STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Ke	: Moise Duge	Case No.: FEC 17-036
то:	Moise Duge	Division of Elections
	34 NW 70th Street	500 S Bronough Street, Room 316
	Miami, FL 33150-4026	Tallahassee, FL 32399

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on, March 13, 2018 at 8:30 am, or as soon thereafter as the parties can be heard, at the following location: Augustus B. Turnbull Conference Center, 555 West Pensacola Street, Room 103, Tallahassee, Florida 32301.

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

Amy McKeever Toman

Executive Director Florida Elections Commission February 26, 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.

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STATE OF FLORIDA ELECTIONS COMMISSION

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

Florida Elections Commission, Petitioner,

Case No.: FEC 17-036

Moise Duge, Respondent.

v.

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on November 28, 2017, in Tallahassee, Florida.

On August 29, 2017, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

Count 1:

On or about November 28, 2016, Respondent violated Section 106.141(1), Florida Statutes, when Respondent failed to timely file a 2016 Termination Report reflecting the disposition of all remaining campaign funds.

Count 2:

On or about November 28, 2016, Respondent violated Section 106.19(1)(c), Florida Statutes, when Respondent deliberately failed include information on his 2016 Termination Report required to be reported by Chapter 106, Florida Statutes, when he failed to file a 2016 Termination Report.

The Commission also finds there is no probable cause to charge Respondent with violating Section 106.07(7), Florida Statutes.

DONE AND ORDERED by the Florida Elections Commission on November 28, 2017.

M. Scott Thomas, Chairman Florida Elections Commission

Copies furnished to: Eric M. Lipman, General Counsel Moise Duge, Respondent Division of Elections, Complainant

NOTICE OF RIGHT TO A HEARING

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

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

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

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

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

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

EEC 15 026

In Re: Moise Duge		Case No.: FEC 17-036
TO:	Moise Duge	Division of Elections
	34 NW 70th Street	500 S Bronough Street, Room 316
	Miami, FL 33150-4026	Tallahassee, FL 32399

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, November 28, 2017 at 10:00 am, or as soon thereafter as the parties can be heard, at the following location: 412 Knott Building, Pat Thomas Committee Room, 404 South Monroe Street, Tallahassee, Florida 32399.

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

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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.

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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 November 13, 2017 Please refer to the information below for further instructions related to your particular hearing:

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

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

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

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

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re:	Moise Duge		Case No.:	FEC 17-036
		/		

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Sections 106.141(1) and 106.19(1)(c)**, **Florida Statutes**, and **no probable cause** to charge Respondent with violating **Section 106.07(7)**, **Florida Statutes** Based upon a thorough review of the Report of Investigation submitted on July 21, 2017, the following facts and law support this staff recommendation.

- 1. On January 27, 2017, the Florida Elections Commission ("Commission") received a referral from the Division of Elections ("Division") alleging that Moise Duge ("Respondent") violated Chapter 106, Florida Statutes.
- 2. Respondent was an unsuccessful candidate for State Representative, District 108, in the 2016 primary election. Respondent's initial Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form ("DS-DE 9") was filed with the Division on March 14, 2016. Respondent appointed himself as his own campaign treasurer and designated JPMorganChase Bank as his campaign depository. On June 23, 2016, Respondent filed a second DS-DE 9 designating City National Bank as his new campaign depository. (ROI Exhibit 1 and Attachment A)¹
- 3. On March 16, 2017, the Executive Director sent Respondent notification that Commission staff would investigate the following sections of law:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the 2016 termination reporting period.

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

Section 106.141(1), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, failed to timely file his 2016 Termination Report reflecting the disposition of all remaining campaign funds.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, may have falsely reported or deliberately failed to include information in his 2016 Termination Report, as required by Chapter 106.

- 4. By letter dated March 15, 2016, Kristi Reid Bronson, Chief, Bureau of Election Records, notified Respondent that his name had been placed on the 2016 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)²
- 5. Ms. Bronson's March 15, 2016 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* ("Handbook") and the *Calendar of Reporting Dates* as well as other documents. (ROI Exhibit 2, page 3)
- 6. Respondent's Termination Report ("TR") covering the period of August 26, 2016, through November 28, 2016, was due on November 28, 2016. Respondent failed to timely file a 2016 TR or a notice that no reportable activity occurred during the termination reporting period. (ROI Exhibit 3; ROI Exhibit 8, pages 1 and 2; and Attachment B)
- 7. On November 29, 2016, the Division sent Respondent notification that he had not filed his 2016 TR or notice that no reportable activity occurred, whichever was applicable. (ROI Exhibits 3 and 4)
- 8. On January 12, 2017, the Division sent a letter to Respondent marked "Final Notice." The notification stated that the Division had not yet received Respondent's 2016 TR or notice that no reportable activity occurred, whichever was applicable. The Division's January 12, 2017 letter was confirmed delivered on January 17, 2017. (ROI Exhibits 3 and 5)
- 9. Investigator Oliver subpoenaed copies of Respondent's campaign account records from JPMorganChase Bank and City National Bank. On July 20, 2017, JPMorganChase Bank sent Investigator Oliver a letter stating that it was unable to locate records that were responsive to the Commission's subpoena. However, a review of Respondent's campaign account statements from City National Bank show that Respondent had reportable financial activity during the termination reporting period. (ROI Exhibit 6; ROI Exhibit 7, pages 2, 3, 9, 10, 17, 18, and 20)³

Ms. Bronson is now known as Kristi Willis.

On November 9, 2016, Respondent had a \$0 balance in his campaign account. (Exhibit 7, page 20)

- 10. Because Respondent had financial activity during the termination reporting period, Respondent did not need to file a notice of no reportable activity with the filing officer. However, Respondent was required to file a 2016 TR, which he failed to do. As of July 20, 2017, Respondent has failed to file a 2016 TR. (ROI Exhibit 8, page 1)⁴
- 11. Investigator Oliver attempted to contact Respondent by telephone four times. On each occasion, Investigator Oliver left a voice message requesting Respondent to return the call, which Respondent failed to do. (Attachment C, Phone Log Entries 4, 6, 7, and 9)
- 12. Based on the information above, it appears Respondent was not required to file a notice of no reportable activity for the 2016 termination reporting period, may have failed to timely file his 2016 TR, and may have deliberately failed to include information required to be reported by Chapter 106 by failing to file a 2016 TR.
- 13. "Probable Cause" is defined as a reasonable ground of suspicion supported by circumstances sufficiently strong to warrant a cautious person in the belief that the person has committed the offense charged. Schmitt v. State, 590 So.2d 404, 409 (Fla. 1991). Probable cause exists where the facts and circumstances, of which an [investigator] has reasonably trustworthy information, are sufficient in themselves for a reasonable man to reach the conclusion that an offense has been committed. Department of Highway Safety and Motor Vehicles v. Favino, 667 So.2d 305, 309 (Fla. 1st DCA 1995).
- 14. The above facts show Respondent was an unsuccessful candidate for State Representative, District 108, in the 2016 primary election. Respondent's 2016 TR covering the dates of August 26, 2016, through November 28, 2016, was due on November 28, 2016. However, Respondent failed to timely file a 2016 TR or notification that he had no reportable activity during the 2016 termination reporting period.
- 15. The above facts also show that Respondent's campaign account bank statements from City National Bank reflect that Respondent had financial activity during the termination reporting period. Therefore, Respondent was not required to file a notice of no reportable activity with the filing officer. However, Respondent was required to file a 2016 TR listing his campaign's financial transactions, which he failed to do. Despite receiving two written notifications from the Division, as of July 20, 2017, Respondent has failed to file a 2016 TR.

Based on the foregoing, I recommend the Commission find probable cause to charge Respondent with the following violations:

⁴ Respondent successfully filed ten campaign reports prior to the due date for the report at issue in this case. (ROI Exhibit 8, page I)

Count 1:

On or about November 28, 2016, Respondent violated Section 106.141(1), Florida Statutes, when Respondent failed to timely file a 2016 Termination Report reflecting the disposition of all remaining campaign funds.

Count 2:

On or about November 28, 2016, Respondent violated Section 106.19(1)(c), Florida Statutes, when Respondent deliberately failed include information on his 2016 Termination Report required to be reported by Chapter 106, Florida Statutes, when he failed to file a 2016 Termination Report.

I further recommend the Commission find no probable cause to charge Respondent with violating Section 106.07(7), Florida Statutes.

Respectfully submitted on August 29, 2017.

Eric M. Lipman General Counsel

I have reviewed this Staff Recommendation on the August 2017.

Amy McKeever Toman Executive Director

Candidate Listing for 2016 General Election

Change Election

Group: ALL
Office: ALL

Status: ALL (except WIT/DNQ)

▼ County: ALL ▼

Last Name Like: Duge Order by: Name

You can narrow your search results for candidates by county. A search by county will provide a list of candidates
running for offices for which all or a portion of the geographical area represented by the office is located in that county.
For information on county or municipal candidates, please contact your local <u>Supervisor of Elections</u>.

RUN QUERY

State Representative

District	Candidate	Status	Primary	General
108	Duge, Moise (DEM)	Defeated	Eliminated	

ATTACHMENT A

Calendar of Reporting Dates

for 2016 Candidates registered with the Division of Elections

Cover Period	Report Code	Due Date
12/01/15 - 12/31/15	2015 M12	01/11/16
01/01/16 - 01/31/16	2016 M1	02/10/16
02/01/16 - 02/29/16	2016 M2	03/10/16
03/01/16 - 03/31/16	2016 M3	04/11/16
04/01/16 - 04/30/16	2016 M4	05/10/16
05/01/16 - 05/31/16	2016 M5	06/10/16
06/01/16 - 06/24/16	2016 P1	07/01/16
06/25/16 - 07/08/16	2016 P2	07/15/16
07/09/16 - 07/22/16	2016 P3	07/29/16
07/23/16 - 07/29/16	2016 P4	08/05/16
07/30/16 - 08/05/16	2016 P5	08/12/16
08/06/16 - 08/12/16	2016 P6	08/19/16
08/13/16 - 08/25/16	2016 P7	08/26/16
08/26/16 - 09/02/16	2016 G1	09/09/16
09/03/16 - 09/16/16	2016 G2	09/23/16
09/17/16 - 09/30/16	2016 G3	10/07/16
10/01/16 - 10/07/16	2016 G4	10/14/16
10/08/16 - 10/14/16	2016 G5	10/21/16
10/15/16 - 10/21/16	2016 G6	10/28/16
10/22/16 - 11/03/16	2016 G7	11/04/16

Termination Reports

Cover Period	Report Code	Due Date
After May Qualifying	TR	08/04/16
After June Qualifying	TR	09/22/16
Primary Election	TR	11/28/16
General Election	TR	02/06/17

FLORIDA ELECTIONS COMMISSION PHONE LOG

Case No.: FEC 17-036

Respondent: Moise Duge

Complainant: Division of Elections

1. **Date and time:** April 27, 2017 @ 2:42 pm

Name: Maria—Bank Representative

Phone #: (305) 371-5380

Summary: I had telephone contact to inquire about the best method to send subpoena. I was instructed to mail the subpoena to the main branch office at 25 W. Flagler Street, Miami, Fl 33130. I was instructed to ensure that the envelope states the full address with

attention: Legal Depat/subpoena enclosed on the outside of the envelope.

Memo to File? No Entered by: CKO

2. **Date and time:** April 27, 2017 @ 3:18 pm Name: Yvonne—Bank Representative

Phone #: (305) 751-8846

Summary: I had telephone contact to determine the best method to send subpoena. I was informed that I would need to discuss this issue with the bank manager. Yvonne told me that the bank manager, Isaac would be returning my call. I gave her contact information for me and thanked her for her assistance.

Memo to File? No Entered by: CKO

3. **Date and time:** April 27, 2017 @ 3:35 pm

Name: Isaac—Bank Manager **Phone** #: (305) 754-3661

Summary: I had telephone contact from Mr. Isaac in response to message left on his behalf. Mr. Isaac instructed me to fax over the subpoena to: # (866) 699-0618/attn: Court-

Ordered levies.

Memo to File? No
Entered by: CKO

4. **Date and time:** April 27, 2017 @ 3:45 pm

Name: Respondent Phone #: (305) 725-1292

Summary: I attempted telephone contact to make initial contact. I left a message to

return my call.

Memo to File? No
Entered by: CKO

5. **Date and time:** May 10, 2017 @ 9:45 am

Name: Shonnan Coles—Bank rep

Phone #: (317) 757-7457

ATTACHMENT C

Summary: I had telephone contact from the depository advising me that more information was needed in order to complete the subpoena request. I explained that I had provided all of the information that I had verbatim from the check. I also gave her the physical address of Respondent. Ms. Coles stated that she would need a SS# or Tax ID number to complete her search. I explained that I didn't have either of these numbers. She told me that she would be closing the case because she was unable to search for Respondent without this information. I informed her that I would be transferring this call to our legal department to resolve this issue. I transferred the call to Attorney Eric Lipman. She advised him that she would call him back after discussing this matter with her peers.

Memo to File? No Entered by: CKO

6. Date and time: May 10, 2017 @ 10:20 am

Name: Respondent Phone #: (305) 725-1292

Summary: I attempted telephone contact to discuss complaint allegations. I left a

message to return my call.

Memo to File? No Entered by: CKO

7. Date and time: July 17, 2017 @ 3:00 pm

Name: Respondent Phone #: (305) 725-1292

Summary: I attempted telephone contact to complete final interview. I left a message to

return my call.

Memo to File? No
Entered by: CKO

8. Date and time: July 20, 2017 @ 9:20 am

Name: Shonnan Coles—Bank rep

Phone #: (317) 757-7457

Summary: I had telephone contact to request a copy of the declaration page stating that no information could be found sent to me per the final telephone interview with attorney Eric Lipman. Ms. Coles advised me that she would print out the document and fax it to my attention within the next 20 minutes. I thanked her for her assistance with this matter.

Memo to File? No Entered by: CKO

9. Date and time: July 20, 2017 @ 10:50 am

Name: Respondent Phone #: (305) 725-1292

Summary: I attempted telephone contact to complete final interview. I left a message to

return my call
Memo to File? No
Entered by: CKO

FLORIDA ELECTIONS COMMISSION REPORT OF INVESTIGATION

Case No.: FEC 17-036

Respondent: Moise Duge Counsel for Respondent: n/a

Complainant: Division of Elections

Counsel for Complainant: n/a

On January 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 statutes:

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

> Section 106.141(1), Florida Statutes, failure of a candidate to file a termination report reflecting the disposition of all remaining funds in his campaign account within 90 days after he withdrew, became unopposed, was eliminated, or elected; and

> Section 106.19(1)(c), Florida Statutes, prohibiting a person or organization from falsely reporting or deliberately failing to report information required by Chapter 106, Florida Statutes.

I. **Preliminary Information:**

- Respondent was a candidate for the office of State Representative, District 108 in the 2016 election. Respondent was defeated in his bid for election when he received 9.3% of the vote during the Democratic Primary.
 - 2. Complainant is the Division of Elections (DOE).
 - 3. Respondent's filing officer is Kristi Willis, Chief, Bureau of Election Records¹.
- On March 14, 2016, Respondent filed his original Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) with his filing officer². Respondent appointed himself as his own campaign treasurer. To view a copy of Respondent's

1 ROI (07/16)

¹ Kristi Reid-Bronson recently got married and has since changed her name to Kristi Willis.

² Respondent filed a second DS-DE 9 form with his filing officer on June 23, 2016 switching his depository from J.P. Morgan Chase Bank N.A. to City National Bank.

DS-DE 9 forms, refer to exhibit 1.

- 5. On March 15, 2016, Complainant mailed Respondent a letter acknowledging receipt of his DS-DE 9 form and informing him that his name had been placed on the 2016 active candidate list. This letter also informed Respondent of his confidential "PIN" number to access the Division of Election's electronic filing system (EFS) for submitting campaign treasurer's reports and waivers. To view a copy of the March 15, 2016 acknowledgement letter, refer to exhibit 2.
- 6. On January 27, 2017, a DOE staff representative, Kristi Willis, submitted a sworn-affidavit alleging that Respondent failed to report campaign activity, or in the alternative failed to notify the filing officer that no report would be filed, for the 2016 TR reporting period. To view a copy of the sworn-affidavit from Complainant, refer to exhibit 3.
- 7. On November 29, 2016, Complainant mailed Respondent a failure-to-file letter informing Respondent that a 2016 TR Report has not been filed. This letter was sent to the address Respondent on his original DS-DE 9 form (Exhibit 1). To view a copy of the November 29, 2016 failure-to-file letter, refer to exhibit 4.
- 8. On January 12, 2017, Complainant mailed Respondent a certified mail "Final Notice" informing him that a 2016 TR Report still had not been filed. This letter was also sent to the address Respondent provided on his original DS-DE 9 form (Exhibit 1). A delivery confirmation receipt verified that the letter was delivered to the address provided. To view a copy of the January 12, 2017 "Final Notice" with delivery confirmation receipt, refer to exhibit 5.
- 9. The allegations that Respondent failed to report campaign activity, or in the alternative, failed to notify the filing officer, in writing, that no report would be filed for the 2016 Termination Reporting (TR) period will be discussed in the following paragraphs.

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

- 10. I investigated whether Respondent violated this section of the election laws by failing to timely notify the filing officer, in writing, that no report would be filed due to not having any financial activity during the 2016 TR reporting period.
- 11. On April 27, 2017, I subpoenaed Respondent's campaign account records from J.P. Morgan Chase Bank, N.A., one of the campaign depositories listed on his DS-DE 9 forms (Exhibit 1). The depository was unable to locate any information on Respondent. To view a copy of the declaration letter from J.P. Morgan Chase Bank N.A., refer to exhibit 6.
- 12. On April 27, 2017, I also subpoenaed Respondent's campaign account records from City National Bank, one of the campaign depositories listed on his DS-DE 9 forms (Exhibit 1). This account reflects numerous financial transactions occurring during the 2016 TR reporting period that included monies being deposited and withdrawn³. To view a copy of the monthly bank

ROI (07/16) 2

³ The 2016 TR reporting period covers the time-period of August 26, 2016 through November 28, 2016.

statements from City National Bank reflecting financial activity, refer to exhibit 7.

- 13. Based upon a review of Respondent's campaign account records, it appears Respondent was not required to notify their filing officer in writing that no report would be filed for the 2016 TR reporting period; there was activity during this period. It appears that Respondent was required to disclose these transactions by filing a 2016 TR Report. As of the date of this report of investigation, a 2016 TR Report has not been filed. To view a copy of Respondent's filing history, refer to exhibit 8.
- 14. There is no record that Respondent has previously been investigated for violating this section of the election laws.

III. Alleged Violation of Section 106.141(1), Florida Statutes:

- 15. I investigated whether Respondent violated this section of the election laws by not filing his 2016 TR Report, due by November 28, 2016, that reflected a disposition of his remaining funds in his campaign account within 90 days after he was eliminated from the election.
- 16. To review the circumstances regarding Respondent's contribution and expenditure activity, refer to paragraphs 11 through 13 of this report.
- 17. There is no record that Respondent has previously been investigated for violating this section of the election laws.

IV. Alleged Violation of Section 106.19(1)(c), Florida Statutes:

- 18. I investigated whether Respondent violated this section of the election laws by falsely reporting or deliberately failing to include information required by Chapter 106, Florida Statutes, when he failed to file a 2016 TR Report on the prescribed reporting date, disclosing all activity during the reporting period.
- To review the circumstances regarding Respondent's contribution and expenditure activity, refer to paragraphs 11 through 13 of this report.
- 20. Based upon Respondent's campaign account records, Respondent was required to file a 2016 TR Report. The campaign account records reflect that Respondent received 7 contributions that totaled \$8,553.17, while making 41 expenditures totaling \$8,722.80 during the TR reporting period⁴. As of the date of this report of investigation, Respondent has not filed a 2016 TR Report. To view a copy of Respondent's depository activity, refer to exhibit 7. To view a copy of Respondent's filing history, refer to exhibit 8.
- 21. There is no record that Respondent has previously been investigated for violating this section of the election laws.

ROI (07/16) 3

⁴ The campaign depository also reflects that there were 7 instances during the 2016 TR reporting period that Respondent was charged a \$33.00 insufficient funds fee totaling \$231.00.

V. FEC History:

22. Respondent has been involved in three prior investigations. In FEC 16-414; 16-709; and 16-710; these cases were all processed for automatic-default final orders and closed with no records of the automatic-fines being paid for any of the cases.

Conclusion:

- 23. Respondent was offered several opportunities to make comments regarding the findings of this investigation. Respondent did not respond to any of these attempts.
- 24. In a March 15, 2016 acknowledgement letter, Complainant informed Respondent that all of the Division's publications and reporting forms are available on the Division of Elections' 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". To view a copy of the March 15, 2016 acknowledgement letter, refer to exhibit 2.
- 25. On March 14, 2016, Respondent filed his Statement of Candidate for State Representative, District 108 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 9.

Respectfully submitted on July 21, 2017.

Cedric Oliver

Investigation Specialist

Current address of Respondent

Mr. Moise Duge 34 NW 70th Street Miami, Fl 33150-4026

Current address of Complainant

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

Name and Address of Filing Officer:

Ms. Kristi Reid-Bronson Chief of Bureau of Election Records 500 South Bronough Street, Room #316 Tallahassee, Fl 32399

Copy furnished to: Mr. David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION

REPORT OF INVESTIGATION Moise Duge -- FEC 17-036

LIST OF EXHIBITS						
Exhibits #s	Exhibits #s Description of Exhibits					
Exhibit 1	Respondent's DS-DE 9 forms					
Exhibit 2	Acknowledgement Letter					
Exhibit 3	Sworn-affidavit from Kristi Willis					
Exhibit 4	November 29, 2016 failure-to-file letter					
Exhibit 5	January 12, 2017 failure-to-file letter					
Exhibit 6	Declaration letter from J.P. Morgan Chase Bank N.A.					
Exhibit 7	Monthly bank statements from City National Bank/Respondent's second depository					
Exhibit 8	Respondent's filing histories					
Exhibit 9	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 2816 JUN 23 AM 9: 38

NOTE: This form must be on file with the qualifying

officer before opening the campaign account.									OFFICE	USE	ONLY	
CHECK APPROPRIATE Initial Filing of Form		S): -filing to Change	: X 1	reasi	urer/Deputy	Depos	sitory		Office		Party	
2. Name of Candidate (in MOISE DUGE	this orde	r: First, Middle, L	.ast)	0	Address (include post office box or street, city, state, zip code) P.O. BOX 380105						zip	
4. Telephone (305) 725-1292					MIAMI FL 33238							
6. Office sought (include district, circuit, group number) STATE REPRESENTATIVE DISTRICT 108					7. If a candidate for a <u>nonpartisan</u> 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 fo	ollowing	person to act a	s my	X	Campaign Trea	surer		Deputy	Treasure	r		
10. Name of Treasurer or MOISE DUGE	Deputy Tr	reasurer										
11. Mailing Address							12	Telep	hone			
34 NW 70 STREET							(3	305)	725-129	92		
13. City MIAMI	14. C	County E	15. St FL	ate	16. Zip Code 33150	17. E-r MOIS	No. 16		elephone 5) 725-1292 ess @YAHOO.COM ondary Depository			
18. I have designated the	followin	g bank as my	1	A 1	Primary Deposito	ry	☐ Se	condar	y Deposite	ory		
19. Name of Bank CITY NATIONAL BAN	K			1	Address 0 BRICKELL	AVE#	100					
21. City		22. County		-	23. State				24. Zip C	ode		
MIAMI		DADE			FL				33131			
UNDER PENALTIES OF PERJUDES					REGOING FORM FO				MPAIGN TRI	EASURE	R AND	
25. Date				26.	Signature of Car	didate .		-				
JUNE 20TH, 2016				X	KU	-	-		_			
27. Treasur	er's Acc	eptance of App	olntmen	_	in the blanks and	check ti	he appi	ropriate	block)			
1	1	MOISE DUGE				dol	horehy	accept	the appoi	ntmer	.	
1,		se Print or Type				, 001	icieuy	accept	the appoi	nunen	`	
designated above as:	\boxtimes	Campaign 1	Treasure	er A	Deputy Tro	easurer.						
JUNE 20TI			X /	X	2-		>	2				
Dat	Date Signature of Campaign Treasurer or Deputy Treasurer											

EXHIBIT ((of 2)

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

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

(PLEASE PRINT OR TYPE)

RECEIVEL DEPARTMENT OF STATE

2016 MAR 14 AM 9: 28

DIVISION OF FLECTIONS

NOTE: This form must be on file with the qualifying for officer before opening the campaign account.	OFFICE USE ONLY
1. CHECK APPROPRIATE BOX(ES):	asurer/Deputy Depository Office Party
2. Name of Candidate (in this order: First, Middle, Last) MOISE DUCE 4. Telephone 5. E-mail address	3. Address (include post office box or street, city, state, zip code) P. O. BOX 380105
6. Office sought (include district, circuit, group number) State Representative, District 108	7. If a candidate for a <u>nonpartisan</u> 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 Write-In No Party Affiliation	name of party as applicable: My intent is to run as a
9. I have appointed the following person to act as my	Campaign Treasurer Deputy Treasurer
10. Name of Treasurer or Deputy Treasurer Moise	Une
11. Mailing Address P. D. Box 380105, Miami Fl 13. City Miami 14. County 15. State Fl	12. Telephone (305) 725-1292 16. Zip Code 17. E-mail address 33238 moised uge Wyakob. com
18. I have designated the following bank as my	Primary Depository Secondary Depository
	0. Address 2640 NE and AVe 23. State 24. Zip Code Florida 33138
	OREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND NO THAT THE FACTS STATED IN IT ARE TRUE.
MA 1 oth	6. Signature of Candidate
Treasurer's Acceptance of Appointment (f	ill in the blanks and check the appropriate block) , do hereby accept the appointment
designated above as: Campaign Treasurer March 10 th 20/6 Date Campaign Treasurer	Deputy Treasurer. ignature of Campaign Treasurer or Deputy Treasurer
DS-DE 9 (Rev. 10/10) EXHIBIT \	(2 of 2) Rule 1S-2.0001, F.A.C.



Governor

KEN DETZNER
Secretary of State

March 15, 2016

Moise Duge' Post Office Box 380105 Miami, Florida 33238

Dear Mr. Duge':

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on March 14, 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 April 11, 2016. The report will cover the period of March 1-31, 2016 (M3). 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 these passwords from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

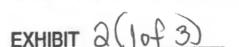
EFS Website Address: https://efs.dos.state.fl.us

Identification Number: 65336

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/



Moise Duge' March 15, 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 your confidential pin numbers.

Each candidate is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that 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 no later than midnight, Eastern Standard Time, 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.

EXHIBIT 2(2043)

Moise Duge' March 15, 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.

at Fried B

Sincerely,

Kristi Reid Bronson, Chief Bureau of Election Records

KRB/mcc

Enclosures

EXHIBIT 2(3023)



STATE OF FLORIDA County of Leon

Kristi Reid Bronson, 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. Moise Duge (65336) was a 2016 candidate for the office of State Representative.
- On March 14, 2016, Mr. Duge filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. He appointed himself as treasurer. (See attached documents and acknowledgment letter.)
- 6. The 2016 TR campaign treasurer's report was due on November 28, 2016. On November 29, 2016, the Division mailed Mr. Duge notification that the 2016 TR treasurer's report had not been filed. (See attached letter.)
- On January 12, 2017, the Division mailed Mr. Duge final notification with delivery confirmation that the 2016 TR treasurer's report had not been filed. (See attached letter with delivery confirmation.)
- 8. Mr. Duge did not notify the Division of Elections prior to or on the prescribed reporting date for the 2016 TR report that no report was to be filed.

EXHIBIT 3(10+2)



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

Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 25th day of January, 2017.

Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known

STACY L. BAGLEY
Commission # FF 985825
Expires April 25, 2020
Bonded Thru Troy Fein Insurance 800-385-7019



FLORIDA DEPARTMENT OF STATE

Ken Detzner Secretary of State

DIVISION OF ELECTIONS

November 29, 2016

Moise Duge Post Office Box 380105 Miami, FL 33238-3238 CAN 65336

Dear Mr. Duge:

Our records indicate that you have not filed either your termination report or notification that no reportable activity occurred, whichever is applicable. The filing date was November 28, 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 \$50 per day until you file your report. 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

EXHIBIT 4



FLORIDA DEPARTMENT OF STATE

Ken Detzner Secretary of State

DIVISION OF ELECTIONS

Final Notice

Delivery Confirmation:

& CUSTOMER

USPS TRACKING . 9114 9014 9645 0956 1028 66

For Tracking or Inquiries or call 1-800-222-1811.

January 12, 2017

Moise Duge Post Office Box 380105 Miami, FL 33238-3238

CAN 65336

Dear Mr. Duge:

A recent review of the Division's records show that the Division has not yet received your termination report or the required notification that no reportable activity occurred, whichever is applicable.

The Division has previously notified you of the unfiled report or notification. Please file your report or notification. If the report or notification is not filed within 7 days of receipt of this letter, the Division will refer this matter to the Florida Elections Commission, which may impose civil penalties of up to \$1000 per violation, apart from that automatic fine provisions of s. 106.07(8)(b), Fla. Stat.) that are applicable only to campaign finance reports.

As we stated in the prior notices, even if you now file the report or notification, the 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

EXHIBIT 5(10-Pa)





English

Customer Service

USPS Mobile

Register / Sign In

JUSPS.COM°

USPS Tracking®

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Tracking Number: 9114901496450956102866

Updated Delivery Day: Tuesday, January 17, 2017

Product & Tracking Information

Postal Product:

Features:

USPS Tracking®

DATE & TIME

STATUS OF ITEM

LOCATION

January 17, 2017, 9:45 am

Delivered, PO Box

MIAMI, FL 33138

Your item has been delivered and is available at a PO Box at 9:45 am on January 17, 2017 in MIAMI, FL 33138.

January 16, 2017, 7:40 am

Arrived at Hub

MIAMI, FL 33138

January 16, 2017, 2:15 am

January 14, 2017, 2:15 pm

January 13, 2017, 8:42 pm

January 12, 2017, 8:42 pm

In Transit to Destination

Arrived at USPS Facility

In Transit to Destination

Arrived at USPS Facility

OPA LOCKA, FL 33054

TALLAHASSEE, FL 32301

Available Actions

Text Updates

Email Updates

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

Track all your packages from a dashboard. No tracking numbers necessary.

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EXHIBIT____







JPMorganChase 🗘

Shonnan Coles Telephone: (317) 757-7457 Facsimile: (317) 757-7421 National Subpoena Processing Mail Code IN1-4054 7610 West Washington Street Indianapolis, Indiana 46231

7/20/2017

Cedric Oliver Florida Elections Commission 107 W Gaines Street Collins Building, Suite 224 Tallahassee, FL 32399-1050

RE; Case Name: In Re: MD Case No.: FEC 17-036, 17-036-39

JPMorgan Chase File No.: SB837575-F2

man ale

Dear Cedric Oliver:

JPMorgan Chase Bank, N.A. is in receipt of the subpoena and/or request for the above-referenced matter. Based on the information you provided in the subpoena, a good faith search was conducted for information or records related to the named subject(s). However, JPMorgan Chase Bank, N.A. was unable to locate records responsive to the subpoena and/or request.

JPMorgan Chase Bank, N.A. understands that it has complied with this subpoens and/or request to the best of its ability and will not need to appear. At this time we will consider this subpoens and/or request closed unless we hear further from you.

Sincerely,

Shonnan Coles

Doc Review Sr Specialist II

EXHIBIT____

X City National Bank





Client Service



citynational.com



CityTel 305-349-CITY (2489) 1-800-762-CITY (2489)



Your Banking Center



1450 Brickell Ave., Suite 100 Miami, FL 33131

305-371-5380 800-435-8839



Your Banking Center Hours Lobby:

Monday - Thursday: Friday:

8:30am - 4:00pm 8:30am - 6:00pm



գլլ Ուհիիսո ՈրբՈվիլի Որիսի ՈրՈրիսի Որիսո Ուիրիիր

MOISE DUGE CAMPAIGN ACCOUNT MOISE DUGE DISTRICT 108 PO BOX 380105 MIAMI FL 33238-0105

7221 2 AV 0.373



P:7221 / T:25 / S:

For additional locations





Citysmart Ultimate Small Business Ckg

Account Summary

Account: Last Statement: This Statement:

July 29, 2016 August 31, 2016

Beginning Balance \$245.61 **Ending Balance** \$446.83 Average Ledger Balance \$273.42 Low Balance -\$489.37 Interest Earned This Period: \$0.00 Interest Earned 2016: \$0.00

Daily Activity

Date	Description	Deposits/ Additions	Withdrawnia/ Subgrections	Balance
07-29	Beginning balance			245.61
08-01	Deposit	50.00		295.61
08-01	Check # 1109		150.00	145.61
08-01	Check # 1108		200.00	-54.39
08-01	Chk# 1108 Amt \$200.00, Nsf/od/uncollected Pd Item Fee		33.00	-87.39
08-02	Paypal Transfer 45V229rsbfnbe	48.00		-39.39
08-02	Xx9313 Pos Purchase 07/31 20:47 North Miami Vale Miami Fl 1 010073		31.54	-70.93
08-03	Paypal Transfer 45V229rtkzxbs	48.00		-22.93
08-08	Paypal Transfer 45V229rz6q3fe	145.00		122.07
08-09	Deposit	40.00		162.07
08-09	Paypal Transfer 45V229s7n9gan	24.00		186.07
08-11	Check # 1110		50.00	136.07
08-11	Check # 1111		130.00	6.07
08-15	Monthly Service Fee		10.00	-3.93
08-16	Check # 1113		25.00	-28.93

EXHIBIT

and hours, please visit citynational.com







Continued on the next page



VERITAGEMIAN

PRESENTED BY & City National Bank



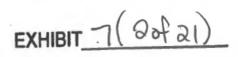
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veritagemiami.com | To benefit United Way of Miami-Dade





Date	Description	Deposits/ Additions	Withdrawals/ Subtractions	Balance
08-16	Chk# 1113 Amt \$25.00, Nsf/od/uncollected Pd Item Fee		33.00	-61.93
08-17	Refund Nsf/od/uncollected Pd Item Fee	33.00		-28.93
08-17	Check # 1112		25.00	-53.93
08-17	Chk# 1112 Amt \$25.00, Nsf/uncollected Rtn Item Fee		33.00	-86.93
08-18	Deposit	500.00		413.07
08-18	Returned Check# 1112, Not Sufficient Funds	25.00		438.07
08-19	Paypal Transfer 45V229ss5hgva	146.00		584.07
08-22	Paypal Transfer 45V229swxa25l	1,941.00		2,525.07
08-22	Xx9313 Pin Purchase 08/20 18:24 Pierres	2,0 12.00	13.64	2,511.43
00 22	Caribbea Miami Fl 08495448 414569		20.01	2,022.10
08-22	Xx9313 Pos Purchase 08/20 23:49 Chevron 0306858 Miami Fl 00000000 085049		20.00	2,491.43
08-22	Xx9313 Pos Purchase 08/22 13:09 Shell Service St Miami Fl 84061601 032804		20.00	2,471.43
08-22	Check # 1115		140.00	2,331.43
08-23	Xx9313 Pin Purchase 08/22 17:50 Sy8		7.38	2,324.05
06-23	Burger King North Miami Fl 00279471 762020		7.30	2,324.03
08-23	Check # 1117		50.00	2,274.05
08-23	Check # 1120		560.00	1,714.05
08-23	Check # 1118		1,080.00	634.05
08-24	Atm Deposit	600.00	2)000.00	1,234.05
08-24	Xx9313 Pos Purchase 08/23 05:45 Pollo Tropical 1 Mlami Fl 00001182 004347	00000	12.28	1,221.77
08-24	Check # 1114		140.00	1,081.77
08-24	Check # 1003		140.00	941.77
08-24	Check # 1007		150.00	791.77
08-25	Xx9313 Pos Purchase 08/24 17:07 Sq *The Coffee C North Miami Fl 00000000 066392		2.14	789.63
08-25	Xx9313 Pos Purchase 08/25 13:05 Exprezo Miami Shores Fl 15886101 220033		20.00	769.63
08-25	Check # 1009		300.00	469.63
08-25	Check # 1010		300.00	169.63
08-26	Atm Deposit	150.00	300.00	319.63
08-26	Check # 1013	230.00	200.00	119.63
08-26	Check # 1012		100.00	19.63
08-26	Check # 1116		200.00	-180.37
08-26	Check # 1011		210.00	-390.37
08-26	Chk# 1012 Amt \$100.00, Nsf/od/uncollected Pd Item Fee	4599	33.00	-423.37
08-26	Chk# 1116 Amt \$200.00, Nsf/od/uncollected Pd Item Fee		33.00	-456.37
08-26	Chk# 1011 Amt \$210.00,		33.00	-489.37
00.00	Nsf/od/uncollected Pd Item Fee	4 350 00		060.63
08-29	Atm Deposit	1,350.00	F 04	860.63
08-30	Xx9313 Pin Purchase 08/29 21:36 Sabor Tropical S Miami FI 04418804 053151		5.94	854.69
08-30	Xx9313 Pin Purchase 08/30 07:49 Citgo-sunshine 1 Miami Fl 00C55v54 711037		20.00	834.69
08-30	Xx9313 Pos Purchase 08/30 08:16 Shell Service St North Miami Fl 82117701 041381		30.00	804.69
08-30	Xx9313 Pos Purchase 08/30 10:30 Alexca, Inc. Miami Fl 13109301 782868		41.06	763.63



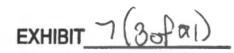


Date	Description	Deposits/ Additions	Withdrawals/ Subtractions	Balance
08-30	Xx9313 Pin Purchase 08/30 12:57 Costco Whse #018 North Miami Fl 99018211 000599		78.40	685.23
08-30	Xx9313 Pin Purchase 08/29 21:36 Sabor Tropical S Miami FI 04418804 752293		96.51	588.72
08-31	Xx9313 Pos Purchase 08/30 17:25 Shell Service St North Miami Fl 82117701 037334		1.89	586.83
08-31	Check # 1006		140.00	446.83
08-31	Ending totals	5,100.00	4,898.78	446.83

Checks

Number	Date	Amount	Ample	Date	Amount	
1003*	08-24	140.00	1110	08-11	50.00	
1006	08-31	140.00	1111	08-11	130.00	
1007*	08-24	150.00	1112	08-17	25.00	
1009	08-25	300.00	1113	08-16	25.00	
1010	08-25	300.00	1114	08-24	140.00	
1011	08-26	210.00	1115	08-22	140.00	
1012	08-26	100.00	1116	08-26	200.00	
1013*	08-26	200.00	1117	08-23	50.00	
1108	08-01	200.00	1118*	08-23	1,080.00	
1109	08-01	150.00	1120	08-23	560.00	

^{*} Skip In Check Sequence



Amount: \$40.00 Date: 08/09/2016 60 % 1100-26 y00 10/20201 1100-201 15 80-26 & All 006 PA
Amount: \$40.00 Date: 08/09/2016 60 % 110045 900 11005000 1100500 1100500 1100500 1100500 1100500 1100500 1100500 1100500 1100500 1100500 1100500 1100500 1100500 1100500 1100500 1100
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- 090G379256 2016-08-09 Hr ct -04 7165-46-00
Amount: \$500.00 Date: 08/18/2016
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Amount: \$600.00 Date: 08/24/2016
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Amount: \$150.00 Date: 08/26/2016
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Amount: \$1,350.00 Date: 08/29/2016
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Check # 1003 Amount: \$140.00 Date: 08/24/2016	Check # 1003 Amount: \$140.00 Date: 08/24/2016					
BOOKE DUCK CAMPAIGN ACCOUNT REPRESENTATIVE DISTRICT 108 P.O BOX 200105 BANK, P., 30236 8 - 22 - 2016						
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Check # 1006 Amount: \$140.00 Date: 08/31/2016	Check # 1006 Amount: \$140.00 Date: 08/31/2016					
Check # 1006 Amount: \$140.00 Date: 08/31/2016 MOISE SENTATIVE DISTRICT 108 8 - 22 - 20/6	Ya Va					
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Campaign work Mr						
Check # 1007 Amount: \$150.00 Date: 08/24/2016	Check # 1007 Amount: \$150.00 Date: 08/24/2016					
MONEE DUGS CAMPAIGN ACCOUNT PREPRESENTATIVE DISTRICT 108 P O DOX 800100 MANUEL PL 30308	MANISCO BBU NAU					
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*City National Bank	FLXDIRC Surety Bk 263187320 08/2472016					
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City National Bank	Colixte					
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EXHIBIT 7(50 al)						

Check # 1012 Amount: \$100.00 Date: 08/26/2016	Check # 1012 Amount: \$100.00 Date: 08/26/2016
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EXHIBIT 7	60(21)

heck # 1112 Amount: \$25.00 Date: 08/17/2016	Check # 1112 Amount: \$25.00 Date: 08/17/2016
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EXHIBIT 7(70fa)

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Check # 1120 Amount: \$560.00 MOUSE DUGE CAMPAIGN ACCOUNT RESPIRESENTATIVE DISTRICT 108 PO BOX 200105	8-21-2018	1120 13 48,486 560r0D
Check # 1120 Amount: \$560.00 MODER DUGE CAMPAIGN ACCOUNT REPRESENTATIVE DISTRICT 108 PO BOX 30000 MANK, R. 32000 Pay to the Julic Brown Order of Julic Brown	8-21-2018	1120 11-03,000 560-60

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Client Service



citynational.com

Miami, FL 33131



Your Banking Center Brickell

Telephone 305-371-5380 800-435-8839

Your Banking Center Hours Lobby: Monday - Thursday:

1450 Brickell Ave., Suite 100

8:30am - 4:00pm 8:30am - 6:00pm

MOISE DUGE CAMPAIGN ACCOUNT

MOISE DUGE DISTRICT 108 PO BOX 380105 MIAMI FL 33238-0105

7257 2 AV 0.373

X.

P:7257 / T:25 / S:

For additional locations and hours, please visit citynational.com





Citysmart Ultimate Small Business Ckg

Account Summary

Account: Last Statement: August 31, 2016 This Statement: September 30, 2016

Beginning Balance \$446.83 **Ending Balance** \$55.83 Average Ledger Balance \$879.80 Low Balance -\$244.17 Interest Earned This Period: \$0.00 Interest Earned 2016: \$0.00

Daily Activity

Date	Description	Deposits/ Additions	Withdrawals/ // Subtractions	Balance
08-31	Beginning balance			446.83
09-01	Xx9313 Pos Purchase 08/30 06:29 Eliano Shamrock Miami Fl 1 045689		25.00	421.83
09-01	Xx9313 Pos Purchase 08/30 07:00 Eliano Shamrock Miami Fl 1 045690		40.00	381.83
09-01	Charge Back Item Check 00002210		50.00	331.83
09-01	Check # 1004		180.00	151.83
09-01	Check # 1014		250.00	-98.17
09-01	Chk# 1014 Amt \$250.00, Nsf/od/uncollected Pd Item Fee		33.00	-131.17
09-01	Deposited Item Returned Fee		10.00	-141.17
09-02	Deposit	6,000.00		5,858.83
09-02	Check # 1032		210.00	5,648.83
09-02	Check # 1030		450.00	5,198.83
09-02	Check # 1034		100.00	5,098.83
09-02	Check # 1028		250.00	4,848.83
09-06	Check # 1018		140.00	4,708.83
09-06	Check # 1019		100.00	4,608.83

Access your account funds for free at select retail locations, all CNB banking centers, and at Presto ATMs located at more than 1,000 Publix locations.

To find a location near you, visit citynational.com.

Presto!

Continued on the next page

Thank you for inspiring us.

City National Bank is one of American Banker's **Best Banks to Work For**

ONV From our "Just Walk 10,000 Steps a Day" wellness program to subsidizing public transportation for more than a quarter of our employees as we "go green", we are inspired each day to do more for our employees.

> 21 **EXHIBIT**

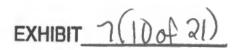


Date	Description	Deposits/	Withdrawals/	Balance
		Additions	Subtractions	
09-06	Check # 1020		100.00	4,508.83
09-06	Check # 1022		100.00	4,408.83
09-06	Check # 1033		100.00	4,308.83
09-06	Check # 1035		100.00	4,208.83
09-06	Check # 1036		100.00	4,108.83
09-06	Check # 1037		100.00	4,008.83
09-06	Check # 1040		100.00	3,908.83
09-06	Check # 1041		100.00	3,808.83
09-06	Check # 1055		100.00	3,708.83
09-06	Check # 1050		140.00	3,568.83
09-06	Check # 1008		200.00	3,368.83
09-06	Check # 1053		210.00	3,158.83
09-06	Check # 1027		590.00	2,568.83
09-07	Check # 1048		200.00	2,368.83
09-07	Check # 1049		280.00	2,088.83
09-07	Check # 1043		100.00	1,988.83
09-07	Check # 1056		140.00	1,848.83
09-07	Check # 1016		180.00	1,668.83
09-07	Check # 1015		300.00	1,368.83
09-07	Check # 1054		300.00	1,068.83
09-08	Check # 1017		100.00	968.83
09-09	Check # 1045		590.00	378.83
09-12	Check # 1051		280.00	98.83
09-14	Monthly Service Fee		10.00	88.83
09-19	Check # 1052		300.00	-211.17
09-19	Chk# 1052 Amt \$300.00, Nsf/uncollected		33.00	-244.17
	Rtn Item Fee			
09-20	Returned Check# 1052, Not Sufficient Funds	300.00		55.83
09-30	Ending totals	6,300.00	6,691.00	55.83

Checks

Oncors			A CONTRACTOR AND A SECOND SECO		
Number	Date				A Alloung A Land Control
1004*	09-01	180.00	1035	09-06	100.00
1008*	09-06	200.00	1036	09-06	100.00
1014	09-01	250.00	1037*	09-06	100.00
1015	09-07	300.00	1040	09-06	100.00
1016	09-07	180.00	1041*	09-06	100.00
1017	09-08	100.00	1043*	09-07	100.00
1018	09-06	140.00	1045*	09-09	590.00
1019	09-06	100.00	1048	09-07	200.00
1020*	09-06	100.00	1049	09-07	280.00
1022*	09-06	100.00	1050	09-06	140.00
1027	09-06	590.00	1051	09-12	280.00
1028*	09-02	250.00	1052	09-19	300.00
1030*	09-02	450.00	1053	09-06	210.00
1032	09-02	210.00	1054	09-07	300.00
1033	09-06	100.00	1055	09-06	100.00
1034	09-02	100.00	1056	09-07	140.00

^{*} Skip In Check Sequence



9-01-2016

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City National Bank
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Amount: \$6,000.00 Date: 09/02/2016 100112502 2016-09-02 Check # 1004 Amount: \$180.00 Date: 09/01/2016 Check # 1008 Amount: \$200.00 Date: 09/06/2016 Check # 1014 Amount: \$250.00 Date: 09/01/2016 9 > Check # 1015 Amount: \$300.00 Date: 09/07/2016 Check # 1016 Amount: \$180.00 Date: 09/07/2016

EXHIBIT 7(110f21)

Check # 1017 Amount: \$100.00 Date: 09/08/2016 MORSE DUGE CAMPAIGN ACCOUNT REPRESENTATIVE DISTINCT 106	Check # 1017 Amount: \$100.00 Date: 09/08/2016
PO BOX SHOOM MAKE TO SHOOM Markys Mid: 1\$ 100.00 Cha hundred cerson	anim anagement of the state of
& City National Bank Bot HANGU GOOD FOR CAMPOR CAMP	TSANC!
Check # 1018 Amount: \$140.00 Date: 09/06/2016	Check # 1018 Amount: \$140.00 Date: 09/06/2016
MOCESE DUCE CAMPAIGN ACCOUNT E. V upp 00 REPPRESENTATIVE DISTRICT 108 PO 001 30101 PO 001 30101 Pay to the Mathieu Males \$ 140.00 Male S	L'09004138192016-09-06 09:0-1 EZZESPOOLIMANGON WEZZESPOOLIMANGON WEZESPOOLIMANGON WEZZESPOOLIMANGON WEZESPOOLIMANGON WEZZESPOOLIMANGON WEZESPOOLIMANGON WEZZESPOOLIMANGON WEZZESPOOLIMANGON WEZZESPOOLIMANGON WEZZESPOOLIMANGON WEZZESPOOLIMANGON WEZZESPOOLIMANGON WEZZESPOOLIMANGON WEZZESPOOLIMANGON WEZZESPOOLIMANGON WEZZE
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Check # 1020 Amount: \$100.00 Date: 09/06/2016	Check # 1020 Amount: \$100.00 Date: 09/06/2016
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Check # 1022 Amount: \$100.00 Date: 09/06/2016	Check # 1022 Amount: \$100.00 Date: 09/06/2016
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Check # 1027 Amount: \$590.00 Date: 09/06/2016	Check # 1027 Amount: \$590.00 Date: 09/06/2016
MICROSE DUGIE CAMPAIGN ACCOUNT REPRESENTATIVE DISTRICT 108 P D DCI SHOWN INVAL, T, 20209 9-01-2016 9-01-2016	
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City National Bank Bel revenue once	Cal

EXHIBIT 7 (18 of 21)

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Check # 1028 Amount: \$250.00 Date: 09/02/2016 BIOISE DUCE CAMPAIGN ACCOUNT INCEPTIBLE TATIVE DISTRICT 108 PO 000 301-108 PO 000 301-108 PO 000 10 TOWN Fabre STORY Fabre S	Check # 1028 Amount: \$250.00 Date: 09/02/2016 Series of check # 1028 Amount: 09/02/2016 S
Check # 1030 Amount: \$450.00 Date: 09/02/2016 MOISE DUGE CAMPAIGN ACCOUNT OF THE PRESENTATIVE DISTRICT 108 P 0 000 200-105 MANA, FL 32296 Pay to 800 Date: 09/02/2016 Pay to 800 Date: 09/02/2016 City National Bank But Invacid St. Feffy 09/100 Dobbing For CAMPAIGN WANK	Check # 1030 Amount: \$450.00 Date: 09/02/2016
MOSEE DUGE CAMPAIGN ACCOUNT BEPPRESENTATIVE DISTRICT 108 PO BOX SOME SHOWN BOARD POW 10 THE DOCAL SEGO DAPTISE \$ 00.00 TWO DUMPS ETEN SOME DOCAL City National Bank BG FRANCIA GROUP For CAMPAIGN WORK	Check # 103
Check # 1033 Amount: \$100.00 Date: 09/06/2016 MOUNT DESCRIPTION ACCOUNT 1033 10	Check # 1033 Amount: \$100.00 Date: 09/06/2016
Check # 1034 Amount: \$100.00 Date: 09/02/2016 MORSE DUGE CAMPAIGN ACCOUNT HEPRESENTATIVE DISTRICT 108 POR 100 800 109 MANA PL 20208 Por 0 80 100 100 100 100 100 100 100 100 10	Check # 1034 Amount: \$100.00 Date: 09/02/2016
Check # 1035 Amount: \$100.00 Date: 09/06/2016 Manoise Dudge Campangia Account 1035 103	Check # 1035 Amount: \$100.00 Date: 09/06/2016

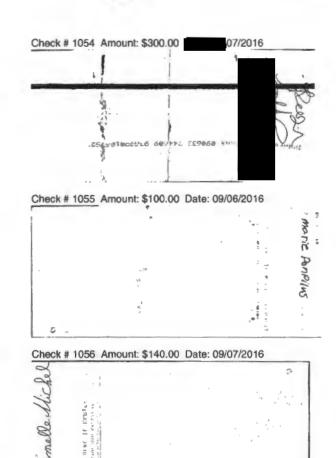
EXHIBIT 7 (13 of 21)

Check # 1036 Amount: \$100.00 Date: 09/06/2016	Check # 1036 Amount: \$100.00 Date: 09/06/2016
MOSSE DUGE CAMPAIGN ACCOUNT REPRESENTATIVE DISTRICT 108 P O BOX 300100 9-01-00/K 43-04460	13 44 44 44 44 44 44 44 44 44 44 44 44 44
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EXHIBIT 7 (15 (2)

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Client Service



citynational.com



305-349-CITY (2489) 1-800-762-CITY (2489)



Your Banking Center

Brickell 14SO Brickell Ave., Suite 100 Miami, FL 33131

Telephone

305-371-5380 800-435-8839



Your Banking Center Hours

Monday - Thursday: Lobby: Friday:

8:30am - 4:00pm 8:30am - 6:00pm



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P:7260 / T:24 / S:

Citysmart Ultimate Small Business Ckg

MOISE DUGE CAMPAIGN ACCOUNT

Account Summary

Account: Last Statement:

7260 1 AV 0.373

MOISE DUGE DISTRICT 108

PO BOX 380105 MIAMI FL 33238-0105

> September 30, 2016 October 31, 2016

Beginning Balance \$55.83 **Ending Balance** -\$53.17 Average Ledger Balance \$12.62 Low Balance -\$320.17 Interest Earned This Period: \$0.00 \$0.00 Interest Earned 2016:

Daily Activity

This Statement:

Date	Description	Deposits/ Additions	Withdravals/ Subtractions	Balance
09-30	Beginning balance			55.83
10-03	Check # 1052		300.00	-244.17
10-03	Chk# 1052 Amt \$300.00, Nsf/uncollected Rtn Item Fee		33.00	-277.17
10-04	Returned Check# 1052, Not Sufficient Funds	300.00		22.83
10-14	Monthly Service Fee		10.00	12.83
10-18	Check # 1052		300.00	-287.17
10-18	Chk# 1052 Amt \$300.00, Nsf/uncollected Rtn Item Fee		33.00	-320.17
10-19	Returned Check# 1052, Not Sufficient Funds	300.00		-20.17
10-27	Check # 1044		100.00	-120.17
10-27	Chk# 1044 Amt \$100.00, Nsf/uncollected Rtn Item Fee		33.00	-153.17
10-28	Returned Check# 1044, Not Sufficient Funds	100.00		-53.17

For additional locations and hours, please visit citynational.com







Sign up for Online Statements! It's convenient, saves time and the environment!

Here are some benefits of switching to Online Statements:

- · Receive your statements much faster.
- Additional protection against identity theft as statements can't be stolen out of the mail or trash bins.
- The planet will love you for it.

Switch to Online Statements today by logging into your Online Banking!

Continued on the next page



During this time of gratitude, we give thanks for you.

> Counting you among our clients is something for which we are especially grateful.

Happy Thanksgiving from the City National Bank family

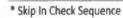




Date	Description	Deposits/ Additions	Withdrawals/ Subtractions	Balance
10-31	Ending totals	700.00	809.00	-53.17

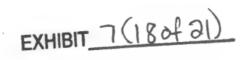
Checks

Number	Date	Amount		Date 2	Amount	
1044*	10-27	100.00	1052	10-18	300.00	
1052*	10-03	300.00				





200



2

X City National Bank





Client Service



Online citynational.com



305-349-CITY (2489) 1-800-762-CITY (2489)



Your Banking Center

Brickell 1450 Brickell Ave., Suite 100 Miami, FL 33131

Telephone 305-371-5380 800-435-8839



Your Banking Center Hours

Friday:

Monday - Thursday: 8:30am - 4:00pm 8:30am - 6:00pm



MOISE DUGE CAMPAIGN ACCOUNT MOISE DUGE DISTRICT 108 PO BOX 380105

認

P:175 / T:1 / S:

For additional locations and hours, please visit





Citysmart Ultimate Small Business Ckg

Account Summary

175 1 SP 0.465

MIAMI FL 33238-0105

Account:

Last Statement: This Statement: October 31, 2016

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Beginning Balance **Ending Balance**

-\$53.17 \$0.00

November 9, 2016

Daily Activity

Date	Description	Deposits/ Additions	Withdrawals/ Subtractions	Balance
10-31	Beginning balance			-53.17
11-08	Miscellaneous Credit	53.17		0.00
11-08	Closing Transaction		0.00	0.00
11-09	Ending totals	53.17	0.00	0.00



Sign up for Online Statements! It's convenient, saves time and the environment!

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Continued on the next page

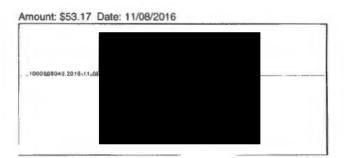


During this time of gratitude, we give thanks for you.

Counting you among our clients is something for which we are especially grateful.

Happy Thanksgiving from the City National Bank family

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Florida Department of State - Division of Elections

Florida Election System Reports

Ca	andidate/Committee Loo	kup	Candida	te Na	me: Moise	Duge					
Name:		Account: <u>65336</u>									
Election:			Date Due	Туре	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
		~	11/28/2016	TR		FEC	0	\$0.00		\$0.00	\$0.00
Acct:	65336		8/26/2016	P7	8/27/2016	FEC	1	\$500.00		\$500.00	\$0.00
Type:	Candidate	V	8/19/2016	P6	8/19/2016						
			8/12/2016	P5	8/13/2016	DFS	1	\$50.00		\$50.00	\$0.00
	Search Reset		8/5/2016	P4	8/5/2016						
	Land Inches	-4	7/29/2016	P3	7/30/2016	CLO	1	\$0.00		\$0.00	\$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	5/10/2016						
			4/11/2016	МЗ	4/13/2016	DFS	2	\$100.00		\$100.00	\$0.00

EXHIBIT 8 (10+3)



2016 General Election Moise Duge (DEM) State Representative

Campaign Finance Activity

Note: The information presented below was obtained from the Committee's/Candidate's Campaign Treasurer's Report filed with the Division of Elections. About the Campaign Finance Data Base.

		C	ontributions				
	Filing Period	Monetary Loans		InKind	Expend	Other	Transfers
0	03/14/2016 - 03/31/2016	514.00	0.00	0.00	500.00	0.00	0.00
W	04/01/2016 - 04/30/2016	0.00	0.00	0.00	0.00	0.00	0.00
0	05/01/2016 - 05/31/2016	4,125.00	0.00 100.00 3,		3,555.95	0.00	0.00
0	06/01/2016 - 06/24/2016	2,160.00	0.00	0.00	2,359.77	0.00	0.00
W	06/25/2016 - 07/08/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	07/09/2016 - 07/22/2016	0.00	0.00	0.00	0.00	0.00	0.00
0	07/23/2016 - 07/29/2016	100.00	3,000.00	250.00	2,658.56	0.00	0.00
0	07/30/2016 - 08/05/2016	200.00	0.00	0.00	350.00	0.00	0.00
W	08/06/2016 - 08/12/2016	0.00	0.00	0.00	0.00	0.00	0.00
0	08/13/2016 - 08/25/2016	1,250.00	0.00	0.00	2,290.00	0.00	0.00
•	All Dates (Totals)	8,349.00	3,000.00	350.00	11,714.28	0.00	0.00

Note: (E) indicates that report was filed electronically

X Indicates that detail has not been released

W Indicates that a waiver was filed and L Indicates that a loan report was filed

Select Detail Type

Contributions >

Select Sort Order

Date(Ascending)

Select Output Type

Display On Screen V

EXHIBIT 8(20f3)

Submit Query Now

Query the Campaign Finance Data Base

[Department of State] [Division of Elections] [Candidates and Races] [Campaign Finance Information]

EXHIBIT 8(3043)

STATEMENT OF CANDIDATE

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

RECEIVEL

2816 MAR | 4 AM 9: 28

DIVISION OF ELECTIONS

1, Moise Dugé
candidate for the office of State Representative
have been provided access to read and understand the requirements of
Chapter 106, Florida Statutes.
x/40/2016
Signature of Candidate 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).

DS-DE 84 (05/11)

EXHIBIT 9



FLORIDA ELECTIONS COMMISSION

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

March 16, 2017

Moise Duge 34 NW 70th Street Miami, FL 33150-4026

RE: Case No.: FEC 17-036; Respondent: Moise Duge

Dear Mr. Duge:

On January 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(7), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the 2016 termination reporting period.

Section 106.141(1), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, failed to timely file his 2016 Termination Report reflecting the disposition of all remaining campaign funds.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for State Representative, may have falsely reported or deliberately failed to include information in his 2016 Termination Report, as required by Chapter 106.

You may respond to the allegations above by filing a notarized statement providing any information regarding the facts and circumstances surrounding the allegations. Your response will be included as an attachment to the investigator's report.

When we conclude the investigation, a copy of the Report of Investigation will be mailed to you at the above address. You may file a response to the report within 14 days from the date the report

is mailed to you. Based on the results of the investigation, legal staff will make a written recommendation to the Commission on whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. A copy of the Staff Recommendation will be mailed to you and you may file a response within 14 days from the date the recommendation is mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

The Commission will then hold a hearing to determine whether there is probable cause to believe you have violated Chapters 104 or 106, Florida Statutes. You and the complainant will receive a notice of hearing at least 14 days before the hearing. The notice of hearing will indicate the location, date, and time of your hearing. You will have the opportunity to make a brief oral statement to the Commission, but you will not be permitted to testify or call others to testify, or introduce any documentary or other evidence.

At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

The Report of Investigation, Staff Recommendation, and Notice of Hearing will be mailed to the above address as this letter. Therefore, if your address changes, you must notify this office of your new address. Otherwise, you may not receive these important documents. Failure to receive the documents will not delay the probable cause hearing.

Under section 106.25, Florida Statutes, complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 and 106, Florida Statutes, are <u>confidential</u> until the Commission finds probable cause or no probable cause. The confidentiality provision does not apply to the person filing the complaint. However, it does apply to you unless you waive confidentiality in writing. The confidentiality provision does not preclude you from seeking legal counsel. However, if you retain counsel, your attorney must file a notice of appearance with the Commission before any member of the Commission staff can discuss this case with him or her.

If you have any questions or need additional information, please contact Cedric Oliver, the investigator assigned to this case.

Sincerely,

Amy McKeever Toman

Executive Director

AMT/enr

DIVISION OF ELECTIONS RECEIVED FEC NOTICE FORM

2017 JAN 27 P 1: 24

To FEC from Division of Elections

STATE OF FLORIDA

Name:

Moise Duge

Account Number:

65336

Treasurer:

Moise Duge

The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to Sections 106.07(8)(d), 106.22(7) and 106.25, Florida Statutes. An apparent violation of Chapter 106, F.S., has occurred based upon the candidate's alleged failure to file a report after notice as required by section 106.07(8)(d), Florida Statutes, or failure to notify the filing officer on the prescribed reporting date that no report was to be filed as required by Section 106.07(7), Florida Statutes.

The following report or notice is outstanding after notification:

2016 TR

Sent By:

Kristi Reid Bronson

Date:

January 25, 2017 KRB

AFFIDAVIT

STATE OF FLORIDA

County of Leon

Kristi Reid Bronson, 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. Moise Duge (65336) was a 2016 candidate for the office of State Representative.
- 5. On March 14, 2016, Mr. Duge filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. He appointed himself as treasurer. (See attached documents and acknowledgment letter.)
- 6. The 2016 TR campaign treasurer's report was due on November 28, 2016. On November 29, 2016, the Division mailed Mr. Duge notification that the 2016 TR treasurer's report had not been filed. (See attached letter.)
- 7. On January 12, 2017, the Division mailed Mr. Duge final notification with delivery confirmation that the 2016 TR treasurer's report had not been filed. (See attached letter with delivery confirmation.)
- 8. Mr. Duge did not notify the Division of Elections prior to or on the prescribed reporting date for the 2016 TR report that no report was to be filed.

9. As of January 25, 2017, Mr. Duge has not filed the 2016 TR report.

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

Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 25th day of January, 2017.

Signature of Notary Public - State of Vorida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known

STACY L. BAGLEY
Commission # FF 985625
Expires April 25, 2020
Bonded Thru Troy Fein Insurance 800-385-7019

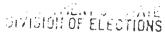
APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN **DEPOSITORY FOR CANDIDATES**

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

(PLEASE PRINT OR TYPE)



2016 MAR | 4 AM 9: 28



NOTE: This form must be on file with the qualifying officer before opening the campaign account.	OFFICE USE ONI					
1. CHECK APPROPRIATE BOX(ES):						
Initial Filing of Form Re-filing to Change:	reasurer/Deputy Depository Office Pa					
2. Name of Candidate (in this order: First, Middle, Last)	3. Address (include post office box or street, city, state, zip					
Moise Dugé	P.O. BOX 380105					
4. Telephone 5. E-mail address						
(305)725-1292 moiseduge@yahod.com	1 Miami Fl 33238					
6. Office sought (include district, circuit, group number)	7. If a candidate for a <u>nonpartisan</u> office, check if					
d 1 2	applicable:					
State Kepresentative, District 108	My intent is to run as a Write-In candidate					
8. If a candidate for a <u>partisan</u> office, check block and fill	in name of party as applicable: My intent is to run as a					
☐ Write-In ☐ No Party Affiliation ☐ De	mocratic Party candidate.					
9. I have appointed the following person to act as my	Campaign Treasurer Deputy Treasurer					
10. Name of Treasurer or Deputy Treasurer Moise	Ducie					
11. Mailing Address	12. Telephone					
P.O. Box 380105, Miami Fl	(305) 725-1292					
13. City 14. County 15. Sta						
Miami Dade H	33238 moiseduge@yahoo.com					
18. I have designated the following bank as my	Primary Depository Secondary Depository					
19. Name of Bank	20. Address					
IPMorgan Chase Bank	9640 NE and AVe					
21. City J	23. State 24. Zip Code 33138					
Mami Shores Mami - Dade						
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	26. Signature of Candidate					
March 10th 2016	x Man					
27. Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate block)						
I, Yloise Duce (Please Frint or Type Name)	, do hereby accept the appointment					
designated above as: Campaign Treasure	Deputy Treasurer.					
March 10th 2016 x March						
Date	Signature of Campaign Treasurer or Deputy Treasurer					

STATEMENT OF CANDIDATE

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

RECEIVEL

2016 MAR | 4 AM 9: 28

JIVISION OF ELECTIONS

1. Moise Dugé

candidate for the office of

State Kepresentative

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

Signature of Candidate

3/10/2016

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).



RICK SCOTT
Governor

KEN DETZNERSecretary of State

March 15, 2016

Moise Duge' Post Office Box 380105 Miami, Florida 33238

Dear Mr. Duge':

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on March 14, 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 April 11, 2016. The report will cover the period of March 1-31, 2016 (M3). 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 these passwords 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: 65336



Moise Duge' March 15, 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 your confidential pin numbers.

Each candidate is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that 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 no later than midnight, Eastern Standard Time, 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.

Moise Duge' March 15, 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.

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Sincerely,

Kristi Reid Bronson, Chief Bureau of Election Records

KRB/mcc

Enclosures



FLORIDA DEPARTMENT OF STATE

Ken Detzner Secretary of State

DIVISION OF ELECTIONS

CAN 65336

November 29, 2016

Moise Duge Post Office Box 380105 Miami, FL 33238-3238

Dear Mr. Duge:

Our records indicate that you have not filed either your termination report or notification that no reportable activity occurred, whichever is applicable. The filing date was November 28, 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 \$50 per day until you file your report. 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



FLORIDA DEPARTMENT OF STATE

Ken Detzner Secretary of State

DIVISION OF ELECTIONS

Final Notice Delivery Confirmation:

USPS TRACKING # 9114 9014 9645 0966 1028 66
A CUSTOMER
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For Tracking or Inquiries go to USPS.com or call 1-800-222-1811.

January 12, 2017

Moise Duge Post Office Box 380105 Miami, FL 33238-3238

CAN 65336

Dear Mr. Duge:

A recent review of the Division's records show that the Division has not yet received your termination report or the required notification that no reportable activity occurred, whichever is applicable.

The Division has previously notified you of the unfiled report or notification. Please file your report or notification. If the report or notification is not filed within 7 days of receipt of this letter, the Division will refer this matter to the Florida Elections Commission, which may impose civil penalties of up to \$1000 per violation, apart from that automatic fine provisions of s. 106.07(8)(b), Fla. Stat.) that are applicable only to campaign finance reports.

As we stated in the prior notices, even if you now file the report or notification, the 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

K- Eokuud

English

Customer Service

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Tracking Number: 9114901496450956102866

Updated Delivery Day: Tuesday, January 17, 2017

Product & Tracking Information

Postal Product:

Features:

USPS Tracking®

DATE & TIME

STATUS OF ITEM

Delivered, PO Box

LOCATION

MIAMI, FL 33138

Your item has been delivered and is available at a PO Box at 9:45 am on January 17, 2017 in MIAMI, FL 33138.

January 16, 2017, 7:40 am

January 17, 2017, 9:45 am

Arrived at Hub

MIAMI, FL 33138

January 16, 2017, 2:15 am January 14, 2017, 2:15 pm

January 13, 2017, 8:42 pm

In Transit to Destination

Arrived at USPS Facility

Arrived at USPS Facility

In Transit to Destination

Arrived at USPS Facility

January 12, 2017, 8:42 pm

OPA LOCKA, FL 33054

TALLAHASSEE, FL 32301

Available Actions

Text Updates

Email Updates

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

Track all your packages from a dashboard. No tracking numbers necessary.

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