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2011 JUN 13 10 58 AM
TALLAHASSEE, FLORIDA

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

**In Re: Christina Rapalje, as treasurer of,
Orange County Medical PAC**

**Case No.: FEC 11-194
F.O. No.: FOFEC11-190W**

CONSENT FINAL ORDER

The Respondent, Christina Rapalje, treasurer of the Orange County Medical PAC, 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 July 20, 2011, The Commission received a referral from the Division of Elections (“Division”) alleging that Respondent failed to file an amended 2011 Q1 campaign report for the Orange County Medical PAC.
2. The Respondent has expressed a desire to enter into negotiations directed toward reaching a consent agreement.
3. The Respondent and the staff stipulate to the following facts:
 - a. The Respondent is the treasurer of the Orange County Medical PAC, a committee of continuous existence (CCE) registered with the Division.
 - b. Respondent filed the Orange County Medical PAC’s 2011 Q1 campaign report on or before April 12, 2011.
 - c. By letters dated April 12 and 28, and May 24, 2011, the Division sent Respondent notice that the Orange County Medical PAC’s 2011 Q1 report contained errors and she needed to file an amended report. The Division also sent Respondent email reminders.

- d. Respondent did not file the amended report until September 28, 2011.

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.

ORDER

6. Respondent stipulates that the Commission could prove all elements of a violation of Section 106.07(2)(b), Florida Statutes, by the required burden of proof.

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

8. The Respondent shall bear her own attorney 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. The 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.

12. If the Commission does not receive the signed Consent Order within 10 days of

the date Respondent or her attorney received this order, the staff withdraws this offer of settlement and will proceed with the case.

13. Payment of the civil penalty is a condition precedent to the Commission's consideration of the Consent Order.

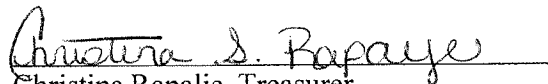
PENALTY

WHEREFORE, based upon the foregoing facts and conclusions of law, the Commission finds that the Respondent has violated Section 106 07(2)(b), Florida Statutes. The Respondent is fined \$350 for the violation.

Therefore it is

ORDERED that the Respondent shall remit to the Commission a civil penalty in the amount of \$350, inclusive of fees and costs. The civil penalty shall be paid to the Florida Elections Commission, by money order, cashier's check, or attorney trust account check and sent to 107 W. Gaines Street, Collins Building, Suite 224, Tallahassee, Florida, 32399-1050.

The **Respondent** hereby agrees and consents to the terms of this Order on October 20, 2011.


Christina Rapalje, Treasurer
Orange County Medical PAC
1870 Aloma Avenue, Suite 250
Winter Park, FL 32789-2789

The **Commission staff** hereby agrees and consents to the terms of this Consent Order on October 21, 2011

Emm

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

Approved by the Florida Elections Commission at its regularly scheduled meeting held
on 11-15-11 in Tallahassee, Florida.

Tim Holladay
Tim Holladay, Chairman
Florida Elections Commission

12-7-11
Date

Copies furnished to:

Eric M. Lipman, General Counsel
Christina Rapalje, Respondent