

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Joseph Barbetta

Case No.: FEC 20-289

TO: Joseph Barbetta
1350 Main Street, Unit 703
Sarasota, FL 34236

Shayla Griggs
City of Sarasota
1565 1st Street, RM 110
Sarasota, FL 34236

NOTICE OF VIRTUAL HEARING (AUTOMATIC FINE)

A hearing will be held in this case before the Florida Elections Commission **on February 23, 2021 at 8:30 am, EST**, or as soon thereafter as the parties can be heard.

Please note that because of COVID-19, this will be a virtual meeting conducted by remote video or teleconference. Enclosed you will find additional details on joining the video conference via GoToWebinar, 9-Digit Webinar ID 627-359-707, or via teleconference by dialing (877) 309-2071 and entering the meeting access code 324-720-215, when prompted. If you wish to speak before the Commission, you will need to appear by webcam and will be sworn in remotely. Please be advised that the Commission will consider multiple cases, so you will need to wait until your case is considered. If you have any questions, please contact Commission staff at (850) 922-4539.

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 motions to dismiss 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 motions to dismiss 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. As an Appellant, Respondent or Complainant in one case, you will *not* be permitted to attend the hearings on other confidential cases.

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

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

See further instructions on the reverse side.

Tim Vaccaro

Executive Director
Florida Elections Commission
February 2, 2021

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

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

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



Florida Elections Commission

107 West Gaines Street, Suite 224 Tallahassee, Florida 32399-6596

Telephone: (850) 922-4539 · Facsimile: (850) 921-0783

FEC@myfloridalegal.com · www.fec.state.fl.us



Commission Meeting February 23, 2021 at 8:30AM via GoToWebinar and OpenVoice

In order to participate in the public portion of the February 23, 2021, Florida Elections Commission meeting, please follow the instructions below:

- A. GoToWebinar – Remote Video Conferencing
 1. Open your web browser and search GoToWebinar or enter www.gotowebinar.com
 2. Select Join A Webinar in the upper right corner of the website
 3. Enter the 9-digit Webinar ID: 627-359-707
And your email address
 4. Register your name and email address
 5. You will automatically join to the meeting as an attendee. Attendees are muted and can choose to their webcam.

- B. OpenVoice - Teleconference
 1. Call 1-877-309-2071
 2. Enter Audio Access Code 324-720-215
 3. You will automatically join the meeting as an attendee. Attendees are muted.

While this is a public meeting and advanced registration is not mandatory, we ask that if you plan to attend via Video Conference or Teleconference, that you notify our office in advance. This will give the Commission the opportunity to organize the agenda as efficiently as possible. It will be the goal of the Commission to hear cases in which parties are present, first, in order to reduce the standby time of the parties in attendance.

You can call or email our office of your intent to participate or of any questions you may have regarding this meeting. Please provide the case number(s) of interest, when contacting our office.

Thank you,

Commission Staff

FLORIDA ELECTIONS COMMISSION
CASE REPORT
Case Number: FEC-20-289

NAME: **JOSEPH "JOE" BARBETTA**

DATE APPEAL RECEIVED: 08/20/2020

DATE REPORT DUE: 07/24/2020 (2020 25P)

DATE OF HAND DELIVERED RECEIPT: 07/28/2020

DATE FILING OFFICER RECEIVED REPORT: 07/28/2020

NUMBER OF DAYS LATE: 4

AMOUNT OF FINE: \$650.00

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

TOTAL RECEIPTS FOR REPORTING PERIOD: \$3,250.00

TOTAL EXPENDITURES FOR REPORTING PERIOD: \$9,554.34

DATE OF FIRST NOTIFICATION: 07/24/2020 (Failure to File Email)

SUMMARY: Joseph Barbetta was a candidate for Sarasota City Commissioner, District 2 in the 2020 elections. Eric Robinson was his treasurer.

Joseph Barbetta is appealing the fine claiming that he attempted to hand deliver the report a day before the due date but the City Clerks building was closed. According to Mr. Barbetta, he went to the post office and mailed it the same day. After receiving notice of the late report, he emailed the filing officer and explained the situation. He notes that he hand delivered another copy on July 28th. Mr. Barbetta also included copies of emails to the city clerk's office and a picture of the envelope containing the report.

- The 2020 25P Original Report covers the period from 07/01/20-07/15/20; it was due on 07/24/20.
- The 2020 25P Report shows that it was hand delivered on 07/28/20 and received by mail on 08/24/20.
- Joseph Barbetta reported receiving 21 contributions, while making 7 expenditures.
- The City of Sarasota City Clerk's office sent notes that pertain to Joseph Barbetta's 2020 25P report.

PRIOR CASES: None.

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

August 26, 2020

TO: Br' Axeton Wims
Deputy Agency Clerk

Case # FEC 20-289

In accordance with your letter of August 21st along with the additional information I received yesterday from the City of Sarasota Auditor and Clerk's Office I am providing this additional information to go with my Notice of Appeal I sent to Donna Ann Malphurs, the Agency Clerk, on August 18th, 2020.

SUPPLEMENTAL INFORMATION FOR CASE NO: FEC 20-289
Campaign Treasurer's Report due 07/24/2020

Please be advised that yesterday, August 25, 2020 I received an email from Lori Rivers, the Deputy Auditor and Clerk of the City of Sarasota, informing me that they finally received the envelope with my Report which I personally mailed inside the City of Sarasota Post Office on Thursday, July 23rd, a day before its due date after attempting personal hand delivery to their offices at City Hall which I found locked. Again in my original Notice of Appeal sent to you on August 18th I spelled out the exact circumstances of my delivery attempts culminating in my personally mailing it a day before its due date in the City of Sarasota Main Post office just a few short blocks away for the Sarasota City Hall offices of the Clerk. I have now learned from Ms. Rivers email attached that for some unusual reason the Post Office apparently decided not to deliver it to the Address of the City Auditor and Clerk on the envelope, which is the address given to Candidates to file the Reports, but instead the Post Office chose to forward it to the City's Post Office Box located in the same Post Office where I personally mailed the Original Report on Thursday July 23rd as previously mentioned. I had no knowledge of the City's P.O. Box address especially since it does not appear anywhere on any correspondence I've received from the City Auditor and Clerk. I certainly am unable to explain those unusual circumstances and actions by the U.S. Post Office and I do not feel that it is fair that I be fined for this since I did everything that was asked of me on a timely basis, in fact I did it all a day earlier than required, and that is after attempted hand delivery to the Offices of the Auditor and Clerk which were in City Hall which I found to be locked at all entrances, again I was a day early in my delivery efforts. There is no circumstance where my Report would have been late in either of my efforts to make delivery.

Again I sincerely appreciate your consideration in reversing this fine which I clearly feel is unjustified under these unusual circumstances. I clearly complied with the law and did everything

that was asked of me. This whole incident is most unfortunate and I ask that you read this supplemental information in conjunction with my Original Notice of Appeal sent on August 18th, 2020, which is clearly detailed, and not uphold the fine assessed. Thank you for your consideration.

Respectfully submitted.



Joseph "Joe" Barbetta
email: joebarb55@aol.com
cell: (941) 468-9566

Home Address: 1350 Main Street, Unit 703
Sarasota, FL 34236

Campaign Treasurer's Address: 133 Harbor Drive S.
Venice, FL 34235

NOTICE OF APPEAL

TO: Donna Ann Malphurs
Agency Clerk/Public Information Officer
Florida Elections Commission
107 West Gaines Street, Suite 224
Tallahassee, FL 32399

August 18, 2020

C.C.: Shayla Griggs, Auditor & Clerk
City of Sarasota, FL

FROM: Joseph "Joe" Barbetta
Candidate for Sarasota City Commission, Dist. 2

Dear Ms. Malphurs,

Thank you for the opportunity to present you with my Appeal of the fine for the alleged late filing of my Campaign Treasurer's Report which was due on July 24, 2020. I have attached a copy of the letter dated August 11, 2020 from Shayla Griggs, the City Auditor and Clerk notifying me of the assessed fine along with supporting documentation which I am providing to substantiate the fact that I complied with the filing deadline.

First of all in each instance of the filing of my Campaign Treasurer's Report during this Campaign I have made it a policy of mine to be sure to deliver my Report in person at least one

day prior to its actual due date if not sooner. All of my reports have been delivered and received on a timely basis but for some still unknown reason the Clerk's Office claims to not have received this report in question, namely the one due on July 24th, 2020. As to that report I personally placed it in the usual large brown envelope, a copy of which is enclosed, addressed properly, and went to City Hall on Thursday, July 23rd at approximately 1PM or so to make personal delivery to the City Auditor and Clerk's Office. I found that all the doors in City Hall, a Public Building, all the way around were locked and I was unable to gain access to execute the personal delivery, again a day earlier than the due date. I waited a few minutes, called the phone number listed, and got a recording, no one came to the door to allow access. When unable to gain access, enter and make delivery, after about 10 minutes I then went to the Sarasota Main Post Office, about 2 blocks away, attached the proper postage, and promptly mailed it in the Mail slot inside the building. Prior to placing it in the mail slot I took a picture of the envelope which is attached. Again it was properly addressed, was mailed on Thursday, July 23rd by me personally, a full day earlier than the due date, and obviously would be timely postmarked a day earlier than necessary since that actual postmarked deadline according to the Auditor & Clerk's office letter was to be no later than Friday the 24th for a postmark. I followed it up with an email to Lori Rivers, the Deputy Clerk, which is also enclosed. Again the Sarasota Main Post Office is about 2 blocks from City Hall. I only mailed it since the City Hall, a Public Building, where I was to file it was locked and I was unable to gain access during regular business hours. I even confirmed with a Postal Employee as to what postmark would be on my envelope that I just mailed today, July 23rd and when would it likely be received and she responded, "Today's date, July 23rd would be the postmark and they should receive it either Friday, July 24th or Saturday, July 25th". I felt comfortable with that although I would have preferred the personal hand delivery by me as I attempted to do earlier that day.

From my perspective I did everything humanly possible to effectuate early personal delivery but due to the locked City Hall, during normal business hours no less, I was unable to do so. I did the next best thing in affixing proper postage and mailing it to the City Auditor and Clerk's office well within the time deadlines, in fact a day earlier. I'm not new at this since I have run for office before and had two successful Campaigns for Sarasota County Commissioner, one in 2006 and the other in 2010, and never had a problem with late filing of these Reports. The same in this instance, with all my Reports in this current Campaign being filed on a timely basis and again early in pretty much every case. This Report has to either be lost by the Post office or by the City Mail Room, there is no other explanation, and neither is my fault.

I personally feel that I did everything that was asked of me, filed the Report properly, and the only thing I can think of was that it was either lost by the Post Office subsequent to my timely mailing, or it was delivered to City Hall by the Post Office and was lost or misplaced in their Mail Room. If it is ever found, which I truly hope for, I assure you that it will clearly show the legally required Postmark date of July 23rd or 24th, within the filing deadline requirements. There is no way that this can be my fault. I complied to the fullest extent of the law and the requirements.

When I learned on Tuesday, July 28th that they apparently hadn't received it I promptly brought over a duplicate signed copy.

I'll be happy to answer any questions you may have and I respectfully request that you grant my appeal and dismiss the assessed fine. Also, should you deem it necessary I will be more than happy to sign a Notarized Affidavit under Oath.

Thank you for your consideration.

Respectfully submitted.

From: Lori.Rivers@sarasotaFL.gov,

To: joebarb55@aol.com,

Cc: fec@myfloridalegal.com, Shayla.Griggs@sarasotaFL.gov,

Subject: Appeal of Fine for late Report

Date: Tue, Aug 25, 2020 5:04 pm

Attachments: Envelope scan.pdf (91K)

Dear Mr. Barbetta,

I am writing to inform you that our office received your 25th Day Prior report in the mail yesterday (August 24, 2020). I understand you have appealed the assessment of a late fine and so I have copied the Florida Elections Commission for their information as well.

I have included a scan of the envelope for everyone's reference. Strangely, the envelope doesn't include the post office metered postmark indicating a date of mailing, which may indicate why the delay in reaching us, but I did want to let you know that we had received a mailed copy. Thank you.

Best regards,

Lori Rivers

Deputy City Auditor and Clerk

City of Sarasota, Office of the City Auditor and Clerk

1565 First Street, Room 110

Sarasota, FL 34236

941-263-6438 | 941-263-6461 (fax)

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing. E-mail messages sent or received by City of Sarasota officials and employees in connection with official City business are public records subject to disclosure under the Florida Public Records Act.

NOTICE OF APPEAL

TO: Donna Ann Malphurs
Agency Clerk/Public Information Officer
Florida Elections Commission
107 West Gaines Street, Suite 224
Tallahassee, FL 32399

August 18, 2020

C.C.: Shayla Griggs, Auditor & Clerk
City of Sarasota, FL

FROM: Joseph "Joe" Barbetta
Candidate for Sarasota City Commission, Dist. 2

Dear Ms. Malphurs,

Thank you for the opportunity to present you with my Appeal of the fine for the alleged late filing of my Campaign Treasurer's Report which was due on July 24, 2020. I have attached a copy of the letter dated August 11, 2020 from Shayla Griggs, the City Auditor and Clerk notifying me of the assessed fine along with supporting documentation which I am providing to substantiate the fact that I complied with the filing deadline.

First of all in each instance of the filing of my Campaign Treasurer's Report during this Campaign I have made it a policy of mine to be sure to deliver my Report in person at least one day prior to its actual due date if not sooner. All of my reports have been delivered and received on a timely basis but for some still unknown reason the Clerk's Office claims to not have received this report in question, namely the one due on July 24th, 2020. As to that report I personally placed it in the usual large brown envelope, a copy of which is enclosed, addressed properly, and went to City Hall on Thursday, July 23rd at approximately 1PM or so to make personal delivery to the City Auditor and Clerk's Office. I found that all the doors in City Hall, a Public Building, all the way around were locked and I was unable to gain access to execute the personal delivery, again a day earlier than the due date. I waited a few minutes, called the phone number listed, and got a recording, no one came to the door to allow access. When unable to gain access, enter and make delivery, after about 10 minutes I then went to the Sarasota Main Post Office, about 2 blocks away, attached the proper postage, and promptly mailed it in the Mail slot inside the building. Prior to placing it in the mail slot I took a picture of the envelope which is attached. Again it was properly addressed, was mailed on Thursday, July 23rd by me personally, a full day earlier than the due date, and obviously would be timely postmarked a day earlier than necessary since that actual postmarked deadline according to the Auditor & Clerk's office letter was to be no later than Friday the 24th for a postmark. I followed it up with an email to Lori Rivers, the Deputy Clerk, which is also enclosed. Again the Sarasota Main Post Office is about 2 blocks from City Hall. I only mailed it since the City Hall, a Public Building, where I was to file it was locked and I was unable to gain

REC'D: FL ELECTIONS COM
20 AUG '20 PM 12:06

access during regular business hours. I even confirmed with a Postal Employee as to what postmark would be on my envelope that I just mailed today, July 23rd and when would it likely be received and she responded, "Today's date, July 23rd would be the postmark and they should receive it either Friday, July 24th or Saturday, July 25th". I felt comfortable with that although I would have preferred the personal hand delivery by me as I attempted to do earlier that day.

From my perspective I did everything humanly possible to effectuate early personal delivery but due to the locked City Hall, during normal business hours no less, I was unable to do so. I did the next best thing in affixing proper postage and mailing it to the City Auditor and Clerk's office well within the time deadlines, in fact a day earlier. I'm not new at this since I have run for office before and had two successful Campaigns for Sarasota County Commissioner, one in 2006 and the other in 2010, and never had a problem with late filing of these Reports. The same in this instance, with all my Reports in this current Campaign being filed on a timely basis and again early in pretty much every case. This Report has to either be lost by the Post office or by the City Mail Room, there is no other explanation, and neither is my fault.

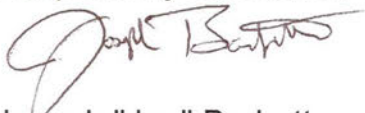
I personally feel that I did everything that was asked of me, filed the Report properly, and the only thing I can think of was that it was either lost by the Post Office subsequent to my timely mailing, or it was delivered to City Hall by the Post Office and was lost or misplaced in their Mail Room. If it is ever found, which I truly hope for, I assure you that it will clearly show the legally required Postmark date of July 23rd or 24th, within the filing deadline requirements. There is no way that this can be my fault. I complied to the fullest extent of the law and the requirements.

When I learned on Tuesday, July 28th that they apparently hadn't received it I promptly brought over a duplicate signed copy.

I'll be happy to answer any questions you may have and I respectfully request that you grant my appeal and dismiss the assessed fine. Also, should you deem it necessary I will be more than happy to sign a Notarized Affidavit under Oath.

Thank you for your consideration.

Respectfully submitted.



Joseph "Joe" Barbetta
email: joebarb55@aol.com
cell: (941) 468-9566

Home Address: 1350 Main Street, Unit 703
Sarasota, FL 34236

Campaign Treasurer's Address: 133 Harbor Drive S.
Venice, FL 34235



August 11, 2020

VIA EMAIL

Mr. Joe Barbetta
1350 Main Street, Unit 703
Sarasota, FL 34236

Dear Mr. Barbetta:

Your Campaign Treasurer's Report for the period of July 1, 2020 through July 15, 2020, was not received by the due date of 5:00 p.m., July 24, 2020.

In accordance with Section 106.07(8)(b) of the Florida Statutes,

“Upon determining that a report is late, the filing officer shall immediately notify the candidate or chair of the political committee as to the failure to file a report by the designated due date and that a fine is being assessed for each late day. The fine shall be \$50 per day for the first 3 days late and, thereafter, \$500 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the reports immediately preceding each special primary election, special election, primary election, and general election, the fine is \$500 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report.”

We notified you on Friday, July 24, 2020 that your report had not been received by the due date and a fine may be assessed if the report was not postmarked by the deadline. To date, we have not received a postmarked report for this period. Your report was received by my office on Wednesday, July 28, 2020 and is therefore considered four days late. A fine of \$650.00 has been assessed.

Please note that in accordance with the Statute: “Such fine shall be paid to the filing officer within 20 days after receipt of the notice of payment due, unless appeal is made to the Florida Elections Commission pursuant to paragraph (c). Notice is deemed complete upon proof of delivery of written notice to the mailing or street address on record with the filing officer. In the case of a candidate, such fine shall not be an allowable campaign expenditure and shall be paid only from personal funds of the candidate”.

Please do not hesitate to contact me at (941) 263-6222 if you have any questions concerning this matter or if you have any questions about future Campaign Treasurer's Reports.

Sincerely,

Shayla Griggs
City Auditor and Clerk

c: Eric Robinson, Campaign Treasurer
File

*Follow up
EMAIL TO
THE DEPUTY CITY
AUDITOR & CLERK*

From: joebarb55@aol.com,
To: Lori.Rivers@sarasotaFL.gov,
Cc: Shayla.Griggs@sarasotaFL.gov,
Subject: Re: Reminder - Campaign Report DUE TODAY
Date: Fri, Jul 24, 2020 6:53 pm

Lori,
I mailed it yesterday, Thursday the 23rd at the Sarasota Post Office early afternoon. Hard to believe that you didn't receive it today but either way it should be postmarked as of yesterday. I wanted to hand deliver it yesterday (Thursday) as I did with the last report but the building was locked all the way around.

Thank you and hope you have a nice weekend.
Joe Barbetta

-----Original Message-----

From: Lori Rivers <Lori.Rivers@sarasotaFL.gov>
Cc: Shayla Griggs <Shayla.Griggs@sarasotaFL.gov>
Sent: Fri, Jul 24, 2020 6:20 pm
Subject: FW: Reminder - Campaign Report DUE TODAY

Good Evening,

We did not receive your 25th Day Prior report by the deadline of today at 5:00 pm. Please let us know if you have mailed the report to be postmarked by midnight of tonight to meet the deadline. If not, please be aware that there may be a fine assessed based on when the report is received by our office.
Thank you.

Best regards,
Lori Rivers
Deputy City Auditor and Clerk
City of Sarasota, Office of the City Auditor and Clerk
1565 First Street, Room 110
Sarasota, FL 34236
941-263-6438 | 941-263-6461 (fax)

From: Lori Rivers
Sent: Friday, July 24, 2020 11:44 AM
Subject: Reminder - Campaign Report DUE TODAY
Importance: High

Dear Candidates and Treasurers,

I would like to take this opportunity to remind you that the deadline for filing your next Campaign Treasurer's Report is Friday, July 24, 2020. In lieu of hand delivery, the report may be delivered via email to clerk@sarasotafl.gov by 5:00 p.m. on July 24, 2020 or must be postmarked by the United States Post Office no later than midnight of July 24, 2020. The report should include all information from Wednesday, July 1, 2020 through Friday, July 17, 2020. The report type should be noted as 25th

COPY OF ENVELOPE

Joseph A. Barbetta
P. O. Box 3289
Sarasota, FL 34230-3289



SHAYLA GRIGGS
CITY AUDITOR + CLERK
CITY OF SARASOTA
1565 FIRST STREET, ROOM 110
SARASOTA, FL 34236

on THURSDAY, 7/23
ATTEMPTED
HAND DELIVERY
AT APPROX 1-1:30 PM
TO CITY HALL OFFICE
WHICH WERE LOCKED.
I THEN PLACED
POSTAGE ON +
MAILED IN THE
SARASOTA MAIN
POST OFFICE +
PERSONALLY PLACED
IT IN THE INSIDE
MAIL SLOT AT
APPROXIMATELY
1:45 PM ON
THURSDAY 7/23
John. Barbetta

ATTN: SHAYLA OR LORI

Lori Rivers

From: Lori Rivers
Sent: Tuesday, August 11, 2020 10:19 AM
To: Joseph A. Barbetta; eric@robinsongruters.com
Cc: Shayla Griggs
Subject: 25th Day Report
Attachments: Barbetta Candidate Letter - 25th Prior Report Late.doc

Importance: High

Tracking:

Recipient

Delivery

Joseph A. Barbetta

eric@robinsongruters.com

Shayla Griggs

Delivered: 8/11/2020 10:20 AM

Dear Mr. Barbetta,

Please find attached a letter regarding your 25th Day Prior report being filed late with our office. I apologize for this, but we have not received a postmarked report as of yet so we have to follow the law and issue this letter.

Please note that you have 20 days after receipt of this notice to pay the assessed fine or appeal to the Florida Elections Commission.

The original letter is being placed in the mail via certified mail today. In the meantime, if we do receive the postmarked report, we will let you know right away.

Thank you.

Best regards,

Lori Rivers

Deputy City Auditor and Clerk
City of Sarasota, Office of the City Auditor and Clerk
1565 First Street, Room 110
Sarasota, FL 34236
941-263-6438 | 941-263-6461 (fax)



August 11, 2020

VIA EMAIL
+ certified mail

Mr. Joe Barbetta
1350 Main Street, Unit 703
Sarasota, FL 34236

Dear Mr. Barbetta:

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We notified you on Friday, July 24, 2020 that your report had not been received by the due date and a fine may be assessed if the report was not postmarked by the deadline. To date, we have not received a postmarked report for this period. Your report was received by my office on Wednesday, July 28, 2020 and is therefore considered four days late. A fine of \$650.00 has been assessed.

Please note that in accordance with the Statute: "Such fine shall be paid to the filing officer within 20 days after receipt of the notice of payment due, unless appeal is made to the Florida Elections Commission pursuant to paragraph (c). Notice is deemed complete upon proof of delivery of written notice to the mailing or street address on record with the filing officer. In the case of a candidate, such fine shall not be an allowable campaign expenditure and shall be paid only from personal funds of the candidate".

Please do not hesitate to contact me at (941) 263-6222 if you have any questions concerning this matter or if you have any questions about future Campaign Treasurer's Reports.

Sincerely,

Shayla Griggs
City Auditor and Clerk

c: Eric Robinson, Campaign Treasurer
File

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. Joe Barbetta
1350 Main St, Unit 703
Sarasota FL 34236



9590 9402 5927 0049 7066 05

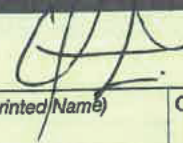
2. Article Number (Transfer from service label)

7018 1130 0000 0800 7303

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X



Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

08/15

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery

- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Lori Rivers

From: Lori Rivers
Sent: Friday, July 24, 2020 6:20 PM
Cc: Shayla Griggs
Subject: FW: Reminder - Campaign Report DUE TODAY

Importance: High

Good Evening,

We did not receive your 25th Day Prior report by the deadline of today at 5:00 pm. Please let us know if you have mailed the report to be postmarked by midnight of tonight to meet the deadline. If not, please be aware that there may be a fine assessed based on when the report is received by our office.

Thank you.

Best regards,

Lori Rivers

Deputy City Auditor and Clerk
City of Sarasota, Office of the City Auditor and Clerk
1565 First Street, Room 110
Sarasota, FL 34236
941-263-6438 | 941-263-6461 (fax)

From: Lori Rivers
Sent: Friday, July 24, 2020 11:44 AM
Subject: Reminder - Campaign Report DUE TODAY
Importance: High

Dear Candidates and Treasurers,

I would like to take this opportunity to remind you that the deadline for filing your next Campaign Treasurer's Report is Friday, July 24, 2020. In lieu of hand delivery, the report may be delivered via email to clerk@sarasotafl.gov by 5:00 p.m. on July 24, 2020 or must be postmarked by the United States Post Office no later than midnight of July 24, 2020. The report should include all information from Wednesday, July 1, 2020 through Friday, July 17, 2020. The report type should be noted as 25th Day Prior (or 25). If no activity has occurred during this period, a Waiver of Report must be filed with our office. You can find instructions for completing these reports in the Handbook on Campaign Financing, which is included in the candidate qualifying packet.

If you are mailing or have mailed your report, please let me know so we know not to expect it by the end of the day. If you have any questions or require further assistance, please do not hesitate to call our office at (941) 263-6222.

Best regards,

Lori Rivers

Deputy City Auditor and Clerk
City of Sarasota, Office of the City Auditor and Clerk
1565 First Street, Room 110
Sarasota, FL 34236



July 10, 2020

Mr. Joe Barbetta
1350 Main Street, Unit 703
Sarasota, FL 34236

Dear Mr. Barbetta:

I would like to take this opportunity to remind you that the deadline for filing your next Campaign Treasurer's Report is Friday, July 24, 2020. The report may be delivered via email to clerk@sarasotafl.gov by 5:00 p.m. on July 24, 2020 or must be postmarked by the United States Post Office no later than midnight of July 24, 2020. The report should include all information from Wednesday, July 1, 2020 through Friday, July 17, 2020. The report type should be noted as 25th Day Prior. If no activity has occurred during this period, a Waiver of Report must be filed with my office. You can find instructions for completing these reports in the Handbook on Campaign Financing, which is included in the candidate qualifying packet.

If you have any questions or require further assistance, please do not hesitate to call me at (941) 263-6222.

Sincerely,

Shayla Griggs
City Auditor and Clerk

c: Eric Robinson, Campaign Treasurer
File

Lori Rivers

From: Lori Rivers
Sent: Wednesday, July 22, 2020 11:02 AM
Subject: 25th Day Prior Campaign Report

Importance: High

Good Morning City Commission Candidates and Treasurers,

I would like to take this opportunity to remind you that the deadline for filing your next Campaign Treasurer's Report is Friday, July 24, 2020. In lieu of hand delivery, the report may be delivered via email to clerk@sarasotafl.gov by 5:00 p.m. on July 24, 2020 or must be postmarked by the United States Post Office no later than midnight of July 24, 2020. The report should include all information from Wednesday, July 1, 2020 through Friday, July 17, 2020. The report type should be noted as 25th Day Prior (or 25). If no activity has occurred during this period, a Waiver of Report must be filed with our office. You can find instructions for completing these reports in the Handbook on Campaign Financing, which is included in the candidate qualifying packet.

If you have any questions or require further assistance, please do not hesitate to call our office at (941) 263-6222.

Best regards,

Lori Rivers

Deputy City Auditor and Clerk
City of Sarasota, Office of the City Auditor and Clerk
1565 First Street, Room 110
Sarasota, FL 34236
941-263-6438 | 941-263-6461 (fax)

CAMPAIGN TREASURER'S REPORT SUMMARY

(1) BARBETTA, JOSEPH
Name

(2) 133 Harbor Dr S
Address (number and street)

Venice, FL 34285
City, State, Zip Code

Check here if address has changed

(3) ID Number: 00000

**OFFICE USE ONLY
RECEIVED**

AUG 24 2020
City Auditor & Clerk

(4) Check appropriate box(es):

Candidate Office Sought: SARASOTA CITY COMMISSIONER DISTRICT 2

Political Committee (PC)

Check here if PC or ECO has disbanded

Electioneering Communications Org. (ECO)

Check here if PTY has disbanded

Party Executive Committee (PTY)

Check here if no other IE or EC reports will be filed

Independent Expenditure (IE) (also covers an individual making electioneering communications)

(5) Report Identifiers

Cover Period: From 07 / 01 / 20

To 07 / 15 / 20

Report Type: 25P

Original

Amendment

Special Election Report

(6) Contributions This Report

Cash & Checks \$, 3 , 250 . 00

Loans \$, , .

Total Money \$, 3 , 250 . 00

In-Kind \$, , .

(7) Expenditures This Report

Monetary Expenditures \$, 9 , 554 . 34

Transfers to Office Account \$, , .

Total Monetary \$, 9 , 554 . 34

(8) Other Distributions

\$, , .

(9) TOTAL Monetary Contributions To Date

\$, 20 , 678 . 80

(10) TOTAL Monetary Expenditures To Date

\$, 12 , 204 . 94

(11) Certification

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

I certify that I have examined this report and it is true, correct, and complete:

(Type Name) Eric Robinson

Individual (only for IE or electioneering comm.) Treasurer Deputy Treasurer

X
Signature

(Type Name) Joseph Barbetta

Candidate Chairperson (only for PC & PTY)

X
Signature

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1)

(2) I.D. Number 00000

Name BARBETTA, JOSEPH

(3) Cover Period 07 / 01 / 20 through 07 / 15 / 20 (4) Page 1 of 4

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor		(9)	(10)	(11)	(12)
		Type	Occupation	Contribution Type	In-kind Description	Amendment	Amount
07 / 01 / 20	Ulrich, Richard 1732 Field Rd Sarasota, FL 34231	I	ATTORNEY	CHE			200.00
000001							
07 / 02 / 20	Carr, Nathan 6610 Coopers Hawk Ct Lakewood Ranch, FL 34202	I	CONSTRUCTION	CHE			200.00
000002							
07 / 02 / 20	Lacivita, Frank 7714 Cherry Laurel Ct Sarasota, FL 34241	I	CONSTRUCTION	CHE			200.00
000003							
07 / 02 / 20	Raymaker, Bretton 2344 Oakford Rd Sarasota, FL 34240	I	CONSTRUCTION	CHE			200.00
000004							
07 / 02 / 20	Sessions, David 7202 PASADENA GLN Lakewood Ranch, FL 34202	I	CONSTRUCTION	CHE			200.00
000005							
07 / 02 / 20	VALLEY RANCH HOLDINGS LLC 2115 147th Ct E Bradenton, FL 34212	B	CONSTRUCTION	REF			-200.00
Unfiled 6							
07 / 02 / 20	VALLEY RANCH HOLDINGS LLC 2115 147th Ct E Bradenton, FL 34212	B	CONSTRUCTION	CHE			200.00
000006							

DS-DE 13 (Rev. 11/13)

SEE REVERSE FOR INSTRUCTIONS AND CODE VALUES

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1)

(2) I.D. Number 00000Name BARBETTA, JOSEPH(3) Cover Period 07 / 01 / 20 through 07 / 15 / 20(4) Page 2 of 4

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor Type	(9) Occupation	(10) Contribution Type	(11) In-kind Description	(12) Amount
07 / 05 / 20	Sack, Burton 415 L Ambiance Dr PH D Longboat Key, FL 34228	I	RETIRED	CHE		100.00
000007						
07 / 06 / 20	Dorfman, Richard 800 N Tamiami Trl Unit 1101 Sarasota, FL 34236	I	RETIRED	CHE		200.00
000008						
07 / 06 / 20	Medred, Robert 5972 River Forest Cir Bradenton, FL 34203	I	REAL ESTATE	CHE		200.00
000010						
07 / 06 / 20	Medred, Gina 5972 River Forest Cir Bradenton, FL 34203	I	HOMEMAKER	CHE		200.00
000009						
07 / 07 / 20	WITTMER, STEVE 2014 4th St Sarasota, FL 34237	I	ATTORNEY	CHE		200.00
000011						
07 / 08 / 20	VETS, PHIL 17 Brentwood Dr Venice, FL 34292	I	FIREFIGHTERS	CHE		50.00
000012						
07 / 10 / 20	ABBOTT, MARCY 7449 Shauna Ct Sarasota, FL 34241	I	HOMEMAKER	CHE		200.00
000013						

DS-DE 13 (Rev. 11/13)

SEE REVERSE FOR INSTRUCTIONS AND CODE VALUES

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1)

Name BARBETTA, JOSEPH(2) I.D. Number 00000(3) Cover Period 07 / 01 / 20 through 07 / 15 / 20 (4) Page 3 of 4

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor Type Occupation		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
(6) Sequence Number		Type	Occupation	Type	Description		
07 / 10 / 20	ALLEN, JANET 6222 Glen Abbey Ln Bradenton, FL 34202	I		CHE			100.00
000014							
07 / 10 / 20	Colby, Gregory 1900 Benjamin Franklin Dr Apt Sarasota, FL 34236	I		CHE			50.00
000015							
07 / 10 / 20	Furen, Michael 2033 MAIN ST. STE. 600 Sarasota, FL 34237	I	ATTORNEY	CHE			200.00
000016							
07 / 10 / 20	Heard, Kathleen PO Box 49494 Sarasota, FL 34230	I		CHE			50.00
000017							
07 / 10 / 20	Hines, Charles 322 Yacht Harbor Dr Osprey, FL 34229	I	ATTORNEY	CHE			200.00
000018							
07 / 10 / 20	Hoffman, Bette 1299 N Tamiami Trl Apt 827 Sarasota, FL 34236	I	RETIRED	CHE			200.00
000019							
07 / 10 / 20	Merrill, William 1408 Westbrook Dr Sarasota, FL 34231	I	ATTORNEY	CHE			200.00
000020							

DS-DE 13 (Rev. 11/13)

SEE REVERSE FOR INSTRUCTIONS AND CODE VALUES

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1) Name BARBETTA, JOSEPH (2) I.D. Number 00000
 (3) Cover Period 07 / 01 / 20 through 07 / 15 / 20 (4) Page 4 of 4

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8)		(9)	(10)	(11)	(12)
(6) Sequence Number		Contributor Type	Occupation	Contribution Type	In-kind Description	Amendment	Amount
07 / 15 / 20	Van Buskirk, Monica 409 Partridge Cir Sarasota, FL 34236	I	VP CHILD COALITION	CHE			100.00
000021							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							
/ /							

DS-DE 13 (Rev. 11/13)

SEE REVERSE FOR INSTRUCTIONS AND CODE VALUES

CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1)

Name BARBETTA, JOSEPH(2) I.D. Number 00000(3) Cover Period 07 / 01 / 20 through 07 / 15 / 20(4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
(6) Sequence Number					
07 / 01 / 20	ANEDOT PO Box 94314 Baton Rouge, LA 70804	CC PROCESSING FEE	MON		8.30
000001					
07 / 05 / 20	ANEDOT PO Box 94314 Baton Rouge, LA 70804	CC PROCESSING FEE	MON		4.30
000002					
07 / 07 / 20	ANDRICK & ASSOCIATES 4400 Independence Ct Sarasota, FL 34234	POSTAGE	MON		287.17
000003					
07 / 07 / 20	MICROTARGETED MEDIA PO Box 51963 Sarasota, FL 34232	WEBSITE DESIGN AND DIGITAL MARKETING	MON		5,365.66
000004					
07 / 08 / 20	ANEDOT PO Box 94314 Baton Rouge, LA 70804	CC PROCESSING FEE	MON		10.60
000005					
07 / 13 / 20	ANDRICK & ASSOCIATES 4400 Independence Ct Sarasota, FL 34234	MAILER/POSTAGE	MON		3,874.01
000006					
07 / 15 / 20	ANEDOT PO Box 94314 Baton Rouge, LA 70804	CC PROCESSING FEE	MON		4.30
000007					
/ /					

DS-DE 14 (Rev. 11/13)

SEE REVERSE FOR INSTRUCTIONS AND CODE VALUES

Joseph A. Barbetta
P. O. Box 3289
Sarasota, FL 34230-3289



CITY AUDITOR + CLERK
CITY OF SARASOTA

CITY565 T34236445-1420 08/13/20
CITY OF SARASOTA
PO BOX 1058
SARASOTA FL 34230-1058



RECEIVED
AUG 24 2020
City Auditor & Clerk

ATTN: SHAYLA GRIGGS
CITY AUDITOR + CLERK

CAMPAIGN TREASURER'S REPORT SUMMARY

OFFICE USE ONLY
RECEIVED
 JUL 28 2020
 City Auditor & Clerk

(1) BARBETTA, JOSEPH
Name

(2) 133 Harbor Dr S
Address (number and street)

Venice, FL 34285
City, State, Zip Code

Check here if address has changed

(3) ID Number: 00000

(4) Check appropriate box(es):

- Candidate Office Sought: SARASOTA CITY COMMISSIONER DISTRICT 2
- Political Committee (PC) Check here if PC or ECO has disbanded
- Electioneering Communications Org. (ECO) Check here if PTY has disbanded
- Party Executive Committee (PTY) Check here if no other IE or EC reports will be filed
- Independent Expenditure (IE) (also covers an individual making electioneering communications)

(5) Report Identifiers

Cover Period: From 07 / 01 / 20 To 07 / 15 / 20 Report Type: 25P
 Original Amendment Special Election Report

(6) Contributions This Report

Cash & Checks \$, 3 , 250 . 00
 Loans \$, , .
 Total Money \$, 3 , 250 . 00
 In-Kind \$, , .

(7) Expenditures This Report

Monetary Expenditures \$, 9 , 554 . 34
 Transfers to Office Account \$, , .
 Total Monetary \$, 9 , 554 . 34

(8) Other Distributions

\$, , .

(9) TOTAL Monetary Contributions To Date

\$, 20 , 678 . 80

(10) TOTAL Monetary Expenditures To Date

\$, 12 , 204 . 94

(11) Certification

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

I certify that I have examined this report and it is true, correct, and complete:

(Type Name) Eric Robinson

Individual (only for IE or electioneering comm.) Treasurer Deputy Treasurer

X 
Signature

(Type Name) Joseph Barbetta

Candidate Chairperson (only for PC & PTY)

X 
Signature

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1)

Name BARBETTA, JOSEPH(2) I.D. Number 00000(3) Cover Period 07 / 01 / 20 through 07 / 15 / 20(4) Page 1 of 4

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor		(9) Contribution	(10) In-kind	(11)	(12)
(6) Sequence Number		Type	Occupation	Type	Description	Amendment	Amount
07 / 01 / 20	Ulrich, Richard 1732 Field Rd Sarasota, FL 34231	I	ATTORNEY	CHE			200.00
000001							
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000002							
07 / 02 / 20	Lacivita, Frank 7714 Cherry Laurel Ct Sarasota, FL 34241	I	CONSTRUCTION	CHE			200.00
000003							
07 / 02 / 20	Raymaker, Bretton 2344 Oakford Rd Sarasota, FL 34240	I	CONSTRUCTION	CHE			200.00
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DS-DE 13 (Rev. 11/13)

SEE REVERSE FOR INSTRUCTIONS AND CODE VALUES

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1)

Name BARBETTA, JOSEPH(2) I.D. Number 00000(3) Cover Period 07 / 01 / 20 through 07 / 15 / 20(4) Page 2 of 4

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor Type	(9) Occupation	(10) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
07 / 05 / 20	Sack, Burton 415 L Ambiance Dr PH D Longboat Key, FL 34228	I	RETIRED	CHE			100.00
000007							
07 / 06 / 20	Dorfman, Richard 800 N Tamiami Trl Unit 1101 Sarasota, FL 34236	I	RETIRED	CHE			200.00
000008							
07 / 06 / 20	Medred, Robert 5972 River Forest Cir Bradenton, FL 34203	I	REAL ESTATE	CHE			200.00
000010							
07 / 06 / 20	Medred, Gina 5972 River Forest Cir Bradenton, FL 34203	I	HOMEMAKER	CHE			200.00
000009							
07 / 07 / 20	WITTMER, STEVE 2014 4th St Sarasota, FL 34237	I	ATTORNEY	CHE			200.00
000011							
07 / 08 / 20	VETS, PHIL 17 Brentwood Dr Venice, FL 34292	I	FIREFIGHTERS	CHE			50.00
000012							
07 / 10 / 20	ABBOTT, MARCY 7449 Shauna Ct Sarasota, FL 34241	I	HOMEMAKER	CHE			200.00
000013							

DS-DE 13 (Rev. 11/13)

SEE REVERSE FOR INSTRUCTIONS AND CODE VALUES

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1)

Name BARBETTA, JOSEPH(2) I.D. Number 00000(3) Cover Period 07 / 01 / 20 through 07 / 15 / 20(4) Page 3 of 4

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor Type Occupation		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
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000014							
07 / 10 / 20	Colby, Gregory 1900 Benjamin Franklin Dr Apt Sarasota, FL 34236	I		CHE			50.00
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07 / 10 / 20	Furen, Michael 2033 MAIN ST. STE. 600 Sarasota, FL 34237	I	ATTORNEY	CHE			200.00
000016							
07 / 10 / 20	Heard, Kathleen PO Box 49494 Sarasota, FL 34230	I		CHE			50.00
000017							
07 / 10 / 20	Hines, Charles 322 Yacht Harbor Dr Osprey, FL 34229	I	ATTORNEY	CHE			200.00
000018							
07 / 10 / 20	Hoffman, Bette 1299 N Tamiami Trl Apt 827 Sarasota, FL 34236	I	RETIRED	CHE			200.00
000019							
07 / 10 / 20	Merrill, William 1408 Westbrook Dr Sarasota, FL 34231	I	ATTORNEY	CHE			200.00
000020							

DS-DE 13 (Rev. 11/13)

SEE REVERSE FOR INSTRUCTIONS AND CODE VALUES

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1) Name BARBETTA, JOSEPH (2) I.D. Number 00000
 (3) Cover Period 07 / 01 / 20 through 07 / 15 / 20 (4) Page 4 of 4

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor Type Occupation		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
(6) Sequence Number							
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000021							
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DS-DE 13 (Rev. 11/13)

SEE REVERSE FOR INSTRUCTIONS AND CODE VALUES

CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1)

Name BARBETTA, JOSEPH(2) I.D. Number 00000(3) Cover Period 07 / 01 / 20 through 07 / 15 / 20(4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
(6) Sequence Number					
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000001					
07 / 05 / 20	ANEDOT PO Box 94314 Baton Rouge, LA 70804	CC PROCESSING FEE	MON		4.30
000002					
07 / 07 / 20	ANDRICK & ASSOCIATES 4400 Independence Ct Sarasota, FL 34234	POSTAGE	MON		287.17
000003					
07 / 07 / 20	MICROTARGETED MEDIA PO Box 51963 Sarasota, FL 34232	WEBSITE DESIGN AND DIGITAL MARKETING	MON		5,365.66
000004					
07 / 08 / 20	ANEDOT PO Box 94314 Baton Rouge, LA 70804	CC PROCESSING FEE	MON		10.60
000005					
07 / 13 / 20	ANDRICK & ASSOCIATES 4400 Independence Ct Sarasota, FL 34234	MAILER/POSTAGE	MON		3,874.01
000006					
07 / 15 / 20	ANEDOT PO Box 94314 Baton Rouge, LA 70804	CC PROCESSING FEE	MON		4.30
000007					
/ /					

DS-DE 14 (Rev. 11/13)

SEE REVERSE FOR INSTRUCTIONS AND CODE VALUES



Candidate Filing and Qualifying Checklist

Candidate Name	Phone(s)	Address
Joseph Barbetta	(941)468-9566	1350 Main Street, Unit 703 Sarasota, FL 34236

Filing

- Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9): 4/5/20
- Statement of Candidate (DS-DE 84): 4/5/20

Qualifying

- Receipt of validated petition and verification of one year residency: 6-9-20
- Loyalty Oath (Candidate with No Party Affiliation) / Oath of Candidate (DS-DE 25): 4/8/20
- Qualifying Fee; Check on Campaign Account payable to City of Sarasota: 4/8/20
- Or Alternative Method - Affidavit of Undue Burden: N/A
- Candidate Acknowledgement for receipt of notice of the Public Logic & Accuracy Test: _____
- Signed and dated Contents of Candidate Package: 4/5/20
- Financial Disclosure Form: 4/8/20

Treasurer's Reports

Due Date (report is due by 5:00 p.m.)	Reporting Period	Report Code:	Date Received
July 10, 2019	June 1, 2019 – June 30, 2019	2019 M6	
August 12, 2019	July 1, 2019 – July 31, 2019	2019 M7	
September 10, 2019	August 1, 2019 – August 31, 2019	2019 M8	
October 10, 2019	September 1, 2019 – September 30, 2019	2019 M9	
November 12, 2019	October 1, 2019 – October 31, 2019	2019 M10	
December 10, 2019	November 1, 2019 – November 30, 2019	2019 M11	
January 10, 2020	December 1, 2019 – December 31, 2019	2019 M12	
February 10, 2020	January 1, 2020 – January 31, 2020	2020 M1	
March 10, 2020	February 1, 2020 – February 29, 2020	2020 M2	
April 10, 2020	March 1, 2020 – March 31, 2020	2020 M3	
May 11, 2020	April 1, 2020 – April 30, 2020	2020 M4	
June 10, 2020	May 1, 2020 – May 31, 2020	2020 M5	
July 10, 2020	June 1, 2020 – June 30, 2020	2020 M6	7-8-20
July 24, 2020 (25 th day prior)	July 1, 2020 – July 17, 2020	25 th Day prior	7-28-20 (late)
August 7, 2020 (11 th day prior)	July 18, 2020 – July 31, 2020	11 th Day prior	8-6-20
August 14, 2020 (4 th day prior)	August 1, 2020 – midnight August 13, 2020	4 th Day prior	8-14-20
MUST BE HAND DELIVERED BY 5:00 PM			
November 16, 2020	FINAL REPORT DUE 90 DAYS AFTER ELIMINATION IN FIRST ELECTION	TR	
GENERAL ELECTION			
September 10, 2020	August 14, 2020 – August 31, 2020	2020 M8	
October 9, 2020 (25 th day prior)	September 1, 2020 – October 2, 2020	25 th Day prior	
October 23, 2020 (11 th day prior)	October 3, 2020 – October 16, 2020	11 th Day prior	
October 30, 2020 (4 th day prior)	October 17, 2020 – midnight October 29, 2020	4 th Day prior	
MUST BE HAND DELIVERED BY 5:00 PM			
February 1, 2021	FINAL REPORT DUE 90 DAYS AFTER ELECTION OR ELIMINATION IN SECOND ELECTION	TR	

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

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

(PLEASE PRINT OR TYPE)

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

RECEIVED

JUN 05 2020

City Auditor & Clerk

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

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

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

JOSEPH A BARBETTA

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

1350 MAIN STREET UNIT 703
SARASOTA, FL 34236

4. Telephone

(941) 468-9566

5. E-mail address

joebarb55@aol.com

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

SARASOTA CITY COMMISSIONER DISTRICT 2

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

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

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

Write-In No Party Affiliation _____ Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

ERIC ROBINSON

11. Mailing Address

133 HARBOR DR S

12. Telephone

(941) 488-7794

13. City

VENICE

14. County

SARASOTA

15. State

FL

16. Zip Code

34285

17. E-mail address

eric@robinsongruters.com

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

19. Name of Bank

SUNTRUST BANK

20. Address

1670 S. VENICE BYPASS

21. City

VENICE

22. County

SARASOTA

23. State

FL

24. Zip Code

34293

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

6/4/20

26. Signature of Candidate

Joseph A. Barbetta

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

ERIC ROBINSON

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

designated above as: Campaign Treasurer Deputy Treasurer.

6.4.20

Date

X

Eric Robinson

Signature of Campaign Treasurer or Deputy Treasurer

Fw: Appeal of Fine for late Report

Donna Malphurs <Donna.Malphurs@myfloridalegal.com>
on behalf of
Florida Elections Commission <fec@myfloridalegal.com>

Wed 8/26/2020 8:37 AM

To: Br'Axeton Wims <Braxeton.Wims@myfloridalegal.com>

 1 attachments (91 KB)

Envelope scan.pdf;

----- Forwarded by Donna Malphurs/OAG on 08/26/2020 08:37 AM -----

From: "Lori Rivers" <Lori.Rivers@sarasotaFL.gov>

To: "joebarb55@aol.com" <joebarb55@aol.com>

Cc: "fec@myfloridalegal.com" <fec@myfloridalegal.com>, "Shayla Griggs" <Shayla.Griggs@sarasotaFL.gov>

Date: 08/25/2020 05:05 PM

Subject: Appeal of Fine for late Report

Dear Mr. Barbetta,

I am writing to inform you that our office received your 25th Day Prior report in the mail yesterday (August 24, 2020). I understand you have appealed the assessment of a late fine and so I have copied the Florida Elections Commission for their information as well.

I have included a scan of the envelope for everyone's reference. Strangely, the envelope doesn't include the post office metered postmark indicating a date of mailing, which may indicate why the delay in reaching us, but I did want to let you know that we had received a mailed copy. Thank you.

Best regards,

Lori Rivers

Deputy City Auditor and Clerk

City of Sarasota, Office of the City Auditor and Clerk

1565 First Street, Room 110

Sarasota, FL 34236

941-263-6438 | 941-263-6461 (fax)

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing. E-mail messages sent or received by City of Sarasota officials and employees in connection with official City business are public records subject to disclosure under the Florida Public Records Act. (See attached file: *Envelope scan.pdf*)

Joseph A. Barbetta
P. O. Box 3289
Sarasota, FL 34230-3289



RECEIVED
AUG 24 2020
City Auditor & Clerk

CITY AUDITOR + CLERK
CITY OF SARASOTA

CITY565 T342364445-1420 08/13/20
CITY OF SARASOTA
PO BOX 1058
SARASOTA FL 34230-1058

ATTN: SHAYLA GRIGGS
CITY AUDITOR + CLERK

Fw: Appeal of Fine for late Report

Donna Malphurs <Donna.Malphurs@myfloridalegal.com>
on behalf of
Florida Elections Commission <fec@myfloridalegal.com>

Wed 8/26/2020 8:40 AM

To: Br'Axeton Wims <Braxeton.Wims@myfloridalegal.com>

additional info for the Lori River's case

----- Forwarded by Donna Malphurs/OAG on 08/26/2020 08:39 AM -----

From: "Joseph A. Barbetta" <joebarb55@aol.com>

To: "Lori Rivers" <Lori.Rivers@sarasotafl.gov>

Cc: "fec@myfloridalegal.com" <fec@myfloridalegal.com>, "Shayla Griggs" <Shayla.Griggs@sarasotafl.gov>

Date: 08/25/2020 05:28 PM

Subject: Re: Appeal of Fine for late Report

Thank you Lori. I still don't understand it. Again it was hand mailed by me on Thursday, July 23rd, the day before it was actually due, & I placed it in the mail slot inside the Sarasota Main Post office addressed as you see there. Furthermore it was addressed exactly to the address that appears on all your Stationary for your office and each letter I received from your office. Why it was forwarded to a City PO Box is beyond me along with why it took so long to even do that. The Fact remains that I mailed it to your exact address well within the legal time limit and followed up with an email to you the next day explaining that fact.

Would it be possible for you or Shayla to get an explanation from the Sarasota Post office as to what actually happened and why it wasn't properly Postmarked & why it was delayed & forwarded to another City of Sarasota address? I'm being asked to pay a \$650.00 fine which I clearly feel is not fair since I fully complied with the law & did everything that was asked of me.

I sincerely thank you for your consideration

Kind regards,

Joe Barbetta

Sent from my iPad

On Aug 25, 2020, at 5:04 PM, Lori Rivers <Lori.Rivers@sarasotafl.gov> wrote:

Dear Mr. Barbetta,

I am writing to inform you that our office received your 25th Day Prior report in the mail yesterday (August 24, 2020). I understand you have appealed the assessment of a late fine and so I have copied the Florida Elections Commission for their information as well.

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metered postmark indicating a date of mailing, which may indicate why the delay in reaching us, but I did want to let you know that we had received a mailed copy. Thank you.

Best regards,

Lori Rivers

Deputy City Auditor and Clerk

City of Sarasota, Office of the City Auditor and Clerk

1565 First Street, Room 110

Sarasota, FL 34236

941-263-6438 | 941-263-6461 (fax)

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<Envelope scan.pdf>



August 27, 2020

B. Wims, Deputy Agency Clerk
Florida Elections Commission
107 West Gaines Street, Ste 224
Tallahassee, FL 32399-1050

Dear B. Wims:

Please find attached the requested information relating to Mr. Joseph "Joe" Barbetta appeal of the fine assessed for failing to timely file a campaign treasurer's report. We have included the following material for your reference:

- The report that was filed late (once Mr. Barbetta was notified of the late report, he delivered a report to our office on July 28, 2020 - 4 days after the deadline)
- The report which came in the mail and was received August 24, 2020 along with the envelope it was mailed in (Mr. Barbetta stated he mailed the report on July 23, 2020, the mailed report reached our office on August 24, 2020, however the envelope did not have a postmark date therefore we could not verify when it had been mailed)
- Letters and follow up emails which were sent to candidate to remind of report due date
- Copy of email notifying candidate that his report was not received timely and a fine may be assessed
- The filing officer's fine letter (Mr. Barbetta was notified of the fine being assessed via email first and follow up with certified letter, both included)
- Certified receipt of fine letter
- Filing History including list of reports and dates filed by Mr. Barbetta

If you have any questions or require further assistance, please do not hesitate to call me at (941) 263-6222.

Sincerely,

Shayla Griggs
City Auditor and Clerk

c: Election File