

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Patricia Hawkins Williams

Case No.: FEC 18-024

TO: Patricia Hawkins Williams
1565 NW 7th Avenue
Pompano Beach, FL 33060-3060

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, **May 15, 2018 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **412 Knott Building, Pat Thomas Committee Room, 404 South Monroe Street, 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
April 30, 2018

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-18-024

NAME: **PATRICIA HAWKINS WILLIAMS**

DATE APPEAL RECEIVED: 02/08/18

DATE REPORT DUE: 12/11/17 (2017 M11)

DATE FILING OFFICER RECEIVED REPORT: 01/10/18

NUMBER OF DAYS LATE: 30

AMOUNT OF FINE: \$500.00

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

TOTAL RECEIPTS FOR REPORTING PERIOD: \$2,000.00

TOTAL EXPENDITURES FOR REPORTING PERIOD: \$0

DATE OF FIRST NOTIFICATION: 01/16/18

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"/>

SUMMARY: Patricia Hawkins Williams is a candidate for State Representative, District 92 in the 2018 elections. Shelby Green is her treasurer.

Representative Patricia Hawkins Williams is appealing the fine claiming that she did not have knowledge of any financial activity that occurred in November, therefore, her treasurer filed a waiver. According to, Representative Williams, they amended the report as soon as they discovered the activity.

- The 2017 M11 Original Report covers the period from 11/01/17-11/30/17; it was due on 12/11/17.
- The 2017 M11 Queued Transaction Report shows that it was created on 12/11/17 and filed on 12/11/17.¹
- Representative Williams reported receiving 3 contributions, while making 0 expenditures.
- FEC staff was advised, “The candidate filed a notice of no activity (waiver) on 12/11/17. A waiver is not a report. On 01/10/18, the candidate filed a report showing \$2,000.00 of activity. The fine is based on 25% of the activity.
- The Division of Elections does not have any notes that pertain to Representative Williams 2017 M11 report.

PRIOR CASES: None.

¹ The filing discussed in this bullet refers to the waiver that reflected zero activity.

Patricia Hawkins-Williams CAN 69490
Candidate for Florida House District 92

February 6, 2018

Florida Elections Commission
107 W. Gaines St., Ste 224
Tallahassee, FL 32399

CC: Florida Division of Elections

To Whom It May Concern:

Upon filing the November M11 report on December 11, 2017, I did not have any knowledge of any financial activity that occurred in November. Therefore, my campaign treasurer waived the report. We later amended the initial waiver after I discovered that there had been activity at the very beginning of November.

I would like to appeal this matter, being that at the time of the waiver I honestly was not aware of any financial campaign activity and only amended the report to correct an honest oversight and maintain compliance with the Florida Statutes. I would like to appear before the commission to appeal this matter at the next commission meeting.

Sincerely,



Patricia Hawkins-Williams



Appeal
fpwhocares
to:
fec
02/06/2018 08:17 PM
Cc:
DivElections
Hide Details
From: fpwhocares <fpwhocares@aol.com>
To: fec@myfloridalegal.com
Cc: <DivElections@dos.myflorida.com>

1 Attachment



Resized_20180120_133516.jpeg

Patricia Hawkins-Williams CAN 69490
Candidate for Florida House District 92

February 6, 2018

Florida Elections Commission
107 W. Gaines St., Ste. 224
Tallahassee, FL 32399

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I would like to appear before the commission to appeal this matter at the next commission meeting.

Sincerely,

Patricia Hawkins-Williams

Sent from my MetroPCS 4G LTE Android Device



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

January 16, 2018

Patricia Hawkins-Williams
Candidate for State Representative, District 92
1565 NW 7 Ave.
Pompano Beach, FL 33060-3060

CAN 69490

Dear Representative Hawkins-Williams:

The campaign treasurer's report that was due on December 11, 2017, was filed on January 10, 2018. 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, DIVISION OF ELECTIONS
CAMPAIGN TREASURER'S REPORT SUMMARY**

(1) Patricia Hawkins-Williams (2) 69490
Candidate, Committee or Party Name I.D. Number

(3) 1565 NW 7 Ave. Pompano Beach FL 33060
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 11/01/2017 To 11/30/2017 Report Type: M11
 Original Amendment Special Election Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks	\$2,000.00
Loans	\$0.00
<i>Total Monetary</i>	\$2,000.00
In-Kind	\$0.00

(7) EXPENDITURES THIS REPORT

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

(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

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

Name: Patricia Hawkins-Williams

Report: 2017 M11

Period: 11/01/2017 to 11/30/2017

** Records in Filed Report **

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Contributor Type	Occupation In-Kind Description	Amount Amend
1 11/01/2017	FLORIDA EDUCATION ASSOCIATION ADVOCACY FUND 213 S. ADAMS ST. TALLAHASSEE, FL 32301	F CHE	EDUCATION	\$1,000.00 ADD
2 11/14/2017	BECKER & POLIAKOFF PA ONE EAST BROWARD BLVD., STE 1800 FT. LAUDERDALE, FL 33301	B CHE	LOBBYING FIRM	\$500.00 ADD
3 11/15/2017	FLORIDA CABLE TELECOMMUNICATIONS ASSOCIATION 246 E. 5TH AVE TALLAHASSEE, FL 32303	O CHE	CABLE ASSOCIATION	\$500.00 ADD

ID:

CAMPAIGN TREASURER'S REPORT – ITEMIZED EXPENDITURES

Name: Patricia Hawkins-Williams

Report: 2017 M11

Period: 11/01/2017 to 11/30/2017

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

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

ID:

CAMPAIGN TREASURER'S REPORT – ITEMIZED FUND TRANSFERS

Page 1 of 1

Name: Patricia Hawkins-Williams

Report: 2017 M11

Period: 11/01/2017 to 11/30/2017

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

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

ID:

CAMPAIGN TREASURER'S REPORT - ITEMIZED DISTRIBUTIONS

Page 1 of 1

Name: Patricia Hawkins-Williams

Report: 2017 M11

Period: 11/01/2017 to 11/30/2017

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

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

Queued Items for 2017-M11

Account: 69490

STR 092 Patricia Hawkins-Williams

Rpt Seq: 15

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	69490	12/11/2017 6:55:28 AM	12/11/2017 6:55:28 AM
Review Pending Report	Processing Complete	69490	12/11/2017 6:55:40 AM	12/11/2017 6:55:40 AM
File Pending Report	Processing Complete	69490	12/11/2017 6:56:29 AM	12/11/2017 6:56:29 AM
Amend Filed Report	Processing Complete	69490	1/10/2018 9:46:56 PM	1/10/2018 9:46:56 PM
Review Pending Report	Processing Complete	69490	1/10/2018 10:13:57 PM	1/10/2018 10:13:57 PM
File Pending Report	Processing Complete	69490	1/10/2018 10:14:55 PM	1/10/2018 10:14:55 PM



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Patricia Hawkins-Williams

Name:

Account: [69490](#)

Election:

Acct:

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
1/10/2018	M12	1/10/2018						
12/11/2017	M11	12/11/2017	SNT	0	\$500.00		\$500.00	\$0.00
11/13/2017	M10	11/6/2017						
10/10/2017	M9	10/9/2017						
9/22/2017	M8	9/9/2017						
8/10/2017	M7	8/7/2017						
7/10/2017	M6	7/9/2017						
6/12/2017	M5	6/8/2017						
5/10/2017	M4	5/10/2017						
4/10/2017	M3	4/2/2017						
3/10/2017	M2	3/23/2017	CLO	13	\$0.00		\$0.00	\$0.00
2/10/2017	M1	3/23/2017	CLO	41	\$0.00		\$0.00	\$0.00
1/10/2017	M12	1/25/2017	CLO	15	\$25.00		\$25.00	\$25.00
12/12/2016	M11	12/15/2016	CLO	3	\$25.00		\$25.00	\$25.00