

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Jeffrey Garcia**

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**Case No.: FEC 23-038**

**TO:** Jeffrey Garcia  
4710 Southwest 67th Avenue, #H7  
Miami, FL 33155

Division of Elections  
500 S. Bronough Street  
RA Gray Building, Room 316  
Tallahassee, FL 32399

**NOTICE OF HEARING (INFORMAL HEARINGS (IH))**

A hearing will be held in this case before the Florida Elections Commission on, **August 19, 2025 at 9:00 a.m., or as soon thereafter as the parties can be heard**, at the following location: **Virtual Meeting via Webinar link: <https://register.gotowebinar.com/register/3863768971242962781> and Webinar ID 748-293-987.**

Failure to appear in accordance with this notice will constitute a waiver of your right to participate in the hearing. Continuances will be granted only upon a showing of good cause.

This hearing will be conducted pursuant to Section 106.25, Florida Statutes, which governs your participation as follows:

**If you are the Respondent**, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission. However, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless you request to be heard or the Commission requests that your case be considered separately on the day of the hearing, your case will *not* be individually heard.

**If you are the Complainant**, you may attend the hearing, but you will *not* be permitted to address the Commission. In addition, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless the Respondent requests to be heard or the Commission requests that the case be considered separately on the day of the hearing, the case will *not* be individually heard.

**If you are an Appellant**, and you have requested a hearing, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission.

Please be advised that both confidential and public cases are scheduled to be heard by the Florida Elections Commission on this date. As an Appellant, Respondent or Complainant in one case, you will *not* be permitted to attend the hearings on other confidential cases.

The Commission will electronically record the meeting. Although the Commission's recording is considered the official record of the hearing, the Respondent may provide, at his own expense, a certified court reporter to also record the hearing.

If you require an accommodation due to a disability, contact Donna Ann Malphurs at (850) 922-4539 or by mail at 107 West Gaines Street, The Collins Building, Suite 224, Tallahassee, Florida 32399, at least 5 days before the hearing.

**See further instructions on the reverse side.**

**Tim Vaccaro**  
Executive Director  
Florida Elections Commission  
July 28, 2025

Please refer to the information below for further instructions related to your particular hearing:

If this is a hearing to consider **an appeal from an automatic fine**, the Filing Officer has imposed a fine on you for your failure to file a campaign treasurer's report on the designated due date and, by filing an appeal, you have asked the Commission to consider either (1) that the report was in fact timely filed; or (2) that there were unusual circumstances that excused the failure to file the report timely. You are required to prove your case. If the Commission finds that the report was filed timely or that there were unusual circumstances that excused the failure, it may waive the fine, in whole or in part. The Commission may reduce a fine after considering the factors in Section 106.265, Florida Statutes. If the Commission finds that the report was not timely filed and there were no unusual circumstances, the fine will be upheld.

If this is a hearing to consider a **consent order before a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed and become public. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the case will remain confidential, unless confidentiality has been waived.

If this is a hearing to consider a **consent order after a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the Respondent will be entitled to another hearing to determine if the Respondent committed the violation(s) alleged.

If this is a **probable cause hearing**, the Commission will decide if there is probable cause to believe that the Respondent committed a violation of Florida's election laws. Respondent should be prepared to explain how the staff in its recommendation incorrectly applied the law to the facts of the case. *Respondent may not testify, call others to testify, or introduce any documentary or other evidence at the probable cause hearing.* The Commission will only decide whether Respondent should be *charged* with a violation and, before the Commission determines whether a violation has occurred or a fine should be imposed, Respondent will have an opportunity for another hearing at which evidence may be introduced.

If this is an **informal hearing**, it will be conducted pursuant Sections 120.569 and 120.57(2), Florida Statutes; Chapter 28 and Commission Rule 2B-1.004, Florida Administrative Code. At the hearing, the Commission will decide whether the Respondent committed the violation(s) charged in the Order of Probable Cause. The Respondent will be permitted to testify. However, the Respondent may not call witnesses to testify.

Respondent may argue why the established facts in the Staff Recommendation do not support the violations charged in the Order of Probable Cause. At Respondent's request, the Commission may determine whether Respondent's actions in the case were willful. The Respondent may also address the appropriateness of the recommended fine. If Respondent claims that his limited resources make him unable to pay the statutory fine, *he must provide the Commission with written proof of his financial resources* at the hearing. A financial affidavit form is available from the Commission Clerk.

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Jeffrey Garcia**

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**Case No.: FEC 23-038**

**TO:** Jeffrey Garcia  
4710 Southwest 67th Avenue, #H7  
Miami, FL 33155

Division of Elections  
500 S. Bronough Street, Room 316  
Tallahassee, FL 32399

**NOTICE OF CANCELLATION OF HEARING (INFORMAL HEARING)**

You are hereby notified that the previously scheduled hearing for February 26 and 27, 2025, is cancelled. It is anticipated that your case will be heard at the next regularly scheduled meeting, on a date to be determined. A Notice of Hearing will be mailed approximately 14 days prior to the new hearing date.

**Tim Vaccaro**

Executive Director  
Florida Elections Commission  
February 24, 2025

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Jeffrey Garcia**

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**Case No.: FEC 23-038**

**TO:** Jeffrey Garcia  
4710 Southwest 67th Avenue, #H7  
Miami, FL 33155

Division of Elections  
500 S. Bronough Street, Room 316  
Tallahassee, FL 32399

**NOTICE OF HEARING (INFORMAL HEARING)**

A hearing will be held in this case before the Florida Elections Commission on, **February 26, 2025 at 9:00 a.m., or as soon thereafter as the parties can be heard**, at the following location: **412 Knott Building, Pat Thomas Committee Room, 404 South Monroe Street, Tallahassee, Florida 32399**. Due to heightened security access requirements, please bring only essential items into the building and plan to arrive early to allow for delays coming through security.

Failure to appear in accordance with this notice will constitute a waiver of your right to participate in the hearing. Continuances will be granted only upon a showing of good cause.

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**If you are the Respondent**, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission. However, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless you request to be heard or the Commission requests that your case be considered separately on the day of the hearing, your case will *not* be individually heard.

**If you are the Complainant**, you may attend the hearing, but you will *not* be permitted to address the Commission. In addition, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless the Respondent requests to be heard or the Commission requests that the case be considered separately on the day of the hearing, the case will *not* be individually heard.

**If you are an Appellant**, and you have requested a hearing, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission.

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If you require an accommodation due to a disability, contact Donna Ann Malphurs at (850) 922-4539 or by mail at 107 West Gaines Street, The Collins Building, Suite 224, Tallahassee, Florida 32399, at least 5 days before the hearing.

**See further instructions on the reverse side.**

**Tim Vaccaro**

Executive Director  
Florida Elections Commission  
February 5, 2025



Please refer to the information below for further instructions related to your particular hearing:

If this is a hearing to consider **an appeal from an automatic fine**, the Filing Officer has imposed a fine on you for your failure to file a campaign treasurer's report on the designated due date and, by filing an appeal, you have asked the Commission to consider either (1) that the report was in fact timely filed; or (2) that there were unusual circumstances that excused the failure to file the report timely. You are required to prove your case. If the Commission finds that the report was filed timely or that there were unusual circumstances that excused the failure, it may waive the fine, in whole or in part. The Commission may reduce a fine after considering the factors in Section 106.265, Florida Statutes. If the Commission finds that the report was not timely filed and there were no unusual circumstances, the fine will be upheld.

If this is a hearing to consider a **consent order before a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed and become public. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the case will remain confidential, unless confidentiality has been waived.

If this is a hearing to consider a **consent order after a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the Respondent will be entitled to another hearing to determine if the Respondent committed the violation(s) alleged.

If this is a **probable cause hearing**, the Commission will decide if there is probable cause to believe that the Respondent committed a violation of Florida's election laws. Respondent should be prepared to explain how the staff in its recommendation incorrectly applied the law to the facts of the case. *Respondent may not testify, call others to testify, or introduce any documentary or other evidence at the probable cause hearing.* The Commission will only decide whether Respondent should be *charged* with a violation and, before the Commission determines whether a violation has occurred or a fine should be imposed, Respondent will have an opportunity for another hearing at which evidence may be introduced.

If this is an **informal hearing**, it will be conducted pursuant Sections 120.569 and 120.57(2), Florida Statutes; Chapter 28 and Commission Rule 2B-1.004, Florida Administrative Code. At the hearing, the Commission will decide whether the Respondent committed the violation(s) charged in the Order of Probable Cause. The Respondent will be permitted to testify. However, the Respondent may not call witnesses to testify.

Respondent may argue why the established facts in the Staff Recommendation do not support the violations charged in the Order of Probable Cause. At Respondent's request, the Commission may determine whether Respondent's actions in the case were willful. The Respondent may also address the appropriateness of the recommended fine. If Respondent claims that his limited resources make him unable to pay the statutory fine, *he must provide the Commission with written proof of his financial resources* at the hearing. A financial affidavit form is available from the Commission Clerk.

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,  
Petitioner,**

**Case No.: FEC 23-038**

**v.**

**Jeffrey Garcia,  
Respondent.**

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**ORDER OF PROBABLE CAUSE**

**THIS MATTER** was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on August 14, 2024, in Tallahassee, Florida.

On April 22, 2024, Staff recommended to the Commission that there was probable cause to believe that the Florida Election Code was violated. The facts articulated in Staff's Recommendation are adopted by reference and incorporated herein. Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements (if any) made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violation(s):

**Count 1:**

On or about September 16, 2022, Jeffrey Garcia violated Section 106.0703(6), Florida Statutes, when he failed to file a written report with the filing officer by the prescribed reporting date that no reportable contributions or expenditures were made by Better Tomorrow during the 2022 G2 reporting period.

**Count 2:**

On or about September 23, 2022, Jeffrey Garcia violated Section 106.0703(6), Florida Statutes, when he failed to file a written report with the filing officer by the prescribed reporting date that no reportable contributions or expenditures were made by Better Tomorrow during the 2022 G2A reporting period.

The Commission finds that there is **no probable cause** to charge Respondent with violating Section 106.19(1)(c), Florida Statutes.

**DONE AND ORDERED** by the Florida Elections Commission on August 14, 2024.



Tim Vaccaro, J.D., Executive Director  
For Chad Mizelle, Chairman  
Florida Elections Commission

Copies furnished to:  
Stephanie J. Cunningham, General Counsel  
Jeffrey Garcia, Respondent  
Division of Elections, Complainant

### NOTICE OF RIGHT TO A HEARING

As the Respondent, you may elect to resolve this case in several ways. First, you may elect to resolve this case by consent order where you and Commission staff agree to resolve the violation(s) and agree to the amount of the fine. The consent order is then presented to the Commission for its approval. To discuss a consent order, contact the FEC attorney identified in the Order of Probable Cause.

Second, you may request an informal hearing held before the Commission, if you do not dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to make written or oral arguments to the Commission concerning the legal issues related to the violation(s) and the potential fine. At the request of Respondent, the Commission will consider and determine willfulness at an informal hearing. Otherwise, live witness testimony is unnecessary.

Third, you may request a formal hearing held before an administrative law judge in the Division of Administrative Hearings (DOAH), if you dispute any material fact in the Staff Recommendation. You have 30 days from the date the Order of Probable Cause is filed with the Commission to request such a hearing. The date this order was filed appears in the upper right-hand corner of the first page of the order. At the hearing, you will have the right to present evidence relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

If you do not elect to resolve the case by consent order or request a formal hearing at the DOAH

or an informal hearing before the Commission within 30 days of the date this Order of Probable Cause is filed with the Commission, the case will be sent to the Commission for a formal or informal hearing, depending on whether the facts are in dispute. The date this order was filed appears in the upper right-hand corner of the first page of the order.

To request a hearing, please send a written request to the Commission Clerk, Donna Ann Malphurs. The address of the Commission Clerk is 107 W. Gaines Street, Collins Building, Suite 224, Tallahassee, Florida 32399-1050. The telephone number is (850) 922-4539. The Clerk will provide you with a copy of Chapter 28-106, *Florida Administrative Code*, and other applicable rules upon request. No mediation is available.

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Jeffrey Garcia**

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**Case No.: FEC 23-038**

**TO:** Jeffrey Garcia  
4710 Southwest 67th Avenue, #H7  
Miami, FL 33155

Division of Elections  
500 S. Bronough Street, Room 316  
Tallahassee, FL 32399

**NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION (PCD))**

A hearing will be held in this case before the Florida Elections Commission on, **August 14, 2024 at 9:00 a.m., or as soon thereafter as the parties can be heard**, at the following location: **412 Knott Building, Pat Thomas Committee Room, 404 South Monroe Street, Tallahassee, Florida 32399**. Due to heightened security access requirements, please bring only essential items into the building and plan to arrive early to allow for delays coming through security.

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**See further instructions on the reverse side.**

**Tim Vaccaro**

Executive Director  
Florida Elections Commission  
July 23, 2024

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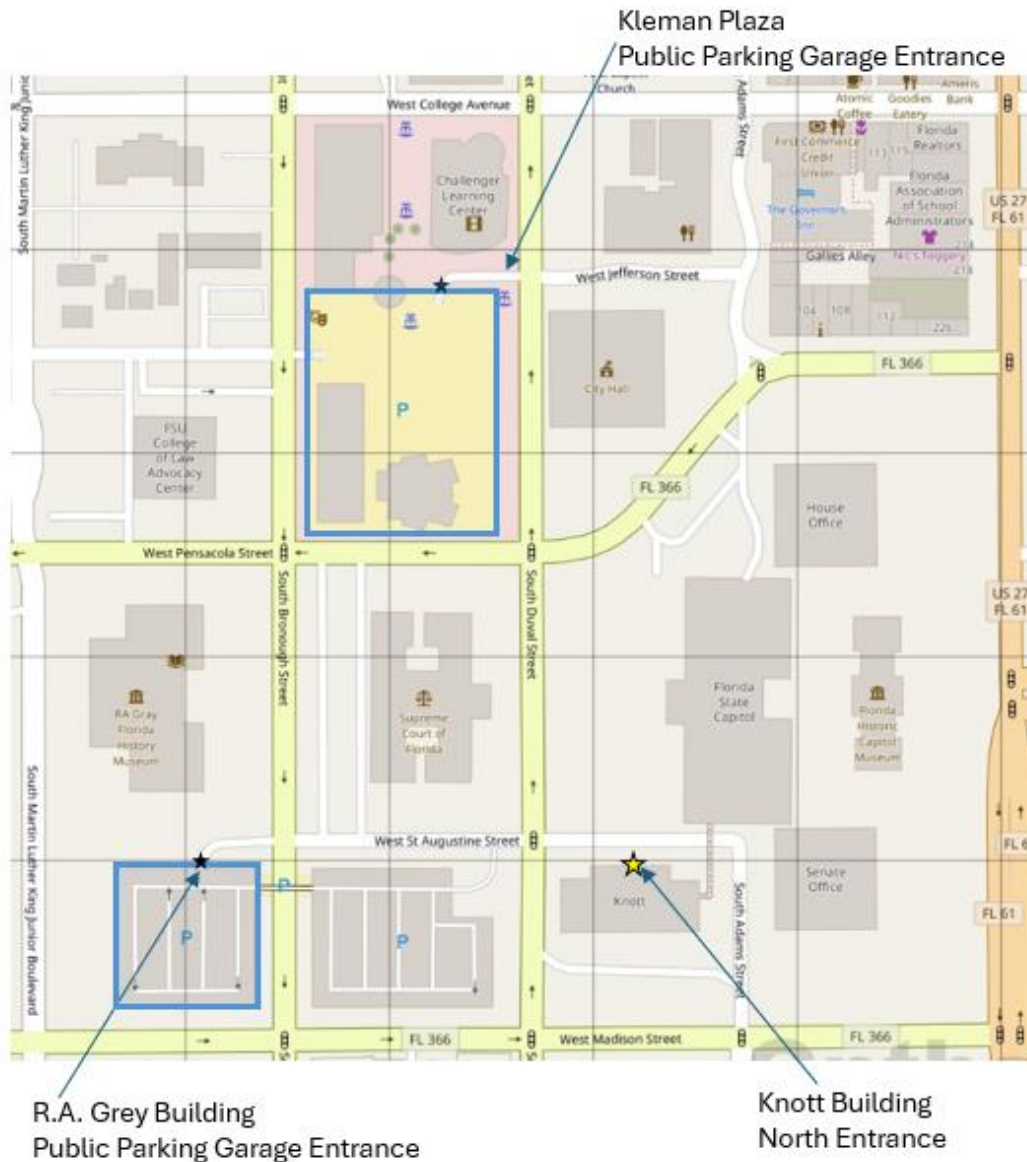
If this is an **informal hearing**, it will be conducted pursuant Sections 120.569 and 120.57(2), Florida Statutes; Chapter 28 and Commission Rule 2B-1.004, Florida Administrative Code. At the hearing, the Commission will decide whether the Respondent committed the violation(s) charged in the Order of Probable Cause. The Respondent will be permitted to testify. However, the Respondent may not call witnesses to testify.

Respondent may argue why the established facts in the Staff Recommendation do not support the violations charged in the Order of Probable Cause. At Respondent's request, the Commission may determine whether Respondent's actions in the case were willful. The Respondent may also address the appropriateness of the recommended fine. If Respondent claims that his limited resources make him unable to pay the statutory fine, *he must provide the Commission with written proof of his financial resources* at the hearing. A financial affidavit form is available from the Commission Clerk.



## Florida Elections Commission Meeting - Augut 13-14, 2024, 412 Knott Building

- Please enter the Knott Building at the North entrance as indicated below.
- Public parking is available at Kleman Plaza (entrance at West Jefferson Sreet/South Duval Street) and the R.A. Grey Building Garage (entrance at West St. Augustine Street/South Bronough Street).



**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Jeffrey Garcia**

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**Case No.: FEC 23-038**

**TO:** Jeffrey Garcia  
4710 Southwest 67th Avenue, #H7  
Miami, FL 33155

Division of Elections  
500 S. Bronough Street, Room 316  
Tallahassee, FL 32399

**NOTICE OF CANCELLATION OF HEARING (PROBABLE CAUSE  
DETERMINATION (PCD))**

You are hereby notified that **the previously scheduled hearing for May 14, 2024, is CANCELLED.** It is anticipated that your case will be scheduled for a new hearing date to be determined as soon as possible.

A Notice of Hearing will be mailed to you approximately 14 days prior to the new hearing date. You may also wish to monitor our website at <https://www.fec.state.fl.us/> for meeting announcements.

**Tim Vaccaro**

Executive Director  
Florida Elections Commission  
May 13, 2024



**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Jeffrey Garcia**

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**Case No.: FEC 23-038**

**TO:** Jeffrey Garcia  
4710 Southwest 67th Avenue, #H7  
Miami, FL 33155

Division of Elections  
500 S. Bronough Street, Room 316  
Tallahassee, FL 32399

**NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION (PCD))**

A hearing will be held in this case before the Florida Elections Commission on, **May 14, 2024 at 11:00 a.m., or as soon thereafter as the parties can be heard**, at the following location: **412 Knott Building, Pat Thomas Committee Room, 404 South Monroe Street, Tallahassee, Florida 32399.**

Failure to appear in accordance with this notice will constitute a waiver of your right to participate in the hearing. Continuances will be granted only upon a showing of good cause.

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**See further instructions on the reverse side.**

**Tim Vaccaro**

Executive Director  
Florida Elections Commission  
April 26, 2024

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**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Jeffrey Garcia**

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**Case No.: FEC 23-038**

**STAFF RECOMMENDATION FOLLOWING INVESTIGATION**

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the referral in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.0703(6), Florida Statutes**, and **no probable cause** to charge Respondent with violating **Section 106.19(1)(c), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on January 17, 2024, the following facts and law support this staff recommendation:

1. On February 2, 2023, the Florida Elections Commission (“Commission”) received a referral from the Department of State, Division of Elections (“Division” or “Complainant”), alleging that Jeffrey Garcia (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was the treasurer for Better Tomorrow, an electioneering communications organization formerly registered with the Division. (ROI Exhibit 2)<sup>1</sup> On December 22, 2022, the organization’s registration was canceled. (ROI Exhibit 1, page 3)

3. By letter dated April 5, 2023, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:

**Section 106.0703(6), Florida Statutes:** As alleged in the complaint, Respondent, treasurer for Better Tomorrow, an electioneering communications organization registered with the Division of Elections, failed to file a written report with the filing officer by the prescribed reporting date that no reportable contributions or expenditures were made during the 2022 G2 and 2022 G2A reporting periods.

**Section 106.19(1)(c), Florida Statutes:** As alleged in the complaint, Respondent, treasurer for Better Tomorrow, an electioneering communications organization registered with the Division of Elections, may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, during the 2022 G2 and 2022 G2A reporting periods.

4. On July 22, 2021, Better Tomorrow filed its Statement of Organization form (“DS-DE 103”) identifying Respondent as its treasurer. (ROI Exhibit 1)

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<sup>1</sup> The Report of Investigation is referred to herein as “ROI.”

5. By letter dated July 30, 2021, Donna S. Brown, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received the organization's DS-DE 103. (ROI Exhibit 3, page 1)

6. The acknowledgment letter advised Respondent that all organizations filing reports with the Division are required to use the electronic filing system ("EFS") and provided Respondent with a user identification number and initial password to grant access to the EFS. The letter further advised Respondent that all of the Division's publications and reporting forms were available on its website and directed Respondent to print out the *Calendar of Reporting Dates* as well as other relevant documents. (ROI Exhibit 3)

7. Complainant alleged that Respondent violated Florida's election laws by failing to file a written report with the filing officer by the prescribed reporting date that no reportable contributions or expenditures were made or by falsely reporting or deliberately failing to include information required by Chapter 106, Florida Statutes, during the 2022 G2 and 2022 G2A reporting periods.

8. The organization's 2022 G2 and 2022 G2A reports were due to be filed by September 16, 2022, and September 23, 2022, respectively; however, Respondent failed to timely file the reports. (ROI Exhibit 7, page 1) The Division sent three letters notifying Respondent that the organization's reports had not been received. (ROI Exhibits 4-6) The letters sent by certified mail were confirmed delivered. (ROI Exhibit 5, page 2; ROI Exhibit 6, page 2)

9. A subpoena was issued to the organization's designated campaign depository to ascertain whether any financial activity occurred during the relevant reporting periods, i.e., September 3, 2022 – September 9, 2022; and September 10, 2022 – September 16, 2022. The financial institution was unable to locate a campaign account in the organization's name. (ROI Exhibit 8)

10. As it appears that the organization had no financial activity, Respondent was required to file a written report with the filing officer by the prescribed reporting date that no reportable contributions or expenditures were made for the relevant reporting periods but failed to do so. Therefore, it does not appear that Respondent falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, with regard to the relevant reporting periods.

11. Respondent was given multiple opportunities to respond to Commission staff's investigation but failed to do so. (ROI Exhibit 9; ROI, p. 2, ¶ 8)

12. "Probable Cause" is defined as reasonable grounds of suspicion supported by circumstances sufficiently strong to warrant a cautious person in the belief that the person has committed the offense charged. *Schmitt v. State*, 590 So. 2d 404, 409 (Fla. 1991). Probable cause exists where the facts and circumstances, of which an [investigator] has reasonably trustworthy information, are sufficient in themselves for a reasonable man to reach the conclusion that an offense has been committed. *Department of Highway Safety and Motor Vehicles v. Favino*, 667 So. 2d 305, 309 (Fla. 1st DCA 1995).



13. The facts set forth above show that Respondent was the treasurer for Better Tomorrow, an electioneering communications organization formerly registered with the Division. Respondent failed to file a written report with the filing officer by the prescribed reporting date that no reportable contributions or expenditures were made or falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, during the 2022 G2 and 2022 G2A reporting periods. It appears that the organization had no financial activity during the relevant reporting periods, and therefore, was required to file a written report with the filing officer by the prescribed reporting date that no reportable contributions or expenditures were made for the relevant reporting periods but failed to do so. Therefore, it does not appear that Respondent falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, with regard to the relevant reporting periods.

Based upon these facts and circumstances, I recommend that the Commission find **no probable cause** to charge Respondent with violating **Section 106.19(1)(c), Florida Statutes**, and find **probable cause** to charge Respondent with violating the following:

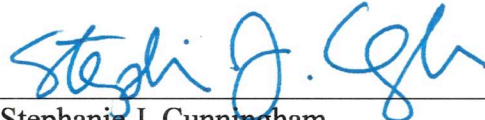
**Count 1:**

On or about September 16, 2022, Jeffrey Garcia violated Section 106.0703(6), Florida Statutes, when he failed to file a written report with the filing officer by the prescribed reporting date that no reportable contributions or expenditures were made by Better Tomorrow during the 2022 G2 reporting period.

**Count 2:**

On or about September 23, 2022, Jeffrey Garcia violated Section 106.0703(6), Florida Statutes, when he failed to file a written report with the filing officer by the prescribed reporting date that no reportable contributions or expenditures were made by Better Tomorrow during the 2022 G2A reporting period.

Respectfully submitted on April 22, 2024.



Stephanie J. Cunningham  
General Counsel

I reviewed this Staff Recommendation this 22 day of April 2024.



Tim Vaccaro  
Executive Director

## FLORIDA ELECTIONS COMMISSION

### Report of Investigation for Sections 106.0703(6) and 106.19(1)(c), F.S.

**Case Number:** FEC 23-038

**Respondent:** Jeffrey Garcia

Sections 106.0703(6) and 106.19(1)(c), Florida Statutes, failure of the treasurer of an electioneering communications organization that did not receive any contributions or make any expenditures during a reporting period to file a written report with the filing officer by the reporting date that no reportable contributions or expenditures were made or failure to file a campaign report to reflect financial activity.

**Division of Elections (Division)**

**Referral Filed:** February 2, 2023

**Respondent Type:** ECO's Treasurer

#### I. Preliminary Information:

1. Respondent was the Treasurer for Better Tomorrow, an electioneering communications organization (ECO) formerly registered with the Division. To review the Final Order of Revocation, refer to Exhibit 1.

2. A Statement of Organization (DS-DE 103) for the ECO was filed with the Division on July 22, 2021. Jeffrey Garcia was identified as the ECO's treasurer. To review the DS-DE 103, refer to Exhibit 2.

3. On July 30, 2021, the Division sent Respondent a letter acknowledging Respondent's appointment as the campaign treasurer for Better Tomorrow and providing Respondent with credentials allowing access to the electronic filing system (EFS). The letter advised Respondent that all of the Division's publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *Electioneering Communications Organization Handbook*, and the *Calendar of Reporting Dates*. The letter further advised that it was Respondent's responsibility to read, understand, and follow the requirements of Florida's election laws. To review the acknowledgement letter, refer to Exhibit 3.


4. The Division sent correspondence to the address provided on the DS-DE 103 notifying Respondent that the following campaign report(s) had not been filed: 2022 G2. The letter(s) included reference to the filing date(s) for the report(s). To review the failure to file correspondence, refer to Exhibit 4.

5. On October 24, 2022, the Division sent Respondent a letter marked "Final Notice" with delivery confirmation to the address provided on the DS-DE 103 notifying Respondent that the following campaign report(s) had not been filed: 2022 G2. The letter was confirmed delivered on October 28, 2022. To review the letter marked "Final Notice" and delivery confirmation, refer to Exhibit 5.

6. On October 24, 2022, the Division sent Respondent a letter marked "Final Notice" with delivery confirmation to the address provided on the DS-DE 103 notifying Respondent that the following campaign report(s) had not been filed: 2022 G2A. The letter was confirmed delivered on October 28, 2022. To review the letter marked "Final Notice" and delivery confirmation, refer to Exhibit 6.

#### II. Alleged Violation of Sections 106.0703(6), and 106.19(1)(c), Florida Statutes:

7. I investigated whether Respondent violated these sections of the election laws either by not filing a written report with the filing officer by the reporting date that no reportable contributions or expenditures were made during the following reporting period(s) or by not filing campaign report(s) to reflect financial activity for the reporting period(s). To review the ECO's filing history, refer to Exhibit 7.

Report	Report Cover Period	Due Date	Report Type Required	Exhibit 8 <sup>1</sup>
2022 G2	9/3/22 – 9/9/22	9/16/22	Written Report of No Reportable Contributions or Expenditures	8
2022 G2A	9/10/22 – 9/16/22	9/23/22	Written Report of No Reportable Contributions or Expenditures	8
8. Respondent did not respond to the referral.				
9. I attempted to contact Respondent on three occasions for the purpose of providing an opportunity to discuss the allegations made in the referral. As of the date of this report, my telephone calls have not been returned. Therefore, I am unable to ascertain whether Respondent has read Chapter 106, Florida Statutes, and/or the <i>Electioneering Communications Organization Handbook</i> . To review the phone log, refer to Exhibit 9.				
<div style="display: flex; justify-content: space-between; align-items: center;"> <div style="width: 35%;">SIGNATURE OF INVESTIGATOR:</div> <div style="width: 30%; text-align: center;">  </div> <div style="width: 30%; text-align: right;"> Date: <u>January 17, 2024</u> </div> </div>				

---

<sup>1</sup> I subpoenaed campaign account records from the designated campaign depository. The campaign depository provided notification declaring that it had no record of a campaign account and/or no records from the account during the relevant timeframe.

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Jeffrey Garcia -- FEC 23-038**

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	Final Order of Revocation
Exhibit 2	DS-DE 103 Form
Exhibit 3	Acknowledgement Letter
Exhibit 4	Failure to File Correspondence
Exhibit 5	Final Notice with Delivery Confirmation Receipt for 2022 G2
Exhibit 6	Final Notice with Delivery Confirmation Receipt for 2022 G2A
Exhibit 7	ECO's Filing History
Exhibit 8	Declaration Letter from Depository
Exhibit 9	Phone Log



**FILED**  


FEB 14 2023

AGENCY CLERK  
DEPARTMENT OF STATE

STATE OF FLORIDA  
DEPARTMENT OF STATE

DEPARTMENT OF STATE, DIVISION OF  
ELECTIONS,

Petitioner,

v.

BETTER TOMORROW (79607),

Respondent.

Final Order No. DOS 22-01

2023 FEB 14 PM 4:41  
DIVISION OF ELECTIONS  
FALLS CHASSIS FL

RECEIVED

**FINAL ORDER**

The Florida Department of State, Division of Elections (the "Division"), pursuant to Section 106.03(7), Florida Statutes, and Rule 1S-2.021, Florida Administrative Code, promulgated thereunder, hereby enters its Final Order canceling the registration of Better Tomorrow ("Respondent") as an electioneering communications organization in the State of Florida. The Division, being fully advised as to the premises, finds and orders as follows:

**CONCLUSIONS OF LAW**

Rule 1S-2.021, Florida Administrative Code, establishes procedures for the Division to cancel the registration of an electioneering communications organization for, among other reasons, when "the committee or organization failed to file 2 or more consecutive reports."

### **FINDINGS OF FACT**

1. Respondent is a registered electioneering communications organization with the Division of Elections. Respondent's registration number is 79607.

2. On August 11, 2022, the Division mailed an Initial Notice of Intent to Cancel Registration (attached and incorporated by reference) to the most recent address on file for Respondent's chairperson and registered agent. The notice stated that Respondent had failed to file 2 or more consecutive reports. The Initial Notice of Intent to Cancel Registration informed Respondent of the opportunity to provide documentation to the Division to show why the Respondent's registration should not be canceled.

3. The Initial Notice of Intent was not returned as being undeliverable and Respondent did not respond to the Initial Notice of Intent to Cancel Registration.

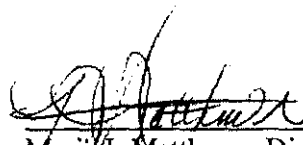
4. On October 17, 2022, the Division mailed Respondent's registered agent a Final Notice of Intent to Cancel Registration (attached and incorporated by reference). The notice informed Respondent of the right to a hearing and that if a request for a hearing was not made within 30 days of the date of the notice, the right to a hearing would be waived and final action taken by the Division.

5. Respondent did not respond to the Final Notice of Intent to Cancel Registration or otherwise timely request a hearing.

### **CONCLUSION**

Based upon the foregoing and a complete review of the record, it is ORDERED that Respondent's registration as an electioneering communications organization with the Florida Department of State, Division of Elections, is hereby CANCELED.

DONE AND ORDERED at Tallahassee, Florida, this 22 day of December, 2022.

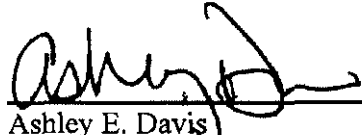
  
\_\_\_\_\_  
Maria L. Matthews, Director  
Division of Elections

### **NOTICE OF RIGHTS**

This Order constitutes final agency action. Judicial review may be sought pursuant to Section 120.68, Florida Statutes, by filing a notice of appeal in the First District Court of Appeal, and a copy with the clerk of the Department of State. Such notice must be filed within 30 calendar days of the date indicated in the Certificate of Service.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that the original of the foregoing Final Order was hand-delivered to the Agency Clerk, Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 and that a true and correct copy of the foregoing Final Order was mailed on this 14<sup>th</sup> day of February, 2022, by certified U.S. mail to Jeffrey Garcia, Registered Agent, Better Tomorrow, 4710 Southwest 67<sup>th</sup> Avenue, #H7, Miami, Florida 33155.

A handwritten signature in black ink, appearing to read "Ashley E. Davis", is written over a horizontal line.

Ashley E. Davis  
Deputy General Counsel  
Florida Department of State  
Florida Bar No. 48032  
500 S. Bronough Street  
Tallahassee, Florida 32399



## FLORIDA DEPARTMENT of STATE

**RON DESANTIS**  
Governor

**CORD BYRD**  
Secretary of State

October 17, 2022

Jerry Garcia, Registered Agent  
Better Tomorrow (79607)  
4710 Southwest 67<sup>th</sup> Avenue  
#H7  
Miami, Florida 33155

**RE: FINAL NOTICE OF INTENT TO CANCEL REGISTRATION**

Dear Mr. Garcia:

On August 11, 2022, the Division sent you an Initial Notice of Intent to Cancel Registration (Initial Notice) for the following reason based on Section 106.03(7), Florida Statutes, and Rule 1S-2.021, Florida Administrative Code:

- The organization has failed to file 2 or more consecutive campaign reports.

You did not provide a response within the 15 days of the Initial Notice to show why the registration should not be canceled or to voluntarily terminate registration.

This letter constitutes Final Notice of Intent to Cancel Registration (Final Notice). If you object to the cancellation, you have 15 days from the date of the Final Notice to request a hearing.

The request for hearing must be filed with the Division of Elections, Bureau of Election Records (use the address listed below.) The request for a hearing will be forwarded to the Florida Elections Commission (FEC). The FEC will conduct a hearing based on your request and any supporting documentation. If you want to appear personally in the hearing, you must ask to appear in the request for the hearing. If you fail to request a hearing, you waive your right to a hearing and a final order will be issued canceling the organization's registration.

You may still opt to terminate your organization's registration within 15 days if the Final Notice. You are still obligated for any fines or fees imposed automatically by law or by the FEC.

If you have any questions, please call (850) 245-6280.

Sincerely,

Donna S. Brown, Chief  
Bureau of Election Records

DSB/tds  
Enclosure



## FLORIDA DEPARTMENT of STATE

**RON DESANTIS**  
Governor

**CORD BYRD**  
Secretary of State

August 11, 2022

Jeffrey Garcia, Chairperson and Registered Agent  
Better Tomorrow (79607)  
4710 Southwest 67 Ave  
#H7  
Miami, FL 33155

### RE: INITIAL NOTICE OF INTENT TO CANCEL REGISTRATION

Dear Mr. Garcia:

This Initial Notice of Intent to Cancel Registration of your electioneering communications organization is based on the following pursuant to Section 106.03(7), Florida Statutes, and Rule 1S-2.021, Florida Administrative Code:

- The organization has failed to file 2 or more consecutive campaign reports.

If you object to this cancellation, you have 15 days from the date of this notice to provide documentation showing why the organization's registration should not be canceled. Alternatively, you may choose to voluntarily terminate your organization's registration before the end of the 15 days.

All further notices regarding cancellation of this organization's registration will be sent only to the registered agent's most recent address on file.

If you have any questions, please call (850) 245-6280.

Sincerely,

Donna S. Brown, Chief  
Bureau of Election Records

DSB/tds

Enclosure

Division of Elections  
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399  
850.245.6240 • 850.245.6260 (Fax) • [DOS.MyFlorida.com/elections](https://dos.myflorida.com/elections)



**ELECTIONEERING  
COMMUNICATIONS ORGANIZATION**

**STATEMENT OF ORGANIZATION**

(PLEASE TYPE)

RECEIVED  
2021 JUL 22 AM 9:52

OFFICE USE ONLY

1. Full Name of Organization Better Tomorrow

Telephone 305-495-0012

Mailing Address (include city, state and zip code)

4710 SW 67 Ave #H7, Miami, FL 33155

Street Address (include city, state and zip code)

4710 SW 67 Ave #H7, Miami, FL 33155

**2. Affiliated or Connected Organizations**

Name of Affiliated or Connected Organization	Mailing Address	Relationship
N/A		

**3. Area, Scope and Jurisdiction of the Organization**  
Statewide, Legislative and municipal elections

**4. Identify by Name, Address & Position, the Custodian of Books & Accounts for the Organization**

Full Name	Mailing Address	Street Address	Title or Position
Jeffrey Garcia	4710 SW 67 Ave #H7, Miami, FL 33155	4710 SW 67 Ave #H7, Miami, FL 33155	Chairman/Treasurer

5. This Organization was formed (check applicable box): (Calendar quarters end the last day of March, June, September, and December.)

- ☒ As a newly created organization during the current calendar quarter.  
☐ From an organization existing prior to the current calendar quarter.

Exhibit 2 Page 1 of 2

**6. List By Name, Mailing and Street Address, & Position, Other Principal Officers, including the treasurer and deputy treasurer, if any. Include the top-ranking officer's (e.g., chairperson) name and information.**

Full Name	Mailing Address	Street Address	Title or Position
Jeffrey Garcia	4710 SW 67 Ave #H7, Miami, FL 33155	4710 SW 67 Ave #H7, Miami, FL 33155	Treasurer

**7. In the Event of Dissolution, What Disposition will be Made of the Residual Funds?**

The funds will be returned to the contributors.

**8. List All Banks, Safety Deposit Boxes, or Other Depositories Used by this Organization for Electioneering Communications**

Name of Bank or Depository	Mailing Address
City National Bank	2855 N Le Jeune Rd STE 100, Coral Gables, FL 33134

**9. List All Reports Required to be Filed by this Organization with Federal Officials, & the Names, Addresses, & Positions of Such Officials, If Any**

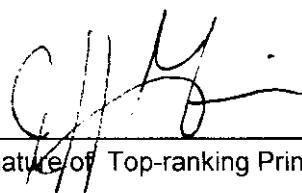
Report Title	Dates Required to be Filed	Name & Position of Official	Mailing Address
n/A			

STATE OF Florida Miami Dade COUNTY

I, Jeffrey Garcia, certify that the information in this Statement of

Organization is complete, true, and correct.

**X**

  
Signature of Top-ranking Principal Officer of Organization

7/16/21

Date





## FLORIDA DEPARTMENT *of* STATE

**RON DESANTIS**  
Governor

**LAUREL M. LEE**  
Secretary of State

July 30, 2021

Jeffrey Garcia, Chairperson  
Better Tomorrow  
4710 Southwest 67 Avenue, #H7  
Miami, Florida 33155

Dear Mr. Garcia:

This will acknowledge receipt of the Statement of Organization for **Better Tomorrow**, which was placed on file in our office on July 29, 2021. This information appears to comply with the requirements of Sections 106.011 and 106.03, Florida Statutes. The name of this organization has been placed on our active list as an electioneering communications organization.

### **Campaign Reports**

Your first campaign report will be due on **August 10, 2021**. The report will cover the period of July 1-31, 2021 (2021 M7). All electioneering communications organizations that file reports with the Division of Elections are required to file by means of the Division's Electronic Filing System (EFS).

### **EFS Access**

Below is the web address to access the EFS and the organization's user identification number. Enclosed are the organization's confidential, filing credentials.

**EFS Website Address:** <https://efs.dos.state.fl.us>  
**Identification Number:** 79607

### **Timely Filing**

All reports must be completed and filed through the EFS no later than midnight, Eastern Standard Time, of the due date. Reports not filed by midnight of the due date are late filed and subject to the penalties in Section 106.0703(7), Florida Statutes. In the event that the EFS is inoperable on

Division of Elections  
R.A. Gray Building, Suite 316 • 500 South Bronough Street • Tallahassee, Florida 32399  
850.245.6240 • 850.245.6260 (Fax) • [DOS.MyFlorida.com/elections](https://dos.mylouisiana.com/elections)



Jeffrey Garcia, Chairperson  
July 30, 2021  
Page Two

the due date, the report will be accepted as timely filed if filed no later than midnight, Eastern Standard Time, of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

Any electioneering communications organization failing to file a report on the designated due date is subject to a fine of \$50 per day for the first three days late and, thereafter, \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the reports immediately preceding each primary and general election, the fine shall be \$500 per day for each late day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

### **Electronic Receipts**

The person submitting the report on the EFS will be issued an electronic receipt indicating and verifying the report was filed. Each campaign report filed by means of the EFS is considered to be under oath by the treasurer and such persons are subject to the provisions of Section 106.0703(4), Florida Statutes.

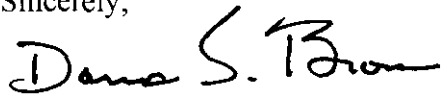
### **Instructions and Assistance**

An online instruction guide is available to you on the EFS to assist with navigation, data entry, and submission of reports. The Division of Elections will also provide assistance to all users by contacting the EFS Help Desk at (850) 245-6280.

**All of the Division's publications and reporting forms are available on the Division of Elections' website at <https://dos.myflorida.com/elections>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, *Electioneering Communications Organization Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.**

Please let me know if you need additional information.

Sincerely,



Donna S. Brown, Chief  
Bureau of Election Records

DSB/dlh

Enclosures



FLORIDA DEPARTMENT OF STATE

Cord Byrd  
Secretary of State

DIVISION OF ELECTIONS

September 19, 2022

ECO 79607

Jeffrey Garcia, Treasurer  
Better Tomorrow  
4710 Southwest 67 Avenue  
#H7  
Miami, FL 33155-3155

Dear Mr. Garcia:

Our records indicate that you have not filed your campaign treasurer's report that was due on September 16, 2022. Electioneering communication organizations (ECOs) are required to file a report even when the ECO has not received funds, made any contributions, or expended any reportable funds.

The law (s. 106.0703(7)(a), Fla. Stat.) requires the filing officer to immediately notify you about the missed filing date and the automatic fines that will be assessed for late filing of a report.

If you have not filed a report, statutory fines are automatically assessed as follows until you file your report:

- \$50 for the first 3 days late
- \$500 per day for each day after the 3rd day late
- If the required report immediately precedes a primary and general election, the automatic fine is \$500 for each late day.

The total fine for the untimely report cannot exceed 25% of the total receipts or expenditures, whichever is greater, for the cover period. Even if you end up filing your report late, we cannot waive the statutory fines. We will notify you of the specific amount of fines owed once you file your report. You have 20 days from the day you receive the notice to pay the fine or to appeal the fine to the Florida Elections Commission.

However, in all cases, failure to file and/or untimely filing of a report may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat., apart from the automatic fines set forth above.

If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

Donna S. Brown, Chief  
Bureau of Election Records



FLORIDA DEPARTMENT OF STATE

Cord Byrd  
Secretary of State

DIVISION OF ELECTIONS

**Final Notice  
Delivery Confirmation:**

USPS TRACKING # **9114 9022 0085 2074 0800 19**  
& CUSTOMER RECEIPT For Tracking or inquiries go to USPS.com  
or call 1-800-222-1811

October 24, 2022

Jeffrey Garcia, Treasurer  
Better Tomorrow  
4710 Southwest 67 Avenue  
#H7  
Miami, FL 33155-3155

ECO 79607

Dear Mr. Garcia:

A recent review of the Division's records show that the organization referenced above has not yet filed the required report during the following cover period.

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2022	G2	9/3/22 - 9/9/22

The Division has previously notified the organization of the unfiled report. Please file your report. If the report is not filed within 7 day of receipt of this letter, the Division will refer this matter to the Florida Elections Commission, which may impose civil penalties of up to \$1000 per violation, apart from that automatic fine provisions of s. 106.0703(7)(a), Fla. Stat.

As we stated in the prior notices, even if the organization now files the report, the untimely filing of a report may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

Donna S. Brown, Chief  
Bureau of Election Records

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Your item was delivered in or at the mailbox at 5:38 pm on October 28, 2022 in MIAMI, FL 33155.

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**USPS Tracking Plus®**

#### Delivered

**Delivered, In/At Mailbox**

MIAMI, FL 33155

October 28, 2022, 5:38 pm

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### Product Information



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FLORIDA DEPARTMENT OF STATE

Cord Byrd  
Secretary of State

DIVISION OF ELECTIONS

**Final Notice  
Delivery Confirmation:**

USPS TRACKING # **9114 9022 0085 2074 0801 63**  
& CUSTOMER RECEIPT For Tracking or inquiries go to USPS.com  
or call 1-800-222-1811.

October 24, 2022

Jeffrey Garcia, Treasurer  
Better Tomorrow  
4710 Southwest 67 Avenue  
#H7  
Miami, FL 33155-3155

ECO 79607

Dear Mr. Garcia:

A recent review of the Division's records show that the organization referenced above has not yet filed the required report during the following cover period.

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2022	G2A	9/10/22 - 9/16/22

The Division has previously notified the organization of the unfiled report. Please file your report. If the report is not filed within 7 day of receipt of this letter, the Division will refer this matter to the Florida Elections Commission, which may impose civil penalties of up to \$1000 per violation, apart from that automatic fine provisions of s. 106.0703(7)(a), Fla. Stat.

As we stated in the prior notices, even if the organization now files the report, the untimely filing of a report may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

Donna S. Brown, Chief  
Bureau of Election Records

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Tracking Number:

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## 9114902200852074080163

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### Latest Update

Your item was delivered in or at the mailbox at 5:38 pm on October 28, 2022 in MIAMI, FL 33155.

**Get More Out of USPS Tracking:****USPS Tracking Plus®**

### Delivered

**Delivered, In/At Mailbox**

MIAMI, FL 33155

October 28, 2022, 5:38 pm

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Track Another Package


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## Florida Department of State - Division of Elections

### Florida Election System Reports

Candidate/Committee Lookup

Name: 

Election:

Acct: Type: 
**Electioneering**  
**Comm Name:** Better Tomorrow
**Account:** 79607

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
2/10/2023	M1		CLO	0	\$0.00		\$0.00	\$0.00
1/10/2023	M12		CLO	0	\$0.00		\$0.00	\$0.00
12/12/2022	M11		CLO	0	\$0.00		\$0.00	\$0.00
11/6/2022	D9		CLO	0	\$0.00		\$0.00	\$0.00
11/5/2022	D8		CLO	0	\$0.00		\$0.00	\$0.00
11/4/2022	D7		CLO	0	\$0.00		\$0.00	\$0.00
11/4/2022	G6		CLO	0	\$0.00		\$0.00	\$0.00
11/3/2022	D6		CLO	0	\$0.00		\$0.00	\$0.00
11/2/2022	D5		CLO	0	\$0.00		\$0.00	\$0.00
11/1/2022	D4		CLO	0	\$0.00		\$0.00	\$0.00
10/31/2022	D3		CLO	0	\$0.00		\$0.00	\$0.00
10/30/2022	D2		CLO	0	\$0.00		\$0.00	\$0.00
10/29/2022	D1		CLO	0	\$0.00		\$0.00	\$0.00
10/28/2022	G5		CLO	0	\$0.00		\$0.00	\$0.00
10/21/2022	G4A		CLO	0	\$0.00		\$0.00	\$0.00
10/14/2022	G4		CLO	0	\$0.00		\$0.00	\$0.00
10/7/2022	G3		CLO	0	\$0.00		\$0.00	\$0.00
10/7/2022	G3A		CLO	0	\$0.00		\$0.00	\$0.00
9/23/2022	G2A		FEC	0	\$0.00		\$0.00	\$0.00
9/16/2022	G2		FEC	0	\$0.00		\$0.00	\$0.00
9/9/2022	G1A		CLO	0	\$0.00		\$0.00	\$0.00
9/2/2022	G1		CLO	0	\$0.00		\$0.00	\$0.00
8/26/2022	P7A		CLO	0	\$0.00		\$0.00	\$0.00
8/19/2022	P7		CLO	0	\$0.00		\$0.00	\$0.00
8/12/2022	P6		CLO	0	\$0.00		\$0.00	\$0.00
8/5/2022	P5		CLO	0	\$0.00		\$0.00	\$0.00
7/29/2022	P4		CLO	0	\$0.00		\$0.00	\$0.00
7/22/2022	P3		CLO	0	\$0.00		\$0.00	\$0.00
7/15/2022	P2A		CLO	0	\$0.00		\$0.00	\$0.00
7/8/2022	P2		CLO	0	\$0.00		\$0.00	\$0.00
7/1/2022	P1A		CLO	0	\$0.00		\$0.00	\$0.00
6/24/2022	P1		CLO	0	\$0.00		\$0.00	\$0.00
6/10/2022	M5		CLO	0	\$0.00		\$0.00	\$0.00
5/10/2022	M4		CLO	0	\$0.00		\$0.00	\$0.00
4/11/2022	M3		CLO	0	\$0.00		\$0.00	\$0.00
3/10/2022	M2		CLO	0	\$0.00		\$0.00	\$0.00
2/10/2022	M1		CLO	0	\$0.00		\$0.00	\$0.00
1/10/2022	M12		CLO	0	\$0.00		\$0.00	\$0.00
12/10/2021	M11	12/10/2021						
11/10/2021	M10	12/10/2021	CLO	30	\$0.00		\$0.00	\$0.00
10/12/2021	M9	11/8/2021	CLO	27	\$0.00		\$0.00	\$0.00
9/10/2021	M8	9/20/2021	CLO	10	\$0.00		\$0.00	\$0.00
8/10/2021	M7	8/11/2021	CLO	1	\$0.00		\$0.00	\$0.00





# Florida Department of State Division of Elections

Better Tomorrow

## Campaign Finance Activity

**Note:** The information presented below was obtained from the Committee's/Candidate's Campaign Treasurer's Report filed with the Division of Elections. [About the Campaign Finance Data Base](#). If all contributions for a reporting period are less than 1 dollar Then they may not be displayed.

	Filing Period	Contributions			Expend	Other	Transfers
		Monetary	Loans	InKind			
<b>W</b>	07/29/2021 - 07/31/2021	0.00	0.00	0.00	0.00	0.00	0.00
<b>W</b>	08/01/2021 - 08/31/2021	0.00	0.00	0.00	0.00	0.00	0.00
<b>W</b>	09/01/2021 - 09/30/2021	0.00	0.00	0.00	0.00	0.00	0.00
<b>W</b>	10/01/2021 - 10/31/2021	0.00	0.00	0.00	0.00	0.00	0.00
<input type="radio"/>	11/01/2021 - 11/30/2021	16,500.00	0.00	0.00	14,800.00	0.00	0.00
<input checked="" type="radio"/>	<b>All Dates (Totals)</b>	16,500.00	0.00	0.00	14,800.00	0.00	0.00

Note: <sup>(E)</sup> indicates that report was filed electronically

**X** Indicates that detail has not been released

**W** Indicates that a waiver was filed and **L** Indicates that a loan report was filed

Select Detail Type

Contributions ▼

Select Sort Order

Date(Ascending) ▼

Select Output Type

Display On Screen ▼

Submit Query Now

[Query the Campaign Finance Data Base](#)

[\[Department of State\]](#) [\[Division of Elections\]](#) [\[Candidates and Races\]](#) [\[Campaign Finance Information\]](#)

## Cedric Oliver

---

**From:** Schildbach, Ruth <ruth.schildbach@citynational.com>  
**Sent:** Wednesday, May 10, 2023 4:17 PM  
**To:** Cedric Oliver  
**Subject:** Subpoena No. 23-038-44 Better Tomorrow/J. Garcia

I searched our database and City National Bank of Florida does not have any accounts to Better Tomorrow or Jeffrey Garcia.

If you need anything further, please do not hesitate to contact me.



### Ruth Schildbach

Banking Officer, Paralegal  
General Counsel/Legal

100 S.E. 2nd Street, Miami, Florida, 33131  
Phone: 305-577-7218  
Fax: (305) 533-0170

citynational.com / Member FDIC  
Equal Housing Lender

**FLORIDA ELECTIONS COMMISSION**  
**PHONE LOG**  
**Case No.: FEC 23-038**

**Respondent: Jeffrey Garcia**

**Complainant: DOE**

1. **Date and time:** May 4, 2023 @ 9:40 am  
**Name:** Respondent  
**Phone #:** (305) 495-0012  
**Summary:** I attempted telephone contact to make initial contact with Respondent. I left a message to return my call.  
**Entered by:** CKO
2. **Date and time:** May 4, 2023 @ 9:50 am  
**Name:** Oleydis—Bank Rep  
**Phone #:** (305) 448-6500  
**Summary:** I had telephone contact to inquire about the best method to send subpoena. I was instructed to send it via mail to: City National Bank, Attention: Legal, 100 SE 2<sup>ND</sup> Street, 13<sup>th</sup> Floor, Miami, Fl 33131.  
**Entered by:** CKO
3. **Date and time:** May 10, 2023 @ 1:05 pm  
**Name:** Ruth—Bank Representative  
**Phone #:** (305) 577-7218  
**Summary:** I attempted telephone contact to return her call stating that she was unable to locate any information on Respondent. I left a message to return my call.  
**Entered by:** CKO
4. **Date and time:** May 10, 2023 @ 2:10 pm  
**Name:** Ruth—Bank Representative  
**Phone #:** (305) 577-7218  
**Summary:** I had telephone contact from Ruth in response to my message left for her behalf. Ruth advised me that City National Bank doesn't have any information on Respondent or the Better Tomorrow Electioneering Communications Organization. I requested that she send me something in writing detailing this information. She requested my email address and stated that I should have something by COB today. I thanked her for her assistance with this request.  
**Entered by:** CKO
5. **Date and time:** May 10, 2023 @ 2:30 pm  
**Name:** Respondent  
**Phone #:** (305) 495-0012  
**Summary:** I attempted telephone contact to complete final interview. I left a message to return my call.  
**Entered by:** CKO

6. **Date and time:** May 11, 2023 @ 9:25 am  
**Name:** Respondent  
**Phone #:** (305) 495-0012  
**Summary:** I attempted telephone contact to complete final interview. I left a message to return my call.  
**Entered by:** CKO
7. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**
8. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**

**FLORIDA ELECTIONS COMMISSION**  
**PHONE LOG**  
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7. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**
8. **Date and time:**  
**Name:**  
**Phone #:**  
**Summary:**  
**Entered by:**



# Florida Elections Commission

107 West Gaines Street, Suite 224 Tallahassee, Florida 32399-6596  
Telephone: (850) 922-4539 · Facsimile: (850) 921-0783  
[FEC@myfloridalegal.com](mailto:FEC@myfloridalegal.com) · [www.fec.state.fl.us](http://www.fec.state.fl.us)



April 5, 2023

Jeffrey Garcia  
4710 Southwest 67 Avenue; #H7  
Miami, FL 33155

**RE: Case No.: FEC 23-038; Respondent: Jeffrey Garcia**

Dear Mr. Garcia:

On February 2, 2023, the Florida Elections Commission received a complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more **legally sufficient allegations**. The Commission staff will investigate the following alleged violations:

**Section 106.0703(6), Florida Statutes:** As alleged in the complaint, Respondent, treasurer for Better Tomorrow, an electioneering communications organization registered with the Division of Elections, failed to file a written report with the filing officer by the prescribed reporting date that no reportable contributions or expenditures were made during the 2022 G2 and 2022 G2A reporting periods.

**Section 106.19(1)(c), Florida Statutes:** As alleged in the complaint, Respondent, treasurer for Better Tomorrow, an electioneering communications organization registered with the Division of Elections, may have falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes, during the 2022 G2 and 2022 G2A reporting periods.

When we conclude the investigation, a copy of the Report of Investigation (ROI) will be mailed to you at the above address. Based on the results of the investigation, a staff attorney will prepare and present a written Staff Recommendation (SR) to the Commission as to whether there is probable cause to charge you, the Respondent, with violating Chapters 104 or 106, Florida Statutes. You will have an opportunity to respond to both the ROI and the SR. The Commission will then hold one or more hearings to determine whether the alleged violations occurred and, if so, the amount of the fine to be imposed upon you. Notice will be mailed to you and the Complainant at least 14 days before any hearing at which your case is to be considered.

Pursuant to Section 106.25(4)(i)3., Florida Statutes, the Commission may enter into a consent agreement with a Respondent to settle a complaint prior to a finding of probable cause. If you are interested in entering negotiations directed towards reaching a consent agreement to resolve this matter, please contact the Commission and request to speak with the attorney assigned to this case.

Jeffrey Garcia  
April 5, 2023  
Page 2  
FEC 23-038

**Please note that all documents related to this matter will be mailed to the above address unless you notify us of a new address.**

Pursuant to Section 106.25, Florida Statutes, complaints, investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 or 106, Florida Statutes, are confidential until the Commission finds probable cause or no probable cause, unless the Respondent files a written waiver of confidentiality with the Commission. The confidentiality provision does not apply to the Complainant or the Respondent.

Should you retain counsel, your attorney must file a notice of appearance with the Commission before any member of the commission staff can discuss this case with him or her.

For additional information, please refer to the "Frequently Asked Questions" section of the Commission's website.

If you have additional questions, please contact **Cedric Oliver**, the investigator assigned to this case, by phone at (850) 922-4539 or by email at [Cedric.Oliver@myfloridalegal.com](mailto:Cedric.Oliver@myfloridalegal.com).

Sincerely,

A handwritten signature in blue ink that reads "Tim Vaccaro". The signature is fluid and cursive, with the first name "Tim" and last name "Vaccaro" clearly distinguishable.

Tim Vaccaro  
Executive Director

TV/jd



**DIVISION OF ELECTIONS  
FEC NOTICE FORM**

To FEC from Division of Elections

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**Name:** Better Tomorrow  
**Account Number:** 79607  
**Chairperson:** Jeffrey Garcia  
**Treasurer:** Jeffrey Garcia  
**Registered Agent:** Jeffrey Garcia

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The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to sections 106.0703(7)(d), 106.22(7), and 106.25(2), Florida Statutes. An apparent violation of Chapter 106, Florida Statutes, has occurred based upon the failure to file a report after notice.

The following reports are outstanding after notification:

2022 G2

2022 G2A

- Better Tomorrow (79607) is an electioneering communications organization registered with the Division of Elections. On July 29, 2021, the organization filed the DSDE 103 and DSDE 41 with the Division indicating that Jeffrey Garcia was the chairperson.
- The 2022 G2 campaign treasurer's report was due on September 16, 2022. On September 19, 2022, the Division mailed Better Tomorrow notification that the 2022 G2 campaign treasurer's report had not been filed.
- On October 24, 2022, the Division mailed Better Tomorrow final notification with delivery confirmation that the 2022 G2 report had not been filed. (See attached letter and delivery confirmation.)
- The 2022 G2A campaign treasurer's report was due on September 23, 2022. On October 24, 2022, the Division mailed Better Tomorrow final notification that the 2022 G2A campaign treasurer's report had not been filed. (see attached letter and delivery confirmation).

Better Tomorrow (79607)

Page Two

- The organization did not notify the Division of Elections prior to or on the prescribed reporting dates for the 2022 G2 and 2022 G2A reports that no reports were to be filed.
- As of January 30, 2023, Better Tomorrow has not filed the 2022 G2 and 2022 G2A reports.

---

**Sent By:** Donna S. Brown

**Date:** January 30, 2023

dlh

REC'D: FL ELECTIONS COM  
2 FEB '23 PM 3:53



FLORIDA DEPARTMENT OF STATE

**Cord Byrd**

Secretary of State

DIVISION OF ELECTIONS

**Final Notice**

**Delivery Confirmation:**

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& CUSTOMER  
RECEIPT For Tracking or inquiries go to USPS.com  
or call 1-800-222-1811

October 24, 2022

Jeffrey Garcia, Treasurer  
Better Tomorrow  
4710 Southwest 67 Avenue  
#H7  
Miami, FL 33155-3155

ECO 79607

Dear Mr. Garcia:

A recent review of the Division's records show that the organization referenced above has not yet filed the required report during the following cover period.

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2022	G2	9/3/22 - 9/9/22

The Division has previously notified the organization of the unfiled report. Please file your report. If the report is not filed within 7 day of receipt of this letter, the Division will refer this matter to the Florida Elections Commission, which may impose civil penalties of up to \$1000 per violation, apart from that automatic fine provisions of s. 106.0703(7)(a), Fla. Stat.

As we stated in the prior notices, even if the organization now files the report, the untimely filing of a report may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

Donna S. Brown, Chief  
Bureau of Election Records

Tracking Number:

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Your item was delivered in or at the mailbox at 5:38 pm on October 28, 2022 in MIAMI, FL 33155.

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FLORIDA DEPARTMENT OF STATE

**Cord Byrd**  
Secretary of State

DIVISION OF ELECTIONS

**Final Notice**

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& CUSTOMER RECEIPT  
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October 24, 2022

Jeffrey Garcia, Treasurer  
Better Tomorrow  
4710 Southwest 67 Avenue  
#H7  
Miami, FL 33155-3155

ECO 79607

Dear Mr. Garcia:

A recent review of the Division's records show that the organization referenced above has not yet filed the required report during the following cover period.

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2022	G2A	9/10/22 - 9/16/22

The Division has previously notified the organization of the unfiled report. Please file your report. If the report is not filed within 7 day of receipt of this letter, the Division will refer this matter to the Florida Elections Commission, which may impose civil penalties of up to \$1000 per violation, apart from that automatic fine provisions of s. 106.0703(7)(a), Fla. Stat.

As we stated in the prior notices, even if the organization now files the report, the untimely filing of a report may constitute an apparent violation of chapter 106, Fla. Stat. If we refer such matter to the Florida Elections Commission, the Commission may subsequently impose a civil penalty for each violation under chapter 106.265(1), Fla. Stat.

If you have any questions, please contact the help desk at (850) 245-6280.

Sincerely,

Donna S. Brown, Chief  
Bureau of Election Records

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October 28, 2022, 5:38 pm

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