

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Dan Horton

Case No.: FEC 16-465

TO: Dan Horton
P.O. Box 700521
Miami, FL 33170

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

NOTICE OF HEARING (AUTOMATIC FINE)

A hearing will be held in this case before the Florida Elections Commission on, **February 28, 2017 at 11:00 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, Florida 32399**

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
February 13, 2017

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

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

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

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

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

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

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

FLORIDA ELECTIONS COMMISSION
CASE REPORT
Case Number: FEC-16-465

NAME: DANIEL E. HORTON

DATE APPEAL RECEIVED: 09/21/16

DATE REPORT DUE: 07/29/16 (2016 P3)

DATE OF ELECTRONIC RECEIPT: 08/05/16

DATE FILING OFFICER RECEIVED REPORT: 08/05/16

NUMBER OF DAYS LATE: 7

AMOUNT OF FINE: \$242.80

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

TOTAL RECEIPTS FOR REPORTING PERIOD: \$155.00

TOTAL EXPENDITURES FOR REPORTING PERIOD: \$971.19

DATE OF FIRST NOTIFICATION: 08/01/16

SUMMARY: Daniel E. Horton was a candidate for State Representative, District 120 in the 2016 elections. Nicole Peguero was his treasurer.

Daniel E. Horton is appealing the fine. He did not provide additional details.

- The 2016 P3 Original Report covers the period from 07/09/16-07/22/16; it was due on 07/29/16.
- The 2016 P3 Queued Transaction Report shows that it was created on 08/05/16 at approximately 9:25pm and filed on 08/05/16 at approximately 10:52pm.
- Daniel E. Horton reported receiving 4 contributions, while making 17 expenditures.
- The Division of Elections does not have any notes that pertain to Daniel E. Horton's 2016 P3 report.

PRIOR CASES: None.

CANDIDATE <input checked="" type="checkbox"/>	STATE <input checked="" type="checkbox"/>
PC <input type="checkbox"/>	DISTRICT <input type="checkbox"/>
CCE <input type="checkbox"/>	COUNTY <input type="checkbox"/>
POLITICAL PARTY <input type="checkbox"/>	CITY <input type="checkbox"/>

16-465



RE: File No.: 16465
Dan Horton
to:
fec
02/01/2017 05:02 PM
Hide Details
From: Dan Horton <danhortonfl@gmail.com>
To: fec@myfloridalegal.com

2 Attachments



Fine Appeal Letter.pdf Medical Diagnosis.pdf

To whom it may concern:

Please find a letter and medical diagnosis attached to this message. Please place these documents in our file for the ongoing fine appeal.

Thank you for your help.

Daniel E. Horton

File No.: 16465

Daniel E. Horton
222 Phoenetia Ave.
Unit 8
Miami, Florida 33134

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

To whom it may concern:

My name is Daniel Horton and I was a candidate for the Florida House of Representatives in District 120. This letter is in regards to an open appeal of a fine for failure to timely file a treasurer's report. Due to an unexpected medical emergency, our campaign was unable to file that report.

Our campaign treasurer's name is Nicole Peguero. On July 29, Nicole lost consciousness and collapsed at a campaign event in Key West. Paramedics were called and they revived her on site. In addition, they measured her heart rate and suggested she see a doctor.

Nicole sought a medical diagnosis from her doctor. She suffers from a heart condition that can result in unexpected loss of consciousness and extreme fatigue if not monitored properly. We have included a copy of the doctor's diagnosis with this letter. Due to its personal medical content, we request that the included document be given the highest level of protection from Florida's Sunshine Law.

Nicole's condition caused unexpected loss of consciousness and extreme fatigue for a number of days. Because of her condition, she was unable to file the treasurer report that was due for that reporting period. She did eventually file the report upon regaining her strength.

We respectfully request that the fine be waived for this occurrence.

Thank you for your time and consideration in this matter.

Sincerely,

Daniel E. Horton

Luis A. Velázquez, M.D., F.A.C.P.
Internal Medicine

8600 SW 92nd Street
Suite 109
Miami, FL 33156
(305)598-4499

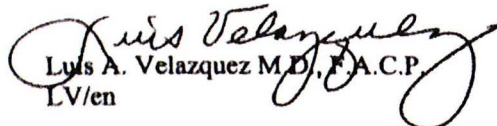
RE: Nicole Peguero
DOB: 02/16/1989

October 28, 2016

To Whom It May Concern:

This letter is to certify that Mrs. Nicole Peguero has been under my medical care since 04/06/2010. Mrs. Peguero has a medical condition called neurocardiogenic syncope. This condition may cause fainting episodes and extreme fatigue.

Sincerely,


Luis A. Velazquez M.D., F.A.C.P.
LV/en

ER

Dan Horton
Daniel E. Horton Campaign
PO Box 700521
Miami, FL 33170

September 14, 2016

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

Please let this letter serve as an appeal of the \$242.80 fine resulting from not filing the campaign treasurer's report that was due on July 29, 2016 and filed on August 5, 2016. We will coordinate with your office to provide further documentation of the extenuating circumstances that led to the late report.

Thank you.

Sincerely,



Dan Horton

RECEIVED
2016 SEP 21 P 12:42
STATE OF FLORIDA
ELECTIONS COMMISSION



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Final Notice
Delivery Confirmation:

USPS TRACKING # **9114 9999 4423 8937 9438 18**
& CUSTOMER RECEIPT For Tracking or inquiries go to USPS.com
or call 1-800-222-1811.

September 23, 2016

Dan Horton
Candidate for State Representative, District 120
Post Office Box 700521
Miami, FL 33170-3170

CAN 65611

Dear Mr. Horton:

The campaign treasurer's report that was due on July 29, 2016, was filed on August 5, 2016. By law, you are automatically assessed a late fine of \$242.80.

You have 20 days from the receipt of this notice to either:

1. Pay the fine to the Florida Division of Elections (For a candidate only, a fine is not an allowable campaign expenditure and must be paid from personal funds) at:

*Florida Division of Elections
R.A. Gray Building, Room. 316
500 South Bronough Street
Tallahassee, Florida 32399-025011*

2. Appeal the fine to the Florida Elections Commission (See Rules 2B-1.005 and 2B-1.0055, Florida Administrative Code) at:

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

If you appeal, please send a copy also to the Florida Division of Elections so that you will not receive further notices from the Division about this matter.

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

Sincerely,

Handwritten signature of Kristi Reid Bronson in black ink.

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Nicole Peguero, Treasurer



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

August 24, 2016

Dan Horton
Candidate for State Representative, District 120
Post Office Box 700521
Miami, FL 33170-3170

CAN 65611

Dear Mr. Horton:

The campaign treasurer's report that was due on July 29, 2016, was filed on August 5, 2016. By law, you are automatically assessed a late fine of \$242.80.

You have 20 days from the receipt of this notice to either:

1. Pay the fine to the Florida Division of Elections (For a candidate only, a fine is not an allowable campaign expenditure and must be paid from personal funds) at:

*Florida Division of Elections
R.A. Gray Building, Room. 316
500 South Bronough Street
Tallahassee, Florida 32399-025011*

2. Appeal the fine to the Florida Elections Commission (See Rules 2B-1.005 and 2B-1.0055, Florida Administrative Code) at:

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

If you appeal, please send a copy also to the Florida Division of Elections so that you will not receive further notices from the Division about this matter.

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Nicole Peguero, Treasurer



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

August 8, 2016

Dan Horton
Candidate for State Representative, District 120
Post Office Box 700521
Miami, FL 33170-3170

CAN 65611

Dear Mr. Horton:

The campaign treasurer's report that was due on July 29, 2016, was filed on August 5, 2016. By law, you are automatically assessed a late fine of \$242.80.

You have 20 days from the receipt of this notice to either:

1. Pay the fine to the Florida Division of Elections (For a candidate only, a fine is not an allowable campaign expenditure and must be paid from personal funds) at:

*Florida Division of Elections
R.A. Gray Building, Room. 316
500 South Bronough Street
Tallahassee, Florida 32399-025011*

2. Appeal the fine to the Florida Elections Commission (See Rules 2B-1.005 and 2B-1.0055, Florida Administrative Code) at:

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

If you appeal, please send a copy also to the Florida Division of Elections so that you will not receive further notices from the Division about this matter.

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Nicole Peguero, Treasurer



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

August 1, 2016

Nicole Peguero, Treasurer
Post Office Box 700521
Miami, FL 33170-3170

CAN 65611

Dear Ms. Peguero:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was July 29, 2016.

The law (s. 106.07(8)(b), Fla. Stat.) requires the filing officer to immediately notify you about the missed filing date and the automatic fines that will be assessed for late filing of a report, if a report was due.

- If reportable activity occurred and you have not filed a report, statutory fines are automatically assessed as follows until you file your report:
 - \$50 for the first 3 days late
 - \$500 per day for each day after the 3rd day late
 - If the required report immediately precedes a primary and general election, the automatic fine is \$500 for each late day.

The total fine for the untimely report cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the cover period. Even if you end up filing your report late, we cannot waive the statutory fines. We will notify you of the specific amount of fines owed once you file your report. You have 20 days from the day you receive the notice to pay the fine or to appeal the fine to the Florida Elections Commission.

- If no reportable activity occurred for the report date(s), you are still required to notify us in writing, via the Division's Electronic Filing System, that no reportable activity occurred. No automatic fines are statutorily assessed.

However, in all cases, failure to file and/or untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Dan Horton

Candidate for State Representative, District 120

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

(1) Dan Horton (2) 65611
 Candidate, Committee or Party Name I.D. Number

(3) Post Office Box 700521 Miami FL 33170
 Address (number and street) City State Zip Code

Check box if address has changed since last report

(4) Check appropriate box(es):

Candidate (office sought):
 Political Committee Check If PC has DISBANDED
 Committee of Continuous Existence Check If CCE has DISBANDED
 Party Executive Committee

(5) REPORT IDENTIFIERS

Cover Period: From 07/09/2016 To 07/22/2016 Report Type: P3

Original Amendment Special Election Report

(6) CONTRIBUTIONS THIS REPORT		(7) EXPENDITURES THIS REPORT	
Cash & Checks	\$155.00	Monetary Expenditures	\$971.19
Loans	\$0.00	Transfers to Office Account	\$0.00
<i>Total Monetary</i>	\$155.00	<i>Total Monetary</i>	\$971.19
In-Kind	\$0.00	(8) Other Distributions	

Certification

It is a first degree misdemeanor for any person to falsify a public record (ss.839.13, F.S.)

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

Name: Dan Horton

Report: 2016 P3

Period: 07/09/2016 to 07/22/2016

** Records in Filed Report **

Seq #	Full Name (Last, Suffix, First, Middle)	Contributor	Occupation	Amount
Date	Street Address & City, State, Zip	Type	In-Kind Description	Amend
1	THOMPSON, JEREMY 7100 NOVA DR APT 201A DAVIE, FL 33317-7180	I	LAW CLERK	\$25.00
07/11/2016		CHE		
2	MENDEZ, JORGE PO BOX 942306 MIAMI, FL 33194-2306	I	PROGRAM MANAGER	\$10.00
07/13/2016		CHE		
3	MEDLOCK, RICHARD 14305 SW 222ND ST MIAMI, FL 33170-4210	I	ARTIST	\$20.00
07/13/2016		CHE		
4	BRITTON, TIFFANY 11730 VILLAGE WAY UNIT 2194 PEMBROKE PINES, FL 33025-4395	I	ATTORNEY	\$100.00
07/19/2016		CHE		

Name: Dan Horton

Report: 2016 P3

Period: 07/09/2016 to 07/22/2016

** Records in Filed Report **

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Type	Purpose	Amount Amend
1 07/11/2016	ERNESTO PRIETO 15048 SW 173RD TER MIAMI, FL 33187-6207	MON	PHOTOGRAPHER PAYMENT	\$250.00
2 07/10/2016	RACE TRACK #567 11180 SW 184TH STREET MIAMI, FL 33157-6603	MON	TRAVEL EXPENSES	\$22.00
3 07/12/2016	NPG VAN 1101 15TH ST. NW SUITE 500 WASHINGTON, DC 20005-5006	MON	CAMPAIGN LOGISTICS	\$300.00 UPD
* 3 07/12/2016	NPG VAN 1101 15TH ST. NW SUITE 500 WASHINGTON, DC 20005-5006	X	CAMPAIGN LOGISTICS	\$300.00 History 10/04/16
4 07/13/2016	SHELL SERVICE 1498 N HOMESTEAD BLVD HOMESTEAD, FL 33030-5008	MON	TRAVEL EXPENSES	\$22.00
5 07/15/2016	TOM THUMB #226 104701 OVERSEAS HWY KEY LARGO, FL 33037-4844	MON	TRAVEL EXPENSES	\$29.89
* 6 08/17/2016	BURGER KING #34 2120 N ROOSEVELT BLVD KEY WEST, FL 33040-3731	MON	TRAVEL EXPENSES	\$33.29
7 07/17/2016	APPLE I-TUNES 1 INFINITE LOOP CUPERTINO, CA 95014-2083	MON	CAMPAIGN LOGISTICS	\$39.98 UPD
* 7 07/17/2016	APPLE I-TUNES 1 INFINITE LOOP CUPERTINO, CA 95014-2083	X	CAMPAIGN LOGISTICS	\$39.98 History 10/04/16
8 07/17/2016	EL SIBONEY 900 CATHERINE ST KEY WEST, FL 33040-3302	MON	VOLUNTEER FOOD	\$56.87
9 07/16/2016	K MART 2928 N ROOSEVELT BLVD KEY WEST, FL 33040-4012	MON	CAMPAIGN MATERIALS	\$2.36
10 07/15/2016	PUBLIX SUPERMARKET 3316 N ROOSEVELT BLVD KEY WEST, FL 33040-4115	MON	VOLUNTEER FOOD	\$37.57
11 07/16/2016	K MART 2928 N ROOSEVELT BLVD KEY WEST, FL 33040-4012	MON	CAMPAIGN MATERIALS	\$38.24
12 07/18/2016	PORKY'S BAYSIDE 1410 OVERSEAS HWY MARATHON, FL 33037-2117	MON	VOLUNTEER FOOD	\$36.54
13 07/18/2016	TOM THUMB #223 97950 OVERSEAS HIGHWAY KEY LARGO, FL 33037-2217	MON	TRAVEL EXPENSES	\$3.21 UPD
* 13 07/18/2016	TOM THUMB #223 97950 OVERSEAS HIGHWAY KEY LARGO, FL 33037-2217	X	TRAVEL EXPENSES	\$3.21 History 10/04/16
14 07/18/2016	TOM THUMB #223 97950 OVERSEAS HIGHWAY KEY LARGO, FL 33037-2217	MON	TRAVEL EXPENSES	\$9.45 UPD
* 14 07/18/2016	TOM THUMB #223 97950 OVERSEAS HIGHWAY KEY LARGO, FL 33037-2217	X	TRAVEL EXPENSES	\$9.45 History 10/04/16
15 07/19/2016	PEKING ONE 16229 SW 88TH ST MIAMI, FL 33196-4912	MON	VOLUNTEER FOOD (PHOTOSHOOT)	\$30.80
16 07/18/2016	SHELL OIL 24838 OVERSEAS HWY SUMMERLAND KEY, FL 33042-4618	MON	TRAVEL EXPENSES	\$37.49
17 07/19/2016	RACE TRAC #261 1955 NE 8TH ST HOMESTEAD, FL 33033-4703	MON	TRAVEL EXPENSES	\$21.50

Queued Items for 2016-P3

Account: 65611

STR 120 Dan Horton

Rpt Seq: 5

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	65611	8/5/2016 9:25:02 PM	8/5/2016 9:25:02 PM
Recalc Pending Report Total	Processing Complete	65611	8/5/2016 10:35:57 PM	8/5/2016 10:35:57 PM
Review Pending Report	Processing Complete	65611	8/5/2016 10:50:34 PM	8/5/2016 10:50:34 PM
File Pending Report	Processing Complete	65611	8/5/2016 10:52:30 PM	8/5/2016 10:52:30 PM
Amend Filed Report	Processing Complete	65611	10/4/2016 5:36:56 PM	10/4/2016 5:36:56 PM
Review Pending Report	Processing Complete	65611	10/4/2016 5:38:30 PM	10/4/2016 5:38:30 PM
File Pending Report	Processing Complete	65611	10/4/2016 5:39:04 PM	10/4/2016 5:39:04 PM
Review Filed Report	Processing Complete	krbronson	11/1/2016 5:23:37 PM	11/1/2016 5:23:38 PM
Review Filed Report	Processing Complete	njtaylor	11/2/2016 3:35:37 PM	11/2/2016 3:35:37 PM
Review Filed Report	Processing Complete	njtaylor	11/2/2016 3:35:44 PM	11/2/2016 3:35:44 PM



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Dan Horton

Name:

Account: 65611

Election:

Acct:

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
11/4/2016	G7	11/4/2016						
10/28/2016	G6	10/28/2016						
10/21/2016	G5	10/21/2016						
10/14/2016	G4	10/14/2016						
10/7/2016	G3	10/7/2016						
9/23/2016	G2	9/23/2016						
9/9/2016	G1	9/9/2016						
8/26/2016	P7	8/26/2016						
8/19/2016	P6	8/19/2016						
8/12/2016	P5	8/5/2016						
8/5/2016	P4	8/5/2016						
7/29/2016	P3	8/5/2016	APP	7	\$242.80		\$242.80	\$0.00
7/15/2016	P2	7/15/2016						
7/1/2016	P1	7/1/2016						
6/10/2016	M5	6/10/2016						
5/10/2016	M4	5/13/2016	CLO	3	\$150.00		\$150.00	\$150.00

CANDIDATE OATH -
CANDIDATE WITH PARTY AFFILIATION

RECEIVED

16 JUN 24 AM 9:03

DIVISION OF ELECTIONS
SECRETARY OF STATE

OFFICE USE ONLY

OATH OF CANDIDATE (Section 99.021, Florida Statutes)

I, Dan Horton
(PLEASE PRINT NAME AS YOU WISH IT TO APPEAR ON THE BALLOT * -- NAME MAY NOT BE CHANGED AFTER THE END OF QUALIFYING)

am a candidate for the office of Florida House of Representatives, 120,
(office) (district #) (circuit #)
MIAMI-DADE County, Florida; I am qualified
(group or seat #)

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

Candidate's Florida Voter Registration Number (located on your voter information card): 119909816

* Please print name phonetically on the line below as you wish it to be pronounced on the audio ballot for persons with disabilities (see instructions on page 2 of this form):

Dan Hortuhn

STATEMENT OF PARTY (Section 99.021, Florida Statutes)

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

X [Signature] (305) 615-3750 Dan@VoteHorton.com
Signature of Candidate Telephone Number Email Address
10563 SW 161 PL Miami FL 33196
Address City State ZIP Code

STATE OF FLORIDA
COUNTY OF MIAMI Dade

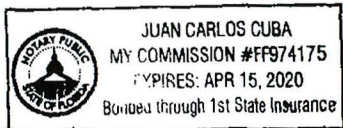
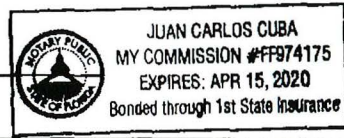
Sworn to (or affirmed) and subscribed before me this 22 day of June 2016.

Personally Known: or

Produced Identification: _____

Type of Identification Produced: _____

[Signature]
Signature of Notary Public
Print, Type, or Stamp Commissioned Name of Notary Public



**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY
RECEIVED

16 JUN 24 AM 9:03

DIVISION OF ELECTIONS
SECRETARY OF STATE

I, Daniel Edward Horton ,

candidate for the office of Florida House of Representatives District 120 ;

have been provided access to read and understand the requirements of
Chapter 106, Florida Statutes.

X 

Signature of Candidate

6-22-2016

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).

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

RECEIVED

16 JUN 24 AM 9:45

DIVISION OF ELECTIONS
SECRETARY OF STATE

I, Daniel Edward Horton ,

candidate for the office of Florida House of Representatives District 120 ;

have been provided access to read and understand the requirements of
Chapter 106, Florida Statutes.

X 
Signature of Candidate

06/20/2016
Date

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



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

May 3, 2016

Daniel Edward Horton (65611)
Post Office Box 700521
Miami, Florida 33170

Dear Mr. Horton:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository informing us that you are changing the designation of office for which you are a candidate from Florida Senate, District 39 to Florida House, District 120. The active candidate list has been updated to reflect this change.

Pursuant to Section 106.021(1)(a), Florida Statutes:

...if a candidate changes the designated office for which he or she is a candidate, the candidate must notify all contributors in writing of the intent to seek a different office and offer to return pro rata, upon their request, those contributions given in support of the original office sought. This notification shall be given within 15 days after the filing of the change of designation and shall include a standard form developed by the Division of Elections for requesting the return of contributions.

Enclosed is a Request for Return of Contribution (Form DS-DE 86). This form will assist you in complying with the above requirement.

If you have any questions, or if we may be of further assistance, please call (850) 245-6280.

Sincerely,

A handwritten signature in black ink, appearing to read "Kristi Reid Bronson".

Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/ejr

Enclosure

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/



To whom it may concern:

I, Daniel Edward Horton, am removing myself from the race for Florida Senate District 39. I am filing to run for the Florida House of Representatives District 120.

I have included the following forms to formalize my candidacy: (1) Appointment of Campaign Treasurer and Designation of Campaign Depository, and (2) Statement of Candidate (DS-DE 84).

Thank you for your assistance.

Best regards,



Daniel Edward Horton
Daniel@VoteHorton.com
PO Box 700521
Miami, FL 33170

RECEIVED
DEPARTMENT OF STATE
2016 MAY -2 AM 9:37
DIVISION OF ELECTIONS
TALLAHASSEE, FL

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY
RECEIVED
DEPARTMENT OF STATE

2016 MAY -2 AM 9:37

DIVISION OF ELECTIONS
TALLAHASSEE, FL

I, Daniel Edward Horton,

candidate for the office of Florida House of Representatives District 120;

have been provided access to read and understand the requirements of
Chapter 106, Florida Statutes.

X



Signature of Candidate

04/28/2016

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).

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

(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

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

RECEIVED
DEPARTMENT OF STATE

2016 MAY -2 AM 9:37

DIVISION OF ELECTIONS
TALLAHASSEE, FL

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 Edward Horton

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

4. Telephone
(678) 698 8180

5. E-mail address
Daniel@VoteHorton.com

PO Box 700521
Miami, FL 33170

6. **Office sought** (include district, circuit, group number)
Florida House of Representatives District 120

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
Nicole Peguero

11. Mailing Address
PO Box 700521

12. Telephone
(786) 200 4928

13. City
Miami

14. County
Miami-Dade

15. State
FL

16. Zip Code
33170

17. E-mail address
Peguero.Nicole@gmail.com

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

19. Name of Bank
Suntrust Bank

20. Address
2952 NE 8th St

21. City
Homestead

22. County
Miami-Dade

23. State
FL

24. Zip Code
33030

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
4/28/2016

26. Signature of Candidate

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

I, Nicole Peguero, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

04/28/2016
Date

Signature of Campaign Treasurer or Deputy Treasurer



FLORIDA DEPARTMENT of STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

April 4, 2016

Daniel Edward Horton
14063 South West 276th Way
Homestead, Florida 33032

Dear Mr. Horton:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Senator, which was placed on file in our office on April 1, 2016. Your name has been placed on the 2016 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **May 10, 2016**. The report will cover the period of April 1-30, 2016 (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: 65611

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/



Daniel Edward Horton

April 4, 2016

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 Edward Horton
April 1, 2016
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/stb

Enclosures

pc: Nicole Peguero, Treasurer

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY
RECEIVED
DEPARTMENT OF STATE
2016 APR -1 AM 10: 02
DEPARTMENT OF STATE
DIVISION OF ELECTIONS

I, Daniel Edward Horton,

candidate for the office of State Senator for District 39;

have been provided access to read and understand the requirements of
Chapter 106, Florida Statutes.

X 
Signature of Candidate

3/31/16
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).


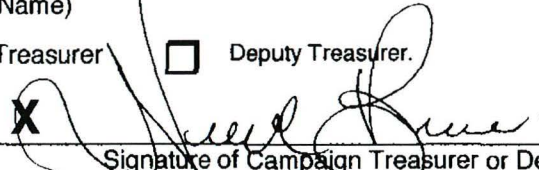
**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**
(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

RECEIVED
DEPARTMENT OF STATE
2016 APR -1 AM 10:02
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): <input checked="" type="checkbox"/> Initial Filing of Form Re-filing to Change: <input type="checkbox"/> Treasurer/Deputy <input type="checkbox"/> Depository <input type="checkbox"/> Office <input type="checkbox"/> Party					
2. Name of Candidate (in this order: First, Middle, Last) Daniel Edward Horton			3. Address (include post office box or street, city, state, zip code) 14063 SW 276th Way Homestead, FL 33032		
4. Telephone (078) 698-8180		5. E-mail address danehorton33@gmail			
6. Office sought (include district, circuit, group number) State Senate District 39			7. If a candidate for a nonpartisan office, check if applicable: <input type="checkbox"/> 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 <input type="checkbox"/> Write-In <input type="checkbox"/> No Party Affiliation <input checked="" type="checkbox"/> <u>Democratic</u> Party candidate.					
9. I have appointed the following person to act as my <input checked="" type="checkbox"/> Campaign Treasurer <input type="checkbox"/> Deputy Treasurer					
10. Name of Treasurer or Deputy Treasurer Nicole Peguero					
11. Mailing Address 14063 SW 276th Way				12. Telephone (786) 200-4928	
13. City Homestead		14. County MIAMI-DADE	15. State FL	16. Zip Code 33032	17. E-mail address npegu001@fiu.edu
18. I have designated the following bank as my <input type="checkbox"/> Primary Depository <input type="checkbox"/> Secondary Depository					
19. Name of Bank Suntrust Bank			20. Address 2952 NE 8th St.		
21. City Homestead		22. County MIAMI-DADE		23. State FL	24. Zip Code 33033
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 3/31/16			26. Signature of Candidate <input checked="" type="checkbox"/> 		
27. Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block)					
I, <u>Nicole Peguero</u> , do hereby accept the appointment (Please Print or Type Name)					
designated above as: <input checked="" type="checkbox"/> Campaign Treasurer <input type="checkbox"/> Deputy Treasurer.					
<u>3/31/16</u> Date			<input checked="" type="checkbox"/>  Signature of Campaign Treasurer or Deputy Treasurer		

HISTORY NOTES
Dan Horton - 65611

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
50578	9/29/2016 3:27:00 PM		dsbrown
RE: Call from Candidate - Audits			
<p>Mr. Horton called to speak with Erika about some audit letters he had received. He said he had just spoken with his treasurer and the reports had been amended. He wanted to know if everything was correct. I checked EFS and told him the P3 needs corrections (expenditure codes missing). He said they will get it corrected immediately. He also said he had appealed a fine and asked if he should fax us a copy of the letter. I advised him to do so.</p>			
50516	9/27/2016 2:33:00 PM		Ejrowlette
Re: Audits			
<p>I called the candidate but got his voice mail. I explained that the reason for my call was he had 2 reports that still needed corrections, the 2016 P4 and 2016 P7. I told him that he had 2 days to make the corrections otherwise, this matter would be referred to the FEC. Ejr</p>			
47707	5/13/2016 9:28:00 AM	5/13/2016 9:31:55 AM	mcchellman
Re: PWD. 9:30 am. Candidate called stating he and his T were unable to get into the EFS. I confirmed his identity and gave him the PWD. He got into the EFS. I advised he file his report today as it was already 3 days late, and a forth day would add a lot to the fine if he had a lot of activity. I impressed upon him the wisdom of filing his 2016 M4 report today. He believed he had the PINs. I pointed him to the manual and the helpline for assistance.			
47489	4/29/2016 2:02:00 PM		mcchellman
re: Candidate will be redesignating from STS to a STR race. 10:00 am I advised him how to accomplish that the paperwork necessary. He called back later at 2:00 pm and said he has a website that is accepting contributions and asked how he should handle that. After conferring with KRB, I advised him that he stall the contribution portion of the website when he mails us the redesignation request until the new candidacy is acknowledged and established on our website. I said it was the best way to be clear when contributions are received and what candidacy they were for. We discussed the requirement to offer STS contributors the option to have their contributions returned, etc.			
He said he was going to be announcing the switch from STS to STR Monday, 5/02/16. He anticipated website activity and seemed to be leaning toward leaving the website open throughout the process. He thanked me for my input.			

PHONE LOG

Case No.: 16-465

Respondent: Dan Horton

1. **Date and time:** 12/29/16 9:41am
Name: Dan Horton
Phone #: 678-698-8180
Summary: I called and left a voicemail for Mr. Horton to return my call regarding his appeal.
Entered by: B.Wims
2. **Date and time:** 01/03/17
Name: Dan Horton
Phone #: 678-698-8180
Summary: I called and left a voicemail for Mr. Horton.
Entered by: B.Wims
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:
7. **Date and time:**
Name:
Phone #:
Summary:
Entered by: