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STATE OF FLORIDA  
ELECTIONS COMMISSION

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FLORIDA ELECTIONS COMMISSION

In Re: Michael Radzik

Case No.: FEC 14-338

F.O. No.: FOFE 15-037W

CONSENT ORDER

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

**FINDINGS OF FACT**

1. Respondent was a candidate for Mayor of Groveland.
2. On October 2, 2014, the Commission received a sworn complaint alleging that

Respondent violated the following section(s) of The Florida Election Code on one occasion:

**Section 106.143(6), Florida Statutes:** Michael Radzik, 2014 candidate for Mayor of Groveland, improperly failed to use the word "for" between his name and the office for which he was running, in one or more political advertisements, as alleged in the complaint. Respondent is not incumbent.

3. No other legally sufficient violation of Chapter 104 or 106, Florida Statutes, was alleged in the complaint.

4. Respondent against whom the complaint was filed has not been notified of an allegation of the same violation before the conduct about which the complaint was filed.

5. If the alleged violation occurred less than 14 days before the election in which the Respondent is participating, the complainant did not allege that the political advertisement was

either deceptive or influenced the outcome of the election.

6. Respondent used his name in the political advertisement.

### CONCLUSIONS OF LAW

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

8. The Commission considers the allegation(s) contained in the complaint a minor violation, pursuant to Rule 2B-1.003, Florida Administrative Code.

9. Respondent neither admits nor denies that he violated Section 106.143(6), Florida Statutes, on one occasion.

### ORDER

10. Respondent and the staff of the Commission have entered into this Consent Order voluntarily and upon advice of counsel.

11. Respondent shall bear his own attorney fees and costs that are in anyway associated with this case.

12. Respondent understands that before the Consent Order is final agency action, it must be approved by the Commission. The Commission will consider the Consent Order at its next available meeting.

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

14. Respondent will carefully review Chapter 106, Florida Statutes, and avoid any future violation of the chapter.

15. Respondent agrees to correct immediately, if feasible, the violations alleged in the complaint.

16 If the Commission does not receive the signed Consent Order and payment by the close of business on January 9, 2014, the staff withdraws this offer of settlement and will proceed with an investigation of the allegations in the complaint.

17 Respondent shall remit to the Commission a civil penalty in the amount of \$100. The civil penalty shall be paid by money order, cashier's check, or attorney trust account check and be valid for 120 days from the date of its issuance. The civil penalty shall be made payable to the Florida Elections Commission and sent to 107 West Gaines Street, Collins Building, Suite 224, Tallahassee, Florida 32399-1050, as a condition precedent to the Commission's execution of this Consent Order.

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

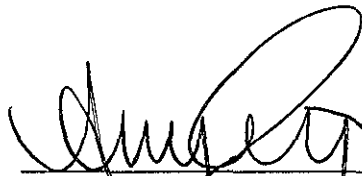
JANUARY 9<sup>th</sup>, 2015



Michael Radzik  
1077 Bluegrass Drive  
Groveland, FL 34736

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

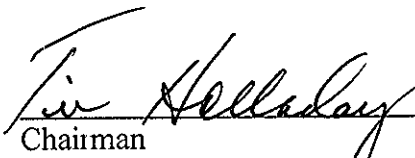
JANUARY 21, 2015



Amy McKeever Toman, Executive Director  
Florida Elections Commission  
107 West Gaines Street  
Collins Building, Suite 224  
Tallahassee, FL 32399-1050

Approved by the Florida Elections Commission at its regularly scheduled meeting on

Feb. 24-25, 2015

  
\_\_\_\_\_  
Chairman  
Florida Elections Commission

Copies furnished to:

Amy McKeever Toman, Executive Director

Michael Radzik, Respondent

George Rosario, Complainant

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Office AU # 1210(8)

CASHIER'S CHECK

6617000834

Remitter: MICHAEL E RADZIK  
Operator I.D: u159590

January 12, 2015

PAY TO THE ORDER OF \*\*\*FLORIDA ELECTIONS COMMISSION\*\*\*

\*\*\*One hundred dollars and no cents\*\*\*

\*\*\$100.00\*\*

Payee Address:  
Memo:

WELLS FARGO BANK, N.A.  
20 N ORANGE AVE  
ORLANDO, FL 32801  
FOR INQUIRIES CALL (480) 394-3122

VOID IF OVER US \$ 100.00

*Richard Levy*  
CONTROLLER

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