

**FILED**

15 MAR 20 AM 2:27

STATE OF FLORIDA  
ELECTIONS COMMISSION

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

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**In Re: James Douglas Blevins**

**Case No.: FEC 14-233**

**F.O. No.: FOFEC 15-027W**

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**CONSENT FINAL ORDER**

Respondent, James Douglas Blevins, 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 August 5, 2014, a complaint was filed with the Commission alleging that Respondent violated Chapter 106, Florida Statutes.
2. Respondent 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 was a candidate for Mayor of the City of Wilton Manors in the 2014 election cycle.
  - b. Between June 12, 2014 and June 18, 2014, Respondent accepted four campaign contributions exceeding \$2,000 prior to filing his Appointment of Campaign Treasurer and Designation of Campaign Depository form (DS-DE 9).
  - c. During his campaign, Respondent displayed political advertisements that did not contain a proper disclaimer.

**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 all elements of the offense(s) staff recommends charging in the Staff Recommendation can be proven by clear and convincing evidence.

### **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.

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

8. 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.

9. 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.

10. If the Commission does not receive the signed Consent Order by the close of business on December 31, 2014, the staff withdraws this offer of settlement and will proceed with the case.

11. Payment of the civil penalty by cashier's check, money order, and 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 has violated the following provisions of Chapters 106, Florida Statutes, and imposes the following fines:

A. Respondent has violated Section 106.021(1)(a), Florida Statutes, on 4 occasions for accepting campaign contributions before appointing a treasurer or designating a campaign depository. Respondent is fined \$200.00 for the violations.


B. Respondent has violated Section 106.143(1)(a), Florida Statutes, for distributing political advertisements that contained express advocacy but did not include a proper disclaimer. Respondent is fined \$200.00 for the violation.

Therefore it is

**ORDERED** that the Respondent shall remit to the Commission a civil penalty in the amount of \$400.00, inclusive of fees and costs. The civil penalty shall be paid by cashier's check, money order, good for at least 120 days, or attorney trust account check. The civil penalty 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

December 26, 2014.

  
James Douglas Blevins  
1101 NW30th Ct. #4  
Wilton Manors, FL 33311

Commission staff hereby agrees and consents to the terms of this Consent Order on

January 5, 2014/5.

Jaakan A. Williams

Jaakan A. Williams  
Assistant General Counsel  
Florida Elections Commission  
107 West Gaines Street  
Collins Building, Suite 224  
Tallahassee, FL 32399-1050

Approved by the Florida Elections Commission at its regularly scheduled meeting held on  
February 24 -25, 2015 in Tallahassee, Florida.

Tim Holladay  
Tim Holladay, Chairman  
Florida Elections Commission

Copies furnished to:  
Jaakan A. Williams, Assistant General Counsel  
James Douglas Blevins, Respondent  
Timothy A. Ross, Complainant



UNITED STATES  
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U.S. Dollars and Cents

\$400.00

Amount

FOUR HUNDRED DOLLARS & 00/100

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FLORIDA ELECTIONS COMMISSION

Clerk

Address

107 W. GAINES ST.

From

Collins 6246

JAMES BLEVINS

0006

Suite 221 Tallahassee FL 32399

Address

FEC 14-233

1101 NW 30th Ct W. MARIETTA GA

33711

Memo

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