

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

FILED

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In Re: Reginald N. Fullwood

Case Number **FEC 11-00310A**  
FOFEC 11-137W  
FLORIDA ELECTIONS COMMISSION

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**ORDER DISMISSING COMPLAINT AND CLOSING CASE**

**THIS MATTER**, having come before the Florida Elections Commission on August 9, 2011, in Tallahassee, Florida, on Respondent's Section 106.25(4)(j) Motion to Dismiss, the Commission having reviewed the motion, heard the presentments of counsel at the hearing, and the Commission being otherwise fully advised in the premises makes the following findings of fact:

1. Respondent was a candidate for the Florida Legislature in the November 2, 2010, elections.
2. On or about February 18, 2011, the Commission received a complaint from Randall R. Smith ("Complainant") alleging that Respondent had violated Section 104.011(1), Florida Statutes.
3. Complainant also filed a complaint with the State Attorney's Office for the Fourth Judicial District, and the Florida Legislature.
4. Upon review, the State Attorney's office declined to proceed further with the complaint.
5. Respondent was elected to the House of Representatives from District 15. However, on election day, he signed an oath in the voter precinct register where he voted affirming that he lived in District 14.
6. The Florida House of Representatives adopted a consent decree resolving the issues involved in its case in which:

a. Respondent admitted that he voted in District 14 on November 2, 2010.

b. The Florida House of Representatives imposed a \$1,220.40 against Respondent and he was publically reprimanded.<sup>1</sup>

9. Respondent has paid the imposed fine.

10. The issue before the Commission has been addressed and resolved previously by the Florida House of Representatives.

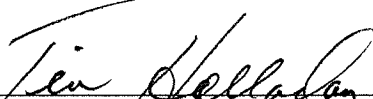
11. Because Respondent admitted his wrongdoing, has been penalized, and has paid his fine, the Commission finds that the public interest would not be served by proceeding further with this matter.

It is thereupon **ORDERED** that:

1. Respondent's Section 106.25(4)(j) Motion to Dismiss is **GRANTED**.

2. The Complaint in this matter is **DISMISSED** and the Clerk of the Florida Elections Commission shall close the case.

**DONE AND ORDERED** by the Florida Elections Commission on August 13<sup>th</sup>, 2011.

  
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Tim Holladay, Chairman  
Florida Elections Commission

Copies furnished to:

Mark Herron, Attorney for Respondent  
Eric M. Lipman, General Counsel

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<sup>1</sup> The amount of the fine was equal to Respondent's legislative salary for the 15 days between the date of the election and the date that he became an elector of District 15.