

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Daniel Endonino

Case No.: FEC 19-552

TO: Daniel Endonino
7809 Gulf Highlands Drive
Port Richey, FL 34668

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

NOTICE OF VIRTUAL HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission **on February 23, 2021 at 8:30 am, EST**, or as soon thereafter as the parties can be heard.

Please note that because of COVID-19, this will be a virtual meeting conducted by remote video or teleconference. Enclosed you will find additional details on joining the video conference via GoToWebinar, 9-Digit Webinar ID 627-359-707, or via teleconference by dialing (877) 309-2071 and entering the meeting access code 324-720-215, when prompted. If you wish to speak before the Commission, you will need to appear by webcam and will be sworn in remotely. Please be advised that the Commission will consider multiple cases, so you will need to wait until your case is considered. If you have any questions, please contact Commission staff at (850) 922-4539.

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 motions to dismiss 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 motions to dismiss 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. 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.

Tim Vaccaro

Executive Director
Florida Elections Commission
February 2, 2021

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 **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.



Florida Elections Commission

107 West Gaines Street, Suite 224 Tallahassee, Florida 32399-6596

Telephone: (850) 922-4539 · Facsimile: (850) 921-0783

FEC@myfloridalegal.com · www.fec.state.fl.us



Commission Meeting February 23, 2021 at 8:30AM via GoToWebinar and OpenVoice

In order to participate in the public portion of the February 23, 2021, Florida Elections Commission meeting, please follow the instructions below:

- A. GoToWebinar – Remote Video Conferencing
 1. Open your web browser and search GoToWebinar or enter www.gotowebinar.com
 2. Select Join A Webinar in the upper right corner of the website
 3. Enter the 9-digit Webinar ID: 627-359-707
And your email address
 4. Register your name and email address
 5. You will automatically join to the meeting as an attendee. Attendees are muted and can choose to their webcam.

- B. OpenVoice - Teleconference
 1. Call 1-877-309-2071
 2. Enter Audio Access Code 324-720-215
 3. You will automatically join the meeting as an attendee. Attendees are muted.

While this is a public meeting and advanced registration is not mandatory, we ask that if you plan to attend via Video Conference or Teleconference, that you notify our office in advance. This will give the Commission the opportunity to organize the agenda as efficiently as possible. It will be the goal of the Commission to hear cases in which parties are present, first, in order to reduce the standby time of the parties in attendance.

You can call or email our office of your intent to participate or of any questions you may have regarding this meeting. Please provide the case number(s) of interest, when contacting our office.

Thank you,

Commission Staff

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,
Petitioner,

Case No.: FEC 19-552

v.

Daniel Endonino,
Respondent.

_____ /

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on December 1, 2020, in Tallahassee, Florida.

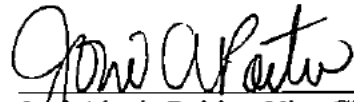
On April 3, 2020, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, 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 around September 10, 2019, Daniel Endonino violated Section 106.19(1)(c), Florida Statutes, when he deliberately failed to include information required by Chapter 106, Florida Statutes, on his 2019 M8 Report.

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

DONE AND ORDERED by the Florida Elections Commission on December 1, 2020.



Joni Alexis Poitier, Vice Chair
Florida Elections Commission

Copies furnished to:
Stephanie J. Cunningham, Assistant General Counsel
Daniel Endonino, Respondent
Division of Elections, Complainant

NOTICE OF RIGHT TO A HEARING

As the Respondent, you may elect to resolve this case in several ways. First, you may elect to resolve this case by consent order where you and Commission staff agree to resolve the violation(s) and agree to the amount of the fine. The consent order is then presented to the Commission for its approval. To discuss a consent order, contact the FEC attorney identified in the Order of Probable Cause.

Second, you may request an informal hearing held before the Commission, if you do not dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to make written or oral arguments to the Commission concerning the legal issues related to the violation(s) and the potential fine. At the request of Respondent, the Commission will consider and determine willfulness at an informal hearing. Otherwise, live witness testimony is unnecessary.

Third, you may request a formal hearing held before an administrative law judge in the Division of Administrative Hearings (DOAH), if you dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to present evidence relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

If you do not elect to resolve the case by consent order or request a formal hearing at the DOAH or an informal hearing before the Commission within 30 days of the date this Order of Probable Cause is filed with the Commission, the case will be sent to the Commission for a formal or

informal hearing, depending on whether the facts are in dispute. The date this order was filed appears in the upper right-hand corner of the first page of the order.

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

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Daniel Endonino

Case No.: FEC 19-552

TO: Daniel Endonino
7809 Gulf Highlands Drive
Port Richey, FL 34668

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, **December 1, 2020 at 10:00 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**. Due to heightened security access requirements, please bring only essential items into the building and plan to arrive early to allow for delays coming through security.

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.

Tim Vaccaro

Executive Director
Florida Elections Commission
November 9, 2020

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: Daniel Endonino

Case No.: FEC 19-552

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 **no probable cause** to charge Respondent with violating **Section 106.07(7), Florida Statutes**, and that there is **probable cause** to charge Respondent with violating **Section 106.19(1)(c), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on March 13, 2020, the following facts and law support this staff recommendation:

1. On October 18, 2019, the Florida Elections Commission (“Commission”) received a referral from the Department of State, Division of Elections (“Division”), alleging that Daniel Endonino (“Respondent”) violated Chapter 106, Florida Statutes.
2. Respondent is a candidate for State Representative, District 36, in the 2020 election, acting as his own treasurer. (ROI Exhibit 1)¹
3. On November 27, 2019, the Executive Director notified Respondent by mail that Commission staff would investigate the following statutory provisions:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2020 candidate for State Representative, District 36, may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the 2019 M8 reporting period.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2020 candidate for State Representative, District 36, may have falsely reported or deliberately failed to include information in his 2019 M8 reporting period, as required by Chapter 106.

4. On May 17, 2019, the Division sent Respondent a letter acknowledging that the Division had received Respondent’s Statement of Candidate (ROI Exhibit 1, page 1) and Appointment of Campaign Treasurer and Designation of Campaign Depository appointing himself treasurer (ROI Exhibit 1, page 2) for the office of State Representative and placed his name on the 2020 active candidate list. (ROI Exhibit 2, page 1)

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

5. The acknowledgment letter advised Respondent that all the Division's publications and reporting forms were available on its website and directed Respondent to print out the *Candidate and Campaign Treasurer Handbook, Calendar of Reporting Dates* as well as other relevant documents, including *Chapter 106, Florida Statutes*. (ROI Exhibit 2, page 2)

Alleged Violation: Section 106.07(7), Florida Statutes

6. Complainant alleged that Respondent violated Florida's election laws by failing to file a report after notice or failing to file a notification to the filing officer in writing that no report would be filed for the 2019 M8 reporting period.

7. Pursuant to Section 106.07(7), Florida Statutes, in any reporting period during which a candidate has not received funds, made any contributions, or expended any reportable funds, the filing of the required report for that period is waived. However, the candidate is required to notify the filing officer in writing on the prescribed reporting date that no report is being filed on that date.

8. On September 11, 2019, September 23, 2019, and October 1, 2019, the Division mailed Respondent failure-to-file notices informing him that a 2019 M8 Report had not been received and of the potential penalties pertaining to Respondent's failing to file; each letter ended with the statement: "If you have any questions, please contact the help desk at (850) 245-6280." (ROI Exhibit 3, ROI Exhibit 4) The October 1st letter was delivered to Respondent on or about October 3, 2019. (ROI Exhibit 4, page 2)

9. The Division did not receive any notification in writing from Respondent regarding the above failure-to-file letters and a subpoena was issued to Respondent's designated campaign depository, GTE Federal Credit Union, (ROI Exhibit 1, page 2) to ascertain whether any financial activity occurred during the 2019 M10 reporting period, August 1, 2019 through August 31, 2019.

10. In response to the subpoena, the campaign depository records show that there was financial activity that was required to be reported during the 2019 M10 reporting period. (ROI Exhibit 5)

11. Based on analysis of the above facts, the campaign was not required to submit a notice of no activity for the 2019 M8 reporting period as there was reportable financial activity that Respondent was required to disclose on his 2019 M8 Report.

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

12. On November 27, 2019, as stated previously, Respondent was notified that Commission staff would investigate a violation of Section 106.19(1)(c), Florida Statutes.

13. Section 106.19(1)(c), Florida Statutes, prohibits a candidate, campaign treasurer, or person acting on behalf of a candidate, to knowingly and willfully falsely report or deliberately

fail to include any information required by this chapter.

14. As previously noted, the response to the subpoena issued to Respondent's designated campaign depository, GTE Federal Credit Union, clearly shows that financial activity occurred in his campaign account during the 2019 M8 reporting period. (ROI Exhibit 5)

15. Based on having reportable financial activity during the relevant reporting period, Respondent was statutorily required to disclose that activity on his 2019 M8 Report.

16. However, Respondent did not file a 2019 M8 Report for the reporting period, August 1, 2019 through August 31, 2019. (ROI Exhibit 6, page 1 and 2). And, as of the date of the Staff Recommendation in this case, the Division's Florida Election System Reports continues to evidence that no campaign treasurer's report has been filed for the 2019 M8 reporting period.

17. Additionally, Respondent did not respond in writing or otherwise to the Complaint, the Legal Sufficiency letter, the Report of Investigation and any letters Commission staff mailed to him with those documents. Also, investigations sent Respondent a questionnaire-affidavit on two occasions which he did not return and follow-up contacts by investigations to obtain a completed questionnaire-affidavit were unsuccessful. (ROI Exhibit 7 and 8)

18. As previously noted, upon placing Respondent's name on the 2020 active candidate list, the Division advised Respondent where its publications and reporting forms were available and directed him to print out *Chapter 106, Florida Statutes*, and the *Candidate and Campaign Treasurer Handbook, Calendar of Reporting Dates*; he was also informed: "It is your responsibility to read, understand, and follow the requirements of Florida's election laws."

19. "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).

20. Based on analysis of the above facts, Respondent, a candidate for State Representative, District 36, in the 2020 election, acting as his own treasurer, had reportable financial activity during the relevant reporting period which he was required to disclose on his 2019 M10 Report, and this he failed to do.

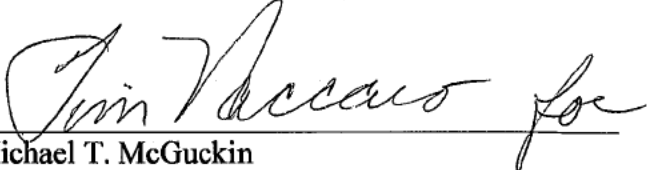
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Based upon these facts and circumstances, I recommend that the Commission find no probable cause to charge Respondent with violating Section 106.07(7), Florida Statutes, and that the Commission find probable cause to charge Respondent with violating the following:

Count 1:


On or around September 10, 2019, Daniel Endonino violated Section 106.19(1)(c), Florida Statutes, when he deliberately failed to include information required by Chapter 106, Florida Statutes, on his 2019 M8 Report.

Respectfully submitted on April 3, 2020.



Michael T. McGuckin
Assistant General Counsel

I reviewed this Staff Recommendation this 3rd day of April 2020.



Tim Vaccaro
Executive Director

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 19-552

Respondent: Daniel Endonino

Complainant: Division of Elections

On October 18, 2019, the Florida Elections Commission (“Commission”) received a referral from the Division of Elections (“Division”) alleging that Respondent violated Chapter 106, Florida Statutes. Commission staff investigated whether Respondent violated the following statute(s):

Section 106.07(7), Florida Statutes, failure to notify filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the 2019 M8 reporting period; and

Section 106.19(1)(c), Florida Statutes, may have falsely reported or deliberately failed to include information in his 2019 M8 reporting period, as required by Chapter 106, Florida Statutes.

I. Preliminary Information:

1. Respondent is a candidate for State Representative, District 36, in the 2020 election. This is Respondent’s first campaign for public office.
2. The Division serves as Respondent’s filing officer.
3. Respondent filed a Statement of Candidate (“DS-DE 84”) and Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates (“DS-DE 9”) on May 16, 2019 with the Division. Respondent signed the DS-DE 84 acknowledging he had been provided access to read and understand the requirements of Chapter 106, Florida Statutes. Respondent appointed himself as campaign treasurer. Refer to Exhibit 1 for the DS-DE 84 and DS-DE 9 forms.
4. The Division sent a letter of acknowledgement to Respondent on May 17, 2019. The letter explained where to find publications and materials concerning Chapter 106, Florida Statutes, and the *Candidate and Campaign Treasurer Handbook*. The letter further explained, “**It is your [Respondent] responsibility to read, understand, and follow the requirements of Florida’s election laws.**” Refer to Exhibit 2 for the Division’s acknowledgement letter and the *2019 Calendar of Reporting Dates* for Candidates.

II. Alleged Violation of Sections 106.07(7), and 106.19(1)(c), Florida Statutes:

5. I investigated whether Respondent violated one of these sections of the election laws either by failing to notify his filing officer that no reportable activity occurred or by failing to file a Campaign Treasurer Report ("CTR") showing his campaign's financial activity for the the 2019 M8 reporting period, which was from August 1, 2019 to August 31, 2019.

6. The Division alleged Respondent failed to file a CTR or a waiver for the 2019 M8 reporting period.

7. Respondent was notified by the Division three times to file either his 2019 M8 CTR or a waiver, whichever was applicable. The 2019 M8 report date was due September 10, 2019. On September 11, 2019, the Division mailed Respondent a notification letter stating the 2019 M8 report had not been filed. On September 23, 2019, the Division mailed Respondent a second notification letter stating that the 2019 M8 report had not been filed. On October 1, 2019, the Division mailed Respondent a final letter notifying Respondent that the 2019 M8 report had not been filed. The final letter was confirmed delivered on October 3, 2019. A CTR or a waiver was never filed. Refer to Exhibit 3 for the first and second notification letters and Exhibit 4 for the final notification and delivery confirmation from the Division.

8. During my investigation, Respondent's campaign depository at GTE Federal Credit Union was subpoenaed. Respondent's campaign depository records show that there was reportable financial activity during the period from August 1, 2019 to August 31, 2019 including several expenditures. This activity was required to be reported in Respondent's 2019 M8 CTR. Refer to Exhibit 5 for Respondent's campaign depository's August bank statement.

9. At the time of writing this report, no CTR or waiver has been filed by Respondent for his 2019 M8 reporting period. Refer to Exhibit 6 for Respondent's filing history and reported finance activity.

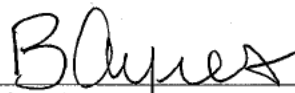
10. Respondent was sent an affidavit and questionnaire on two occasions. Respondent claimed he mailed the affidavit back to Commission staff, but as of the date of this report, neither affidavit has been received. Despite multiple attempts of contact by telephone and email, Respondent has not provided the requested information or any substantive response to the complaint. Refer to Exhibit 7 for the investigation phone log and Refer to Exhibit 8 for email correspondence.

III. FEC History:

11. Respondent has no prior complaints filed against him with the Commission.

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Respectfully submitted on March 13, 2020.



Brian Ayres
Investigation Specialist

Current address of Respondent

Daniel Endonino
7809 Gulf Highlands Drive
Port Richey, FL 34668

Current address of Complainant

Division of Elections
500 South Bronough Street
Tallahassee, FL 32399

Name and Address of Filing Officer:

Kristi Reid Willis
Chief, Bureau of Election Records
Division of Elections
500 South Bronough Street
Tallahassee, FL 32399

Copy furnished to:

Cole Kekelis, Chief Regulatory Counsel

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Daniel Endonino -- FEC 19-552

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	Statement of Candidate ("DS-DE 84") & Appointment of Campaign Treasurer and Designation of Campaign Depository ("DS-DE 9")
Exhibit 2	Division Acknowledgement Letter & 2019 Calendar of Reporting Dates for Candidates
Exhibit 3	September 10, 2019 Notification Letter & September 23, 2019 Notification letter
Exhibit 4	October 1, 2019 Final Notification Letter & Delivery Confirmation
Exhibit 5	Campaign Depository Records
Exhibit 6	Respondent Filing history
Exhibit 7	Investigation phone Log
Exhibit 8	Email Correspondence

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY
RECEIVED
DEPARTMENT OF STATE
2019 MAY 16 AM 10:16
DEPARTMENT OF STATE
DIVISION OF ELECTIONS

I, Daniel Endonino

candidate for the office of Representative District 36

have been provided access to read and understand the requirements of

Chapter 106, Florida Statutes.

X 
Signature of Candidate

5/12/2019
Date

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

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**
(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

RECEIVED
DEPARTMENT OF STATE
2019 MAY 16 AM 10:16
DIVISION OF ELECTIONS

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

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

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

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

Daniel Endonino

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

7809 Gulf Highlands Dr
Port Richey, FL 34668

4. Telephone

(727) 597-3536

5. E-mail address

DEndonino7@gmail.com

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

Representative District 36

7. If a candidate for a nonpartisan office, check if applicable:

My intent is to run as a Write-In candidate.

8. If a candidate for a partisan office, check block and fill in name of party as applicable: My intent is to run as a

Write-In No Party Affiliation Democratic Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Daniel Endonino

11. Mailing Address

7809 Gulf Highlands Dr

12. Telephone

(727) 597-3536

13. City

Port Richey

14. County

Pasco

15. State

FL

16. Zip Code

34668

17. E-mail address

DEndonino7@gmail.com

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

19. Name of Bank

GTE Federal Credit Union

20. Address

6901 County Rd 52

21. City

Hudson

22. County

Pasco

23. State

FL

24. Zip Code


34667

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

5/12/2019

26. Signature of Candidate

X 

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

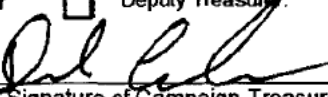
I, Daniel Endonino, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer

05/12/2019

Date

X


Signature of Campaign Treasurer or Deputy Treasurer



FLORIDA DEPARTMENT OF STATE

RON DESANTIS
Governor

LAUREL M. LEE
Secretary of State

May 17, 2019

Daniel Endonino
7809 Gulf Highlands Drive
Port Richey, Florida 34668

Dear Mr. Endonino:

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 May 16, 2019. Your name has been placed on the 2020 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **June 10, 2019**. The report will cover the period of May 1-31, 2019 (2019 M5). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

EFS Access

Below is the web address to access the EFS and your user identification number. The enclosed sealed envelope contains your filing credentials.

EFS Website Address: <https://efs.dos.state.fl.us>
Identification Number: 74324

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

Division of Elections
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6240 • 850.245.6260 (Fax) • DOS.MyFlorida.com/elections



EXHIBIT 2 page 1 of 3

Daniel Endonino
May 17, 2019
Page Two

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.

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 Willis, Chief
Bureau of Election Records

KRW/dlh

Enclosures

2019 Calendar of Reporting Dates

Candidates, Political Committees and
Electioneering Communications Organizations
registered with the Division of Elections

<u>Cover Period</u>	<u>Report Code</u>	<u>Due Date</u>
1/1/19 – 1/31/19	2019 M1	2/11/19
2/1/19 – 2/28/19	2019 M2	3/11/19
3/1/19 – 3/31/19	2019 M3	4/10/19
4/1/19 – 4/30/19	2019 M4	5/10/19
5/1/19 – 5/31/19	2019 M5	6/10/19
1/1/2018 – 12/31/2018	2018 MUC* (PC Only)	7/1/19
6/1/19 – 6/30/19	2019 M6	7/10/19
7/1/19 – 7/31/19	2019 M7	8/12/19
8/1/19 – 8/31/19	2019 M8	9/10/19
9/1/19 – 9/30/19	2019 M9	10/10/19
10/1/19 – 10/31/19	2019 M10	11/12/19
11/1/19 – 11/30/19	2019 M11	12/10/19
12/1/19 – 12/31/19	2019 M12	1/10/20

* If not reported as individual contributions when received, a political committee must report contributions that comprise multiple uniform contributions from the same person aggregating no more than \$250 per calendar year, collected by an organization that is the affiliated sponsor of the political committee. The report must list the name, address, and occupation of the person making the contribution; however, the occupation need not be listed if the aggregate contribution from the person is \$100 or less.



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee
Secretary of State

DIVISION OF ELECTIONS

September 11, 2019

Daniel Endonino
Candidate for State Representative, District 36
7809 Gulf Highlands Drive
Port Richey, FL 34668-4668

CAN 74324

Dear Mr. Endonino:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was September 10, 2019.

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

- If reportable activity occurred and you have not filed a report, statutory fines are automatically assessed as follows until you file your report:

\$50 per day for the first 3 days late

\$500 per day for each day after the 3rd day late

If the required report immediately precedes a primary and general election, the automatic fine is \$500 for each late day.

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

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee
Secretary of State

DIVISION OF ELECTIONS

Second Notice

September 23, 2019

Daniel Endonino
Candidate for State Representative, District 36
7809 Gulf Highlands Drive
Port Richey, FL 34668-4668

CAN 74324

Dear Mr. Endonino:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was September 10, 2019.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on September 11, 2019.

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

USPS TRACKING # **9114 9023 0722 4343 8596 27**
& CUSTOMER RECEIPT For Tracking or inquiries go to USPS.com
or call 1-800-222-1811

October 1, 2019

Daniel Endonino
Candidate for State Representative, District 36
7809 Gulf Highlands Drive
Port Richey, FL 34668-4668

CAN 74324

Dear Mr. Endonino:

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

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2019	M8	8/1/19 - 8/31/19

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

USPS Tracking®

[FAQs >](#)

Track Another Package +

Tracking Number: 9114902307224343859527

[Remove X](#)

Your item was delivered in or at the mailbox at 2:02 pm on October 3, 2019 in PORT RICHEY, FL 34668.

Delivered

October 3, 2019 at 2:02 pm
Delivered, In/At Mailbox
PORT RICHEY, FL 34668

[Feedback](#)

[Get Updates](#) ▾

Text & Email Updates ▾

Tracking History ▾

Product Information ▾

[See Less](#) ^

Can't find what you're looking for?

Go to our [FAQs](#) section to find answers to your tracking questions.

EXHIBIT 4 page 2 of 2



GTE Federal Credit Union
 DBA GTE Financial
 P.O. Box 172599
 Tampa, FL 33672-0599

DAN FOR PASCO
 7809 GULF HIGHLANDS DR
 PORT RICHEY FL 34668

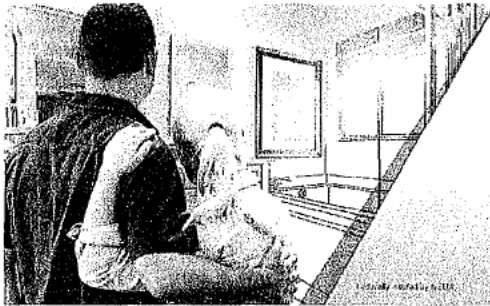
813.871.2690
 888.871.2690

Get \$25

Refer your friends and family, to the credit union you love and get \$25! The best part is, this reward is unlimited for every new member that joins GTE.

Get full details at gtefinancial.org/referral

Federally insured by NCUA.



Big Plans?

Bring them to life with a Home Equity Loan.

For full details, visit gtefinancial.org/bigplans

STATEMENT SUMMARY

Account Type	Account Number	Previous Balance	Ending Balance
Member Owner Share	[REDACTED]	\$5.00	\$5.00
Business Share	[REDACTED]	\$0.00	\$0.00
Business Essentials Checking	[REDACTED]	\$719.03	\$299.21
Total Shares			\$304.21
Total Loans			\$0.00
Total Statement Balances			\$304.21

Avoid the \$5 monthly statement charge and get the same information online with eStatements.

TRANS EFFECT	MMDD	MMDD	TRANSACTION DESCRIPTION	AMOUNT	NEW BALANCE
Member Owner Share					
			Beginning Balance		\$5.00
			Ending Balance		\$5.00
			Dividends Paid 2019 On Member Owner Share 0.00		
			Annual Percentage Yield Earned: 0.00% for a 31 day period		
			Dividend Rate: 0.00%		
Business Share					
			Beginning Balance		\$0.00
08/01	08/01		Withdrawal Mailed Statement Fee Mailed Statement Fee JUL-2019	-5.00	-\$5.00
08/16	08/16		Descriptive Deposit Negative Balance Transfer from 479333818	5.00	\$0.00
			Ending Balance		\$0.00
			Dividends Paid 2019 On Business Share 0.00		
			Annual Percentage Yield Earned: 0.00% for a 31 day period		
			Dividend Rate: 0.00%		
Business Essentials Checking					
			[REDACTED]		\$719.03
08/01	08/01		Point Of Sale Withdrawal OFFICE DEPOT #306 800-463-3768 FLUS	-26.68	\$692.35
08/01	08/02		Point Of Sale Withdrawal OFFICE DEPOT #306 800-463-3768 FLUS	-18.62	\$673.73
08/09	08/09		Withdrawal Vantiv eCommerce 0000000274013470241 - Funds Disb 27500461401844	-2.10	\$671.63
08/12	08/12		Point Of Sale Withdrawal GO UNION PRINTING 8776356107 FLUS	-317.42	\$354.21
08/16	08/16		Withdrawal Delq/Negative Bal Sweep Negative Balance Transfer to 479333800	-5.00	\$349.21

STATEMENT PERIOD

08/01/2019 08/31/2019

PAGE

2 OF 2

TRANS EFFECT
MMDD MMDD**TRANSACTION DESCRIPTION****AMOUNT NEW BALANCE**08/22 08/22 Point Of Sale Withdrawal PASCO PRIDE INC 4076663492 FLUS
Ending Balance-50.00 \$299.21
\$299.21Dividends Paid 2019 On Business Essentials Checking 0.00
Annual Percentage Yield Earned: 0.00% for a 31 day period
Dividend Rate: 0.00%
5 Withdrawals = 414.82 0 Deposits = 0.00**FINANCE CHARGE COMPUTATION**

If you have a loan, the due dates on your statement may change if you are delinquent or if you are paid ahead. The amount of the FINANCE CHARGE on an open-end credit plan is determined by multiplying the daily balance in each loan account by the Daily Periodic Rate. The daily balance shall be computed by taking the beginning balance of each day, adding new advances, and subtracting any payments or credits. Consumer Loans: a late fee will be charged if full payment is not received within 10 days of the due date. Home Equity Lines of Credit- a late fee will be charged if full payment is not received within 15 days of the due date.

ABOUT YOUR OPEN-END CREDIT ACCOUNTS

If you think your statement is wrong with regard to a loan transaction or if you need more information about a loan transaction on your statement, write us at GTE Financial, P.O. Box 172599, Tampa, FL 33672-0599 as soon as possible. We must hear from you no later than 60 business days after we sent you the first statement on which the error or problem appeared. You can telephone us, but doing so will not preserve your rights.

In your letter, give us the following information:

1. Your name and account number.
2. The dollar amount of the suspected error.
3. Describe the error and explain, as clearly as you can, why you believe there is an error. If you need more information, describe the item you are not sure about.

You do not have to pay any amount in question while we are investigating, but you are still obligated to pay the parts of your statement that are not in question. While we investigate your question, we cannot report you as delinquent or take any action to collect the amount you question.

Candidate Name: Daniel Endonino

Account: 74324

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
2/10/2020	M1	2/10/2020						
1/10/2020	M12	1/9/2020						
12/10/2019	M11		FEC	0	\$0.00		\$0.00	\$0.00
11/12/2019	M10		FEC	0	\$0.00		\$0.00	\$0.00
10/10/2019	M9	10/9/2019						
9/10/2019	M8		FEC	0	\$0.00		\$0.00	\$0.00
8/12/2019	M7	8/13/2019	CLO	1	\$5.00		\$5.00	\$5.00
7/10/2019	M6	7/9/2019						
6/10/2019	M5	6/4/2019						



**Florida Department of State
Division of Elections**

**2020 General Election
Daniel Endonino (DEM)
State Representative**

Campaign Finance Activity

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

	Filing Period	Contributions			Expend	Other	Transfers
		Monetary	Loans	InKind			
<input type="radio"/>	05/16/2019 - 05/31/2019	0.00	100.00	0.00	0.00	0.00	0.00
<input type="radio"/>	06/01/2019 - 06/30/2019	671.00	0.00	34.22	0.00	0.00	0.00
<input type="radio"/>	07/01/2019 - 07/31/2019	20.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	09/01/2019 - 09/30/2019	0.00	0.00	0.00	443.25	0.00	0.00
<input type="radio"/>	12/01/2019 - 12/31/2019	100.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	01/01/2020 - 01/31/2020	355.00	0.00	0.00	0.00	0.00	0.00
<input checked="" type="radio"/>	All Dates (Totals)	1,146.00	100.00	34.22	443.25	0.00	0.00

Note: (E) indicates that report was filed electronically

X Indicates that detail has not been released

W Indicates that a waiver was filed and L Indicates that a loan report was filed

Select Detail Type

Contributions ▾

Select Sort Order

Date(Ascending) ▾

Select Output Type

Display On Screen ▾

Submit Query Now

[Query the Campaign Finance Data Base](#)

[\[Department of State\]](#) [\[Division of Elections\]](#) [\[Candidates and Races\]](#) [\[Campaign Finance Information\]](#)

FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 19-552

Respondent: Daniel Endonino

Complainant: Division of Elections

1. **Date and time:** January 9, 2020 @ 3:20 pm
Name: Daniel Endonino
Phone #: (727) 597-3536
Summary: I called Respondent to go over any questions he may have as to the Legal Sufficiency letters sent on November 27, 2019. I explained the investigation process, and the procedure of my investigation moving forward. I notified Respondent an affidavit will be sent so he may provide a written statement to the referrals from the Division. I further explained what was found to be legally sufficient in regard to his campaign and investigation. I reiterated the fact that Respondent, at any time during the investigation, may ask to speak with a Commission attorney for consent agreement information.
Memo to File? No
Entered by: Brian Ayres

2. **Date and time:** February 10, 2020
Name: Daniel Endonino
Phone #: (727) 597-3536
Summary: I attempted to call Mr. Endonino to discuss why he has not returned the affidavit/questionnaire sent on January 9, 2020 as well as to discuss a new referral from the division filed against him. The phone call rang and was not answered.
Memo to File? No
Entered by: Brian Ayres

3. **Date and time:** February 18, 2020 @ 11:00 a.m.
Name: Daniel Endonino
Phone #: (727) 597-3536
Summary: I called Respondent and spoke to him about his Affidavit that was not received as well as a new referral against his campaign. Respondent stated he sent it but can resend the affidavit. I notified him that I will send a new affidavit the encompasses his new case filed against him. He agreed he will print and resend the affidavit the next day.
Memo to File? No
Entered by: Brian Ayres

4. **Date and time:** March 10, 2020 @ 9:30 a.m.
Name: Daniel Endonino
Phone #: (727) 597-3536
Summary: I called Respondent to go over the final investigation. The phone rang for 2 minutes, and did not switch to a voicemail. I was unable to leave a message.
Memo to File? No
Entered by: Brian Ayres

EXHIBIT 7 page 1 of 1

Additionally, I have another referral from the Division I would like to go over with you. Would you have any opening to schedule a call and go over the referral and any questions you may have had for the affidavit?

Brian Ayres

Investigation Specialist

Florida Elections Commission

107 W Gaines St., #224

(850) 404-5616

Brian.Ayres@myfloridalegal.com

From: Brian Ayres
Sent: Monday, January 13, 2020 3:07 PM
To: DEndonino7@gmail.com
Subject: Florida Election Commission

Mr. Endonino,

Attached is the updated affidavit with the correction stated for question 18. Please print, fill out this form, and have it notarized before mailing it to our location.

Please let me know if you have any questions or need additional time to complete the affidavit.

Respectfully,

Brian Ayres

Investigation Specialist

Florida Elections Commission

On Mon, Feb 17, 2020 at 12:23 PM Brian Ayres <Brian.Ayres@myfloridalegal.com> wrote:

Thank you, unfortunately I haven't received it. But tomorrow will work. I can call around 11am if that works with your schedule.

Regards,

Brian Ayres

Investigation Specialist

Florida Elections Commission

107 W Gaines St., #224

(850) 404-5616

Brian.Ayres@myfloridalegal.com

From: Daniel Endonino <dendonino7@gmail.com>

Sent: Monday, February 17, 2020 11:11 AM

To: Brian Ayres <Brian.Ayres@myfloridalegal.com>

Subject: Re: Florida Election Commission

The affidavit was mailed January 24th. I did have an issue with my mailbox being broken at my house, and the affidavit could have been lost. I will reprint and send again. I am events at the county fair today, but am free anytime tomorrow.

On Mon, Feb 17, 2020 at 9:58 AM Brian Ayres <Brian.Ayres@myfloridalegal.com> wrote:

Mr. Endonino,

I have not received the affidavit sent on January 13, 2020.

Brian Ayres

From: Brian Ayres
Sent: Monday, March 9, 2020 10:54 AM
To: Daniel Endonino
Subject: RE: Florida Election Commission

Good Morning Mr. Endonino,

I have not received the affidavit. I will move forward with the investigation. Once my investigation is complete I would like to schedule a time to go over the findings. Again, if you have sent the affidavit, please let me know when it was sent and if you need an additional copy please let me know.

Regards,

Brian Ayres

Investigation Specialist
Florida Elections Commission
107 W Gaines St., #224
(850) 404-5616
Brian.Ayres@myfloridalegal.com

From: Brian Ayres
Sent: Tuesday, February 18, 2020 11:48 AM
To: Daniel Endonino <dendonino7@gmail.com>
Subject: RE: Florida Election Commission

Good Morning,

Per our conversation here is the new affidavit. Please fill this out and return it to Florida Elections Commission at your earliest convenience.

Thank you,

Brian Ayres

Investigation Specialist
Florida Elections Commission
107 W Gaines St., #224
(850) 404-5616
Brian.Ayres@myfloridalegal.com

From: Daniel Endonino <dendonino7@gmail.com>
Sent: Monday, February 17, 2020 12:24 PM
To: Brian Ayres <Brian.Ayres@myfloridalegal.com>
Subject: Re: Florida Election Commission

That works for me.



Florida Elections Commission

107 West Gaines Street, Suite 224 Tallahassee, Florida 32399-1050
Telephone: (850) 922-4539 · Facsimile: (850) 921-0783
FEC@myfloridalegal.com · www.fec.state.fl.us



November 27, 2019

Daniel Endonino
7809 Gulf Highlands Drive
Port Richey, FL 34668

RE: Case No.: FEC 19-552; Respondent: Daniel Endonino

Dear Mr. Endonino:

On October 18, 2019, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more **legally sufficient allegations**. The Commission staff will investigate the following alleged violations:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2020 candidate for State Representative, District 36, may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the 2019 M8 reporting period.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2020 candidate for State Representative, District 36, may have falsely reported or deliberately failed to include information in his 2019 M8 reporting period, as required by Chapter 106.

When we conclude the investigation, a copy of the Report of Investigation (ROI) will be mailed to you at the above address. Based on the results of the investigation, a staff attorney will make a written recommendation (Staff Recommendation or SR) to the Commission as to whether there is probable cause to charge you, the Respondent, with violating Chapters 104 or 106, Florida Statutes. You will have an opportunity to respond to both the ROI and the SR. The Commission will then hold one or more hearings to determine whether the alleged violations occurred and, if so, the amount of the fine to be imposed upon you. You and the Complainant will receive notice at least 14 days before any hearing at which your case is to be considered.

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

Daniel Endonino
November 27, 2019
Page 2
FEC 19-552

Pursuant to Section 106.25, Florida Statutes, complaints, investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 or 106, Florida Statutes, are confidential until the Commission finds probable cause or no probable cause, unless the Respondent files a written waiver of confidentiality with the Commission. The confidentiality provision does not apply to the Complainant or the Respondent.

Should 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.

For additional information, please refer to the "Frequently Asked Questions" section of the Commission's website.

If you have additional questions, please contact **Brian Ayres**, the investigator assigned to this case.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tim Vaccaro".

Tim Vaccaro
Executive Director

TV/med



Re: Case No.:FEC 19-552
Daniel Endonino to: fec

11/15/2019 03:53 PM

Ms Donovan,

I have received the complaint. My response is that yes, I did not file for that month. I was not aware of the procedures when there was no financial activity. I am working to replace myself as treasurer and will accept any punishment that is necessary to move beyond and get my campaign back on track.

Daniel Endonino

DIVISION OF ELECTIONS FEC NOTICE FORM

To FEC from Division of Elections

Candidate: Daniel Endonino

Account Number: 74324

Treasurer: Daniel Endonino

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

The following report is outstanding after notification:

2019 M8

- Daniel Endonino (74324) is a 2020 candidate for the office of State Representative.
- On May 16, 2019, Daniel Endonino filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division.
- The 2019 M8 campaign treasurer's report was due on September 10, 2019. On September 11, 2019, the Division mailed Mr. Endonino notification that the 2019 M8 campaign treasurer's report had not been filed.
- On September 23, 2019, the Division mailed Mr. Endonino notification that the 2019 M8 campaign treasurer's report had not been filed.
- On October 1, 2019, the Division mailed Mr. Endonino final notification with delivery confirmation that the 2019 M8 report had not been filed. (See attached letter and delivery confirmation.)

Daniel Endonino (74324)

Page Two

- Mr. Endonino did not notify the Division of Elections prior to or on the prescribed reporting date for the 2019 M8 report that no report was to be filed.
- As of October 16, 2019, Mr. Endonino has not filed the 2019 M8 report.

Sent By: Kristi Reid Willis
Date: October 16, 2019 *KRW*

zjs



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee

Secretary of State

DIVISION OF ELECTIONS

Final Notice

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October 1, 2019

Daniel Endonino

Candidate for State Representative, District 36

7809 Gulf Highlands Drive

Port Richey, FL 34668-4668

CAN 74324

Dear Mr. Endonino:

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

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2019	M8	8/1/19 - 8/31/19

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

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

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

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

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