14	Respondent	Loan	\$8,000.00 ³		
08/06/14	2014 P6 Report 08/02/14 – 08/08/14	Respondent	Recurring Transfer	\$150.00		
09/08/14	2014 Termination Report 08/22/14 - 10/20/14	Respondent	Recutring Transfer	\$150.00		
09/15/14	2014 Termination Report 08/22/14 – 10/20/14	Respondent	Online Transfer	\$44.02		
10/06/14	2014 Termination Report 08/22/14 – 10/20/14	Respondent	Recurring Transfer	\$150.00		
en e	TOTAL			\$644.02		

12. It appears that Complainant is correct, and Respondent's campaign received \$8,644 02 in unreported campaign contributions during the 2014 P3, 2014 P4, 2014 P6, and the 2014 Termination Report cycle Respondent has committed four violations of Section 106.19(1)(b), Florida Statutes, when he failed to report campaign contributions on his original 2014 P3, 2014 P4, 2014 P6, and his 2014 Termination Report (See ROI, Table 1)

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

13 Complainant alleged Respondent falsely reported or deliberately failed to include information required by Chapter 106, Florida Statues, on his campaign treasurer reports.

14. During its investigation, Commission staff discovered several campaign expenditures that were not disclosed by Respondent on his 2014 P3, 2014 P6, and his 2014 Termination Reports Table 2 below summarizes the expenditures made and the reporting periods which the expenditures should have been disclosed. (See ROI, Table 2)

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³ Respondent's 2014 P4 Report was amended to disclose this contribution (Exhibit 9)

Expenditure	Report/Cover Period		Expenditure	
Date	Expenditure Occurred	Expenditure To	Туре	Amount
	2014 P3 Report		Recurring	
07/07/14	07/05/14 - 07/18/14	Respondent	Withdrawal	\$150.00
	2014 P3 Report			
07/18/14	07/05/14 - 07/18/14	City of PSC	Check #1034	\$25.00
	2014 P6 Report		Recurring	
08/05/14	08/02/14 - 08/08/14	Respondent	Withdrawal	\$150.00
	2014 Termination Report		Cash	
08/29/14	08/22/14 - 10/20/14	Wells Fargo	Deposited Fee	\$45.90
	2014 Termination Report		Recurring	
09/05/14	08/22/14 - 10/20/14	Respondent	Withdrawal	\$150.00
	2014 Termination Report			
09/09/14	08/22/14 - 10/20/14	Wells Fargo	Bank Fee	\$3.00
	2014 Termination Report		Recurring	
10/06/14	08/22/14 - 10/20/14	Respondent	Withdrawal	\$150.00
	TOTAL			\$673.90

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15 It appears that Complainant is correct Because Respondent failed to report \$673.90 in campaign expenditures on his original 2014 P3, 2014 P6, and his 2014 Termination Reports, he has committed three violations of Section 106 19(1)(c), Florida Statutes.

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

16. Complainant alleged that Respondent made or authorized one or more expenditures prohibited by Chapter 106, Florida Statutes.

17 During its investigation, Commission staff reviewed Respondent's campaign account records from July 1, 2014 – the month Respondent's campaign began to run a deficit balance – through the end of his campaign Table 3 referenced below summarizes the prohibited expenditures that appear to have occurred after check number 1039 cleared Respondent's campaign account (See ROI, Table 3)

TABLE 3: PROHIBITED EXPENDITURES MADE BY RESPONDENT							
Transaction Date	Expenditure To	Expenditure Type	Reason Prohibited	Amount	Funds on Deposit		
07/31/14	Funds available aft	er check #1039 c	leared Respondent's ac	count	\$1,605 25		
07/31/14	Preferred Printing and Graphics	Check #1038	Funds unavailable in account	\$1,625 22	(\$19.97)		
07/31/14	BSE Design & Communications	Check #1036	Funds unavailable in account	\$25.00	(\$44 97)		

07/31/14	Wells Fargo	Debit	Funds unavailable in account	\$1.50	(\$46 47)
08/01/14	Wells Fargo	Debit	Funds unavailable in account	\$35.00 ⁴	(\$81.47)
08/01/14	Wells Fargo	Debit	Funds unavailable in account	\$35 00 ⁵	(\$116.47)
08/04/14	Respondent deposi	\$5,883.53			

18 It appears that Complainant is correct After check number 1039 cleared Respondent's depository on July 31, 2014, Respondent did not have sufficient funds on deposit in his depository to cover any further campaign expenditures. However, on August 1, 2014, Wells Fargo Bank charged Respondent \$70 in overdraft fees for expenditures made to two vendors on July 31, 2014 when there were not sufficient funds on deposit in Respondent's campaign depository (See ROI, Table 3)

19. In a July 27, 2015 final interview with Commission staff, Respondent explained that he was a first time candidate running for office and he did not have the funds to pay someone to complete his reports for him. Respondent stated that he was not trying to withhold contributions and expenditures. Respondent verified that his campaign account is linked to a savings account and that the campaign account has a monthly minimum required deposit in order to avoid monthly maintenance fees Respondent indicated that he did not think the recurring deposits and transfers were treated as contributions and expenditures because they were just transfers between accounts. (ROI Exhibit 13, page 3)

20. "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)

21. The facts set forth above show that Respondent was a candidate for the office of State Senator, District 32, during the 2014 election cycle. During his campaign, Respondent failed to report campaign contributions and expenditures on several campaign treasurer reports. Despite receiving several written notices from the Division, Respondent failed to timely file an amendment to his 2014 Termination Report

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⁴ Overdraft fee for check number 1038

⁵ Overdraft fee for check number 1036

⁶ Respondent disclosed this contribution on his 2014 P6 Report

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

Count 1:

During the 2014 election cycle, Respondent violated Section 106 07(2)(b)1, Florida Statutes, when he failed to timely make necessary amendments to his 2014 Termination Report

Count 2:

On or about July 21, 2014, Respondent violated Section 106 19(1)(b), Florida Statutes, when he failed to report campaign contributions on his original 2014 P3 Report.

Count 3:

On or about July 28, 2014, Respondent violated Section 106.19(1)(b), Florida Statutes, when he failed to report campaign contributions on his original 2014 P4 Report.

Count 4:

On or about August 12, 2014, Respondent violated Section 106.19(1)(b), Florida Statutes, when he failed to report campaign contributions on his original 2014 P6 Report

Count 5:

On or about October 20, 2014, Respondent violated Section 106 19(1)(b), Florida Statutes, when he failed to report campaign contributions on his original 2014 Termination Report.

Count 6:

On or about July 21, 2014, Respondent violated Section 106.19(1)(c), Florida Statutes, when he falsely reported or deliberately failed to include campaign expenditures on his 2014 P3 Report

<u>Count 7:</u>

On or about August 12, 2014, Respondent violated Section 106.19(1)(c), Florida Statutes, when he falsely reported or deliberately failed to include campaign expenditures on his 2014 P6 Report.

Count 8:

On or about October 20, 2014, Respondent violated Section 106.19(1)(c), Florida Statutes, when he falsely reported or deliberately failed to include campaign expenditures on his 2014 Termination Report.

<u>Count 9:</u>

On or about July 31, 2014, Respondent violated Section 106 19(1)(d), Florida Statutes, when he authorized a campaign expenditure to Preferred Printing and Graphics without having sufficient funds on deposit in his campaign depository.

Count 10:

On or about July 31, 2014, Respondent violated Section 106.19(1)(d), Florida Statutes, when he authorized a campaign expenditure to BSE Design & Communications without having sufficient funds on deposit in his campaign depository.

12th Respectfully submitted on September , 2015.

Jaakan A Williams Assistant General Counsel

I reviewed this Staff Recommendation this 12th day of September 2015.

Amy McKeever Toman Executive Director

FLORIDA ELECTIONS COMMISSION REPORT OF INVESTIGATION Case No.: FEC 15-306

Respondent: Brandon M. Cannon

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Complainant: Division of Elections

Pursuant to Section 106.25, Florida Statutes, on April 2, 2015, the Florida Elections Commission received information from the Division of Elections that Respondent violated Chapter 106, Florida Statutes The Division's referral was mandated pursuant to Section 106.07(8)(d), Florida Statutes. Commission staff, therefore, investigated whether Respondent violated the following statutes:

Section 106 07(2)(b)1, Florida Statutes, failure of the treasurer of a candidate to file an addendum to an incomplete report after receiving notice from the filing officer;

Section 106 19(1)(b), Florida Statutes, failure of a person or organization to report a contribution required to be reported by Chapter 106, Florida Statutes;

Section 106 19(1)(c), Florida Statutes, prohibiting a person or organization from falsely reporting or deliberately failing to report information required by Chapter 106, Florida; and

Section 106.19(1)(d), Florida Statutes, prohibiting a person or organization from making or authorizing any expenditure prohibiting by Chapter 106, Florida Statutes

I. Preliminary Information:

1. Respondent was a candidate for State Senator, District 32; he was defeated in the primary election held on August 26, 2014.

2. Complainant is the Division of Elections

3. Respondent's filing officer is Kristi Reid-Bronson, Chief, Bureau of Election Records, Division of Elections.

II. Alleged Violation of Section 106.07(2)(b)1, Florida Statutes:

4 I investigated whether Respondent violated this section of election laws by failing to file an addendum to his 2014 Termination Report after receiving notice that the report was incomplete

5. On May 10, 2013, Respondent filed an Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) form appointing himself treasurer of his

campaign. To view a copy of the DS-DE 9 form, please refer to Exhibit 1.

6. According to Respondent's filing history, Respondent filed his 2014 Termination Report on October 20, 2014; approximately 35 days prior to the report's November 24, 2014 due date. To view a copy of Respondent's filing history, please refer to Exhibit 2.

7. On January 8, 2015, the Division sent Respondent a letter informing him that his 2014 Iermination Report was incomplete. An error report reflecting a deficit balance in Respondent's 2014 Termination Report was included with the letter as an attachment. The letter was mailed to the address listed on Respondent's DS-DE 9 form (Exhibit 1) To view a copy of the January 8, 2015 letter and error report, please refer to Exhibit 3.

8 On February 5, 2015, the Division sent Respondent a letter marked "Second Notice;" the letter stated, "On January 8, 2015, you were advised that one or more of your campaign treasurer's reports were incomplete..."¹ An error report reflecting a deficit balance was included with the letter as an attachment (previously provided as Exhibit 3, pages 2 and 3). The letter was mailed to the address listed on Respondent's DS-DE 9 form (Exhibit 1). To view a copy of the Second Notice without attachments, please refer to Exhibit 4.

9. On February 12, 2015, Respondent sent the Division an e-mail acknowledging receipt of the Division's letter informing him that his report was incomplete. Respondent stated in his e-mail that he was not sure why the report was different than his bank statement and that he would go through his treasurer's reports to find the error. To view a copy of Respondent's e-mail, please refer to Exhibit 5.

10 On April 23, 2015 – approximately 21 days after the Commission received the Division's referral – Respondent filed an amended 2014 termination report reflecting that he deleted an expenditure listed in sequence number one to Patriot Games in the amount of \$7,206.60. To view a copy of the relevant pages of the amended 2014 Termination Report, please refer to Exhibit 6.

11. I interviewed Respondent by telephone on July 7, 2015 Respondent acknowledged receiving the notices from the Division informing him that he needed to amend his report. Respondent stated he consulted with an accountant who helped him review his campaign account and the issue was that he had duplicated expenditures.

12. I reviewed Respondent's campaign treasurer's reports filed prior to his 2014 Termination Report and found that Respondent disclosed an expenditure to Patriot Games in sequence number eight of Respondent's 2014 P7 Report. The amount of the expenditure listed in sequence number eight of the 2014 P7 Report is identical to the amount of the expenditure that was deleted from sequence number one on Respondent's 2014 Termination Report (Exhibit 6). The date of the expenditure listed on the 2014 P7 report is August 22, 2014; the date of the expenditure that was deleted from the amended 2014 Termination Report (Exhibit 6) was August 21, 2014 To view a copy of the expenditures disclosed on Respondent's 2014 P7 Report, please

¹ Although the Division's letter does not specify which reports were identified as incomplete, it appears the Division is referring to the letter dated January 8, 2015 (Exhibit 3, page 1), which informed Respondent that his 2014 Termination Report was incomplete.

refer to Exhibit 7.

13. I subpoenaed and reviewed Respondent's campaign account records from July 1, 2014 – the month Respondent's campaign began to run a deficit balance – through the present. Review of the records reflects that check number 1047 made payable to Patriot Games in the amount of \$7,206.60 was dated "7/21/14;" however, this date appears to be erroneous as check numbers 1030 through 1046 were all issued between July 4 and August 15, 2014, before check number 1047 was issued Furthermore, check number 1047 cleared Respondent's campaign account on August 22, 2014.² Therefore, it appears check number 1047 should have been dated "8/21/14." To view copies of the relevant campaign account records, please refer to Exhibit 8.

14 Based on Respondent's campaign account records and campaign treasurer's reports, it appears Respondent properly disclosed the expenditure to Patriot Games on his 2014 P7 Report which covered the period August 9 to August 21, 2014 (Exhibit 7, sequence number 8); it appears Respondent duplicated this expenditure on his 2014 Termination Report As previously stated, Respondent amended his 2014 Termination Report on April 23, 2015 by deleting the duplicated expenditure (Exhibit 6, sequence number 1)

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

III. Alleged Violation of Section 106.19(1)(b), Florida Statutes:

16 I investigated whether Respondent violated this section of election laws by failing to report contributions.

17. Based on the deficit balance reflected in the error report provided to Respondent (Exhibit 3, page 3), Complainant alleged Respondent may have failed to report contributions³

18. Review of Respondent's campaign treasurer's reports reflect that on April 23, 2015 – approximately 21 days after the Commission received the Division's referral – Respondent filed an amended 2014 P4 Report reflecting that he added a contribution from himself dated July 25, 2014, in sequence number one in the amount of \$8,000⁴ To view a copy of the contribution disclosed on Respondent's amended 2014 P4 report, please refer to Exhibit 9.

19 Respondent's campaign account records from July 1, 2014 – the month Respondent's campaign began to run a deficit balance – through the present reflect a cash deposit to Respondent's campaign account in the amount of \$8,000 on July 25, 2014. To view copies of the deposit slip and cash in ticket, please refer to Exhibit 10

² Check numbers 1030 through 1046 cleared Respondent's campaign account between July 7 and August 21, 2014, before check number 1047 cleared Respondent's campaign account.

³ The error report (Exhibit 3, page 3) reflects a deficit balance of \$14,240 03. As previously discussed in paragraphs 10 through 14 of this report, Respondent duplicated an expenditure in the amount of \$7,206.60 After deleting the duplicated expenditure, Respondent was still left with a deficit balance of \$7,033.43.

⁴ According to Respondent's filing history (Exhibit 2), Respondent's original 2014 P4 Report was timely filed on July 28, 2014

20. Review of Respondent's campaign account also appears to reflect several other contributions that were not disclosed by Respondent. Table 1 summarizes the contributions Respondent received and the reporting periods during which it appears the contributions should have been reported. To view copies of the relevant campaign account records, please refer to Exhibit 11.

Date Deposited	Report/Cover Period Deposit Occurred	Contributor	Contribution Type	Amount
07/07/14	2014 P3 Report 07/05/14 - 07/18/14	Respondent	Recurring Transfer	\$150.00
07/25/14	2014 P4 Report 07/19/14 - 07/25/14	Respondent	Loan	\$8,000.00 ⁵
08/06/14	2014 P6 Report 08/02/14 - 08/08/14	Respondent	Recurring Transfer	\$150.00
09/08/14	2014 Termination Report 08/22/14 - 10/20/14	Respondent	Recurring Transfer	\$150.00
09/15/14	2014 Termination Report 08/22/14 – 10/20/14	Respondent	Online Transfer	\$44.02
10/06/14	2014 Termination Report 08/22/14 - 10/20/14	Respondent	Recurring Transfer	\$150.00
	TOIAL			\$644.02

21. I interviewed a male employee of the Wells Fargo Legal Order Processing Department by telephone on July 23, 2014, who explained that Respondent's campaign account is "linked" to another account and has a monthly minimum required deposit in order to avoid monthly maintenance fees.⁶ The employee stated that the recurring fees are immediately returned to the account from which they were transferred.⁷

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

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

23. I investigated whether Respondent violated this section of election laws by failing disclose information on his campaign treasurer's reports

24. Based on the deficit balance reflected in the error report provided to Respondent (Exhibit 3, page 3), Complainant alleged Respondent may have failed to disclose information on his campaign treasurer's reports.

25 To review the circumstances regarding Respondent's alleged unreported contributions, please refer to paragraphs 18 through 21 of this report.

⁵ Respondent's 2014 P4 Report was amended to disclose this contribution (Exhibit 9).

⁶ The person I spoke with declined to give his name

⁷ According to the account records, it appears Respondent's campaign account is linked to a "Business Market Rate Savings" account

26. Review of Respondent's campaign account records from July 1, 2014 – the month Respondent's campaign began to run a deficit balance – through the present also appears to reflect several expenditures that were not disclosed by Respondent Table 2 summarizes the expenditures Respondent made and the reporting periods during which it appears the expenditures should have been disclosed. The relevant campaign account records have previously been provided as Exhibit 11

	TABLE 2: UNREPORTED EXI	PENDITURES MADE B	Y RESPONDENT	
Expenditure Date	Report/Cover Period Expenditure Occurred	Expenditure To	Expenditure Type	Amount
07/07/14	2014 P3 Report 07/05/14 - 07/18/14	Respondent	Recurring Withdrawal	\$150.00
07/18/14	2014 P3 Report 07/05/14 - 07/18/14	City of PSC	Check #1034	\$25.00
08/05/14	2014 P6 Report 08/02/14 - 08/08/14	Respondent	Recurring Withdrawal	\$150.00
08/29/14	2014 Termination Report 08/22/14 – 10/20/14	Wells Fargo	Cash Deposited Fee	\$45.90
09/05/14	2014 Termination Report 08/22/14 – 10/20/14	Respondent	Recurring Withdrawal	\$150.00
09/09/14	2014 Termination Report 08/22/14 – 10/20/14	Wells Fargo	Bank Fee	\$3.00
10/06/14	2014 Termination Report 08/22/14 – 10/20/14	Respondent	Recurring Withdrawal	\$150.00
	TOTAL			\$673.90

27. To review the circumstances regarding the recurring withdrawals, please refer to paragraph 21 of this report

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

V. Alleged Violation of Section 106.19(1)(d), Florida Statutes:

29 I investigated whether Respondent violated this section of election laws by making a prohibited expenditure from his campaign account

30 Based on the deficit balance reflected in the error report provided to Respondent (Exhibit 3, page 3), Complainant alleged Respondent may have made prohibited expenditures from his campaign account.

31. Review of Respondent's campaign account records from July 1, 2014 – the month Respondent's campaign began to run a deficit balance – through the present reflects as of July 30, 2014, Respondent had an ending daily balance of \$5,592.75, and that on July 31, 2014, check number 1039 cleared Respondent's campaign account leaving Respondent with a balance of \$1,605.25 Table 3 summarizes the prohibited expenditures that appear to have occurred after check number 1039 cleared Respondent's campaign account The relevant campaign account records have previously been provided as Exhibit 11.

	TABLE 3: PROHI	bited Expend	ITURES MADE BY R	espondemt	
Transaction Date	Expenditure To	Expenditure Type	Reason Prohibited	Amount	Funds on Deposit
07/31/14	Funds available aft	er check #1039 cl	eared Respondent's acc	ount	\$1,605 25
07/31/14	Preferred Printing and Graphics	Check #1038	Funds unavailable in account	\$1,625.22	(\$19.97)
07/31/14	BSE Design & Communications	Check #1036	Funds unavailable in account	\$25.00	(\$44 97)
07/31/14	Wells Fargo	Debit	Funds unavailable in account	\$1 50	(\$46.47)
08/01/14	Wells Fargo	Debit	Funds unavailable in account	\$35 00 ⁸	(\$81 47)
08/01/14	Wells Fargo	Debit	Funds unavailable in account	\$35.00 ⁹	(\$116.47)
08/04/14	Respondent deposi	ted \$6,000 ¹⁰			\$5,883.53

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

VI. FEC History:

33 Respondent has not had any prior cases before the Commission.

Conclusion:

34 I conducted a final interview with Respondent on July 27, 2015, and gave him an opportunity to respond to the information gathered during the course of the investigation concerning the allegations made in the complaint Respondent stated he was not trying to withhold contributions and expenditures; Respondent further stated this was his first time running for office and he did not have the funds to pay someone to complete his reports for him.

35 Respondent verified that his campaign account is linked to a savings account and that the campaign account has a monthly minimum required deposit in order to avoid monthly maintenance fees. When asked if there was a reason the recurring deposits and withdrawals were not disclosed on his campaign treasurer's reports, Respondent replied he did not think these transactions counted as contributions and expenditures because they were just transfers between accounts

36. During the July 7, 2015 telephone interview, Respondent stated he read Chapter 106, Florida Statutes and the *Candidate and Campaign Treasurer Handbook*. Respondent

⁸ Overdraft fee for check number 1038

⁹ Overdraft fee for check number 1036

¹⁰ Respondent disclosed this contribution on his 2014 P6 Report

signed his Statement of Candidate form on May 8, 2013. To view a copy of the form, please refer to Exhibit 12.

37. It is noted that from October 20, 2014 – the date Respondent filed his Termination Report – through February 5, 2015 – the date the Division sent Respondent the "Second Notice" to amend his report – Respondent's campaign account remained open with a balance of \$215.45

38 The Investigative Phone Log is provided with this report as Exhibit 13

39 During my investigation of the allegations contained in the sworn complaint, I found that as of June 30, 2015, Respondent's campaign account remains open with a balance of \$215 45; therefore, it appears Respondent may not have disposed of surplus funds within 90 days of being eliminated from the election.¹¹ However, because these violations were not alleged in the referral, I did not investigate this information

Respectfully submitted on July 29, 2015,

are auler

Tracie Aulet Investigation Specialist

Current address of Respondent

Mr. Brandon M. Cannon 465 Southwest Whitmore Drive Port St. Lucie, FL 34984

Name and Address of Filing Officer:

Ms. Kristi Reid-Bronson, Chief Bureau of Elections Records 500 South Bronough Street Tallahassee, FL 32399 Current address of Complainant

Division of Elections 500 South Bronough Street Tallahassee, FL 32399

Copy furnished to:

Mr David Flagg, Investigations Manager

Inv002 (7/08)

¹¹ During the July 7, 2015 telephone interview, I informed Respondent that as a result of the amendments to his reports (Exhibits 6 and 9) it appeared he now had a surplus of funds. Respondent agreed to contact the Division for assistance; however, when I conducted the final interview Respondent stated he had not done so.

FLORIDA ELECTIONS COMMISSION **REPORT OF INVESTIGATION** Brandon M. Cannon -- FEC 15-306

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	LIST OF EXHIBITS
Exhibits #s	Description of Exhibits
Exhibit 1	DS-DE 9 form filed 5/10/13
Exhibit 2	Filing history
Exhibit 3	Incomplete letter dated 1/8/15
Exhibit 4	Second notice dated 2/5/15
Exhibit 5	E-mail from Respondent dated 2/12/15
Exhibit 6	2014 amended termination report
Exhibit 7	2014 original P7 report
Exhibit 8	Check #1047 & relevant bank statement page
Exhibit 9	2014 amended P4 report
Exhibit 10	Deposit slip & cash in ticket
Exhibit 11	Campaign account records, relevant pages
Exhibit 12	Statement of Candidate form signed 5/8/13
Exhibit 13	Investigative phone log

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Brandon Michael C			↓ code) _ 465 Southw	est Whitmo	re Drive		
4 Telephone	5 E-mail address		Port Saint L				
(561) 667-3497	brandonmcannon		·				,
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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup	Candida	ate Na	ame: Brandon	M. Ca	nnon				
Name: cannon		Acco	ount: <u>60410</u>						
Election.	Date Due	Туре	Date Filed St	tatus	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
	11/24/2014	TR	10/20/2014						
Acct: 60410	8/22/2014	P7	8/22/2014						
Type: Candidate	8/15/2014		8/12/2014						
	8/8/2014 8/1/2014	P5	8/4/2014 7/28/2014						
Search Reset	7/25/2014	P4 P3	7/21/2014						
	7/11/2014	P2	7/7/2014						
	6/27/2014	P1	6/20/2014						
	6/10/2014	M5	6/9/2014						
	5/12/2014	M4	5/11/2014						
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	7/10/2013	Q2	7/9/2013						

EXHIBIT



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

January 8, 2015

Brandon M. Cannon 465 Southwest Whitmore Drive Port Saint Lucie, FL 34984

Re: CAN 60410

Dear Mr. Cannon:

The Division of Elections has determined that the following report is incomplete for the reasons noted in the attached error report:

 Year
 Type
 Cover Period

 2014
 TR
 8/22/14 - 10/20/14

Pursuant to Section 106 07(2), Florida Statutes, you have 7 days from receipt of this notice to file an amended report to correct errors or provide missing information If the information has been reported accurately, provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that failure to supply this information within the time allowed may constitute a violation of Chapter 106, Florida Statutes.

If you need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280.

Sincerely, A mt freid

Kristi Reid Bronson Chief, Bureau of Election Records

Attachment

Room 316 R A Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250 • (850) 245-6280 FAX: (850) 245-6260 • WWW Address: http://www.dos.state.fl.us • E-Mail: DivElections@dos.state.fl.us

Florida Department of State - Division of Elections

Compliance Report

Candidate: Brandon M. Cannon	Office: STS
Report: 2014 TR (18) Covering Period: 8/22/14 - 10/20/14	Account: 60410
Dversil	
Statute FAC Description 106 11(3) Deficit balance	
Contributions	
Expenditures	
Fund Transfors	
Other Distributions	

20f3

1/8/2015

Page 1

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Sum of Contributions vs Expenditures Brandon M. Cannon

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1/8/2015 8:23:56 AM 60410

Date of	ast Contribution	: 8/21/14	0.	0 After		
Year	Report	Contributions	Expenditures	Running Total		
2013	Q2	\$6,525 00	\$4,675 29	\$1,849 71		
	Q3	\$11,770.00	\$9.643 38	\$3 976 33		
	M10	\$5,930 00	\$6 163 90	\$3 742 43		
	M11	\$0 00	\$2,991 03	\$751 40		
	M12	\$7,450 00	\$6,700 48	\$1 500 92		
2014	M1	\$5,500 00	\$3,606,99	\$3,393 93		
	M2	\$4.000.00	\$451 83	\$6 942 10		
	M3	\$12 500 00	\$2 929 33	\$16 512 77		
	M4	\$0 00	\$433 03	\$16 079 74		
	M5	\$3,000 00	\$913 03	\$18,166 71		
	P1	\$8 000 00	\$16,541 77	\$9,624 94		
	P2	\$0 00	\$487 53	\$9,137 41		
	P3	\$0 00	\$548 00	\$8 589 41		
	P4	\$0 00	\$386 00	\$8 203 41		
	P5	\$0 00	\$15,573 64	(\$7,370.23)		
	P6	\$6 000 00	\$2,650 00	(\$4,020.23)		
	P 7	\$26 853 00	\$29,106 20	(\$6,273.43)		
	TR	\$0 00	\$7 966 60	(\$14,240.03)		
Ca	mpaign Total:	\$97.528.00	\$111 768 03			

EXHIBIT 3 pg. 3013



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

Second Notice

February 5, 2015

Brandon M. Cannon 465 Southwest Whitmore Drive Port Saint Lucie, FL 34984

Re: CAN 60410

Dear Mr. Cannon:

On January 8, 2015, you were advised that one or more of your campaign treasurer 's reports were incomplete and that you had 7 days to provide the requested information

The Division's electronic filing system indicates that the required information has not been provided Pursuant to Section 106 22, Florida Statutes, the Division is required to notify the Florida Elections Commission of the failure to provide information required by Chapter 106. Accordingly, if the information requested in our prior notice is not received within 7 days of receipt of this letter, we will refer this matter to the Commission. A second copy of the error report is attached for your convenience.

Sincerely,

mit Reid B

Kristi Reid Bronson, Chief Bureau of Election Records

Attachment

EXHIBIT

Room 316 R.A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250 • (850) 245-6280 FAX: (850) 245-6260 • WWW Address: http://www.dos.state.fl.us • E-Mail: DivElections@mail.dos.state.fl.us Bronson, Kristi R.

From: Sent: To: Subject: DivElections Thursday, February 12, 2015 8:41 AM Bronson, Kristi R. FW: CAN 60410

From: Brandon Cannon [mailto:brandonmcannon@yahoo.com] Sent: Thursday, February 12, 2015 8:20 AM To: DivElections Subject: Fw: CAN 60410

Good morning,

I received a letter yesterday informing me that my treasurer's reports were incomplete. I've look at the documents that were provided in the letter. I'm not sure why it's showing something different than what my bank statements were showing. I apologize for the inconvenience but will start going through all my filed treasurer's reports to find the error. This could take a day or two, I hope that is acceptable?

Please let me know if you would prefer to go a different route.

Thank you, Brandon Cannon 561-667-3497



The Department of State is committed to excellence Please take our <u>Customer Satisfaction Survey</u>.

EXHIBIT

1

	IT OF STATE, DIVISION OF ELECTIONS ASURER'S REPORT SUMMARY
(1) Brandon M. Cannon Candidate, Committe or Party Name	(2) <u>60410</u> I D. Number
(3) 465 Southwest Whitmore Drive	Port Saint Lucie FL 34984
Address (number and street)	City State Zip Code
Check box if address has changed since last report	
(4) Check appropriate box(es):	
 Candidate (office sought): Political Committee Committee of Continuous Existance Party Executive Committee 	Check If PC has DISBANDED Check If CCE has DISBANDED
(5) REPOI	RT IDENTIFIERS
Cover Period: From 08/22/2014 To 10	V/20/2014 Report Type: TR
🗋 Original 🛛 🖾 Amendment 🗔 Sp	pecial Election Report
(6) CONTRIBUTIONS THIS REPORT	(7) EXPENDITURES THIS REPORT
Cash & Checks \$0 00	Monetary Expenditures \$760.00
Loans \$0 00	Transfers to Office Account \$0.00
Total Monetary \$0.00	Total Monetary \$760.00
In-Kind \$0.00	(8) Other Distributions
	ertification person to falsify a public record (ss 839 13, F S)
I certify that I have examined this report and it is true, correct and complete	I certify that I have examined this report and it is true correct and complete
Name of Treasurer Deputy Treasurer	Name of 🛛 Candidate 🔲 Chaiman (PC/PTY Only
X	X
Signature	

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Prepared on: 7/22/15 10:44 10AM

EXHIBIT 6 pg. 10f2

Reviewed On: 4/23/15 5:09 pm

ID: 60410		'S REPOR	T – ITEMIZED 🐔	ENDITURES	Page 1 of 1
Name: Bra	andon M. Cannon		Report: 2014 TR	Period: 08/22/2014	to 10/20/2014
- <u></u>	** Re	cords in File	ed Report **		
Seq # Date	Full Name (Last, Suffix First, Middle Street Address & City, State, Zip	Туре	Purpose		Amount Amend
1 08/22/2014	PATRIOT GAMES 120 S DIXIE HWY WEST PALM BEACH, FL 33401	MON	CONSULTING		\$7,206 60 DEL
2 09/12/2014	PATRIOT GAMES 120 S DIXIE HWY WEST PALM BEACH, FL 33401	MON	CONSULTING		\$760.00

EXHIBIT 6 pg. 20f2

l · · · ·	IT OF STATE, DIVISION OF ELECTIONS EASURER'S REPORT SUMMARY	
(1) Brandon M. Cannon Candidate, Committe or Party Name	(2) <u>60410</u> I D Number	
(3) 465 Southwest Whitmore Drive	Port Saint Lucie FL 34984	
Address (number and street)	City State Zip Code	
(4) Check appropriate box(es):		
 Candidate (office sought): Political Committee Committee of Continuous Existance Party Executive Committee 	Check If PC has DISBANDED Check If CCE has DISBANDED	
(5) REPOI	RT IDENTIFIERS	
Cover Period: From 08/09/2014 To 08	3/21/2014 Report Type: P7	
I Original I Amendment I Sp	pecial Election Report	
(6) CONTRIBUTIONS THIS REPORT	(7) EXPENDITURES THIS REPORT	
Cash & Checks \$10,000,00	Monetary Expenditures \$29,106.20	
Loans \$16,853 00	Transfers to Office Account \$0 00	
Total Monetary \$26,853 00	Total Monetary \$29,106 20	
In-Kind \$0.00	(8) Other Distributions	
	ertification person to falsify a public record (ss 839 13, F S)	
I certify that I have examined this report and it is true correct and complete	I certify that I have examined this report and it is true correct and complete	-
Name of Treasurer Deputy Treasurer	Name of 🛛 Candidate 🔲 Chaiman (PC/PTY Only	
Y	X	
Signature	Signature	

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EXHIBIT 7 pg. 10f2

Prepared on: 7/22/15 10:09:07AM

ID: 60410	CAMPA/ TREASURER	'S REPOR	RT - ITEMIZED	Page 1 of 1
Name: Bra	andon M. Cannon		Report: 2014 P7 Period: 08/09/2014	to 08/21/2014
	** R	ecords in Fil	ied Report **	· · · · · · · · · · · · · · · · · · ·
Seq # Date	Full Name (Last, Suffix First, Middle Street Address & City, State, Zip	Туре	Purpose	Amount
1 08/11/2014	NATION BUILDER 448 S HILL ST. SUITE 200 LOS ANGELES, CA 90013	MON	WEBSITE	\$49.00
2 08/14/2014	PSL RADIO 4100 METZGER RD FORT PIERCE, FL 34947	MON	RADIO ADVERTISING	\$3,176.00
3 08/19/2014	PATRIOT GAMES 120 S DIXIE HIGHWAY WEST PALM BEACH, FL 33401	MON	CONSULTING & POSTAGE	\$6,486.37
4 08/19/2014	PATRIOT GAMES 120 S DIXIE HIGHWAY WEST PALM BEACH, FL 33401	MON	CONSULTING & POSTAGE	\$8,000.00
5 08/19/2014	CREATIVE MARKETING PRODUCTS 3460 FAIRLANE FARMS ROAD #13 WELLINGTON, FL 33414	MON	T-SHIRTS	\$672.93
6 08/20/2014	CARDENAS JUAN 4295 MAGGIORE WAY WEST PALM BEACH, FL 33409	MON	GRAPHIC DESIGN	\$240 00
7 08/21/2014	PREFERRED PRINTING AND GRAPHICS 791 NORTHLAKE BOULEVARD NORT PALM BEACH, FL 33408	MON	POSTCARDS	\$3,275 30
8 08/21/2014	PATRIOT GAMES 120 S DIXIE HIGHWAY WEST PALM BEACH, FL 33401	MON	POSTAGE	\$7 206 60

EXHIBIT 7pg. 20f2

	REDE Page 16 of	. 17
	BRANDON M. CANNON CAMPAIGN ACCOUNT	1047
	CAMPAIGN ACCOUNT 765 SW. WHITMORE DR. PORT ST. LUCIE FL 31984	
	Date 7/21/14	· · ·
	Payto the Patrist Games	7206 50
SALAS SALAS	Pay to the CATTINT CAMPS	A bessilte
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REQUESI 00006136154000000 7206 60 ROLLECIA 20140822 000008526290330 JOBECIA E ACCI REQUESIOR U417255 12753514 07/21/2015 Research 12753591

Subpoena Processing Charlotte D1111-016 Charlotte NC 28201

EXHIBIT 8pg. lofz

D August 1, 2014 - August 31 2014 D Page 3 of 6



Transaction history (continued)

Date Number Description 8/22 1047 Check 8/29 Cash Depo	sited Fee	Credits	Debits 7,206.60 45.90	balance 980.33 934.43
Ending balance on 8/31				934.43

The Ending Daliy Balance does not reflect any pending withdrawais or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted lives may have been assessed.

Summary of checks written (checks listed are also displayed in the proceeding Transaction history)

Number	Date	Amount	Number	Date	Amount	Number	Date	Amount
1040	8/8	2,650.00	1043	8/19	8.000.00	1048	8/19	672.93
1041	8/14	3 176 00	1044	8/21	3.275.30	1047	8/22	7.206.60
1042	8/19	6,486.37	1045	8/20	240.00			

Monthly service fee summary

For a complete list of fees and detailed account information, please see the Wells Fargo Fee and Information Schedule and Account Agreement applicable to your account or talk to a banker. Go to wellstargo com/feefag to find answers to common questions about the monthly service fee on your account

Fee period 08/01/2014 - 08/31/2014	Standard monthly service fee \$14.00	You paid \$0.00	
How to avoid the monthly service fee (complete 1 AND 2)	Minimum required	This fee period	
1) Have any ONE of the following account requirements			
Average ledger balance	\$7.500.00	\$4 527 00 🗌	
Qualifying transaction from a linked Wells Fargo Business Payroll Servic	es account 1	0 🗆	
Qualifying transaction from a linked Wells Fargo Merchant Services accord	วมสุ 1	0 🗖	
Automatic transfer to an eligible Wells Fargo business savings account	\$150.00	\$150.00 🗹	
Linked Direct Pay Service through Wells Fargo Business Online	1	0 🗆	
Combined balances in linked accounts which may include	\$10,000.00		
 Average ledger balances in business checking, savings, and time accomotive to the second statement balance of business credit card, Wells Fargo S Credit Card, BusinessLine[®] line of credit. Secured BusinessLine[®] line of Wells Fargo Express Equity[®] line of credit and Wells Fargo BusinessLican Combined average daily balances from the previous month for Busine PrimeLoan[™]. Wells Fargo Express Equity[®] loan. Wells Fargo Small Business Wells Fargo Purchase Advantage[™] loan, Wells Fargo Small Business line of credit. Equipment Express[®] loan and Equipment Express[®] Sing loan 	ecured of credit, .can [®] term ss Reff [®] toan Advantage [®]		
2) Complete the package requirements Have qualifying linked accounts or services in separate categories*	. 3	Ø	

Account transaction fees summary

Service charge description	Units used	Units includød	Excess units	Service charge per excess units (\$)	Total service charge (\$)
Cash Deposited (\$)	22,800	7,500	15 300	0.0030	45.90
Transactions ·	23	200	0	0.50	0.00
Total service charges		<u> </u>			\$45.90

EXHIBIT 8 pg. 20f2

		(
		OF STATE, DIVISI		IONS	
				<u></u>	<u></u>
(1) Brandon M. Cannon	·····	\~/	1410		
Candidate Committe or Party Name			Number	o (o o (
(3) 465 Southwest Whitmore Drive	<u>. </u>	Port Saint Lucie	FL	<u>34984</u>	
Address (number and street)	ast report	City	State	Zip Code	
(4) Check appropriate box(es):					
 Candidate (office sought): Political Committee Committee of Continuous Existance Party Executive Committee 		Check If PC has	DISBANDED as DISBANDED		
	(5) REPOR	IDENTIFIERS			
Cover Period: From 07/19/2014	To 07/2	5/2014	Report Type:	P4	
Original X Amendment	Spec	cial Election Report			
(6) CONTRIBUTIONS THIS REPORT	l l	(7) E	XPENDITURES 1	THIS REPORT	<u></u>
Cash & Checks \$0	00	Monetary Expenditu	res		\$386 00
Loans \$8,000	00	Transfers to Office A	Account		\$0 00
Total Monetary \$8.000	00	Total Monetar	y		\$386 00
In-Kind \$0	00	(8) Other Distribution	ns		
					·····
It is a first degree misdemea		ification rson to falsify a public re	ecord (ss 839 13,	FS)	
I certify that I have examined this report and it is true correct and complete		I certify that I have e true correct and con		ort and it is	
Name of 🛛 Treasurer 🗍 Deputy Trea	asurer	Name of 🛛 Ca	ndidate	Chaiman (PC/P	TY Only
x		X	<u> </u>		
Signature		Signature			

EXHIBIT 9 pg. lofz

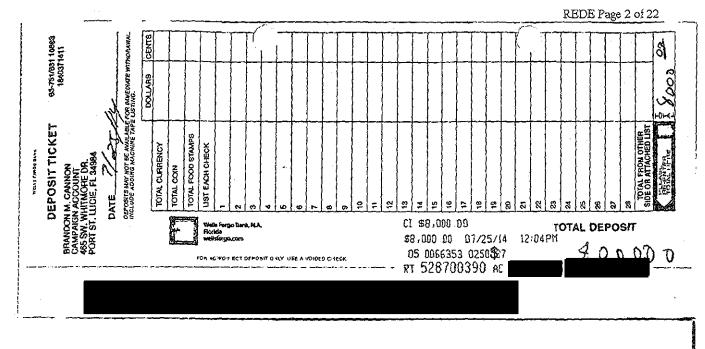
Prepared on: 7/22/15 10:02:12AM

ID; <u>60</u>	0410 C.	AMPA/ TREASURER'S REPO	DRT – ITEMIZED $(\frown \mathbb{N}$	TRIBUTIONS	Page 1 of 1
Name:	Brandon M. Cannon		Report: <u>2014</u> P4	Period: 07/19/2014	to 07/25/2014

	** Records in Filed Report **												
Seq #	Full Name (Last, Suffix First, Middle	Contributor	Occupation	Amount									
Date	Street Address & City, State, Zip	Туре	In-Kind Description	Amend									
1	CANNON BRANDON 465 SW WHITMORE DRIVE	S	SELF EMPLOYED	\$8,000 00									
07/25/2014	PORT SAINT LUCIE FL 34984	LOA		ADD									

EXHIBIT 9 pg. 20f2

بيار جاجبتي الادروبالعاجار فالتعاني المتعاو فتعادر لأفاهانها الحاجبهوت

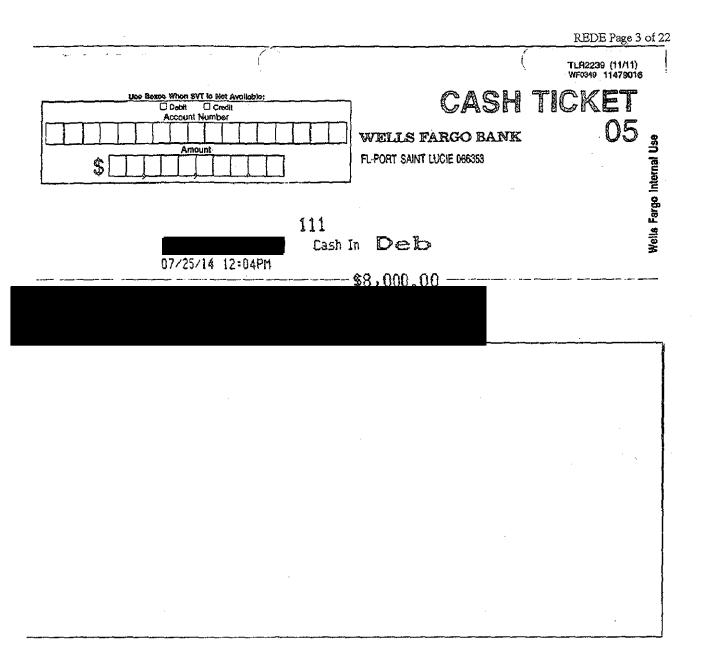


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REQUESI 00006136153000000 8000 00 ROLL ECIA 20140725 000007500133588+ JOB ECIA E ACCT REQUESIOR U417255 12753514 07/21/2015 Research 12753592

Subpoena Processing Charlotte D1111-016 Charlotte NC 28201

EXHIBIT 10 pg. lof2



REQUESI 00006136153000000 8000 00 ROLLECIA 20140725 000007500133589+ JOBECIAE ACCT REQUESIOR U417255 12753514 07/21/2015 Research 12753592

Subpoena Processing Charlotte D1111-016 Charlotte NC 28201

EXHIBIT 10 pg. 2012





Gold Business Services Package

Activity summary	
Beginning balance on 7/1	\$8,781,20
Deposits/Credits	8,150.00
Withdrawals/Debits	- 16,977.67
Ending balance on 7/31	-\$46.47
Average ledger balance this period	\$8,204,48

Account number:

BRANDON M CANNON CAMPAIGN ACCOUNT Florida account terms and conditions apply

For Direct Deposit use Routing Number (RTN): 063107513 For Wire Transfers use

Routing Number (RTN): 121000248

Overdraft Protection

This account is not currently covered by Overdraft Protection. If you would like more information regarding Overdraft Protection and eligibility requirements please call the number listed on your statement or visit your Wells Fargo store

Transaction history

	Check		Doposits/	Withdrawals/	Ending daily
Date	Number	Description	Credits	Debits	balance
7/2		Check Crd Purchase 07/02 Xperience Marketin 561-317-5826 FL		361.03	8,420.17
		474165xxxxxx8497 384182520156805 ?McC=7311			
7/7		Recurring Transfer From Brandon M Cannon CA Business Market	150.00		
		Rate Savings Ref #Opeqxc9932 xxxxx1038			
717		Recurring Transfer to Brandon M Cannon Camp Business Market		150 00	
		Rate Savings Ref #Ope8G3Hzy2 xxxxxx1038			
7{7	1030	Check		500.00	7,920.17
7/9		Online Dep Detall & Images		3.00	
7/9		Check Crd Purchase 07/08 Nationbullder 213-394-4623 CA		49 00	7.868.17
		474165xxxxxx8497 464189408864449 ?McC=5968			
7/21		Check Crd Purchase 07/19 Paypal Martincoun 402-935-7733 CA		350.00	
		474165xxxxxx8497 304200570701172 ?McC=8651			
7/21		Paypal Inst Xfer 140719 Marlincount Brandon M. Cannon Camp		36.00	7,482.17
7/22	1034	Check		25.00	7,457.17
7/25		Deposit	8,000.00		15,457.17
7/28	1035	Check		9,744.42	5.712.75
7/30	1037	Check		120.00	5.692.75
7/31	1039	Check		3,987.50	
7/31	1038	Check		1,625.22	
7/31	1036	Check		25.00	
7/31		Cash Deposited Fee		1.50	-46.47
Ending bala	ince on 7/31				-48.47
Totals			\$8,150.00	\$16,977.67	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted, fees may have been assessed

Summary of checks written (checks listed are also displayed in the preceding Transaction history)

Number	Date	Amount	Number	Data	Amount	Number	Date	Amount
1030	7/7	500 00	1036	7/31	25.00	1038	7/31	1 625 22
1034 *	7/22	25.00	1037	7/30	120.00	1039	7/31	3,987.50
1035	7/28	9,744 42						

* Gap in check sequence.

EXHIBIT 11 pg. 10f5

🖬 August 1, 2014 - August 31, 2014 🛛 🖬 Page 2 of 6



REDACTED INFORMATION FALLS OUTSIDE THE SCOPE OF THE ORDER

Summary of accounts

Checking/Prepaid and Savings

	Account	Paga	Account number	Ending balance last statement	Ending balance this statement
	Gold Business Services Package	2	1840371411	-46,47	934.43
2			a de la companya de La companya de la comp La companya de la comp		
		Total deposit	accounts		

Gold Business Services Package

Activity summary		Account number
Beginning balance on 8/1	-\$46.47	BRANDON M CANNON CAMPAIGN ACCOUNT
Deposits/Credits	33,003,00	Florida account terms and conditions apply
Withdrawals/Debits	- 32,022.10	For Direct Deposit use
Ending balance on 8/31	\$934.43	Routing Number (RTN): 063107513
Average ledger balance this period	\$4.527.07	For Wire Transfers use Routing Number (RTN): 121000248

Overdraft Protection

This account is not currently covered by Overdraft Protection If you would like more information regarding Overdraft Protection and eligibility requirements please call the number listed on your statement or visit your Wells Fargo store.

Transaction history

	Check		Deposits/	Withdrawals/	Ending daily
Dete	Number	Description	Credits	Debits	balance
8/1		Overdraft Fee for a Transaction Posted on 07/31 \$1.825 22 Check # 01038		35.00	<u></u>
8/1		Overdraft Fee for a Transaction Posted on 07/31 \$25.00 Check # 01036		35 00	-116.47
814		Deposit	6,000.00		5,883.53
8/5		Recurring Transfer to Brandon M Cannon Camp Business Market Rate Savings Ref #Ope5Kb4Xfl xxxxxx1038		150 00	5,733,53
8/6		Recurring Transfer From Brandon M Cannon CA Business Markel Rate Savings Ref #Opetint6Lf xxxxx1038	150 00		5,883.53
8/8	1040	Check		2,650.00	3,233.53
8/11		Check Crd Purchase 08/08 Nationbuilder 213-394-4823 CA 474165xxxxxx8497 484220403325308 ?McC=5968		49 00	3 184 53
8/13		Deposit	9,000.00		12,184.53
8/14	1041	Check		3, 178.00	9,008.53
8/18		Deposit Made In A Branch/Store	6,853.00		
8/18		Deposit	6,000.00		21,861.53
8/19	1042	Check		6,486.37	
8/19	1043	Check		8,000.00	
8/19	1046	Check		672.93	6,702.23
8(20	1045	Check		240.00	6,462.23
8/21		Deposit	5.000.00		
8/21	1044	Check		3,275.30	8,188.93

EXHIBIT 11 pg. 2 of 5

m August 1, 2014 - August 31, 2014 m Page 3 of 6



Transaction history (continued)

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debils	Ending daliy balance
8/22	1047	Check		7,206.60	980.33
8/29		Cash Deposited Fee		45.90	934.43
	lance on 8/31				934.43
Totals			\$33,003 00	\$32,022.10	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted fees may have been assessed

Summary of checks written (checks listed are also displayed in the preceding Transaction history)

Number	Date	Amount	Number	Date	Amount	Number	Date	Amount
1040	8/8	2,650.00	1043	8/19	8 000 00	1048	8/19	672 93
1041	6/14	3 176 00	1044	8/21	3 275 30	1047	8/22	7,208.60
1042	8/19	6,486.37	1045	8/20	240.00			

Monthly service fee summary

For a complete list of fees and detailed account information, please see the Wells Fargo Fee and Information Schedule and Account Agreement applicable to your account or talk to a banker. Go to wellstargo com/feefaq to find answers to common questions about the monthly service fee on your account

Fee period 06/01/2014 - 08/31/2014 S	tandard monthly service fee \$14.00	You paid \$0.00	
How to avoid the monthly service fee (complete 1 AND 2)	Minimum required	This fee period	
1) Have any ONE of the following account requirements			
Average ledger balance	\$7 500.00	\$4,527.00 🗍	
Qualifying transaction from a linked Wells Fargo Business Payroli Services acco	ount 1	0 🗖	
Qualifying transaction from a linked Wells Fargo Merchant Services account	1	0 🖸	
Automatic transfer to an eligible Wells Fargo business savings account	\$150.00	\$150.00 🗹	
 Linked Direct Pay Service through Wells Fargo Business Online 	1	0 []	
Combined balances in linked accounts which may include	\$10 000 00		
- Average ledger balances in business checking savings, and time accounts			
 Most recent statement balance of business credit card, Wells Fargo Secured Credit Card, BusinessLine[®] line of credit, Secured BusinessLine[®] line of credit Wells Fargo Express Equity[®] line of credit and Wells Fargo BusinessLoan[®] te loan 			
 Combined average daily balances from the previous month for Business PrimeLoan[®]. Wells Fargo Express Equity⁶ loan. Wells Fargo Express Refi[®] lo Wells Fargo Purchase Advantage[®] loan, Wells Fargo Small Business Advant Ine of credit. Equipment Express[®] loan and Equipment Express[®] Single Ever loan 	age		
2) Complete the package regulirements			
Have qualifying linked accounts or services in separate categories"	3	Ø	

Pincludes Wells Fargo business accounts and services such as debit card savings accounts active Online Banking, credit card loans and lines of credit, card

Account transaction fees summary

Service charge description	Units used	Units included	Excess units	Service charge per excess units (\$)	Total service charge (\$)
Cash Deposited (\$)	22 800	7 500	15 300	0 0030	45 90
Transactions	23	200	0	0.50	0.00
Total service charges					\$45.90

EXHIBIT 11 pg. 3075

B September 1, 2014 - September 30, 2014 B Page 2 of 7

REDACTED INFORMATION FALLS OUTSIDE THE SCOPE OF THE ORDER



Summary of accounts

Checking/Prepaid and Savings

Account	Page	Account number	Ending belance last statement	Ending balance this statement
Gold Business Services Package	2	1840371411	934.43	215,45
	Total deposit	accounts		

Gold Business Services Package

Activity summary		Account number
Beginning balance on 9/1	\$934 43	BRANDON M CAN
Deposits/Credits	194.02	Florida account term
Withdrawals/Debits	- 913.00	For Direct Deposit us
Ending balance on 9/30	\$215.45	For Direct Deposit us Routing Number (RT
		For Wire Transfers u Routing Number (RT
Average ledger balance this period	\$459 37	i konnið ununði (k i

BRANDON M CANNON CAMPAIGN ACCOUNT Flotida account terms and conditions apply For Direct Deposit use Routing Number (RTN): 063107513 For Wire Transfers use Routing Number (RTN): 121000248

Overdraft Protection

This account is not currently covered by Overdraft Protection. If you would like more information regarding Overdraft Protection and eligibility requirements please call the number listed on your statement or visit your Wells Fargo store.

Transaction history

	Check		Deposits/	Withdrawals/	Ending daily
Dete	Number	Description	Credits	Debits	balance
915		Recurring Transfer to Brandon M Cannon Camp Business Market Rate Savings Ref #Opetugn15 xxxxxx1038		150 00	784.43
9/8		Recurring Transfer From Brandon M Cannon CA Business Market Rate Savings Ref #Ope2Nk4Sim xxxxxx1038	150 00		934.43
9/9		Online Dep Detail & Images		3.00	931.43
9/12	1048	Check		760.00	171,43
9/15		Online Transfer From Brandon M Cannon Campa Business Market Rate Savings pococi1038 Ref #lben2Xfzj4 on 09/15/14	44.02		215.45
Ending bal	ance on 9/30				215.45
Totals			\$194.02	\$913.00	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted lif you had insufficient available funds when a transaction posted leas may have been assessed

Summary of checks written (checks listed are also displayed in the preceding Transaction history)

Number	Date	Amount
1048	9/12	760 00

EXHIBIT 11 pq. 4 of 5



Gold Business Services Package

ctivity summary	
Beginning balance on 10/1	\$215 45
Deposits/Credits	150.00
Withdrawala/Debits	- 150.00
Ending balance on 10/31	\$215.45
Average ledger balance this period	\$215.45

Account number BRANDON M CANNON CAMPAKIN ACCOUNT Florida account terms and conditions apply For Direct Deposit use Routing Number (RTN): 063107513 For Wire Transfers use Routing Number (RTN): 121000248

Overdraft Protection

This account is not currently covered by Overdraft Protection If you would like more information regarding Overdraft Protection and eligibility requirements please call the number listed on your statement or visit your Wells Fango store

Transaction history

Date	Check Number	Description	Doposits/ Credits	Withdrawals/ Debits	Ending daily balance
10/6		Recurring Transfer From Brandon M Cannon CA Business Market Rate Savings Ref #Ope8Gwvndg xxxxx1038	150 00		
10/6		Recurring Transfer to Brandon M Cannon Camp Business Market Rate Savings Ref #Opek639D32 xxxxx1038		150.00	215 45
Ending ba	llarico on 10/31				215.45
Totals			\$150.00	\$150.00	

The Ending Dally Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted, fees may have been assessed.

Monthly service fee summary

For a complete list of fees and detailed account information, please see the Wells Fargo Fee and Information Schedule and Account Agreement applicable to your account or talk to a banker. Go to wellsfargo com/feefaq to find answers to common questions about the monthly service fee on your account.

Fee period 10/01/2014 - 10/31/2014	Standard monthly service fee \$14.00	You paid \$0.00	
How to avoid the monthly service fee (complete 1 AND 2)	Minimum required	This fee period	
1) Have any ONE of the following account requirements			
Average ledger balance	\$7.500.00	\$215.00 🗖	
Qualifying transaction from a linked Wells Fargo Business Payroll Services ac	count 1	0 🗆	
Qualifying transaction from a linked Wells Fargo Merchant Services account	1	0 🗖	
Automatic transfer to an eligible Wells Fargo business savings account	\$150.00	\$150.00 🗹	
Linked Direct Pay Service through Wells Fargo Business Online	1	0	
Combined balances in linked accounts which may include	\$10,000.00		
 Average ledger balances in business checking, savings, and time accounts. 		-	
Most meent statement halpman of husineen proditioned Walls Earso Secure	4		

 Most recent statement balance of business credit card, Wells Fargo Secured Credit Card, BusinessLine[®] line of credit, Secured BusinessLine[®] line of credit, Wells Fargo Express Equity[®] line of credit and Wells Fargo BusinessLoan[®] term loan

Combined average daily balances from the previous month for Business PrimeLoan^{®1}, Wells Fargo Express Equity[®] toan, Wells Fargo Express Refi[®] loan, Wells Fargo Purchase Advantage^{®1} loan, Wells Fargo Small Business Advantage[®] line of credit Equipment Express[®] loan, and Equipment Express[®] Single Even t loan

EXHIBIT 11 pg. 50t 5

J		
e a		
	STATEMENT OF CANDIDATE (Section 106.023, F.S.) (Please print or type)	DEPARTMENT OF STATE 2013 MAY 10 AM 10: 1 1 UNISION OF ELECTIONS
	I, <u>Brandon M. Cannon</u> candidate for the office of <u>Florida S</u> have been provided access to read and Chapter 106, Florida Statutes.	
	X 2-1-11C2 Signature of Candidate	<u>05/08/2013</u> Date
	Each candidate must file a statement with th Appointment of Campaign Treasurer and Design failure to file this form is a first degree misder Financing Act which may result in a fine of up to Statutes)	nation of Campaign Depository is filed. Willful meanor and a civil violation of the Campaign
	DS-DE 84 (05 11)	

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EXHIBIT 12

FLORIDA ELECTIONS COMMISSION PHONE LOG Case No.: FEC 15-306

Respondent: Brandon M. Cannon

Complainant: Division of Elections

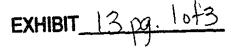
 Date and time: July 7, 2015; 10:53 a m. Name: Respondent Phone #: 561-667-3497 Summary: There was no answer; I left a voicemail asking R to return my call. I was calling to discuss referral. Memo to File? No Entered by: ta

2 Date and time: July 7, 2015; 12:54 p.m. Name: Respondent Phone #: returned my call

> Summary: I introduced myself as the investigator assigned to investigative the Division's referral. I reviewed the legal sufficiency letter with R and the sections of law that will be investigated I asked R if he read Chapter 106, Florida Statutes and/or the Candidate and Campaign Treasurer Handbook; he stated he read both of them R acknowledged receiving the notices from the Division about amending his report; he stated the problem was that he had duplicated expenditures. I asked R if he reported all his contributions; R replied that he had and stated most of the contributions were loans from himself R denied making expenditures without sufficient funds in his account R stated he went to an accountant who helped him go through his campaign account and tried to get it resolved. I reviewed R campaign finance activity online with R and discovered that instead of having a negative balance of \$14,000+ R now appears to have a surplus of \$29.57. I suggested that R check his campaign account to see if he indeed has a remaining balance and if so, he probably needs to dispose of those funds I also suggested R contact the Division for further assistance R apologized for "not getting it done" and stated he did not receive a lot of contributions. I encouraged R to call me if he had any questions and when he balances his campaign account to zero. Memo to File? No

Entered by: ta

- 3. Date and time: July 8, 2015; 10:52 a m.
 Name: Andy House, Wells Fargo Bank
 Phone #: called me; left voicemail
 Summary: Mr. House stated he had some questions regarding the subpoena, including whether he could e-mail the documents He asked that I return his call at 704-590-9832.
 Memo to File? No Entered by: ta
- 4. **Date and time:** July 9, 2015; 11:06 a.m. **Name:** Andy House, Wells Fargo Bank



Inv001 (10/07)

Phone #: 704-590-9832 Summary: There was no answer; I left a voicemail asking Mr. House to return my call. I was returning his call. Memo to File? No Entered by: ta

- 5. Date and time: July 9, 2015; 11:13 a.m.
 Name: Andy House
 Phone #: returned my call; left voicemail
 Summary: Mr. House asked that I return his call at 704-590-9832.
 Memo to File? No
 Entered by: ta
- 6 Date and time: July 9, 2015; 11:31 a.m
 Name: Andy House
 Phone #: 704-590-9832
 Summary: There was no answer; I left a voicemail asking Mr. House to return my call. I was returning his call.
 Memo to File? No
 Entered by: ta

7 Date and time: July 9, 2015; 11:37 a.m.
Name: Andy House
Phone #: returned my call
Summary: Mr. House asked if he could e-mail the documents requested in the subpoena;
I provided my e-mail address. Mr. House asked for statutory confirmation that the subpoena is confidential and he should not notify the owner of the account I referred Mr. House to Section 106 25(7), Florida Statutes; he agreed the subpoena is confidential.

Memo to File? No Entered by: ta

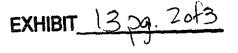
8 Date and time: July 23, 2015; 2:30 p m.

Name: Male Employee, Wells Fargo Bank Legal Order Processing Department Phone #: 480-724-2000

Summary: I asked to speak with Amy Wold, the person whose name is on the business records declaration of the bank documents, and explained that I had questions regarding the documents; the person I spoke with stated he could answer any questions I had I asked him to clarify whether the redacted portions of the documents were for different accounts that R has that are linked to his campaign account; he stated yes. I asked him to clarify the recurring \$150 deposit and withdrawals from R campaign account; he stated the type of account R has is required to have a minimum amount of money deposited into the account in order for the account. The person I spoke with declined to give his name. **Memo to File?** No

Entered by: ta

9 Date and time: July 27, 2015; 11:11 a m. Name: Respondent



Phone #: 561-667-3497

Summary: I stated was calling to conduct the final interview; I asked R if he had any statements to add to the investigation. R stated he was not trying to withhold contributions and expenditures; R further stated this was his first time running for office and he did not have the funds to pay someone to complete his reports for him. R verified that his campaign account is linked to a savings account and that it has a monthly minimum required deposit in order to avoid monthly maintenance fees. When asked if there was a reason the recurring deposits and withdrawals were not disclosed on his campaign treasurer's reports, R replied he did not think these transactions counted as contributions and expenditures because they were just transfers between accounts I asked R if he contacted the Division regarding what appeared to be surplus funds; R stated he did not contact them because he thought I was going to e-mail him the Division's contact I stated I did not have R e-mail address; he gave it as information_ brandonmcannon@yahoo.com I asked R about the \$8,000 contribution that was disclosed on an amended report; R stated he found he had not reported the contribution at the same time he realized he duplicated the expenditure to Patriot Games. I encouraged R to call if he had any questions Memo to File? No

Entered by: ta

10. Date and time: Name:

> Phone #: Summary: Memo to File? No Entered by:

EXHIBIT 13 pg 3013



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

May 29, 2015

Brandon M. Cannon 465 Southwest Whitmore Drive Port St. Lucie, FL 34984

RE: Case No.: FEC 15-306; Respondent: Brandon M. Cannon

Dear Mr. Cannon:

On April 2, 2015, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violations:

Section 106.07(2)(b)1., Florida Statutes: Respondent, a 2014 candidate for Florida Senate, District 32, acting as his own treasurer, failed to timely make necessary amendments to the campaign's 2014 TR report, as alleged in the complaint

Section 106.19(1)(b), Florida Statutes: Respondent, a 2014 candidate for Florida Senate, District 32, acting as his own treasurer, failed to report one or more contributions required to be reported by Chapter 106, Florida Statutes, as alleged in the complaint.

Section 106.19(1)(c), Florida Statutes: Respondent, a 2014 candidate for Florida Senate, District 32, acting as his own treasurer, falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes

Section 106.19(1)(d), Florida Statutes: Respondent, a 2014 candidate for Florida Senate, District 32, acting as his own treasurer, made or authorized one or more expenditures prohibited by Chapter 106, Florida Statutes.

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 <u>confidential</u> until the Commission finds probable cause or no probable cause. The confidentiality provision does not apply to the person filing the complaint. However, it does apply to you unless you waive confidentiality in writing. The confidentiality provision does not preclude you from seeking legal counsel. However, if you retain counsel, your attorney must file a notice of appearance with the Commission before any member of the Commission staff can discuss this case with him or her.

If you have any questions or need additional information, please contact **Tracie Aulet**, the investigator assigned to this case.

Sincerely,

Amy McKeever Toman Executive Director

AMT/enr

DIVISION OF ELECTIONS FEC REFERRAL FORM

To FEC from Division of Elections

R	EC	Eģ	V	Ēſ)
2015 /	IPR -	2	P	12:	20

SSPFLCD

Name:	Brandon M Cannon
Account Number:	60410
Candidate:	Brandon M Cannon
Treasurer:	Brandon Cannon
Person Named/Notified:	Brandon M. Cannon

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The Division of Elections is referring this issue to the Florida Elections Commission pursuant to Section 106.25, Florida Statutes. A review of Mr. Cannon's campaign treasurer's reports reflect a negative balance in violation of Section 106.19(1)(b),(c) or (d), Florida Statutes, or all of the aforementioned.

Sent By:Kristi Reid BronsonDate:April 1, 2015

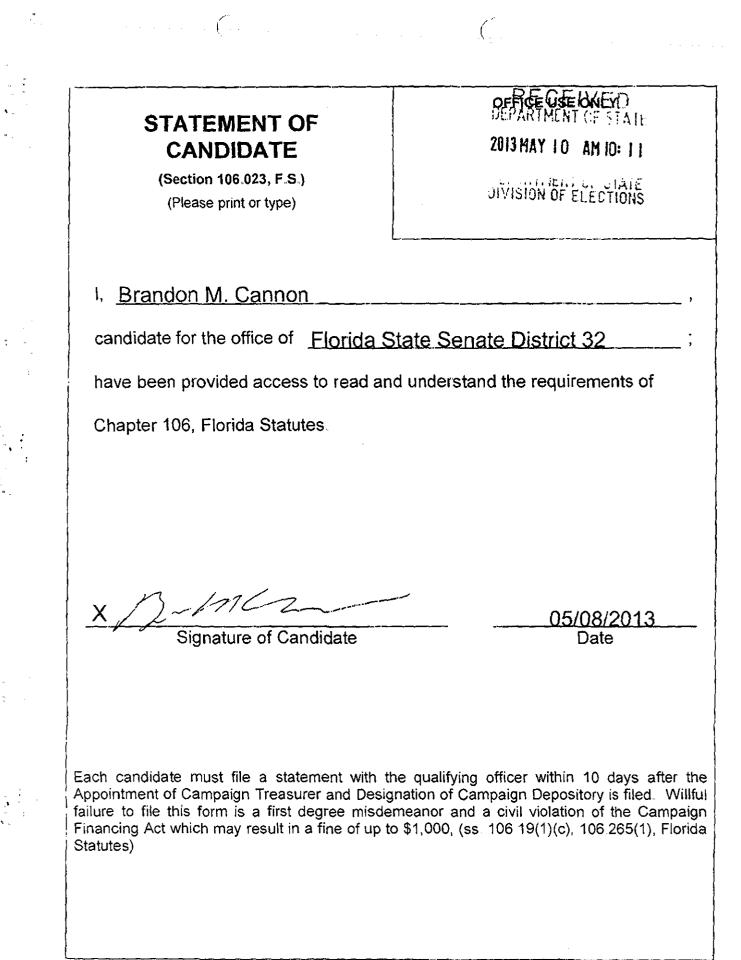
ejr

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. : 	DEPOSITORY F (Section 10	AMPAIGN TREASU ION OF CAMPAIGN OR CANDIDATES 06.021(1), F.S.) RINT OR TYPE)				DEPAR DEPAR 2013 MAY DIVISION	IO AI	VEL MID: II MID: II
	NOTE: This form must b officer before opening the		alifying					OFFICE USE ONLY
а н н н	1. CHECK APPROPRIATE Initial Filing of Form	BOX(ES): Re-filing to Change			urer/Deputy	Deposito] Office [] Party street, city, state, zip
	Brandon Michael Cann		_030	c	ode)			
	4 Telephone	5 E-mail address			65 Southwest ort Saint Luci			
		brandonmcannon@	yahoo.		on Sain Luo	e, rionua	34904	
	6 Office sought (include d Florida State Senate Di	istrict, circuit, group num	- 	<u> </u>	7. If a can applica	ble:		tisan office, check if as a Write-In candidate
	8 If a candidate for a <u>partisan</u> office, check block and fill in name of party as applicable: My intent is to run as a							
	Write-In No F	Desublican						
	9 I have appointed the fol		s my		Campaign Trea	easurer Deputy Treasurer		
	10 Name of Treasurer or Deputy Treasurer							
•	Brandon M. Cannon							
	11 Mailing Address						12. Tele	
નો ને	465 Southwest Whitmore Drive 13 City 14 County 15 St			ato	16 Zip Code	17 E-mai	Line and the second) 667-3497
· ·	Port Saint Lucie	St. Lucie	Florid		34984	ł		on@yahoo.com
	18 I have designated the	ollowing bank as my	⊼	 ζ] Ρ	rimary Deposito			ary Depository
i	19 Name of Bank 20 Address							
-	Wells Fargo			9520 South U.S. Highway 1			۰ 	
	21 City Port Saint Lucie	22 County			23 State			24 Zip Code
		St. Lucie			Florida			34952
	UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AN DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN IT ARE TRUE.							
	25 Date			26 Signature of Candidate				
. •	05/08/2013 X in ha							
	27 Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block)				te block)			
Brandon M. Cannon , do hereby accept the appoint					pt the appointment			
1		(Please Print or Type						
	designated above as:	🔀 Campaign 1	reasure	٢	Deputy Tre	easurer		
	05/08/20	13	X	15	, MC.	- 		
а х а ^и	Date			Signa	ature of Campai	gn Treasure	er or Depu	uty Treasurer

D.S.-DE 9 (Rev. 10/10)

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Rule 1S-2.0001, F.A.C.



DS-DE 84 (05 11)



FLORIDA DEPARTMENT OF STATE

RICK SCOTT Governor KEN DETZNER Secretary of State

May 13, 2013

Mr. Brandon Michael Cannon 465 Southwest Whitmore Drive Port Saint Lucie, Florida 34984

Dear Mr. Cannon:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Senator, which was placed on file in our office on May 10, 2013. Your name has been placed on the 2014 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **July 10, 2013**. The report will cover the period of April 1, 2013 - June 30, 2013. All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

Credentials and Sign-ons

Below is the web address to access the EFS and your user identification number. The enclosed sealed envelope contains your initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. You, your campaign treasurer, and deputy treasurers are responsible for protecting 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: 60410



Division of Elections R.A. Gray Bldg., Rm. 316 • 500 S Bronough St. • Tallahassee, Florida 32399-0250 Telephone: (850) 245-6240 • Facsimile: (850) 245-6259 elections.myflorida.com Commemorating 500 years of Florida history www.fla500.com



Mr. Brandon Michael Cannon May 13, 2013 Page Two

Pin Numbers

Pin numbers are confidential secure credentials that allow you to submit reports and update personal information. The enclosed sealed envelope contains 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 shall be \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

Electronic Receipts

The person submitting the report on the EFS will be issued an electronic receipt indicating and verifying the report was filed. Each campaign treasurer's report filed by means of the EFS is considered to be under oath by the candidate and campaign treasurer and such persons are subject to the provisions of Section 106 07(5), Florida Statutes.

Mr. Brandon Michael Cannon May 13, 2013 Page Three

Instructions and Assistance

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

All of the Division's publications and reporting forms are available on the Division of Elections' website at http://elections.myflorida.com. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, 2012 Candidate and Campaign Treasurer Handbook, 2013 Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,

Krist Reid Bronson

Kristi Reid Bronson, Chief Bureau of Election Records

KRB/lkb

Enclosures



and the second second

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

January 8, 2015

Brandon M. Cannon 465 Southwest Whitmore Drive Port Saint Lucie, FL 34984

Re: CAN 60410

Dear Mr Cannon:

The Division of Elections has determined that the following report is incomplete for the reasons noted in the attached error report:

 Year
 Type
 Cover Period

 2014
 TR
 8/22/14 - 10/20/14

Pursuant to Section 106 07(2), Florida Statutes, you have 7 days from receipt of this notice to file an amended report to correct errors or provide missing information. If the information has been reported accurately, provide a written explanation to the Division addressing the issue noted in the error report Please be advised that failure to supply this information within the time allowed may constitute a violation of Chapter 106, Florida Statutes.

If you need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280

Sincerely, mt Reid D

Kristi Reid Bronson Chief, Bureau of Election Records

Attachment

2015	Florida Department of State - Division of E Compliance Report	lections	Page 1
Indidate: Brandon M. (Cannon	Office: STS	
port: 2014 TR (1)	8) Covering Period: 8/22/14 - 10/20/14	Account: 60410	·
4			
	Description Deficit balance		
Pibutions			•
nditures			
Transfers			
r Distributions			
			· · ·
			:

60410

Sum of Contributions vs Expenditures 1/8/2015 8:23:56 AM Brandon M. Cannon

Date of last Contribution: 8/21/14			0 After		
Year	Report	Contributions	Expenditures	Running Total	
2013	Q2	\$6,525 00	\$4,675 29	\$1,84971	
	Q3	\$11,770.00	\$9,643.38	\$3.976 33	
	M10	\$5,930 00	\$6,163.90	\$3 742 43	
	M11	\$0 00	\$2,991 03	\$751 40	
	M12	\$7,450 00	\$6,700 48	\$1,500 92	
2014	M1	\$5,500.00	\$3 606 99	\$3,393 93	
	M2	\$4,000 00	\$451 83	\$6,942 10	
	M3	\$12.500.00	\$2 929 33	\$16 512 77	
	M4	\$0 00	\$433 03	\$16,079.74	
	M5	\$3,000 00	\$913.03	\$18,166 71	
	P1	\$8.000.00	\$16,541 77	\$9,624 94	
	P2	\$0 00	\$487 53	\$9,137 41	
	P3	\$0 00	\$548 00	\$8,589 41	
	P4	\$0 00	\$386 00	\$8.203.41	
	P5	\$0 00	\$15,573 64	(\$7,370.23)	
	P6	\$6 000 00	\$2,650 00	(\$4,020.23)	
	P7	\$26 853 00	\$29,106 20	(\$6,273.43)	
	TR	\$0 00	\$7 966 60	(\$14,240.03)	
Çar	npaign Total:	\$97 528 00	\$111 768 03		



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

Second Notice

February 5, 2015

Brandon M. Cannon 465 Southwest Whitmore Drive Port Saint Lucie, FL 34984

Re: CAN 60410

Dear Mr. Cannon:

On January 8, 2015, you were advised that one or more of your campaign treasurer 's reports were incomplete and that you had 7 days to provide the requested information.

The Division's electronic filing system indicates that the required information has not been provided. Pursuant to Section 106.22, Florida Statutes, the Division is required to notify the Florida Elections Commission of the failure to provide information required by Chapter 106. Accordingly, if the information requested in our prior notice is not received within 7 days of receipt of this letter, we will refer this matter to the Commission. A second copy of the error report is attached for your convenience.

Sincerely,

Anto

Kristi Reid Bronson, Chief Bureau of Election Records

Attachment

015			Horida Department of State - Division of Elections		Page 1
			Compliance Report		
ndida	te: Brandon	M. Cannon		Office: STS	
port:	2014 TR	(18) Covering Period:	8/22/14 - 10/20/14	Account: 60410	· · · · · · · · · · · · · · · · · · ·
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<u>:tute</u> .11(3)	<u>FAC</u>	Description Deficit baiance			
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Distrit	utions				

Sum of Contributions vs Expenditures Brandon M. Cannon

2/5/2015 8:14:38 AM 60410

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Date of last Contribution: 8/21/14

0 After

Year	Report	Contributions	Expenditures	Running Total
2013	Q2	\$6,525.00	\$4,675.29	\$1,849.71
	Q3	\$11.770.00	\$9,643 38	\$3,976.33
,	M10	\$5,930.00	\$6,163.90	\$3,742.43
	M11	\$0 00	\$2,991.03	\$751.40
<u> </u>	M12	\$7,450.00	\$6,700.48	\$1,500.92
2014	<u>M1</u>	\$5,500.00	\$3,606.99	\$3,393.93
	M2	\$4,000.00	\$451.83	\$6,942 10
	M3	\$12,500.00	\$2,929.33	\$16,512.77
	M4	\$0.00	\$433.03	\$16,079.74
··· - ·· - ·	M5	\$3,000 00	\$913 03	\$18,166 71
	P1	\$8,000.00	\$16,541 77	\$9,624.94
	P2	\$0.00	\$487.53	\$9,137 41
	P3	\$0.00	\$548.00	\$8,589.41
	P4	\$0.00	\$386,00	\$8,203 41
	P5	\$0.00	\$15,573.64	(\$7,370.23)
	P6	\$6,000 00	\$2,650.00	(\$4,020.23)
	P7	\$26,853.00	\$29,106.20	(\$6,273.43)
	TR	\$0.00	\$7,966.60	(\$14,240.03)
Can	npaign Total:	\$97,528 00	\$111,768.03	

Bronson, Kristi R.

From: Sent: To: Subject: DivElections Thursday, February 12, 2015 8:41 AM Bronson, Kristi R. FW: CAN 60410

From: Brandon Cannon [mailto:brandonmcannon@yahoo.com] Sent: Thursday, February 12, 2015 8:20 AM To: DivElections Subject: Fw: CAN 60410

Good morning,

I received a letter yesterday informing me that my treasurer's reports were incomplete. I've look at the documents that were provided in the letter. I'm not sure why it's showing something different than what my bank statements were showing. I apologize for the inconvenience but will start going through all my filed treasurer's reports to find the error. This could take a day or two, I hope that is acceptable?

Please let me know if you would prefer to go a different route.

Thank you, Brandon Cannon 561-667-3497



The Department of State is committed to excellence Please take our <u>Customer Satisfaction Survey</u>.

HISTORY NOTES

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Brandon M Cannon - 60410

Unique ID	Date Recorded	Last Edited Date	Orginally Recorded By
35651	12/9/2013 3:03:00 PM		DSBrown
12/5/13 Spoke to Mr. Canr explanation for excessive		although refunds are reflected in the M10	He will send a letter of

414 1004 6