STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re: Clanzenetta Brown			Case No.: FEC 16-584
		/	
TO:	Clanzenetta Brown		Division of Elections
	301 East Bay Street, Apt. 404		500 S Bronough Street, Room 316
	Jacksonville, FL 32202	1	Tallahassee FL 32399

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on, **August 16, 2017 at 8:30 am,** or as soon thereafter as the parties can be heard, at the following location: **Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, Florida 32399**

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

Amy McKeever Toman

Executive Director Florida Elections Commission August 1, 2017 Please refer to the information below for further instructions related to your particular hearing:

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

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

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

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

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

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

FILED

17 MAY 31 AM II: 25

STATE OF FLORIDA
ELECTIONS COMMISSION

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

Florida Elections Commission, Petitioner,

Case No.: FEC 16-584

v.

Clanzenetta M. Brown, Respondent.

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on May 17, 2017, in Tallahassee, Florida.

On March 24, 2017, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

Count 1:

On or about September 29, 2016, Clanzenetta M. Brown violated Section 106.07(2)(b)1., Florida Statutes, when she failed to timely file an addendum to the campaign's 2016 P3 Report within seven days after receiving notice from the Department of State, Division of Elections, that the report required amendment.

DONE AND ORDERED by the Florida Elections Commission on May 17, 2017.

M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to: Stephanie J. Cunningham, Assistant General Counsel Clanzenetta M. Brown, 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 right-hand corner of the first page of the order. At the hearing, you will have the right to present evidence relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

If you do not elect to resolve the case by consent order or request a formal hearing at the DOAH or an informal hearing before the Commission within 30 days of the date this Order of Probable Cause is filed with the Commission, the case will be sent to the Commission for a formal or informal hearing, depending on whether the facts are in dispute. The date this order was filed appears in the upper right-hand corner of the first page of the order.

To request a hearing, please send a written request to the Commission Clerk, Donna Ann Malphurs. The address of the Commission Clerk is 107 W. Gaines Street, Collins Building, Suite 224, Tallahassee, Florida 32399-1050. The telephone number is (850) 922-4539. The Clerk will provide you with a copy of Chapter 28-106, *Florida Administrative Code*, and other applicable rules upon request. No mediation is available.

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

Coco No · FFC 16-584

Tallahassee, FL 32399

In Re: Clanzenetta Brown			Case No.: FEC 16-584
		/	
TO:	Clanzenetta Brown		Division of Elections
	221 North Hogan Street, #103		500 S Bronough Street, Room 316

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on. May 17, 2017 at 10:30 am, or as soon thereafter as the parties can be heard, at the following location: Augustus B. Turnbull Conference Center, 555 West Pensacola Street, Room 214, Tallahassee, Florida 32301

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

Jacksonville, FL 32202

Amy McKeever Toman

Executive Director Florida Elections Commission May 1, 2017

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

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

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

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

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

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

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

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re: Clanzenetta M. Brown	Case No.:	FEC 16-584
/		

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.07(2)(b)1., Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on March 8, 2017, the following facts and law support this staff recommendation:

- 1. On October 18, 2016, the Florida Elections Commission ("Commission") received a referral from the Department of State, Division of Elections ("Division"), alleging that Clanzenetta M. Brown ("Respondent") violated Chapter 106, Florida Statutes.
- 2. Respondent was the treasurer for Lee R. Brown, III, a 2016 candidate for State Representative, District 13. (ROI Exhibit 1)¹
- 3. By letter dated January 27, 2017, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

Section 106.07(2)(b)1., Florida Statutes: Respondent, treasurer for Lee R. Brown, a 2016 candidate for State Representative, failed to timely make necessary amendments to the campaign's campaign treasurer report, as alleged in the complaint.

- 4. On June 15, 2016, Lee R. Brown, III, filed his Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form ("DS-DE 9") appointing Respondent as treasurer for his campaign. (ROI Exhibit 1)
- 5. By letter dated June 16, 2016, Kristi Reid Bronson, Chief, Bureau of Election Records, sent Mr. Brown a letter acknowledging that the Division had received his DS-DE 9 and that his name was placed on the 2016 active candidate list. (ROI Exhibit 2, page 1) A copy of the acknowledgment letter was sent to Respondent. (ROI Exhibit 2, page 3)
- 6. The acknowledgment letter advised Respondent that all candidates filing reports with the Division are required to use the electronic filing system ("EFS"), and provided Respondent with a user identification number and initial password to grant access to the EFS. (ROI Exhibit 2, page 1) The letter further advised Respondent that all of the Division's publications and reporting forms were available on its website and directed Respondent to print

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

out the Calendar of Reporting Dates as well as other relevant documents. (ROI Exhibit 2, page 3)

- 7. The campaign's 2016 P3 Report was filed on July 29, 2016. The report was incomplete when filed.
- 8. The Division sent three letters notifying Respondent that the campaign's report was incomplete and that Respondent was required to amend the report within 7 days of receipt of the notification. An Error Report showing why the report was incomplete was attached to each notification. (ROI Exhibits 3-5) The final notification was confirmed delivered. (ROI Exhibit 5, page 2) As of March 6, 2017, Respondent had not filed the required amendment to the campaign's report. (ROI Exhibit 7)
- 9. Respondent was given multiple opportunities to respond to Commission staff's investigation, but failed to do so. (ROI Exhibit 6; Attachment A)
- 10. "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).
- 11. The facts set forth above show that Respondent was the treasurer for Lee R. Brown, III, a 2016 candidate for State Representative, District 13. Respondent failed to timely file the required amendment to the campaign's 2016 P3 Report within 7 days of receiving notification from the Division that the report was incomplete and required amendment.

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

Count 1:

On or about September 29, 2016, Clanzenetta M. Brown violated Section 106.07(2)(b)1., Florida Statutes, when she failed to timely file an addendum to the campaign's 2016 P3 Report within seven days after receiving notice from the Department of State, Division of Elections, that the report required amendment.

Respectfully submitted on March 24, 2017.

Stephanie J. Cunningham Assistant General Counsel

I reviewed this Staff Recommendation this 24 th day of March 2017.

Amy McKeever Toman Executive Director

FLORIDA ELECTIONS COMMISSION PHONE LOG

Case No.: FEC 16-584

Respondent: Clanzenetta Brown

Complainant: Division of Elections

1. **Date and time:** 03/02/17 @ 11:22 a.m.

Name: Respondent Phone #: 904-999-7701

Summary: I tried calling Respondent to determine whether or not she planned to respond to the questionnaire-affidavit that is due in our office tomorrow and to discuss the referral. A message stated that it would not accept any incoming calls at this time and to please try

again later.

Memo to File? No Entered by: KS

2. **Date and time:** 03/06/17 @ 10:25 a.m.

Name: Respondent Phone #: 904-999-7701

Summary: I tried calling Respondent again. Same message as before (See entry #1).

Memo to File? No Entered by: KS

3. Date and time:

Name: Phone #: Summary:

Memo to File? No

Entered by:

4. Date and time:

Name: Phone #: Summary:

Memo to File? No

Entered by:

5. Date and time:

Name: Phone #:

Summary:

Memo to File? No

Entered by:

6. Date and time:

Name:

Attachment A

FLORIDA ELECTIONS COMMISSION REPORT OF INVESTIGATION Case No.: FEC 16-584

Respondent: Clanzenetta Brown

Complainant: Division of Elections

Pursuant to Section 106.25, Florida Statutes, on October 18, 2016, the Florida Elections Commission received information from the Division of Elections alleging 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.

I. Preliminary Information:

- 1. Respondent, Clanzenetta Brown, was the treasurer for Lee R. Brown, a 2016 candidate for State Representative, District 13; Mr. Brown was defeated in the primary election.
 - 2. Complainant is the Division of Elections (Division).
- 3. Respondent's filing officer is Kristi Reid-Bronson, Chief, Bureau of Election Records.

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

- 4. I investigated whether Respondent violated this section of the election laws by failing to file an addendum to the 2016 P3 report after receiving notice from the filing officer.
- 5. On June 15, 2016, an Appointment of Campaign Treasurer and Designation of Campaign Depository form (DS-DE 9) was filed with the Division. Respondent was named as the treasurer for candidate Lee R. Brown, III. To review the DS-DE 9 form, refer to Exhibit 1.
- 6. On June 16, 2016, Ms. Bronson sent the candidate a letter acknowledging that his name had been placed on the active candidate list. The letter advised Mr. Brown that all candidates filing reports with the Division are required to use the electronic filing system (EFS), and provided him with his user identification number and initial password allowing him access to the EFS. Respondent was copied on the letter.

1

7. The letter also advised that all of the Division's publications and reporting forms

are available on their website, including Chapter 106, Florida Statutes, the *Candidate and Campaign Treasurer Handbook* and the Calendar of Reporting Dates. To review a copy of the acknowledgement letter, refer to Exhibit 2.

- 8. On August 1, 2016, the Division sent Respondent a letter informing her that "one or more campaign reports are incomplete." An error report was included with the letter as an attachment; the error report referenced the 2016 P3 report. The letter was mailed to Respondent at the address provided on the DS-DE 9 form. To review a copy of the August 1, 2016 letter and the error report, refer to Exhibit 3.
- 9. On August 15, 2016, the Division sent Respondent a letter marked "Second Notice." The letter stated, in part, "On August 1, 2016, you were advised that one or more of your campaign treasurer's reports were incomplete ..." An error report was included with the letter as an attachment; the error report referenced the 2016 P3 report. The letter was mailed to Respondent at the address provided on the DS-DE 9 form. To review a copy of the August 15, 2016 letter, refer to Exhibit 4.
- 10. On September 20, 2016, the Division sent Respondent a letter marked "Final Notice" informing her that the 2016 P3 was incomplete. An error report was included with the final notice as an attachment. The final notice was delivered to Respondent at the address provided on the DS-DE 9 form. To review the Final Notice and a copy of the delivery confirmation, refer to Exhibit 5.
- 11. In an affidavit, Respondent was asked the reason for not filing an addendum to the 2016 P3 report upon receiving notification from the Division. As of the date of this report, Respondent has not returned the affidavit, and the affidavit had not been returned by the post office. To review a copy of the affidavit, refer to Exhibit 6.
- 12. In an e-mail dated March 6, 2017, Kristi Reid Bronson stated that the 2016 P3 report has not been amended. To review the e-mail from Ms. Bronson, refer to Exhibit 7.
- 13. No record was found to indicate that Respondent has previously violated this section of the election laws.

III. FEC History:

14. Respondent has no prior history with the Florida Elections Commission.

Conclusion:

- 15. On October 21, 2016, the Commission sent Respondent a letter via certified mail informing him that it received a referral from the Division alleging violations of Florida's election laws. The letter advised Respondent that if he wanted to file a response to the complaint he had 14 days to respond to the allegations in the complaint and was delivered to Respondent's address on October 21, 2016. Respondent did not provide a response to the referral. To review a copy of the Commission's October 21, 2016 letter, refer to Exhibit 8.
 - 16. On January 27, 2017, the Commission sent Respondent a letter informing him that

the Division's referral was found to be legally sufficient and the Commission would be investigating Respondent's alleged failure to timely amend his 2016 M6 report. The letter advised Respondent he could file a notarized statement providing any information regarding the facts surrounding the allegation. Respondent did not provide a notarized statement. To review a copy of the Commission's January 27, 2017 letter, refer to Exhibit 9.

- 17. On March 2, 2017, and March 6, 2017, I attempted to speak with Respondent to discuss the allegations in the Division's referral. In addition, a questionnaire-affidavit was mailed to Respondent on February 15, 2017. As of the date of this report, Respondent has not called or returned the questionnaire-affidavit.
- 18. Because Respondent has not returned my telephone calls or an affidavit, I am unable to ascertain whether she has read Chapter 106, Florida Statutes, and/or the *Candidate and Campaign Treasurer Handbook*.

Respectfully submitted on March 8, 2017.

Keith Smith

Investigation Specialist

Current address of Respondent

Clanzenetta Brown 221 North Hogan Street #103 Jacksonville, Florida 32202

Current address of Complainant

Division of Elections 500 South Bronough Street – Room 316 Tallahassee, Florida 32399-0250

Name and Address of Filing Officer:

Kristi Reid-Bronson, Chief Bureau of Election Records 500 South Bronough Street – Room 316 Tallahassee, Florida 32399-0250

Copy furnished to: David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION

REPORT OF INVESTIGATION Clanzenetta Brown -- FEC 16-584

LIST OF EXHIBITS			
Exhibits #s	Description of Exhibits		
Exhibit 1	DS-DE 9		
Exhibit 2	Acknowledgement letter		
Exhibit 3	08/01/16 ltr & error report		
Exhibit 4	08/15/16 ltr – Second Notice		
Exhibit 5	09/20/16 ltr & delivery confirmation		
Exhibit 6	Copy of Q/A		
Exhibit 7	03/06/17 E-mail from KRB		
Exhibit 8	Commission staff's 10/21/16 ltr		
Exhibit 9	Commission staff's 01/27/17 ltr		

HAND DELIVERED

APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY FOR CANDIDATES

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

(PLEASE PRINT OR TYPE)

RECEIVED

2016 JUN 15 AM 11: 36

CIVIS, CROOF ELECTIONS TALLAHASSEE, FL

NOTE: This form must be on file with the qualifying OFFICE USE ONLY officer before opening the campaign account. 1. CHECK APPROPRIATE BOX(ES): Initial Filing of Form Re-filing to Change: Treasurer/Deputy Depository Office Party 3. Address (include post office box or street, city, state, zip 2. Name of Candidate (in this order: First, Middle, Last) Lee Robert Brown III 221 North Hogan Street 4. Telephone 5. E-mail address #103 Jacksonville, Florida 32202 (904) 999-7701 Lee@Lee4Jacksonville.com 6. Office sought (include district, circuit, group number) 7. If a candidate for a nonpartisan office, check if applicable: House of Representatives, District 13 My intent is to run as a Write-In candidate. 8. If a candidate for a partisan office, check block and fill in name of party as applicable: My intent is to run as a Democrat No Party Affiliation candidate. 9. I have appointed the following person to act as my \mathbf{X} Campaign Treasurer Deputy Treasurer 10. Name of Treasurer or Deputy Treasurer Clanzenetta M. Brown 11. Mailing Address 12. Telephone 221 North Hogan Street, #103 (904) 999-7701 17. E-mail address 13. City 14. County 15. State 16. Zip Code 32202 Duval Florida Jacksonville Mickee@Lee4jacksonville.com Primary Depository Secondary Depository 18. I have designated the following bank as my 19. Name of Bank 20. Address VyStar Credit Union 4420 Wabash Avenue 21. City 22. County 23. State 24. Zip Code Jacksonville Duval Florida 32210 UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE PACTS STATED IN IT ARE TRUE. 26. Signature of Candidate 25. Date June 8, 2016 Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block) 27. Clanzenetta M. Brown , do hereby accept the appointment (Please Print or Type Name) \times Campaign Treasurer Deputy Treasurer. designated above as: June 8, 2016 of Campaign Treasurer or Deputy Treasurer Date



RICK SCOTT Governor

KEN DETZNERSecretary of State

June 16, 2016

Lee Robert Brown, III 221 North Hogan Street, #103 Jacksonville, Florida 32202

Dear Mr. Brown:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on June 15, 2016. Your name has been placed on the 2016 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **July 1, 2016**. The report will cover the period of June 1-24, 2016 (P1). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

Credentials and Sign-ons

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

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

Identification Number: 67225

EXHIBIT (1 & 3)

FLORIDA *BINNON OF * ELECTIONS Lee Brown, III June 16, 2016 Page Two

Pin Numbers

Pin numbers are confidential secure credentials that allow you to submit reports and update personal information. The enclosed sealed envelope contains confidential pin numbers for you. By copy of this letter, a confidential pin number to access the EFS was sent to your treasurer.

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

Timely Filing

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

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

Electronic Receipts

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



Lee Brown, III June 16, 2016 Page Three

Instructions and Assistance

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

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

Please let me know if you need additional information.

Sincerely,

Kristi Reid Bronson, Chief Bureau of Election Records

KRB/zjs

Enclosures

pc: Clanzenetta M. Brown, Treasurer

EXHIBIT 2 (3@3)



FLORIDA DEPARTMENT OF STATE

Ken Detzner Secretary of State

DIVISION OF ELECTIONS

August 1, 2016

Clanzenetta M. Brown, Treasurer for Candidate Lee R. Brown III 221 North Hogan Street, #103 Jacksonville, FL 32202

Re: CAN 67225

Dear Ms. Brown:

The Division of Elections has determined that one or more campaign reports are incomplete for the reasons noted in the attached error report.

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,

Kristi Reid Bronson

Chief, Bureau of Election Records

Attachment

cc: Lee R. Brown III, Candidate

EXHIBIT 3 (162)

Florida Department of State - Mivision of Elections

Error Report

andidate: Lee R. Brown III Office: STR Covering Period: 7/9/16 - 7/22/16 Report: 2016 P3 Account: 67225 proutions ----- Contribution --------- Contributor -Address City/State/Zip Type Occupation Type Amount InKind Descrip Amend Date Name X X \$0.00 *The Transaction Date Is Either Before Or After The Report Coverage Period *The Value Supplied For Contributor Type Is Invalid *The Value Supplied For Contribution Type Is Invalid *Amount is Zero *No Value Provided For Last Name Field *No Address Was Provided *No City Was Provided In The Address *No State Was Provied In The Address Х X \$0.00 *The Transaction Date Is Either Before Or After The Report Coverage Period *The Value Supplied For Contributor Type Is Invalid *The Value Supplied For Contribution Type Is Invalid *Amount is Zero *No Value Provided For Last Name Field *No Address Was Provided *No City Was Provided In The Address *No State Was Provied In The Address

inditures

d Transfers

er Distributions



FLORIDA DEPARTMENT OF STATE

Ken Detzner Secretary of State

DIVISION OF ELECTIONS

Second Notice

August 15, 2016

Clanzenetta M. Brown, Treasurer for Candidate Lee R. Brown III 221 North Hogan Street, #103 Jacksonville, FL 32202

Re: CAN 67225

Dear Ms. Brown:

On August 1, 2016, 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,

Kristi Reid Bronson, Chief Bureau of Election Records

Attachment

cc: Lee R. Brown III, Candidate

nt Reid B



FLORIDA DEPARTMENT OF STATE

Ken Detzner

Secretary of State

DIVISION OF ELECTIONS

FINAL NOTICE

Delivery Confirmation:

USPS TRACKING # 9114 9014 9645 0382 4751 07 8 CUSTOMER For Tracking or inquiries do to USPS com For Tracking or inquiries go to USPS com or call 1-800-222-1811.

September 20, 2016

Clanzenetta M. Brown, Treasurer for Candidate Lee R. Brown III 221 North Hogan Street, #103 Jacksonville, FL 32202

Re: CAN 67225

Dear Ms. Brown:

You have previously been advised that one or more campaign treasurer's reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this letter to correct errors or provide missing information. If the information has been reported accurately, you must provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that if you fail to comply with this request, the Division will forward this matter to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose civil penalties of up to \$1,000 per violation.

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

Sincerely,

Kristi Reid Bronson

Chief, Bureau of Election Records

Attachment

cc: Lee R. Brown III, Candidate

Customer Service





Register / Sign In

ALERT: The Postal Service is monitoring the progress of Hurricane Matthew. Check for updates on which service areas may be affected. Read More -

■USPS.COM°

USPS Tracking®

Still Have Questions? Browse our FAQs >

Available Actions

Text Updates

Email Updates



Get Easy Tracking Updates > Sign up for My USPS.

Tracking Number: 9114901496450382475107

Updated Delivery Day: Thursday, September 22, 2016

Product & Tracking Information

Postal Product:

Features:

USPS Tracking®

DATE & TIME

STATUS OF ITEM

LOCATION

September 22, 2016, 9:40

am

Delivered, In/At Mailbox

JACKSONVILLE, FL 32202

Your Item was delivered in or at the mailbox at 9.40 am on September 22, 2016 in JACKSONVILLE. 12212

September 22, 2016, 9:00

am

Out for Delivery

JACKSONVILLE, FL 32202

September 22, 2016, 8:50

am

Sorting Complete

JACKSONVILLE, FL 32202

September 22, 2016, 6:42

am

Arrived at Post Office

JACKSONVILLE, FL 32218

September 21, 2016, 8:36

pm

Arrived at USPS Facility

JACKSONVILLE, FL 32099

September 20, 2016, 8:44

pm

Arrived at USPS Facility

TALLAHASSEE, FL 32301

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

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

Sign up for My USPS >







FLORIDA ELECTIONS COMMISSION

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

February 15, 2017

Clanzenetta M. Brown 221 North Hogan Street – Suite #013 Jacksonville, FL 32202

RE: Case No.: FEC 16-584

Dear Ms. Brown:

The Florida Elections Commission needs additional information concerning the complaint filed against you with the Commission. Therefore, please complete the enclosed questionnaire, have it notarized, and return it to me by March 3, 2017.

Thank you for your cooperation in this matter. Please let me know if you have any questions. I may be reached at the above telephone number or via e-mail at keith.smith@myfloridalegal.com.

Sincerely,

Keith Smith Investigator

Enclosure: Affidavit of Background Information

AFFIDAVIT OF BACKGROUND INFORMATION Case Number: FEC 16-584

	TE OF FLORIDA nty of	
Clan	zenetta M. Brown, being duly sworn, says:	
1.	This affidavit is made upon my personal knowledge.	
2. empl	I am of legal age and competent to testify to the matters stated oyed by as	-
3. date(Have you ever run for public office? If so, please name the offices) of the election(s) you ran in.	ce(s) you ran for and the
	Prior to serving as the campaign treasurer for Lee R. Brown, inted to act as a campaign treasurer for a candidate? If so, please nad as treasurer, the office(s) the candidate ran for, and the dates of the	me the candidate(s) you
5. please	Have you ever held the office of chairperson or treasurer for a pole list the names and addresses of the committees and dates when you	
6. laws?	What action have you taken to determine your responsibilities	under Florida's election
	EXHIBIT $(2 \neq 3)$	

1

Inv040 (6/08)

7.	Do you possess a copy of Chapter	106, Florida Statutes?	☐ Yes	☐ No
8.	If so, when did you first obtain it?			
9.	Have you read Chapter 106, Flori	da Statutes?	Yes	☐ No
10. Treas	Do you possess a copy of th urer Handbook?	e Candidate and Campaign	Yes	☐ No
11.	If so, when did you first obtain it?			
12. Handi	Have you read the Candidate book?	e and Campaign Treasurer	Yes	☐ No
13. P3 cam	Please explain the reason you faile apaign report as instructed by the Di			
	BY SWEAR OR AFFIRM THAT THE FEST OF MY KNOWLEDGE.	FOREGOING INFORMATION IS	TRUE AND C	CORRECT TO
		Signature of Affiant		
		Sworn to (or affirmed) and subscribed before me thisday of		
			, 20	
		Signature of Notary Public - State of Florida Print, Type, or Stamp Commissioned Name of Notary Public		tary Public
		Personally Known or Produced:		
Case Inves	stigator: KS			
	EXHIBIT	(0 (3#3)		

Inv040 (6/08)



RE: Referral Bronson, Kristi R.

to:

Keith Smith

03/06/2017 03:01 PM

Hide Details

From: "Bronson, Kristi R." < Kristi.Bronson@DOS.MyFlorida.com>

To: Keith Smith < Keith. Smith @myfloridalegal.com >

No, an amendment has not been filed.

Regards,

Kristi Reid Bronson, Chief Division of Elections, Bureau of Election Records (850) 245-6240

This response is provided for reference only and does not constitute legal advice or representation. As applied to a particular set of facts or circumstances, interested parties should refer to the Florida Statutes and applicable case law, and/or consult a private attorney before drawing any legal conclusions or relying upon the information provided. Please note: Florida has a very broad public records law. Written communications to or from state officials regarding state business constitute public records and are available to the public and media upon request unless the information is subject to a specific statutory exemption. Therefore, your e-mail message may be subject to public disclosure.

From: Keith Smith [mailto:Keith.Smith@myfloridalegal.com]

Sent: Monday, March 06, 2017 10:26 AM

To: Bronson, Kristi R. **Subject:** Referral

Ms. Bronson:

Has an addendum been filed for the 2016 P3 report relative to the 2016 campaign of Lee R. Brown, former candidate for State Representative (ID # 67225).

Thank you for your assistance in this matter.

Keith Smith

Investigator - Florida Elections Commission 107 West Gaines Street - Suite 224 Tallahassee, FL 32399-1050 (850) 922-4539 (phone) (850) 921-0783 (fax)

The Department of State is committed to excellence Please take our Customer Satisfaction Survey.

EXHIBIT



FLORIDA ELECTIONS COMMISSION

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

October 21, 2016

CERTIFIED MAIL 9214 8969 0099 9790 1611 2139 78

Clanzenetta Brown 221 North Hogan Street #103 Jacksonville, FL 32202

RE: Case No.: FEC 16-584; Respondent: Clanzenetta Brown

Dear Ms. Brown:

On October 18, 2016, the Florida Elections Commission received the enclosed complaint alleging that you violated Florida's election laws. Section 106.25(2), Florida Statutes states:

The respondent shall have 14 days *after receipt* of the complaint to file an initial response, and the executive director may not determine the legal sufficiency of the complaint during that time period.

If you choose to file a response to the complaint, please send it to my attention at the address listed above. To ensure that I receive your response in a timely manner, you may also want to send it via e-mail to my attention, at fec@myfloridalegal.com. You will be notified by letter whether the complaint is determined legally sufficient.

Please note that all documents related to this matter will be mailed to the above address unless you notify us of a new address.

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, the Respondent, unless you waive confidentiality in writing.

EXHIBIT 8 (103)

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.

Sincerely,

Erin Riley

Deputy Agency Clerk

ip/enr

Enclosure: Complaint w/attachments



Date Produced: 10/31/2016

Florida Elections Commission:

The following is the delivery information for Certified Mail™/RRE Item number 9214 8969 0099 9790 1611 2139 78. Our records indicate that this item was delivered on 10/24/2016 at 12:27 p.m. in JACKSONVILLE, FL 32202. The scanned image of the recipient information is provided below.

Signature of Recipient:

Address of Recipient:

231 M HOSAL

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely, United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: 16-584 14 Day Ltr-Clanzenetta



FLORIDA ELECTIONS COMMISSION

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

January 27, 2017

Clanzenetta Brown 221 North Hogan Street, # 103 Jacksonville, FL 32202

RE: Case No.: FEC 16-584

Dear Ms. Brown:

On October 18, 2016, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violation:

Section 106.07(2)(b)1., Florida Statutes: Respondent, treasurer for Lee R. Brown, a 2016 candidate for State Representative, failed to timely make necessary amendments to the campaign's campaign treasurer report, as alleged in the complaint.

You may respond to the allegation above by filing a notarized statement providing any information regarding the facts and circumstances surrounding the allegation. 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

EXHIBIT 9 (1 2)

statement to the Commission, but you will not be permitted 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 **Keith Smith**, the investigator assigned to this case.

Sincerely,

Amy McKeever Toman

Executive Director

AMT/dam

EXHIBIT 9 (2.82)



FLORIDA ELECTIONS COMMISSION

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

January 27, 2017

Clanzenetta Brown 221 North Hogan Street, # 103 Jacksonville, FL 32202

RE: Case No.: FEC 16-584

Dear Ms. Brown:

On October 18, 2016, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violation:

Section 106.07(2)(b)1., Florida Statutes: Respondent, treasurer for Lee R. Brown, a 2016 candidate for State Representative, failed to timely make necessary amendments to the campaign's 2016 P3 campaign treasurer report, as alleged in the complaint.

You may respond to the allegation above by filing a notarized statement providing any information regarding the facts and circumstances surrounding the allegation. Your response will be included as an attachment to the investigator's report.

When we conclude the investigation, a copy of the Report of Investigation will be mailed to you at the above address. You may file a response to the report within 14 days from the date the report is mailed to you. Based on the results of the investigation, legal staff will make a written recommendation to the Commission on whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. A copy of the Staff Recommendation will be mailed to you and you may file a response within 14 days from the date the recommendation is mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

The Commission will then hold a hearing to determine whether there is probable cause to believe you have violated Chapters 104 or 106, Florida Statutes. You and the complainant will receive a notice of hearing at least 14 days before the hearing. The notice of hearing will indicate the location, date, and time of your hearing. You will have the opportunity to make a brief oral

statement to the Commission, but you will not be permitted to testify or call others to testify, or introduce any documentary or other evidence.

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

The Report of Investigation, Staff Recommendation, and Notice of Hearing will be mailed to the above address as this letter. Therefore, if your address changes, you must notify this office of your new address. Otherwise, you may not receive these important documents. Failure to receive the documents will not delay the probable cause hearing.

Under section 106.25, Florida Statutes, complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 and 106, Florida Statutes, are confidential until the Commission finds probable cause or no probable cause. The confidentiality provision does not apply to the person filing the complaint. However, it does apply to you unless you waive confidentiality in writing. The confidentiality provision does not preclude you from seeking legal counsel. However, if you retain counsel, your attorney must file a notice of appearance with the Commission before any member of the Commission staff can discuss this case with him or her.

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

Sincerely,

Amy McKeever Toman

Executive Director

AMT/dam

DIVISION OF ELECTIONS FEC NOTICE FORM

To FEC from Division of Elections

RECEIVED

2016 OCT 18 P 3: 29

STATE OF FLORIDA

Name:

Lee R. Brown, III

Account Number:

67225

Candidate:

Lee R. Brown

Treasurer:

Clanzenetta Brown

Person Named/Notified: Clanzenetta Brown and Lee R. Brown, III

The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to sections 106.22(7) and 106.25, Florida Statutes. An apparent violation of Chapter 106, F.S., has occurred based upon a failure to file addendums after notice as required by section 106.07(2)(b)1., Florida Statutes, for the following report(s):

2016 P3

Sent By: Kristi Reid Bronson

October 14, 2016 KPB Date:

AFFIDAVIT

STATE OF FLORIDA

County of Leon

Kristi Reid Bronson, being duly sworn, says:

- 1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
- 2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
- 3. I am of legal age and competent to testify to the matters stated herein.
- 4. Lee R. Brown, III (67225) was a 2016 candidate for the office of State Representative.
- 5. On June 15, 2016, Mr. Brown filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. He appointed Clanzenetta Brown as treasurer. (See attached documents and acknowledgment letter.)
- 6. On August 1, 2016, the Division mailed Ms. Brown notification that the 2016 P3 campaign treasurer's report was incomplete. (See attached letter.)
- 7. On August 15, 2016, the Division mailed Ms. Brown notification that the 2016 P3 campaign treasurer's report was incomplete. (See attached letter.)
- 8. On September 20, 2016, the Division mailed Ms. Brown final notification with delivery confirmation that the 2016 P3 campaign treasurer's report was incomplete. (See attached letter and delivery confirmation.)

9. As of October 14, 2016, the 2016 P3 campaign treasurer's report remains incomplete.

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

Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 14th day of October, 2016.

01 October, 2010.

Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public **Personally Known**



HAND DELIVERED

APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY FOR CANDIDATES

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

(PLEASE PRINT OR TYPE)

RECEIVED

2016 JUN 15 AM 11: 36

OF ELECTIONS TALE AHASSEE, FL

NOTE: This form must be on file with the qualifying officer before opening the campaign account. OFFICE USE ONLY 1. CHECK APPROPRIATE BOX(ES): Party |X|Initial Filing of Form Re-filing to Change: Treasurer/Deputy Depository Office 2. Name of Candidate (in this order: First, Middle, Last) 3. Address (include post office box or street, city, state, zip Lee Robert Brown III 221 North Hogan Street 5. E-mail address 4. Telephone #103 Jacksonville, Florida 32202 (904) 999-7701 Lee@Lee4Jacksonville.com 6. Office sought (include district, circuit, group number) 7. If a candidate for a nonpartisan office, check if applicable: House of Representatives, District 13 My intent is to run as a Write-In candidate. 8. If a candidate for a partisan office, check block and fill in name of party as applicable: My intent is to run as a Democrat Write-In No Party Affiliation candidate. Party 9. I have appointed the following person to act as my X Campaign Treasurer Deputy Treasurer 10. Name of Treasurer or Deputy Treasurer Clanzenetta M. Brown 11. Mailing Address 12. Telephone 221 North Hogan Street, #103 (904) 999-7701 13. City 14. County 16. Zip Code 17. E-mail address 15. State 32202 Jacksonville Duval Florida Mickee@Lee4jacksonville.com 18. I have designated the following bank as my Primary Depository Secondary Depository 19. Name of Bank 20. Address VyStar Credit Union 4420 Wabash Avenue 21. City 22. County 23. State 24. Zip Code Jacksonville Florida Duval 32210 UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE PACTS STATED IN IT ARE TRUE. 25. Date 26. Signature of Candidate June 8, 2016 Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block) 27. Clanzenetta M. Brown , do hereby accept the appointment (Please Print or Type Name) Deputy /Treasurer |X|Campaign Treasurer designated above as: X June 8, 2016 Campaign Treasurer or Deputy Treasurer Date

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

HAND DELIVERED

APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY FOR CANDIDATES

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

(PLEASE PRINT OR TYPE)

MECEIMED DEPARTMENT OF STATE

2016 JUN 15 AM !!: 36

DIVISAN OF ELECTIONS TALLAHASSEE, FL

NOTE: This form must be on file with the qualifying officer before opening the campaign account. OFFICE USE ONLY 1. CHECK APPROPRIATE BOX(ES): Office Initial Filing of Form Treasurer/Deputy Depository Party Re-filing to Change: 3. Address (include post office box or street, city, state, zip 2. Name of Candidate (in this order: First, Middle, Last) Lee Robert Brown III 221 North Hogan Street 4. Telephone 5. E-mail address #103 Jacksonville, Florida 32202 (904) 999-7701 Lee@Lee4Jacksonville.com 6. Office sought (include district, circuit, group number) 7. If a candidate for a nonpartisan office, check if applicable: House of Representatives, District 13 My intent is to run as a Write-In candidate. 8. If a candidate for a partisan office, check block and fill in name of party as applicable: My intent is to run as a Democrat Write-In No Party Affiliation X Party candidate. 9. I have appointed the following person to act as my Campaign Treasurer \times Deputy Treasurer 10. Name of Treasurer or Deputy Treasurer Lee R. Brown III 11. Mailing Address 12. Telephone 221 North Hogan Street, #103 (904) 999-7701 17. £-mail address 13. City 14. County 15. State 16. Zip Code Duval 32202 Jacksonville Florida Mickee@Lee4jacksonville.com 18. I have designated the following bank as my Primary Depository Secondary Depository 19. Name of Bank 20. Address VyStar Credit Union 4420 Wabash Avenue 21. City 23. State 24. Zip Code 22. County Jacksonville Duval Florida 32210 UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN IT ARE TRUE. 25. Date 26. Signature of Candidate June 8, 2016 Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block) 27. Lee R. Brown III , do hereby accept the appointment (Please Print or Type Name) designated above as: Campaign Treasurer Debuty Treasurer X June 8, 2016 Date Campaign Treasurer or Deputy Treasurer

HAND DELIVERED

STATEMENT OF CANDIDATE

(Section 106.023, F.S.)

(Please print or type)

DETARTMENT OF STAIL

2016 JUN 15 AM II: 36

DIVISION OF ELECTIONS TALLAHASSEE, FL

l, <u>Lee</u>	Robert Brown III			,
candida	ate for the office of	State Representative District	et 13	. ,
have b	een provided acces	s to read and understand	the requirements of	
Chapte	er 106, Florida Statu	tes.		
X	Signature of Cal	ndidate	830n 16 Date	
Appointme failure to f	nt of Campaign Treasuile this form is a first (ement with the qualifying o rer and Designation of Camp degree misdemeanor and a a fine of up to \$1,000, (ss. 1	paign Depository is filed. civil violation of the Can	Willful npaign

Statutes).



Governor

KEN DETZNER
Secretary of State

June 16, 2016

Lee Robert Brown, III 221 North Hogan Street, #103 Jacksonville, Florida 32202

Dear Mr. Brown:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on June 15, 2016. Your name has been placed on the 2016 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **July 1, 2016**. The report will cover the period of June 1-24, 2016 (P1). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

Credentials and Sign-ons

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

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

Identification Number: 67225

Lee Brown, III June 16, 2016 Page Two

Pin Numbers

Pin numbers are confidential secure credentials that allow you to submit reports and update personal information. The enclosed sealed envelope contains confidential pin numbers for you. By copy of this letter, a confidential pin number to access the EFS was sent to your treasurer.

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

Timely Filing

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

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

Electronic Receipts

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

Lee Brown, III June 16, 2016 Page Three

Instructions and Assistance

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

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

Please let me know if you need additional information.

Sincerely,

Kristi Reid Bronson, Chief Bureau of Election Records

KRB/zjs

Enclosures

pc: Clanzenetta M. Brown, Treasurer



FLORIDA DEPARTMENT OF STATE

Ken Detzner Secretary of State

DIVISION OF ELECTIONS

August 1, 2016

Clanzenetta M. Brown, Treasurer for Candidate Lee R. Brown III 221 North Hogan Street, #103 Jacksonville, FL 32202

Re: CAN 67225

Dear Ms. Brown:

The Division of Elections has determined that one or more campaign reports are incomplete for the reasons noted in the attached error report.

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,

Kristi Reid Bronson

Chief, Bureau of Election Records

Attachment

cc: Lee R. Brown III, Candidate

Florida Department of State - Division of Elections

Error Report

andidate: Lee R. Brown III Office: STR Covering Period: 7/9/16 - 7/22/16 Report: 2016 P3 Account: 67225 ributions ----- Contribution ----- Contributor Address City/State/Zip Occupation Amount InKind Descrip Seq <u>Date</u> Name Type Type Amend X Х \$0.00 *The Transaction Date Is Either Before Or After The Report Coverage Period *The Value Supplied For Contributor Type Is Invalid *The Value Supplied For Contribution Type Is Invalid *Amount Is Zero *No Value Provided For Last Name Field *No Address Was Provided *No City Was Provided in The Address *No State Was Provied In The Address 3 X X \$0.00 *The Transaction Date Is Either Before Or After The Report Coverage Period *The Value Supplied For Contributor Type Is Invalid *The Value Supplied For Contribution Type Is Invalid *Amount is Zero *No Value Provided For Last Name Field *No Address Was Provided *No City Was Provided In The Address *No State Was Provied In The Address

inditures

d Transfers

er Distributions



FLORIDA DEPARTMENT OF STATE

Ken Detzner Secretary of State

DIVISION OF ELECTIONS

Second Notice

August 15, 2016

Clanzenetta M. Brown, Treasurer for Candidate Lee R. Brown III 221 North Hogan Street, #103 Jacksonville, FL 32202

Re: CAN 67225

Dear Ms. Brown:

On August 1, 2016, 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,

Kristí Reid Bronson, Chief Bureau of Election Records

Attachment

cc: Lee R. Brown III, Candidate

Leid B

Florida Department of State - Division of Elections

Error Report

ndidate: Le	e R. Brown III		Office: STR							
Report: 20	16 P3 (5) Cov	ering Period: 7/9/16 - 7/2	2/16	/16 Account: 67225						
ibutions Contributor				Contribution						
eq Date	<u>Name</u>	<u>Address</u>	City/State/Zip	Туре	Occupation	Type	Amount Ir	Kind Descrip	Amend	
4			. •	X		X	\$0.00			
	*The Transaction Date	e Is Either Before Or After The R	eport Coverage Period							
	*The Value Supplied I	For Contributor Type Is Invalid								
	*The Value Supplied I	For Contribution Type Is Invalid								
	*Amount is Zero									
	*No Value Provided F	or Last Name Field								
	*No Address Was Pro	ovided								
	*No City Was Provide	d in The Address								
	*No State Was Provie	d in The Address								
3				X		χ	\$0.00			
	*The Transaction Date Is Either Before Or After The Report Coverage Period									
	*The Value Supplied	*The Value Supplied For Contributor Type Is Invalid								
	*The Value Supplied	For Contribution Type Is Invalid								
	*Amount is Zero									
	*No Value Provided F	or Last Name Field								
	*No Address Was Pro	ovided								
	*No City Was Provide	ed In The Address								
	*No State Was Provie	*No State Was Provied In The Address								
								-	- —	

rdtures

Transfers

r Distributions



FLORIDA DEPARTMENT OF STATE

Ken Detzner

Secretary of State

DIVISION OF ELECTIONS

FINAL NOTICE

Delivery Confirmation:

USPS TRACKING # 8 114 9014 9645 0382 4751 07
& CUSTOMER
RECEIPT For Tracking or inquiries go to USPS com
or call 1-800-222-1811.

September 20, 2016

Clanzenetta M. Brown, Treasurer for Candidate Lee R. Brown III 221 North Hogan Street, #103 Jacksonville, FL 32202

Re: CAN 67225

Dear Ms. Brown:

You have previously been advised that one or more campaign treasurer's reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this letter to correct errors or provide missing information. If the information has been reported accurately, you must provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that if you fail to comply with this request, the Division will forward this matter to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose civil penalties of up to \$1,000 per violation.

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

Sincerely,

Kristi Reid Bronson

Chief, Bureau of Election Records

Attachment

cc: Lee R. Brown III, Candidate

Florida Department of State - Division of Elections

Error Report

Candidate: Lee R. Brown III Report: 2016 P3 (5) Covering Period: 7/9/16 - 7/22/16				Office: STR							
				Account: 67225							
ntributions Contributor			_								
Seq	Date	Name	<u>Address</u>	City/State/Zip	Type	Occupation	Type	<u>Amount</u>	InKind Descrip	Amend	
4				, ÷	X		×	\$0.00			
		*The Transaction	Date Is Either Before Or After The	Report Coverage Period							
		*The Value Supplied For Contributor Type Is Invalid									
*The Value Supplied For Contribution Type Is Invalid											
*Amount is Zero *No Value Provided For Last Name Field											
											- 1
		*No Address Was	s Provided								
		*No City Was Pro	ovided in The Address								
		*No State Was Pr	rovied In The Address								
3					×		X	\$0.00			_
		*The Transaction Date Is Either Before Or After The Report Coverage Period									
		*The Value Supplied For Contributor Type Is Invalid									
	*The Value Supp	lied For Contribution Type Is Invali									
	*Amount is Zero										
	*No Value Provided For Last Name Field										
	*No Address Wa										
		*No City Was Pro	ovided in The Address								
		*No State Was P	rovied In The Address								
									V 832		- ,

penditures

und Transfers

Ither Distributions

English

Customer Service





Register / Sign In

ALERT: The Postal Service is monitoring the progress of Hurricane Matthew. Check for updates on which service areas may be affected. Read More



USPS Tracking®

Still Have Questions? Browse our FAQs >



Get Easy Tracking Updates > Sign up for My USPS.

Tracking Number: 9114901496450382475107

Updated Delivery Day: Thursday, September 22, 2016

Product & Tracking Information

Postal Product:

Features:

USPS Tracking®

DATE & TIME

STATUS OF ITEM

LOCATION

September 22, 2016, 9:40

am

Delivered, In/At Mailbox

JACKSONVILLE, FL 32202

You then was delivered in or at the mailtox at 9.40 am on September 22, 2016 in JACKSONVILLE

September 22, 2016, 9:00

Out for Delivery

JACKSONVILLE, FL 32202

September 22, 2016, 8:50

Sorting Complete

JACKSONVILLE, FL 32202

September 22, 2016, 6:42

am

Arrived at Post Office

JACKSONVILLE, FL 32218

September 21, 2016, 8:36

Arrived at USPS Facility

JACKSONVILLE, FL 32099

September 20, 2016, 8:44

pm

Arrived at USPS Facility

TALLAHASSEE, FL 32301

Track Another Package

Tracking (or receipt) number

Track It

Available Actions

Text Updates

Email Updates

Manage Incoming Packages

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

Sign up for My USPS >

