

Done 11/1/93

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

IN RE: Daniel Azemar
Candidate for State
Representative, District 109

CASE NO.: F-93-097W
F.O. NO.: DOSFEC 93-353A
REPORT DUE DATE: 2/1/93

FINAL ORDER

THIS CAUSE came on to be heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting held on September 29, 1993, in Orlando, Florida.

FINDINGS OF FACT

1. The Commission is charged with enforcing Chapter 106, Florida Statutes, the campaign financing law.
2. The Respondent's campaign treasurer's report was not timely filed.
3. The filing officer fined the Respondent for the late filing of the report which Respondent timely appealed, claiming unusual circumstances.

CONCLUSIONS OF LAW


1. The Florida Elections Commission has jurisdiction over the parties to and subject matter of this case, pursuant to Section 106.04 or 106.07, Florida Statutes.
2. The Respondent's claim of unusual circumstances, as defined in Rule 1D-1.005, Florida Administrative Code, justifies the Respondent's failure to timely file.

ORDER

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

ORDERED that the assessed fine is waived in full.

DONE AND ORDERED this 11th day of October, 1993.



Donald W. Rhodes, Chairman
Florida Elections Commission
Room 1802, The Capitol
Tallahassee, Florida 32399-0250

NOTICE OF RIGHT TO APPEAL

Pursuant to Section 120.59, Florida Statutes, the Respondent is hereby notified that an appeal may be taken from this Final Order by filing a Notice of Appeal both with the Clerk of the Florida Elections Commission and the Clerk of the District Court of Appeals accompanied by the appropriate filing fees, within thirty (30) days of the date of this Final Order.

Copies furnished to:

Daniel Azemar
Richard R. Whidden, Jr.
Assistant General Counsel
Filing Officer