

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Lanell Williams Yulee

Case No.: FEC 16-282

TO: Lanell Williams Yulee
P.O. Box 340031
Tampa, FL 33694

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

NOTICE OF HEARING (AUTOMATIC FINE)

A hearing will be held in this case before the Florida Elections Commission on, **November 16, 2016 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, Florida 32399**

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
November 1, 2016

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

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

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

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

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

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

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

FLORIDA ELECTIONS COMMISSION
CASE REPORT
Case Number: FEC-16-282

NAME: **LANELL WILLIAMS-YULEE**

DATE APPEAL RECEIVED: 07/29/16

DATE REPORT DUE: 07/01/16 (2016 P1)

DATE OF ELECTRONIC RECEIPT: 07/10/16

DATE FILING OFFICER RECEIVED REPORT: 07/10/16

NUMBER OF DAYS LATE: 9

AMOUNT OF FINE: \$800.00

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

TOTAL RECEIPTS FOR REPORTING PERIOD: \$3,200.00

TOTAL EXPENDITURES FOR REPORTING PERIOD: \$29.83

DATE OF FIRST NOTIFICATION: 07/05/16

SUMMARY: Lanell Williams-Yulee is a candidate for Circuit Judge, Circuit 13, Group 24 in the 2016 elections. Satyen Gandhi is her treasurer.

Lanell Williams-Yulee is appealing the fine claiming that her immediate family member, Joselyn Williams, became seriously ill requiring her to be hospitalized and undergo multiple surgical procedures. According to Ms. Williams-Yulee, she is designated as her sister's health care agent and was required to travel from Tampa, FL to Pensacola, FL to carry out duties such as providing consent for all medical and surgical procedures. She also states that this activity was during the time the report was due. Ms. Williams-Yulee has included a letter from Baptist Hospital.

- The 2016 P1 Original Report covers the period from 06/01/16-06/24/16; it was due on 07/01/16.
- The 2016 P1 Queued Transaction Report shows that it was filed on 07/10/16.
- Lanell Williams-Yulee reported receiving 2 contributions, while making 2 expenditures.
- The History Notes from the Division do not show entries that pertain to the 2016 P1 Report.

PRIOR CASES: None.

CANDIDATE [X]	STATE [X]
PC []	DISTRICT []
CCE []	COUNTY []
POLITICAL PARTY []	CITY []

LANELL WILLIAMS-YULEE
P.O. BOX 340031
TAMPA, FLORIDA 33694

RECEIVED

2016 JUL 29 1P 2:18

STATE OF FLORIDA
ELECTIONS COMMISSION
CAN 64809

July 26, 2016

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

RE: APPEAL OF LATE FINE; BEASED ON UNUSUAL CIRCUMSTANCES
RULE 2B-1.0055(D)

CERTIFIED MAIL NO: 7016 0600 0000 1013 5369

NOTICE OF APPEAL

Notice is hereby given that **LANELL WILLIAMS-YULEE, Candidate for Circuit Court Judge, 13th Judicial Circuit, Group 24** in the above-styled cause hereby appeals the fine assessed on the basis of a late filing of a campaign treasurer report and states as follows as the basis of this appeal:

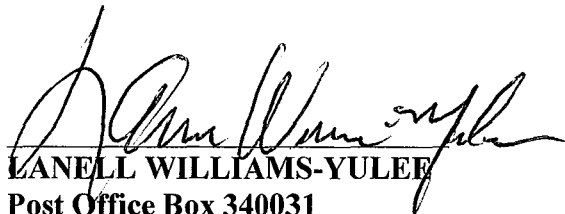
1. On or about July 5, 2016 Lanell Williams-Yulee and her campaign treasurer received a letter via U.S. mail from the Florida Divisions Of Elections that the pursuant to section 106.07 (8) (b), Florida Statutes that the filing officer shall immediately notify the candidate of a missed filing date and the automatic fines assessed thereto.
2. On July 17, 2016, Lanell Williams-Yulee and her campaign treasurer received a second letter dated July 11, 2016 from the Florida Division Of Elections which indicated that the report in question was due July 1, 2016 but was actually filed on July 10, 2016 and that an automatic late fine was assessed in the sum of \$ 800.00 See **Exhibit "A"** (copy of letter accessing fine).
3. The aforementioned letter provided 20 days from July 17, 2016 (date of receipt) to either pay this fine or to appeal the fine to the Florida Elections Commission.
4. The basis of this appeal is premised on Rule 2B-1.0055 Late -filed Report Unusual Circumstances. Specifically, **2B-1.0055 (d)** which addresses issues of serious illness, disability, or non-elective surgery of the candidate's or the campaign Treasurer's immediate family member, which prevented the timely filing of the report in question.
5. In this case, the candidate's immediate family member to wit: her sister, Josycln Williams became seriously ill requiring her to be hospitalized and undergo

multiple surgical procedures. In fact, the hospitalization and surgical procedures occurred during the period of time in which the campaign treasurer report was due.

6. Furthermore, Lanell Williams-Yulee is designated as Josycln Williams (her sister's) health care agent and was required to travel from Tampa, Florida to Pensacola, Florida carry out her duties as Ms. Williams' health care agent such as providing consent as to all medical and surgical procedures.
7. To substantiate these facts of unusual circumstances pursuant to Rule 2B-1.0055, please see the attached letter signed by Josycln Williams' treating physician titled "Verification of Family Member Attendance for Surgical Procedure and Appointment of Medical Care Agent." marked as **Exhibit B**.
8. Lanell Williams-Yulee hereby waives her appearance and thereby waives a request for a hearing and requests that a decision be made based on the evidence presented.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via certified mail to: The Florida Elections Commission, 107 West Gaines Street, Ste 224, Tallahassee, Florida 32399-0150 and to The Florida Division of Elections, R.A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, Florida 32399-025011, this 26th day of July, 2016.



LANELL WILLIAMS-YULEE
Post Office Box 340031
Tampa, Florida 33694
Tel: (813) 784-0334
Fax: (813) 319-3493

CC: Florida Division Of Elections
Certified Mail No: 7016 0600 0000 1013 5376



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 11, 2016

Lanell Williams-Yulee
Candidate for Circuit Judge, Circuit 13, Group 24
Post Office Box 340031
Tampa, FL 33694-3694

CAN 64809

Dear Ms. Williams-Yulee:

The campaign treasurer's report that was due on July 1, 2016, was filed on July 10, 2016. By law, you are automatically assessed a late fine of \$800.00.

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

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

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

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

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

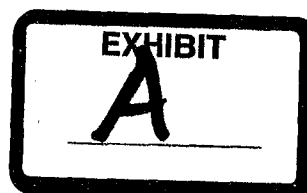
If you appeal, please send a copy also to the Florida Division of Elections so that you will not receive further notices from the Division about this matter.

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Satyen Gandhi, Treasurer





BAPTIST
Hospital - Pensacola

1000 West Moreno Street
Post Office Box 17500
Pensacola, Florida 325227500
Phone (850) 434-4011

**Verification Of Family Member Attendance For Surgical Procedure(s) of Family
Member and Appointment As Medical Care Agent**

July 22, 2016

To Whom It May Concern:

Lanell Williams-Yulee is the Medical Care Agent for her sister, Josyeln A. Williams, who has been hospitalized at Baptist Hospital, located at 1000 West Moreno Street, Pensacola, Florida 33501 from June 3, 2016 through present time. During the aforementioned period of time, Lanell Williams-Yulee has been present to provide emotionally support and to exercise her duties as a health care agent on behalf of the patient, Josyeln A. Williams, including but not limited to her traveling from Tampa, Florida to Pensacola, Florida on a frequent basis to be present for surgical procedures, to consent, refuse consent, or withdraw consent to all medical, surgical, hospital and related health care treatment o/b/o of the her sister. Should you have any questions or need additional information, please contact Baptist Hospital, 2nd Floor, West Nursing Station at (850) 434-4011.

Sincerely,

John Boden, MD





FLORIDA DEPARTMENT OF STATE

Ken Detzner

Secretary of State

DIVISION OF ELECTIONS

July 11, 2016

Lanell Williams-Yulee
Candidate for Circuit Judge, Circuit 13, Group 24
Post Office Box 340031
Tampa, FL 33694-3694

CAN 64809

Dear Ms. Williams-Yulee:

The campaign treasurer's report that was due on July 1, 2016, was filed on July 10, 2016. By law, you are automatically assessed a late fine of \$800.00.

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

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

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

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

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

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

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Satyen Gandhi, Treasurer



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 5, 2016

Satyen Gandhi, Treasurer
8875 Hidden River Parkway
Suite 300
Tampa, FL 33637-3637

CAN 64809

Dear Mr. Gandhi:

Our records indicate that you have not filed either your campaign treasurer's report or notification that no reportable activity occurred, whichever is applicable. The filing date was July 1, 2016.

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

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

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

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

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

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

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

cc: Lanell Williams-Yulee

Candidate for Circuit Judge, Circuit 13, Group 24

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

(1) Lanell Williams-Yulee (2) 64809
 Candidate, Committee or Party Name I.D. Number

(3) Post Office Box 340031 Tampa FL 33694
 Address (number and street) City State Zip Code

☐ Check box if address has changed since last report

(4) Check appropriate box(es):

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

(5) REPORT IDENTIFIERS

Cover Period: From 06/01/2016 To 06/24/2016 Report Type: P1

☒ Original ☐ Amendment ☐ Special Election Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks	\$200.00
Loans	\$3,000.00
<i>Total Monetary</i>	\$3,200.00
In-Kind	\$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures	\$29.83
Transfers to Office Account	\$0.00
<i>Total Monetary</i>	\$29.83

(8) Other Distributions

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

Name of ☐ Treasurer ☐ Deputy Treasurer

X
 Signature

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

Name of ☒ Candidate ☐ Chairman (PC/PTY Only)

X
 Signature

Name: Lanell Williams-Yulee

Report: 2016 P1

Period: 06/01/2016 to 06/24/2016

** Records in Filed Report **

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Contributor	Occupation	Amount
		Type	In-Kind Description	Amend
1 06/02/2016	WILLIAMS, JOSEPH 1409 W. THONOTOSASSA ROAD PLANT CITY, FL 33556	I CHE	ATTORNEY	\$200.00
2 06/23/2016	WILLIAMS-YULEE LANELL 100 S. ASHLEY DRIVE, SUITE 600 TAMPA, FL 33602	S LOA		\$3,000.00

Name: Lanell Williams-Yulee

Report: 2016 P1

Period: 06/01/2016 to 06/24/2016

** Records in Filed Report **

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Type	Purpose	Amount Amend
1 06/24/2016	OFFICE DEPOT 475 W. BRANDON BOULEVARD BRANDON, FL 33511	MON	CAMPAIGN BADGE	\$12.83
2 06/02/2016	BANK OF AMERICA 101 E. KENNEDY BOULEVARD TAMPA, FL 33602	MON	MONTHLY BANK FEE	\$17.00

Queued Items for 2016-P1

Account: 64809

CTJ 013 Lanell Williams-Yulee

Rpt Seq: 12

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	64809	7/10/2016 9:29:23 PM	7/10/2016 9:29:23 PM
Review Pending Report	Processing Complete	64809	7/10/2016 9:53:22 PM	7/10/2016 9:53:22 PM
Review Pending Report	Processing Complete	64809	7/10/2016 9:56:08 PM	7/10/2016 9:56:08 PM
File Pending Report	Processing Complete	64809	7/10/2016 9:56:28 PM	7/10/2016 9:56:28 PM

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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Name:

Candidate Name: Lanell Williams-Yulee

Account: 64809

Election:

Acct: Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
8/26/2016	P7	8/27/2016	APP	1	\$500.00		\$500.00	\$0.00
8/19/2016	P6	8/19/2016						
8/12/2016	P5	8/12/2016						
8/5/2016	P4	8/6/2016	CLO	1	\$37.50		\$37.50	\$37.50
7/29/2016	P3	7/29/2016						
7/15/2016	P2	7/12/2016						
7/1/2016	P1	7/10/2016	APP	9	\$800.00		\$800.00	\$0.00
6/10/2016	M5	6/9/2016						
5/10/2016	M4	5/10/2016						
4/11/2016	M3	4/11/2016						
3/10/2016	M2	3/10/2016						
2/10/2016	M1	2/10/2016						
1/11/2016	M12	1/11/2016						
12/10/2015	M11	12/9/2015						
11/10/2015	M10	11/9/2015						
10/13/2015	M9	10/2/2015						
9/10/2015	M8	9/10/2015						
8/10/2015	M7	8/7/2015						