

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Better Government

Case No.: FEC 16-517

TO: Better Government
Roderick Harvey, Chair
3816 Hollywood Blvd., Ste, 203
Hollywood, FL 33021

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

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on, **August 16, 2017 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
August 1, 2017

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

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

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

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

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

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

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

DM

RECEIVED

2017 JUN 22 A 10:39

STATE OF FLORIDA
ELECTIONS COMMISSION

June 12, 2017

Commission Clerk Donna Ann Malphurs
107 West Gaines Street
Collins Building, Suite 224
Tallahassee, Florida 32399-1050

Dear Commission Clerk

I am requesting that an **informal hearing** for FEC 16-517. There are several reasons.

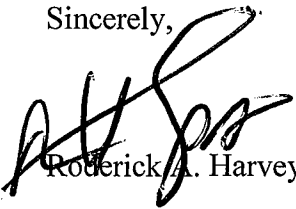
We correctly filed a no activity report.

The bank closed the Better government account in June 2015 which is one month before the M6-July 2015 report.

Please see the attached redacted bank statement we filed with the investigative officer

In closing, there are several staffers who assist and we seek to ensure timely filing for each report period. If there is any additional information regarding case number FEC 16-517, please contact us at 954-966-4435 and we will happily comply.

Sincerely,



Roderick A. Harvey



*Rec'd
5/31/17
DAM*

FLORIDA ELECTIONS COMMISSION

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

May 31, 2017

Better Government
Roderick Harvey, Chair
3816 Hollywood Blvd., Ste, 203
Hollywood, FL 33021

RE: Case No.: FEC 16-517; Respondent: Better Government

Dear Mr. Harvey:

The Florida Elections Commission at its last regularly scheduled meeting considered the above referenced case and issued the order that is enclosed. Please read the order carefully.

Please let me know if you have any questions.

Sincerely,

Donna Ann Malphurs
Agency Clerk

/dam

Enclosure: Order

cc: Division of Elections, Complainant w enclosures

FEC 16-517

Roderick Harvey

to:

stephanie.cunningham

05/16/2017 04:01 PM

Hide Details

From: Roderick Harvey <rharvey@hct-cpa.com>

To: stephanie.cunningham@myfloridalegal.com

Security:

To ensure privacy, images from remote sites were prevented from downloading. Show Images

1 Attachment



Letter to FEC from Rod Harvey_FEC16_517.pdf

Dear Ms Cunningham:

Please see the attached. I am hopeful that you will present this to the FEC as discussed. Please acknowledged receiving this email as requested by me during our telephonic discussion today.

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Regards,

Roderick Harvey, CPA, CVA

Managing Member

HCT Certified Public Accountants and Consultants, LLC

3816 Hollywood Boulevard, Suite 203

Hollywood, FL 33021

Phone: (954) 966 4435

Fax: (954) 962 7747

Email: rharvey@hct-cpa.com

Website: www.hct-cpa.com

Disclaimer: The contents of this e-mail are confidential to the addressee and are intended solely for the recipients use. If you are not the addressee, you have received this e-mail in error. Any disclosure, copying, distribution or action taken in reliance on it is prohibited and may be unlawful. If you receive this in error, please contact the sender and delete the material from any computer Please note that any opinions expressed in this e-mail are those of the author personally and not Harvey, Covington & Thomas of South Florida, LLC who does not accept responsibility for the contents of the message.

Pursuant to Section 119.0713 (2), Florida Statutes, Local government agency exemptions from inspection or copying of public records, this communication is considered confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution ("Government-in-the Sunshine Law") and is not to be distributed to unauthorized entities or individuals.

May 15, 2017

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

Dear Elections Commission:

I am requesting that you not find probable cause in this matter. There are several reasons.

We correctly filed a no activity report.

The bank closed the Better government account in June 2015 which is one month before the M6-July 2015 report.

Please see the attached redacted bank statement

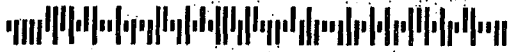
In closing, there are several staffers who assist and we seek to ensure timely filing for each report period. If there is any additional information regarding case number FEC 16-517, please contact us at 954-966-4435 and we will happily comply.

Sincerely,



Roderick A. Harvey

JUNE 2015



00096768 01 AV 0388 001
BETTER GOVERNMENT INC
3816 HOLLYWOOD BLVD STE 203
HOLLYWOOD FL 33021-6750

PK
7/6/15

ACCOUNT #



Cycle 092
Enclosures 26
Page 0
1 of 1

LIFEGREEN BUSINESS CHECKING
April 1, 2015 through June 30, 2015

JUNE 2015

SUMMARY

Beginning Balance	\$30.00	Minimum Balance	\$10
Deposits & Credits	\$0.00 +	Average Balance	\$10
Withdrawals	\$0.00 -		
Fees	\$30.00 -		
Automatic Transfers	\$0.00 +		
Checks	\$0.00 -		
Ending Balance	\$0.00		

ACCOUNT

JUNE 2015
PK

FEES

04/30	Monthly Fee	10.00
05/29	Monthly Fee	10.00
06/30	Monthly Fee	10.00
Total Fees		\$30.00

By Bank

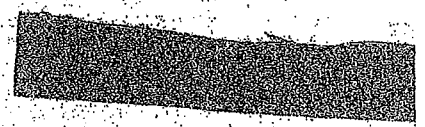
DAILY BALANCE SUMMARY

Date	Balance	Date	Balance	Date	Balance
04/30	20.00	05/29	10.00	06/30	0.00

You may request account disclosures containing terms, fees, and rate information (if applicable) for your account by contacting any Regions office.

For all your banking needs, please call 1-800-REGIONS (734-4667), or visit us on the Internet at www.regions.com.

Thank You For Banking With Regions!



FILED

17 MAY 31 AM 11:26

STATE OF FLORIDA
ELECTIONS COMMISSION

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,
Petitioner,

Case No.: FEC 16-517

v.

Better Government,
Respondent.

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on May 17, 2017, in Tallahassee, Florida.

On April 7, 2017, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

Count 1:

On or about July 10, 2015, Better Government violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2015 M6 Report.

Count 2:

On or about July 1, 2016, Better Government violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer

in writing on the prescribed reporting date that it would not be filing its 2016 P1 Report.

Count 3:

On or about July 22, 2016, Better Government violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2016 P2A Report.

DONE AND ORDERED by the Florida Elections Commission on May 17, 2017.



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Stephanie J. Cunningham, Assistant General Counsel
Better Government, Respondent
Division of Elections, Complainant

NOTICE OF RIGHT TO A HEARING

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

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

Third, you may request a formal hearing held before an administrative law judge in the Division of Administrative Hearings (DOAH), if you dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-

hand corner of the first page of the order. At the hearing, you will have the right to present evidence relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

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

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

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: **Better Government**

Case No.: **FEC 16-517**

TO: Better Government
Roderick Harvey, Chair
3816 Hollywood Blvd., Ste, 203
Hollywood, FL 33021

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

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, **May 17, 2017 at 10:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Augustus B. Turnbull Conference Center, 555 West Pensacola Street, Room 214, Tallahassee, Florida 32301**

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

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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.

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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.

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See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
May 1, 2017

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

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

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

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

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

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

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Better Government

Case No.: FEC 16-517

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.07(7), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on March 21, 2017, the following facts and law support this staff recommendation:

1. On September 30, 2016, the Florida Elections Commission (“Commission”) received a referral from the Department of State, Division of Elections (“Division”), alleging that Better Government (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent is a political committee registered with the Division. (ROI Exhibit 1)¹

3. By letter dated January 27, 2017, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

Section 106.07(7), Florida Statutes: As alleged in the complaint, for each of the following reporting periods, Respondent failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because it had not received funds, made contributions, or expended reportable funds during the reporting periods:

- 2015 M6
- 2016 P1
- 2016 P2A

4. By letter dated December 3, 2014, Kristi Reid Bronson, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received its Statement of Organization and Appointment of Campaign Treasurer and Designation of Campaign Depository for Political Committees forms. (ROI Exhibit 2, page 1)

5. The acknowledgment letter advised Respondent that all of the Division’s publications and reporting forms were available on its website and directed Respondent to print out the *2014 Calendar of Reporting Dates* as well as other relevant documents. (ROI Exhibit 2, page 3)

¹ The Report of Investigation is referred to herein as “ROI.”

6. Pursuant to Section 106.07(7), Florida Statutes, in any reporting period during which a political committee has not received funds, made any contributions, or expended any reportable funds, the filing of the required report for that period is waived. However, the political committee is required to notify the filing officer in writing on the prescribed reporting date that no report is being filed on that date.

7. The *Political Committee Handbook* references the statutory requirement regarding written notification and directs political committees to notify the Division by way of the Division's electronic filing system. (ROI Exhibit 3) The *Political Committee EFS User's Guide* shows the process through which to notify the Division. The user's guide instructs political committees to select the relevant reporting period and place a checkmark in a box titled "Waiver" to indicate the lack of reportable financial activity. (ROI Exhibit 4, pages 1-2)

8. Respondent failed to notify the filing officer on the prescribed reporting dates that no reports would be filed for the following reporting periods, as set forth in the table below. (ROI Exhibit 5, page 1)

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2015 M6	06/01/15 – 06/30/15	07/10/15	07/17/15	7
2016 P1	06/01/16 – 06/24/16	07/01/16	07/08/16	7
2016 P2A	07/09/16 – 07/15/16	07/22/16	07/28/16	6

9. Respondent was given multiple opportunities to respond to Commission staff's investigation, but failed to do so. (ROI Exhibit 6)

10. "Probable Cause" is defined as reasonable grounds of suspicion supported by circumstances sufficiently strong to warrant a cautious person in the belief that the person has committed the offense charged. *Schmitt v. State*, 590 So. 2d 404, 409 (Fla. 1991). Probable cause exists where the facts and circumstances, of which an [investigator] has reasonably trustworthy information, are sufficient in themselves for a reasonable man to reach the conclusion that an offense has been committed. *Department of Highway Safety and Motor Vehicles v. Favino*, 667 So. 2d 305, 309 (Fla. 1st DCA 1995).

11. The facts set forth above show that Respondent is a political committee registered with the Division. Respondent failed to notify the filing officer on the prescribed reporting dates that no reports would be filed for the following reporting periods: 2015 M6, 2016 P1, and 2016 P2A.

Based upon these facts and circumstances, I recommend that the Commission find probable cause to charge Respondent with violating the following:

Count 1:

On or about July 10, 2015, Better Government violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2015 M6 Report.

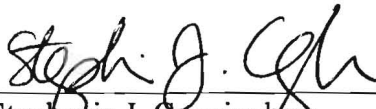
Count 2:

On or about July 1, 2016, Better Government violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2016 P1 Report.

Count 3:

On or about July 22, 2016, Better Government violated Section 106.07(7), Florida Statutes, when it failed to notify the filing officer in writing on the prescribed reporting date that it would not be filing its 2016 P2A Report.

Respectfully submitted on April 7, 2017.



Stephanie J. Cunningham
Assistant General Counsel

I reviewed this Staff Recommendation this 7th day of April 2017.



Amy McKeever Toman
Executive Director

FLORIDA ELECTIONS COMMISSION

Report of Investigation for Failure to Notify Filing Officer

Case Number: FEC 16-517

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

Respondent: Better Government

Complainant: Division of Elections

Respondent Type:

- Candidate
 Political Committee

I. Preliminary Information:

1. An appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 6) was filed on December 1, 2014. (Ex. 1)

2. An acknowledgement letter was mailed to the address provided on Respondent's DS-DE 6 on December 3, 2014 advising Respondent that all of the Division's publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *Political Committee Handbook*, and the Calendar of Reporting Dates. (Ex. 2)

3. The acknowledgement letter also states, "An online instruction guide is available to you on the EFS to assist with navigation, data entry, and submission of reports" and provides the telephone number for the Division's EFS Help Desk.

4. The *Political Committee Handbook*, discusses filing a notice-of-no-activity when there is no activity to disclose on page 26. (Ex. 3)

5. Pages 12, 13, 45, and 46 of the *Political Committee EFS User's Guide* discuss how to notify the Division on the prescribed reporting date that no report will be filed using the EFS. Specifically, page 13 instructs the user to click the box next to "waiver" if there is no activity to disclose. (Ex. 4)

6. In a telephone interview on April 2, 2014, Kristi Reid-Bronson clarified that once the waiver box is chosen and a new report is opened as shown on page 12, the only available option on the report summary screen will be "Go To File Report" as shown on page 13. Choosing "Go To File Report" will take the user directly to the screens where the chairman/treasurer PINS are entered as shown on pages 45 and 46.

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

7. Respondent's filing history reflects the untimely filed notifications summarized below. (Ex. 5)

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2015 M6	06/01/15 – 06/30/15	07/10/15	07/17/15	7
2016 P1	06/01/16 – 06/24/16	07/01/16	07/08/16	7
2016 P2A	07/09/16 – 07/15/16	07/22/16	07/28/16	6

8. Respondent's chairman did not provide a written response to the referral.

9. Respondent's chairman did not return a questionnaire-affidavit, nor did he respond to any of the attempted telephone contacts.

10. During the course of the investigation, I reviewed Respondent's previous filing history. I determined that Respondent was timely with his notifications of no activity for 5 periods in a row, prior to the 2015 M6 reporting period. Prior to the 2016 P1 reporting period, Respondent was timely with his notifications of no activity for 10 periods in a row. (Ex. 5)

III. FEC History:

11. Respondent has not had prior cases before the Commission.

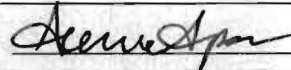
Conclusion:

12. I attempted to contact Respondent's chairman on several occasions to give him an opportunity to discuss the allegations in the referral. Additionally, a questionnaire-affidavit was mailed to Respondent's chairman on February 7, 2017. As of the date of this report, Respondent's chairman has not returned my calls, nor has he returned an affidavit.

13. Because Respondent's chairman has not contacted the Commission or returned a questionnaire-affidavit, I am unable to ascertain whether Respondent's chairman has read Chapter 106, Florida Statutes and/or the *Political Committee Handbook*.

14. The Investigative Phone Log is included with this report. (Ex. 6)

SIGNATURE OF INVESTIGATOR:



Date:

03/21/17

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Better Government -- FEC 16-517

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	Copy of original DS-DE 6 filed December 1, 2014
Exhibit 2	Copy of original Acknowledgment Letter dated December 3, 2014
Exhibit 3	Copy of <i>Political Committee Handbook</i> , page 26
Exhibit 4	Copy of <i>Political Committee EFS User's Guide</i> , pages 12, 13, 45 and 46
Exhibit 5	Respondent's filing history
Exhibit 6	Telephone Log


**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 STATE
2014 DEC -1 PM 1:03
OFFICE OF CAMPAIGN
REGISTRATION

CHECK APPROPRIATE BOX:

OFFICE USE ONLY

Original Appointment of Treasurer Reappointment of Treasurer Deputy Treasurer

1. Committee or Organization BETTER GOVERNMENT		2. Telephone (954) 966-4435	
3. Name of Treasurer or Deputy Treasurer RODERICK HARVEY, CPA		4. Email (optional) RHARVEY@HCT-CPA.COM	
5. Telephone (optional) (305) 331-8768			
6. Mailing Address 3816 HOLLYWOOD BLVD., SUITE 203, HOLLYWOOD, FL 33021			
7. Street Address 3816 HOLLYWOOD BLVD., SUITE 203, HOLLYWOOD, FL 33021			
8. The following bank has been designated as the <input checked="" type="checkbox"/> Primary Depository <input type="checkbox"/> Secondary Depository			
9. Name of Bank REGIONS BANK		10. Street Address 450 N. PARK ROAD	
11. City HOLLYWOOD		12. State FL	13. Zip Code 33021
14. Signature of Chairman 		15. Name of Chairman (Print or Type) RODERICK HARVEY, CPA.CVA	

Campaign Treasurer's Acceptance of Appointment

I, RODERICK HARVEY, CPA, CVA, do hereby accept the appointment as
(Please Print or Type)
treasurer or deputy treasurer for BETTER GOVERNMENT
(Committee or Organization)

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING CAMPAIGN TREASURER'S
ACCEPTANCE OF APPOINTMENT AND THAT THE FACTS STATED ARE TRUE.

11/14/2014

Date



Signature of Campaign Treasurer or Deputy Treasurer



FLORIDA DEPARTMENT of STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

December 3, 2014

Roderick Harvey, Chairperson
Better Government
3816 Hollywood Boulevard, Suite 203
Hollywood, Florida 33021

Dear Mr. Harvey:

This will acknowledge receipt of the Statement of Organization and Appointment of Campaign Treasurer and Designation of Campaign Depository for **Better Government**, which were placed on file in our office on December 1, 2014. 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 **January 12, 2015**. The report will cover the period of December 1-30, 2014 (M12). 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).

Credentials and Sign-ons

Below is the web address to access the EFS and the committee's user identification number. The enclosed sealed envelope contains the committee's initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. The chairperson, campaign treasurer, and deputy treasurers are responsible for protecting this password from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

EFS Website Address: <https://efs.dos.state.fl.us>
Identification Number: 64458

EXHIBIT 2 page 1 of 3



Division of Elections
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6200 • 850.245.6217 (Fax) election.dos.state.fl.us
Promoting Florida's History and Culture VivaFlorida.org

FLORIDA
DIVISION OF
ELECTIONS

Roderick Harvey, Chairperson
December 3, 2014
Page Two

Pin Numbers

Pin numbers are confidential secure credentials that allow you to submit reports and update information. The enclosed sealed envelopes contain your confidential pin numbers.

Each political committee chairperson is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that the password is forgotten or lost. When you enter the campaign account screen, there will be a drop down box where you pick a question (such as *What is your mother's maiden name?*) and supply an answer. All passwords and answers to questions are stored as encrypted data and cannot be viewed by Division staff and given out over the phone. Please notify the Division if your credentials have been compromised.

Timely Filing

All reports must be completed and filed through the EFS not later than midnight, Eastern Standard Time, of the due date. Reports not filed by midnight, Eastern Standard Time, of the due date are late filed and subject to the penalties in Section 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the due date, the report will be accepted as timely filed if filed no later than midnight, 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 3 days and, thereafter, \$500 per day for each 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, 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.

Roderick Harvey, Chairperson
December 3, 2014
Page Three

Instructions and Assistance

An online instruction guide is available to you on the EFS to assist with navigation, data entry, and submission of reports. The Division of Elections will also provide assistance to all users by contacting the EFS Help Desk at (850) 245-6280.

All of the Division's publications and reporting forms are available on the Division of Elections' website at <http://elections.myflorida.com>. 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, *2014 Political Committee Handbook*, *2014 Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,



Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/ljr

Enclosures

Unless the electronic filing requirements of Section 106.0705, Florida Statutes, apply, reports shall be filed no later than 5 p.m. of the day designated. A report postmarked by the U.S. Postal Service no later than midnight of the day designated is deemed timely filed. A report received by the filing officer within 5 days after the designated due date that was delivered by the U.S. Postal Service is deemed timely filed unless it has a postmark indicating the report was mailed after the designated due date. A certificate of mailing obtained from and dated by the U.S. Postal Service at the time of mailing or a receipt from an established courier company, which bears a date on or before the date on which the report is due, is proof of mailing in a timely manner. Reports filed with the Division through the Electronic Filing System (EFS) are due no later than midnight, Eastern Time, of the due date. (See Chapter 12, Electronic Filing of Campaign Reports.)

(Sections 106.07, 106.0705 and 106.141, F.S.)

Penalty for Late Filing

Any political committee failing to file a report on the designated due date shall be 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 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the reports due immediately prior to the primary and general elections, the fine shall be \$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.

(Section 106.07(8), F.S.)

Notice of No Activity

When there has been no reportable activity in the campaign account during a reporting period (no funds expended or received) the filing of the report is waived. The political committee shall notify the filing officer in writing on or before the prescribed reporting date that no report is being filed on that date. The next report filed must specify that the report covers the entire period between the last submitted report and the report being filed.

(Section 106.07, F.S.)

A notice of no activity filed with the Division must be filed electronically using the Division's electronic filing system.

(Section 106.0705, F.S.)

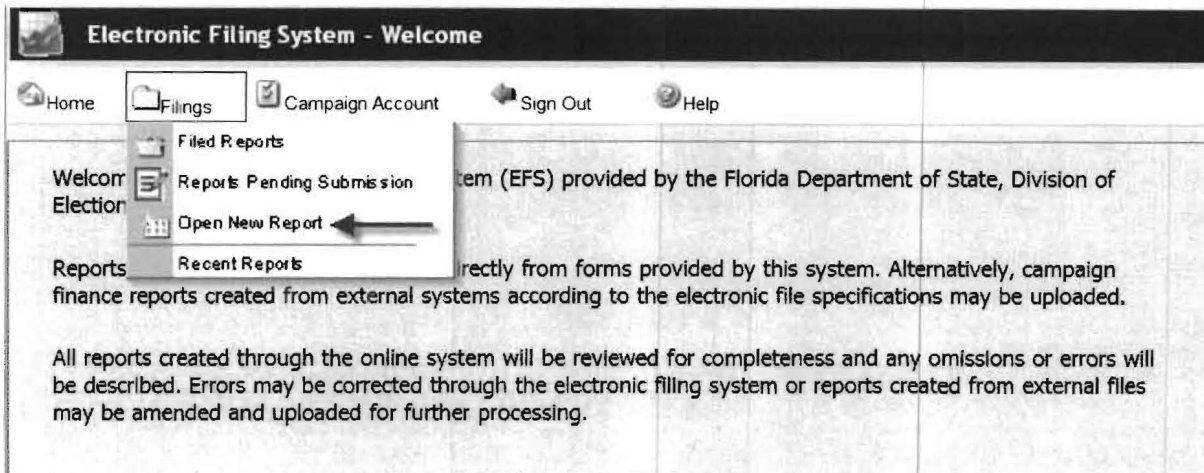
Special Election Reports

When a special election is called to fill a vacancy in office, all political committees making contributions or expenditures to influence the results of the special election shall file campaign treasurers' reports with the filing officer on the dates set by the Department of State pursuant to Section 100.111, F.S.

When an election is called for an issue to appear on the ballot at a time when no candidates are scheduled to appear on the ballot, all political committees making contributions or expenditures in support of or in opposition to such issue shall file reports on the 18th and 4th days prior to such election.

Create a New Report by Data Entry

From the Welcome screen, click  Filings and then  Open New Report.



Use this form to submit an original report. To submit an amendment to a previously filed report, first select the report from the 'Filed Reports' listing and then choose the 'Amend Report' option from the 'Edit' menu item.

Coverage Periods
Campaign finance reports itemize financial activity occurring during a specific reporting period. The reporting period is declared by first selecting the reporting year and then the report type. The beginning and ending coverage dates and the filing due date of the report are automatically associated with the *Reporting Year* and *Report Type*.


Election Cycle:


Report Type:

Coverage Period: Due Date:

Special Election Report Waiver

Uploading a Campaign Finance Report
A Campaign Finance report file meeting the department's specifications may be uploaded at the time a report is opened. Use the Browse button to locate and select the report text or zip file to be uploaded. You may upload the report file in a compressed zip. The zip file must contain only one report file.

Click  arrow next to **Election Cycle**. Scroll to the cycle associated with the report you are entering.

Click  arrow next to **Report Type** select report type corresponding to the correct cover period and due date.

The **Cover Period** dates will automatically fill in based on the **Calendar of Election and Reporting Dates**.

The **Due Date** will automatically fill in based on the **Calendar of Election and Reporting Dates**.

If this report is for a special election, click the box next to **Special Election Report**. (If no special elections are scheduled this option will not be available.)

*****NOTE*****

If this report is a waiver of report (no activity), click the box next to **Waiver**.

Election Cycle: 2010 General Election
 Report Type: F2 2010
 Coverage Period: 7/17/2010 7/30/2010 Due Date: 08/06/2010
 Special Election Report Waiver

Click at the bottom of the screen. A **Report Detail** screen (view only) will appear. This screen will not indicate any activity until individual detail data is entered, saved and a review is performed.

Report: 2010 - G4 - 27 2010 General Election Covers: 10/16/2010-10/28/2010 Due: 10/29/2010

Amendment Waiver Complete Status: Incomplete Detail Records
 File Date: Review Status: Not Reviewed
 Status: Data Entry Last Review:

of Transactions: 0

Contributions		Total Amount	Expenditures		Total Amount
Cash and Checks:	<input type="text"/>	0.00	Monetary:	<input type="text"/>	0.00
Loans:	<input type="text"/>	0.00	Transfers to Off Acct:	<input type="text"/>	0.00
Total Monetary:	<input type="text"/>	0.00	Total Monetary:	<input type="text"/>	0.00
In-Kind:	<input type="text"/>	0.00	Other Distributions:	<input type="text"/>	0.00

Review Messages

Created: 10/26/2010 11:41:25 AM By: 50552 Revised: 10/26/2010 11:41:25 AM By: 50552

File the Report

If the **Review Status** is Updated Detail – Needs Review the report has not been reviewed since the last update. (See page 39 for instructions on how to submit the report to the system for review.)

If the status of the report is Complete Detail Records, you are ready to file the report.

Report: 2010 - F3 - 26 2010 General Election Covers: 8/7/2010-8/19/2010 Due: 8/20/2010

Amendment Waiver Complete Status: Complete Detail Records

File Date: Review Status: Reviewed

Status: Last Review: 8/19/2010 3:56:42 PM

of Transactions:

Contributions	Total Amount	Expenditures	Total Amount
Cash and Checks:	<input type="text"/> 0.00	Monetary:	<input type="text"/> 51.00
Loans:	<input type="text"/> 0.00	Transfers to Off Acct:	<input type="text"/> 0.00
Total Monetary:	<input type="text"/> 0.00	Total Monetary:	<input type="text"/> 51.00
In-Kind:	<input type="text"/> 0.00	Other Distributions:	<input type="text"/> 0.00

Review Messages

Created: 8/19/2010 2:01:35 PM By: 50552 Revised: 8/19/2010 3:56:42 PM By: 50552

Click on .

The **chairperson** enters his or her **PIN**, and then selects

NOTE: A PIN is the same as your signature attesting to the validity of the report.

Step 1: Enter the candidate/chairperson PIN.
Step 2: Select the 'Report Approved' button.

Report: 2010 - F3 - 26 Coverage Period: 8/7/2010-8/19/2010 Due: 8/20/2010

Review Status:

Original Amended

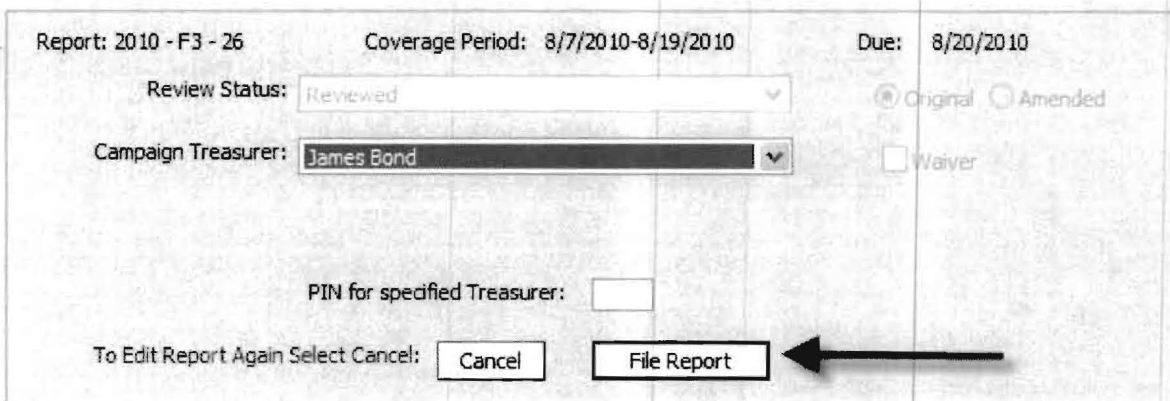
Waiver

PIN for Candidate/Chairperson:

If there is more than one treasurer, click on the drop down and select the treasurer that is filing the report.

Campaign Treasurer: 

The treasurer enters his PIN and then clicks .




Report: 2010 - F3 - 26 Coverage Period: 8/7/2010-8/19/2010 Due: 8/20/2010

Review Status: Original Amended

Campaign Treasurer: Waiver

PIN for specified Treasurer:

To Edit Report Again Select Cancel: 

IMPORTANT NOTE: If changes need to be made after a chairperson PIN is entered, the treasurer must undo the chairperson PIN validation before the system will allow changes. See page 49 for instructions.



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Committee Name: Better Government

Name: Better Government

Account: 64458

Election:

Acct: 64458

Type: Committee

Search Reset

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
3/10/2017	M2	3/9/2017						
2/10/2017	M1	2/21/2017	SNT	11	\$3,205.82		\$3,205.82	\$0.00
1/10/2017	M12	2/21/2017	CLO	42	\$0.00		\$0.00	\$0.00
12/12/2016	M11	2/21/2017	CLO	71	\$0.00		\$0.00	\$0.00
11/4/2016	D6	11/4/2016						
11/4/2016	G7	11/4/2016						
11/2/2016	D5	11/4/2016	CLO	2	\$0.00		\$0.00	\$0.00
11/1/2016	D4	11/4/2016	CLO	3	\$0.00		\$0.00	\$0.00
10/31/2016	D3	11/4/2016	CLO	4	\$0.00		\$0.00	\$0.00
10/30/2016	D2	11/4/2016	CLO	5	\$0.00		\$0.00	\$0.00
10/29/2016	D1	11/4/2016	CLO	6	\$0.00		\$0.00	\$0.00
10/28/2016	G6	10/28/2016						
10/21/2016	G5	10/21/2016						
10/14/2016	G4	10/14/2016						
10/7/2016	G3	10/10/2016						
9/30/2016	G2A	9/23/2016						
9/23/2016	G2	9/30/2016	CLO	7	\$0.00		\$0.00	\$0.00
9/16/2016	G1A	9/23/2016	CLO	7	\$0.00		\$0.00	\$0.00
9/9/2016	G1	9/20/2016	CLO	11	\$0.00		\$0.00	\$0.00
9/2/2016	P7A	9/9/2016	CLO	7	\$0.00		\$0.00	\$0.00
8/26/2016	P7	8/26/2016						
8/19/2016	P6	8/19/2016						
8/12/2016	P5	8/12/2016						
8/5/2016	P4	8/4/2016						
7/29/2016	P3	7/28/2016						
• 7/22/2016	P2A	7/28/2016	FEC	6	\$0.00		\$0.00	\$0.00
7/15/2016	P2	7/15/2016						
7/8/2016	P1A	7/1/2016						
• 7/1/2016	P1	7/8/2016	FEC	7	\$0.00		\$0.00	\$0.00
6/10/2016	M5	6/7/2016						
5/10/2016	M4	5/6/2016						
4/11/2016	M3	4/6/2016						
3/10/2016	M2	3/9/2016						
2/10/2016	M1	2/9/2016						
1/11/2016	M12	1/7/2016						
12/10/2015	M11	12/9/2015						
11/10/2015	M10	11/9/2015						
10/13/2015	M9	10/9/2015						
9/10/2015	M8	9/9/2015						
8/10/2015	M7	8/10/2015						
• 7/10/2015	M6	7/17/2015	FEC	7	\$0.00		\$0.00	\$0.00
6/10/2015	M5	6/9/2015						
5/11/2015	M4	5/11/2015						
4/10/2015	M3	4/10/2015						
3/10/2015	M2	3/10/2015						

- waiver; filed timely

- waiver; filed timely
EXHIBIT 5 page 1 of 4

2/10/2015 M1 2/10/2015
1/12/2015 M12 1/9/2015

- waiver, filed timely

EXHIBIT 5 page 2 of 4

Better Government

Campaign Finance Activity

Note: The information presented below was obtained from the Committee's/Candidate's Campaign Treasurer's Report filed with the Division of Elections. About the Campaign Finance Data Base. If all contributions for a reporting period are less than 1 dollar Then they may not be displayed.

	Filing Period	Contributions			Expend	Other	Transfers
		Monetary	Loans	InKind			
	12/01/2014 - 12/31/2014	50.00	0.00	0.00	0.00	0.00	0.00
W	01/01/2015 - 01/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	02/01/2015 - 02/28/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	03/01/2015 - 03/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	04/01/2015 - 04/30/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	05/01/2015 - 05/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	06/01/2015 - 06/30/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	07/01/2015 - 07/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	08/01/2015 - 08/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	09/01/2015 - 09/30/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	10/01/2015 - 10/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	11/01/2015 - 11/30/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	12/01/2015 - 12/31/2015	0.00	0.00	0.00	0.00	0.00	0.00
W	01/01/2016 - 01/31/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	02/01/2016 - 02/29/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	03/01/2016 - 03/31/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	04/01/2016 - 04/30/2016	0.00	0.00	0.00	0.00	0.00	0.00
	05/01/2016 - 05/31/2016	5,000.00	0.00	0.00	0.00	0.00	0.00
W	06/01/2016 - 06/24/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	06/25/2016 - 07/01/2016	0.00	0.00	0.00	0.00	0.00	0.00
	07/02/2016 - 07/08/2016	0.00	0.00	0.00	50.62	0.00	0.00
W	07/09/2016 - 07/15/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	07/16/2016 - 07/22/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	07/23/2016 - 07/29/2016	0.00	0.00	0.00	0.00	0.00	0.00
	07/30/2016 - 08/05/2016	5,000.00	0.00	0.00	0.00	0.00	0.00
	08/06/2016 - 08/12/2016	0.00	0.00	0.00	0.00	0.00	0.00

W							
W	08/13/2016 - 08/25/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	08/26/2016 - 08/26/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	08/27/2016 - 09/02/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	09/03/2016 - 09/09/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	09/10/2016 - 09/16/2016	0.00	0.00	0.00	0.00	0.00	0.00
⊙	09/17/2016 - 09/23/2016	7,000.00	0.00	0.00	0.00	0.00	0.00
W	09/24/2016 - 09/30/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	10/01/2016 - 10/07/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	10/08/2016 - 10/14/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	10/15/2016 - 10/21/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	10/22/2016 - 10/28/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	10/29/2016 - 10/29/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	10/30/2016 - 10/30/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	10/31/2016 - 10/31/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	11/01/2016 - 11/01/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	11/02/2016 - 11/02/2016	0.00	0.00	0.00	0.00	0.00	0.00
⊙	10/22/2016 - 11/03/2016	8,000.00	0.00	0.00	0.00	0.00	0.00
W	11/04/2016 - 11/30/2016	0.00	0.00	0.00	0.00	0.00	0.00
W	12/01/2016 - 12/31/2016	0.00	0.00	0.00	0.00	0.00	0.00
⊙	01/01/2017 - 01/31/2017	7,250.00	0.00	0.00	12,823.29	0.00	0.00
⊙	02/01/2017 - 02/28/2017	17,500.00	0.00	0.00	14,006.60	0.00	0.00
⊙	All Dates (Totals)	49,800.00	0.00	0.00	26,880.51	0.00	0.00

Note: (E) indicates that report was filed electronically

X Indicates that detail has not been released

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

Select Detail Type

Contributions ▼

Select Sort Order

Date(Ascending) ▼

Select Output Type

Display On Screen ▼

Submit Query Now

Query the Campaign Finance Data Base

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

EXHIBIT 5 page 4 of 4

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 16-517**

Respondent: Better Government

Complainant: Division of Elections

1. **Date and time:** 02/01/17- 10:31 AM

Name: Respondent

Phone #: 954-966-4435

Summary: I called the number listed, and reached an automated answering service for Respondent's CPA firm. I pressed 4 to be directed to his personal office. I spoke with Ramona, who stated he was not in the office at that time. I left her my name and office number and extension, and asked her to have Respondent return my call.

Memo to File? No

Entered by: S. Spore

2. **Date and time:** 02/24/17- 9:34 AM

Name: Respondent

Phone #: 954-966-4435

Summary: I called again, and reached the same automated answering service that I reached on 02/01. I again spoke with Ramona, who stated he was not in the office at that time. I asked her to have him return my call, regarding Better Government Political Committee. She stated she is the one that handles the paperwork in reference to this Political Committee, and asked if there was something specific I was looking for. I explained that I could not speak specifically to what I was calling for, however, we had sent mail that required a response, and had not heard back from Respondent. She stated she has not seen any paperwork from FEC that has been received by the office, as she is the one that receives and opens all the incoming mail for Respondent. I verified that we had the correct mailing address.

Memo to File? No

Entered by: S. Spore

EXHIBIT 6 page 1 of 1



FLORIDA ELECTIONS COMMISSION

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

January 27, 2017

Better Government
Roderick Harvey, Chair
3816 Hollywood Blvd., Suite 203
Hollywood, FL 33021

RE: Case No.: FEC 16-517; Respondent: Better Government

Dear Mr. Harvey:

On September 30, 2016, the Florida Elections Commission received a complaint alleging that your committee violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. The Commission staff will investigate the following alleged violation:

Section 106.07(7), Florida Statutes: As alleged in the complaint, for each of the following reporting periods, Respondent failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because it had not received funds, made contributions, or expended reportable funds during the reporting periods:

- 2015 M6
- 2016 P1
- 2016 P2A

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

When we conclude the investigation, a copy of the Report of Investigation will be mailed to you at the above address. You may file a response to the report within 14 days from the date the report is mailed to you. Based on the results of the investigation, legal staff will make a written recommendation to the Commission on whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. A copy of the Staff Recommendation will be mailed

to you and you may file a response within 14 days from the date the recommendation is mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

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

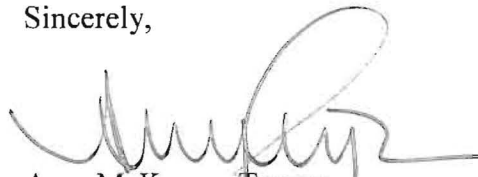
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

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

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

If you have any questions or need additional information, please contact **Samantha Spore**, the investigator assigned to this case.

Sincerely,



Amy McKeever Toman
Executive Director

AMT/dam

**DIVISION OF ELECTIONS
FEC NOTICE FORM**

To FEC from Division of Elections

RECEIVED

2016 SEP 30 P 3:51

STATE OF FLORIDA

Name: Better Government
Account Number: 64458
Chairperson: Roderick Harvey
Treasurer: Roderick Harvey
Registered Agent: Roderick Harvey

The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to Sections 106.07(8)(d), 106.22(7), and 106.25(2), Florida Statutes. An apparent violation of Chapter 106, Florida Statutes, has occurred based upon repeated late filings or failure to file notifications to the filing officer in writing that no report was being filed on the prescribed reporting date under s. 106.07(7).

2015 M6

2016 P1

2016 P2A

Sent By: Kristi Reid Bronson
Date: September 6, 2016
stb

KRB

AFFIDAVIT

STATE OF FLORIDA
County of Leon

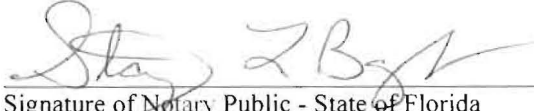
Kristi Reid Bronson, being duly sworn, says:

1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
2. I am of legal age and competent to testify to the matters stated herein.
3. Better Government (64458) is a Political Committee registered with the Division. On December 1, 2014, Better Government filed the DSDE 5 and 6 with the Division of Elections indicating that Roderick Harvey was the chairperson and the treasurer for the committee. (See attached documents and acknowledgment letter.)
4. The 2015 M6 campaign treasurer's report was due on July 10, 2015. Mr. Harvey failed to notify the Division that no report was being filed on the prescribed reporting date. Mr. Harvey filed a notification of no activity on July 17, 2015. (See attached letter and file receipt.)
5. The 2016 P1 campaign treasurer's report was due on July 1, 2016. Mr. Harvey failed to notify the Division that no report was being filed on the prescribed reporting date. Mr. Harvey filed a notification of no activity on July 8, 2016. (See attached letter and file receipt.)
6. The 2016 P2A campaign treasurer's report was due on July 22, 2016. Mr. Harvey failed to notify the Division that no report was being filed on the prescribed reporting date. Mr. Harvey filed a notification of no activity on July 28, 2016. (See attached letter and file receipt.)

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


Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 6th day of September, 2016.


Signature of Notary Public - State of Florida
Print, Type, or Stamp Commissioned Name of Notary Public Personally Known



**STATEMENT OF ORGANIZATION
OF POLITICAL COMMITTEE**

(PLEASE TYPE)

RECEIVED
OFFICE USE ONLY
2014 DEC -1 PM 1:03
DIVISION OF ELECTIONS

1. Full Name of Committee

Better Government

Telephone

954-966-4435

Mailing Address (include city, state and zip code)

3816 Hollywood Blvd., Ste 203, Hollywood, FL 33021

Street Address (include city, state and zip code)

3816 Hollywood Blvd., Ste 203, Hollywood, FL 33021

2. Affiliated or Connected Organizations (includes other committees of continuous existence and political committees)

Name of Affiliated or
Connected Organization

Mailing Address

Relationship

N/A

3. Area, Scope and Jurisdiction of the Committee

To Support or Oppose Statewide, Legislative, or Multi-County Candidates/Issues

4. Nature of Organization or Organization's Special Interest (e.g., medical, legal, education, etc.)

Accounting, Financial Services, Bookkeeping & Education

5. Identify by Name, Address and Position, the Custodian of Books and Accounts (include treasurer's name)

Full Name

Mailing Address

Committee Title or Position

Roderick Harvey, CPA,
CVA

3816 Hollywood Blvd., Ste 203,
Hollywood, FL 33021

Treasurer

6. List by Name, Address and Position, Other Principal Officers, Including Officers and Members of the Finance Committee, If Any (include chairman's name)

Full Name	Mailing Address	Committee Title or Position
Roderick Harvey, CPA, CVA	3816 Hollywood Blvd., Ste 203, Hollywood, FL 33021	Chairman

7. List by Name, Address, Office Sought and Party Affiliation Each Candidate or Other Individual that this Committee is Supporting (if none, please indicate)

Full Name	Mailing Address	Office Sought	Party
TBD			

8. List Any Issues this Committee is Supporting: TBD

List Any Issues this Committee is Opposing:

9. If this Committee is Supporting the Entire Ticket of a Party, Give Name of Party

N/A

10. In the Event of Dissolution, What Disposition will be Made of Residual Funds?

Residual funds will be disposed by donation to a charitable organization.

11. List all Banks, Safety Deposit Boxes, or Other Depositories Used for Committee Funds

Name of Bank or Depository & Account Number	Mailing Address
Regions Bank	450 N Park Road, Hollywood, FL 33021

12. List all Reports Required to be Filed by this Committee with Federal Officials and the Names, Addresses and Positions of Such Officials, If Any

Report Title	Dates Required to be Filed	Name & Position of Official	Mailing Address
N/A			

STATE OF Florida Broward COUNTY

I, Roderick Harvey, CPA, CVA, certify that the information in this Statement of

Organization is complete, true and correct.

X X 
Signature of Chairman of Political Committee

11/20/2014
Date

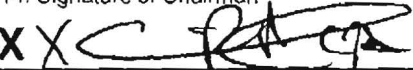
**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR
POLITICAL COMMITTEES**
(Sections 106.011(1) and 106.021(1), F.S.)

RECEIVED
DEPARTMENT OF STATE
2014 DEC -1 PM 1:03
OFFICE OF ELECTORAL
INTEGRITY SECTIONS

CHECK APPROPRIATE BOX:

OFFICE USE ONLY

Original Appointment of Treasurer Reappointment of Treasurer Deputy Treasurer

1. Committee or Organization BETTER GOVERNMENT		2. Telephone (954) 966-4435	
3. Name of Treasurer or Deputy Treasurer RODERICK HARVEY, CPA		4. Email (optional) RHARVEY@HCT-CPA.COM	
5. Telephone (optional) (305) 331-8768			
6. Mailing Address 3816 HOLLYWOOD BLVD., SUITE 203, HOLLYWOOD, FL 33021			
7. Street Address 3816 HOLLYWOOD BLVD., SUITE 203, HOLLYWOOD, FL 33021			
8. The following bank has been designated as the <input checked="" type="checkbox"/> Primary Depository <input type="checkbox"/> Secondary Depository			
9. Name of Bank REGIONS BANK		10. Street Address 450 N. PARK ROAD	
11. City HOLLYWOOD		12. State FL	13. Zip Code 33021
14. Signature of Chairman 		15. Name of Chairman (Print or Type) RODERICK HARVEY, CPA.CVA	

Campaign Treasurer's Acceptance of Appointment

I, RODERICK HARVEY, CPA, CVA, do hereby accept the appointment as
(Please Print or Type)
 treasurer or deputy treasurer for BETTER GOVERNMENT
(Committee or Organization)

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING CAMPAIGN TREASURER'S
ACCEPTANCE OF APPOINTMENT AND THAT THE FACTS STATED ARE TRUE.

11/14/2014

Date



Signature of Campaign Treasurer or Deputy Treasurer

**REGISTERED AGENT
STATEMENT OF APPOINTMENT**

(Section 106.022, F.S.)

RECEIVED
DEPARTMENT OF
OFFICE USE ONLY
2014 DEC -1 PM 1:03

- Original Appointment Change of Appointment
 Change of Mailing Address Change of Physical Address

Registered Agent and Office Information

Name RODERICK HARVEY, CPA, CVA		Telephone 305-331-8768
Street Address 3816 HOLLYWOOD BLVD, STE 203		
City HOLLYWOOD	State FL	Zip Code 33021
Mailing Address 3816 HOLLYWOOD BLVD, STE 203		
City HOLLYWOOD	State FL	Zip Code 33021

I accept this appointment and confirm that I am familiar with and accept the obligations of the position as set forth in Section 106.022, F.S. I also understand that I may resign this appointment by executing a written statement of resignation and filing it with the applicable filing officer.



Signature of Registered Agent

11/14/2014

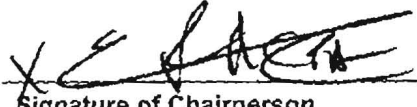
Date

Former Registered Agent and Office Information (for changes only)

Name		Telephone
Street Address		
City	State	Zip Code

Committee or Organization Information

Name of Committee or Organization BETTER GOVERNMENT		
Street Address 3816 HOLLYWOOD BLVD., SUITE 203		Telephone 954-966-4435
City HOLLYWOOD	State FL	Zip Code 33021



Signature of Chairperson

RODERICK HARVEY, CPA, CVA

Printed Name of Chairperson

11/14/2014

Date



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

December 3, 2014

Roderick Harvey, Chairperson
Better Government
3816 Hollywood Boulevard, Suite 203
Hollywood, Florida 33021

Dear Mr. Harvey:

This will acknowledge receipt of the Statement of Organization and Appointment of Campaign Treasurer and Designation of Campaign Depository for **Better Government**, which were placed on file in our office on December 1, 2014. 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 **January 12, 2015**. The report will cover the period of December 1-30, 2014 (M12). 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).

Credentials and Sign-ons

Below is the web address to access the EFS and the committee's user identification number. The enclosed sealed envelope contains the committee's initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. The chairperson, campaign treasurer, and deputy treasurers are responsible for protecting this password from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

EFS Website Address: <https://efs.dos.state.fl.us>
Identification Number: 64458



Division of Elections
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6200 • 850.245.6217 (Fax) election.dos.state.fl.us
Promoting Florida's History and Culture VivaFlorida.org



Roderick Harvey, Chairperson
December 3, 2014
Page Two

Pin Numbers

Pin numbers are confidential secure credentials that allow you to submit reports and update information. The enclosed sealed envelopes contain your confidential pin numbers.

Each political committee chairperson is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that the password is forgotten or lost. When you enter the campaign account screen, there will be a drop down box where you pick a question (such as *What is your mother's maiden name?*) and supply an answer. All passwords and answers to questions are stored as encrypted data and cannot be viewed by Division staff and given out over the phone. Please notify the Division if your credentials have been compromised.

Timely Filing

All reports must be completed and filed through the EFS not later than midnight, Eastern Standard Time, of the due date. Reports not filed by midnight, Eastern Standard Time, of the due date are late filed and subject to the penalties in Section 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the due date, the report will be accepted as timely filed if filed no later than midnight, 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 3 days and, thereafter, \$500 per day for each 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, 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.

Roderick Harvey, Chairperson
December 3, 2014
Page Three

Instructions and Assistance

An online instruction guide is available to you on the EFS to assist with navigation, data entry, and submission of reports. The Division of Elections will also provide assistance to all users by contacting the EFS Help Desk at (850) 245-6280.

All of the Division's publications and reporting forms are available on the Division of Elections' website at <http://elections.myflorida.com>. 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, *2014 Political Committee Handbook*, *2014 Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,

A handwritten signature in black ink that reads "Kristi Reid Bronson". The signature is written in a cursive style with a large, stylized initial "B" at the end.

Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/ljr

Enclosures



FLORIDA DEPARTMENT OF STATE

Ken Detzner

Secretary of State

DIVISION OF ELECTIONS

July 22, 2015

Roderick Harvey, Treasurer
Better Government
3816 Hollywood Boulevard
Suite 203
Hollywood, FL 33021-3021

PAC 64458

Dear Mr. Harvey:

The notification that you had no reportable activity for the report deadline of July 10, 2015, was not filed until July 17, 2015. Although the notification is late, no automatic fine is assessed because you had no receipts or expenditures during this reporting period.


However, to avoid potential issues in the future, please note that state law (s. 106.07(7), Fla. Stat.) requires you to file by the dates set out also in law, either a campaign finance report or if applicable, a notification that no reportable activity occurred for the reporting period. Failure to do may constitute a violation of sections 106.07(1) and 106.19(1)(c), Fla. Stat. The Division is required to notify the Florida Elections Commission of any apparent violation of chapter 106, Fla. Stat., or any failure to file a report or information required by chapter 106, Fla. Stat. If a matter is referred to the Florida Elections Commission, the Commission may assess a civil penalty of up to \$1,000 per violation.

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

Sincerely,

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

Kristi Reid Bronson, Chief
Bureau of Election Records

 **Treasurer Report Status**

ID: **64458** Name: **Better Government**

Report: 2015 - M6 - 7

Print Date: **8/31/2016 3:16:38 PM**

Election: 2016 General Election

Covers: 6/1/2015-6/30/2015

Due: 7/10/2015

Amended Waiver

Filed: **7/17/2015 10:50:31 AM**

File Status: **Filed Report**

Reviewed: **7/17/2015**

Review Status: **Reviewed**

Detail Complete: **No Detail Records Found**

File Method: Web Filed

Entry Method: Web Data Entry

Pending Queued Items: **0**

Number of Detail Records

Contributions: 0

Expenditures: 0

Fund Transfers: 0

Distributions: 0

To Print Report: Right Click Mouse and Select 'Print'



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

July 11, 2016

Roderick Harvey, Treasurer
Better Government
3816 Hollywood Boulevard
Suite 203
Hollywood, FL 33021-3021

PAC 64458

Dear Mr. Harvey:

The notification that you had no reportable activity for the report deadline of July 1, 2016, was not filed until July 8, 2016. Although the notification is late, no automatic fine is assessed because you had no receipts or expenditures during this reporting period.

However, to avoid potential issues in the future, please note that state law (s. 106.07(7), Fla. Stat.) requires you to file by the dates set out also in law, either a campaign finance report or if applicable, a notification that no reportable activity occurred for the reporting period. Failure to do may constitute a violation of sections 106.07(1) and 106.19(1)(c), Fla. Stat. The Division is required to notify the Florida Elections Commission of any apparent violation of chapter 106, Fla. Stat., or any failure to file a report or information required by chapter 106, Fla. Stat. If a matter is referred to the Florida Elections Commission, the Commission may assess a civil penalty of up to \$1,000 per violation.

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

Sincerely,

A handwritten signature in black ink that reads "Kristi Reid Bronson".

Kristi Reid Bronson, Chief
Bureau of Election Records

 Treasurer Report Status

ID: **64458** Name: **Better Government**

Report: 2016 - P1 - 19

Print Date: **8/31/2016 3:17:17 PM**

Election: 2016 General Election

Covers: 6/1/2016-6/24/2016

Due: 7/1/2016

Amended Waiver

Filed: **7/8/2016 11:50:18 AM**

File Status: **Filed Report**

Reviewed: **7/8/2016**

Review Status: **Reviewed**

Detail Complete: **No Detail Records Found**

File Method: Web Filed

Entry Method: Web Data Entry

Pending Queued Items: **0**

Number of Detail Records

Contributions: 0

Expenditures: 0

Fund Transfers: 0

Distributions: 0

To Print Report: Right Click Mouse and Select 'Print'



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

August 1, 2016

Roderick Harvey, Treasurer
Better Government
3816 Hollywood Boulevard
Suite 203
Hollywood, FL 33021-3021

PAC 64458

Dear Mr. Harvey:

The notification that you had no reportable activity for the report deadline of July 22, 2016, was not filed until July 28, 2016. Although the notification is late, no automatic fine is assessed because you had no receipts or expenditures during this reporting period.


However, to avoid potential issues in the future, please note that state law (s. 106.07(7), Fla. Stat.) requires you to file by the dates set out also in law, either a campaign finance report or if applicable, a notification that no reportable activity occurred for the reporting period. Failure to do may constitute a violation of sections 106.07(1) and 106.19(1)(c), Fla. Stat. The Division is required to notify the Florida Elections Commission of any apparent violation of chapter 106, Fla. Stat., or any failure to file a report or information required by chapter 106, Fla. Stat. If a matter is referred to the Florida Elections Commission, the Commission may assess a civil penalty of up to \$1,000 per violation.

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

Sincerely,

A handwritten signature in black ink that reads "Kristi Reid Bronson".

Kristi Reid Bronson, Chief
Bureau of Election Records

 Treasurer Report Status

ID: **64458** Name: **Better Government**

Report: 2016 - P2A - 22

Print Date: **8/31/2016 3:18:05 PM**

Election: 2016 General Election

Covers: 7/9/2016-7/15/2016

Amended Waiver

Due: 7/22/2016

Filed: **7/28/2016 9:04:16 AM**

File Status: **Filed Report**

Reviewed: **7/28/2016**

Review Status: **Reviewed**

Detail Complete: **No Detail Records Found**

File Method: Web Filed

Number of Detail Records

Entry Method: Web Data Entry

Contributions: 0

Expenditures: 0

Pending Queued Items: **0**

Fund Transfers: 0

Distributions: 0

To Print Report: Right Click Mouse and Select 'Print'

*Committee
Tracking
System*

Better Government

Type: Political Committee

Status: Active

Address: 3816 Hollywood Boulevard
Suite 203
Hollywood, FL 33021

Phone: (954)966-4435

Chairperson: Roderick Harvey

Treasurer: Roderick Harvey

Registered: Roderick Harvey

Agent: 3816 Hollywood Boulevard
Suite 203
Hollywood, FL 330210000

Purpose:

Affiliates:

Campaign Finance Activity

Campaign Documents