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STATE OF FLORIDA  
ELECTIONS COMMISSION

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Fact Check Florida, Appellant**

**Case No.: FEC 14-015**

**F.O. No.: FOFEC 14-001A**

**Report: 2013 Q3**

**DEFAULT FINAL ORDER**

**THIS MATTER** was referred to the Florida Elections Commission (Commission) by the filing officer for failure of the Appellant to pay the assessed fine.

**FINDINGS OF FACT**

1. The Commission is charged with enforcing Chapter 106, Florida Statutes, the campaign financing laws.

2. Appellant is a statewide electioneering communications organization. Appellant's 2013 Q3 campaign treasurer's report was not filed with the filing officer on October 10, 2013, the designated due date.

3. On December 17, 2013, the filing officer sent a final notice to the Appellant by delivery confirmation advising them that the amount of the fine was \$650. The notice also advised Appellant, as required by Sections 106.07(8)(b), 106.0703(7)(c), and 106.29(3)(b), Florida Statutes, that they must either pay the fine or appeal to the Florida Elections Commission within 20 days after receipt of the notice of payment due.

4. Appellant has failed to pay the assessed fine or to appeal to the Commission.

**CONCLUSIONS OF LAW**

5. The Commission has jurisdiction over the parties to and subject matter of this case, pursuant to Sections 106.07, 106.0703, and or 106.29, Florida Statutes.

6. The Appellant's failure to timely file a notice appealing the assessed fine constitutes a waiver of entitlement to an appeal, pursuant to Rule 2B-1.005(2), Florida Administrative Code.

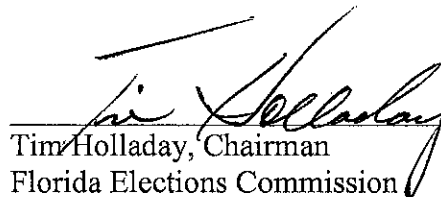
**ORDER**

Based on the foregoing facts and conclusions of law, it is hereby

**ORDERED** that the assessed fine of \$650 is affirmed. The fine shall be paid to the Division of Elections within 30 days of the date this Default Final Order is received by the Appellant.

**DONE AND ORDERED** by the Florida Elections Commission on

\_\_\_\_\_ 1-30 \_\_\_\_\_, 2014.

  
\_\_\_\_\_  
Tim Holladay, Chairman  
Florida Elections Commission

Copies furnished to:  
David Grossman, Assistant General Counsel  
Fact Check Florida, Appellant (certified mail)  
Division of Elections, Filing Officer

**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.

**Notice to Filing Officer**

The Clerk of the Florida Elections Commission will send a copy of this order to Appellant by certified mail. The Final Order directs the Appellant to pay the Filing Officer. If the Filing Officer is not paid within 30 days of the date of service of the Final Order, the Filing Officer can file an enforcement action in circuit court to enforce the fine that is due and owing to the county or municipality. **Please contact the Commission for proof that the Final Order has been served, which staff will retain in the case file.** If the Commission Clerk cannot serve the Final Order by certified mail, the Clerk will notify the filing officer.