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STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

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ELECTIONS COMMISSION

In Re: Riviera Beach Citizen's Task
Force

Case No.: FEC 10-334 & 10-335
F.O. No.: FOFEC 11-141W

CONSENT FINAL ORDER

The Respondent, Riviera Beach Citizen's Task Force, and the Florida Elections Commission (Commission) agree that this Consent Order resolves all of the issues between the parties in these cases. The parties jointly stipulate to the following facts, conclusions of law, and order:

FINDINGS OF FACT

1. On November 8, 2010, two complaints were filed with the Commission alleging that Respondent violated Chapter 106, Florida Statutes..
2. The Respondent expressed a desire to enter into negotiations directed toward reaching a consent agreement.
3. The Respondent and the staff stipulate to the following facts:
 - a. The Respondent is a political committee (Committee) registered with the City of Riviera Beach. Ms. Emma Bates is the committee's chair.
 - b. The Committee circulated political advertisements prior to the November 2, 2010, election regarding the Riviera Beach City Marina that failed to contain the required political disclaimer.

CONCLUSIONS OF LAW

4. The Commission has jurisdiction over the parties to and subject matter of this cause, pursuant to Section 106.26, Florida Statutes.
5. Section 106.25(4)(i)3., Florida Statutes, allows the Commission to approve a

consent agreement with a Respondent prior to the Commission finding probable cause that a violation of the election laws occurred. The consent agreement has the same force and effect as a consent agreement reached after the Commission finds probable cause.

6. The Commission staff and the Respondent stipulate that all elements of the offense(s) staff recommends charging in the Staff Recommendation can be proven by clear and convincing evidence.

ORDER

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

8. The Respondent shall bear its own attorney fees and costs that are in any way associated with this case.

9. The Commission will consider the Consent Order at its next available meeting.

10. The Respondent voluntarily waives the right to any further proceedings under Chapters 104, 106, and 120, Florida Statutes, and the right to appeal the Consent Order.

11. This Consent Order is enforceable under Sections 106.265 and 120.69, Florida Statutes. The Respondent expressly waives any venue privileges and agrees that if enforcement of this Consent Order is necessary, venue shall be in Leon County, Florida, and Respondent shall be responsible for all fees and costs associated with enforcement.

12. If the Commission does not receive the signed Consent Order by April 25, 2011, the staff withdraws this offer of settlement and will proceed with the case.

13. Payment of the civil penalty is a condition precedent to the Commission's consideration of the Consent Order.

PENALTY

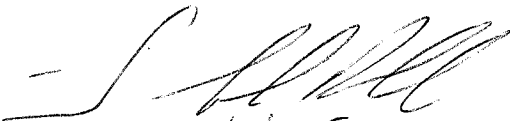
WHEREFORE, based upon the foregoing facts and conclusions of law, the Commission finds that the Respondent has violated Section 106.143(1)(a), Florida Statutes, for circulating political advertisements without the proper disclaimer. Respondent is fined \$300 for the violations.

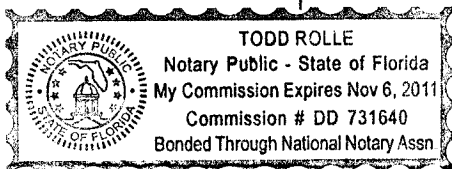
Therefore it is

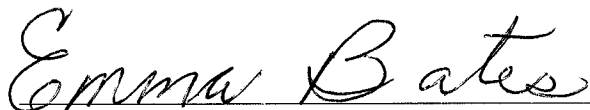
ORDERED that the Respondent shall remit to the Commission a civil penalty in the amount of \$300, inclusive of fees and costs. The civil penalty shall be paid by cashier's check or money order to the Florida Elections Commission, 107 W. Gaines Street, Collins Building, Suite 224, Tallahassee, Florida, 32399-1050

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

_____, 2011.


Notary

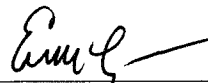




Riviera Beach Citizen's Task Force
1218 West 26th Street
Riviera Beach, Florida 33404

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


June 14 2011, 2011.



Eric M. Lipman
General Counsel
Florida Elections Commission
107 W. Gaines Streets
Collins Building, Suite 224

Tallahassee, FL 32399-1050

Approved by the Florida Elections Commission at its regularly scheduled meeting held on August 9, 2011, in Tallahassee, Florida.



Tim Holladay, Chairman
Florida Elections Commission



Date

Copies furnished to:

Eric Lipman, General Counsel
Riviera Beach Citizens Task Force, Respondent