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STATE OF FLORIDA
ELECTIONS COMMISSION

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Blue Deal for Florida

Case No.: FEC 15-162

F.O. No.: FOEC 15-151W

CONSENT FINAL ORDER

Respondent, Blue Deal for Florida (“BDF”), and the Florida Elections Commission (“Commission”) agree that this Consent Order resolves all of the issues between the parties in this case. The parties jointly stipulate to the following facts, conclusions of law, and order:

FINDINGS OF FACT

1. On January 28, 2015, the Commission received a referral from the Division of Elections alleging that Respondent violated Chapter 106, Florida Statutes.
2. Respondent has expressed a desire to enter into negotiations directed toward reaching a consent agreement.
3. Respondent and the staff stipulate to the following facts:
 - a. Respondent, BDF is a political committee registered with the Division of Elections.
 - b. Respondent failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because it had not received funds, made contributions, or expended reportable funds during the 2014 P5, 2014 P6, 2014 P7, 2014 P7A, 2014 G1, 2014 G1A, 2014 G2A, 2014 G3, 2014 G4, 2015 G6, 2014 G7, 2014 D1, 2014 D2, 2014 D3, 2014 D4, 2014 D5, and 2014 D6 reporting periods.
 - c. On September 16, 2014, Respondent filed a Waiver for the 2014 P5 reporting period. On September 16, 2014, Respondent filed a Waiver for the 2014 P6 Report. On September 16, 2014, Respondent filed a Waiver

for the 2014 P7 reporting period, and on September 16, 2014, Respondent filed a Waiver for the 2014 P7A reporting period,

- d. On September 16, 2014, Respondent filed a Waiver for the 2014 G1 reporting period. On September 16, 2014, Respondent filed a Waiver for the 2014 G1A reporting period. On October 14, 2014, Respondent filed a Waiver for the 2014 G2A reporting period. On October 14, 2014, Respondent filed a Waiver for the 2014 G3 reporting period. On October 14, 2014, Respondent filed a waiver for the 2014 G4 reporting period. On November 11, 2014, Respondent filed a Waiver for the 2014 G6 reporting period, and on November 11, 2014, Respondent filed a Waiver for the 2014 G7 Reporting period.
- e. On December 20, 2014, Respondent filed a Waiver for the 2014 D1 reporting period. On November 11, 2014, Respondent filed a Waiver for the 2014 D2 reporting period. On November 11, 2014, Respondent filed a Waiver for the 2014 D3 reporting period. On November 11, 2014, Respondent filed a Waiver for the 2014 D4 reporting period. On November 11, 2014, Respondent filed a Waiver for the 2014 D5 reporting period. On November 11, 2014, Respondent filed a Waiver for the 2014 D6 Reporting period.

CONCLUSIONS OF LAW

4. The Commission has jurisdiction over the parties of this case and subject matter of this cause, pursuant to Section 106.26, Florida Statutes.

5. Respondent agrees that staff could prove the facts in paragraphs 3(a) through (3)(e) by clear and convincing evidence and to the Commission's ability to impose a civil penalty in this matter.

6. Section 106.25(4)(i)3., Florida Statutes, allows the Commission to approve a consent agreement with a Respondent prior to the Commission finding probable cause that a violation of the election laws occurred. The consent agreement has the same force and effect as a consent agreement reached after the Commission finds probable cause.

ORDER

7. The Respondent and the staff of the Commission have entered into this Consent

Order voluntarily and upon advice of counsel.

8. The parties shall each bear its own attorney's fees and costs that are in any way associated with this case.

9. The Commission will consider the Consent Order at its next available meeting.

10. The Respondent voluntarily waives the right to any further proceedings under Chapters 104, 106, and 120, Florida Statutes, and the right to appeal the Consent Order.

11. This Consent Order is enforceable under Sections 106.265 and 120.69, Florida Statutes. Respondent expressly waives any venue privileges and agrees that if enforcement of this Consent Order is necessary, venue shall be in Leon County, Florida, and Respondent shall be responsible for all fees and costs associated with enforcement.

12. If the Commission does not receive the signed Consent Order and payment of the civil penalty by the close of business on May 22, 2015, the staff withdraws this offer of settlement and will proceed with the case.

13. Payment of the civil penalty by cashier's check, money order, and good for at least 120 days, or attorney trust account check is a condition precedent to the Commission's consideration of the Consent Order.

PENALTY

WHEREFORE, based upon the foregoing facts and conclusions of law, the Commission finds that the Respondent has violated Section 106.07(7), Florida Statutes, and imposes a fine of \$850 for the violations

Therefore it is

ORDERED that the Respondent shall remit to the Commission a civil penalty in the amount of \$850 inclusive of fees and costs. The civil penalty shall be paid by cashier's check,

money order, good for at least 120 days, or attorney trust account check. The civil penalty should be made payable to the Florida Elections Commission and sent to 107 West Gaines Street, Collins Building, Suite 224, Tallahassee, Florida, 32399-1050.

Respondent hereby agrees and consents to the terms of this Order on

3/27/15, 2015.



Omar Rivero, Chairman
Blue Deal for Florida
8510 SW 149 Avenue
Miami, Florida 33193

Commission staff hereby agrees and consents to the terms of this Consent Order on

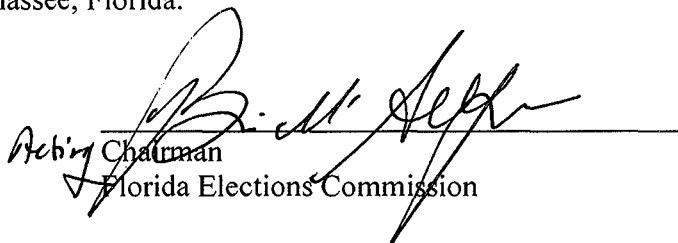
5/20, 2015.



Eric M. Lipman
General Counsel
Florida Elections Commission
107 West Gaines Street
Collins Building, Suite 224
Tallahassee, FL 32399-1050

Approved by the Florida Elections Commission at its regularly scheduled meeting held on ~~August 18 and 19, 2015~~, in Tallahassee, Florida.

DM



Acting Chairman
Florida Elections Commission

Copies furnished to:
Eric M. Lipman, General Counsel
Blue Deal for Florida, Respondent
Division of Elections, Complainant

Bank of America 

Cashier's Check

No. 1561202663

Notice to Purchaser - In the event that this check is lost, misplaced or stolen, a sworn statement and 90 day waiting period will be required prior to replacement. This check should be negotiated within 90 days.

Void After 90 Days

30 1/1140

Date 04/27/15 01:35:19 PM

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QUARTERMASTER PLAZA

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Pay



BANK OF AMERICA **850.00**
EIGHT FIVE ZERO CTSCTS

***\$850.00

To The Order Of FLORIDA ELECTIONS COMMISSION

Remitter (Purchased By): OMAR RIVERO

Bank of America, N.A.
SAN ANTONIO, TX

AUTHORIZED SIGNATURE



00-53-3364B 11-2010

THE ORIGINAL DOCUMENT HAS A REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO VIEW WHEN CHECKING THE ENDORSEMENTS.