



**FLORIDA ELECTIONS COMMISSION**

107 W. Gaines Street,  
Suite 224 Collins Building  
Tallahassee, Florida 32399-1050  
Telephone: (850) 922-4539  
Fax: (850) 921-0783

May 3, 2011

**CERTIFIED MAIL 7005 1160 0000 9365 3574**

Myron Rosner  
1121 N.E. 178 Terrace  
North Miami Beach, Florida 33162

**RE: Case No.: FEC 11-089**

Dear Mr. Rosner

On April 26, 2011, the Florida Elections Commission received the enclosed complaint alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. Along with all allegations in the complaint, the Commission staff will investigate the following alleged violations:

**Section 106.07(5), Florida Statutes:** Myron Rosner, mayoral candidate for the City of North Miami Beach, certified his Amended 2011 G2 campaign report as correct, true and complete when this report was not as alleged in the complaint.

**Section 106.19(1)(c), Florida Statutes:** Myron Rosner, mayoral candidate for the City of North Miami Beach, falsely reported or deliberately failed to include any information required by Chapter 106 of the Florida Statutes, as alleged in the complaint.

**Section 106.11(4), Florida Statutes:** Myron Rosner, mayoral candidate for the City of North Miami Beach, authorized an expense or signed a check drawn on the primary campaign account without sufficient funds on deposit in the primary depository account as alleged in the complaint.

**Section 106.19(1)(d), Florida Statutes:** Myron Rosner, mayoral candidate for the City of North Miami Beach, made or authorized an expenditure in violation of Section 106.11(4), Florida Statutes or any other expenditure prohibited by Chapter 106, Florida Statutes, as alleged in the complaint.

You may respond to the allegations above by filing a notarized statement providing any information regarding the facts and circumstances surrounding the allegations. If you choose to file a response to the complaint, you should do so within 20 days of the date you receive this letter. Your response will be included as an attachment to the investigator's report.

When we conclude the investigation, you will receive a copy of the Report of Investigation. You may file a response to the report within 14 days from the date the report is mailed to you. Based on the results of the investigation, legal staff will make a written recommendation to the Commission on whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. You will receive a copy of the Staff Recommendation and may file a response within 14 days from the date the recommendation is mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

The Commission will then hold a hearing to determine whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. You and the complainant will receive a notice of hearing at least 14 days before the hearing. The notice of hearing will indicate the location, date, and time of your hearing. You will have the opportunity to make a brief oral statement to the Commission, but you will not be permitted to testify or call others to testify, or introduce any documentary or other evidence. The Commission also may allow the complainant to make a brief oral statement.

At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

The Report of Investigation, Staff Recommendation, and Notice of Hearing will be mailed to the same address as this letter. Therefore, if your address changes, you must notify the investigator assigned to this case of your new address. Otherwise, you may not receive the correspondence from the staff. Failure to receive the documents will not delay the probable cause hearing.

Under section 106.25, Florida Statutes, complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 and 106, Florida Statutes, are confidential until the Commission finds probable cause or no probable cause. The confidentiality provision does not apply to the person filing the complaint. However, it does apply to you, the Respondent, unless you waive confidentiality in writing. The confidentiality provision does not preclude you from seeking legal counsel. However, if you retain counsel, your attorney must file a notice of appearance with the Commission before any member of the Commission staff can discuss this case with him or her.

If you have any questions or need additional information, please contact **Cedric Oliver**, the investigator assigned to this case, at extension 110.

Sincerely,

A handwritten signature in black ink, appearing to read "Rosanna Catalano". The signature is fluid and cursive, with a large initial "R" and "C".

Rosanna Catalano  
Executive Director

cc: Stephanie Keinzle, Complainant

Enclosure: Complaint w/attachments