

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

FILED

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Florida Elections Commission,
Petitioner,

STATE OF FLORIDA
ELECTIONS COMMISSION

v.

Agency Case No.: FEC 09-227

F.O. No.: FOFEC: 11-099W

John A. Mandujano,
Respondent.

_____ /

FINAL ORDER IMPOSING FINE

THIS CAUSE came on to be heard before the Florida Elections Commission at its meeting held on May 10, 2011, in Tallahassee, Florida.

The Commission reviewed the staff's Motion for Consideration and Imposition of Fine. The Commission also heard the arguments of counsel and carefully reviewed all pleadings and documents submitted to it by the parties. Therefore, it is

ORDERED that the Respondent is fined \$1,000.

DONE AND ORDERED by the Florida Elections Commission on May 18th, 2011.



Jose Luis Rodriguez
Vice-Chair / Acting Chair
Florida Elections Commission

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 of this order is filed with the Commission.** The date this order was filed appears in the upper right-hand corner of the first page of the order.

Copies furnished to:

Joshua B. Moye, Assistant General Counsel

John A. Mandujano, Respondent

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

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STATE OF FLORIDA
ELECTIONS COMMISSION

FLORIDA ELECTIONS COMMISSION,)
)
 Petitioner,)
)
 vs.) Case No. 10-5920
)
 JOHN A. MANDUJANO,)
)
 Respondent.)
 _____)

SUMMARY FINAL ORDER

This case came on for consideration, without hearing, on November 17, 2010, on Petitioner, Florida Election Commission's, Motion for Summary Final Order filed on September 15, 2010.

On August 6, 2010, Petitioner filed Petitioner's First Request for Admissions, which outlined a prima facie case establishing a violation of Subsection 106.141(1), Florida Statutes. Respondent, John A. Mandujano, was appropriately advised that if he failed to admit or deny the statements in the First Request for Admissions within 30 days, they would be deemed admitted.

On September 16, 2010, the undersigned entered an Order to Show Cause advising Respondent that his failure to respond to Petitioner's First Request for Admissions would result in the undersigned accepting the facts deemed admitted and result in the entry of the requested summary final order. Respondent was given additional time to respond to Petitioner's First Request for Admissions. Respondent did not respond to the Order to Show Cause.

Based on the foregoing and being otherwise fully advised in the premises, it is

ORDERED as follows:

1. Petitioner's Motion for Summary Final Order is granted. Respondent has violated Subsection 106.141(1), Florida Statutes.

2. Respondent is fined \$1,000.00 for his violation of Florida law.

DONE AND ORDERED this 17th day of November, 2010, in Tallahassee, Leon County, Florida.



JEFF B. CLARK
Administrative Law Judge
Division of Administrative Hearings
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Tallahassee, Florida 32399-3060
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Filed with the Clerk of the
Division of Administrative Hearings
this 17th day of November, 2010.

COPIES FURNISHED:

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