

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Daniel Sohn**

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**Case No.: FEC 17-299**

**TO:** Daniel Sohn  
c/o 3001 Cover Drive  
Dania Beach, FL 33312

Division of Elections  
500 S 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, **November 14, 2018 at 1:30 pm, 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.**

**Eric M. Lipman**

General Counsel for Executive Director  
Florida Elections Commission  
October 29, 2018

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

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

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

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

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

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

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

FILED

18 AUG 29 PM 1:05

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

STATE OF FLORIDA  
ELECTIONS COMMISSION

Florida Elections Commission,  
Petitioner,

Case No.: FEC 17-299

v.

Daniel Sohn,  
Respondent.

ORDER OF PROBABLE CAUSE

**THIS MATTER** was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on August 14, 2018, in Tallahassee, Florida.

On July 9, 2018, 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 violations:

Count 1:

On or about September 8, 2017, Respondent violated Section 106.07(2)(b)1., Florida Statutes, when Respondent failed to file an addendum to his 2017 M4 Report within seven days of receiving notice from the filing officer that his 2017 M4 Report was incomplete.

**Count 2:**

On or about September 8, 2017, Respondent violated Section 106.07(2)(b)1., Florida Statutes, when Respondent failed to file an addendum to his 2017 M5 Report within seven days of receiving notice from the filing officer that his 2017 M5 Report was incomplete.

**DONE AND ORDERED** by the Florida Elections Commission on August 14, 2018.



M. Scott Thomas, Chairman  
Florida Elections Commission

Copies furnished to:  
Eric M. Lipman, General Counsel  
Daniel Sohn, 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 consent order 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 informal hearing held before the Commission, if you do not 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 formal hearing 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: Daniel Sohn**

**Case No.: FEC 17-299**

**STAFF RECOMMENDATION FOLLOWING INVESTIGATION**

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned 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(2)(b)1., Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on June 15, 2018, the following facts and law support this staff recommendation:

1. On September 27, 2017, the Florida Elections Commission ("Commission") received a referral from the Division of Elections ("Division") alleging Daniel Sohn ("Respondent") violated Chapter 106, Florida Statutes.

2. Respondent was a candidate for the Commissioner of Agriculture in the 2018 election. Respondent withdrew his candidacy on August 22, 2017. (Attachment A)

3. Respondent's initial Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form ("DS-DE 9") was filed with the Division on April 19, 2017. Respondent filed a second DS-DE 9 on August 22, 2017, appointing himself as his campaign treasurer. (ROI Exhibit 1)<sup>1</sup>

4. By letter dated November 20, 2017, the Executive Director notified Respondent that Commission staff would investigate the following alleged violations:

**Section 106.07(2)(b)1., Florida Statutes:** Respondent, a 2018 candidate Commissioner of Agriculture, and acting as the campaign's treasurer, failed to timely make necessary amendments to the 2017 M4 and M5 campaign treasurer's report, as alleged in the complaint.

5. By letter dated April 20, 2017, Kristi Reid Bronson, Division of Elections, Chief, Bureau of Election Records, notified Respondent that his name had been placed on the 2018 active candidate list. The letter advised Respondent that all candidates who file reports with the Division are required to use the electronic filing system ("EFS") and provided Respondent with a user identification number and initial password to access the EFS. (ROI Exhibit 2, page 1)<sup>2</sup>

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<sup>1</sup> The Report of Investigation shall be referred to herein as "ROI."

<sup>2</sup> Kristi Reid Bronson is now known as Kristi Reid Willis.

6. Ms. Bronson's April 20, 2017 letter further advised Respondent that all the Division's publications and reporting forms were available on the Division's website and directed Respondent to print a copy of Chapters 104 and 106, Florida Statutes, the *Candidate and Campaign Treasurer Handbook*, and the *Calendar of Reporting Dates*. (ROI Exhibit 2, page 3)

### **2017 M4 Report**

7. Respondent's 2017 M4 Report covering the dates of April 1, 2017, through April 30, 2017, was due on May 10, 2017. Respondent filed his 2017 M4 Report on May 11, 2017, but it was incomplete. (Attachments B and C)<sup>3</sup>

8. On June 29, 2017, the Division sent Respondent a copy of a notification letter stating that Respondent's 2017 M4 Report was incomplete and Respondent had seven days from receipt of the notice to correct the errors on the attached Error Report and file an amended 2017 M4 Report. The letter also stated that if the information was reported accurately, Respondent should provide a written explanation to the Division addressing the issues noted in the Error Report. (ROI Exhibit 3)<sup>4</sup>

9. On July 14, 2017, the Division sent Respondent a copy of a notification letter stating that Respondent's 2017 M4 Report was incomplete and Respondent had seven days from receipt of the notice to provide the information requested on the attached Error Report. (ROI Exhibit 4)

10. On August 29, 2017, the Division sent a "Final Notice" to Respondent notifying him that his 2017 M4 Report remained incomplete and Respondent had seven days from receipt of the notice to correct the errors on the attached Error Report and file an amended 2017 M4 Report. The letter also stated that if the information was reported accurately, Respondent should provide a written explanation to the Division addressing the issues noted in the Error Report. The Division's August 29, 2017 notification was confirmed delivered on September 1, 2017. (ROI Exhibit 5, pages 1, 3, 5, and 6)

11. As of June 26, 2018, Respondent has failed to correct the errors on his 2017 M4 Report and file an amended 2017 M4 Report. (Attachment D)

12. Based upon the foregoing information, it appears Respondent may have failed to correct the errors on his 2017 M4 Report identified by the Division and file an amended 2017 M4 Report within seven days of receiving notification that the report was incomplete.

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<sup>3</sup> In her April 20, 2017 letter, Ms. Bronson advised Respondent that, "Your first campaign treasurer's report will be due on **May 10, 2017**. The report will cover the period of April 1-30, 2017 (M4)." (Emphasis in original) (ROI Exhibit 2, page 1)

<sup>4</sup> Section 106.07(2)(b)1., Fla. Stat. does not require that a written explanation be provided to the Division addressing the issues noted in an Error Report if the information was reported accurately.

## 2017 M5 Report

13. Respondent's 2017 M5 Report covering the dates of May 1, 2017, through May 31, 2017, was due on June 12, 2017. Respondent filed his 2017 M5 Report on July 11, 2017, but it was incomplete. (Attachments B and C)

14. On August 29, 2017, the Division sent Respondent a letter marked "Final Notice" notifying Respondent that his 2017 M5 Report was incomplete and Respondent had seven days from receipt of the notice to correct the errors on the attached Error Report and file an amended 2017 M5 Report. The letter also stated that if the information was reported accurately, Respondent should provide a written explanation to the Division addressing the issues noted in the Error Report. The Division's August 29, 2017 notification about Respondent's 2017 M5 Report was confirmed delivered on September 1, 2017. (ROI Exhibit 5, pages 1, 2, 4, 5, and 6)

15. As of June 26, 2018, Respondent has failed to correct the errors on his 2017 M5 Report and file an amended 2017 M5 Report. (Attachment D)

16. Respondent told Investigator Spore that he was very sick in 2017 and had to undergo six months of treatment for a medical condition. Respondent also stated that he wanted to clear up any issues remaining from his campaign. (Attachment E, Phone Log Entries 1 and 3)

17. Based upon the foregoing information, it appears Respondent may have failed to correct the errors on his 2017 M5 Report identified by the Division and file an amended 2017 M5 Report within seven days of receiving notification that the report was incomplete.

18. "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. 1<sup>st</sup> DCA 1995).

19. The above facts show Respondent was a candidate for Commissioner of Agriculture in the 2018 election. Respondent withdrew from the race on August 22, 2018. Respondent filed his 2017 M4 Report covering the dates of April 1, 2017, through April 30, 2017, on May 11, 2017, but the report was incomplete. On June 29, 2017, July 14, 2017, and August 29, 2017, the Division sent a letter notifying Respondent that his 2017 M4 Report was incomplete and that he had seven days from receipt of the notification to correct the errors and file an amended 2017 M4 Report. The Division's August 29, 2017 notification was confirmed delivered on September 1, 2017.

20. The above facts also show that Respondent filed his 2017 M5 Report covering the dates of May 1, 2017, through May 31, 2017, on July 11, 2017, but the report was incomplete. On August 29, 2017, the Division sent Respondent a letter marked "Final Notice" notifying Respondent that his 2017 M5 Report was incomplete and that he had seven days from receipt of the notification to correct the errors on the attached report and file an amended 2017 M5 Report. The Division's August 29, 2017 notification to Respondent about his 2017 M5 Report was confirmed delivered on September 1, 2017.



21. As of June 26, 2018, Respondent has failed to file an amended 2017 M4 or an amended 2017 M5 Report correcting the errors identified by the Division.

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

**Count 1:**

On or about September 8, 2017, Respondent violated Section 106.07(2)(b)1., Florida Statutes, when Respondent failed to file an addendum to his 2017 M4 Report within seven days of receiving notice from the filing officer that his 2017 M4 Report was incomplete.

**Count 2:**

On or about September 8, 2017, Respondent violated Section 106.07(2)(b)1., Florida Statutes, when Respondent failed to file an addendum to his 2017 M5 Report within seven days of receiving notice from the filing officer that his 2017 M5 Report was incomplete.

Respectfully submitted <sup>July</sup> ~~June~~ 9, 2018.

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Eric M. Lipman  
General Counsel

I reviewed this Staff Recommendation this <sup>9th</sup> ~~9th~~ <sup>July</sup> ~~June~~ day of 2018.



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Amy McKeever Toman  
Executive Director

RECEIVED  
DEPARTMENT OF STATE

8/13/17

17 AUG 22 AM 10:14

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Daniel Sohn Campaign  
100 Okeechobee Blvd.  
Suite #4-616  
West Palm Beach, FL 33411



Florida Department of State  
Attention: Florida Division of Elections  
500 South Bronough Street  
Tallahassee, FL 32399

Dear Secretary Detzner:

In May, I publicly announced that I would no longer be seeking the 2018 Democratic nomination for Florida Commissioner of Agriculture due to unforeseen personal health issues. This is the official withdrawal of my candidacy for Florida Commissioner of Agriculture, 2018.

To expedite the closure of the campaign, I am submitting all required documents for termination. Should the Division of Elections require my attention in the future, contact me using the information on the included treasurer's designation form.

I wish all candidates seeking the Office of Commissioner of Agriculture and Consumer Services my best wishes and trust that the individual elected will serve the people of this great state by taking a strong stance towards the protection of Florida's consumers and environment.

Warmest Regards,

Daniel H. Sohn

ATTACHMENT A, page 1



## FLORIDA DEPARTMENT OF STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

August 22, 2017

Daniel Sohn (69766)  
7750 Okeechobee Boulevard  
Suite #4-616  
West Palm Beach, Florida 33411

Dear Mr. Sohn:

This will acknowledge receipt of the letter informing us of your withdrawal as a 2018 candidate for the office of Commissioner of Agriculture. This information was placed on file in our office on August 22, 2017.

Pursuant to Section 106.141, Florida Statutes, all candidates must, within 90 days of withdrawing their candidacy, dispose of all funds on deposit in the campaign account. You are required to file a 90-day termination report no later than **November 20, 2017**. You are not required to close the campaign prior to the due date; however, you must have written checks disposing of all surplus funds by this date.

You may file your report in the Electronic Filing System (EFS) at any time prior to the deadline once you have disposed of all funds. In order to file your termination report prior to the due date, you will need to change the cover period, which has been defaulted to an ending period of November 20, 2017, in the EFS (see attached example).

If you have any questions, please contact this office at (850) 245-6280.

Sincerely,

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

Kristi Reid Willis, Chief  
Bureau of Election Records

KRW/ejr

Attachment

Division of Elections  
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399  
850.245.6240 • 850.245.6260 (Fax) [dos.myflorida.com/elections/](http://dos.myflorida.com/elections/)



ATTACHMENT A, Page 2

# 2017 Calendar of Reporting Dates

Candidates, Political Committees and  
Electioneering Communications Organizations  
registered with the Division of Elections

<u>Cover Period</u>	<u>Report Code</u>	<u>Due Date</u>
01/01/17 – 01/31/17	2017 M1	02/10/17
02/01/17 – 02/28/17	2017 M2	03/10/17
03/01/17 – 03/31/17	2017 M3	04/10/17
04/01/17 – 04/30/17	2017 M4	05/10/17
05/01/17 – 05/31/17	2017 M5	06/12/17
01/01/2016 – 12/31/2016	2016 MUC* (PC Only)	06/30/17
06/01/17 – 06/30/17	2017 M6	07/10/17
07/01/17 – 07/31/17	2017 M7	08/10/17
08/01/17 – 08/31/17	2017 M8	09/11/17
09/01/17 – 09/30/17	2017 M9	10/10/17
10/01/17 – 10/31/17	2017 M10	11/13/17
11/01/17 – 11/30/17	2017 M11	12/11/17
12/01/17 – 12/31/17	2017 M12	1/10/18

\* If not reported as individual contributions when received, a political committee must report contributions that comprise multiple uniform contributions from the same person aggregating no more than \$250 per calendar year, collected by an organization that is the affiliated sponsor of the political committee. The report must list the name, address, and occupation of the person making the contribution; however, the occupation need not be listed if the aggregate contribution from the person is \$100 or less.

ATTACHMENT B



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### Florida Department of State - Division of Elections

#### Florida Election System Reports

Candidate/Committee Lookup

**Candidate Name:** Daniel Sohn

Name:

**Account:** 69766

Election:

Acct: 69766

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
11/20/2017	TR		FEC	0	\$0.00		\$0.00	\$0.00
8/10/2017	M7		FEC	0	\$0.00		\$0.00	\$0.00
7/10/2017	M6	7/11/2017	CLO	1	\$0.00		\$0.00	\$0.00
6/12/2017	M5	7/11/2017	DFS	29	\$50.00		\$50.00	\$0.00
5/10/2017	M4	5/11/2017	DFS	1	\$50.00		\$50.00	\$0.00

# ATTACHMENT C

Eric Lipman

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**From:** Willis, Kristi R. (Bronson) <Kristi.Willis@DOS.MyFlorida.com>  
**Sent:** Tuesday, June 26, 2018 3:25 PM  
**To:** Eric Lipman  
**Subject:** RE: Candidate 69766 - 2017 M4 and 2017 M5 Report Corrections

No, not corrected. No, not waiting on an explanation.

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**From:** Eric Lipman [mailto:Eric.Lipman@myfloridalegal.com]  
**Sent:** Tuesday, June 26, 2018 3:03 PM  
**To:** Willis, Kristi R. (Bronson) <Kristi.Willis@DOS.MyFlorida.com>  
**Subject:** Candidate 69766 - 2017 M4 and 2017 M5 Report Corrections

Kristi,

Has candidate 69766 corrected the mistakes on his 2017 M4 and 2017 M5 Reports?

If yes, can you tell me the date he filed the amended report. If the report is not complete, is it because you are waiting on an explanation for the mistakes?

Thank you,

Eric M. Lipman, General Counsel  
Florida Elections Commission  
107 West Gaines Street, Suite 224  
Tallahassee, Florida 32399-1050  
(850) 922-4539 x104

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ATTACHMENT D

**FLORIDA ELECTIONS COMMISSION  
PHONE LOG  
Case No.: FEC 17-299**

**Respondent:** Daniel Sohn

**Complainant:** Division of Elections

1. **Date and time:** 01/17/18- 2:58 PM

**Name:** Call to Respondent

**Phone #:** 954-243-4705

**Summary:** I called and reached a voicemail box for Respondent, and left a message, asking him to return my call. He returned my call immediately. Respondent, and he stated that during the 2016 campaign for Dania Beach City Commission, he had gotten sick. During that time, his campaign treasurer quit, and he is not even sure what happened with his campaign reports. He stated he has been made aware that there was a fine connected with one of the reports that was left unpaid, and he stated he was planning to pay this, now that it has come to his attention. He stated that he was very sick during his 2017 campaign for Commissioner of Agriculture, and had to undergo 6 months of radiation and chemotherapy. He stated that he has completed this treatment, and has just returned to the workforce with a new position. He stated he would be interested in settling the 6 cases that are currently open, if it is possible, or doing whatever needs to be done in order to clear up the discrepancies. He stated he does not have much money right now, but he cannot come to Tallahassee for a commission meeting, as he is still not physically well.

**Memo to File?** No

**Entered by:** S. Spore

2. **Date and time:** 05/03/18- 10:22 AM

**Name:** Call to Respondent

**Phone #:** 954-243-4705

**Summary:** I called Respondent and reached a generic voicemail message. I left a message, asking him to return my call.

**Memo to File?** No

**Entered by:** S. Spore

3. **Date and time:** 05/23/18- 4:22 PM

**Name:** Call to Respondent

**Phone #:** 954-243-4705

**Summary:** I called Respondent, and he stated that he asked me to call him tomorrow any time after 9:00 AM, as he could not speak at the moment. He stated that he would like to clear up any issues that are ongoing with his 2017 candidacy for Commissioner of Agriculture.

**Memo to File?** No

**Entered by:** S. Spore

4. **Date and time:** 05/24/18- 10:05 AM

**Name:** Call to Respondent

**Phone #:** 954-243-4705

ATTACHMENT E

**Summary:** I called Respondent as he had requested, however, my phone call went immediately to a voicemail box. I left a message, asking him to return my call.

**Memo to File?** No

**Entered by:** S. Spore

5. **Date and time:** 05/29/18- 2:07 PM

**Name:** Call to Respondent

**Phone #:** 954-243-4705

**Summary:** I called and immediately reached a voicemail box. I left a message, asking for a return call.

**Memo to File?** No

**Entered by:** S. Spore

6. **Date and time:**

**Name:**

**Phone #:**

**Summary:**

**Memo to File?** No

**Entered by:**

7. **Date and time:**

**Name:**

**Phone #:**

**Summary:**

**Memo to File?** No

**Entered by:**

8. **Date and time:**

**Name:**

**Phone #:**

**Summary:**

**Memo to File?** No

**Entered by:**

9. **Date and time:**

**Name:**

**Phone #:**

**Summary:**

**Memo to File?** No

**Entered by:**

10. **Date and time:**

**Name:**

**Phone #:**

**Summary:**

**Memo to File?** No

**Entered by:**

**ATTACHMENT**



**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Case No.: FEC 17-299**

**Respondent:** Daniel Sohn

**Complainant:** Division of Elections

On September 27, 2017, the Florida Elections Commission (“Commission”) received a referral from the Division of Elections alleging that Respondent violated Chapter 106, Florida Statutes. Commission staff investigated whether Respondent violated the following statute:

Section 106.07(2)(b)1, Florida Statutes, failing to timely make necessary amendments to the 2017 M4 and M5 campaign treasurer’s report.

**I. Preliminary Information:**

1. Respondent was a 2018 candidate for the office of Commissioner of Agriculture. He withdrew his candidacy from the 2018 election on August 22, 2017. Respondent previously ran for Dania Beach City Commission in 2014 and 2016, however, he did not complete the candidate-qualifying process in either race.
2. Complainant is the Division of Elections.
3. Respondent’s filing officer is Kristi Willis, Chief, Bureau of Election Records.

**II. Alleged Violation of Section 106.07(2)(b)1, Florida Statutes:**

4. I investigated whether Respondent violated this section of the election laws by failing to timely make necessary amendments to the 2017 M4 and 2017 M5 campaign treasurer’s reports, while acting as the campaign’s treasurer.
5. On April 19, 2017, Respondent filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. Respondent appointed William Wells as treasurer<sup>1</sup>. To review the DS-DE 9 form, refer to Exhibit 1.
6. On April 20, 2017, Complainant mailed Respondent a letter acknowledging receipt of the DS-DE 9 form and informing him that his name had been placed on the 2018 active candidate list. To review the April 20, 2017 acknowledgment letter, refer to Exhibit 2.

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<sup>1</sup> On July 21, 2017, Mr. Wells resigned as campaign treasurer to Respondent’s campaign. Respondent filed an updated DS-DE 9 form on August 22, 2017 appointing himself as treasurer.

7. The 2017 M4 campaign treasurer's report was due on May 10, 2017. Respondent filed the report on May 11, 2017. On June 29, 2017, the Division mailed Respondent's campaign treasurer notification that the 2017 M4 campaign treasurer's report was incomplete. Attached to the notification was a detailed error report. To review the June 29, 2017 notification and error report, refer to Exhibit 3.

8. On July 14, 2017, the Division mailed Respondent's campaign treasurer notification that the 2017 M4 campaign treasurer's report was incomplete. Attached to the notification was a detailed error report. To review the July 14, 2017 notification and error report, refer to Exhibit 4.

9. On August 29, 2017, the Division mailed Respondent final notification with delivery confirmation that the 2017 M4 and 2017 M5 campaign treasurer's reports were incomplete. Attached to the notification were detailed error reports. To review the August 29, 2017 notification with delivery confirmation and error reports, refer to Exhibit 5.

10. The 2017 M4 report covered the period of April 19 through April 30, 2017. The 2017 M5 report covered the period of May 1 through May 31, 2017. The information that was detailed in the error reports are listed below in Table 1.

<b>TABLE 1: MISSING AND INCORRECT INFORMATION ON RESPONDENT'S CTRs</b>		
<b>Date Filed</b>	<b>Reporting Period</b>	<b>Information Needing Amending</b>
05/11/17	04/19 to 04/30/17 2017 M4	<ul style="list-style-type: none"> <li>• Expenditure dated 05/10/17 for \$1.65 to Act Blue               <ul style="list-style-type: none"> <li>○ <b>The transaction date is either before or after the report coverage period</b></li> </ul> </li> </ul>
07/11/17	05/01 to 05/31/17 2017 M5	<ul style="list-style-type: none"> <li>• Loan from William Wells dated 05/04/17 for \$0.00               <ul style="list-style-type: none"> <li>○ <b>Amount is zero</b></li> </ul> </li> <li>• Contribution from Rachi Farrow for \$100.00               <ul style="list-style-type: none"> <li>○ <b>The transaction date is either before or after the report coverage period</b></li> <li>○ <b>The value supplied for contribution type is invalid</b></li> </ul> </li> <li>• Expenditure dated 06/06/17 for \$100.00 to Michael Brewer               <ul style="list-style-type: none"> <li>○ <b>The transaction date is either before or after the report coverage period</b></li> </ul> </li> <li>• Expenditure dated 06/06/17 for \$100.00 to William Wells               <ul style="list-style-type: none"> <li>○ <b>The transaction date is either before or after the report coverage period</b></li> <li>○ <b>Invalid expenditure type</b></li> </ul> </li> </ul>

11. The 2017 M5 report had one last error report stating, "Pending report must be filed or deleted"; Exhibit 5, page 2.

12. In an e-mail from the Division dated May 30, 2018, the Division of Elections stated that Respondent has not made the necessary amendments to the 2017 M4 and 2017 M5 campaign treasurer's reports. The e-mail included the Queued item reports for both the 2017 M4 and 2017 M5 campaign treasurer's reports. To review the May 30, 2018 e-mail, refer to Exhibit 6.

13. There is no record that Respondent has previously violated this section of the election laws.

#### IV. FEC History:

14. Respondent has had no prior history.

#### Conclusion:

15. Respondent was offered an opportunity to make comments regarding the findings of this investigation, however, he did not return telephone calls. I am unable to ascertain whether he has read Chapter 106, Florida Statutes, and/or the *Candidate and Campaign Treasurer Handbook*.

16. In the April 20, 2017 acknowledgment letter, Respondent was informed that all of the Division's publications were available online at the Division's website. In the letter, Respondent was admonished as follows: **It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, *Candidate and Campaign Treasurer Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code; Exhibit 2.**

17. On April 19, 2017, Respondent filed his Statement of Candidate for Commissioner of Agriculture acknowledging that he had been provided access to read and understand the requirements of Chapter 106, Florida Statutes. To view a copy of the Statement of Candidate, refer to Exhibit 7.

Respectfully submitted on June 15, 2018.



Samantha Spore  
Investigation Specialist

**Current address of Respondent**

Mr. Daniel Sohn  
7750 Okeechobee Blvd., Suite 4-616  
West Palm Beach, FL 33411

**Current address of Complainant**

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

**Name and Address of Filing Officer:**

Ms. Kristi Willis, Chief  
Bureau of Election Records  
500 South Bronough Street, Room 316  
Tallahassee, FL 32399-0250

**Chair of Committee**

Copy furnished to:

Mr. David Flagg, Investigations Manager

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Daniel Sohn -- FEC 17-299**

<b>LIST OF EXHIBITS</b>	
<b>Exhibits #s</b>	<b>Description of Exhibits</b>
Exhibit 1	DS-DE 9 Forms
Exhibit 2	April 20, 2017 Acknowledgment Letter
Exhibit 3	June 29, 2017 Notification with Error Report
Exhibit 4	July 14, 2017 Notification with Error Report
Exhibit 5	August 29, 2017 Notification with Delivery Confirmation
Exhibit 6	May 30, 2018 E-mail from Division of Elections
Exhibit 7	Statement of Candidate

**APPOINTMENT OF CAMPAIGN TREASURER  
AND DESIGNATION OF CAMPAIGN  
DEPOSITORY FOR CANDIDATES**

(Section 106 021(1), F.S.)

(PLEASE PRINT OR TYPE)

RECEIVED  
DEPARTMENT OF STATE  
2017 APR 19 AM 9:42

DEPARTMENT OF STATE  
DIVISION OF ELECTIONS

NOTE: This form must be on file with the qualifying officer before opening the campaign account.

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

Initial Filing of Form      Re-filing to Change:  Treasurer/Deputy     Depository     Office     Party

2 Name of Candidate (in this order, First, Middle, Last)

Daniel Sohn

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

7750 Okeechobee Blvd Ste  
#4-616 West Palm Beach,  
FL 33411

4 Telephone

5 E-mail address

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

Commissioner of Agriculture

7 If a candidate for a nonpartisan office, check if applicable:

My intent is to run as a Write-In candidate

8 If a candidate for a partisan office, check block and fill in name of party as applicable: My intent is to run as a

Write-In     No Party Affiliation     Democratic Party candidate

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

10 Name of Treasurer or Deputy Treasurer

William Wells

11. Mailing Address

76 4th St. N # 171

12 Telephone

(305) 898 0243

13. City

St. Petersburg

14. County

Hillsborough

15. State

FL

16. Zip Code

33704

17. E-mail address

WPNW@WilliamPenaWells.com

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

19 Name of Bank

Bank United

20 Address

2852 4th St. N.

21. City

St. Petersburg

22. County

Hillsborough

23 State

FL

24. Zip Code

33704

INDIVIDUALS OF FLORIDA: I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN THERE ARE TRUE.

4/17/17

X

D. Sohn

Treasurer's Acceptance of Appointment

William Pena Wells

4/17/17

X

W. Pena Wells

**APPOINTMENT OF CAMPAIGN TREASURER  
AND DESIGNATION OF CAMPAIGN  
DEPOSITORY FOR CANDIDATES**  
(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

RECEIVED  
DEPARTMENT OF STATE  
17 AUG 22 AM 10:14  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

NOTE: This form must be on file with the qualifying officer before opening the campaign account.

OFFICE USE ONLY

**1. CHECK APPROPRIATE BOX(ES):**

Initial Filing of Form      Re-filing to Change:  Treasurer/Deputy     Depository     Office     Party

**2. Name of Candidate** (in this order: First, Middle, Last)

Daniel Sohn

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

7750 Okeechobee Blvd.  
Suite #4-616  
West Palm Beach, FL 33411

**4. Telephone**

( )

**5. E-mail address**

daniel@danielforflorida.com

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

Commissioner of Agriculture

**7. If a candidate for a nonpartisan office, check if applicable:**

My intent is to run as a Write-In candidate.

**8. If a candidate for a partisan office, check block and fill in name of party as applicable:** My intent is to run as a

Write-In     No Party Affiliation     Democratic    Party candidate.

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

**10. Name of Treasurer or Deputy Treasurer**

Daniel Sohn

**11. Mailing Address**

7750 Okeechobee Blvd. Suite #4-616

**12. Telephone**

( )

**13. City**

West Palm Beach

**14. County**

Palm Beach

**15. State**

FL

**16. Zip Code**

33411

**17. E-mail address**

daniel@danielforflorida.com

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

**19. Name of Bank**

Bank United

**20. Address**

2832 4th St. N.

**21. City**

St. Petersburg

**22. County**

Hillsborough

**23. State**

Florida

**24. Zip Code**

33704

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN IT ARE TRUE.

**25. Date**

8/13/2017

**26. Signature of Candidate**

X 

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

I, Daniel Sohn, do hereby accept the appointment  
(Please Print or Type Name)

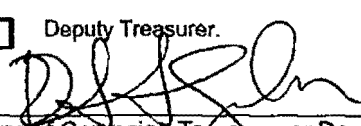
designated above as:  Campaign Treasurer     Deputy Treasurer.

8/13/17

Date

X

Signature of Campaign Treasurer or Deputy Treasurer





## FLORIDA DEPARTMENT *of* STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

April 20, 2017

Daniel Sohn  
7750 Okeechobee Boulevard, Suite #4-616  
West Palm Beach, Florida 33411

Dear Mr. Sohn:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of Commissioner of Agriculture, which was placed on file in our office on April 19, 2017. Your name has been placed on the 2018 active candidate list.

### Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **May 10, 2017**. The report will cover the period of April 1-30, 2017 (M4). All candidates who 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 your user identification number. The enclosed sealed envelope contains your initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. You, your 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 Website Address:** <https://efs.dos.state.fl.us>

**Identification Number:** 69766

Division of Elections  
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399  
850.245.6240 • 850.245.6260 (Fax) [dos.myflorida.com/elections/](http://dos.myflorida.com/elections/)

FLORIDA  
DIVISION OF  
ELECTIONS

EXHIBIT 2 page 1 of 3



Daniel Sohn  
April 20, 2017  
Page Two

### **Pin Numbers**

Pin numbers are confidential secure credentials that allow you to submit reports and update personal information. The enclosed sealed envelope contains confidential pin numbers for you. By copy of this letter, a confidential pin number to access the EFS was sent to your treasurer.

Each candidate is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event this 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 filed must be completed and filed through the EFS not later than midnight of the due date. Reports not filed by midnight of the due date are late filed and subject to the penalties in Section 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the due date, the report will be accepted as timely filed if filed no later than midnight of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

Any candidate failing to file a report on the designated due date shall be subject to a fine of \$50 per day for the first 3 days late and, thereafter, \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for reports immediately preceding each primary and general election, the fine shall be \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

### **Electronic Receipts**

The person submitting the report on the EFS will be issued an electronic receipt indicating and verifying the report was filed. Each campaign treasurer's report filed by means of the EFS is considered to be under oath by the candidate and campaign treasurer and such persons are subject to the provisions of Section 106.07(5), Florida Statutes.

Daniel Sohn  
April 20, 2017  
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' website at <http://dos.myflorida.com/elections/>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, *Candidate and Campaign Treasurer Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,



Kristi Reid Bronson, Chief  
Bureau of Election Records

KRB/zjs

Enclosures

pc: William Wells, Treasurer



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

June 29, 2017

William Wells, Treasurer for  
Candidate Daniel Sohn  
76 4th Street North #171  
Saint Petersburg, FL 33704

Re: CAN 69766

Dear Mr. Wells:

The Division of Elections has determined that one or more campaign reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this notice to file an amended report to correct errors or provide missing information. If the information has been reported accurately, provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that failure to supply this information within the time allowed may constitute a violation of Chapter 106, Florida Statutes.

If you need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280.

Sincerely,

Kristi Reid Bronson  
Chief, Bureau of Election Records

Attachment

cc: Daniel Sohn, Candidate

6/29/2017

Florida Department of State - Division of Elections

Page 1

Error Report

Candidate: Daniel Sohn

Office: AGR

Report: 2017 M4 (1) Covering Period: 4/19/17 - 4/30/17

Account: 69766

Contributions

		Contributor			Contribution					
Seq	Date	Name	Address	City/State/Zip	Type	Occupation	Type	Amount	InKind Descrip	Amend
3	05/03/17	FARROW RACH	PO BOX 569	ST JAMES CITY, FL 33956	X		X	\$100.00		
*The Transaction Date Is Either Before Or After The Report Coverage Period										
*The Value Supplied For Contributor Type Is Invalid										
*The Value Supplied For Contribution Type Is Invalid										
2	05/07/17	KREPS JOE	625 N UNIVERSITY DRIVE	PLANTATION, FL	I	RETIRED	CAS	\$10.00		
*The Transaction Date Is Either Before Or After The Report Coverage Period										
1	05/04/17	WELLS WILLIAM	75 4TH STREET N #171	SAINT PETERSBURG FL 3731	3	ATTORNEY	LOA	\$100.00		
*The Transaction Date Is Either Before Or After The Report Coverage Period										

Expenditures

Seq	Date	Name	Address	City/State/Zip	Type	Expenditure Purpose	Amount	Amend
1	05/10/17	ACT BLUE	P O BOX 441146	SOMERVILLE MA 02144	MON	ACT BLUE TRANSACTION FEES	\$1.65	
*The Transaction Date Is Either Before Or After The Report Coverage Period								

Fund Transfers

Other Distributions

EXHIBIT 3 page 2 of 2



FLORIDA DEPARTMENT OF STATE  
**Ken Detzner**  
Secretary of State  
DIVISION OF ELECTIONS

Second Notice

July 14, 2017

William Wells, Treasurer for  
Candidate Daniel Sohn  
76 4th Street North #171  
Saint Petersburg, FL 33704

Re: CAN 69766

Dear Mr. Wells:

On June 29, 2017, you were advised that one or more of your campaign treasurer's reports were incomplete and that you had 7 days to provide the requested information.

The Division's electronic filing system indicates that the required information has not been provided. Pursuant to Section 106.22, Florida Statutes, the Division is required to notify the Florida Elections Commission of the failure to provide information required by Chapter 106. Accordingly, if the information requested in our prior notice is not received within 7 days of receipt of this letter, we will refer this matter to the Commission. A second copy of the error report is attached for your convenience.

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

Attachment

cc: Daniel Sohn, Candidate

7/14/2017

Florida Department of State - Division of Elections

Page 1

Error Report

Candidate: Daniel Sohn

Office: AGR

Report: 2017 M4 (1) Covering Period: 4/19/17 - 4/30/17

Account: 69766

Contributions

Contributor				Contribution						
Seq	Date	Name	Address	City/State/Zip	Type	Occupation	Type	Amount	InKind Descrip	Amend
3	05/03/17	FARROW RACH	PO BOX 569	ST JAMES CITY FL 33956	X		X	\$100.00		
*The Transaction Date Is Either Before Or After The Report Coverage Period										
*The Value Supplied For Contributor Type Is Invalid										
*The Value Supplied For Contribution Type Is Invalid										
2	05/07/17	KREPS JOE	625 N UNIVERSITY DRIVE	PLANTATION FL	I	RETIRED	CAS	\$10.00		
*The Transaction Date Is Either Before Or After The Report Coverage Period										
1	05/04/17	WELLS WILLIAM	76 4TH STREET N #171	SAINT PETERSBURG FL 33731	I	ATTORNEY	LOA	\$100.00		
*The Transaction Date Is Either Before Or After The Report Coverage Period										

Expenditures

Seq	Date	Name	Address	City/State/Zip	Type	Expenditure Purpose	Amount	Amend
1	05/10/17	ACT BLUE	P O BOX 441145	SOMERVILLE, MA 02144	MON	ACT BLUE TRANSACTION FEES	\$1.65	
*The Transaction Date Is Either Before Or After The Report Coverage Period								

Fund Transfers

Other Distributions

EXHIBIT 4 page 2 of 2



FLORIDA DEPARTMENT OF STATE  
**Ken Detzner**  
Secretary of State  
DIVISION OF ELECTIONS

**FINAL NOTICE**

Delivery Confirmation:

USPS TRACKING #  
& CUSTOMER  
RECEIPT

**9114 9014 9645 0849 2366 78**  
For Tracking or inquiries go to USPS.com  
or call 1-800-222-1811.

August 29, 2017

Daniel Sohn  
7750 Okeechobee Boulevard  
Suite #4-616  
West Palm Beach, FL 33411

Re: CAN 69766

Dear Mr. Sohn:

You have previously been advised that one or more campaign treasurer's reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this letter to correct errors or provide missing information. If the information has been reported accurately, you must provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that if you fail to comply with this request, the Division will forward this matter to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose civil penalties of up to \$1,000 per violation.

If you need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280.

Sincerely,

Kristi Reid Willis, Chief  
Bureau of Election Records

Attachment

8/29/2017

Florida Department of State - Division of Elections  
Compliance Report

Page 1

Candidate: Daniel Sohn

Office: AGR

Report: 2017 M5 (2)      Covering Period: 5/1/17 - 5/31/17

Account: 69766

**Overall**

<u>Statute</u>	<u>FAC</u>	<u>Description</u>
106 07		Pending report must be filed or deleted

Contributions

Expenditures

Fund Transfers

Other Distributions

EXHIBIT 5 page 2 of 6



8/29/2017

Florida Department of State - Division of Elections  
Error Report

Page 1

Candidate: Daniel Sohn

Office: AGR

Report: 2017 M4 (1) Covering Period: 4/19/17 - 4/30/17

Account: 69766

**Contributions**

**Expenditures**

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
1	05/10/17	ACT BLUE	P O BOX 441146	SOMERVILLE, MA 02144	MON	ACT BLUE TRANSACTION FEES	\$1.65	

\*The Transaction Date is Either Before Or After The Report Coverage Period

**Fund Transfers**

**Other Distributions**

EXHIBIT 5 page 3 of 6

Error Report

Candidate: Daniel Sohn

Office: AGR

Report: 2017 M5 (2) Covering Period: 5/1/17 - 5/31/17

Account: 69766

Contributions

		Contributor				Contribution				
Seq	Date	Name	Address	City/State/Zip	Type	Occupation	Type	Amount	InKind Descrip	Amend
3	05/04/17	WELLS WILLIAM	76 4TH STREET N #171	SAINT PETERSBURG FL 33731	3-	I	LOA	\$0.00		ADD
		*Amount is Zero								
2		FARROW RACHI	PO BOX 569	ST JAMES CITY, FL 33956		ARTIST	X	\$100.00		ADD
		*The Transaction Date is Either Before Or After The Report Coverage Period								
		*The Value Supplied For Contribution Type is Invalid								

Expenditures

Seq	Date	Name	Address	City/State/Zip	Type	Expenditure Purpose	Amount	Amend	
1	06/06/17	BREWER, MICHAEL	12029 55TH RD N	ROYAL PALM BEACH FL 33411	MON	CONSULTING SERVICES	\$100.00		
		*The Transaction Date is Either Before Or After The Report Coverage Period							
2	06/06/17	WELLS WILLIAM	76 4TH STREET N #171	SAINT PETERSBURG FL 33731	X	PROFESSIONAL SERVICES	\$100.00		
		*The Transaction Date is Either Before Or After The Report Coverage Period							
		*Invalid Expenditure Type							

Fund Transfers

Other Distributions

# USPS Tracking® Results

FAQs > (<http://faq.usps.com/?articleId=220900>)

[Track Another Package +](#)

[Remove X](#)

**Tracking Number:** 9114901496450849236678



**Delivered**

**Expected Delivery On:** Friday, September 1, 2017 ⓘ

## Product & Tracking Information

[See Available Actions](#)

**Postal Product:**

**Features:**

USPS Tracking®

DATE & TIME	STATUS OF ITEM	LOCATION
September 1, 2017, 11:16 am	Delivered, Front Desk/Reception	WEST PALM BEACH, FL 33411



Your item was delivered to the front desk or reception area at 11:16 am on September 1, 2017 in WEST PALM BEACH, FL 33411.

September 1, 2017, 6:13 am	Arrived at Post Office	WEST PALM BEACH, FL 33411
September 1, 2017, 3:57 am	Departed USPS Regional Facility	WEST PALM BEACH FL DISTRIBUTION CENTER

EXHIBIT 5 page 5 of 6

DATE & TIME	STATUS OF ITEM	LOCATION
September 1, 2017, 3:08 am	Arrived at USPS Facility	WEST PALM BEACH, FL 33411
August 31, 2017, 11:50 am	Arrived at USPS Regional Facility	WEST PALM BEACH FL DISTRIBUTION CENTER
August 31, 2017, 8:21 am	Departed USPS Regional Facility	SEMINOLE-ORLANDO FL DISTRIBUTION CENTER
August 31, 2017, 8:06 am	Arrived at USPS Facility	SEMINOLE-ORLANDO FL DISTRIBUTION CENTER
August 31, 2017, 1:56 am	Departed USPS Regional Facility	TALLAHASSEE FL DISTRIBUTION CENTER
August 30, 2017, 8:30 pm	Arrived at USPS Regional Facility	TALLAHASSEE FL DISTRIBUTION CENTER

See Less ^

### Available Actions

Text & Email Updates



See Less ^

EXHIBIT 5 page 6 of 6

## Samantha Spore

---

**From:** Willis, Kristi R. (Bronson) <Kristi.Willis@DOS.MyFlorida.com>  
**Sent:** Wednesday, May 30, 2018 1:15 PM  
**To:** Samantha Spore  
**Subject:** RE: Account # 69766  
**Attachments:** Queued Transaction 2017 M4 Report - Candidate Daniel Sohn.pdf; Queued Transaction 2017 M5 Report - Candidate Daniel Sohn.pdf

No, he has not.

---

**From:** Samantha Spore [mailto:Samantha.Spore@myfloridalegal.com]  
**Sent:** Monday, May 21, 2018 10:17 AM  
**To:** Willis, Kristi R. (Bronson) <Kristi.Willis@DOS.MyFlorida.com>  
**Subject:** Account # 69766

Good Morning,

This e-mail is in regards to Mr. Daniel Sohn, account # 69766.

Has Mr. Sohn satisfactorily amended his 2017 M4 and 2017 M5 campaign treasurer reports?  
Also, is it possible to get the associated queued transactions reports for these two reports?

Thank you so much for your help!  
Samantha

**Samantha Spore**  
*Investigation Specialist*  
Florida Elections Commission  
The Collins Building, Ste. 224  
107 West Gaines Street  
Tallahassee, FL 32399-1050  
*PH: 850-922-4539 ext. 110*  
*Fax: 850-921-0783*  
[www.fec.state.fl.us](http://www.fec.state.fl.us)

The Department of State is committed to excellence.  
Please take our [Customer Satisfaction Survey](#).

# Queued Items for 2017-M4

Account: 69766

AGR Daniel Sohn

Rpt Seq: 1

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	69766	5/11/2017 10:45:26 PM	5/11/2017 10:45:26 PM
File Pending Report	Processing Complete	69766	5/11/2017 11:01:39 PM	5/11/2017 11:01:40 PM
Review Filed Report	Processing Complete	69766	5/11/2017 11:03:14 PM	5/11/2017 11:03:15 PM
Review Filed Report	Processing Complete	69766	5/11/2017 11:03:43 PM	5/11/2017 11:03:43 PM
Review Filed Report	Processing Complete	69766	7/11/2017 12:17:50 PM	7/11/2017 12:17:50 PM
Amend Filed Report	Processing Complete	69766	7/15/2017 10:45:56 AM	7/15/2017 10:45:56 AM
Review Pending Report	Processing Complete	69766	7/15/2017 10:46:07 AM	7/15/2017 10:46:07 AM
File Pending Report	Processing Complete	69766	7/15/2017 10:54:06 AM	7/15/2017 10:54:06 AM
Review Filed Report	Processing Complete	ejrowlette	7/26/2017 9:54:42 AM	7/26/2017 9:55:16 AM
Review Filed Report	Processing Complete	ejrowlette	7/27/2017 8:04:41 AM	7/27/2017 8:04:42 AM
Review Filed Report	Processing Complete	ejrowlette	8/10/2017 2:57:42 PM	8/10/2017 2:57:42 PM
Review Filed Report	Processing Complete	ejrowlette	9/26/2017 10:35:41 AM	9/26/2017 10:35:42 AM
Review Filed Report	Processing Complete	ejrowlette	1/19/2018 2:03:02 PM	1/19/2018 2:03:02 PM
Review Filed Report	Processing Complete	ejrowlette	4/12/2018 9:08:01 AM	4/12/2018 9:08:01 AM
Review Filed Report	Processing Complete	ejrowlette	4/23/2018 8:41:59 AM	4/23/2018 8:41:59 AM

## Queued Items for 2017-M5

Account: 69766

AGR Daniel Sohn

Rpt Seq: 2

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	69766	6/30/2017 4:15:40 PM	6/30/2017 4:15:40 PM
Review Pending Report	Processing Complete	69766	7/11/2017 12:18:58 PM	7/11/2017 12:18:58 PM
Review Pending Report	Processing Complete	69766	7/11/2017 12:19:34 PM	7/11/2017 12:19:34 PM
Recalc Pending Report Total	Processing Complete	69766	7/11/2017 12:20:23 PM	7/11/2017 12:20:23 PM
File Pending Report	Processing Complete	69766	7/11/2017 12:25:44 PM	7/11/2017 12:25:44 PM
Review Filed Report	Processing Complete	69766	7/15/2017 10:34:32 AM	7/15/2017 10:34:32 AM
Amend Filed Report	Processing Complete	69766	7/15/2017 10:40:36 AM	7/15/2017 10:40:36 AM
Recalc Pending Report Total	Processing Complete	69766	7/15/2017 10:43:57 AM	7/15/2017 10:43:57 AM
File Pending Report	Processing Complete	69766	7/15/2017 10:44:52 AM	7/15/2017 10:44:52 AM
Review Filed Report	Processing Complete	69766	7/15/2017 10:45:19 AM	7/15/2017 10:45:19 AM
Amend Filed Report	Processing Complete	69766	7/15/2017 10:47:40 AM	7/15/2017 10:47:40 AM
File Pending Report	Processing Complete	69766	7/15/2017 10:50:32 AM	7/15/2017 10:50:32 AM
Review Filed Report	Processing Complete	69766	7/15/2017 10:50:48 AM	7/15/2017 10:50:48 AM
Amend Filed Report	Processing Complete	69766	7/15/2017 10:51:53 AM	7/15/2017 10:51:53 AM
Review Filed Report	Processing Complete	ejrowlette	8/10/2017 2:58:17 PM	8/10/2017 2:58:17 PM
Review Filed Report	Processing Complete	ejrowlette	9/26/2017 10:36:06 AM	9/26/2017 10:36:06 AM
Review Filed Report	Processing Complete	ejrowlette	1/19/2018 2:03:18 PM	1/19/2018 2:03:18 PM
Review Filed Report	Processing Complete	ejrowlette	4/3/2018 10:08:18 AM	4/3/2018 10:08:18 AM

**STATEMENT OF  
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

RECEIVED  
OFFICE USE ONLY  
DEPARTMENT OF STATE

2017 APR 19 AM 9:43

DEPARTMENT OF STATE  
DIVISION OF ELECTIONS

I, Daniel Sohn

candidate for the office of Commissioner of Agriculture;

have been provided access to read and understand the requirements of

Chapter 106, Florida Statutes.

X   
Signature of Candidate

4/17/17  
Date

Each candidate must file a statement with the qualifying officer within 10 days after the Appointment of Campaign Treasurer and Designation of Campaign Depository is filed. Willful failure to file this form is a first degree misdemeanor and a civil violation of the Campaign Financing Act which may result in a fine of up to \$1,000. (ss 106.19(1)(c), 106.265(1), Florida Statutes).





**FLORIDA ELECTIONS COMMISSION**

**107 W. Gaines Street,  
Suite 224 Collins Building  
Tallahassee, Florida 32399-1050  
Telephone: (850) 922-4539  
Fax: (850) 921-0783**

**[www.fec.state.fl.us](http://www.fec.state.fl.us); [fec@myfloridalegal.com](mailto:fec@myfloridalegal.com)**

November 20, 2017

Daniel H. Sohn  
7750 Okeechobee Blvd.  
Ste. 4-616  
West Palm Beach, FL 33411

**RE: Case No.: FEC 17-299; Respondent: Daniel H. Sohn**

Dear Mr. Sohn:

On September 27, 2017, the Florida Elections Commission received a complaint alleging that you 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 violations:

**Section 106.07(2)(b)1., Florida Statutes:** Respondent, a 2018 candidate Commissioner of Agriculture, and acting as the campaign's treasurer, failed to timely make necessary amendments to the 2017 M4 and M5 campaign treasurer's report, as alleged in the complaint.

When we conclude the investigation, a copy of the Report of Investigation (ROI) will be mailed to you at the above address. Based on the results of the investigation, a staff attorney will make a written recommendation (Staff Recommendation or SR) to the Commission as to whether there is probable cause to charge respondent with violating Chapters 104 or 106, Florida Statutes. You will have an opportunity to respond to both the ROI and the SR. The Commission will then hold one or more hearings to determine whether the alleged violations occurred and, if so, the amount of the fine to be imposed. You and the complainant will receive notice at least 14 days before any hearing at which your case is to be considered.

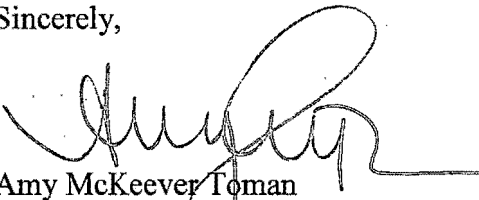
Please note that all documents related to this matter will be mailed to the above address unless you **notify us of a new address**. Also, please remember that complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 or 106, Florida Statutes, are **confidential** until the Commission finds probable cause or no probable cause.

Daniel H. Sohn  
November 20, 2017  
Page 2  
FEC 17-299

For additional information, please refer to the "Frequently Asked Questions" section of the Commission's website ([www.fec.state.fl.us](http://www.fec.state.fl.us)).

If you have additional questions, please contact **Samantha Spore**, the investigator assigned to this case at extension 110.

Sincerely,



Amy McKeever Toman  
Executive Director

AMT/enr

**DIVISION OF ELECTIONS RECEIVED**  
**FEC NOTICE FORM**

To FEC from Division of Elections

2017 SEP 27 P 3:12Z

STATE OF FLORIDA  
ELECTIONS COMMISSION

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**Name:** Daniel Sohn  
**Account Number:** 69766  
**Candidate:** Daniel Sohn  
**Treasurer:** William Wells, Daniel Sohn  
**Person Named/Notified:** William Wells, Daniel Sohn

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The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to sections 106.22(7) and 106.25, Florida Statutes. An apparent violation of Chapter 106, F.S., has occurred based upon a failure to file addendums after notice as required by section 106.07(2)(b)1., Florida Statutes, for the following report(s):

2017 M4

2017 M5

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**Sent By:** Kristi Reid Willis *KRW*  
**Date:** September 26, 2017

ejr

**AFFIDAVIT**

**STATE OF FLORIDA**

**County of Leon**

**Kristi Reid Willis, being duly sworn, says:**

1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. Daniel Sohn (69766) was a 2018 candidate for the office of Commissioner of Agriculture.
5. On April 19, 2017, Mr. Sohn filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. Mr. Sohn appointed William Wells as treasurer.
6. On June 29, 2017, the Division mailed Mr. Wells notification that the 2017 M4 campaign treasurer's report was incomplete.
7. On July 14, 2017, the Division mailed Mr. Wells notification that the 2017 M4 campaign treasurer's report was incomplete.
8. On July 21, 2017, Mr. Wells resigned as Treasurer for Mr. Sohn's candidacy.
9. On August 22, 2017, Mr. Sohn withdrew his candidacy from the 2018 election. He submitted an Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division appointing himself treasurer.
10. On August 29, 2017, the Division mailed Mr. Sohn final notification with delivery confirmation that the 2017 M4 and 2017 M5 campaign treasurer's reports were incomplete. (See attached letter and delivery confirmation.)

11. As of September 26, 2017, the 2017 M4 and 2017 M5 campaign treasurer's reports remain incomplete.

I hereby swear or affirm that the foregoing information is true and correct to the best of my knowledge.

Krist Reid Willis  
Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 26th day of September 2017.

Stacy L Bagley  
Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public  
Personally Known

RECEIVED

2017 SEP 27 P 3:12

STATE OF FLORIDA  
ELECTIONS COMMISSION





FLORIDA DEPARTMENT OF STATE

Ken Detzner  
Secretary of State

DIVISION OF ELECTIONS

**FINAL NOTICE**

**Delivery Confirmation:**

USPS TRACKING #  
& CUSTOMER  
RECEIPT

**9114 9014 9645 0849 2366 78**  
For Tracking or Inquiries go to USPS.com  
or call 1-800-222-1811.

August 29, 2017

Daniel Sohn  
7750 Okeechobee Boulevard  
Suite #4-616  
West Palm Beach, FL 33411

Re: CAN 69766

Dear Mr. Sohn:

You have previously been advised that one or more campaign treasurer's reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this letter to correct errors or provide missing information. If the information has been reported accurately, you must provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that if you fail to comply with this request, the Division will forward this matter to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose civil penalties of up to \$1,000 per violation.

If you need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280.

Sincerely,

Kristi Reid Willis, Chief  
Bureau of Election Records

Attachment

Compliance Report

Candidate: Daniel Sohn

Office: AGR

Report: 2017 M5 (2)      Covering Period: 5/1/17 - 5/31/17

Account: 69766

Overall

---

<u>Statute</u>	<u>FAC</u>	<u>Description</u>
106 07		Pending report must be filed or deleted

Contributions

Expenditures

Fund Transfers

Other Distributions

Error Report

Candidate: Daniel Sohn

Office: AGR

Report: 2017 M4 (1)

Covering Period: 4/19/17 - 4/30/17

Account: 69766

Contributions

Expenditures

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
1	05/10/17	ACT BLUE	P O BOX 441146	SOMERVILLE MA 0-2144	MON	ACT BLUE TRANSACTION FEES	\$1.65	

\*The Transaction Date is Either Before Or After The Report Coverage Period

Fund Transfers

Other Distributions



**Error Report**

Candidate: Daniel Sohn

Office: AGR

Report: 2017 M5 (2) Covering Period: 5/1/17 - 5/31/17

Account: 69766

**Contributions**

----- Contributor ----- Contribution -----										
Seq	Date	Name	Address	City/State/Zip	Type	Occupation	Type	Amount	InKind Descrip	Amend
3	05/04/17	WELLS WILLIAM	76 4TH STREET N #171	SAINT PETERSBURG FL 3-3731			LOA	\$0.00		ADD
*Amount is Zero										
2		FARROW RACHI	PO BOX 569	ST JAMES CITY, FL 3-3956		ARTIST	X	\$100.00		ADD
*The Transaction Date Is Either Before Or After The Report Coverage Period										
*The Value Supplied For Contribution Type Is Invalid										

**Expenditures**

Seq	Date	Name	Address	City/State/Zip	Type	Expenditure Purpose	Amount	Amend
1	06/06/17	BREWER, MICHAEL	12029 55TH RD N	ROYAL PALM BEACH FL 3-3411	MON	CONSULTING SERVICES	\$100.00	
*The Transaction Date Is Either Before Or After The Report Coverage Period								
2	06/06/17	WELLS WILLIAM	76 4TH STREET N #171	SAINT PETERSBURG FL 3-3731	X	PROFESSIONAL SERVICES	\$100.00	
*The Transaction Date Is Either Before Or After The Report Coverage Period								
*Invalid Expenditure Type								

**Fund Transfers**

**Other Distributions**

# USPS Tracking® Results

[FAQs > \(http://faq.usps.com/?articleId=220900\)](http://faq.usps.com/?articleId=220900)

[Track Another Package +](#)

[Remove X](#)

**Tracking Number:** 9114901496450849236678



**Delivered**

**Expected Delivery On:** Friday, September 1, 2017 ⓘ

## Product & Tracking Information

[See Available Actions](#)

**Postal Product:**

**Features:**

USPS Tracking®

DATE & TIME	STATUS OF ITEM	LOCATION
September 1, 2017, 11:16 am	Delivered, Front Desk/Reception	WEST PALM BEACH, FL 33411

Your item was delivered to the front desk or reception area at 11:16 am on September 1, 2017 in WEST PALM BEACH, FL 33411.

September 1, 2017, 6:13 am	Arrived at Post Office	WEST PALM BEACH, FL 33411
September 1, 2017, 3:57 am	Departed USPS Regional Facility	WEST PALM BEACH FL DISTRIBUTION CENTER

DATE & TIME	STATUS OF ITEM	LOCATION
September 1, 2017, 3:08 am	Arrived at USPS Facility	WEST PALM BEACH, FL 33411
August 31, 2017, 11:50 am	Arrived at USPS Regional Facility	WEST PALM BEACH FL DISTRIBUTION CENTER
August 31, 2017, 8:21 am	Departed USPS Regional Facility	SEMINOLE-ORLANDO FL DISTRIBUTION CENTER
August 31, 2017, 8:06 am	Arrived at USPS Facility	SEMINOLE-ORLANDO FL DISTRIBUTION CENTER
August 31, 2017, 1:56 am	Departed USPS Regional Facility	TALLAHASSEE FL DISTRIBUTION CENTER
August 30, 2017, 8:30 pm	Arrived at USPS Regional Facility	TALLAHASSEE FL DISTRIBUTION CENTER

See Less ^

### Available Actions

Text & Email Updates



See Less ^

**HISTORY NOTES**  
Daniel Sohn - 69766

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
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54675	7/7/2017 2:46:00 PM	7/11/2017 12:14:25 PM	mcchellman
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Re CRFs, called and left message for T to call me 2:40 pm. I called him back 3:30. He was in a car and needed me to call him back at 4:30. I did and gave him the new PWD and the T and Can PINs.

7/11/17, 12:15 pm - Mr. Wells called back saying the paper he had written the credentials down on had gotten wet and requested the info again. After confirming his identity, I gave him the above-listed credentials again.

54046	5/11/2017 3:46:00 PM		dsbrown
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RE: Credential Request Form

Spoke to William Wells; gave him the candidate's PIN. He said they never received their credentials. He said the candidate was withdrawing from the race and is currently in the hospital.

54010	5/10/2017 12:44:00 PM		STBaker
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RE: Credential Request

Received credential request form from Treasurer, William Wells, requesting User ID, Password, and Pin. I called and gave Mr. Wells his Treasurer's pin and the other requested information. I advised him that I could not give him the Candidate's Pin, without authorization from the Candidate via the Credential request form. He stated that he would try to get in touch with the Candidate.