

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

107 West Gaines Street, Suite 224, Tallahassee, Florida 32399-1050
Telephone Number: (850) 922-4539
www.fec.state.fl.us

CONFIDENTIAL COMPLAINT FORM

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 the complaint is brought.

1. PERSON BRINGING COMPLAINT:

Name: Stephanie Kienzle Work Phone: (954) 761-7707
Address: 1653 NE 178 Street Home Phone: (305) 335-2093
City: North Miami Beach County: Miami-Dade State: FL Zip Code: 33162

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

A person can be an individual, political committee, committee of continuous existence, political party, electioneering communication organization, club, corporation, partnership, company, association, or any other type of organization. If both an individual and a committee or organization are involved, name both.

Name of individual: Myron Rosner
Address: 1121 NE 178 Terrace Phone: (305) 652-2905
City: North Miami Beach County: Miami-Dade State: FL Zip Code: 33162

If individual is a candidate, list the office or position sought: Mayor

Name of committee or organization: City of North Miami Beach
Address: 17011 NE 19th Avenue Phone: (305) 787-6001
City: North Miami Beach County: Miami-Dade State: FL Zip Code: 33162

Have you filed this complaint with the State Attorney's Office? (check one) Yes No

3. ALLEGED VIOLATION(S):

Please list the provisions of The Florida Election Code that you believe the person named above may have violated. The Commission has jurisdiction only to investigation the following provisions: **Chapter 104, Chapter 106, Section 98.122, and Section 105.071, Florida Statutes.** Also, please include:

- ✓ The facts and actions that you believe support the violations you allege,
- ✓ The names and telephone numbers of persons you believe may be witnesses to the facts,
- ✓ A copy or picture of the political advertisements you mention in your statement,
- ✓ A copy of the documents you mention in your statement, and
- ✓ Other evidence that supports your allegations.

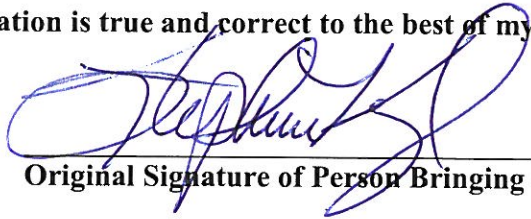
See attached letter and all exhibits thereto.

Additional materials attached (check one)? Yes No

4. OATH

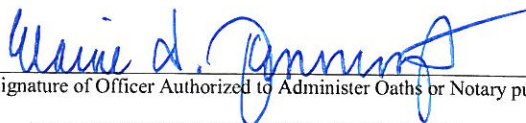
STATE OF FLORIDA
COUNTY OF BROWARD

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

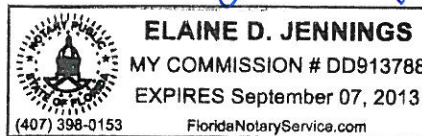


Original Signature of Person Bringing Complaint

Sworn to and subscribed before me this 11th day of
April, 2011



Signature of Officer Authorized to Administer Oaths or Notary public.



(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally known Or Produced Identification

Type of Identification Produced _____

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.

April 11, 2011

To Whom it May Concern:

Myron Rosner is running for re-election as mayor of North Miami Beach. The election is scheduled for May 3, 2011.

I believe Mr. Rosner is in violation of several campaign laws regarding finance, including but not limited to 106.19(1)(a), F.S., described as follows:

Mr. Rosner has advertised on at least 29 bus benches and at least 2 bus shelters within and just outside the city limits of the City of North Miami Beach. The owner of these bus benches and shelters is Martin Outdoor Media, Inc., which also happens to be a vendor of the City of North Miami Beach. According to contracts with the City of North Miami Beach, the vendor Martin Outdoor Media, Inc. rents the space from the City of North Miami Beach on which these bus benches and shelters are located. Mr. Rosner's bus bench and shelter advertising are located as follows:

BUS BENCHES:

Biscayne Blvd:

NE 146th Street, west side, in front of Total Wines
NE 143rd Street, west side
NE 137th Street, east side
NE 137th Street, west side

North Miami Beach Boulevard/163rd Street/167th Street/826 corridor:

NE 15th Avenue, north east corner
NE 15th Avenue, south east corner
NE 19th Avenue, north east side
NE 19th Avenue, south east side
Biscayne Boulevard, north east side
North Miami Avenue, north east corner
NW 1st Avenue, north east corner
NE 26th Ave, north east side (2 benches)
In front of ale house approximately NE 32nd Avenue
RK Plaza, approximately NE 30th Avenue

NE Miami Gardens Drive:

NE 19th Avenue, southeast corner

NE 15th Avenue:

NE 169th Street, east side
NE 169th Street, west side
NE 179th Street east side
NE 162nd Street, west side (2 benches)

NE 10th Avenue:

NE 178th Terrace, east side

NE 19th Avenue:

NE 183rd Street, north east corner
NE 181st Street, south west corner
NE 171st Street, north east corner
NE 169th Street, south west corner

NE 171st Street:
NE 18th Avenue, north east corner
West Dixie Highway, north west side

NE 157th Street on NE 16th Avenue

BUS SHELTERS:

NE 163rd Street at NE 19th Avenue, northeast corner
NE 19th Avenue at NE 182nd Street, west side

Per the attached copies of Martin Outdoor Media, Inc.'s advertising rate for these bus benches and shelters (which you can also find at <http://martinoutdoormedia.com/rates/rates.html#anchor>), the charge for "high profile" locations is \$300.00 per bench per month, and for "low profile" locations the charge is \$135.00. The charge for bus shelter advertising is \$400.00 for "front read" and \$200.00 for "cross read."

Of the 28 bus benches Mr. Rosner is advertising on, at least 15 of them are what we assume are "high profile" as they are on the two main thoroughfares in North Miami Beach, i.e. US 1 (a/k/a Biscayne Boulevard) and State Road 826 (a/k/a North Miami Beach Boulevard/163rd Street/167 Street corridor).

Of the 2 bus shelters, Mr. Rosner has one located as a "front read" and one located as a "cross read."

Mr. Rosner began his bus bench and shelter advertising officially on February 1, 2011, when such advertising was permitted to begin according to our City Code. He will end this advertising on or about April 30, 2011 (three days before the election), or longer if there is a runoff.

The cost of this advertising for just three months from February 1, 2011 through April 30, 2011, is calculated as follows:

1. 15 bus benches at \$300.00 per month per bench x 3 months: \$13,500.00
2. 14 bus benches at \$135.00 per month per bench x 3 months: \$5,670.00
3. 1 bus shelter "front read" at \$400.00 per month x 3 months: \$1,200.00
4. 1 bus shelter "cross read" at \$200.00 per month x 3 months: \$600.00

All this advertising is worth a total of **AT LEAST \$20,970.00.**

The reason I am making this complaint, however, is that when Mr. Rosner filed his Campaign Treasurer's Report for March 31, 2011, he only claimed an in-kind donation from Martin Outdoor Media, Inc. **for the sum of \$500.00.** I have attached a copy of page 3, reflecting item 23 for your reference. You may access the complete report at

<http://www.citynmb.com/vertical/Sites/%7B7D026603-3FD1-47D7-B72B-A998702CDBDA%7D/uploads/%7BC6EA8FD3-75A4-43BD-B0A3-C4F844E7098F%7D.PDF>



Contact Us

- Corporate
- Advertising
- Products
- Rates**
- Locations
- Creative
- Maintenance

Rate Cards Production Request a Quote

Rate Cards

Benches
Shelters

CLICK HERE to request a quote.



Monthly Rental Rates by City

City	High Profile Location	Standard Profile Location	Rotary (Preemptible) Location
Dania Beach	\$ 275	\$ 125	\$50 - \$125 Depending on volume and location (not applicable in all markets)
E Portal	\$ 200	\$ 125	
Fort Lauderdale	\$ 300	\$ 200	
Hialeah	\$ 325	\$ 150	
Hollywood	\$ 325	\$ 135	
Lauderdale Lakes	\$ 275	\$ 125	
Margate	\$ 250	\$ 200	
Miami Springs	\$ 200	\$ 125	
North Lauderdale	\$ 275	\$ 125	
North Miami	\$ 275	\$ 125	
N.W.B.	\$ 300	\$ 135	
Oakland Park	\$ 275	\$ 125	
Opal Locka	\$ 200	\$ 125	
Pembroke Park	\$ 250	\$ 150	
Pembroke Pines	\$ 450	\$ 250	
Plantation	\$ 400	\$ 200	
South Miami	\$ 550	\$ 225	
Sweetwater	\$ 200	\$ 125	
Tamarac	\$ 300	\$ 135	
Wilton Manors	\$ 500	\$ 225	
Doral	\$ 400	\$ 200	
Hallandale	\$ 250	\$ 150	
Davie	\$ 400	\$ 200	

1.877.41 BENCH

© 2009 ALL RIGHTS RESERVED MARTIN OUTDOOR



Contact Us

- Corporate
- Advertising
- Products
- Rates**
- Locations
- Creative
- Maintenance

Rate Cards Production Request a Quote

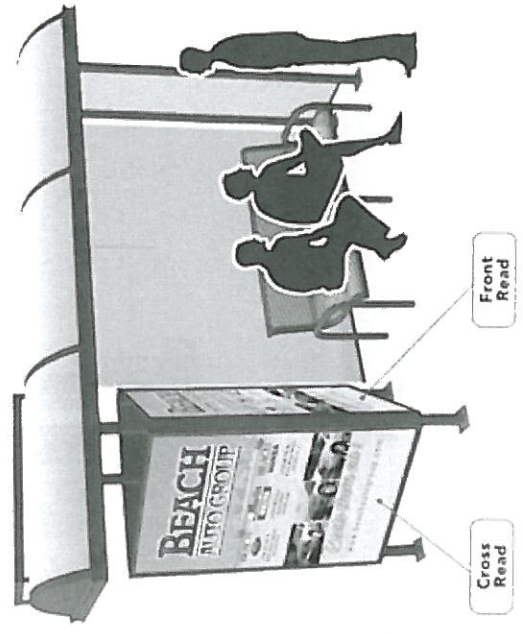
Rate Cards

Benches
Shelters

CLICK HERE to request a quote.

Monthly Rental Rates

City	Front Read	Gross Read
North Miami Beach	\$ 400	\$ 200
Pembroke Pines	\$ 600	\$ 300
Hollywood	\$ 500	\$ 250
Margate	\$ 400	\$ 200
Pompano	\$ 500	\$ 250



1 877 41 BENCH © 2008 ALL RIGHTS RESERVED MARTIN OUTDOOR

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1) Name Myron Rosner for Mayor (Group 1)

(2) I.D. Number 00000 **RECEIVED**

(3) Cover Period 01/01/2011 - 03/31/2011

(4) Page 1 of 14
 APR - 1 PM 3:01

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor		Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
		Type	Occupation				
01/26/2011	United Group Underwriters Inc 1313 NW 167th St Miami Gardens, FL 33169-0000	B	Underwriters	CHE			\$ 500.00
17							
01/26/2011	United Premium Finance co 1313 NW 167th St Miami Gardens, FL 33169-0000	B	Finance	CHE			\$ 500.00
18							
01/26/2011	Putnam, Donald 9645 NW 63rd Place Parkland, FL 33976-0000	I	Business man	CHE			\$ 250.00
19							
01/28/2011	Weitz Law Firm, PA 18305 Biscayne Blvd Suite 214 Aventura, FL 33160-0000	B	Attorney	CHE			\$ 500.00
20							
02/01/2011	Paypal 2145 Hamilton Ave San Jose, CA 95125-0000	B	Banking Service	CHE			\$ 0.05
21							
02/01/2011	Paypal 2145 Hamilton Ave San Jose, CA 95125-0000	B	Banking Service	CHE			\$ 0.05
22							
02/01/2011	Martin Outdoor 151 NE 166th St Miami, FL 33162-0000	B	Outdoor Advertising	INK	Advertising		\$ 500.00
23							
02/02/2011	Ronald Book PA 18851 NE 29th Ave Suite 1010 Aventura, FL 33180-0000	B	Attorney	CHE			\$ 500.00
24							

DADE COUNTY CLERK'S OFFICE



Bus Bench



Bus Shelter