

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Bruno Moore

Case No.: FEC 16-294

TO: Bruno Moore
1537 SE Royal Green Circle
Apt. E-107
Port St. Lucie, FL 34952

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

NOTICE OF HEARING (AUTOMATIC FINE)

A hearing will be held in this case before the Florida Elections Commission on, **November 16, 2016 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
November 1, 2016

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

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

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

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

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

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

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

**FLORIDA ELECTIONS COMMISSION
CASE REPORT**

Case Number: FEC-16-294

NAME: **BRUNO MOORE**

DATE APPEAL RECEIVED: 8/2/16

DATE REPORT DUE: 5/10/16 (2016 M4)

DATE OF ELECTRONIC RECEIPT: 5/11/16

DATE FILING OFFICER RECEIVED REPORT: 5/11/16

NUMBER OF DAYS LATE: 1

AMOUNT OF FINE: \$24.56

FINE BASED ON: (..) NUMBER OF DAYS (..) 25% OF RECEIPTS (X) 25% OF EXPENDITURES

TOTAL RECEIPTS FOR REPORTING PERIOD: \$90.00

TOTAL EXPENDITURES FOR REPORTING PERIOD: \$98.24

DATE OF FIRST NOTIFICATION: 5/17/16

SUMMARY: Mr. Bruno Moore was a candidate for State Senator, District 25 in the 2016 election. Ms. Megan Barbee was his treasurer.

Mr. Bruno Moore is appealing the fine claiming that unusual circumstances existed that prevented the 2016 M4 Report to be filed timely. According to Mr. Moore, "On May 10th, 2016 one of my campaign finance reports was due and I was unable to complete the filing because of wi-fi connection problems. It was too late to go anywhere else to complete the filing (libraries were closed) so I completed it the following morning. I'm asking for a review of the issue and an exemption from the fine. Unfortunately I have no documentation to show the wi-fi was inactive."

- The 2016 M4 Report covers the time period from 4/1/16 through 4/30/16.
- The 2016 M4 Queued-Transactions Report reflects that this report was created on 5/11/16 at approximately 9:03 am, before being filed on 5/11/16 at approximately 9:29 am.

PRIOR CASES: None

CANDIDATE <input checked="" type="checkbox"/>	STATE <input checked="" type="checkbox"/>
PC <input type="checkbox"/>	DISTRICT <input type="checkbox"/>
CCE <input type="checkbox"/>	COUNTY <input type="checkbox"/>
POLITICAL PARTY <input type="checkbox"/>	CITY <input type="checkbox"/>



Fw: Appeal for filing oversight for candidate Bruno Moore
Florida Elections Commission to: Erin Riley
Sent by: Donna Malphurs

08/02/2016 02:41 PM

----- Forwarded by Donna Malphurs/OAG on 08/02/2016 02:41 PM -----

From: Bruno Moore <brunomooreforsenate@gmail.com>
To: Fec <fec@myfloridalegal.com>
Date: 08/02/2016 12:32 PM
Subject: Appeal for filing oversight for candidate Bruno Moore

My name is Bruno Moore and I am a candidate for State Senate. On May 10th, 2016 one of my campaign finance reports was due and I was unable to complete the filing because of wi-fi connection problems. It was too late to go anywhere else to complete the filing (libraries were closed) so I completed it the following morning. I'm asking for a review of the issue and an exemption from the fine. Unfortunately I have no documentation to show the wi fi was inactive. Please direct me to the next step for this.

Thank you,
Bruno Moore



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

USPS TRACKING # **9114 9999 4431 4596 7278 12**
& CUSTOMER RECEIPT
For Tracking or inquiries go to USPS.com
or call 1-800-222-1811.

July 18, 2016

Bruno Moore

CAN 65260

Candidate for State Senator, District 25

1537 S.E. Royal Green Circle

Apt. E-107

Port Saint Lucie, FL 34952-4952

Dear Mr. Moore:

The campaign treasurer's report that was due on May 10, 2016, was filed on May 11, 2016. By law, you are automatically assessed a late fine of \$24.56.

You have 20 days from the receipt of this notice to either:

1. Pay the fine to the Florida Division of Elections (For a candidate only, a fine is not an allowable campaign expenditure and must be paid from personal funds) at:

*Florida Division of Elections
R.A. Gray Building, Room. 316
500 South Bronough Street
Tallahassee, Florida 32399-025011*

2. Appeal the fine to the Florida Elections Commission (See Rules 2B-1.005 and 2B-1.0055, Florida Administrative Code) at:

*Florida Elections Commission
107 West Gaines Street, Ste. 224
Tallahassee, Florida 32399-0150*

If you appeal, please send a copy also to the Florida Division of Elections so that you will not receive further notices from the Division about this matter.

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Megan Barbee, Treasurer



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 5, 2016

Bruno Moore
Candidate for State Senator, District 25
1537 S.E. Royal Green Circle
Apt. E-107
Port Saint Lucie, FL 34952-4952

CAN 65260

Dear Mr. Moore:

The campaign treasurer's report that was due on May 10, 2016, was filed on May 11, 2016. By law, you are automatically assessed a late fine of \$24.56.

You have 20 days from the receipt of this notice to either:

1. Pay the fine to the Florida Division of Elections (For a candidate only, a fine is not an allowable campaign expenditure and must be paid from personal funds) at:

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Megan Barbee, Treasurer



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

May 17, 2016

Bruno E. Moore
Candidate for State Senator, District 25
1537 S.E. Royal Green Circle
Apartment E-107
Port Saint Lucie, FL 34952-4952

CAN 65260

Dear Mr. Moore:

The campaign treasurer's report that was due on May 10, 2016, was filed on May 11, 2016. By law, you are automatically assessed a late fine of \$24.56.

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107 West Gaines Street, Ste. 224
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If you appeal, please send a copy also to the Florida Division of Elections so that you will not receive further notices from the Division about this matter.

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Megan Barbee, Treasurer

**FLORIDA DEPARTMENT OF STATE, DIVISION OF ELECTIONS
CAMPAIGN TREASURER'S REPORT SUMMARY**

(1) Bruno Moore (2) 65260
 Candidate, Committee or Party Name I.D. Number

(3) 1537 S.E. Royal Green Circle Port Saint Lucie FL 34952
 Address (number and street) City State Zip Code

☐ Check box if address has changed since last report

(4) Check appropriate box(es):

☒ Candidate (office sought):
☐ Political Committee ☐ Check If PC has DISBANDED
☐ Committee of Continuous Existence ☐ Check If CCE has DISBANDED
☐ Party Executive Committee

(5) REPORT IDENTIFIERS

Cover Period: From 04/01/2016 To 04/30/2016 Report Type: M4

☐ Original ☒ Amendment ☐ Special Election Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks \$50.00
 Loans \$0.00
Total Monetary \$50.00
 In-Kind \$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures \$41.30
 Transfers to Office Account \$0.00
Total Monetary \$41.30

(8) Other Distributions

Certification

It is a first degree misdemeanor for any person to falsify a public record (ss.839.13, F.S.)

I certify that I have examined this report and it is true, correct and complete

Name of ☐ Treasurer ☐ Deputy Treasurer

X
 Signature

I certify that I have examined this report and it is true, correct and complete

Name of ☒ Candidate ☐ Chairman (PC/PTY Only)

X
 Signature

Name: Bruno Moore

Report: 2016 M4

Period: 04/01/2016

to 04/30/2016

** Records in Filed Report **

Seq #	Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip	Contributor	Occupation	Amount
		Type	In-Kind Description	Amend
1	YOUNG, SANDY 130 SARATOGA BLVD ROYAL PALM BEACH, FL 33411	I	FLORIDA HIGHWAY PATROL	\$50.00
05/02/2016		CHE		DEL
2	XUNA JOHN P.O.BOX 426 PORT SALERNO, FL 34992	O	RETIRED	\$40.00
05/02/2016		CHE		DEL
3	MOORE BRUNO 1535 SE ROYAL GREEN CIRCLE PORT ST LUCIE, FL	S	PUBLIC RELATIONS	\$50.00
04/07/2016		CAS		ADD

Name: Bruno Moore

Report: 2016 M4

Period: 04/01/2016

to 04/30/2016

** Records in Filed Report **

Seq # Date	Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip	Type	Purpose	Amount Amend
1 05/02/2016	7-11 2ND STREET FORT PIERCE, FL 33450	PCW	MISCELLANEOUS ATM WITHDRAWAL FOR PURCHASES FOR CAMPAIGN EVENT	\$22.95 DEL
2 05/02/2016	7-11 2ND STREET FORT PIERCE, FL	MON	FOOD FOR CAMPAIGN EVENT	\$25.10 DEL
3 05/02/2016	7-11 MAY 2ND STREET FORT PIERCE, FL	MON	FOOD FOR CAMPAIGN EVENT	\$7.05 DEL
4 05/03/2016	WALMART PORT ST. LUCIE US-1 PORT ST. LUCIE, FL 34952	MON	BOOTH ITEMS FOR CAMPAIGN EVENT	\$42.07 DEL
5 05/03/2016	MUNDO LATINO SOUVENIRS MAY MOBILE BUSINESS FORT PIERCE, FL	MON	STATIONARY ITEM FOR CAMPAIGN BOOTH	\$1.07 DEL
6 04/23/2016	UPS STORE MAY US1 PORT ST. LUCIE, FL	MON	PETITION COPIES	\$21.30 ADD
7 04/07/2016	MOORE BRUNO 1535 SE ROYAL GREEN CIRCLE PORT ST LUCIE, FL	PCW	MISC. CAMPAIGN EXPENDITURES	\$20.00 ADD

ID:

CAMPAIGN TREASURER'S REPORT – ITEMIZED DISTRIBUTIONS

Page 1 of 1

Name: Bruno Moore

Report: 2016 M4

Period: 04/01/2016

to 04/30/2016

** Records in Filed Report **

Seq # Date	Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip	Recipient	Purpose	Amount Amend
		Type	Related Expenditure	

ID:

CAMPAIGN TREASURER'S REPORT - ITEMIZED FUND TRANSFERS

Page 1 of 1

Name: Bruno Moore

Report: 2016 M4

Period: 04/01/2016

to 04/30/2016

** Records in Filed Report **

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Type	Nature of Account	Amount
				Amend

Queued Items for 2016-M4

Account: 65260

STS 025 Bruno Moore

Rpt Seq: 3

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	65260	5/11/2016 9:03:53 AM	5/11/2016 9:03:53 AM
Review Pending Report	Processing Complete	65260	5/11/2016 9:29:24 AM	5/11/2016 9:29:24 AM
File Pending Report	Processing Complete	65260	5/11/2016 9:29:56 AM	5/11/2016 9:29:56 AM
Review Filed Report	Processing Complete	stbaker	5/11/2016 11:12:43 AM	5/11/2016 11:12:44 AM
Review Filed Report	Processing Complete	stbaker	5/11/2016 11:13:07 AM	5/11/2016 11:13:07 AM
Review Filed Report	Processing Complete	65260	5/11/2016 12:14:10 PM	5/11/2016 12:14:10 PM
Amend Filed Report	Processing Complete	65260	5/11/2016 12:17:50 PM	5/11/2016 12:17:50 PM
Review Pending Report	Processing Complete	65260	5/11/2016 12:18:52 PM	5/11/2016 12:18:52 PM
Recalc Pending Report Total	Processing Complete	65260	5/11/2016 12:19:18 PM	5/11/2016 12:19:18 PM
Review Filed Report	Processing Complete	65260	5/11/2016 12:21:37 PM	5/11/2016 12:21:38 PM
File Pending Report	Processing Complete	65260	5/11/2016 12:35:11 PM	5/11/2016 12:35:11 PM
Review Filed Report	Processing Complete	stbaker	5/12/2016 8:29:06 AM	5/12/2016 8:29:06 AM

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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Name:

Candidate Name: Bruno Moore

Account: 65260

Election:

Acct: 65260

Type: Candidate

Search

Reset

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
9/23/2016	G2	9/22/2016						
9/9/2016	G1	9/9/2016						
8/26/2016	P7	8/25/2016						
8/19/2016	P6	8/25/2016	FEC	6	\$0.00		\$0.00	\$0.00
8/12/2016	P5	8/13/2016	FEC	1	\$0.00		\$0.00	\$0.00
8/5/2016	P4	8/14/2016	FEC	9	\$0.00		\$0.00	\$0.00
7/29/2016	P3	7/29/2016						
7/15/2016	P2	7/15/2016						
7/1/2016	P1	6/30/2016						
6/10/2016	M5	6/10/2016						
5/10/2016	M4	5/11/2016	APP	1	\$24.56		\$24.56	\$0.00
4/11/2016	M3	4/11/2016						
3/10/2016	M2	3/10/2016						