

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Angel Luiz Garcia

Case No.: FEC 22-020

TO: Angel Luiz Garcia
28150 Northeast 69th Terrace, APT 14
Okeechobee, FL 34972

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

NOTICE OF HEARING (INFORMAL HEARING (IH))

A hearing will be held in this case before the Florida Elections Commission on **February 7, 2024 at 9:00 a.m., or as soon thereafter as the parties can be heard**, at the following location: **402 South Monroe Street, 12 HOB, 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.

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
January 19, 2024

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 to 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 22-020

v.

Angel Luiz Garcia,
Respondent.

_____ /

ORDER OF PROBABLE CAUSE

THIS MATTER was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on November 15, 2023, in Tallahassee, Florida.

On June 19, 2023, 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:

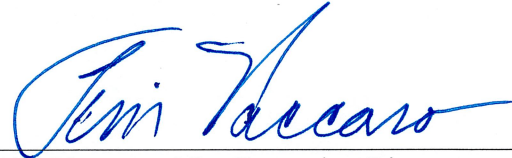
On or about October 12, 2021, Angel Luiz Garcia violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing his 2021 M9 Report.

THIS SPACE INTENTIONALLY LEFT BLANK

Count 2:

On or about November 10, 2021, Angel Luiz Garcia violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing his 2021 M10 Report.

DONE AND ORDERED by the Florida Elections Commission on November 15, 2023.



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

Copies furnished to:
Stephanie J. Cunningham, General Counsel
Angel Luiz 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: Angel Luiz Garcia

Case No.: FEC 22-020

TO: Angel Luiz Garcia
28150 Northeast 69th Terrace, APT 14
Okeechobee, FL 34972-4972

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, **November 15, 2023 at 9:00 a.m., or as soon thereafter as the parties can be heard**, at the following location: **402 South Monroe Street, 12 HOB, 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 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.

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See further instructions on the reverse side.

Tim Vaccaro

Executive Director
Florida Elections Commission
October 31, 2023

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 to 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

107 West Gaines Street, Suite 224 Tallahassee, Florida 32399-1050

Telephone: (850) 922-4539 · Facsimile: (850) 921-0783

FEC@myfloridalegal.com · www.fec.state.fl.us



September 6, 2023

Angel Luiz Garcia
28150 Northeast 69th Terrace
Okeechobee, FL 34972

RE: Case No.: FEC 22-020; Respondent: Angel Luiz Garcia

Dear Mr. Garcia:

The Florida Elections Commission at its August 15, 2023, virtual meeting was unable to hear this case. Therefore, this case has been rescheduled for its next meeting, which is scheduled for November 14-15, 2023, in Tallahassee. A notice of hearing indicating the exact date and time will be mailed approximately 14 days before the hearing.

If you have any questions, please contact us at the number listed above or at fec@myfloridalegal.com.

Sincerely,

Tim Vaccaro

Executive Director

TV/dm

cc: Division of Elections, Complainant

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: Angel Luiz Garcia

Case No.: FEC 22-020

TO: Angel Luiz Garcia
28150 Northeast 69th Terrace
Okeechobee, FL 34972

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

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on, **August 15, 2023 at 2:00 p.m., or as soon thereafter as the parties can be heard**, at the following location: **Virtual Meeting.**

Register in advance for this meeting via Zoom link:

<https://us06web.zoom.us/meeting/register/tZYudumrjgoGNJ2UhnWkz6Q8JF6AOXxKwdP>

After registering, you will receive a confirmation email containing information about joining the meeting.

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
August 1, 2023

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.

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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: Angel Luiz Garcia

Case No.: FEC 22-020

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 106.07(7), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on December 14, 2022, the following facts and law support this staff recommendation:

1. On January 20, 2022, the Florida Elections Commission (“Commission”) received a referral from the Department of State, Division of Elections (“Division”), alleging that Angel Luiz Garcia (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a 2022 candidate for State Representative, District 55. (ROI Exhibit 3)¹

3. By letter dated September 2, 2022, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2022 candidate for State Representative, District 55, failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the 2021 M9 and 2021 M10 reporting periods.

4. By letter dated November 24, 2020, Kristi Reid Willis, Chief, Bureau of Election Records, sent Respondent a letter acknowledging that the Division had received his Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates form. (ROI Exhibit 4, page 1)

5. The acknowledgment letter 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 4, page 2)

6. Pursuant to Section 106.07(7), Florida Statutes, in any reporting period during which a candidate has not received funds, made any contributions, or expended any reportable funds, the filing of the required report for that period is waived. However, the candidate is required

¹ The Report of Investigation is referred to herein as “ROI.”

to notify the filing officer in writing on the prescribed reporting date that no report is being filed on that date.

7. The *Candidate & Campaign Treasurer Handbook* references the statutory requirement regarding written notification and directs candidates to notify the Division by way of the Division’s electronic filing system. (ROI Exhibit 5, page 2) The *Candidate EFS User’s Guide* shows the process through which to notify the Division. The user’s guide instructs candidates to select the relevant reporting period and place a checkmark in a box titled “Waiver” to indicate the lack of reportable financial activity. (ROI Exhibit 6, pages 2-3)

8. Respondent failed to notify the filing officer on the prescribed reporting dates that no reports would be filed for the following reporting periods, as set forth in the table below. (ROI Exhibit 7)

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2021 M9	09/01/21 – 09/30/21	10/12/2021	08/04/2022	296
2021 M10	10/01/21 – 10/31/21	11/10/2021	08/04/2022	267

9. Respondent was given multiple opportunities to respond to Commission staff’s investigation but failed to do so. (ROI, p. 2, ¶¶9-10; ROI Exhibit 8)

10. “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).

11. The facts set forth above show that Respondent was a 2022 candidate for State Representative, District 55. Respondent failed to notify the filing officer on the prescribed reporting dates that no reports would be filed for the 2021 M9 and 2021 M10 reporting periods.

Based upon these facts and circumstances, I recommend that the Commission find **probable cause** to charge Respondent with violating the following:

Count 1:

On or about October 12, 2021, Angel Luiz Garcia violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing his 2021 M9 Report.

Count 2:

On or about November 10, 2021, Angel Luiz Garcia violated Section 106.07(7), Florida Statutes, when he failed to notify the filing officer in writing on the prescribed reporting date that he would not be filing his 2021 M10 Report.

Respectfully submitted on June 19, 2023.



Stephanie J. Cunningham
General Counsel

I reviewed this Staff Recommendation this 20th day of June 2023.



Tim Vaccaro
Executive Director

FLORIDA ELECTIONS COMMISSION

Report of Investigation for Failure to Notify Filing Officer

Case Number: FEC 22-020

Section 106.07(7), Florida Statutes, failure of a candidate or political committee that did not receive any contributions or make any expenditures during a reporting period to timely notify the filing officer, in writing, that no report is being filed.

Respondent: Angel Luiz Garcia

Respondent's Atty: N/A

Division of Elections (Division)

Referral Filed: January 20, 2022

Respondent Type: Candidate

I. Preliminary Information:

1. Respondent was a 2022 candidate for State Representative, District 55; he failed to qualify. Respondent was a first-time candidate. To review the Division email, refer to Exhibit 1.

2. An Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) was filed on November 23, 2020. Respondent was appointed as campaign treasurer. To review the DS-DE 9, refer to Exhibit 2.

3. Respondent filed a Statement of Candidate with the Division on November 23, 2020, in which Respondent certified he had been provided access to read and understand Chapter 106, F.S. To review the Statement of Candidate, refer to Exhibit 3.

4. An acknowledgement letter was mailed to the address provided on the DS-DE 9 on November 24, 2020, advising Respondent that all candidates filing reports with the Division are required to file by means of the Division's electronic filing system (EFS). Respondent was provided with a user identification number and initial password allowing access to the EFS.


5. The acknowledgement letter also advised Respondent that all of the Division's publications and reporting forms are available on their website, including Chapter 106, Florida Statutes, the *Candidate and Campaign Treasurer 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 4.

6. The *Candidate and Campaign Treasurer Handbook* discusses filing a waiver when there is no activity to disclose. To review the relevant page of the *Handbook*, refer to Exhibit 5.

7. The *Candidate EFS User's Guide* discusses how to notify the Division on the prescribed reporting date that no report will be filed using the EFS. Specifically, the *Handbook* instructs the user to click the box next to "waiver" if there is no activity to disclose. To review the relevant pages from the *EFS User's Guide*, refer to Exhibit 6.

II. Alleged Violation of Section 106.07(7), Florida Statutes:

8. I investigated whether Respondent violated this section of the election laws by not timely notifying the filing officer, in writing, that no report(s) would be filed due to not receiving any contributions or making expenditures during the following reporting period(s). To review Respondent's filing history reflecting the untimely filed notification(s) summarized below, refer to Exhibit 7.

Report	Report Cover Period	Date Notification Due	Date Notification Filed	No. of Days Late
2021 M9	09/01/2021 – 09/30/2021	10/12/2021	08/04/2022	296
2021 M10	10/01/2021 – 10/31/2021	11/10/2021	08/04/2022	267
9. Respondent did not respond to the referral.				
10. 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, neither my telephone calls nor email have been returned. Therefore, I am unable to ascertain whether he has read Chapter 106, Florida Statutes, and/or the <i>Candidate and Campaign Treasurer Handbook</i> . To review the phone log and email, refer to Exhibit 8.				
SIGNATURE OF INVESTIGATOR:  Date: December 14, 2022				

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Angel Luiz Garcia -- FEC 22-020

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	Division Email
Exhibit 2	DS-DE 9
Exhibit 3	Statement of Candidate
Exhibit 4	Acknowledgement Letter
Exhibit 5	<i>Candidate and Campaign Treasurer Handbook</i>
Exhibit 6	<i>Candidate EFS User's Guide</i>
Exhibit 7	Filing History
Exhibit 8	Phone Log

RE: Angel Luiz Garcia Acct #79055

Brown, Donna S. <Donna.Brown@dos.myflorida.com>

Fri 12/9/2022 11:59 AM

To: Charles Mellow <Charles.Mellow@myfloridalegal.com>

No qualifying documents were ever filed.

Donna S. Brown, Chief
Bureau of Election Records
Division of Elections
R.A. Gray Bldg, Room 316
500 South Bronough Street
Tallahassee, FL 32399
(850) 245-6280

From: Charles Mellow <Charles.Mellow@myfloridalegal.com>

Sent: Friday, December 9, 2022 9:00 AM

To: Brown, Donna S. <Donna.Brown@dos.myflorida.com>

Subject: Angel Luiz Garcia Acct #79055

EMAIL RECEIVED FROM EXTERNAL SOURCE

Good morning Donna,

Could you tell me the reason Angel Luiz Garcia did not qualify.

Thank you,

Charles Mellow - Investigator

Florida Elections Commission - Office of the Attorney General

Collins Building - Room 212

107 W. Gaines Street

Tallahassee, FL 32399-6596

Phone: (850) 922-4539

Charles.Mellow@myfloridalegal.com



Please note: Florida has a very broad public records law. Written communications to or from me regarding state business constitute public records and are available to the public and media upon request unless the information is subject to a specific statutory exemption. Therefore, your e-mail message may be subject to public disclosure.

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**

(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

NOTE: This form must be on file with the qualifying officer before opening the campaign account.

RECEIVED

2020 NOV 23 AM 10:26

OFFICE USE ONLY

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

Initial Filing of Form Re-filing to Change: Treasurer/Deputy Depository Office Party

2. Name of Candidate (in this order: First, Middle, Last)

Angel Luiz Garcia

3. Address (include post office box or street, city, state, zip code)

28150 NE 69th Ter. Okeechobee, FL 34972

4. Telephone

(863) 484-0709

5. E-mail address

algarcialibertarian@gmail.com

6. Office sought (include district, circuit, group number)

Florida House Representative District 55

7. If a candidate for a nonpartisan office, check if applicable:

My intent is to run as a Write-In candidate.

8. If a candidate for a partisan office, check block and fill in name of party as applicable: My intent is to run as a

Write-In No Party Affiliation Libertarian Party candidate.

9. I have appointed the following person to act as my Campaign Treasurer Deputy Treasurer

10. Name of Treasurer or Deputy Treasurer

Angel Luiz Garcia

11. Mailing Address

28150 NE 69th Ter.

12. Telephone

(863) 484-0709

13. City

Okeechobee

14. County

Okeechobee

15. State

FL

16. Zip Code

34972

17. E-mail address

algarcialibertarian@gmail.com

18. I have designated the following bank as my Primary Depository Secondary Depository

19. Name of Bank

Regions Bank

20. Address

305 NE Park St.

21. City

Okeechobee

22. County

Okeechobee

23. State

FL

24. Zip Code

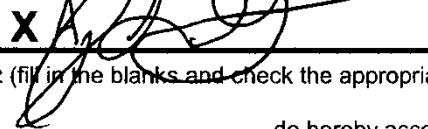
34972

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR APPOINTMENT OF CAMPAIGN TREASURER AND DESIGNATION OF CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN IT ARE TRUE.

25. Date

11/14/2020

26. Signature of Candidate



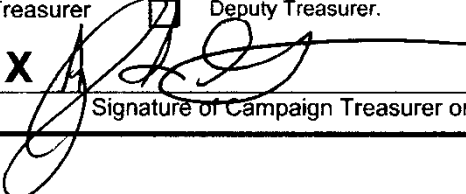
27. **Treasurer's Acceptance of Appointment** (fill in the blanks and check the appropriate block)

I, Angel Luiz Garcia, do hereby accept the appointment
(Please Print or Type Name)

designated above as: Campaign Treasurer Deputy Treasurer.

11/14/2020

Date



Signature of Campaign Treasurer or Deputy Treasurer

**STATEMENT OF
CANDIDATE**

(Section 106.023, F.S.)
(Please print or type)

OFFICE USE ONLY

2020 NOV 23 AM 10:26

STATE OF FLORIDA
DALE G. HARRIS, CLERK

I, Angel Luiz Garcia,

candidate for the office of Florida House Representative District 55;

have been provided access to read and understand the requirements of
Chapter 106, Florida Statutes.

X



Signature of Candidate

11/14/2020

Date

Each candidate must file a statement with the qualifying officer within 10 days after the Appointment of Campaign Treasurer and Designation of Campaign Depository is filed. Willful failure to file this form is a first degree misdemeanor and a civil violation of the Campaign Financing Act which may result in a fine of up to \$1,000, (ss. 106.19(1)(c), 106.265(1), Florida Statutes).



FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

LAUREL M. LEE
Secretary of State

November 24, 2020

Angel Luiz Garcia
28150 Northeast 69th Terrace
Okeechobee, Florida 34972

Dear Mr. Garcia:

This will acknowledge receipt of the Appointment of Campaign Treasurer and Designation of Campaign Depository for the office of State Representative, which was placed on file in our office on November 23, 2020. Your name has been placed on the 2022 active candidate list.

Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **December 10, 2020**. The report will cover the period of November 1-30, 2020 (2020 M11). All candidates who 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 your user identification number. Enclosed are your confidential, filing credentials.

EFS Website Address: <https://efs.dos.state.fl.us>
Identification Number: 79055

Timely Filing

All reports filed 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 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the due date, the report will be accepted as timely filed if filed no later than midnight of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

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)



Angel Luiz Garcia
November 24, 2020
Page Two

Any candidate failing to file a report on the designated due date shall be 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 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 treasurer's report filed by means of the EFS is considered to be under oath by the candidate and campaign treasurer, and such persons are subject to the provisions of Section 106.07(5), 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, *Candidate and Campaign Treasurer Handbook*, *Calendar of Reporting Dates*, and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information.

Sincerely,



Kristi Reid Willis, Chief
Bureau of Election Records

KRW/dsb

Enclosures

pc: Amber Lee Garcia, Treasurer

Candidate & Campaign Treasurer Handbook



Florida Department of State
Division of Elections
R. A. Gray Building, Room 316
500 South Bronough Street
Tallahassee, FL 32399-0250
850.245.6280

(Rev. 10/03/2019)

Notice of No Activity

In any reporting period during which a candidate has not received funds or made any expenditures, the filing of the required report for that period is waived. **However, the candidate must notify the filing officer in writing on or before the prescribed reporting date that no report is being filed on that date.** (A notice of no activity filed with the Division must be filed electronically using the [EFS](#).) The next report filed must specify that the report covers the entire period between the last submitted report and the report being filed.

(Section [106.07](#), Fla. Stat.)

Special Election Reports

When a special election is called to fill a vacancy in office, campaign treasurer reports shall be filed with the filing officer on the dates set by the Florida Department of State pursuant to Section [100.111](#), Florida Statutes. The reports are only to include contributions and expenditures related to the special election.

The candidate must notify the filing officer in writing on or before the prescribed reporting date if no funds were received or no expenditures made during the special election reporting period.

Incomplete Reports

Although the Division's [Electronic Filing System](#) will allow a candidate to file an incomplete report, an incomplete report is not in compliance with the Florida Statutes.

If a candidate or campaign treasurer files a report that is deemed incomplete, they will be notified by the filing officer by certified mail, or by another method using a common carrier that provides a proof of delivery as to why the report is incomplete. The candidate or campaign treasurer must file an addendum to the incomplete report within seven days of notification. The addendum must include all necessary information to complete the report. Failure to file a complete report after notice constitutes a violation of [Chapter 106](#), Florida Statutes.

(Section [106.07\(2\)](#), Fla. Stat.)

Reporting Total Sums

Each campaign treasurer's report required by [Chapter 106](#), Florida Statutes, shall contain the total sums of all loans, in-kind contributions, and other receipts by or for such candidate, and total sums of all expenditures made by such candidate during the reporting period. The reporting forms shall be designed to elicit separate totals for in-kind contributions, loans, and other receipts.

(Section [106.07](#), Fla. Stat.)

**Department of State
Division of Elections**

Candidate EFS User's Guide



**Florida Department of State
Division of Elections
R.A. Gray Building, Room 316
500 S Bronough Street
Tallahassee, FL 32399-0250**



EFS HELP LINE: [850-245-6280](tel:850-245-6280)

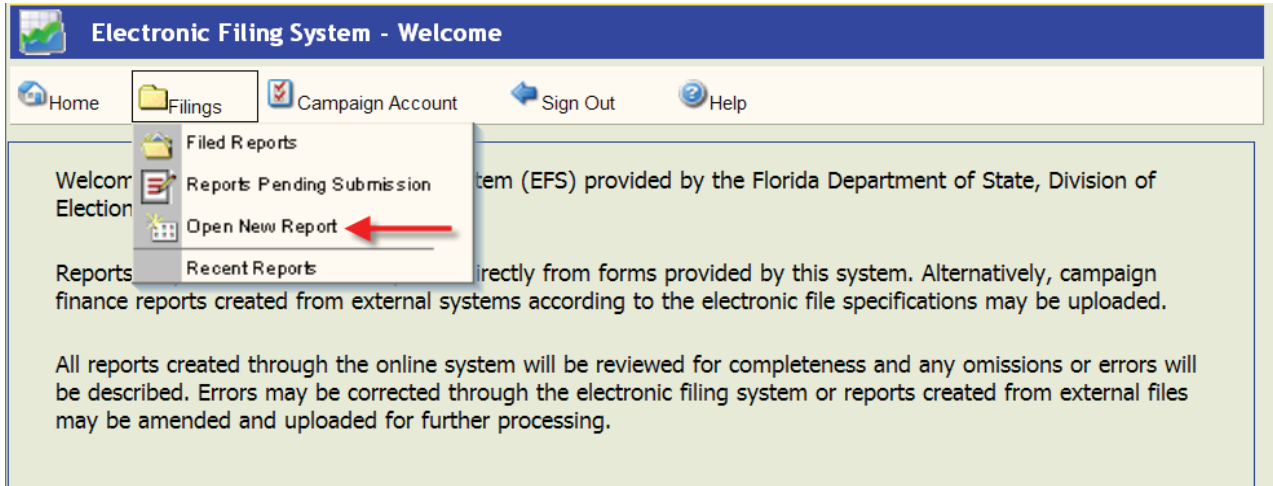
January 2011

Rule 1S-2.017, F.A.C.

DS-DE 110A (eff. 01/11)

Create a New Report by Data Entry

From the Welcome Screen, click  Filings and then  Open New Report.



Use this form to submit an original report. To submit an amendment to a previously filed report, first select the report from the 'Filed Reports' listing and then choose the 'Amend Report' option from the 'Edit' menu item.

Coverage Periods
Campaign finance reports itemize financial activity occurring during a specific reporting period. The reporting period is declared by first selecting the reporting year and then the report type. The beginning and ending coverage dates and the filing due date of the report are automatically associated with the *Reporting Year* and *Report Type*.


Election Cycle:


Report Type:

Coverage Period: Due Date:

Special Election Report Waiver

Uploading a Campaign Finance Report
A Campaign Finance report file meeting the department's specifications may be uploaded at the time a report is opened. Use the Browse button to locate and select the report text or zip file to be uploaded. You may upload the report file in a compressed zip. The zip file must contain only one report file.

Click  arrow next to **Election Cycle**. Scroll to the cycle associated with the report you are entering.

Click  arrow next to **Report Type** and select the report type that corresponds to the appropriate cover period and due date.

The **Cover Period** dates will automatically fill in based on the **Calendar of Election and Reporting Dates**. The end date can be changed for candidate termination reports.

The **Due Date** will automatically fill in based on the **Calendar of Election and Reporting Dates**.

******NOTE******

If this report is a waiver of report (no activity), click the box next to Waiver.

Election Cycle: 2010 General Election
Report Type: F2 2010
Coverage Period: 7/17/2010 7/30/2010 Due Date: 08/06/2010
 Special Election Report Waiver

Click at the bottom of the screen. A **Report Detail** screen (view only) will appear. This screen will not indicate any activity until individual detail data is entered, saved and a review is performed.

Report: 2010 - G4 - 27 2010 General Election Covers: 10/16/2010-10/28/2010 Due: 10/29/2010
 Amendment Waiver Complete Status: Incomplete Detail Records
File Date: Review Status: Not Reviewed
Status: Data Entry Last Review:
of Transactions: 0 Review Recalculate Go To File Report Append File Delete Report Save
Contributions Total Amount Expenditures Total Amount
Cash and Checks: 0.00 Monetary: 0.00
Loans: 0.00 Transfers to Off Acct: 0.00
Total Monetary: 0.00 Total Monetary: 0.00
In-Kind: 0.00 Other Distributions: 0.00
Review Messages
Created: 10/26/2010 11:41:25 AM By: 50552 Revised: 10/26/2010 11:41:25 AM By: 50552

File the Report

If the **Review Status** is Updated Detail – Needs Review the report has not been reviewed since the last update. (See page 38 for instructions on how to submit the report to the system for review.)

If the status of the report is Complete Detail Records, you are ready to file the report.

Report: 2010 - F3 - 26 2010 General Election Covers: 8/7/2010-8/19/2010 Due: 8/20/2010

Amendment Waiver Complete Status: Complete Detail Records

File Date: Review Status: Reviewed

Status: Data Entry Last Review: 8/19/2010 3:56:42 PM

of Transactions: 1

Contributions		Total Amount	Expenditures		Total Amount
Cash and Checks:	<input type="text"/>	0.00	Monetary:	<input type="text"/>	51.00
Loans:	<input type="text"/>	0.00	Transfers to Off Acct:	<input type="text"/>	0.00
Total Monetary:	<input type="text"/>	0.00	Total Monetary:	<input type="text"/>	51.00
In-Kind:	<input type="text"/>	0.00	Other Distributions:	<input type="text"/>	0.00

Review Messages:

Created: 8/19/2010 2:01:35 PM By: 50552 Revised: 8/19/2010 3:56:42 PM By: 50552

Click on .

The **candidate** enters his or her **PIN**, and then selects .

NOTE: A PIN is the same as your signature attesting to the validity of the report.

Step 1: Enter the candidate/chairperson PIN.

Step 2: Select the 'Report Approved' button.

Report: 2010 - F3 - 26 Coverage Period: 8/7/2010-8/19/2010 Due: 8/20/2010

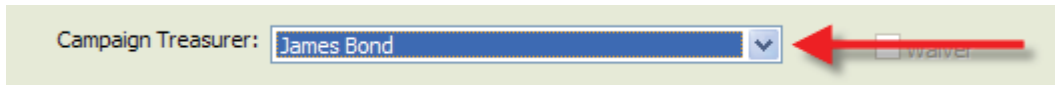
Review Status: Reviewed

Original Amended

Waiver

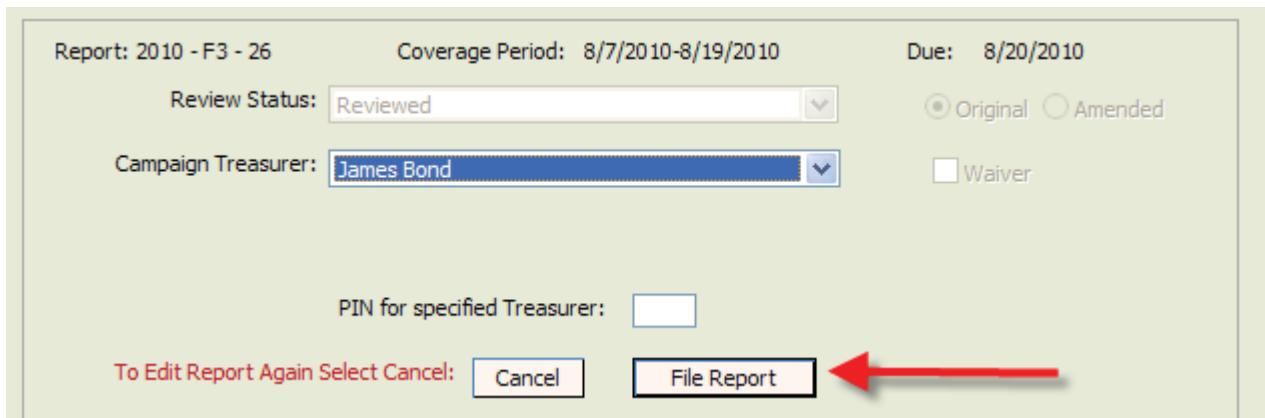
PIN for Candidate/Chairperson:

If there is more than one treasurer, click on the drop down and select the treasurer that is filing the report.



Campaign Treasurer: James Bond

The treasurer enters his or her **PIN** and then clicks **File Report**.



Report: 2010 - F3 - 26 Coverage Period: 8/7/2010-8/19/2010 Due: 8/20/2010

Review Status: Reviewed Original Amended

Campaign Treasurer: James Bond Waiver

PIN for specified Treasurer:

To Edit Report Again Select Cancel:

IMPORTANT NOTE: If changes need to be made after a candidate enters his PIN, the treasurer must undo the candidate's PIN validation before the system will allow changes. See page 48 for instructions.



Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

Candidate Name: Angel Luiz Garcia

Name:

Account: [79055](#)

Election:

Acct:

Type:

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
9/15/2022	TR		SNT	0	\$0.00		\$0.00	\$0.00
6/24/2022	P1	8/4/2022	CLO	41	\$0.00		\$0.00	\$0.00
6/10/2022	M5	8/4/2022	CLO	55	\$0.00		\$0.00	\$0.00
5/10/2022	M4	8/4/2022	PEN	86	\$0.00		\$0.00	\$0.00
4/11/2022	M3	8/4/2022	PEN	115	\$0.00		\$0.00	\$0.00
3/10/2022	M2	8/4/2022	PEN	147	\$0.00		\$0.00	\$0.00
2/10/2022	M1	8/4/2022	CLO	175	\$0.00		\$0.00	\$0.00
1/10/2022	M12	8/4/2022	PEN	206	\$0.00		\$0.00	\$0.00
12/10/2021	M11	8/4/2022	PEN	237	\$0.00		\$0.00	\$0.00
11/10/2021	M10	8/4/2022	PEN	267	\$0.00		\$0.00	\$0.00
10/12/2021	M9	8/4/2022	PEN	296	\$0.00		\$0.00	\$0.00
9/10/2021	M8	8/4/2022	PEN	328	\$0.00		\$0.00	\$0.00
8/10/2021	M7	8/4/2022	PEN	359	\$0.00		\$0.00	\$0.00
7/12/2021	M6	8/4/2022	PEN	388	\$0.00		\$0.00	\$0.00
6/10/2021	M5	8/4/2022	CLO	420	\$0.00		\$0.00	\$0.00
5/10/2021	M4	5/11/2021	CLO	1	\$0.00		\$0.00	\$0.00
4/12/2021	M3	4/13/2021	CLO	1	\$0.00		\$0.00	\$0.00
3/10/2021	M2	3/17/2021	CLO	7	\$0.00		\$0.00	\$0.00
2/10/2021	M1	2/12/2021	CLO	2	\$0.00		\$0.00	\$0.00
1/11/2021	M12	1/18/2021	CLO	7	\$0.00		\$0.00	\$0.00
12/10/2020	M11	12/6/2020						

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 22-020**

Respondent: Angel Luiz Garcia

Complainant: Division of Elections

1. **Date and time:** 12/12/2022; 02:10 p.m.
Name: Angel Luiz Garcia - Respondent
Phone #: (863) 484-0709
Summary: I called Respondent and reached answering machine for (863) 484-0709. I left message identifying myself and calling in reference to FEC 22-020. I asked Respondent to please call me back at his earliest convenience at (850) 922-4539. I followed this call up with email to algarcialibertarian@gmail.com, which is the email address provided on the DS-DE 9.
Entered by: CM
2. **Date and time:** 12/13/2022; 01:21 p.m.
Name: Angel Luiz Garcia - Respondent
Phone #: (863) 484-0709
Summary: I called Respondent and reached answering machine for (863) 484-0709. I left message identifying myself and calling in reference to FEC 22-020. I asked Respondent to please call me back at his earliest convenience at (850) 922-4539.
Entered by: CM
3. **Date and time:**
Name:
Phone #:
Summary:
Entered by:
4. **Date and time:**
Name:
Phone #:
Summary:
Entered by:
5. **Date and time:**
Name:
Phone #:
Summary:
Entered by:
6. **Date and time:**
Name:
Phone #:
Summary:

Entered by:

RESPONDENT INTERVIEW MEMO – Call details at #

- Please explain the reason why you failed to notify the filing officer on the prescribed reporting dates that no **2021 M9 and 2021 M10** reports would be filed on those dates because the campaign had not received funds, made contributions, or expended reportable funds during the reporting period or failure to file a campaign report to reflect financial activity.
- Have you ever run for public office? If so, please name each office you ran for and state what year each election occurred.
- Have you ever been appointed to act as a campaign treasurer for a candidate? If so, please name each such candidate, the office each ran for, and state what year each election occurred.
- Have you ever held the office of chairperson, treasurer, or other similar position for a political committee or electioneering communications organization? If so, please name each committee, state the office you held for each, and state when you held each office.
- Have you ever prepared or signed a campaign treasurer's report? If so, please state the name of the candidate or committee whose report you prepared or signed.
- Do you possess a copy of Chapter 106, Florida Statutes? If so, when did you first obtain it? Have you read it?
- Do you possess a copy of the *Candidate and Campaign Treasurer Handbook*? If so, when did you first obtain it? Have you read it?
- Do you have anything else to add for the Commission's consideration regarding the charges specified in the letter of legal sufficiency in this case?

12/12/22, 2:26 PM

Mail - Charles Mellow - Outlook

FEC 21-423, FEC 21-445, FEC 21-463, FEC 21-495, FEC 22-020 and FEC 22-065

Charles Mellow <Charles.Mellow@myfloridalegal.com>

Mon 12/12/2022 2:25 PM

To: algarcialibertarian@gmail.com <algarcialibertarian@gmail.com>

Mr. Garcia,

My name is Charles Mellow with the Florida Elections Commission. I have tried to reach you at (863) 484-0709.

Please contact me at (850) 922-4539 at your earliest convenience or email me a specific day and time to call you to discuss case numbers FEC 21-423, FEC 21-445, FEC 21-463, FEC 21-495, FEC 22-020 and FEC 22-065.

Thank you,

Charles Mellow - Investigator

Florida Elections Commission - Office of the Attorney General

Collins Building - Room 212

107 W. Gaines Street

Tallahassee, FL 32399-6596

Phone: (850) 922-4539

Charles.Mellow@myfloridalegal.com



Please note: Florida has a very broad public records law. Written communications to or from me regarding state business constitute public records and are available to the public and media upon request unless the information is subject to a specific statutory exemption. Therefore, your e-mail message may be subject to public disclosure.

**FLORIDA ELECTIONS COMMISSION
PHONE LOG
Case No.: FEC 22-020**

Respondent: Angel Luiz Garcia

Complainant: Division of Elections

1. **Date and time:** 12/12/2022; 02:10 p.m.
Name: Angel Luiz Garcia - Respondent
Phone #: (863) 484-0709
Summary: I called Respondent and reached answering machine for (863) 484-0709. I left message identifying myself and calling in reference to FEC 22-020. I asked Respondent to please call me back at his earliest convenience at (850) 922-4539. I followed this call up with email to algarcialibertarian@gmail.com, which is the email address provided on the DS-DE 9.
Entered by: CM
2. **Date and time:** 12/13/2022; 01:21 p.m.
Name: Angel Luiz Garcia - Respondent
Phone #: (863) 484-0709
Summary: I called Respondent and reached answering machine for (863) 484-0709. I left message identifying myself and calling in reference to FEC 22-020. I asked Respondent to please call me back at his earliest convenience at (850) 922-4539.
Entered by: CM
3. **Date and time:**
Name:
Phone #:
Summary:
Entered by:
4. **Date and time:**
Name:
Phone #:
Summary:
Entered by:
5. **Date and time:**
Name:
Phone #:
Summary:
Entered by:
6. **Date and time:**
Name:
Phone #:
Summary:

Entered by:

RESPONDENT INTERVIEW MEMO – Call details at #

- Please explain the reason why you failed to notify the filing officer on the prescribed reporting dates that no **2021 M9 and 2021 M10** reports would be filed on those dates because the campaign had not received funds, made contributions, or expended reportable funds during the reporting period or failure to file a campaign report to reflect financial activity.
- Have you ever run for public office? If so, please name each office you ran for and state what year each election occurred.
- Have you ever been appointed to act as a campaign treasurer for a candidate? If so, please name each such candidate, the office each ran for, and state what year each election occurred.
- Have you ever held the office of chairperson, treasurer, or other similar position for a political committee or electioneering communications organization? If so, please name each committee, state the office you held for each, and state when you held each office.
- Have you ever prepared or signed a campaign treasurer's report? If so, please state the name of the candidate or committee whose report you prepared or signed.
- Do you possess a copy of Chapter 106, Florida Statutes? If so, when did you first obtain it? Have you read it?
- Do you possess a copy of the *Candidate and Campaign Treasurer Handbook*? If so, when did you first obtain it? Have you read it?
- Do you have anything else to add for the Commission's consideration regarding the charges specified in the letter of legal sufficiency in this case?



Florida Elections Commission

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



September 2, 2022

Angel Luiz Garcia
28150 Northeast 69th Terrace
Okeechobee, FL 34972

RE: Case No.: FEC 22-020; Respondent: Angel Luiz Garcia

Dear Mr. Garcia:

On January 20, 2022, the Florida Elections Commission received a complaint alleging 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 violation(s):

Section 106.07(7), Florida Statutes: As alleged in the complaint, Respondent, a 2022 candidate for State Representative, District 55, failed to notify the filing officer on the prescribed reporting date that no report would be filed on that date because he had not received funds, made contributions, or expended reportable funds during the 2021 M9 and 2021 M10 reporting periods.

However, prior to an investigation, you have the option to **resolve your case now by** signing a minor violation consent order and **paying a fine of \$100**, per Rule 2B-1.003, Florida Administrative Code, **rather than the potential \$1,000 per violation** provided for in Section 106.265, Florida Statutes.

If you sign the consent order, you would not be required to admit or deny the allegation(s) in the complaint, but you would be required to immediately correct the violation, if feasible.

The signed consent order would then be considered by the Commission at its next available meeting and would constitute final action by the Commission once it is accepted and approved by the Commission. You and the Complainant will receive notice at least 14 days before any hearing at which your case is to be considered.

Please contact Todd Smith-Schoenwalder by phone at (850) 922-4539, by email at Todd.Smith-Schoenwalder@myfloridalegal.com, or at the address listed above, to accept this minor violation consent order.

Angel Luiz Garcia
September 2, 2022
Page 2
FEC 22-020

If you choose not to resolve this case by consent order, an investigation will be conducted, the Commission will hold one or more hearings to determine whether the alleged violation(s) occurred and, if so, the amount of fine to be imposed upon you.

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

For additional information, please refer to the “Frequently Asked Questions” section on the Commission’s website.

Sincerely,

A handwritten signature in blue ink that reads "Tim Vaccaro". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Tim Vaccaro
Executive Director

TV/jd

DIVISION OF ELECTIONS FEC NOTICE FORM

To FEC from Division of Elections

Candidate: Angel Luiz Garcia

Account Number: 79055

Treasurer: Angel Luiz Garcia


The Division of Elections hereby provides this notice to the Florida Elections Commission pursuant to sections 106.07(8)(d), 106.22(7) and 106.25, Florida Statutes. An apparent violation of Chapter 106, Florida Statutes, has occurred based upon the candidate's alleged failure to file a report after notice or failure to file a notification to the filing officer in writing that no report was being filed on the prescribed reporting date as required by section 106.07(7), Florida Statutes.

The following report is outstanding after notification: 2021 M9 2021 M10

- Angel Luiz Garcia (79055) is a 2022 candidate for the office of State Representative.
- On November 23, 2020, Mr. Garcia filed the Appointment of Campaign Treasurer and Designation of Campaign Depository with the Division.
- The 2021 M9 campaign treasurer's report was due on October 12, 2021. On October 13, 2021, the Division mailed Mr. Garcia notification that the 2021 M9 campaign treasurer's report had not been filed.
- On November 1, 2021, the Division mailed Mr. Garcia notification that the 2021 M9 campaign treasurer's report had not been filed.
- On November 22, 2021, the Division mailed Mr. Garcia final notification with delivery confirmation that the 2021 M9 report had not been filed. (See attached letter and delivery confirmation.)
- The 2021 M10 campaign treasurer's report was due on November 10, 2021. On November 12, 2021, the Division mailed Mr. Garcia notification that the 2021 M10 campaign treasurer's report had not been filed.
- On November 22, 2021, the Division mailed Mr. Garcia notification that the 2021 M10 campaign treasurer's report had not been filed.
- On December 13, 2021, the Division mailed Mr. Garcia final notification with delivery confirmation that the 2021 M10 report had not been filed. (See attached letter and delivery confirmation.)

Angel Luiz Garcia (79055)
Page Two

- Mr. Garcia did not notify the Division of Elections prior to or on the prescribed reporting dates for the 2021 M9 and 2021 M10 reports that no reports were to be filed.
- As of January 12, 2021, Mr. Garcia has not filed the 2021 M9 and 2021 M10 reports.

Sent By: Donna S. Brown 
Date: January 12, 2021
stb



FLORIDA DEPARTMENT OF STATE

Laurel M. Lee
Secretary of State

DIVISION OF ELECTIONS

Final Notice
Delivery Confirmation:

USPS TRACKING # **9114 9022 0078 9644 8020 26**
& CUSTOMER RECEIPT For Tracking or Inquiries go to USPS.com
or call 1-800-222-1811.

November 22, 2021

Angel Luiz Garcia
Candidate for State Representative, District 55
28150 Northeast 69th Terrace
Okeechobee, FL 34972-4972

CAN 79055

Dear Mr. Garcia:

A recent review of the Division's records show that the Division has not yet received the below-referenced campaign treasurer's report or the required notification that no reportable activity occurred, whichever is applicable, during the following cover period:

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2021	M9	9/1/21 - 9/30/21

The Division has previously notified you of the unfiled report or notification. Please file your report or notification. If the report is not filed within 7 days 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. 106.07(8)(b), Fla. Stat.) that are applicable only to campaign finance reports.

As we stated in the prior notices, even if you now file the report or notification, the untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, 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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FLORIDA DEPARTMENT OF STATE

Laurel M. Lee
Secretary of State

DIVISION OF ELECTIONS

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or call 1-800-222-1811

December 13, 2021

Angel Luiz Garcia
Candidate for State Representative, District 55
28150 Northeast 69th Terrace
Okeechobee, FL 34972-4972

CAN 79055

Dear Mr. Garcia:

A recent review of the Division's records show that the Division has not yet received the below-referenced campaign treasurer's report or the required notification that no reportable activity occurred, whichever is applicable, during the following cover period:

<u>Year</u>	<u>Report</u>	<u>Cover Period</u>
2021	M10	10/1/21 - 10/31/21

The Division has previously notified you of the unfiled report or notification. Please file your report or notification. If the report is not filed within 7 days 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. 106.07(8)(b), Fla. Stat.) that are applicable only to campaign finance reports.

As we stated in the prior notices, even if you now file the report or notification, the untimely filing of a report of reportable activity, or if applicable, a notice that no reportable activity occurred, 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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