

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Raymond Guillory

Case No.: FEC 15-362

TO: Raymond Guillory
129 Park Drive
Pensacola, FL 32507

David H. Stafford
Supervisor of Elections
P.O. Box 12601
Pensacola, FL 32591

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.

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STATE OF FLORIDA
ELECTIONS COMMISSION

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

Florida Elections Commission,
Petitioner,

Case No.: FEC 15-362

v.

Raymond Guillory,
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 9, 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 November 24, 2014, Respondent violated Section 106.141(1), Florida Statutes, when Respondent failed to file his 2014 Termination Report listing the disposition of all remaining campaign funds within 90 days after he withdrew, became unopposed, was eliminated or elected.

The Commission finds that there is **no probable cause** to charge Respondent with violating Section 106.19(1)(c), Florida Statutes.

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



M. Scott Thomas, Chairman
Florida Elections Commission

Copies furnished to:
Cole H. Kekelis, Assistant General Counsel
Raymond Guillory, Respondent
David H. Stafford, 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: **Raymond Guillory**

Case No.: **FEC 15-362**

TO: Raymond Guillory
129 Park Drive
Pensacola, FL 32507

David H. Stafford
Supervisor of Elections
P.O. Box 12601
Pensacola, FL 32591

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.

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
May 1, 2017

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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.

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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.

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Raymond C. Guillory

Case No.: FEC 15-362

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 **Sections 106.141(1) and 106.19(1)(c), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on January 26, 2017, the following facts and law support this staff recommendation:

1. On June 2, 2015, the Florida Elections Commission (“Commission”) received a sworn complaint alleging Raymond C. Guillory (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a candidate for the Escambia County Commission, District 2. He was eliminated in the primary election held on August 26, 2014. Complainant is the Supervisor of Elections for Escambia County.

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

Section 106.141(1), Florida Statutes: Respondent, a 2014 candidate for the Escambia County Commission, District 2, failed to timely file his 2014 Termination Report reflecting the disposition of all remaining campaign funds.

Section 106.19(1)(c), Florida Statutes: Respondent, a 2014 candidate for the Escambia County Commission, District 2, may have falsely reported or deliberately failed to include information in his 2014 Termination Report, as required by Chapter 106.

4. Complainant alleged that Respondent failed to file a termination report for his 2014 election campaign, after notice.

5. On July 1, 2013, Respondent filed an Appointment of Campaign Treasurer and Designation of Campaign Depository form (DS-DE 9) with his filing officer, the Escambia County Supervisor of Elections. Respondent appointed himself as his own campaign treasurer.

Respondent filed a second DS-DE 9 form on October 7, 2013, in which he provided updated information for his campaign depository. (ROI Exhibit 1)¹

6. On July 1, 2013, Respondent filed his Statement of Candidate for Escambia County Commission, District 2, in which he acknowledged that he had been provided access to read and understand the requirements of Chapter 106, Florida Statutes. (ROI Exhibit 13)

7. On July 1, 2013, Respondent filed a signed acknowledgment that he had received instructions and/or materials on the Candidate Handbook, Chapter 106, and information about online campaign reports and due dates. (ROI Exhibit 11, page 1)

8. On October 9, 2013, Respondent signed an acknowledgment of receipt of the 2014 Candidate Handbook for Local Candidates. (ROI Exhibit 11, page 3)

9. On September 2, 2014, Complainant mailed Respondent a letter reminding him that his 2014 Termination Report would be due by November 24, 2014. The letter stated, "This is to inform you that your Termination Report (coded TR-P) is due on or before Monday, November 24, 2014. It must contain all previously unreported contributions and expenditures, therefore your report must cover from August 22, 2014 through November 24, 2014 or before, if you close your campaign account earlier. Please make sure that your total contributions to date *match* your total expenditures to date." (ROI Exhibit 2)

10. On October 14, 2014, Respondent filed a 2014 G1 Report that covered the time period of August 22, 2014, through August 29, 2014. The report did not disclose any contributions, but it did report five expenditures totaling \$3,508.64. However, the total monetary expenditures to date did not equal the total monetary contributions to date. Respondent thus indicated on the report that there was a surplus of \$9.29 remaining in his campaign account. (ROI Exhibit 3)

11. On November 19, 2014, Complainant sent Respondent an email regarding his 2014 Termination Report. The email stated, "I wanted to talk to you about your termination report that is due on 11/24/14. We received a G1 report, which you were not required to submit. If you intended that to be your Termination Report you must re-do that on the TR-P Report. Also, boxes 9 and 10 of your summary page must be the same, your totals must match. All that went into your campaign must come out. So, in summary, you must do your TR-P report and *I will reject this report.*" (ROI Exhibit 4)

12. On December 9, 2014, Complainant advised Respondent by email that his 2014 Termination Report, which was due on November 24, 2014, was now considered late. Respondent replied to this email by advising Complainant that, "I tried to login, but I can't." Complainant responded, "Nothing has changed. You should be able to." Respondent did not reply further. (ROI Exhibit 5)

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

13. On January 26, 2015, Complainant mailed Respondent a certified failure-to-file letter informing him that the 2014 Termination Report still had not been filed. This letter was sent to the address Respondent provided on his DS-DE 9 form. (ROI Exhibit 6)

14. On May 11, 2015, notes reflect that Complainant conducted a telephone interview with Respondent regarding the 2014 Termination Report. "I called Mr. Guillory he said he spoke to someone here back in Dec because he first filled [sic] the wrong termination report & then he went in & filled [sic] the correct report. I explained he is late & we can not figure what his fine is until he files the report. He said he was not at home but he would look at it when he gets back home." (ROI Exhibit 7, page 1)

15. On May 13, 2015, Complainant sent Respondent another failure-to-file email regarding his 2014 Termination Report. The email stated, "This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received." (ROI Exhibit 8)

16. On May 19, 2015, notes reflect that Complainant conducted another telephone interview with Respondent. "Spoke to Mr. Guillory explained we have not received his termination (TR-P) due 11-24-14. He said he has been busy with family. Explained we have to have his report he will have fines due once we receive his report they can be calculated. Call us if he need help with reporting it." (ROI Exhibit 7, page 1)

17. On May 21, 2015, Complainant sent Respondent a "Final Notice" via certified mail regarding his 2014 Termination Report. The letter stated, "This letter is to notify you that Your Termination Report (coded TR-P) was due on November 24, 2014. As of the date of this letter your report has not been received in our office. We have contacted you numerous times regarding the filing of your termination report. If we do not receive your report by May 27, 2015, we will notify the Florida Elections Commission..." The letter was delivered on May 22, 2015. (ROI Exhibit 9)

18. Complainant's records reflect that on May 21, 2015, May 26, 2015, and May 27, 2015, telephone messages were left for Respondent regarding his 2014 Termination Report. The messages advised Respondent that he had until May 27, 2015, to file his 2014 Termination Report or the matter would be referred to the Florida Elections Commission. (ROI Exhibit 7)

19. Complainant sent Respondent failure-to-file emails on May 26, 2015, May 27, 2015, June 3, 2015, June 8, 2015, and June 11, 2015. All of the emails stated, "This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received." (ROI Exhibit 10)

20. As of January 26, 2017, there was no record that Respondent had filed a 2014 Termination Report with his filing officer.

21. Section 106.141(1), Florida Statutes, requires a candidate to dispose of the funds on deposit in his campaign account and file a report reflecting the disposition of all remaining funds within 90 days of withdrawing his candidacy, becoming an unopposed candidate, being eliminated as a candidate, or being elected to office.

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

23. Respondent was given multiple opportunities to respond to Commission staff's investigation, but he did not provide any documentation in response to or in defense of the allegations of the complaint. During the investigation, Commission staff interviewed Respondent, who stated that he did file the report that covered the reporting period of the 2014 Termination Report. However, he labeled it incorrectly as a quarterly report. Respondent further stated that he attempted to correct his mistake but was unable to because he was locked out of the local filing system. When asked if he would be filing the correct Termination Report, Respondent stated that it happened long ago, and he had moved on, which implied to Commission staff that he did not intend to file the correct report. (Attachment A)

24. Based upon the information above, it appears that Respondent failed to file his 2014 Termination Report by the required due date despite being reminded to do so multiple times by his filing officer. Respondent filed an incorrect report that covered part of the reporting period of the 2014 Termination Report and which indicated that a surplus balance remained in his campaign account. Respondent was sent numerous notifications by his filing officer that the 2014 Termination Report was late and needed to be filed. On December 9, 2014, by which time the 2014 Termination Report was already late, Respondent claimed to his filing officer that he was not able to log into the filing system. However, on May 11, 2015, Respondent asserted to his filing officer that he had filed the wrong report and then had gone in and filed the correct report, which implied that he was not locked out of the filing system. On May 19, 2015, Respondent told his filing officer that he was busy with family and did not provide an explanation for his failure to file the correct report. Respondent did not claim to his filing officer a second time that he was unable to log into the filing system, and he did not reply to any of the other numerous notifications that were sent by his filing officer over the course of the seven months after the 2014 Termination Report was due. When interviewed by Commission staff during the investigation, Respondent again claimed that he was locked out of the filing system, but he did not provide any evidence to support that assertion, and he implied to Commission staff that he did not intend to file the correct Termination Report.

25. "Probable Cause" is defined as a 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).

26. The above facts show that Respondent was a 2014 candidate for the Escambia County Commission, District 2. He was eliminated on August 26, 2014. Respondent failed to file his 2014 Termination Report listing the disposition of all remaining campaign funds within 90 days of being eliminated despite numerous reminders to do so from his filing officer. The last campaign treasurer's report filed by Respondent indicated that he still had a surplus balance in his campaign account. Because Respondent did not file his 2014 Termination Report listing the disposition of all remaining campaign funds despite numerous late notifications from his filing officer, Respondent deliberately failed to report information required by Chapter 106.

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

Count 1:

On or about November 24, 2014, Respondent violated Section 106.141(1), Florida Statutes, when Respondent failed to file his 2014 Termination Report listing the disposition of all remaining campaign funds within 90 days after he withdrew, became unopposed, was eliminated or elected.

Count 2:

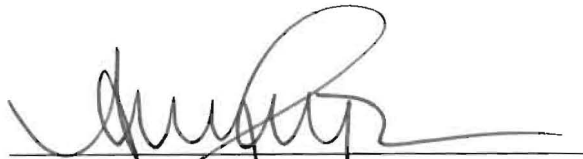
On or about November 24, 2014, Respondent violated Section 106.19(1)(c), Florida Statutes, when Respondent deliberately failed to include information required to be reported by Chapter 106 on his 2014 Termination Report.

Respectfully submitted on March 9, 2017,



Cole H. Kekelis
Assistant General Counsel

I reviewed this Staff Recommendation this 9th day of March 2017.



Amy McKeever Toman
Executive Director

FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 15-362

Respondent: Raymond C. Guillory

Complainant: David H. Stafford

1. **Date and time:** November 15, 2016 @ 9:35 am
Name: Filing Officer/Complainant
Phone #: (850) 595-3900
Summary: I had telephone contact to inquire about complaint allegations. Complainant advised me that Respondent still has not submitted a 2014 TR Report at this time. Complainant also advised me that Respondent is currently campaigning for office again in the 2016 election. I inquired as to how to send FO affidavit. I was instructed to mail it to him via Post Office Box 12601, Pensacola, Fl 32591.
Memo to File? No
Entered by: CKO
2. **Date and time:** November 15, 2016 @ 10:10 am
Name: Respondent
Phone #: (850) 450-3748
Summary: I attempted telephone contact to inquire about complaint allegations. I left a message to return my call.
Memo to File? No
Entered by: CKO
3. **Date and time:** December 8, 2016 @ 11:30 am
Name: Kelie S.—FO representative
Phone #: (850) 595-3900
Summary: I had telephone contact from the FO's office. Ms. Kelie advised me that she is aware of the overdue affidavit and that I should have it by the COB 12/16/16. I stressed that the affidavit is already approximately 2 weeks overdue.
Memo to File? No
Entered by: CKO
4. **Date and time:** December 8, 2016 @ 11:40 am
Name: Respondent
Phone #: (850) 450-3748
Summary: I attempted telephone contact to address allegations and inquire about overdue affidavit. I left a message to return my call.
Memo to File? No
Entered by: CKO
5. **Date and time:** December 28, 2016 @ 3:05 pm
Name: Respondent
Phone #: (850) 450-3748

ATTACHMENT A

Summary: I had telephone contact to address allegations and complete final interview. I verified contact information and mailing address. I inquired as to why no response to any of the messages or questionnaire-affidavit that was sent to his attention. Respondent advised me that he rarely checks his mail and he thought that this matter had been resolved. I inquired about the allegations. Respondent told me that he did file the report, he just accidentally labeled it incorrectly as a quarterly report. Respondent stated that he tried to amend the report once his FO advised him that the correct report, which would be the TR Report, needed to be filed but he was unable to because the system locked him out of it and wouldn't let him back in. He stated that he contacted his FO for assistance but he didn't get anyone to correct the issue to let him back in the system. He explained that he assumed that was the end of it. I explained that it wasn't and he should have replied to the correspondence/messages that were left for his attention. I inquired if he would be filing the report or returning my questionnaire-affidavit. He told me that that happened long ago and that he had moved on.

Memo to File? No

Entered by: CKO

ATTACHMENT A

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 15-362

Respondent: Raymond C. Guillory

Counsel for Respondent: n/a

Complainant: David H. Stafford

Counsel for Complainant: n/a

On June 2, 2015, the Florida Elections Commission (“Commission”) received a sworn complaint alleging that Respondent violated Chapter 106, Florida Statutes. Commission staff investigated whether Respondent violated the following statutes:

Section 106.141(1), Florida Statutes, failure of a candidate to file a termination report reflecting the disposition of all remaining funds in his campaign account within 90 days after he withdrew, became unopposed, was eliminated, or elected; and

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.

I. Preliminary Information:

1. Respondent was a candidate for the Escambia County Commission, District 2. He was defeated in the August 26, 2014 Democratic Primary.
2. Complainant is the Supervisor of Elections for Escambia County.

II. Alleged Violation of Section 106.141(1), Florida Statutes:

3. I investigated whether Respondent violated this section of the election laws by not filing his 2014 Termination Report (TR), due by November 24, 2014.
4. On October 7, 2013, Respondent filed his current Appointment of Campaign Treasurer and Designation of Campaign Depository form (DS-DE 9) with his filing officer¹. Respondent appointed himself as his own campaign treasurer. To view a copy of Respondent’s DS-DE 9 form, refer to exhibit 1.
5. On September 2, 2014, Complainant mailed Respondent a letter reminding him that a 2014 TR Report would be due on November 24, 2014, along with instructions from the Candidate Handbook. The letter stated, “This is to inform you that your Termination Report

¹ Respondent filed his original DS-DE 9 form with his filing officer on July 1, 2013. Respondent changed his campaign depository from Navy Federal to Warrington Bank.

(coded TR-P) is due on or before Monday, November 24, 2014. It must contain all previously unreported contributions and expenditures, therefore your report must cover from August 22, 2014 through November 24, 2014 or before, if you close your campaign account earlier. Please make sure that your total contributions to date **match** your total expenditures to date". To view a copy of the September 2, 2014 reminder letter with relevant Candidate Handbook pages attached, refer to exhibit 2.

6. On October 14, 2014, Respondent filed a 2014 G1 Report that covered the time period of August 22, 2014 through August 29, 2014. There were no contributions received; however, there were five expenditures reported totaling \$3,508.64 during this reporting period. To view a copy of Respondent's 2014 G1 Report, refer to exhibit 3.

7. On November 19, 2014, Complainant sent Respondent an email regarding his 2014 TR Report. "I wanted to talk to you about your termination report that is due on 11/24/14. We received a G1 report, which you were not required to submit. If you intended that to be your Termination Report you must re-do that on the TR-P Report. Also, boxes 9 and 10 of your summary page must be the same, your totals must match...So, in summary, you must do your TR-P report and **I will reject this report**". To view a copy of the November 19, 2014 email, refer to exhibit 4.

8. In a December 9, 2014 email exchange, Complainant advised Respondent that his 2014 Termination Report that was due on November 24, 2014, was now considered late. Respondent responded to this email by advising Complainant that, "I tried to login, but I can't". Complainant responded accordingly, "Nothing has changed. You should be able to". To view a copy of the December 9, 2014 email exchange, refer to exhibit 5.

9. On January 26, 2015, Complainant mailed Respondent a certified failure-to-file letter informing him that the 2014 TR Report still had not been filed. This letter was sent to the address Respondent provided on his DS-DE 9 form. To view a copy of the January 26, 2015 failure-to-file certified letter with delivery confirmation receipt, refer to exhibit 6.

10. On May 11, 2015, notes reflect that Complainant had a telephone interview with Respondent regarding the 2014 TR Report. "I called Mr. Guillory. He said he spoke to someone here back in Dec because he first filed the wrong termination report and then he went in and filed the correct report. I explained he is late and we can not figure what his fine is until he files the report. He said he was not at home but he would look at it when he get back home". To view a copy of the notes regarding the May 11, 2015 telephone interview, refer to exhibit 7.

11. On May 13, 2015, Complainant sent Respondent another failure-to-file email regarding his 2014 TR Report. "This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received". To view a copy of the May 13, 2015 failure-to-file email, refer to exhibit 8.

12. On May 19, 2015, Complainant held another telephone interview with Respondent. "Spoke with Mr. Guillory explained that we have not received his termination (TR-P) due 11/24/14. He said he has been busy with family. Explained we have to have his report he

will have fines due once we receive his report they can be calculated. Call us if he need help with reporting it". To view a copy of the notes regarding the May 19, 2015 telephone interview, refer to exhibit 7.

13. On May 21, 2015, Complainant sent Respondent a "Final Notice" via certified mail regarding his 2014 TR Report. "This letter is to notify you that Your Termination Report (coded TR-P) was due on November 24, 2014. As of the date of this letter your report has not been received in our office". To view a copy of this May 21, 2015 "Final Notice" with delivery confirmation receipt, refer to exhibit 9.

14. Complainant records reflect that on May 21, 2015; May 26, 2015; and May 27, 2015 telephone messages were left for Respondent regarding his 2014 TR Report. The messages left advised Respondent that he had until May 27, 2015 to file his 2014 TR Report or this matter would be referred to the Florida Elections Commission. To view a copy of the notes reflecting these telephone messages, refer to exhibit 7.

15. Complainant sent Respondent failure-to-file emails on May 26, 2015; May 27, 2015; June 3, 2015; June 8, 2015; and June 11, 2015. All of the emails read, "This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received". To view copies of these failure-to-file emails, refer to exhibit 10.

16. As of the date of this report, there is no record that Respondent has filed a 2014 TR Report with his filing officer.

17. There is no record that Respondent has previously violated this section of the election laws.

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

18. I investigated whether Respondent violated this section of the election laws by falsely reporting or deliberately failing to include information required by Chapter 106, Florida Statutes, when he failed to file a treasurer's report for the 2014 TR reporting period, on or before the prescribed reporting date.

19. To review the circumstances regarding Respondent's contribution and expenditure activity, please refer to paragraphs 4 through 17 of this report.

20. There is no record that Respondent has previously violated this section of the election laws.

IV. FEC History:

21. None.

Conclusion:

22. In a final interview, Respondent was offered an opportunity to make comments regarding the findings of this investigation. Respondent told FEC staff that he was under the impression that this matter had been resolved. He stated that he did file the report that covered the TR reporting period; however, he labeled it incorrectly as a quarterly report. He went on to say that he attempted to correct his mistake, but he was never able to due to him being locked out of the local filing system. FEC staff inquired if he would be filing the correct TR Report and/or returning the overdue questionnaire-affidavit, Respondent implied that he would not be filing the correct report, nor returning the questionnaire-affidavit.

23. On October 9, 2013, Respondent signed off on a checklist acknowledging that he had received or been informed of where online to access the following documents: *Chapter 106, Florida Statutes; Candidate Handbook*, and the Calendar of Reporting Dates. Complainant also included a copy of a memorandum attached to the Filing Officer's questionnaire-affidavit for a candidate workshop that Respondent attended. To view a copy of this October 9, 2013 checklist and memorandum, refer to exhibit 11. To view a copy of the Filing Officer's questionnaire-affidavit, refer to exhibit 12.

24. On July 1, 2013, Respondent filed his Statement of Candidate for Escambia County Commissioner, District 2 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 13.

Respectfully submitted on January 26, 2017.



Cedric Oliver
Investigation Specialist

Current address of Respondent

Mr. Raymond C. Guillory
129 Park Drive
Pensacola, Fl 32507

Current address of Complainant

The Honorable David H. Stafford
Post Office Box 12601
Pensacola, Fl 32591

Name and Address of Filing Officer:

The Honorable David H. Stafford
Supervisor of Elections
Post Office Box 12601
Pensacola, Fl 32591

Copy furnished to: Mr. David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Raymond C. Guillory -- FEC 15-362

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	Respondent's DS-DE 9 forms
Exhibit 2	September 2, 2014 Reminder Letter with Relevant Candidate Handbook pages
Exhibit 3	Respondent's 2014 G1 Report
Exhibit 4	November 19, 2014 email
Exhibit 5	December 9, 2014 email exchange
Exhibit 6	January 26, 2015 failure-to-file certified letter with delivery confirmation receipt
Exhibit 7	Chronological notes from the Filing Officer
Exhibit 8	May 13, 2015 failure-to-file email
Exhibit 9	May 21, 2015 "Final Notice" with delivery confirmation receipt
Exhibit 10	Failure-to-file emails that were sent to Respondent
Exhibit 11	October 9, 2013 Checklist and Memorandum
Exhibit 12	Filing Officer questionnaire-affidavit
Exhibit 13	Statement of Candidate

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

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

(PLEASE PRINT OR TYPE)

COPY

'13 OCT 7 10:40 AM

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)

Raymond C. Guillory

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

129 Park Dr. Pensacola FL 32507

4. Telephone

(850) 4503748

5. E-mail address

ray@raymondguillory.com

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

Escambia County Board of Commissioners Dist. 2

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

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

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

Write-In No Party Affiliation Democratic Party candidate.

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

10. Name of Treasurer or Deputy Treasurer

Raymond Guillory

11. Mailing Address

129 Park Dr.

12. Telephone

()

13. City

Pensacola

14. County

Escambia

15. State

FL

16. Zip Code

32507

17. E-mail address

ray@raymondguillory.com

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

19. Name of Bank

Warrington Bank

20. Address

4093 Barrancas Ave.

21. City

Pensacola

22. County

Escambia

23. State

FL

24. Zip Code

32507

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

10/7/13

26. Signature of Candidate

X *Raymond Guillory*

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

I, Raymond Guillory, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

10/7/13

X *Raymond Guillory*

EXHIBIT 1 (1 of 2)

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

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

(PLEASE PRINT OR TYPE)

COPY

'13 JUL 1 10:28AM

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)

Raymond Clayton Guillory

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

129 Park Dr.
Pensacola, Fla 32507

4. Telephone

(850) 450-3743

5. E-mail address

ray@raymondguillory.com

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

Escambia County Board of Commissioners
Dist. 2

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

Raymond Guillory

11. Mailing Address

129 Park Dr.

12. Telephone

()

13. City

Pensacola

14. County

Escambia

15. State

Fl.

16. Zip Code

32507

17. E-mail address

rayginecain@yahoo.com

18. I have designated the following bank as my

Primary Depository Secondary Depository

19. Name of Bank

Navy Federal

20. Address

440 N. Navy Blvd.

21. City

Pensacola

22. County

Escambia

23. State

Fl.

24. Zip Code

32507

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

7-1-13

26. Signature of Candidate

X 

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

I, Raymond Guillory, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

7-1-13
Date

X 
Signature of Campaign Treasurer or Deputy Treasurer



David H. Stafford

Escambia County Supervisor of Elections

Post Office Box 12601
Pensacola, Florida 32591
www.EscambiaVotes.com

Phone: (850) 595-3900
Fax: (850) 595-3914
soe@EscambiaVotes.com

10 COPY

September 2, 2014

Mr. Ray Guillory
2014 County Commissioner Campaign
129 Park Drive
Pensacola FL 32507

Dear Mr. Guillory:

This is to inform you that your Termination Report (coded TR-P) is due on or before Monday, November 24, 2014. It must contain all previously unreported contributions and expenditures, therefore your report must cover from August 22, 2014 through November 24, 2014 or before, if you close your campaign account earlier. Please make sure that your total contributions to date **match** your total expenditures to date.

A candidate may be reimbursed by the campaign for any previously reported contributions by the candidate to the campaign, in full or in part.

A candidate is required to dispose of surplus funds by any of the following means (see list enclosed):

- Return pro rata to each contributor the funds that have not been spent or obligated;
- Purchase "thank you" advertising for up to 75 days;
- Donate the funds that have not been spent or obligated to a charitable organization that meet the qualifications of Section 501 (c)(3) of the Internal Revenue Code;
- Give not more than \$25,000 of the funds that have not been spent or obligated to the political party of which such candidate is a member.

Please remember that reports that are filed late are subject to the penalties prescribed under Section 106.07(8), Florida Statutes.

Enclosed you will find an excerpt from the Division of Elections' Candidate Handbook regarding termination reports.

Please do not hesitate to contact our Candidate Qualifying Department at (850) 595-3908 if you have any questions.

Sincerely,

David H. Stafford, CERA
Supervisor of Elections

DHS/tm
Enclosure

EXHIBIT 2(10A3)

Chapter 17: Termination Reports

Once a candidate withdraws, becomes unopposed, is eliminated, or elected to office, he or she may **only** expend funds from the campaign account to:

- Purchase "thank you" advertising for up to 75 days after he or she withdraws, becomes unopposed, is eliminated, or elected to office.
- Pay for items which were obligated before he or she withdrew, became unopposed, was eliminated, or elected to office.
- Pay for expenditures necessary to close down the campaign office and to prepare final campaign reports.
- Dispose of surplus funds as provided in Section 106.141, F.S.

(Section 106.11(5), F.S.)

Because individuals who seek election to a political party executive committee are not "candidates," they do not file termination reports.

Prior to Disposing of Surplus Funds

A candidate may be reimbursed by the campaign for any previously reported contributions by the candidate to the campaign, in full or in part.

A candidate who filed an oath stating that he or she was unable to pay the fee for verification of petition signatures without imposing an undue burden on his or her personal resources or on resources otherwise available to him or her, must reimburse the state or local government

entity, whichever is applicable, for such waived fee prior to disposing of any funds under the surplus provisions contained in Section 106.141(4), F.S.

(Section 106.141, F.S.)

Disposing of Surplus Funds

Once a candidate withdraws, becomes unopposed, is eliminated, or elected to office, the candidate must dispose of the funds on deposit in his or her campaign account and file a campaign treasurer's report (termination report) reflecting the disposition of funds.

A candidate required to dispose of surplus funds must, at the option of the candidate, dispose of such funds within 90 days by any of the following means, or a combination thereof:

1. Return pro rata to each contributor the funds that have not been spent or obligated.
2. Donate the funds that have not been spent or obligated to a charitable organization or organizations that meet the qualifications of Section 501(c)(3) of the Internal Revenue Code.
3. Give not more than \$25,000 of the funds that have not been spent or obligated to the political party of which such candidate is a member.
4. Give the funds that have not been spent or obligated:
 - a. In the case of a candidate for state office, to the state to be deposited in the General Revenue Fund; or
 - b. In the case of a candidate for office of a political subdivision, to such political

subdivision, to be deposited in the general fund thereof.

5. Transfer funds to an office account (See Chapter 19, Office Accounts).
6. In the case of a candidate elected to state office, retain up to \$20,000 in the campaign account for re-election to the same office. (See Chapter 20, Carryover Campaign Funds)

The termination report must include:

1. The name and address of each person or unit of government to whom any of the funds were distributed and the amounts thereof;
2. The name and address of each person to whom an expenditure was made together with the amount and purpose; and
3. The amount of such funds transferred to an office account together with the name and address of the bank in which the office account is located.

If a refund check is received after all surplus funds have been disposed of, the check may be endorsed by the candidate and the refund disposed of pursuant to Section 106.141, F.S. An amended termination report must be filed with the filing officer.

All reports must be signed by the candidate and the campaign treasurer and certified as true and correct.

(Section 106.141, F.S.)

Money from Separate Interest-Bearing Account or Certificate of Deposit

A campaign treasurer of any candidate who withdraws, becomes unopposed, or is eliminated, or elected to office, and who has funds on deposit in any interest-bearing account or certificate of deposit, must, within seven days, transfer such funds and accumulated interest earned thereon to the primary campaign account for disposal. However, when funds are in an account in which penalties will apply for withdrawal within the seven day period, the campaign treasurer must transfer such funds and accumulated interest earned thereon as soon as the funds can be withdrawn without penalty, or within 90 days after the candidate becomes unopposed, withdraws his or her candidacy, or is elected, or eliminated, whichever comes first.

(Section 106.141, F.S.)

Campaign Loans Report

A person elected to office must report all loans, exceeding \$500 in value, made to him or her and used for campaign purposes, and made in the twelve months preceding his or her election to office, to the filing officer. The report must be made on *Forms DS-DE 73 and 73A, Campaign Loan Report* within ten days after being elected to office. Loan reports filed with the Division must be filed using the EFS.

Any person who makes a contribution to an individual to pay all or part of a loan incurred in the twelve months preceding the election, to be used for the individual's campaign, may not contribute more than the amount which is allowed in Section 106.08(1), F.S.

(Section 106.075, F.S.)

EXHIBIT 2 (3 of 3)

CAMPAIGN TREASURER'S REPORT SUMMARY

(1) Ray Guillory
 Name
 (2) 129 Park Drive
 Address (number and street)
Pensacola, FL 32507
 City, State, Zip Code

**OFFICE USE ONLY
 ONLINE SUBMISSION**

[1078952]

Submitted on:
 10/14/2014 12:14:10 (eastern)

Check here if address has changed

(3) ID Number: 454

(4) Check appropriate box(es):

- Candidate Office Sought: County Commissioner, District 2
- Political Committee (PC)
- Electioneering Communications Org. (ECO) Check here if PC or ECO has disbanded
- Party Executive Committee (PTY) Check here if PTY has disbanded
- Independent Expenditure (IE) (also covers an individual making electioneering communications) Check here if no other IE or EC reports will be filed

(5) Report Identifiers

Cover Period: From 8 / 22 / 2014 To 8 / 29 / 2014 Report Type: G1

Original Amendment Special Election Report

(6) Contributions This Report

Cash & Checks \$, , 0 . 00

Loans \$, , 0 . 00

Total Monetary \$, , 0 . 00

In-Kind \$, , 0 . 00

(7) Expenditures This Report

Monetary Expenditures \$, 3 , 508 . 64

Transfers to Office Account \$, , 0 . 00

Total Monetary \$, 3 , 508 . 64

(8) Other Distributions

\$, , 0 . 00

(9) TOTAL Monetary Contributions To Date

\$, 8 , 018 . 92

(10) TOTAL Monetary Expenditures To Date

\$, 8 , 009 . 63

(11) 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:

(Type name)

Individual (only for IE or electioneering comm.) Treasurer Deputy Treasurer

X

Signature

(Type name)

Candidate Chairperson (only for PC and PTY)

X

Signature

CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Ray Guillory

(2) I.D. Number 454

(3) Cover Period 8/22/2014 through 8/29/2014

(4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
8/24/2014 //	guillory, raymond 129 park drive pensacola, fl 32507	loan repayment	RM		\$2,500.00
1					
8/22/2014 //	facebook, 1601 willow road menlo park, ca 90425	ads	MO		\$300.00
2					
8/22/2014 //	Raceway, 3530 barrancas ave pensacola, fl 32507	gas	MO		\$76.00
3					
8/22/2014 //	little ceasers pizza, 400 n navy blvd pensacola, fl 32507	pizza for volunteers	MO		\$35.64
4					
8/22/2014 //	callfire, 1410 second street ste 2000 sanata monica, ca 90401	auto calls	MO		\$597.00
5					
//					
//					
//					

EXHIBIT 3(2012)

Tami McGowin

From: Tami McGowin
Sent: Wednesday, November 19, 2014 8:38 AM
To: 'ray@raymondguillory.com'; 'raygincajin@yahoo.com'
Subject: Termination Report

Good morning Mr. Guillory!

I sure hope your meeting went well last night! ☺

I wanted to talk to you about your termination report that is due on 11/24/14. We received a G1 report, which you were not required to submit. If you intended that to be your Termination Report you must re-do that on the TR-P Report. Also, boxes 9 and 10 of your summary page must be the same, your totals must match. All that went into your campaign must come out.

So, in summary, you must do your TR-P report and ***I will reject this report.*** Please call me as soon as possible if you have questions because I am leaving at 11 today and will not return until Tuesday, November 25, 2014.

Thank you!

Tami McGowin
Supervisor of Elections Staff
(850) 595-3908

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

EXHIBIT 1 4

Tami McGowin

From: Tami McGowin
Sent: Tuesday, December 09, 2014 12:04 PM
To: 'raygincajin@yahoo.com'
Subject: RE: Termination Report

COPY

Nothing has changed. You should be able to.

Tami McGowin
Supervisor of Elections Staff
(850) 595-3908

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

From: raygincajin@yahoo.com [<mailto:raygincajin@yahoo.com>]
Sent: Tuesday, December 09, 2014 9:45 AM
To: Tami McGowin
Subject: Re: Termination Report

I tried to login, but I can't.

Sent from my HTC One SV

----- Reply message -----

From: "Tami McGowin" <tami@escambiavotes.com>
To: "ray@raymondguillory.com" <ray@raymondguillory.com>, "raygincajin@yahoo.com" <raygincajin@yahoo.com>
Subject: Termination Report
Date: Tue, Dec 9, 2014 9:11 AM

Mr. Guillory:

As per our discussion on November 19th, your Termination Report was due on 11/24/14. It is now late! Please submit as soon as possible.

Please let me know if you have questions.

Tami McGowin
Supervisor of Elections Staff
(850) 595-3908

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.



David H. Stafford
Escambia County Supervisor of Elections

Post Office Box 12601
Pensacola, Florida 32591-2601
www.EscambiaVotes.com

Phone: (850) 595-3900
Fax: (850) 595-3914
soe@EscambiaVotes.com

Immediate Attention Requested
Possible Fine for Late Report

ECOPY

January 26, 2015

Mr. Ray Guillory
2014 County Commissioner Campaign
129 Park Drive
Pensacola, FL 32507

Article #: 71791000164781502315

Dear Mr. Guillory:

This letter is to notify you that Your Termination Report (coded TR-P) was due on or before Monday, November 24, 2014. As of the date on this letter your report has not been received in our office.

Since you signed the Statement of Candidate form stating that you have read and understand Florida Statutes 106, you are aware that you are assessed a fine for each late day of \$50.00 per day for the first three days late and thereafter, \$500.00 per day. However, the fine may not exceed 25% of the total receipts or expenditures, whichever is greater, covered by the late report.

Once we receive your report, we will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice.

Please be advised, however, that a willful failure to file a campaign treasurer's report constitutes a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, such failure will be considered a willful violation of Chapter 106, Florida Statutes, and we will be required to notify the Florida Elections Commission of your failure to file.

Please contact Tami at (850) 595-3908 at your earliest convenience regarding this matter.

Sincerely,

David H. Stafford
Supervisor of Elections

DHS/tm

EXHIBIT

6(1 of 2)



Tami
David H. Stafford
 SUPERVISOR OF ELECTIONS
 ESCAMBLA COUNTY
 POST OFFICE BOX 12601
 PENSACOLA, FLORIDA 32591-2601
EscambiaVotes.com

CERTIFIED MAIL™



71791000164781502315

Electronic Return Receipt Requested

neopost
 01/26/2015
US POSTAGE

\$05.13



ZIP 32502
 041L1124425-

EXHIBIT (6 of 8)

UNCLAIMED

Ray Guillory
 2014 Qualifying Information
 129 Park Drive
 Pensacola, FL 32507

15 MAY 11 9:55 AM

NIXIE 322 5E 1009 7205/08/15

RETURN TO SENDER
 UNCLAIMED
 UNABLE TO FORWARD

BC: 32591260101 *2187-05650-26-44

1-27-15

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)
 For delivery information visit our website at www.usps.com

Postage	\$0.48
Certified Fee	\$3.30
Return Receipt Fee (Endorsement Required)	\$1.35
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$5.13



Sent To Ray Guillory
 2014 Qualifying Information
 Street, Apt. No.; 129 Park Drive
 or PO Box No. Pensacola, FL 32507
 City, State, Zip+4

Notes:

Ray Guillory 450-3748

Date	Conversation Highlights
3/5/14	he asked if there was anything that prohibited he and another candidate from splitting a fee for ^(a booth) Beulah Fest.
	I confirmed w/ Mr. Stafford that we are not aware of any restrictions that would prohibit candidates from sharing fees but check the Statutes for sure.
5-11-15	we received back today in the mail Mr. Guillory's certified letter notifying him he is late. Tami said she also sent the letter first class so he had to received it. I called Mr. Guillory he said he spoke to someone here back in Dec because he first filled the wrong termination report & then he went in & filled the correct report. I explained he is late & we can not not not figure what his fine is until he files the report. He said he was not at home but he would look at it when he get back home. (R)
5-19-15	spoke to Mr. Guillory explained we have not received his termination (TR-P) due 11-24-14. He said he has been busy with family. Explained we have to have his report he will have fines due once we receive his report they can be calculated. Call us if he need help with reporting it. (R)
5-21-15	left a message on voicemail for Mr. Guillory to call us. (850) 545-3900 he has until 5/27/15 to file also mailed certified mail Final Notice 12 HR (R) and emailed Final notice letter reg. mail.

EXHIBIT 7 (1042)

May 26, 2015

Called Mr. Guillory left a voicemail message regarding his past due report. Explained he needs to submit his TR-P termination report by May 27, 2015. If he does not submit this report we will contact the FL Elections Commission.

May 27, 2015

Called Mr. Guillory left a voicemail in regards to his termination report. Explained this was a final follow up call we will be contacting the FL Elections Commission today since we have had no response from him.

Keelie Sekerka

From: Keelie Sekerka
Sent: Wednesday, May 13, 2015 1:04 PM
To: 'raygincain@yahoo.com'
Subject: late report

COPY

Importance: High

Mr. Ray Guillory

This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received.

Thank You

Keelie A. Sekerka

Escambia County Supervisor of Elections Office Staff

Administrative Assistant

213 Palafox Place, 2nd Floor

Pensacola FL 32502

Direct - 850.595.3900 ext 4507

Fax - 850.595.3914

Email - keelie_sekerka@escambiovotes.com

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.



David H. Stafford
Escambia County Supervisor of Elections

Post Office Box 12601
Pensacola, Florida 32591-2601
www.EscambiaVotes.com

Phone: (850) 595-3900
Fax: (850) 595-3914
soe@EscambiaVotes.com

Final Notice
Deadline: May 27, 2015

May 21, 2015

COPY

Mr. Ray Guillory
2014 County Commissioner Campaign
129 Park Drive
Pensacola, FL 32507

Article #: 92148969009997901506183706

Mr. Guillory:

This letter is to notify you that Your Termination Report (coded TR-P) was due on November 24, 2014. As of the date of this letter your report has not been received in our office.

We have contacted you numerous times regarding the filing of your termination report. If we do not receive your report by May 27, 2015, we will notify the Florida Elections Commission pursuant to F.S. 106.07 (see the enclosed letter, a copy of which was also previously sent to you).

Please contact our office at (850) 595-3900 at your earliest convenience to resolve this matter.

Sincerely,

David H. Stafford
Supervisor of Elections

DHS/ks
Enclosure

EXHIBIT 9 (1045)

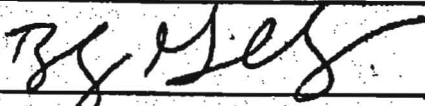
COPY

Date Produced: 05/25/2015

SOE:

The following is the delivery information for Certified Mail™/RRE item number 9214 8969 0099 9790 1506 1837 06. Our records indicate that this item was delivered on 05/22/2015 at 11:03 a.m. in PENSACOLA, FL 32507. The scanned image of the recipient information is provided below.

Signature of Recipient :

Signature	<input checked="" type="checkbox"/> 
Printed Name	Brandy Guillory

Address of Recipient :

Delivery Address	129 PARK
------------------	----------

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: Ray Guillory 2014 Qualifying I

EXHIBIT 9(2015)



David H. Stafford
Escambia County Supervisor of Elections

Post Office Box 12601
Pensacola, Florida 32591-2601
www.EscambiaVotes.com

Phone: (850) 595-3900
Fax: (850) 595-3914
soe@EscambiaVotes.com

Immediate Attention Requested
Possible Fine for Late Report

SC COPY

January 26, 2015

Mr. Ray Guillory
2014 County Commissioner Campaign
129 Park Drive
Pensacola, FL 32507

Article #: 71791000164781502315

Dear Mr. Guillory:

This letter is to notify you that Your Termination Report (coded TR-P) was due on or before Monday, November 24, 2014. As of the date on this letter your report has not been received in our office.

Since you signed the Statement of Candidate form stating that you have read and understand Florida Statutes 106, you are aware that you are assessed a fine for each late day of \$50.00 per day for the first three days late and thereafter, \$500.00 per day. However, the fine may not exceed 25% of the total receipts or expenditures, whichever is greater, covered by the late report.

Once we receive your report, we will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice.

Please be advised, however, that a willful failure to file a campaign treasurer's report constitutes a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, such failure will be considered a willful violation of Chapter 106, Florida Statutes, and we will be required to notify the Florida Elections Commission of your failure to file.

Please contact Tami at (850) 595-3908 at your earliest convenience regarding this matter.

Sincerely,

David H. Stafford
Supervisor of Elections

DHS/tm

EXHIBIT 9(3045)

EXHIBIT

9 (4/21/15)



David H. Stafford
SUPERVISOR OF ELECTIONS
ESCAMBIA COUNTY
POST OFFICE BOX 12601
PENSACOLA, FLORIDA 32591-2601
EscambiaVotes.com

neopost[®]
05/22/2015
US POSTAGE

FIRST-CLASS MAIL

\$00.48⁰



ZIP 32502
041L11244256

Mr. Ray Guillory
2014 Qualifying Information
129 Park Drive
Pensacola FL 32507

mailed 1st class mail as well & not returned

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

9214 4919 0099 9790-1506 1837 06

Postage	\$	\$0.69
Certified Fee		\$3.30
Return Receipt Fee (Endorsement Required)		\$1.35
Restricted Delivery Fee (Endorsement Required)		\$0.00
Total Postage & Fees	\$	\$5.34



Sent To Ray Guillory
2014 Qualifying Information
Street, Apt. No.; 129 Park Drive
or PO Box No. Pensacola, FL 32507
City, State, Zip+4

PS Form 3800, January 2013 See Reverse for Instructions

EXHIBIT 9(5045)

Keelie Sekerka

From: Keelie Sekerka
Sent: Tuesday, May 26, 2015 12:13 PM
To: 'ray@raymondguillory.com'; 'raygincajin@yahoo.com'
Subject: LATE REPORT TR-P DUE 11/24/2014

COPY

Mr. Ray Guillory

This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received.

If We Do Not Receive Your TR-P Report by May 27, 2015 we will notify the Florida Elections Commission pursuant to F.S. 106.07.

Thank You

Keelie A. Sekerka

Escambia County Supervisor of Elections Office Staff

Administrative Assistant

213 Palafox Place, 2nd Floor

Pensacola FL 32502

Direct - 850.595.3900 ext 4507

Fax - 850.595.3914

Email - keelie_sekerka@escambiavotes.com

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EXHIBIT 10(1045)

Keelie Sekerka

From: Keelie Sekerka
Sent: Wednesday, May 27, 2015 10:19 AM
To: 'ray@raymondguillory.com'; 'raygincain@yahoo.com'
Subject: FW: LATE REPORT TR-P DUE 11/24/2014

COPY

Mr. Ray Guillory

This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received.

If We Do Not Receive Your TR-P Report by May 27, 2015 we will notify the Florida Elections Commission pursuant to F.S. 106.07.

Thank You

Keelie A Sekerka

Escambia County Supervisor of Elections Office Staff
Administrative Assistant
213 Palafox Place, 2nd Floor
Pensacola FL 32502
Direct - 850.595.3900 ext 4507
Fax - 850.595.3914
Email - keelie_sekerka@escambiavotes.com

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EXHIBIT 10(2015)

Keelie Sekerka

From: Keelie Sekerka
Sent: Wednesday, June 03, 2015 12:00 PM
To: 'ray@raymondguillory.com'; 'raygincajin@yahoo.com'
Subject: LATE REPORT TR-P DUE 11/24/2014

Importance: High

Mr. Ray Guillory

This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received.

We have notified the Florida Elections Commission pursuant to F.S. 106.07 that your TR-P Termination Report is late.

Thank You

Keelie A. Sekerka

Escambia County Supervisor of Elections Office Staff

Administrative Assistant

213 Palafox Place, 2nd Floor

Pensacola FL 32502

Direct - 850.595.3900 ext 4507

Fax - 850.595.3914

Email - keelie_sekerka@escambiavotes.com

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EXHIBIT 10(3045)

Keelie Sekerka

From: Keelie Sekerka
Sent: Monday, June 08, 2015 1:02 PM
To: 'ray@raymondguillory.com'; 'raygincajin@yahoo.com'
Subject: LATE REPORT TR-P DUE 11/24/2014

Importance: High

Mr. Ray Guillory

This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received.

We have notified the Florida Elections Commission pursuant to F.S. 106.07 that your TR-P Termination Report is late.

Thank You

Keelie A. Sekerka

Escambia County Supervisor of Elections Office Staff

Administrative Assistant

213 Palafox Place, 2nd Floor

Pensacola FL 32502

Direct - 850.595.3900 ext 4507

Fax - 850.595.3914

Email - keelie_sekerka@escambivotes.com

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EXHIBIT 10(4025)

Keelie Sekerka

From: Keelie Sekerka
Sent: Thursday, June 11, 2015 4:20 PM
To: 'ray@raymondguillory.com'; 'raygincain@yahoo.com'
Subject: LATE REPORT TR-P DUE 11/24/2014

Importance: High

Mr. Ray Guillory

This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received.

We have notified the Florida Elections Commission pursuant to F.S. 106.07 that your TR-P Termination Report is late.

Thank You

Keelie A Sekerka

Escambia County Supervisor of Elections Office Staff
Administrative Assistant
213 Palafox Place, 2nd Floor
Pensacola FL 32502
Direct - 850.595.3900 ext 4507
Fax - 850.595.3914
Email - keelie_sekerka@escambiavotes.com

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David H. Stafford
Escambia County Supervisor of Elections

Post Office Box 12601
Pensacola, Florida 32591
www.EscambiaVotes.com

COPY

Phone: (850) 595-3900
Fax: (850) 595-3914
soe@EscambiaVotes.com

'13 JUL 1 10:28AM

Ray Guillory County Comm, Dist 2
Candidate Name and Office Seeking

Candidate Received Instructions and/or materials on the following:

rayguillory@yahoo.com
Email address to receive Campaign Report Reminder Notices and other candidate information

- Received Candidate Handbook or told where online to access it.
Escambia County Handbook:
<http://escambiovotes.net/linked/2012CandidateHandbook.pdf>
Division of Elections Handbook:
[http://election.dos.state.fl.us/publications/pdf/2011/2012 Candidate and Campaign Treasurer %20Handbook.pdf](http://election.dos.state.fl.us/publications/pdf/2011/2012%20Candidate%20and%20Campaign%20Treasurer%20Handbook.pdf)
- Provided access to Florida Statutes Chapter 106 – Campaign Financing and Form DS-DE 84 due within 10 days of pre-filing. Also Chapter 104 which refers to Violations and Penalties.
[http://election.dos.state.fl.us/publications/pdf/2012/2012 Election Laws.pdf](http://election.dos.state.fl.us/publications/pdf/2012/2012%20Election%20Laws.pdf)
<http://election.dos.state.fl.us/forms/pdf/DSDE84.pdf>
- Informed of Online Campaign Reports and due dates. ID and Password will be sent through US Mail.
- Contributions: \$500 Aggregate Limit to include check, cash and in-kind; \$50 Cash Limit (to include candidate); Contributions from joint checking account is from the person who signed the check. Each contribution, no matter how small shall include address and if over \$100 must include specific occupation (cannot list business owner or sales, etc. – must list specific type of business. Also, contributions/loans from candidates must be listed. If over \$100, must list occupation. Cannot list occupation as “candidate”).
- Expenditures: All transactions should go through campaign account. Must list address and purpose for each expenditure.
- Informed Candidate of the requirement that all printed materials should contain Political Disclaimers, samples are included in handbooks.
- Informed Candidate that the News Media will be notified

Ray Guillory
Candidate (or Representative) Signature and Date
EXHIBIT 11 (1 of 6)

10/10/13
Due Date of First Campaign Report
turning in now.
Due Date of Statement of Candidate Form
(if not turning in at pre-filing)



David H. Stafford
Escambia County Supervisor of Elections

Post Office Box 12601
 Pensacola, Florida 32591
www.EscambiaVotes.com

Phone: (850) 595-3900
 Fax: (850) 595-3914
soe@EscambiaVotes.com

Important Dates for Candidates

2014 Election Dates	
<i>Primary Election: August 26, 2014</i>	
<i>General Election: November 4, 2014</i>	
Qualifying Dates	
<i>Federal & Judicial Offices</i> Noon, April 28, 2014 – Noon, May 2, 2014	<i>State & Local Offices</i> Noon, June 16, 2014 – Noon, June 20, 2014
Petition Submit Deadline	
<i>Federal & Judicial Offices</i> March 31, 2014	<i>State & Local Offices</i> May 19, 2014
Voter Registration (Book Closing) Deadline	
<i>Primary Election: July 28, 2014</i>	
<i>General Election: October 6, 2014</i>	
Absentee Ballot "Send" Deadline	
<i>For Absent Stateside, Overseas Military & Overseas Civilian Voters</i> Primary Election: July 12, 2014 General Election: September 20, 2014	<i>For Domestic Voters (7 day window)</i> Primary Election: July 22 – July 29, 2014 General Election: September 30-October 7, 2014

Dates adjusted to reflect new law changes per Chapter 2013-57 laws of Florida, Signed on May 21, 2013.

EXHIBIT 11 (2 of 6)



David H. Stafford
Escambia County Supervisor of Elections

Post Office Box 12601
Pensacola, Florida 32591-2601
www.EscambiaVotes.com

Phone: (850) 595-3900
Fax: (850) 595-3914
soe@EscambiaVotes.com

COPY

Please sign for receipt of the new 2014 Candidate Handbook for Local Candidates and return this form to Escambia County Supervisor of Elections Office at the address listed above.

Raymond Guillory

Print Name

R. Guillory

Signature

Oct 9, 2013

Date

EXHIBIT 11 (3076)



David H. Stafford

Escambia County Supervisor of Elections

Post Office Box 12601
Pensacola, Florida 32591-2601
www.EscambiaVotes.com

Phone: (850) 595-3900
Fax: (850) 595-3914
soe@EscambiaVotes.com

Memorandum

TO: 2014 Local Candidates, Treasurers and other interested parties

FROM: David H. Stafford, CERA
Supervisor of Elections

DATE: September 5, 2013

SUBJECT: Candidate Workshop

The Escambia County Supervisor of Elections office will be hosting a candidate workshop on Wednesday, October 9. The workshop is open to anyone interested, so you are not required to be a candidate or affiliated with a campaign to attend. There are several new provisions in Florida Statutes relating to candidates and campaign finance, so even those with experience in campaigns and elections are encouraged to attend.

To register, email us at qualify@escambiovotes.com, call us at (850) 595-3908 or 595-3900 or mail us at PO Box 12601, Pensacola FL 32591. Just let us know your name, the campaign you are affiliated with (if any), how many in your party will be in attendance and your e-mail address.

What: Candidate Workshop

Where: County Commissioner's Chambers at 221 Palafox Street

When: October 9, 2013 from 9 am until 12 pm

Please call our Candidate Qualifying Department at (850) 595-3908, if you have any questions.

DHS/tm

EXHIBIT 11(4 of 6)

2013 Candidate Workshop

October 9, 2013

County Commissioner's Chambers at 221 Palafox Place

9 am until 12 am

Registration Sheet

Name	Campaign Affiliation (if any)	Number attending	E-mail address
Tappie Villane	Santa Rosa SOE	3	Socasantarosa
Williamy Donna Clark	Mayor	2	SF44clark@bellsouth.net
William King	none	1	edwek64@att.net
Dorothy Davis	Chairman - Rep Party Com.	1	
gerald Boone	School Board	1	gwb4district2@att.net
Cassandra McAway	Chair, Dem. Exec. Party	10	Mcaway412@bellsouth.net
Laura Edler	School Board - Dist 3	3	dredler1@bellsouth.net
Ray McClean	Dem. party	1	Rmcclean@bellsouth.net
Andrea Bonner	County Comm. Dist 1	1	AndreaBonner12@yahoo.com
James Griffin	School Board	1	alphatimer@hotmail.com
Charlie Nichols	School Board	1	alphatimer@hotmail.com
Sabrina Wallace Jordan	School Board	2	sabrina.wallace@bellsouth.net
Diane Mack	Rep. of the Institute for Women in Politics	1	dianemack@gmail.com
Grower Robinson	County Comm.	1	growerrobinsont4@gmail.com
Darlene Dickey	County Court Judge	1	leo2law@panhandle.com
33 Ellison Bennett	School board	2	Ellison.Bennett@gmail.com
Ray Guillory	Co Com Dist 2	1	Ray@raymondguillory.com
Mark Nisbett	Dem party	1	nisbettm@aol.com
Claudia Williams	state Rep	1	cbrowncurry@cox.net
34 Charles Bare	none	1	charles@charlesbare.com
37 Jesse Casey	none	1	jessecasey@cox.net

2014 Candidate Workshop

County Commissioner's Chambers

October 9, 2013

9 am - 12 pm

Print Name	Sign Name
Raymond Guillory	
Raymond Mc Cleary	
Tappie Villane	
WILLIAM KING	
Michael S. Edder	
DAN STANTON	
ELISSON BERNARD	
Cassandra J. Mc Awary	
KIMBERLY AGUIAR	
Maren Deweese	

AFFIDAVIT OF FILING OFFICER
Case Number: FEC 15-362

RECEIVED

STATE OF FLORIDA
 County of Escambia

2016 DEC 19 P 12:16

STATE OF FLORIDA
 ELECTIONS COMMISSION

David H. Stafford, being duly sworn, says:

1. This affidavit is made upon my personal knowledge.
2. I am of legal age and competent to testify to the matters stated herein. I am currently employed by BOCC as SDE.
3. Please provide copies of the listed items from the following candidate's campaign file: Raymond Guillory.

Check	ITEM
✓	The Statement of Candidate form for 2014.
✓	Appointments of Treasurers and Designation of Campaign Depository form for 2014.
✓	Campaign treasurer's reports, waivers, and amendments for the 2014 campaign.
✓	Addendum requests and proof of compliance for the 2014 campaign.
✓	Please provide copies of all failure-to-file notices/reminder letters/emails
✓	Any and all checks issued by the candidate's campaign to your office (qualifying fee, etc.)

4. Please check each item provided to the candidate or his staff, and list the date that the item was provided.

Check	ITEM	DATE
✓	Chapter 106, <i>Florida Statutes</i>	7-1-13
✓	<i>Candidate and Campaign Treasurer Handbook</i> Please indicate Year. <Enter Year> 2014	10-9-13
	Other: ¹	

¹ Any local publications relative to the Election laws that may have been provided in lieu of the Candidate and Campaign Treasurer Handbook published by the Division of Elections. If your office published the item(s), please send a copy of the item(s) with the affidavit.

EXHIBIT 12(1 of 3)

5. Relative to Chapter 106, *Florida Statutes* and the *Candidate and Campaign Treasurer Handbook*, how are these publications provided to the candidate and/or his staff?

- Publications are given directly to the candidate and/or his staff.
- Publications are available in the office, candidate and/or his staff are advised to pick-up the publications for themselves.

Candidate and/or his staff are advised to download copies of the publications from our website or the Division of Elections' website.

Other, please explain. _____

6. Did your office offer any candidate workshops or training seminars prior to the August 26, 2014 election? Yes or No. If yes, please list all workshops/training seminars that were attended by the candidate and/or his staff, along with the date of attendance. If a staff member attended for the candidate, list his/her name and position. If available, please attach a copy of any attendance sheets from the workshops/training seminars and if available, please provide a copy of the syllabus and outline for the workshops/seminars.

Candidate Workshop Powerpoint Presentation

7. Does your office have any record of Raymond C. Guillory having sought elective office within your jurisdiction prior to the 2014 election? Yes or No. If yes, please list the previous office(s) he ran for, the date(s) of the election(s), and the result(s) of the election(s).

8. Does your office have any record of Raymond C. Guillory having been named as a chairperson or campaign treasurer of a political committee or electioneering communication organization within your jurisdiction? Yes or No. If yes, please list the name(s) of the committees.

9. Did you or any member from your staff have any conversations with Raymond C. Guillory concerning a provision of Chapter 106, Florida Statutes, at any time during his 2014 campaign? Yes or No. If yes, please indicate whether the conversation was in person, in writing, or by telephone and the subject matter of the conversation. If applicable, please provide copies documenting the discussion.

see attached notes

10. HAS A 2014 TERMINATION REPORT BEEN FILED FOR MR. GUILLORY'S 2014 ELECTION CAMPAIGN AT THIS TIME? IF SO, WHEN WAS IT FILED? PLEASE PROVIDE A COPY.

NO

I SWEAR OR AFFIRM THAT THE INFORMATION CONTAINED IN THIS DOCUMENT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE.

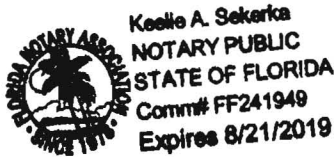
[Handwritten Signature]

Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 15 day of December, 2016

[Handwritten Signature]
Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public



Personally Known or Produced Identification

Type of Identification Produced: _____

Case investigator: CKO

EXHIBIT 12(3043)

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)


OFFICE USE ONLY

COPY

'13 JUL 1 10:28AM

I, Raymond Goullory
candidate for the office of Escambia County Commission Dist 2

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

X 
Signature of Candidate

7-1-13
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**

October 3, 2016

Raymond Guillory
129 Park Drive
Pensacola, FL 32507

RE: Case No.: FEC 15-362; Respondent: Raymond Guillory

Dear Mr. Guillory:

On June 2, 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 106.141(1), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for the Escambia County Commission, District 2, failed to timely file his 2014 Termination Report reflecting the disposition of all remaining campaign funds.

Section 106.19(1)(c), Florida Statutes: As alleged in the complaint, Respondent, a 2016 candidate for the Escambia County Commission, District 2, may have falsely reported or deliberately failed to include information in his 2014 Termination Report, as required by Chapter 106.

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 **Cedric Oliver**, the investigator assigned to this case.

Sincerely,



Amy McKeever Toman
Executive Director

AMT/enr

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION
107 West Gaines Street, Suite 224, Tallahassee, Florida 32399-1050
Telephone Number: (850) 922-4539
www.fec.state.fl.us

RECEIVED

2015 JUN -2 P 1:24

CONFIDENTIAL COMPLAINT FORM

The Commission's records and proceedings in a case are confidential until the Commission rules on probable cause. A copy of the complaint will be provided to the person against whom the complaint is brought.

1. PERSON BRINGING COMPLAINT:

Name: David H. Stafford, Supervisor of Elections Work Phone: (850) 595-3900
Address: PO Box 12601 Home Phone: ()
City: Pensacola County: Escambia State: FL Zip Code: 32591

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

A person can be an individual, political committee, committee of continuous existence, political party, electioneering communication organization, club, corporation, partnership, company, association, or any other type of organization. (If you intend to name more than one individual or entity, please file multiple complaints.)

Name of individual or entity: Raymond C. Guillory
Address: 129 Park Drive Phone: (850) 450-3748
City: Pensacola County: Escambia State: FL Zip Code: 32507

If individual is a candidate, list the office or position sought: County Commissioner District 2

Have you filed this complaint with the State Attorney's Office? (check one) [] Yes [X] No

3. ALLEGED VIOLATION(S):

Please list the provisions of The Florida Election Code that you believe the person named above may have violated. The Commission has jurisdiction only to investigation the following provisions: Chapter 104, Chapter 106, and Section 105.071, Florida Statutes. Also, please include:

- ✓ The facts and actions that you believe support the violations you allege,
✓ The names and telephone numbers of persons you believe may be witnesses to the facts,
✓ A copy or picture of the political advertisements you mention in your statement,
✓ A copy of the documents you mention in your statement, and
✓ Other evidence that supports your allegations.

Failure to File Candidate Termination report (TR-P)
[Blank lines for text entry]

Additional materials attached (check one)? Yes No

4. OATH
STATE OF FLORIDA
COUNTY OF Escambia

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

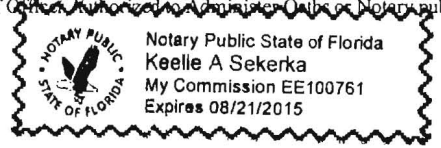
[Handwritten Signature]

Original Signature of Person Bringing Complaint

Sworn to and subscribed before me this 29th day of May, 20 12

[Handwritten Signature: Keele A. Sekerka]

Signature of Officer Authorized to Administer Oaths or Notary Public.



(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally known Or Produced Identification _____

Type of Identification Produced _____

Any person who files a complaint while knowing that the allegations are false or without merit commits a misdemeanor of the first degree, punishable as provided in Sections 775.082 and 775.083, Florida Statutes.



David H. Stafford
Escambia County Supervisor of Elections

Post Office Box 12601
Pensacola, Florida 32591-2601
www.EscambiaVotes.com

Phone: (850) 595-3900
Fax: (850) 595-3914
soe@EscambiaVotes.com

Immediate Attention Requested
Possible Fine for Late Report

COPY

January 26, 2015

Mr. Ray Guillory
2014 County Commissioner Campaign
129 Park Drive
Pensacola, FL 32507

Article #: 71791000164781502315

Dear Mr. Guillory:

This letter is to notify you that Your Termination Report (coded TR-P) was due on or before Monday, November 24, 2014. As of the date on this letter your report has not been received in our office.

Since you signed the Statement of Candidate form stating that you have read and understand Florida Statutes 106, you are aware that you are assessed a fine for each late day of \$50.00 per day for the first three days late and thereafter, \$500.00 per day. However, the fine may not exceed 25% of the total receipts or expenditures, whichever is greater, covered by the late report.

Once we receive your report, we will notify you of the specific amount of your fine. Fines must be paid to the filing officer within 20 days of receipt of the payment due notice.

Please be advised, however, that a willful failure to file a campaign treasurer's report constitutes a violation of Chapter 106, Florida Statutes, independent of the automatic fine violation referenced above. Therefore, if you fail to file a report, such failure will be considered a willful violation of Chapter 106, Florida Statutes, and we will be required to notify the Florida Elections Commission of your failure to file.

Please contact Tami at (850) 595-3908 at your earliest convenience regarding this matter.

Sincerely,

David H. Stafford
Supervisor of Elections

DHS/tm

Tami
David H. Stafford
 SUPERVISOR OF ELECTIONS
 ESCAMBIA COUNTY
 POST OFFICE BOX 12601
 PENSACOLA, FLORIDA 32591-2601
 EscambiaVotes.com

CERTIFIED MAIL™



71791000164781502315
 Electronic Return Receipt Requested

neopost™
 01/26/2015
US POSTAGE

\$05.13⁰⁰



ZIP 32502
 041L11244256

Ray Gullory
 2014 Qualifying Information
 129 Park Drive
 Pensacola, FL 32507

UNCLAIMED

15 MAY 11 9:55AM

NIXIE 322 5E 1009 7205/08/15
 RETURN TO SENDER
 UNCLAIMED
 UNABLE TO FORWARD
 BC: 32591260101 *2187-05650-26-44

1-27-15

3250 7205 11 9 55

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OFFICIAL USE
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Postage	\$0.48
Certified Fee	\$3.30
Return Receipt Fee (Endorsement Required)	\$1.35
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$5.13

Electronic Return Receipt Requested
 PENSACOLA, FL DOWNTOWN STA
 JAN 26 2015
 USPS 32502-9998

Sent To: Ray Gullory
 2014 Qualifying Information
 Street, Apt. No.: 129 Park Drive
 or PO Box No. Pensacola, FL 32507
 City, State, Zip+4

PS Form 3800, January 2013 See Reverse for Instructions

Tami McGowin

From: Tami McGowin
Sent: Tuesday, December 09, 2014 12:04 PM
To: 'raygincajin@yahoo.com'
Subject: RE: Termination Report

Nothing has changed. You should be able to.

Tami McGowin
Supervisor of Elections Staff
(850) 595-3908

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

From: raygincajin@yahoo.com [mailto:raygincajin@yahoo.com]
Sent: Tuesday, December 09, 2014 9:45 AM
To: Tami McGowin
Subject: Re: Termination Report

I tried to login, but I can't.

Sent from my HTC One SV

----- Reply message -----

From: "Tami McGowin" <tami@escambiavotes.com>
To: "ray@raymondguillory.com" <ray@raymondguillory.com>, "raygincajin@yahoo.com" <raygincajin@yahoo.com>
Subject: Termination Report
Date: Tue, Dec 9, 2014 9:11 AM

Mr. Guillory:

As per our discussion on November 19th, your Termination Report was due on 11/24/14. It is now late! Please submit as soon as possible.

Please let me know if you have questions.

Tami McGowin
Supervisor of Elections Staff
(850) 595-3908

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

Keelie Sekerka

From: Keelie Sekerka
Sent: Wednesday, May 13, 2015 1:04 PM
To: 'raygincajin@yahoo.com'
Subject: late report

Importance: High

Mr. Ray Guillory

This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received.

Thank You

Keelie A. Sekerka

Escambia County Supervisor of Elections Office Staff
Administrative Assistant
213 Palafox Place, 2nd Floor
Pensacola FL 32502
Direct - 850.595.3900 ext 4507
Fax - 850.595.3914
Email - keelie_sekerka@escambiavotes.com

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

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Postage	\$	\$0.69
Certified Fee		\$3.30
Return Receipt Fee (Endorsement Required)		\$1.35
Restricted Delivery Fee (Endorsement Required)		\$0.00
Total Postage & Fees	\$	\$5.34



Sent To Ray Guillory
2014 Qualifying Information
Street, Apt. No.; or PO Box No. 129 Park Drive
City, State, Zip+4 Pensacola, FL 32507



Date Produced: 05/25/2015

SOE:

The following is the delivery information for Certified Mail™/RRE item number 9214 8969 0099 9790 1506 1837 06. Our records indicate that this item was delivered on 05/22/2015 at 11:03 a.m. in PENSACOLA, FL 32507. The scanned image of the recipient information is provided below.

Signature of Recipient :

Signature	X	<i>Brandy Guillory</i>
Printed Name		Brandy Guillory

Address of Recipient :

Delivery Address	129 PARK
------------------	----------

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: Ray Guillory 2014 Qualifying I



David H. Stafford
Escambia County Supervisor of Elections

Post Office Box 12601
Pensacola, Florida 32591-2601
www.EscambiaVotes.com

Phone: (850) 595-3900
Fax: (850) 595-3914
soe@EscambiaVotes.com

Final Notice
Deadline: May 27, 2015

May 21, 2015

COPY

Mr. Ray Guillory
2014 County Commissioner Campaign
129 Park Drive
Pensacola, FL 32507

Article #: 92148969009997901506183706

Mr. Guillory:

This letter is to notify you that Your Termination Report (coded TR-P) was due on November 24, 2014. As of the date of this letter your report has not been received in our office.

We have contacted you numerous times regarding the filing of your termination report. If we do not receive your report by May 27, 2015, we will notify the Florida Elections Commission pursuant to F.S. 106.07 (see the enclosed letter, a copy of which was also previously sent to you).

Please contact our office at (850) 595-3900 at your earliest convenience to resolve this matter.

Sincerely,

David H. Stafford
Supervisor of Elections

DHS/ks
Enclosure



David H. Stafford
Escambia County Supervisor of Elections

Post Office Box 12601
Pensacola, Florida 32591-2601
www.EscambiaVotes.com

Phone: (850) 595-3900
Fax: (850) 595-3914
soe@EscambiaVotes.com

Immediate Attention Requested
Possible Fine for Late Report

COPY

January 26, 2015

Mr. Ray Guillory
2014 County Commissioner Campaign
129 Park Drive
Pensacola, FL 32507

Article #: 71791000164781502315

Dear Mr. Guillory:

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Please contact Tami at (850) 595-3908 at your earliest convenience regarding this matter.

Sincerely,

David H. Stafford
Supervisor of Elections

DHS/tm



David H. Stafford
SUPERVISOR OF ELECTIONS
ESCAMBIA COUNTY
POST OFFICE BOX 12601
PENSACOLA, FLORIDA 32591-2601
EscambiaVotes.com

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US POSTAGE

FIRST-CLASS
\$00.48⁰



ZIP 32502
041L11244256

Mr. Ray Guillory
2014 Qualifying Information
129 Park Drive
Pensacola FL 32507

mailed 1st class mail as well + not returned

5-11-75

we received back today in the mail Mr. Guilbrey's certified letter notifying him he is late. Tami said she also sent the letter first class so he had to receive it. I called Mr. Guilbrey he said he spoke to someone, were back in Dec because he first filled the wrong termination report & then he went in & filled the correct report. I explained he is late & we can not ~~report~~ ~~report~~ figure what his fine is until he files the report. He said he was not at home but he would look at it when he get back home. (P)

5-19-75

spoke to Mr. Guilbrey explained we have not received his termination (TR-P) due 11-24-74. He said he has been busy with family. Explained we have to have his report he will have fines due once we receive his report they can be calculated. Mail us if he need help with reporting it. (P)

5-21-75

left a message on voicemail for Mr. Guilbrey to call us. (850) 595-3818 he has until 5/27/75 to file also mailed certified mail Final Notice 10/22/75 and emailed Final notice letter reg. mail. (P)

May 26, 2015



Called Mr. Guillory left a voicemail message regarding his past due report. Explained he needs to submit his TR-P termination report by May 27, 2015. If he does not submit this report we will contact the FL Elections Commission.

May 27, 2015



Called Mr. Guillory left a voicemail in regards to his termination report. Explained this was a final follow up call we will be contacting the FL Elections Commission today since we have had no response from him.

Keelie Sekerka

From: Keelie Sekerka
Sent: Tuesday, May 26, 2015 12:13 PM
To: 'ray@raymondguillory.com'; 'raygincain@yahoo.com'
Subject: LATE REPORT TR-P DUE 11/24/2014

Mr. Ray Guillory

This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received.

If We Do Not Receive Your TR-P Report by May 27, 2015 we will notify the Florida Elections Commission pursuant to F.S. 106.07.

Thank You

Keelie A. Sekerka

Escambia County Supervisor of Elections Office Staff
Administrative Assistant
213 Palafox Place, 2nd Floor
Pensacola FL 32502
Direct - 850.595.3900 ext 4507
Fax - 850.595.3914
Email - keelie_sekerka@escambiovotes.com

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

Keelie Sekerka

From: Keelie Sekerka
Sent: Wednesday, May 27, 2015 10:19 AM
To: 'ray@raymondguillory.com'; 'raygincain@yahoo.com'
Subject: FW: LATE REPORT TR-P DUE 11/24/2014

Mr. Ray Guillory

This email is to notify you that Your Termination Report (coded TR-P) was due on or before Monday November 24, 2014. As of the date of this email your report has not been received.

If We Do Not Receive Your TR-P Report by May 27, 2015 we will notify the Florida Elections Commission pursuant to F.S. 106.07.

Thank You

Keelie A Sekerka

Escambia County Supervisor of Elections Office Staff
Administrative Assistant
213 Palafox Place, 2nd Floor
Pensacola FL 32502
Direct - 850.595.3900 ext 4507
Fax - 850.595.3914
Email - keelie_sekerka@escambiovotes.com

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Keelie Sekerka

From: Mail Delivery Subsystem [MAILER-DAEMON@mx3.co.escambia.fl.us]
To: ray@raymondguillory.com; raygincain@yahoo.com
Sent: Wednesday, May 27, 2015 10:27 AM
Subject: Relayed: LATE REPORT TR-P DUE 11/24/2014

Delivery to these recipients or distribution lists is complete, but delivery notification was not sent by the destination:

ray@raymondguillory.com

raygincain@yahoo.com

Subject: FW: LATE REPORT TR-P DUE 11/24/2014