STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re: Preserving Florida's Future

TO: Paul Skinner, Chair 1216 SE 10th Street Ocala, FL 34471

Case No.: FEC 22-067

Division of Elections 500 South 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, **May 17, 2023 at 8:30**, *or as soon thereafter as the parties can be heard*, at the following location: Via Webinar Registration URL: https://attendee.gotowebinar.com/register/571953185404345941

Audio participation: 1-877-309-2074

Attendee – muted: 966-952-589

After registering, you will receive a confirmation email containing information about joining the webinar.

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.

Tim Vaccaro

Executive Director Florida Elections Commission May 2, 2023 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.

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

Florida Elections Commission, Petitioner,

v.

Case No.: FEC 22-067

Preserving Florida's Future, Respondent.

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission ("Commission") at its regularly scheduled meeting on January 24, 2023, in Tallahassee, Florida.

On October 3, 2022, 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:

Count 1:

On or about December 10, 2021, Preserving Florida's Future 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 2021 M11 Report.

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Order of Probable Cause FEC Case # 22-067 The Commission finds that there is **no probable cause** to charge Respondent with violating Section 106.19(1)(c), Florida Statutes.

DONE AND ORDERED by the Florida Elections Commission on January 24, 2023.

Tim \bigvee accaro, J.D., Executive Director *For* Nicholas Primrose, Chairman Florida Elections Commission

Copies furnished to: Mattie T. Clay, Assistant General Counsel Preserving Florida's Future, Respondent Division of Elections, Complainant

NOTICE OF RIGHT TO A HEARING

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

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

Third, you may request a <u>formal hearing</u> held before an administrative law judge in the Division of Administrative Hearings ("DOAH"), if you dispute any material fact in the Staff Recommendation. You have thirty (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 thirty (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 West 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: Preserving Florida's Future

TO: Paul Skinner, Chair 1216 SE 10th Street Ocala, FL 34471 Case No.: FEC 22-067

Division of Elections 500 S. Bronough Street, Room 316 Tallahassee, FL 32399-6596

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, **January 24, 2023 at 1:00 p.m.**, *or as soon thereafter as the parties can be heard*, at the following location: Join Zoom Meeting https://us06web.zoom.us/j/86542842462?pwd=VjdKeGRjcFAvZko2Y1pTZmo1cU5pdz09

Meeting ID: 865 4284 2462 Passcode: 5UuWmT

AUDIO PARTICIPATION: 1-301-715-8592 Meeting ID: 865 4284 2462

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.

Tim Vaccaro

Executive Director Florida Elections Commission January 9, 2023 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.

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re: Preserving Florida's Future

Case No.: FEC 22-067

TO: Preserving Florida's Future Paul Skinner, Chair 1216 SE 10th Street Ocala, FL 34471

Division of Elections 500 S. Bronough Street, Room 316 Tallahassee, FL 32399-6596

NOTICE OF CANCELLATION OF HEARING (PROBABLE CAUSE DETERMINATION)

You are hereby notified that **the previously scheduled hearing for December 14, 2022**, **is cancelled**. It is anticipated that your case will be heard at the next regularly scheduled meeting, which will be scheduled for a date to be determined in either January 2023 or February 2023.

A Notice of Hearing will be mailed to you approximately 14 days prior to the new hearing date.

Tim Vaccaro

Executive Director Florida Elections Commission December 13, 2022

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re: Preserving Florida's Future

Case No.: FEC 22-067

TO: Paul Skinner, Chair 1216 SE 10th Street Ocala, FL 34471

Division of Elections 500 S. Bronough Street, Room 316 Tallahassee, FL 32399-6596

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, **December 14, 2022 at 10:30 a.m.**, *or as soon thereafter as the parties can be heard*, at the following location: **House Office Building, 402 South Monroe Street, 306 HOB, Mashburn Hall, 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.

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Tim Vaccaro

Executive Director Florida Elections Commission November 30, 2022 Please refer to the information below for further instructions related to your particular hearing:

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

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

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

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

STATE OF FLORIDA FLORIDA ELECTIONS COMMISSION

In Re: Preserving Florida's Future

Case No.: FEC 22-067

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

1

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**, and that there is **no probable cause** to charge Respondent with violating **Section 106.19(1)(c)**, **Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on September 13, 2022, the following facts and law support this staff recommendation:

1. On March 9, 2022, the Florida Elections Commission ("Commission") received a referral from the Department of State, Division of Elections ("Division"), alleging that Preserving Florida's Future ("Respondent") violated Chapter 106, Florida Statutes.

2. Respondent is a political committee registered with the Division. Respondent's Statement of Organization of Political Committee form ("DS-DE 5") was filed on September 22, 2020. (ROI Exhibit 2, page 1)¹ Paul Skinner was appointed to serve as the committee's chairman and treasurer. (ROI Exhibit 1, page 1)

3. By letter dated May 2, 2022, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a political committee registered with the Division of Elections, 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 2021 M11 reporting period.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a political committee registered with the Division of Elections, may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, during the 2021 M11 reporting period.

4. By letter dated September 23, 2020, Donna S. Brown for Kristi Reid Willis, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received its Appointment of Campaign Treasurer and Designation of Campaign Depository for Political

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

Committees form and that the name of the organization was placed on the active committee list. (ROI Exhibit 3, page 1)

5. The acknowledgment letter advised Respondent that all political committees filing reports with the Division are required to use the electronic filing system ("EFS") and provided Respondent with a user identification number and initial password to grant access to the EFS. (ROI Exhibit 3, page 1) The letter further advised Respondent that all the Division's publications and reporting forms were available on its website and directed Respondent to print out the *Calendar* of Reporting Dates as well as other relevant documents. (ROI Exhibit 3, page 2)

6. Respondent's 2021 M11 Report was due on December 10, 2021; however, Respondent failed to timely file the report or notify the filing officer that no report would be filed. *See* Compl. By letters dated December 13, 2021, December 28, 2021, and January 11, 2022, the Division notified Respondent that its 2021 M11 Report had not been received. The letters also notified Respondent that it was still required to notify the Division if it had no reportable financial activity. (ROI Exhibits 4 & 5) The final notification letter was confirmed delivered on January 15, 2022. (ROI Exhibit 5, page 2)

7. A subpoena was issued to Respondent's designated campaign depository to ascertain whether any financial activity occurred during the relevant reporting period, i.e., November 1, 2021 – November 30, 2021. (ROI Exhibit 5, page 1) Respondent's bank depository was closed on September 10, 2021. (ROI Exhibit 7, page 2)

8. Respondent's chairperson and treasurer, Paul Skinner, stated that he moved out of Florida and believed that the political committee was inactive. Mr. Skinner stated that his assistant was supposed to have disbanded the organization around the end of 2020. Mr. Skinner possessed and read part of the *Political Committee Handbook* but did not possess or read Chapter 106, Florida Statutes. Mr. Skinner was the former chairperson of a Marion County political party executive committee for two years. (ROI Exhibit 9, page 2)

9. As it appears that Respondent had no financial activity, Respondent was required to notify the filing officer in writing that it would not be filing its 2021 M11 Report on the prescribed reporting date but failed to do so. Thus, it does not appear that Respondent falsely reported or deliberately failed to include information in its 2021 M11 Report as the report was waived due to a lack of reportable financial activity.

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 timely file its 2021 M11 Report or notify the filing officer

that no report would be filed. It appears that Respondent had no financial activity during the relevant reporting period and, therefore, was required to notify the filing officer in writing that it would not be filing its 2021 M11 Report on the prescribed reporting date but failed to do so. Thus, it does not appear that Respondent falsely reported or deliberately failed to include information in its 2021 M11 Report as the report was waived due to a lack of reportable financial activity.

Based upon these facts and circumstances, I recommend that the Commission find **no probable cause** to charge Respondent with violating **Section 106.19(1)(c)**, **Florida Statutes**, and find **probable cause** to charge Respondent with violating the following:

Count 1:

On or about December 10, 2021, Preserving Florida's Future 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 2021 M11 Report.

Respectfully submitted on October 3, 2022.

Mattie T. Clay

Mattie T. Clay Assistant General Counsel

I reviewed this Staff Recommendation this 3rd day of October 2022.

Stephanie J. Cunningham General Counsel

Report of Investigation for Sections 106.07(7) and 106.19(1)(c), F.S.

Case Number: FEC 22-067

Sections 106.07(7) and 106.19(1)(c), Florida Statutes, failure of a candidate or 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 or failure to file a campaign report to reflect financial activity. **Respondent:** Preserving Florida's Future **Respondent's Atty:** N/A

Division of Elections (Division) Referral Filed: March 9, 2022

Respondent Type: Political Committee

I. Preliminary Information:

1. Respondent is a political committee registered with the Division.

2. An Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 6) was filed on August 20, 2020. Paul Skinner was appointed as campaign treasurer. To review the DS-DE 6, refer to Exhibit 1.

3. A Statement of Organization (DS-DE 5) for the political committee was filed with the Division on September 22, 2020. To review the Statement of Organization, refer to Exhibit 2.

4. An acknowledgement letter was mailed to the address provided on the DS-DE 6 on September 23, 2020, advising Respondent that all political committees filing reports with the Division are required to file by means of the Division's electronic filing system (EFS). Respondent was provided with a user identification number and initial password allowing access to the EFS.

5. The acknowledgement letter also advised 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*. The letter further advised that it was Respondent's responsibility to read, understand, and follow the requirements of Florida's election laws. To review the acknowledgement letter, refer to Exhibit 3.

6. The Division sent correspondence to the address provided on the DS-DE 6 notifying Respondent that the following campaign report, or the required notification that no reportable activity occurred, had not been filed: 2021 M11. The letters included reference to the filing date for the report. To review the failure to file correspondence, refer to Exhibit 4.

7. On January 11, 2022, the Division sent a letter marked "Final Notice" with delivery confirmation to the address provided on the DS-DE 6 notifying Respondent that the following campaign report, or the required notification that no reportable activity occurred, had not been filed: 2021 M11. The letter was confirmed delivered on January 15, 2022. To review the letter marked "Final Notice" and delivery confirmation, refer to Exhibit 5.

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II. Alleged Violation of Sections 106.07(7), and 106.19(1)(c), Florida Statutes:

8. I investigated whether Respondent violated these sections of the election laws either by not notifying the filing officer, in writing, that no report would be filed due to not receiving any contributions or making expenditures during the following reporting period or by not filing a campaign report to reflect financial activity for the reporting period. To review the filing history, refer to Exhibit 6.

Report	Report Cover Period	Due Date	Report or Waiver Required	Exhibit ¹
2021 M11	11/01/2021 - 11/30/2021	12/10/2021	Waiver	7^{2}

9. Respondent did not respond to the referral.

10. As of the date of this report, Division records show that Respondent's status is "Active," and Paul Skinner is listed as the Chairperson, Treasurer, and Registered Agent. To review the Division records, refer to Exhibit 8.

11. On May 5, 2022, I called Respondent's Chairperson for the purpose of providing an opportunity to discuss the allegations made in the referral. When asked about the failure to timely file the report at issue, Respondent's Chairperson stated that he thought Respondent was inactive, and his assistant was supposed to have dissolved Respondent at the end of 2020 because there was no money at the end of 2020. Respondent indicated that he did not have and had not read Chapter 106, Florida Statutes, but he acknowledged possessing and having partly read the *Political Committee Handbook*. To review the phone log, refer to Exhibit 9.

SIGNATURE OF INVESTIGATOR: Marka Mallar Date: September 13, 2022

¹ I subpoenaed campaign account records from the designated campaign depository.

 $^{^2}$ The last activity was a \$513.35 automatic charge off on 09/10/2021, which closed the account. To review the bank statement and email verifying the account closed, refer to Exhibit 7.

FLORIDA ELECTIONS COMMISSION REPORT OF INVESTIGATION Preserving Florida's Future -- FEC 22-067

LIST OF EXHIBITS				
Exhibits #s	Description of Exhibits			
Exhibit 1	DS-DE 6			
Exhibit 2	Statement of Organization			
Exhibit 3	Acknowledgement Letter			
Exhibit 4	Division Correspondence			
Exhibit 5	Final Notice – 2021 M11			
Exhibit 6	Filing History			
Exhibit 7	Bank Statement (09/2021) and Email			
Exhibit 8	Division Doc – Active Status			
Exhibit 9	Phone Log			

APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN	-	RECEIVE			
DEPOSITORY FOR POLITICAL COMMITTEES (Sections 106.011(2) and 106.021(1), F.S.)		2020 AUG 20 PM 12: 58			
		TALLAHASSE	F.FL		
CHECK APPROPRIATE BOX:					
Initial Filing for: Primary Treasurer Deputy Treasurer			OFFICE USE ONLY		
Re-filing to Change: Primary Treasurer Deputy Treasurer	Primary/Seco	ondary Depository			
1. Committee		2. Telephone			
Preserving Florida's Future		(352))438-9	9836		
3. Name of Treasurer or Deputy Treasurer 4. Email (optional) Paul Skinner)	5. Telephone (c (352)) 438-9			
6. Mailing Address 1216 SE. 10th Street, Ocala, FL 34471					
7. Street Address 1216 SE. 10th Street, Ocala, FL 34471					
8. The following bank has been designated as the Prin	nary Depositor	y 🗌 Seconda	ry Depository		
9. Name of Bank 10. Street Address					
CenterState Bank	1632 E Silv	ver Springs Blvd			
11 City		State	13. Zip Code		
Ocala	FL		34470		
14. Signature of Chairmon	15. Name of C Paul Skinn	Name of Chairman (Print or Type) aul Skinner			
Campaign Treasurer's Ac	ceptance of	f Appointment			
Paul Skinner	-	, do hereb	y accept the appointment as		
(Please Print or Type)	Euturo				
treasurer or deputy treasurer for Preserving Florida's	(Comn	nittee)			
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.					
July 17, 2020 x					
Date	Signature of Ca	mpaign Treasurer or I	Deputy Treasurer		

DS-DE 6 (Rev. 4/19)

· · · · · · · · · · · · · · · · · · ·	OF ORGANIZATION	DEPAREMENT		
(PLE	ASE TYPE)	2020 SEP 22 AM 11: 45		
		UIVISION OF I	TLECTIONS	
1. Full Name of Committee			Telephone	
Preserving Florida's Futur	e		352-438-9836	
Mailing Address (include cit 1216 SE. 10th St., Ocala				
Street Address (include city, Same as above	state and zip code)			
2. Affiliated or Connected Or committees)	ganizations (includes other committe	es of continuous exi	stence and political	
Name of Affiliated or Connected Organization	Mailing Addres	S	Relationship	
Not Applicable				
	ion of the Committee oport or oppose candidates for statewide, mul er activities not prohibited by Ch 106 F S.	ti-county, legislative,		
4. Nature of Organization or Political	Organization's Special Interest (e.g.,	medical, legal, educa	ition, etc.)	
	and Position, the Custodian of Book			
Full Name	Mailing Address		nittee Title or Position	
Paul Skinner	1216 SE. 10th St., Ocala FL, 34	471 Treasure	r	

(continued on reverse side)

	nd Position, Other Principal (by (include chairman's name		ficers ar	nd Members of the	
Full Name	Mailing Add	ess	Con	nmittee Title or Position	
Paul Skinner	1216 SE. 10th St., Ocal	a FL, 34471 (Chairma	an	
	Office Sought and Party Affili (if none, please indicate)	ation Each Candidate	e or Othe	er Individual that this	
Full Name	Mailing Address	Office S	Sought	Party	
To be determined					
8. List Any Issues this Com	mittee is Supporting: To be	determined			
List Any Issues this Com	Taba	determined			
9. If this Committee is Supp N/A	porting the Entire Ticket of a	Party, Give Name of I	Party		
	ion, What Disposition will be s, political parties, and politi			ities not prohibited by law.	
11. List all Banks, Safety De	eposit Boxes, or Other Depos	sitories Used for Corr	n mittee F	Funds	
Name of Bank or Depos	itory & Account Number		Mailing A	Address	
CenterState Bank		1632 E Silver Spr	ings Blv	/d, Ocala, FL 34470	
12. List all Reports Require and Positions of Such (d to be Filed by this Commit Officials, If Any	tee with Federal Offic	ials and	the Names, Addresses	
Report Title	Dates Required to be Filed	Name & Position of (Official	Mailing Address	
Form 8871 Form 1120POL Form 990 as may be required	Upon formation March 15, annually May 15, annually	Internal Revenue Service		Ogden, UT 84201	
STATE OF Florida		Marion	1	COUNTY	
Paul Skinner	, certify that the info	ormation	in this Statement of		
Organization is complete, true	e and correct.				
X Signature of Ch	airman of Political Committee	<u>S</u>	eptei	mber 21, 2020 _{Date}	
DS-DE 5 (Rev. 06/11) - Rule	1S-2.017			page 2	

DS-DE 5 (Rev. 06/11) - Rule 1S-2.017



FLORIDA DEPARTMENT Of STATE

RON DESANTIS Governor LAUREL M. LEE Secretary of State

September 23, 2020

Paul Skinner, Chairperson Preserving Florida's Future 1216 Southeast 10th Street Ocala, Florida 34471

Dear Mr. Skinner:

This will acknowledge receipt of the Statement of Organization and Appointment of Campaign Treasurer and Designation of Campaign Depository for **Preserving Florida's Future**, which were placed on file in our office on September 22, 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 **October 2, 2020**. The report will cover the period of September 19-25, 2020 (2020 G3A). 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: 78979

<u>Timely Filing</u>

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

Division of Elections R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399 850.245.6240 • 850.245.6260 (Fax) • DOS.MyFlorida.com/elections



Paul Skinner, Chairperson September 23, 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 reports or expenditures, whichever is greater, for the 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 <u>https://dos.myflorida.com/elections</u>. 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.

Please let me know if you need additional information.

Sincerely,

Kristi Reid Willis, Chief Bureau of Election Records

KRW/dlh

Enclosures



FLORIDA DEPARTMENT OF STATE Laurel M. Lee Secretary of State DIVISION OF ELECTIONS

December 13, 2021

Paul Skinner, Chairperson Preserving Florida's Future 1216 Southeast 10th Street Ocala, FL 34471-4471

Dear Mr. Skinner:

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 December 10, 2021.

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,

ma S. Ban

Donna S. Brown, Chief Bureau of Election Records

The R.A. Gray Building, Room 31500 South Bronough StreetTallahassee FL 32399-0250(850) 245-6240(850) 245-6260 (fax)DOS.MyFlorida.com/ElectionsElecRecords@dos.myflorida.com

PAC 78979



FLORIDA DEPARTMENT OF STATE Laurel M. Lee Secretary of State DIVISION OF ELECTIONS

Second Notice

December 28, 2021

Paul Skinner, Chairperson Preserving Florida's Future 1216 Southeast 10th Street Ocala, FL 34471-4471

PAC 78979

Dear Mr. Skinner:

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 December 10, 2021.

We mailed, via regular mail, the first notice of the failure to file the above-mentioned report or notification to the address on file with our office on December 13, 2021.

The first notice which we provided to you specifically explained the automatic fine provisions in the law (s. 106.07(8)(b), Fla. Stat.) for failure to file a required report. Such fines are continuing to accrue for a late-filed report. Also, that notice explained that if no reportable activity occurred for the report date(s), you are still required to provide notification in writing that no reportable activity occurred. Our initial notice further indicated that, 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, Jome S. Ban

Donna S. Brown, Chief Bureau of Election Records



FLORIDA DEPARTMENT OF STATE Laurel M. Lee Secretary of State

DIVISION OF ELECTIONS

Final Notice USPS TRACKII 2 CUSTOMER Delivery Confirmation: RECEIPT

USPS TRACKING # 9114 9022 0078 9644 8028 66 & CUSTOMER RECEIPT or racking or inquiries go to USPS.com or call 1-800-222-1811.

January 11, 2022

Paul Skinner, Chairperson Preserving Florida's Future 1216 Southeast 10th Street Ocala, FL 34471-4471

PAC 78979

Dear Mr. Skinner:

A recent review of the Division's records show that the Division has not yet received the belowreferenced campaign treasurer's report or the required notification that no reportable activity occurred, whichever is applicable, during the following cover period:

<u>Year</u>	<u>Report</u>	Cover Period
2021	M11	11/1/21 - 11/30/21

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

As we stated in the prior notices, even if you now file the report or notification, the untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

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

Sincerely,

Donna S. Brown, Chief Bureau of Election Records

Track Another Package +

Tracking Number: 9114902200789644802866

Your item was delivered in or at the mailbox at 12:17 pm on January 15, 2022 in OCALA, FL 34471.

USPS Tracking Plus® Available \checkmark

Solution Delivered, In/At Mailbox

January 15, 2022 at 12:17 pm OCALA, FL 34471

Get Updates 🗸

Text & Email Updates	\checkmark
Tracking History	~
USPS Tracking Plus®	~
Product Information	~ V

See Less ∧

https://tools.usps.corn/gc/TrackConfirmAction?tRef=fullpage&tLc=2&text2&777=&tLabels... 3/2/2022

FAQs >

Remove X

My Florida.com

Florida Department of State - Division of Elections

Florida Election System Reports

Ca	andidate/Committee Loo	okup	Pol Acti	on Co	omm Preser	ving Flo	orida's Fu	uture			
Name:	preserving florida				unt: 78979						
Election:		~	Date Due		Date Filed	Status	Days	Fine	Appealed	Amount	Amount
Apot	70070		9/9/2022	G1A		SNT	Late 0	Assessed \$0.00		Fined \$0.00	Paid \$0.00
Acct:	78979		9/2/2022 9/2/2022	G1		SNT	0	\$0.00 \$0.00		\$0.00	\$0.00
Туре:	Pol Action Comm	~	8/26/2022	P7A		SNT	0	\$0.00		\$0.00	\$0.00
			8/19/2022	P7		SNT	0	\$0.00		\$0.00	\$0.00
	Search Reset		8/12/2022	P6		SNT	0	\$0.00		\$0.00	\$0.00
			8/5/2022	P5		SNT	0	\$0.00		\$0.00	\$0.00
			7/29/2022	P4		SNT	0	\$0.00		\$0.00	\$0.00
			7/22/2022	P3		SNT	0	\$0.00		\$0.00	\$0.00
			7/15/2022	P2A		SNT	0	\$0.00		\$0.00	\$0.00
			7/8/2022	P2		SNT	0	\$0.00		\$0.00	\$0.00
			7/1/2022	P1A		SNT	0	\$0.00		\$0.00	\$0.00
			6/24/2022	P1		SNT	0	\$0.00		\$0.00	\$0.00
			6/10/2022	M5		SNT	0	\$0.00		\$0.00	\$0.00
			5/10/2022	M4		SNT	0	\$0.00		\$0.00	\$0.00
			4/11/2022	M3		SNT	0	\$0.00		\$0.00	\$0.00
			3/10/2022	M2		SNT	0	\$0.00		\$0.00	\$0.00
			2/10/2022	M1		SNT	0	\$0.00		\$0.00	\$0.00
			1/10/2022	M12		SNT	0	\$0.00		\$0.00	\$0.00
			12/10/2021	M11		FEC	0	\$0.00		\$0.00	\$0.00
			11/10/2021	M10		FEC	0	\$0.00		\$0.00	\$0.00
			10/12/2021	M9		FEC	0	\$0.00		\$0.00	\$0.00
			9/10/2021	M8		FEC	0	\$0.00		\$0.00	\$0.00
			8/10/2021	M7	8/10/2021						
			7/12/2021	M6	8/10/2021	CLO	29	\$0.00		\$0.00	\$0.00
			6/10/2021	M5	6/7/2021						
			5/10/2021	M4	5/7/2021						
			4/12/2021		3/31/2021						
			3/10/2021	M2		FEC	0	\$0.00		\$0.00	\$0.00
			2/10/2021		2/17/2021	CLO	7	\$0.00		\$0.00	\$0.00
			1/11/2021		1/6/2021						
			12/10/2020			CLO	71	\$0.00		\$0.00	\$0.00
			11/10/2020								
					10/29/2020						
			10/29/2020		10/28/2020						
					10/28/2020						
					10/26/2020						
					10/26/2020						
					10/25/2020						
					10/24/2020						
					10/22/2020						
					10/15/2020						
			10/9/2020 10/2/2020		10/9/2020 10/5/2020	CLO	2	\$0.00		\$0.00	\$0.00
			10/2/2020	GJA	10/3/2020	ULU	3				φ0.00
								Exl	nibit 6 Pag	ge 1 of 1	



Statement Ending 09/13/2021

PRESERVING FLORIDAS FUTURE Account Number Page 3 of 4

Access All of Your Accounts Instantly

ONLINE & MOBILE BANKING

Stay organized with our	secure digital offerings.	SouthState	Menore Anal, (d. Love) Law caper Analization at the two pp: Settings Log CP pi Annual (history cod)	
 Manage Your Accounts Pay Bills Online Send Money to Friends Set Up Account Alerts 	 Mobile Deposit Checks Instant Balance Face ID/Fingerprint Sign On Budget & Track Goals 	Deckrg 53678 Fig. Cest Cest 0-4881	NATER STATES AND A	Studios Medical States States States Medical States Medical States Medic
or download our Mobile A	nStateBank.com/OnlineBanking pp to get started. ge data rates may apply. Member FDIC.	Landon Participante		ROADS OF CONStantial States

COMMUNITY CHECKING

Account Summary

Date	Description	Amount
09/01/2021	Beginning Balance	-\$513.35
	1 Credit(s) This Period	\$513.35
	0 Debit(s) This Period	\$0.00
09/13/2021	Ending Balance	\$0.00

Please be aware we will be updating our Fee Schedule, effective November 1, 2021. The following fees will change:

- 1. Wire Investigation Fee of \$35 will be added.
- 2. The International Check Services Cash Letter/Provisional Fee of \$25 will be removed. This service will be available but will no longer incur a fee.

You may view the full fee schedule online at SouthStateBank.com/Small-Business/Bank/Business-Account-Fee-Schedule. For Treasury Management Services, including Treasury Navigator and cash management sweep options, please reference the Treasury Management Fee Schedule.

Other Cred	lits	
Date	Description	Amount
09/10/2021	AUTOMATIC CHARGE OFF	\$513.35
		1 item(s) totaling \$513.35

Daily Balances

 Date
 Amount

 09/10/2021
 \$0.00

Charles Mellow

From:	Chandra Reese <ccreese@southstatebank.com></ccreese@southstatebank.com>
Sent:	Tuesday, February 8, 2022 3:23 PM
То:	Charles Mellow
Subject:	Secure RE: Subpoena Request 21 330-114 - Preserving Florida's Future

This message was sent securely using Zix®

Hi Charles, a Chargeoff of an account closes the account. The account would have been carrying a negative balance and the bank charges it off and closes at zero.

You're welcome



Chandra C. Reese

Deposit Ops Specialist 1951 8th St NW

Winter Haven, FI 33881 Office 863-593-6522 SouthStateBank.com

From: Charles Mellow <Charles.Mellow@myfloridalegal.com>
Sent: Tuesday, February 8, 2022 3:09 PM
To: Chandra Reese <ccreese@southstatebank.com>
Subject: [EXTERNAL] RE: Secure Subpoena Request 21 330-114 - Preserving Florida's Future

Good afternoon Ms. Reese:

This is a follow-up question regarding this account. Did this account close after the 09/10/2021 "Automatic Charge Off" in the attached September 2021 statement or is it still open?

If you have any questions, please feel free to contact me.

Sincerely,

Charles Mellow - Investigator Florida Elections Commission - Office of the Attorney General Collins Building - Room 212 107 W. Gaines Street

Committee Tracking System

Preserving Florida's Future

Type:Political Committee Status:Active Address:1216 Southeast 10th Street Ocala, FL 34471 Phone:(352)438-9836 Chairperson:Paul Skinner Treasurer:Paul Skinner Registered Agent:Paul Skinner 1216 Southeast 10th Street Ocala, FL 34471 Purpose: Affiliates:

Campaign Finance Activity

Campaign Documents

FLORIDA ELECTIONS COMMISSION PHONE LOG Case No.: FEC 22-067

Respondent: Preserving Florida's Future **Complainant:** Division of Elections

 Date and time: 05/05/2022; 02:04 p.m. Name: Paul Skinner – Chair/Treasurer Phone #: (352) 438-9836
 Summary: Spoke with Mr. Skinner. Explained case number FEC 22-067. Mr. Skinner was cooperative and willing to answer questions about the case, which can be reviewed in the "RESPONDENT INTERVIEW MEMO" below.

I informed Mr. Skinner that the PAC was still in an "Active" status. He said it was not active, because the PAC was supposed to be closed at the end of 2020. I informed Mr. Skinner that he would have to contact the Division regarding this status. He said he would make contact with the Division to revise the status of the PAC. **Entered by:** CM

2. Date and time:

Name: Phone #: Summary: Entered by:

- 3. Date and time: Name: Phone #: Summary: Entered by:
- 4. Date and time: Name: Phone #: Summary: Entered by:
- 5. Date and time: Name: Phone #: Summary: Entered by:
- 6. Date and time: Name: Phone #:

Summary: Entered by:

RESPONDENT INTERVIEW MEMO – Call details at #1

• Please explain the reason why you failed to notify the filing officer on the prescribed reporting date that no **2021 M11** report would be filed on that date because the campaign had not received funds, made contributions, or expended reportable funds during the reporting period or failure to file a campaign report to reflect financial activity. Respondent's Chair/Treasurer Paul Skinner stated that his assistant was supposed to dissolve the PAC, that the PAC should have been shut down at the end of 2020. Mr. Skinner stated there were no monies after 2020 and the account was shut down in 2020.

Respondent was interviewed on the below questions previously.

- Have you ever run for public office? No. If so, please name each office you ran for and state what year each election occurred.
- Have you ever been appointed to act as a campaign treasurer for a candidate? No. If so, please name each such candidate, the office each ran for, and state what year each election occurred.
- Have you ever held the office of chairperson, treasurer, or other similar position for a political committee or electioneering communications organization? Yes. If so, please name each committee, state the office you held for each, and state when you held each office. Marion County Republican Party Chair 2016, 2017. Florida Young Republicans National Committee Man.
- Have you ever prepared or signed a campaign treasurer's report? No. If so, please state the name of the candidate or committee whose report you prepared or signed.
- What action have you taken to determine your responsibilities under Florida's election laws?
- Do you possess a copy of Chapter 106, Florida Statutes? Nope. If so, when did you first obtain it? Have you read it? "Can't say I have."
- Do you possess a copy of the *Political Committee Handbook*? "Have it somewhere." If so, when did you first obtain it? Have you read it? "Not fully."
- Did you receive any other materials from your filing officer? If so, please describe them. Do you have anything else to add for the Commission's consideration regarding the charges specified in the letter of legal sufficiency in this case? Mr. Skinner didn't know what was going on since he thought the PAC was inactive and he was out of the state now. I told Mr. Skinner the LS letter was mailed to 581 NE 62nd Terrace, Ocala, FL 34470-1717. Mr. Skinner stated he no longer lives at that address.

FLORIDA ELECTIONS COMMISSION PHONE LOG Case No.: FEC 22-067

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2. Date and time:

Name: Phone #: Summary: Entered by:

- 3. Date and time: Name: Phone #: Summary: Entered by:
- 4. Date and time: Name: Phone #: Summary: Entered by:
- 5. Date and time: Name: Phone #: Summary: Entered by:
- 6. Date and time: Name: Phone #:

Summary: Entered by:

RESPONDENT INTERVIEW MEMO – Call details at #1

Please explain the reason why you failed to notify the filing officer on the prescribed reporting date that no 2021 M11 report would be filed on that date because the campaign had not received funds, made contributions, or expended reportable funds during the reporting period or failure to file a campaign report to reflect financial activity. Respondent's Chair/Treasurer Paul Skinner stated that his assistant was supposed to dissolve the PAC, that the PAC should have been shut down at the end of 2020. Mr. Skinner stated there were no monies after 2020 and the account was shut down in 2020.

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- Have you ever been appointed to act as a campaign treasurer for a candidate? No. If so, please name each such candidate, the office each ran for, and state what year each election occurred.
- Have you ever held the office of chairperson, treasurer, or other similar position for a political committee or electioneering communications organization? Yes. If so, please name each committee, state the office you held for each, and state when you held each office. Marion County Republican Party Chair 2016, 2017. Florida Young Republicans National Committee Man.
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Florida Elections Commission

107 West Gaines Street, Suite 224 Tallahassee, Florida 32399-6596 Telephone: (850) 922-4539 · Facsimile: (850) 921-0783 FEC@myfloridalegal.com · www.fec.state.fl.us



May 2, 2022

Preserving Florida's Future 1216 Southeast 10th Street Ocala, FL 34471

RE: Case No.: FEC 22-067; Respondent: Preserving Florida's Future

Dear Mr. Skinner:

On March 9, 2022, 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 violations:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a political committee registered with the Division of Elections, failed to no tify 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 2021 M11 reporting period.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a political committee registered with the Division of Elections, may have falsely reported, or deliberately failed to include information required by Chapter 106, Florida Statutes, during the 2021 M11 reporting period.

When we conclude the investigation, a copy of the Report of Investigation (ROI) will be mailed to you at the above address. Based on the results of the investigation, a staff attorney will prepare and present a written Staff Recommendation (SR) to the Commission as to whether there is probable cause to charge, the Respondent, with violating Chapters 104 or 106, Florida Statutes. You will have an opportunity to respond to both the ROI and the SR. The Commission will then hold one or more hearings to determine whether the alleged violations occurred and, if so, the amount of the fine to be imposed upon your committee. Notice will be mailed to you and the Complainant at least 14 days before any hearing at which your case is to be considered.

Pursuant to Section 106.25(4)(i)3., Florida Statutes, the Commission may enter into a consent agreement with a Respondent to settle a complaint prior to a finding of probable cause. If you are interested in entering negotiations directed towards reaching a consent agreement to resolve this matter, please contact the Commission and request to speak with the attorney assigned to this case.

Preserving Florida's Future May 2, 2022 Page 2 FEC 22-067

Please note that all documents related to this matter will be mailed to the above address unless you notify us of a new address.

Pursuant to Section 106.25, Florida Statutes, complaints, investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 or 106, Florida Statutes, are <u>confidential</u> until the Commission finds probable cause or no probable cause, unless the Respondent files a written waiver of confidentiality with the Commission. The confidentiality provision does not apply to the Complainant or the Respondent.

Should 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.

For additional information, please refer to the "Frequently Asked Questions" section of the Commission's website.

If you have additional questions, please contact **Chuck Mellow**, the investigator assigned to this case, by phone at (850) 922-4539 or by email at Charles.Mellow@myfloridalegal.com.

heccos Sincerely,

Tim Vaccaro Executive Director

TV/mw

Technical Review Division of Elections Referrals Rule 2B-1.0025

** If either of the following are incorrect or missing upon receipt of a new referral, DO NOT open a case in CMS. Instead, process in accordance with Rule 2B-1.0025. **

Affidavit information is present

Respondent:

Relevant supporting documents included

FEC Case Number:

200011

Highlight the appropriate alleged violation in either table below:

CANDIDATE REPORTS				
Alleged Violations/Statute	Named Respondent	CMS Selection		
Failure to file (106.07(7) and 106.19(1)(c))	Candidate	Respondent type: Candidate Position: Candidate		
Failure to file addendums after notice (106.07(2)(b)1.)	Treasurer of a candidate	Respondent type: Individual Position: Treasurer		
Failure to file addendums after notice (106.07(2)(b)1.) involving either a <u>surplus or</u> <u>deficit balance in the TR</u>	Candidate	Respondent type: Candidate Position: Candidate		
Failure to pay fine imposed (ADF) (106.07(8)(b))	Candidate	Respondent type: Candidate Position: Candidate		

ENTITY (PC, PTY, ECO) REPORTS				
Alleged Violations/Statute	Named Respondent	CMS Selection		
Failure to file (106.07(7) and 106.19(1)(c))	Entity	Respondent type: PC Entity Position: Chair		
Failure to file addendums after notice (106.07(2)(b)1.)	Treasurer of an Entity	Respondent type: PC Entity Officer Position: Treasurer		
Failure to file MUC (106.07(4)(b))	Entity	Respondent type: PC Entity Position: Chair		
(ECO) Failure to file (106.0703(6) and 106.19(1)(c))	Treasurer of an Entity	Respondent type: ECO Entity Officer Position: Treasurer		
Failure to pay fine imposed (ADF) (106.07(8)(b))	Entity	Respondent type: PC Entity Position: Chair		

Other alleged non-report violation(s)

Initials

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Last revised on: 3/9/22

DIVISION OF ELECTIONS FEC NOTICE FORM

To FEC from Division of Elections

Name:	Preserving Florida's Future
Account Number:	78979
Chairperson:	Paul Skinner
Treasurer:	Paul Skinner
Registered Agent:	Paul Skinner

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 the failure to file a report after notice or failure to file a notification to the filing officer in writing that no report was being filed on the prescribed reporting date as required by section 106.07(7), Florida Statutes.

The following report is outstanding after notification: 2021 M11

- Preserving Florida's Future (78979) is a political committee registered with the Division of Elections. On September 22, 2020, the committee filed the DSDE 5 and DSDE 6 with the Division indicating that Paul Skinner was the chairperson.
- The 2021 M11 campaign treasurer's report was due on December 10, 2021. On December 13, 2021, the Division mailed Preserving Florida's Future notification that the 2021 M11 campaign treasurer's report had not been filed.
- On December 28, 2021, the Division mailed Preserving Florida's Future notification that the 2021 M11 campaign treasurer's report had not been filed.
- On January 11, 2022, the Division mailed Preserving Florida's Future final notification with delivery confirmation that the 2021 M11 report had not been filed. (See attached letter and delivery confirmation.)
- The committee did not notify the Division of Elections prior to or on the prescribed reporting date for the 2021 M11 report that no report was to be filed.
- As of March 3, 2022, Preserving Florida's Future has not filed the 2021 M11 report.

Sent By: Donna S. Brown

FAQs >

USPS Tracking[®]

Track Another Package +

Tracking Number: 9114902200789644802866

Your item was delivered in or at the mailbox at 12:17 pm on January 15, 2022 in OCALA, FL 34471.

USPS Tracking Plus® Available \checkmark

Solution Delivered, In/At Mailbox

January 15, 2022 at 12:17 pm OCALA, FL 34471

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Text & Email Updates	\sim
Tracking History	~
USPS Tracking Plus®	\checkmark
Product Information	~



Remove X



FLORIDA DEPARTMENT OF STATE Laurel M. Lee Secretary of State

DIVISION OF ELECTIONS

Final Notice USPS TRACKING # 2 CUSTOMER Delivery Confirmation: RECEIPT

9114 9022 0078 9644 8028 66 For Tracking or inquiries go to USPS.com or call 1-800-222-1811.

January 11, 2022

Paul Skinner, Chairperson Preserving Florida's Future 1216 Southeast 10th Street Ocala, FL 34471-4471

PAC 78979

Dear Mr. Skinner:

A recent review of the Division's records show that the Division has not yet received the belowreferenced campaign treasurer's report or the required notification that no reportable activity occurred, whichever is applicable, during the following cover period:

<u>Year</u>	Report	<u>Cover Period</u>
2021	M11	11/1/21 - 11/30/21

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

As we stated in the prior notices, even if you now file the report or notification, the untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

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

Sincerely,

Donna S. Brown, Chief Bureau of Election Records