

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

FILED
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In Re: Jennifer Thompson

Case No.: FEC 10-268
F.O. No.: FOFEC 11-144W

CONSENT FINAL ORDER

The Respondent, Jennifer Thompson, and the Florida Elections Commission (Commission) agree that this Consent Order resolves all of the issues between the parties in this case. The parties jointly stipulate to the following facts, conclusions of law, and order:

FINDINGS OF FACT

1. On October 5, 2010, a complaint was filed with the Commission alleging that Respondent violated Florida's election laws.
2. The Respondent has expressed a desire to enter into negotiations directed toward reaching a consent agreement.
3. The Respondent and the staff stipulate to the following facts:
 - a. Respondent was a candidate for the Orange County Commission, District 4, in the 2010 election.
 - b. During her campaign, Respondent was required to file periodic reports of all contributions received and all expenditures made by her campaign.
 - c. Respondent certified that her 2010 F1, 2010 F2, 2010 F3, 2010 G1, and 2010 G2 campaign reports were true, correct, and complete when they were not.
 - d. Respondent failed to report a \$32 in-kind contribution from David Mullins and a \$745 in-kind contribution from Insight East Orlando, Inc. that she was required to report.
 - e. Respondent failed to include information on reports required by Chapter 106, Florida Statutes, on two occasions.

CONCLUSIONS OF LAW

4. The Commission has jurisdiction over the parties to and subject matter of this cause, pursuant to Section 106.26, Florida Statutes.

5. Section 106.25(4)(i)3., Florida Statutes, allows the Commission to approve a consent agreement with a Respondent prior to the Commission finding probable cause that a violation of the election laws occurred. The consent agreement has the same force and effect as a consent agreement reached after the Commission finds probable cause.

6. The Commission staff and the Respondent stipulate that the Commission could prove violations of Sections 106.07(5), 106.19(1)(b), and 106.19(1)(c), Florida Statutes, by clear and convincing evidence.

ORDER

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

8. The Respondent shall bear her own attorney fees and costs that are in any way associated with this case.

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

10. The Respondent voluntarily waives the right to any further proceedings under Chapters 104, 106, and 120, Florida Statutes, and the right to appeal the Consent Order.

11. This Consent Order is enforceable under Sections 106.265 and 120.69, Florida Statutes. The Respondent expressly waives any venue privileges and agrees that if enforcement of this Consent Order is necessary, venue shall be in Leon County, Florida, and Respondent shall be responsible for all fees and costs associated with enforcement.

12. If the Commission does not receive the signed Consent Order within 14 days of

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

13. Payment of the civil penalty by cashier's check or attorney trust account check is a condition precedent to the Commission's consideration of the Consent Order.

PENALTY

WHEREFORE, based upon the foregoing facts and conclusions of law, the Commission finds that the Respondent has violated the following provisions of Chapters 106, Florida Statutes, and imposes the following fines:

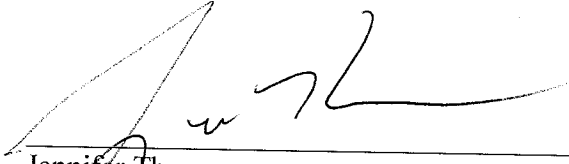
- a. Respondent has violated Section 106.07(5), Florida Statutes, on five occasions. Respondent is fined \$450 for each of the five counts for a total of \$2,250.
- b. Respondent has violated Section 106.19(1)(b), Florida Statutes, on two occasions. Respondent is fined \$600 for each of the two counts for a total of \$1,200.
- c. Respondent has violated Section 106.19(1)(c), Florida Statutes, on two occasions. Respondent is fined \$250 for each of the two counts for a total of \$500.

Therefore it is

ORDERED that the Respondent shall remit to the Commission a civil penalty in the amount of \$3,950, inclusive of fees and costs. The civil penalty shall be paid by cashier's check or attorney's trust account check to the Florida Elections Commission, 107 W. Gaines Street, Collins Building, Suite 224, Tallahassee, Florida, 32399-1050.

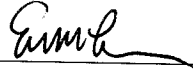
The **Respondent** hereby agrees and consents to the terms of this Order on

July 21, 2011.

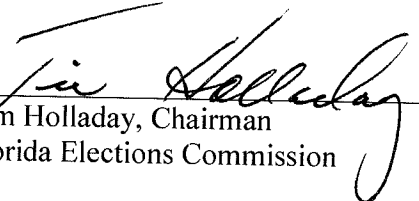

Jennifer Thompson
2627 Guiana Plum Drive
Orlando, Florida 32328

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

July 22, 2011.


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

Approved by the Florida Elections Commission at its regularly scheduled meeting held
on August ~~8~~ 9, 2011, in Tallahassee, Florida.


Tim Holladay, Chairman
Florida Elections Commission

8-18-2011
Date

Copies furnished to:

Eric M. Lipman, General Counsel
Jennifer Thompson, Respondent