STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

Case No · FFC 20-230

III IC. Horida Education (CW)			U
TO:	Florida Education News	Division of Elections	
	Williams S. Jones, Chair	500 S Bronough Street	, Room 316
	115 East Park Avenue, Suite 1	Tallahassee, FL 32399	

NOTICE OF HEARING (AUTOMATIC FINE)

A hearing will be held in this case before the Florida Elections Commission on, **December 1, 2020 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.** Due to heightened security access requirements, please bring only essential items into the building and plan to arrive early to allow for delays coming through security.

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.

In Rev Florida Education News

Tallahassee, FL 32301

Tim Vaccaro

Executive Director Florida Elections Commission November 9, 2020 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-20-230

CANDIDATE []

POLITICAL PARTY []

PC [X]

CCE []

ECO[]

STATE [X]

DISTRICT []

COUNTY []

CITY []

NAME: FLORIDA EDUCATION NEWS

DATE APPEAL RECEIVED: 07/31/2020

DATE REPORT DUE: 06/10/2020 (2020 M5)

DATE OF ELECTRONIC RECEIPT: 06/15/2020

NUMBER OF DAYS LATE: 5

AMOUNT OF FINE:\$750.00

Fine Based on: ()Number of Days (X) 25% of Receipts () 25% of Expenditures

TOTAL RECEIPTS FOR REPORTING PERIOD: \$3,000.00

TOTAL EXPENDITURES FOR REPORTING PERIOD: \$0

DATE OF FIRST NOTIFICATION: 06/11/2020 (Failure to File Ltr)

SUMMARY: Florida Education News is a political committee (PC) registered with the State of Florida. The PC's chair and treasurer is William S. Jones.

The PC is appealing the fine claiming that due to the Covid-19 pandemic the credentials from DOE arrived later than usual. According to Mr. Jones, once the credentials arrived, they were "switching to a work from home posture" to protect the health of staff and inadvertently missed the filing deadline. He states that once they realized the mistake a couple of days later, they filed the report. Mr. Jones also notes that the organization had not been active yet and states that the only contribution on the report was used to open the account. Due to these circumstances, he requests a waiver of the fine.

- The 2020 M5 Original Report covers the period from 05/01/20-05/31/20; it was due on 06/10/20.
- The 2020 M5 Queued Transaction Report shows that it was created and filed on 06/15/20.
- Florida Education News reported receiving 1 contribution, while making zero expenditures.
- The Division of Elections does not have any notes that pertain to Florida Education News's 2020 M5 report.

PRIOR CASES: None.

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

Dear Commissioners and Commission Director,

Re: PAC ID 75843, Florida Education News

I was assessed an auto-fine by the Division of Elections for filing my June 10th, 2020 election report several days late.

Due to the COVID-19 pandemic. The credentials arrived later than usual. When they arrived. My staff and I were in the process of switching to a work from home posture, so that we could, as well as possible, protect our health, including that of an 80 year old and a lady with a young child.

Due to the delay in receiving the credentials, as well as the shift from office to work-at-home, this paperwork and this committee, inadvertently, did not have its report filed, as required on June 10th. When realized the mistake within a couple of days of the due date and filed the report immediately. The organization had not been active, yet, and only needed to report one contribution that it opened the bank account with.

This was an unintentional and unwilful oversight, as a result of delayed mail and changing of our work environment due to extraordinary circumstance of this global pandemic. Due to these extraordinary and uncontrollable circumstances, I humbly ask for your consideration of waiver of this fine.

Thank you, so much, for your consideration of this request, and thank you for your public service to the great state of Florida.

Sincerely,

William S. Jones

/cc: Richard E. Coates, Attorney

/cc:

Kristi Reid Willis Florida Division of Elections R.A. Gray Building, Room 316 500 South Bronough Street Tallahassee, Fl 32399



Laurel M. Lee Secretary of State

DIVISION OF ELECTIONS

July 9, 2020

William S. Jones, Chairperson Florida Education News 115 East Park Avenue, Suite 1 Tallahassee, FL 32301-2301

PAC 75843

Dear Mr. Jones:

The campaign treasurer's report that was due on June 10, 2020, was filed on June 15, 2020. By law, you are automatically assessed a late fine of \$750.00.

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

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.

Reid Willes

Sincerely,

Kristi Řeid Willis, Chief Bureau of Election Records



Laurel M. Lee Secretary of State

DIVISION OF ELECTIONS

July 9, 2020

William S. Jones, Chairperson Florida Education News 115 East Park Avenue, Suite 1 Tallahassee, FL 32301-2301

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Sincerely,

Kristi Řeid Willis, Chief Bureau of Election Records



Laurel M. Lee Secretary of State

DIVISION OF ELECTIONS

June 16, 2020

William S. Jones, Chairperson Florida Education News 115 East Park Avenue, Suite 1 Tallahassee, FL 32301-2301

PAC 75843

Dear Mr. Jones:

The campaign treasurer's report that was due on June 10, 2020, was filed on June 15, 2020. By law, you are automatically assessed a late fine of \$750.00.

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 Willis, Chief Bureau of Election Records



Laurel M. Lee Secretary of State

DIVISION OF ELECTIONS

June 11, 2020

William S. Jones, Chairperson Florida Education News 115 East Park Avenue, Suite 1 Tallahassee, FL 32301-2301 PAC 75843

Dear Mr. Jones:

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 June 10, 2020.

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 per day 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 Willis, Chief Bureau of Election Records

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FLORIDA DEPARTMEI CAMPAIGN TRI	NT OF STATE, DI' EASURER'S REP			IONS	
(1) Florida Education News	(2)	75843			
Candidate, Committe or Party Name		I.D. Number			
(3) 115 East Park Avenue, Suite 1	Tallahassee		FL	32301	_
Address (number and street) Check box if address has changed since last report	City		State	Zip Code	
(4) Check appropriate box(es):					
 Candidate (office sought): ✓ Political Committee Committee of Continuous Existance Party Executive Committee 	=	C has DISBAN CE has DISBA			
(5) REPC	RT IDENTIFIERS				
Cover Period: From 05/01/2020 To 09	5/31/2020	Report '	Туре:	M5	
☐ Amendment ☐ S	pecial Election Repor	t			
(6) CONTRIBUTIONS THIS REPORT	(6	(7) EXPENDIT	URES T	HIS REPORT	
Cash & Checks \$3,000.00	Monetary Expe	nditures			\$0.00
Loans \$0.00	Transfers to Of	fice Account			\$0.00
Total Monetary \$3,000.00	Total Mor	netary			\$0.00
In-Kind \$0.00	(8) Other Distrit	outions			
C It is a first degree misdemeanor for any	ertification person to falsify a pub	olic record (ss.	839.13,	F.S.)	
I certify that I have examined this report and it is true, correct and complete	I certify that I hat true, correct and		this repo	ort and it is	
Name of Treasurer Deputy Treasurer	Name of	Candidate	X	Chaiman (PC/PT	Y Only
×	x				
Signature	Signature				

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

Page 1 of 1

Name: Florida Education News

Report: 2020 M5

Period: 05/01/2020

to 05/31/2020

Seq#	Full Name (Last, Suffix, First, Middle	Contributor	Occupation	Amount
Date	Street Address & City, State, Zip	Туре	In-Kind Description	Amend
1	FLORIDA CONSUMER AWARENESS FUND	F	POLITICAL COMMITTEE (PC)	\$3,000.00
115 EAST PARK AVENUE, SUITE 1	115 EAST PARK AVENUE, SUITE 1	34.2%	FOLITICAL COMMITTEE (FC)	
05/22/2020	TALLAHASSEE, FL	CHE		

CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

Page 1 of 1

Name:

Florida Education News

Report: 2020 M5

Period: 05/01/2020

to 05/31/2020

Seq#	Full Name (Last, Suffix, First, Middle	T	P. T.	Amount
Date	Street Address & City, State, Zip	Туре	Purpose	Amend

CAMPAIGN TREASURER'S REPORT - ITEMIZED FUND TRANSFERS

Page 1 of 1

Name:

Florida Education News

Report: 2020 M5

Period: 05/01/2020

to 05/31/2020

Seq#	Full Name (Last, Suffix, First, Middle	Туре	No.	Amount
Date	Street Address & City, State, Zip	Туре	Nature of Account	Amend
				1

CAMPAIGN TREASURER'S REPORT - ITEMIZED DISTRIBUTIONS

Page 1 of 1

Name:

Florida Education News

Report: 2020 M5

Period: 05/01/2020

to 05/31/2020

Seq#	Full Name (Last, Suffix, First, Middle	Recipient	Purpose	Amount
Date	Street Address & City, State, Zip	Туре	Related Expenditure	Amend

Queued Items for 2020-M5

Account: 75843

Florida Education News

Rpt Seq: 1

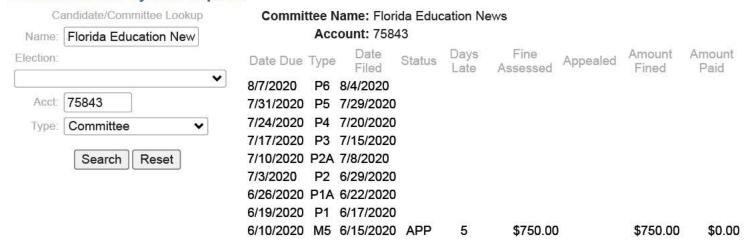
ProcessDescription	Status	Submitter	Created	LastUpdate
Create Pending Report	Processing Complete	75843	6/15/2020 2:19:13 PM	6/15/2020 2:19:13 PM
Review Pending Report	Processing Complete	75843	6/15/2020 2:20:49 PM	6/15/2020 2:20:49 PM
File Pending Report	Processing Complete	75843	6/15/2020 2:21:47 PM	6/15/2020 2:21:47 PM



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Florida Department of State - Division of Elections

Florida Election System Reports





RON DESANTIS
Governor

LAUREL M. LEE Secretary of State

May 8, 2020

William S. Jones, Chairperson Florida Education News 115 East Park Avenue, Suite 1 Tallahassee, Florida 32301

Dear Mr. Jones:

This will acknowledge receipt of the Statement of Organization and Appointment of Campaign Treasurer and Designation of Campaign Depository for **Florida Education News**, which were placed on file in our office on May 8, 2020. This information appears to comply with the requirements of Section 106.03, Florida Statutes, and the name of this organization has been placed on our active committee list as a political committee.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **June 10, 2020**. The report will cover the period of May 1-31, 2020 (2020 M5). All political committees that file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

EFS Access

Below is the web address to access the EFS and the committee's user identification number. Enclosed are the committee's confidential, filing credentials.

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

Identification Number: 75843

Timely Filing

All reports 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



William S. Jones, Chairperson May 8, 2020 Page Two

due date, the report will be accepted as timely filed if filed no later than midnight, Eastern Standard Time, of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

Any political committee failing to file a report on the designated due date is subject to a fine of \$50 per day for the first three 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 the 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 chairperson and campaign treasurer, and such persons are subject to the provisions of Section 106.07(5), Florida Statutes.

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 https://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: Chapter 106, Florida Statutes, *Political Committee Handbook*, Calendar of Reporting Dates, and Rule 1S-2.017, Florida Administrative Code.

Reid Willio

Please let me know if you need additional information.

Sincerely,

Kristi Reid Willis, Chief Bureau of Election Records

KRW/zis

Enclosures

APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY FOR POLITICAL COMMITTEES

(Sections 106.011(1) and 106.021(1), F.S.)

RECEIVED DEPARTMENT OF LIAIL

2028 MAY -8 AM 9: 24

DIVISION OF ELECTIONS

CHECK APPROPRIATE BOX: OFFICE USE ONLY Original Appointment of Treasurer Reappointment of Treasurer Deputy Treasurer 1. Committee or Organization 2. Telephone Florida Education News (202) 239-1642 3. Name of Treasurer or Deputy Treasurer 4. Email (optional) 5. Telephone (optional) William S Jones 6. Mailing Address 115 E Park Ave, Suite 1, Tallahassee, Fl 32301 7. Street Address Same as mailing address 8. The following bank has been designated as the X Primary Depository **Secondary Depository** 9 Name of Bank 10. Street Address Bank of America 2930 Apalachee Pkwy 11. City 12. State 13. Zip Code Tallahassee FI 32301 14. Signature of Chairman 15. Name of Chairman (Print or Type) William S. Jones Campaign Treasurer's Acceptance of Appointment William S. Jones do hereby accept the appointment as (Please Print or Type) Florida Education News treasurer or deputy treasurer for (Committee or Organization) UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING CAMPAIGN TREASURER'S ACCEPTANCE OF APPOINTMENT AND THAT THE FA 05-01-2020 Signature of Campaign Treasurer or Deputy Treasurer

STATEMENT OF ORGANIZATION OF POLITICAL COMMITTEE

(PLEASE TYPE)

PEFCEURE 2NLY
DEPARTMENT OF STATE

2028 MAY -8 AM 9: 24

DIVISION OF ELECTIONS

1. Full Name of Committee			Telephone
Florida Education News			202-239-1642
Mailing Address (include city	y, state and zip code)	-	
115 E Park Ave, Suite 1,	Tallahassee, FI 32301		
Street Address (include city,	state and zip code)		
Same as mailing address.	•		
2. Affiliated or Connected Or committees)	ganizations (includes other committees of co	ntinuous ex	istence and political
Name of Affiliated or Connected Organization	Mailing Address		Relationship
None.			
	9		
Area, Scope and Jurisdiction Statewide committee to support or	on of the Committee oppose candidates for statewide, multi-county, legisla	ative or local o	ffices
and other activities not prohibited		anve or local o	
4. Nature of Organization or	Organization's Special Interest (e.g., medical,	legal, educa	ation, etc.)
Political			
	and Position, the Custodian of Books and Ad		
Full Name	Mailing Address	Com	mittee Title or Position
William S. Jones	115 E Park Ave, Suite 1	Treasure	ŗ
	Tallahassee, Fl 32301	1	
Í			

Full Name	Mailing Add	ess	Committee Title or Position
William S. Jones	115 E Park Ave, Suite 1 Tallahassee, FI 32301	Cha	irman
	Office Sought and Party Affiling (if none, please indicate)	ation Each Candidate or	Other Individual that this
Full Name	Mailing Address	Office Soug	ht Party
To be determined.			
8. List Any Issues this Co	mmittee is Supporting: To be mmittee is Opposing:	determined.	
9. If this Committee is Su N/A	oporting the Entire Ticket of a	Party, Give Name of Part	/
	ution, What Disposition will be miltees, political parties or other section by law.		?
11. List all Banks, Safety	Deposit Boxes, or Other Depo	sitories Used for Commit	tee Funds
Name of Bank or Dep	ository & Account Number	Mail	ing Address
Bank of America (last four digits can be	provided)	2930 Apalachee Park Tallahassee, Fl 3230	
12. List all Reports Requi and Positions of Such	red to be Filed by this Commit	tee with Federal Officials	and the Names, Addresses
Report Title	Dates Required to be Filed	Name & Position of Office	ial Mailing Address
Form 8871 Form 1120 POL Form 990 As required	Upon formation April15th, annually May 15th, annually as required	I.R.S.	Ogden, Ut 84201
STATE OF Florida		Leon	COUNT
William S Jone	es	, certify that the informa	ation in this Statement of
Organization is complete, to	rue and correct.		0501-2020
- V/CTON 1/	Chairman of Political Committee		Date