

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: Raquel Regalado

Case No.: FEC 12-041
/ FOFEC No.: 12-067W

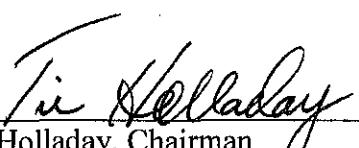
**ORDER ACCEPTING
STIPULATED AGREEMENT AND STATEMENT OF FACTS**

THIS MATTER, having come before the Florida Elections Commission on May 8, 2012, the Commission, having reviewed the Stipulated Agreement and Statement of Facts, all documents in the case file, and the Commission being otherwise fully advised in the premises, it is thereupon,

ORDERED AND ADJUDGED that

1. The Commission accepts the Stipulated Agreement and Statement of Facts entered into by, and between, the Miami-Dade Commission on Ethics and Public Trust, the Office of the State Attorney of the Eleventh Judicial Circuit, and Raquel Regalado.
2. Respondent, Raquel Regalado, violated Section 106.07(5), Florida Statutes, on two occasions. Respondent is fined \$1,000 for each violation for a total of \$2,000.

DONE AND ORDERED by the Florida Elections Commission on May 8th, 2012.


Tim Holladay, Chairman

Florida Elections Commission

Copies furnished to:

Jose Arrojo, Chief Assistant State Attorney, 11th Judicial Circuit
Joseph M. Centorino, Complainant
Eric Lipman, General Counsel
Jose Quinon, Attorney for Respondent

STIPULATED AGREEMENT AND STATEMENT OF FACTS

COMES NOW JOSEPH M. CENTORINO, Executive Director of the Miami-Dade Commission on Ethics and Public Trust, KATHERINE FERNANDEZ RUNDLE, State Attorney of the Eleventh Judicial Circuit of Florida, by and through the undersigned Assistant State Attorney, and RAQUEL REGALADO, represented by Jose Quinon, Esq., and hereby enter into the following Stipulated Agreement and Statement of Facts to impose civil penalties pursuant Florida Statute 106.265, to ensure and enforce compliance with Chapter 106, Florida Statutes.

The following facts and conditions are hereby admitted and agreed to by the parties hereto:

1. Raquel Regalado served as the Campaign Treasurer for Tomas P. Regalado, Candidate for Mayor of the City of Miami in an election held in 2009, following which Tomas P. Regalado assumed the position of Mayor of the City of Miami. Raquel Regalado is the daughter of Tomas P. Regalado.
2. An investigation has been conducted jointly by the Miami-Dade Commission on Ethics and Public Trust, the Miami-Dade State Attorney's Office, and the Florida Department of Law Enforcement, into possible violations of Chapter 106, Florida Statutes, committed in connection with the 2009 campaign of said Tomas P. Regalado for the position of Mayor of the City of Miami.
3. As a result of the said investigation, it has been concluded that civil violations of Chapter 106, Florida Statutes, occurred in connection with the reporting of Campaign Contributions and Campaign Expenditures on Campaign Treasurer Reports submitted to the City of Miami in connection with said campaign, for which the said Raquel Regalado may be liable.
4. Notwithstanding that the said Raquel Regalado has contested some of the alleged violations, the said Raquel Regalado has agreed, in settlement of this matter, to admit that she is liable for the following civil violations: a) Filing a Campaign Treasurer's Report on February 10, 2010, which did not accurately report the total Monetary Contributions and Monetary Expenditures in said campaign as of said date, in violation of Section 106.07(5), Florida Statutes; b) Filing a Campaign Treasurer's Report on March 15, 2010, which did not accurately report the total Monetary Contributions and Monetary Expenditures in said campaign as of said date, in violation of Section 106.07(5), Florida Statutes.
5. The actions of said Raquel Regalado in filing or in permitting the filing of said inaccurate reports constitute *prima facie* evidence of civil violations of Chapter 106, Florida Statutes.
6. Pursuant to Section 106.265, Florida Statutes, a civil penalty not to exceed \$1,000 per count may be imposed for the aforesaid civil violations.
7. The parties hereto stipulate that a civil penalty in the form of a fine in the amount of \$1,000 shall be imposed for each of the aforesaid violations, and that Raquel Regalado shall be liable to pay said fines, totaling \$2,000, to the Election Campaign Financing Trust Fund of the State of Florida. In addition, the parties hereto agree that Raquel Regalado shall be liable to pay, as reimbursement for investigative costs, the sum of \$1,000 payable to the Miami-Dade Commission on Ethics, the sum of \$1,000 payable to the Miami-Dade State Attorney's Office, and the sum of \$1,000 payable to the Florida Department of Law Enforcement.

8. Raquel Regalado agrees not to contest either the foregoing civil violations or the imposition of the foregoing fines and investigative costs, and hereby waives any and all rights he may have to contest said violations, including his right to a probable cause determination and to a hearing before the Florida Elections Commission, and also any right to assert that said violations are time-barred by any applicable Statutes of Limitation.
9. Raquel Regalado agrees that this Stipulated Agreement and Statement of Facts may serve as the Statement of Facts in a Complaint to be filed by the undersigned Joseph M. Centorino with the State of Florida Elections Commission, charging the aforesaid violations, and that the agreements contained herein shall be conditioned upon the approval of these terms by the State of Florida Elections Commission. Upon such approval, no other legal action, civil or criminal, shall be initiated against Raquel Regalado by the other parties hereto arising out of the known facts of this investigation.
10. If this Stipulated Agreement and Statement of Facts is not approved by the State of Florida Elections Commission, then no part of this agreement shall be admissible in any legal or administrative proceeding involving Raquel Regalado or the subject matter of this agreement.
11. Raquel Regalado shall pay the said fines in the form of a cashier's check made payable to the Election Campaign Trust Fund as provided by Section 106.265(3), immediately upon the signing of this agreement, which check shall be delivered to Joseph M. Centorino, Miami-Dade Commission on Ethics and Public Trust, 19 W. Flagler Street, Miami, FL 33310, together with the signed Stipulated Agreement and Statement of Facts, both of which shall be forwarded forthwith with the Complaint to the Florida Elections Commission, 107 West Gaines Street, Suite 224, Tallahassee, FL 32399-1050, Attention: Rosanna Catalano, Executive Director.
12. Raquel Regalado shall pay the said investigative costs in the form of cashier's checks made payable and delivered to the Miami-Dade Commission on Ethics and Public Trust, the Miami-Dade State Attorney's Office, and the Florida Department of Law Enforcement within thirty (30) days of the signing of this Stipulated Agreement and Statement of Facts.
13. The failure of Raquel Regalado to comply with any of the aforementioned conditions shall constitute a violation of this agreement. In the event of such a violation, the Miami-Dade Commission on Ethics and Public Trust and/or the Miami-Dade State Attorney's Office may take such further criminal and/or civil actions as authorized under Florida Statutes. The parties agree to the tolling of any applicable Statutes of Limitations regarding any such criminal or civil actions from the date of the signing of this agreement until the completion of all terms and conditions contained in this Stipulated Agreement and Statement of Facts.



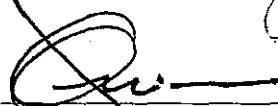
Raquel Regalado

Feb 27, 2012

Date

I have consulted with my attorney and
family and freely and voluntarily agree
to abide by the terms of this Stipulated Agreement

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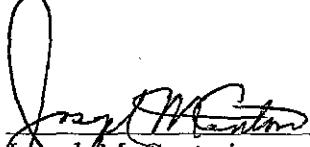
 Jose Quinon

Date

Attorney for Raquel Regalado
Florida Bar #

2/27/2012

I have advised my client in connection
with the terms and obligations of this
Stipulated Agreement.

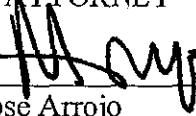
 Joseph M. Centorino

Date

Complainant
Florida Bar #592889
Executive Director
Miami-Dade Commission on Ethics and Public Trust
19 W. Flagler Street, Suite 820
Miami, Florida 33130
305-579-2594

3/14/12

KATHERINE FERNANDEZ RUNDLE
STATE ATTORNEY

By: 

Date

Jose Arrojo
Chief Assistant State Attorney
Florida Bar #
E.R. Graham Building
1350 N.W. 12th Avenue
Miami, Florida 33136-2111
(305) 547-0100

3/7/12

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CASHIER'S CHECK

6629800105

PAY TO THE ORDER OF ***ELECTION CAMPAIGN FINANCING TRUST FUND OF***
THE STATE OF FLORIDA

March 09, 2012

Two thousand dollars and no cents

\$2,000.00

WELLS FARGO BANK, N.A.
1699 CORAL WAY
MIAMI, FL 33145
FOR INQUIRIES CALL (407) 294-0100

VOID IF OVER US \$ 2,000.00

Richard Levy
CONTROLLER

Details on Back.

----- Security Features Included.