

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Ken E. Davidson

Case No.: FEC 15-494

TO: Ken E. Davidson
4225 Chateau Road
Orlando, FL 32808-5103

Angel Jacobs
110 SE Watula Avenue
Ocala, FL 34471

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on, **August 14, 2018 at 9:00 am, or as soon thereafter as the parties can be heard**, at the following location: **First District Court of Appeal, 2000 Drayton Drive, Tallahassee, Florida 32399**. Due to heightened security access requirements, please bring only essential items into the building and plan to arrive early to allow for delays coming through security.

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
July 30, 2018

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.

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STATE OF FLORIDA
ELECTIONS COMMISSION

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,
Petitioner,**

Case No.: FEC 15-494

v.

**Ken E. Davidson,
Respondent.**

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on May 15, 2018, in Tallahassee, Florida.

On April 10, 2018, 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:

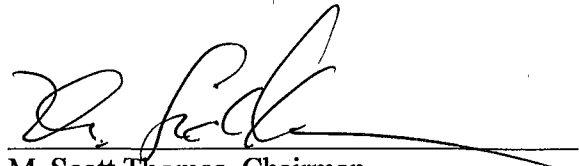
On or about October 8, 2015, Respondent violated Section 106.141(1), Florida Statutes, when Respondent failed to file his 2015 Termination Report reflecting the disposition of all remaining campaign funds.

Count 2:

On or about October 8, 2015, Respondent violated Section 106.19(1)(c), Florida Statutes, when Respondent failed include information on his 2015 Termination Report required to be reported by Chapter 106, Florida Statutes, when he failed to file his 2015 Termination Report.

The Commission also finds there is no probable cause to charge Respondent with violating Section 106.07(7), Florida Statutes.

DONE AND ORDERED by the Florida Elections Commission on May 15, 2018.



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Eric M. Lipman, General Counsel
Ken E. Davidson, Respondent
Angel Jacobs, 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: Ken E. Davidson

Case No.: FEC 15-494

TO: Ken E. Davidson
4225 Chateau Road
Orlando, FL 32808-5103

Angel Jacobs
110 SE Watula Avenue
Ocala, FL 34471

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, **May 15, 2018 at 9:30 am, or as soon thereafter as the parties can be heard**, at the following location: **412 Knott Building, Pat Thomas Committee Room, 404 South Monroe Street, 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:

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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.

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See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
April 30, 2018

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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: Ken E. Davidson

Case No.: FEC 15-494

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Sections 106.141(1) and 106.19(1)(c), Florida Statutes**, and **no 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 22, 2018, the following facts and law support this staff recommendation.

1. On November 24, 2015, the Florida Elections Commission (“Commission”) received a sworn complaint from Angel Jacobs, the City of Ocala Municipal Clerk (“Complainant”) alleging that Ken E. Davidson (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a candidate for the Ocala City Council, District 2, in the 2015 municipal election. He did not qualify. Respondent’s Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form (“DS-DE 9”) was filed with the Ocala City Clerk’s office on May 20, 2015. Prior to filing his DS-DE 9, Respondent was provided with a copy of Chapter 106, Florida Statutes, and the *Candidate and Campaign Treasurer Handbook* (“Handbook”) published by the Division of Elections. Respondent was also provided with information about filing campaign reports electronically, which Respondent acknowledged receiving on May 20, 2015.¹ (ROI Exhibit 1 and Attachments A, B, and C)²

3. On October 25, 2017, the Executive Director sent Respondent notification that Commission staff would investigate the following sections of law:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2015 candidate for the Ocala City Council, District 2, may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the 2015 termination reporting period.

¹ A second DS-DE 9 was filed on June 26, 2015, changing Respondent’s campaign depository from TD Bank to Regions Bank. (Attachment D)

² The Report of Investigation shall be referred to herein as “ROI.”

Section 106.141(1), Florida Statutes: As alleged in the complaint, Respondent, a 2015 candidate for the Ocala City Council, District 2, failed to timely file his 2015 Termination Report reflecting the disposition of all remaining campaign funds.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2015 candidate for the Ocala City Council, District 2, may have falsely reported or deliberately failed to include information in one or more campaign treasurer reports, as required by Chapter 106.

4. Section 106.07(7), Florida Statutes, provides that:

Notwithstanding any other provisions of this chapter, in any reporting period during which a candidate or 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 next report filed must specify that the report covers the entire period between the last submitted report and the report being filed, and any candidate or political committee not reporting by virtue of this subsection on dates prescribed elsewhere in this chapter **shall notify the filing officer in writing on the prescribed reporting date that no report is being filed on that date.** (Emphasis added)

5. Page 47 of the Handbook states:

In any reporting period during which a candidate has not received funds or made any expenditures, the filing of the required report for that period is waived; **however**, the candidate must indicate there is no activity by filing a [notice of no reportable activity] on the prescribed due date. (Emphasis in original)

(Section 106.07, F.S.)

(Attachment B, pages 1 and 2)

6. Respondent's 2015 Termination Report ("2015 TR-Q") covering the dates of July 1, 2015, through October 8, 2015, was due on October 8, 2015. On October 2, 2015, Kim Hankemeyer from the Marion County Elections Center sent Respondent an email reminder that his 2015 TR-Q was due on or before October 8, 2015. (ROI Exhibit 2)

7. Ms. Hankemeyer's email also advised Respondent that information about disposing of excess funds could be found in Chapter 17 of the Handbook, that Respondent's 2015 TR-Q should show that the total amount of monetary contributions to date equaled the total amount of monetary expenditures to date, and that fines would be assessed if the report was not filed by the deadline. The email also advised Respondent that he could call the Complainant if he had any questions. (ROI Exhibit 2 and Attachment B, pages 3, 4, and 5)

8. On October 7, 2015, Complainant sent Respondent an email reminder that his 2015 TR-Q was due on October 8, 2015, and if Respondent had any questions he should call her. On October 8, 2015, Respondent acknowledged receipt of Complainant's email reminder. (ROI Exhibits 3 and 4)

9. Respondent failed to timely file his 2015 TR-Q or a notification of no reportable information. On October 9, 2015, Complainant sent a letter notifying Respondent that his 2015 TR-Q was late and if Respondent had any questions he should call her. Complainant's October 9, 2015 letter was confirmed delivered on October 13, 2015. (ROI Exhibit 6)

10. On October 23, 2015, Complainant sent a letter notifying Respondent that his 2015 TR-Q was late and if Respondent had any questions he should call her. It appears Complainant's October 23, 2015 letter was confirmed delivered on October 26, 2015. (ROI Exhibit 8, pages 1 and 2)³

11. On November 12, 2015 at 3:26 pm, Respondent sent an email stating that he apologized profusely for not returning phone calls and for not submitting his 2015 TR-Q. Respondent wrote, "We have been having some issues with our mobile devices and phone systems." Respondent also stated that he understood "about the possible non compliance report that may have to be filed." (ROI Exhibit 9)

12. Approximately two hours later, Ms. Hankemeyer replied to Respondent's email and stated, "You have **not** filed your 2015 Termination [R]eport with the City of Ocala. The report was due on October 8, 2015. I know [Complainant] has contacted you several times by multiple methods requesting that you file your termination report. I recommend that you file your 2015 TR-Q immediately." (Emphasis in original) *Id.*

13. Staff obtained copies of Respondent's campaign account records from Regions Bank. Respondent's campaign account records showed several financial transactions that occurred during the 2015 termination reporting period. Because Respondent had reportable financial activity during the termination reporting period, Respondent was required to file a 2015 TR-Q listing the financial transactions, which he failed to do. (ROI Exhibits 10 and 11)

14. Investigator Smith attempted to contact Respondent by telephone six times. On one occasion, Investigator Smith reached a voice message that stated the telephone number he called could not accept any more messages. On the other five occasions, Investigator Smith left a message requesting Respondent to return his phone call, which Respondent failed to do. (ROI Exhibit 17, Phone Log Entries 1, 4, 5, 6, 7, and 8)⁴

15. As of April 4, 2018, Respondent has failed to file a 2015 TR-Q or notice of no reportable activity. (Attachment A, page 2)

³ Part of the tracking number on Complainant's copy of the October 23, 2015 notification is not readable. (ROI Exhibit 8, page 1)

⁴ Two of the messages were left with a person who answered the phone at Respondent's office. (ROI Exhibit 17, Phone Log Entries 6 and 8)

16. Based on the information above, it appears Respondent may have failed to timely file his 2015 TR-Q. It also appears that Respondent may have deliberately failed to include information required to be reported by Chapter 106 by failing to file a 2015 TR-Q.

17. "Probable Cause" is defined as a reasonable ground 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).

18. The above facts show Respondent was a candidate for the Ocala City Council, District 2, in the 2015 municipal election. He did not qualify. Before Respondent's DS-DE 9 was filed, Complainant provided Respondent with a copy of Chapter 106, Florida Statutes, and the *Candidate and Campaign Treasurer Handbook* published by the Division of Elections. Respondent was also provided with information about filing campaign reports electronically, which Respondent acknowledged receiving on May 20, 2015.

19. The above facts also show that Respondent's 2015 Termination Report covering the dates of July 1, 2015, through October 8, 2015, was due on October 8, 2015. Prior to the due date, Respondent received two email reminders that his 2015 Termination Report was due on October 8, 2015. Nonetheless, Respondent failed to timely file a 2015 Termination Report or a notice of no reportable activity. On October 9, 2015, and October 23, 2015, Complainant sent a letter notifying Respondent that his 2015 Termination Report had not been filed and he needed to file the report. Respondent also received email notifications that he had not filed his 2015 Termination Report.

20. Additionally, Respondent's campaign account records showed several financial transactions that occurred during the 2015 termination reporting period. Because Respondent had reportable activity during the 2015 termination reporting period, Respondent was required to file a 2015 Termination Report listing the financial transactions, which he failed to do. As of April 4, 2018, Respondent has failed to file a 2015 Termination Report.

Based on the foregoing, I recommend the Commission find probable cause to charge Respondent with the following violations:

Count 1:

On or about October 8, 2015, Respondent violated Section 106.141(1), Florida Statutes, when Respondent failed to file his 2015 Termination Report reflecting the disposition of all remaining campaign funds.

Count 2:

On or about October 8, 2015, Respondent violated Section 106.19(1)(c), Florida Statutes, when Respondent failed include information on his 2015 Termination Report required to be reported by Chapter 106, Florida Statutes, when he failed to file his 2015 Termination Report.

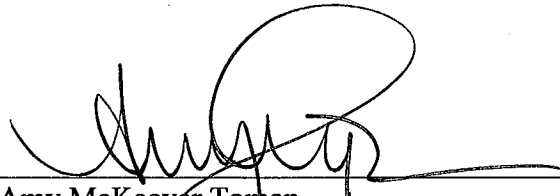
I further recommend the Commission find no probable cause to charge Respondent with violating Section 106.07(7), Florida Statutes.

Respectfully submitted on April 10, 2018.



Eric M. Lipman
General Counsel

I have reviewed this Staff Recommendation on the 10th day of April 2018.



Amy McKeever Toman
Executive Director

Eric Lipman

From: Angel Jacobs <AJacobs@ocalafl.org>
Sent: Wednesday, April 04, 2018 3:03 PM
To: Eric Lipman
Subject: RE: Information Given to Candidates

Before filing.

From: Eric Lipman [mailto:Eric.Lipman@myfloridalegal.com]
Sent: Wednesday, April 4, 2018 2:26 PM
To: Angel Jacobs <AJacobs@ocalafl.org>
Subject: RE: Information Given to Candidates

Hi Ms. Jacobs,

Thank you for responding so quickly and sending me the acknowledgment form.

Can you tell me whether Mr. Davidson received the three ring binder before or after filing his Appointment of Campaign Treasurer and Designation of Campaign Depository ("DS-DE 9") form?

From: Angel Jacobs [mailto:AJacobs@ocalafl.org]
Sent: Wednesday, April 04, 2018 12:44 PM
To: Eric Lipman <Eric.Lipman@myfloridalegal.com>
Subject: RE: Information Given to Candidates

Please see responses below in red. Thank you.

Angel B. Jacobs, CMC
City Clerk City of Ocala
110 SE Watula Avenue
Ocala, FL 34471
352-629-8403 (office)
352-629-5208 (fax)
352-789-7003 (cell)
ajacobs@ocalafl.org



Find your place

Mission Statement

The City of Ocala provides fiscally responsible services consistent with the community's current and future expectations.

From: Eric Lipman [mailto:Eric.Lipman@myfloridalegal.com]
Sent: Wednesday, April 4, 2018 12:26 PM
To: Angel Jacobs <AJacobs@ocalafl.org>
Subject: Information Given to Candidates

ATTACHMENT, page 1

Ms. Jacobs,

Good Morning. Can you answer a couple of questions for me?

1. Are candidate campaign reports filed electronically with the City of Ocala or are they filed through the the Marion County Supervisor of Elections electronic filing system? *They are filed electronically through the Marion County Election Center system.*
2. Do you know if a three ring binder and/or information regarding filing reports electronically was provided to Ken Davidson for the 2015 election? If yes, can you tell me when each was provided to him? *Yes, exact date is unknown. I received acknowledgment from Mr. Davidson on May 20, 2015 (see attached acknowledgement)*
3. Has Mr. Davidson filed a report or any other document for the 2015 termination reporting period as of today?
No

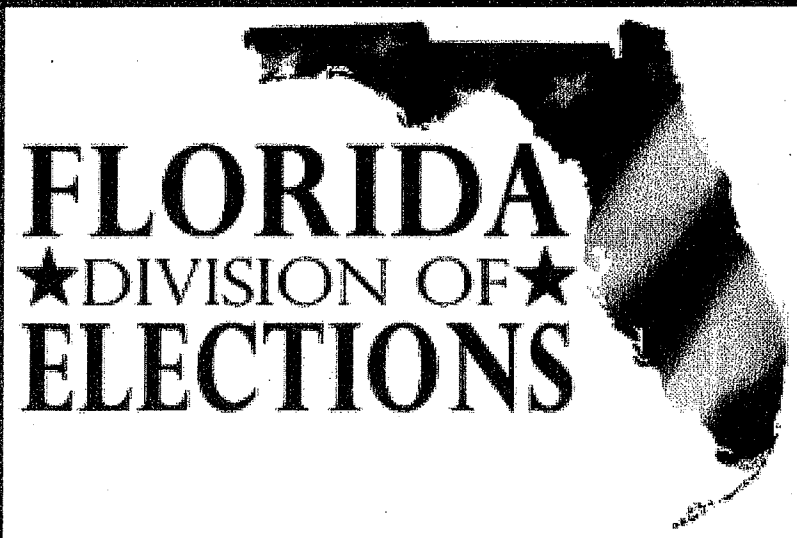
Thank you,

Eric M. Lipman, General Counsel
Florida Elections Commission
107 West Gaines Street, Suite 224
Tallahassee, Florida 32399-1050
(850) 922-4539 x104

ATTACHMENT, page 2

Candidate & Campaign Treasurer Handbook

November 2013
Florida Department of State
Division of Elections
R. A. Gray Building, Room 316
500 South Bronough Street
Tallahassee, FL 32399-0250
(850) 245-6240



ATTACHMENT B, page 1

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.

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

Penalty for Late Filing

Any candidate 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 immediately preceding the primary and general election, 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. For a candidate's termination report, the fine shall be \$50 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. All fines must be paid from the candidate's **personal funds** – not campaign funds.

(Section 106.07(2) and (8), F.S.)

Waiver of Report

In any reporting period during which a candidate has not received funds or made any expenditures, the filing of the required report for that period is waived; **however**, the candidate must indicate there is no activity by filing a waiver of report on the prescribed due date. (Waivers filed with the Division must be filed using the EFS.) 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.)

Incomplete Reports

If a campaign treasurer files a report that is deemed incomplete, it shall be accepted on a conditional basis. The campaign treasurer will be notified by the filing officer as to why the report is incomplete. The campaign treasurer must file an addendum to the incomplete report within seven days of notification. The addendum must include all necessary information to complete the report.

(Section 106.07(2), F.S.)

Reporting Total Sums

Each campaign treasurer's report required by Chapter 106, F.S., shall contain the total sums of all loans, in-kind contributions, and other receipts by or for such candidate, and total sums of all expenditures made by such candidate during the reporting period. The

reporting forms shall be designed to elicit separate totals for in-kind contributions, loans, and other receipts.

(Section 106.07, F.S.)

Chapter 17: Termination Reports

Once a candidate withdraws, becomes unopposed, is eliminated, or elected to office, he or she may **only** expend funds from the campaign account to:

- Purchase "thank you" advertising for up to 75 days after he or she withdraws, becomes unopposed, is eliminated, or elected to office.
- Pay for items which were obligated before he or she withdrew, became unopposed, was eliminated, or elected to office.
- Pay for expenditures necessary to close down the campaign office and to prepare final campaign reports.
- Dispose of surplus funds as provided in Section 106.141, F.S.

(Section 106.11(5), F.S.)

Because individuals who seek election to a political party executive committee are not "candidates," they do not file termination reports.

Prior to Disposing of Surplus Funds

A candidate may be reimbursed by the campaign for any previously reported contributions by the candidate to the campaign, in full or in part.

A candidate who filed an oath stating that he or she was unable to pay the fee for verification of petition signatures without

imposing an undue burden on his or her personal resources or on resources otherwise available to him or her, must reimburse the state or local government entity, whichever is applicable, for such waived fee prior to disposing of any funds under the surplus provisions contained in Section 106.141(4), F.S.

(Section 106.141, F.S.)

Disposing of Surplus Funds

Once a candidate withdraws, becomes unopposed, is eliminated, or elected to office, the candidate must dispose of the funds on deposit in his or her campaign account and file a campaign treasurer's report (termination report) reflecting the disposition of funds.

A candidate required to dispose of surplus funds must, at the option of the candidate, dispose of such funds within 90 days by any of the following means, or a combination thereof:

1. Return pro rata to each contributor the funds that have not been spent or obligated.
2. Donate the funds that have not been spent or obligated to a charitable organization or organizations that meet the qualifications of Section 501(c)(3) of the Internal Revenue Code.
3. Give not more than \$25,000 of the funds that have not been spent or obligated to the political party of which such candidate is a member.

4. Give the funds that have not been spent or obligated:

a. In the case of a candidate for state office, to the state to be deposited in the General Revenue Fund; or

b. In the case of a candidate for office of a political subdivision, to such political subdivision, to be deposited in the general fund thereof.

5. Transfer funds to an office account (*See Chapter 20, Office Accounts*).

6. In the case of a candidate elected to state office, retain up to \$20,000 in the campaign account for re-election to the same office. (*See Chapter 21, Carryover Campaign Funds*)

The termination report must include:

1. The name and address of each person or unit of government to whom any of the funds were distributed and the amounts thereof;

2. The name and address of each person to whom an expenditure was made together with the amount and purpose; and

3. The amount of such funds transferred to an office account together with the name and address of the bank in which the office account is located.

If a refund check is received after all surplus funds have been disposed of, the check may be endorsed by the candidate and the refund disposed of pursuant to Section

106.141, F.S. An amended termination report must be filed with the filing officer.

All reports must be signed by the candidate and the campaign treasurer and certified as true and correct.

(Section 106.141, F.S.)

Money from Separate Interest-Bearing Account or Certificate of Deposit

A campaign treasurer of any candidate who withdraws, becomes unopposed, or is eliminated, or elected to office, and who has funds on deposit in any interest-bearing account or certificate of deposit, must, within seven days, transfer such funds and accumulated interest earned thereon to the primary campaign account for disposal. However, when funds are in an account in which penalties will apply for withdrawal within the seven day period, the campaign treasurer must transfer such funds and accumulated interest earned thereon as soon as the funds can be withdrawn without penalty, or within 90 days after the candidate becomes unopposed, withdraws his or her candidacy, or is elected, or eliminated, whichever comes first.

(Section 106.141, F.S.)

Campaign Loans Report

A person elected to office must report all loans, exceeding \$500 in value, made to him or her and used for campaign purposes, and made in the twelve months preceding his or her election to office, to the filing officer. The report must be made on **Forms DS-DE 73 and 73A, Campaign Loan Report** within ten

days after being elected to office. Loan reports filed with the Division must be filed using the EFS.

Any person who makes a contribution to an individual to pay all or part of a loan incurred in the twelve months preceding the election, to be used for the individual's campaign, may not contribute more than the amount which is allowed in Section 106.08(1), F.S.

(Section 106.075, F.S.)

City of Ocala
Acknowledgement of Electronic Filing Information

Pursuant to Florida law, and at the request of the City Council, the City of Ocala has adopted Resolution No. 2013-40 regarding electronic filing requirements for campaign finance reports for local candidates and political committees. All of these entities are now required to file reports electronically with the City Clerk's Office of the City of Ocala via an Internet-based electronic filing system.

1. Sign-in Credentials.

Each candidate or political committee will be issued Sign-in Credentials, a log-in name and password, by the Marion County Supervisor of Elections to access ("sign-in") the system. The candidate or political committee is responsible for safeguarding this sign-in information and for notifying the City Clerk should this information be lost or become compromised.

Please note: Only one log-in name and password will be issued for both the candidate and treasurer (or committee chair and treasurer, as applicable).

2. PIN.

The sign-in credentials will serve as a PIN (personal identification number). *This PIN is considered the same as your signature on a paper filed report.*

3. Reports.

Reports shall be completed and filed electronically through the Marion County Supervisor of Elections electronic filing system not later than Midnight (Eastern Time) of the day designated. When your report is electronically filed, the "Filing Submitted Page" may be printed and retained for your records as your "Electronic Filing Receipt".

4. Alternative Procedure for Inoperable Electronic Filing System.

In the event that the electronic filing system is inoperable on the date a report is due, the report will be accepted as timely filed if filed not later than Midnight (Eastern Standard Time), of the first business day the electronic filing system becomes operable again. No fine will be levied during the period the electronic filing system was inoperable. A report shall be deemed filed through the electronic filing system upon the issuance of an electronic filing receipt indicating and verifying that the report was filed.

5. Reports Not Timely Filed.

If a required report is not filed timely, the relevant penalty sections in Chapter

106, Florida Statutes, shall apply. All reports filed via this system are considered to be under oath by the candidate and treasurer or chair and treasurer of a political committee and are subject to all relevant penalties in Chapter 106, Florida Statutes.

I acknowledge that I have received a copy of the following:

- Copy of this Acknowledgement
- Copy of Resolution No. 2013-40
- Copy of Section FS 106.0705 Electronic filing of campaign treasurer's reports


RECEIVED
 2015 MAY 20 P 4:05
 CITY OF OCALA, FLORIDA
 CITY CLERK

I also acknowledge that I understand the following:

- Campaign reports must be electronically filed not later than Midnight (Eastern Standard Time) of the day designated as required by law or they are deemed late-filed and will be subject to the applicable penalties.

- Any reports that I file through the electronic filing system are considered to be certified as to correctness within the meaning of Sections 106.07(5), Florida Statutes. Persons filing reports are subject to penalties as prescribed in Chapter 106, Florida Statutes.

Finally, I acknowledge that I am responsible for protecting my sign-in credentials from disclosure and am solely responsible for all filings on the electronic filing system using these credentials. Furthermore, I acknowledge that I will notify the City Clerk of the City of Ocala immediately upon either losing these credentials or in the event they become compromised.



 Signature

Ken Davidson

 Print Name

Signature of the above is the: (Check one)

- Candidate
 Political Committee Chair or Political Committee Treasurer

By signing above as the "Political Committee Chair or Political Committee Treasurer" I am representing the following Committee:

 Insert the Committee's name above

Date: 20, 2015

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**
(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

RECEIVED

2015 JUN 26 P 12:45

CITY OF OCALA, FLORIDA
CITY CLERK

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

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

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

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

KEN E. DAVIDSON

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

1954 NW 3RD STREET
OCALA, FL 34475

4. Telephone

(850) 778-2346

5. E-mail address

Ken@Simply-British.com

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

CITY COUNCIL DISTRICT #2

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

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

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

Write-In No Party Affiliation _____ Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

CAROLINE WILLIAMS

11. Mailing Address

1954 NW 3RD STREET

12. Telephone

(850) 778-2346

13. City

OCALA

14. County

NARION

15. State

FL

16. Zip Code

34475

17. E-mail address

CAROLINE@SIMPLY-BRITISH.COM

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

19. Name of Bank

REGIONS

20. Address

3232 SW COLLEGE ROAD

21. City

OCALA

22. County

NARION

23. State

FLORIDA

24. Zip Code

34474

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN IT ARE TRUE.

25. Date

6/24/15

26. Signature of Candidate

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

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

designated above as:

Campaign Treasurer Deputy Treasurer

6/26/15

Date

ATTACHMENT D

Signature of Campaign Treasurer or Deputy Treasurer

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 15-494

Respondent: Ken E. Davidson

Complainant: Angel Jacobs

On November 24, 2015, the Florida Elections Commission (“Commission”) received a sworn complaint alleging that Respondent violated Chapter 106, Florida Statutes. Commission staff investigated whether Respondent violated the following statutes:

Section 106.07(7), Florida Statutes, failure of a candidate who 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;

Section 106.141(1), Florida Statutes, failure of a candidate to dispose of funds remaining in his campaign account within 90 days after he withdrew, became unopposed, was eliminated, or elected and to file a report reflecting the disposition of all remaining funds; and

Section 106.19(1)(c), Florida Statutes, prohibiting a person or organization from falsely reporting or deliberately failing to report information required by Chapter 106, Florida Statutes.

I. Preliminary Information:

1. Respondent, Ken Davidson, was a candidate for the Ocala City Council, District 2, in the 2015 municipal election; he did not complete the candidate-qualifying process. Respondent was a first-time candidate.

2. Complainant, Angel Jacobs, is the municipal clerk for the City of Ocala, and the filing officer for Respondent’s 2015 candidacy for the city council.

3. On May 20, 2015, Respondent’s Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) form was filed with the Ocala City Clerk’s office.¹ Respondent appointed Caroline Williams as his campaign treasurer. To review the DS-DE 9 form, refer to Exhibit 1.

¹ On June 26, 2015, Respondent filed a new DS-DE 9 form. In it, he changed his campaign depository from TD Bank to Regions Bank. Caroline Williams continued as his campaign treasurer.

4. On October 2, 2015, Kim Hankemeyer with the Marion County Election Center, sent an e-mail to Respondent, reminding him to file the 2015 TR campaign treasurer's report on or before the due date of October 8, 2015. In the e-mail, she stated, "Information on disposing of surplus funds can be found in Chapter 17 of the Candidate & Campaign Treasurer Handbook... File your report timely. Pursuant to 106.07(8)(b), fines will be assessed if your report is not filed by the deadline." To review the October 2, 2015 reminder e-mail, refer to Exhibit 2.

5. On October 7, 2015, Complainant sent an e-mail to Respondent, reminding him that the 2015 TR report was due the following day, and told him to call if he had any questions. To review the October 7, 2015 e-mail, refer to Exhibit 3.

6. On October 8, 2015, an e-mail conversation took place between Respondent and Complainant, with instructions given to Respondent regarding filing the 2015 TR campaign treasurer's report.

7. The last e-mail Respondent sent on October 8, 2015, at 5:07 p.m., states, "The system is not recognizing my candidate info when I log in using the link you provided. It reads user not found However, when logging in to vote marion it allow me in but I am unsure as to where to find the report or log in the information. What is the fee per each each day it is late?" To review the e-mail exchange dated October 8, 2015, refer to Exhibit 4.

8. On October 9, 2015, Kim Hankemeyer sent Respondent an e-mail, stating, "After review of the Candidate Finance System audit log, it affirms that you or someone on your behalf successfully logged into your City of Ocala campaign account yesterday, 10/8/2015 at 2:15 PM and again at 4:56 PM. You had 90 days to comply with Section 106.141 of Florida Statutes and file your termination report. I highly recommend that you file it immediately." To review the October 9, 2015 e-mail, refer to Exhibit 5.

9. On October 9, 2015, Complainant mailed Respondent notification with delivery confirmation that the 2015 termination-report had not been filed. To review the October 9, 2015 notification with delivery confirmation, refer to Exhibit 6.

10. In an e-mail dated October 21, 2015, Complainant stated, "Thanks for calling this morning confirming receipt of the e-mail. Just checked the website and did not see your report. After your report is submitted I will be able to calculate the fine and send notice. After you receive notice of payment due you have 20 days to pay the fine. Give me a call if you have any questions." To review the October 21, 2015 e-mail, refer to Exhibit 7.

11. On October 23, 2015, a second notification with delivery confirmation was sent to Respondent, stating that the 2015 TR treasurer's report had not been filed. To review the October 23, 2015 notification, refer to Exhibit 8.

12. On November 12, 2015, Respondent sent an e-mail stating, "Let me first apologize profusely for not returning the calls and submitting the report. We have been having some issues with our mobile devices and phone systems. As per your last message, I do understand about the possible non compliance report that may have to be filed. Please let me know if that report has been filed."

13. Ms. Kim Hankemeyer replied to this e-mail on November 12, 2015, stating, “You have not filed your 2015 Termination report with the City of Ocala. The report was due on October 8, 2015. I know Angel Jacobs has contacted you several times by multiple methods requesting that you file your termination report. I recommend that you file your 2015 TR-Q report immediately. If I can be of assistance simply ask.” To review the November 12, 2015 exchange, refer to Exhibit 9.

14. The allegations that Respondent failed to report campaign activity, or in the alternative, failed to notify the filing officer, in writing, that no report would be filed for the 2015 termination-reporting period will be discussed in the following paragraphs.

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

15. I investigated whether Respondent violated this section of the election laws by failing to notify the filing officer, in writing, that no report would be filed due to not receiving any contributions or making any expenditures during the termination-reporting period².

16. I subpoenaed Respondent’s campaign account records from his designated campaign depository, Regions Bank. Review of the records reveal a number of transactions that transpired during the termination-reporting period.

Deposits/Credits

17. Review of the records show two deposits and a credit were made to the campaign account during the termination-reporting period. The table below lists the deposits and credit made to the campaign account after July 1, 2015—the beginning date of the termination-reporting period. To review the July and August bank statements, refer to Exhibit 10.

<u>DATE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
07/10/15	Deposit	\$188.00 ³
07/10/15	Square Inc 150710A2	\$0.49
08/11/15	Deposit	\$24.00 ⁴
TOTAL (3)		\$212.49

² Respondent was advised in a letter from Complainant (Exhibit 6) that the termination-reporting period covered 07/01 – 10/08/15.

³ The deposit consists of four checks totaling \$180 and an \$8.00 cash contribution.

⁴ The deposit consists of one check.

Withdrawals/Checks

18. Further review of the campaign account records reflect that a number of expenditures were made during the termination-reporting period. The table below shows the expenditures listed under “Withdrawals” made after July 1, 2015—the beginning date of the termination-reporting period. To review the bank statements covering the withdrawals, refer to Exhibit 11.

<u>DATE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
07/09/15	Pin Purchase - Publix	\$18.95
07/09/15	Pin Purchase – Lowe’s	\$12.68
07/09/15	Pin Purchase – Best Buy	\$10.59
07/10/15	Square Inc 150710A2	\$0.49
07/27/15	Pin Purchase – Wal-Mart	\$38.05
07/27/15	ATM Withdrawal Regions	\$20.00
07/27/15	ATM Withdrawal Regions	\$20.00
07/30/15	ATM Withdrawal Regions	\$40.00
08/14/15	ATM Withdrawal Regions	\$20.00
09/10/15	Monthly Fee – Low Balance	\$22.00
TOTAL (10)		\$202.76

19. In addition to the “Withdrawals,” bank records show that four checks were issued from the campaign account. The table below lists the checks that were issued after July 1, 2015—the beginning date of the termination-reporting period. To review copies of the checks, refer to Exhibit 12.

This space intentionally left blank

<u>DATE</u>	<u>PAYABLE TO:</u>	<u>AMOUNT</u>
07/01/15	Jennifer Boys ⁵	\$50.00
07/10/15	City of Ocala	\$24.00
07/10/15	City of Ocala	\$2.80
07/15/15	Jen Boys ⁶	\$50.00
TOTAL (4)		\$126.80

20. Based upon Respondent's campaign account records, it appears that Respondent was not required to notify the filing officer, in writing, that no reports would be filed for the 2015 termination-reporting period; rather, it appears Respondent was required to disclose the transactions by filing a 2015 termination-report.

21. Respondent previously filed a notification-of-no-activity for the 2015 M5 reporting period covering May 1 – May 31, 2015. In addition, Respondent filed a campaign treasurer's report, and later an addendum, for the 2015 M6 reporting period covering June 1 – June 30, 2015. To review the notice-of-no-activity as well as the summary page for the campaign treasurer's report, refer to Exhibit 13.

22. Respondent did not provide a response to the complaint.

23. No record was found to indicate that Respondent has previously violated this section of the election laws.

III. Alleged Violation of Section 106.141(1), Florida Statutes:

24. I investigated whether Respondent violated this section of the election laws by failing to timely file a 2015 termination report reflecting the disposition of all remaining campaign funds.

25. As previously discussed in paragraphs 4 through 13, Respondent was contacted many times by mail and e-mail relative to filing the 2015 termination-report.

26. As per paragraphs 16 through 19, Respondent had campaign activity during the 2015 termination-reporting period; the termination-report was never filed.

27. As previously noted, the termination-reporting period covered July 1 – October 8, 2015 and Respondent was advised that the termination-report was due by October 8, 2015.

⁵ It appears that this is the name on the face of the check; however, it is uncertain whether this is the correct name.

⁶ The explanation in footnote five also applies.

According to bank records, on October 8, 2015, the campaign account had a balance of (\$17.07). To review the bank statement at issue, refer to Exhibit 14.

28. Bank records disclose that a balance of (\$17.07) remained in the campaign account through November 10, 2015. A "Bank Closing Credit" in the amount of \$17.07 was made to the account resulting in a zero balance on November 10, 2015. To review the bank statement at issue, refer to Exhibit 15.

29. No record was found to indicate that Respondent has previously violated this section of the election laws.

IV. Alleged Violation of Section 106.19(1)(c), Florida Statutes:

30. I investigated whether Respondent violated this section of the election laws by failing to report campaign activity during the 2015 termination-reporting period.

31. To review the circumstances relative to Respondent's campaign activity during the termination-reporting period, refer to paragraphs 16 through 19 of this report.

32. No record was found to indicate that Respondent has previously violated this section of the election laws.

V. FEC History:

33. Respondent has no prior history with the Florida Elections Commission.

Conclusion:

34. On three separate occasions, Commission staff left voice-mail messages asking Respondent to return telephone calls so that he may have an opportunity to respond to the allegations. As of the date of this report, Respondent has not returned any calls.

35. In a telephone interview, Angel Jacobs (Complainant), said that Respondent was provided with a binder of information which included Chapter 106, Florida Statutes, as well as the *Candidate and Campaign Treasurer Handbook*.

36. Respondent executed a Statement of Candidate form indicating that he had been provided access to read and understand the requirements of Chapter 106, Florida Statutes; the form is dated as having been signed May 20, 2015. To review the Statement of Candidate, refer to Exhibit 16.

37. To review the phone log, refer to Exhibit 17.

Respectfully submitted on March 22, 2018.

Keith Smith

Keith Smith
Investigation Specialist

Current address of Respondent

Ken E. Davidson
4225 Chateau Road
Orlando, Florida 32808-5103

Current address of Complainant

Angel Jacobs
110 S.E. Watula Avenue
Ocala, Florida 34471

Name and Address of Filing Officer:

Angel Jacobs, City Clerk
City of Ocala
110 S.E. Watula Avenue
Ocala, Florida 34471

Copy furnished to: David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Ken E. Davidson -- FEC 15-494

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	DS-DE 9
Exhibit 2	10/02 e-mail
Exhibit 3	10/07 e-mail
Exhibit 4	10/08 e-mail
Exhibit 5	10/09 e-mail
Exhibit 6	10/09 ltr; delivery confirmation
Exhibit 7	10/21 e-mail
Exhibit 8	10/23 ltr
Exhibit 9	11/12 e-mail
Exhibit 10	Bank statements re: deposits
Exhibit 11	Bank statements re: withdrawals
Exhibit 12	Copies of checks
Exhibit 13	Notification-of-no activity; summary page for M6 CTR
Exhibit 14	October bank statement
Exhibit 15	November bank statement
Exhibit 16	Statement of Candidate
Exhibit 17	Phone Log

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**
(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

RECEIVED

2015 MAY 20 P 4:04
CITY OF OCALA, FLORIDA
CITY CLERK

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

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

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

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

Ken E. Davidson

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

1954 NW 3rd Street
Ocala FL 34475

4. Telephone

(352) 512-9875

5. E-mail address

ken@simply-british.com

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

Ocala City Councilman district #2

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

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

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

Write-In No Party Affiliation _____ Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Cardine Williams

11. Mailing Address

1954 NW 3rd street

12. Telephone

(352) 512-9875

13. City

Ocala

14. County

Marion

15. State

FL

16. Zip Code

34475

17. E-mail address

cardine@simply-british.com

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

19. Name of Bank

TD Bank

20. Address

2437 SE 17th St #101

21. City

Ocala

22. County

Marion

23. State

FL

24. Zip Code

34471

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN IT ARE TRUE.

25. Date

05/20/2015

26. Signature of Candidate

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

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

designated above as: Campaign Treasurer Deputy Treasurer.

5/20/2015

Date

X

EXHIBIT

Signature of Campaign Treasurer or Deputy Treasurer

From: Kim Hankemeyer [mailto:KHankemeyer@VoteMarion.com]

Sent: Friday, October 02, 2015 12:03 PM

To: Ken Davidson (ken@simply-british.com); Caroline Williams for Candidate Ken Daviusion (caroline@simply-british.com)

Cc: Angel Jacobs

Subject: REMINDER Candidate Termination Report - City of Ocala

Ken,

On behalf of the City of Ocala, I'm sending you this reminder to file your Termination Report on or before Thursday, October 8, 2015.

Report Code: 2015 TR-Q

Report Period: 7/1/2015 – 10/8/2015

Report Due Date: Thursday, 10/8/2015

Information on disposing of surplus funds can be found in Chapter 17 of the Candidate & Campaign Treasurer Handbook.

Ensure that your termination report shows that your TOTAL Monetary Contributions To Date (Box 9) equals the Total Monetary Expenditures To Date (Box 10).

File your report timely. Pursuant to §106.07(8)(b), fines will be assessed if your report is not filed by the deadline. Fines are paid from personal funds.

If you have any questions, please do not hesitate to contact Angel Jacobs, City Clerk at 629-8403.

Regards,

KIM HANKEMEYER, MFCEP

Support Services Analyst

Marion County Election Center

981 NE 16th Street

PO Box 289

Ocala, Florida 34478-0289

Tel: 352 620 3294 Ext 220

Fax: 352 620 3286

E-Mail: KHankemeyer@VoteMarion.com

Web: www.VoteMarion.com

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

Email Disclaimer: Please note – "Under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing."

EXHIBIT 2 (2 of 2)
7

Simply British

simply-british.com

(850) 778-2346

On Wed, Oct 7, 2015 at 12:56 PM, Angel Jacobs <AJacobs@ocalaf1.org> wrote:

Good afternoon Ken,

Just following up on the termination report that's due tomorrow (Thursday, October 8th) please give me a call if you have any questions.

EXHIBIT

3

On Thu, Oct 8, 2015 at 4:25 PM, Angel Jacobs <AJacobs@ocalafl.org> wrote:

No problem!

Angel Jacobs

From: Ken Davidson [mailto:ken@simply-british.com]
Sent: Thursday, October 08, 2015 4:25 PM

To: Angel Jacobs
Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Thank you Angel.

On Oct 8, 2015 4:22 PM, "Angel Jacobs" <AJacobs@ocalafl.org> wrote:

https://www.voterfocus.com/ws/WScand/candidate_login.php?county=<marion>

Angel Jacobs

From: Ken Davidson [mailto:ken@simply-british.com]
Sent: Thursday, October 08, 2015 4:18 PM

EXHIBIT

4 (1 of 3)

To: Angel Jacobs

Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Excuse me Angel, is there a link you send me?

On Oct 8, 2015 3:33 PM, "Angel Jacobs" <AJacobs@ocalafl.org> wrote:

No, you have to complete the TRQ, showing the account was closed.

Angel Jacobs

From: Ken Davidson [mailto:ken@simply-british.com]

Sent: Thursday, October 08, 2015 2:22 PM

To: Angel Jacobs

Subject: Re: REMINDER Candidate Termination Report - City of Ocala

Hello Angel,

Thank you for the reminder. If I send a waiver report would that be the same as the 2015 TR?

Sincerely,

Ken Davidson

Chief Operations Officer

EXHIBIT 4 (2 of 3)

From: Ken Davidson [mailto:ken@simplybritish.com]
Sent: Thursday, October 08, 2015 5:07 PM
To: Angel Jacobs
Subject: Re: REMINDER Candidate Termination Report - City of Ocala

Hi Angel,

The system is not recognizing my candidate info when I log in using the link you provided. It reads user not found. However, when logging in to vote marion. it allow me in but I am unsure as to where to find the report or log in the information. What is the fee per each each day it is late?

I will give you a call tomorrow.

Best Regards,

Sincerely,

Ken Davidson
Chief Operations Officer
Simply British
simply-british.com

(850) 778-2346

EXHIBIT 4 (3 of 3)

From: Kim Hankemeyer [<mailto:KHankemeyer@VoteMarion.com>]
Sent: Friday, October 09, 2015 9:50 AM
To: Ken Davidson <ken@simply-british.com>
Cc: Angel Jacobs <AJacobs@ocalafl.org>; Wesley Wilcox <WWilcox@VoteMarion.com>
Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Ken,

I understand from your statement below that you had a problem accessing the Candidate Finance System to submit your final Termination Report. After review of the Candidate Finance System audit log, it affirms that you or someone on your behalf successfully logged into your City of Ocala campaign account yesterday, 10/8/2015 at 2:15 PM and again at 4:56 PM. You had 90 days to comply with Section 106.141 of Florida Statutes and file your termination report. I highly recommend that you file it immediately.

Information on disposing of surplus funds can be found in Chapter 17 of the Candidate & Campaign Treasurer Handbook.

Know that you must pay all campaign expenditures and physically CLOSE your campaign account. You cannot keep your bank account open.

Your submitted termination report (2015-TR-Q) must show that your TOTAL Monetary Contributions To Date (Box 9) equals the Total Monetary Expenditures To Date (Box 10).

If you have additional questions, feel free to contact Angel or myself. We'll be happy to assist.

KIM HANKEMEYER, MFCEP
Support Services Analyst
Marion County Election Center
981 NE 16th Street
PO Box 289
Ocala, Florida 34478-0289
Tel: 352 620 3294 Ext 220
Fax: 352 620 3286
E-Mail: KHankemeyer@VoteMarion.com
Web: www.VoteMarion.com

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.



City of Ocala
Office of the City Clerk
110 SE Watula Avenue
Ocala, Florida 34471
(352) 629-8266 Office
(352) 629-5208 Fax

COPY

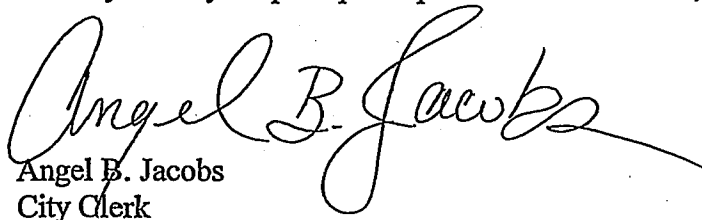
TO: Ken E. Davidson
FROM: Angel B. Jacobs, City Clerk
RE: Campaign Financial Report for period of 7/1/2015 to 10/8/2015 TR-Q report
Date Due October 8, 2015
Date: October 9, 2015

It has been determined that your campaign financial report is late. Failure to file such a report in a timely manner shall be fined \$50.00 per day for the first three days late and, thereafter \$500.00 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. In the case of a candidate, such fine is not an allowable campaign expenditure and shall be paid only from personal funds of the candidate.

The fine is to be paid to the filing officer within 20 days after receipt of the notice of payment due. Appeal may be made to the Florida Elections Commission pursuant to F.S. 106.07(8)(b). Should a candidate wish to appeal, it is the candidate's responsibility to notify this office in writing of the intention to appeal.

If you have questions please call 629-8403, M-F, 8:00 AM to 5:00 PM.

Thank you for your prompt cooperation in this matter,


Angel B. Jacobs
City Clerk



Date Produced: 10/19/2015

CITY OF OCALA CITY CLERK'S OFFICE:

The following is the delivery information for Certified Mail™ item number 7199 9991 7030 7044 8061. Our records indicate that this item was delivered on 10/13/2015 at 10:16 a.m. in OCALA, FL 34471. The scanned image of the recipient information is provided below.

Signature of Recipient :

Address of Recipient :

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: ~~EXHIBIT~~ 37330412cle (2 of 3)



USPS Tracking®



Customer Service >
Have questions? We're here to help.



Get Easy Tracking Updates >
Sign up for My USPS.

Tracking Number: 9171999991703070448061

On Time
Expected Delivery Day: Tuesday, October 13, 2015

Product & Tracking Information

Postal Product:
First-Class Mail®

Features:
Certified Mail™

DATE & TIME	STATUS OF ITEM	LOCATION
October 13, 2015 , 10:16 am	Delivered	OCALA, FL 34471

Available Actions

Return Receipt Electronic

Text Updates

Email Updates

Your item was delivered at 10:16 am on October 13, 2015 in OCALA, FL 34471.

October 13, 2015 , 6:11 am	Arrived at Unit	OCALA, FL 34478
October 10, 2015 , 11:07 pm	Arrived at USPS Facility	GAINESVILLE, FL 32608
October 9, 2015 , 9:58 pm	Departed USPS Facility	JACKSONVILLE, FL 32203
October 9, 2015 , 8:54 pm	Arrived at USPS Facility	JACKSONVILLE, FL 32203
October 9, 2015 , 7:39 pm	Accepted at USPS Origin Sort Facility	OCALA, FL 34471
October 9, 2015	Pre-Shipment Info Sent to USPS	

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

Track all your packages from a dashboard.
No tracking numbers necessary.

Sign up for My USPS >



EXHIBIT

6 (3 of 3)

Angel Jacobs

From: Angel Jacobs
Sent: Wednesday, October 21, 2015 11:55 AM
To: 'Ken Davidson'
Cc: 'caroline@simply-british.com'
Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Thanks for calling this morning confirming receipt of the email. Just checked the website and did not see your report. After your report is submitted I will be able to calculate the fine and send notice. After you receive notice of payment due you have 20 days to pay the fine. Give me a call if you have any questions. Thanks!

Angel
629-8403

From: Angel Jacobs
Sent: Tuesday, October 20, 2015 11:37 AM
To: Ken Davidson <ken@simply-british.com>
Cc: 'caroline@simply-british.com' <caroline@simply-british.com>
Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Good morning Ken,

Just following up on the TRQ report that was due on October 8th, please give me a call. USPS tracking service indicates the late report notice was received on October 13, 2015.

Please confirm receipt of this email. Thanks!

EXHIBIT 7



↑
?

City of Ocala
Office of the City Clerk
110 SE Watula Avenue
Ocala, Florida 34471
(352) 629-8266 Office
(352) 629-5208 Fax

OCALA

Find your place

COPY

TO: Ken E. Davidson

FROM: Angel B. Jacobs, City Clerk

RE: Disposing of Surplus Funds & Campaign Finance Termination Report
Report Code: 2015 TR-Q
Report Period: 7/1/2015 – 10/8/2015
Report Due Date: 10/8/2015

Date: October 23, 2015

Our records indicate that you have not filed your campaign finance termination report required in Florida Statute 106.141. The filing date was October 8, 2015. A certified delinquency notice was mailed to you on October 9, 2015. Failure to file your report constitutes an apparent violation of chapter 106, Florida Statutes.

Statutory fines are automatically assessed as follows until you file your report:

- \$50 for the first 3 days late
- \$500 per day for each day after the 3rd day late

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 file your report, 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.

Pursuant to 106.141(11), any candidate who is required by provisions of this section to dispose of funds in his or her campaign account and who fails to dispose of the funds, commits a misdemeanor of the first degree.

If we refer this matter to the Florida Elections Commission, the Commission will investigate and may subsequently impose additional civil penalties pursuant to 106.265.

If you have any questions, please do not hesitate to call 629-8403, M-F, 8:00 AM to 5:00 PM.

Thank you for your prompt cooperation in this matter.

EXHIBIT

8 (1 of 3)



Date Produced: 11/02/2015

CITY OF OCALA CITY CLERK'S OFFICE:

The following is the delivery information for Certified Mail™ item number 7108 2133 3937 6208 1480. Our records indicate that this item was delivered on 10/26/2015 at 10:12 a.m. in OCALA, FL 34471. The scanned image of the recipient information is provided below.

Signature of Recipient :

Address of Recipient :

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: 1401624 37330412ele~~8~~ **EXHIBIT 8 (2 of 3)**

Delivery Status



Here is the detailed status of the shipment you are tracking. Check all of the information carefully. If there appears to be a problem with your shipment, contact the carrier directly.

Account Number: 37330412
Carrier: USPS
Tracking Number: 9171082133393762081497
Status:
Notice Left (No Authorized Recipient Available)

Print

EXHIBIT 8 (3 of 3)

Angel Jacobs

From: Kim Hankemeyer <KHankemeyer@VoteMarion.com>
Sent: Thursday, November 12, 2015 5:06 PM
To: Ken Davidson; Caroline Williams for Candidate Ken Davidson (caroline@simply-british.com)
Cc: Angel Jacobs; Wesley Wilcox
Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Ken,

You have *not* filed your 2015 Termination report with the City of Ocala. The report was due on October 8, 2015. I know Angel Jacobs has contacted you several times by multiple methods requesting that you file your termination report. I recommend that you file your 2015 TR-Q report immediately. If I can be of assistance simply ask.

Thank you,

KIM HANKEMEYER, MFCEP
Support Services Analyst
Marion County Election Center
981 NE 16th Street
PO Box 289
Ocala, Florida 34478-0289
Tel: 352 620 3294 Ext 220
Fax: 352 620 3286
E-Mail: KHankemeyer@VoteMarion.com
Web: www.VoteMarion.com

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

From: Ken Davidson [mailto:ken@simply-british.com]
Sent: Thursday, November 12, 2015 3:26 PM
To: Kim Hankemeyer
Subject: Re: REMINDER Candidate Termination Report - City of Ocala

Good Afternoon Angel,

Let me first apologize profusely for not returning the calls and submitting the report. We have been having some issues with our mobile devices and phone systems.

As per your last message, I do understand about the possible non compliance report that may have to be filed.

Please let me know if that report has been filed.

Thank you for patience.

EXHIBIT

9

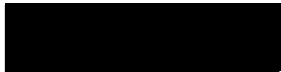


REGIONS

Regions Bank
Paddock Park Office
3232 SW College Road
Ocala, FL 34474-4412

KEN DAVIDSON CAMPAIGN ACCOUNT
1954 NW 3RD ST
OCALA FL 34475-6350

ACCOUNT #



Cycle 092
Enclosures 04
Page 0
1 of 2

ADVANTAGE BUSINESS CHECKING

June 26, 2015 through July 13, 2015

SUMMARY

Beginning Balance	\$0.00	Minimum Daily Balance	\$7
Deposits & Credits	\$288.49 +	Average Monthly Statement Balance	\$99
Withdrawals	\$42.71 -		
Fees	\$0.00 -		
Automatic Transfers	\$0.00 +		
Checks	\$50.00 -		
Ending Balance	\$195.78		

DEPOSITS & CREDITS

06/26	Deposit - Thank You	100.00
07/10	Deposit - Thank You	188.00
07/10	Square Inc 150710A2 Ken Davidson C M1134519333	0.49
Total Deposits & Credits		\$288.49

]*

WITHDRAWALS

07/09	Pin Purchase Publix Super M 5411 Ocala FL 0409	18.95
07/09	Pin Purchase Lowe S #440 5200 Ocala FL 0409	12.68
07/09	Pin Purchase Best Buy 5732 Ocala FL 0409	10.59
07/10	Square Inc 150710A2 Ken Davidson C M1134513159	0.49
Total Withdrawals		\$42.71

CHECKS

<u>Date</u>	<u>Check No.</u>	<u>Amount</u>	<u>Date</u>	<u>Check No.</u>	<u>Amount</u>
07/03		50.00			

DAILY BALANCE SUMMARY

<u>Date</u>	<u>Balance</u>	<u>Date</u>	<u>Balance</u>	<u>Date</u>	<u>Balance</u>
06/26	100.00	07/09	7.78		
07/03	50.00	07/10	195.78		

EXHIBIT

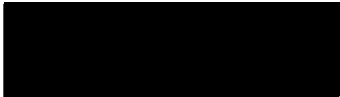
10 (loc 2)



Regions Bank
 Paddock Park Office
 3232 SW College Road
 Ocala, FL 34474-4412

KEN DAVIDSON CAMPAIGN ACCOUNT
 1954 NW 3RD ST
 Ocala FL 34475-6350

ACCOUNT #



Cycle 092
 Enclosures 04
 Page 0
 1 of 2

ADVANTAGE BUSINESS CHECKING
 July 14, 2015 through August 12, 2015

SUMMARY

Beginning Balance	\$195.78		Minimum Daily Balance	\$0
Deposits & Credits	\$24.00	+	Average Monthly Statement Balance	\$61
Withdrawals	\$118.05	-		
Fees	\$0.00	-		
Automatic Transfers	\$0.00	+		
Checks	\$76.80	-		
Ending Balance	\$24.93			

DEPOSITS & CREDITS

08/11 Deposit - Thank You 24.00 J*

WITHDRAWALS

07/27	Pin Purchase Wal-Mart #4368	5411 Ocala	FL	0409	38.05
07/27	ATM Withdrawal Regions	Silver Spring Ocala	FL F2530	0409	20.00
07/27	ATM Withdrawal Regions	Silver Spring Ocala	FL F2530	0409	20.00
07/30	ATM Withdrawal Regions	East Office Ocala	FL F2540	0409	40.00
Total Withdrawals					\$118.05

CHECKS

Date	Check No.	Amount	Date	Check No.	Amount
07/14		24.00	07/16	1	50.00
07/14		2.80			
Total Checks					\$76.80

* Break In Check Number Sequence.

DAILY BALANCE SUMMARY

Date	Balance	Date	Balance	Date	Balance
07/14	168.98	07/27	40.93	08/11	24.93
07/16	118.98	07/30	0.93		

EXHIBIT 10 (2 of 2)



REGIONS

Regions Bank
Paddock Park Office
3232 SW College Road
Ocala, FL 34474-4412

KEN DAVIDSON CAMPAIGN ACCOUNT
1954 NW 3RD ST
OCALA FL 34475-6350

ACCOUNT #



Cycle 092
Enclosures 04
Page 0
1 of 2

ADVANTAGE BUSINESS CHECKING

June 26, 2015 through July 13, 2015

SUMMARY

Beginning Balance	\$0.00		Minimum Daily Balance	\$7
Deposits & Credits	\$288.49	+	Average Monthly Statement Balance	\$99
Withdrawals	\$42.71	-		
Fees	\$0.00	-		
Automatic Transfers	\$0.00	+		
Checks	\$50.00	-		
Ending Balance	\$195.78			

DEPOSITS & CREDITS

06/26	Deposit - Thank You	100.00
07/10	Deposit - Thank You	188.00
07/10	Square Inc 150710A2 Ken Davidson C M1134519333	0.49
Total Deposits & Credits		\$288.49

WITHDRAWALS

07/09	Pin Purchase Publix Super M 5411 Ocala FL 0409	18.95
07/09	Pin Purchase Lowe S #440 5200 Ocala FL 0409	12.68
07/09	Pin Purchase Best Buy 5732 Ocala FL 0409	10.59
07/10	Square Inc 150710A2 Ken Davidson C M1134513159	0.49
Total Withdrawals		\$42.71

CHECKS

<u>Date</u>	<u>Check No.</u>	<u>Amount</u>	<u>Date</u>	<u>Check No.</u>	<u>Amount</u>
07/03		50.00			

DAILY BALANCE SUMMARY

<u>Date</u>	<u>Balance</u>	<u>Date</u>	<u>Balance</u>	<u>Date</u>	<u>Balance</u>
06/26	100.00	07/09	7.78		
07/03	50.00	07/10	195.78		

EXHIBIT

11 (1 of 3)

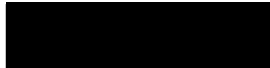


REGIONS

Regions Bank
Paddock Park Office
3232 SW College Road
Ocala, FL 34474-4412

KEN DAVIDSON CAMPAIGN ACCOUNT
1954 NW 3RD ST
OCALA FL 34475-6350

ACCOUNT #



Cycle 092
Enclosures 04
Page 0
1 of 2

ADVANTAGE BUSINESS CHECKING
July 14, 2015 through August 12, 2015

SUMMARY

Beginning Balance	\$195.78	Minimum Daily Balance	\$0
Deposits & Credits	\$24.00 +	Average Monthly Statement Balance	\$61
Withdrawals	\$118.05 -		
Fees	\$0.00 -		
Automatic Transfers	\$0.00 +		
Checks	\$76.80 -		
Ending Balance	\$24.93		

DEPOSITS & CREDITS

08/11	Deposit - Thank You	24.00
-------	---------------------	-------

WITHDRAWALS

07/27	Pin Purchase Wal-Mart #4368	5411 Ocala FL 0409	38.05
07/27	ATM Withdrawal Regions	Silver Spring Ocala FL F2530 0409	20.00
07/27	ATM Withdrawal Regions	Silver Spring Ocala FL F2530 0409	20.00
07/30	ATM Withdrawal Regions	East Office Ocala FL F2540 0409	40.00
Total Withdrawals			\$118.05

} *

CHECKS

Date	Check No.	Amount	Date	Check No.	Amount
07/14		24.00	07/16	1	50.00
07/14		2.80			
Total Checks					\$76.80

* Break In Check Number Sequence.

DAILY BALANCE SUMMARY

Date	Balance	Date	Balance	Date	Balance
07/14	168.98	07/27	40.93	08/11	24.93
07/16	118.98	07/30	0.93		

EXHIBIT

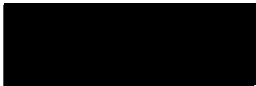
11 (2 of 3)



Regions Bank
 Paddock Park Office
 3232 SW College Road
 Ocala, FL 34474-4412

KEN DAVIDSON CAMPAIGN ACCOUNT
 1954 NW 3RD ST
 OCALA FL 34475-6350

ACCOUNT #



Cycle 092
 Enclosures 04
 Page 0
 1 of 1

ADVANTAGE BUSINESS CHECKING
 August 13, 2015 through September 10, 2015

SUMMARY			
Beginning Balance	\$24.93	Minimum Daily Balance	\$17 -
Deposits & Credits	\$0.00 +	Average Monthly Statement Balance	\$4
Withdrawals	\$20.00 -		
Fees	\$22.00 -		
Automatic Transfers	\$0.00 +		
Checks	\$0.00 -		
Ending Balance	\$17.07 -		

WITHDRAWALS					
08/14	ATM Withdrawal Regions	East Office Ocala	FL F2540	0409	20.00 *

FEES					
09/10	Monthly Fee - Low Balance				22.00 *

DAILY BALANCE SUMMARY					
<u>Date</u>	<u>Balance</u>	<u>Date</u>	<u>Balance</u>	<u>Date</u>	<u>Balance</u>
08/14	4.93	09/10	17.07 -		

**DEPOSIT AGREEMENT AMENDED 11-6-15 FOR CD
 EARLY WITHDRAWAL PENALTY, OVERDRAFT/
 TRANSACTION POSTING, OPERATIONAL SER-
 VICES; AND IMMEDIATELY FOR STOP PAYMENT,
 POSTDATED/EXPIRED ITEMS, ACCOUNT CLOS-
 ING, COMMUNICATION CONSENT. VISIT YOUR
 BRANCH OR REGIONS.COM/ACCOUNTCHANGE FOR
 DETAILS. CD CUSTOMERS MAY RECEIVE ADDI-
 TIONAL NOTICE. SEE ENCLOSED FOR MORE ON
 OVERDRAFT CHANGES, TRANSACTION POSTING.**

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!

EXHIBIT 11 (3 of 3)

Posting Date: 2015-07-03, Debit/Credit: D, Amt: 50.00, Posting Acct: [REDACTED]

63-400/631

DATE July 1st 2015

PAY TO THE ORDER OF Jennifer Boys \$ 50.00

Fifty and 0/100 DOLLARS

REGIONS 04

FOR Flyer Design

[REDACTED]

Posting Date: 2015-07-03, Debit/Credit: D, Amt: 50.00, Posting Acct: [REDACTED]

Seq: 89
Batch: 943393
Date: 07/02/15

01/20 03/11
\$50.00
DRL FL*****
Cash Check
R/T# 540100101
Account
Entity NFI CC 0109146 TR 00039
Tran 00202 07/02/2015 13:50

Seq: 000889 07/02/15
BAT: 943393 CC: 0750109146
WT: 01 LTPS: Jacksonville
BC: Boulevard Drive-In: BC FL8-202

00

EXHIBIT 12 (loc 4)
3

Posting Date: 2015-07-14, Debit/Credit: D, Amt: 24.00, Posting Acct: [REDACTED]

KEN DAVIDSON CAMPAIGN
DISTRICT # 2

03-466/631

DATE 7/10/15

PAY TO THE ORDER OF City of Ocala \$ 24.00

Twenty four and 00/100 DOLLARS

REGIONS 04

FOR ELECTION ABS

[Signature]

Posting Date: 2015-07-14, Debit/Credit: D, Amt: 24.00, Posting Acct: [REDACTED]

City of Ocala
151962-1 07/13/2015 101 4
Mem. Jul 13, 2015 12:39:53PM
ITEMS: DEBITS & TOTAL = \$26.00
CHECK \$26.00
For Deposit Only
City of Ocala
Finance Department

EXHIBIT 12 (2 of 4)


Posting Date: 2015-07-14, Debit/Credit: D, Amt: 2.80, Posting Acct: [REDACTED]

KEN DAVIDSON CAMPAIGN
DISTRICT #2

63-466/631

PAY TO THE ORDER OF City of Ocala DATE 7/10/15 \$ 2.80

Two and 00/100 DOLLARS

 **REGIONS** 04

FOR [REDACTED]

[Signature]

Posting Date: 2015-07-14, Debit/Credit: D, Amt: 2.80, Posting Acct: [REDACTED]

City of Ocala
153020-1 REGIONS 001 4
MOP: JUL 15 2015 17:55:15PM
ITEM: TRANS 7 1014 526-83
Check 02.80
For Deposit Only
City of Ocala
Finance Department

①

EXHIBIT 12 (3 of 4)

Posting Date: 2015-07-16, Debit/Credit: D, Amt: 50.00, Posting Acct: [REDACTED]

63-400/631

DATE 7/15/15

PAY TO THE ORDER OF Ten Days \$50.00

Fifty and 0/100 DOLLARS

REGIONS 04

FOR Campaign Over

[REDACTED]

Posting Date: 2015-07-16, Debit/Credit: D, Amt: 50.00, Posting Acct: [REDACTED]

Seq: 49
Batch: 441789
Date: 07/16/15

TRAM 0018 07/16/2015 13:44
Entty NFL CC 0109146 TR 00039
Account [REDACTED] R/T# 540100101
Cash Check \$50.00
DRL FLXXXXXXXXXXXX
01/20 03/11

Seq: 00049 07/16/15
BAT: 441789 CC: 0750189146
WT: 01 LTPS: Jacksonville
BC: Boulevard Drive-In BC FL8-202

[REDACTED]

EXHIBIT 12 (Acc4)

WAIVER OF REPORT

(Section 106.07(7), F.S.)

(PLEASE TYPE)

ONLINE SUBMISSION

Id: 264 [1088053]

Submitted on:

6/2/2015 14:07:00 (eastern)
OFFICE USE ONLY

KEN DAVIDSON

Name

City Council - 2 - Ocala

Office Sought

1954 NW 3RD ST

Address

OCALA, FL 34475

City

State

Zip Code

Candidate

Political Committee

Electioneering Communications Organization

Party Executive Committee

Check here if address has changed since last report.

Check here if PC or ECO has DISBANDED and will no longer file reports.

TYPE OF REPORT (Check Appropriate Box and Complete Applicable Line beneath Box)

MONTHLY REPORT

PRIMARY ELECTION

GENERAL ELECTION

OTHER REPORT TYPE

Indicate report #

M M5

Indicate report #

P _____

Indicate report #

G _____

Indicate report type and # as applicable:

TERMINATION REPORT

SPECIAL ELECTION

NOTIFICATION OF NO ACTIVITY IN CAMPAIGN ACCOUNT FOR THE REPORTING PERIOD OF

5/1/2015

THROUGH

5/31/2015

X

Signature

Date

X

Signature

Date

REQUIRED SIGNATURES FOR:

Candidates:

Candidate and Campaign Treasurer or Deputy Treasurer (s. 106.07(5), F.S.)

Political Committees:

Chairman and Campaign Treasurer or Deputy Treasurer (s. 106.07(5), F.S.)

Electioneering Communications Organizations:

Treasurer (s. 106.0703(4)(c), F.S.)

Party Executive Committees:

Treasurer and Chairman (s. 106.29(2), F.S.)

In any reporting period when there has been no activity in the account (no funds expended or received) the filing of the required report is waived. However, the filing officer must be notified in writing on the prescribed reporting date that no report is being filed.

CAMPAIGN TREASURER'S REPORT SUMMARY

(1) KEN DAVIDSON
Name

(2) 1954 NW 3RD ST
Address (number and street)
OCALA, FL 34475
City, State, Zip Code

OFFICE USE ONLY
ONLINE SUBMISSION
[1089497]

Submitted on:
7/14/2015 16:15:02 (eastern)

Check here if address has changed

(3) ID Number: 264

(4) Check appropriate box(es):

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

(5) Report Identifiers

Cover Period: From 6 / 1 / 2015 To 6 / 30 / 2015 Report Type: M6

Original Amendment Special Election Report

(6) Contributions This Report

Cash & Checks \$, , 100 . 00

Loans \$, , 0 . 00

Total Monetary \$, , 100 . 00

In-Kind \$, , 250 . 00

(7) Expenditures This Report

Monetary Expenditures \$, , 0 . 00

Transfers to Office Account \$, , 0 . 00

Total Monetary \$, , 0 . 00

(8) Other Distributions

\$, , 0 . 00

(9) TOTAL Monetary Contributions To Date

\$, , 100 . 00

(10) TOTAL Monetary Expenditures To Date

\$, , 0 . 00

(11) Certification

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

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

(Type name)

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

X

Signature

(Type name)

Candidate Chairperson (only for PC and PTY)

X

Signature

CAMPAIGN TREASURER'S REPORT SUMMARY

(1) KEN DAVIDSON
 Name
 (2) 1954 NW 3RD ST
 Address (number and street)
OCALA, FL 34475
 City, State, Zip Code

OFFICE USE ONLY
ONLINE SUBMISSION
 [1089597]

Submitted on:
 7/22/2015 16:01:31 (eastern)

Check here if address has changed

(3) ID Number: 264

(4) Check appropriate box(es):

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

(5) Report Identifiers

Cover Period: From 6 / 1 / 2015 To 6 / 30 / 2015 Report Type: M6

Original Amendment Special Election Report

(6) Contributions This Report

Cash & Checks \$, , 00 . 00

Loans \$, , 00 . 00

Total Monetary \$, , 00 . 00

In-Kind \$, , 00 . 00

(7) Expenditures This Report

Monetary Expenditures \$, , 00 . 00

Transfers to Office Account \$, , 00 . 00

Total Monetary \$, , 00 . 00

(8) Other Distributions

\$, , 00 . 00

(9) TOTAL Monetary Contributions To Date

\$, , 100 . 00

(10) TOTAL Monetary Expenditures To Date

\$, , 00 . 00

(11) Certification

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

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

(Type name)

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

X

Signature

(Type name)

Candidate Chairperson (only for PC and PTY)

X

Signature

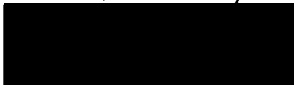


REGIONS

Regions Bank
Paddock Park Office
3232 SW College Road
Ocala, FL 34474-4412

KEN DAVIDSON CAMPAIGN ACCOUNT
1954 NW 3RD ST
OCALA FL 34475-6350

ACCOUNT #



Cycle 092
Enclosures 04
Page 0
1 of 1

ADVANTAGE BUSINESS CHECKING
September 11, 2015 through October 9, 2015

SUMMARY

Beginning Balance	\$17.07 -	Minimum Daily Balance	\$17 -
Deposits & Credits	\$0.00 +	Average Monthly Statement Balance	\$17 -
Withdrawals	\$0.00 -		
Fees	\$0.00 -		
Automatic Transfers	\$0.00 +		
Checks	\$0.00 -		
Ending Balance	\$17.07 -		

DEPOSIT AGREEMENT AMENDED 11-6-15 FOR CD EARLY WITHDRAWAL PENALTY, OVERDRAFT/ TRANSACTION POSTING, OPERATIONAL SERVICES; AND IMMEDIATELY FOR STOP PAYMENT, POSTDATED/EXPIRED ITEMS, ACCOUNT CLOSING, COMMUNICATION CONSENT. VISIT YOUR BRANCH OR REGIONS.COM/ACCOUNTCHANGE FOR DETAILS. CD CUSTOMERS MAY RECEIVE ADDITIONAL NOTICE. SEE ENCLOSED FOR MORE ON OVERDRAFT CHANGES, TRANSACTION POSTING.

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!

EXHIBIT

14



REGIONS

Regions Bank
Paddock Park Office
3232 SW College Road
Ocala, FL 34474-4412

KEN DAVIDSON CAMPAIGN ACCOUNT
1954 NW 3RD ST
OCALA FL 34475-6350

ACCOUNT #



Cycle 092
Enclosures 04
Page 0
1 of 1

ADVANTAGE BUSINESS CHECKING
November 7, 2015 through December 10, 2015

SUMMARY			
Beginning Balance	\$17.07 -	Minimum Daily Balance	\$17 -
Deposits & Credits	\$17.07 +	Average Monthly Statement Balance	\$1 -
Withdrawals	\$0.00 -		
Fees	\$0.00 -		
Automatic Transfers	\$0.00 +		
Checks	\$0.00 -		
Ending Balance	\$0.00		

DEPOSITS & CREDITS		
11/10	Bank Closing Credit	17.07

DAILY BALANCE SUMMARY					
<u>Date</u>	<u>Balance</u>	<u>Date</u>	<u>Balance</u>	<u>Date</u>	<u>Balance</u>
11/10	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!

EXHIBIT 15

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

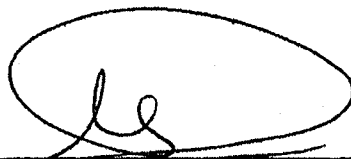
OFFICE USE ONLY
RECEIVED

2015 MAY 20 P 4: 04
CITY OF OCALA, FLORIDA
CITY CLERK

I, Ken Davidson,

candidate for the office of Councilman district #2;

have been provided access to read and understand the requirements of
Chapter 106, Florida Statutes.

X 

Signature of Candidate

05/20/15

Date

Each candidate must file a statement with the qualifying officer within 10 days after the Appointment of Campaign Treasurer and Designation of Campaign Depository is filed. Willful failure to file this form is a first degree misdemeanor and a civil violation of the Campaign Financing Act which may result in a fine of up to \$1,000, (ss. 106.19(1)(c), 106.265(1), Florida Statutes).

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 15-494**

Respondent: Ken E. Davidson

Complainant: Angel Jacobs

1. **Date and time:** 11/14/17- 2:49 PM
Name: Respondent
Phone #: 850-778-2346
Summary: I called at 2:49 PM and a woman answered the telephone. As I began to speak, to ask for Respondent, I was disconnected. I called back immediately, and reached a voicemail box. I left a message, asking for a return call from Respondent.
Memo to File? No
Entered by: S. Spore

2. **Date and time:** 02/06/18 @ 10:24 a.m.
Name: Angel Jacobs – City Clerk
Phone #: 352-629-8403
Summary: I called the city clerk to request a copy of Respondent's appointment-of-treasurer form as well as his statement of candidate form for the 2015 election. Ms. Jacobs affirmed, when asked, that Respondent had not run for elective office in the city prior to 2015. When asked, she said that in 2015, a candidate would have been given a binder that included Chapter 106, Florida Statutes as well as the Candidate Handbook. Ms. Jacobs also confirmed that Respondent never filed his 2015 Termination Report with her office, the basis for the complaint/referral. It was agreed that she would e-mail the forms that I requested.
Memo to File? No
Entered by: KS

3. **Date and time:** 02/15/18 @ 2:46 p.m.
Name: Chris Paschenko – Regions Bank Legal Dept.
Phone #: 205-420-4792
Summary: Mr. Paschenko, a representative with Region Bank's legal department, called in response to the subpoena duces tecum for bank records. He inquired of any other identifying information I might could provide him in his search for the records since the subpoena only included Respondent's name. I was able to provide him with some additional identifying information and using the information he was able to find a campaign account in Respondent's name. He requested my e-mail address in order to forward the bank records to my attention once the subpoena has been completed.
Memo to File? No
Entered by: KS

4. **Date and time:** 03/14/18 @ 9:30 a.m.
Name: Respondent
Phone #: 407-601-3678
Summary: I tried calling Respondent for the purpose of asking him as to the reason for not filing his TR and disclosing activity. A recorded message stated that the telephone number

EXHIBIT 17 (1 of 2)

can't accept any more messages. I tried Respondent at this telephone number as discovered through commission staff's research into locating Respondent.

Memo to File? No

Entered by: KS

5. **Date and time:** 03/14/18 @ 9:33 a.m.

Name: Respondent

Phone #: 352-512-9875

Summary: I tried calling Respondent for the purpose of asking him as to the reason for not filing his TR and disclosing activity. I left a voice-mail message explaining the reason for my telephone call and asked that he return my call at his earliest convenience. The telephone number was listed on Respondent's 2015 DS-DE 9 form.

Memo to File? No

Entered by: KS

6. **Date and time:** 03/14/18 @ 9:43 a.m.

Name: Respondent

Phone #: 800-504-1981

Summary: I tried calling Respondent at a telephone number attributed to Brit Capital Group, Inc., which, according to his LinkedIn profile, is where Respondent is employed. A woman answering the telephone did not say for certain whether Respondent worked there but said she would take a message and pass it along to him.

Memo to File? No

Entered by: KS

7. **Date and time:** 03/20/18 @ 9:55 a.m.

Name: Respondent

Phone #: 352-512-9875

Summary: I tried calling Respondent to inquire as to why he did not file his TR to disclose activity. I left another voice-mail message explaining the purpose of my telephone call and asked that he return my call.

Memo to File? No

Entered by: KS

8. **Date and time:** 03/20/18 @ 2:00 p.m.

Name: Respondent

Phone #: 800-504-1981

Summary: I attempted to call Respondent at Brit Capital Group, Inc. A woman answering the telephone asked that I leave a message and she would pass it on, which I did.

Memo to File? No

Entered by: KS

9. **Date and time:**

Name:

Phone #:

Summary:

Memo to File? No

Entered by:

EXHIBIT

17

(2 of 2)



FLORIDA ELECTIONS COMMISSION

**107 W. Gaines Street,
Suite 224 Collins Building
Tallahassee, Florida 32399-1050
Telephone: (850) 922-4539
Fax: (850) 921-0783
www.fec.state.fl.us; fec@myfloridalegal.com**

October 25, 2017

Ken E. Davidson
4225 Chateau Road
Orlando, FL 32808-5103

RE: Case No.: FEC 15-494; Respondent: Ken E. Davidson

Dear Mr. Davidson:

On November 24, 2015, the Florida Elections Commission received a complaint alleging that you 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 2015 candidate for the Ocala City Council, District 2, may have failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the 2015 termination reporting period.

Section 106.141(1), Florida Statutes: As alleged in the complaint, Respondent, a 2015 candidate for the Ocala City Council, District 2, failed to timely file his 2015 Termination Report reflecting the disposition of all remaining campaign funds.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2015 candidate for the Ocala City Council, District 2, may have falsely reported or deliberately failed to include information in one or more campaign treasurer reports, as required by Chapter 106.

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 make a written recommendation (Staff Recommendation or SR) to the Commission as to whether there is probable cause to charge 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

Ken E. Davidson
October 25, 2017
Page 2
FEC 15-494

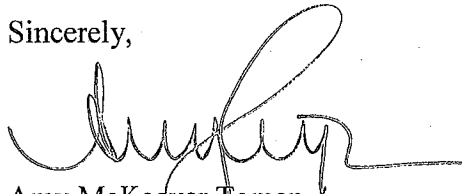
one or more hearings to determine whether the alleged violations occurred and, if so, the amount of the fine to be imposed. You and the complainant will receive notice at least 14 days before any hearing at which your case is to be considered.

Please note that all documents related to this matter will be mailed to the above address unless you **notify us of a new address**. Also, please remember that complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 or 106, Florida Statutes, are **confidential** until the Commission finds probable cause or no probable cause.

For additional information, please refer to the "Frequently Asked Questions" section of the Commission's website (www.fec.state.fl.us).

If you have additional questions, please contact **Samantha Spore**, the investigator assigned to this case at extension 110.

Sincerely,

A handwritten signature in black ink, appearing to read "Amy Toman", with a long horizontal flourish extending to the right.

Amy McKeever Toman
Executive Director

AMT/enr

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION
107 West Gaines Street, Suite 224, Tallahassee, Florida 32399-1050
Telephone Number: (850) 922-4539
www.fec.state.fl.us

RECEIVED

2015 NOV 24 P 12:14

CONFIDENTIAL COMPLAINT FORM

The Commission's records and proceedings in a case are confidential until the Commission rules on probable cause. A copy of the complaint will be provided to the person against whom the complaint is brought.

1. PERSON BRINGING COMPLAINT:

Name: Angel Jacobs Work Phone: (352) 629-8403
Address: 110 SE Watula Ave Home Phone: ()
City: Ocala County: Marion State: FL Zip Code: 34471

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

A person can be an individual, political committee, committee of continuous existence, political party, electioneering communication organization, club, corporation, partnership, company, association, or any other type of organization. (If you intend to name more than one individual or entity, please file multiple complaints.)

Name of individual or entity: Ken E. Davidson
Address: 820 East Fort King Street Phone: (850) 778-2346
City: Ocala County: Marion State: FL Zip Code: 34471

If individual is a candidate, list the office or position sought: City Council Member District 2

Have you filed this complaint with the State Attorney's Office? (check one) Yes No

3. ALLEGED VIOLATION(S):

Please list the provisions of The Florida Election Code that you believe the person named above may have violated. The Commission has jurisdiction only to investigation the following provisions: **Chapter 104, Chapter 106, and Section 105.071, Florida Statutes.** Also, please include:

- ✓ The facts and actions that you believe support the violations you allege,
- ✓ The names and telephone numbers of persons you believe may be witnesses to the facts,
- ✓ A copy or picture of the political advertisements you mention in your statement,
- ✓ A copy of the documents you mention in your statement, and
- ✓ Other evidence that supports your allegations.

Violation of Chapter 106, failure to file campaign finance termination report. The filing date was October 8, 2015. Certified delinquency notices were mailed on October 9, 2015 and October 23, 2015. In addition to the certified notices, email reminders were also sent to Mr. Davidson by the Marion County Election Center and the City Clerk. As of November 18, 2015 10:00 a.m. Mr. Davidson has not filed the required termination report. Mr. Wesley Wilcox, Supervisor of Elections to be witness to the facts may be contacted at (352) 620-3290.

Additional materials attached (check one)? Yes No

4. OATH

STATE OF FLORIDA
COUNTY OF Marion

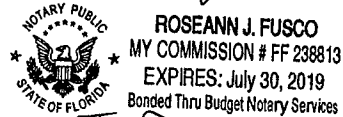
I swear or affirm, that the above information is true and correct to the best of my knowledge.

RECEIVED
2015 NOV 24 P 12:14

Angel Jacobs
Original Signature of Person Bringing Complaint

Sworn to and subscribed before me this 18 day of
November, 20 15

Roseann J. Fusco
Signature of Officer Authorized to Administer Oaths or Notary public.



Roseann J. Fusco
(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally known Or Produced Identification _____
Type of Identification Produced _____

Any person who files a complaint while knowing that the allegations are false or without merit commits a misdemeanor of the first degree, punishable as provided in Sections 775.082 and 775.083, Florida Statutes.



↑

?

City of Ocala

Office of the City Clerk
 110 SE Watula Avenue
 Ocala, Florida 34471
 (352) 629-8266 Office
 (352) 629-5208 Fax



Find your place

COPY

TO: Ken E. Davidson

FROM: Angel B. Jacobs, City Clerk

RE: Disposing of Surplus Funds & Campaign Finance Termination Report
 Report Code: 2015 TR-Q
 Report Period: 7/1/2015 – 10/8/2015
 Report Due Date: 10/8/2015

Date: October 23, 2015

Our records indicate that you have not filed your campaign finance termination report required in Florida Statute 106.141. The filing date was October 8, 2015. A certified delinquency notice was mailed to you on October 9, 2015. Failure to file your report constitutes an apparent violation of chapter 106, Florida Statutes.

Statutory fines are automatically assessed as follows until you file your report:

- \$50 for the first 3 days late
- \$500 per day for each day after the 3rd day late

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 file your report, 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.

Pursuant to 106.141(11), any candidate who is required by provisions of this section to dispose of funds in his or her campaign account and who fails to dispose of the funds, commits a misdemeanor of the first degree.

If we refer this matter to the Florida Elections Commission, the Commission will investigate and may subsequently impose additional civil penalties pursuant to 106.265.

If you have any questions, please do not hesitate to call 629-8403, M-F, 8:00 AM to 5:00 PM.

Thank you for your prompt cooperation in this matter.



Date Produced: 11/02/2015

CITY OF OCALA CITY CLERK'S OFFICE:

The following is the delivery information for Certified Mail™ item number 7108 2133 3937 6208 1480. Our records indicate that this item was delivered on 10/26/2015 at 10:12 a.m. in OCALA, FL 34471. The scanned image of the recipient information is provided below.

Signature of Recipient :

A handwritten signature in cursive script that reads "Sue King".

Address of Recipient :

A handwritten address in cursive script that reads "220 SE FT KING".

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: 1401624 37330412clerk

Delivery Status



Here is the detailed status of the shipment you are tracking. Check all of the information carefully. If there appears to be a problem with your shipment, contact the carrier directly.

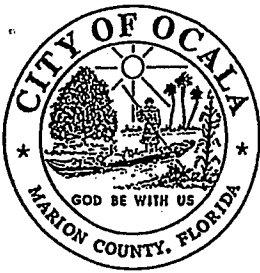
Account Number: 37330412

Carrier: USPS

Tracking Number: 9171082133393762081497

Status:
Notice Left (No Authorized Recipient Available)

Print



City of Ocala
Office of the City Clerk
110 SE Watula Avenue
Ocala, Florida 34471
(352) 629-8266 Office
(352) 629-5208 Fax

COPY

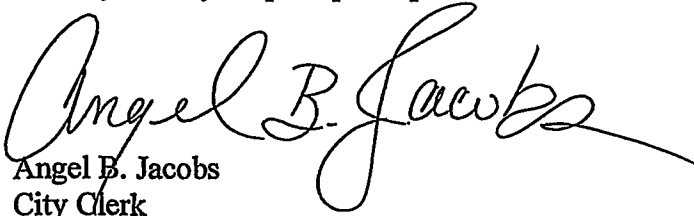
TO: Ken E. Davidson
FROM: Angel B. Jacobs, City Clerk
RE: Campaign Financial Report for period of 7/1/2015 to 10/8/2015 TR-Q report
Date Due October 8, 2015
Date: October 9, 2015

It has been determined that your campaign financial report is late. Failure to file such a report in a timely manner shall be fined \$50.00 per day for the first three days late and, thereafter \$500.00 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. In the case of a candidate, such fine is not an allowable campaign expenditure and shall be paid only from personal funds of the candidate.

The fine is to be paid to the filing officer within **20 days** after receipt of the notice of payment due. Appeal may be made to the Florida Elections Commission pursuant to F.S. 106.07(8)(b). Should a candidate wish to appeal, it is the candidate's responsibility to notify this office in writing of the intention to appeal.

If you have questions please call 629-8403, M-F, 8:00 AM to 5:00 PM.

Thank you for your prompt cooperation in this matter,


Angel B. Jacobs
City Clerk



UNITED STATES
POSTAL SERVICE

Date Produced: 10/19/2015

CITY OF OCALA CITY CLERK'S OFFICE:

The following is the delivery information for Certified Mail™ item number 7199 9991 7030 7044 8061. Our records indicate that this item was delivered on 10/13/2015 at 10:16 a.m. in OCALA, FL 34471. The scanned image of the recipient information is provided below.

Signature of Recipient :

Address of Recipient :

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: 1401624 37330412clerk



USPS Tracking®



Customer Service >
Have questions? We're here to help.



Get Easy Tracking Updates >
Sign up for My USPS.

Tracking Number: 9171999991703070448061

On Time
Expected Delivery Day: Tuesday, October 13, 2015

Product & Tracking Information

Postal Product:
First-Class Mail®

Features:
Certified Mail™

DATE & TIME	STATUS OF ITEM	LOCATION
October 13, 2015 , 10:16 am	Delivered	OCALA, FL 34471

Available Actions

[Return Receipt Electronic](#)

[Text Updates](#)

[Email Updates](#)

Your item was delivered at 10:16 am on October 13, 2015 in OCALA, FL 34471.

October 13, 2015 , 6:11 am	Arrived at Unit	OCALA, FL 34478
October 10, 2015 , 11:07 pm	Arrived at USPS Facility	GAINESVILLE, FL 32608
October 9, 2015 , 9:58 pm	Departed USPS Facility	JACKSONVILLE, FL 32203
October 9, 2015 , 8:54 pm	Arrived at USPS Facility	JACKSONVILLE, FL 32203
October 9, 2015 , 7:39 pm	Accepted at USPS Origin Sort Facility	OCALA, FL 34471
October 9, 2015	Pre-Shipment Info Sent to USPS	

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

Track all your packages from a dashboard.
No tracking numbers necessary.

[Sign up for My USPS >](#)



Angel Jacobs

From: Kim Hankemeyer <KHankemeyer@VoteMarion.com>
Sent: Thursday, November 12, 2015 5:06 PM
To: Ken Davidson; Caroline Williams for Candidate Ken Davidson (caroline@simply-british.com)
Cc: Angel Jacobs; Wesley Wilcox
Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Ken,

You have *not* filed your 2015 Termination report with the City of Ocala. The report was due on October 8, 2015. I know Angel Jacobs has contacted you several times by multiple methods requesting that you file your termination report. I recommend that you file your 2015 TR-Q report immediately. If I can be of assistance simply ask.

Thank you,

KIM HANKEMEYER, MFCEP

Support Services Analyst
Marion County Election Center
981 NE 16th Street
PO Box 289
Ocala, Florida 34478-0289
Tel: 352 620 3294 Ext 220
Fax: 352 620 3286
E-Mail: KHankemeyer@VoteMarion.com
Web: www.VoteMarion.com

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

From: Ken Davidson [mailto:ken@simply-british.com]
Sent: Thursday, November 12, 2015 3:26 PM
To: Kim Hankemeyer
Subject: Re: REMINDER Candidate Termination Report - City of Ocala

Good Afternoon Angel,

Let me first apologize profusely for not returning the calls and submitting the report. We have been having some issues with our mobile devices and phone systems.

As per your last message, I do understand about the possible non compliance report that may have to be filed.

Please let me know if that report has been filed.

Thank you for patience.

Sincerely,

Ken Davidson

On Oct 2, 2015 12:02 PM, "Kim Hankemeyer" <KHankemeyer@votemarion.com> wrote:

Ken,

On behalf of the City of Ocala, I'm sending you this reminder to file your Termination Report on or before Thursday, October 8, 2015.

Report Code: 2015 TR-Q

Report Period: 7/1/2015 – 10/8/2015

Report Due Date: Thursday, 10/8/2015

Information on disposing of surplus funds can be found in Chapter 17 of the Candidate & Campaign Treasurer Handbook.

Ensure that your termination report shows that your TOTAL Monetary Contributions To Date (Box 9) equals the Total Monetary Expenditures To Date (Box 10).

File your report timely. Pursuant to §106.07(8)(b), fines will be assessed if your report is not filed by the deadline. Fines are paid from personal funds.

If you have any questions, please do not hesitate to contact Angel Jacobs, City Clerk at 629-8403.

Regards,

KIM HANKEMEYER, MFCEP

Support Services Analyst

Marion County Election Center

981 NE 16th Street

PO Box 289

Ocala, Florida 34478-0289

Tel: 352 620 3294 Ext 220

Fax: 352 620 3286

E-Mail: KHankemeyer@VoteMarion.com

Web: www.VoteMarion.com

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

Angel Jacobs

From: Angel Jacobs
Sent: Wednesday, October 21, 2015 11:55 AM
To: 'Ken Davidson'
Cc: 'caroline@simply-british.com'
Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Thanks for calling this morning confirming receipt of the email. Just checked the website and did not see your report. After your report is submitted I will be able to calculate the fine and send notice. After you receive notice of payment due you have 20 days to pay the fine. Give me a call if you have any questions. Thanks!

Angel
629-8403

From: Angel Jacobs
Sent: Tuesday, October 20, 2015 11:37 AM
To: Ken Davidson <ken@simply-british.com>
Cc: 'caroline@simply-british.com' <caroline@simply-british.com>
Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Good morning Ken,

Just following up on the TRQ report that was due on October 8th, please give me a call. USPS tracking service indicates the late report notice was received on October 13, 2015.

Please confirm receipt of this email. Thanks!

From: Kim Hankemeyer [<mailto:KHankemeyer@VoteMarion.com>]
Sent: Friday, October 09, 2015 9:50 AM
To: Ken Davidson <ken@simply-british.com>
Cc: Angel Jacobs <AJacobs@ocalafl.org>; Wesley Wilcox <WWilcox@VoteMarion.com>
Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Ken,

I understand from your statement below that you had a problem accessing the Candidate Finance System to submit your final Termination Report. After review of the Candidate Finance System audit log, it affirms that you or someone on your behalf successfully logged into your City of Ocala campaign account yesterday, 10/8/2015 at 2:15 PM and again at 4:56 PM. You had 90 days to comply with Section 106.141 of Florida Statutes and file your termination report. I highly recommend that you file it immediately.

Information on disposing of surplus funds can be found in Chapter 17 of the Candidate & Campaign Treasurer Handbook.

Know that you must pay all campaign expenditures and physically CLOSE your campaign account. You cannot keep your bank account open.

Your submitted termination report (2015-TR-Q) must show that your TOTAL Monetary Contributions To Date (Box 9) equals the Total Monetary Expenditures To Date (Box 10).

If you have additional questions, feel free to contact Angel or myself. We'll be happy to assist.

KIM HANKEMEYER, MFCEP

Support Services Analyst

Marion County Election Center

981 NE 16th Street

PO Box 289

Ocala, Florida 34478-0289

Tel: 352 620 3294 Ext 220

Fax: 352 620 3286

E-Mail: KHankemeyer@VoteMarion.com

Web: www.VoteMarion.com

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

From: Ken Davidson [<mailto:ken@simply-british.com>]

Sent: Thursday, October 08, 2015 5:07 PM

To: Angel Jacobs

Subject: Re: REMINDER Candidate Termination Report - City of Ocala

Hi Angel,

The system is not recognizing my candidate info when I log in using the link you provided. It reads user not found. However, when logging in to vote marion. it allow me in but I am unsure as to where to find the report or log in the information. What is the fee per each each day it is late?

I will give you a call tomorrow.

Best Regards,

Sincerely,

Ken Davidson
Chief Operations Officer
Simply British
simply-british.com

(850) 778-2346

Simply British

simply-british.com

(850) 778-2346

On Wed, Oct 7, 2015 at 12:56 PM, Angel Jacobs <AJacobs@ocalafl.org> wrote:

Good afternoon Ken,

Just following up on the termination report that's due tomorrow (Thursday, October 8th) please give me a call if you have any questions.

On Thu, Oct 8, 2015 at 4:25 PM, Angel Jacobs <AJacobs@ocalafl.org> wrote:

No problem!

Angel Jacobs

From: Ken Davidson [mailto:ken@simply-british.com]
Sent: Thursday, October 08, 2015 4:25 PM

To: Angel Jacobs
Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Thank you Angel.

On Oct 8, 2015 4:22 PM, "Angel Jacobs" <AJacobs@ocalafl.org> wrote:

https://www.voterfocus.com/ws/WScand/candidate_login.php?county=<marion>

Angel Jacobs

From: Ken Davidson [mailto:ken@simply-british.com]
Sent: Thursday, October 08, 2015 4:18 PM

To: Angel Jacobs
Subject: RE: REMINDER Candidate Termination Report - City of Ocala

Excuse me Angel, is there a link you send me?

On Oct 8, 2015 3:33 PM, "Angel Jacobs" <AJacobs@ocalafl.org> wrote:

No, you have to complete the TRQ, showing the account was closed.

Angel Jacobs

From: Ken Davidson [mailto:ken@simply-british.com]
Sent: Thursday, October 08, 2015 2:22 PM
To: Angel Jacobs
Subject: Re: REMINDER Candidate Termination Report - City of Ocala

Hello Angel,

Thank you for the reminder. If I send a waiver report would that be the same as the 2015 TR?

Sincerely,

Ken Davidson
Chief Operations Officer

The contact numbers I have for you are 352-512-9875 and 850-778-2346. Please confirm.

Angel Jacobs

From: Kim Hankemeyer [mailto:KHankemeyer@VoteMarion.com]
Sent: Friday, October 02, 2015 12:03 PM
To: Ken Davidson (ken@simply-british.com); Caroline Williams for Candidate Ken Davidson (caroline@simply-british.com)
Cc: Angel Jacobs
Subject: REMINDER Candidate Termination Report - City of Ocala

Ken,

On behalf of the City of Ocala, I'm sending you this reminder to file your Termination Report on or before Thursday, October 8, 2015.

Report Code: 2015 TR-Q

Report Period: 7/1/2015 – 10/8/2015

Report Due Date: Thursday, 10/8/2015

Information on disposing of surplus funds can be found in Chapter 17 of the Candidate & Campaign Treasurer Handbook.

Ensure that your termination report shows that your TOTAL Monetary Contributions To Date (Box 9) equals the Total Monetary Expenditures To Date (Box 10).

File your report timely. Pursuant to §106.07(8)(b), fines will be assessed if your report is not filed by the deadline. Fines are paid from personal funds.

If you have any questions, please do not hesitate to contact Angel Jacobs, City Clerk at 629-8403.

Regards,

KIM HANKEMEYER, MFCEP

Support Services Analyst

Marion County Election Center

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