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STATE OF FLORIDA  
ELECTIONS COMMISSION

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Donna M. Goerner**

**Case No.: FEC 15-035**

**F.O. No.: FOFEC 15-097A**

**Report: 2014 TR**

**FINAL ORDER**

**THIS MATTER** was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting held on May 20, 2015, in Tallahassee, Florida.

**FINDINGS OF FACT**

1. The Commission is charged with enforcing Chapter 106, Florida Statutes, the campaign financing law.
2. Respondent's campaign treasurer's report was not filed with the filing officer on November 24, 2014, the designated due date.
3. The filing officer fined the Respondent \$162.59 for the late filing of the report. Respondent timely appealed claiming that she did not timely file the report because she was awaiting a refund for an expenditure.

**CONCLUSIONS OF LAW**

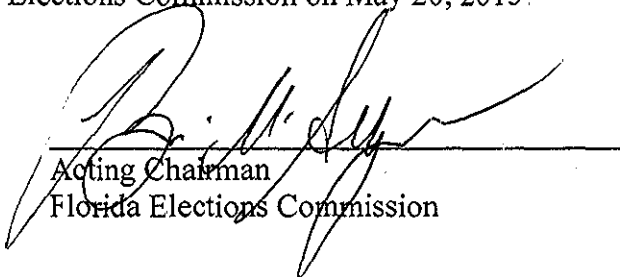
4. The Commission has jurisdiction over the parties to and subject matter of this case, pursuant to Section 106.07, Florida Statutes.
5. Respondent's claim that she did not timely file the report because she was awaiting a refund for an expenditure does not justify the Respondent's failure to timely file the report.

**ORDER**

Based on the foregoing facts and conclusions of law, the Commission finds that the Respondent failed to file the report on November 24, 2014, the designated due date. Therefore, it is

**ORDERED** that the assessed fine of \$162.59 is affirmed. The fine shall be paid to the Division of Elections, 500 S. Bronough Street, Room 316, Tallahassee, FL 32399-0250 within 30 days of the date this Final Order is filed with the Commission.

**DONE AND ORDERED** by the Florida Elections Commission on May 20, 2015.



Acting Chairman  
Florida Elections Commission

Copies furnished to:  
Stephanie J. Cunningham, Assistant General Counsel  
Donna M. Goerner, Respondent  
Division of Elections, Complainant

#### **NOTICE OF RIGHT TO APPEAL**

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

#### **Notice to Filing Officer**

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