

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: Building Brighter Days PC

Case No.: FEC 16-671

TO: Building Brighter Days PC
Ricky Rhymes, Chair
2655 LeJeune Road, Ste. 323
Coral Gables, FL 33134-3134

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 17, 2017 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Augustus B. Turnbull Conference Center, 555 West Pensacola Street, Room 214, Tallahassee, Florida 32301**

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
May 1, 2017

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

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

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

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

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

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

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



FLORIDA ELECTIONS COMMISSION

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

March 13, 2017

Building Brighter Days PC
Ricky Rhymes, Chair
2655 LeJeune Road, Ste. 323
Coral Gables FL 33134-3134

RE: Case No.: FEC 16-671; Respondent: Building Brighter Days PC

Dear Mr. Rhymes:

The Florida Elections Commission at its last regularly scheduled meeting was unable to hear this case. Therefore, this case has been rescheduled for its next meeting, which is scheduled for May 16-17, 2017 in Tallahassee. A notice of hearing will be mailed approximately 14 days before the hearing.

If you have any questions, please contact us at the number listed above or at fec@myfloridalegal.com.

Sincerely,

Donna Ann Malphurs
Agency Clerk

/dam
cc: Division of Elections, Complainant

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Building Brighter Days PC

Case No.: FEC 16-671

TO: Building Brighter Days PC
Ricky Rhymes, Chair
2655 LeJeune Road, Ste. 323
Coral Gables, FL 33134-3134

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, **February 28, 2017 at 11:00 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**

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
February 13, 2017

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

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

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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-16-671

NAME: BUILDING BRIGHTER DAYS PC

DATE APPEAL RECEIVED: 10/18/16

DATE REPORT DUE: 9/9/16 (2016 G1)

DATE OF ELECTRONIC RECEIPT: 9/6/16¹

DATE FILING OFFICER RECEIVED REPORT: 9/6/16

NUMBER OF DAYS LATE: 0

AMOUNT OF FINE: \$1,250.00

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

TOTAL RECEIPTS FOR REPORTING PERIOD: \$5,000.00

TOTAL EXPENDITURES FOR REPORTING PERIOD: \$0

DATE FIRST NOTIFICATION WAS SENT: 9/22/16

CANDIDATE []	STATE [X]
PC [X]	DISTRICT []
CCE []	COUNTY []
POLITICAL PARTY []	CITY []
ECO []	

SUMMARY: Building Brighter Days PC is a political committee (PC) registered with the State of Florida. The PC's chair is Rickey Rhymes and its treasurer is Ernesto Martinez Jr.

The PC is appealing the fine claiming that unusual circumstances existed that caused the 2016 G1 Report to be untimely filed. According to Mr. Martinez, "The political committee received a check in the mail from BDP Industrial Development, L.P., dated August 31, 2016, after the waiver report had been filed. In order to report the contribution in what was thought to be the correct reporting period, an amendment was filed to report the contribution based on the check was dated in the G1 report for the August 27, 2016-September 2, 2016 reporting period because a waiver report had previously been filed. Upon receipt of the original notice of a fine on September 26, 2016, I spoke to Zack at the Florida Department of State, Division of Elections and he instructed me to delete the contribution from the G1 report and put it on the G2 report based on the date of receipt and deposit instead of the date of the check. Unfortunately, a waiver report was already filed for the G2 period and an amendment had to be filed. As a result, the contribution check that was previously reported in the G1 report has not been reported properly in the G2 report pursuant to the instructions of the Florida Department of State, Division of Elections".

- The 2016 G1 Report covers the time period from 8/26/16 through 9/2/16.
- The 2016 G1 Queued-Transactions Report reflects that this report was created on 9/6/16 at approximately 10:28 am, before being filed on 9/6/16 at approximately 10:28 am.²
- In a 1/17/17 email with Kristi Reid-Bronson, FEC staff was informed, "The committee filed a notice of no activity (waiver) on 9/6/16. A waiver is not a report. On 9/16/16, the committee filed a report showing \$5000 of activity. The fine is based on 25% of the activity".
- Records from the DOE reflect that the 2016 G1 Report was amended on two occasions. On 9/6/16, a waiver was initially filed. On 9/16/16, the G1 Report was amended to reflect \$5,000.00 in financial activity. On 9/26/16, the G1 Report was amended again to reflect the \$5,000.00 transaction occurred during the 2016 G2 reporting period, and no financial activity occurred during the 2016 G1 reporting period.
- Chronological notes from the DOE reflect that contact was made on 10/17/16 to discuss this reporting issue. The PC was advised that "checks should be reported when they are received".

PRIOR CASES: None

¹ Respondent initially filed a waiver that reflected no activity occurred during the 2016 G1 reporting period. Respondent later filed a 2016 G1 Report to reflect financial activity.

² The report discussed in this bullet refers to the waiver that reflected zero activity.

October 10, 2016

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

Re: Building Brighter Days PC
PAC 64610

RECEIVED
2016 OCT 11 A 10:19
STATE OF FLORIDA
ELECTIONS COMMISSION

NOTICE OF APPEAL

Appealing Party: Building Brighter Days PC
Address: 2655 LeJeune Road, Ste 323, Coral Gables, FL 33134.
Telephone Number: 305-446-0702

Appeal of Late Fine:

The political committee received a check in the mail from BDP Industrial Development, L.P., dated August 31, 2016, after the waiver report had been filed. In order to report the contribution in what was thought to be the correct reporting period, an amendment was filed to report the contribution based on the check was dated in the G1 report for the August 27, 2016 – September 2, 2016 reporting period because a waiver report had previously been filed.

Upon receipt of the notice of a fine on September 26, 2016, I spoke to Zack at the Florida Department of State, Division of Elections and he instructed me to delete the contribution from the G1 report and put it on the G2 report based on the date of deposit instead of the date of the check. Unfortunately, a waiver report was already filed for the G2 period and an amendment had to be filed. As a result, the contribution check has been reported properly pursuant to the instructions of the Florida Department of State, Division of Elections in the G2 report.

Summary of Reporting:

1. On September 6, 2016, a Waiver report was filed for the G1 reporting period of August 27, 2016 through September 2, 2016. Attached hereto as Exhibit "A".
2. Subsequent to the G1 reporting period, a contribution check for \$5,000 was received in the mail and was deposited on September 13, 2016. A copy of the check is attached as Exhibit "B" and a copy of the deposit slip is attached as Exhibit "C".
3. Because the check attached as Exhibit "B" was dated August 31, 2016, an amendment was filed on September 16, 2016 (Exhibit "D") to the G1 report previously filed as a good faith attempt to accurately report the contribution.
4. On September 26, 2016, I received a letter from the Florida Department of State, Division of Elections notifying me of the fine that is the subject of this appeal.

Notice of Appeal

Page 2

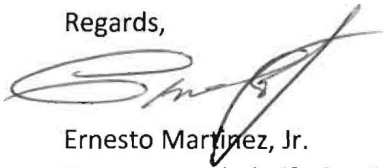
5. On September 26, 2016, I spoke with Zack at the Florida Department of State, Division of Elections and was instructed to amend the G1 report for the purpose of deleting the \$5,000 contribution from the G1 report, and return G1 to a Waiver report.
6. Instructions provided by Zack provided that contributions should be reported based upon the date deposited and not the date the check was dated.
7. On September 26, 2016, the G2 report was amended to include the \$5,000 contribution for the deposit date of September 13, 2016. G2 Waiver attached as Exhibit "E" and G2 Amendment attached as Exhibit "F".

The reporting period that is the subject of the fine is back to being a waiver report because it was originally filed in error. Because no transaction occurred during this reporting period, and the report has been amended to a waiver again, the subject of this fine is no longer existent.

All reports were filed on a timely basis.

The appealing party has demonstrated that the report was timely filed or that there were unusual or other circumstances beyond the control of the committee.

Regards,



Ernesto Martinez, Jr.

Treasurer on behalf of Building Brighter Days PC

Enclosed

Copy of Notice of Imposition of Fine dated September 22, 2016

Exhibits A – F

cc: Florida Division of Elections

Exhibit
"A"

 Filed Report Receipt

**** Report has been Filed ****

ID: **64610** Name: **Building Brighter Days PC**

Report: 2016 - G1 - 27

Print Date: **9/6/2016 10:28:36 AM**

Election: 2016 General Election

Covers: 8/27/2016-9/2/2016

Due: 9/9/2016

Amended

Waiver

Filed: **9/6/2016 10:28:36 AM**

File Status: **Submitted Report for Filing**

Reviewed: **9/6/2016**

Review Status: **Reviewed**

Detail Complete: **No Detail Records Found**

File Method: Web Filed

Entry Method: Web Data Entry

Pending Queued Items: **0**

Number of Detail Records

Contributions: 0

Expenditures: 0

Fund Transfers: 0

Distributions: 0

To Print: Right Click Mouse and Select 'Print'

[Go to Filed Report List](#)

BDP Industrial Development,

BLDGE

Build

Exhibit

"B"

DATE	INVOICE NO	DESCRIPTION	INVOICE AMOUNT	DEDUCT
8-24-16	082416	Mannheim/PAC Contribut	5000.00	
CHECK DATE	8-31-16	CHECK NUMBER	1825	TOTAL > 5000.00
				5000.00

PLEASE DETACH AND RETAIN FOR YOUR RECORDS

WARNING: THIS CHECK IS PROTECTED BY SPECIAL SECURITY FEATURES

BDP Industrial Development, LP

1000 W. Irving Park Rd.
Suite 150
Itasca, IL 60143

The Private Bank
120 South LaSalle Street
Chicago, IL 60603

2-648
710

DATE August 31, 2016 CHECK NO. 1825 AMOUNT *\$5,000.00

Pay: ***** Five thousand dollars and no cents

PAY TO THE ORDER OF Building Brighter Days
2655 Lejune Road
Suite 323
Coral Gables, FL 33134

John Malone

SECURITY FEATURES INCLUDE MICROPRINTING, VOID PANTOGRAPH, ENDORSEMENT BACKER, BROWN STAIN, CHEMICAL REACTANT

BDP Industrial Development, LP

BLDGBRTR

Building Brighter Days

DATE	INVOICE NO	DESCRIPTION	INVOICE AMOUNT	DEDUCTION	BALANCE
8-24-16	082416	Mannheim/PAC Contribut	5000.00		5000.00
CHECK DATE	8-31-16	CHECK NUMBER	1825	TOTAL > 5000.00	5000.00

PLEASE DETACH AND RETAIN FOR YOUR RECORDS

Exhibit
"C"

THANK
YOU

*Be. Holly Bright
Duffy*



Sunstate Bank

WHEN MAKING A DEPOSIT AT A TELLERS WINDOW, ALWAYS OBTAIN AN OFFICIAL RECEIPT.
Checks and other items are received for deposit subject to the provisions of
the Uniform Commercial Code or any applicable collection agreement.

Customer Name: _____

Account Number: _____

Transaction Code: _____

Received \$/€ _____

On _____

At _____

THIS IS YOUR RECEIPT

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL.
TRANSACTION NUMBER AND AMOUNT OF DEPOSIT ARE SHOWN.

Exhibit

"D"

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

(1) Building Brighter Days PC (2) 64610
Candidate, Committe or Party Name I.D. Number

(3) 2655 LeJeune Road, Suite 323 Coral Gables FL 33134
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):
[X] 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 08/27/2016 To 09/02/2016 Report Type: G1
[] Original [X] Amendment [] Special Election Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks \$5,000.00
Loans \$0.00
Total Monetary \$5,000.00
In-Kind \$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures \$0.00
Transfers to Office Account \$0.00
Total Monetary \$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 [X] Chaiman (PC/PTY Only

X
Signature

Name: Building Brighter Days PC

Report: 2016 G1

Period: 08/27/2016 to 09/02/2016

** 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	BDP INDUSTRIAL DEVELOPMENT, LP	B	REAL ESTATE	\$5,000.00
08/31/2016	1000 W. IRVING PARK RD., SUITE 150 ITASCA, IL 60143	CHE		ADD

*Excludes
D*

 Filed Report Receipt

Exhibit
"E"

**** Report has been Filed ****

ID: **64610** Name: **Building Brighter Days PC**

Report: 2016 - G1 - 27

Print Date: **9/26/2016 12:00:34 PM**

Election: 2016 General Election

Covers: 8/27/2016-9/2/2016

Due: 9/9/2016

Amended Waiver

Filed: **9/26/2016 12:00:34 PM**

File Status: **Submitted Report for Filing**

Reviewed: **9/26/2016**

Review Status: **Reviewed**

Detail Complete: **Complete Detail Records**

File Method: Web Filed
Entry Method: Web Data Entry

Number of Detail Records

Contributions: 1
Expenditures: 0
Fund Transfers: 0
Distributions: 0

Pending Queued Items: **0**

To Print: Right Click Mouse and Select 'Print'

[Go to Filed Report List](#)

Name: Building Brighter Days PC

Report: 2016 C

Period: 08/27/2016 to 09/02/2016

** 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	BDP INDUSTRIAL DEVELOPMENT, LP 1000 W IRVING PARK RD, SUITE 150 ITASCA, IL 60143	B	REAL ESTATE	\$5,000.00
08/31/2016		CHE		DEL

Handwritten scribble

Handwritten scribble

 Filed Report Receipt

Exhibit
"F"

**** Report has been Filed ****

ID: **64610** Name: **Building Brighter Days PC**

Report: 2016 - G2 - 29

Print Date: **9/20/2016 12:42:56 PM**

Election: 2016 General Election

Covers: 9/10/2016-9/16/2016

Due: 9/23/2016

Waiver
Amended

Filed: **9/20/2016 12:42:59 PM**

File Status: **Submitted Report for Filing**

Reviewed: **9/20/2016**

Review Status: **Reviewed**

Detail Complete: **No Detail Records Found**

File Method: Web Filed

Entry Method: Web Data Entry

Pending Queued Items: **0**

Number of Detail Records

Contributions: 0

Expenditures: 0

Fund Transfers: 0

Distributions: 0

To Print: Right Click Mouse and Select 'Print'

[Go to Filed Report List](#)

 Filed Report Receipt

Exhibit
"F"

**** Report has been Filed ****

ID: **64610** Name: **Building Brighter Days PC**

Report: 2016 - G2 - 29

Print Date: **9/26/2016 12:19:52 PM**

Election: 2016 General Election

Covers: 9/10/2016-9/16/2016

Due: 9/23/2016

Amended Waiver

Filed: **9/26/2016 12:19:52 PM**

File Status: **Submitted Report for Filing**

Reviewed: **9/26/2016**

Review Status: **Reviewed**

Detail Complete: **Complete Detail Records**

File Method: Web Filed
Entry Method: Web Data Entry

Number of Detail Records

Contributions: 1
Expenditures: 0
Fund Transfers: 0
Distributions: 0

Pending Queued Items: **0**

To Print: Right Click Mouse and Select 'Print'

[Go to Filed Report List](#)

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

Exhibit
"F"

(1) Building Brighter Days PC (2) 64610
Candidate, Committee or Party Name I.D. Number

(3) 2655 LeJeune Road, Suite 323 Coral Gables FL 33134
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

Committee of Continuous Existence

Party Executive Committee

Check If PC has DISBANDED

Check If CCE has DISBANDED

(5) REPORT IDENTIFIERS

Cover Period: From 09/10/2016 To 09/16/2016 Report Type: G2

Original

Amendment

Special Election Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks \$5,000.00

Loans \$0.00

Total Monetary \$5,000.00

In-Kind \$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures \$0.00

Transfers to Office Account \$0.00

Total Monetary \$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

Name: Building Brighter Days PC

Report: 2016 C.

Period: 09/10/2016 to 09/16/2016

** 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	BDP INDUSTRIAL DEVELOPMENT, LP	B	REAL ESTATE	\$5,000.00
09/13/2016	1000 W. IRVING PARK RD ITASCA, IL 60143	CHE		ADD

10/13/16



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

October 3, 2016

Ernesto Martinez, Treasurer
Building Brighter Days PC
2655 LeJeune Road
Suite 323
Coral Gables, FL 33134-3134

PAC 64610

Dear Mr. Martinez:

The campaign treasurer's report that was due on September 9, 2016, was filed on September 16, 2016. By law, you are automatically assessed a late fine of \$1,250.00.

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,

A handwritten signature in black ink that reads "Kristi Reid Bronson".

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Rickey Rhymes, Chairperson



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

September 22, 2016

Ernesto Martinez, Treasurer
Building Brighter Days PC
2655 LeJeune Road
Suite 323
Coral Gables, FL 33134-3134

PAC 64610

Dear Mr. Martinez:

The campaign treasurer's report that was due on September 9, 2016, was filed on September 16, 2016. By law, you are automatically assessed a late fine of \$1,250.00.

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 Bronson, Chief
Bureau of Election Records

cc: Rickey Rhymes, Chairperson

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

(1) Building Brighter Days PC (2) 64610
 Candidate, Committee or Party Name I.D. Number

(3) 2655 LeJeune Road, Suite 323 Coral Gables FL 33134
 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 08/27/2016 To 09/02/2016 Report Type: G1

Original Amendment Special Election Report

(6) CONTRIBUTIONS THIS REPORT

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

(7) EXPENDITURES THIS REPORT

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

Name: Building Brighter Days PC

Report: 2016 G1

Period: 08/27/2016 to 09/02/2016

**** 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	BDP INDUSTRIAL DEVELOPMENT, LP 1000 W. IRVING PARK RD., SUITE 150 ITASCA, IL 60143	B	REAL ESTATE	\$5,000.00
08/31/2016		CHE		DEL

ID:

CAMPAIGN TREASURER'S REPORT – ITEMIZED EXPENDITURES

Name: Building Brighter Days PC

Report: 2016 G1

Period: 08/27/2016 to 09/02/2016

**** 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 DISTRIBUTIONS

Name: Building Brighter Days PC

Report: 2016 G1

Period: 08/27/2016 to 09/02/2016

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

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

ID:

CAMPAIGN TRUSTEE'S REPORT – ITEMIZED FUND TRANSFERS

Name: Building Brighter Days PC

Report: 2016 G1

Period: 08/27/2016 to 09/02/2016

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

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

Queued Items for 2016-G1

Account: 64610

Building Brighter Days PC

Rpt Seq: 27

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	64610	9/6/2016 10:28:04 AM	9/6/2016 10:28:04 AM
Review Pending Report	Processing Complete	64610	9/6/2016 10:28:15 AM	9/6/2016 10:28:15 AM
File Pending Report	Processing Complete	64610	9/6/2016 10:28:37 AM	9/6/2016 10:28:37 AM
Amend Filed Report	Processing Complete	64610	9/16/2016 10:08:42 AM	9/16/2016 10:08:42 AM
Review Pending Report	Processing Complete	64610	9/16/2016 10:23:40 AM	9/16/2016 10:23:40 AM
File Pending Report	Processing Complete	64610	9/16/2016 10:24:02 AM	9/16/2016 10:24:02 AM
Amend Filed Report	Processing Complete	64610	9/26/2016 11:59:09 AM	9/26/2016 11:59:09 AM
Review Pending Report	Processing Complete	64610	9/26/2016 11:59:46 AM	9/26/2016 11:59:46 AM
Review Filed Report	Processing Complete	zjsantos	9/26/2016 12:00:05 PM	9/26/2016 12:00:05 PM
File Pending Report	Processing Complete	64610	9/26/2016 12:00:35 PM	9/26/2016 12:00:35 PM

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

(1) Building Brighter Days PC (2) 64610
Candidate, Committee or Party Name I.D. Number

(3) 2655 LeJeune Road, Suite 323 Coral Gables FL 33134
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 09/10/2016 To 09/16/2016 Report Type: G2

Original Amendment Special Election Report

(6) CONTRIBUTIONS THIS REPORT		(7) EXPENDITURES THIS REPORT	
Cash & Checks	\$5,000.00	Monetary Expenditures	\$0.00
Loans	\$0.00	Transfers to Office Account	\$0.00
<i>Total Monetary</i>	\$5,000.00	<i>Total Monetary</i>	\$0.00
In-Kind	\$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.)

<p>I certify that I have examined this report and it is true, correct and complete</p> <p>_____ Name of <input type="checkbox"/> Treasurer <input type="checkbox"/> Deputy Treasurer</p> <p><input checked="" type="checkbox"/> _____ Signature</p>	<p>I certify that I have examined this report and it is true, correct and complete</p> <p>_____ Name of <input type="checkbox"/> Candidate <input checked="" type="checkbox"/> Chairman (PC/PTY Only)</p> <p><input checked="" type="checkbox"/> _____ Signature</p>
---	--

Name: Building Brighter Days PC

Report: 2016 G2

Period: 09/10/2016 to 09/16/2016

** 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	BDP INDUSTRIAL DEVELOPMENT, LP	B	REAL ESTATE	\$5,000.00
09/13/2016	1000 W. IRVING PARK RD ITASCA, IL 60143	CHE		ADD

ID:

CAMPAIGN TREASURER'S REPORT – ITEMIZED EXPENDITURES

Name: Building Brighter Days PC

Report: 2016 G2

Period: 09/10/2016 to 09/16/2016

**** 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 DISTRIBUTIONS

Name: Building Brighter Days PC

Report: 2016 G2

Period: 09/10/2016 to 09/16/2016

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

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

ID:

CAMPAIGN TREASURER'S REPORT - ITEMIZED FUND TRANSFERS

Name: Building Brighter Days PC

Report: 2016 G2

Period: 09/10/2016 to 09/16/2016

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

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

Queued Items for 2016-G2

Account: 64610

Building Brighter Days PC

Rpt Seq: 29

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	64610	9/20/2016 12:42:39 PM	9/20/2016 12:42:39 PM
Review Pending Report	Processing Complete	64610	9/20/2016 12:42:41 PM	9/20/2016 12:42:41 PM
File Pending Report	Processing Complete	64610	9/20/2016 12:42:59 PM	9/20/2016 12:42:59 PM
Amend Filed Report	Processing Complete	64610	9/26/2016 12:14:13 PM	9/26/2016 12:14:13 PM
Review Pending Report	Processing Complete	64610	9/26/2016 12:19:07 PM	9/26/2016 12:19:07 PM
File Pending Report	Processing Complete	64610	9/26/2016 12:19:53 PM	9/26/2016 12:19:53 PM



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Committee Name: Building Brighter Days PC

Name:

Account: 64610

Election:

Acct:

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
1/10/2017	M12	1/4/2017						
12/12/2016	M11	12/9/2016						
11/4/2016	G7	11/4/2016						
11/4/2016	D6	11/3/2016						
11/2/2016	D5	11/2/2016						
11/1/2016	D4	11/1/2016						
10/31/2016	D3	10/31/2016						
10/30/2016	D2	10/29/2016						
10/29/2016	D1	10/28/2016						
10/28/2016	G6	10/26/2016						
10/21/2016	G5	10/21/2016						
10/14/2016	G4	10/12/2016						
10/7/2016	G3	10/5/2016						
9/30/2016	G2A	9/30/2016						
9/23/2016	G2	9/20/2016	APP	3	\$150.00		\$150.00	\$0.00
9/16/2016	G1A	9/16/2016						
9/9/2016	G1	9/6/2016	APP	0	\$1,250.00		\$1,250.00	\$0.00
9/2/2016	P7A	8/31/2016						
8/26/2016	P7	8/26/2016						
8/19/2016	P6	8/16/2016						
8/12/2016	P5	8/9/2016						
8/5/2016	P4	8/3/2016						
7/29/2016	P3	7/26/2016						
7/22/2016	P2A	7/22/2016						
7/15/2016	P2	7/13/2016						
7/8/2016	P1A	7/8/2016						
7/1/2016	P1	6/27/2016						
6/10/2016	M5	6/7/2016						
5/10/2016	M4	5/10/2016						
4/11/2016	M3	4/7/2016						
3/10/2016	M2	3/7/2016						
2/10/2016	M1	2/2/2016						
1/11/2016	M12	1/5/2016						
12/10/2015	M11	12/3/2015						
11/10/2015	M10	11/6/2015						
10/13/2015	M9	10/6/2015						
9/10/2015	M8	9/8/2015						
8/10/2015	M7	8/10/2015						
7/10/2015	M6	7/7/2015						
6/10/2015	M5	6/4/2015						
5/11/2015	M4	5/6/2015						
4/10/2015	M3	4/7/2015						
3/10/2015	M2	3/10/2015						



**Florida Department of State
Division of Elections**

Building Brighter Days PC

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. If all contributions for a reporting period are less than 1 dollar Then they may not be displayed.

	Filing Period	Contributions			Expend	Other	Transfers
		Monetary	Loans	InKind			
W	02/16/2015 - 02/28/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	03/01/2015 - 03/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	04/01/2015 - 04/30/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	05/01/2015 - 05/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	06/01/2015 - 06/30/2015	0.00	0.00	0.00	0.00	0.00	0.00
○	07/01/2015 - 07/31/2015	12,000.00	0.00	0.00	0.00	0.00	0.00
W	08/01/2015 - 08/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
○	09/01/2015 - 09/30/2015	1,500.00	0.00	0.00	3,821.15	0.00	0.00
○	10/01/2015 - 10/31/2015	0.00	0.00	0.00	1,056.00	0.00	0.00
○	11/01/2015 - 11/30/2015	0.00	0.00	0.00	2,660.91	0.00	0.00
○	12/01/2015 - 12/31/2015	0.00	0.00	0.00	110.00	0.00	0.00
○	01/01/2016 - 01/31/2016	0.00	0.00	0.00	110.00	0.00	0.00
○	02/01/2016 - 02/29/2016	11,500.00	0.00	0.00	0.00	0.00	0.00
○	03/01/2016 - 03/31/2016	11,750.00	0.00	0.00	220.00	0.00	0.00
○	04/01/2016 - 04/30/2016	2,500.00	0.00	0.00	110.00	0.00	0.00
○	05/01/2016 - 05/31/2016	0.00	0.00	0.00	110.00	0.00	0.00
W	06/01/2016 - 06/24/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	06/25/2016 - 07/01/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	07/02/2016 - 07/08/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	07/09/2016 - 07/15/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	07/16/2016 - 07/22/2016	0.00	0.00	0.00	0.00	0.00	0.00
○	07/23/2016 - 07/29/2016	1,000.00	0.00	0.00	3,200.00	0.00	0.00

<input type="radio"/>	07/30/2016 - 08/05/2016	10,000.00	0.00	0.00	9,000.00	0.00	0.00
<input type="radio"/>	08/06/2016 - 08/12/2016	0.00	0.00	0.00	3,930.00	0.00	0.00
<input type="radio"/>	08/13/2016 - 08/25/2016	5,000.00	0.00	0.00	11,000.00	0.00	0.00
W	08/26/2016 - 08/26/2016	0.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	08/27/2016 - 09/02/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	09/03/2016 - 09/09/2016	0.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	09/10/2016 - 09/16/2016	5,000.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	09/17/2016 - 09/23/2016	2,000.00	0.00	0.00	0.00	0.00	0.00
W	09/24/2016 - 09/30/2016	0.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	10/01/2016 - 10/07/2016	0.00	0.00	0.00	16.33	0.00	0.00
<input type="radio"/>	10/08/2016 - 10/14/2016	0.00	0.00	0.00	16,000.00	0.00	0.00
<input type="radio"/>	10/15/2016 - 10/21/2016	0.00	0.00	0.00	2,500.00	0.00	0.00
<input type="radio"/>	10/22/2016 - 10/28/2016	6,000.00	0.00	0.00	0.00	0.00	0.00
W	10/29/2016 - 10/29/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	10/30/2016 - 10/30/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	10/31/2016 - 10/31/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	11/01/2016 - 11/01/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	11/02/2016 - 11/02/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	10/22/2016 - 11/03/2016	0.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	11/04/2016 - 11/30/2016	5,500.00	0.00	0.00	11,611.00	0.00	0.00
<input type="radio"/>	12/01/2016 - 12/31/2016	17,500.00	0.00	0.00	15,362.43	0.00	0.00
<input checked="" type="radio"/>	All Dates (Totals)	91,250.00	0.00	0.00	80,817.82	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

[Query the Campaign Finance Data Base](#)

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RE: Acct #64610
Bronson, Kristi R.
to:
Cedric Oliver
01/17/2017 09:38 AM
Hide Details
From: "Bronson, Kristi R." <Kristi.Bronson@DOS.MyFlorida.com>
To: Cedric Oliver <Cedric.Oliver@myfloridalegal.com>

The committee filed a notice of no activity (waiver) on 9-6-16. A waiver is not a report. On 9-16-16, the committee filed a report showing \$5000 of activity. The fine is based on 25% of the activity.

Regards,

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

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

From: Cedric Oliver [<mailto:Cedric.Oliver@myfloridalegal.com>]
Sent: Thursday, January 12, 2017 8:17 AM
To: Bronson, Kristi R.
Subject: Acct #64610

Kristi, Could you please explain the discrepancy for this PC's 2016 G1 Report. DOE records reflect that this report was filed on 9/6/16, which is three days before the report was due. This PC was fined \$1,250.00.

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