

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Randolph Bracy

Case No.: FEC 15-017

TO: Randolph Bracy
5315 Woodstead Way
Orlando, FL 32819-3934

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

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on, **August 16, 2017 at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, Florida 32399**

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

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

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

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

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

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

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

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

See further instructions on the reverse side.

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

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

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

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

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

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

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

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

FILED

17 MAY 31 AM 11:27

STATE OF FLORIDA
ELECTIONS COMMISSION

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,
Petitioner,**

Case No.: FEC 15-017

v.

**Randolph Bracy,
Respondent.**

ORDER OF PROBABLE CAUSE

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

On March 31, 2017, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

Count 1:

On or about September 9, 2014, Respondent violated Section 106.19(1)(c), Florida Statutes, when Respondent deliberately failed to include information required to be reported on his 2014 original and amended Termination Reports.

The Commission further finds that there is no probable cause to charge Respondent with violating Sections 106.19(1)(b) and 106.19(1)(d), Florida Statutes.

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



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Eric M. Lipman, General Counsel
Randolph Bracy, 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: Randolph Bracy

Case No.: FEC 15-017

TO: Randolph Bracy
5315 Woodstead Way
Orlando, FL 32819-3934

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

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

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

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

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See further instructions on the reverse side.

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

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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: Randolph Bracy

Case No.: FEC 15-017

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned counsel files this written recommendation for disposition of the complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.19(1)(c), Florida Statutes**, and **no probable cause** to charge Respondent with violating **Sections 106.19(1)(b) and 106.19(1)(d) Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on January 11, 2017, and the Addendum to Report of Investigation submitted on February 3, 2017, the following facts and law support this staff recommendation:

1. On January 6, 2015, the Florida Elections Commission (“Commission”) received a referral from the Division of Elections (“Division”) alleging that Randolph Bracy (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a candidate for the House of Representatives, District 45, in the 2014 election. Respondent’s Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form (“DS-DE 9”) was filed with the Division on February 5, 2013. Respondent appointed himself as his campaign treasurer and designated SunTrust Bank as his campaign depository. (ROI Exhibit 1)¹

3. By letter dated August 25, 2016, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:²

Section 106.19(1)(b), Florida Statutes: As alleged in the complaint, Respondent, Randolph Bracy, a 2014 candidate for the office of State Representative, District 45, may have failed to report one or more contributions required to be reported by Chapter 106, Florida Statutes.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, Randolph Bracy, a 2014 candidate for the office of State Representative, District 45, may have falsely reported or deliberately failed to include information in one or more campaign reports.

Section 106.19(1)(d), Florida Statutes: As alleged in the complaint, Respondent, Randolph Bracy, a 2014 candidate for the office of State Representative, District 45, may have made or authorized one or more expenditures prohibited by Chapter 106, Florida Statutes.

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

² Commission staff made three attempts to notify Respondent a complaint had been filed against him and provide Respondent with a copy of the complaint.

4. By letter dated February 6, 2013, Kristi Reid Bronson, Division of Elections, Chief, Bureau of Election Records, notified Respondent that his DS-DE 9 had been received and his name had been placed on the 2014 active candidate list. A security envelope containing Respondent's confidential PIN number to access the Division's electronic filing system ("EFS") was also enclosed in the letter. (ROI Exhibit 2, page 1)

5. The February 6, 2013 acknowledgment letter also informed Respondent that all the Division's publications and reporting forms were available on the Division website, including Chapters 104 and 106, Florida Statutes, the *2012 Candidate and Campaign Treasurer Handbook* ("Handbook"), and the *2013 Calendar of Reporting Dates*. (ROI Exhibit 2, page 3)

6. The qualifying period for candidates ("Qualifying") running for State Representative in the 2014 election was June 16-20, 2014. Respondent was the only candidate who qualified for State Representative, District 45, and, therefore, he was elected. (Attachment A)

7. Respondent's 2014 Termination Report ("TR") was due no later than September 18, 2014. Respondent timely filed his 2014 TR on September 9, 2014. Respondent filed amended 2014 TRs on October 23, 2014, and March 10, 2015. (Attachments B, C, D, and E)

8. After Respondent filed his original 2014 TR, it appeared the balance in Respondent's campaign account was (\$1,838.70) based upon information Respondent previously reported to the Division. However, the actual balance in Respondent's campaign account on September 9, 2014, was \$17,173.06. (ROI Exhibit 3 and Attachment F, page 1)

9. On September 8, 2014, one day before Respondent filed his original 2014 TR, Respondent's DS-DE 9 for State Representative, District 45 was filed with the Division.³ On the same day, Ms. Bronson sent Respondent a letter acknowledging that the Division had received Respondent's DS-DE 9 for the office of State Representative and Respondent's name had been placed on the **2016 active candidate list**. Ms. Bronson's October 8, 2014 letter also letter suggested Respondent print a copy of the *2014 Candidate and Campaign Treasurer Handbook* and the *2014 Calendar of Reporting Dates*. (Emphasis added) (Attachments G and H)

Section 106.19(1)(b), Florida Statutes.

10. Section 106.19(1)(b), Florida Statutes, requires a candidate to report all contributions received during his campaign that are required to be reported by Chapter 106, Florida Statutes.

11. Investigator Keith Smith subpoenaed copies of Respondent's campaign account records from SunTrust Bank and compared the records against Respondent's 2014 campaign reports. The records did not show that Respondent failed to report any contributions during his 2014 campaign. (ROI Paragraph 9)

³ Respondent's DS-DE 9 filed on September 8, 2014, does not specifically state that Respondent was running for State Representative, District 45, in the 2016 election. (Attachment G)

12. Based on the above information, it does not appear that Respondent failed to list contributions required to be reported during his 2014 campaign.

Section 106.19(1)(c), Florida Statutes.

13. Section 106.19(1)(c), Florida Statutes, prohibits a candidate from falsely reporting or deliberately failing to include information required to be reported by Chapter 106, Florida Statutes.

14. The table below lists expenditures Respondent deliberately failed to include on his original and two amended 2014 TRs:

Date of Expenditure	Type of Expenditure	Person/Entity to Whom Expenditure Was Made	Amount of Expenditure
06/29/2014	Check Card Purchase	Westin Diplomat Hotel	\$20.00
07/28/2014	Check Card Purchase	WPY*Jazz in the Hills	\$100.00
09/06/2014 ⁴	Campaign Check 1094	Second Harvest of Florida	\$300.00 ⁵

(ROI Exhibit 4 and Attachment D)

15. Based upon the information above, it appears Respondent deliberately failed to include information required to be reported by Chapter 106 on his 2014 TR.

Section 106.19(1)(d), Florida Statutes.

16. Section 106.19(1)(d), Florida Statutes, prohibits a candidate from making or authorizing a campaign expenditure prohibited by Chapter 106, Florida Statutes.

17. Within 90 days of becoming unopposed or elected, a candidate is required to dispose of all excess funds in his campaign account, and file a TR reflecting the disposition of the excess funds. (Section 106.141(1), Florida Statutes)

⁴ The date on Respondent's campaign check to Second Harvest of Florida is September 6, 2014, which is within the 2014 termination reporting period and before Respondent's September 8, 2014 DS-DE 9 was filed. Therefore, Respondent was required to list the expenditure to Second Harvest of Florida on his 2014 TR which he failed to do. Respondent, however, reported the expenditure as being made on September 26, 2014, on his 2014 M9 Report for his 2016 campaign ("2014 M9 Report"). (ROI Exhibit 4, page 1; and Attachment I, page 2)

⁵ On March 25, 2016, Respondent notified the Division that he was going to run for State Representative, District 45, in **2018** instead of **2016**. Thereafter, the Division's reports listing Respondent's campaign activity for House of Representatives, District 45, reflect that financial transactions were for the **2018** election, even if the transaction occurred when Respondent was a candidate in the **2016** election. (Emphasis added) (Attachments I and J)

18. Section 106.141(6), Florida Statutes, provides:

(a) For purposes of this subsection, the term “same office” with respect to legislative office means an office in the same legislative body, irrespective of district number or designation or geographic boundary.

(b) A candidate elected to state office or a candidate who will be elected to state office by virtue of his or her being unopposed after candidate qualifying ends, **may retain up to \$20,000 in his or her campaign account, or in an interest-bearing account or certificate of deposit, for use in his or her next campaign for the same office**, in addition to the disposition methods provided in subsections (4) and (5). All requirements applicable to candidate campaign accounts under this chapter, including disclosure requirements applicable to candidate campaign accounts, limitations on expenditures, and limitations on contributions, apply to any retained funds. (Emphasis added)

19. Since Respondent was elected to a state office in 2014 by virtue of his being unopposed after Qualifying, Respondent was permitted to retain up to \$20,000 in 2014 from his 2014 campaign to use in his 2016 campaign. (Section 106.141(6), Florida Statutes)

20. On his 2014 TR, Respondent reported a September 9, 2014 \$17,193.06 expenditure to the Randolph Bracy Campaign with a purpose of “Transfer to 2016 Campaign.” On his 2014 M9 Report, Respondent reported the \$17,193.06 as a September 12, 2014 contribution to his 2016 campaign. (Attachment D, page 4; and Attachment I, page 1)

20. Respondent’s campaign account records suggest that Respondent may have made eight prohibited expenditures after filing his 2014 TR. However, Respondent reported six of the expenditures on reports for his 2016 campaign.⁶ (ROI Table 2; ROI Exhibit 5; ROI Exhibit 6, page 1; Attachment F; and Attachment K)⁷

21. The two expenditures Respondent failed to report on his original 2014 TR, two amended 2014 TRs, or reports for his 2016 campaign were a November 18, 2014 check card purchase to Crispers for \$9.87 and a November 19, 2014 Point of Sale Debit to 7-Eleven for \$44.66. Because Respondent used the same campaign account for his 2014 and 2016 campaign, it is difficult to determine with certainty whether either unreported transaction was made in connection with Respondent’s 2014 election, and therefore prohibited. (ROI Exhibit 5, page 3; Attachment D; and Attachment K)

⁶ Respondent reported the amount of the Apple Store expenditure was \$1324.44 instead of \$1,383.44.

⁷ Respondent’s campaign account check number 1051 for \$500 to the Orange County DEC was dated September 18, 2014. It appears Respondent falsely reported the check on his 2014 TR as a \$200 September 8, 2014 expenditure to the Orange County DEC. Respondent subsequently deleted the entry from his 2014 TR and reported the check as a September 23, 2014 \$500 expenditure to the Orange County DEC on a report for his 2016 campaign. (Attachment D, page 3; Attachment F, pages 1 and 3; and Attachment K)

22. Based on the information above, it appears Respondent did not make or authorize expenditures prohibited by Chapter 106, Florida Statutes.

23. “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).

24. The facts above show Respondent was an unopposed candidate for State Representative, District 45, in the 2014 election. Respondent timely filed his 2014 original TR on September 9, 2014 and amended TRs on October 23, 2014 and March 10, 2015. Based upon information Respondent previously reported to the Division, after Respondent filed his 2014 original TR, it appeared the balance in Respondent’s campaign account was (\$1,838.70). However, the actual balance in Respondent's campaign account on September 9, 2014, was \$17,173.06.

25. The facts above also show that the day before Respondent filed his 2014 TR, Respondent’s DS-DE 9 to run for State Representative, District 45, in the 2016 election, was filed. Because Respondent was elected to a state office in 2014 by virtue of his being unopposed after candidate qualifying ended, Respondent was permitted to retain up to \$20,000 from his 2014 campaign to use in his 2016 campaign. On his 2014 Termination Report, Respondent reported a \$17,193.06 expenditure to the Randall Bracy Campaign with the purpose of “Transfer to 2016 Campaign.” On his 2014 M9 Report, Respondent reported the \$17,193.06 as a contribution to his 2016 campaign.

26. The above facts further show that Respondent listed all contributions he received during his 2014 campaign. However, Respondent deliberately failed to list information on his Termination Report that was required to be reported by Chapter 106.

27. Additionally, the facts above show Respondent’s campaign account records reflected eight unreported expenditures that may have been prohibited were made after Respondent filed his 2014 TR. However, Respondent reported six of the expenditures on reports for his 2016 campaign. Because Respondent used the same bank account for his 2014 and 2016 campaigns, it is difficult to determine with certainty whether either of the two unreported expenditures was made in connection with Respondent’s 2014 campaign, and therefore prohibited.

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

Count 1:

On or about September 9, 2014, Respondent violated Section 106.19(1)(c), Florida Statutes, when Respondent deliberately failed to include information required to be reported on his 2014 original and amended Termination Reports.


I further recommend that the Commission find there is no probable cause to charge Respondent with violating Sections 106.19(1)(b) and 106.19(1)(d), Florida Statutes.

Respectfully submitted on March 31, 2017,



Eric M. Lipman
General Counsel

I have reviewed this Staff Recommendation this 31st day of March 2017.



Amy McKeever Toman
Executive Director

State Qualifying 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

Chapter 10: State Senator and State Representative

Qualifications

1. Elector and resident of the district upon taking office.
2. Must be at least twenty-one years of age.
3. Must be a resident of the state for at least two years prior to election.

(Art. III, § 15, Fla. Const.)

Qualifying Dates

Noon, June 16 – Noon, June 20, 2014

Notwithstanding the qualifying dates stated above, the qualifying office may accept and hold qualifying papers submitted not earlier than 14 days prior to the beginning of the qualifying period, to be processed and filed during the qualifying period.

(Section 99.061 (8), Fla. Stat.)

Required Qualifying Documents

The following items must be received by the Division no later than noon, June 20, 2014: .

1. Form DS-DE 9, Appointment of Campaign Treasurer and Designation of Campaign Depository. (If the original DS-DE 9 was previously filed with the Division, a copy is not required to be filed during the qualifying period.)
2. *Party Affiliation Candidates:* Form DS-DE 24, Candidate Oath;

No Party Affiliation Candidates: Form DS-DE 24B, Candidate Oath; or

Write-in Candidates: Form DS-DE 24A, Candidate Oath.

3. Form 6, Full and Public Disclosure of Financial Interests for the year 2013 (and any other forms applicable as identified on Form 6). A public officer who has filed the full and public disclosure or statement of financial interests for the year 2013 with the Commission on Ethics prior to qualifying for office may file a copy of that disclosure at the time of qualifying.

Candidates Paying the Qualifying Fee

In addition to the above referenced items, all candidates, except a person seeking to qualify by the petition method or as a write-in candidate, must pay the qualifying fee below, as applicable:

- *Party Affiliation Candidates: \$1,781.82* (6% of annual salary as of July 1, 2013);
- *No Party Affiliation Candidates: \$1,187.88* (4% of annual salary as of July 1, 2013)

Write-in Candidates

At the time of qualifying, all write-in candidates must reside within the district represented by the office sought.

(Section 99.0615, Fla. Stat.)

Chapter 11: Justice of the Supreme Court and Judge, District Court of Appeal

Qualifications

1. Elector and resident of the territorial jurisdiction of the court upon taking office.
2. Must be a member of the Florida Bar for the preceding ten years.
3. No justice shall serve after attaining the age of seventy years except upon temporary

Candidate Listing for 2014 General Election

Change Election

Group: ALL

Status: ALL (except WIT/DNQ)

Office: ALL

County: ALL

Last Name Like: bracy

Order by: Name

- You can narrow your search results for candidates by county. A search by county will provide a list of candidates running for offices for which all or a portion of the geographical area represented by the office is located in that county. For information on county or municipal candidates, please contact your local [Supervisor of Elections](#).

RUN QUERY

State Representative

District	Candidate	Status	Primary	General
45	Bracy, Randolph (DEM) *Incumbent	Elected	Unopposed	Unopposed

ATTACHMENT A, page 3.

Calendar of Reporting Dates

for 2014 Candidates (other than statewide candidates)
registered with the Division of Elections

<u>Cover Period</u>	<u>Report Code</u>	<u>Due Date</u>
12/01/13 - 12/31/13	2013 M12	01/10/14
01/01/14 - 01/31/14	2014 M1	02/10/14
02/01/14 - 02/28/14	2014 M2	03/10/14
03/01/14 - 03/31/14	2014 M3	04/10/14
04/01/14 - 04/30/14	2014 M4	05/12/14
05/01/14 - 05/31/14	2014 M5	06/10/14

06/01/14 - 06/20/14	2014 P1	06/27/14
06/21/14 - 07/04/14	2014 P2	07/11/14
07/05/14 - 07/18/14	2014 P3	07/25/14
07/19/14 - 07/25/14	2014 P4	08/01/14
07/26/14 - 08/01/14	2014 P5	08/08/14
08/02/14 - 08/08/14	2014 P6	08/15/14
08/09/14 - 08/21/14	2014 P7	08/22/14

08/22/14 - 08/29/14	2014 G1	09/05/14
08/30/14 - 09/12/14	2014 G2	09/19/14
09/13/14 - 09/26/14	2014 G3	10/03/14
09/27/14 - 10/03/14	2014 G4	10/10/14
10/04/14 - 10/10/14	2014 G5	10/17/14
10/11/14 - 10/17/14	2014 G6	10/24/14
10/18/14 - 10/30/14	2014 G7	10/31/14

Termination Reports

<u>Cover Period</u>	<u>Report Code</u>	<u>Due Date</u>
After April-May Qualifying	TR	07/31/14
After June Qualifying	TR	09/18/14
Primary Election	TR	11/24/14
General Election	TR	02/02/15



FLORIDA DEPARTMENT of STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

MEMORANDUM

TO: Candidates Who Are Unopposed After Qualifying

FROM: Kristi Reid Bronson, Chief
Bureau of Election Records *KRB*

DATE: June 27, 2014

SUBJECT: Closing Out Your Campaign and Filing Your Termination Report

Candidates who are unopposed after qualifying must dispose of all funds on deposit in the campaign account pursuant to the provisions of Section 106.141, Florida Statutes, within 90 days of qualifying. Therefore, your termination report (TR) must be filed using the Electronic Filing System (EFS) no later than **September 18, 2014**. You are not required to close the campaign account prior to the due date; however, you must have written checks disposing of all surplus funds in the account by this date.

You may file your report at any time prior to the deadline once you have disposed of all funds. In order to file your termination report prior to September 18, 2014, you will need to change the cover period, which has been defaulted to an ending period of September 18, 2014, in the EFS (see attached example).

If you have any questions, please contact this office at (850) 245-6280.

KRB/mcc

Attachment

ATTACHMENT B *page 2*



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





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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Randolph Bracy

Name:

Account: 60267

Election:

Acct:

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
9/18/2014	TR	9/9/2014						
6/10/2014	M5	6/4/2014						
5/12/2014	M4	5/8/2014						
4/10/2014	M3	4/9/2014						
3/10/2014	M2	3/11/2014	CLO	1	\$50.00		\$50.00	\$50.00
2/10/2014	M1	2/6/2014						
1/10/2014	M12	1/2/2014						
12/10/2013	M11	12/3/2013						
11/12/2013	M10	11/12/2013						
10/10/2013	Q3	10/3/2013						
7/10/2013	Q2	7/2/2013						
4/10/2013	Q1	4/12/2013	CLO	2	\$100.00		\$100.00	\$100.00

ATTACHMENT c

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

(1) Randolph Bracy (2) 60267
Candidate, Committee or Party Name I.D. Number

(3) 3604 Meadow Breeze Loop Ocoee FL 34761
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
 Committee of Continuous Existence
 Party Executive Committee
 Check If PC has DISBANDED
 Check If CCE has DISBANDED

(5) REPORT IDENTIFIERS

Cover Period: From 06/01/2014 To 09/09/2014 Report Type: TR

Original Amendment Special Election Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks	\$2,250.00
Loans	\$0.00
<i>Total Monetary</i>	\$2,250.00
In-Kind	\$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures	\$23,864.96
Transfers to Office Account	\$0.00
<i>Total Monetary</i>	\$23,864.96

(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: Randolph Bracy

Report: 2014 TR

Period: 06/01/2014

to 09/09/2014

** 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	BUSINESS FORCE PAC 76 S. IVANHOE BLVD ORLANDO, FL 32804	F	LOCAL BUSINESS PAC	\$500.00
06/05/2014		CHE		
2	TECO ENERGY 702 N. FRANKLIN STREET TAMPA, FL 33602	B	ENERGY COMPANY	\$500.00
06/19/2014		CHE		
3	BECKER & POLIAKOFF 1 EAST BROWARD BLVD. SUITE 1800 FT. LAUDERDALE, FL 33301	B	LEGAL AND BUSINESS CONSULTANT	\$250.00
06/20/2014		CHE		
4	FLORIDA JUSTICE ASSOCIATION PAC 217 S. MONROE ST. TALLAHASSEE, FL	F	LAW PAC	\$500.00
06/20/2014		CHE		
5	FLORIDA MEDICAL ASSOCIATION 1430 PIEDMONT DR E TALLAHASSEE, FL 32308	B	MEDICAL ASSOCIATION	\$500.00
06/20/2014		CHE		

ATTACHMENT D page 2

Name: Randolph Bracy

Report: 2014 TR

Period: 06/01/2014

to 09/09/2014

** Records in Filed Report **

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Type	Purpose	Amount Amend
1 06/06/2014	WESTIN BEACH RESORT 321 N. FT. LAUDERDALE BEACH BLVD. FT. LAUDERDALE, FL 33304	MON	JEFFERSON JACKSON GALA	\$265.84
2 06/09/2014	FLORIDA DIVISION OF ELECTIONS 500 SOUTH BRONOUGH STREET TALLAHASSEE, FL 32399	MON	QUALIFYING FEE	\$1,781.82
3 06/09/2014	FLORIDA DEMOCRATIC PARTY 214 S BRONOUGH ST TALLAHASSEE, FL 32301	MON	LEADERSHIP BLUE	\$450.00
4 06/10/2014	YES OF AMERICA UNITED 9502 N FLORIDA AVE TAMPA, FL 33612	MON	EVENT SPONSORSHIP	\$500.00
5 06/09/2014	WESTIN DIPLOMAT 3555 S OCEAN DR HOLLYWOOD, FL 33019	MON	LEADERSHIP BLUE EVENT	\$224.24
6 07/30/2014	FLORIDA DEMOCRATIC PARTY 214 S BRONOUGH ST TALLAHASSEE, FL 32301	DIS	DONATION	\$250.00
7 09/07/2014	GREATER ORLANDO CARES MENTORING MOVEMENT 5230 INDIAN HILL RD ORLANDO, FL 32808	DIS	DONATION	\$100.00
8 08/05/2014	PROFESSIONAL OPPORTUNITIES PROGRAM FOR STUDENTS 2512 W. COLONIAL DRIVE ORLANDO, FL 32804	DIS	DONATION	\$500.00 UPD
8 08/05/2014	PROFESSIONAL OPPORTUNITIES PROGRAM FOR STUDENTS 2512 W. COLONIAL DRIVE ORLANDO, FL 32804	MON	DONATION	\$500.00 History 10/23/14
9 08/05/2014	AWCD YOUTH CENTRAL 8001 SILVER STAR ROAD ORLANDO, FL 32818	DIS	DONATION	\$500.00 UPD
9 08/05/2014	AWCD YOUTH CENTRAL 8001 SILVER STAR ROAD ORLANDO, FL 32818	MON	DONATION	\$500.00 History 10/23/14
10 08/05/2014	FLORIDA DEMOCRATIC PARTY 214 S BRONOUGH ST TALLAHASSEE, FL 32301	DIS	DONATION	\$300.00 UPD
10 08/05/2014	FLORIDA DEMOCRATIC PARTY 214 S BRONOUGH ST TALLAHASSEE, FL 32301	MON	DONATION	\$300.00 History 10/23/14
11 08/13/2014	PASCO DEC 7119 U.S. 19 PORT RICHEY, FL 34652	DIS	DONATION	\$500.00 UPD
11 08/13/2014	PASCO DEC 7119 U.S. 19 PORT RICHEY, FL 34652	MON	DONATION	\$500.00 History 10/23/14
12 07/23/2014	OCDEC P. O. BOX 1648 ORLANDO, FL 32802-1648	DIS	DONATION	\$750.00 UPD
12 07/23/2014	OCDEC P. O. BOX 1648 ORLANDO, FL 32802-1648	MON	DONATION	\$750.00 History 10/23/14
13 08/25/2014	PINE HILLS CENTER FOR PERFORMING ARTS 5600 W COLONIAL DR #302 ORLANDO, FL 32808	DIS	DONATION	\$250.00
14 09/04/2014	FLORIDA DEMOCRATIC PARTY 214 S. BRONOUGH TALLAHASSEE, FL 32301	DIS	DONATION	\$300.00 UPD
14 09/04/2014	FLORIDA DEMOCRATIC PARTY 214 S. BRONOUGH TALLAHASSEE, FL 32301	DIS	DONATION	\$250.00 History 03/10/15
15 09/08/2014	ORANGE COUNTY DEC P. O. BOX 1648 ORLANDO, FL 32802-1648	DIS	DONATION	\$200.00 DEL

Name: Randolph Bracy

Report: 2014 TR

Period: 06/01/2014 to 09/09/2014

** Records in Filed Report **

Seq # Date	Full Name (Last, Suffix, First, Middle Street Address & City, State, Zip	Type	Purpose	Amount Amend
* 16 09/09/2014	RANDOLPH BRACY CAMPAIGN PO BOX 681388 ORLANDO, FL 32868	DFC	TRANSFER TO 2016 CAMPAIGN	\$17,193.06

ATTACHMENT D, page 4

Queued Items for 2014-TR

Account: 60267

STR 045 Randolph Bracy

Rpt Seq: 12

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	60267	8/27/2014 11:58:26 AM	8/27/2014 11:58:26 AM
Review Pending Report	Processing Complete	60267	9/9/2014 9:52:38 AM	9/9/2014 9:52:38 AM
Review Pending Report	Processing Complete	60267	9/9/2014 10:12:37 AM	9/9/2014 10:12:37 AM
Review Pending Report	Processing Complete	60267	9/9/2014 10:31:20 AM	9/9/2014 10:31:20 AM
Review Pending Report	Processing Complete	60267	9/9/2014 10:33:18 AM	9/9/2014 10:33:18 AM
File Pending Report	Processing Complete	60267	9/9/2014 10:49:48 AM	9/9/2014 10:49:49 AM
Review Filed Report	Processing Complete	krbronson	9/11/2014 4:54:46 PM	9/11/2014 4:54:46 PM
Review Filed Report	Processing Complete	60267	10/23/2014 1:14:12 PM	10/23/2014 1:14:12 PM
Amend Filed Report	Processing Complete	60267	10/23/2014 1:14:31 PM	10/23/2014 1:14:31 PM
Amend Filed Report	Processing Complete	60267	10/23/2014 1:15:46 PM	10/23/2014 1:15:46 PM
Review Pending Report	Processing Complete	60267	10/23/2014 1:19:00 PM	10/23/2014 1:19:00 PM
Review Pending Report	Processing Complete	60267	10/23/2014 1:19:07 PM	10/23/2014 1:19:07 PM
Recalc Pending Report Total	Processing Complete	60267	10/23/2014 1:19:27 PM	10/23/2014 1:19:27 PM
Review Filed Report	Processing Complete	60267	10/23/2014 1:19:58 PM	10/23/2014 1:19:58 PM
Review Filed Report	Processing Complete	60267	10/23/2014 1:20:33 PM	10/23/2014 1:20:33 PM
Review Filed Report	Processing Complete	60267	10/23/2014 1:21:20 PM	10/23/2014 1:21:20 PM
Review Filed Report	Processing Complete	60267	10/23/2014 1:25:52 PM	10/23/2014 1:25:52 PM
Review Filed Report	Processing Complete	ejrowlette	10/23/2014 1:25:54 PM	10/23/2014 1:25:54 PM
File Pending Report	Processing Complete	60267	10/23/2014 1:30:47 PM	10/23/2014 1:30:48 PM
Review Filed Report	Processing Complete	ejrowlette	10/23/2014 1:35:59 PM	10/23/2014 1:35:59 PM
Amend Filed Report	Processing Complete	60267	3/6/2015 4:36:59 PM	3/6/2015 4:36:59 PM
File Pending Report	Processing Complete	60267	3/10/2015 1:21:00 PM	3/10/2015 1:21:01 PM
Review Filed Report	Processing Complete	ejrowlette	1/18/2017 12:42:22 PM	1/18/2017 12:42:23 PM

ATTACHMENT E

SUNTRUST BANK
 PO BOX 305183
 NASHVILLE TN 37230-5183

PAGE 1 OF 1
 36/E00/0175/0/ 31
 [REDACTED]
 09/30/2014



ACCOUNT
 STATEMENT

RANDY BRACY CAMPAIGN
 DISTRICT 45 RE-ELECTION 2014
 PO BOX 681388
 ORLANDO FL 32868

QUESTIONS? PLEASE CALL
 1-800-786-8787

HOW CAN WE HELP YOU MAKE THE RIGHT FINANCIAL CHOICES FOR TODAY AND TOMORROW?
 WITH OUR VARIETY OF SOLUTIONS AND FINANCIAL GUIDANCE.
 WE VALUE YOU AS A CLIENT AND WANT TO HELP YOU BANK THE WAY THAT FITS YOUR LIFE.
 LEARN MORE AT SUNTRUST.COM.

ACCOUNT SUMMARY

ACCOUNT TYPE: PRIMARY BUSINESS CHECKING
 ACCOUNT NUMBER: [REDACTED]
 STATEMENT PERIOD: 09/01/2014 - 09/30/2014

DESCRIPTION	AMOUNT	DESCRIPTION	AMOUNT
BEGINNING BALANCE	\$17,473.06	AVERAGE BALANCE	\$16,953.06
DEPOSITS/CREDITS	\$120.00	AVERAGE COLLECTED BALANCE	\$16,949.72
CHECKS	\$1,600.00	NUMBER OF DAYS IN STATEMENT PERIOD	30
WITHDRAWALS/DEBITS	\$.00		
ENDING BALANCE	\$15,993.06		

DEPOSITS/CREDITS

DATE	AMOUNT	SERIAL #	DEPOSIT	DATE	AMOUNT	SERIAL #
09/16	120.00		DEPOSIT			

DEPOSITS/CREDITS: 1 TOTAL ITEMS DEPOSITED: 2

CHECKS

CHECK NUMBER	AMOUNT	DATE PAID	CHECK NUMBER	AMOUNT	DATE PAID
1 1050 ?	500.00	09/24	*1066 ✓	300.00	09/04
2 1051 ✓	500.00	09/23	*1094 ?	300.00	09/25

CHECKS: 4 *BREAK IN CHECK SEQUENCE

BALANCE ACTIVITY HISTORY

DATE	BALANCE	COLLECTED BALANCE	DATE	BALANCE	COLLECTED BALANCE
09/01	17,473.06	17,473.06	09/23	16,793.06	16,793.06
09/04	17,173.06	17,173.06	09/24	16,293.06	16,293.06
09/16	17,293.06	17,193.06	09/25	15,993.06	15,993.06
09/17	17,293.06	17,293.06			

MEMBER FDIC

STSC
SUBPOENA SERVICES
FL-ORLANDO-7136

COPY REFERENCE: 20161025000421 CI
10/26/16 15:28:05 25 WEB JOBT61026132302
0077090074 20140924 07
500.00 [REDACTED] 000000

REP. RANDOLPH BRACY CAMPAIGN
DISTRICT 45 RE-ELECTION 2014
PO BOX 681388
ORLANDO, FL 32868

63-215/631
100015931B244

1050

Date 9/8/14



Pay to the order of

East Winter Garden CDC \$500

Five hundred

Dollars



Security Features
Details on back



ACH RT 061000104

Memo

Randolph Bracy

* FED. RESERVE NOTE
SERIAL NUMBER
DATE
PAYEE'S SIGNATURE
DATE OF DEPOSIT
AMOUNT
BANK OF AMERICA
BRANCH
ACCOUNT NUMBER
R/S 571

3383030174

DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE
FRESH INK, PEN OR PENCIL ONLY

FOR POST HERE
Patricia Mendez

STSC
SUBPOENA SERVICES
FL-ORLANDO-7136

COPY REFERENCE: 20161025000421 CI
10/26/16 15:28:05 24 WEB JOBT61026132302
0074019604 20140923 07
500.00 [REDACTED] 000000

REP. RANDOLPH BRACY CAMPAIGN
DISTRICT 45 RE-ELECTION 2014
PO BOX 681388
ORLANDO, FL 32868

63-215/631

1051

1000159318244

Date

9/8/14



Pay to the order of

Orange Co DEC

\$ 500.00

Five hundred

Dollars



Security Features
Included.
Only on Back.

SUNTRUST

ACH RT 061000104

Memo

Gala DEC

[REDACTED]

Randolph Bracy MP

The security features listed below, as well as those not listed, exceed industry guidelines.
Security Features:
MicroPrint Line
Results of document alteration:
• MP Small type in line appears as dotted line when photocopied.
Chemically Sensitive Paper
• Stains or spots may appear with chemical alteration.
Security Screen
• Absence of UV in Document.
• Verbiage on back of paper.
FBI/DOJ
* FEDERAL RESERVE BOARD OF GOVERNORS REG. P. 101.101

DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE
RESERVED FOR FINANCIAL INSTITUTION USE *

ENDORSE HERE

[Handwritten signature]

**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
2014 SEP -8 AM 10: 27
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)

Randolph Bracy

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

PO Box 681388
Orlando, FL 32868

4. Telephone

(407) 274-5405

5. E-mail address

randolphbracy@yahoo.com

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

State Representative Dist. 15

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 Democrat Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Randolph Bracy

11. Mailing Address

PO Box 681388

12. Telephone

(407) 274-5405

13. City

Orlando

14. County

Orange

15. State

FL

16. Zip Code

32868

17. E-mail address

randolphbracy@yahoo.com

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

19. Name of Bank

SunTrust

20. Address

2300 E. Colonial Dr.

21. City

Orlando

22. County

Orange

23. State

FL

24. Zip Code

32803

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

9/2/14

26. Signature of Candidate

X Randolph Bracy

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

I, Randolph Bracy, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

9/2/14
Date

X Randolph Bracy
Signature of Campaign Treasurer or Deputy Treasurer



FLORIDA DEPARTMENT OF STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

September 8, 2014

Randolph Bracy
Post Office box 681388
Orlando, Florida 32868

Dear Representative Bracy:

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 September 8, 2014. Your name has been placed on the 2016 active candidate list. **However, a new Candidate Oath must be filed during the qualifying period along with the other qualifying documents. Also, the enclosed Statement of Candidate must be filed within 10 days of filing the Appointment of Campaign Treasurer form.**

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **October 10, 2014**. The report will cover the period of September 1-30, 2014 (M9). All candidates who 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 your user identification number. The enclosed sealed envelope contains your initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. You, your campaign treasurer, and deputy treasurers are responsible for protecting these passwords 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: 64343

ATTACHMENT H, page 1

Division of Elections

R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399

850.245.6200 • 850.245.6217 (Fax) election.dos.state.fl.us

Promoting Florida's History and Culture VivaFlorida.org



Randolph Bracy
September 8, 2014
Page Two

Pin Numbers

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

Each candidate is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that 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 filed must be completed and filed through the EFS no later than midnight, Eastern Standard Time, of the due date. Reports not filed by midnight of the due date are late filed and subject to the penalties in Section 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the 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.

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.

Randolph Bracy
September 8, 2014
Page Three

Instructions and Assistance

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

All of the Division's publications and reporting forms are available on the Division of Elections' website at <http://elections.myflorida.com>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, *2014 Candidate and Campaign Treasurer Handbook*, *2014 Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,



Kristi Reid Bronson, Chief
Bureau of Election Records

KRB/mcc

Enclosures



Florida Department of State
Division of Elections

Campaign Contributions

2018 General Election
Randolph Bracy (DEM)
State Representative

[About the Campaign Finance Data Base](#)

Rpt Yr	Rpt Type	Date	Amount	Contributor Name	Address	City State Zip
2014	M9	09/12/2014	17,193.06	RANDOLPH BRACY CAMPAGIN	PO BOX 681388	ORLANDO, FL 32868
2014	M9	09/16/2014	100.00	ORANGE COUNTY FARM BUREAU	4241 N JOHN YOUNG PKWY	ORLANDO, FL 32804
			17,293.06			

2 Contribution(s) Selected

[Query the Campaign Finance Data Base](#)

[\[Department of State\]](#) [\[Division of Elections\]](#) [\[Candidates and Races\]](#) [\[Campaign Finance Information\]](#)

ATTACHMENT I page 1



Florida Department of State
Division of Elections

Campaign Expenditures

2018 General Election
Randolph Bracy (DEM)
State Representative

This information is being provided as a convenience to the public, has been processed by the Division of Elections and should be cross referenced with the original report on file with the Division of Elections in case of questions.
[About the Campaign Finance Data Base](#)

Rpt Yr	Rpt Type	Date	Amount	Expense Paid To	Address	City State Zip
2014	M9	09/23/2014	500.00	ORANGE CO. DEC	P. O. BOX 1648	ORLANDO, FL 32802
2014	M9	09/24/2014	500.00	EAST WINTER GARDEN CDC	836 KLONDIKE ST	WINTER GARDEN, FL 34787
2014	M9	09/26/2014	300.00	SECOND HARVEST OF CENTRAL FLOR	411 MERCY DRIVE	ORLANDO, FL 32805
			1,300.00			

3 Expenditure(s) Selected

[Query the Campaign Finance Data Base](#)

[\[Department of State\]](#) [\[Division of Elections\]](#) [\[Candidates and Races\]](#) [\[Campaign Finance Information\]](#)

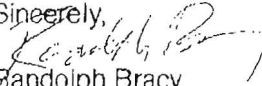
ATTACHMENT I page 2

3/25/16

Division of Elections,

I want to change my Florida House District 45 candidacy from 2016 election year cycle to 2018.
Any questions regarding this matter, please feel free to contact me.

Sincerely,



Randolph Bracy

RECEIVED
DEPARTMENT OF STATE
2016 MAR 25 PM 3:40
DIVISION OF ELECTIONS
TALLAHASSEE, FL

ATTACHMENT J



Florida Department of State
Division of Elections

Expenditures Query Results

About the Campaign Finance Data Base

Search Criteria:

Detail of Candidates:

Election Year: 2018 General Election

Office: State Representative

Party: All

With Candidate Last Name Starts With: bracy

Sort Expenditures By: Date-Ascending

And Then Sort By: Date-Ascending

Limit Number Of Records Returned To: 100

Candidate/Committee	Date	Amount	Payee Name	Address	City State Zip	Purpose
Bracy, Randolph (DEM) (STR)	09/23/2014	500.00	ORANGE CO. DEC	P. O. BOX 1648	ORLANDO, FL 32802	DEC GALA
Bracy, Randolph (DEM) (STR)	09/24/2014	500.00	EAST WINTER GARDEN CDC	830 KLONDIKE ST	WINTER GARDEN, FL 34787	GALA SPONSOR
Bracy, Randolph (DEM) (STR)	09/26/2014	300.00	SECOND HARVEST OF CENTRAL FLORIDA	411 MERCY DRIVE	ORLANDO, FL 32805	TABLE SPONSOR
Bracy, Randolph (DEM) (STR)	10/07/2014	1,384.44	APPLE STORE	4200 CONROY RD	ORLANDO, FL 32839	CAMPAIGN COMI
Bracy, Randolph (DEM) (STR)	10/08/2014	212.99	BEST BUY	9537 W COLONIAL DR	OCOOE, FL 34761	CAMPAIGN PRIE
Bracy, Randolph (DEM) (STR)	11/20/2014	50.00	ST. PETER MISSIONARY BAPTIST CHURCH	7989 MCKEOWN MILL RD	SNEADS, FL 32460	EVENT SPONSOR
Bracy, Randolph (DEM) (STR)	12/03/2014	250.00	BETHUNE COOKMAN UNIVERSITY	640 DR. MARY MCLEOD BETHUNE BLVD	DAYTONA BEACH, FL 32114	THE FLORIDA I
Bracy, Randolph (DEM) (STR)	01/20/2015	5.87	7-ELEVEN	6994 W. COLONIAL DR	ORLANDO, FL 32818	MLK DAY SNACK
Bracy, Randolph (DEM) (STR)	01/20/2015	9.12	7-ELEVEN	6994 W. COLONIAL DR	ORLANDO, FL 32818	MLK FOOD FOR
Bracy, Randolph (DEM) (STR)	01/20/2015	9.29	RACETRAC	10751 WEST COLONIAL DRIVE	OCOOE, FL 34761	GAS
Bracy, Randolph (DEM) (STR)	01/20/2015	18.85	CHIK FILA	700 S. ORLANDO AVENUE	WINTER PARK, FL 32789	MLK LUNCH
Bracy, Randolph (DEM) (STR)	01/20/2015	35.01	7-ELEVEN	6994 W. COLONIAL DRIVE	ORLANDO, FL 32818	GAS (MLK DAY
Bracy, Randolph (DEM) (STR)	01/20/2015	36.00	JOE'S AUTO PARK PLAZA	189 SOUTH ORANGE AVE	ORLANDO, FL 32801	PARKING
Bracy, Randolph (DEM) (STR)	01/20/2015	53.81	PUBLIX	301 WEST ROAD	OCOOE, FL 34761	MLK DAY CAND
Bracy, Randolph (DEM) (STR)	01/20/2015	56.48	CVS	839 N. ORLANDO AVENUE	WINTER PARK, FL 32789	MLK DAY CAND
Bracy, Randolph (DEM) (STR)	01/20/2015	100.00	PHYLLIS MCNEAL SIMMONS SCHOLARSHIP FUND	4313 KANDRA COURT	ORLANDO, FL 32812	ANNOUNC SCHOL
Bracy, Randolph (DEM) (STR)	01/20/2015	147.94	WALMART	1700 S ORG BLOSSOM TRAIL	APOPKA, FL 32703	MLK DAY CASH
Bracy, Randolph (DEM) (STR)	01/20/2015	247.50	HERTZ	139 S. ORANGE AVENUE	ORLANDO, FL 32801	RENTAL CAR FI
Bracy, Randolph (DEM) (STR)	02/23/2015	28.26	7-ELEVEN	5203 S. CONWAY ROAD	ORLANDO, FL 32812	GAS
Bracy, Randolph (DEM) (STR)	02/25/2015	130.00	DAYTONA INTERNATIONAL SPEEDWAY	1801 W INTERNATIONAL SPEEDWAY BLVD	DAYTONA BEACH, FL 32114	FUNDRAISING
Bracy, Randolph (DEM) (STR)	02/27/2015	5.00	SUNTRUST	2300 EAST COLONIAL DRIVE	ORLANDO, FL 32803	SPECIAL HAND
Bracy, Randolph (DEM) (STR)	03/02/2015	100.00	DELTA ORANGE COUNTY ALUMNAE CHAPTER	P.O. BOX 608593	ORLANDO, FL 32800	SCHOLARSHIP
Bracy, Randolph (DEM) (STR)	03/05/2015	25.00	ASSOCIATED INDUSTRIES	516 N ADAMS ST	TALLAHASSEE, FL	OPENING LEGI
Bracy, Randolph (DEM) (STR)	03/09/2015	75.00	COMMUNITY BAPTIST CHURCH	651 CAMPANELLA AVE	ORLANDO, FL 32811	PASTOR'S ANN
Bracy, Randolph (DEM) (STR)	03/23/2015	75.00	COMMUNITY BAPTIST CHURCH	651 CAMPANELLA AVE	ORLANDO, FL 32811	PASTOR ANNIV
Bracy, Randolph (DEM) (STR)	03/31/2015	5.00	SUNTRUST	2300 E. COLONIAL DRIVE	ORLANDO, FL 32803	BANK HANDLIN
Bracy, Randolph (DEM) (STR)	04/07/2015	500.00	FLORIDA DEMOCRATIC PARTY	214 S. BRONOUGH STREET	TALLAHASSEE, FL 32301	DCCA SPONSOR
Bracy, Randolph (DEM) (STR)	04/14/2015	100.00	COMMUNITY BAPTIST CHURCH	691 CAMPANELLA DRIVE	ORLANDO, FL 32811	PASTOR'S ANN
Bracy, Randolph (DEM) (STR)	05/01/2015	37.70	RACETRAC	10751 WEST COLONIAL DRIVE	OCOOE, FL 34761	GAS
Bracy, Randolph (DEM) (STR)	05/20/2015	25.00	SUNTRUST	2300 EAST COLONIAL DRIVE	ORLANDO, FL 32803	ACCOUNT ANAL
Bracy, Randolph (DEM) (STR)	06/29/2015	55.00	OCOOE BREAKFAST CLUB	267 WEST ROAD	OCOOE, FL 34761	CAMPAIGN VOLU
Bracy, Randolph (DEM) (STR)	07/03/2015	45.02	RUSTEAK	1568 MAGUIRE RD	OCOOE, FL 34761	CAMPAIGN LUN
Bracy, Randolph (DEM) (STR)	07/16/2015	23.88	ADOBE	345 PARK AVENUE	SAN JOSE, CA 95110	COMPUTER SOF
Bracy, Randolph (DEM) (STR)	07/20/2015	14.64	CHIK FILA	10620 W COLONIAL DR	OCOOE, FL 34761	CAMPAIGN LUN
Bracy, Randolph (DEM) (STR)	07/21/2015	40.54	7 ELEVEN	10801 WEST COLONIAL DRIVE	OCOOE, FL 34761	CAMPAIGN TRA
Bracy, Randolph (DEM) (STR)	07/27/2015	8.50	SBARROS	AIRSIDE 2, MAIN CONCOURSE, OIA, 1 JEFF F	ORLANDO, FL 32827	LUNCH EN ROU
Bracy, Randolph (DEM) (STR)	07/27/2015	172.00	FOGO DE CHAO	1101 PENNSYLVANIA AVE NW	WASHINGTON, DC 20004	CAMPAIGN MEE
Bracy, Randolph (DEM) (STR)	07/28/2015	21.00	BISTRO S25	WASHINGTON COURT HOTEL, 525 NEW JERSEY A	WASHINGTON, DC 20001	BREAKFAST ME
Bracy, Randolph (DEM) (STR)	07/28/2015	11.00	BISTRO S25	WASHINGTON COURT HOTEL, 525 NEW JERSEY A	WASHINGTON, DC 20001	LUNCH MEETIN
Bracy, Randolph (DEM) (STR)	07/30/2015	11.00	BISTRO S25	WASHINGTON COURT HOTEL, 525 NEW JERSEY A	WASHINGTON, DC 20001	LAPTOP
Bracy, Randolph (DEM) (STR)	07/31/2015	11.00	BISTRO S25	WASHINGTON COURT HOTEL, 525 NEW JERSEY A	WASHINGTON, DC 20001	CAMPAIGN LUN
Bracy, Randolph (DEM) (STR)	07/31/2015	11.00	BISTRO S25	WASHINGTON COURT HOTEL, 525 NEW JERSEY A	WASHINGTON, DC 20001	CAMPAIGN TRA
Bracy, Randolph (DEM) (STR)	07/31/2015	11.00	BISTRO S25	WASHINGTON COURT HOTEL, 525 NEW JERSEY A	WASHINGTON, DC 20001	ANNUAL DUES
Bracy, Randolph (DEM) (STR)	07/31/2015	11.00	BISTRO S25	WASHINGTON COURT HOTEL, 525 NEW JERSEY A	WASHINGTON, DC 20001	CAMPAIGN LUN

ATTACHMENT K

ADDENDUM TO REPORT OF INVESTIGATION
Case No.: FEC 15-017

Respondent: Randolph Bracy

Complainant: Division of Elections

On January 11, 2017, the Florida Elections Commission staff completed a Report of Investigation on this case. Additional information was needed to expound upon and/or clarify certain paragraphs in the Report of Investigation.

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

1. As per paragraph 14, and as shown in Table 2 of the Report of Investigation, it was noted that Respondent made six expenditures after the filing of his TR with the Division on September 9, 2014; the expenditures were never reported. However, further review of campaign reports reveal that four¹ of the six expenditures were actually reported in campaign reports filed by Respondent.

2. I found that Respondent had filed an Appointment of Campaign Treasurer and Designation of Campaign Depository form (DS-DE 9) to become a 2018 candidate for State Representative, District 45². Respondent has filed campaign reports with the Division relative to his 2018 campaign and four of the six expenditures are recorded in campaign reports identified as 2014 M10, 2014 M11 and 2014 M12, respectively. The other two expenditures were not reported.

II. Alleged Violation of Section 106.19(1)(d), Florida Statutes:

3. As per paragraph 19 of the Report of Investigation, it was previously noted that Respondent had a balance of \$14,096.63 as of December 31, 2014 and that his TR was filed with the Division on September 9, 2014³. Bank records show that the campaign account had a zero balance on February 10, 2016. A bank representative stated that the account was closed on February 11, 2016.

4. As noted in paragraph three, Respondent had a balance of \$14,096.63 as of December 31, 2014—several months after he filed his TR with the Division. Further review of bank records indicated that Respondent made a number of expenditures after the filing of his TR

¹The four expenditures are: \$1,383.44 expenditure to Apple Store; \$212.99 expenditure to Best Buy; \$250 expenditure to Bethune Cookman and \$50 expenditure to St. Peter Missionary Baptist Church.

² Respondent filed his DS-DE 9 form with the Division on September 8, 2014—one day before filing his 2014 TR with the Division.

³ When Respondent's TR was filed, bank records reveal that he had over \$17,000 in his campaign account.

that were not reported. However, all but two of the expenditures were reported in campaign reports relative to Respondent's 2018 campaign for State Representative, District 45.

Information regarding Respondent's 2014 TR filed with the Division on September 9, 2014.


5. As previously noted in the Report of Investigation, Respondent filed his 2014 TR with the Division on September 9, 2014. The last entry in Respondent's TR was an expenditure to "Randolph Bracy Campaign" on September 9, 2014, in the amount of \$17,193.06; the purpose of the expenditure was reported as, "Transfer to 2016 Campaign⁴." Bank records are void of any check, withdrawal/debit or transfer, in the amount of \$17,193.06.

6. As previously noted in paragraph two, Respondent filed paperwork for his 2018 campaign for State Representative, District 45 and he has filed campaign reports relative to the 2018 campaign. In the 2014 M9 campaign report—relative to his 2018 campaign—Respondent disclosed a contribution from "Randolph Bracy Campaign" in the amount of \$17,193.06.

Additional information

7. As previously noted in the Report of Investigation, subsequent to the Division's referral concerning Respondent's 2014 campaign, Respondent was a 2016 candidate for the State Senate, District 11; he was elected. It is noted that Respondent's 2016 Senate campaign and his bank account are completely separate from his 2014 bank account.

Respectfully submitted on February 3, 2017.



Keith Smith
Investigation Specialist

Copy furnished to: David Flagg, Investigations Manager

⁴ Respondent's initial paperwork indicated he was seeking the office of State Representative, District 45 in the 2016 election year. On March 25, 2016, Respondent notified the Division of his intent to change his State Representative, District 45 candidacy from the 2016 election year to 2018.

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 15-017

Respondent: Randolph Bracy

Complainant: Division of Elections

Pursuant to Section 106.25, Florida Statutes, on January 6, 2015, the Florida Elections Commission received information from the Division of Elections alleging that Respondent violated Chapter 106, Florida Statutes. Commission staff, therefore, investigated whether Respondent violated the following statutes:

Section 106.19(1)(b), Florida Statutes, failure of a person or organization to report a contribution required to be reported by Chapter 106, Florida Statutes;

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; and,

Section 106.19(1)(d), Florida Statutes, prohibiting a person or organization from making or authorizing any expenditure prohibited by Chapter 106, Florida Statutes.

I. Preliminary Information:

1. Respondent, Randolph Bracy, was a 2014 candidate for re-election to the Florida House of Representatives, District 45; he was re-elected unopposed¹. Respondent was first elected to office in 2012.

2. Complainant is the Division of Elections (Division).

3. Respondent's filing officer was Kristi Reid-Bronson, Chief, Bureau of Election Records.

4. On February 5, 2013, Respondent's "APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY FOR CANDIDATES" form (DS-DE 9) was filed with the Division. Respondent appointed himself as campaign treasurer. To review a copy of the DS-DE 9 form, refer to Exhibit 1.

¹ Candidate qualifying was June 16 – 20, 2014. Respondent did not have any opposition in the primary election, August 26, 2014, nor the general election, November 4, 2014.

5. On February 6, 2013, Ms. Bronson sent Respondent a letter acknowledging he had been placed on the active candidate list. The letter advised Respondent that all candidates filing reports with the Division are required to use the electronic filing system (EFS). Respondent was provided with a user identification number and initial password allowing him access to the EFS.

6. The 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 Respondent that it was his responsibility to read, understand, and follow the requirements of Florida's election laws. To review a copy of the acknowledgement letter, refer to Exhibit 2.

II. Alleged Violation of Section 106.19(1)(b), Florida Statutes:

7. I investigated whether Respondent violated this section of the election laws by failing to report contributions.

8. Complainant provided with their referral a Sum of Contributions vs Expenditures sheet which reflects a negative balance of \$1,838.70 at the conclusion of the campaign. Based on the sheet, Complainant alleges Respondent may have failed to report contributions. To review a copy of the Sum of Contributions vs Expenditures sheet, refer to Exhibit 3.

9. I secured the campaign account records from the designated campaign depository and compared the bank records to campaign reports; it appears that all contributions were reported².

10. No record of Respondent having previously violated this section of law was found.

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

11. I investigated whether Respondent violated this section of the election laws by falsely reporting or failing to disclose information on campaign treasurer's reports.

12. Based on the deficit balance reflected in the Sum of Contributions vs Expenditures sheet (Exhibit 3), Complainant alleged Respondent may have failed to disclose information on the campaign treasurer's reports.

13. While comparing the campaign's account records to the campaign reports, it appears that Respondent did not report three expenditures during the termination report (TR). Respondent's TR covered June 1 – September 9, 2014; the TR was filed with the Division on September 9, 2014³. Table 1 summarizes the expenditures that were not reported. To review the

² It should be noted that the December 2014 bank statement shows a \$56.53 "Deposit/Credit" to the campaign account on December 9, 2014. As previously noted, Respondent did not have any opposition in the primary or general election.

³ According to the Division's Calendar of Reporting Dates for 2014 Statewide Candidates, after June qualifying, a

expenditures that were not reported, refer to Exhibit 4.

TABLE 1: UNREPORTED EXPENDITURES				
Report	Cover period	Contributions Not Reported	Total	Exhibit #
2014 TR	06/01/14 – 09/09/14	3	\$420.00	4

14. In addition to the three expenditures not reported during the TR period, as noted in Table 1, campaign account records indicate that Respondent made six additional expenditures after the filing of his TR on September 9, 2014. Table 2 summarizes the six expenditures made after the filing of the TR and that were never reported. To review the six expenditures made after the filing of the TR, refer to Exhibit 5.

TABLE 2: EXPENDITURES MADE AFTER 09/09/14			
Check Date/Transaction Date	Check # Withdrawal/debit	Expenditure To	Amount
10/03/14	Check card purchase	Apple Store	\$1,383.44 ✓
10/06/14	Check card purchase	Best Buy	\$212.99 ✓
11/10/14	#1095	Bethune Cookman	\$250.00 ✓
11/18/04	Check card purchase	Crispers	\$9.87
11/19/14	Point of Sale debit	7-Eleven	\$46.66
11/20/14	#1074	St. Peter Missionary Baptist Church	\$50.00 ✓
TOTAL			\$1,952.96

15. Respondent did not file a response to the referral nor did he return a

termination report was due by September 18, 2014. It appears the beginning date shown on the termination report, June 1, 2014, was the beginning date for the 2014 P1 reporting period. According to records from the Division, Respondent's last campaign report filed, prior to the filing of his termination report, was the 2014 M5 report, which covered the reporting period of May 1 – May 31, 2014.

questionnaire-affidavit in which he was asked about the unreported expenditures.

16. No record of Respondent having previously violated this section of the election laws was found.

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

17. I investigated whether Respondent violated this section of the election laws by making prohibited expenditures from the campaign account.

18. Based on the deficit balance reflected in the Sum of Contributions vs Expenditures sheet (Exhibit 3), Complainant alleged Respondent may have made prohibited expenditures from the campaign account.

19. Although the Sum of Contributions vs Expenditures sheet shows a negative balance in the TR cover period, the campaign account records did not reflect any expenditures when funds were unavailable during the termination report period⁴. As noted in paragraph 14, Respondent made six expenditures after the filing of his TR. According to bank records, the account had a balance of \$14,096.63 as of December 31, 2014; the TR was filed with the Division on September 9, 2014. To review the December 2014 bank statement, refer to Exhibit 6.

20. As to expenditures made from the campaign account after the filing of Respondent's TR, refer to Table 2.

21. As per paragraph 15, Respondent did not file a response to the referral nor did he return a questionnaire-affidavit.

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

V. FEC History:

23. In FEC 16-556, Respondent was named in a referral from the Division for failure to pay an assessed fine. In a DEFAULT FINAL ORDER, the members of the Florida Elections Commission affirmed the assessed fine of \$50.00 against Respondent. In FEC 16-074, Respondent was the chairman of Floridians for Progress, a political committee. Respondent, as chairman of the political committee, expressed a desire to enter into negotiations directed toward reaching a consent agreement. The political committee paid a fine in the amount of \$250 for violating Section 106.07(7), Florida Statutes, on five occasions. To review the default final order in FEC 16-556, refer to Exhibit 7. To review the consent final order in 16-074, refer to Exhibit 8.

Conclusion:

⁴ Nor any other reporting periods.

24. On June 9, 2016, the Commission sent Respondent a letter via certified mail informing him that it received a complaint from the Division alleging violations of Florida's election laws. The letter advised Respondent that if he wanted to file a response to the complaint he had 14 days to respond to the allegations in the complaint and was delivered to Respondent's address on June 13, 2016. Respondent did not provide a response. To review the letter of June 9, 2016, refer to Exhibit 9.

25. On August 25, 2016, the Commission sent Respondent a letter informing him that the Division's complaint was found to be legally sufficient and the Commission would be investigating Respondent for possible violations of three sections of the election laws. The letter advised Respondent he could file a notarized statement providing any information regarding the facts surrounding the allegation. Respondent did not provide a notarized statement. To review the letter of August 25, 2016, refer to Exhibit 10.

26. On December 6, 2016, the Commission sent Respondent a questionnaire-affidavit for the purpose of offering him an opportunity to answer questions relative to the allegations. It was requested the questionnaire-affidavit be completed and returned no later than December 28, 2016. As of the date of this report, the questionnaire-affidavit has not been returned.

27. On December 29, 2016 and January 4, 2017, I left voice-mail messages for Respondent asking that he return my telephone calls; As of the date of this report, Respondent has not returned the telephone calls.

28. Respondent signed 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 on February 4, 2013. To review the Statement of Candidate, refer to Exhibit 11.

29. Subsequent to the referral concerning Respondent's 2014 campaign, Respondent was a 2016 candidate for the Florida Senate, District 11. He defeated three candidates in the Democratic primary and eventually defeated write-in candidates in the general election on November 8, 2016.

Respectfully submitted on January 11, 2017.



Keith Smith
Investigation Specialist

Current address of Respondent

The Honorable Randolph Bracy
5315 Woodstead Way
Orlando, Florida 32819-3934

Current address of Complainant

Division of Elections
500 South Bronough Street – Room 316
Tallahassee, Florida 32399-0250

Name and Address of Filing Officer:

Kristi Reid-Bronson, Chief
Bureau of Election Records
500 South Bronough Street – Room 316
Tallahassee, Florida 32399-0250

Copy furnished to: David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Randolph Bracy -- FEC 15-017

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	DS-DE 9
Exhibit 2	Division's acknowledgment letter
Exhibit 3	Sum of Contributions vs Expenditures
Exhibit 4	Bank records re: Three unreported expenditures in TR period
Exhibit 5	Bank records re: Six unreported expenditures after TR filed
Exhibit 6	December 2014 bank statement
Exhibit 7	Default Final Order re: FEC 16-556
Exhibit 8	Consent Final Order re: 16-074
Exhibit 9	June 9, 2016 letter to R re: 14-day notice
Exhibit 10	August 25, 2016 letter re: LS
Exhibit 11	Statement of Candidate

HAND DELIVERED

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

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

(PLEASE PRINT OR TYPE)

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

RECEIVED
DEPARTMENT OF STATE
2013 FEB -5 PM 4:34
DIVISION OF ELECTIONS
TALLAHASSEE, FL

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)

Randolph Bracy

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

PO Box 681388

4. Telephone

(407) 286-6022

5. E-mail address

randolphbracy@yahoo.com

Orlando, FL 32868

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

State House of Representatives, District 45

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 Democrat Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Randolph Bracy

11. Mailing Address

PO Box 681388

12. Telephone

(407) 286-6022

13. City

Orlando

14. County

Orange

15. State

FL

16. Zip Code

32868

17. E-mail address

randolphbracy@yahoo.com

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

19. Name of Bank

Suntrust

20. Address

2300 E. Colonial Dr.

21. City

Orlando

22. County

Orange

23. State

FL

24. Zip Code

32803

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

2/5/13

26. Signature of Candidate

X Randolph Bracy

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

I, Randolph Bracy, do hereby accept the appointment

(Please Print or Type Name)

designated above as:

Campaign Treasurer Deputy Treasurer

2/5/2013
Date

EXHIBIT X 1
Signature of Campaign Treasurer or Deputy Treasurer



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

February 6, 2013

The Honorable Randolph Bracy
Post Office Box 681388
Orlando, Florida 32868

Dear Representative Bracy:

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 February 5, 2013. Your name has been placed on the 2014 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **April 10, 2013**. The report will cover the period of January 1 - March 31, 2013. All candidates who 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 your user identification number. The enclosed sealed envelope contains your initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. You, your campaign treasurer, and deputy treasurers are responsible for protecting these passwords from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

EFS Web site Address: <https://efs.dos.state.fl.us>
Identification Number: 60267

EXHIBIT 2 (of 3)
Division of Elections



Pin Numbers

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

Each candidate is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that 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 filed must be completed and filed through the EFS no later than midnight, Eastern Standard Time, of the due date. Reports not filed by midnight of the due date are late filed and subject to the penalties in Section 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the 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.

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.

The Honorable Randolph Bracy
February 6, 2013
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' web site at <http://elections.myflorida.com>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, 2012 Candidate and Campaign Treasurer Handbook, 2013 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

EXHIBIT 2 (3 of 3)

Sum of Contributions vs Expenditures

9/23/2014 10:31:43 AM

Randolph Bracy

60267

Date of last Contribution: 6/20/14

0 After

Year	Report	Contributions	Expenditures	Running Total
2013	Q1	\$7,500.00	\$24.95	\$7,475.05
	Q2	\$0.00	\$88.00	\$7,387.05
	Q3	\$12,430.00	\$467.76	\$19,349.29
	M10	\$2,250.00	\$250.00	\$21,349.29
	M11	\$1,700.00	\$300.00	\$22,749.29
	M12	\$2,000.00	\$0.00	\$24,749.29
2014	M1	\$1,000.00	\$851.49	\$24,897.80
	M2	\$1,500.00	\$124.00	\$26,273.80
	M3	\$0.00	\$230.00	\$26,043.80
	M4	\$0.00	\$6,021.54	\$20,022.26
	M5	\$500.00	\$596.00	\$19,926.26
	TR	\$2,250.00	\$24,014.96	(\$1,838.70)
Campaign Total:		\$31,130.00	\$32,968.70	

EXHIBIT

3

STSC
SUBPOENA SERVICES
FL-ORLANDO-7136

COPY REFERENCE: 20161025000421 CI
10/26/16 15:28:05 26 WEB JOBT61026132302
0077060726 20140925 07
300.00 0 [REDACTED] 000000

REP. RANDOLPH BRACY CAMPAIGN
DISTRICT 45 RE-ELECTION 2014
PO BOX 681388
ORLANDO, FL 32868

63-215/631

1094

Date

9/6/14



Pay to the order of

Second Harvest of Cent. FL

\$ 300-

Three hundred

Dollars



Security Features Included. Details on Back.



ACH FT 061000104

Memo

Gift of Giving sponsor table

Randolph Bracy

PAY TO THE ORDER OF
WELLS FARGO BANK N.A.
DEPOSIT ONLY
SECOND HARVEST FOOD BANK
OF CENTRAL FLORIDA, INC.

EXHIBIT

4 (102)

SUNTRUST BANK
PO BOX 305183
NASHVILLE TN 37230-5183

PAGE 1 OF 1
36/E00/0175/0/ 31
[REDACTED]
07/31/2014



ACCOUNT
STATEMENT

RANDY BRACY CAMPAIGN
DISTRICT 45 RE-ELECTION 2014
PO BOX 681388
ORLANDO FL 32868

QUESTIONS? PLEASE CALL
1-800-786-8787

EFFECTIVE SEPTEMBER 1, 2014, THE DEPOSITED ITEM RETURNED FEE WILL INCREASE TO \$12.50 PER ITEM AND WILL BE CHARGED TO YOUR ACCOUNT AS THEY OCCUR.

ACCOUNT SUMMARY		
ACCOUNT TYPE	ACCOUNT NUMBER	STATEMENT PERIOD
PRIMARY BUSINESS CHECKING	[REDACTED]	07/01/2014 - 07/31/2014

DESCRIPTION	AMOUNT	DESCRIPTION	AMOUNT
BEGINNING BALANCE	\$20,867.30	AVERAGE BALANCE	\$20,607.71
DEPOSITS/CREDITS	\$.00	AVERAGE COLLECTED BALANCE	\$20,607.71
CHECKS	\$250.00	NUMBER OF DAYS IN STATEMENT PERIOD	31
WITHDRAWALS/DEBITS	\$344.24		
ENDING BALANCE	\$20,273.06		

CHECKS			
CHECK NUMBER	AMOUNT	DATE PAID	CHECK NUMBER
1071 ✓	250.00	07/30	

CHECKS: 1

WITHDRAWALS/DEBITS				
DATE	AMOUNT	SERIAL #	DESCRIPTION	TR DATE
07/01	20.00		CHECK CARD PURCHASE	06/29 ←
			WESTIN DIPLOMAT HOTEL	FL
07/02	224.24		CHECK CARD PURCHASE	06/29 ←
			WESTIN DIPLOMAT RESORT	FL
07/30	100.00		CHECK CARD PURCHASE	07/28 ←
			WPY*JAZZ IN THE HILLS	855-469-3729 CA

WITHDRAWALS/DEBITS: 3

BALANCE ACTIVITY HISTORY					
DATE	BALANCE	COLLECTED BALANCE	DATE	BALANCE	COLLECTED BALANCE
07/01	20,847.30	20,847.30	07/30	20,273.06	20,273.06
07/02	20,623.06	20,623.06			

MEMBER FDIC

EXHIBIT 4 (2 of 2)

STSC
SUBPOENA SERVICES
FL-ORLANDO-7136

COPY REFERENCE: 20161025000421 CI
10/26/16 15:28:05 28 WEB JOBT61026132302
0074129756 20141203 07
250.00 [REDACTED] 000000

REP. RANDOLPH BRACY CAMPAIGN
DISTRICT 45 RE-ELECTION 2014
PO BOX 681388
ORLANDO, FL 32868

63-215/631

1095

Date 11/10/14



Pay to the order of

Bethune Cookman

\$ 250-

Two hundred fifty

Dollars



Security Feature
Included
Details on Back



ACH RT 061000104

Randolph Bracy

Memo

[REDACTED]

3287421196

ENDORSE HERE
Pay To The Order Of
Wells Fargo Bank, NA
FOR DEPOSIT ONLY
BETHUNE-COOKMAN UNIVERSITY
Receipt #73379
Dec 02, 2014 10:52:31 AM

250.00

EXHIBIT 5 (2 of 4)

STSC
SUBPOENA SERVICES
FL-ORLANDO-7136

COPY REFERENCE: 20161025000421 CI
10/26/16 15:28:05 27 WEB JOBT61026132302
0075152276 20141124 07
50.00 [REDACTED] 000000

REP. RANDOLPH BRACY CAMPAIGN
DISTRICT 45 RE-ELECTION 2014
PO BOX 681388
ORLANDO, FL 32868

63-215/631

1074

Date

11/20/14



Pay to the order of

St. Peter Missionary Bapt. Church

\$ 50.00

Fifty

Dollars



ACH RT 061000104

Memo

Event Sponsorship

Randolph Bracy

ISN# 3415490120

Date 11/24/2014

141124 3415490120

DO NOT WRITE, STAMP OR SIGN BELOW THIS
RESERVED FOR FINANCIAL INSTITUTION USE

FOR DEPOSIT ONLY
ST. PETER MISSIONARY BAPTIST CHURCH
ORLANDO, FLORIDA

ENDORSE HERE

EXHIBIT 5 (4 of 4)

SUNTRUST BANK
PO BOX 305183
NASHVILLE TN 37230-5183

PAGE 2 OF 2
66/E00/0175/0/ 31
[REDACTED]
01/31/2016



ACCOUNT
STATEMENT

DATE	BALANCE	BALANCE ACTIVITY HISTORY		BALANCE	COLLECTED
		COLLECTED	DATE		
01/01	351.81	351.81	01/19	211.26	211.26
01/05	320.17	320.17	01/21	162.97	162.97
01/11	211.54	211.54	01/26	82.97	82.97
01/12	438.24	212.24	01/29	70.97	70.97
01/13	438.24	438.24			

MEMBER FDIC

EXHIBIT 6 (3&4)

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Randolph Bracy

**Case No.: FEC 16-556
F.O. No.: FOFEC 16-211A
Report: 2016 M6**

DEFAULT FINAL ORDER

THIS MATTER was referred to the Florida Elections Commission (Commission) by the filing officer for failure of the Respondent to pay the assessed fine.

FINDINGS OF FACT

1. The Commission is charged with enforcing Chapter 106, Florida Statutes, the campaign financing laws.
2. Respondent is a state candidate for the office of State Representative during the 2016 elections. Respondent's 2016 M6 campaign treasurer's report was not filed with the filing officer on July 11, 2016, the designated due date.
3. On August 24, 2016, the filing officer sent a final fine notice to the Respondent by delivery confirmation advising him that the amount of the fine was \$50.00. The notice also advised Respondent, as required by Section 106.07(8)(b), Florida Statutes, that he must either pay the fine or appeal to the Florida Elections Commission within 20 days after receipt of the notice of payment due.
4. Respondent has failed to pay the assessed fine or to appeal to the Commission.

CONCLUSIONS OF LAW

5. The Commission has jurisdiction over the parties to and subject matter of this case, pursuant to Section 106.07, Florida Statutes.

EXHIBIT

7 (1 of 3)

6. Respondent's failure to timely file a notice appealing the assessed fine constitutes a waiver of entitlement to an appeal.

ORDER

Based on the foregoing facts and conclusions of law, it is hereby **ORDERED** that the assessed fine of \$50.00 is affirmed. The fine shall be paid to the Division of Elections at 500 South Bronough Street, Room 316, R.A Gray Building, Tallahassee, FL 32399-0250 within 30 days of the date this Final Order is filed with the Commission.

DONE AND ORDERED by the Florida Elections Commission on _____, 2016.

M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Stephanie Cunningham, Assistant General Counsel
Randolph Bracy, Respondent
Division of Elections, Complainant

EXHIBIT 7 (2 of 3)

NOTICE OF RIGHT TO APPEAL

This order is final agency action. Any party who is adversely affected by this order has the right to seek judicial review pursuant to Section 120.68, Florida Statutes, by filing a notice of administrative appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Florida Elections Commission at 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, Florida 32399-1050, and by filing a copy of the notice of appeal with the appropriate district court of appeal. The party must attach to the notice of appeal a copy of this order and include with the notice of appeal filed with the district court of appeal the applicable filing fees. **The notice of administrative appeal must be filed within 30 days of the date of this order is filed with the Commission.** The date this order was filed appears in the upper right-hand corner of the first page of the order.

Notice to Filing Officer

The Clerk of the Florida Elections Commission will send a copy of this order to Respondent. The Final Order directs the Respondent to pay the Filing Officer. If the Filing Officer is not paid within 30 days of the date the Final Order is filed with the Commission, the Filing Officer can file an enforcement action in circuit court to enforce the fine that is due and owing to the county or municipality. The date this order was filed appears in the upper right-hand corner of the first page of this order.

EXHIBIT 7 (3 of 3)

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Floridians for Progress

**Case No.: FEC 16-074
F.O. No.: FO FEC**

CONSENT FINAL ORDER

Respondent, Floridians for Progress, and the Florida Elections Commission (Commission) agree that this Consent Order resolves all of the issues between the parties in this case. The parties jointly stipulate to the following facts, conclusions of law, and order:

FINDINGS OF FACT

1. On March 24, 2016, the Commission received a referral from the Division of Elections (Division) alleging that Respondent violated Florida's election laws.
2. Respondent has expressed a desire to enter into negotiations directed toward reaching a consent agreement.
3. Respondent and the staff stipulate to the following facts:
 - a. Respondent is a political committee registered with the Division.
 - b. During the 2016 election cycle, Respondent failed to notify the filing officer on the prescribed due date that no report would be filed because Respondent had not received funds, made contributions, or made any reportable monetary transactions during the 2015 M5, 2015 M6, 2015 M9, 2015 M10, and 2015 M11 reporting periods.
 - c. On August 7, 2015, Respondent filed a Waiver for the 2015 M5 and 2015 M6 reporting periods. On December 15, 2015, Respondent filed Waivers for the 2015 M9, 2015 M10, and 2015 M11 Reports.

EXHIBIT 8 (1 of 5)

CONCLUSIONS OF LAW

4. The Commission has jurisdiction over the parties to and subject matter of this cause, pursuant to Section 106.26, Florida Statutes.

5. Section 106.25(4)(i)3., Florida Statutes, allows the Commission to approve a consent agreement with a Respondent prior to the Commission finding probable cause that a violation of the election laws occurred. The consent agreement has the same force and effect as a consent agreement reached after the Commission finds probable cause.

6. The Commission staff and Respondent stipulate that staff could prove the facts in paragraph three above by clear and convincing evidence and to the Commission's ability to impose a civil penalty in this case.

ORDER

7. The Respondent and the staff of the Commission have entered into this Consent Order voluntarily and upon advice of counsel.

8. The parties shall each bear its own attorney's fees and costs that are in any way associated with this case.

9. The Commission will consider the Consent Order at its next available meeting.

10. The Respondent voluntarily waives the right to any further proceedings under Chapters 104, 106, and 120, Florida Statutes, and the right to appeal the Consent Order.

11. This Consent Order is enforceable under Sections 106.265 and 120.69, Florida Statutes. Respondent expressly waives any venue privileges and agrees that if enforcement of this Consent Order is necessary, venue shall be in Leon County, Florida, and Respondent shall be responsible for all fees and costs associated with enforcement.

EXHIBIT 8 (205)

12. If the Commission does not receive the signed Consent Order and civil penalty in its offices by the close of business on May 31, 2016, the staff withdraws this offer of settlement and will proceed with the case.

13. Payment of the civil penalty by cashier's check, money order, good for at least 120 days, or attorney trust account check is a condition precedent to the Commission's consideration of the Consent Order.

PENALTY

WHEREFORE, based upon the foregoing facts and conclusions of law, the Commission finds that the Respondent violated Section 106.07(7), Florida Statutes, on five occasions and imposes a \$250 fine for the violations.

Therefore it is

ORDERED that the Respondent shall remit to the Commission a fine in the amount of \$250, inclusive of fees and costs. The fine shall be paid by cashier's check, money order, good for at least 120 days, or attorney trust account check. The fine should be made payable to the Florida Elections Commission and sent to 107 West Gaines Street, Collins Building, Suite 224, Tallahassee, Florida, 32399-1050.

Respondent hereby agrees and consents to the terms of this Order on _____, 2016.

Floridians for Progress
Randolph Bracy, Chair
3604 Meadow Breeze Loop
Ocoee, Florida 34761

EXHIBIT 8 (3 of 5)

Commission staff hereby agrees and consents to the terms of this Consent Order on _____, 2016.

Eric M. Lipman
General Counsel
Florida Elections Commission
107 West Gaines Street
Collins Building, Suite 224
Tallahassee, Florida 32399-1050

Approved by the Florida Elections Commission at its regularly scheduled meeting held on _____ in Tallahassee, Florida.

M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Eric M. Lipman, General Counsel
Floridians for Progress, Respondent
Division of Elections, Complainant

EXHIBIT 8 (4 & 5)



FLORIDA ELECTIONS COMMISSION
107 W. Gaines Street
Collins Building, Suite 224
Tallahassee, Florida 32399-1050
(850) 922-4539

August 29, 2016

Floridians for Progress
Attn: Bracy Randolph, Chair
3604 Meadow Breeze Loop
Ocoee, FL 34761

RE: Case No.: FEC 16-074; Respondent: Floridians for Progress

Dear Mr. Bracy:

The Florida Elections Commission at its last regularly scheduled meeting reviewed and voted to approve the Consent Order agreed to by Respondent and Commission staff.

A copy the Consent Order signed by the Chairman is enclosed for your records. The Commission appreciates your cooperation and now considers this case closed.

Sincerely,

/s/ Donna Ann Malphurs

Agency Clerk

/enr

Enclosure: Consent Order

cc: Division of Elections, Complainant

EXHIBIT 8 (5 of 5)



FLORIDA ELECTIONS COMMISSION

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

June 9, 2016

CERTIFIED MAIL 9214 8969 0099 9790 1608 5834 35

Randolph Bracy
5315 Woodstead Way
Orlando, FL 32819-3934

RE: Case No.: FEC 15-017; Respondent: Randolph Bracy

Dear Mr. Bracy:

On January 9, 2015 and September 11, 2015, the Florida Elections Commission attempted to notify you of a complaint that was filed against you. However, our notice was returned to us "unclaimed." Enclosed is a copy of our previous correspondence and the complaint for your review and action.

If you have any questions, please contact us at fec@myfloridalegal.com or at the number listed above.

Sincerely,
Erin Riley
Deputy Agency Clerk

/enr

Enclosure: Letter dated January 9, 2015 and September 11, 2015 and Complaint w/attachments

EXHIBIT 9 (1 of 3)



FLORIDA ELECTIONS COMMISSION

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

January 9, 2014

CERTIFIED MAIL 7179 1000 1649 2657 0445

Randolph Bracy
Post Office Box 681388
Orlando, FL 32868

RE: Case No.: FEC 15-017; Respondent: Randolph Bracy

Dear Mr. Bracy:

On January 6, 2015, the Florida Elections Commission received the enclosed complaint alleging that you violated Florida's election laws. Section 106.25(2), Florida Statutes states:

The respondent shall have 14 days *after receipt* of the complaint to file an initial response, and the executive director may not determine the legal sufficiency of the complaint during that time period.

If you choose to file a response to the complaint, please send it to my attention at the address listed above. To ensure that I receive your response in a timely manner, you may also want to send it via e-mail to my attention, at fec@myfloridalegal.com. You will be notified by letter whether the complaint is determined legally sufficient.

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

Under section 106.25, Florida Statutes, complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 and 106, Florida Statutes, are confidential until the Commission finds probable cause or no probable cause. The confidentiality provision does not apply to the person filing the complaint. However, it does apply to you, the Respondent, unless you waive confidentiality in writing.

EXHIBIT 9 (203)

The confidentiality provision does not preclude you from seeking legal counsel. However, if you retain counsel, your attorney must file a notice of appearance with the Commission before any member of the Commission staff can discuss this case with him or her.

Sincerely,
Erin Riley
Deputy Agency Clerk

ip/enr
Enclosure: Complaint w/attachments

EXHIBIT 9 (3 & 3)



FLORIDA ELECTIONS COMMISSION

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

August 25, 2016

Randolph Bracy
5315 Woodstead Way
Orlando, FL 32819-3934

RE: Case No.: FEC 15-017; Respondent: Randolph Bracy

Dear Mr. Bracy:

On January 6, 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 106.19(1)(b), Florida Statutes: As alleged in the complaint, Respondent, Randolph Bracy, a 2014 candidate for the office of State Representative, District 45, may have failed to report one or more contributions required to be reported by Chapter 106, Florida Statutes.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, Randolph Bracy, a 2014 candidate for the office of State Representative, District 45, may have falsely reported or deliberately failed to include information in one or more campaign reports.

Section 106.19(1)(d), Florida Statutes: As alleged in the complaint, Respondent, Randolph Bracy, a 2014 candidate for the office of State Representative, District 45, may have made or authorized one or more expenditures prohibited by Chapter 106, Florida Statutes.

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

EXHIBIT 10 (1 of 2)

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

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

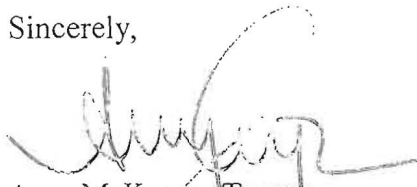
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

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

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

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

Sincerely,



Amy McKeever Tomah
Executive Director

AMT/enr

EXHIBIT 10 (2 of 2)

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

RECEIVED
DEPARTMENT OF STATE
2013 FEB -5 PM 4:34
DIVISION OF ELECTIONS
TALLAHASSEE, FL

I, Randolph Bracy,

candidate for the office of State Representative, District 45;

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

X Randolph Bracy
Signature of Candidate

2/4/2013
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).

EXHIBIT 11



FLORIDA ELECTIONS COMMISSION

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

August 25, 2016

Randolph Bracy
5315 Woodstead Way
Orlando, FL 32819-3934

RE: Case No.: FEC 15-017; Respondent: Randolph Bracy

Dear Mr. Bracy:

On January 6, 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 106.19(1)(b), Florida Statutes: As alleged in the complaint, Respondent, Randolph Bracy, a 2014 candidate for the office of State Representative, District 45, may have failed to report one or more contributions required to be reported by Chapter 106, Florida Statutes.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, Randolph Bracy, a 2014 candidate for the office of State Representative, District 45, may have falsely reported or deliberately failed to include information in one or more campaign reports.

Section 106.19(1)(d), Florida Statutes: As alleged in the complaint, Respondent, Randolph Bracy, a 2014 candidate for the office of State Representative, District 45, may have made or authorized one or more expenditures prohibited by Chapter 106, Florida Statutes.

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

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

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

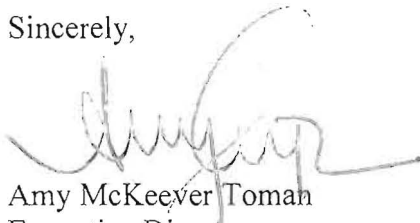
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

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

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

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

Sincerely,



Amy McKeever Toman
Executive Director

AMT/enr

**DIVISION OF ELECTIONS
FEC REFERRAL FORM**

To FEC from Division of Elections

RECEIVED

2015 JAN -6 P 1:05

STATE OF FLORIDA

Name: Randolph Bracy
Account Number: 60267
Candidate: Randolph Bracy
Treasurer: Randolph Bracy
Person Named/Notified: Randolph Bracy

The Division of Elections is referring this issue to the Florida Elections Commission pursuant to Section 106.25, Florida Statutes. A review of Representative Bracy's campaign treasurer's reports reflect a negative balance in violation of Section 106.19(1)(b),(c) or (d), Florida Statutes, or all of the aforementioned.

Sent By: Kristi Reid Bronson
Date: January 5, 2014

KRB

ejr

Sum of Contributions vs Expenditures

9/23/2014 10:31:43 AM

Randolph Bracy

60267

Date of last Contribution: 6/20/14

0 After

Year	Report	Contributions	Expenditures	Running Total
2013	Q1	\$7,500.00	\$24.95	\$7,475.05
	Q2	\$0.00	\$88.00	\$7,387.05
	Q3	\$12,430.00	\$467.76	\$19,349.29
	M10	\$2,250.00	\$250.00	\$21,349.29
	M11	\$1,700.00	\$300.00	\$22,749.29
	M12	\$2,000.00	\$0.00	\$24,749.29
2014	M1	\$1,000.00	\$851.49	\$24,897.80
	M2	\$1,500.00	\$124.00	\$26,273.80
	M3	\$0.00	\$230.00	\$26,043.80
	M4	\$0.00	\$6,021.54	\$20,022.26
	M5	\$500.00	\$596.00	\$19,926.26
	TR	\$2,250.00	\$24,014.96	(\$1,838.70)
Campaign Total:		\$31,130.00	\$32,968.70	

HAND DELIVERED

**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
2013 FEB -5 PM 4:34
DIVISION OF ELECTIONS
TALLAHASSEE, FL

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)

Randolph Bracy

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

PO Box 681388

4. Telephone

(407) 286-6022

5. E-mail address

randolphbracy@yahoo.com

Orlando FL 32868

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

State House of Representatives, District 45

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 Democrat Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Randolph Bracy

11. Mailing Address

PO Box 681388

12. Telephone

(407) 286-6022

13. City

Orlando

14. County

Orange

15. State

FL

16. Zip Code

32868

17. E-mail address

randolphbracy@yahoo.com

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

19. Name of Bank

Suntrust

20. Address

2300 E. Colonial Dr.

21. City

Orlando

22. County

Orange

23. State

FL

24. Zip Code

32803

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

2/5/13

26. Signature of Candidate

X Randolph Bracy

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

I, Randolph Bracy, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer

2/5/2013
Date

X

Randolph Bracy
Signature of Campaign Treasurer or Deputy Treasurer

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

OFFICE USE ONLY

RECEIVED
DEPARTMENT OF STATE

2013 FEB -5 PM 4:30

DIVISION OF ELECTIONS
TALLAHASSEE, FL

I, Randolph Bracy,

candidate for the office of State Representative, District 45;

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

X Randolph Bracy
Signature of Candidate

2/4/2013
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

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

February 6, 2013

The Honorable Randolph Bracy
Post Office Box 681388
Orlando, Florida 32868

Dear Representative Bracy:

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 February 5, 2013. Your name has been placed on the 2014 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **April 10, 2013**. The report will cover the period of January 1 - March 31, 2013. All candidates who 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 your user identification number. The enclosed sealed envelope contains your initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. You, your campaign treasurer, and deputy treasurers are responsible for protecting these passwords from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

EFS Web site Address: <https://efs.dos.state.fl.us>
Identification Number: 60267



Pin Numbers

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

Each candidate is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that 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 filed must be completed and filed through the EFS no later than midnight, Eastern Standard Time, of the due date. Reports not filed by midnight of the due date are late filed and subject to the penalties in Section 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the 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.

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.

The Honorable Randolph Bracy
February 6, 2013
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' web site at <http://elections.myflorida.com>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, 2012 Candidate and Campaign Treasurer Handbook, 2013 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

CANDIDATE OATH -
CANDIDATE WITH PARTY AFFILIATION

RECEIVED
DEPARTMENT OF STATE
2014 JUN -5 AM 10:29

DIVISION OF ELECTIONS
TALLAHASSEE, FL

OFFICE USE ONLY

OATH OF CANDIDATE (Section 99.021, Florida Statutes)

I, Randolph Bracy

(PLEASE PRINT NAME AS YOU WISH IT TO APPEAR ON THE BALLOT * -- NAME MAY NOT BE CHANGED AFTER THE END OF QUALIFYING)

am a candidate for the office of State Representative, 45, _____
(office) (district #) (circuit #)

_____ I am a qualified elector of Orange County, Florida. I am qualified
(group or seat #)

under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek; and I have resigned from any office from which I am required to resign pursuant to Section 99.012, Florida Statutes; and I will support the Constitution of the United States and the Constitution of the State of Florida.

Candidate's Florida Voter Registration Number (located on your voter information card): 113289534

* Please print name phonetically on the line below as you wish it to be pronounced on the audio ballot for persons with disabilities (see instructions on page 2 of this form):

Randolph Bracy

STATEMENT OF PARTY (Section 99.021, Florida Statutes)

I am a member of the Democrat Party. I have not been a registered member of any other political party for 365 days before the beginning of qualifying preceding the general election for which I seek to qualify; and I have paid the assessment levied against me, if any, as a candidate for said office by the executive committee of the political party, of which I am a member.

X Randolph Bracy (407)274-5405 randolphbracy@yahoo.com
Signature of Candidate Telephone Number Email Address

P.O. Box 681388 Orlando Florida 32868
Address City State ZIP Code

STATE OF FLORIDA

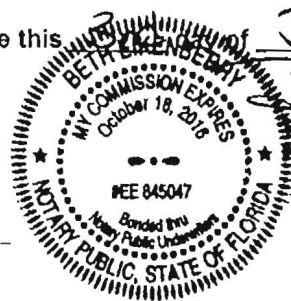
COUNTY OF Orange

Sworn to (or affirmed) and subscribed before me this 3 June, 2014.

Personally Known: or

Produced Identification: _____

Type of Identification Produced: _____



Beth E. Kennedy
Signature of Notary Public
Print, Type, or Stamp Commissioned Name of Notary Public