

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Evans L. Smith

Case No.: FEC 20-384

TO: Evans L. Smith
557 Pelican Bay Drive
Daytona Beach, FL 32119

Division of Elections
500 S. Bronough Street, Room 316
Tallahassee, FL 32399-0250

AMENDED NOTICE OF VIRTUAL HEARING (AUTOMATIC FINE)
(ONLY CHANGES MADE WERE TO CORRECT WEBINAR ID &
TELECONFERENCE DIAL-IN NUMBER & ACCESS CODE

A hearing will be held in this case before the Florida Elections Commission on, **August 31, 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: 116499747** or via **teleconference by dialing (877) 309-2074** and entering the **meeting access code 339-753-920**, 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 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
August 23, 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 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

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 August 31, 2021 at 8:30AM via GoToWebinar and OpenVoice

In order to participate in the public portion of the August 31, 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" in the upper right corner of the website. Select "Webinar".
 3. Enter the 9-digit Webinar ID: 116-499-747 and your email address.
 4. Register your name and email address.
 5. You will automatically join the meeting as an attendee. Attendees are muted and can choose to utilize their webcam.

- B. OpenVoice - Teleconference
 1. Call 1-877-309-2074
 2. Enter Access Code 339-753-920. Attendees do not have an Audio PIN.
 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 or pre-register at <https://attendee.gotowebinar.com/register/163258102730146317>. 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**

In Re: Evans L. Smith

Case No.: FEC 20-384

TO: Evans L. Smith
557 Pelican Bay Drive
Daytona Beach, FL 32119

Division of Elections
500 S. Bronough Street, Room 316
Tallahassee, FL 32399-0250

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Tim Vaccaro
Executive Director
Florida Elections Commission
August 13, 2021

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Florida Elections Commission

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

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 4. Register your name and email address.
 5. You will automatically join the meeting as an attendee. Attendees are muted and can choose to utilize their webcam.

- B. OpenVoice - Teleconference
 1. Call 1-877-568-4108
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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

FLORIDA ELECTIONS COMMISSION
CASE REPORT
Case Number: FEC-20-384

NAME: EVANS L. SMITH

DATE APPEAL RECEIVED: 09/16/2020

DATE REPORT DUE: 08/14/2020 (2020 P7)

DATE OF ELECTRONIC RECEIPT: 08/15/2020

NUMBER OF DAYS LATE: 1

AMOUNT OF FINE: \$500.00

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

TOTAL RECEIPTS FOR REPORTING PERIOD: \$1,465.00

TOTAL EXPENDITURES FOR REPORTING PERIOD: \$2,015.50

DATE OF FIRST NOTIFICATION: 08/21/2020 (Fine Ltr)

SUMMARY: Evans L. Smith was a candidate for State Representative, District 26 in the 2020 elections. Cynthia Williams was his treasurer.

Evans L. Smith is appealing the fine claiming that his treasurer was unable to timely file the report due to a mild illness. According to the treasurer, Cynthia Williams, she took medication for a minor illness, which caused drowsiness, and fell asleep before the report was submitted. She states that she filed the report immediately after waking up. She notes that this was an extenuating circumstance and requests a waiver of the fine.

- The 2020 P7 Original Report covers the period from 08/01/20-08/13/20; it was due on 08/14/20.
- The 2020 P7 Queued Transaction Report shows that it was created on 08/11/20 and filed on 08/15/20.
- Evans L. Smith reported receiving 9 contributions, while making 2 expenditures.
- The Division of Elections does not have any notes that pertain to Mr. Smith's 2020 P7 report.

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: Case No FEC 20-384 Letter of Appeal

Donna Malphurs <Donna.Malphurs@myfloridalegal.com>
on behalf of

Florida Elections Commission <fec@myfloridalegal.com>

Mon 9/28/2020 11:56 PM

To: Br'Axeton Wims <Braxeton.Wims@myfloridalegal.com>

 1 attachments (494 KB)

Florida Election Commission.pdf;

The attached letter is signed by Evans Smith

----- Forwarded by Donna Malphurs/OAG on 09/28/2020 11:55 PM -----

From: "Cynthia Williams" <williams697@bellsouth.net>

To: "FEC@myfloridalegal.com" <FEC@myfloridalegal.com>

Date: 09/28/2020 09:25 PM

Subject: Case No FEC 20-384 Letter of Appeal

Please find attached letter of appeal.

Respectfully,

Cynthia Williams

(See attached file: Florida Election Commission.pdf)

September 26, 2020

Florida Election Commission
107 West Gaines Street, Ste 224
Tallahassee, FL 32399-0150

Notice Response

CAN 75177

I, Evans Smith,

Was informed by Cynthia Williams Treasurer, that a mild illness hindered her from timely filing the Treasurer's report due 08/14/2020(2020 P7). I am requesting that you please consider waiving the assessed penalty for late filing. The original request was submitted without proper signature Please see her attached statement.

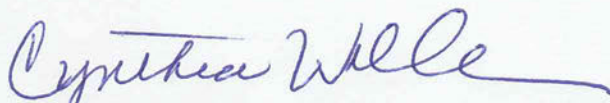

Evans L. Smith

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

Notice Response
CAN 75177

To Whom It May Concern,

This letter is in response to the notice dated 08-21-2020, regarding late filing of the Treasurer's campaign report due on 08-14-20. As the Treasurer for Candidate Evans Smith, the campaign respectfully request waiver/forgiveness of the fine imposed because of late filing. I took medication for a minor illness which made me drowsy and I fell asleep before the report was submitted. When I awoke, I immediately file the report . The extenuating circumstance was not a willful neglect to submit timely. Thanking you in advance for your consideration.



Cynthia Williams
Campaign Treasurer.



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



September 18, 2020

Evans L. Smith
Candidate for State Representative, District 26
557 Pelican Bay Drive
Daytona Beach, FL 32119

RE: Case No.: FEC 20-384; Campaign Treasurer's Report due 08/14/20 (2020 P7)

Dear Mr. Evans:

The Florida Elections Commission received a letter from *Cynthia Williams* appealing the fine assessed against you for failing to timely file a required report. However, Section 106.07(8)(c), Florida Statutes, provide that only the *candidate or chair* of a political committee, may appeal a fine assessed by a filing officer for the late filing of a campaign treasurer's report.

Therefore, to preserve your right to appeal the automatic fine, the Commission must receive your written statement confirming that the person who submitted the initial intent to appeal the fine, was representing you in that request. For your convenience, your signed statement can be submitted via email attachment to, FEC@myfloridalegal.com.

If we do not hear from you within 14 days from the date of this letter, we will assume that the person signing the letter is neither your attorney nor your personal representative and that you have waived your right to appeal. The Commission will then enter a Default Final Order, ordering you to pay the fine assessed by your filing officer for failing to timely file your campaign treasurer's report.

I urge your immediate attention to this matter.

Sincerely,

Donna Ann Malphurs

Agency Clerk

bew/dam

Enclosure: Letter of Appeal

cc: Division of Elections, Filing Officer w/enclosure

Cynthia Williams, Treasurer w/ enclosure

September 10, 2020

RECEIVED
DEPARTMENT OF STATE
2020 SEP 15 PM 4:58
DIVISION OF ELECTIONS
TALLAHASSEE, FL

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

Notice Response
CAN 75177

To Whom It May Concern,

This letter is in response to the notice dated 08-21-2020, regarding late filing of the Treasurer's campaign report due on 08-14-20. As the Treasurer for Candidate Evans Smith, the campaign respectfully request waiver/forgiveness of the fine imposed because of late filing. I took medication for a minor illness which made me drowsy and I fell asleep before the report was submitted. When I awoke, I immediately file the report. The extenuating circumstance was not a willful neglect to submit timely. Thank you in advance for your consideration.

Cynthia Williams
Campaign Treasurer



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee
Secretary of State

DIVISION OF ELECTIONS

September 15, 2020

Evans L. Smith
Candidate for State Representative, District 26
557 Pelican Bay Drive
Daytona Beach, FL 32119-2119

CAN 75177

Dear Mr. Smith:

The campaign treasurer's report that was due on August 14, 2020, was filed on August 15, 2020. By law, you are automatically assessed a late fine of \$500.00.

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 Willis, Chief
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee

Secretary of State

DIVISION OF ELECTIONS

August 21, 2020

Evans L. Smith
Candidate for State Representative, District 26
557 Pelican Bay Drive
Daytona Beach, FL 32119-2119

CAN 75177

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Tallahassee, Florida 32399-0150*

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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, DIVISION OF ELECTIONS
CAMPAIGN TREASURER'S REPORT SUMMARY**

(1) Evans L. Smith (2) 75177
 Candidate, Committe or Party Name I.D. Number

(3) 557 Pelican Bay Drive Daytona Beach FL 32119
 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 Existance Check If CCE has DISBANDED
 Party Executive Committee

(5) REPORT IDENTIFIERS

Cover Period: From 08/01/2020 To 08/13/2020 Report Type: P7

Original Amendment Special Election Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks	\$1,465.00
Loans	\$700.00
<i>Total Monetary</i>	\$2,165.00
In-Kind	\$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures	\$2,015.50
Transfers to Office Account	\$0.00
<i>Total Monetary</i>	\$2,015.50

(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: Evans L. Smith

Report: 2020 P7

Period: 08/01/2020 to 08/13/2020

**** Records in Filed Report ****

Seq #	Full Name (Last, Suffix, First, Middle)	Contributor	Occupation	Amount
Date	Street Address & City, State, Zip	Type	In-Kind Description	Amend
1	MULLIN, DAVID 41 NARCISSUS DRIVE DEBARY FL 32713, FL 32713	I	TECH SUPPORT/SALES	\$15.00
08/04/2020		CHE		
2	REGINA, OWENS DILLARD 5641 WEST 64TH STREET LOS ANGELES, CA 90056	I	AEROSPACE ENGINEERING MANAGER	\$250.00
08/03/2020		CHE		
3	CARTER, WANDA 41 CIRCLE DR HOLLY HILL, FL 32117	I	STATE EMPLOYEE	\$50.00
08/04/2020		CHE		
4	SMITH EVANS 557 PELICAN BAY DR DAYTONA BEACH, FL 32118	S	PASTOR	\$700.00
08/05/2020		LOA		
5	WYNN III, ALEXANDER 1818 S SUMMERLIN AVE SANFORD, FL	I	FUNERAL DIRECTOR	\$350.00
08/05/2020		CHE		
6	VIERA, DENISE 1511 N ATLANTIC AVE DAYTONA BEACH, FL 06106	I	FEDERAL WORKER	\$250.00
08/11/2020		CHE		
7	WIGGINS, LILLIE 310 GARDEN STREET DAYTONA BEACH, FL 32114	I	ACCOUNTING	\$100.00
08/03/2020		CHE		
8	TRINITY CERTIFIED PUBLIC ACCOUNTANTS, INC. 527 SAINENNI BLVD NEW CASTLE, DE 19720	B	ACCOUNTANCY	\$250.00
08/13/2020		CHE		
9	PREFERRED HOOD CLEANING 602 TOMOKA RD DAYTONA BEACH, FL 32114	B	HOOD CLEANING COMPANY	\$200.00
08/13/2020		CHE		

Name: Evans L. Smith

Report: 2020 P7

Period: 08/01/2020 to 08/13/2020

**** Records in Filed Report ****

Seq #	Full Name (Last, Suffix, First, Middle)	Type	Purpose	Amount
Date	Street Address & City, State, Zip			Amend
1	ANEDOT P.O. BOX 241166 BATON ROUGE, LA 70884	MON	TRANSACTION FEES	\$15.50
08/02/2020				
2	GARNER RIDGE PARTNERS PO BOX 66104 BATON ROUGE, LA 70896	MON	MARKETING AND CONSULTING	\$2,000.00
08/03/2020				

Name: Evans L. Smith

Report: 2020 P7

Period: 08/01/2020 to 08/13/2020

**** Records in Filed Report ****

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

Name: Evans L. SmithReport: 2020 P7Period: 08/01/2020 to 08/13/2020**** Records in Filed Report ****

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

Queued Items for 2020-P7

Account: 75177

STR 026 Evans L. Smith

Rpt Seq: 10

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	75177	8/11/2020 10:34:31 PM	8/11/2020 10:34:31 PM
Review Pending Report	Processing Complete	75177	8/13/2020 7:20:40 PM	8/13/2020 7:20:40 PM
Review Pending Report	Processing Complete	75177	8/14/2020 12:17:41 AM	8/14/2020 12:17:41 AM
Recalc Pending Report Total	Processing Complete	75177	8/14/2020 3:17:16 PM	8/14/2020 3:17:16 PM
Review Pending Report	Processing Complete	75177	8/14/2020 3:17:36 PM	8/14/2020 3:17:36 PM
Recalc Pending Report Total	Processing Complete	75177	8/14/2020 3:25:42 PM	8/14/2020 3:25:42 PM
Recalc Pending Report Total	Processing Complete	75177	8/14/2020 3:26:25 PM	8/14/2020 3:26:25 PM
Review Pending Report	Processing Complete	75177	8/14/2020 3:26:30 PM	8/14/2020 3:26:30 PM
Review Pending Report	Processing Complete	75177	8/14/2020 3:26:38 PM	8/14/2020 3:26:38 PM
Review Pending Report	Processing Complete	75177	8/14/2020 3:26:44 PM	8/14/2020 3:26:44 PM
Review Pending Report	Processing Complete	75177	8/14/2020 3:26:50 PM	8/14/2020 3:26:50 PM
Recalc Pending Report Total	Processing Complete	75177	8/14/2020 3:27:56 PM	8/14/2020 3:27:56 PM
Review Pending Report	Processing Complete	75177	8/14/2020 3:28:02 PM	8/14/2020 3:28:02 PM
Review Pending Report	Processing Complete	75177	8/14/2020 3:30:42 PM	8/14/2020 3:30:43 PM
Review Pending Report	Processing Complete	75177	8/14/2020 3:32:21 PM	8/14/2020 3:32:21 PM
Review Pending Report	Processing Complete	75177	8/14/2020 7:09:57 PM	8/14/2020 7:09:57 PM
Recalc Pending Report Total	Processing Complete	75177	8/15/2020 7:15:50 AM	8/15/2020 7:15:50 AM
Review Pending Report	Processing Complete	75177	8/15/2020 7:16:05 AM	8/15/2020 7:16:05 AM
File Pending Report	Processing Complete	75177	8/15/2020 7:17:01 AM	8/15/2020 7:17:01 AM



Florida Department of State Division of Elections

2020 General Election Evans L. Smith (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"/>	03/13/2020 - 03/31/2020	2,000.00	1,650.00	0.00	3,150.00	0.00	0.00
<input type="radio"/>	04/01/2020 - 04/30/2020	720.00	2,730.00	0.00	3,884.01	0.00	0.00
<input type="radio"/>	05/01/2020 - 05/31/2020	1,241.00	340.00	0.00	416.69	0.00	0.00
<input type="radio"/>	06/01/2020 - 06/12/2020	1,800.60	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	06/13/2020 - 06/26/2020	1,018.00	0.00	0.00	4,152.80	0.00	0.00
<input type="radio"/>	06/27/2020 - 07/10/2020	2,895.20	5,890.00	0.00	8,363.59	0.00	0.00
<input type="radio"/>	07/11/2020 - 07/17/2020	395.20	0.00	0.00	9.01	0.00	0.00
<input type="radio"/>	07/18/2020 - 07/24/2020	25.00	0.00	0.00	101.30	0.00	0.00
<input type="radio"/>	07/25/2020 - 07/31/2020	545.00	0.00	0.00	163.43	0.00	0.00
<input type="radio"/>	08/01/2020 - 08/13/2020	1,465.00	700.00	0.00	2,015.50	0.00	0.00
<input checked="" type="radio"/>	All Dates (Totals)	12,105.00	11,310.00	0.00	22,256.33	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](#)

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



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Evans L. Smith

Name:

Account: [75177](#)

Election:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
8/14/2020	P7	8/15/2020	APP	1	\$500.00		\$500.00	\$0.00
8/7/2020	P6	8/7/2020						
7/31/2020	P5	7/31/2020						
7/24/2020	P4	7/24/2020						
7/17/2020	P3	7/17/2020						
7/3/2020	P2	7/3/2020						
6/19/2020	P1	6/23/2020	CLO	4	\$450.15		\$450.15	\$450.00
6/10/2020	M5	6/10/2020						
5/11/2020	M4	5/11/2020						
4/10/2020	M3	4/9/2020						

Acct:

Type:

RECEIVED
DEPARTMENT OF STATE
2020 MAR 13 AM 10:20

Evans L. Smith Campaign
927 Beville Road – Suite 109
South Daytona, Florida 32119

Department of State, Division of Elections
Bureau of Election Records
Room 316, R. A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399-0250

Dear Sirs:

Please find enclosed the following qualifying documents needed Evans L. Smith's qualification to run for Florida State Representative District 26.

1. DSD-DE 84 - Statement of Candidate
2. DS-DE9 – Appointment of Campaign Treasurer – Brian Rothwell, 1220 Ruthbern Road, Daytona Beach, Florida 32114
3. DS-DE9 – Appointment of Campaign Treasurer – Cynthia Williams, 520 Mark Avenue, Daytona Beach, Florida 32114
4. DS-DE301SL – Candidate Oath – State and Local Partisan Office

If there is any additional information that you need, please do not hesitate to contact this office.

Sincerely,



Phebe Fuqua

Enclosures

**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

2020 MAR 13 AM 10:20

DIVISION OF
CAMPAIGN FINANCE

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)

Evans L. Smith

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

557 Pelican Bay Dr.
Daytona Beach, FL 32119

4. Telephone

386 233-4958

5. E-mail address

Smithel@msn.com

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

Florida State Representative D526

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 Democrat Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Cynthia Williams

11. Mailing Address

520 MARK Ave

12. Telephone

(786) 218-5456

13. City

Daytona Beach

14. County

Volusia

15. State

FL

16. Zip Code

32114

17. E-mail address

williams697@bellsouth.net

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

19. Name of Bank

Mainstreet Community Bank

20. Address

1812 Ridgewood Ave

21. City

Holly Hill

22. County

Volusia

23. State

FL

24. Zip Code

32117

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

03/04/2020

26. Signature of Candidate

X Smith

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

I, Cynthia Williams, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

03-04-20

Date

X Cynthia Williams

Signature of Campaign Treasurer or Deputy Treasurer

**CANDIDATE OATH –
STATE AND LOCAL PARTISAN OFFICE**

Check applicable one:

- Candidate with party affiliation
- Candidate with no party affiliation
- Write-in candidate

RECEIVED

2020 JUN 10 AM 8:41
DIVISION OF ELECTIONS
TALLAHASSEE, FL

OFFICE USE ONLY

Candidate Oath

(Section 99.021(1)(a), Florida Statutes)

I, Evans L. Smith

(Print name above as you wish it to appear on the ballot. If your last name consists of two or more names but has no hyphen, check box . (See page 2 - Compound Last Names). No change can be made after the end of qualifying. Although a write-in candidate's name is not printed on the ballot, the name must be printed above for oath purposes.)

am a candidate for the office of State Representative , 26 , _____
(Office) (District #) (Circuit #)

_____ ; my legal residence is Volusia County, Florida; I am a qualified elector
(Group or Seat #)

under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek; and I have resigned from any office from which I am required to resign pursuant to Section 99.012, Florida Statutes; and I will support the Constitution of the United States and the Constitution of the State of Florida.

Statement of Party

(Section 99.021(1)(b), Florida Statutes)

(Complete Statement of Party only if you are seeking to qualify for nomination as a party candidate.)

I am a member of the Democratic Party; I have not been a registered member of any other political party for 365 days before the beginning of qualifying preceding the general election for which I seek to qualify; and I have paid the assessment levied against me, if any, as a candidate for said office by the executive committee of the political party, of which I am a member.

Candidate's Florida Voter Registration Number (located on your voter information card): _____

Phonetic spelling for audio ballot: Print name phonetically on the line below as you wish it to be pronounced on the audio ballot as may be used by persons with disabilities (see instructions on page 2 of this form): *[Not applicable to write-in candidates.]*

E-Vanz Smith

X <u>Smith</u>	(386) 589-5409	evans@evans4florida.com
Signature of Candidate	Telephone Number	Email Address
<u>557 Pelican Bay Drive</u>	<u>Daytona Beach</u>	<u>FL 32119</u>
Address	City	State ZIP Code

STATE OF FLORIDA
COUNTY OF Volusia

[Signature]

Signature of Notary Public
Print, Type, or Stamp Commissioned Name of Notary Public below:

Sworn to (or affirmed) and subscribed before me by physical or online presence this 7th day of June, 2020

Personally Known: _____ or Produced Identification: _____
Type of Identification Produced: _____



ANN C. BISHOP
Commission # GG 113167
Expires July 29, 2021
Bonded Thru Budget Notary Services

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY
RECEIVED
CAMPAIGN FINANCING

2020 MAR 13 AM 10:20

SMITH

I, Evans L. Smith,

candidate for the office of FL State Representative District 26,

have been provided access to read and understand the requirements of

Chapter 106, Florida Statutes.

X Smith

Signature of Candidate

03/04/2020

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).



FLORIDA DEPARTMENT of STATE

RON DESANTIS
Governor

LAUREL M. LEE
Secretary of State

March 16, 2020

Evans Smith
557 Pelican Bay Drive
Daytona Beach, Florida 32119

Dear Mr. Smith:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, along with your Candidate Oath, which were placed on file in our office on March 13, 2020. Your name has been placed on the 2020 active candidate list. **However, a new Candidate Oath must be filed during the qualifying period along with the other qualifying documents.**

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **April 10, 2020**. The report will cover the period of March 1-31, 2020 (2020 M3). 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. Enclosed are your confidential, filing credentials.

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

Identification Number: 75177

Timely Filing

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

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](https://dos.mylouisiana.com/elections)



Evans Smith
March 16, 2020
Page Two

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 three 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 <https://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/njt

Enclosures

pc: Cynthia Williams, Treasurer
Brian Rothwell, Deputy Treasurer

HISTORY NOTES
Evans L. Smith - 75177

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
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72133	11/2/2020 10:29:00 AM		ealustria
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RE: TR Memo and instructions
Cynthia Williams, treasurer, sent email to ElecRecords "requesting requirements for completion of report." Per KRW, I sent her a scanned copy of the Termination Reports Memorandum (dated 8/28/2020) to her email address on DSDE 9. Email sent to <williams697@bellsouth.net> with the message below.

To whom this may concern:
Please review the attached Termination Reports Memorandum to assist you in properly filing the TR report.
Respectfully,
Ikay (Erica) Lustria