

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: BAC PAC, Respondent
_____ /

**Case No.: FEC 11-215
F.O. No.: FOFEC 11-166A
Report: 2010 G4**

RECEIVED
STATE OF FLORIDA
ELECTIONS COMMISSION
NOV 25 2011
TALLAHASSEE, FLORIDA

FINAL ORDER

THIS CAUSE came on to be heard by the Florida Elections Commission at its regularly scheduled meeting held on November 15, 2011, in Tallahassee, Florida.

FINDINGS OF FACT

1. The Commission is charged with enforcing Chapter 106, Florida Statutes, the campaign financing law.
2. The Respondent's campaign treasurer's report was not filed with the filing officer on October 29, 2010, the designated due date.
3. The filing officer fined the Respondent \$1,500 for the late filing of the report. The Respondent timely appealed, claiming that her report was timely filed and that the envelope that contained the report did not receive a cancellation mark at the post office from which she mailed it.

CONCLUSIONS OF LAW

4. The Commission has jurisdiction over the parties to and subject matter of this case, pursuant to Section 106.04, 106.07, or 106.29, Florida Statutes.
5. The Respondent's claim of unusual circumstances, as defined in Rule 2B-1.0055, Florida Administrative Code, justifies Respondent's failure to timely file the report.

ORDER

Based on the foregoing facts and conclusions of law, the Commission finds that the Respondent's unusual circumstances justify Respondent's failure to file the report on the

designated due date. Therefore, it is

ORDERED that the assessed fine is waived in full.

DONE AND ORDERED by the Florida Elections Commission on

11-30, 2011.



Tim Holladay, Chairman
Florida Elections Commission

Copies furnished to:

Eric M. Lipman, General Counsel
BAC PAC, Respondent
City of Lake Worth, Office of the City Clerk, Filing Officer