

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Kyle C. Gibson

Case No.: FEC 16-028

TO: Kyle C. Gibson
1418 NE 57th Court
Ft. Lauderdale, FL 33334

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, **November 16, 2016 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
November 1, 2016

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

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

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

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

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

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

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

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STATE OF FLORIDA
ELECTIONS COMMISSION

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,
Petitioner,**

Case No.: FEC 16-028

v.

**Kyle C. Gibson,
Respondent.**

ORDER OF PROBABLE CAUSE

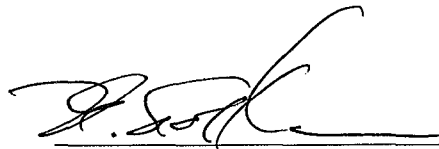
THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on August 17, 2016, in Tallahassee, Florida.

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 December 23, 2015, Kyle C. Gibson violated Section 106.07(2)(b)1., Florida Statutes, when he failed to file an addendum to his 2015 M10 Report within seven days after receiving notice from the Department of State, Division of Elections, that the report required amendment.

DONE AND ORDERED by the Florida Elections Commission on August 17, 2016.



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Stephanie J. Cunningham, Assistant General Counsel
Kyle C. Gibson, 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: Kyle C. Gibson

Case No.: FEC 16-028

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.07(2)(b)1., Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on June 9, 2016, the following facts and law support this staff recommendation:

1. On January 27, 2016, the Florida Elections Commission ("Commission") received a referral from the Department of State, Division of Elections ("Division"), alleging that Kyle C. Gibson ("Respondent") violated Chapter 106, Florida Statutes.

2. Respondent is a 2018 candidate for Governor. Respondent's Statement of Candidate form ("DS-DE 84") was filed on September 25, 2014. (ROI Exhibit 9)¹

3. By letter dated April 21, 2016, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

Section 106.07(2)(b)1., Florida Statutes: Respondent, a 2018 candidate for Florida Governor, acting as his own treasurer, failed to timely make necessary amendments to the campaign's 2015 M10 campaign treasurer report, as alleged in the complaint.

4. On September 25, 2014, Respondent filed his Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form ("DS-DE 9") appointing himself as treasurer for his campaign. (ROI Exhibit 2)

5. By letter dated September 26, 2014, Kristi Reid Bronson, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received his DS-DE 9 and that his name was placed on the 2018 active candidate list. (ROI Exhibit 3, page 1)

6. The acknowledgment letter advised Respondent that all candidates filing reports with the Division are required to use the electronic filing system ("EFS"), and provided Respondent with a user identification number and initial password to grant access to the EFS. (ROI Exhibit 3, page 1) The letter further advised Respondent that all of the Division's publications and reporting forms were available on its website and directed Respondent to print

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

out the 2014 *Calendar of Reporting Dates* as well as other relevant documents. (ROI Exhibit 3, page 3)

7. Respondent's 2015 M10 Report was filed on November 10, 2015. (ROI Exhibit 8, pages 1-2) The report was incomplete when filed.

8. The Division sent three letters notifying Respondent that his report was incomplete and that Respondent was required to amend the report within 7 days of receipt of the notification. An Error Report showing why the report was incomplete was attached to each notification. (ROI Exhibits 4-6) The final notification was confirmed delivered. (ROI Exhibit 6, page 3)

9. Respondent stated that he did not intentionally violate the Florida Election Code. (Attachment A, Phone Log Entries 4 & 8) On March 4, 2016, 115 days after the original report was filed, Respondent filed an amended report. (ROI Exhibits 7 & 8)

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

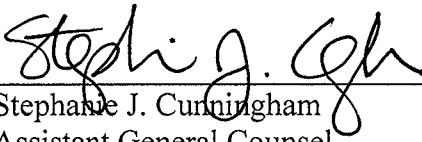
11. The facts set forth above show that Respondent is a 2018 candidate for Governor, and is acting as his own treasurer. Respondent's 2015 M10 Report was filed on November 10, 2015; however, the report was incomplete. The Division sent three letters to Respondent informing him that his report was incomplete and that Respondent was required to file an amended report within 7 days of receipt of the notification. The final letter was confirmed delivered. On March 4, 2016, 115 days after the original report was filed, Respondent filed an amended report. Respondent failed to file the required amendment to his report within 7 days of receiving notification from the Division that the report was incomplete and required amendment.

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

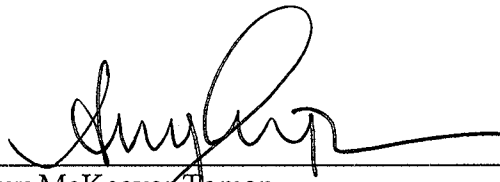
Count 1:

On or about December 23, 2015, Kyle C. Gibson violated Section 106.07(2)(b)1., Florida Statutes, when he failed to file an addendum to his 2015 M10 Report within seven days after receiving notice from the Department of State, Division of Elections, that the report required amendment.

Respectfully submitted on June 27, 2016.


Stephanie J. Cunningham
Assistant General Counsel

I reviewed this Staff Recommendation this 27th day of June 2016.


Amy McKeever Toman
Executive Director

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 16-028**

Respondent: Kyle C. Gibson

Complainant: Division of Elections

1. **Date and time:** May 2, 2016 @ 11:10 am
Name: Respondent
Phone #: (850) 322-8815
Summary: I attempted telephone contact to make initial contact. I left a message to return my call.
Memo to File? No
Entered by: CKO
2. **Date and time:** May 2, 2016 @ 3:55 pm
Name: Respondent
Phone #: (850) 322-8815
Summary: I attempted telephone contact to make initial contact. I left a message to return my call.
Memo to File? No
Entered by: CKO
3. **Date and time:** May 20, 2016 @ 9:30 am
Name: Respondent
Phone #: (850) 322-8815
Summary: I attempted telephone contact to check on the status of overdue questionnaire-affidavit and to complete final interview. I left a message to return my call.
Memo to File? No
Entered by: CKO
4. **Date and time:** May 20, 2016 @ 9:38 am
Name: Respondent
Phone #: (850) 322-8815
Summary: I had telephone contact from Respondent in regards to messages left on his behalf. Respondent advised me that he just received my messages and wanted to return the calls. Respondent stated that he had just returned from an across state bicycle ride and hadn't been home in over three weeks. Respondent stressed that he has been very busy and was not trying to avoid me. I went over the report allegations with him. Respondent told me that he would check his records and amend all of the necessary reports. I inquired about the overdue questionnaire-affidavit. Respondent informed me that he has a stack of mail on his counter that he needs to go through. I explained that I had also sent him a copy of the affidavit via email. Respondent told me that he didn't see anything on his email but he would recheck and get it back to me. Respondent told me that he has just been extremely busy, but he did not intentionally violate any of the election laws.
Memo to File? No
Entered by: CKO

5. **Date and time:** June 7, 2016 @ 12:40 pm
Name: Respondent
Phone #: (850) 322-8815
Summary: I attempted telephone contact to clarify some comments from the final interview. I left a message to return my call.
Memo to File? No
Entered by: CKO
6. **Date and time:** June 8, 2016 @ 9:30 am
Name: Respondent
Phone #: (850) 322-8815
Summary: I attempted telephone contact to clarify some comments from the final interview. I left a message to return my call.
Memo to File? No
Entered by: CKO
7. **Date and time:** June 8, 2016 @ 3:00 pm
Name: Donna Brown—DOE representative
Phone #: (850) 245-6240
Summary: I had telephone contact to inquire about the length of time that it takes documents that they sent to candidates to post to their website. Ms. Brown advised me that the turnaround for information to post is within 24 hours, at the latest. I thanked her for her assistance with this matter.
Memo to File? No
Entered by: CKO
8. **Date and time:** June 8, 2016 @ 4:15 pm
Name: Respondent
Phone #: (850) 322-8815
Summary: I had telephone contact to clarify some comments from the final interview. I inquired as to when Respondent began the across state bicycle ride. He told me that the bicycle ride hadn't happened yet. When I asked for clarification of our last conversation he explained that he had been away from his home as he had said. He explained that he had been away from his home, touring the state to plan the route that would be the safest for him to take on his bicycle ride. He was not sure as to when he actually left his home to begin the tour. I inquired if he had any internet access during his time away. He affirmed that he did but he didn't get on the internet daily. I asked if he had checked the DOE website during his time away from home. He explained that he had, but it was only to check to see if the DOE had received the petitions that he had been sending in to them. He reiterated that he did not intentionally violate any of the election laws.
Memo to File? No
Entered by: CKO

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 16-028

Respondent: Kyle C. Gibson
Counsel for Respondent: n/a

Complainant: Division of Elections
Counsel for Complainant: n/a

On January 27, 2016, the Florida Elections Commission received a referral from the Division of Elections alleging that Respondent violated Chapter 106, Florida Statutes. The Commission staff investigated whether Respondent violated the following statute:

Section 106.07(2)(b)1, Florida Statutes, failure of the treasurer of a candidate to file an addendum to an incomplete report after receiving notice from the filing officer.

I. Preliminary Information:

1. Respondent is a 2018 candidate for Governor. He serves as his own campaign treasurer.
2. Complainant is the Division of Elections.
3. Respondent's filing officer is Kristi Reid-Bronson, Chief, Bureau of Election Records.

II. Alleged Violation of Section 106.07(2)(b)1, Florida Statutes:

4. I investigated whether Respondent violated this section of the election laws by not filing an addendum to his 2015 M10 Report, after receiving notice that it was incomplete.

5. A DOE staff representative, Kristi Reid-Bronson, submitted a sworn affidavit dated January 26, 2016 regarding Respondent's failure to file an addendum to the 2015 M10 Report. To view a copy of the January 26, 2016 sworn affidavit, refer to exhibit 1.

6. On September 25, 2014, Respondent filed his original Appointment of Campaign Treasurer and Designation of Campaign Depository form (DS-DE 9) with his filing officer. Respondent appointed himself as his own campaign treasurer. To view a copy of Respondent's DS-DE 9 form, refer to exhibit 2.

7. On September 26, 2014, Complainant mailed Respondent a letter acknowledging receipt of his DS-DE 9 form and informing him that his name had been placed on the 2018 active candidate list. To view a copy of the September 26, 2014 acknowledgement letter, refer to exhibit 3.

8. On November 13, 2015, Complainant mailed Respondent a letter informing him

that the 2015 M10 Report was incomplete. Complainant attached an error-list to this letter that specifically stated the error that required amending. This letter was sent to the address Respondent provided on his DS-DE 9 form (Exhibit 2). To view a copy of the November 13, 2015 incomplete-report letter, refer to exhibit 4.

9. On November 30, 2015, Complainant mailed Respondent a second letter informing him that the 2015 M10 Report remained incomplete. Complainant attached an error-list to this letter that specifically stated the error that required amending. This letter was also sent to the address Respondent provided on his DS-DE 9 form (Exhibit 2). To view a copy of the November 30, 2015 incomplete-report letter, refer to exhibit 5.

10. On December 11, 2015, Complainant mailed Respondent a certified letter titled "Final Notice" informing him that the 2015 M10 Report remained incomplete. Complainant included an error-list with this letter that specifically stated what required amending. This letter was also sent to the address Respondent provided on his DS-DE 9 form (Exhibit 2). This letter included a delivery confirmation receipt which reflected that this letter was signed for on December 15, 2015 at approximately 9:24 am. To view a copy of the December 11, 2015 Final Notice with delivery confirmation receipt, refer to exhibit 6.

11. I have reviewed records from the DOE that verify that Respondent filed an amended 2015 M10 Report with his filing officer on March 4, 2016 at approximately 9:30 am. This report is considered complete and correct; the amendment was filed approximately 11 weeks after the Final Notice was signed for. To review a copy of the amended 2015 M10 Report, refer to exhibit 7. To review a copy of Respondent's filing history with the DOE, refer to exhibit 8.

12. There is a record that Respondent has previously violated this section of the election laws

III. FEC History:

13. Respondent has been involved in prior FEC investigations. FEC 15-510; default fine order/106.07(8)(b). 15-397; PC found for 106.07(7)/paid \$400.00 fine on 1/26/16. 15-329; PC found for 106.07(2)(b)1. 15-261; PC found for 106.07(2)(b)1, and 106.19(1)(c), but with NPC for 106.141(1). 14-497; PC found for 106.07(7). 14-299; PC found for 106.07(2)(b)1/paid \$400.00 fine on 1/26/16. 13-251; Default automatic fine/106.07(8)(b).

Conclusion:

14. In a final interview on June 8, 2016, Respondent advised me that he did not intentionally violate any of the election laws. Respondent told me that he had been busy preparing for an across-state bicycle ride to kick-off his 2018 election campaign. Respondent advised me that this caused him to be away from his home which prohibited him from receiving mail in a timely fashion. Respondent stressed that he had been very busy and this was the only thing that kept the reports from being timely amended.

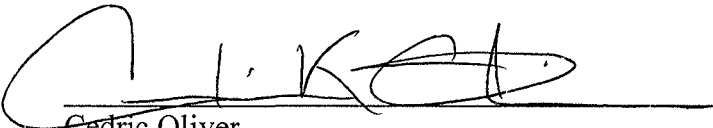
15. In a June 8, 2016 telephone interview with Donna Brown, DOE representative, I

was advised that the DOE's website is updated with information on a daily basis¹. Ms. Brown stated that all of Respondent's failure-to-file notices would have been available on the DOE website within 24 hours after being placed in the mail.

16. In the September 26, 2014 acknowledgement letter, Respondent was informed that all of the Division's publications were available online at the DOE's website. In the letter, Respondent was admonished as follows: 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". To review a copy of the September 26, 2014 acknowledgement letter, refer to exhibit 3.

17. On September 25, 2014, Respondent filed his Statement of Candidate for Governor of Florida acknowledging that he had been provided access to read and understand the requirements of Chapter 106, Florida Statutes. To view a copy of the Statement of Candidate, refer to exhibit 9. Respondent has signed this form for his previous elections, as well.

Respectfully submitted on June 9, 2016.


Cedric Oliver
Investigation Specialist

Current address of Respondent

Kyle Chaderwick Gibson
1418 NE 57th Court
Fort Lauderdale, Fl 33334-6118

Current address of Complainant

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

Name and Address of Filing Officer:

Ms. Kristi Reid-Bronson
Bureau of Election Records Chief
500 South Bronough Street, Room 316
Tallahassee, Fl 32399

Copy furnished to: Mr. David Flagg, Investigations Manager

¹ During the June 8, 2016 final interview, Respondent told me that he had access to the DOE website during his time away from home; however, he only logged onto the website to verify that the DOE received the petitions that he sent to them. He did not check to see if any report related material had been posted on the DOE site.

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Kyle C. Gibson -- FEC 16-028

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	Sworn affidavit from Kristi Reid-Bronson
Exhibit 2	Respondent's DS-DE 9 form
Exhibit 3	September 26, 2014 Acknowledgement Letter
Exhibit 4	November 13, 2015 incomplete-report letter
Exhibit 5	November 30, 2015 incomplete-report letter
Exhibit 6	December 11, 2015 Final Notice with Delivery Confirmation receipt
Exhibit 7	Amended 2015 M10 Report
Exhibit 8	Respondent's filing history with DOE
Exhibit 9	Statement of Candidate

AFFIDAVIT

STATE OF FLORIDA

County of Leon

Kristi Reid Bronson, being duly sworn, says:

1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. Kyle Chaderwick Gibson (64360) is a 2018 candidate for the office of Governor.
5. On September 25, 2014, Mr. Gibson filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. He appointed himself as treasurer. (See attached documents and acknowledgment letter.)
6. On November 13, 2015, the Division mailed Mr. Gibson notification that the 2015 M10 campaign report was incomplete. (See attached letter.)
7. On November 30, 2015, the Division mailed Mr. Gibson notification that the 2015 M10 campaign report was incomplete. (See attached letter.)
8. On December 11, 2015, the Division mailed Mr. Gibson final notification with delivery confirmation that the 2015 M10 campaign report was incomplete. (See attached letter with delivery confirmation.)

9. As of January 26, 2016 18, the 2015 M10 campaign finance report remains incomplete.

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

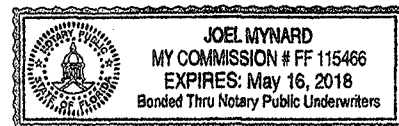


Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 26th day of January, 2016.


Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public
Personally Known _____



**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

2014 SEP 25 AM 9:59

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)

Kyle Chaderwick Gibson

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

P.O. Box 590581 Tamarac, FL 33359-0581

4. Telephone

(850) 322-8815

5. E-mail address

KCIN2018@gmail.com

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

Governor of Florida

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

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

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

☐ Write-In ☒ No Party Affiliation ☐ _____ Party candidate

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

10 Name of Treasurer or Deputy Treasurer

Kyle C. Gibson

11. Mailing Address

P.O. Box 590581

12. Telephone

()

13. City

Tamarac

14. County

Broward

15. State

Florida

16. Zip Code

33359-0581

17. E-mail address

KCIN2018@gmail.com

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

19. Name of Bank

Wells Fargo

20. Address

1700 West Commercial Blvd

21. City

Ft. Lauderdale

22. County

Broward

23. State

Florida

24. Zip Code

33309

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

September 20, 2014

26. Signature of Candidate

☒ *Kyle C. Gibson*

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

I, Kyle C. Gibson, do hereby accept the appointment
(Please Print or Type Name)

designated above as: ☒ Campaign Treasurer ☐ Deputy Treasurer

Sept 20, 2014

Date

☒ *Kyle C. Gibson*

Signature of Campaign Treasurer or Deputy Treasurer



FLORIDA DEPARTMENT of STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

September 26, 2014

Kyle Chaderwick Gibson
Post Office Box 590581
Tamarac, Florida 33359-0581

Dear Mr. Gibson:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of Governor, which was placed on file in our office on September 25, 2014. Your name has been placed on the 2018 active candidate list.

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: 64360



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



EXHIBIT

3 (1043)

Kyle Chaderwick Gibson
September 26, 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.

Kyle Chaderwick Gibson
September 26, 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/ljr

Enclosures

EXHIBIT 3(3 of 3)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

November 13, 2015

Kyle Chaderwick Gibson
Post Office Box 590581
Tamarac, FL 33359-0581

Re: CAN 64360

Dear Mr. Gibson:

The Division of Elections has determined that one or more campaign reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this notice to file an amended report to correct errors or provide missing information. If the information has been reported accurately, provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that failure to supply this information within the time allowed may constitute a violation of Chapter 106, Florida Statutes.

If you need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280.

Sincerely,

Kristi Reid Bronson
Chief, Bureau of Election Records

Attachment

EXHIBIT 4 (1 of 2)

Error Report

Candidate: Kyle Chaderwick Gibson

Office: GOV

Report: 2015 M10 (14)

Covering Period: 10/1/15 - 10/31/15

Account: 64360

ContributionsExpenditures

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
4	10/05/15	BEST WESTERN		FT PIERCE FL	MON	HOTEL STAY FOR CAMPAIGN TRIP	\$136.00	
*No Address Was Provided								

Fund TransfersOther Distributions

EXHIBIT

4 (2012)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

November 30, 2015

Kyle Chaderwick Gibson
Post Office Box 590581
Tamarac, FL 33359-0581

Re: CAN 64360

Dear Mr. Gibson:

On November 13, 2015, you were advised that one or more of your campaign treasurer's reports were incomplete and that you had 7 days to provide the requested information.

The Division's electronic filing system indicates that the required information has not been provided. Pursuant to Section 106.22, Florida Statutes, the Division is required to notify the Florida Elections Commission of the failure to provide information required by Chapter 106. Accordingly, if the information requested in our prior notice is not received within 7 days of receipt of this letter, we will refer this matter to the Commission. A second copy of the error report is attached for your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read "Kristi Reid Bronson".

Kristi Reid Bronson, Chief
Bureau of Election Records

Attachment

Error Report

Candidate: Kyle Chaderwick Gibson

Office: GOV

Report: 2015 M10 (14) Covering Period: 10/1/15 - 10/31/15

Account: 64360

Contributions**Expenditures**

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
4	10/05/15	BEST WESTERN		FT.PIERCE FL	MON	HOTEL STAY FOR CAMPAIGN TRIP	\$136.00	
*No Address Was Provided								

Fund Transfers**Other Distributions**

EXHIBIT

5 (aofa)



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

FINAL NOTICE

Delivery Confirmation:

USPS TRACKING # **9114 9011 5981 8975 1043 46**
& CUSTOMER RECEIPT
For Tracking or inquiries go to USPS.com
or call 1-800-222-1811

December 11, 2015

Kyle Chaderwick Gibson
Post Office Box 590581
Tamarac, FL 33359-0581

Re: CAN 64360

Dear Mr. Gibson:

You have previously been advised that one or more campaign treasurer's reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this letter to correct errors or provide missing information. If the information has been reported accurately, you must provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that if you fail to comply with this request, the Division will forward this matter to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose civil penalties of up to \$1,000 per violation.

If you need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280.

Sincerely,

Kristi Reid Bronson
Chief, Bureau of Election Records

Attachment

EXHIBIT 6(1 of 3)

Error Report

Candidate: Kyle Chaderwick Gibson

Office: GOV

Report: 2015 M10 (14)

Covering Period: 10/1/15 - 10/31/15

Account: 64360

Contributions**Expenditures**

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
4	10/05/15	BEST WESTERN		FT PIERCE, FL	MON	HOTEL STAY FOR CAMPAIGN TRIP	\$136.00	
*No Address Was Provided								

Fund Transfers**Other Distributions**EXHIBIT 6(2693)

English

Customer Service

USPS Mobile

Register / Sign In



USPS Tracking®



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



Get Easy Tracking Updates >
Sign up for My USPS.

Tracking Number: 9114901159818975104346

Product & Tracking Information

Postal Product:

Features:
USPS Tracking™

Available Actions

Text Updates

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
December 15, 2015 , 9:24 am	Delivered, PO Box	FORT LAUDERDALE, FL 33359

Your item has been delivered and is available at a PO Box at 9:24 am on December 15, 2015 in FORT LAUDERDALE FL 33359

December 15, 2015 , 2:35 am	Arrived at Post Office	FORT LAUDERDALE FL 33319
December 12, 2015 , 4:12 pm	Departed USPS Facility	OPA LOCKA FL 33054
December 12, 2015 , 4:11 pm	Arrived at USPS Facility	OPA LOCKA, FL 33054
December 11, 2015 , 9:52 pm	Departed USPS Facility	TALLAHASSEE, FL 32301
December 11, 2015 , 7:37 pm	Arrived at USPS Origin Facility	TALLAHASSEE, FL 32301
December 11, 2015 , 4:40 pm	Departed Post Office	TALLAHASSEE, FL 32301
December 11, 2015 , 3:36 pm	Picked Up	TALLAHASSEE FL 32301

Track Another Package

Tracking (or receipt) number

9114901159818975104346

Track It

Manage Incoming Packages

Track all your packages from a dashboard
No tracking numbers necessary

Sign up for My USPS >



EXHIBIT

6(3 of 3)

Filed Camaign Treasurer's Report

Kyle Chaderwick Gibson

Elect ID: 20181106-GEN

From: 10/1/2015

Amd: Y

Wvr: N

Filed: FIL 11/10/2015 8:24:56 P

64360 - GOV

Report: 2015 M10 (14)

To: 10/31/201

Cmpl: COM

Reviewed: AUD 3/4/2016 9:29:27 AM

Original Report

Submitted: 11/10/2015 8:24:56 P

CONTRIBUTIONS

Seq Date	Name	Address	Contributor Type	Occupation Inkind Description	Errors Amd	Amount
1	GIBSON	1418 NE 57TH COURT	S		0	\$76.00
10/1/2015	KYLE	FT. LAUDERDAL FL 33334	LOA			
2	MULDROW-BROOKS	8585 BANNERMAN BLUFF	I	SPECIALIST DOE	0	\$20.18
10/6/2015	MONICIA	TALLAHASSEE FL 32311	CAS			
3	HARVEY	7734 RUIDOSO CHASE	I	GYM OWNER	0	\$50.00
10/23/2015	RODRICUS	SELMA TX 78154	CAS			

EXPENDITURES

Seq Date	Name	Address	Type	Office Purpose	Errors Amd	Amount
1	US POSTAL SERVICE	BOYNTON BEACH BLVD	MON		0	\$9.80
10/1/2015		BOYNTON BECH FL		STAMPS		
2	WELLS FARGO	COMMERCIAL/FEDERAL	MON		0	\$35.00
10/6/2015		FT LAUDERDAL FL 33334		BANK FEES		
3	WELLS FARGO	COMMERCIAL/FEDERAL	MON		0	\$5.00
10/5/2015		FT. LAUDERDAL FL 33334		BANK FEES		
4	BEST WESTERN		MON		1	\$136.00
10/5/2015		FT. PIERCE FL		HOTEL STAY FOR CAMPAIGN TRIP		
5	WELLS FARGO	COMMERCIAL/FEDERAL HWY	MON		0	\$5.00
10/6/2015		FT. LAUDERDAL FL 33334		BANK SERVICE FEE		

EXHIBIT 7 (1 of 3)

Filed Camaign Treasurer's Report

Kyle Chaderwick Gibson
64360 - GOV

Elect ID: 20181106-GEN

From: 10/1/2015

Amd: Y

Wvr: N

Filed: **FIL** 11/10/2015 8:24:56 P

Report: 2015 M10 (14)

To: 10/31/201

Cmplt: COM

Reviewed: **AUD** 3/4/2016 9:29:27 AM

Amended Report

Submitted: 3/4/2016 9:30:32 AM

EXPENDITURES

<i>Seq Date</i>	<i>Name</i>	<i>Address</i>	<i>Type</i>	<i>Office Purpose</i>	<i>Errors Amd</i>	<i>Amount</i>
1	US POSTAL SERVICE	BOYNTON BEACH BLVD	MON		0	\$9.80
10/1/2015		BOYNTON BECH FL		STAMPS	UPD	
4	BEST WESTERN	6485 METAL DR	MON		0	\$136.00
10/5/2015		FT. PIERCE FL 34945		HOTEL STAY FOR CAMPAIGN TRIP	UPD	

EXHIBIT

7(2 of 3)

6/6/2016

Filed Campaign Treasurer's Report

Page 3

Kyle Chaderwick Gibson
64360 - GOV

Elect ID: **20181106-GEN**
Report: **2015 M10 (14)**

From: **10/1/2015**
To: **10/31/201**

Amd: **Y** Wvr: **N**
Cmplt: **COM**

Filed: **FIL** 11/10/2015 8:24:56 P
Reviewed: **AUD** 3/4/2016 9:29:27 AM

EXHIBIT

7(30+3)

Queued Items for 2015-M10

Account: 64360

GOV Kyle Chaderwick Gibson

Rpt Seq: 14

<i>ProcessDescription</i>	<i>Status</i>	<i>Submitter</i>	<i>Created</i>	<i>LastUpdate</i>
Create Pending Report	Processing Complete	64360	10/10/2015 10:14:25 AM	10/10/2015 10:14:25 AM
Recalc Pending Report Total	Processing Complete	64360	11/10/2015 8:21:57 PM	11/10/2015 8:21:57 PM
File Pending Report	Processing Complete	64360	11/10/2015 8:24:56 PM	11/10/2015 8:24:56 PM
Review Filed Report	Processing Complete	jhayala	11/12/2015 2:58:30 PM	11/12/2015 2:58:57 PM
Review Filed Report	Processing Complete	64360	2/11/2016 2:44:52 AM	2/11/2016 2:44:52 AM
Review Filed Report	Processing Complete	64360	2/11/2016 2:44:59 AM	2/11/2016 2:44:59 AM
Amend Filed Report	Processing Complete	64360	2/11/2016 2:46:20 AM	2/11/2016 2:46:20 AM
Review Pending Report	Processing Complete	64360	3/4/2016 9:29:27 AM	3/4/2016 9:29:27 AM
File Pending Report	Processing Complete	64360	3/4/2016 9:30:32 AM	3/4/2016 9:30:33 AM

EXHIBIT8(1013)


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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Kyle Chaderwick Gibson

Name: Account: 64360

Election:

Acct: Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
5/10/2016	M4	5/10/2016						
4/11/2016	M3	4/11/2016						
3/24/2016	M7	8/11/2015	DFS	1	\$37.50		\$37.50	\$0.00
3/10/2016	M2	3/4/2016						
2/10/2016	M1	2/11/2016	SNT	1	\$50.00		\$50.00	\$0.00
1/11/2016	M12	1/12/2016	SNT	1	\$50.00		\$50.00	\$0.00
12/10/2015	M11	12/10/2015						
11/10/2015	M10	11/10/2015						
10/13/2015	M9	10/10/2015						
9/10/2015	M8	9/10/2015						
7/10/2015	M6	7/10/2015						
6/10/2015	M5	6/7/2015						
5/11/2015	M4	5/11/2015						
4/10/2015	M3	4/15/2015	FOI	5	\$0.00		\$0.00	\$0.00
3/10/2015	M2	3/10/2015						
2/10/2015	M1	2/9/2015						
1/12/2015	M12	1/21/2015	FOI	9	\$0.00		\$0.00	\$0.00
12/10/2014	M11	12/4/2014						
11/10/2014	M10	10/31/2014						
10/10/2014	M9	10/16/2014	FOI	6	\$0.00		\$0.00	\$0.00

EXHIBIT

8(2 of 3)



RE: acct #64360
Bronson, Kristi R.
to:
Cedric Oliver
06/02/2016 11:17 AM
Hide Details
From: "Bronson, Kristi R." <Kristi.Bronson@DOS.MyFlorida.com>
To: Cedric Oliver <Cedric.Oliver@myfloridalegal.com>

1 Attachment



rptQueueItems.pdf

Yes, it is now complete.

Regards,

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

This response is provided for reference only and does not constitute legal advice or representation. As applied to a particular set of facts or circumstances, interested parties should refer to the Florida Statutes and applicable case law, and/or consult a private attorney before drawing any legal conclusions or relying upon the information provided.
Please note: Florida has a very broad public records law. Written communications to or from state officials regarding state business constitute public records and are available to the public and media upon request unless the information is subject to a specific statutory exemption. Therefore, your e-mail message may be subject to public disclosure.

From: Cedric Oliver [<mailto:Cedric.Oliver@myfloridalegal.com>]
Sent: Wednesday, May 25, 2016 8:53 AM
To: Bronson, Kristi R.
Subject: acct #64360

Good morning Kristi! Has Mr Gibson amended the 2015 M10 Report? Is it now considered complete? Can I have a copy of the queued transaction report that goes with this report. Thanks

The Department of State is committed to excellence Please take our Customer Satisfaction Survey .
--

EXHIBIT 8(3 of 3)

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

RECEIVED
DEPARTMENT OF STATE
OFFICE USE ONLY
2014 SEP 25 AM 10:00
DIVISION OF ELECTIONS
TALLAHASSEE, FL

I, Kyle KC Gibson,

candidate for the office of Governor of Florida;

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

X Kyle C. Gibson
Signature of Candidate

Sept 20, 2014
Date

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



FLORIDA ELECTIONS COMMISSION

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

April 21, 2016

Kyle C. Gibson
1418 NE 57th Court
Ft. Lauderdale, FL 33334-6118

RE: Case No.: FEC 16-028; Respondent: Kyle C. Gibson

Dear Mr. Gibson:

On January 27, 2016, 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 violation:

Section 106.07(2)(b)1., Florida Statutes: Respondent, a 2018 candidate for Florida Governor, acting as his own treasurer, failed to timely make necessary amendments to the campaign's 2015 M10 campaign treasurer report, as alleged in the complaint.

You may respond to the allegation above by filing a notarized statement providing any information regarding the facts and circumstances surrounding the allegation. 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 **Cedric Oliver**, the investigator assigned to this case.

Sincerely,



Amy McKeever Toman
Executive Director

AMT/enr

**DIVISION OF ELECTIONS
FEC NOTICE FORM**

RECEIVED

To FEC from Division of Elections

2016 JAN 27 P 2:15

Name: Kyle Chaderwick Gibson
Account Number: 64360
Candidate: Kyle Chaderwick Gibson
Treasurer: Kyle Chaderwick Gibson
Person Named/Notified: Kyle Chaderwick Gibson

The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to sections 106.22(7) and 106.25, Florida Statutes. An apparent violation of Chapter 106, F.S., has occurred based upon a failure to file addendums after notice as required by section 106.07(2)(b)1., Florida Statutes, for the following report(s):

2015 M10

Sent By: Kristi Reid Bronson
Date: January 26, 2016

KRB

jha

AFFIDAVIT

STATE OF FLORIDA

County of Leon

Kristi Reid Bronson, being duly sworn, says:

1. I am the Chief of the Bureau of Election Records of the Division of Elections (Division). In that capacity, I oversee the Division's duties related to the filing of campaign finance reports.
2. This affidavit is made upon my personal knowledge, including information obtained from review of the attached records, of which I am the custodian.
3. I am of legal age and competent to testify to the matters stated herein.
4. **Kyle Chaderwick Gibson (64360)** is a 2018 candidate for the office of Governor.
5. On September 25, 2014, Mr. Gibson filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division. He appointed himself as treasurer. (See attached documents and acknowledgment letter.)
6. On November 13, 2015, the Division mailed Mr. Gibson notification that the 2015 M10 campaign report was incomplete. (See attached letter.)
7. On November 30, 2015, the Division mailed Mr. Gibson notification that the 2015 M10 campaign report was incomplete. (See attached letter.)
8. On December 11, 2015, the Division mailed Mr. Gibson final notification with delivery confirmation that the 2015 M10 campaign report was incomplete. (See attached letter with delivery confirmation.)

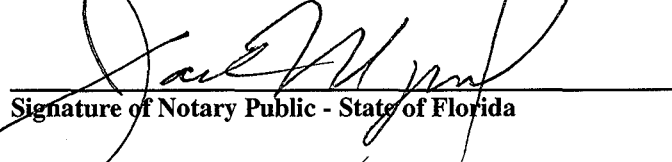
9. As of January 26, 2016 18, the 2015 M10 campaign finance report remains incomplete.

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



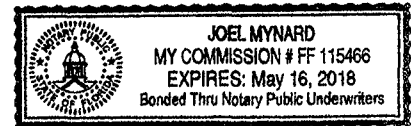
Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 26th day of January, 2016.



Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public
Personally Known _____



**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

2014 SEP 25 AM 9:59

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)

Kyle Chaderwick Gibson

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

P.O. Box 590581 Tamarac, FL 33359-0581

4. Telephone

(850) 322-8815

5. E-mail address

KCIN2018@gmail.com

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

Governor of Florida

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

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

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

☐ Write-In ☒ No Party Affiliation ☐ _____ Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Kyle C. Gibson

11. Mailing Address

P.O. Box 590581

12. Telephone

()

13. City

Tamarac

14. County

Broward

15. State

Florida

16. Zip Code

33359-0581

17. E-mail address

KCIN2018@gmail.com

18. I have designated the following bank as my

☐ Primary Depository

☐ Secondary Depository

19. Name of Bank

Wells Fargo

20. Address

1700 West Commercial Blvd

21. City

Ft. Lauderdale

22. County

Broward

23. State

Florida

24. Zip Code

33309

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

September 20, 2014

26. Signature of Candidate

☒ *Kyle C. Gibson*

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

I, Kyle C. Gibson, do hereby accept the appointment
(Please Print or Type Name)

designated above as:

☒

Campaign Treasurer

☐

Deputy Treasurer.

Sept 20, 2014

Date

☒ *Kyle C. Gibson*

Signature of Campaign Treasurer or Deputy Treasurer

STATEMENT OF CANDIDATE

(Section 106.023, F.S.)

(Please print or type)

RECEIVED
OFFICE USE ONLY
2014 SEP 25 AM 10:00
DIVISION OF ELECTIONS
TALLAHASSEE, FL

I, Kyle KC Gibson,

candidate for the office of Governor of Florida;

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

X Kyle C. Gibson
Signature of Candidate

Sept 20, 2014
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

September 26, 2014

Kyle Chaderwick Gibson
Post Office Box 590581
Tamarac, Florida 33359-0581

Dear Mr. Gibson:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of Governor, which was placed on file in our office on September 25, 2014. Your name has been placed on the 2018 active candidate list.

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: 64360



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



Kyle Chaderwick Gibson
September 26, 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.

Kyle Chaderwick Gibson
September 26, 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/ljr

Enclosures



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

November 13, 2015

Kyle Chaderwick Gibson
Post Office Box 590581
Tamarac, FL 33359-0581

Re: CAN 64360

Dear Mr. Gibson:

The Division of Elections has determined that one or more campaign reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this notice to file an amended report to correct errors or provide missing information. If the information has been reported accurately, provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that failure to supply this information within the time allowed may constitute a violation of Chapter 106, Florida Statutes.

If you need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280.

Sincerely,

A handwritten signature in black ink, appearing to read "Kristi Reid B".

Kristi Reid Bronson
Chief, Bureau of Election Records

Attachment

Error Report

Candidate: Kyle Chaderwick Gibson

Office: GOV

Report: 2015 M10 (14)

Covering Period: 10/1/15 - 10/31/15

Account: 64360

ContributionsExpenditures

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
4	10/05/15	BEST WESTERN		FT PIERCE, FL	MON	HOTEL STAY FOR CAMPAIGN TRIP	\$136.00	
*No Address Was Provided								

Internal TransfersOther Distributions



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

Second Notice

November 30, 2015

Kyle Chaderwick Gibson
Post Office Box 590581
Tamarac, FL 33359-0581

Re: CAN 64360

Dear Mr. Gibson:

On November 13, 2015, you were advised that one or more of your campaign treasurer's reports were incomplete and that you had 7 days to provide the requested information.

The Division's electronic filing system indicates that the required information has not been provided. Pursuant to Section 106.22, Florida Statutes, the Division is required to notify the Florida Elections Commission of the failure to provide information required by Chapter 106. Accordingly, if the information requested in our prior notice is not received within 7 days of receipt of this letter, we will refer this matter to the Commission. A second copy of the error report is attached for your convenience.

Sincerely,

Kristi Reid Bronson, Chief
Bureau of Election Records

Attachment

Error Report

Candidate: Kyle Chaderwick Gibson

Office: GOV

Report: 2015 M10 (14) Covering Period: 10/1/15 - 10/31/15

Account: 64360

ContributionsExpenditures

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
4	10/05/15	BEST WESTERN		FT.PIERCE, FL	MON	HOTEL STAY FOR CAMPAIGN TRIP	\$136.00	
*No Address Was Provided								

Reimbursements and TransfersOther Distributions



FLORIDA DEPARTMENT OF STATE

Ken Detzner
Secretary of State

DIVISION OF ELECTIONS

FINAL NOTICE

Delivery Confirmation:

USPS TRACKING # **9114 9011 5981 8975 1043 46**
& CUSTOMER
RECEIPT For Tracking or inquiries go to USPS.com
or call 1-800-222-1811

December 11, 2015

Kyle Chaderwick Gibson
Post Office Box 590581
Tamarac, FL 33359-0581

Re: CAN 64360

Dear Mr. Gibson:

You have previously been advised that one or more campaign treasurer's reports are incomplete for the reasons noted in the attached error report.

Pursuant to Section 106.07(2), Florida Statutes, you have 7 days from receipt of this letter to correct errors or provide missing information. If the information has been reported accurately, you must provide a written explanation to the Division addressing the issue noted in the error report. Please be advised that if you fail to comply with this request, the Division will forward this matter to the Florida Elections Commission for further action. Section 106.265(1), Florida Statutes, authorizes the Florida Elections Commission to impose civil penalties of up to \$1,000 per violation.

If you need assistance in filing an amendment, please contact the Division's help line at (850) 245-6280.

Sincerely,

Kristi Reid Bronson
Chief, Bureau of Election Records

Attachment

Error Report

Candidate: Kyle Chaderwick Gibson

Office: GOV

Report: 2015 M10 (14) Covering Period: 10/1/15 - 10/31/15

Account: 64360

ContributionsExpenditures

<u>Seq</u>	<u>Date</u>	<u>Name</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Type</u>	<u>Expenditure Purpose</u>	<u>Amount</u>	<u>Amend</u>
4	10/05/15	BEST WESTERN		FT. PIERCE, FL	MON	HOTEL STAY FOR CAMPAIGN TRIP	\$136.00	

*No Address Was Provided

and Transfersher Distributions

English

Customer Service

USPS Mobile

Register / Sign In



USPS Tracking®



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



Get Easy Tracking Updates >
Sign up for My USPS.

Tracking Number: 9114901159818975104346

Product & Tracking Information

Postal Product:

Features:
USPS Tracking™

Available Actions

Text Updates

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
December 15, 2015 , 9:24 am	Delivered, PO Box	FORT LAUDERDALE, FL 33359

Your item has been delivered and is available at a PO Box at 9:24 am on December 15, 2015 in FORT LAUDERDALE, FL 33359

December 15, 2015 , 2:35 am	Arrived at Post Office	FORT LAUDERDALE, FL 33319
December 12, 2015 , 4:12 pm	Departed USPS Facility	OPA LOCKA, FL 33054
December 12, 2015 , 4:11 pm	Arrived at USPS Facility	OPA LOCKA, FL 33054
December 11, 2015 , 9:52 pm	Departed USPS Facility	TALLAHASSEE, FL 32301
December 11, 2015 , 7:37 pm	Arrived at USPS Origin Facility	TALLAHASSEE, FL 32301
December 11, 2015 , 4:40 pm	Departed Post Office	TALLAHASSEE, FL 32301
December 11, 2015 , 3:36 pm	Picked Up	TALLAHASSEE, FL 32301

Track Another Package

Tracking (or receipt) number

9114901159818975104346

Track It

Manage Incoming Packages

Track all your packages from a dashboard
No tracking numbers necessary

Sign up for My USPS >



HISTORY NOTES
Kyle Chaderwick Gibson - 64360

Unique ID	Date Recorded	Last Edited Date	Originally Recorded By
45634	12/9/2015 1:31:00 PM		DSBrown
RE: Credential Request Form			
Mr. Gibson hand delivered his CRF. He said he was in town and did not have his credentials with him. He wanted to file his report. He asked that the password be reset. Malcolm assisted Mr. Gibson at the front counter. The password was reset and all of the credentials were then given to Mr. Gibson.			
44494	9/1/2015 4:47:00 PM		zjsantos
RE: Undeliverable email address			
I spoke with Mr. Gibson and explained to him how he can update his email address, he implied he will as soon as he gets the chance.			

*Candidate
Tracking
System*

2018 General Election

Governor

Kyle Chaderwick Gibson

No Party Affiliation

Address

Post Office
Box 590581
Tamarac,
FL 33359

Campaign Treasurer

Kyle C. Gibson

Phone: (850)

322-8815

Status: Active

Date Filed: 09/25/2014

Date

Qualified:

Method: Filed intent to qualify
by petition method

Website: www.KCIN2018.com

Email: KCIN2018@gmail.com

Campaign Finance Activity

Campaign Documents

Petition Signatures