

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Andrew Peter Apted**

**Case No.: FEC 20-610**

**TO:** Andrew Peter Apted  
1343 Boylan Avenue  
Clearwater, FL 33756

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

**NOTICE OF HEARING (INFORMAL HEARING)**

A hearing will be held in this case before the Florida Elections Commission on, **May 17, 2023 at 8:30**, or as soon thereafter as the parties can be heard, at the following location: Via Webinar Registration URL:

<https://attendee.gotowebinar.com/register/571953185404345941>

Audio participation:  
1-877-309-2074

Attendee – muted:  
966-952-589

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

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

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

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

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

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

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

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

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

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

***Tim Vaccaro***

Executive Director  
Florida Elections Commission  
May 2, 2023

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

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

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

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

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

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

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

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STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,  
Petitioner,

Case No.: FEC 20-610

v.

Andrew Peter Apted,  
Respondent.

\_\_\_\_\_ /

ORDER OF PROBABLE CAUSE

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

On October 3, 2022, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

**THIS SPACE INTENTIONALLY LEFT BLANK**

**Count 1:**

On or about September 10, 2020, Andrew Peter Apted violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing his 2020 TR Report.

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



Tim Vaccaro, J.D., Executive Director  
For Nicholas Primrose, Chairman  
Florida Elections Commission

Copies furnished to:  
Stephanie J. Cunningham, General Counsel  
Andrew Peter Apted, Respondent  
Division of Elections, Complainant

**NOTICE OF RIGHT TO A HEARING**

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

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

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

relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

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

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

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Andrew Peter Apted**

**Case No.: FEC 20-610**

**TO:** Andrew Peter Apted  
1343 Boylan Avenue  
Clearwater, FL 33756

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

**NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)**

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

Meeting ID: 865 4284 2462

Passcode: 5UuWmT

**AUDIO PARTICIPATION:**

1-301-715-8592

Meeting ID: 865 4284 2462

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

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

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

***Tim Vaccaro***

Executive Director  
Florida Elections Commission  
January 9, 2023



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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: Andrew Peter Apted**

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**Case No.: FEC 20-610**

**TO:** Andrew Peter Apted  
1343 Boylan Avenue  
Clearwater, FL 33756

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

**NOTICE OF CANCELLATION OF HEARING**  
**(PROBABLE CAUSE DETERMINATION)**

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

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

*Tim Vaccaro*

Executive Director  
Florida Elections Commission  
December 13, 2022



**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Andrew Peter Apted**

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**Case No.: FEC 20-610**

**TO:** Andrew Peter Apted  
1343 Boylan Avenue  
Clearwater, FL 33756

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

**NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)**

A hearing will be held in this case before the Florida Elections Commission on, **December 14, 2022 at 10:30 a.m., or as soon thereafter as the parties can be heard**, at the following location: **House Office Building, 402 South Monroe Street, 306 HOB, Mashburn Hall, Tallahassee, Florida 32399.**

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

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

**Tim Vaccaro**

Executive Director  
Florida Elections Commission  
November 30, 2022

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**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Andrew Peter Apted**

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**Case No.: FEC 20-610**

**STAFF RECOMMENDATION FOLLOWING INVESTIGATION**

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.07(7), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on September 8, 2022, the following facts and law support this staff recommendation:

1. On December 9, 2020, the Florida Elections Commission (“Commission”) received a referral from the Department of State, Division of Elections (“Division”), alleging that Andrew Peter Apted (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a 2020 candidate for State Representative, District 67. (ROI Exhibit 3)<sup>1</sup>

3. By letter dated November 3, 2021, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

**Section 106.07(7), Florida Statutes:** As alleged in the complaint, Respondent, a 2020 candidate for State Representative, District 67, 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 2020 TR reporting period.

4. By letter dated March 26, 2019, Kristi Reid Willis, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received his Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form. (ROI Exhibit 4, page 1)

5. The acknowledgment letter advised Respondent that all of the Division’s publications and reporting forms were available on its website and directed Respondent to print out the *Calendar of Reporting Dates* as well as other relevant documents. (ROI Exhibit 4, page 2)

6. Pursuant to Section 106.07(7), Florida Statutes, in any reporting period during which a candidate 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 candidate is required

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<sup>1</sup> The Report of Investigation is referred to herein as “ROI.”

to notify the filing officer in writing on the prescribed reporting date that no report is being filed on that date.

7. The *Candidate & Campaign Treasurer Handbook* references the statutory requirement regarding written notification and directs candidates to notify the Division by way of the Division’s electronic filing system. (ROI Exhibit 5, page 2) The *Candidate EFS User’s Guide* shows the process through which to notify the Division. The user’s guide instructs candidates to select the relevant reporting period and place a checkmark in a box titled “Waiver” to indicate the lack of reportable financial activity. (ROI Exhibit 6, page 2)

8. Respondent failed to notify the filing officer on the prescribed reporting date that no report would be filed for the following reporting period, as set forth in the table below. (ROI Exhibit 7)

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2020 TR	6/1/20 – 9/10/20	9/10/20	1/8/21	120

9. Respondent was given multiple opportunities to respond to Commission staff’s investigation, but failed to do so. (ROI, p. 2, ¶¶9-10; ROI Exhibit 8)

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

11. The facts set forth above show that Respondent was a 2020 candidate for State Representative, District 67. Respondent failed to notify the filing officer on the prescribed reporting date that no report would be filed for the 2020 TR reporting period.

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

**Count 1:**

On or about September 10, 2020, Andrew Peter Apted violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing his 2020 TR Report.

Respectfully submitted on October 3, 2022.



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Stephanie J. Cunningham  
General Counsel

I reviewed this Staff Recommendation this 4<sup>th</sup> day of October 2022.



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Tim Vaccaro  
Executive Director



**FLORIDA ELECTIONS COMMISSION**

**Report of Investigation for Failure to Notify Filing Officer**

**Case Number: FEC 20-610**

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

**Respondent:** Andrew Peter Apted  
**Respondent's Atty:** N/A

**Division of Elections (Division)**  
**Referral Filed:** December 9, 2020

**Respondent Type:** Candidate

**I. Preliminary Information:**

1. Respondent was a 2020 candidate for State Representative, District 67; he failed to qualify. Respondent was a first-time candidate. To review email from the Division regarding Respondent's failure to qualify, refer to Exhibit 1.

2. An Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) was filed on March 25, 2019. Robert W. Salta was appointed as campaign treasurer. To review the DS-DE 9s, refer to Exhibit 2.<sup>1</sup>

3. Respondent filed a Statement of Candidate with the Division on March 25, 2019, in which Respondent certified he had been provided access to read and understand Chapter 106, F.S. To review the Statement of Candidate, refer to Exhibit 3.

4. An acknowledgement letter was mailed to the address provided on the DS-DE 9 on March 26, 2019, advising Respondent that all candidates filing reports with the Division are required to file by means of the Division's electronic filing system (EFS). Respondent was provided with a user identification number and initial password allowing access to the EFS.

5. The acknowledgement letter also advised Respondent that all of the Division's publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *Candidate and Campaign Treasurer Handbook* and the *Calendar of Reporting Dates*. The letter further advised that it was Respondent's responsibility to read, understand, and follow the requirements of Florida's election laws. To review the acknowledgement letters, refer to Exhibit 4.<sup>2</sup>

6. The *Candidate and Campaign Treasurer Handbook* discusses filing a waiver when there is no activity to disclose. To review the relevant page of the *Handbook*, refer to Exhibit 5.

7. The *Candidate EFS User's Guide* discusses how to notify the Division on the prescribed reporting date that no report will be filed using the EFS. Specifically, the *Handbook* instructs the user to click the box next to "waiver" if there is no activity to disclose. To review the relevant page from the *EFS User's Guide*, refer to Exhibit 6.

**THIS SPACE INTENTIONALLY LEFT BLANK**

<sup>1</sup> Another form was subsequently filed appointing Respondent as the new treasurer.

<sup>2</sup> Another similar letter was sent to Respondent upon his appointment as treasurer.

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

8. I investigated whether Respondent violated this section of the election laws by not timely notifying the filing officer, in writing, that no report(s) would be filed due to not receiving any contributions or making expenditures during the following reporting period(s). To review Respondent's filing history reflecting the untimely filed notification(s) summarized below, refer to Exhibit 7.

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2020 TR	6/1/20 – 9/10/20	9/10/20	1/8/21	120

9. Respondent did not respond to the referral.

10. I attempted to contact Respondent on three occasions for the purpose of providing an opportunity to discuss the allegations made in the referral. As of the date of this report, my telephone calls have not been returned. Therefore, I am unable to ascertain whether he has read Chapter 106, Florida Statutes, and/or the *Candidate and Campaign Treasurer Handbook*. To review the phone log, refer to Exhibit 8.

**SIGNATURE OF INVESTIGATOR:**



**Date:** September 8, 2022





## Cedric Oliver

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**From:** Brown, Donna S. <Donna.Brown@dos.myflorida.com>  
**Sent:** Thursday, February 24, 2022 8:17 AM  
**To:** Cedric Oliver  
**Subject:** RE: Acct #74218

No qualifying documents were received.

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**From:** Cedric Oliver <Cedric.Oliver@myfloridalegal.com>  
**Sent:** Wednesday, February 23, 2022 12:57 PM  
**To:** Brown, Donna S. <Donna.Brown@dos.myflorida.com>  
**Subject:** Acct #74218

### EMAIL RECEIVED FROM EXTERNAL SOURCE

Good afternoon Ms. Brown! Could you please send me documentation explaining why this Respondent did not qualify for the 2020 General Election for State Representative, District 67? Thanks for your attention with this matter.

**APPOINTMENT OF CAMPAIGN TREASURER  
AND DESIGNATION OF CAMPAIGN  
DEPOSITORY FOR CANDIDATES**

(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

RECEIVED  
DEPARTMENT OF STATE  
2019 MAR 25 AM 9:40  
DEPARTMENT OF STATE  
DIVISION OF ELECTIONS

**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)

Andrew Peter Bernard Apted

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

2055 Lake Avenue SE Suite A, Largo, FL 33771

4. **Telephone**

(727 ) 687-0163

5. **E-mail address**

drew@dharmakavalounge.com

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

FL House of Representatives-67

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     Democratic Party candidate.

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

10. **Name of Treasurer or Deputy Treasurer**

Robert William Salta

11. **Mailing Address**

1407 Gray Street South

12. **Telephone**

( 727 ) 317-7139

13. **City**

Gulfport

14. **County**

Pinellas

15. **State**

FL

16. **Zip Code**

33707

17. **E-mail address**

rsalta3@gmail.com

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

19. **Name of Bank**

Grow Financial FCU

20. **Address**

10801 Starkey Rd #103

21. **City**

Largo

22. **County**

Pinellas

23. **State**

FL

24. **Zip Code**

33777

**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**

03/18/2019

26. **Signature of Candidate**



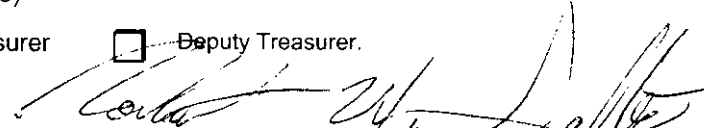
27. **Treasurer's Acceptance of Appointment** (fill in the blanks and check the appropriate block)

I, Robert W Salta, do hereby accept the appointment  
(Please Print or Type Name)

designated above as:  Campaign Treasurer     Deputy Treasurer.

03/18/2019

Date

  
Signature of Campaign Treasurer or Deputy Treasurer

**APPOINTMENT OF CAMPAIGN TREASURER  
AND DESIGNATION OF CAMPAIGN  
DEPOSITORY FOR CANDIDATES**

(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

RECEIVED  
DEPARTMENT OF  
2020 JAN 17 AM 8:59  
DIVISION OF ELECTIONS

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)

Andrew Peter Apted

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

1343 Boylan Avenue  
Clearwater, FL  
33756

4. Telephone

(727 ) 687-0163

5. E-mail address

andrewapted@electapted.us

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

FL House of Representatives District 67

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     Democratic    Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Andrew Peter Apted

11. Mailing Address

1343 Boylan Avenue

12. Telephone

( 727 ) 687-0163

13. City

Clearwater

14. County

Pinellas

15. State

FL

16. Zip Code

33756

17. E-mail address

andrewapted@electapted.us

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

19. Name of Bank

20. Address

21. City

22. County

23. State

24. Zip Code

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

01/14/2020

26. Signature of Candidate

X 

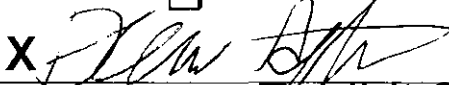
27. **Treasurer's Acceptance of Appointment** (fill in the blanks and check the appropriate block)

I, Andrew Peter Apted, do hereby accept the appointment  
(Please Print or Type Name)

designated above as:  Campaign Treasurer     Deputy Treasurer.

01/14/2020

Date

X 

Signature of Campaign Treasurer or Deputy Treasurer

Exhibit 2 Page 2 of 2

**STATEMENT OF  
CANDIDATE**

(Section 106.023, F.S.)


(Please print or type)

RECEIVED ONLY  
OFFICE USE ONLY  
DEPARTMENT OF STATE  
2019 MAR 25 AM 9:40  
DEPARTMENT OF STATE  
DIVISION OF ELECTIONS

I, Andrew Peter Bernard Apted,

candidate for the office of FL State House of Representatives - 67 ;

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

X   
Signature of Candidate

03/18/2019  
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 DEPARTMENT *of* STATE

**RON DESANTIS**  
Governor

**LAUREL M. LEE**  
Secretary of State

March 26, 2019

Andrew Peter Bernard Apted  
2055 Lake Avenue Southeast, Suite A  
Largo, Florida 33771

Dear Mr. Apted:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on March 25, 2019. Your name has been placed on the 2020 active candidate list.

### **Campaign Treasurer's Reports**

Your first campaign treasurer's report will be due on **April 10, 2019**. The report will cover the period of March 1-31, 2019 (2019 M3). All candidates who file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

### **EFS Access**

Below is the web address to access the EFS and your user identification number. The enclosed sealed envelope contains your filing credentials.

**EFS Website Address:** <https://efs.dos.state.fl.us>  
**Identification Number:** 74218

### **Timely Filing**

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

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



Andrew Apted  
March 26, 2019  
Page Two

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 3 days late and, thereafter, \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for reports immediately preceding each primary and general election, the fine shall be \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

### **Electronic Receipts**

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

### **Instructions and Assistance**

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

**All of the Division's publications and reporting forms are available on the Division of Elections' website at <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: Chapters 104 and 106, Florida Statutes, *Candidate and Campaign Treasurer Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.**

Please let me know if you need additional information.

Sincerely,



Kristi Reid Willis, Chief  
Bureau of Election Records

KRW/zjs

Enclosures

pc: Robert William Salta, Treasurer





## FLORIDA DEPARTMENT *of* STATE

**RON DESANTIS**  
Governor

**LAUREL M. LEE**  
Secretary of State

January 17, 2020

Andrew Peter Apted (74218)  
1343 Boylan Avenue  
Clearwater, Florida 33756

Dear Mr. Apted:


Your appointment as campaign treasurer for your candidacy for State Representative was filed in this office on January 17, 2020. Enclosed is your confidential PIN number to access the Division's Electronic Filing System (EFS) for submitting campaign treasurer's reports.

**All of the Division's publications and reporting forms are available on the Division of Elections' website at <https://dos.myflorida.com/elections>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, *Candidate and Campaign Treasurer Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.**

If you have questions concerning the EFS, you may call the Help Desk at (850) 245-6280.

Sincerely,

A handwritten signature in black ink that reads "Dana S. Brown".

 Kristi Reid Willis, Chief  
Bureau of Election Records

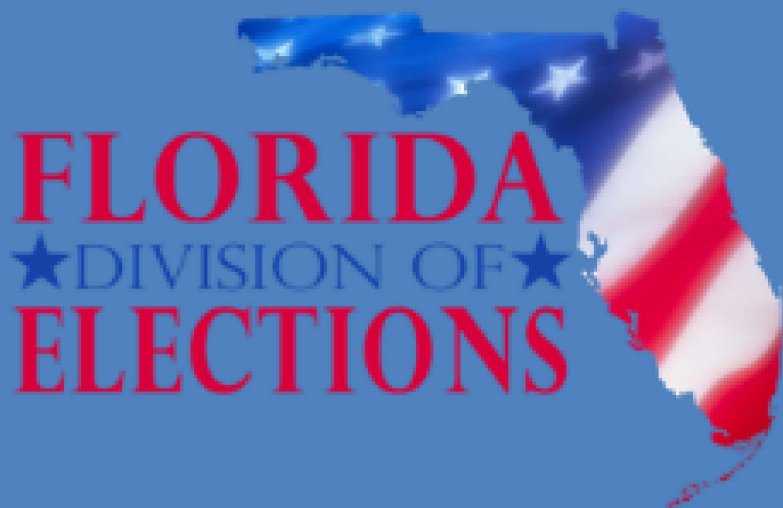
KRW/dlh

Enclosures

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



# Candidate & Campaign Treasurer Handbook



Florida Department of State  
Division of Elections  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, FL 32399-0250  
850.245.6280

(Rev. 10/03/2019)

## Notice of No Activity

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 notify the filing officer in writing on or before the prescribed reporting date that no report is being filed on that date.** (A notice of no activity filed with the Division must be filed electronically 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](#), Fla. Stat.)*

## Special Election Reports

When a special election is called to fill a vacancy in office, campaign treasurer reports shall be filed with the filing officer on the dates set by the Florida Department of State pursuant to Section [100.111](#), Florida Statutes. The reports are only to include contributions and expenditures related to the special election.

The candidate must notify the filing officer in writing on or before the prescribed reporting date if no funds were received or no expenditures made during the special election reporting period.

## Incomplete Reports

Although the Division's [Electronic Filing System](#) will allow a candidate to file an incomplete report, an incomplete report is not in compliance with the Florida Statutes.

If a candidate or campaign treasurer files a report that is deemed incomplete, they will be notified by the filing officer by certified mail, or by another method using a common carrier that provides a proof of delivery as to why the report is incomplete. The candidate or 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. Failure to file a complete report after notice constitutes a violation of [Chapter 106](#), Florida Statutes.

*(Section [106.07\(2\)](#), Fla. Stat.)*

## Reporting Total Sums

Each campaign treasurer's report required by [Chapter 106](#), Florida Statutes, 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](#), Fla. Stat.)*

**Department of State  
Division of Elections**

# **Candidate EFS User's Guide**



**Florida Department of State  
Division of Elections  
R.A. Gray Building, Room 316  
500 S Bronough Street  
Tallahassee, FL 32399-0250**

**EFS HELP LINE: [850-245-6280](tel:850-245-6280)**

**January 2011**

Rule 1S-2.017, F.A.C.

DS-DE 110A (eff. 01/11)

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

**\*\*\*\*NOTE\*\*\*\***

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

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

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

Report: 2010 - G4 - 27 2010 General Election Covers: 10/16/2010-10/28/2010 Due: 10/29/2010  
 Amendment  Waiver Complete Status: Incomplete Detail Records  
File Date: Review Status: Not Reviewed  
Status: Data Entry Last Review:  
# of Transactions: 0      

Contributions		Total Amount	Expenditures		Total Amount
Cash and Checks:		0.00	Monetary:		0.00
Loans:		0.00	Transfers to Off Acct:		0.00
Total Monetary:		0.00	Total Monetary:		0.00
In-Kind:		0.00	Other Distributions:		0.00

Review Messages

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



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

**Candidate Name:** Andrew Peter Apted

Name:

**Account:** [74218](#)

Election:

Acct:

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
9/10/2020	TR	1/8/2021	CLO	120	\$0.00		\$0.00	\$0.00
6/10/2020	M5	6/10/2020						
5/11/2020	M4	6/10/2020	NEN	30	\$1.25		\$1.25	\$0.00
4/10/2020	M3	6/10/2020	NEN	61	\$1.25		\$1.25	\$0.00
3/10/2020	M2	3/10/2020						
2/10/2020	M1	2/10/2020						
1/10/2020	M12	1/27/2020	NEN	17	\$1.25		\$1.25	\$0.00
12/10/2019	M11	12/10/2019						
11/12/2019	M10	11/11/2019						
10/10/2019	M9	10/12/2019	NEN	2	\$2.50		\$2.50	\$0.00
9/10/2019	M8	9/11/2019	NEN	1	\$2.50		\$2.50	\$0.00
8/12/2019	M7	8/11/2019						
7/10/2019	M6	7/10/2019						
6/10/2019	M5	6/10/2019						
5/10/2019	M4	5/10/2019						
4/10/2019	M3	4/9/2019						

**FLORIDA ELECTIONS COMMISSION  
PHONE LOG  
Case No.: FEC 20-610**

**Respondent:** Andrew Peter Apted

**Complainant:** DOE

1. **Date and time:** February 22, 2022 @ 11:00 am  
**Name:** Respondent  
**Phone #:** (727) 687-0163  
**Summary:** I attempted telephone contact to complete final interview. I left a message to return my call.  
**Entered by:** CKO
2. **Date and time:** February 23, 2022 @ 12:15 pm  
**Name:** Respondent  
**Phone #:** (727) 687-0163  
**Summary:** I attempted telephone contact to complete final interview. I left a message to return my call.  
**Entered by:** CKO
3. **Date and time:** February 28, 2022 @ 1:00 pm  
**Name:** Respondent  
**Phone #:** (727) 687-0163  
**Summary:** I attempted telephone to complete final interview. I left a message to return my call.  
**Entered by:** CKO
4. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**
5. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**
6. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**
7. **Date and time:**



**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**

8. **Date and time:**

**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**

9. **Date and time:**

**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**

**RESPONDENT INTERVIEW MEMO – Call details at #[LOG NUMBER]**

*Type and ask your case specific question(s) first, then ask the remaining questions.*

- Why was the 2020 TR Report filed 120 days late?
- Have you ever run for public office? If so, please name each office you ran for and state what year each election occurred.
- Have you ever been appointed to act as a campaign treasurer for a candidate? If so, please name each such candidate, the office each ran for, and state what year each election occurred.
- Have you ever held the office of chairperson, treasurer, or other similar position for a political committee or electioneering communications organization? If so, please name each committee, state the office you held for each, and state when you held each office.
- Have you ever prepared or signed a campaign treasurer's report? If so, please state the name of the candidate or committee whose report you prepared or signed.
- What action have you taken to determine your responsibilities under Florida's election laws?
- Do you possess a copy of Chapter 106, Florida Statutes? If so, when did you first obtain it? Have you read it?
- Do you possess a copy of the *Candidate and Campaign Treasurer Handbook*? If so, when did you first obtain it? Have you read it?
- *If a section of Chapter 104 is listed in the LS letter, ask:* Do you possess a copy of Chapter 104, Florida Statutes? If so, when did you first obtain it? Have you read it?
- Did you receive any other materials from your filing officer? If so, please describe them.
- Do you have anything else to add for the Commission's consideration regarding the charges specified in the letter of legal sufficiency in this case?

**FLORIDA ELECTIONS COMMISSION  
PHONE LOG  
Case No.: FEC 20-610**

**Respondent:** Andrew Peter Apted

**Complainant:** DOE

1. **Date and time:** February 22, 2022 @ 11:00 am  
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**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**
5. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**
6. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**
7. **Date and time:**

**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**

8. **Date and time:**

**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**

9. **Date and time:**

**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**

**RESPONDENT INTERVIEW MEMO – Call details at #[LOG NUMBER]**

*Type and ask your case specific question(s) first, then ask the remaining questions.*

- Why was the 2020 TR Report filed 120 days late?
- Have you ever run for public office? If so, please name each office you ran for and state what year each election occurred.
- Have you ever been appointed to act as a campaign treasurer for a candidate? If so, please name each such candidate, the office each ran for, and state what year each election occurred.
- Have you ever held the office of chairperson, treasurer, or other similar position for a political committee or electioneering communications organization? If so, please name each committee, state the office you held for each, and state when you held each office.
- Have you ever prepared or signed a campaign treasurer's report? If so, please state the name of the candidate or committee whose report you prepared or signed.
- What action have you taken to determine your responsibilities under Florida's election laws?
- Do you possess a copy of Chapter 106, Florida Statutes? If so, when did you first obtain it? Have you read it?
- Do you possess a copy of the *Candidate and Campaign Treasurer Handbook*? If so, when did you first obtain it? Have you read it?
- *If a section of Chapter 104 is listed in the LS letter, ask:* Do you possess a copy of Chapter 104, Florida Statutes? If so, when did you first obtain it? Have you read it?
- Did you receive any other materials from your filing officer? If so, please describe them.
- Do you have anything else to add for the Commission's consideration regarding the charges specified in the letter of legal sufficiency in this case?



# Florida Elections Commission

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



November 3, 2021

Andrew Peter Apted  
1343 Boylan Avenue  
Clearwater, FL 33756

**RE: Case No.: FEC 20-610; Respondent: Andrew Peter Apted**

Dear Mr. Apted:

On December 9, 2020, the Florida Elections Commission received a complaint alleging 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 violation(s):

**Section 106.07(7), Florida Statutes:** As alleged in the complaint, Respondent, a 2020 candidate for State Representative, District 67, 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 2020 TR reporting period.

However, prior to an investigation, you have the option to **resolve your case now by** signing a minor violation consent order and **paying a fine of \$50**, per Rule 2B-1.003, Florida Administrative Code, **rather than the potential \$1,000 per violation** provided for in Section 106.265, Florida Statutes.

If you sign the consent order, you would not be required to admit or deny the allegation(s) in the complaint, but you would be required to immediately correct the violation, if feasible.

The signed consent order would then be considered by the Commission at its next available meeting and would constitute final action by the Commission once it is accepted and approved by the Commission. You and the Complainant will receive notice at least 14 days before any hearing at which your case is to be considered.

**Please contact Stephanie Cunningham by phone at (850) 922-4539, by email at Stephanie.Cunningham@myfloridalegal.com**, or at the address listed above, to accept this minor violation consent order.

Andrew Peter Apted  
November 3, 2021  
Page 2  
FEC 20-610

If you choose not to resolve this case by consent order, an investigation will be conducted, the Commission will hold one or more hearings to determine whether the alleged violation(s) occurred and, if so, the amount of fine to be imposed upon you.

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

For additional information, please refer to the “Frequently Asked Questions” section on the Commission’s website.

Sincerely,

A handwritten signature in blue ink that reads "Tim Vaccaro". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Tim Vaccaro  
Executive Director

TV/mw

**DIVISION OF ELECTIONS  
FEC NOTICE FORM**

To FEC from Division of Elections

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---

**Candidate:** Andrew Peter Apted**Account Number:** 74218**Treasurer:** Andrew Peter Apted

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The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to sections 106.07(8)(d), 106.22(7) and 106.25, Florida Statutes. An apparent violation of Chapter 106, Florida Statutes, has occurred based upon the candidate's alleged failure to file a report after notice or failure to file a notification to the filing officer in writing that no report was being filed on the prescribed reporting date as required by section 106.07(7), Florida Statutes.

The following report is outstanding after notification: 2020 TR

- Andrew Peter Apted (74218) was a 2020 candidate for the office of State Representative.
- On March 25, 2019, Mr. Apted filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division.
- The 2020 TR campaign treasurer's report was due on September 10, 2020. On September 11, 2020, the Division mailed Mr. Apted notification that the 2020 TR campaign treasurer's report had not been filed.
- On October 19, 2020, the Division mailed Mr. Apted notification that the 2020 TR campaign treasurer's report had not been filed.
- On November 2, 2020, the Division mailed Mr. Apted final notification with delivery confirmation that the 2020 TR report had not been filed. (See attached letter and delivery confirmation.)
- Mr. Apted did not notify the Division of Elections prior to or on the prescribed reporting date for the 2020 TR report that no report was to be filed.
- As of December 3, 2020, Mr. Apted has not filed the 2020 TR report.

---

**Sent By:** Kristi Reid Willis**Date:** December 3, 2020 *Kew*

zjs



FLORIDA DEPARTMENT OF STATE

**Laurel M. Lee**  
Secretary of State

DIVISION OF ELECTIONS

**Final Notice**  
**Delivery Confirmation:**

USPS TRACKING #  
& CUSTOMER  
RECEIPT

**9114 9023 0722 4981 4002 28**  
For Tracking or Inquiries go to USPS.com  
or call 1-800-222-1811.

November 2, 2020

Andrew Peter Apted  
Candidate for State Representative, District 67  
1343 Boylan Avenue  
Clearwater, FL 33756-3756

CAN 74218

Dear Mr. Apted:

A recent review of the Division's records show that the Division has not yet received your termination report or the required notification that no reportable activity occurred, whichever is applicable.

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

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

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

Sincerely,

Kristi Reid Willis, Chief  
Bureau of Election Records

# USPS Tracking®

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