

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**FILED**

04 MAY 28 AM 10:59

**In Re:** Kenneth D. Cooper  
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STATE OF FLORIDA  
ELECTIONS COMMISSION  
Case No.: FEC 04-025  
F.O. No.: DOSFEC 04-077 A  
REPORT DUE DATE: 1/02/04

**FINAL ORDER**

**THIS CAUSE** came on to be heard by the Florida Elections Commission at its regularly scheduled meeting held on May 20, 2004, in Tallahassee, Florida.

**FINDINGS OF FACT**

1. The Commission is charged with enforcing Chapter 106, Florida Statutes, the campaign financing law.
2. The Respondent's campaign treasurer's report was not filed with the filing officer on the designated due date.
3. The filing officer fined the Respondent \$1,500.00 for the late filing of the report. The Respondent timely appealed, claiming unusual circumstances.

**CONCLUSIONS OF LAW**

4. The Commission has jurisdiction over the parties to and subject matter of this case, pursuant to Section 106.04 or 106.07, Florida Statutes.
5. The Respondent's claim of unusual circumstances, as defined in Rule 2B-1.0055, Florida Administrative Code, justifies Respondent's failure to timely file the report.

**ORDER**

Based on the foregoing facts and conclusions of law, the Commission finds that the Respondent's unusual circumstances justify Respondent's failure to file the report on the

designated due date. Therefore, it is

**ORDERED** that the assessed fine is waived in full.

**DONE AND ENTERED** by the Florida Elections Commission and filed with the Clerk  
of the Commission on May 28, 2004, in Tallahassee, Florida.



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Chance Irvine, Chairman  
Florida Elections Commission  
107 West Gaines Street  
Collins Building, Suite 224  
Tallahassee, FL 32399-1050

Copies furnished to:

Barbara M. Linthicum, Executive Director  
Kenneth D. Cooper, Respondent  
Division of Elections, Filing Officer