

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Black Republic Caucus of Florida**

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**Case No.: FEC 16-450**

**TO:** Black Republic Caucus of Florida  
Sean P. Jackson, Chair  
140 South Dixie Hwy., Ste. 835  
Hollywood, FL 33020

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

**NOTICE OF HEARING (AUTOMATIC FINE)**

A hearing will be held in this case before the Florida Elections Commission on, **February 28, 2017 at 11:00 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, Florida 32399**

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

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

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

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

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

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

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

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

**See further instructions on the reverse side.**

*Amy McKeever Toman*  
Executive Director  
Florida Elections Commission  
February 13, 2017

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

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

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

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

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

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

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

**FLORIDA ELECTIONS COMMISSION  
CASE REPORT**

**Case Number: FEC-16-450**

**NAME:** **BLACK REPUBLICAN CAUCUS OF FLORIDA**

**DATE APPEAL RECEIVED:** 8/12/16

**DATE REPORT DUE:** 8/5/16 (2016 P4)

**DATE OF ELECTRONIC RECEIPT:** 8/6/16

**DATE FILING OFFICER RECEIVED REPORT:** 8/6/16

**NUMBER OF DAYS LATE:** 1

**AMOUNT OF FINE:** \$25.00

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

**TOTAL RECEIPTS FOR REPORTING PERIOD:** \$100.00

**TOTAL EXPENDITURES FOR REPORTING PERIOD:** \$0

**DATE FIRST NOTIFICATION WAS SENT:** 8/8/16

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

**SUMMARY:** Black Republican Caucus of Florida is a political committee (PC) registered with the State of Florida. The PC's chair and treasurer is Mr. Sean P. Jackson.

The PC is appealing the fine claiming that unusual circumstances existed that caused the 2016 P4 Report to be untimely filed. According to Mr. Jackson, "The campaign treasurer's report that was due on August 5, 2016 was in fact filed on August 6, 2016 at 11:59PM EST. As we have received your correspondence in regards to being assessed a \$50.00 late fine, we respectfully request an appeal, that such a fine be waived. It seems to be a mitigating factor of system delay that caused our filing to in fact register as late in your system. As a company employee I am still considered timely after 7 minutes of tardiness. Being that our filing is less than 5 minutes late, it is apparent that no malice intent has been attempted to prevent the public in knowing any information as it pertains to our filing. Please, consider waiving the \$50.00 late fine assessed".

- The 2016 P4 Report covers the time period from 7/23/16 through 7/29/16.
- The 2016 P4 Queued-Transactions Report reflects that this report was created on 8/2/16 at approximately 8:37 pm, before being filed on 8/6/16 at approximately 12:01 am.

**PRIOR CASES:** This PC has been involved in one prior FEC investigation. #16-449 will also be discussed during the February 2017 Commission meeting.



From The Office of  
*Chairman Of The Board*

**EXECUTIVE BOARD**

Sean P. Jackson  
Chairman of the Board

Vacant  
Vice – Chairman

Vacant  
Treasurer

Felecia Nelson  
Secretary

David Griffin, Esq.  
General Counsel

**BOARD OF DIRECTORS**

Dr. Emma Banks, E.D.  
Curtis "C.S." Bennett +++  
Dominique Brown  
Harry Joseph  
Carolyn Kennedy  
Ted Lyons  
Samuel C. Newby, Honorable\*\*  
Faith R. Sims  
Gloreatha "Glo" Smith

LaTanya Peterson  
Political Director

Leslie Steele  
Communications Director

Bishop W. Oshea Granger  
Christian Outreach Director

Vacant  
Membership Chair

Vacant  
Executive Director

\*\* Former Elected Official  
^\* Elected Official  
+++ REC Board Member

August 12, 2016

Kristi Reid Bronson, Chief  
Bureau of Elections Records  
R.A. Gray Building – Room 316  
500 South Bronough Street  
Tallahassee, FL 32399-0250

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

To Whom This May Concern,

The campaign treasurer's report that was due on August 5, 2016 was in fact filed on August 6, 2016 at 11:59PM EST. As we have received your correspondence in regards to being assessed a \$50.00 late fine, we respectfully request an appeal, that such a fine be waived.

It seems to be a mitigating factor of system delay that caused our filing to in fact register as late in your system. As a company employee I am still considered timely after 7 minutes of tardiness. Being that our filing is less than 5 minutes late, it is apparent that no malice intent has been attempted to prevent the public in knowing any information as it pertains to our filing. Please, consider waiving the \$50.00 late fine assessed.

Humbly Submitted,

  
Sean P. Jackson  
Chairman of the Board

KBR/FEC



FLORIDA DEPARTMENT OF STATE

**Ken Detzner**  
Secretary of State

DIVISION OF ELECTIONS

August 8, 2016

Sean P. Jackson, Treasurer  
Black Republican Caucus of Florida  
140 South Dixie Highway  
Suite 835  
Hollywood, FL 33020-3020

PAC 65716

Dear Mr. Jackson:

The campaign treasurer's report that was due on August 5, 2016, was filed on August 6, 2016. By law, you are automatically assessed a late fine of \$25.00.

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

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

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

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

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

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

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

Sincerely,

Kristi Reid Bronson, Chief  
Bureau of Election Records

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

(1) Black Republican Caucus of Florida (2) 65716  
 Candidate, Committee or Party Name I.D. Number

(3) 140 South Dixie Highway Hollywood FL 33020  
 Address (number and street) City State Zip Code

Check box if address has changed since last report

(4) Check appropriate box(es):

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

(5) REPORT IDENTIFIERS

Cover Period: From 07/23/2016 To 07/29/2016 Report Type: P4

Original  Amendment  Special Election Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks \$100.00  
 Loans \$0.00  
*Total Monetary* \$100.00  
 In-Kind \$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures \$0.00  
 Transfers to Office Account \$0.00  
*Total Monetary* \$0.00

(8) Other Distributions

Certification

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

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

Name of  Treasurer  Deputy Treasurer

X  
Signature

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

Name of  Candidate  Chairman (PC/PTY Only)

X  
Signature

Name: Black Republican Caucus of Florida

Report: 2016 P4

Period: 07/23/2016 to 07/29/2016

\*\* Records in Filed Report \*\*

Seq #	Full Name (Last, Suffix, First, Middle)	Contributor	Occupation	Amount
Date	Street Address & City, State, Zip	Type	In-Kind Description	Amend
1	GULLQUIST, HERBERT W. 530 COCONUT PALM ROAD VERO BEACH, FL 32963	I	CEO	\$100.00
07/25/2016		CHE		

ID:

**CAMPAIGN TREASURER'S REPORT – ITEMIZED EXPENDITURES**

Name: Black Republican Caucus of Florida

Report: 2016 P4

Period: 07/23/2016 to 07/29/2016

**\*\* Records in Filed Report \*\***

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



ID:

**CAMPAIGN TREASURER'S REPORT – ITEMIZED DISTRIBUTIONS**

Name: Black Republican Caucus of Florida

Report: 2016 P4

Period: 07/23/2016 to 07/29/2016

**\*\* Records in Filed Report \*\***

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

ID:

**CAMPAIGN TREASURER'S REPORT – ITEMIZED FUND TRANSFERS**

Name: Black Republican Caucus of Florida

Report: 2016 P4

Period: 07/23/2016 to 07/29/2016

**\*\* Records in Filed Report \*\***

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Type	Nature of Account	Amount Amend

**Queued Items for 2016-P4**

Account: 65716

**Black Republican Caucus of Florida**

Rpt Seq: 8

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	65716	8/2/2016 8:37:53 PM	8/2/2016 8:37:53 PM
Review Pending Report	Processing Complete	65716	8/2/2016 8:42:23 PM	8/2/2016 8:42:23 PM
Review Pending Report	Processing Complete	65716	8/6/2016 12:00:33 AM	8/6/2016 12:00:33 AM
File Pending Report	Processing Complete	65716	8/6/2016 12:01:04 AM	8/6/2016 12:01:04 AM
Review Filed Report	Processing Complete	65716	8/19/2016 3:44:27 PM	8/19/2016 3:44:27 PM



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

**Committee Name:** Black Republican Caucus of Florida

Name:

**Account:** 65716

Election:

Acct:

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
10/21/2016	G5	10/22/2016	CLO	1	\$0.00		\$0.00	\$0.00
10/14/2016	G4	10/13/2016						
10/7/2016	G3	10/8/2016						
9/30/2016	G2A	10/1/2016	CLO	1	\$0.00		\$0.00	\$0.00
9/23/2016	G2	9/23/2016						
9/16/2016	G1A	9/16/2016						
9/9/2016	G1	9/9/2016						
9/2/2016	P7A	9/2/2016						
8/26/2016	P7	8/26/2016						
8/19/2016	P6	8/19/2016						
8/12/2016	P5	8/13/2016	CLO	1	\$0.00		\$0.00	\$0.00
8/5/2016	P4	8/6/2016	APP	1	\$25.00		\$25.00	\$0.00
7/29/2016	P3	7/28/2016						
7/22/2016	P2A	7/22/2016						
7/15/2016	P2	7/16/2016	APP	1	\$50.00		\$50.00	\$0.00
7/8/2016	P1A	7/8/2016						
7/1/2016	P1	7/5/2016	CLO	4	\$0.00		\$0.00	\$0.00
6/10/2016	M5	6/10/2016						
5/10/2016	M4	5/10/2016						



## FLORIDA DEPARTMENT *of* STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

April 12, 2016

Sean P. Jackson, Chairperson  
Black Republican Caucus of Florida  
140 South Dixie Highway Suite 835  
Hollywood, Florida 33020

Dear Mr. Jackson:

This will acknowledge receipt of the Statement of Organization and Appointment of Campaign Treasurer and Designation of Campaign Depository for **Black Republican Caucus of Florida**, which were placed on file in our office on April 7, 2016. This information appears to comply with the requirements of Section 106.03, Florida Statutes, and the name of this organization has been placed on our active committee list as a political committee.

### Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **May 10, 2016**. The report will cover the period of April 1-30, 2016 (M4). All political committees that file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

### Credentials and Sign-ons

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

**EFS Website Address:** <https://efs.dos.state.fl.us>  
**Identification Number:** 65716

Sean P. Jackson, Chairperson  
April 12, 2016  
Page Two

### **Pin Numbers**

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

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

### **Timely Filing**

All reports must be completed and filed through the EFS not later than midnight, Eastern Standard Time, of the due date. Reports not filed by midnight, Eastern Standard Time, of the due date are late filed and subject to the penalties in Section 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the due date, the report will be accepted as timely filed if filed no later than midnight, Eastern Standard Time, of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

Any political committee failing to file a report on the designated due date is subject to a fine of \$50 per day for the first 3 days and, thereafter, \$500 per day for each day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the reports immediately preceding each primary and general election, the fine shall be \$500 per day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

### **Electronic Receipts**

The person submitting the report on the EFS will be issued an electronic receipt indicating and verifying the report was filed. Each campaign treasurer's report filed by means of the EFS is considered to be under oath by the chairperson and campaign treasurer and such persons are subject to the provisions of Section 106.07(5), Florida Statutes.

Sean P. Jackson, Chairperson  
April 12, 2016  
Page Three

**Instructions and Assistance**

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

**All of the Division's publications and reporting forms are available on the Division of Elections' website at <http://dos.myflorida.com/elections/>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapter 106, Florida Statutes, *Political Committee Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.**

Please let me know if you need additional information.

Sincerely,



Kristi Reid Bronson, Chief  
Bureau of Election Records

KRB/ljr

Enclosures

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

RECEIVED  
DEPARTMENT OF STATE  
2016 MAR 11 AM 9:47  
DIVISION OF ELECTIONS

CHECK APPROPRIATE BOX:

OFFICE USE ONLY

Original Appointment of Treasurer       Reappointment of Treasurer       Deputy Treasurer

1. Committee or Organization  
BLACK REPUBLICAN CAUCUS OF FLORIDA

2. Telephone  
(305 ) 336-1048

3. Name of Treasurer or Deputy Treasurer      4. Email (optional)  
SEAN P. JACKSON      INFO@BLACKCAUCUS.US

5. Telephone (optional)  
(305 ) 336-1048

6. Mailing Address  
140 SOUTH DIXIE HWY SUITE 835

7. Street Address  
HOLLYWOOD, FL 33020

8. The following bank has been designated as the  Primary Depository       Secondary Depository

9. Name of Bank      10. Street Address  
BANK OF AMERICA      625 NORTH FLAGLER DR

11. City      12. State      13. Zip Code  
WEST PALM BEACH      FL      33401

14. Signature of Chairman      15. Name of Chairman (Print or Type)  
*X Sean P. Jackson*      SEAN P. JACKSON

**Campaign Treasurer's Acceptance of Appointment**  
I, SEAN P. JACKSON, do hereby accept the appointment as  
(Please Print or Type)  
treasurer or deputy treasurer for BLACK REPUBLICAN CAUCUS OF FLORIDA  
(Committee or Organization)

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

MARCH 04, 2016      *X Sean P. Jackson*  
Date      Signature of Campaign Treasurer or Deputy Treasurer





RE: FW: FEC Inquiry - Auto Fines

Bronson, Kristi R.

to:

Cole Kekelis

02/01/2017 01:36 PM

Hide Details

From: "Bronson, Kristi R." <Kristi.Bronson@DOS.MyFlorida.com>

To: Cole Kekelis <Cole.Kekelis@myfloridalegal.com>

Yes, that is correct.

*Regards,*

*Kristi Reid Bronson, Chief  
Division of Elections,  
Bureau of Election Records  
(850) 245-6240*

This response is provided for reference only and does not constitute legal advice or representation. As applied to a particular set of facts or circumstances, interested parties should refer to the Florida Statutes and applicable case law, and/or consult a private attorney before drawing any legal conclusions or relying upon the information provided.

Please note: Florida has a very broad public records law. Written communications to or from state officials regarding state business constitute public records and are available to the public and media upon request unless the information is subject to a specific statutory exemption. Therefore, your e-mail message may be subject to public disclosure.

**From:** Cole Kekelis [<mailto:Cole.Kekelis@myfloridalegal.com>]

**Sent:** Wednesday, February 01, 2017 1:35 PM

**To:** Bronson, Kristi R.

**Subject:** Re: FW: FEC Inquiry - Auto Fines

I'm sorry to bother you again about this, but I have been reviewing the time stamps and have a question for clarification.

On the chart printed in the email below, the column "sfValidatedPINcc", is that the time/date that this committee logged into EFS, or is it the time that they entered a PIN in order to validate a report to submit it?

The Queued Transaction report for the 2016 P4 report indicates that they reviewed their report on 8/6/16 at 12:00:33 a.m. and filed it on 8/6/16 at 12:01:04 a.m.

The time stamp provided in the chart below indicates a PIN was entered on 8/6/16 at 12:00:57 a.m.

Am I correct in saying that they logged into the EFS sometime prior to 12:00:33 a.m., then accessed their report to review it at 12:00:33 a.m., entered their PIN to validate/submit it at 12:00:57 a.m., and then filed it at 12:01:04 a.m.?

I'm sorry for any confusion, but I'm trying to sort out these precise times.

▼ "Bronson, Kristi R." ---02/01/2017 09:01:36 AM---This is what my IT person has to say about their claim that they filed prior to midnight. Let me know

From: "Bronson, Kristi R." <Kristi.Bronson@DOS.MyFlorida.com>  
To: "Cole.Kekelis@myfloridalegal.com" <Cole.Kekelis@myfloridalegal.com>  
Date: 02/01/2017 09:01 AM  
Subject: FW: FEC Inquiry - Auto Fines

This is what my IT person has to say about their claim that they filed prior to midnight.

Let me know if you need additional information.

Regards,

**Kristi Reid Bronson, Chief**  
**Division of Elections,**  
**Bureau of Election Records**  
**(850) 245-6240**

This response is provided for reference only and does not constitute legal advice or representation. As applied to a particular set of facts or circumstances, interested parties should refer to the Florida Statutes and applicable case law, and/or consult a private attorney before drawing any legal conclusions or relying upon the information provided.

Please note: Florida has a very broad public records law. Written communications to or from state officials regarding state business constitute public records and are available to the public and media upon request unless the information is subject to a specific statutory exemption. Therefore, your e-mail message may be subject to public disclosure.

**From:** Modrow, Janet

**Sent:** Tuesday, January 31, 2017 3:37 PM

**To:** Bronson, Kristi R.

**Subject:** RE: FEC Inquiry - Auto Fines

We would not have records of downtime from then but I've attached activity from 11:00 PM to midnight.

Also before a report can be filed the candidate PIN has to be entered. As you can see below, that did not occur till after midnight.

qryLkupTreasSum_FileDate									
tsAcctNum	tsSeqNum	tsRptYear	tsRptType	tsCreatedDate	tsFileDate	tsCreatedBy	sfValidatedPINcc	sfValidatedPINcta	
65716	5	2016	P2	7/16/2016 12:03:14 AM	7/16/2016 12:03:14 AM	65716	7/16/2016 12:03:03 AM		
65716	8	2016	P4	8/6/2016 12:01:04 AM	8/6/2016 12:01:04 AM	65716	8/6/2016 12:00:57 AM		

Below are the expenditure and contribution create date for those reports.

qryLkupTreasDetailExpend_Cr8ed							
tdAcctNum	tdTSseq	tdElecID	tdSeqNum	tdDetailDate	tdNameLast_Suffix	tdCreatedDate	tdCreatedBy
65716	5	20161108 -GEN	1	7/8/2016	BUDGET PRINTING	7/15/2016 11:49:08 PM	65716
65716	5	20161108 -GEN	2	7/8/2016	INSTASIGN	7/15/2016 11:56:16 PM	65716
65716	5	20161108 -GEN	3	7/8/2016	HOMEWOOD SUITES BY CLEVELAND	7/15/2016 11:58:27 PM	65716

qryLkupTreasDetailCont_Cr8ed							
tdAcctNum	tdTSseq	tdElecID	tdSeqNum	tdDetailDate	tdNameLast_Suffix	tdCreatedDate	tdRevisedBy
65716	5	20161108	1	7/7/2016	THE GEO	7/15/2016 11:20:24	65716

		-GEN			GROUP	PM	
65716	5	20161108 -GEN	2	7/8/2016	MCNA DENTAL	7/15/2016 11:26:32 PM	65716
65716	8	20161108 -GEN	1	7/25/2016	GULLQUIST	8/2/2016 8:38:23 PM	65716

Thanks,

**Janet Modrow**

Data Processing Manager, Administrative Services  
 Florida Department of State  
 R. A. Gray Building  
 500 S. Bronough Street  
 Tallahassee, Florida 32399-0250  
 (850)245-6232  
[janet.modrow@dos.myflorida.com](mailto:janet.modrow@dos.myflorida.com)

**From:** Bronson, Kristi R.  
**Sent:** Tuesday, January 31, 2017 12:30 PM  
**To:** Modrow, Janet  
**Subject:** FW: FEC Inquiry - Auto Fines

*Regards,*

**Kristi Reid Bronson, Chief**  
**Division of Elections,**  
**Bureau of Election Records**  
**(850) 245-6240**

This response is provided for reference only and does not constitute legal advice or representation. As applied to a particular set of facts or circumstances, interested parties should refer to the Florida Statutes and applicable case law, and/or consult a private attorney before drawing any legal conclusions or relying upon the information provided.

Please note: Florida has a very broad public records law. Written communications to or from state officials regarding state business constitute public records and are available to the public and media upon request unless the information is subject to a specific statutory exemption. Therefore, your e-mail message may be subject to public disclosure.

**From:** Cole Kekelis [<mailto:Cole.Kekelis@myfloridalegal.com>]  
**Sent:** Tuesday, January 31, 2017 12:29 PM  
**To:** Bronson, Kristi R.  
**Subject:** RE: FEC Inquiry - Auto Fines

Both inquiries are for PAC 65716, Black Republican Caucus of Florida.

The reports at issue are 2016 P2 and 2016 P4.

Again, thanks for your help.

"Bronson, Kristi R." ---01/31/2017 11:31:48 AM---I would need the account numbers to research. Regards,

From: "Bronson, Kristi R." <[Kristi.Bronson@DOS.MyFlorida.com](mailto:Kristi.Bronson@DOS.MyFlorida.com)>  
 To: Cole Kekelis <[Cole.Kekelis@myfloridalegal.com](mailto:Cole.Kekelis@myfloridalegal.com)>  
 Date: 01/31/2017 11:31 AM  
 Subject: RE: FEC Inquiry - Auto Fines

I would need the account numbers to research.

*Regards,*

**Kristi Reid Bronson, Chief  
Division of Elections,  
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**From:** Cole Kekelis [mailto:Cole.Kekelis@myfloridalegal.com]

**Sent:** Tuesday, January 31, 2017 11:12 AM

**To:** Bronson, Kristi R.

**Subject:** FEC Inquiry - Auto Fines

Ms. Bronson:

In two of our auto-fine cases, the Respondents have appealed auto-fines claiming that they actually filed their reports a few minutes before midnight on the due dates, but that system delay in the Electronic Filing System caused their reports to register as having being filed a few minutes after midnight, making them register as late reports.

Is this, in your opinion, possible?

With regard to the two cases at issue, could you tell me if your office has:

1. a record of a system failure or delay in your Electronic Filing System occurring in the last few minutes of August 5, 2016 (11:50-11:59 p.m.), and/or the first few minutes of August 6, 2016 (12:00-12:10 a.m.) that could have caused a report to register as having been filed later than it actually was filed?
2. a record of a system failure or delay in your Electronic Filing System occurring in the last few minutes of July 15, 2016 (11:50-11:59 p.m.), and/or the first few minutes of July 16, 2016 (12:00-12:10 a.m.) that could have caused a report to register as having been filed later than it actually was filed?

Thanks very much for your help,

Cole Kekelis

FEC

The Department of State is committed to excellence.  
Please take our [Customer Satisfaction Survey](#).

*(See attached file: Contr\_160715.xlsx)(See attached file: Contr\_160805.xlsx)*

Elect ID	Detail Date	Entity	Created Date	Account Number
20161108-GEN	7/29/16	FLOIRDA RV PAC	8/5/16 23:00	60928
20161108-GEN	7/25/16	DONAHUE	8/5/16 23:05	64579
20161108-GEN	7/29/16	STELLA	8/5/16 23:07	64579
20161108-GEN	7/23/16	GOLDEN TRUST TAX AND MULTI-SERVICES	8/5/16 23:14	64957
20161108-GEN	7/23/16	MEDICAL REHAB CLINIC OF BROWARD	8/5/16 23:20	64957
20161108-GEN	7/23/16	NICOLAS	8/5/16 23:24	64957
20161108-GEN	7/23/16	THE FLORIDA INDEPENDENT AUTOMOBILE DEALERS ASSOCIATION, INC.	8/5/16 23:25	64606
20161108-GEN	7/26/16	FLORIDA AGENTS FOR INSURANCE REFORM	8/5/16 23:25	64461
20161108-GEN	7/23/16	ESTIME	8/5/16 23:27	64957
20161108-GEN	7/28/16	SUNCOAST PBA PAC	8/5/16 23:27	64461
20161108-GEN	7/23/16	REMBERT	8/5/16 23:28	64606
20161108-GEN	7/27/16	CLARIDGE HOUSE	8/5/16 23:30	64957
20161108-GEN	7/23/16	LOCKHART	8/5/16 23:31	65611
20161108-GEN	7/29/16	MARK DIENSTAG TTEE	8/5/16 23:32	65258
20161108-GEN	7/27/16	REGENTS PARK AVENTURA	8/5/16 23:33	64957
20161108-GEN	7/29/16	JEFF P.H. CAZEAU P L	8/5/16 23:36	64957
20161108-GEN	7/28/16	ENGLKE	8/5/16 23:38	65173
20161108-GEN	7/23/16	BURNSIDE	8/5/16 23:39	65358
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20161108-GEN	7/23/16	ALBALADEJO	8/5/16 23:40	41373
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20161108-GEN	7/29/16	DIAZ	8/5/16 23:45	65258
20161108-GEN	7/29/16	BECKER & POLIAKOFF PA OPERATING ACCOUNT	8/5/16 23:45	65258
20161108-GEN	7/27/16	BUMGARGER	8/5/16 23:53	65147
20161108-GEN	7/26/16	NORTHEAST FLORIDA COMMITTEE FOR ECONOMIC G	8/5/16 23:55	65147
20161108-GEN	7/26/16	THE FIORENTINO GROUP	8/5/16 23:57	65147
20161108-GEN	7/28/16	HENRY	8/5/16 23:58	65147