

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Jimmy Backus**

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**Case No.: FEC 24-314**

**TO:** Jimmy Backus  
253 Gardner Road SW  
Palm Bay, FL 32908

Mike Jaffe  
5240 Babcock Street NE, Unit 218  
Palm Bay, FL 32905

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

A hearing will be held in this case before the Florida Elections Commission on **December 3, 2025, at 1:00 pm, or as soon thereafter as the parties can be heard**, via Webinar at: **Registration URL** <https://attendee.gotowebinar.com/register/8443550463090426453>. **Webinar ID** 144-463-043  
**Audio Only** 1 877 309 2074 -- 786-784-735.

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  
November 7, 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.



**Re: Florida elections commission.** 📎

**Florida Elections Commission** to: Jimmy Backus,  
Michael.Corder, Jeffrey.Kelly

08/22/2025 08:57 AM

Sent by: **Donna Malphurs**

From: Florida Elections Commission/OAG  
To: "Jimmy Backus" <jimmybackus49@gmail.com>,  
Michael.Corder@myfloridalegal.mail.onmicrosoft.com,  
Jeffrey.Kelly@myfloridalegal.mail.onmicrosoft.com

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Mr. Backus,

We heard your case on the 20th. An order reflecting the Commission's decision will be mailed in approximately 15 days.

Regards,

Donna Ann Malphurs  
Agency Clerk/Public Information Office

"Jimmy Backus"

My name is Jimmy Backus on August 20, 2025...

08/21/2025 08:16:04 PM

From: "Jimmy Backus" <jimmybackus49@gmail.com>  
To: fec@myfloridalegal.com  
Date: 08/21/2025 08:16 PM  
Subject: Florida elections commission.

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**This Message Is From an Untrusted Sender**

You have not previously corresponded with this sender.

My name is Jimmy Backus on August 20, 2025 you all set up a Zoom meeting. The meeting was at 1 PM but in the note it asked me to get on as soon as possible. I got on Zoom at 12:50. I stayed on zoom for 45 minutes. Our meeting did not start although on your end there was a recipient. She asked me to wait and I did the zoom from your end block me out so after 45 minutes. I disconnected, we could try this again so that this subject can be closure.

Thank you JimmyBackus

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**This Message Is From an Untrusted Sender**

You have not previously corresponded with this sender.



Florida elections commission.Jimmy Backus to: fec 08/21/2025 08:16 PM

My name is Jimmy Backus on August 20, 2025 you all set up a Zoom meeting. The meeting was at 1 PM but in the note it asked me to get on as soon as possible. I got on Zoom at 12:50. I stayed on zoom for 45 minutes. Our meeting did not start although on your end there was a recipient. She asked me to wait and I did the zoom from your end block me out so after 45 minutes. I disconnected, we could try this again so that this subject can be closure.

Thank you JimmyBackus



**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,  
Petitioner,**

**Case No.: FEC 24-314**

**v.**

**Jimmy Backus,  
Respondent.**

\_\_\_\_\_ /

**ORDER OF PROBABLE CAUSE**

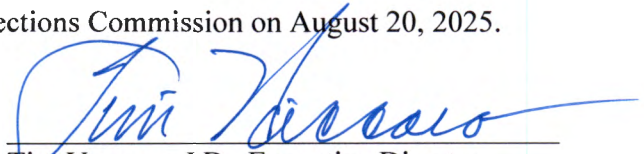
**THIS MATTER** was heard by the Florida Elections Commission (“Commission”) at its meeting held on August 20, 2025, at 1:00 p.m. via Zoom teleconferencing.

On July 18, 2025, 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 August 19, 2024, Jimmy Backus violated Section 106.143(1)(a), Florida Statutes, when he paid for and displayed a political advertisement that contained express advocacy but did not include the required statutory disclaimer.

**DONE AND ORDERED** by the Florida Elections Commission on August 20, 2025.

  
\_\_\_\_\_  
Tim Vaccaro, J.D., Executive Director  
For Joseph S. Van de Bogart, Chair  
Florida Elections Commission

Copies furnished to:  
Stephanie J. Cunningham, General Counsel  
Jimmy Backus, Respondent  
Mike Jaffe, 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: Jimmy Backus**

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**Case No.: FEC 24-314**

**TO:** Jimmy Backus  
253 Gardner Road, SW  
Palm Bay, FL 32908

Mike Jaffe  
5240 Babcock Street, NE  
Unit 218  
Palm Bay, FL 32905

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

A hearing will be held in this case before the Florida Elections Commission on, **August 20, 2025 at 1:00 p.m., or as soon thereafter as the parties can be heard**, at the following location: **Virtual Meeting Session Two via Zoom link:**  
<https://us06web.zoom.us/meeting/register/o8eHKJsYRgmtfmAzZNft5A>.

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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**Tim Vaccaro**

Executive Director  
Florida Elections Commission  
July 28, 2025

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**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Jimmy Backus**

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**Case No.: FEC 24-314**

**STAFF RECOMMENDATION FOLLOWING INVESTIGATION**

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the sworn complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Section 106.143(1)(a), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on May 20, 2025, the following facts and law support this staff recommendation:

1. On September 12, 2024, the Florida Elections Commission (“Commission”) received a sworn complaint from Mike Jaffe (“Complainant”), alleging that Jimmy Backus (“Respondent”) violated Chapter 106, Florida Statutes.

2. Respondent was a 2024 candidate for Palm Bay City Council, Seat 5; he was defeated in the general election held on November 5, 2024. Respondent was not a first-time candidate. (ROI page 1, paragraph 1; ROI Exhibit 3, page 2)<sup>1</sup>

3. By letter dated October 15, 2024, the Executive Director notified Respondent that Commission staff would investigate the following statutory provision:

**Section 106.143(1)(a), Florida Statutes:** Respondent, a 2024 candidate for Palm Bay City Council, Seat 5, may have paid for and distributed political advertisements that contained express advocacy but did not include a proper disclaimer, as alleged in the complaint.

4. Respondent’s Appointment of Campaign Treasurer and Designation of Campaign Depository form (“DS-DE 9”) was filed with the City Clerk on January 25, 2024. (ROI Exhibit 1, page 1) Respondent served as his own campaign treasurer. (ROI Exhibit 1, pages 1 and 2)

5. Respondent filed a Statement of Candidate with the City Clerk on January 25, 2024, in which Respondent certified he had been provided access to read and understand the requirements of Chapter 106, Florida Statutes. (ROI Exhibit 2, page 1)

6. In an affidavit, the City Clerk asserted that Respondent was provided with a candidate packet or similar material including copies of and/or links to Chapter 106, Florida Statutes, and the *Candidate and Campaign Treasurer Handbook* on January 25, 2024. (ROI Exhibit 3) The City Clerk provided an email sent to Respondent on April 3, 2024, with information

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



about qualifying and links to the *Candidate and Campaign Treasurer Handbook* and the Division of Elections' website. (ROI Exhibit 3, page 4)

**Alleged Violation: Section 106.143(1)(a), Florida Statutes**

7. Complainant alleged that Respondent violated this section of Florida's election laws by paying for and displaying political advertisements that contained express advocacy but did not include a proper disclaimer. Specifically, Complainant alleged Respondent displayed political advertisement campaign signs that did not include a disclaimer required by Section 106.143(1)(a), Florida Statutes. *See* Compl. Complainant provided a photo of the campaign sign at issue. The sign states, "ELECT JIMMY BACKUS PALM BAY CITY COUNCIL" and does not include a disclaimer. (ROI Exhibit 4)

8. Section 106.143(1)(a), Florida Statutes, requires that any political advertisement paid for by the candidate (except a write-in candidate) and is published, displayed, or circulated before, or on the day of any election must prominently state the required disclaimer. This disclaimer must have specific verbiage; variations are not allowed.

9. Respondent did respond to the complaint, stating that he received the letter regarding his campaign signs and that the signs have been corrected. (ROI Exhibit 6, page 1) However, Respondent never followed up with the Commission to provide proof that the corrections had been made. (ROI Exhibit 7)

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 2024 candidate for Palm Bay City Council, Seat 5. Respondent was not a first-time candidate. Respondent paid for and displayed a political advertisement that did not include the required statutory disclaimer.

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 August 19, 2024, Jimmy Backus violated Section 106.143(1)(a), Florida Statutes, when he paid for and displayed a political advertisement that contained express advocacy but did not include the required statutory disclaimer.

Respectfully submitted on July 18, 2025.

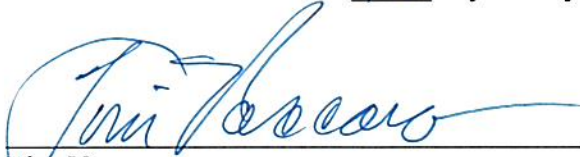


Michael R. Corder  
Legal Intern



Stephanie J. Cunningham  
General Counsel

I reviewed this Staff Recommendation this 18<sup>th</sup> day of July 2025.



Tim Vaccaro  
Executive Director

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Case No.: FEC 24-314**

**Respondent:** Jimmy Backus

Counsel for Respondent: N/A

**Complainant:** Mike Jaffe

Counsel for Complainant: N/A

On September 12, 2024, the Florida Elections Commission (Commission) received a sworn complaint alleging that Respondent violated Chapters 104 or 106, Florida Statutes. Commission staff investigated whether Respondent violated the following statutes:

Section 106.143(1)(a), Florida Statutes, may have paid for and distributed political advertisements that contained express advocacy but did not include a proper disclaimer.

**I. Preliminary Information:**

1. Respondent was a 2024 candidate for Palm Bay City Council, Seat 5; he was defeated in the general election held on November 5, 2024. Respondent was not a first-time candidate.

2. Respondent's filing officer was the City of Palm Bay City Clerk (City Clerk).

3. An Appointment of Campaign Treasurer and Designation of Campaign Depository (DS-DE 9) was filed with the City Clerk on January 25, 2024. Respondent was appointed as campaign treasurer. To review the DS-DE 9, refer to Exhibit 1.<sup>1</sup>

4. Respondent filed a Statement of Candidate with the City Clerk on January 25, 2024, in which Respondent certified he had been provided access to read and understand the requirements of Chapter 106, F.S. To review the Statement of Candidate, refer to Exhibit 2.

5. In an affidavit, the City Clerk asserted that Respondent was provided with a candidate packet or similar material including copies of and/or links to Chapter 106, F.S., and the *Candidate and Campaign Treasurer Handbook* on January 25, 2024. The City Clerk provided an email sent to Respondent on April 3, 2024, with information about qualifying and links to the *Candidate and Campaign Treasurer Handbook* and the Division of Elections' website. To review the affidavit and email, refer to Exhibit 3.

**II. Alleged Violation of Section 106.143(1)(a), Florida Statutes:**

6. I investigated whether Respondent violated this section of the election laws by paying for and distributing political advertisements that contained express advocacy but did not include a proper disclaimer.

7. Specifically, Complainant alleged Respondent distributed political advertisement campaign signs that did not include a disclaimer required by Section 106.143, F.S. Complainant

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<sup>1</sup> Another form was subsequently filed designating a new campaign depository.



provided a photo of the campaign sign at issue. The sign states, "ELECT JIMMY BACKUS PALM BAY CITY COUNCIL." The sign does not contain a disclaimer. To review the sign photo, refer to Exhibit 4.

8. According to the *Candidate and Campaign Treasurer Handbook*, "any political advertisement that is paid for by a **candidate**...and that is published, displayed, or circulated before, or on the day of, any election must prominently state: 'Political advertisement paid for and approved by (name of candidate), (party affiliation), for (office sought)' or 'Paid by (name of candidate), (party affiliation), for (office sought)'" The *Handbook* further states in bold text, **"Also, the disclaimer language alternatives provided above must be verbatim as quoted in Section 106.143, Florida Statutes. Variations are prohibited by law."** To review the relevant *Handbook* pages, refer to Exhibit 5.

9. Respondent did respond to the complaint. He stated, "I have gotten this letter about one of my signs. It has been corrected with the logo on it. Paid for and approved by Jimmy Backus it is on the remaining of my signs." To review Respondent's response, refer to Exhibit 6.

10. I attempted to contact Respondent on three occasions for the purpose of providing an opportunity to discuss the allegations made in the complaint. 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 *Candidate and Campaign Treasurer Handbook*. To review the phone log and email, refer to Exhibit 7.

Respectfully submitted on May 20, 2025.



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Charles Mellow  
Investigation Specialist

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Jimmy Backus -- FEC 24-314**

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	DS-DE 9
Exhibit 2	Statement of Candidate
Exhibit 3	City Clerk Affidavit and Email
Exhibit 4	Sign Photo
Exhibit 5	Candidate and Campaign Treasurer Handbook Pages
Exhibit 6	Response
Exhibit 7	Phone Log and Email

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

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

(PLEASE PRINT OR TYPE)

Office of The

JAN 25 2024

City Clerk

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

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):  
(Please Print or Type Name)

Jimmy Backus

**3. Address** (include PO Box or Street, City, State, Zip Code):

253 Gardner rd sw  
Palm bay FL 32908

**4. Telephone:**

(678) 886 5570

**5. Candidate's Voter Registration #:**

(not required for qualifying purposes)

**6. Email Address:**

JimmyBackus49@gmail.com

**7. Office Sought** (include district, circuit, group, or seat #):

City Council Seat 5

**8. If a candidate for a nonpartisan office, check the box if applicable:**

☐ I intend to run as a Write-In Candidate.

**9. If a candidate for partisan office, check the box and fill in the name of the party as applicable:** I intend to run as a

☐ Write-In Candidate. ☐ No Party Affiliation Candidate. ☐ \_\_\_\_\_ Party candidate.

**10. I have appointed the following person to act as my:**

☒ Campaign Treasurer

☐ Deputy Treasurer

**11. Name of Treasurer or Deputy Treasurer:**

Jimmy Backus

**12. Telephone:**

(678) 886-5570

**13. Email Address:**

JimmyBackus49@gmail.com

**14. Mailing Address:**

253 Gardner rd sw

**15. City:**

Palm Bay

**16. State:**

FL

**17. Zip Code:**

32908

**18. I have designated the following bank as my** (check appropriate box): ☒ Primary Depository ☐ Secondary Depository

**19. Name of Bank:**

Atlanta Postal Credit Union

**20. Address:**

3900 Crown Rd

**21. City:**

Atlanta

**22. County:**

Gwinnett

**23. State:**

Ga

**24. Zip Code:**

30380

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

**25. Date:** 1-25-2024

**26. Signature of Candidate:**

X Jimmy Backus

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

I, Jimmy Backus

(Please Print or Type Name)

do hereby accept the appointment designated above as:

☒ Campaign Treasurer.

☐ Deputy Treasurer.

**28. Date:** 1-25-2024

**29. Signature of Campaign Treasurer or Deputy Treasurer**

X Jimmy Backus



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

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

(PLEASE PRINT OR TYPE)

Office of The

MAY 3 2024

City Clerk

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

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):  
(Please Print or Type Name)

Jimmy Backus

**3. Address** (include PO Box or Street, City, State, Zip Code):

253 Gardner Rd SW  
Palm Bay FL 32908

**4. Telephone:**

(678) 886 5570

**5. Candidate's Voter Registration #:**

(not required for qualifying purposes)

**6. Email Address:**

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City Council Seat 5

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**9. If a candidate for partisan office, check the box and fill in the name of the party as applicable:** I intend to run as a

☐ Write-In Candidate. ☐ No Party Affiliation Candidate. ☐ \_\_\_\_\_ Party candidate.

**10. I have appointed the following person to act as my:** ☒ Campaign Treasurer ☐ Deputy Treasurer

**11. Name of Treasurer or Deputy Treasurer:**

Jimmy Backus

**12. Telephone:**

(678) 886 5570

**13. Email Address:**

JimmyBackus49@gmail.com

**14. Mailing Address:**

253 Gardner Rd SW

**15. City:**

Palm Bay

**16. State:**

FL

**17. Zip Code:**

32908

**18. I have designated the following bank as my (check appropriate box):** ☒ Primary Depository ☐ Secondary Depository

**19. Name of Bank:**

PNC Bank

**20. Address:**

122 Malabar Rd SW

**21. City:**

Palm Bay

**22. County:**

Brevard

**23. State:**

FL

**24. Zip Code:**

32907

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

**25. Date:**

4-30-24

**26. Signature of Candidate:**

X Jimmy Backus

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

I, Jimmy Backus  
(Please Print or Type Name)

do hereby accept the appointment designated above as:

☒ Campaign Treasurer.

☐ Deputy Treasurer.

**28. Date:**

4-30-24

**29. Signature of Campaign Treasurer or Deputy Treasurer**

X Jimmy Backus

DS-DE 9 (Rev. 09/23)

Rule 1S-2.0001, F.A.C.



**STATEMENT OF  
CANDIDATE**

(Section 106.023, F.S.)

(Please print or type)

**OFFICE USE ONLY**

**Office of The**

**JAN 25 2024**

**City Clerk**

I, Jimmy Backus,  
candidate for the office of Seat 5;

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

X Jimmy Backus  
Signature of Candidate

1-25-2024  
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).

# AFFIDAVIT OF FILING OFFICER

Case Number: FEC 24-314

STATE OF FLORIDA

County of Brevard

Terese Jones, being duly sworn, says:

1. This affidavit is made upon my personal knowledge.
2. I am of legal age and competent to testify to the matters stated herein. I am currently employed by the City of Palm Bay as the City Clerk.
3. Please provide copies of the listed items from the following candidate's campaign file:  
**Jimmy Backus, Candidate for Palm Bay City Council, Seat 5.**

Check	ITEM
Attachment 1	The Statement of Candidate form for the 2024 campaign.
Attachment 2	Appointments of Treasurers and Designation of Campaign Depository form (Form DS-DE 9) for the 2024 campaign.
Attachment 3	Campaign treasurer's reports, waivers, and amendments for the 2024 campaign.
N/A	Addendum requests and proof of compliance for the 2024 campaign.
N/A Candidates do not file reports through an electronic system	The candidate's and campaign treasurers' acknowledgment whereby candidates and treasurers declare, under penalties of perjury, electronically filing a CTR is same as signing the report under oath, and to have certified the correctness of the report in accordance with sections 106.07(5) or 106.29(2), Florida Statutes, as applicable; such as an Application and Acknowledgement of Electronic Filing Information form (if applicable).
Attachment 4 = examples of instructions through email & campaign materials	Form(s) for all campaigns whereby candidate acknowledges receipt of instructions and/or campaign materials. <i>We do not require candidates to acknowledge receipt of campaign materials as pre-qualifying packets can be picked up by anyone/for anyone.</i>
Attachment 5	All checks issued by the candidate's campaign to your office (qualifying fee, maps, etc.). Please do <u>not</u> redact the bank routing and account numbers.

4. Please check each item provided to the candidate, and list the date that the candidate was provided the item.

Check	ITEM	DATE
Inadvertently omitted from pre/qualifying packet	<i>A Compilation of The Election Laws of the State of Florida</i>	N/A
Inadvertently omitted from pre/qualifying packet	<i>Chapter 104, Florida Statutes</i>	N/A
Attachment 6	<i>Chapter 106, Florida Statutes</i>	01/25/04



Attachment 6	<i>Candidate &amp; Campaign Treasurer Handbook</i> . Please provide revision date of publication. <u>7/2023 (2024 Election Cycle)</u>	01/25/24
	Other: <sup>1</sup>	

5. Relative to Chapter 106, *Florida Statutes*, and the *Candidate & Campaign Treasurer Handbook*, please indicate how these publications are provided to the candidate.

- ☒ A candidate packet, or similar material, is given to the candidate. The candidate packet includes links to the Division of Elections' website, or our website, where these documents are available for review. **Refer to Attachment 6**
- ☐ Publications are provided on a CD or thumb/flash drive that is given to the candidate.
- ☐ Other, please explain. \_\_\_\_\_

6. Did your office<sup>2</sup> offer any candidate workshops, campaign skills or training seminars prior to the November 5, 2024 election? ☐ Yes or ☒ No. If yes, please list all workshops/training seminars that were attended by the candidate, along with the date of attendance. If a staff member attended for the candidate, list his/her name and position. If available, please attach a copy of any attendance sheets from the workshops/training seminars and if available, please provide a copy of the syllabus and outline or PowerPoint presentation for the workshops/seminars. Information is provided with the candidate pre-qualifying/qualifying packet. Our office offers to sit down with candidates individually when they pick up/drop off the packet to go over any information, if desired. Our office also assists candidates throughout the election with any questions/concerns - by email, by phone, in person.

7. Does your office have any record of Jimmy Backus having sought elective office within your jurisdiction prior to the 2024 election? ☒ Yes or ☐ No. If yes, please list the previous office(s) he/she ran for, the date(s) of the election(s), and the result(s) of the election(s). If the candidate withdrew her/his candidacy for election, please indicate if the withdrawal was before or after qualifying.  
Palm Bay City Council Seat 5 - 03/08/22 Special Election (lost); Palm Bay City Council Seat 5 - 11/08/22 General Election (pre-qualified but did not turn qualifying documents in on time, so was unable to run in election); Palm Bay City Council Seat 5 - 11/05/24 Special/General Election (lost). **Refer to Attachment 7.**

<sup>1</sup> Any local publications relative to the Election laws that may have been provided by your office in lieu of the *Candidate & Campaign Treasurer Handbook* published by the Division of Elections. If your office published the item(s), please send a copy of the item(s) with the affidavit.

<sup>2</sup> If your County elections or ethics office offered candidate workshops/campaign skills or training seminars, please identify the office providing the workshops/seminars and provide copies of any notices that were sent to candidates within your jurisdiction.

8. Does your office have any record of Jimmy Backus having been named as a chairperson or campaign treasurer of a political committee (PC or PAC) or electioneering communications organization (ECO) within your jurisdiction? ☐ Yes or ☒ No. If yes, please list the name(s) of the committees.

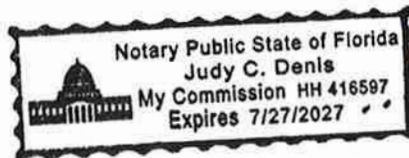
9. Did you or any member of your staff have any conversations with Jimmy Backus concerning a provision of Chapter 106, Florida Statutes, relative to political advertising wording and disclaimers, at any time during the 2024 campaign? ☐ Yes or ☒ No. If yes, please indicate whether the conversation was in person, in writing, or by telephone and the subject matter of the conversation. If applicable, please provide copies of records documenting the discussion.

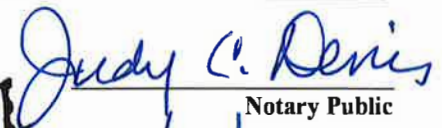
**ISWEAR OR AFFIRM THAT THE INFORMATION CONTAINED IN THIS DOCUMENT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE.**

  
Signature of Affiant

STATE OF FLORIDA  
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me, by means of X physical presence or        online notarization, this 22 day of January, 2025, by Terese M. Jones, who is personally known to me or who has produced        as identification.



  
Notary Public  
7/27/27  
Commission Expires

Case investigator: B.A.

Case Number: FEC 24-314



**From:** [Terri Lefler](#)  
**To:** [Christina Costello](#); [Jimmy Backus](#); [Mike Spencer Jaffe](#); [Nathan Timothy White](#); [Paul D. Galbreath II](#)  
**Cc:** [Terese Jones](#)  
**Subject:** Special Election Campaign Treasurer Reports Due - 04/10/24  
**Date:** Wednesday, April 3, 2024 11:35:00 AM

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Just a friendly reminder...

Your campaign treasurer report is due Wednesday, April 10, 2024, for the reporting period covering January 1, 2024, through March 31, 2024. The report type is 2024 Q1. If the report is delivered in person, it will be due by 5:00 P.M.; otherwise, if the report is submitted by email, it will be due no later than midnight.

**PLEASE NOTE:**

- If you have not received or expended any funds during the current reporting period, a Waiver of Report can be filed.
- If you pre-qualified during the current reporting period, your reporting period should begin with the date you pre-qualified (the City Clerk's date stamp on your packet) through the last day of the reporting period (March 31, 2024).
- The Candidate and Campaign Treasurer Handbook is provided on the Publications page on the Division of Elections website at <https://files.floridados.gov/media/706923/candidate-and-campaign-treasurer-handbook-2024.pdf>.

The most common campaign reporting forms are listed below, which are available on the Florida Division of Elections website (<https://dos.fl.gov/elections/forms-publications/forms/>):

- DS-DE 12: Campaign Treasurer's Report – Summary (<https://files.floridados.gov/media/693241/dsde12.pdf>)
- DS-DE 13: Campaign Treasurer's Report – Itemized Contributions (<https://files.floridados.gov/media/693243/dsde13.pdf>)
- DS-DE 14: Campaign Treasurer's Report – Itemized Expenditures (<https://files.floridados.gov/media/693244/dsde14.pdf>)
- DS-DE 87: Waiver of Report (<https://files.floridados.gov/media/707058/dsde87-waiver-oct-2023.pdf>)

If you have already submitted your 2024 Q1 Report, please disregard this reminder.

Thank you and have a great day!

Kindest Regards,

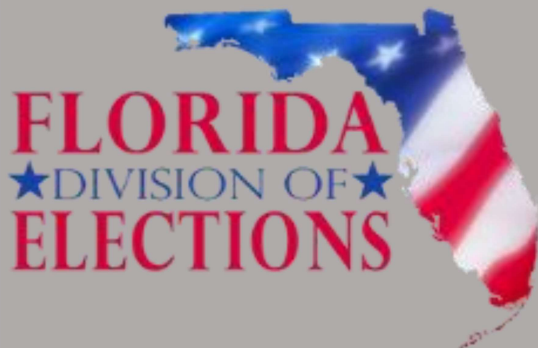


**ELECT JIMMY  
BACKUS**



**PALM BAY CITY  
COUNCIL**

# Candidate and Campaign Treasurer Handbook (2024 ELECTION CYCLE)



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. 7/2023 )

## Chapter 12: Political Advertising

A political advertisement is a paid expression in a communications medium prescribed in Section [106.011\(4\)](#), Florida Statutes, whether radio, television, newspaper, magazine, periodical, campaign literature, direct mail, or display or by means other than the spoken word in direct conversation, which expressly advocates the election or defeat of a candidate or the approval or rejection of an issue.

(Section [106.011\(15\)](#), Fla. Stat.)

### Candidate Disclaimers

**Except as noted in the next section**, any political advertisement that is paid for by a **candidate (except a write-in candidate)** and that is published, displayed, or circulated before, or on the day of, any election must prominently state: *“Political advertisement paid for and approved by (name of candidate), (party affiliation), for (office sought)” or “Paid by (name of candidate), (party affiliation), for (office sought).”*

Any political advertisement that is paid for by a **write-in candidate** and that is published, displayed, or circulated before, or on the day of, any election must prominently state: *“Political advertisement paid for and approved by (name of candidate), write-in candidate, for (office sought)” or “Paid by (name of candidate), write-in candidate, for (office sought).”*

(Section [106.143\(1\)](#), Fla. Stat.)

**Also, the disclaimer language alternatives provided above must be verbatim as quoted in Section [106.143](#), Florida Statutes. Variations are prohibited by law.**

Any political advertisement of a candidate running for **partisan office** shall express the name of the political party of which the candidate is seeking nomination or is the nominee.

If the **candidate for partisan office is running as a candidate with no party affiliation**, any advertisement of the candidate must state that the candidate has no party affiliation.

Candidates running for **non-partisan** office may not state the candidate’s political party affiliation in the disclaimer, or in the body of the advertisement. *Exception*: The candidate is not prohibited from stating the candidate’s partisan-related experience.

(Sections [106.143\(3\)](#) and [\(5\)](#), Fla. Stat.)

**Note:** A candidate running for an office that has a district, group, or seat number does not have to indicate the district, group, or seat number in the political advertisement or disclaimer.

### Exceptions to Disclaimer Requirements

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**This Message Is From an Untrusted Sender**

You have not previously corresponded with this sender.



Case-No FEC 24-314Jimmy Backus to: fec 09/30/2024 11:12 AM

History: This message has been replied to.

Hi, my name is Jimmy Backus. I have gotten this letter about one of my signs. It has been corrected with the logo on it. Paid for and approved by Jimmy Backus it is on the remaining of my signs .  
Sent from my iPhone



**FLORIDA ELECTIONS COMMISSION  
PHONE LOG  
Case No.: FEC 24-314**

**Respondent:** Jimmy Backus

**Complainant:** Mike Jaffe

1. **Date and time:** 04/14/2025; 02:16 p.m.  
**Name:** Jimmy Backus - Respondent  
**Phone #:** (678) 886-5570  
**Summary:** Called Mr. Backus, an automated voice message was reached. I identified who I was and that I am with the Florida Elections Commission calling to discuss FEC 24-314. I asked that Mr. Backus return my call at his earliest convenience at (850) 922-4539. I followed up with an email to [JimmyBackus49@gmail.com](mailto:JimmyBackus49@gmail.com).  
**Entered by:** CM
2. **Date and time:** 04/21/2025; 02:11 p.m.  
**Name:** Jimmy Backus - Respondent  
**Phone #:** (678) 886-5570  
**Summary:** Called Mr. Backus, an automated voice message was reached. I identified who I was and that I am with the Florida Elections Commission calling to discuss FEC 24-314. I asked that Mr. Backus return my call 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:**

**RESPONDENT INTERVIEW MEMO – Call details at #**

- Please explain the reason why you did not include a proper disclaimer on the paid for distributed political advertisement.
- 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 letters of legal sufficiency in these cases?

## Charles Mellow

---

**From:** Microsoft Outlook  
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@myfloridalegal.com>  
**To:** JimmyBackus49@gmail.com  
**Sent:** Monday, April 14, 2025 2:27 PM  
**Subject:** Relayed: FEC 24-314

**Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:**

[JimmyBackus49@gmail.com](mailto:JimmyBackus49@gmail.com) (JimmyBackus49@gmail.com)

Subject: FEC 24-314



## Charles Mellow

---

**From:** Charles Mellow  
**Sent:** Monday, April 14, 2025 2:27 PM  
**To:** JimmyBackus49@gmail.com  
**Subject:** FEC 24-314

Jimmy Backus:

My name is Charles Mellow with the Florida Elections Commission. I have tried to reach you at (678) 886-5570 to discuss case number FEC 24-314, pertaining to improper disclaimer on a political advertisement during your 2024 campaign for Palm Bay City Council, Seat 5.

Please contact me at your earliest convenience at (850) 922-4539 or email me a specific day and time to call you to discuss FEC 24-314.

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](mailto: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 24-314**

**Respondent:** Jimmy Backus

**Complainant:** Mike Jaffe

1. **Date and time:** 04/14/2025; 02:16 p.m.  
**Name:** Jimmy Backus - Respondent  
**Phone #:** (678) 886-5570  
**Summary:** Called Mr. Backus, an automated voice message was reached. I identified who I was and that I am with the Florida Elections Commission calling to discuss FEC 24-314. I asked that Mr. Backus return my call at his earliest convenience at (850) 922-4539. I followed up with an email to [JimmyBackus49@gmail.com](mailto:JimmyBackus49@gmail.com).  
**Entered by:** CM
2. **Date and time:** 04/21/2025; 02:11 p.m.  
**Name:** Jimmy Backus - Respondent  
**Phone #:** (678) 886-5570  
**Summary:** Called Mr. Backus, an automated voice message was reached. I identified who I was and that I am with the Florida Elections Commission calling to discuss FEC 24-314. I asked that Mr. Backus return my call 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:**

**RESPONDENT INTERVIEW MEMO – Call details at #**

- Please explain the reason why you did not include a proper disclaimer on the paid for distributed political advertisement.
- 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 letters of legal sufficiency in these cases?



# 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)



October 15, 2024

Jimmy Backus  
253 Gardner Rd SW  
Palm Bay, FL 32908

**RE: Case No.: FEC 24-314; Respondent: Jimmy Backus**

Dear Mr. Backus:

On September 12, 2024, 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

**Section 106.143(1)(a), Florida Statutes:** Respondent, a 2024 candidate for Palm Bay City Council, Seat 5, may have paid for and distributed political advertisements that contained express advocacy but did not include a proper disclaimer, as alleged in the complaint.

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 \$250**, 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 Jeff Kelly by phone at (850) 922-4539, by email at Jeffrey.Kelly@myfloridalegal.com,** or at the address listed above, to accept this minor violation consent order.

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.

Jimmy Backus  
October 15, 2024  
Page 2  
FEC 24-314

**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,



Tim Vaccaro  
Executive Director

TV/jd

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**This Message Is From an Untrusted Sender**

You have not previously corresponded with this sender.



Case-No FEC 24-314Jimmy Backus to: fec 09/30/2024 11:12 AM  
History: This message has been replied to.

Hi, my name is Jimmy Backus. I have gotten this letter about one of my signs. It has been corrected with the logo on it. Paid for and approved by Jimmy Backus it is on the remaining of my signs .

Sent from my iPhone

## COMPLAINT

The Commission's records and proceedings in a case are confidential until the Commission rules on probable cause. A copy of the complaint will be provided to the person against whom it is brought.

REC'D: FL ELECTIONS COM  
12 SEP '24 PM 3:45

### 1. PERSON BRINGING COMPLAINT:

Name: Mike Jaffe Work Phone: (321) 513-5771  
Address: 5240 Babcock St NE Unit 218 Home Phone: ( ) City: Palm Bay  
County: Brevard State: FL Zip Code: 32909

### 2. PERSON

### AGAINST WHOM COMPLAINT IS BROUGHT:

If you intend to name more than one individual or entity, please file multiple complaints. A person can be an individual, political committee, political party, electioneering communication organization, club, corporation, partnership, company, association, or other type of organization.

Name of individual or entity: Jimmy Bachus  
Address: 253 Gardner Rd SW Phone: (678) 996-5570  
City: Palm Bay County: Brevard State: FL Zip Code: 32909 If

individual is a candidate, list the office or position sought: Palm Bay City Council Seat 5

Have you filed this complaint with the State Attorney's Office? (check one) Yes ☐ No ☒ Are you alleging a violation of Section 104.271(2), F.S.? (check one) Yes ☐ No ☒ Are you alleging a violation of Section 104.2715, F.S.? (check one) Yes ☐ No ☒

### 3. ALLEGED VIOLATION(S):

Please attach a **concise** narrative statement in which you list the provisions of the Florida Election Code that you believe the person named above may have violated. The Commission has jurisdiction only to investigate provisions of Chapter 104 and Chapter 106, Florida Statutes. Please include the following items as part of your attached statement:

- The facts and actions that you believe support the violations you allege;
- The names/telephone numbers of persons whom you believe may be witnesses to the facts;
- A copy or picture of any political advertisement(s) you mention in your statement;
- A copy of each document you mention in your statement;
- An explanation of why you believe information you reference from websites is relevant; and
- Any other evidence supporting your allegations.

SEE REVERSE SIDE OF DOCUMENT FOR ADDITIONAL INFORMATION

**Any person who files a complaint while knowing that the allegations are false or without merit commits a misdemeanor of the first degree, punishable as provided in Sections 775.082 and 775.083, Florida Statutes.**



FLORIDA ELECTIONS COMMISSION  
107 West Gaines Street, Suite 224, Tallahassee, FL 32399-1050

**4. OATH:**

STATE OF FLORIDA

COUNTY OF BREVARD

I swear or affirm that the above information is true and correct to the best of my knowledge.



CHRISTINA J. COSTELLO  
Notary Public  
State of Florida  
Comm# HH367694  
Expires 2/28/2027

[Signature]  
Original Signature of Person Bringing Complaint

Sworn to and subscribed before me this 17<sup>th</sup> day of  
AUGUST, 2024

[Signature]  
Signature of Officer Authorized to Administer Oaths or Notary Public

Christina Costello  
(Print, Type, or Stamp Commissioned Name of Notary Public)  
Personally Known ☒ Or Produced Identification ☐  
Type of Identification Produced \_\_\_\_\_

**5. IMPROPERLY COMPLETED COMPLAINT FORMS MAY BE RETURNED:**

- You **MUST** submit this completed complaint form in order to file a complaint. • You **MUST** complete **ALL FOUR** of the above sections of this form. **DO NOT** leave any blanks. • You **MUST** submit the **ORIGINAL** complaint form. Copied/faxed/mailed forms are returned.
- Each complaint can only be filed against **ONE PERSON** or **ENTITY**. If you wish to file against multiple parties, you **MUST** submit a complaint form for each party you wish to file against.
- **DO NOT** submit multiple complaint forms with one set of attachments applying to multiple complaints. You **MUST** attach copies of attachments to each complaint to which they apply.
- **MAKE SURE** the alleged violation(s) of Chapters 104 or 106 occurred within the last 2 years. •

REC'D: FL ELECTIONS COM  
12 SEP '24 PM 3:45



**MAKE SURE** your complaint is **sworn** and there is **no defect** to the **notarization** in Section 4.

FEC Form 1 (5/17)

Rules 2B-1.0025 & 2B-1.009, F.A.C.

**Date: 8/19/2004**

**Florida Elections Commission**

107 W. Gaines Street, Suite 224

Tallahassee, FL 32399-1050

**Subject: Complaint Regarding Violation of Campaign Sign Disclaimer Requirements – Jimmy Backus**

I am writing to file a formal complaint against Jimmy Backus, a candidate for Palm Bay City Council Seat 5, for failing to comply with Florida's campaign sign disclaimer requirements as outlined in Chapter 106 of the Florida Statutes.

During his current campaign for Palm Bay City Council, Mr. Backus has displayed campaign signs that lack the legally required disclaimer. The signs do not include the "paid political advertisement" statement, nor do they identify who approved and paid for the signs.

This is not Mr. Backus's first campaign for public office. Given his prior experience, he should be well aware of the legal requirements for political advertising. The omission of this disclaimer appears to be a willful and knowing violation of Florida law.

According to **Section 106.143, Florida Statutes**, every political advertisement must prominently state the name and address of the person or entity who paid for the advertisement, along with the appropriate disclaimer. Failure to include this information is a clear violation of Florida's campaign finance laws.

I request that the Florida Elections Commission investigate this violation and take appropriate enforcement action against Mr. Backus, including the imposition of fines or other penalties as provided by law.

Attached is photographic evidence of the campaign sign in question, clearly showing the absence of the required disclaimer.

Thank you for your attention to this matter. I look forward to your response and any actions taken to ensure compliance with Florida's election laws.

Sincerely,

Mike Jaffe

**ELECT JIMMY**

**BACKUS**



**PALM BAY CITY  
COUNCIL**



M. JAFFE  
5040 BARRECK ST #018  
PALM BAY FL 32905

ORLANDO FL 328  
20 AUG 2024 PM 2 L



Florida Election Commission  
107 West Gaines St. #204  
Tallahassee FL 32399-1050

REC'D: FL ELECTIONS COM  
12 SEP '24 PM 3:45

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