STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re:	League of Voters, Extraordinaire	Case No.: FEC 22-249
		/

TO: Leonard Schmiege, Chair 3024 25th Avenue North St. Petersburg, FL 33713

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

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on, **August 15, 2023 at 8:30 a.m.**, or as soon thereafter as the parties can be heard, at the following location: **Virtual Meeting via GoTo Webinar:**

WEB PARTICIPATION: https://attendee.gotowebinar.com/register/4391393799096818270
AUDIO PARTICIPATION: 1 877 309 2074 ATTENDEE ACCESS CODE: 424-284-031

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 1, 2023 Please refer to the information below for further instructions related to your particular hearing:

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

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

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

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

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

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

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

Florida Elections Commission, Petitioner,

v.

Case No.: FEC 22-249

League of Voters, Extraordinaire, Respondent.

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on May 16, 2023, in Tallahassee, Florida.

On February 22, 2023, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

Count 1:

On or about May 10, 2022, League of Voters, Extraordinaire violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2022 M4 Report.

Count 2:

On or about June 24, 2022, League of Voters, Extraordinaire violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2022 P1 Report.

Count 3:

On or about July 1, 2022, League of Voters, Extraordinaire violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2022 P1A Report.

DONE AND ORDERED by the Florida Elections Commission on May 16, 2023.

Tim Vaccaro, J.D., Executive Director For Joni Alexis Poitier, Vice Chair Florida Elections Commission

Copies furnished to: Stephanie J. Cunningham, General Counsel League of Voters, Extraordinaire, Respondent Division of Elections, Complainant

NOTICE OF RIGHT TO A HEARING

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

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

Third, you may request a <u>formal hearing</u> held before an administrative law judge in the Division of Administrative Hearings (DOAH), if you dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to present evidence

relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

If you do not elect to resolve the case by consent order or request a formal hearing at the DOAH or an informal hearing before the Commission within 30 days of the date this Order of Probable Cause is filed with the Commission, the case will be sent to the Commission for a formal or informal hearing, depending on whether the facts are in dispute. The date this order was filed appears in the upper right-hand corner of the first page of the order.

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

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re:	League of Voters, Extraordinaire	,	Case No.: FEC 22-249
TO:	Leonard Schmiege, Chair	/	Division of Elections
	3024 25th Avenue North		500 South Bronough Street, Room 316

St. Petersburg, FL 33713 Tallahassee, FL 32399

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, May 16, 2023 at 8:30, or as soon thereafter as the parties can be heard, at the following location: Join Zoom Meeting:

https://us06web.zoom.us/meeting/register/tZMpdumuqTsqGt1MNuvpQBOl5XPapAI 9zfC

 Audio Participation:
 Meeting ID:
 Passcode:

 Dial: 1 301 715 8592
 874 1067 0009
 772737

After registering, you will receive a confirmation email containing information about joining the meeting.

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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 May 2, 2023 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 **probable cause hearing**, the Commission will decide if there is probable cause to believe that the Respondent committed a violation of Florida's election laws. Respondent should be prepared to explain how the staff in its recommendation incorrectly applied the law to the facts of the case. *Respondent may not testify, call others to testify, or introduce any documentary or other evidence at the probable cause hearing.* The Commission will only decide whether Respondent should be *charged* with a violation and, before the Commission determines whether a violation has occurred or a fine should be imposed, Respondent will have an opportunity for another hearing at which evidence may be introduced.

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

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

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re:	League of Voters, Extraordinaire		Case No.:	FEC 22-249
		1		

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.07(7)**, **Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on January 6, 2023, the following facts and law support this staff recommendation:

- 1. On August 29, 2022, the Florida Elections Commission ("Commission") received a referral from the Department of State, Division of Elections ("Division"), alleging that League of Voters, Extraordinaire ("Respondent") violated Chapter 106, Florida Statutes.
 - 2. Respondent is a political committee registered with the Division. (ROI Exhibit 2)¹
- 3. By letter dated September 30, 2022, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a political committee registered with the Division of Elections, failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because it had not received funds, made contributions, or expended reportable funds during the following reporting periods:

- 2022 M4
- 2022 P1
- 2022 P1A
- 4. By letter dated September 29, 2011, Kristi Reid Bronson, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received its Statement of Organization and Appointment of Campaign Treasurer and Designation of Campaign Depository for Political Committees forms. (ROI Exhibit 3, page 1)
- 5. The acknowledgment letter advised Respondent that all of the Division's publications and reporting forms were available on its website and directed Respondent to print out the *Calendar of Reporting Dates* as well as other relevant documents. (ROI Exhibit 3, page 3)

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

- 6. Pursuant to Section 106.07(7), Florida Statutes, in any reporting period during which a political committee has not received funds, made any contributions, or expended any reportable funds, the filing of the required report for that period is waived. However, the political committee is required to notify the filing officer in writing on the prescribed reporting date that no report is being filed on that date.
- 7. The *Political Committee Handbook* references the statutory requirement regarding written notification and directs political committees to notify the Division by way of the Division's electronic filing system. (ROI Exhibit 4, page 2) The *Political Committee EFS User's Guide* shows the process through which to notify the Division. The user's guide instructs political committees to select the relevant reporting period and place a checkmark in a box titled "Waiver" to indicate the lack of reportable financial activity. (ROI Exhibit 5, pages 2-3)
- 8. Respondent failed to notify the filing officer on the prescribed reporting dates that no reports would be filed for the following reporting periods, as set forth in the table below. (ROI Exhibit 6, page 1)

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2022 M4	04/01/22 - 04/30/22	05/10/2022	05/11/2022	1
2022 P1	06/01/22 - 06/17/22	06/24/2022	07/06/2022	12
2022 P1A	06/18/22 - 06/24/22	07/01/2022	07/06/2022	5

- 9. Leonard Schmiege, chairperson and treasurer for Respondent, stated that he was unable to file because he had no Internet access and noted that he cannot submit notices of no activity early. (ROI Exhibits 7 & 8) Mr. Schmiege stated that, "[he] should not be forced to hire a treasurer to act on [his] behalf when [he is] out of range of the internet." He stated that the committee does not have an active ballot issue so the numerous reporting deadlines that are geared towards candidates are not relevant to the committee. (ROI Exhibit 7)
- 10. "Probable Cause" is defined as reasonable grounds of suspicion supported by circumstances sufficiently strong to warrant a cautious person in the belief that the person has committed the offense charged. *Schmitt v. State*, 590 So. 2d 404, 409 (Fla. 1991). Probable cause exists where the facts and circumstances, of which an [investigator] has reasonably trustworthy information, are sufficient in themselves for a reasonable man to reach the conclusion that an offense has been committed. *Department of Highway Safety and Motor Vehicles v. Favino*, 667 So. 2d 305, 309 (Fla. 1st DCA 1995).
- 11. The facts set forth above show that Respondent is a political committee registered with the Division. Respondent failed to notify the filing officer on the prescribed reporting dates that no reports would be filed for the following reporting periods: 2022 M4, 2022 P1, and 2022 P1A.

Based upon these facts and circumstances, I recommend that the Commission find probable cause to charge Respondent with violating the following:

Count 1:

On or about May 10, 2022, League of Voters, Extraordinaire violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2022 M4 Report.

Count 2:

On or about June 24, 2022, League of Voters, Extraordinaire violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2022 P1 Report.

Count 3:

On or about July 1, 2022, League of Voters, Extraordinaire violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2022 P1A Report.

Respectfully submitted on February 22, 2023.

Stephanie J. Cunningham

General Counsel

I reviewed this Staff Recommendation this <u>22</u> day of February 2023.

Tim Vaccaro

Executive Director

FLORIDA ELECTIONS COMMISSION

Report of Investigation for Failure to Notify Filing Officer

Case Number: FEC 22-249

Section 106.07(7), Florida Statutes, failure of a candidate or political committee that did not receive any contributions or make any expenditures during a reporting period to timely notify the filing officer, in writing, that no report is being filed.

Respondent: League of Voters,

Extraordinaire

Respondent's Atty: N/A

Division of Elections (Division) Referral Filed: August 29, 2022

Respondent Type: Political Committee

I. Preliminary Information:

- 1. Respondent is a political committee registered with the Division.
- 2. An Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 6) was filed on September 23, 2011. Leonard Schmiege was appointed as campaign treasurer. To review the DS-DE 6, refer to Exhibit 1.
- 3. A Statement of Organization (DS-DE 5) for the political committee was filed with the Division on September 23, 2011. To review the Statement of Organization, refer to Exhibit 2.
- 4. An acknowledgement letter was mailed to the address provided on the DS-DE 6 on September 29, 2011, advising Respondent that all political committees filing reports with the Division are required to file by means of the Division's electronic filing system (EFS). Respondent was provided with a user identification number and initial password allowing access to the EFS.
- 5. The acknowledgement letter also advised Respondent that all of the Division's publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *Political Committee Handbook*, and the *Calendar of Reporting Dates*. The letter further advised that it was Respondent's responsibility to read, understand, and follow the requirements of Florida's election laws. To review the acknowledgement letter, refer to Exhibit 3.
- 6. The *Political Committee Handbook* discusses filing a waiver when there is no activity to disclose. To review the relevant page of the *Handbook*, refer to Exhibit 4.
- 7. The *Political Committee EFS User's Guide* discusses how to notify the Division on the prescribed reporting date that no report will be filed using the EFS. Specifically, the *Handbook* instructs the user to click the box next to "waiver" if there is no activity to disclose. To review the relevant pages from the *EFS User's Guide*, refer to Exhibit 5.

II. Alleged Violation of Section 106.07(7), Florida Statutes:

8. I investigated whether Respondent violated this section of the election laws by not timely notifying the filing officer, in writing, that no report(s) would be filed due to not receiving any contributions or making expenditures during the following reporting period(s). To review Respondent's filing history reflecting the untimely filed notification(s) summarized below, refer to Exhibit 6.

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2022 M4	04/01/2022 - 04/30/2022	05/10/2022	05/11/2022	1
2022 P1	06/01/2022 - 06/17/2022	06/24/2022	07/06/2022	12
2022 P1A	06/18/2022 - 06/24/2022	07/01/2022	07/06/2022	5

- 9. Respondent did respond to the referral. Respondent's Chairperson explained there have been no contributions or expenses since February 2017 and the Division's EFS does not allow filing a waiver in advance. He stated that since Respondent did not have an active ballot issue in the election cycle at issue, the numerous extra reports are geared to current candidates and are not very relevant to Respondent, "and as such I believe while a possible technical violation, a late zero return in this case does not violate the spirit of the election law." To review Respondent's response, refer to Exhibit 7.
- 10. On January 5, 2023, I called Respondent's Chairperson for the purpose of providing an opportunity to discuss the allegations made in the referral. When asked why the waivers at issue were filed late, the Chairperson stated he was out of range of internet access, had no way of filing and could not file early. The Chairperson stated he did not possess a copy of Chapter 106, Florida Statutes, but he has read it at least once and has probably read an older edition of the *Political Committee Handbook*. To review the phone log, refer to Exhibit 8.

	May as	Malford		
SIGNATURE OF INVESTIGATOR:	(0000		Date: Janu	arv 6, 2023

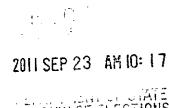
FLORIDA ELECTIONS COMMISSION

REPORT OF INVESTIGATION

League of Voters, Extraordinaire -- FEC 22-249

LIST OF EXHIBITS				
Exhibits #s	Description of Exhibits			
Exhibit 1	DS-DE 6			
Exhibit 2	Statement of Organization			
Exhibit 3	Acknowledgement Letter			
Exhibit 4	Political Committee Handbook			
Exhibit 5	Political Committee EFS User's Guide			
Exhibit 6	Filing History			
Exhibit 7	Respondent's Chairman Response			
Exhibit 8	Phone Log			

APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN **DEPOSITORY FOR POLITICAL COMMITTEES** (Sections 106.011(1) and 106.021(1), F.S.)



DIVISION OF ELECTIONS

CHECK APPROPRIATE BOX:			OFFICE USE ONLY
Original Appointment of Treasurer Reappoin	ntment of Treasurer		Deputy Treasurer
1. Committee or Organization		2. Telephone	
League of Voters, Extraordinaire		(727) 386 8	536
Name of Treasurer or Deputy Treasurer 4. Email (optional))	5. Telephone (o	ptional)
Leonard Schmiege publicpolitics@g	mx.com	(727) 386 8	536
6. Mailing Address 3024 25th Avenue North, Saint Pe	tersburg, F	FL 33713	
7. Street Address 3024 25th Avenue North, Saint	Petersbur	g, FL 337	713
8. The following bank has been designated as the Prin	mary Depository	Secondar	ry Depository
9. Name of Bank	10. Street Address		
Grow Financial Credit Union	2600 Dr. Marti	n Luther King,	Jr. St. N., Suite 100
11. City	12. State		13. Zip Code
Saint Petersburg	Flori	da	33704
14. Signature of Chairman	15. Name of Chair		e)
Campaign Treasurer's Act. Leonard Schmiege (Please Print or Type)	ceptance of A		y accept the appointment as
treasurer or deputy treasurer for League of Vote			,
UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAD ACCEPTANCE OF APPOINTMENT AND		REGOING CAMP	
9-20-2011 X	Local	micego	ρ
Date	Signature of Compa	ian Transurar or I	Doputy Transpurer

STATEMENT OF ORGANIZATION OF POLITICAL COMMITTEE 2011 SEP 23 AM 10: 17

OFFICE USE ONLY

Telephone

(PLEASE TYPE)

1. Full Name of Committee

This ha he flections

League of Voters, Extraordinaire 727 386 8536							
Mailing Address (include city, state and zip code)							
3024 25th Avenue No	3024 25th Avenue North, Saint Petersburg, Florida 33713						
Street Address (include city,	state and zip code)						
3024 25th Avenue Nort	h, Saint Petersburg, Florida 33713						
Affiliated or Connected Or committees)	ganizations (includes other committees of cor	ntinuous exis	stence and political				
Name of Affiliated or Connected Organization	Mailing Address		Relationship				
N/A	N/A	N/A					
3. Area, Scope and Jurisdiction of the Committee State of Florida							
4. Nature of Organization or Organization's Special Interest (e.g., medical, legal, education, etc.) Education							

Leonard Schmiege 3024 25th Avenue North, Saint Petersburg, FL 33713 Chairperson and Treasurer

5. Identify by Name, Address and Position, the Custodian of Books and Accounts (include treasurer's name)

Mailing Address

DS-DE 5 (Rev. 05/06)

Full Name

(continued on reverse side)

Committee Title or Position

6. List by Name, Address and Position, Other Principal Officers, Including Officers and Members of the Finance Committee, If Any (include chairman's name)						
Full Name	Mailing Add	ress	Committee Title or Position			
N/A						
	Office Sought and Party Affili g (if none, please indicate)	ation Each Candidate or C	Other Individual that this			
Full Name	Mailing Address	Office Sough	t Party			
None						
8. List Any Issues this Con	nmittee is Supporting: None					
List Any Issues this Committee is Opposing: None						
9. If this Committee is Sup N/A	9. If this Committee is Supporting the Entire Ticket of a Party, Give Name of Party N/A					
	tion, What Disposition will be ce in Saint Petersburg, Florid					
11. List all Banks, Safety D	eposit Boxes, or Other Depos	sitories Used for Committe	ee Funds			
Name of Bank or Depo	sitory & Account Number	Mailir	ng Address			
Grow Financial Credit Account Number: To b		2600 Dr. Martin Luther King, Jr. St. N. Suite 100 St. Petersburg, FL 33704				
12. List all Reports Require and Positions of Such	ed to be Filed by this Commit Officials, If Any	tee with Federal Officials a	and the Names, Addresses			
Report Title	Dates Required to be Filed	Name & Position of Officia	Mailing Address			
N/A						
STATE OF Florida	<u>+</u>	Pinellas	₽ COUNTY			
I, Leonard Schmiege		, certify that the informal	ion in this Statement of			
Organization is complete, tru Signature of CI	e and correct. Livinge nairman of Political Committee	9	-20-2011 Date			

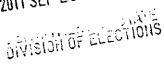
Attn: Division of Elections

I have enclosed the following forms in order to register a political action committee in Florida 23 AM 10: 17

DS-DE5

DS-DE6

DS-DE41



Please file and acknowledge my political action committee, called "League of Voters, Extraordinaire" as soon as possible.

Please call 727 386 8536 if any information is missing or incomplete.

Thank you.

Leonard Schmiege



Governor

KURT S. BROWNING

Secretary of State

September 29, 2011

Mr. Leonard Schmiege, Chairperson League of Voters, Extraordinaire 3024 25th Avenue North Saint Petersburg, Florida 33713

Dear Mr. Schmiege:

This will acknowledge receipt of the Statement of Organization and Appointment of Campaign Treasurer and Designation of Campaign Depository for League of Voters, Extraordinaire, which were placed on file in our office on September 28, 2011. This information appears to comply with the requirements of Section 106.03, Florida Statutes, and the name of this organization has been placed on our active committee list as a political committee that supports and opposes both candidates and issues.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **October 11, 2011**. The report will cover the period of July 1 - September 30, 2011. All political committees that file reports with the Division of Elections are required to file by means of the Division's electronic filing system (EFS).

Credentials and Sign-ons

Below is the web address to access the EFS and the committee's user identification number. The enclosed sealed envelope contains the committee's initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential signon. The chairperson, campaign treasurer, and deputy treasurers are responsible for protecting this password from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

EFS Web site Address: https://efs.dos.state.fl.us

Identification Number: 55402



R. A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250 Telephone: (850) 245-6500 • Facsimile: (850) 245-6125 www.dos.state.fl.us

Commemorating 500 years of Florida history www.fla500.com

Mr. Leonard Schmiege, Chairperson September 29, 2011 Page Two

Pin Numbers

Pin numbers are confidential secure credentials that allow you to submit reports and update information. The enclosed sealed envelopes contain your confidential pin numbers.

Each political committee chairperson is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that the password is forgotten or lost. When you enter the campaign account screen, there will be a drop down box where you pick a question (such as *What is your mother's maiden name?*) and supply an answer. All passwords and answers to questions are stored as encrypted data and cannot be viewed by Division staff and given out over the phone. Please notify the Division if your credentials have been compromised.

Timely Filing

All reports must be completed and filed through the EFS not later than midnight, Eastern Standard Time, of the due date. Reports not filed by midnight, Eastern Standard Time, 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, Eastern Standard Time, of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

Any political committee failing to file a report on the designated due date is subject to a fine of \$50 per day for the first 3 days and, thereafter, \$500 per day for each day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the reports immediately preceding each primary and general election, the fine shall be \$500 per 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 chairperson and campaign treasurer and such persons are subject to the provisions of Section 106.07(5), Florida Statutes.

Mr. Leonard Schmiege, Chairperson September 29, 2011 Page Three

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' web site at http://election.dos.state.fl.us. 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: Chapter 106, Florida Statutes, 2010 Political Committee Handbook, 2011 Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,

Kristi Reid Bronson, Chief Bureau of Election Records

Knist Reid \$

KRB/jmc

Enclosures

2016 Political Committee Handbook



Florida Department of State Division of Elections R. A. Gray Building, Room 316 500 South Bronough Street Tallahassee, FL 32399-0250 850.245.6240

(Rev. 01/27/2016)

Unless the electronic filing requirements of Section 106.0705, Florida Statutes, apply, reports shall be filed no later than 5 p.m. of the day designated. A report postmarked by the U.S. Postal Service no later than midnight of the day designated is deemed timely filed. A report received by the filing officer within 5 days after the designated due date that was delivered by the U.S. Postal Service is deemed timely filed unless it has a postmark indicating the report was mailed after the designated due date. A certificate of mailing obtained from and dated by the U.S. Postal Service at the time of mailing or a receipt from an established courier company, which bears a date on or before the date on which the report is due, is proof of mailing in a timely manner. Reports filed with the Division through the **Electronic Filing System** (EFS) are due no later than midnight, Eastern Time, of the due date. (See Chapter 12, Electronic Filing of Campaign Reports.)

(Sections <u>106.07</u>, <u>106.0705</u> and 106.141, F.S.)

Penalty for Late Filing

Any political committee 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 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the reports due immediately prior to the primary and general elections, the fine shall be \$500 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

(Section <u>106.07(8)</u>, F.S.)

Notice of No Activity

When there has been no reportable activity in the campaign account during a reporting period (no funds expended or received) the filing of the report is waived. The political committee shall notify the filing officer in writing on or before the prescribed reporting date that no report is being filed on that date. The next report filed must specify that the report covers the entire period between the last submitted report and the report being filed.

(Section 106.07, F.S.)

A notice of no activity filed with the Division must be filed electronically using the Division's electronic filing system.

(Section <u>106.0705</u>, F.S.)

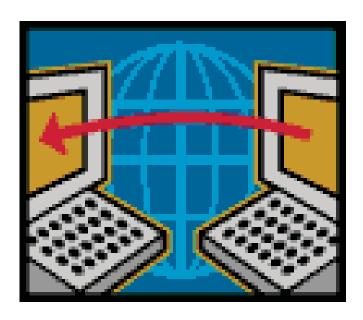
Special Election Reports

When a special election is called to fill a vacancy in office, all political committees making contributions or expenditures to influence the results of the special election shall file campaign treasurers' reports with the filing officer on the dates set by the Department of State pursuant to Section 100.111, F.S.

When an election is called for an issue to appear on the ballot at a time when no candidates are scheduled to appear on the ballot, all political committees making contributions or expenditures in support of or in opposition to such issue shall file reports on the 18th and 4th days prior to such election.

Department of State Division of Elections

Political Committee EFS User's Guide



Florida Department of State Division of Elections R.A. Gray Building, Room 316 500 S Bronough Street Tallahassee, FL 32399-0250

EFS HELP LINE: 850-245-6280

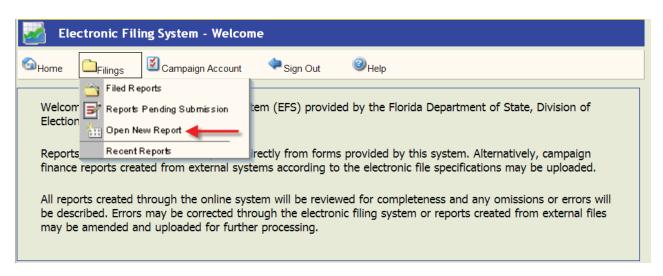
January 2011

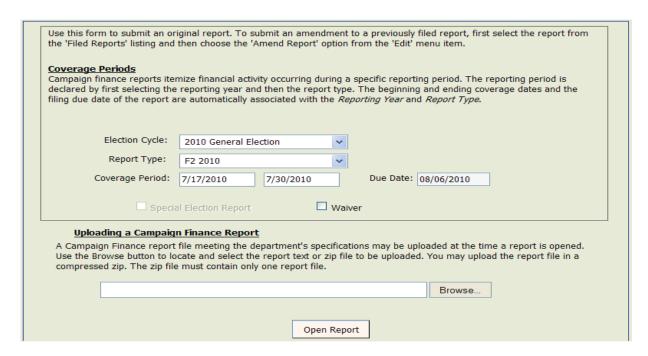
Rule 1S-2.017, F.A.C.

DS-DE 110B (eff. 01/11)

Create a New Report by Data Entry

From the Welcome screen, click and then Open New Report





Click arrow next to **Election Cycle**. Scroll to the cycle associated with the report you are entering.

Click arrow next to **Report Type** select report type corresponding to the correct cover period and due date.

The Cover Period dates will automatically fill in based on the Calendar of Election and Reporting Dates.

The **Due Date** will automatically fill in based on the **Calendar of Election and Reporting**Dates.

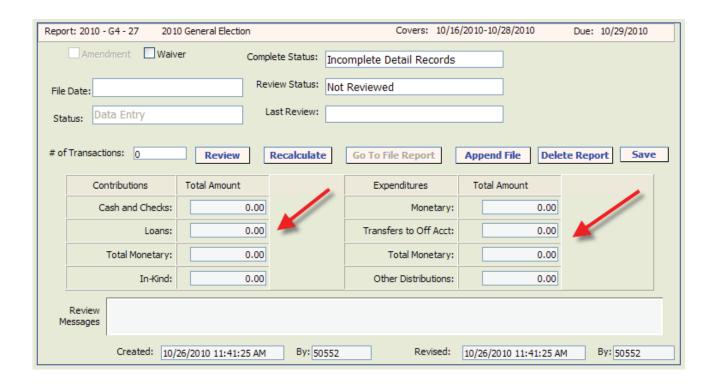
If this report is for a special election, click the box next to **Special Election Report**. (If no special elections are scheduled this option will not be available.)

*****NOTE****

If this report is a waiver of report (no activity), click the box next to Waiver.

Election Cycle:	2010 General Election F2 2010		~	<u> </u>	
Report Type:			~		
Coverage Period:	7/17/2010	7/30/2010		Due Date: 08/06/2010	08/06/2010
☐ Specia	al Election Report		Waiver	-	

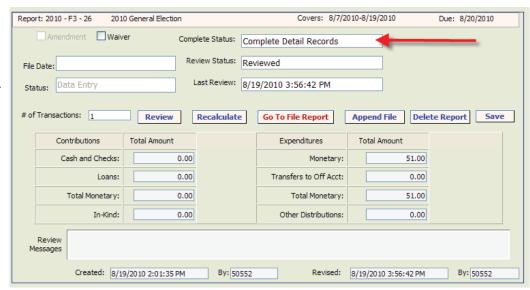
Click Open Report at the bottom of the screen. A **Report Detail** screen (view only) will appear. This screen will not indicate any activity until individual detail data is entered, saved and a review is performed.



File the Report

If the **Review Status** is <u>Updated Detail – Needs Review</u> the report has not been reviewed since the last update. (See page 39 for instructions on how to submit the report to the system for review.)

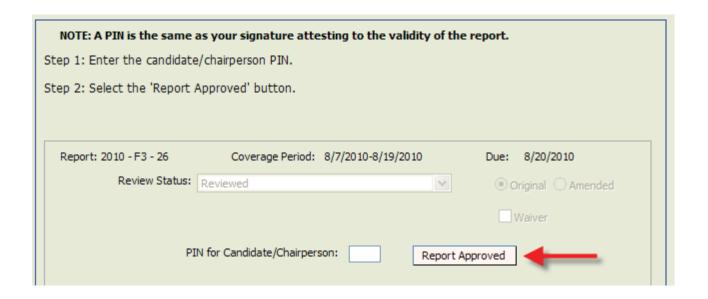
If the status of the report is <u>Complete</u> <u>Detail Records</u>, you are ready to file the report.



Click on Go To File Report

The **chairperson** enters his or her **PIN**, and then selects

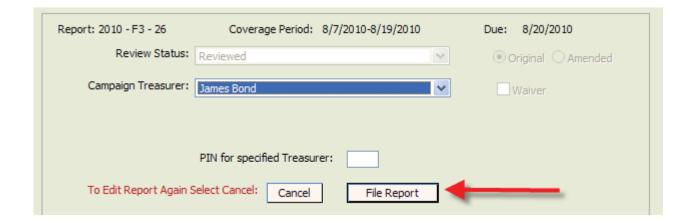
Report Approved



If there is more than one treasurer, click on the drop down and select the treasurer that is filing the report.



The treasurer enters his **PIN** and then clicks File Report



<u>IMPORTANT NOTE</u>: If changes need to be made <u>after</u> a chairperson PIN is entered, the treasurer must <u>undo</u> the chairperson PIN validation before the system will allow changes. See page 49 for instructions.



Florida Department of State - Division of Elections

Florida Election System Reports

Pol Action Comm League of Voters, Extraordinaire Candidate/Committee Lookup Name: league of voters, extract **Account: 55402** Election: Days Fine Amount Amount Appealed Date Due Type Date Filed Status Late Assessed Fined Paid Acct: 55402 11/4/2022 G6 11/5/2022 PEN 1 \$0.00 \$0.00 \$0.00 11/3/2022 D6 11/3/2022 Type: | Pol Action Comm 11/2/2022 D5 11/2/2022 11/1/2022 D4 11/1/2022 Reset Search 10/31/2022 D3 10/31/2022 10/30/2022 D2 10/30/2022 10/29/2022 D1 10/29/2022 10/28/2022 G5 10/21/2022 10/21/2022 G4A 10/14/2022 10/14/2022 G4 10/7/2022 10/7/2022 G3A 10/2/2022 10/7/2022 G3 9/24/2022 9/23/2022 G2A 9/16/2022 9/16/2022 G2 9/14/2022 9/9/2022 G1A 9/5/2022 9/2/2022 G1 9/3/2022 CLO 1 \$0.00 \$0.00 \$0.00 8/26/2022 P7A 8/24/2022 8/19/2022 P7 8/18/2022 8/12/2022 P6 8/11/2022 8/5/2022 P5 8/5/2022 7/29/2022 P4 7/29/2022 7/22/2022 P3 7/15/2022 7/15/2022 P2A 7/10/2022 7/8/2022 P2 7/6/2022 7/1/2022 P1A 7/6/2022 \$0.00 \$0.00 CLO 5 \$0.00 6/24/2022 P1 7/6/2022 CLO \$0.00 12 \$0.00 \$0.00 6/10/2022 M5 6/8/2022 5/10/2022 M4 5/11/2022 CLO \$0.00 \$0.00 \$0.00 4/11/2022 M3 4/5/2022 3/10/2022 M2 3/4/2022 2/10/2022 M1 2/10/2022 M12 1/7/2022 1/10/2022 12/10/2021 M11 12/2/2021 11/10/2021 M10 10/31/2021 10/12/2021 M9 10/1/2021 9/10/2021 M8 9/1/2021 8/10/2021 M7 8/4/2021 7/12/2021 M6 7/7/2021 \$0.00 6/10/2021 M5 6/17/2021 CLO 7 \$0.00 \$0.00 5/10/2021 M4 5/3/2021 4/12/2021 M3 4/9/2021 3/10/2021 M2 3/1/2021 2/10/2021 M1 1/31/2021 1/11/2021 M12 1/8/2021

Exhibit 6 Page 1 of 5

9/11/2020 9/4/2020		9/16/2020 8/31/2020	CLO	5	\$0.00	\$0.00	\$0.00
8/28/2020	G1	8/27/2020					
8/21/2020		8/19/2020					
8/14/2020	P7	8/14/2020					
8/7/2020 7/31/2020	P6 P5	8/3/2020 7/27/2020					
7/24/2020	P4	7/24/2020					
7/17/2020	P3	7/13/2020					
7/10/2020		7/6/2020					
7/3/2020	P2						
6/26/2020	P1A	6/23/2020					
6/19/2020	P1	6/17/2020					
6/10/2020	M5	6/5/2020					
5/11/2020	M4	5/6/2020					
4/10/2020	МЗ	4/7/2020					
3/10/2020	M2	3/3/2020					
2/10/2020	M1	2/5/2020					
1/10/2020	M12	1/8/2020					
12/10/2019	M11	12/5/2019					
11/12/2019							
10/10/2019		10/4/2019					
9/10/2019		9/8/2019					
8/12/2019		8/1/2019					
7/10/2019		7/1/2019					
6/10/2019		6/4/2019					
5/10/2019		5/1/2019					
4/10/2019		4/2/2019					
3/11/2019		3/11/2019					
2/11/2019	M1	2/6/2019					
1/10/2019		1/2/2019					
12/10/2018							
11/2/2018	G7	11/2/2018					
11/1/2018	D6	10/31/2018					
10/31/2018		10/30/2018					
10/30/2018	D4	10/29/2018					
10/29/2018	D3	10/29/2018	CI O	4	\$0.00	ድብ ብር	ቀለ ለላ
10/28/2018	D2	10/29/2018	CLO	1	\$0.00	\$0.00	\$0.00
10/27/2018	D1	10/26/2018			Exhibit 6 Page	2 of 5	
					9		

10/26/2018 G6 10/24/2018					
10/25/2018 G4 10/9/2018					
10/19/2018 G5 10/19/2018					
10/5/2018 G3 9/28/2018					
9/28/2018 G2A 9/21/2018					
9/21/2018 G2 9/17/2018					
9/14/2018 G1A 9/7/2018					
9/7/2018 G1 9/1/2018					
8/31/2018 P7A 9/1/2018	CLO	1	\$0.00	\$0.00	\$0.00
8/24/2018 P7 8/24/2018					
8/17/2018 P6 8/13/2018					
8/10/2018 P5 8/6/2018					
8/3/2018 P4 7/30/2018					
7/27/2018 P3 7/23/2018					
7/20/2018 P2A 7/20/2018					
7/13/2018 P2 7/11/2018					
7/6/2018 P1A 7/2/2018					
6/29/2018 P1 6/29/2018					
6/11/2018 M5 6/1/2018					
5/10/2018 M4 5/2/2018					
4/10/2018 M3 4/3/2018					
3/12/2018 M2 3/9/2018					
2/12/2018 M1 2/1/2018					
1/10/2018 M12 1/6/2018					
12/11/2017 M11 12/5/2017					
11/13/2017 M10 10/31/2017					
10/10/2017 M9 10/5/2017 9/22/2017 M8 9/7/2017					
8/10/2017 M7 8/9/2017					
7/10/2017 M6 7/3/2017					
6/12/2017 M5 6/2/2017					
5/10/2017 M4 5/1/2017					
4/10/2017 M3 4/6/2017					
3/11/2017 M2 3/6/2017					
2/10/2017 M1 2/1/2017					
1/10/2017 M12 1/5/2017					
12/12/2016 M11 12/1/2016					
11/4/2016 G7 11/3/2016					
11/4/2016 D6 11/2/2016					
11/2/2016 D5 11/2/2016					
11/1/2016 D4 11/1/2016					
10/31/2016 D3 11/2/2016	CLO	2	\$0.00	\$0.00	\$0.00
10/30/2016 D2 10/29/2016					
10/29/2016 D1 10/28/2016					
10/28/2016 G6 10/24/2016					
10/21/2016 G5 10/14/2016					
10/14/2016 G4 10/10/2016					
10/7/2016 G3 10/3/2016					
9/30/2016 G2A 9/26/2016					
9/23/2016 G2 9/20/2016					
9/16/2016 G1A 9/12/2016					
9/9/2016 G1 9/9/2016					
9/2/2016 P7A 9/3/2016					
8/26/2016 P7 8/26/2016			Exhibit 6 Page 3	3 of 5	
			8-1		

9/10/2016	D6	9/15/2016					
8/19/2016 8/12/2016	P5	8/15/2016 8/13/2016	FOI	1	\$0.00	\$0.00	\$0.00
8/5/2016	P4	8/1/2016	101	Į.	ψ0.00	ψ0.00	Ψ0.00
7/29/2016	P3	8/9/2016	FOI	11	\$0.00	\$0.00	\$0.00
7/22/2016		7/20/2016	101		ψ0.00	ψ0.00	ψυ.υυ
7/15/2016		7/11/2016					
7/8/2016		7/7/2016					
7/1/2016		7/3/2016	FOI	2	\$0.00	\$0.00	\$0.00
6/10/2016		6/7/2016	101	2	ψ0.00	ψ0.00	ψ0.00
5/10/2016		5/10/2016					
4/11/2016		4/9/2016					
3/10/2016		3/8/2016					
2/10/2016		2/5/2016					
1/11/2016		1/5/2016					
12/10/2015							
11/10/2015							
10/13/2015		10/8/2015					
9/10/2015	M8						
8/10/2015		8/3/2015					
7/10/2015		7/3/2015					
6/10/2015		6/1/2015					
5/11/2015		5/1/2015					
4/10/2015		4/1/2015					
3/10/2015		3/2/2015					
2/10/2015		2/5/2015					
1/12/2015		1/2/2015					
12/10/2014							
11/10/2014	M10	11/6/2014					
10/31/2014	G7	10/31/2014					
10/30/2014	D6	10/30/2014					
10/29/2014	D5	10/29/2014					
10/28/2014	D4	10/28/2014					
10/27/2014	D3	10/27/2014					
10/26/2014	D2	10/26/2014					
10/25/2014	D1	10/24/2014					
10/24/2014	G6	10/21/2014					
10/17/2014	G5	10/14/2014					
10/10/2014	G4	10/7/2014					
10/3/2014	G3	9/29/2014					
9/26/2014	G2A	9/22/2014					
9/19/2014		9/19/2014					
9/12/2014		9/9/2014					
9/5/2014	G1	9/5/2014					
8/29/2014		8/29/2014					
8/22/2014		8/22/2014					
8/15/2014		8/12/2014					
8/8/2014	P5						
8/1/2014	P4	7/28/2014					
7/25/2014		7/23/2014					
7/18/2014		7/16/2014					
7/11/2014		7/8/2014					
7/4/2014		7/2/2014					
6/27/2014	P1	6/27/2014					
6/10/2014	М5	6/3/2014			Exhibit 6 Page	4 of 5	
						-	

5/12/2014 M4 5/2/2014 4/10/2014 M3 4/4/2014 3/10/2014 M2 3/7/2014 2/10/2014 M1 2/6/2014 1/10/2014 M12 1/6/2014 12/10/2013 M11 12/9/2013 11/12/2013 M10 11/7/2013 10/10/2013 Q3 10/7/2013 7/10/2013 Q2 7/8/2013 4/10/2013 Q1 4/9/2013 1/10/2013 Q4 1/4/2013 11/2/2012 G4 11/2/2012 10/19/2012 G3 10/15/2012 10/5/2012 G2 10/1/2012 9/21/2012 G1 9/18/2012 8/10/2012 F3 8/9/2012 7/27/2012 F2 7/23/2012 7/13/2012 F1 7/12/2012 4/10/2012 Q1 4/4/2012 1/10/2012 Q4 1/9/2012 10/11/2011 Q3 10/7/2011



Response from Leonard Schmiege RE Case No: FEC 22-249

leonard.schmiege to: fec

09/14/2022 06:26 PM

Attention Florida Elections Commission RE Case No: FEC 22-249

I am in receipt of a letter with a complaint that the committee I am chairman of, the League of Voters, Extraordinaire failed to file on time. As a brief review of our records shows we have not collected contributions or had any expenses since we paid your suggested fine for the last time this happened, on February 3, 2017.

Note this committee has not been raising money and has filled paperwork to plead hardship when submitting constitutional amendment petitions for verification.

Here are issues relevant to the situation at hand:

As far as I know campaign finance reports must be filed electronically online, and the website interface provided by the state of Florida does not allow filing a zero return in advance. This means if I am out of range of the internet which happens often on my travels I can not file in advance even though I know we will not be collecting contributions or paying expenses. If possible I would simply declare that all returns will be zero returns until further notice.

Specifically, the Report: 2022 - G2A - 216 as an example can only be filed between Sept 16 and sept 23. even though I know there will be no contributions or expenses today or tomorrow. However if I must spend time in a rural area during these dates, I would not be able to file any return. Also since this committee has plead hardship in the past and is exercising a Florida constitutional right to change the Florida constitution via an amendment I should not be forced to hire a treasurer to act on my behalf when I am out of range of the internet.

My committee does not have an active ballot issue in this election cycle so the numerous extra reports geared to current candidates are not very relevant to our committee and as such I believe while a possible technical violation, a late zero return in this case does not violate the spirit of the election law.

In conclusion, would it be possible for me to submit zero returns electronically in advance as this would solve the issues at hand?

Thank you for your time.

Leonard Schmiege, Chairman League of Voters, Extraordinaire leonard.schmiege@gmx.com 727-656-3519

FLORIDA ELECTIONS COMMISSION PHONE LOG

Case No.: FEC 22-249

Respondent: League of Voters, Extraordinaire

Complainant: Division of Elections

1. **Date and time:** 01/05/2023; 11:08 a.m. **Name:** Leonard Schmiege – Chair/Treasurer

Phone #: (727) 386-8536

Summary: Spoke with Respondent. Explained case number FEC 22-249. Mr. Schmiege was cooperative and willing to answer questions about the case, which can be reviewed in

the "RESPONDENT INTERVIEW MEMO" below.

I informed Mr. Schmiege when I conclude my investigation, a copy of the Report of Investigation (ROI) will be mailed to him. Based on the results of the investigation, a staff attorney will prepare and present a written Staff Recommendation (SR) to the Commission. He will have an opportunity to respond to both the ROI and the SR. I followed up this call with providing Mr. Schmiege a copy of the September 30, 2022, LS letter in an email to leonard.schmiege@gmx.com.

Entered by: CM

2. **Date and time:** 01/05/2023; 02:54 p.m.

Name: Phone #: Summary:

Entered by: CM

3. Date and time:

Name: Phone #: Summary: Entered by:

4. Date and time:

Name: Phone #: Summary: Entered by:

5. Date and time:

Name: Phone #: Summary: Entered by:

6. **Date and time:**

Name: Phone #: Summary: Entered by:

RESPONDENT INTERVIEW MEMO – Call details at #1

- Please explain the reason why you failed to notify the filing officer on the prescribed reporting dates that no 2022 M4, 2022 P1 and 2022 P1A reports would be filed on those dates because the campaign had not received funds, made contributions, or expended reportable funds during the reporting period or failure to file a campaign report to reflect financial activity. Had no internet. Out of range. No way of filing. Can't file early. The PAC has not raised money and has filed paperwork for financial hardship.
- Have you ever run for public office? Yes. If so, please name each office you ran for and state what year each election occurred. Don't see that is relevant.
- Have you ever been appointed to act as a campaign treasurer for a candidate? Yes. If so, please name each such candidate, the office each ran for, and state what year each election occurred. For himself.
- Have you ever held the office of chairperson, treasurer, or other similar position for a
 political committee or electioneering communications organization? Yes. If so, please
 name each committee, state the office you held for each, and state when you held each
 office. Only this PAC, League of Voters, Extraordinaire.
- Have you ever prepared or signed a campaign treasurer's report? Yes. If so, please state the name of the candidate or committee whose report you prepared or signed. League of Voters, Extraordinaire. The last 10 years.
- Do you possess a copy of Chapter 106, Florida Statutes? No. If so, when did you first obtain it? Have you read it? At least once. Have not read since any new laws passed.
- Do you possess a copy of the *Political Committee Handbook*? Don't think so. If so, when did you first obtain it? Have you read it? Probably read an older version than 2016 version.
- Do you have anything else to add for the Commission's consideration regarding the charges specified in the letter of legal sufficiency in this case? Not at this time.

FLORIDA ELECTIONS COMMISSION PHONE LOG

Case No.: FEC 22-249

Respondent: League of Voters, Extraordinaire

Complainant: Division of Elections

1. **Date and time:** 01/05/2023; 11:08 a.m. **Name:** Leonard Schmiege – Chair/Treasurer

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Summary: Spoke with Respondent. Explained case number FEC 22-249. Mr. Schmiege was cooperative and willing to answer questions about the case, which can be reviewed in

the "RESPONDENT INTERVIEW MEMO" below.

I informed Mr. Schmiege when I conclude my investigation, a copy of the Report of Investigation (ROI) will be mailed to him. Based on the results of the investigation, a staff attorney will prepare and present a written Staff Recommendation (SR) to the Commission. He will have an opportunity to respond to both the ROI and the SR. I followed up this call with providing Mr. Schmiege a copy of the September 30, 2022, LS letter in an email to leonard.schmiege@gmx.com.

Entered by: CM

2. **Date and time:** 01/05/2023; 02:54 p.m.

Name: Phone #: Summary:

Entered by: CM

3. **Date and time:**

Name: Phone #: Summary: Entered by:

4. Date and time:

Name: Phone #: Summary: Entered by:

5. Date and time:

Name: Phone #: Summary: Entered by:

6. **Date and time:**

Name: Phone #: Summary: Entered by:

RESPONDENT INTERVIEW MEMO – Call details at #1

- Please explain the reason why you failed to notify the filing officer on the prescribed reporting dates that no 2022 M4, 2022 P1 and 2022 P1A reports would be filed on those dates because the campaign had not received funds, made contributions, or expended reportable funds during the reporting period or failure to file a campaign report to reflect financial activity. Had no internet. Out of range. No way of filing. Can't file early. The PAC has not raised money and has filed paperwork for financial hardship.
- Have you ever run for public office? Yes. If so, please name each office you ran for and state what year each election occurred. Don't see that is relevant.
- Have you ever been appointed to act as a campaign treasurer for a candidate? Yes. If so, please name each such candidate, the office each ran for, and state what year each election occurred. For himself.
- Have you ever held the office of chairperson, treasurer, or other similar position for a political committee or electioneering communications organization? Yes. If so, please name each committee, state the office you held for each, and state when you held each office. Only this PAC, League of Voters, Extraordinaire.
- Have you ever prepared or signed a campaign treasurer's report? Yes. If so, please state the name of the candidate or committee whose report you prepared or signed. League of Voters, Extraordinaire. The last 10 years.
- Do you possess a copy of Chapter 106, Florida Statutes? No. If so, when did you first obtain it? Have you read it? At least once. Have not read since any new laws passed.
- Do you possess a copy of the *Political Committee Handbook*? Don't think so. If so, when did you first obtain it? Have you read it? Probably read an older version than 2016 version.
- Do you have anything else to add for the Commission's consideration regarding the charges specified in the letter of legal sufficiency in this case? Not at this time.

INV001 (12/01) 2



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



September 30, 2022

Leonard Schmiege, Chair League of Voters, Extraordinaire 3024 25th Avenue, North St. Petersburg, FL 33713

RE: Case No.: FEC 22-249; Respondent: League of Voters, Extraordinaire

Dear Mr. Schmiege:

On August 29, 2022, the Florida Elections Commission received a complaint alleging your committee violated Florida's election laws. I have reviewed the complaint and find that it contains one or more **legally sufficient allegations**. The Commission staff will investigate the following alleged violation(s):

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a political committee registered with the Division of Elections, failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because it had not received funds, made contributions, or expended reportable funds during the following reporting periods:

- 2022 M4
- 2022 P1
- 2022 P1A

However, prior to an investigation, you have the option to <u>resolve your case now by</u> signing a minor violation consent order and <u>paying a fine of \$150</u>, per Rule 2B-1.003, Florida Administrative Code, <u>rather than the potential \$1,000 per violation</u> provided for in Section 106.265, Florida Statutes.

If you sign the consent order, you would not be required to admit or deny the allegation(s) in the complaint, but you would be required to immediately correct the violation, if feasible.

The signed consent order would then be considered by the Commission at its next available meeting and would constitute final action by the Commission once it is accepted and approved by the Commission. You and the Complainant will receive notice at least 14 days before any hearing at which your case is to be considered.

Leonard Schmiege, Chair September 30, 2022 Page 2 FEC 22-249

Please contact Stephanie Cunnigham by phone at (850) 922-4539, by email at Stephanie.Cunningham@myfloridalegal.com, or at the address listed above, to accept this minor violation consent order.

If you choose not to resolve this case by consent order, an investigation will be conducted, the Commission will hold one or more hearings to determine whether the alleged violation(s) occurred and, if so, the amount of fine to be imposed upon your committee.

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

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

Sincerely

Tim Vaccaro

Executive Director

TV/jd



Response from Leonard Schmiege RE Case No: FEC 22-249

leonard.schmiege to: fec

09/14/2022 06:26 PM

Attention Florida Elections Commission

RE Case No: FEC 22-249

I am in receipt of a letter with a complaint that the committee I am chairman of, the League of Voters, Extraordinaire failed to file on time. As a brief review of our records shows we have not collected contributions or had any expenses since we paid your suggested fine for the last time this happened, on February 3, 2017.

Note this committee has not been raising money and has filled paperwork to plead hardship when submitting constitutional amendment petitions for verification.

Here are issues relevant to the situation at hand:

As far as I know campaign finance reports must be filed electronically online, and the website interface provided by the state of Florida does not allow filing a zero return in advance. This means if I am out of range of the internet which happens often on my travels I can not file in advance even though I know we will not be collecting contributions or paying expenses. If possible I would simply declare that all returns will be zero returns until further notice.

Specifically, the Report: 2022 - G2A - 216 as an example can only be filed between Sept 16 and sept 23. even though I know there will be no contributions or expenses today or tomorrow. However if I must spend time in a rural area during these dates, I would not be able to file any return. Also since this committee has plead hardship in the past and is exercising a Florida constitutional right to change the Florida constitution via an amendment I should not be forced to hire a treasurer to act on my behalf when I am out of range of the internet.

My committee does not have an active ballot issue in this election cycle so the numerous extra reports geared to current candidates are not very relevant to our committee and as such I believe while a possible technical violation, a late zero return in this case does not violate the spirit of the election law.

In conclusion, would it be possible for me to submit zero returns electronically in advance as this would solve the issues at hand?

Thank you for your time.

Leonard Schmiege, Chairman League of Voters, Extraordinaire leonard.schmiege@gmx.com 727-656-3519

DIVISION OF ELECTIONS FEC NOTICE FORM

To FEC from Division of Elections

Name: League of Voters, Extraordinaire

Account Number: 55402

Chairperson: Leonard Schmiege

Treasurer: Leonard Schmiege

Registered Agent: Leonard Schmiege

The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to sections 106.07(8)(d), 106.22(7), and 106.25(2), Florida Statutes. An apparent violation of Chapter 106, Florida Statutes, has occurred based upon repeated late filings or failure to notify the filing officer in writing that no report was being filed on the prescribed reporting date as required by section 106.07(7), Florida Statutes, for the following reports:

2022 M4

2022 P1

2022 P1A

- League of Voters, Extraordinaire (55402) is a political committee registered with the Division of Elections. On September 28, 2011 the committee filed the DSDE 5 and DSDE 6 with the Division appointing Leonard Schmiege as the chairperson and treasurer for the committee.
- The 2022 M4 campaign treasurer's report was due on May 10, 2022.
 League of Voters, Extraordinaire failed to notify the Division that no report was being filed on the prescribed reporting date. On May 11, 2022, the committee filed a notification of no activity. (See attached file receipt and letter.)
- The 2022 P1 campaign treasurer's report was due on June 24, 2022. League of Voters, Extraordinaire failed to notify the Division that no report was being filed on the prescribed reporting date. On July 6, 2022, the committee filed a notification of no activity. (See attached file receipt.)

League of Voters, Extraordinaire (55402) Page Two

The 2022 P1A campaign treasurer's report was due on July 1, 2022. League of Voters, Extraordinaire failed to notify the Division that no report was being filed on the prescribed reporting date. On July 6, 2022, the committee filed a notification of no activity. (See attached file receipt.)

Donna S. Brown DSB Sent By:

August 26, 2022 Date:

jmn

E

Treasurer Report Status

ID: 55402 Name: League of Voters, Extraordinaire

Report: 2022 - M4 - 201

Election: 2022 General Election

Covers: 4/1/2022-4/30/2022

Due: 5/10/2022

Print Date: 8/17/2022 2:31:19 PM

☐ Amended ☑ Waiver

Filed: **5/11/2022 5:33:57 PM**

File Status: Filed Report

Reviewed: 5/11/2022

Review Status: Reviewed

Detail Complete: No Detail Records Found

File Method: Web Filed

Number of Detail Records

Entry Method: Web Data Entry

Contributions: 0
Expenditures: 0

Fund Transfers: 0

Pending Queued Items: 0

Distributions: 0

To Print Report: Right Click Mouse and Select 'Print'



FLORIDA DEPARTMENT OF STATE Cord Byrd

Secretary of State
DIVISION OF ELECTIONS

May 18, 2022

Leonard Schmiege, Treasurer League of Voters, Extraordinaire 3024 25th Avenue North Saint Petersburg, FL 33713

PAC 55402

Dear Mr. Schmiege:

The notification that you had no reportable activity for the report deadline of May 10, 2022, was not filed until May 11, 2022. Although the notification is late, no automatic fine is assessed because you had no receipts or expenditures during this reporting period.

However, to avoid potential issues in the future, please note that state law (s. 106.07(7), Fla. Stat.) requires you to file by the dates set out also in law, either a campaign finance report or if applicable, a notification that no reportable activity occurred for the reporting period. Failure to do may constitute a violation of sections 106.07(1) and 106.19(1)(c), Fla. Stat. The Division is required to notify the Florida Elections Commission of any apparent violation of chapter 106, Fla. Stat., or any failure to file a report or information required by chapter 106, Fla. Stat. If a matter is referred to the Florida Elections Commission, the Commission may assess a civil penalty of up to \$1,000 per violation.

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

Sincerely,

Donna S. Brown, Chief Bureau of Election Records

Treasurer Report Status

ID: **55402**

Name: League of Voters, Extraordinaire

Report: 2022 - P1 - 203

Print Date: 8/17/2022 2:31:44 PM

Election: 2022 General Election

Covers: 6/1/2022-6/17/2022

Amended Waiver

Due: 6/24/2022

Filed: 7/6/2022 5:01:31 PM

File Status: Filed Report

Reviewed: 7/6/2022

Review Status: Reviewed

Detail Complete: No Detail Records Found

File Method: Web Filed

Number of Detail Records Contributions:

Entry Method: Web Data Entry

Expenditures: 0

Fund Transfers: 0

Pending Queued Items: 0

Distributions: 0

To Print Report: Right Click Mouse and Select 'Print'

Treasurer Report Status

ID: 55402 Name: League of Voters, Extraordinaire

Report: 2022 - P1A - 204

Covers: 6/18/2022-6/24/2022

Election: 2022 General Election

Due: 7/1/2022

Print Date: 8/17/2022 2:32:08 PM

Amended Waiver

Filed: 7/6/2022 5:02:18 PM

File Status: Filed Report

Reviewed: 7/6/2022

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:

Expenditures: 0

Fund Transfers:

Distributions:

To Print Report: Right Click Mouse and Select 'Print'