

**FILED**

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STATE OF FLORIDA  
ELECTIONS COMMISSION

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,  
Petitioner,**

v.

**Florida Society of Health-System  
Pharmacists' Political Action Committee,  
Respondent.**

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**Agency Case No.: FEC 14-147  
F.O. No.: FOPEC 15-043W**

**FINAL ORDER**

**THIS MATTER** was heard at an informal hearing held before the Florida Elections Commission ("Commission") on February 25, 2015.

**APPEARANCES**

For Commission	Eric M Lipman General Counsel 107 West Gaines Street Collins Building, Suite 224 Tallahassee, FL 32399
For Respondent	No Appearance

**STATEMENT OF THE ISSUE**

Whether Respondent violated Section 106.19(1)(c), Florida Statutes, as alleged in the Commission's Order of Probable Cause.

**PRELIMINARY STATEMENT**

On June 9, 2014, the Commission received a sworn complaint alleging violations of Florida's election laws. Staff of the Commission conducted an investigation to determine

whether the facts alleged in the complaint constituted probable cause to believe that Respondent violated the Florida Election Code.

On September 15, 2014, staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. On October 28, 2014, the Commission entered an Order of Probable Cause finding that there was probable cause to charge Respondent with the following violations:

**Count 1:**

On or about March 10, 2014, Respondent violated Section 106.19(1)(c), Florida Statutes, when its treasurer, Pamela White, deliberately failed to include information required to be reported by Chapter 106, Florida Statutes, when she failed to file Respondent's 2014 M2 Report; and

**Count 2:**

On or about April 10, 2014, Respondent violated Section 106.19(1)(c), Florida Statutes, when its treasurer, Pamela White, deliberately failed to include information required to be reported by Chapter 106, Florida Statutes, when she failed to file Respondent's 2014 M3 Report.

Respondent did not timely elect to have a formal administrative hearing before an administrative law judge from the Division of Administrative Hearings and, therefore, the matter was set for an informal hearing before the Commission. At the informal hearing, the Commission adopted the undisputed facts set forth in the Staff's Recommendation as its findings of fact.

**FINDINGS OF FACT**

1. Respondent is a political committee ("Committee") registered with the Division of Elections. Respondent's chairman was Deborah Brown and its treasurer was Pamela White.
2. Respondent's 2014 M2 Report was due on March 10, 2014, however, Respondent

failed to file its 2012 M2 Report.

3 Respondent's 2014 M3 Report was due on April 10, 2014, however, Respondent failed to file its 2014 M3 Report.

4 Respondent's actions in this case were not willful.

#### CONCLUSIONS OF LAW

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

6 Respondent did not violate Section 106 19(1)(c), Florida Statutes, as alleged in the Commission's November 21, 2014 Order of Probable Cause

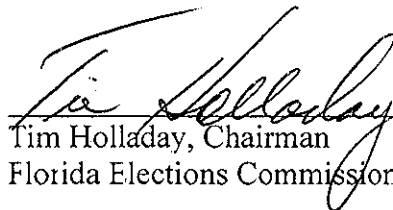
#### ORDER

The Commission finds that Respondent did not violate Section 106 19(1)(c), Florida Statutes

Therefore

The case is **DISMISSED**.

**DONE AND ORDERED** by the Florida Elections Commission on February 25, 2015

  
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Tim Holladay, Chairman  
Florida Elections Commission

Copies furnished to:  
Eric M. Lipman, General Counsel  
Mark Herron, Attorney for Respondent  
Division of Elections, Complainant

### 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 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.