

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

In Re: Citizens for Fiscal Responsibility /

Case No.: FEC 13-267

TO: Emmett Mitchell IV, Esquire  
Coates Law Firm PL  
115 East Park Avenue, Suite 1  
Tallahassee, FL 32301

Frank Wolland, Esquire  
12865 West Dixie Highway  
North Miami, FL 33161

Division of Elections  
500 S Bronough Street  
Room 316  
Tallahassee, FL 32399

**NOTICE OF HEARING (CONSENT ORDER)**

A hearing will be held in this case before the Florida Elections Commission on **October 29, 2014, at 8:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, Room S-110, 404 South Monroe Street, Tallahassee, FL 32399.**

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 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.

Amy McKeever Toman

Executive Director  
Florida Elections Commission  
October 13, 2014

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.

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,  
Petitioner,**

v.

**Agency Case No.: FEC 13-267  
F.O. No.: FOFEC**

**Citizens for Fiscal Responsibility,  
Respondent.**

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**CONSENT ORDER**

Respondent, Citizens for Fiscal Responsibility (CFR), and the Florida Elections Commission (Commission) agree that this Consent Order resolves all of the issues between the parties in this case. The parties jointly stipulate to the following facts, conclusions of law, and order.

**FINDINGS OF FACT**

1 On June 27, 2014, the staff of the Commission issued a Staff Recommendation, recommending to the Commission that there was probable cause to believe that Respondent violated Chapter 106, Florida Statutes.

2 At its meeting on August 5, 2014, the Commission found there was probable cause to charge the Respondent with the following violations:

**Count 1:**

On or about October 4, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a G2-13 Report with the Miami Beach City Clerk on the same date

as municipal candidates or committees filed reports for the November 5, 2013 election.

**Count 2:**

On or about November 1, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a G4-13 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

**Count 3:**

On or about November 15, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a R1-13 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

3. Respondent has expressed a desire to enter into a negotiated settlement to bring this matter to a close.

4. The staff and Respondent stipulate to the following facts:

- a. Respondent is an Electioneering Communications Organization
- b. Respondent participated in the November 5, 2013 Miami Beach municipal election.
- c. Respondent was required to file periodic reports of contributions received and expenditures made with the Miami Beach City Clerk on the same date as municipal candidates and committees for the November 5, 2013 election.
- d. Respondent filed 3 reports with the Miami Beach City Clerk after the due date that municipal candidates and committees were required to file their campaign reports.



## CONCLUSIONS OF LAW

5. The Commission has jurisdiction over the parties to and subject matter of this cause, pursuant to Section 106.26, Florida Statutes.

6. The parties stipulate that staff could prove the facts in paragraph 4 above by clear and convincing evidence and to the Commission's ability to impose a civil penalty in this case.

## ORDER

7. Respondent and the staff of the Commission have entered into this Consent Order voluntarily and upon advice of counsel.

8. Respondent shall bear his own attorney's fees and costs that are in anyway associated with this case

9. The Commission will consider the Consent Order at its next available meeting.

10. Respondent voluntarily waives the right to any further proceedings under Chapters 104, 106, and 120, Florida Statutes, and the right to appeal the Consent Order.

11. This Consent Order is enforceable under Sections 106.265 and 120.69, Florida Statutes. Respondent expressly waives any venue privileges and agrees that if enforcement of this Consent Order is necessary, venue shall be in Leon County, Florida, and Respondent shall be responsible for all fees and costs associated with enforcement.

12. If the Commission does not receive the signed Consent Order and the penalty by September 5, 2014, the staff withdraws this offer of settlement and will proceed with the case.

13. Payment of the civil penalty by cashier's check, or money order, good for at least 120 days, or attorney trust account check, is a condition precedent to the Commission's consideration of the Consent Order



**PENALTY**

**WHEREFORE**, based upon the foregoing facts and conclusions of law, the Commission finds that the Respondent has violated Section 106.0703(1)(e), Florida Statutes, on three occasions and imposes a civil penalty of \$1,000 for the violations

Therefore it is

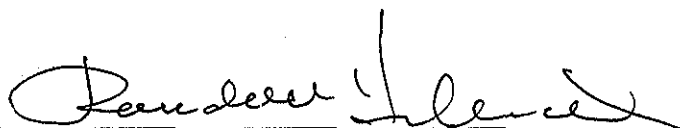
**ORDERED** that the Respondent shall remit to the Commission a civil penalty in the amount of \$1,000, inclusive of fees and costs. The civil penalty shall be paid by cashier's check or money order, good for at least 120 days, or attorney trust account check. The civil penalty shall be payable to the Florida Elections Commission, 107 West Gaines Street, Collins Building, Suite 224, Tallahassee, Florida, 32399-1050

Respondent hereby agrees and consents to the terms of this Consent Order on

August 26, 2014



Emmett Mitchell, IV  
Coates Law Firm PL  
115 East Park Avenue, Suite 1  
Tallahassee, FL 32301



Citizens for Fiscal Responsibility  
600 NE 36 Street, PH-26  
Miami, Florida 33137

The Commission staff hereby agrees and consents to the terms of this Consent Order on

\_\_\_\_\_, 2014.

\_\_\_\_\_  
Eric M. Lipman  
General Counsel  
Florida Elections Commission  
107 West Gaines Street  
Collins Building, Suite 224  
Tallahassee, FL 32399-1050

Approved by the Florida Elections Commission at its regularly scheduled meeting on  
October 28 & 29, 2014.

\_\_\_\_\_  
Tim Holladay, Chairman  
Florida Elections Commission

Copies furnished to:

Eric M. Lipman, General Counsel  
Emmett Mitchell IV, Attorney for Respondent  
Juan-Carlos Planas, Complainant



COATES LAW FIRM PL  
FLORIDA IOTA TRUST ACCOUNT

200 W. COLLEGE AVE, STE. 311-B  
TALLAHASSEE, FL 32301

1041

DATE 3/8/14


63-4/630 FL  
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PAY  
TO THE  
ORDER OF

*Florida Electric Commission*

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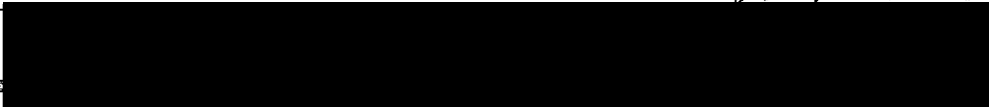
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ACH R/T 063100277

*R M E Coates*

FOR



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STATE OF FLORIDA  
ELECTIONS COMMISSION

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**Florida Elections Commission,  
Petitioner,**

**Case No.: FEC 13-267**

v.

**Citizens for Fiscal Responsibility,  
Respondent.**

\_\_\_\_\_ /

**ORDER OF PROBABLE CAUSE**

**THIS MATTER** was heard by the Florida Elections Commission (Commission) at its regularly scheduled meeting on August 5, 2014, in Tallahassee, Florida.

Based on the Complaint, Report of Investigation, Staff's Recommendation, and oral statements made at the probable cause hearing, the Commission finds that there is **probable cause** to charge Respondent with the following violations:

**Count 1:**

On or about October 4, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106 0703(1)(e), Florida Statutes, when it failed to file a G2-13 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

**Count 2:**

On or about November 1, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106 0703(1)(e), Florida Statutes, when it failed to file a G4-13 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

**Count 3:**

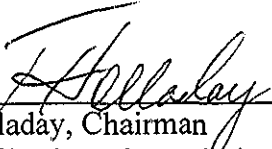
On or about November 15, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a R1-13 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

The Commission also finds that there is **no probable cause** to charge Respondent with the following:

**Section 106.0703(1)(e), Florida Statutes,**<sup>1</sup> failure of an electioneering communications organization registered with the Division of Elections to file reports with the county or municipal filing officer on the same dates as county or municipal candidates or committees for that election; and

**Section 106.19(1)(c), Florida Statutes,** prohibiting a person or organization from falsely reporting or deliberately failing to report information required by Chapter 106, Florida Statutes.

**DONE AND ORDERED** by the Florida Elections Commission on August 5, 2014.

  
\_\_\_\_\_  
Tim Holladay, Chairman  
Florida Elections Commission

Copies furnished to:  
Eric M. Lipman, General Counsel  
Emmett Mitchell, IV, Attorney for Respondent  
Juan-Carlos Planas, Complainant

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<sup>1</sup> The Commission found **no probable cause** to charge Respondent with violating Section 106.0703(1)(e), Florida Statutes, that were recommended in Counts 1-4, and 8-11 of the Staff Recommendation

## 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: **Citizens for Fiscal Responsibility**

Case No.: **FEC 13-267**

**TO:** Emmett Mitchell IV, Esquire  
Attorney for Respondent  
115 East Park Avenue, Suite 1  
Tallahassee, FL 32301

Frank Wolland, Esquire  
Co-Counsel for Respondent  
12865 West Dixie Highway  
North Miami, FL 33161

Juan-Carlos Planas  
18851 NE 29<sup>th</sup> Avenue  
Suite 303  
Aventura, FL 33180

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

A hearing will be held in this case before the Florida Elections Commission on **August 5, 2014, at 11:00 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, Room S-110, 404 South Monroe Street, Tallahassee, FL 32399.**

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:

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**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.

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If you require an accommodation due to a disability, contact Donna 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.**

**Amy McKeever Toman**

Executive Director  
Florida Elections Commission  
July 16, 2014

Please refer to the information below for further instructions related to your particular hearing:

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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.

STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION

RECEIVED

In Re: Citizens for Fiscal Responsibility /

Case No.: 2014 JUL 16 P 4:41  
FEC 13-267

STATE OF FLORIDA  
ELECTIONS COMMISSION  
July 16, 2014 2p

**RESPONDENT'S MOTION TO DISMISS**

Respondent, Citizens for Fiscal Responsibility (CFR), hereby files this Motion to Dismiss and in support, says:

**I. RESPONDENT COMPLIED WITH LOCAL REPORTING REQUIREMENTS FOR ELECTIONEERING COMMUNICATIONS ORGANIZATIONS.**

The Complaint contains allegations relating to CFR's registration and reporting for a 2013 City of Miami Beach election. The Complainant states that CFR's only electioneering activities were done "for the election in the City of Miami Beach". He references electioneering pieces that were distributed for those elections which were held on November 5 and 19, 2013. The Complainant further states that "the law requires ECO's that participate in a municipal race to register and file campaign reports in that city," and that CFR has only registered with the Division of Elections.<sup>1</sup>

The Commission investigated alleged violations of the following provisions:

Section 106.0703(1)(e), F.S. – Respondent, an ECO, failed to file reports with the municipal filing officer on the same dates as municipal candidates for the November 5, 2013 City of Miami Beach election.

Section 106.19(1)(c), F.S. – Respondent, an ECO, falsely reported or deliberately failed to include information on its 2012 F2, 2012 F3 and 2013 Q3 campaign reports, as required by Chapter 106, Florida Statutes.

The Report of Investigation (ROI) in this case cited no problems with the reports filed by the Respondent, with the exception of the inadvertent reporting of a \$4,760 contribution from WLC. CFR has properly reported its activity on its 2012 F2, F3 and

<sup>1</sup> In a previous response filed by Frank Wolland on behalf of CFR, Mr. Wolland explained that allegations that the Respondent violated section 106.0703(4), Florida Statutes, are false. CFR is indeed an electioneering communications organization (ECO) registered with the Department of State, Division of Elections (Division). CFR filed its organizational paperwork with the Division on July 10, 2012.

2013 Q3 reports.<sup>2</sup> All contribution checks in question came from WLC and the Respondent properly reported the contributions as being received by WLC.

The assertions in Paragraph 7 of the Staff Recommendation are incorrect and a misapplication of the law regarding local reporting (s. 106.0703(1)(e), F.S.). Respondent filed twelve reports with the Division of Elections (Division) in 2012-2013. The Staff Recommendation states that the reports were filed “during CFR’s involvement in the Miami Beach municipal elections ...” Staff lists a table in paragraph 7 showing that the Respondent did not file four reports covering the period July 7, 2012 to June 30, 2013 with the city clerk of the City of Miami Beach.<sup>3</sup> CFR does not dispute this fact, but does dispute the assertion by Staff that the four reports were required to be filed with the city clerk. CFR did not become involved in the City of Miami Beach municipal elections until July 2013, a year after CFR was formed.

Once formed in 2012, CFR engaged in electioneering in 2012 on behalf of a state legislative candidate. It correctly reported electioneering expenditures on behalf of this legislative candidate to the Division on its 2012 F2 and 2012 F3 reports. And as reported in the ROI and Staff Recommendation, paragraph 16, CFR did not engage in electioneering activity for almost a year, filing *seven* waiver reports with the Division for the period 8/10/12-6/30/13. CFR would engage in municipal electioneering activity for Michael Gongora, a 2013 candidate for Mayor of the City of Miami Beach. Notably, Gongora did not even file as a candidate for the mayoral election until February 12, 2013.<sup>4</sup> The City of Miami Beach election were not held until November 5, 2013.

The Complainant alleges that CFR “neither registered nor filed campaign finance reports in the City that they were conducting Electioneering in.” Section 106.0703(1)(e), Florida Statutes:

(e) In addition to the reports required by paragraph (a), an electioneering communications organization that is registered with the Department of State and that makes a contribution or expenditure to influence the results of a county or municipal election that is not being held at the same time as a state or federal election must file reports with the county or municipal filing officer on the same dates as county or municipal candidates or committees for that election. The electioneering communications organization must also include the expenditure in the next report filed with

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<sup>2</sup> The ROI correctly notes that a contribution of \$4,760 (9/2/13) was reported by the Respondent on CFR’s 2013 Q3 campaign report, but the contribution does not appear on CFR’s bank statements. The Respondent inadvertently reported this contribution on the Q3 report and has amended the report to remove this contribution.

<sup>3</sup> As the ROI and the Staff Recommendation accurately note, CFR registered with the Division as an electioneering communications organization on July 10, 2012.

<sup>4</sup> Gongora filed his DS-DE 9, *Appointment of Campaign Treasurer and Designation of Campaign Depository for Candidates*, with the City Clerk’s office. He was not a candidate until that time.

the Division of Elections pursuant to this section following the county or municipal election.

(Emphasis added.)

An ECO registered with the Division is not required to register again with a municipality when it participates in local elections. Local duplicate reporting is required of an ECO only when it makes a contribution or expenditure to influence the results of a county or municipal election (not being held in conjunction with a state or federal election). *s. 106.0703(1)(e), F.S.* The expenditures CFR reported to the Division on its 2012 F2 and F3 reports had nothing to do with the 2013 City of Miami Beach mayoral election. Recall that the period of July-August 2012 would have immediately preceded a host of state legislative and federal races (including the Presidential election), and that CFR was conducting electioneering on behalf of a 2012 state legislative candidate. Therefore, it was under no obligation to file duplicate reports with the City Clerk in 2012 for non-local activity.<sup>5</sup>

The duplicate reports CFR filed with the City Clerk beginning in July 2013 accurately reflect all of CFR's electioneering activity for the City of Miami Beach election from July 1, 2013 to November 30, 2013 (covered by 2013 Q3, M10 and M11 reports).<sup>6</sup> The candidate for whom CFR was supporting with its electioneering activity was eliminated on November 5, 2014 by Philip Levine. CFR conducted no electioneering activity after that election. *Therefore, there is no violation of section 106.0703(1)(e), Florida Statutes, as alleged by the Complainant.*

## **II. RESPONDENT IS BEING WRONGLY PROSECUTED FOR THE ALLEGED BEHAVIOR OF ANOTHER ENTITY.**

In its Staff Recommendation, Staff appears to suggest that CFR is under a legal obligation to report the contributions made to WLC, or that these contributors are giving in the name of another.

Section 106.08(5)(a), Florida Statutes, provides:

A person may not make any contribution through or in the name of another, directly or indirectly, in any election.

(Emphasis added.)

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<sup>5</sup> While rescinded on other grounds, the Division opined in 2007 that when an ECO does not become involved in a municipal election, the Division does not require any report to be filed regarding the ECO's non-activity in the municipal election *DE 07-01*, June 8, 2007 (The Division rescinded this opinion after the former ECO law was ruled unconstitutional).

<sup>6</sup> Following the November 2013 municipal election, the Respondent filed five waiver reports with the Division of Elections covering the period December 1, 2013 to April 30, 2014.



Section 106.08(5)(a) prohibits a person from making a contribution in the name of another and contains no prohibition against *receiving* "indirect" contributions, or any requirement that a donee such as CFR search beyond a contributor to determine the contributor's sources of funds, or even to report the sources of a contributor's funds. The Complainant has not alleged a violation of section 106.08(5)(a), and even if he had done so, such an allegation would not apply to the Respondent.

Paragraphs 17-23 are all devoted to WLC and its alleged activities, but WLC is not the subject of this complaint and not the Respondent in this matter. Staff has fabricated multiple reporting violations out of the rambling statements of the Complainant against WLC and is attempting to prosecute the Respondent for certifying to a false report when it properly reported the contributions it received from WLC.

Paragraph 10 provides: "Complainant also alleged that CFR's 2012 F2, 2012 F3 and 2013 Q3 Reports were false and incorrect because WLC collected contributions and then passed the funds onto CFR without revealing the true identity of the donors." Again, the Complainant made a number of allegations about WLC's activity, but never alleged that these three CFR reports were false and incorrect. This is an allegation created by Commission Staff and is beyond the scope of this Complaint. The contributions to the Respondent were received by it from WLC, drawn on WLC checks or bank transfers. The Respondent correctly reported receiving these contributions from WLC.

Commission Staff has gone on a fishing expedition and subpoenaed the bank records of WLC, including the issuance of affidavits to a variety of persons who presumably made contributions to that entity. *The Staff Recommendation is riddled with speculation about WLC's activities, but it cannot be overemphasized that the Complaint in this matter was not filed against WLC.*

Finally, Commission Staff makes at least two references to three reports that were not timely filed by the Respondent (Paragraphs 8, 26). The Commission is not charged with assessing fines against filers for late-filing reports. The *filing officer* is charged with this responsibility. s 106.0703(7)(a), F.S. Certainly, the Staff is acutely aware of this fact, so one must only conclude that any references to late-filed reports are designed to cast the Respondent in a bad light, or to raise issues that were not alleged in the Complaint.

### **III. SECTION 106.19, FLORIDA STATUTES, DOES NOT APPLY TO ELECTIONEERING COMMUNICATION ORGANZATIONS.**

The ROI in this case contains no information about CFR falsely reporting or deliberately failing to report information as required in section 106.19(1)(c), Florida Statutes. CFR has properly reported its contributions on its applicable campaign finance reports for the periods in question.

Furthermore, the Complaint has been filed against the Respondent, *an ECO*. However section 106.19(1)(c), Florida Statutes, reads:

(1) Any candidate; campaign manager, campaign treasurer, or deputy treasurer of any candidate; committee chair, vice chair, campaign treasurer, deputy treasurer, or other officer of any political committee; agent or person acting on behalf of any candidate or political committee; or other person<sup>7</sup> who knowingly and willfully:

(c) Falsely reports or deliberately fails to include any information required by this chapter; or

is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(Emphasis added.)

Section 106.19(1), Florida Statutes, does not include an ECO within its proscriptions and cannot form the basis for a violation against the Respondent, an ECO properly registered with the Division of Elections.

#### **IV. COMPLAINANT FILED A COMPLAINT AGAINST THE RESPONDENT'S TREASURER WITH THE SAME ALLEGATIONS.**

At same time he filed the Complaint against CFR, the Complainant also filed a complaint against Randall Hilliard, the Treasurer for CFR, and attached the same narrative to the complaint form as was attached to this Complaint.

CFR should not be subject to being prosecuted twice for the same alleged violations of Florida's election laws. Therefore, Complaint Nos. 13-266 and 13-267 should be consolidated.

#### **V. CONCLUSION.**

In sum, the Complainant makes a number of rambling statements against WLC and WLC, Inc., but his primary allegation is that CFR is "violating the law because they neither registered nor filed campaign finance reports in the City that they were conducting Electioneering in." The Respondent is not required to register with the local

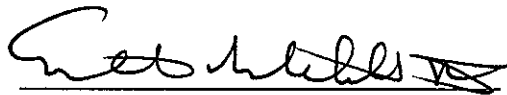
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<sup>7</sup> The definition of "person" in section 106.011(14), Florida Statutes, also does not include an electioneering communications organization, but expressly includes a "political party, affiliate party committee or political committee." ECO's are conspicuously absent from this definition.

filing officer, and is only required to file reports with the local filing officer when it conducts electioneering activity in a local election. s. 106.0703(1)(e), F.S. The Respondent has filed all required reports with the City of Miami Beach clerk which detail its local election activity and has complied with the reporting requirements of section 106.0703(1)(e), Florida Statutes.

For the foregoing reasons, Respondent, Citizens for Fiscal Responsibility, respectfully requests that the Commission dismiss this proceeding, or in the alternative, consolidate this case with Case No. 13-266.

Respectfully submitted this 16<sup>th</sup> day of July, 2014.



**EMMETT "BUCKY" MITCHELL IV**

Fla. Bar No. 0976687

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Tallahassee, Florida 32301

850-681-1029

bmittell@rcoateslaw.com

*Counsel for Respondent*

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**In Re: Citizens for Fiscal Responsibility**

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**Case No.: FEC 13-267**

**STAFF RECOMMENDATION FOLLOWING INVESTIGATION**

Pursuant to Section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Sections 106.0703(1)(e) and 106.19(1)(c), Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on May 20, 2014, the following facts and law support this staff recommendation:

1. On October 23, 2013, the Florida Elections Commission ("Commission") received a sworn complaint from Juan-Carlos Planas ("Complainant") alleging that Citizens for Fiscal Responsibility ("Respondent" or "CFR") violated Chapter 106, Florida Statutes.

2. On January 29, 2014, the Executive Director notified Respondent that Commission staff would investigate the following sections of law:<sup>1</sup>

**Section 106.0703(1)(e), Florida Statutes:** Respondent, an electioneering communications organization registered with the Division of Elections, was required to file reports with the municipal filing officer on the same dates as municipal candidates were required to do so for the November 5, 2013 City of Miami Beach municipal election, and failed to do so as alleged in the complaint.

**Section 106.19(1)(c), Florida Statutes:** Respondent, an electioneering communications organization registered with the Division of Elections, falsely reported or deliberately failed to include information in its 2012 F2 campaign report, its 2012 F3 campaign report and its 2013 Q3 campaign report, as alleged in the complaint.

3. Respondent is an electioneering communications organization registered with the Division of Elections ("Division") CFR filed its Electioneering Communication Statement of Organization form ("DS-DE 103") on July 10, 2012, appointing Randall Hilliard as its chairman and treasurer (ROI Exhibit 1, pages 1 and 2)<sup>2</sup>

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<sup>1</sup> Section 106.0703(1)(d), Florida Statutes (2012), was renumbered as Section 106.0703(1)(e), Florida Statutes, effective November 1, 2013.

<sup>2</sup> The Report of Investigation shall be referred to herein as "ROI," and this Staff Recommendation shall be referred to as "SR."

**Section 106.0703(1)(e), Florida Statutes:**

4. Complainant alleged that CFR failed to file all its required campaign reports with the Miami Beach City Clerk for the November 5, 2013 municipal election.

5. There were no federal or state elections held in Florida on November 5, 2013, the day of the Miami Beach municipal election. Florida had two special elections in 2013. One took place on June 11, 2013, and the second one took place October 15, 2013. (See ROI footnote 2 and Section 106.0703(1)(e), Florida Statutes (2013))<sup>3</sup>

6. Because there were no other state or federal elections in Florida on November 5, 2013, and CFR participated in the November 5, 2013, Miami Beach election, CFR was required to file campaign reports with the Miami Beach City Clerk (Section 106.0703(1)(e), Florida Statutes (2013))

7. The following table lists each report Respondent was required to file with the Miami Beach City Clerk for the November 5, 2013 election, the dates covered by the report, the report due date, and the date that Respondent filed each report.

<b>CAMPAIGN REPORTS RESPONDENT FILED WITH MIAMI BEACH CLERK<sup>4</sup></b>			
<b>Report Type</b>	<b>Reporting Period</b>	<b>Due Date</b>	<b>Date Report Filed With Miami Beach City Clerk</b>
Q3-12	07/10/2012 to 09/30/2012 <sup>5</sup>	10/10/2012	No Report Filed
Q4-12	10/01/2012 to 12/31/2012	01/10/2013	No Report Filed
Q1-13	01/01/2013 to 03/31/2013	04/10/2013	No Report Filed
Q2-13	04/01/2013 to 06/30/2013	07/10/2013	No Report Filed
G2-13 <sup>6</sup>	07/01/2013 to 09/27/2013	10/04/2013	10/16/2013 (12 days late)
G3-13 <sup>7</sup>	09/28/2013 to 10/11/2013	10/18/2013	10/16/2013
G4-13 <sup>8</sup>	10/12/2013 to 10/31/2013	11/01/2013	11/04/2013 (3 days late)

<sup>3</sup> Section 106 011(8), Florida Statutes, provides:

“Election” means a primary election, special primary election, general election, special election, or municipal election held in this state for the purpose of nominating or electing candidates to public office, choosing delegates to the national nominating conventions of political parties, selecting a member of a political party executive committee, or submitting an issue to the electors for their approval or rejection (Emphasis added)

<sup>4</sup> In his February 11, 2014 affidavit, Rafael E Grando, Miami Beach City Clerk, testified that Respondent only filed a G2-13, G3-13, G4-13, and TR-13 Reports with his office (ROI Exhibit 6, page 1)

<sup>5</sup> The reporting period actually began on July 1, 2012, however CFR did not register as an electioneering communications organization until July 10, 2012 (SR Attachment A; ROI Exhibit 1, pages 1 and 2)

<sup>6</sup> ROI Exhibit 5; ROI Exhibit 6, pages 2-6

<sup>7</sup> ROI Exhibit 6, pages 7-9

<sup>8</sup> The G4-13 is the last campaign report required to be filed prior to the November 5, 2013 Municipal Election. (ROI Exhibit 6, pages 10-17)

R1-13	11/01/2013 to 11/14/2013	11/15/2013	No Report Filed
TR-13 <sup>9</sup>	11/01/2013 to 02/03/2014	02/03/2014	02/04/2013 (1 day late)

(SR Attachment A)

8. Based on the information above, it appears that Respondent failed to file five campaign reports, and failed to timely file three additional campaign reports with the Miami Beach City Clerk when it was required to file reports on the same day as other municipal candidates or committees for the November 5, 2013 election.

**Section 106.19(1)(c), Florida Statutes:**

9 Women's Leadership Conference ("WLC") incorporated in the State of Nevada on October 17, 2011. (ROI Attachment A) WLC is not registered as a committee in Florida and does not report its campaign activity in Florida. Randall Hilliard filed WLC's Statement of Organization with the Federal Election Commission on February 20, 2013. Mr Hilliard listed himself as president, treasurer, and secretary on the Statement of Organization. Mr. Hilliard indicated that WLC supported one candidate, Michael Gongora for Miami Beach Mayor. (ROI Attachment B)

10. Complainant also alleged that CFR's 2012 F2, 2012 F3, and 2013 Q3 Reports were false and incorrect because WLC collected contributions and then passed the funds onto CFR without revealing the true identity of the contributors.

11 CFR filed its 2012 F2, 2012 F3, and 2013 Q3 Reports with the Division, and certified that each report was true, correct, and complete.<sup>10</sup> (SR Attachment B, page 3)

12. On CFR's 2012 F2 Report, Respondent listed a July 10, 2012 contribution for \$9,400. (ROI Exhibit 10) This contribution was a "replacement" for a July 5, 2012 contribution from WLC that was returned for insufficient funds. (ROI Exhibit 12, page 2; SR Attachment C)

13. On CFR's 2012 F3 Report, Respondent listed a July 27, 2012, \$5,700 contribution and an August 1, 2012, \$2,300 contribution from WLC for a total of \$8,000. (ROI Exhibit 10)

14. On CFR's 2013 Q3 Report Respondent listed a September 19, 2013, \$5,000 contribution from WLC. *Id*

15. On the three reports that are the subject of this case, CFR listed receiving four contributions, all from WLC. The total amount WLC contributed to CFR during this time frame

<sup>9</sup> ROI Exhibit 6, pages 18-22

<sup>10</sup> The 2012 F2 reporting period covers the dates from July 7 – 20, 2012. The 2012 F3 reporting period covers the dates from July 21, 2012 through August 9, 2012. The 2013 Q3 reporting period covers the dates from July 1, 2013 through September 30, 2013. (SR Attachment B, pages 1 and 2)

was \$22,400 <sup>11</sup>

16. CFR reported to the Division that it filed five campaign reports and seven waiver-of-reports during its involvement with the Miami Beach municipal elections as listed in the following table:

INFORMATION REPORTED TO THE DIVISION ON CFR'S CAMPAIGN REPORTS			
Report Type	Filing Period	Contributions	Expenditures
2012 F2	07/10/12 – 07/20/12	\$9,400 00	\$9,300 00
2012 F3	07/21/12 – 08/09/12	\$8,000 00	\$7,900.00
2012 G1	08/10/12 – 09/14/12 (Waiver)	\$0 00	\$0.00
2012 G2	09/15/12 – 09/28/12 (Waiver)	\$0 00	\$0.00
2012 G3	09/29/12 – 10/12/12 (Waiver)	\$0.00	\$0.00
2012 G4	10/13/12 – 11/01/12 (Waiver)	\$0.00	\$0.00
2012 Q4	11/02/12 – 12/31/12 (Waiver)	\$0 00	\$0 00
2013 Q1	01/01/13 – 03/31/13 (Waiver)	\$0 00	\$0.00
2013 Q2	04/01/13 – 06/30/13 (Waiver)	\$0.00	\$0.00
2013 Q3	07/01/13 – 09/30/13	\$5,000 00	\$7,772 60
2013 M10	10/01/13 – 10/31/13	\$186,927 10	\$181,186.10
2013 M11	11/01/13 – 11/30/13	\$5,875 31	\$3,980.00
TOTALS		\$215,202.41	210,138 70

(SR Attachment E)

17. Randall Hilliard was the founding president, treasurer, secretary, and director of WLC (ROI Attachment A) Randall Hilliard is also the chairperson and treasurer of CFR (ROI Exhibit 1, pages 1 and 2) Between July 7, 2012, and November 30, 2013, CFR received \$215,202.41 in contributions All but one \$500 contribution came from WLC (SR Attachment F)

18 WLC contributed 87% of the \$215,202.41 to CFR between October 1, 2013, and October 31, 2013, the month immediately preceding the Miami Beach municipal election. Notably, because WLC does not file campaign reports in Florida, the public had no way to find out the true identifies of people and entities making contributions to WLC which then contributed the money to CFR in its name.

<sup>11</sup> CFR also listed a September 2, 2013, \$4,760 contribution on its 2013 Q3 Report CFR's treasurer testified it was an "inadvertent reporting error." (ROI Exhibit 9, page 3) WLC amended its Q3 report on October 24, 2013, deleting the \$4,760 contribution. (SR Attachment D) This \$4,760 is not included in the total contributions from WLC to CFR during the relevant time period.

19. In addition to reviewing bank records and CFR's campaign reports, Investigator Smith sent questionnaire affidavits to nine WLC contributors. One person completed and returned the affidavit. Investigator Smith also spoke with three WLC contributors by telephone.

20. In his April 9, 2014 affidavit, David Wallack stated that he was solicited to make a contribution to WLC. He thought WLC was an organization that did advertisements for a candidate. Mr. Wallack believed that WLC would use his contribution to run advertisements, though he did not recall for which candidate. **Mr. Wallack also testified that he was not familiar with CFR.** (SR Attachment G, page 2)<sup>12</sup> (Emphasis added)

21. During an April 4, 2014 telephone conversation, Mr. Jeremy Goldstein told Investigator Smith that Mark Weithorn,<sup>13</sup> asked Mr. Goldstein to make a contribution to WLC. Mr. Goldstein usually made contributions directly to candidates. He assumed WLC was a political committee or organization working on behalf of Mr. Weithorn's campaign, and that he was asked to contribute to WLC because a person can give more to a political committee or organization than a candidate.<sup>14</sup> Mr. Goldstein stated that he did not know WLC's mission or purpose, and was unfamiliar with anyone connected with WLC. Mr. Goldstein told Investigator Smith this was the first he heard of WLC, that he knew Michael Gongora was a city commissioner, and that **he was not familiar with Randall Hilliard or CFR** (SR Attachment H, Phone Log Entry 5) (Emphasis added)<sup>15</sup>

22. On April 7, 2014, Investigator Smith spoke with Harold Rosen. Mr. Rosen believed that Randall Hilliard, who Mr. Rosen only knows as being a lobbyist, solicited a contribution from him. Mr. Rosen did not know WLC's purpose or mission. **Mr. Rosen contributed to WLC because his name would not have to be disclosed. Mr. Rosen was not familiar with CFR.** (SR Attachment H, Phone Log Entry 6)<sup>16</sup> (Emphasis added)

23. On April 9, 2014, Investigator Smith spoke with Emily Triffin from The Shore Club. Ms. Triffin stated that Mr. Weithorn sent an email to her former boss who agreed to make a contribution to Mr. Weithorn's campaign. Ms. Triffin presumed it was for Mr. Weithorn's campaign political committee because the email had something to the effect of "PAC for Mark Weithorn," in the subject line. Additionally, Ms. Triffin stated Randall Hilliard was copied on emails about the contribution. Ms. Triffin was not familiar with WLC prior to making the contribution, she was not familiar with WLC's mission or purpose, and she was not familiar with anyone involved with WLC. Ms. Triffin added that generally if the hotel makes political

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<sup>12</sup> While staff did not investigate the issue, it is possible that WLC was an unregistered Florida committee that should have been filing regular campaign reports of contributions and expenditures

<sup>13</sup> Mark Weithorn was an unsuccessful candidate for State Representative, District 113, in the 2012 election. (SR Exhibit I)

<sup>14</sup> Mr. Wallack contributed \$1,000 to WLC, twice the legal amount that a person or entity is permitted to contribute directly to a candidate. (SR Attachment J)

<sup>15</sup> Mr. Goldstein contributed \$5,000 to WLC, 10 times the legal amount that a person or entity is permitted to contribute directly to a candidate. (SR Attachment K)

<sup>16</sup> Mr. Rosen contributed \$500 to WLC. (SR Attachment L)



contributions, it is to the same candidate and not randomly to a group. **Ms. Triffin also was not familiar with CFR.** (SR Attachment H, Phone Log Entry 7)<sup>17</sup> (Emphasis added)

24. Based upon a review of CFR's 2012 F2, 2012 F3, and 2013 Q3 Reports and pertinent bank records, it appears that CFR's 2012 F2, 2012 F3, and 2013 Q3 Reports were incorrect and incomplete because CFR deliberately failed to include information required by Chapter 106 when it did not disclose the true identity of people and entities making contributions to its organization. CFR then used the money for the November 5, 2013 Miami Beach election.<sup>18</sup>

25. "Probable Cause" is defined as reasonable ground 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. 1<sup>st</sup> DCA 1995).

26. Chapter 106, Florida Statutes, is often referred to as the "Who Gave It, Who Got It" statute.<sup>19</sup> The facts set forth above show that CFR is an electioneering communications organization registered with the Division. Because there was no state or federal election on November 5, 2013, and CFR participated in the City of Miami Beach municipal election held on that date, CFR was required to file campaign reports with the Miami Beach City Clerk on the same date as municipal candidates or committees, but failed to do so. CFR failed to file five required reports and filed three additional reports late.

27. The facts set forth above also show that between July 10, 2012, and November 30, 2013, CFR received \$215,202.41 from WLC, a Nevada corporation that is not registered and does not file campaign reports in Florida. All but \$500 of CFR's contributions came from WLC. During the reporting periods at issue in this case, CFR deliberately collected contributions through WLC so the public would not know the true identities of contributors who gave the money and who got the money for the November 5, 2013, Miami Beach election.

Based upon these facts and circumstances, I recommend that the Commission find probable cause to charge Respondent with:

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<sup>17</sup> The Shore Club contributed \$1,000 to WLC, twice the legal amount that a person or entity is permitted to contribute directly to a candidate. (SR Attachment M)

<sup>18</sup> WLC registered with the Federal Elections Commission on February 20, 2013. Randall Hilliard, who completed the registration form listed himself as WLC's president and treasurer, stated that WLC supported only one candidate, Michael Gongora for Miami Beach Mayor. However, contrary to WLC's Statement of Organization, WLC appears to have solicited contributions in Florida for more than one candidate. It is also important to note that the only documents in WLC's Federal Election Commission file are its Statement of Organization and two failure to file letters. (ROI Paragraph 28; ROI Attachments B and D)

<sup>19</sup> Robert J. Huckshorn, *Who Gave It? Who Got It? The Enforcement of Campaign Finance Laws in the States*, *Journal of Politics* 47 (August 1985) at 773-789

**Count 1:**

On or about October 10, 2012, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a Q3-12 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

**Count 2:**

On or about January 10, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a Q4-12 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

**Count 3:**

On or about April 10, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a Q1-13 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

**Count 4:**

On or about July 10, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a Q2-13 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

**Count 5:**

On or about October 4, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a G2-13 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

**Count 6:**

On or about November 1, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a G4-13 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.<sup>20</sup>

**Count 7:**

On or about November 15, 2013, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a R1-13 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

**Count 8:**

On or about February 3, 2014, Respondent, an electioneering communications organization registered with the Division, violated Section 106.0703(1)(e), Florida Statutes, when it failed to file a TR-13 Report with the Miami Beach City Clerk on the same date as municipal candidates or committees filed reports for the November 5, 2013 election.

**Count 9:**

On or about July 27, 2012, Respondent violated Section 106.19(1)(c), Florida Statutes, when it deliberately failed to include information on its 2012 F2 Report required by Chapter 106, Florida Statutes

**Count 10:**

On or about August 10, 2012, Respondent violated Section 106.19(1)(c), Florida Statutes, when it deliberately failed to include information on its 2012 F3 Report required by Chapter 106, Florida Statutes.

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<sup>20</sup> The G4-13 Report was the last report required to be filed before the election. CFR did not file its G4-13 until November 4, 2013 at 11:04 a.m., one day prior to the election (ROI Exhibit 6, page 18)

**Count 11:**

On or about October 10, 2013, Respondent violated Section 106.19(1)(c), Florida Statutes, when it deliberately failed to include information on its 2013 Q3 Report required by Chapter 106, Florida Statutes.

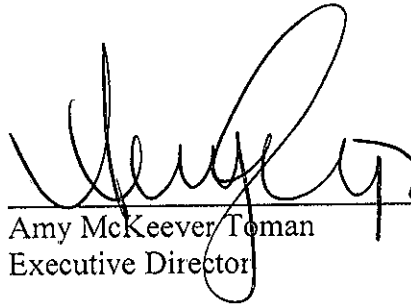
Respectfully submitted on June 27, 2014,



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Eric M Lipman  
General Counsel

I reviewed this Staff Recommendation this 27<sup>th</sup> day of June 2014.



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Amy McKeever Toman  
Executive Director

# MIAMI BEACH

## November 5, 2013 Important Dates and Deadlines

General Election: 11/05/2013  
Runoff Election, if necessary: 11/19/2013

Voter Registration Book Closing: 10/07/2013  
Voter Registration Book Closing: 10/21/2013

### Qualifying Period:

Date: Tuesday, September 3, 2013 through Friday, September 6, 2013

Hours: 8:30 a.m. to 5:00 p.m.

Where: City Hall, City Clerk's Office, 1700 Convention Center Drive, 1<sup>st</sup> Floor, Miami Beach, FL 33139

DUE DATE	Contribution/Expenditure Report CODE/TYPE	MD-ED26 <sup>1</sup> Paid Campaign Workers Participating in Absentee Ballot Activities  REPORT NAME	PERIOD COVERED FROM/TO
10/10/2012	Q3-12 - Third Quarter Report		July 1, 2012 to September 30, 2012
01/10/2013	Q4-12 - Fourth Quarter Report		October 1, 2012 to December 31, 2012
04/10/2013	Q1-13 - First Quarter Report	Q1-13	January 1, 2013 to March 31, 2013
07/10/2013	Q2-13 - Second Quarter	Q2-13	April 1, 2013 to June 30, 2013
10/04/2013	G2-13 - 32 <sup>nd</sup> Day Prior to General Election	G2-13	July 1, 2013 to September 27, 2013
10/18/2013	G3-13 - 18 <sup>th</sup> Day Prior to General Election	G3-13	September 28, 2013 to October 11, 2013
10/31/2013	Last day to accept contributions prior to the General Election. (See Florida Statutes §106.08(3)(a))		
11/01/2013	G4-13 - 4 <sup>th</sup> Day Prior to General Election	G4-13	October 12, 2013 to October 31, 2013
11/05/2013	General Election		
11/15/2013	R1-13 - 4 Days Prior to Runoff	R1-13	November 1, 2013 to November 14, 2013
11/14/2013	Last day to accept contributions prior to the Runoff (See Florida Statutes §106.08(3)(a))		
11/19/2013	Runoff Election		
12/05/2013	TR-13 - 90 Days Termination Report After qualifying for candidates who are unopposed or do not qualify, following the last day of qualifying for office	TR-13	July 1, 2013 to December 5, 2013
02/03/2014	TR-13 - 90 Days After General Election for candidates elected or eliminated on the General Election	TR-13	November 1, 2013 to February 3, 2014
02/17/2014	TR-13 - 90 Days After Runoff Election for candidates elected or eliminated on the Runoff Election	TR-13	November 15, 2013 to February 17, 2014

F:\CLERK\CLERK\000\_ELECTION\0000\_2013 General Election\Important Dates November 2013 With Paid Campaign Workers AB Form MDC.Doc

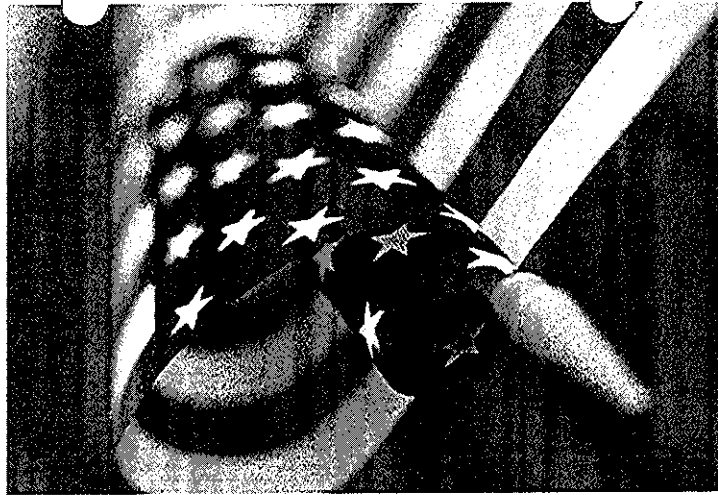
Dates are subject to change. Please contact the Office of the City Clerk for possible updates.

<sup>1</sup> No reporting or submittal of form MD-ED 26 is required if no paid campaign workers participated in absentee ballot activities during the applicable reporting period.

Date Updated 3/18/2013 4:08:55 PM

We are committed to providing excellent public service and safety to all who live, work and play in our vibrant, tropical, historic community.

Attachment 4



## 2012 Calendar of Reporting Dates

(2012 legislative, judicial, state attorney and public defender candidates, political committees, committees of continuous existence, electioneering communications organizations, and independent expenditure organizations that file with the **Division of Elections**)

### REPORT SCHEDULE

<u>Cover Period</u>	<u>Report Code</u>	<u>Due Date</u>
10/01/11 – 12/31/11	2011 Q4	01/10/12
01/01/12 – 03/ 31/12	2012 Q1	04/10/12
04/01/12 – 07/06/12	2012 F1	07/13/12
07/07/12 – 07/20/12	2012 F2	07/27/12
07/21/12 – 08/09/12	2012 F3	08/10/12
08/10/12 – 09/14/12	2012 G1	09/21/12
09/15/12 – 09/28/12	2012 G2	10/05/12
09/29/12 – 10/12/12	2012 G3	10/19/12
10/13/12 – 11/01/12	2012 G4	11/02/12
11/02/12 – 12/31/12	2012 Q4	01/10/13 *

### Termination Reports

After April Qualifying	TR	07/19/12
After June Qualifying	TR	09/06/12
Primary Election	TR	11/12/12
General Election	TR	02/04/13

\*Note: Q4 report not required by candidates participating in the 2012 Election

SR Attachment B- Page 1

# 2013 Calendar of Reporting Dates

For 2014, 2016 and 2018 candidates, political committees, committees of continuous existence\*, electioneering communication organizations and independent expenditure organizations that file with the **Division of Elections**.

**NOTE:** Effective November 1, 2013, monthly reports are required. See the Report Schedule below for changes in Quarterly (Q) to Monthly (M) reports.

**NOTE:** A committee of continuous existence (CCE) will file only those reports indicated by a \* below. The 2013 Q3 report will be the final report for a CCE existing after June 30, 2013 and before CCEs are revoked by operation of law on September 30, 2013.

## Report Schedule

<u>Cover Period</u>	<u>Report Code</u>	<u>Due Date</u>
01/01/13-03/31/13*	2013 Q1	04/10/13
04/01/13-06/30/13*	2013 Q2	07/10/13
07/01/13-09/30/13*	2013 Q3	10/10/13
10/01/13-10/31/13	2013 M10	11/12/13
11/01/13-11/30/13	2013 M11	12/10/13
12/01/13-12/31/13	2013 M12	01/10/14

Revised May 21, 2013

Q Attachment B - page 2



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Florida Department of State - Division of Elections

Florida Election System Reports

Candidate/Committee Lookup

**Electioneering**  
Comm Name: Citizens for Fiscal Responsibility

Name:

Account: 59889

Election:

Acct: 59889

Type: Electioneering Comm

Date Due	Type	Date Filed	Status	Days Late	Fine Assessed	Appealed	Amount Fined	Amount Paid
6/10/2014	M5	6/5/2014						
5/12/2014	M4	5/13/2014	CLO	1	\$0 00		\$0 00	\$0 00
4/10/2014	M3	4/10/2014						
3/10/2014	M2	3/10/2014						
2/10/2014	M1	2/4/2014						
1/10/2014	M12	1/10/2014						
12/10/2013	M11	12/9/2013						
11/12/2013	M10	11/12/2013						
10/10/2013	Q3	10/11/2013	CLO	1	\$50 00		\$50 00	\$50 00
7/10/2013	Q2	7/9/2013						
4/10/2013	Q1	4/9/2013						
1/10/2013	Q4	1/11/2013	CLO	1	\$0 00		\$0 00	\$0 00
11/2/2012	G4	11/2/2012						
10/19/2012	G3	10/15/2012						
10/5/2012	G2	10/10/2012	CLO	5	\$0 00		\$0 00	\$0 00
9/21/2012	G1	9/20/2012						
8/10/2012	F3	8/10/2012						
7/27/2012	F2	7/27/2012						


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DATE 7/5/12 63-436 13  
560


PAY TO THE ORDER OF Citizens for Fiscal Responsibility \$ 9,400.00


NINE THOUSAND FOUR HUNDRED and NO/100's DOLLARS

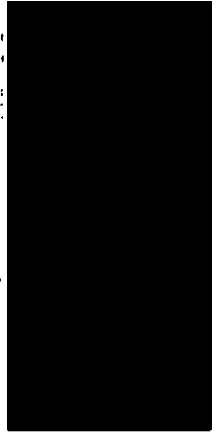
 **City National Bank**  
OF FLORIDA  
418 COLLINS AVENUE  
MIAMI BEACH, FLORIDA 33139

FOR  Ronald L. Lewis MP

Check #: 3004103181 for \$9,400.00 Posted: 7/5/2012








Check #: 3004103181 for \$9,400.00 Posted: 7/5/2012

843  
DEPOSIT TICKET  
FOR CLEAR COPY, PRESS FIRMLY WITH BALL POINT PEN.  
PRODUCT 100411

 **City National Bank**  
OF FLORIDA  
418 COLLINS AVENUE  
MIAMI BEACH, FLORIDA 33139

DATE 7/5/12


CURRENCY	COIN	DOLLARS	CENTS
1	WCC	9400	
2			
3			
4			
5			
6			
7			
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
		\$ 9400	


63-436-660

TOTAL ITEMS

PLEASE BE SURE ALL ITEMS ARE PROPERLY ENDORSED.  
DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL

9400.

 **CITIZENS FOR FISCAL RESPONS.**  
16 ISLAND AVENUE 1D  
MIAMI BEACH, FL 33139

 See Attachment C - page 1

CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT

**MISCELLANEOUS TRANSACTION DEBIT**

LOCATION \_\_\_\_\_ DATE 7, 10, 12

ACCOUNT NAME Womens Leadership Conf. Inc

PREPARED BY [Signature] APPROVED BY \_\_\_\_\_ CUSTOMER SIGNATURE \_\_\_\_\_

MISCELLANEOUS TRANSACTIONS DEBIT		AMOUNT
APP TC DESCRIPTION	APP TC DESCRIPTION	\$ <b>9400.00</b>
DDA 037 MISCELLANEOUS DEBIT	LOAN 305 PRINCIPAL ADVANCE	
DDA 061 CLOSING WITHDRAWAL	LOAN 315 LINE OF CREDIT ADVANCE	
SAV 137 MISCELLANEOUS DEBIT	GL 500 GL DEBIT	
SAV 161 CLOSING WITHDRAWAL	SDB 095 CLOSING DEBIT	
		TRAN CODE <b>037</b>

DESCRIPTION check for 9,400.00 dated 7/5 returned for conc funds

**[Redacted]**

Check #: 0 for \$9,400.00 Posted: 7/10/2012

**[Redacted]**

**[Redacted]**

South Beach  
2012-07-10 **[Redacted]**

Check #: 0 for \$9,400.00 Posted: 7/10/2012

**DEPOSIT TICKET CHECKING / MONEY MARKET ACCOUNT**

DEPOSITED IN  
**City National Bank**  
CANA (MADRID) GROUP

DATE \_\_\_\_\_ CASH

DEPOSITED FOR THE ACCOUNT OF  
NAME Citizens for fiscal

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL

ACCOUNT NUMBER  
\* 3003879733

CREDIT

9400.00  
.  
.  
.  
.  
.  
.  
SUB TOTAL ►  
LESS CASH RECEIVED ►  
NET DEPOSIT \$ **9400.00**

009  
sr Attachment c page 2

## Filed Campaign Treasurer's Report

Citizens for Fiscal Responsibility  
59889 - ECO

Elect ID: 20141104-GEN

From: 7/1/2013

Amd: Y Wvr: N

Filed: FIL 10/11/2013 9:47:54 A

Report: 2013 Q3 (10)

To: 9/30/2013

Cmpit: COM

Reviewed: AUD 5/16/2014 2:31:37 P

## Amended Report

Submitted: 10/24/2013 11:41:27

**EXPENDITURES**

<i>Seq Date</i>	<i>Name</i>	<i>Address</i>	<i>Type</i>	<i>Office Purpose</i>	<i>Errors Amd</i>	<i>Amount</i>
1	A&B BULK MAILERS, INC.	4412 NW 74TH AVENUE	MON		0	\$3,808.32
9/17/2013		MIAMI FL 33166		MAILING	UPD	
2	A&B BULK MAILERS, INC.	4412 NW 74TH AVENUE	MON		0	\$1,811.86
9/17/2013		MIAMI FL 33166		MAILING	UPD	
3	A&B BULK MAILERS, INC.	4412 NW 74TH AVENUE	ECC		0	\$2,152.42
9/17/2013		MIAMI FL 33166		PRINTING AND MAILING	UPD	
4			X		8	\$0.00
					ADD	

## Amended Report

Submitted: 5/16/2014 1:59:55 P

**CONTRIBUTIONS**

<i>Seq Date</i>	<i>Name</i>	<i>Address</i>	<i>Contributor Type</i>	<i>Occupation Inkind Description</i>	<i>Errors Amd</i>	<i>Amount</i>
2	WOMEN'S LEEADERSHIP CONFER	112 NORTH CURRY STREET	F		0	\$4,760.00
9/2/2013		CARSON CITY NV 89703	CHE		DEL	



**Florida Department of State  
Division of Elections**

**Citizens for Fiscal Responsibility**

**Campaign Finance Activity**

**Note:** The information presented below was obtained from the Committee's/Candidate's Campaign Treasurer's Report filed with the Division of Elections. About the Campaign Finance Data Base. If all contributions for a reporting period are less than 1 dollar Then they may not be displayed

	Filing Period	Contributions			Expend	Other	Transfers
		Monetary	Loans	InKind			
Ⓒ	07/10/2012 - 07/20/2012	9,400 00	0 00	0 00	9,300 00	0 00	0 00
Ⓒ	07/21/2012 - 08/09/2012	8,000 00	0 00	0 00	7,900 00	0 00	0 00
W	08/10/2012 - 09/14/2012	0 00	0 00	0 00	0 00	0 00	0 00
W	09/15/2012 - 09/28/2012	0 00	0 00	0 00	0 00	0 00	0 00
W	09/29/2012 - 10/12/2012	0 00	0 00	0 00	0 00	0 00	0 00
W	10/13/2012 - 11/01/2012	0 00	0 00	0 00	0 00	0 00	0 00
W	11/02/2012 - 12/31/2012	0 00	0 00	0 00	0 00	0 00	0 00
W	01/01/2013 - 03/31/2013	0 00	0 00	0 00	0 00	0 00	0 00
W	04/01/2013 - 06/30/2013	0 00	0 00	0 00	0 00	0 00	0 00
Ⓒ	07/01/2013 - 09/30/2013	5,000 00	0 00	0 00	7,772 60	0 00	0 00
Ⓒ	10/01/2013 - 10/31/2013	186,927 10	0 00	0 00	181,186 10	0 00	0 00
Ⓒ	11/01/2013 - 11/30/2013	5,875 31	0 00	0 00	3,980 00	0 00	0 00
W	12/01/2013 - 12/31/2013	0 00	0 00	0 00	0 00	0 00	0 00
W	01/01/2014 - 01/31/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	02/01/2014 - 02/28/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	03/01/2014 - 03/31/2014	0 00	0 00	0 00	0 00	0 00	0 00
W	04/01/2014 - 04/30/2014	0 00	0 00	0 00	0 00	0 00	0 00
Ⓒ	05/01/2014 - 05/31/2014	0 00	0 00	0 00	0 00	0 00	0 00
Ⓒ	<b>All Dates (Totals)</b>	215,202 41	0 00	0 00	210,138 70	0 00	0 00

Note: (E) indicates that report was filed electronically  
 X Indicates that detail has not been released



Florida Department of State  
Division of Elections

**Contributions Query Results**

About the Campaign Finance Data Base

*If all contributions for a reporting period are less than 1 dollar they may not be displayed.*

**Search Criteria:**

Detail of Committees

Election Year: 2012 General Election

With Candidate Last Name Starts With: Citizens for Fiscal Responsibi

Committee Type: All

Candidate/Committee	Date	Amount	Typ	Contributor Name	Address	City State Zip
Citizens for Fiscal Responsibility (ECO)		0.00	X			
Citizens for Fiscal Responsibility (ECO)	08/01/2012	2,300.00		CHE WOMEN'S LEADERSHIP CONFERENCE	1285 SHARROW WAY	CARSON CITY, NV 89
Citizens for Fiscal Responsibility (ECO)	07/27/2012	5,700.00		CHE WOMEN'S LEADERSHIP CONFERENCE	1285 SHARROW WAY	CARSON CITY, NV 89
Citizens for Fiscal Responsibility (ECO)	07/06/2012	9,400.00		CHE WOMEN'S LEADERSHIP CONFERENCE, INC.	1285 SHARROW WAY	CARSON CITY, NV 89
Total:		17,400.00				

4 Contribution(s) Selected

[Query the Campaign Finance Data Base](#)

[\[Department of State\]](#) [\[Division of Elections\]](#) [\[Campaign Finance - Contributions\]](#)



Florida Department of State  
Division of Elections

**Contributions Query Results**

About the Campaign Finance Data Base

*If all contributions for a reporting period are less than 1 dollar they may not be displayed.*

**Search Criteria:**

Detail of Committees

Election Year: 2014 General Election

With Candidate Last Name Starts With: Citizens for Fiscal Responsibility

Committee Type: All

Candidate/Committee	Date	Amount	Typ	Contributor Name	Address	City State Zip
Citizens for Fiscal Responsibility (ECO)	10/28/2013	500.00	CHE	MIAMI BOARD OF REALTORS	700 SOUTH POINCIANA BLVD., STE. 400	MIAMI, FL 34166
Citizens for Fiscal Responsibility (ECO)	10/23/2013	20,000.00	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	10/20/2013	10,000.00	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	10/16/2013	2,500.00	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	10/12/2013	28,307.55	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	10/11/2013	28,307.55	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CAR, NV 89703
Citizens for Fiscal Responsibility (ECO)	10/11/2013	21,112.00	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	10/31/2013	13,200.00	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	11/06/2013	5,875.31	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	10/30/2013	18,000.00	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	10/30/2013	10,000.00	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	10/28/2013	20,000.00	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	10/28/2013	10,000.00	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	10/28/2013	5,000.00	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 897
Citizens for Fiscal Responsibility (ECO)	09/19/2013	5,000.00	CHE	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NE 897
<b>Total:</b>		<b>197,302.41</b>				

15 Contribution(s) Selected

Query the Campaign Finance Data Base

[Department of State] [Division of Elections] [Campaign Finance - Contributions]

AFFIDAVIT OF INFORMATION

Case Number: FEC 13-266

RECEIVED

2014 APR 21 A 10:49

STATE OF FLORIDA  
ELECTIONS COMMISSION

STATE OF FLORIDA

County of DADE

David Wallack, 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 MANGO'S TROPICAL CARE as CEO

3 In the space below, please explain how you first became aware of or familiar with the organization, WLC.

A CANDIDATE RUNNING FOR OFFICE IN  
MIAMI BEACH MUST HAVE REQUESTED IT.

I DONATED TO MOST CANDIDATES AS I KNEW  
THEM ALL. I HAVE NO KNOWLEDGE OF THE  
ORGANIZATION.

4 To your knowledge, what was the purpose or mission of WLC? Further, how did you come to know this?

TO ADVERTISE A CANDIDATE I BELIEVE.  
WHOEVER SOLICITED ME MUST HAVE SAID IT  
WAS FOR ADVERTISING BY A PRIVATE PAC  
ORGANIZATION. HOWEVER, I DO NOT RECALL  
WHICH CANDIDATE IT WAS FOR.

5 Are you familiar with an individual by the name of Michael Gongora?  Yes  No If yes, please explain how you are familiar with him.

CITY COMMISSIONER of City of Miami Beach  
CANDIDATE FOR MAYOR

6 Relative to your donation to WLC, did you make the donation on your own volition or were you solicited for the donation? If solicited, please provide the name of the person who

solicited you for the donation and briefly describe any discussion between you and the person regarding your donation.

I WAS SOLICITED. NOT CERTAIN BY WHO,  
POSSIBLY A CANDIDATE FOR A PAC  
ADVERTISEMENT

7 What was your understanding of how WLC was planning to use your donation?

NOT CERTAIN. I THINK ADVERTISEMENT, BUT  
NOT CERTAIN.

8 Are you familiar with an individual by the name of Randall Hilliard? ( Yes) ( No). If yes, please explain how you are familiar with him

HE RUNS POLITICAL CAMPAIGNS ON MIAMI  
BEACH FOR COMMISSION CANDIDATES.

9 In the space below, please explain what prompted or caused you to donate to WLC?

I MUST HAVE BEEN SOLICITED.

10 Are you familiar with an organization by the name of "Citizens for Fiscal Responsibility"? ( Yes) ( No). If yes, please explain how you are familiar with the organization

11 Was there any particular reason as to why you made the donation to WLC in July 2012? If so, please explain

NOTHING OTHER THAN KNOWING ALMOST ALL  
CANDIDATES FOR MANY YEARS.



12. Are you familiar with an individual by the name of James Resnick?  Yes  No. If yes, please explain how you are familiar with him

I KNEW HIS FATHER MANY YEARS AGO, AND  
OVER THE YERS MET ~~HE~~ JAMES A FEW  
TIMES AT VARIOUS CITY FUNCTIONS.

13. Are you familiar with Pearl Media, LLC?  Yes  No. If yes, please explain how you are familiar with the entity.

14. How often do you donate to organizations such as WLC?

Frequently

Sometimes

Rarely

First-time donating (MAY BE THE 1<sup>ST</sup> TIME)

Other

15. Relative to the donation made to WLC, was the check hand-delivered, mailed, given at a fundraiser, etc? DO NOT RECALL.

If the check was hand-delivered, please provide the name of the person to whom the check was delivered. \_\_\_\_\_

If the check was mailed, please specify as to what address the check was mailed and to whose attention, if anyone, the envelope was addressed

————— No RECOLLECTION

16. Are you familiar with any officers (President, Secretary, Director, Registered Agent) affiliated with WLC? If so, please explain.

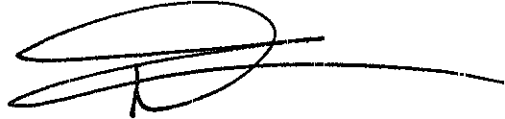
No

see Attachment <sup>2</sup> page 3

17. The notation "Mark W" is included on the memo line of the check. In the space provided, please explain who "Mark W" is and how he is affiliated with WLC

I HAVE NO IDEA.

I HEREBY SWEAR OR AFFIRM THAT THE FORGOING INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

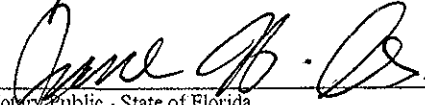


Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 9 day of

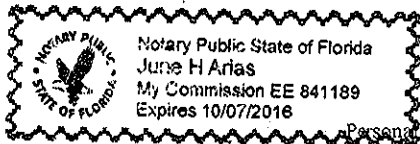
April

2014



Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public



Personally Known  or Produced Identification

Type of Identification Produced: \_\_\_\_\_

Case Investigator KS

reports with his office even though Respondent was registered with the Division. He said that he did not and added that in addition to himself there are only two other people in his office that handles election matters and had the other two persons been asked they would have referred any caller to him to answer the question.

I reminded him that I had asked for copies of any and all campaign reports filed with his office on behalf of Respondent and he provided me with copies of Respondent's 2013 G2, G3, G4 and TR. He said that he was reviewing the file he has in his office on Respondent and that his file for Respondent consists only of my letter of February 5, 2014 requesting information from him concerning Respondent and the campaign reports that I acknowledged as having received from him.

**Memo to File?** No

**Entered by:** KS

3. **Date and time:** 03/05/14 @ 9:35 a.m.  
**Name:** Mayra Espinola – City National Bank  
**Phone #:** 305-577-7294

**Summary:** I called Ms. Espinola to inquire as to the status of the subpoena for bank records issued in this case, due in our office by February 28, 2014. She reviewed her records and said that the bank records for the group, Citizens for Fiscal Responsibility, were ready and would go out in today's mail. She added that she completely missed the second subpoena for bank records for the group, Women's Leadership Conference. She further added that she will get to work on those records and the records should go out to me next week.

**Memo to File?** No

**Entered by:** KS

4. **Date and time:** 04/04/14 @ 1:45 p.m.  
**Name:** Jeremy Goldstein - Contributor  
**Phone #:** 305-534-2351

**Summary:** Mr. Goldstein called and left a message on voice-mail in response to a letter and questionnaire that I had mailed to him relative to his donation to WLC. In his voice-mail, Mr. Goldstein said that he had received an e-mail from an individual, Ed Tobin, who was endorsing Mark Weithorn for public office and asked him to make a contribution. He said that he inquired of Ed Tobin as to whom to make his check out to and was told, WLC. He said that I could return his call after 3:00 p.m. as he will be on a conference call from 2:00 until 3:00 p.m. and that should I e-mail him ([Jeremy.goldstein@mac.com](mailto:Jeremy.goldstein@mac.com)), he would send me the e-mail he initially received from Ed Tobin. He suggested that I call him at 305-205-0679.

**Memo to File?** No

**Entered by:** KS

5. **Date and time:** 04/04/14 @ 3:30 p.m.  
**Name:** Jeremy Goldstein - Contributor  
**Phone #:** 305-205-0679

**Summary:** I returned Mr. Goldstein's call from earlier relative to the questionnaire that he had received pertaining to his donation to WLC. I reminded him that he had mentioned in his voice-mail message that he had received an e-mail from an Ed Tobin regarding having

him (Goldstein) possibly contribute to the campaign of Mark Weithorn and that he was advised to make his check payable to WLC.

When asked to clarify, Mr. Goldstein said that he had received an e-mail directly from Mark Weithorn, who was seeking office as a State Representative in District 113, whereby Miami Beach Commissioner Ed Tobin endorsed his campaign. He said that he had known Ed Tobin and Weithorn's wife, who was also on the Miami Beach Commission, so he decided to support his campaign as well. He said that Weithorn told him to make his check payable to WLC and that he would come by his house later to pick-up the check, which he did. I inquired of him whether he questioned Weithorn about making the check to WLC since he was seeking elective office. He said that he did not and that he just assumed that WLC was a PAC or an organization working on behalf of his campaign since a person can give more to a PAC or an organization. When asked, he said that was the first time he had heard of WLC and he did not know what their mission or purpose was and he was unfamiliar with anyone claiming an affiliation with WLC. When questioned as to how often he donates to organizations similar to WLC, he said that he had never donated to an organization or PAC; he has always directly given to a candidate.

I inquired of him whether or not he was familiar with Michael Gongora; he responded that he knew of him only as city commissioner, not personally. When asked, he said that he was not familiar with Randall Hilliard or the organization, Citizens for Fiscal Responsibility. When asked about his familiarity with Weithorn, he said that he did not know him as well as he knew Weithorn's wife.

**Memo to File?** No

**Entered by:** KS

6. **Date and time:** 04/07/14 @ 2:14 p.m

**Name:** Harold Rosen - Contributor

**Phone #:** 305-672-7772

**Summary:** Mr. Rosen called me in response to having received an affidavit that I had mailed to him relative to his donation to WLC. He said that he wanted to call and answer the questions rather than return the affidavit. I took the opportunity to remind him that he had issued a check to WLC in the amount of \$500 but I was unable to decipher what the Memo line of his check read. He said that his hand-writing is bad as he is 88 years old but he wrote "political contribution" on the memo line.

When asked about his donation, Mr. Rosen said that he believed "one of the lobbyist" had asked him for a donation so he wrote a check and gave it to him. When asked, he said that he thought it was Randall Hilliard but it may have been Mark Weithorn. After a few minutes, he said that he believes it was Randall Hilliard who asked him about making the donation. I inquired of him whether he mailed the check or did Mr. Hilliard pick up the check from him. He said that he could not recall for sure. When asked whether he was familiar with Mr. Hilliard, he said he only knows him as being a lobbyist.

Mr. Rosen was asked whether or not he had any knowledge as to the purpose or mission of WLC; he said that he did not. I inquired of him whether he had an understanding of how WLC was planning on using his donation. He said "they" may have told him but that he just does not remember. He added that he is 88 years old and the donation was made

nearly two years ago. When asked what prompted or caused him to donate to WLC, he said that he thought he may have been under the impression that he was going to be donating to a PAC and that his name would not have to be disclosed. He added that he didn't really want his name disclosed as being a contributor because other people would then solicit him for a contribution. When asked, he said that he very seldom donates to organizations such as WLC and that he did not recall giving a donation in 2013. He was not familiar with any officers of WLC or claiming to have an affiliation.

I inquired of him whether he was familiar with Michael Gongora. He said that he was in that he knows him to be an attorney and that he had run for Miami Beach Commissioner, but he did not know him personally. When asked, he said he was unfamiliar with the group Citizens for Fiscal Responsibility. When asked, he said he was familiar with Mark Weithorn in that his wife is one of the commissioners and he was aware that Mark Weithorn had sought office for the House of Representatives but he did not know him personally.

**Memo to File?** No

**Entered by:** KS

7. **Date and time:** 04/09/14 @ 10:31 a.m.

**Name:** Emily Triffin – Shore Club

**Phone #:** 305-695-3204

**Summary:** Ms. Triffin called relative to the affidavit that I had previously mailed to The Shore Club pertaining to its donation to WLC. Ms. Triffin explained that she is executive office assistant to the general manager and that she was familiar with the check at issue as her former boss, Tim Nardi, had asked her to contact the accounting department and have the check issued. She added that she is the hotel's only notary and since she would be completing the affidavit and is unable to notarize the affidavit herself, she wanted to be able to give her answers to the questions over the telephone; I agreed.

Ms. Triffin explained that her former boss, the hotel's former general manager, Tim Nardi, had received an e-mail from Mark Weithorn, who was seeking office to State Representative, District 113, about the possibility of having the hotel provide his campaign with a monetary contribution. She added that Mr. Nardi knew candidate Weithorn and agreed to give him a contribution so he asked her to have the accounting department cut a check in the name of the hotel for the purpose of a campaign contribution to him (Weithorn). She said that she has a copy of the e-mail from Mr. Nardi regarding his e-mail exchange with Weithorn and within one of the e-mails, Weithorn told him (Nardi) to make the check payable to WLC and put his (Weithorn) address on it (check). When asked whether there was any particular reason as to why the check was issued in July 2012, she said that she thought that was around the date of the e-mail that Mr. Nardi received from Weithorn seeking a contribution. She added that sometime later, the hotel held a meet-the-candidate forum for Weithorn and she believed it to be in either late June or early July. I inquired of her whether she or Mr. Nardi was aware of how the donation was planning to be used. She explained that she assumed it would be used for Weithorn's campaign because on the e-mail she sent to the accounting department in order for them to issue the check, she wrote something to the effect of "PAC for Mark Weithorn," so she assumed it was for his (Weithorn) political committee. When asked about the check and whether it was mailed or hand-delivered, she said that although the check included Weithorn's

address, she would assume that Mr. Nardi handed the check directly to him (Weithorn). She said that Mr. Nardi enjoyed being out and about and mingling in political circles and being able to directly hand a candidate a check.

When asked, Ms. Triffin said that she had not heard of WLC prior to the check being issued and she was rather certain that Mr. Nardi had not either. In addition, she said that she was unaware of the mission or purpose of WLC. When asked, she said that she was not familiar with anyone claiming to have an affiliation with WLC other than Weithorn's comment to make the check payable to WLC.

I inquired of her whether she was familiar with an individual name Michael Gongora. She said that she is rather familiar with him in the sense that he frequents the hotel for various functions and events that are held at the hotel. She said that she believes that Mr. Nardi was good friend with Mr. Gongora.

I inquired of her whether she was familiar with an individual name Randall Hilliard. She said that he was copied on the e-mail exchanges between Mr. Nardi and Mr. Weithorn relative to the request for the donation. She added that she, at the request of Mr. Nardi, had booked a room for him (Hilliard) at a hotel in New York on a previous occasion.

I inquired of her whether she was familiar with a group or organization, Citizens for Fiscal Responsibility. She said that she was not familiar with the group but added she had heard of a similar sounding name, Citizens for Ethical and Effective Leadership.

When asked how often the hotel makes donations to groups or organizations like WLC, she said that generally, if the hotel does make a donation, it is to the same candidates and not randomly to a group or organization. She added that Mr. Nardi was/is familiar with a lot of the candidates who have run for office in the Miami Beach area and he usually contributes to his/her campaign.

**Memo to File?** No

**Entered by:** KS

8. **Date and time:** 05/16/14 @ 9:17 a.m.

**Name:** Bucky Mitchell – Respondent's counsel

**Phone #:** 850-681-1029

**Summary:** Counsel called to advise that he has the hard-copy of his client's response to the questionnaire-affidavit and whether he needed to have it brought over today. I told him that unless he had to be over this way that he could just drop it in the mail and that I will put it in the case file when I receive it. Also, I took the opportunity to advise counsel that I would probably be calling him sometime early next week for the final interview.

**Memo to File?** No

**Entered by:** KS

9. **Date and time:** 05/20/14 @ 3:23 p.m.

**Name:** Bucky Mitchell – Respondent's counsel

**Phone #:** 850-681-1029

**Summary:** I called counsel for the purpose of providing him with a brief overview of the case and to afford him an opportunity for questions and/or comments. Having reviewed

---

**Florida Department of State**

Room 316 R.A. Gray Building  
500 South Bronough Street  
Tallahassee, FL 32399-0250  
(850)245-6200

**Division of  
Elections**

*Candidate Tracking System*

**2012 General Election**

**State Representative**

District 113

**Mark Weithorn**

**Democrat**

**Address**

1130 Stillwater Drive  
Miami Beach, FL 33141

**Phone:** (305)588-8313

**Campaign Treasurer**

Deede Weithorn  
1130 Stillwater Drive  
Miami Beach, FL 33141-

**Status:** Defeated

**Date Filed:** 05/29/2012

**Date Qualified:** 06/07/2012

**Method:** Paid Qualifying Fee

Campaign Finance Activity

Campaign Documents

SR Attachment I-

CASH ONLY IF ALL CheckLock™ SECURITY FEATURES LISTED ON BACK INDICATE NO TAMPERING OR COPYING

David Wallack  
900 Ocean Dr  
Miami Beach, FL 33139  
(305) 673-4422

CITY NATIONAL BANK OF FLORIDA  
446 Collins Avenue  
Miami Beach, Florida 33139  
63-436/660

1916

7/10/2012

PAY TO THE ORDER OF WOMEN'S LEADER CONFERENCE

\$ \*\*1,000.00

One Thousand and 00/100\*\*\*\*\* DOLLARS

▲ TAMPER RESISTANT TONER AREA ▲

WOMEN'S LEADER CONFERENCE

VOID AFTER 90 DAYS



MEMO



© 2011 INTUIT 872 1-800-433-8310



Details on Back  
Intuit CheckLock™ Secures Check

Attachment 5



JEREMY S GOLDSTEIN  
LISETTE OLEMBERG GOLDSTEIN

1405 W 24TH ST  
MIAMI BEACH, FL 33140-4522

3568

63-2/630  
BRANCH 00553

DATE 7/17/12

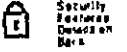
PAY  
TO THE  
ORDER OF

WOMAN'S Leadership Conference

\$ 5,000.<sup>00</sup>

Five thousand dollars and 00/100

DOLLARS

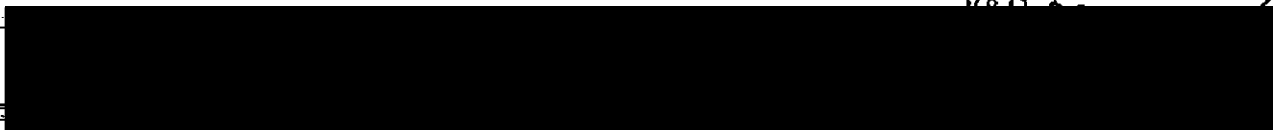


COMMAND ASSET PROGRAM

Wachovia Bank, a division of Wells Fargo Bank, N.A.

CODE

FOR



*Jeremy S Goldstein*

AT

see Attachment ↙

1423

**HAROLD ROSEN  
ATTORNEY AT LAW**

407 LINCOLN ROAD PH.-SE  
MIAMI BEACH, FL 33139

63-964  
670 10

DATE 8/1/12

PAY TO THE ORDER OF

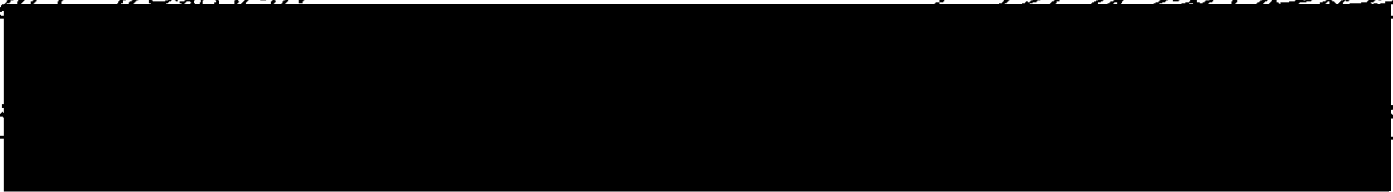
*Johnnie ...*  
*Five hundred* \$ 500.<sup>00</sup>

DOLLARS Security Features  
Visible Only on Real  
Checks on Back

BNY MELLON

Mellon United National Bank

FOR



see Attachment L

THIS DOCUMENT HAS INVISIBLE FLUORESCENT FEATURES

**THE SHORE CLUB**  
1901 Collins Avenue  
Miami Beach, Florida 33139  
Fax (305) 695-3277

Mellon United National Bank  
Miami, FL  
63-964  
670

25067  
025067

DATE  
06/20/2012

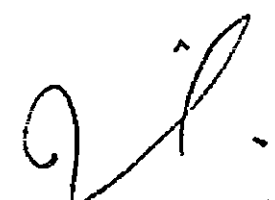
CONTROL NO.

AMOUNT  
\*\*1,000.00\*\*

PAY ONE THOUSAND AND 00/100 US DOLLARS

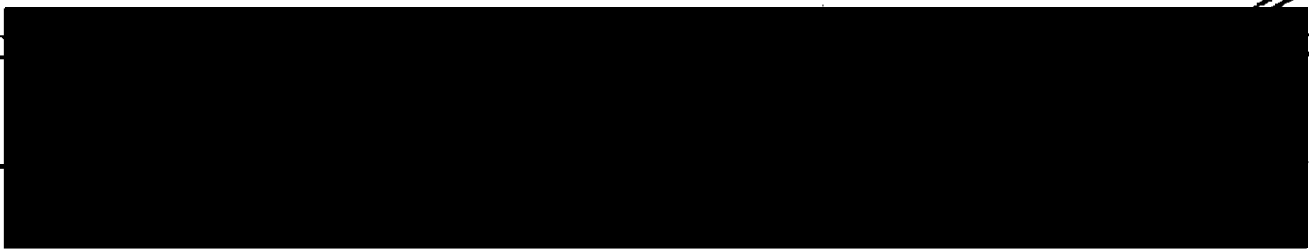
TO THE  
ORDER OF

WOMAN'S LEADERSHIP CONFERENCE  
1130 STILLWATER DR.  
MIAMI BEACH, FL 33141



  
AUTHORIZED SIGNATURE

Security features. Details on back.



SE Attachment M

COATES LAW FIRM, PL  
ATTORNEYS AT LAW

RICHARD E. COATES  
EMMETT MITCHELL, IV  
ROGER N. BEAUBIEN

NOREEN A. FENNER\*  
\*Not an attorney

115 EAST PARK AVENUE, SUITE 1  
TALLAHASSEE, FLORIDA 32301  
(850) 681-1029  
FAX: (208) 248-9038

June 6, 2014

Amy McKeever Toman  
Executive Director  
Florida Elections Commission  
107 West Gaines Street  
The Collins Building, Suite 224  
Tallahassee, Florida 32399-1050

VIA HAND DELIVERY

**RE: Case No. FEC 13-267; Respondent – Citizens for Fiscal Responsibility**

Dear Ms. Toman:

This firm represents Citizens for Fiscal Responsibility, an electioneering communications organization (ECO) and the Respondent in the above-referenced matter. I am filing this letter in response to the Report of Investigation (ROI) prepared by Keith Smith.

The Complaint contains allegations relating to CFR's registration and reporting for a 2013 City of Miami Beach election. The Complainant states that CFR's only electioneering activities were done "for the election in the City of Miami Beach". He references electioneering pieces that were distributed for those elections which were held on November 5 and 19, 2013. The Complainant further states that "the law requires ECO's that participate in a municipal race to register and file campaign reports in that city," and that CFR has only registered with the Division of Elections.<sup>1</sup>

The Commission investigated alleged violations of the following provisions:

Section 106.0703(1)(e), F.S. – Respondent failed to file reports with the county of municipal filing officer on the same dates as county or municipal candidates or committees for the election.

<sup>1</sup> In a previous response filed by Frank Wolland on behalf of CFR, Mr. Wolland explained that allegations that the Respondent violated section 106.0703(4), Florida Statutes, are false. CFR is indeed an electioneering communications organization (ECO) registered with the Department of State, Division of Elections (Division). CFR filed its organizational paperwork with the Division on July 10, 2012.

RECEIVED  
2014 JUN - 6 P 3:56  
STATE OF FLORIDA  
ELECTIONS COMMISSION

Section 106.19(1)(c), F.S. – Respondent falsely reported or deliberately failed to include information required by Chapter 106, Florida Statutes.

I want to clarify some of the information contained in the ROI.

**Violation of s. 106.0703(1)(e), F.S. -**

Paragraph 19. The Investigator correctly notes that CFR filed campaign reports with the local filing officer, the City of Miami Beach Clerk, as required by section 106.0703(1)(e), Florida Statutes. As such, CFR did not violate section 106.0703(1)(e), Florida Statutes.

**Violation of s. 106.19(1)(c), F.S. -**

The Investigator dedicates a lot of time in the ROI to WLC and WLC, Inc., but the ROI contains no information about *CFR* falsely reporting or deliberately failing to report information required by chapter 106, as required in section 106.19(1)(c), Florida Statutes. *CFR* has properly reported its contributions on its applicable campaign finance reports.

Furthermore, the Complaint has been filed against the Respondent, *an ECO*. Section 106.19(1)(c), Florida Statutes, reads:

(1) Any candidate; campaign manager, campaign treasurer, or deputy treasurer of any candidate; committee chair, vice chair, campaign treasurer, deputy treasurer, or other officer of any political committee; agent or person acting on behalf of any candidate or political committee; or other person who knowingly and willfully:

(c) Falsely reports or deliberately fails to include any information required by this chapter; or

is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

Section 106.19(1), Florida Statutes, does not include *ECO*'s within its proscriptions and cannot form the basis for a violation against *CFR*, an *ECO* registered with the Division of Elections.

As mentioned in the Respondent's initial response to the Complaint, nowhere in the Complaint are there allegations that the Respondent violated section 106.19(1)(c), Florida Statutes, one of the provisions investigated by the Commission. Section 106.25(2), Florida Statutes, clearly provides that, "[T]he commission shall investigate only those alleged violations specifically contained within the sworn complaint."

For the above reasons, the Complaint must be dismissed.

I appreciate the Commission's consideration of the above information and await its response.

Sincerely,

A handwritten signature in black ink, appearing to read "Bucky Mitchell". The signature is fluid and cursive, with a long horizontal stroke at the end.

Emmett Mitchell, IV (Bucky)

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Case No.: FEC 13-267**

Respondent: Citizens for Fiscal Responsibility  
Counsel for Respondent: Emmett Mitchell, IV and Frank Wolland

Complainant: Juan-Carlos Planas  
Counsel for Complainant: None

On October 23, 2013, the Florida Elections Commission received a sworn complaint alleging that Respondent violated Chapter 106, Florida Statutes. The Commission staff investigated whether Respondent violated the following statutes:

Section 106.0703(1)(e), Florida Statutes, failure of an electioneering communications organization registered with the Division of Elections to file reports with the county or municipal filing officer on the same dates as county or municipal candidates or committees for that election; and

Section 106 19(1)(c), Florida Statutes, prohibiting a person or organization from falsely reporting or deliberately failing to report information required by Chapter 106, Florida Statutes.

**I. Preliminary Information:**

1. Respondent, Citizens for Fiscal Responsibility (CFR), is an electioneering communications organization (ECO) that is registered with the Division of Elections (Division).

2. On October 13, 2011, an "Electioneering Communication Statement of Organization" form (DS-DE 103) was filed on behalf of Respondent with the Division; however, the Division deemed the statement of organization as incomplete. On October 18, 2011, an amended DS-DE 103 form was filed on behalf of Respondent with the Division and in a letter dated October 20, 2011, the Division acknowledged that Respondent (CFR) had been placed on its active list as an electioneering communication organization. Respondent disclosed its area, scope and jurisdiction as, "To support or oppose candidates who support or don't support fiscal responsibility in government on a multi-county legislative or statewide candidacy basis." Randall Hilliard was named as Respondent's chairman, treasurer and registered agent.

3. In a letter dated January 12, 2012, the Division acknowledged receipt of notification from Randall Hilliard informing the Division of the disbandment of Respondent. It appears that the Division's letter was instigated by a letter from Randall Hilliard dated January 11, 2012, as well as a waiver-of-report also filed with the Division on January 11, 2012. The waiver-of-report indicated that Respondent had disbanded and would no longer file reports.

4. On July 10, 2012, form DS-DE 103 was filed on behalf of Respondent with the Division. The area, scope and jurisdiction is disclosed as being "Statewide—electioneering

communications for candidates in multi-county legislative districts to promote fiscal responsibility in local and state government.” In a letter dated July 11, 2012, the Division acknowledged that Respondent had been placed on its active list as an electioneering communications organization. Randall Hilliard is named as Respondent’s chairman, treasurer and registered agent. To review the DS-DE 103 as well as the Division’s acknowledgement letter to Mr. Hilliard, refer to Exhibit 1.

5. Respondent distributed electioneering communications opposing the candidacy of Phillip Levine. Mr. Levine defeated Michael Gongora in the November 5, 2013 election to win the office of Mayor for the City of Miami Beach. Randall Hilliard has served as a campaign manager/political consultant for Michael Gongora in his previous campaigns for the Miami Beach City Commission.

6. Respondent is represented by Emmett Mitchell, IV of the Coates Law Firm and Mr. Frank Wolland, Esquire.

7. On October 17, 2011, Women’s Leadership Conference (WLC) was registered with the State of Nevada as a domestic corporation. When initially registered, Randall Hilliard was named as the corporation’s president, secretary, treasurer and director. It appears that as of October 9, 2013, Frank Wolland (Respondent’s counsel in this case) replaced Mr. Hilliard as president, secretary, treasurer and director. Sandra Page Millard, the mother of Michael Gongora, initially served as the domestic corporation’s registered agent but on or about August 6, 2013, she was replaced by State Agent and Transfer Syndicate, Inc.

8. On February 20, 2013, a “Statement of Organization” was filed on behalf of WLC, Inc., with the Federal Elections Commission. Randall Hilliard’s name appears on the filing as president, treasurer and secretary. The filing indicated that WLC, Inc., supports the candidacy of “Michael Gongora for Miami Beach Mayor.”

9. According to campaign treasurer’s reports on file with the Division, Respondent (CFR) received a total of \$219,962.41 in contributions. Of the \$219,962.41 received in contributions, all but \$500 came from WLC. Respondent’s campaign reports disclose the occupation of WLC as, “Think Tank,” “Policy Studies,” and “Women’s Group.” An internet search of “Women’s Leadership Conference” yielded only one result, the registration of the corporation with the State of Nevada.

10. Due to the different entities discussed in the first few paragraphs, the names and the various addresses of each entity is provided for clarity when reading through this report of investigation. The information shared below is based on documents filed on behalf of each entity.

- CFR (Respondent) – 600 Northeast 36<sup>th</sup> Street, Suite #PH-26, Miami, Florida 33137 & Post Office Box 191909, Miami Beach, Florida 33119.
- WLC (Domestic-corporation) – 112 North Curry Street, Carson City, Nevada 89703 & 1285 Sharrow Way, Carson City, Nevada 89703.
- WLC, Inc. (Committee registered with the Federal Elections Commission) – 600



Northeast 36<sup>th</sup> Street, Suite #PH-26, Miami, Florida 33137.

11. Complainant, Juan-Carlos Planas, is a former member of the Florida House of Representatives, District 115; he served for eight years until January 2011. Currently, Complainant is employed with Kurkin Forehand Brandes LLP. Counsel's area of practice is commercial litigation, government relations, and government procurement.

**II. Alleged Violation of Section 106.0703(1)(e), Florida Statutes:**

12. I investigated whether Respondent violated this section of the election laws by not filing reports with the municipal filing officer on the same dates as municipal candidates for that election.

13. Complainant alleges that Respondent was required to file campaign reports with the office of the Miami Beach City Clerk, but failed to do so.

14. With the complaint, Complainant submitted electioneering communications that Respondent published and distributed which were intended to favor candidate Michael Gongora in his mayoral campaign against Phillip Levine. The electioneering communications included a disclaimer that read, "Paid electioneering communication paid for by Citizens for Fiscal Responsibility" and included the address as: P O. Box 191909, Miami Beach, Florida 33119-9973. The election was held by the City of Miami Beach on November 5, 2013. To review the electioneering communications, refer to Exhibit 2.

15. As per paragraph four, Respondent registered with the Division as an ECO on July 10, 2012. According to records from the Division, Respondent filed five campaign reports and seven waiver-of-reports. Table 1 below is reflective of the campaign reports filed by Respondent with the Division. To review the summary of reports filed on behalf of Respondent, refer to Exhibit 3.

TABLE 1: RESPONDENT'S CTRS FILED WITH THE DIVISION			
Report Type	Filing Period	Contributions	Expenditures
2012 F2	07/10/12 – 07/20/12	\$9,400.00	\$9,300.00
2012 F3	07/21/12 – 08/09/12	\$8,000.00	\$5,700.00
2012 G1	08/10/12 – 09/14/12 (Waiver)	\$0.00	\$0.00
2012 G2	09/15/12 – 09/28/12 (Waiver)	\$0.00	\$0.00
2012 G3	09/29/12 – 10/12/12 (Waiver)	\$0.00	\$0.00
2012 G4	10/13/12 – 11/01/12 (Waiver)	\$0.00	\$0.00
2012 Q4	11/02/12 – 12/31/12 (Waiver)	\$0.00	\$0.00
2013 Q1	01/01/13 – 03/31/13 (Waiver)	\$0.00	\$0.00
2013 Q2	04/01/13 – 06/30/13 (Waiver)	\$0.00	\$0.00

2013 Q3	07/01/13 – 09/30/13	\$9,760 00	\$7,772.60
2013 M10	10/01/13 – 10/31/13	\$186,927.10	\$181,186 10
2013 M11	11/01/13 – 11/30/13	\$5,875.31	\$3,980 00
TOTALS		\$219,962 41	\$207,938.70

16 Respondent's counsel, Frank Wolland, offered a response to the complaint<sup>1</sup>. Counsel's assertion is that Respondent would only have had to file campaign reports with the city clerk's office if the municipal election was being held on a day when there was no state or federal election. It is counsel's contention that Respondent did not violate this section of the election laws because on the day of the municipal election, November 5, 2013, the "United States 2013 'off-year' general election took place<sup>2</sup>."

17. Additionally, counsel noted that Respondent is properly registered with the Division and as such, Respondent has filed campaign reports with the Division. Counsel further noted that Respondent participated in electioneering communications for the City of Miami Beach election held on November 5, 2013. Counsel states, "On November 5, 2013, the United States 2013 'off-year' general elections took place. Thus, because the municipal elections were being held at the same time as a federal election, Citizens (Respondent) was not required to file its finance reports with the City of Miami Beach and not in violation of Section 106.0703." To review the response to the complaint from Counsel Wolland, refer to Exhibit 4.

18. As per counsel's response and where he alluded to Respondent having filed its campaign reports with the Division, counsel offered a copy of a campaign report as an exhibit. The campaign report was designated as report type "G2" and covered the reporting period of July 1 to September 27, 2013. However, the exhibit appears to show that the campaign report was filed with the city clerk's office on October 16, 2013 rather than having been filed with the Division. To review a copy of the G2 report as submitted with the response to the complaint, refer to Exhibit 5.

19 In an affidavit, Miami Beach City Clerk Rafael E. Granado attested that Respondent had filed four campaign reports with his office. Table 2 below lists the campaign reports filed on behalf of Respondent with the Miami Beach City Clerk's office. The reporting dates are consistent with the dates relative to candidates who filed campaign reports with the municipal filing officer and differ from the dates and reporting periods established by the Division as noted in Table 1. To review the affidavit of Rafael E. Granado as well as the campaign reports filed with his office, refer to Exhibit 6.

<sup>1</sup> Counsel offered a response after receiving commission staff's letter dated October 25, 2013, advising that a complaint had been filed against his client but not citing specific sections of law

<sup>2</sup> Commission staff found that the Congressional special elections for November 5, 2013, included two Senate and six House seats but none of these Congressional elections pertained to the State of Florida. Additionally, the State of Florida held two special elections in 2013 to fill the district 2 and district 36 seats in the Florida House of Representatives. However, the elections were held on June 11, 2013 and October 15, 2013, respectively—not November 5, 2013, the date of the municipal election in the City of Miami Beach

TABLE 2: CAMPAIGN REPORTS FILED ON BEHALF OF RESPONDENT			
Report Type	Reporting Period	Due Date	Date Filed
G2	07/01/13 to 09/27/13	10/04/13	10/16/13 <sup>3</sup>
G3	09/28/13 to 10/11/13	10/18/13	10/16/13
G4	10/12/13 to 10/31/13	11/01/13	11/04/13
TR	11/01/13 to 02/03/14	02/03/04	02/04/14

20. In a letter dated February 25, 2014, counsel offered an additional response to the complaint<sup>4</sup>. Counsel acknowledged that Respondent registered with the Division and that campaign reports were filed with the office of the Miami Beach city clerk. Specifically, counsel noted that Respondent's 2013 G2, G3, G4 and termination report were filed. To review the additional response from Mr. Wolland, refer to Exhibit 7.

21. In addition, Mr. Emmett Mitchell, IV, filed a response to the complaint on behalf of Respondent. Mr. Mitchell reiterated that Respondent filed campaign reports with the Division as well as the Clerk of the City of Miami Beach and that for this reason there is no violation of this provision of the law. To review the response from Mr. Mitchell, refer to Exhibit 8.

22. In an affidavit, Mr. Hilliard attested that he was responsible for entering the contribution and expenditure activity for each campaign report and he was responsible for filing the campaign reports with the Division. To review the affidavit of Randall Hilliard, refer to Exhibit 9.

23. No record was found to indicate that Respondent has previously violated this section of the election laws.

### III. Alleged Violation of Section 106.19(1)(c), Florida Statutes:

24. I investigated whether Respondent violated this section of the election laws by deliberately failing to report information required by this chapter.

25. Complainant alleges that Respondent deliberately failed to disclose the identities of the actual contributors in its campaign reports. Complainant is of the belief that Respondent reported the contributions as having come from WLC and that WLC is not a real corporation. Complainant contends that a "fake company" was used to hide the names of the actual

<sup>3</sup> It is noted that Complainant swore out his complaint one day earlier, October 15, 2013.

<sup>4</sup> Counsel offered a response after receiving commission staff's letter notifying his client of alleged violations of Section 106.0703(1)(e) and Section 106.19(1)(c), Florida Statutes.

contributors and noted that Respondent reported three<sup>5</sup> different occupations for WLC.

26. Table 3 shows the contributions received by Respondent and reported in its 2012 F2, F3 and 2013 Q3 Reports with the Division. To review the campaign reports disclosing the contributions, refer to Exhibit 10

TABLE 3: RESPONDENT'S 2012 F2, F3 AND 2013 Q3 - CTRS - ITEMIZED CONTRIBUTIONS						
Date	Full Name Street Address & City, State, Zip Code	Contributor		Contribution Type	In-Kind Description	Amount
Sequence #		Type	Occupation			
07/06/12 F2 CTR	Women's Leadership Conference 1285 Sharrow Way Carson City, NV 89703	B		CHE		\$9,400.00
07/27/12 F3 CTR	Women's Leadership Conference 1285 Sharrow Way Carson City, NV 89703	B	Women's Group	CHE		\$5,700.00
08/01/12 F3 CTR	Women's Leadership Conference 1285 Sharrow Way Carson City, NV 89703	B	Conference Provider	CHE		\$2,300.00
09/02/13 Q3 CTR	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703	B		CHE		\$4,760.00
09/19/13 Q3 CTR	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703	B	Policy Studies	CHE		\$5,000.00

27 As per paragraph seven, WLC was registered as a domestic corporation in the State of Nevada on October 17, 2011. According to its Articles of Incorporation, the purpose of the corporation shall be: "To support or oppose candidates who based on their support of Women's issues" Complainant asserted in his complaint "there is no record of their actual existence anywhere in Nevada" An internet "Google" search for WLC yielded only one result, the registration of the corporation with the State of Nevada.

28 As per paragraph eight, a "Statement of Organization" was filed on behalf of WLC, Inc., with the Federal Elections Commission on February 20, 2013 and the filing indicated its support of candidate Michael Gongora. According to the filing, WLC, Inc., declares that it is

<sup>5</sup> In a later campaign report filed with the Division, Respondent reported the occupation as "Think Tank."

an "Independent Expenditure-Only Committee"<sup>6</sup> However, as of the date of this report of investigation, the only documents on file with the Federal Elections Commission are WLC, Inc's, Statement of Organization and two failure-to-file letters<sup>7</sup> from the Commission to Randall Hilliard, as WLC, Inc's., treasurer

29. In his response to the complaint, Mr. Wolland denies that his client violated section 106 19(1)(c), Florida Statutes, and that true, correct and complete reports were filed<sup>8</sup> To review Mr. Wolland's response to the complaint, refer to Exhibit 4.

30. In his response to the complaint, Mr. Mitchell's position is that the complaint makes a number of additional allegations relative to contributors to Respondent and a federal political committee but that Complainant does not allege a specific violation of Chapter 106, Florida Statutes. Counsel cites Section 106.25(2), Florida Statutes, in that the Commission shall investigate only those alleged violations specifically contained within the sworn complaint. To review Counsel Mitchell's response to the complaint, refer to Exhibit 8.

31. I secured bank records from Respondent's campaign depository. Bank records disclose that the first three contributions as noted in Table 3 were in the form of a check. The checks were titled, "Women's Leadership Conference, Inc." and embossed with the address as "600 NE 36<sup>th</sup> St. - PH-26, Miami, Florida 33137" and were each signed by Randall Hilliard. The last entry as shown in Table 3 (\$5,000 contribution) was the result of a "Banking Transfer" from WLC, Inc's, account to Respondent's account<sup>9</sup>. The fourth entry as shown in Table 3 (\$4,760 contribution) is not rectified by bank records<sup>10</sup>. There is no record of any deposit made to the account in the amount of \$4,760; however, the same amount, \$4,760, appears as the "Beginning Balance" on the monthly bank statements for August and September. To review Respondent's bank records, refer to Exhibit 11.

32. Bank records reveal that Randall Hilliard opened an account for WLC, Inc., on July 3, 2012 at City National Bank, the same campaign depository as CFR; Mr. Hilliard was the only authorized signer on the account. On July 3, 2012, the first deposit was made into the account; the amount of the deposit was \$16,000. The first contribution made by WLC, Inc., to CFR was in the amount of \$9,400, making it difficult to determine which donations made to WLC, Inc., were then in turn used as contributions to CFR. It is noted that a number of checks

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<sup>6</sup> According to "uspolitics about com," independent expenditure-only committees are allowed to raise and spend unlimited amounts of money from corporations, unions, individuals and associations and are commonly referred to as a "Super PAC."

<sup>7</sup> A letter dated August 22, 2013, advised Mr. Hilliard that as Treasurer he may have failed to file a report of receipts and disbursements relative to a Mid-Year Report covering 02/19/13 to 06/30/13. A second letter, dated February 26, 2014, advised Mr. Hilliard that he may have failed to file a report of receipts and disbursements or failed to file a report covering the entire reporting period.

<sup>8</sup> It appears by his response that counsel is alluding to an allegation made in the complaint that campaign reports were not filed with the Miami Beach City Clerk's office.

<sup>9</sup> In his response to an affidavit, Mr. Hilliard acknowledged that he was responsible for completing the transfer of funds from one account to the other account.

<sup>10</sup> In his response to an affidavit, Mr. Hilliard acknowledged that the reporting of a \$4,760 contribution was an "inadvertent reporting error" and explained that he experienced some problems using the Division's website for data entry.

deposited in the account of WLC, Inc., were given with various notations on the memo line such as, "Political Contribution," "Michael Gongora<sup>11</sup>," "Gongora" or "Campaign contribution - MG." To review bank records of WLC, refer to Exhibit 12.

33. As per Table 3, the contributions were reported as coming from WLC with two different addresses located in Carson City, Nevada. And, as per paragraph 31, the checks attributed to the contributions were embossed with an address in Miami, Florida. In an affidavit, Mr. Hilliard was asked to explain why the campaign report disclosed contributions as coming from the domestic corporation registered in Nevada as opposed to coming from the committee with an address in Miami. He stated, "WLC is registered as an 'independent expenditures' only committee with the Federal Elections Commission and uses my home address at 600 NE 36<sup>th</sup> St., PH-26, Miami FL 33137. I changed registered agents in August or September of 2013. It is a professional registered agent company located at 112 North Curry Street, Carson City, NV 89703." To review the affidavit of Randall Hilliard, refer to Exhibit 9.

34. As per paragraph 31, bank records indicate that the contributions to Respondent came from WLC, Inc., which registered with the Federal Elections Commission on February 20, 2013, and not from the domestic corporation registered in Nevada. According to records from the Division, neither WLC nor WLC, Inc., is registered in the state of Florida as an electioneering communications organization, or as a political committee, in order to accept contributions and make expenditures for the purpose of affecting the results of an election in the State of Florida. In his complaint, Mr. Planas alleged that Randall Hilliard should have registered WLC or WLC, Inc., as a Florida political committee, rather than a Federal political committee, but failed to do so.

35. No record was found to indicate that Respondent has previously violated this section of the election laws.

#### **IV. FEC History:**

36. In FEC 99-144, Respondent's treasurer, Randall Hilliard, was the treasurer for BetPac, a political committee which was registered with the Division. The Commission staff found probable cause to believe that Mr. Hilliard, as treasurer for the political committee, violated Section 106.07(1), Florida Statutes, failure of a treasurer of a political committee to file regular reports of all contributions received, and all expenditures made, by or on behalf of the political committee.<sup>12</sup>

#### **Conclusion:**

37. On May 20, 2014, I interviewed Respondent's counsel, Mr. Mitchell, for the purpose of providing him with a brief synopsis of the case and to afford him an opportunity for questions or comments. Counsel said that he did not have anything to add to the report at this time and that he would wait and review the report.

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<sup>11</sup> As per paragraph five, Michael Gongora was a candidate for the office of Mayor of Miami Beach in the November 5, 2013 election.

<sup>12</sup> At its May 3, 2000, Commission meeting, the Florida Elections Commission reviewed and ordered a Motion to Dismiss.

38. In an affidavit, Miami-Dade County Supervisor of Elections Penelope Townsley attested that Randall Hilliard, Respondent's chairman and treasurer, has not sought elective office on a county-wide basis. She added that she has no record on file of Mr Hilliard having been appointed to serve as a campaign treasurer for a candidate.

39. According to Ms. Townsley, her office sent an acknowledgement letter dated October 14, 2011, to Mr. Hilliard after he had filed various forms with her office establishing CFR as an ECO. She noted that the letter advised Mr. Hilliard that the Miami-Dade County Candidate Qualifying Handbook, inclusive of the Election Laws as well as the *Candidate and Campaign Treasurer Handbook* was available on their website. To review the affidavit of Penelope Townsley, refer to Exhibit 13.

40. In addition to her affidavit, Ms Townsley provided a copy of a document whereby Mr. Hilliard acknowledged receipt of certain materials from the Miami-Dade County Supervisor of Elections' office. The document indicates that Mr. Hilliard acknowledged that he had downloaded from the internet, handbooks titled, "The Election Laws of the State of Florida," "Miami-Dade County Qualifying Handbook," and "Electioneering Committee Handbook." To review the document titled, "Receipt of Handbook and the Election Laws of the State of Florida," refer to Exhibit 14.

41. In an affidavit, Mr Hilliard attested that he has not sought elective office or ever been appointed to serve as a campaign treasurer for a candidate. He also attested that he has served as chairman and/or treasurer for political committees in the past.

42. Mr. Hilliard attested that he does possess and has read Chapter 106, Florida Statutes, although first he obtained and read the law 23 years ago. He also attested he does not possess nor has he read the *Candidate and Campaign Treasurer Handbook*. Respondent had been asked in the affidavit to explain what action had he taken to determine his responsibilities under Florida's election laws. Mr Hilliard stated, "I try to remain as up to date as possible on Florida's Election Laws. However, in recent years they have been amended so much that they are often 'clear as mud.' It used to be much less complicated." To review the affidavit of Randall Hilliard, refer to Exhibit 9.

43. All additional written statements submitted by Respondent's counsel, Mr Mitchell, are attached as Exhibit 15.

Respectfully submitted on May 20, 2014



---

Keith Smith  
Investigation Specialist

**Current address of Respondent**

Citizens for Fiscal Responsibility  
600 Northeast 36<sup>th</sup> Street – Suite #PH 26  
Miami, Florida 33137

**Current address of Complainant**

The Honorable Juan-Carlos Planas  
18851 Northeast 29<sup>th</sup> Avenue – Suite #303  
Aventura, Florida 33180

**Current Address of Respondent's Attys.:**

Mr. Emmett Mitchell, IV  
Coates Law Firm, PL  
115 East Park Avenue, Suite 1  
Tallahassee, Florida 32301

and

Mr. Frank Wolland, Esquire  
12865 West Dixie Highway  
North Miami, Florida 33161

**Name and Address of Filing Officer:**

Ms. Kristi Reid-Bronson, Chief  
Bureau of Election Records  
500 South Bronough Street – Room 316  
Tallahassee, Florida 32399

Copy furnished to: Mr. David Flagg, Investigations Manager



**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Citizens for Fiscal Responsibility -- FEC 13-267**

<b>LIST OF EXHIBITS</b>	
<b>Exhibits #s</b>	<b>Description of Exhibits</b>
Exhibit 1	DS-DE 103 form & Division's acknowledgement letter
Exhibit 2	Electioneering communications
Exhibit 3	Summary of CTRs filed on behalf of Respondent
Exhibit 4	Initial response from Frank Wolland
Exhibit 5	G2 campaign report (submitted with response)
Exhibit 6	Affidavit of Rafael E. Granado & CTRs filed w/ his office
Exhibit 7	Additional response from Frank Wolland
Exhibit 8	Response from Emmett Mitchell
Exhibit 9	Affidavit of Randall Hilliard
Exhibit 10	F2, F3 & Q3 CTRs showing contributions from WLC
Exhibit 11	Bank records for CFR (checks; bank statements)
Exhibit 12	Bank records of WLC
Exhibit 13	Affidavit of Penelope Townsley
Exhibit 14	Document from MDCSOE – signed for by Mr Hilliard
Exhibit 15	Additional written statements from Respondent's counsel

RECEIVED  
DEPARTMENT OF STATE

2012 JUL 10 AM 10:00

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

**ELECTIONEERING COMMUNICATION  
STATEMENT OF ORGANIZATION**

(PLEASE TYPE)

OFFICE USE ONLY

<b>1. Full Name of Organization</b> Citizens for Fiscal Responsibility		<b>Telephone</b> 305-469-9069	
<b>Mailing Address (include city, state and zip code)</b> 600 N.E. 36th Street, Suite #PH-26			
<b>Street Address (include city, state and zip code)</b> Miami, Florida 33137			
<b>2. Affiliated or Connected Organizations</b>			
<b>Name of Affiliated or Connected Organization</b>		<b>Mailing Address</b>	<b>Relationship</b>
None			
<b>3. Area, Scope and Jurisdiction of the Organization</b> Statewide -- electioneering communications for candidates in multi-county legislative districts to promote fiscal responsibility in local and state government			
<b>4. Identify by Name, Address &amp; Position, the Custodian of Books &amp; Accounts for the Organization</b>			
<b>Full Name</b>	<b>Mailing Address</b>	<b>Street Address</b>	<b>Title or Position</b>
Randall Hilliard	600 N.E. 36th Street Suite #PH-26 Miami Florida 33137	600 N.E. 36th Street Suite #PH-26 Miami Florida 33137	Treasurer
<b>5. This Organization was formed (check applicable box): (Calendar quarters end the last day of March, June, September, and December.)</b> <input type="checkbox"/> As a newly created organization during the current calendar quarter. <input checked="" type="checkbox"/> From an organization existing prior to the current calendar quarter.			

EXHIBIT 1 (pg 1 of 5)

6. List By Name, Mailing and Street Address, & Position, Other Principal Officers, including the treasurer and deputy treasurer, if any. Include the top-ranking officer's (e.g., chairperson) name and information.

Full Name	Mailing Address	Street Address	Title or Position
Randall Hilliard	600 N.E. 36th Street Suite #PH-26 Miami, Florida 33137	600 N.E. 36th Street Suite #PH-26 Miami, Florida 33137	Chairperson & Treasurer

7. In the Event of Dissolution, What Disposition will be Made of the Residual Funds?

Most likely will be donated to a 501(c)(3) as allowed under Florida law

8. List All Banks, Safety Deposit Boxes, or Other Depositories Used by this Organization for Electioneering Communications

Name of Bank or Depository	Mailing Address
City National Bank	446 Collins Avenue Miami Beach, Florida 33139

9. List All Reports Required to be Filed by this Organization with Federal Officials, & the Names, Addresses, & Positions of Such Officials, If Any

Report Title	Dates Required to be Filed	Name & Position of Official	Mailing Address
Form SS-4 Form 8871 as may be required	Upon formation March 15, annually	Internal Revenue Service	Ogden, Utah 84201

STATE OF Florida COUNTY Miami-Dade

I, Randall Hilliard, certify that the information in this Statement of

Organization is complete, true and correct

Randall Hilliard  
Signature of Top-ranking Principal Officer of Organization

7/15/12  
Date

EXHIBIT 1 (pg 2 of 5)



## FLORIDA DEPARTMENT *of* STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

July 11, 2012

Mr. Randall Hilliard, Chairperson  
Citizens for Fiscal Responsibility  
600 Northeast 36th Street, Suite PH#-26  
Miami, Florida 33137

Dear Mr. Hilliard:

This will acknowledge receipt of the Application for Certification for **Citizens for Fiscal Responsibility**, which was placed on file in our office on July 10, 2012. This information appears to comply with the requirements of Section 106.011 and 106.03, Florida Statutes, and the name of this organization has been placed on our active list as an electioneering communication organization.

### Campaign Treasurer's Reports

Your first campaign treasurer's report will be due on **July 27, 2012**. The report will cover the period of July 7, 2012 - July 20, 2012. All electioneering communication organization that file reports with the Division of Elections are required to file by means of the Division's electronic filing system (EFS).

### Credentials and Sign-ons

Below is the web address to access the EFS and the organization's user identification number. The enclosed sealed envelope contains the organization's initial password. Once you have logged in using the initial password, you will be immediately prompted to change it to a confidential sign-on. The chairperson, treasurer, and deputy treasurers are responsible for protecting this password from disclosure and are responsible for all filings using these credentials, unless the Division is notified that your credentials have been compromised.

**EFS Web site Address:** <https://efs.dos.state.fl.us>  
**Identification Number:** 59889



R. A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250  
Telephone: (850) 245-6240 • Facsimile: (850) 245-6259 [www.dos.state.fl.us](http://www.dos.state.fl.us)  
Commemorating 500 years of Florida history [www fla500.com](http://www fla500.com)



EXHIBIT 1 (pg 3 of 5)

Mr. Randall Hilliard, Chairperson  
July 11, 2012  
Page Two

### Pin Numbers

Pin numbers are confidential secure credentials that allow you to submit reports and update personal information. The enclosed sealed envelope contains your confidential pin numbers.

Each electioneering communication organization chairperson is required to provide the Division of Elections with confidential personal information that may be used to allow access in the event that the password is forgotten or lost. When you enter the organization's account screen, there will be a drop down box where you pick a question (such as *What is your mother's maiden name?*) and supply an answer. All passwords and answers to questions are stored as encrypted data and cannot be viewed by Division staff and given out over the phone. Please notify the Division if your credentials have been compromised.

### Timely Filing

All reports must be completed and filed through the EFS not later than midnight, Eastern Standard Time, of the due date. Reports not filed by midnight, Eastern Standard Time, of the due date are late filed and subject to the penalties in Section 106.07(8), Florida Statutes. In the event that the EFS is inoperable on the due date, the report will be accepted as timely filed if filed no later than midnight, Eastern Standard Time, of the first business day the EFS becomes operable. No fine will be levied during the period the EFS was inoperable.

Any electioneering communication organization failing to file a report on the designated due date is subject to a fine of \$50 per day for the first 3 days and, thereafter, \$500 per day for each day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the reports immediately preceding each primary and general election, the fine shall be \$500 per day, not to exceed 25% of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

### Electronic Receipts

The person submitting the report on the EFS will be issued an electronic receipt indicating and verifying the report was filed. Each treasurer's report filed by means of the EFS is considered to be under oath by the chairperson and campaign treasurer and such persons are subject to the provisions of Section 106.07(5), Florida Statute.

EXHIBIT 1 (pg. 4 of 5)

Mr. Randall Hilliard, Chairperson  
July 11, 2012  
Page Three

**Instructions and Assistance**

An online instruction guide is available to you on the EFS to assist with navigation, data entry, and submission of reports. The Division of Elections will also provide assistance to all users by contacting the EFS Help Desk at (850) 245-6280.

All of the Division's publications and reporting forms are available on the Division of Elections' web site at <http://election.dos.state.fl.us>. It is your responsibility to read, understand, and follow the requirements of Florida's election laws. Therefore, please print a copy of the following documents: Chapters 104 and 106, Florida Statutes, 2012 *Electioneering Communications Organization Handbook*, 2012 *Calendar of Reporting Dates* and Rule 1S-2.017, Florida Administrative Code.

Please let me know if you need additional information

Sincerely,



Kristi Reid Bronson, Chief  
Bureau of Election Records

KRB/lkb

Enclosures

EXHIBIT 1 (pg 5 & 5)

**Citizens for Fiscal Responsibility**

P.O. Box 191909 | Miami Beach FL 33119-9973

0000011

Printed on recycled paper. Citizens for Fiscal Responsibility.

\*\*\*\*\*5-DIGIT 33141



Processing  
Statewide  
U.S. Postal  
PAID  
Permit # 57  
Miami, FL

**PHILIP LEVINE  
WANT DEMOCRATS  
TO KNOW?**

**This is what Philip  
Levine doesn't  
want Democrats  
to know:**

Philip Levine contributed at  
least \$6,000 to Republican  
Marco Rubio's campaign.

With loyal Democrats like  
Levine, who needs  
Republicans?

EXHIBIT 2 (pg. 108)

Source: Federal Elections  
Commission Campaign Reports



— CLINTON IN EXILE, book by Carol Feisenthal

EXHIBIT 2 (pg. 228)



00000000

PAID (deductible) communication paid for by Citizens for Fiscal Responsibility

\*\*\*\*\*5-DIGIT 33141



Responsible  
Use of Funds  
Partnership  
Approved

# Meet Developer: Phillip "Million Dollar" Levine

Developer Phillip Levine likes to tell us how well he's done in business. However, a closer examination of the litigious Levine's business practices reveals a lot of questionable details he doesn't want you to know about and will go to great lengths to prevent you from finding out.

The Sunset Harbour Garage was a great deal for Levine's company and a terrible deal for the City: The City assumed all of the risk while Levine and his partners used your hard-earned tax dollars in an interest-free loan. Each space cost ended up costing an obscene \$47,191.14 while Levine and his partners have reaped millions in profits.

Here's how the deal worked: Levine and his partners acquired land in Sunset Harbour to develop a 458-space parking garage with

retail space as a public-private venture with of Miami Beach.

The City provided Levine and his partner \$23,527,861.12 in Parking Bond financing astonishing interest-free loan at a time money guaranteed by your public tax

**"We are paying more than double the appraised value of the air rights."**

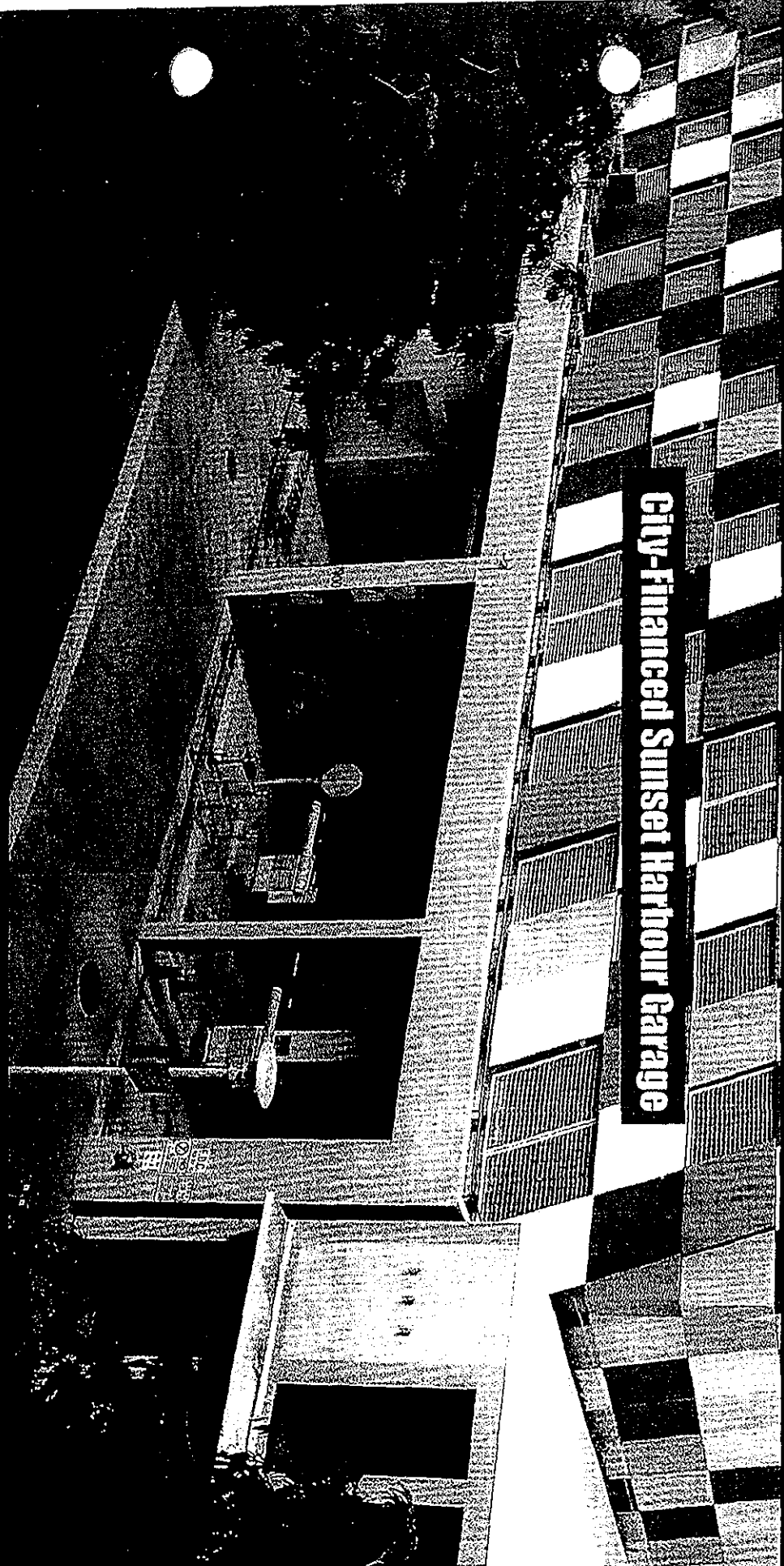
—Commissioner Jerry Libbin, 12/10/2008

In exchange, Levine and partners land and air rights they had assessed the City at a price Commissioner Libbin complained was more than double the appraised value. Then, immediately upon closing between Levine and Levine's group refinanced their ownership portion of the garage's retail and public \$8,000,000 out in equity. Levine's group continues to own the retail space. That space will generate millions in future additional profits. Levine has spent more than \$1,000,000 capture a job that pays \$13,000 a year. Why?

Source: City of Miami Beach City Clerk Public Records and South Florida Business Journal, 11/29/12.

EXHIBIT 2 (pg 3 of 8)



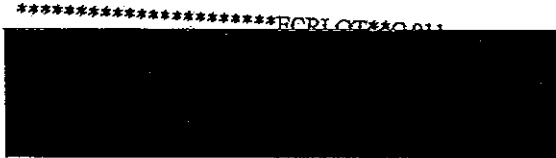


City-Financed Sunset Harbour Garage

EXHIBIT 2 (pg. 4 of 8)

000015

Comunicación electoralista cargo pagado por Ciudadanos por la Responsabilidad Fiscal.



# ¿Que tienen en común Fidel Castro, Philip Levine y Raúl Castro?



EXHIBIT 2 (pg 508)

## Philip Levine hace negocios con compañías que hacen negocio con Cuba.

Fuente: South Florida Business Journal, 29 Noviembre 2012



# Digámosle a Levine que no queremos que nuestros líderes hagan negocio con Fidel y Raúl Castro.

Cuando Philip Levine y sus socios necesitaron financiamiento para Sunset Harbour Shops, acudieron a Aztec Group, Inc. para obtener un préstamo de \$18 millones. Aztec es una firma de inversiones en bienes raíces asociada con una compañía de Coral Gables llamada The Americas Group.

The Americas Group se especializa en oportunidades de inversión en bienes

raíces y hospedería en varios países de America Central, notablemente entre estos" Cuba. Esto es lo que dice The Americas Group en su sitio del internet: "Los principales socios de The Americas Group Cuba Business Enterprise tienen relaciones muy extensas y profundas con muchas de las entidades extranjeras que están actualmente haciendo negocios con Cuba a través de sus 35 años de presencia en esos negocios...."

Evidentemente Levine no entiende y no le interesa. De otra forma no estaría haciendo negocios con compañías que hacen negocios en Cuba. El no sabe que Cuba ha exportado su revolución a Venezuela y Nicaragua y apoya las guerrillas de Colombia, Honduras, El Salvador, Perú y otros países de nacimiento de muchos residentes de Miami Beach.

Fuente: South Florida Business Journal, 29 Noviembre 2012  
[www.theamericasgroup.net/about/the-americas-group-cuba-business-enterprise](http://www.theamericasgroup.net/about/the-americas-group-cuba-business-enterprise)

**que hacer negocio con Cuba es malo para Miami Beach.**

EXHIBIT

2 (p. 6 of 8)

Paid electronic communication, paid for by Citizens for Fiscal Responsibility

**As soon as their partners and the city completed their deal, they decided to leave the vehicles in Flamingo Park.**

**In less than a year, Levine's development company has pulled \$8,000,000 from a deal financed with taxpayer's hard-earned tax dollars while leaving city-owned vehicles in Flamingo Park.<sup>4</sup>**

**As a result, Levine and his partners received an additional \$6,000,000 taxpayer-financed subsidy their garage.<sup>5</sup>**

**What other "GREAT DEALS" does Levine have in mind for our taxpayers?**



EXHIBIT 2 (pg. 7 of 8)

# AS AN INCENTIVE TO THE PUBLIC TO OBTAIN PERMISSION TO BUILD, PHILIP LEVINE, HIS PARTNERS AND THE CITY PROMISED TO MOVE 128-CITY-OWNED VEHICLES INTO THE SUNSET HARBOUR GARAGE FROM FLAMINGO PARK!<sup>1</sup>

<sup>1</sup>6/18/2008, Finance and Citywide Projects Committee Meeting Minutes.

Sunset Harbour Public-Private Parking Development document presented by Philip Levine's development company.



City-Financed Sunset Harbour Garage

EXHIBIT 2 (pg 8 of 8)

All documents proving the allegations contained in this mailing are available for inspection at: [www.thetruthaboutphiliplevine.com](http://www.thetruthaboutphiliplevine.com)

## Even though the garage has been completed for some time, 128-city-owned vehicles remain in Flamingo Park. Why?<sup>2</sup>

<sup>2</sup>10/18/2012, Soul of Miami's article titled "Sunset Harbour Shops and Grand Opening" press release from the October 16, 2012, Ribbon



**Florida Department of State  
Division of Elections**

**Citizens for Fiscal Responsibility**

**Campaign Finance Activity**

*Note: The information presented below was obtained from the Committee's/Candidate's Campaign Treasurer's Report filed with the Division of Elections About the Campaign Finance Data Base. If all contributions for a reporting period are less than 1 dollar Then they may not be displayed*

	Filing Period	Contributions			Expend	Other	Transfers
		Monetary	Loans	InKind			
C	07/10/2012 - 07/20/2012	9,400 00	0 00	0 00	9,300 00	0 00	0 00
C	07/21/2012 - 08/09/2012	8,000 00	0 00	0 00	5,700 00	0 00	0 00
W	08/10/2012 - 09/14/2012	0 00	0 00	0 00	0 00	0 00	0 00
W	09/15/2012 - 09/28/2012	0 00	0 00	0 00	0 00	0 00	0 00
W	09/29/2012 - 10/12/2012	0 00	0 00	0 00	0 00	0 00	0 00
W	10/13/2012 - 11/01/2012	0 00	0 00	0 00	0 00	0 00	0 00
W	11/02/2012 - 12/31/2012	0 00	0 00	0 00	0 00	0 00	0 00
W	01/01/2013 - 03/31/2013	0 00	0 00	0 00	0 00	0 00	0 00
W	04/01/2013 - 06/30/2013	0 00	0 00	0 00	0 00	0 00	0 00
C	07/01/2013 - 09/30/2013	9,760 00	0 00	0 00	7,772 60	0 00	0 00
C	10/01/2013 - 10/31/2013	186,927 10	0 00	0 00	181,186 10	0 00	0 00
C	11/01/2013 - 11/30/2013	5,875 31	0 00	0 00	3,980 00	0 00	0 00
C	<b>All Dates (Totals)</b>	<b>219,962 41</b>	0 00	0 00	207,938 70	0 00	0 00

Note: (E) indicates that report was filed electronically

X Indicates that detail has not been released

W Indicates that a waiver was filed and L Indicates that a loan report was file

Select Detail Type

Contributions

Select Sort Order

Date(Ascending)

Select Output Type

Display On Screen

Submit Query Now

Query the Campaign Finance Data Base

**EXHIBIT**

**3**

DM ✓

**FRANK WOLLAND  
ATTORNEY AT LAW  
12865 West Dixie Highway  
North Miami, FL 33161**

**FRANK WOLLAND, ESQ.**  
Email: [fwolland@wolland.com](mailto:fwolland@wolland.com)

**TEL: 305-899-8588  
FAX: 305-892-8434**

November 12, 2013

Florida Elections Commission  
107 W. Gaines Street, Suite 224  
Collins Building  
Tallahassee, Florida 32399  
Attn: Erin Riley, Deputy Agency Clerk

RECEIVED  
2013 NOV 19 A 11:10  
STATE OF FLORIDA  
ELECTIONS COMMISSION

RE: Case No. FEC 13-267, Respondent: Citizens for Fiscal Responsibility

Dear Ms. Riley,

On October 28, 2013, Mr. Randall Hillard (Mr. Hillard) received a letter from your office with an enclosed complaint by Mr. Juan-Carlos Planas (Mr. Planas) alleging violations of Florida's election laws. In response to that complaint, Mr. Hillard submits the following:

Allegation 1 – Failure to register under Florida Statute § 106.03(1)(b)(2)

Mr. Planas contends that Citizens for Fiscal Responsibility (Citizens) is an improperly registered Electioneering Communications Organization (ECO) because it is not registered with the City of Miami Beach.

Under Florida's election laws, if organized to support or oppose statewide, legislative, or multicounty elections or issues, the statement of organization must be filed with the Division of Elections. Fla. Stat. § 106.03(1)(b)(2)(a). Although in a municipal election ECO's are required to file a statement of organization with the officer before whom municipal candidates qualify, if an ECO would be required to file a statement of organization in two or more locations, that ECO need only file its statement of organization with the Division of Elections. Fla. Stat. § 106.03(1)(b)(2)(d).

Citizens is currently registered with the Division of Elections; Citizens filed its statement of organization with the Division of Elections on July 10, 2012. (See Exhibit "A," Electioneering Communication Statement of Organization). In the field box indicating the area, scope, and jurisdiction of the ECO, Citizens provided:

EXHIBIT 4 (pg 1 of 2)



Statewide – electioneering communications for candidates in multi-county legislative districts to promote fiscal responsibility in local and state government.

Additionally, Citizens has participated in electioneering communications in the City of Miami Beach. As such, Citizens, based on its stated scope and its participation in a municipal election, would be required to register with both the Division of Elections and the City of Miami Beach. However, Florida’s election laws allow for Citizens to file only with the Division of Elections because it would be required to file a statement of organization in two locations.

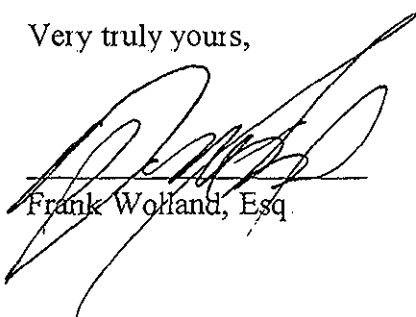
Therefore, Citizens is not in violation of Fla. Stat. § 106.03(1)(b)(2) and is a properly registered ECO.

Allegation 2 – Failure to file campaign finance reports under Florida Statute § 106.0703

Mr. Planas further contends that Citizens is in violation of Florida’s election laws by failing to report contributions and expenditures with the City of Miami Beach. ECOs are required to file regular reports of all contributions received and all expenditures made by or on behalf of the organization. Fla. Stat. § 106 0703(1)(a). The entity with which the ECO is registered is the entity with which the ECO has to file its finance reports. The only time an ECO registered with the Division of Elections is required to file its finance reports with a county or municipality is when the ECO makes a contribution or expenditure to influence the results of a county or municipal election *that is not being held at the same time as a state or federal election*. Fla. Stat 106.0703(1)(e).

Citizens, as discussed above, is properly registered with the Division of Elections. As such, it has filed its finance reports with the Division of Elections. (See Exhibit “B,” Campaign Treasurer’s Report Summary). Citizens was participating in electioneering communications for the City of Miami Beach election of November 5, 2013. On November 5, 2013, the United States 2013 “off-year” general elections took place. Thus, because the municipal elections were being held at the same time as a federal election, Citizens was not required to file its finance reports with the City of Miami Beach and not in violation of Florida Statute § 106.0703.

Very truly yours,



Frank Wolland, Esq.

/Enclosures

EXHIBIT 4 (pg 2 of 3)

FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS  
**CAMPAIGN TREASURER'S REPORT SUMMARY**

2013 DECEMBER 10: 1:19  
 CITY CLERK'S OFFICE



(1) Citizens for Fiscal Responsibility  
 Name  
 (2) PO Box 191909  
 Address (number and street)  
Miami Beach, FL 33119-9973  
 City, State, Zip Code

Check box if address has changed

(3) I.D. Number: 59889

(4) Check appropriate box(es):

- |  |   |
|--|---|
| <input type="checkbox"/> Candidate (office sought): _____        | <input type="checkbox"/> Check if PC has DISBANDED  |
| <input type="checkbox"/> Political Committee                     | <input type="checkbox"/> Check if CCE has DISBANDED   |
| <input type="checkbox"/> Committee of Continuous Existence       | <input type="checkbox"/> Check if no other electioneering communication reports will be filed |
| <input type="checkbox"/> Party Executive Committee               |   |
| <input checked="" type="checkbox"/> Electioneering Communication |   |

**(5) REPORT IDENTIFIERS**

Cover Period: From 07/01/2013 To 09/27/2013 Report Type: G2  
 Original     Amendment     Special Election Report     Independent Expenditure Report

**(6) CONTRIBUTIONS THIS REPORT**

Cash & Checks \$10,000.00  
 Loans \$0.00  
 Total Monetary \$10,000.00  
 In-Kind \$0.00

**(7) EXPENDITURES THIS REPORT**

Monetary Expenditures \$7,772.60  
 Transfers to Office Account \$0.00  
 Total Monetary \$7,772.60  
 (8) Other Distributions \$0.00

**(9) TOTAL Monetary Contributions to Date**

\$10,000.00

**(10) TOTAL Monetary Expenditures to Date**

\$7,772.60

**(11) CERTIFICATION**

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

- Individual (only for electioneering commun.)     Treasurer     Deputy Treasurer

Randall Hilliard  
 Signature

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

- Candidate     Chairman (only for PC, PTY & electioneering commun. organization)

Randall Hilliard  
 Signature

**EXHIBIT 5 (pg 1 of 5)**

# CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1) Name Citizens for Fiscal Responsibility

(2) ID Number 59889

(3) Cover Period 07/01/2013 - 09/27/2013

(4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
(6) Sequence Number		Type	Occupation				
09/16/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 5000.00
1							
09/19/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 5000.00
2							

EXHIBIT 5 (pg 2 of 5)

# CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Citizens for Fiscal Responsibility (2) I.D. Number 59889  
 (3) Cover Period 07/01/2013 - 09/27/2013 (4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
09/17/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 3808.32
1					
09/17/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 1811.86
2					
09/20/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 2152.42
3					

EXHIBIT 5 (pg 3 of 5)

# CAMPAIGN TREASURER'S REPORT - ITEMIZED DISTRIBUTIONS

(1) Name Citizens for Fiscal Responsibility (2) I D Number 59889

(3) Cover Period 07/01/2013 - 09/27/2013 (4) Page 0 of 0

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Related Expenditures	(10) Amendment	(11) Amount
	Nothing to report on this form				

This form is based on DS-DE 14A (Rev. 08/03) [Note about Committees has been removed.]

**EXHIBIT 5 (pg. 4 of 5)**

## CAMPAIGN TREASURER'S REPORT - FUND TRANSFERS

(1) Name Citizens for Fiscal Responsibility

(2) I.D Number 59889

(3) Cover Period 07/01/2013 - 09/27/2013

(4) Page 0 of 0

(5) Date	(7) Name of Financial Institution, Street Address & City, State, Zip Code	(8) Transfer Type	(9) Nature of Account	(10) Amendment	(11) Amount
(6) Sequence Number					
Nothing to report on this form					

AFFIDAVIT OF INFORMATION

Case Number: FEC 13-267

STATE OF FLORIDA
County of Miami-Dade

Rafael E. Granado, 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 Miami Beach as City Clerk
3. Has Citizens for Fiscal Responsibility, an electioneering communication organization, filed any campaign reports, specifically in 2012 and 2013, with your office? (x) Yes ( ) No If yes, please provide copies of any and all campaign reports.

Attached Campaign Treasurer's Reports G2-13

Campaign Treasurer's Report G3-13 - G4-13 and TR-13

I HEREBY SWEAR OR AFFIRM THAT THE FORGOING INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 11th day of February 2014

Signature of Notary Public - State of Florida
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known or Produced Identification

Type of Identification Produced:

Case Investigator: KS



EXHIBIT 6 (pg. 1 of 22)

FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS  
**CAMPAIGN TREASURER'S REPORT SUMMARY**

2013 OFFICE USE ONLY: 1,9

CITY CLERK'S OFFICE

(1) Citizens for Fiscal Responsibility  
 Name \_\_\_\_\_  
 (2) PO Box 191909  
 Address (number and street) \_\_\_\_\_  
Miami Beach, FL 33119-9973  
 City, State, Zip Code \_\_\_\_\_

Check box if address has changed

(3) I.D. Number: 59889

(4) Check appropriate box(es):

- |  |   |
|--|---|
| <input type="checkbox"/> Candidate (office sought): _____        | <input type="checkbox"/> Check if PC has DISBANDED  |
| <input type="checkbox"/> Political Committee                     | <input type="checkbox"/> Check if CCE has DISBANDED   |
| <input type="checkbox"/> Committee of Continuous Existence       | <input type="checkbox"/> Check if no other electioneering communication reports will be filed |
| <input type="checkbox"/> Party Executive Committee               |   |
| <input checked="" type="checkbox"/> Electioneering Communication |   |

**(5) REPORT IDENTIFIERS**

Cover Period: From 07/01/2013 To 09/27/2013 Report Type: G2

Original     Amendment     Special Election Report     Independent Expenditure Report

**(6) CONTRIBUTIONS THIS REPORT**

Cash & Checks	<u>\$10,000.00</u>
Loans	<u>\$0.00</u>
Total Monetary	<u>\$10,000.00</u>
In-Kind	<u>\$0.00</u>

**(7) EXPENDITURES THIS REPORT**

Monetary Expenditures	<u>\$7,772.60</u>
Transfers to Office Account	<u>\$0.00</u>
Total Monetary	<u>\$7,772.60</u>
(8) Other Distributions	<u>\$0.00</u>

**(9) TOTAL Monetary Contributions to Date**

\$10,000.00

**(10) TOTAL Monetary Expenditures to Date**

\$7,772.60

**(11) CERTIFICATION**

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Individual (only for electioneering commun.)     Treasurer     Deputy Treasurer

Randall Hilliard  
 Signature

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Candidate     Chairman (only for PC, PTY & electioneering commun. organization)

Randall Hilliard  
 Signature

**EXHIBIT 6 (pg 2 of 22)**



## CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1) Name Citizens for Fiscal Responsibility

(2) I.D. Number 59889

(3) Cover Period 07/01/2013 - 09/27/2013

(4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
(6) Sequence Number		Type	Occupation				
09/16/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 5000.00
1							
09/19/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 5000.00
2							

**EXHIBIT** 6 (pg. 3 of 26)

## CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Citizens for Fiscal Responsibility (2) I D. Number 59889

(3) Cover Period 07/01/2013 - 09/27/2013 (4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
(6) Sequence Number					
09/17/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 3808.32
1					
09/17/2013	A&B Bulk Mailers, Inc 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 1811.86
2					
09/20/2013	A&B Bulk Mailers, Inc 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 2152.42
3					

# CAMPAIGN TREASURER'S REPORT - ITEMIZED DISTRIBUTIONS

(1) Name Citizens for Fiscal Responsibility

(2) I.D. Number 59889

(3) Cover Period 07/01/2013 - 09/27/2013

(4) Page 0 of 0

(5) Date	(7) Full Name (Last, Suffix, First, Middle)	(8) Purpose (add office sought if contribution to a candidate)	(9) Related Expenditures	(10) Amendment	(11) Amount
(6) Sequence Number	Street Address & City, State, Zip Code				
Nothing to report on this form					

**EXHIBIT** 0 (pg 5 of 12)

# CAMPAIGN TREASURER'S REPORT - FUND TRANSFERS

(1) Name Citizens for Fiscal Responsibility

(2) ID Number 59889

(3) Cover Period 07/01/2013 - 09/27/2013

(4) Page 0 of 0

(5) Date	(7) Name of Financial Institution Street Address City, State, Zip Code	(8) Transfer Type	(9) Nature of Account	(10) Amendment	(11) Amount
Nothing to report on this form					

**EXHIBIT** 6 (pg 6 of 22)

FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS  
**CAMPAIGN TREASURER'S REPORT SUMMARY**

(1) Citizens for Fiscal Responsibility  
 Name  
 (2) PO Box 191909  
 Address (number and street)  
Miami Beach, FL 33119-9973  
 City, State, Zip Code

OFFICE USE ONLY  
  
**RECEIVED**  
 2013 OCT 16 AM 10:49  
 CITY CLERK'S OFFICE

Check box if address has changed

(3) I.D. Number: 59889

(4) Check appropriate box(es):

<input type="checkbox"/> Candidate (office sought): _____	<input type="checkbox"/> Check if PC has DISBANDED
<input type="checkbox"/> Political Committee	<input type="checkbox"/> Check if CCE has DISBANDED
<input type="checkbox"/> Committee of Continuous Existence	<input type="checkbox"/> Check if no other electioneering communication reports will be filed
<input type="checkbox"/> Party Executive Committee	
<input checked="" type="checkbox"/> Electioneering Communication	

**(5) REPORT IDENTIFIERS**

Cover Period: From 09/28/2013 To 10/11/2013 Report Type: G3

Original     Amendment     Special Election Report     Independent Expenditure Report

**(6) CONTRIBUTIONS THIS REPORT**

Cash & Checks	<u>\$54,419.55</u>
Loans	<u>\$0.00</u>
Total Monetary	<u>\$54,419.55</u>
In-Kind	<u>\$0.00</u>

**(7) EXPENDITURES THIS REPORT**

Monetary Expenditures	<u>\$46,252.75</u>
Transfers to Office Account	<u>\$0.00</u>
Total Monetary	<u>\$46,252.75</u>
(8) Other Distributions	<u>\$0.00</u>

**(9) TOTAL Monetary Contributions to Date**  
\$64,419.55

**(10) TOTAL Monetary Expenditures to Date**  
\$54,025.35

**(11) CERTIFICATION**

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Individual (only for electioneering commun.)     Treasurer     Deputy Treasurer

X Randall Hilliard  
 Signature

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Candidate     Chairman (only for PC, PTY & electioneering commun. organization)

X Randall Hilliard  
 Signature

This form is based on DS-DE 12 (Rev 08/04)

Adjutant Software Inc. - Campaign ToolBox

**EXHIBIT 6 (pg 7 of 22)**





FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS  
**CAMPAIGN TREASURER'S REPORT SUMMARY**

2013 NOV 4 11:43 AM  
 OFFICE USE ONLY: 43

CITY CLERK'S OFFICE

NOV 4 2013

(1) Citizens for Fiscal Responsibility  
 Name \_\_\_\_\_  
 (2) PO Box 191909  
 Address (number and street) \_\_\_\_\_  
Miami Beach, FL 33119-9973  
 City, State, Zip Code \_\_\_\_\_

Check box if address has changed.

(3) I D Number: 59889

(4) Check appropriate box(es):

- |  |   |
|--|---|
| <input type="checkbox"/> Candidate (office sought): _____        | <input type="checkbox"/> Check if PC has DISBANDED  |
| <input type="checkbox"/> Political Committee                     | <input type="checkbox"/> Check if CCE has DISBANDED   |
| <input type="checkbox"/> Committee of Continuous Existence       | <input type="checkbox"/> Check if no other electioneering communication reports will be filed |
| <input type="checkbox"/> Party Executive Committee               |   |
| <input checked="" type="checkbox"/> Electioneering Communication |   |

**(5) REPORT IDENTIFIERS**

Cover Period: From 10/12/0913 To 10/31/2013 Report Type: G4  
 Original     Amendment     Special Election Report     Independent Expenditure Report

**(6) CONTRIBUTIONS THIS REPORT**

Cash & Checks	<u>\$188,727.10</u>
Loans	<u>\$0.00</u>
Total Monetary	<u>\$188,727.10</u>
In-Kind	<u>\$0.00</u>

**(7) EXPENDITURES THIS REPORT**

Monetary Expenditures	<u>\$188,508.70</u>
Transfers to Office Account	<u>\$0.00</u>
Total Monetary	<u>\$188,508.70</u>
(8) Other Distributions	<u>\$0.00</u>

**(9) TOTAL Monetary Contributions to Date**

\$188,727.10

**(10) TOTAL Monetary Expenditures to Date**

\$188,508.70

**(11) CERTIFICATION**

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F S )

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

- Individual (only for electioneering comm.)     Treasurer     Deputy Treasurer

Randall Hilliard  
 Signature

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

- Candidate     Chairman (only for PC, PTY & electioneering commn organization)

Randall Hilliard  
 Signature

EXHIBIT 6 (pg 10 of 22)



## CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1) Name Citizens for Fiscal Responsibility (2) I D. Number 59889  
 (3) Cover Period 10/12/0913 - 10/31/2013 (4) Page 1 of 2

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
		Type	Occupation				
09/16/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 5000 00
1							
09/19/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 5000 00
2							
09/30/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 5000 00
3							
10/11/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 21112 00
4							
10/11/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 28307 55
5							
10/12/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 28307 55
6							
10/16/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 2500 00
7							
10/20/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 10000 00
8							

## CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1) Name Citizens for Fiscal Responsibility (2) I.D. Number 59889

(3) Cover Period 10/12/0913 - 10/31/2013 (4) Page 2 of 2

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
(6) Sequence Number		Type	Occupation				
10/23/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 20000 00
9							
10/28/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 20000 00
10							
10/28/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 10000 00
11							
10/28/2013	Women's Leadership Conference 112 North Curry Street Carson City NV 89703-0000	O	Think Tank	CHE			\$ 5000 00
12							
10/28/2013	Miami Board of Realtors 700 South Poinciana Blvd Ste. 400 Miami, FL 34166-0000	B		CHE			\$ 500 00
13							
10/30/2013	Women's Leadership Conference 112 North Curry Street Carson City NV 89703-0000	O	Think Tank	CHE			\$ 18000 00
14							
10/30/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 10000 00
15							

## CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Citizens for Fiscal Responsibility (2) I.D. Number 59889  
 (3) Cover Period 10/12/0913 - 10/31/2013 (4) Page 1 of 5

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
(6) Sequence Number					
09/17/2013	A&B Bulk Mailers, Inc 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 3808.32
1					
09/17/2013	A&B Bulk Mailers, Inc 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 1811.86
2					
09/20/2013	A&B Bulk Mailers, Inc 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 2152.42
3					
10/01/2013	Comcast/Atlantic Broadband 1800 NW 49 Street, Ste. 140 Ft. Lauderdale, FL 33309-3092	Cable TV Advertising	MON		\$ 17945.20
4					
10/11/2013	Comcast/Atlantic Broadband 1800 NW 49 Street, Ste. 140 Ft. Lauderdale FL 33309-3092	Cable TV Advertising	MON		\$ 28307.55
5					
10/14/2013	A&B Bulk Mailers, Inc 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 3808.32
6					
10/14/2013	A&B Bulk Mailers, Inc 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 4255.87
7					
10/14/2013	A&B Bulk Mailers, Inc 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 3808.32
8					

## CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Citizens for Fiscal Responsibility

(2) I.D Number 59889

(3) Cover Period 10/12/0913 - 10/31/2013

(4) Page 2 of 5

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
10/14/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 4255.87
9					
10/14/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 3808.32
10					
10/14/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 2547.69
11					
10/14/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 3808.32
12					
10/17/2013	Univision Radio 800 Douglas Road, Ste. 111 Coral Gables, FL 33134-0000	Advertising	MON		\$ 3145.00
13					
10/22/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 3808.32
14					
10/22/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printage and Mailing	MON		\$ 3808.32
15					
10/22/2013	Dark Horse Strategies 3663 SW 8 Street, St. 205 Miami, FL 33135-0000	Research	MON		\$ 1850.00
16					

## CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Citizens for Fiscal Responsibility (2) I.D Number 59889  
 (3) Cover Period 10/12/0913 - 10/31/2013 (4) Page 3 of 5

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
10/22/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 3808 32
17					
10/23/2013	Alas Consulting Group, Inc. 13899 Biscayne Blvd. Ste. PH-10 North Miami Beach FL 33181-0000	Public Relations	MON		\$ 750 00
18					
10/23/2013	MegaTV 7007 NW 77th Avenue Miami, FL 33166-0000	Advertising	MON		\$ 6375 00
19					
10/23/2013	Alas Consulting Group, Inc. 13899 Biscayne Blvd. Ste. PH-10 North Miami Beach, FL 33181-0000	Public Relations	MON		\$ 2360 00
20					
10/23/2013	Univision Radio 800 Douglas Road, Ste. 111 Coral Gables, FL 33134-0000	Advertising	MON		\$ 2805 00
21					
10/23/2013	Univision Radio 800 Douglas Road, Ste. 111 Coral Gables, FL 33134-0000	Advertising	MON		\$ 850 00
22					
10/23/2013	Univision Radio 800 Douglas Road, Ste. 111 Coral Gables, FL 33134-0000	Advertising	MON		\$ 13084 90
23					
10/23/2013	AmericaTeVe 13001 NW 107th Avenue Hialeah, FL 33018-1104	Advertising	MON		\$ 11517 50
24					

## CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Citizens for Fiscal Responsibility

(2) I.D. Number 59889

(3) Cover Period 10/12/0913 - 10/31/2013

(4) Page 4 of 5

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
10/23/2013	Alas Consulting Group, Inc. 13899 Biscayne Blvd. Ste. PH-10 North Miami Beach, FL 33181-0000	Public Relations	MON		\$ 2500 00
25					
10/25/2013	The Campaign Workshop 1129 20th Street NW, Ste. 200 Washington, DC 20036-0000	Advertising	MON		\$ 13350 00
26					
10/29/2013	CBS Outdoor 2640 NW 17th Lane Pompano Beach, FL 33064-0000	Advertising	MON		\$ 3200 00
27					
10/29/2013	A&B Bulk Mailers, Inc 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 2110 70
28					
10/31/2013	SunPost PO Box 191835 Miami Beach, FL 33119-0000	Advertising	MON		\$ 5216 00
29					
10/31/2013	Univision Radio 800 Douglas Road, Ste. 111 Coral Gables, FL 33134-0000	Advertising	MON		\$ 5525 00
30					
10/31/2013	Image Plus Graphics, Inc 1440 NE 131st Street North Miami, FL 33161-0000	Printing	MON		\$ 4126 58
31					
10/31/2013	Alas Consulting Group, Inc. 13899 Biscayne Blvd. Ste. PH-10 North Miami Beach, FL 33181-0000	Public Relations	MON		\$ 4880 00
32					

# CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Citizens for Fiscal Responsibility

(2) ID Number 59889

(3) Cover Period 10/12/0913 - 10/31/2013

(4) Page 5 of 5

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
10/31/2013	Alas Consulting Group, Inc. 13899 Biscayne Blvd. Ste. PH-10 North Miami Beach, FL 33181-0000	Public Relations	MON		\$ 5570.00
33					
10/31/2013	Alas Consulting Group, Inc. 13899 Biscayne Blvd. Ste. PH-10 North Miami Beach FL 33181-0000	Public Relations	MON		\$ 7550.00
34					

FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS  
**CAMPAIGN TREASURER'S REPORT SUMMARY**

2014 OFFICE USE ONLY  
 CITY CLERK'S OFFICE

(1) Citizens for Fiscal Responsibility  
 Name  
 (2) PO Box 191909  
 Address (number and street)  
Miami Beach, FL 33119-9973  
 City, State, Zip Code

Check box if address has changed

(3) I.D. Number: 59889

(4) Check appropriate box(es):

- |  |   |
|--|---|
| <input type="checkbox"/> Candidate (office sought): _____        | <input type="checkbox"/> Check if PC has DISBANDED  |
| <input type="checkbox"/> Political Committee                     | <input type="checkbox"/> Check if CCE has DISBANDED   |
| <input type="checkbox"/> Committee of Continuous Existence       | <input type="checkbox"/> Check if no other electioneering communication reports will be filed |
| <input type="checkbox"/> Party Executive Committee               |   |
| <input checked="" type="checkbox"/> Electioneering Communication |   |

**(5) REPORT IDENTIFIERS**

Cover Period: From 11/01/2013 To 02/03/2014 Report Type: IR  
 Original     Amendment     Special Election Report     Independent Expenditure Report

**(6) CONTRIBUTIONS THIS REPORT**

Cash & Checks	<u>\$28,101.06</u>
Loans	<u>\$0.00</u>
Total Monetary	<u>\$28,101.06</u>
In-Kind	<u>\$0.00</u>

**(7) EXPENDITURES THIS REPORT**

Monetary Expenditures	<u>\$10,736.00</u>
Transfers to Office Account	<u>\$0.00</u>
Total Monetary	<u>\$10,736.00</u>
(8) Other Distributions	<u>\$0.00</u>

**(9) TOTAL Monetary Contributions to Date**

\$216,828.16

**(10) TOTAL Monetary Expenditures to Date**

\$199,244.70

**(11) CERTIFICATION**

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Individual (only for electioneering communication)     Treasurer     Deputy Treasurer

*Randall Hilliard*  
 Signature

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Candidate     Chairman (only for PC, PTY & electioneering commun. organization)

*Randall Hilliard*  
 Signature



## CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1) Name Citizens for Fiscal Responsibility (2) I.D. Number 59889  
 (3) Cover Period 11/01/2013 - 02/03/2014 (4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
		Type	Occupation				
11/01/2013	AmericaTeVe 13001 NW 107th Avenue Hialeah, FL 33018-1104	B		REF			\$ 10025.75
1							
11/04/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 13200.00
2							
11/06/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 4375.31
3							
11/14/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 500.00
4							

**EXHIBIT** 6 (pg 19 of 22) Page 2 of 5

# CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Citizens for Fiscal Responsibility (2) I.D. Number 59889  
 (3) Cover Period 11/01/2013 - 02/03/2014 (4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
11/01/2013	Dark Horse Strategies 3663 SW 8 Street, St. 205 Miami, FL 33135-0000	Public Relations	MON		\$ 2500.00
1					
11/01/2013	Armstrong Creative 600 NE 36 Street Miami, FL 33137-0000	Public Relations	MON		\$ 2500.00
2					
11/04/2013	SunPost PO Box 191835 Miami Beach, FL 33119-0000	Advertising	MON		\$ 5256.00
3					
11/13/2013	Alas Consulting Group, Inc. 13899 Biscayne Blvd. Ste. PH-10 North Miami Beach, FL 33181-0000	Public Relations	MON		\$ 480.00
4					

This form is based on DS-DE 14 (Rev. 08/03)

Adjutant Software Inc. - Campaign ToolBox

**EXHIBIT** 6 (pg. 20 & 22)

*Page 3 of 5*

## CAMPAIGN TREASURER'S REPORT - ITEMIZED DISTRIBUTIONS

(1) Name Citizens for Fiscal Responsibility (2) I.D. Number 59889  
 (3) Cover Period 11/01/2013 - 02/03/2014 (4) Page 0 of 0

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Related Expenditures	(10) Amendment	(11) Amount
	Nothing to report on this form				

This form is based on DS-DE 14A (Rev 08/03) [Note about Committees has been removed.]

**EXHIBIT** 6 (pg 21 & 22)

*Page 4 of 5*

## CAMPAIGN TREASURER'S REPORT - FUND TRANSFERS

(1) Name Citizens for Fiscal Responsibility (2) I.D. Number 59889  
 (3) Cover Period 11/01/2013 - 02/03/2014 (4) Page 0 of 0

(5) Date	(7) Name of Financial Institution Street Address & City, State, Zip Code	(8) Transfer Type	(9) Nature of Account	(10) Amendment	(11) Amount
(6) Sequence Number	<b>Nothing to report on this form</b>				

EXHIBIT 6 (pg. 22 of 22) Page 5 of 5

**LAW OFFICE OF FRANK WOLLAND  
ATTORNEY AT LAW  
12865 West Dixie Highway  
North Miami, FL 33161**

FRANK WOLLAND, ESQ.  
Email: fwolland@wolland.com

TEL: 305-899-8588  
FAX: 305-892-8434

**VIA FAX**

February 25, 2014

Amy McKeever Toman, Executive Director  
Florida Elections Commission  
107 West Gaines Street, Suite 224  
Collins Building  
Tallahassee, Florida 32399-1050  
Fax: 850-921-0783

*Re: Case No. FEC 13-267; Respondent: Citizens for Fiscal Responsibility*

Dear Ms. Toman,

Kindly be advised that I represent Citizens for Fiscal Responsibility. In that regard, I am enclosing a "Notice of Appearance" which I trust and hope is sufficient to meet with the requirements of the Florida Elections Commission and your office.

Citizens for Fiscal Responsibility has referred your letter under cover of January 29, 2014 to me for response and in that regard, we respectfully request that the Commission note the following:

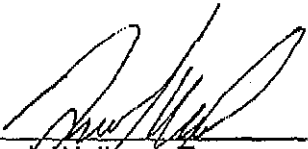
1. With regard to the allegation of a violation of Section 106.0703(1)(e), Florida Statutes, it is true that Respondent, Citizens for Fiscal Responsibility (hereafter CFE) is an Election Communications Organization registered with the Division of Elections. Municipal Reports were filed with the City of Miami Beach for the November 5, 2013 Miami Beach Municipal Election, copies of the Campaign Treasurer's Report Summary, copies of the Reports Type G2, G3, G4 and TR are attached as Exhibit 1, Pages 1 through 25.
2. Your letter also alleges a violation of Section 106.19(1)(c). These allegations are false, as Respondent did in fact file true, correct and complete campaign reports for the referenced period. Those reports were submitted to you and attached to my letter in response to your inquiry concerning FEC 13-267, which I am filing simultaneously on behalf of the Respondent, Randall Hilliard.

EXHIBIT 7 (pg. 1 & 2)

Amy McKeever Toman, *Exec. Director*  
Florida Elections Commission  
Page 2 of 2

I trust and hope that the above is responsive to your request, and look forward to receiving any additional information that your office may provide in order to guide us with regard to these matters.

Very truly yours,

  
\_\_\_\_\_  
Frank Wolland, Esq.  
FW/adr

STATE OF FLORIDA:  
COUNTY OF MIAMI-DADE:

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgments, personally appeared **RANDALL HILLIARD**, who being duly sworn deposes and states that he has read the foregoing response/letter dated February 26, 2014 to the Florida Elections Commission, and that the factual matters contained therein are true

  
\_\_\_\_\_  
RANDALL HILLIARD

\_\_\_\_\_ personally known or  produced FBI identification.

SIGNED this 26 day of February 2014.

  
\_\_\_\_\_  
NOTARY PUBLIC, STATE OF FLORIDA

Notary Stamp



FRANK WOLLAND  
MY COMMISSION # 00992196  
EXPIRES: May 21, 2014  
Bonded Thru Budget Notary Services

EXHIBIT 7 (pg 2 of 2)

COATES LAW FIRM, PL  
ATTORNEYS AT LAW

RICHARD E. COATES  
EMMETT MITCHELL, IV  
ROGER N. BEAUBIEN

NORREEN A. FENNER\*  
\*Not an attorney

115 EAST PARK AVENUE, SUITE 1  
TALLAHASSEE, FLORIDA 32301  
(850) 681-1029  
FAX: (208) 248-9038

April 17, 2014

Florida Elections Commission  
107 West Gaines Street  
The Collins Building, Suite 224  
Tallahassee, Florida 32399-1050

VIA HAND DELIVERY

RECEIVED  
2014 APR 17 P 2:10  
STATE OF FLORIDA  
ELECTIONS COMMISSION

**RE: Case No. FEC 13-267; Respondent – Citizens for Fiscal Responsibility**

Dear Commissioners:

This firm represents Citizens for Fiscal Responsibility (CFR or Respondent), the Respondent in the above-referenced matter. I have previously filed a Notice of Appearance on behalf of the Respondent. The Complaint, filed by J. C. Planas on October 23, 2013, contains a number of allegations relating to CFR's involvement in a recent City of Miami Beach election.

The Complainant alleges that CFR was conducting electioneering activities in the November 2013 City of Miami Beach election and should have registered and filed its reports with the City of Miami Beach ~~cit~~ *cit*ing ~~s~~ *s* 106.03(1)(b)2 c., F.S. The City Clerk is the filing officer for the City of Miami Beach. In a previous response filed by Frank Wolland on behalf of CFR, Mr. Wolland explained that CFR is indeed an electioneering communications organization (ECO) registered with the Department of State, Division of Elections (Division).<sup>1</sup> CFR filed its organizational paperwork with the Division over a year before it engaged in any election activity related to the November 2013 City of Miami Beach election. Mr. Wolland also explained that campaign reports were filed with the City of Miami Beach (City Clerk) for the November 2013 City of Miami Beach election. Copies of these campaign reports were provided to the Commission with Mr. Wolland's response (G2, G3, G4, and TR reports).

Section 106.03(1)(b)2.d., Florida Statutes, provides that "[A]ny electioneering communications organization that would be required to file a statement of organization in two or more locations need only file a statement of organization with the Division of Elections." CFR has registered with the Division. With regard to reporting ECO activity, section 106.0703(1)(e), Florida Statutes, provides in part, "[I]n addition to the reports required by paragraph (a), an electioneering communications organization that is registered with the Department of State and

<sup>1</sup> CFR's Statement of Organization filed with the Division of Elections on July 10, 2012, says that its area, scope and jurisdiction will be "Statewide – electioneering communications for candidates in multi-county legislative districts to promote fiscal responsibility in local and state government."


EXHIBIT 8 (pg 1 of 2)

that makes a contribution or expenditure to influence the results of a county or municipal election that is not being held at the same time as a state or federal election must file reports with the county or municipal filing officer on the same dates as county or municipal candidates or committees for that election." CFR has filed its reports with the Division of Elections *and* with the Clerk of the City of Miami Beach, as required by section 106.0703(1)(e), Florida Statutes. For these reasons, there is no violation of this provision, as alleged in the complaint, and such allegation must be dismissed.

The Complainant also makes a number of additional allegations about CFR's contributors and a federal PAC, *but does not allege a specific violation of chapter 106, Florida Statutes*. The Florida Elections Commission, however, has informed CFR (through Mr. Wolland) that it is investigating alleged reporting violations associated with its 2012 F2 and F3 and 2013 Q3 campaign reports in violation of section 106.19(1)(c), Florida Statutes. Section 106.25(2), Florida Statutes, provides, in part, "[T]he commission shall investigate only those alleged violations specifically contained within the sworn complaint." There are no allegations in the Complaint that CFR falsely reported or deliberately failed to include information in its 2012 F2 and F3 and 2013 Q3 campaign reports. Therefore, this allegation must also be dismissed.

I appreciate the Commission's consideration of the above information and await its response.

Sincerely,



Emmett Mitchell, IV (Bucky)



AFFIDAVIT OF BACKGROUND INFORMATION

Case Numbers: FEC 13-266 & FEC 13-267

STATE OF FLORIDA  
County of Miami-Dade

Randall Hilliard, 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 self-employed as real estate broker
3. Have you ever run for public office? If so, please name the office(s) you ran for and the date(s) of the election(s) you ran in.

No.

4. Have you ever been appointed to act as a campaign treasurer for a candidate? If so, please name the candidate(s) you served as treasurer, the office(s) the candidate ran for, and the dates of the election(s).

No.

5. Have you ever held the office of chairperson or treasurer for a political committee? If so, please list the names and addresses of the committees and dates when you held the position.

Yes. BetPAC and PlanPAC in the late 90s from 420 Lincoln Road, PH, Miami Beach, FL 33139. Hank Sopher Good Government PAC around 2003-2005. I do not remember the address. I think I was chairman and treasurer of all.

6. What action have you taken to determine your responsibilities under Florida's election laws?

I try to remain as up to date as possible on Florida's Election Laws.  
However, in recent years they have been amended so much that they are often "clear as mud." It used to be much less complicated.

- 7 Do you possess a copy of Chapter 106, Florida Statutes?  Yes  No
- 8 If so, when did you first obtain it? Obtained and read 23 years ago.
- 9 Have you read Chapter 106, Florida Statutes?  Yes  No
- 10 Do you possess a copy of the *Candidate and Campaign Treasurer Handbook*?  Yes  No
- 11 If so, when did you first obtain it? N/A
- 12 Have you read the *Candidate and Campaign Treasurer Handbook*?  Yes  No

According to records, "Women's Leadership Conference" ("WLC") is registered as a domestic corporation with the State of Nevada with an address of "112 North Curry Street, Carson City, Nevada 89703." Also, a Statement of Organization was filed with the Federal Elections Commission registering WLC, Inc., as an independent-expenditures only committee with an address of "600 Northeast 36<sup>th</sup> Street, Suite #PH-26, Miami, Florida 33137."

13. Campaign reports filed on behalf of Citizens for Fiscal Responsibility ("CFR") with the Division of Elections ("Division") indicates that CFR received several contributions from WLC with an address of 112 North Curry Street, Carson City, Nevada 89703 and 1285 Sharrow Way, Carson City, Nevada 89703. However, according to bank records, the contribution checks from WLC are embossed with an address of 600 Northeast 36<sup>th</sup> Street, Suite #PH-26, Miami, Florida 33137. Please explain why the contributions were reported as coming from WLC with two addresses in Carson City, Nevada as opposed to coming from WLC, Inc., with an address of 600 Northeast 36<sup>th</sup> Street, Suite #PH-26, Miami, Florida 33137.

WLC is registered as an "independent expenditures" only committee with Federal Elections Commission and uses my home address at 600 NE 36 St., PH-26, Miami FL 33137. I changed registered agents in August or September of 2013. (Con't below)

14. Campaign reports filed on behalf of CFR with the Division discloses the occupation of WLC as "Think Tank," "Policy Studies," "Women's Group," and "Conference Producer." Please explain why multiple descriptions of the principal type of business were reported for WLC's occupation and further explain the true occupation of WLC.

WLC engages in all of the activities listed above, and the Division's electronic filing system doesn't "autofill" reporting fields.

15. Who was responsible for entering the contribution and expenditure data for the campaign reports filed on behalf of CFR?

Me.

(Con't from #13) It is a professional registered agent company located at 112 North Curry Street, Carson City, NV 89703.

16. Who was responsible for overseeing that the campaign reports of CFR were filed with the Division?

Me.

17. According to the 2013 Q3 campaign report, CFR reported receiving a contribution in the amount of \$4,670 from WLC on September 2, 2013. However, having reviewed CFRs bank records, there is no transaction (deposit, transfer of funds) for this amount. Please explain.

This was apparently an inadvertent reporting error. I experienced some problems using the Division's website for data entry. I will prepare an amendment to this report deleting the contribution.

18. According to the 2013 Q3 campaign report, CFR reported receiving a contribution in the amount of \$5,000 from WLC on September 19, 2013. According to bank records, this appears to have been the result of a banking transfer between WLCs account and CFRs account. Who was responsible for completing the transfer of funds?

Me.

19. Please provide the name and contact information for each individual responsible for soliciting donations to WLC.

The requested information is irrelevant to this matter and beyond the scope of the complaint(s) and the jurisdiction of the Elections Commission.

I HEREBY SWEAR OR AFFIRM THAT THE FOREGOING INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Rocío Zambrano

Signature of Affiant

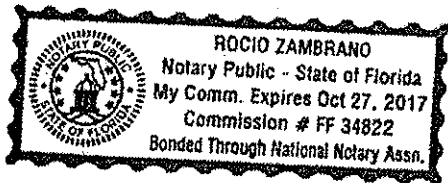
Sworn to (or affirmed) and subscribed before me this 2 day of

MAY 2014

ROCIO ZAMBRANO

Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public



Personally Known  or Produced Identification

Type of Identification Produced: I.D.L.

Case Investigator: KS



Florida Department of State  
Division of Elections

### Campaign Contributions

Citizens for Fiscal Responsibility

Query the Campaign Finance Data Base

Yr	Rpt	Type	Date	Amount	Contributor Name	Address	City State Zip	Occupation	Typ	InKind	Desc
	F2			0.00							
	F2		07/06/2012	9,400.00	WOMEN'S LEADERSHIP CONFERENCE	1285 SHARROW WAY	CARSON CITY NV 89703		X		CHE
				9,400.00							

Contribution(s) Selected

Query the Campaign Finance Data Base

(Department of State) (Division of Elections) (Candidates and Races) (Campaign Finance Information)



Florida Department of State  
Division of Elections

### Campaign Contributions

Citizens for Fiscal Responsibility

Query the Campaign Finance Data Base

Yr	Rpt	Type	Date	Amount	Contributor Name	Address	City State Zip	Occupation	Typ	InKind	Desc
	F3		07/27/2012	5,700.00	WOMEN'S LEADERSHIP CONFERENCE	1205 SHARROW WAY	CARSON CITY NV 89703	WOMEN'S GROUP			CHE
	F3		08/01/2012	2,300.00	WOMEN'S LEADERSHIP CONFERENCE	1205 SHARROW WAY	CARSON CITY NV 89703	CONFERENCE PRODUCER			CHE
				8,000.00							

Contribution(s) Selected

Query the Campaign Finance Data Base

(Department of State) (Division of Elections) (Candidates and Races) (Campaign Finance Information)



Florida Department of State  
Division of Elections

### Campaign Contributions

Citizens for Fiscal Responsibility

Query the Campaign Finance Data Base

Yr	Rpt	Type	Date	Amount	Contributor Name	Address	City State Zip	Occupation	Typ	InKind	Desc
	Q3		09/02/2013	4,760.00	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY NV 89703				CHE
	Q3		09/19/2013	5,000.00	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY NE 89703	POLICY STUDIES			CHE
				9,760.00							

Contribution(s) Selected

Query the Campaign Finance Data Base

(Department of State) (Division of Elections) (Candidates and Races) (Campaign Finance Information)

EXHIBIT

10

63-436  
660 13

DATE 7/5/12

PAY TO THE ORDER OF Citizens for Fiscal Responsibility \$ 9,400.00  
NINE THOUSAND FOUR HUNDRED and 00/100's DOLLARS

**City National Bank**  
OF FLORIDA  
 448 COLLINS AVENUE  
 MIAMI BEACH, FLORIDA 33139

FOR Ronald Helms

Check #: 3004103181 for \$9,400.00 Posted: 7/5/2012

3/5/2014

Page

5002

**WOMENS LEADERSHIP CONFERENCE INC**  
600 NE 36TH ST PH-26  
 MIAMI FL 33137

**CITY NATIONAL BANK OF FLORIDA**  
MIAMI, FLORIDA 33130  
 63-436-660

7/27/2012

PAY TO THE ORDER OF Citizens for Fiscal Responsibility \$ \*\*5,700.00  
Five Thousand Seven Hundred and 00/100 DOLLARS

Citizens for Fiscal Responsibility

MEMO Ronald Helms  
AUTHORIZED SIGNATURE

Check #: 5002 for \$5,700.00 Posted: 7/27/2012

5003

**WOMENS LEADERSHIP CONFERENCE INC**  
600 NE 36TH ST PH-26  
 MIAMI FL 33137

**CITY NATIONAL BANK OF FLORIDA**  
MIAMI, FLORIDA 33130  
 63-436-660

8/1/2012

PAY TO THE ORDER OF Citizens for Fiscal Responsibility \$ \*\*2 300.00  
Two Thousand Three Hundred and 00/100 DOLLARS

Citizens for Fiscal Responsibility

MEMO Ronald Helms  
AUTHORIZED SIGNATURE

Check #: 5003 for \$2,300.00 Posted: 8/1/2012

EXHIBIT 11 (pg. 104)



PAGE: 1 of 1  
ACCOUNT: [REDACTED]

Last Statement: August 30, 2013  
This Statement: September 30, 2013

**DIRECT INQUIRIES TO:**  
CITY NATIONAL BANK  
SOUTH BEACH BANKING CENTER  
446 COLLINS AVENUE  
MIAMI BEACH, FL 33139  
PHONE: 305-534-3301  
800-435-8839

CITIZENS FOR FISCAL RESPONSIBILITY  
600 NE 36ST # PH-26  
MIAMI FL 33137

**CITYSMART ULTIMATE SMALL BUSINESS CKG**

Account Number [REDACTED]  
Enclosures 3  
Beginning Balance \$4,760.00  
Ending Balance \$1,987.40  
Average Ledger Balance \$5,191.10  
Low Balance \$1,987.40

**DAILY ACTIVITY**

Date	Description	Additions	Subtractions	Balance
08-30	Beginning balance			4,760.00
09-19	[REDACTED] Internet Banking Transfer From City Smart Bu [REDACTED] On	5,000.00		9,760.00
09-25	Check # 1120		1,811.86	7,948.14
09-25	Check # 1121		2,152.42	5,795.72
09-25	Check # 1119		3,808.32	1,987.40
09-30	Ending totals	5,000.00	7,772.60	1,987.40

**CHECKS**

Number	Date	Amount	Number	Date	Amount
1119	09-25	3,808.32	1121	09-25	2,152.42
1120	09-25	1,811.86			

City National Bank is honored to be selected as Business of the Year  
by the South Florida Business Journal.

Access your account information 24 hours a day via online banking, mobile apps and with CityTel at 1-800-762-CITY.

EXHIBIT 11 (pg. 2 of 2)

**NEW ACCOUNT INFORMATION**

TEMPORARY

REPLACEMENT

DATE 07/03/2012

OPENED BY HUGO N FAJARDO

Financial Institution - Name and Location

City National Bank of Florida (CNB)  
SOUTH BEACH

**ACCOUNT INFORMATION**

AMOUNT OF DEPOSIT \$ 16,000.00

PLAN #

ACCOUNT NUMBER

TITLE OF ACCOUNT WOMENS LEADERSHIP CONFERENCE INC

ACCOUNT T.I.N. 45-5477124

600 NE 36TH ST PH-26, MIAMI, FL 33137

REFERENCE TITLE

PRODUCT NAME CITYSMART ULTIMATE SMALL  
OWNERSHIP TYPE NON-PROFIT CORPORATION

Words, numbers or phrases preceded by a  are applicable only if the  is marked.

**BUSINESS ENTITY INFORMATION**

BUSINESS NAME AND ADDRESS WOMENS LEADERSHIP  
CONFERENCE INC  
600 NE 36TH ST PH-26, MIAMI, FL 33137

BUSINESS FILING STATE DE

ENTITY DOCUMENT

DATE ESTABLISHED 10/17/2011

NATURE OF BUSINESS EDUCATIONAL FOUNDATION

PRIMARY LOCATION 600 NE 36TH ST PH-26, MIAMI, FL 33137

E-MAIL ADDRESS RANDY@WSPHILLIARD.COM

OTHER

ASSUMED NAME IF D/B/A

CONTACT NAME RANDALL L HILLIARD

CONTACT TITLE PRESIDENT

CONTACT PHONE 305-469-9069

**TAXPAYER IDENTIFICATION NUMBER CERTIFICATION:**

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number for I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (h) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding (NOTICE: If you are subject to backup withholding, cross out this line), and
- I am a U.S. citizen or other U.S. person

Taxpayer Identification Number: 45-5477124

*Randall L Hilliard* 07/03/2012  
SIGNATURE DATE

**IMPORTANT INFORMATION ABOUT PROCEDURES FOR OPENING A NEW ACCOUNT.** To help the government fight the funding of terrorism and money laundering activities, Federal law requires all financial institutions to obtain, verify, and record information that identifies each person who opens an account. What this means for you: When you open an account, we will ask for your name, address, date of birth, and other information that will allow us to identify you. We may also ask to see your driver's license or other identifying documents.

**ACKNOWLEDGEMENT:** The Authorized Signer(s) agrees that CNB shall not be responsible for the wrongful or criminal acts of Depositor's employees or agents, including but not limited to the negotiation of forged, altered or unauthorized items. The term "item" is defined in the Deposit Agreement. Authorized Signer(s) agrees to hold CNB harmless from any claim or liability arising from any such misconduct.

Further by signing this document, the undersigned acknowledges that they have opened the type of account designated above and have received, understand, and agree to be bound by the terms of the Deposit Agreement. The undersigned acknowledge receipt of the following: Disclosures & Schedule of Fees, Privacy Policy, Funds Availability Policy, and, as applicable, the Electronic Fund Transfers and Truth in Savings Disclosures. All signers authorize CNB to make inquiries to any consumer reporting agency, including a check protection service, in connection with this account. For commercial accounts, all signers are duly authorized to act on behalf of the business entity. Business signers acknowledge that no internal document of the business shall be binding on CNB, whether or not provided to CNB, unless expressly accepted and approved by CNB. The undersigned acknowledge that all information provided to CNB is true and correct.

# OF SIGNATURES REQUIRED: One This designation is for customer's internal use only, CNB will not honor. See Deposit Agreement.

Authorized Signer Only	Title: PRESIDENT	Authorized Signer Only	Title:
1. X <i>Randall L Hilliard</i> 07/03/2012	Date	2. X	Date
Authorized Signer Only	Title:	Authorized Signer Only	Title:
3. X	Date	4. X	Date
Authorized Signer Only	Title:	Authorized Signer Only	Title:
5. X	Date	6. X	Date



Last Statement: July 03, 2012  
This Statement: July 31, 2012

**DIRECT INQUIRIES TO:**

CITY NATIONAL BANK  
SOUTH BEACH BANKING CENTER  
446 COLLINS AVENUE  
MIAMI BEACH, FL 33139

PHONE: 305-534-4342  
800-435-8839

WOMENS LEADERSHIP CONFERENCE INC  
600 NE 36TH ST PH-26  
MIAMI FL 33137

**CITYSMART ULTIMATE SMALL BUSINESS CKG**

Account Number [REDACTED]  
Enclosures 8  
Low Balance \$2,578.89  
Average Ledger Balance \$7,659.42

**DAILY ACTIVITY**

Date	Description	Additions	Subtractions	Balance
07-03	Beginning balance			0.00
07-03	Deposit	16,000.00		16,000.00
07-03	Check # 9999		3,770.79	12,229.21
07-05	Returned Check# 4103181, Uncollected Funds	9,400.00		21,629.21
07-05	Check # 3004103181		9,400.00	12,229.21
07-05	Chk# 4103181 Amt \$9,400.00, Uncollected Returned Item Fee		33.00	12,196.21
07-10	Miscellaneous Debit		9,400.00	2,796.21
07-11	Deluxe Bus Sys. Bus Prods 86202031		217.32	2,578.89
07-16	Deposit	2,000.00		4,578.89
07-18	Deposit	5,000.00		9,578.89
07-20	Deposit	500.00		10,078.89
07-25	Reversing Unc Fee Per Eric	33.00		10,111.89
07-27	Check # 5002		5,700.00	4,411.89
07-31	Ending totals	32,933.00	28,521.11	4,411.89

The ATM cut-off time has changed to 4:00 P.M. Deposits made before 4:00 P.M. (Monday-Friday) will be received and processed on the same day. Deposits made after 4:00 P.M. will be considered received the next business day. The first \$200 of a cash deposit will be available the same day and the remainder will be available on the next business day after the day of deposit.

Access your account information 24 hours a day with CityTel at 1-800-762-CITY.

EXHIBIT 12 (pg 2 of 2)

KS

**AFFIDAVIT OF INFORMATION**

Case Number: **FEC 13-266**

RECEIVED

2014 MAR -7 A 10:13

STATE OF FLORIDA  
ELECTIONS COMMISSION

**STATE OF FLORIDA**  
**County of Miami-Dade**

**Penelope Townsley, 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 Miami-Dade County as the Supervisor of Elections

3 To your knowledge, has Randall Hilliard ever sought elective office within your jurisdiction? ( ) Yes (X) No. If yes, please list the office(s) he ran for, the date(s) of the election(s) and the outcome of the election(s)

County records do not indicate Mr. Randall Hilliard previously ran for county office.

4. To your knowledge, has Randall Hilliard ever been appointed to serve as chairman for a political committee or electioneering communication organization within your jurisdiction? (X) Yes ( ) No. If yes, please provide the name of the PC or ECO and list the date(s) he served in this capacity

Yes. Mr. Randall Hilliard was appointed as the Chairperson for Citizens for Fiscal Responsibility. This ECO submitted their filing documents to our Department on October 13, 2011 and on January 5, 2012 we received a letter dated December 29, 2011 stating that this ECO would now file with Tallahassee. (See attached filing documents & letter).

5 To your knowledge, has Randall Hilliard ever been appointed to serve as a campaign treasurer (or deputy treasurer) for a candidate or political committee within your jurisdiction? ( ) Yes (X) No. If yes, please provide the name of the candidate and/or the committee and list the date(s) he served in this capacity

No other political committees, except for the Electioneering Communications Organization (ECO) included in the response for Question 4 above.

6. To your knowledge, have you or your staff had any conversation with Randall Hilliard relative to a provision of Chapter 106, Florida Statutes? (X) Yes ( ) No. If yes, please indicate

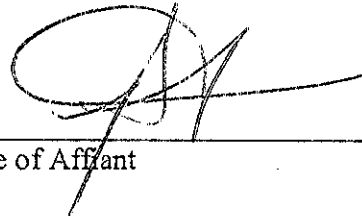
whether the conversation was in person, in writing, or by telephone and the subject matter of the conversation. If applicable, please provide copies documenting the conversation. (If a member of your staff did have a conversation with Mr. Hilliard relative to a provision of Chapter 106, Florida Statutes, please have him/her provide a separate notarized affidavit attesting to the subject matter of the conversation).

Yes. As is customary, Mr. Hilliard as Chairperson was sent an "Acknowledgement Letter" dated October 14, 2011 which mentioned the Election Laws, the Candidate & Campaign Treasurer's Handbook, and provided access to the Miami-Dade Political Committee Handbook. We also sent a letter dated December 9, 2011 which mentioned House Bill 1355 changes. (See attached letters).

7. To the best of your knowledge, has Randall Hilliard ever been appointed to serve on any county boards and/or committees? ( ) Yes (X) No. If yes, please list the name of the board(s)/committee(s).

County board membership is maintained by the County's Clerk of the Board, Christopher Agrippa. Shania Moore of his staff may be reached as 305-375-1652 or via email at ShaniaM@miamidade.gov.

I HEREBY SWEAR OR AFFIRM THAT THE FORGOING INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

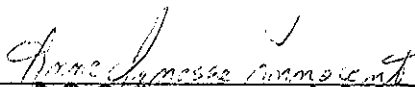


Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 3<sup>rd</sup> day of

March

201 4

  
Signature of Notary Public - State of Florida  
Print, ANNE VANESSA INNOCENT  
Notary Public - State of Florida  
My Comm Expires Jun 2, 2014  
Commission # DD 997683  
Bonded Through National Notary Assn.

Personally Known  or Produced Identification \_\_\_\_\_

Type of Identification Produced: \_\_\_\_\_

Case Investigator KS

Receipt of Handbook and the  
Election Laws of the State of Florida



Candidate/Chairperson:

Randell Phillard  
 First Name Middle Name Last Name

Citizens for Fiscal Responsibility  
 Office Sought / Organization

This is to acknowledge my receipt of the following documents:

Handbooks Available	Edition	Downloaded from Internet	CD-Rom	Other
The Election Laws of the State of Florida		<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Miami-Dade County Qualifying Handbook		<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Committee Handbook		<input type="checkbox"/>	<input type="checkbox"/>	
Electioneering Committee Handbook		<input checked="" type="checkbox"/>	<input type="checkbox"/>	

RECEIVED  
 2011 OCT 13 AM 11:45  
 MIAMI-DADE  
 ELECTIONS

Received by: *Randell Phillipard*  
 Candidate/Chairperson Signature

Date: 9/1/11

Phone No.: 305-469-9069 Fax No.: 305-673-5352

E-mail address: randell@wsphillard.com

COATES LAW FIRM, PL  
ATTORNEYS AT LAW

RICHARD E. COATES  
EMMETT MITCHELL, IV  
ROGER N. BEAUBIEN

NOREEN A. FENNER\*  
\*Not an attorney

115 EAST PARK AVENUE, SUITE 1  
TALLAHASSEE, FLORIDA 32301  
(850) 681-1029  
FAX: (208) 248-9038

May 12, 2014

Keith Smith, Investigator  
Florida Elections Commission  
107 West Gaines Street  
The Collins Building, Suite 224  
Tallahassee, Florida 32399-1050

VIA HAND DELIVERY

RE: Case Nos. FEC 13-266 & FEC 13-267

RECEIVED  
2014 MAY 12 P 4: 15  
STATE OF FLORIDA  
ELECTIONS COMMISSION

Dear Mr. Smith:

In response to your request that Mr. Hilliard complete an *Affidavit of Background Information* in the above matters and in the spirit of cooperation, see the attached.

I continue to maintain that the Florida Elections Commission should dismiss these complaints. Nowhere in the complaints are there allegations that the Respondents violated sections 106.0703(4) or 106.19(1)(c), Florida Statutes, the two provisions you are apparently investigating. The Complainant also makes a number of allegations about contributions to Citizens for Fiscal Responsibility, and a federal PAC, but never alleges a specific violation of chapter 106, Florida Statutes. Section 106.25(2), Florida Statutes, clearly provides that, "[T]he commission shall investigate only those alleged violations specifically contained within the sworn complaint."

Sincerely,



Bucky Mitchell

Attachment

EXHIBIT 15

**FLORIDA ELECTIONS COMMISSION**  
**REPORT OF INVESTIGATION**  
**Citizens for Fiscal Responsibility -- FEC 13-267**

<b>LIST OF ATTACHMENTS</b>	
<b>Attachments</b>	<b>Description of Attachments</b>
Attachment A	WLC registration documents with State of Nevada
Attachment B	WLC, Inc. Statement of Organization
Attachment C	About com US Politics
Attachment D	Letters from Federal Elections Commission to Randall Hilliard
Attachment E	Division entry showing WLC not registered
Attachment F	ROI/Order for Motion to Dismiss FEC 99-144

# WOMEN'S LEADERSHIP CONFERENCE

Business Entity Information			
Status:	Active	File Date:	10/17/2011
Type:	Domestic Corporation	Entity Number:	E0567462011-5
Qualifying State:	NV	List of Officers Due:	10/31/2014
Managed By:		Expiration Date:	
NV Business ID:	NV20111654912	Business License Exp:	10/31/2014

Additional Information	
Central Index Key:	

Registered Agent Information			
Name:	STATE AGENT AND TRANSFER SYNDICATE, INC.	Address 1:	112 NORTH CURRY STREET
Address 2:		City:	CARSON CITY
State:	NV	Zip Code:	89703-4934
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	NV
Mailing Zip Code:			
Agent Type:	Commercial Registered Agent - Corporation		
Jurisdiction:	NEVADA	Status:	Active
Individual with Authority to Act on Behalf of the Commercial Registered Agent			
Name:	TRISTIN ALISHO or JED BLOCK	Phone:	775-882-1013
Physical Address 1:	112 N CURRY ST	Physical Address 2:	
City:	CARSON CITY	State:	
Zip Code:	89703		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 75.00
Par Share Count:	75.00	Par Share Value:	\$ 1.00

Officers			
<input checked="" type="checkbox"/> Include Inactive Officers			
<b>President - RANDALL HILLIARD</b>			
Address 1:	112 N CURYR STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703	Country:	USA
Status:	Historical	Email:	
<b>Secretary - RANDALL HILLIARD</b>			
Address 1:	112 N CURYR STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703	Country:	USA
Status:	Historical	Email:	

**ATTACHMENT A**

000031

<b>Treasurer - RANDALL HILLIARD</b>			
Address 1:	112 N CURYR STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703	Country:	USA
Status:	Historical	Email:	
<b>Director - RANDALL HILLIARD</b>			
Address 1:	112 N CURYR STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703	Country:	USA
Status:	Historical	Email:	
<b>President - FRANK WOLLAND, ESQ. - TRUSTEE</b>			
Address 1:	112 NORTH CURRY STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703-4934	Country:	USA
Status:	Active	Email:	
<b>Secretary - FRANK WOLLAND, ESQ. - TRUSTEE</b>			
Address 1:	112 NORTH CURRY STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703-4934	Country:	USA
Status:	Active	Email:	
<b>Treasurer - FRANK WOLLAND, ESQ. - TRUSTEE</b>			
Address 1:	112 NORTH CURRY STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703-4934	Country:	USA
Status:	Active	Email:	
<b>Director - FRANK WOLLAND, ESQ. - TRUSTEE</b>			
Address 1:	112 NORTH CURRY STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703-4934	Country:	USA
Status:	Active	Email:	

<b>Actions/Amendments</b>			
Action Type:	Articles of Incorporation		
Document Number:	20110742560-48	# of Pages:	2
File Date:	10/17/2011	Effective Date:	
Initial Stock Value: Par Value Shares: 75 Value: \$ 1.00 No Par Value Shares: 0			
----- Total Authorized Capital: \$ \$75.00			
Action Type:	Initial List		
Document Number:	20120463982-47	# of Pages:	1
File Date:	7/2/2012	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20120772996-55	# of Pages:	1
File Date:	11/15/2012	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20130520331-10	# of Pages:	1
File Date:	8/6/2013	Effective Date:	
13-14			

**ATTACHMENT A**



Action Type:	Registered Agent Change		
Document Number:	20130520332-21	# of Pages:	1
File Date:	8/6/2013	Effective Date:	
(No notes for this action)			
Action Type:	Amended List		
Document Number:	20130662924-85	# of Pages:	1
File Date:	10/9/2013	Effective Date:	
(No notes for this action)			

ATTACHMENT A  
000033



**ROSS MILLER**  
 Secretary of State  
 204 North Carson Street, Suite 4  
 Carson City, Nevada 89701-4520  
 (775) 684-5708  
 Website: www.nvsos.gov



\*040101\*

**Articles of Incorporation**  
 (PURSUANT TO NRS CHAPTER 78)

Filed in the office of  Ross Miller Secretary of State State of Nevada	Document Number <b>20110742560-48</b>
	Filing Date and Time <b>10/17/2011 6:49 AM</b>
	Entity Number <b>E0567462011-5</b>

(This document was filed electronically.)

USE BLACK INK ONLY - DO NOT HIGHLIGHT

ABOVE SPACE IS FOR OFFICE USE ONLY

<b>1. Name of Corporation:</b>	WOMEN'S LEADERSHIP CONFERENCE		
<b>2. Registered Agent for Service of Process:</b> (check only one box)	<input type="checkbox"/> Commercial Registered Agent: _____ Name		
	<input checked="" type="checkbox"/> Noncommercial Registered Agent (name and address below) <b>OR</b> <input type="checkbox"/> Office or Position with Entity (name and address below)		
	SANDRA PAGE MILLARD Name of Noncommercial Registered Agent <b>OR</b> Name of Title of Office or Other Position with Entity		
	1285 SHARROW WAY Street Address	CARSON CITY City	Nevada 89703 Zip Code
	Mailing Address (if different from street address)	City	Nevada Zip Code
<b>3. Authorized Stock:</b> (number of shares corporation is authorized to issue)	Number of shares with par value: 75	Par value per share: \$ 1	Number of shares without par value: 0
<b>4. Names and Addresses of the Board of Directors/Trustees:</b> (each Director/Trustee must be a natural person at least 18 years of age; attach additional page if more than two directors/trustees)	1) FRANK WOLLAND, ESQ, TRUSTEE Name		
	12865 WEST DIXIE HIGHWAY Street Address	NORTH MIAMI City	FL 33161-4800 State Zip Code
	2) _____ Name		
	Street Address	City	State Zip Code
<b>5. Purpose:</b> (optional; see instructions)	<i>The purpose of the corporation shall be:</i> TO SUPPORT OR OPPOSE CANDIDATES WHO BASED-SEE ATTACHED		
<b>6. Name, Address and Signature of Incorporator:</b> (attach additional page if more than one incorporator)	FRANK WOLLAN-SEE ATTACHED		
	<input checked="" type="checkbox"/> FRANK WOLLAND, ESQ., TRUSTEE Name Incorporator Signature		
	12865 WEST DIXIE HIGHWAY Address	NORTH MIAMI City	FL 33161 State Zip Code
<b>7. Certificate of Acceptance of Appointment of Registered Agent:</b>	I hereby accept appointment as Registered Agent for the above named Entity. <input checked="" type="checkbox"/> SANDRA PAGE MILLARD Authorized Signature of Registered Agent or On Behalf of Registered Agent Entity		
			10/17/2011 Date

This form must be accompanied by appropriate fees.

ATTACHMENT   A  

Nevada Secretary of State NRS 78 Articles  
 Revised: 4-10-09

# Articles of Incorporation

(PURSUANT TO NRS CHAPTER 78)

## CONTINUED

*Includes data that is too long to fit in the fields on the NRS 78 Form and all additional director/trustees and incorporators*

ENTITY NAME: **WOMEN'S LEADERSHIP CONFERENCE**

FOREIGN NAME **Not Applicable**  
TRANSLATION:

PURPOSE: **TO SUPPORT OR OPPOSE CANDIDATES WHO BASED ON THEIR SUPPORT OF WOMEN'S ISSUES.**

REGISTERED AGENT NAME: **SANDRA PAGE MILLARD**

STREET ADDRESS: **1285 SHARROW WAY, CARSON CITY, NV 89703**

MAILING ADDRESS: **,,**

ADDITIONAL	Incorporators
Name: <b>FRANK WOLLAND, ESQ., TRUSTEE</b>	
Address: <b>12865 WEST DIXIE HIGHWAY</b>	
City: <b>NORTH MIAMI</b>	
State: <b>FL</b>	
Zip Code: <b>33161</b>	

FEC  
FORM 1

STATEMENT OF  
ORGANIZATION

RECEIVED

2013 FEB 20 AM 11:35  
Office Use Only

1. NAME OF COMMITTEE (in full)  (Check if name is changed) Example: if typing, type over the lines.

12FE4M5 LEGAL CENTER

Women's Leadership Conference, Inc.

ADDRESS (number and street)

600 NE 36 Street, #PH-26

(Check if address is changed)

Miami

CITY ▲

FL

STATE ▲

33137

-3945

ZIP CODE ▲

COMMITTEE'S E-MAIL ADDRESS

(Check if address is changed)

randy@wsphilliard.com

Optional Second E-Mail Address

COMMITTEE'S WEB PAGE ADDRESS (URL)

(Check if address is changed)

N/A

2. DATE

02

19

2013

3. FEC IDENTIFICATION NUMBER ►

C

4. IS THIS STATEMENT

NEW (N)

OR

AMENDED (A)

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer Randall Hilliard

Signature of Treasurer

*Randall Hilliard*

Date

02

19

2013

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. §437g. ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS.

Office  
Use  
Only

For further information contact:  
Federal Election Commission  
Toll Free 800-424-9530  
Local 202-694-1100

FEC FORM 1  
(Revised 06/2012)

ATTACHMENT B

13031041888

5. TYPE OF COMMITTEE

Candidate Committee:

- (a)  This committee is a principal campaign committee (Complete the candidate information below.)
- (b)  This committee is an authorized committee, and is NOT a principal campaign committee. (Complete the candidate information below.)

Name of Candidate \_\_\_\_\_

Candidate Party Affiliation  Office Sought:  House  Senate  President State  District

- (c)  This committee supports/opposes only one candidate, and is NOT an authorized committee.

Name of Candidate Michael Gongora for Miami Beach Mayor (a non-partisan election)

Party Committee:

- (d)  This committee is a  (National, State or subordinate) committee of the  (Democratic, Republican, etc ) Party.

Political Action Committee (PAC):

- (e)  This committee is a separate segregated fund (Identify connected organization on line 6.) Its connected organization is a:
  - Corporation  Corporation w/o Capital Stock  Labor Organization
  - Membership Organization  Trade Association  Cooperative
  - In addition, this committee is a Lobbyist/Registrant PAC.
- (f)  This committee supports/opposes more than one Federal candidate, and is NOT a separate segregated fund or party committee (i.e., nonconnected committee)
  - In addition, this committee is a Lobbyist/Registrant PAC.
  - In addition, this committee is a Leadership PAC (Identify sponsor on line 6 )

Joint Fundraising Representative:

- (g)  This committee collects contributions, pays fundraising expenses and disburses net proceeds for two or more political committees/organizations, at least one of which is an authorized committee of a federal candidate
- (h)  This committee collects contributions, pays fundraising expenses and disburses net proceeds for two or more political committees/organizations, none of which is an authorized committee of a federal candidate.

Committees Participating in Joint Fundraiser

1. \_\_\_\_\_ FEC ID number  C \_\_\_\_\_

2. \_\_\_\_\_ FEC ID number  C \_\_\_\_\_

3. \_\_\_\_\_ FEC ID number  C \_\_\_\_\_

4. \_\_\_\_\_ FEC ID number  C \_\_\_\_\_

13031041889

Write or Type Committee Name

Women's Leadership Conference, Inc.

6. Name of Any Connected Organization, Affiliated Committee, Joint Fundraising Representative, or Leadership PAC Sponsor  
N/A

[Empty grid lines for text entry]

Mailing Address

[Empty grid lines for mailing address]

CITY

STATE

ZIP CODE

Relationship:  Connected Organization  Affiliated Committee  Joint Fundraising Representative  Leadership PAC Sponsor

7 Custodian of Records: Identify by name, address (phone number -- optional) and position of the person in possession of committee books and records.

Full Name

Randall Hilliard

Mailing Address

600 NE 36 Street, #PH-26

[Empty grid lines for mailing address]

Miami

FL

33137

3945

Title or Position

CITY

STATE

ZIP CODE

Treasurer

Telephone number

305

673

5353

8. Treasurer: List the name and address (phone number -- optional) of the treasurer of the committee; and the name and address of any designated agent (e.g., assistant treasurer)

Full Name of Treasurer

Randall Hilliard

Mailing Address

600 NE 36 Street, #PH-26

[Empty grid lines for mailing address]

Miami

FL

33137

3945

Title or Position

CITY

STATE

ZIP CODE

Treasurer

Telephone number

305

673

5353

ATTACHMENT B

13031041890

Full Name of Designated Agent

Randall Hilliard

Mailing Address

600 NE, 36 Street, #PH-26

Miami

FL

33137

3945

CITY

STATE

ZIP CODE

Title or Position

President & Secretary

Telephone number

305

673

5353

9 Banks or Other Depositories: List all banks or other depositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds

Name of Bank, Depository, etc

City National Bank of Florida

Mailing Address

446 Collins Avenue

Miami Beach

FL

33139

CITY

STATE

ZIP CODE

Name of Bank, Depository, etc

Mailing Address

CITY

STATE

ZIP CODE

13031041891

ATTACHMENT

B



Identify where you  
feel arthritis pain  
Rollover to start the  
Doctor Discussion Guide

**CELEBREX**  
(CELECOXIB CAPSULES) 100mg  
For a body in motion™

Scroll down for Important Safety Information and Indications.

**Important Safety Information:**  
All prescription NSAIDs, like CELEBREX, ibuprofen, naproxen, and meloxicam have the same cardiovascular warning. They may all increase the risk of heart attack or stroke that may lead to death. See Prescribing Information and Medication Guide.

News & Issues

## About.com US Politics

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### What is a Super PAC?

Super PAC Questions and Answers

By Tom Murse

Free US Politics Newsletter!

Enter email address

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Discuss in my forum

#### What is a super PAC?

A super PAC is a relatively modern breed of political-action committee that is allowed to raise and spend unlimited amounts of money from corporations, unions, individuals and associations.

The term 'super PAC' is used to describe what is technically known in federal election code as an "independent expenditure-only committee." They are relatively easy to create under federal election laws.

#### What's the function of super PACs?

The role of super PACs is similar to that of traditional political-action committees. They advocate for the election or defeat of candidates for federal office by purchasing television, radio and print advertisements and other media. There are conservative super PACs and liberal super PACs.



Comedian Stephen Colbert, seen here in Washington, D.C. after addressing the Federal Election Commission in 2011, has his own super PAC.  
Mark Wilson / Getty Images News

#### What's the difference between a super PAC and a traditional political action committee?

The most important difference between a super PAC and traditional candidate PAC is in who can contribute, and in how much they can give.

Candidates and traditional candidate committees can accept \$2,500 from individuals per election. That means they can take in \$5,000 a year - half in the primary, and half in the general election.

Candidates and traditional candidate committees are prohibited from accepting money from corporations, unions and associations. Federal election code prohibits those entities from contributing directly to candidates or candidate committees.

Super PACs, though, have no limitations on who contributes or how much they contribute. They can raise as much money from corporations, unions and associations as they please and spend unlimited amounts on advocating for the election or defeat of the candidates of their choice.

#### Are there any restrictions on super PACs?

Yes. The most important restriction prohibits super PACs from working in conjunction with the candidates they're supporting. According to the Federal Election Commission, super PACs cannot spend money "in concert or cooperation with, or at the request or suggestion of, a candidate, the candidate's campaign or a political party."

#### When did super PACs come into existence, and why?

Super PACs came into existence in July 2010 following two key federal court decisions that found limitations on both corporate and individual contributions to be unconstitutional violations of the First Amendment right to free speech.

In SpeechNow.org v. Federal Election Commission, a federal court found restrictions on individual contributions to independent organizations that seek to influence elections to be unconstitutional. And in Citizens United v. Federal Election Commission, the U.S. Supreme Court decided that limits on corporate and union spending to influence elections were also unconstitutional.

"We now conclude that independent expenditures, including those made by corporations, do not give rise to corruption or the appearance of corruption," Supreme Court Justice Anthony Kennedy wrote.

Combined, the rulings allowed individuals, unions and other organizations to contribute freely to political action committees that are independent of political candidates.

#### Why are super PACs so controversial?

Critics who believe money corrupts the political process say the court rulings and creation of super PACs opened the floodgates to widespread corruption. In 2012, U.S. Sen. John McCain warned: "I guarantee there will be a scandal, there is too much money washing around politics, and it's making the campaigns irrelevant."

ATTACHMENT C



McCain and other critics said the rulings allowed wealthy corporations and union to have an unfair advantage in electing candidates to federal office

In writing his dissenting opinion for the Supreme Court, Justice John Paul Stevens opined of the majority: 'At bottom, the Court's opinion is thus a rejection of the common sense of the American people, who have recognized a need to prevent corporations from undermining self government since the founding, and who have fought against the distinctive corrupting potential of corporate electioneering since the days of Theodore Roosevelt.

Another criticism of super PACs arises from the allowance of some nonprofit groups to contribute to them without disclosing where their money came from - a loophole that allows so-called dark money to flow directly into elections

#### What are some examples of super PACs?

Super PACs spent tens of millions of dollars in the 2012 presidential race, the first contest affected by the court rulings allowing the committees to exist

Some examples are:

- Restore Our Future, a conservative super PAC that supported Republican presidential hopeful Mitt Romney
- Winning Our Future, a conservative super PAC that supported Republican presidential hopeful and former House Speaker Newt Gingrich's run for the presidency
- Make Us Great Again, a conservative super PAC that supported Republican presidential hopeful Rick Perry's unsuccessful run for the White House
- Priorities USA Action, a liberal super PAC that supported President Barack Obama's re-election bid

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ATTACHMENT     C



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-7

August 22, 2013

RANDALL HILLIARD, TREASURER  
WOMEN'S LEADERSHIP CONFERENCE INC  
600 NE 36 STREET #PH-26  
MIAMI, FL 33137-3945

IDENTIFICATION NUMBER: C00541995

REFERENCE: MID-YEAR REPORT REPORT (02/19/2013 - 06/30/2013)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements or failed to file a report covering the entire reporting period as required by the Federal Election Campaign Act, as amended.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463. Please note that electronic filers must submit their reports electronically, as per 11 CFR §104.18. A copy of the report or relevant portions must also be filed with the Secretary of State or equivalent State officer unless the State is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at [www.fec.gov](http://www.fec.gov).

The failure to timely file a complete report may result in civil money penalties, an audit or legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

If you have any questions regarding this matter, please contact David Garr in the Reports Analysis Division on our toll free number (800)424-9530. Our local number is (202)694-1130.

ATTACHMENT D

WOMEN'S LEADERSHIP CONFERENCE INC

Page 2 of 2

Sincerely,

*Debbie Chacona*

Deborah Chacona  
Assistant Staff Director  
Reports Analysis Division

250

ATTACHMENT   D



FEDERAL ELECTION COMMISSION  
WASHINGTON, D C 20463

RQ-7

February 26, 2014

RANDALL HILLIARD, TREASURER  
WOMEN'S LEADERSHIP CONFERENCE INC  
600 NE 36 STREET #PH-26  
MIAMI, FL 331373945

IDENTIFICATION NUMBER: C00541995

REFERENCE: YEAR-END REPORT (07/01/2013 - 12/31/2013)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements or failed to file a report covering the entire reporting period as required by the Federal Election Campaign Act, as amended.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463. Please note that electronic filers must submit their reports electronically, as per 11 CFR §104.18. A copy of the report or relevant portions must also be filed with the Secretary of State or equivalent State officer unless the State is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at [www.fec.gov](http://www.fec.gov).

The failure to timely file a complete report may result in civil money penalties, an audit or legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

If you have any questions regarding this matter, please contact Sari Pickerall in the Reports Analysis Division on our toll free number (800)424-9530. Our local number is (202)694-1130.

ATTACHMENT

D

WOMEN'S LEADERSHIP CONFERENCE INC

Page 2 of 2

Sincerely,

*Debbie Chacona*

Deborah Chacona  
Assistant Staff Director  
Reports Analysis Division

250

ATTACHMENT D

**Florida Department of State**

Room 316 R.A. Gray Building  
500 South Bronough Street  
Tallahassee, Fl 32399-0250  
(850)245-6200

**Division of Elections**

[Back](#)

*Committees*

**Search for Committee by Name**

[Committees]

Name: Women's Leadership Conference

Containing  Starting With  Sounding Like

RUN QUERY

**\*\* No records found for criteria**

**ATTACHMENT E**

**STATEMENT OF FINDINGS**  
**Case Number: FEC 99-144**

**Respondent: Randall Hilliard, Treasurer for BetPac**

**Complainant: Division of Elections**

On March 30, 1999, the Florida Elections Commission received information from the Division of Elections alleging that the Respondent violated Chapter 106, Florida Statutes. The Commission staff reviewed the allegations and based on the facts and conclusions of law contained in this statement, the staff recommends that the Commission find that there is:

**Probable cause** to believe that the Respondent violated Section 106 07(1), Florida Statutes, failure of the treasurer of a political committee to file regular reports of all contributions received, and all expenditures made, by or on behalf of the political committee

**Summary of Facts and Conclusions of Law**

1. The Respondent was the treasurer for BetPac, a political committee registered with the Division of Elections.
2. The Complainant alleged that the Respondent violated Section 106 07(1), Florida Statutes, by failing to file with the filing officer a campaign treasurer's report due on January 11, 1999.
3. On January 19, 1999, the filing officer sent a notice to the Respondent advising that the committee's campaign treasurer's report due on January 11, 1999, had not been filed.
4. On April 1, 1999, the staff of the Florida Elections Commission sent a notice to the Respondent by certified mail. Although the Respondent claimed the certified mail letter, the required report has not been filed.
5. On April 1, 1999, the staff of the Florida Elections Commission sent a second notice to the Respondent by certified mail. Although the certified letter was claimed by the Respondent or someone on the Respondent's behalf, the required report has not been filed.
6. The Respondent violated Section 106 07(1), Florida Statutes, by failing to file the required report after receiving notice of the requirement to file.

**ATTACHMENT**     E

Respectfully submitted,

---

Barbara M. Linthicum  
General Counsel

---

Date

Copy furnished to:

Barbara M Linthicum, General Counsel

ATTACHMENT F



**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

**IN RE:** Randall Hilliard, Treasurer for BetPac

---

Case No : FEC 99-144  
F.O. No.: DOSFEC 00-080W

**ORDER DISMISSING CASE**

**THIS CAUSE** came on to be heard before the Florida Elections Commission at its regularly scheduled meeting held on May 3, 2000, in Orlando, Florida.

The Commission reviewed staff's Motion to Dismiss. The Commission also heard the arguments of staff and carefully reviewed all other pleadings and documents submitted to it by the parties. Therefore, it is

**ORDERED** that the Motion to Dismiss is **GRANTED**

**DONE AND ORDERED** by the Florida Elections Commission and filed with the Clerk of the Commission on May 15, 2000, in Orlando, Florida

---

Susan A MacManus, Chairman  
Florida Elections Commission  
Room 2002, The Capitol  
Tallahassee, FL 32399-1050

Copies furnished to:

Barbara M Linthicum, General Counsel  
Randall Hilliard, Treasurer for Bet Pac, Respondent  
Department of State, Division of Elections, Filing Officer

**ATTACHMENT**     F

**STATE OF FLORIDA  
FLORIDA ELECTIONS COMMISSION**

In Re: Citizens for Fiscal Responsibility

Complaint No. FEC 13-267

**NOTICE OF APPEARANCE**

Emmett Mitchell, IV, attorney for Citizens for Fiscal Responsibility, hereby files this Notice of Appearance in this proceeding and all other matters concerning the above Respondent. All pleadings, notices, and other documents shall be served on the undersigned as follows:  
Coates Law Firm, PL, 115 East Park Avenue, Suite 1, Tallahassee, Florida, 32301.

Dated: April 16, 2014



**EMMETT MITCHELL, IV**  
Florida Bar Number 0976687  
Coates Law Firm, PL  
115 East Park Avenue, Suite 1  
Tallahassee, Florida 32301  
(850) 681-1029 Fax: (850) 681-7080  
**ATTORNEY FOR  
CITIZENS FOR FISCAL RESPONSIBILITY**

**COATES LAW FIRM, PL**

Attorneys at Law

115 East Park Avenue, Suite 1

Tallahassee, Florida 32301

850/681-1029

208/248-9038 Facsimile

**FAX COVER SHEET**

TO: FEC FROM: Bucky Mitchell  
FAX: 921-0783 PAGES: 3  
PHONE: \_\_\_\_\_ DATE: 4/16/14  
RE: \_\_\_\_\_ CC: \_\_\_\_\_  
URGENT  FOR REVIEW \_\_\_\_\_ PLEASE REPLY \_\_\_\_\_ PLEASE COMMENT \_\_\_\_\_

COMMENTS: See attached NOA's

CONFIDENTIALITY NOTE: THE INFORMATION CONTAINED IN THIS TRANSMISSION IS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, PLEASE BE NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, DO NOT READ IT. PLEASE IMMEDIATELY REPLY TO THE SENDER THAT YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR AND THEN DESTROY IT. THANK YOU.

CIRCULAR 230 NOTICE: TO COMPLY WITH U.S. TREASURY DEPARTMENT AND IRS REGULATIONS, WE ARE REQUIRED TO ADVISE YOU THAT, UNLESS EXPRESSLY STATED OTHERWISE, ANY U.S. FEDERAL TAX ADVICE CONTAINED IN THIS FACSIMILE, INCLUDING ATTACHMENTS, IS NOT INTENDED OR WRITTEN TO BE USED, AND CANNOT BE USED, BY ANY PERSON FOR THE PURPOSE OF (I) AVOIDING PENALTIES UNDER THE U.S. INTERNAL REVENUE CODE, OR (II) PROMOTING, MARKETING OR RECOMMENDING TO ANOTHER PARTY ANY TRANSACTION OR MATTER ADDRESSED IN THIS FACSIMILE.

IF PROBLEMS OCCUR WITH THIS TRANSMISSION, PLEASE CALL (850) 681-1029

FLORIDA ELECTIONS COMMISSION

IN RE:

CASE NO: FEC 13-267

CITIZENS FOR FISCAL RESPONSIBILITY.

NOTICE OF APPEARANCE

COMES NOW, the Law Office of Frank Wolland and gives notice of its appearance on behalf of Respondent, CITIZENS FOR FISCAL RESPONSIBILITY, and requests that copies of all pleadings, notices, etc , be sent to the undersigned.

CERTIFICATE OF SERVICE

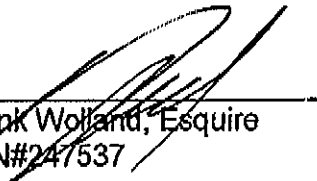
I HEREBY CERTIFY a true and correct copy of the foregoing has been forwarded via fax to: Amy McKeever Toman, Executive Director, Florida Elections Commission, 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, Florida, 32399-1050, (Fax: 850-921-0783), on this 25 day of February 2014

RECEIVED

2014 FEB 25 P 4: 36

STATE OF FLORIDA  
ELECTIONS COMMISSION

Law Office of Frank Wolland  
Counsel for Respondent  
12865 West Dixie Highway  
North Miami, FL 33161  
T: 305-899-8588  
F: 305-892-8434  
Email: [fwolland@wolland.com](mailto:fwolland@wolland.com)

By:   
Frank Wolland, Esquire  
FBN#247537

**LAW OFFICE OF FRANK WOLLAND  
ATTORNEY AT LAW  
12865 West Dixie Highway  
North Miami, FL 33161**

**FRANK WOLLAND, ESQ.**  
Email: [fwolland@wolland.com](mailto:fwolland@wolland.com)

**TEL: 305-899-8588  
FAX: 305-892-8434**

**FAX TRANSMISSION SHEET**

**DATE:** February 25, 2014

**TO:** Amy McKeever Toman, Executive Director  
Florida Elections Commission

**FAX #** 1-850-921-0783

**FROM:** Frank Wolland, Esquire

**RE:** Case No. FEC 13-267; Respondent: Citizens for Fiscal Responsibility

**# OF PAGES (including cover): 29**

**RECEIVED**  
2014 FEB 25 P 4: 36  
STATE OF FLORIDA  
ELECTIONS COMMISSION

**LAW OFFICE OF FRANK WOLLAND  
ATTORNEY AT LAW  
12865 West Dixie Highway  
North Miami, FL 33161**

**FRANK WOLLAND, ESQ.**  
Email: [fwolland@wolland.com](mailto:fwolland@wolland.com)

**TEL: 305-899-8588  
FAX: 305-892-8434**

**VIA FAX**

February 25, 2014

Amy McKeever Toman, Executive Director  
Florida Elections Commission  
107 West Gaines Street, Suite 224  
Collins Building  
Tallahassee, Florida 32399-1050  
Fax: 850-921-0783

*Re: Case No. FEC 13-267; Respondent: Citizens for Fiscal Responsibility*

Dear Ms. Toman,

Kindly be advised that I represent Citizens for Fiscal Responsibility. In that regard, I am enclosing a "Notice of Appearance" which I trust and hope is sufficient to meet with the requirements of the Florida Elections Commission and your office.

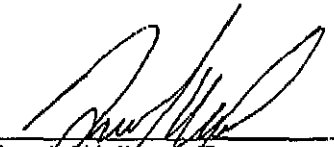
Citizens for Fiscal Responsibility has referred your letter under cover of January 29, 2014 to me for response and in that regard, we respectfully request that the Commission note the following:

1. With regard to the allegation of a violation of Section 106.0703(1)(e), Florida Statutes, it is true that Respondent, Citizens for Fiscal Responsibility (hereafter CFE) is an Election Communications Organization registered with the Division of Elections. Municipal Reports were filed with the City of Miami Beach for the November 5, 2013 Miami Beach Municipal Election, copies of the Campaign Treasurer's Report Summary, copies of the Reports Type G2, G3, G4 and TR are attached as Exhibit 1, Pages 1 through 25.
2. Your letter also alleges a violation of Section 106.19(1)(c). These allegations are false, as Respondent did in fact file true, correct and complete campaign reports for the referenced period. Those reports were submitted to you and attached to my letter in response to your inquiry concerning FEC 13-267, which I am filing simultaneously on behalf of the Respondent, Randall Hilliard.

Amy McKeever Toman, Executive Director  
Florida Elections Commission  
Page 2 of 2

I trust and hope that the above is responsive to your request, and look forward to receiving any additional information that your office may provide in order to guide us with regard to these matters.

Very truly yours,

  
\_\_\_\_\_  
Frank Wolland, Esq.  
FW/adr


STATE OF FLORIDA:  
COUNTY OF MIAMI-DADE:

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgments, personally appeared **RANDALL HILLIARD**, who being duly sworn deposes and states that he has read the foregoing response/letter dated February 26, 2014 to the Florida Elections Commission, and that the factual matters contained therein are true.

  
\_\_\_\_\_  
RANDALL HILLIARD

\_\_\_\_\_ personally known or  produced FDL identification.

SIGNED this 26 day of February 2014.

  
\_\_\_\_\_  
NOTARY PUBLIC, STATE OF FLORIDA

Notary Stamp



FRANK WOLLAND  
MY COMMISSION # DD 992195  
EXPIRES: May 21, 2014  
Bonded Thru Budget Notary Services

FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS  
CAMPAIGN TREASURER'S REPORT SUMMARY

2013 Office Use ONLY: 1,9

CITY CLERK'S OFFICE

(1) Citizens for Fiscal Responsibility  
Name  
(2) PO Box 191909  
Address (number and street)  
Miami Beach, FL 33119-9973  
City, State, Zip Code

Check box if address has changed

(3) I.D Number: 59889

(4) Check appropriate box(es):

- Candidate (office sought): \_\_\_\_\_
- Political Committee  Check if PC has DISBANDED
- Committee of Continuous Existence  Check if CCE has DISBANDED
- Party Executive Committee  Check if no other electioneering communication reports will be filed
- Electioneering Communication

(5) REPORT IDENTIFIERS

Cover Period: From 07/01/2013 To 09/27/2013 Report Type: G2

Original  Amendment  Special Election Report  Independent Expenditure Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks \$10,000.00

Loans \$0.00

Total Monetary \$10,000.00

In-Kind \$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures \$7,772.60

Transfers to Office Account \$0.00

Total Monetary \$7,772.60

(8) Other Distributions \$0.00

(9) TOTAL Monetary Contributions to Date

\$10,000.00

(10) TOTAL Monetary Expenditures to Date

\$7,772.60

(11) CERTIFICATION

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Individual (only for electioneering comm.)  Treasurer  Deputy Treasurer

Randall Hilliard  
Signature

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Candidate  Chairman (only for PC, PTY & electioneering comm. org.)

Randall Hilliard  
Signature

FEC 13-267-Exhibit "1"

1-1











FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS  
CAMPAIGN TREASURER'S REPORT SUMMARY

OFFICE USE ONLY

(1) Citizens for Fiscal Responsibility  
Name  
(2) PO Box 191909  
Address (number and street)  
Miami Beach, FL 33119-9973  
City, State, Zip Code

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2013 OCT 16 AM 10:49

Check box if address has changed

(3) I.D. Number: 59889  
CITY CLERK'S OFFICE

(4) Check appropriate box(es):

- Candidate (office sought):
- Political Committee
- Committee of Continuous Existence
- Party Executive Committee
- Electioneering Communication

- Check if PC has DISBANDED
- Check if CCE has DISBANDED
- Check if no other electioneering communication reports will be filed

(5) REPORT IDENTIFIERS

Cover Period: From 09/28/2013 To 10/11/2013 Report Type: 03  
 Original  Amendment  Special Election Report  Independent Expenditure Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks	\$54,419.55
Loans	\$0.00
Total Monetary	\$54,419.55
In-Kind	\$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures	\$46,252.75
Transfers to Office Account	\$0.00
Total Monetary	\$46,252.75
(8) Other Distributions	\$0.00

(9) TOTAL Monetary Contributions to Date

\$64,419.55

(10) TOTAL Monetary Expenditures to Date

\$46,025.35

(11) CERTIFICATION

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Individual (only for electioneering comm.)  Treasurer  Deputy Treasurer

Signature *Randall Hilliard*

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Candidate  Chairman (only for PC, PTY & electioneering comm. organization)

Signature *Randall Hilliard*

1-6





FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS  
CAMPAIGN TREASURER'S REPORT SUMMARY

2014 ELECTIONS ONLY  
CITY CLERK'S OFFICE

(1) Citizens for Fiscal Responsibility  
Name  
(2) PO Box 191909  
Address (number and street)  
Miami Beach, FL 33119-9973  
City, State, Zip Code

Check box if address has changed

(3) I.D. Number: 59889

(4) Check appropriate box(es):

- Candidate (office sought): \_\_\_\_\_
- Political Committee  Check if PC has DISBANDED
- Committee of Continuous Existence  Check if CCE has DISBANDED
- Party Executive Committee  Check if no other electioneering communication reports will be filed
- Electioneering Communication

(5) REPORT IDENTIFIERS

Cover Period: From 11/01/2013 To 02/03/2014 Report Type: TR

Original  Amendment  Special Election Report  Independent Expenditure Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks \$28,101.06

Loans \$0.00

Total Monetary \$28,101.06

In-Kind \$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures \$10,736.00

Transfers to Office Account \$0.00

Total Monetary \$10,736.00

(8) Other Distributions \$0.00

(9) TOTAL Monetary Contributions to Date

\$216,828.16

(10) TOTAL Monetary Expenditures to Date

\$199,244.70

(11) CERTIFICATION

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Individual (only for electioneering committee)  Treasurer  Deputy Treasurer

Signature [Signature]

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

Candidate  Chairman (only for PC, PTY & electioneering comm. organization)

Signature [Signature]

1-9 Page 1 of 5











From: (305) 469-9069  
Randall Hillard  
Hillard Consultants  
800 NE 36th Street, #PH-26  
MIAMI, FL 33137

Origin ID: TMBA



Ship Date: 03FEB14  
ActWgt: 0.3 LB  
CAD: 4370221/NET3480

Delivery Address Bar Code



SHIP TO: (305) 673-7411  
Rafael Granado  
City of Miami Beach  
1700 Convention Center Drive  
Miami Beach, FL 33139

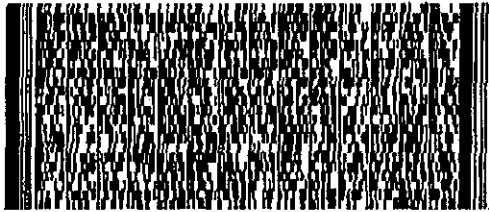
BILL BENDER

Ref #  
Invoice #  
PO #  
Dept #

WED - 05 FEB AA  
\*\* 2DAY \*\*

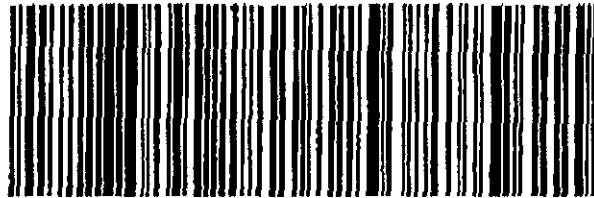
TRK# 7978 0340 9378

0201



3C MPBA

33139  
FL US  
MIA



60201/552FF/220

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1. Use the "Print" button on this page to print your label to your laser or inkjet printer.
2. Fold the printed page along the horizontal line.
3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

Warning: Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number. Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on fedex.com. FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or mishandling, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations of recovery found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.

1-14



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Billing Information

Tracking ID no. 797609406376  
 Invoice no. 4-522-51389  
 Account no. 2769-6624-9  
 Bill date 02/03/2014  
 Total Billed \$13.58  
 Tracking ID Balance due \$0.00  
 Status Paid CC

Messages

Distance Based Pricing, Zone 2  
 Fuel Surcharge - FedEx has applied a fuel surcharg [Read More..](#)

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[View signature proof of delivery](#)

Transaction Details

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Sender Information

Randall Hillard  
 Hillard Consultants  
 600 NE 38th Street #PH-26  
 MIAMI FL 33137  
 US

Recipient Information

Rafael Grenado  
 City of Miami Beach  
 1700 Convention Center Drive  
 MIAMI BEACH FL 33139  
 US

Shipment Details

Ship date 02/03/2014  
 Payment type Shipper  
 Service type FedEx 2Day  
 Zone 02  
 Package type FedEx Envelope  
 Weight 0.00 lbs  
 Pieces 1  
 Meter No. 4376221  
 Declared value \$0.00

Charges

Transportation Charge	13.70
Fuel Surcharge	1.23
Weekday Delivery	0.00
Automation Bonus Discount	-1.57
<b>Total charges</b>	<b>\$13.66</b>

Original Reference

Customer reference no. NO REFERENCE INFORMATION  
 Department no.  
 Reference #2  
 Reference #3

Proof of Delivery

Delivery date 02/04/2014 09:54  
 Service area code A1  
 Signed by M.IRELAND

[View signature proof of delivery](#)

[Back](#)

1-15

FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS  
CAMPAIGN TREASURER'S REPORT SUMMARY

2013 NOV OFFICE USE ONLY: 43

CITY CLERK'S OFFICE

NOV 4 2013

(1) Citizens for Fiscal Responsibility  
Name  
(2) PO Box 191909  
Address (number and street)  
Miami Beach, FL 33119-9973  
City, State, Zip Code

Check box if address has changed

(3) ID Number: 59889

(4) Check appropriate box(es):

- Candidate (office sought): \_\_\_\_\_
- Political Committee  Check if PC has DISBANDED
- Committee of Continuous Existence  Check if CCE has DISBANDED
- Party Executive Committee  Check if no other electioneering communication reports will be filed
- Electioneering Communication

(5) REPORT IDENTIFIERS

Cover Period: From 10/12/0913 To 10/31/2013 Report Type: Q4

- Original  Amendment  Special Election Report  Independent Expenditure Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks \$188,727.10

Loans \$0.00

Total Monetary \$188,727.10

In-Kind \$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures \$188,508.70

Transfers to Office Account \$0.00

Total Monetary \$188,508.70

(8) Other Distributions \$0.00

(9) TOTAL Monetary Contributions to Date

\$188,727.10

(10) TOTAL Monetary Expenditures to Date

\$188,508.70


(11) CERTIFICATION

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

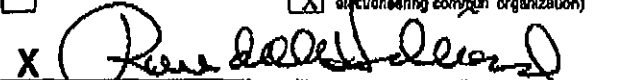
- Individual (only for electioneering committee)
- Treasurer
- Deputy Treasurer

X   
Signature

I certify that I have examined this report and it is true, correct and complete

Randall Hilliard

- Candidate
- Chairman (only for PC, PTY & electioneering commn. organization)

X   
Signature

1-16

**CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS**

(1) Name Citizens for Fiscal Responsibility (2) I.D. Number 69889

(3) Cover Period 10/12/0913 - 10/31/2013 (4) Page 1 of 2

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
		Type	Occupation				
09/16/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 5000.00
1							
09/19/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 5000.00
2							
09/30/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 5000.00
3							
10/11/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 21112.00
4							
10/11/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 28307.55
5							
10/12/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 28307.55
6							
10/16/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 2600.00
7							
10/20/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 10000.00
8							

1-17



**CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS**

(1) Name Citizens for Fiscal Responsibility

(2) I.D. Number 59889

(3) Cover Period 10/12/0913 - 10/31/2013

(4) Page 2 of 2

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor		(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
		Type	Occupation				
10/23/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 20000.00
9							
10/28/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 20000.00
10							
10/28/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 10000.00
11							
10/28/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 5000.00
12							
10/28/2013	Miami Board of Realtors 700 South Poinciana Blvd. Ste. 400 Miami, FL 34166-0000	B		CHE			\$ 500.00
13							
10/30/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 18000.00
14							
10/30/2013	Women's Leadership Conference 112 North Curry Street Carson City, NV 89703-0000	O	Think Tank	CHE			\$ 10000.00
15							

1-18

**CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES**

(1) Name Citizens for Fiscal Responsibility (2) I.D. Number 59889  
 (3) Cover Period 10/12/0913 - 10/31/2013 (4) Page 1 of 5

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
09/17/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 3808.32
1					
09/17/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 1811.86
2					
09/20/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 2152.42
3					
10/01/2013	Comcast/Atlantic Broadband 1800 NW 49 Street, Ste. 140 Ft. Lauderdale, FL 33309-3092	Cable TV Advertising	MON		\$ 17945.20
4					
10/11/2013	Comcast/Atlantic Broadband 1800 NW 49 Street, Ste. 140 Ft. Lauderdale, FL 33309-3092	Cable TV Advertising	MON		\$ 28307.55
5					
10/14/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 3808.32
6					
10/14/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 4266.87
7					
10/14/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 3808.32
8					

1-19

**CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES**(1) Name Citizens for Fiscal Responsibility(2) I.D. Number 59889(3) Cover Period 10/12/0913 - 10/31/2013(4) Page 2 of 5

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
10/14/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 4255.87
9					
10/14/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 3808.32
10					
10/14/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 2547.69
11					
10/14/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 3808.32
12					
10/17/2013	Univision Radio 800 Douglas Road, Ste. 111 Coral Gables, FL 33134-0000	Advertising	MON		\$ 3145.00
13					
10/22/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 3808.32
14					
10/22/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printage and Mailing	MON		\$ 3808.32
15					
10/22/2013	Dark Horse Strategies 3883 SW 8 Street, St. 205 Miami, FL 33135-0000	Research	MON		\$ 1850.00
16					

1-20

**CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES**

(1) Name Citizens for Fiscal Responsibility

(2) I.D. Number 69889

(3) Cover Period 10/12/0913 - 10/31/2013

(4) Page 3 of 6

(6) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office EQUIP. if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
10/22/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 3808.32
17					
10/23/2013	Alas Consulting Group, Inc. 13899 Biscayne Blvd. Ste. PH-10 North Miami Beach, FL 33181-0000	Public Relations	MON		\$ 750.00
18					
10/23/2013	MegaTV 7007 NW 77th Avenue Miami, FL 33166-0000	Advertising	MON		\$ 6375.00
19					
10/23/2013	Alas Consulting Group, Inc. 13899 Biscayne Blvd. Ste. PH-10 North Miami Beach, FL 33181-0000	Public Relations	MON		\$ 2360.00
20					
10/23/2013	Univision Radio 800 Douglas Road, Ste. 111 Coral Gables, FL 33134-0000	Advertising	MON		\$ 2805.00
21					
10/23/2013	Univision Radio 800 Douglas Road, Ste. 111 Coral Gables, FL 33134-0000	Advertising	MON		\$ 850.00
22					
10/23/2013	Univision Radio 800 Douglas Road, Ste. 111 Coral Gables, FL 33134-0000	Advertising	MON		\$ 13084.90
23					
10/23/2013	AmericaTeVe 13001 NW 107th Avenue Hialeah, FL 33018-1104	Advertising	MON		\$ 11517.50
24					

1-21

**CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES**(1) Name Citizens for Fiscal Responsibility(2) I.D. Number 59889(3) Cover Period 10/12/0913 - 10/31/2013(4) Page 4 of 6

(5) Date	(7) Full Name (Last, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
10/23/2013	Alas Consulting Group, Inc. 13899 Biscayne Blvd. Ste. PH-10 North Miami Beach, FL 33181-0000	Public Relations	MON		\$ 2500.00
25					
10/25/2013	The Campaign Workshop 1120 20th Street NW, Ste. 200 Washington, DC 20036-0000	Advertising	MON		\$ 13350.00
26					
10/29/2013	CBS Outdoor 2640 NW 17th Lane Pompano Beach, FL 33084-0000	Advertising	MON		\$ 3200.00
27					
10/29/2013	A&B Bulk Mailers, Inc 4412 NW 74th Avenue Miami, FL 33166-0000	Printing and Mailing	MON		\$ 2110.70
28					
10/31/2013	SunPost PO Box 191835 Miami Beach, FL 33119-0000	Advertising	MON		\$ 5216.00
29					
10/31/2013	Univision Radio 800 Douglas Road, Ste. 111 Coral Gables, FL 33134-0000	Advertising	MON		\$ 5525.00
30					
10/31/2013	Image Plus Graphics, Inc. 1440 NE 131st Street North Miami, FL 33181-0000	Printing	MON		\$ 4126.58
31					
10/31/2013	Alas Consulting Group, Inc. 13899 Biscayne Blvd. Ste. PH-10 North Miami Beach, FL 33181-0000	Public Relations	MON		\$ 4880.00
32					

**1-22**



From: (305) 469-0080  
Randal Hilliard  
Hilliard Consultants  
600 NE 38th Street, #914-20  
MIAMI, FL 33137

Origin ID: TMBA



Ship Date: 01NOV13  
Actual Wt: 0.5 LB  
CAD: 4378221RNET3430

Delivery Address Bar Code



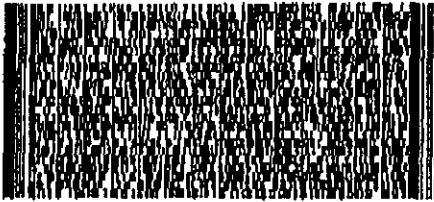
SHIP TO: (305) 613-7411  
**Rafael Granado**  
Miami Beach City Clerk  
1700 Convention Center Drive  
  
Miami Beach, FL 33139

BILL SENDER

Ref #  
Invoice #  
PO #  
Date #

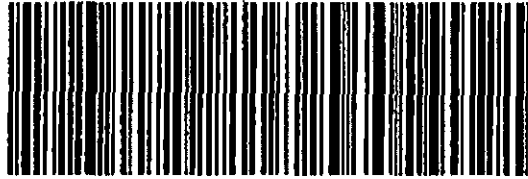
MON - 04 NOV AA  
STANDARD OVERNIGHT

TRK# 7870 6217 9555  
0201



**3C MPBA**

33139  
FL-UB  
MIA



51AQUAB121140E

After printing this label:

1. Use the "Print" button on this page to print your label to your laser or inkjet printer.
2. Fold the printed page along the horizontal line.
3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

Warning: Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on [fedex.com](http://fedex.com). FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g., jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.

1-24



February 11, 2014

Dear Customer:

The following is the proof-of-delivery for tracking number **797062179555**.

**Delivery Information:**

<b>Status:</b>	Delivered	<b>Delivery location:</b>	1700 CONVENTION CENTER DR MIAMI BEACH, FL 33139
<b>Signed for by:</b>	D.MAHADEO	<b>Delivery date:</b>	Nov 4, 2013 10:24
<b>Service type:</b>	FedEx Standard Overnight		
<b>Special Handling:</b>	Deliver Weekday		



**Shipping Information:**

<b>Tracking number:</b>	797062179555	<b>Ship date:</b>	Nov 1, 2013
-------------------------	--------------	-------------------	-------------

**Recipient:**  
 Rafael Granado  
 Miami Beach City Clerk  
 1700 Convention Center Drive  
 MIAMI BEACH, FL 33139 US

**Shipper:**  
 Randall Hilliard  
 Hilliard Consultants  
 600 NE 36th Street, #PH-26  
 MIAMI, FL 33137 US

Thank you for choosing FedEx.

1-25





**FLORIDA ELECTIONS COMMISSION**

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

January 29, 2014

**CERTIFIED MAIL 7005 1820 0007 9805 4510**

Frank Wolland, Esquire  
Frank Wolland Attorney at Law  
12865 West Dixie Highway  
North Miami, FL 33161

**RE: Case No.: FEC 13-267; Respondent: Citizens for Fiscal Responsibility**

Dear Mr. Wolland:

On October 23, 2013, the Florida Elections Commission received a complaint alleging that your client 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 alleged violations:

**Section 106.0703(1)(e), Florida Statutes:** Respondent, an electioneering communications organization registered with the Division of Elections, was required to file reports with the municipal filing officer on the same dates as municipal candidates were required to do so for the November 5, 2013 City of Miami Beach municipal election, and failed to do so as alleged in the complaint.

**Section 106.19(1)(c), Florida Statutes:** Respondent, an electioneering communications organization registered with the Division of Elections, falsely reported or deliberately failed to include information in its 2012 F2 campaign report, its 2012 F3 campaign report and its 2013 Q3 campaign report, 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 alleged violations, 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 Chapters 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.

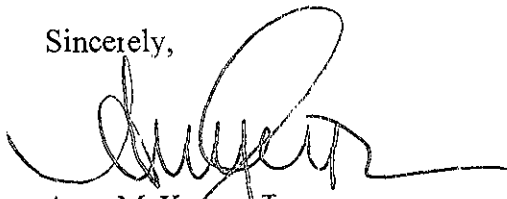
At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

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 **Keith Smith**, the investigator assigned to this case.

Sincerely,



Amy McKeever Toman  
Executive Director

AMI/enr

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Frank Wolland, Esquire  
 Frank Wolland Attorney at Law  
 12865 West Dixie Highway  
 North Miami, FL 33161

2. Article Number

(Transfer from service label)

7005 1820 0007 9805 4510

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

x Adela Del Rio

Agent

Addressee

B. Received by (Printed Name)

Adela Del Rio

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type

Certified Mail  Express Mail

Registered  Return Receipt for Merchandise

Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

7005 1820 0007 9805 4510

U.S. Postal Service™

**CERTIFIED MAIL™ RECEIPT**

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$ 5.40
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

13-267  
 Postmark Here  
 Mailed  
 1/29/14

Sent To Frank Wolland  
 Street, Apt. No., or PO Box No. re: Citizens for Fiscal Resp.  
 City, State, ZIP+4 LS Ltr to R.

PS Form 3800, June 2002

See Reverse for Instructions

DM ✓

**FRANK WOLLAND  
ATTORNEY AT LAW  
12865 West Dixie Highway  
North Miami, FL 33161**

**FRANK WOLLAND, ESQ.  
Email: fwolland@wolland.com**

**TEL: 305-899-8588  
FAX: 305-892-8434**

November 12, 2013

Florida Elections Commission  
107 W. Gaines Street, Suite 224  
Collins Building  
Tallahassee, Florida 32399  
Attn: Erin Riley, Deputy Agency Clerk

**RECEIVED  
2013 NOV 19 A 11:10  
STATE OF FLORIDA  
ELECTIONS COMMISSION**

RE: Case No. FEC 13-267, Respondent: Citizens for Fiscal Responsibility

Dear Ms. Riley,

On October 28, 2013, Mr. Randall Hillard (Mr. Hillard) received a letter from your office with an enclosed complaint by Mr. Juan-Carlos Planas (Mr. Planas) alleging violations of Florida's election laws. In response to that complaint, Mr. Hillard submits the following:

Allegation 1 – Failure to register under Florida Statute § 106.03(1)(b)(2)

Mr. Planas contends that Citizens for Fiscal Responsibility (Citizens) is an improperly registered Electioneering Communications Organization (ECO) because it is not registered with the City of Miami Beach.

Under Florida's election laws, if organized to support or oppose statewide, legislative, or multicounty elections or issues, the statement of organization must be filed with the Division of Elections. Fla. Stat § 106 03(1)(b)(2)(a) Although in a municipal election ECO's are required to file a statement of organization with the officer before whom municipal candidates qualify, if an ECO would be required to file a statement of organization in two or more locations, that ECO need only file its statement of organization with the Division of Elections Fla Stat § 106 03(1)(b)(2)(d).

Citizens is currently registered with the Division of Elections; Citizens filed its statement of organization with the Division of Elections on July 10, 2012. (See Exhibit "A," Electioneering Communication Statement of Organization). In the field box indicating the area, scope, and jurisdiction of the ECO, Citizens provided:

Statewide – electioneering communications for candidates in multi-county legislative districts to promote fiscal responsibility in local and state government.

Additionally, Citizens has participated in electioneering communications in the City of Miami Beach. As such, Citizens, based on its stated scope and its participation in a municipal election, would be required to register with both the Division of Elections and the City of Miami Beach. However, Florida’s election laws allow for Citizens to file only with the Division of Elections because it would be required to file a statement of organization in two locations.

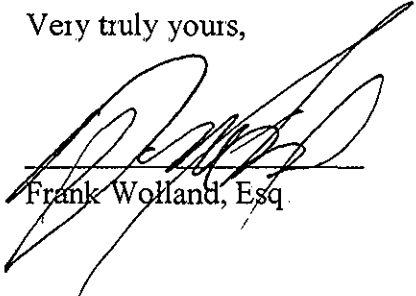
Therefore, Citizens is not in violation of Fla. Stat. § 106.03(1)(b)(2) and is a properly registered ECO.

Allegation 2 – Failure to file campaign finance reports under Florida Statute § 106.0703

Mr. Planas further contends that Citizens is in violation of Florida’s election laws by failing to report contributions and expenditures with the City of Miami Beach. ECOs are required to file regular reports of all contributions received and all expenditures made by or on behalf of the organization. Fla. Stat. § 106.0703(1)(a). The entity with which the ECO is registered is the entity with which the ECO has to file its finance reports. The only time an ECO registered with the Division of Elections is required to file its finance reports with a county or municipality is when the ECO makes a contribution or expenditure to influence the results of a county or municipal election *that is not being held at the same time as a state or federal election*. Fla. Stat. 106.0703(1)(e).

Citizens, as discussed above, is properly registered with the Division of Elections. As such, it has filed its finance reports with the Division of Elections. (See Exhibit “B,” Campaign Treasurer’s Report Summary). Citizens was participating in electioneering communications for the City of Miami Beach election of November 5, 2013. On November 5, 2013, the United States 2013 “off-year” general elections took place. Thus, because the municipal elections were being held at the same time as a federal election, Citizens was not required to file its finance reports with the City of Miami Beach and not in violation of Florida Statute § 106 0703.

Very truly yours,



Frank Wolland, Esq.

/Enclosures

# Exhibit “A”

r h f  
Robert H. Fernandez, P.A.

July 9, 2012

RECEIVED  
DEPARTMENT OF STATE  
2012 JUL 10 AM 10:00  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Via Federal Express

Erin A. NeSmith  
Department of State  
Division of Elections  
Bureau of Election Records  
R.A. Gray Building- Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Re: Citizens for Fiscal Responsibility- ECO

Dear Ms. NeSmith:

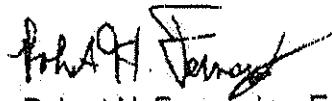
Attached hereto please find the original executed documents as it relates to **Citizens for Fiscal Responsibility, ECO**, and they are as follows:

- (1) DS-DE 103 Electioneering Communication Statement of Organization;  
and
- (2) DS-DE 41 Registered Agent Statement of Appointment

This ECO had been previously registered and active but was currently inactive. I have also attached a copy for date stamp filing purposes and a self-addressed postage paid envelope for you to return a courtesy copy for our files. Please let me know when the Division of Election certifies this Electioneering Communication Organization or if you need any additional information.

Thank you in advance for your anticipated cooperation.

Sincerely,



Robert H. Fernandez, Esq.

RHF/br  
Encls: as noted above

500 S. Dixie Highway, Suite 302, Coral Gables, Florida 33146

Telephone: (786) 345-2124  
Facsimile: (305) 305-774-5908

robert.fernandez@rhflaw.com  
www.rhflaw.com

**ELECTIONEERING COMMUNICATION  
STATEMENT OF ORGANIZATION**

(PLEASE TYPE)

RECEIVED  
DEPARTMENT OF STATE

2012 JUL 10 AM 10:00

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

OFFICE USE ONLY

1. Full Name of Organization Citizens for Fiscal Responsibility		Telephone 305-469-9069	
Mailing Address (include city, state and zip code) 600 N.E. 36th Street, Suite #PH-26			
Street Address (include city, state and zip code) Miami, Florida 33137			
2. Affiliated or Connected Organizations			
Name of Affiliated or Connected Organization	Mailing Address	Relationship	
None			
3. Area, Scope and Jurisdiction of the Organization Statewide -- electioneering communications for candidates in multi-county legislative districts to promote fiscal responsibility in local and state government			
4. Identify by Name, Address & Position, the Custodian of Books & Accounts for the Organization			
Full Name	Mailing Address	Street Address	Title or Position
Randall Hilliard	600 N.E. 36th Street Suite #PH-26 Miami, Florida 33137	600 N.E. 36th Street Suite #PH-26 Miami, Florida 33137	Treasurer
5. This Organization was formed (check applicable box): (Calendar quarters end the last day of March, June, September, and December.)			
<input type="checkbox"/> As a newly created organization during the current calendar quarter. <input checked="" type="checkbox"/> From an organization existing prior to the current calendar quarter.			



6. List By Name, Mailing and Street Address, & Position, Other Principal Officers, including the treasurer and deputy treasurer, if any. Include the top-ranking officer's (e.g., chairperson) name and information.

Full Name	Mailing Address	Street Address	Title or Position
Randall Hilliard	600 N.E. 36th Street Suite #PH-26 Miami, Florida 33137	600 N.E. 36th Street Suite #PH-26 Miami, Florida 33137	Chairperson & Treasurer

7. In the Event of Dissolution, What Disposition will be Made of the Residual Funds?

Most likely will be donated to a 501(c)(3) as allowed under Florida law

8. List All Banks, Safety Deposit Boxes, or Other Depositories Used by this Organization for Electioneering Communications

Name of Bank or Depository	Mailing Address
City National Bank	446 Collins Avenue Miami Beach, Florida 33139

9. List All Reports Required to be Filed by this Organization with Federal Officials, & the Names, Addresses, & Positions of Such Officials, if Any

Report Title	Dates Required to be Filed	Name & Position of Official	Mailing Address
Form SS-4 Form 8871 as may be required	Upon formation March 15, annually	Internal Revenue Service	Ogden, Utah 84201

STATE OF Florida \_\_\_\_\_ Miami-Dade \_\_\_\_\_ COUNTY

I, Randall Hilliard \_\_\_\_\_, certify that the information in this Statement of

Organization is complete, true, and correct.

X Randall Hilliard  
Signature of Top-ranking Principal Officer of Organization

7/25/12  
Date

# Exhibit “B”

FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS  
CAMPAIGN TREASURER'S REPORT SUMMARY

OFFICE USE ONLY  
2013 OCT 15 AM 10:49  
CITIZENS FOR FISCAL RESPONSIBILITY

(1) Citizens for Fiscal Responsibility  
Name  
(2) PO Box 191909  
Address (number and street)  
Miami Beach, FL 33119-9973  
City State Zip Code

Check box if address has changed

(3) ID Number: 59889

(4) Check appropriate box(es).  
 Candidate (office sought):  
 Political Committee  
 Committee of Continuous Existence  
 Party Executive Committee  
 Electioneering Communication  
 Check if PC has DISBANDED  
 Check if CCE has DISBANDED  
 Check if no other electioneering communication reports will be filed

(5) REPORT IDENTIFIERS

Cover Period: From 07/01/2013 To 09/27/2013 Report Type: G2  
 Original  Amendment  Special Election Report  Independent Expenditure Report

(6) CONTRIBUTIONS THIS REPORT

Cash & Checks \$10,000.00  
Loans \$0.00  
Total Monetary \$10,000.00  
In-Kind \$0.00

(7) EXPENDITURES THIS REPORT

Monetary Expenditures \$7,772.60  
Transfers to Office Account \$0.00  
Total Monetary \$7,772.60  
(8) Other Distributions \$0.00

(9) TOTAL Monetary Contributions to Date

\$10,000.00

(10) TOTAL Monetary Expenditures to Date

\$7,772.60

(11) CERTIFICATION

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)

I certify that I have examined this report and it is true correct and complete

Randall Hilliard

Individual (only for electioneering contribution)  Treasurer  Deputy Treasurer

Signature *Randall Hilliard*

I certify that I have examined this report and it is true correct and complete

Randall Hilliard

Candidate  Chairman (only for PC, PTY & electioneering committee, organization)

Signature *Randall Hilliard*



## CAMPAIGN TREASURER'S REPORT - ITEMIZED EXPENDITURES

(1) Name Citizens for Fiscal Responsibility (2) I.D. Number 59889  
 (3) Cover Period 07/01/2013 - 09/27/2013 (4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
(6) Sequence Number					
09/17/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 3808.32
1					
09/17/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 1811.86
2					
09/20/2013	A&B Bulk Mailers, Inc. 4412 NW 74th Avenue Miami, FL 33166-0000	Printing, Mailing and Postage	MON		\$ 2152.42
3					



CAMPAIGN TREASURER'S REPORT - FUND TRANSFERS

(1) Name Citizens for Fiscal Responsibility (2) I.D. Number 59889

(3) Cover Period 07/01/2013 - 09/27/2013 (4) Page 0 of 0

(5) Date	(7) Name of Financial Institution Street Address & City, State, Zip Code	(8) Transfer Type	(9) Nature of Account	(10) Amendment	(11) Amount
(6) Sequence Number	Nothing to report on this form				

13-267

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

RECEIVED

2013 OCT 23 P 1:47

STATE OF FLORIDA  
ELECTIONS COMMISSION

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: Juan-Carlos Planas, Esq. Work Phone: (305) 929-8500  
Address: 18851 NE 29 Avenue, Suite 303 Home Phone: ( )  
City: Aventura County: Miami-Dade State: Fl Zip Code: 33180

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: \_\_\_\_\_  
Address: \_\_\_\_\_ Phone: ( )  
City: \_\_\_\_\_ County: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

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

Name of committee or organization: Citizens for Fiscal Responsibility  
Address: 600 Northeast 36th Street Suite PH#-26 Phone: ( )  
City: Miami County: Miami-Dade State: Fl Zip Code: 33137

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 investigate 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



\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional materials attached (check one)?  Yes  No

**4. OATH**

STATE OF FLORIDA

COUNTY OF Miami-Dade

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

[Signature]  
Original Signature of Person Bringing Complaint

Sworn to and subscribed before me this 15<sup>th</sup> day of October, 2013

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

RECEIVED  
2013 OCT 23 P 1:47  
STATE OF FLORIDA  
ELECTIONS COMMISSION



STACY BAEZ  
MY COMMISSION # EE 004704  
EXPIRES: June 28, 2014  
Bonded Thru Budget Notary Services

Stacy Baez  
(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.

The purpose behind Florida's Campaign Finance and Disclosure laws are to provide voters information as to where campaign money comes from. See *Worley v. Florida Secretary of State*, 717 F.3d 1238 (11<sup>th</sup> Cir., 2013) When individuals attempt to circumvent the campaign finance disclosure laws, it prevents voters from determining who is financing these campaigns. An ECO that reports contributions from an entity that has been artificially created, that ECO is technically committing a criminal violation because it is failing to disclose its donors. See *Falzone v. State*, 500 So.2d 1337 (Fla., 1987).

Florida Statutes § 106.03(1)(b)2.c. requires an Electioneering Communication Organization (ECO) that will raise and spend money and conduct electioneering in a local election, to register in the municipality in which the candidates they are conducting electioneering for or against qualify. Accordingly, any ECO that is only conducting electioneering in the City of Miami Beach, must register and file copies of campaign finance reports in the City of Miami Beach.

"Citizens for Fiscal Responsibility" is guilty of violating Florida's campaign financing laws in several ways.

Citizens for Fiscal Responsibility registered as an ECO in July of 2012. All of the relevant officers of that ECO are listed as Randall Hilliard. (See Exhibit "A", Organizational Paperwork). The only Electioneering that this ECO has done is for the election in the City of Miami Beach. (See Exhibit "B", ECO expenditure report with expenses of local mail-house) The ECO has sent out mail pieces (See Exhibit "C", Electioneering Mail Pieces) and even placed television electioneering ads (See copy of ad at: <http://www.youtube.com/watch?v=72xeH1yHH0U> ) All of these communications are directed at influencing voters in the Miami Beach Mayoral Election and all are intended to favor candidate Michael Gongora in the race against Philip Levine. While the law requires ECO's that participate in a municipal race to register and file campaign finance reports in that city, this ECO registered only with the Florida Division of Elections and not with the City of Miami Beach. That is a violation of the law.

In addition to his violations on registering the ECO, Randall Hilliard has also violated the law by illegally hiding the true donors to the ECO by starting two fake entities as part of his attempt to conceal the donor's identities. First, Hilliard, attempted to circumvent the Florida Campaign Finance Laws by registering a fake group called "Womens Leadership Conference" as a Federal political committee rather than as a Florida political committee. (See Exhibit "D" Organization papers of the Federal PAC listing Michael Gongora as the beneficiary of their work) Because the purpose of registering as a Federal PC was to avoid the disclosure of donors to the ECO before the election, he has committed a criminal violation by failing to disclose donors. Hilliard has even violated Federal campaign finance laws by failing to disclose the donors to his Federal PAC. (See Exhibit "E", Fail to file letter). Hilliard has also opened a Nevada corporation (See Exhibit "F"), under the same name of his Federal PAC, as a clearing house for these illegal contributions. This Nevada corporation lists as its address, the location of a company in Nevada that serves as registered agents for dummy

Nevada corporations like this one. Other than their corporate name and identity, there is no record of their actual existence anywhere in Nevada. Although the contributions to the ECO that were reported (See Exhibit "G") stated that they came from the Nevada entity, three different occupations are listed for each contribution, adding to the evidence that it is not a real corporation and therefore a fake company used to hide donors.

It is unlikely, however, that the real donors would have been asked to send checks to Nevada regardless of what is listed on the ECO's report. The line of thought that donors would mail contributions to a Nevada corporation that is not designed to accept money is unlikely. More plausible is that the bank that was actually used for "Women's Leadership Conference", was the City National Bank branch listed by the Federal PAC in their organization documents. This would violate the law because money from a Federal Pac was illegally reported in the ECO campaign finance report as having come from a Nevada corporate entity rather than from a Federal PAC. Whether or not the money actually came from the Federal PAC or the Nevada Corporation, it still violates the provision of the statutes that demands full disclosure of the actual donors.

Regardless of where the money comes from, however, the ECO is still violating the law because they neither registered nor filed campaign finance reports in the City that they were conducting Electioneering in.

# EXHIBIT "A"

r h f  
Robert H. Fernandez, P.A.

July 9, 2012

RECEIVED  
DEPARTMENT OF STATE

2012 JUL 10 AM 10:00

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

**Via Federal Express**

Erin A. NeSmith  
Department of State  
Division of Elections  
Bureau of Election Records  
R.A. Gray Building- Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

**Re: Citizens for Fiscal Responsibility- ECO**

Dear Ms. NeSmith:

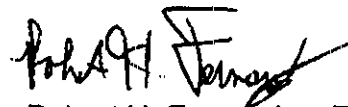
Attached hereto please find the original executed documents as it relates to **Citizens for Fiscal Responsibility, ECO**, and they are as follows:

- (1) DS-DE 103 Electioneering Communication Statement of Organization;  
and
- (2) DS-DE 41 Registered Agent Statement of Appointment.

This ECO had been previously registered and active but was currently inactive. I have also attached a copy for date stamp filing purposes and a self-addressed postage paid envelope for you to return a courtesy copy for our files. Please let me know when the Division of Election certifies this Electioneering Communication Organization or if you need any additional information.

Thank you in advance for your anticipated cooperation.

Sincerely,



Robert H. Fernandez, Esq.

RHF/br  
Encls: as noted above

500 S. Dixie Highway, Suite 302, Coral Gables, Florida 33146

Telephone: (786) 345-2124  
Facsimile: (305) 305-774-5908

robert.fernandez@rhflaw.com  
www.rhflaw.com

000006

RECEIVED  
DEPARTMENT OF STATE

2012 JUL 10 AM 10:00

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

**ELECTIONEERING COMMUNICATION  
STATEMENT OF ORGANIZATION**

(PLEASE TYPE)

OFFICE USE ONLY

<b>1. Full Name of Organization</b> Citizens for Fiscal Responsibility		<b>Telephone</b> 305-469-9069	
<b>Mailing Address (include city, state and zip code)</b> 600 N.E. 36th Street, Suite #PH-26			
<b>Street Address (include city, state and zip code)</b> Miami, Florida 33137			
<b>2. Affiliated or Connected Organizations</b>			
<b>Name of Affiliated or Connected Organization</b>	<b>Mailing Address</b>	<b>Relationship</b>	
None			
<b>3. Area, Scope and Jurisdiction of the Organization</b> Statewide -- electioneering communications for candidates in multi-county legislative districts to promote fiscal responsibility in local and state government			
<b>4. Identify by Name, Address &amp; Position, the Custodian of Books &amp; Accounts for the Organization</b>			
<b>Full Name</b>	<b>Mailing Address</b>	<b>Street Address</b>	<b>Title or Position</b>
Randall Hilliard	600 N.E. 36th Street Suite #PH-26 Miami, Florida 33137	600 N.E. 36th Street Suite #PH-26 Miami, Florida 33137	Treasurer
<b>5. This Organization was formed (check applicable box): (Calendar quarters end the last day of March, June, September, and December.)</b> <input type="checkbox"/> As a newly created organization during the current calendar quarter. <input checked="" type="checkbox"/> From an organization existing prior to the current calendar quarter.			

**6. List By Name, Mailing and Street Address, & Position, Other Principal Officers, including the treasurer and deputy treasurer, if any. Include the top-ranking officer's (e.g., chairperson) name and information.**

Full Name	Mailing Address	Street Address	Title or Position
Randall Hilliard	600 N.E. 36th Street Suite #PH-26 Miami, Florida 33137	600 N.E. 36th Street Suite #PH-26 Miami, Florida 33137	Chairperson & Treasurer

**7. In the Event of Dissolution, What Disposition will be Made of the Residual Funds?**

Most likely will be donated to a 501(c)(3) as allowed under Florida law

**8. List All Banks, Safety Deposit Boxes, or Other Depositories Used by this Organization for Electioneering Communications**

Name of Bank or Depository	Mailing Address
City National Bank	446 Collins Avenue Miami Beach, Florida 33139

**9. List All Reports Required to be Filed by this Organization with Federal Officials, & the Names, Addresses, & Positions of Such Officials, if Any**

Report Title	Dates Required to be Filed	Name & Position of Official	Mailing Address
Form SS-4 Form 8871 as may be required	Upon formation March 15, annually	Internal Revenue Service	Ogden, Utah 84201

STATE OF Florida COUNTY Miami-Dade

I, Randall Hilliard, certify that the information in this Statement of

Organization is complete, true and correct.

Randall Hilliard  
Signature of Top-ranking Principal Officer of Organization

7/15/12  
Date

# EXHIBIT "B"

000009





# Campaign Expenditures

## Citizens for Fiscal Responsibility

*This information is being provided as a convenience to the public, has been processed by the Division of Elections and should be cross referenced with the original report on file with the Division of Elections in case of questions.*  
About the Campaign Finance Data Base

<u>Rpt Yr</u>	<u>Rpt Type</u>	<u>Date</u>	<u>Amount</u>	<u>Expense Paid to</u>	<u>Address</u>	<u>City State Zip</u>	<u>Purpose</u>
2013	Q3		3,209.32	A&B BULK MAILERS, INC.	4412 NW 74TH AVENUE	MIAMI, FL 33166	MAILING
2013	Q3		1,811.05	A&B BULK MAILERS, INC.	4412 NW 74TH AVENUE	MIAMI, FL 33166	MAILING
2013	Q3		2,152.42	A&B BULK MAILERS, INC.	4412 NW 74TH AVENUE	MIAMI, FL 33166	MAILING
2012	F2	07/10/2012	5,000.00	JOHNSON REBECCA G.	6422 COLLINS AVENUE #1404	MIAMI BEACH, FL 33141	CONSULTING
2012	F2	07/10/2012	4,300.00	ALAS CONSULTING GROUP, INC.	13885 BISCAYNE BLVD, STE. PH-10	NORTH MIAMI BEACH, FL 33121	CONSULTING
2012	F3	07/27/2012	4,500.00	WASHINGTON SQUARE PARTNERS, IN	600 NE 35 STREET, PH-2C	MIAMI, FL 33137	CONSULTING
2012	F3	08/01/2012	1,200.00	ROBERT H. FERNANDEZ, ECO.	500 SOUTH DIXIE HWY, STE. 302	CORAL GABLES, FL 33145	CONSULTING
			22,772.60				

7 Expenditure(s) Selected

[Query the Campaign Finance Data Base](#)

[\[Department of State\]](#) [\[Division of Elections\]](#) [\[Candidates and Races\]](#) [\[Campaign Finance Information\]](#)

030000

# EXHIBIT "C"

**Citizens for Fiscal Responsibility**

PO Box 191909 | Miami Beach FL 331119-9973

Pre-Sort  
Standard  
U.S. Postage  
PAID  
Permit #52  
Miami FL

\*\*\*\*\*5-DIGIT 33141  
██████████  
██████████  
██████████

000012

Paid electioneering communication paid for by Citizens for Fiscal Responsibility.



**Philip  
Levine?**



# This is what Philip Levine doesn't want Democrats to know:

Philip Levine contributed at least \$6,000 to Republican Marco Rubio's campaign.

With loyal Democrats like Levine, who needs Republicans?

—Source: Federal Elections Commission Contribution Reports

THE LIFE OF CLINTON ANDREW CLINTON

— CLINTON IN EXILE, book by Carol Feisenthal

**Citizens for Fiscal Responsibility**  
PO Box 191909 | Miami Beach FL 33119-9973

470000

\*\*\*\*\*5-DIGIT 33141



Precedence  
US Mail  
PAID  
Permit No. 1111  
Miami Beach, FL

Paid electronic communication paid for by Citizens for Fiscal Responsibility

# Meet Developer: Philip "Million Dollar" Levine

Developer Philip Levine likes to tell us how well he's done in business. However, a closer examination of the litigious Levine's business practices reveals a lot of questionable details he doesn't want you to know about and will go to great lengths to prevent you from finding out.

The Sunset Harbour Garage was a great deal for Levine's company and a terrible deal for the City: The City assumed all of the risk while Levine and his partners used your hard-earned tax dollars in an interest-free loan. Each space cost ended up costing an obscene \$47,191.14 while Levine and his partners have reaped millions in profits.

Here's how the deal worked: Levine and his partners acquired land in Sunset Harbour to develop a 458-space parking garage with

Source: City of Miami Beach City Clerk Public Records and South Florida Business Journal, 11/29/12.

retail space as a public-private venture with the City of Miami Beach.

The City provided Levine and his partners with \$23,527,861.12 in Parking Bond financing — an astonishing interest-free loan at a time of tight money guaranteed by your public tax dollars. In exchange, Levine and partners sold the land and air rights they had assembled to the City at a price Commissioner Jerry Libbin complained was more than double the appraised value.

Then, immediately upon the closing between Levine and the City, Levine's group refinanced their ownership portion of the garage's retail and public \$8,000,000 out in equity. Levine's group continues to own the retail space. That space will generate millions in future additional profits.

Levine has spent more than \$1,000,000 to capture a job that pays \$13,000 a year. Why?

**"We are paying more than double the appraised value of the air rights."**

—Commissioner Jerry Libbin, 12/10/2008



TELL YOURS... WE CAN'T... TO... TO...

# City-financed Sunset Harbour Garage

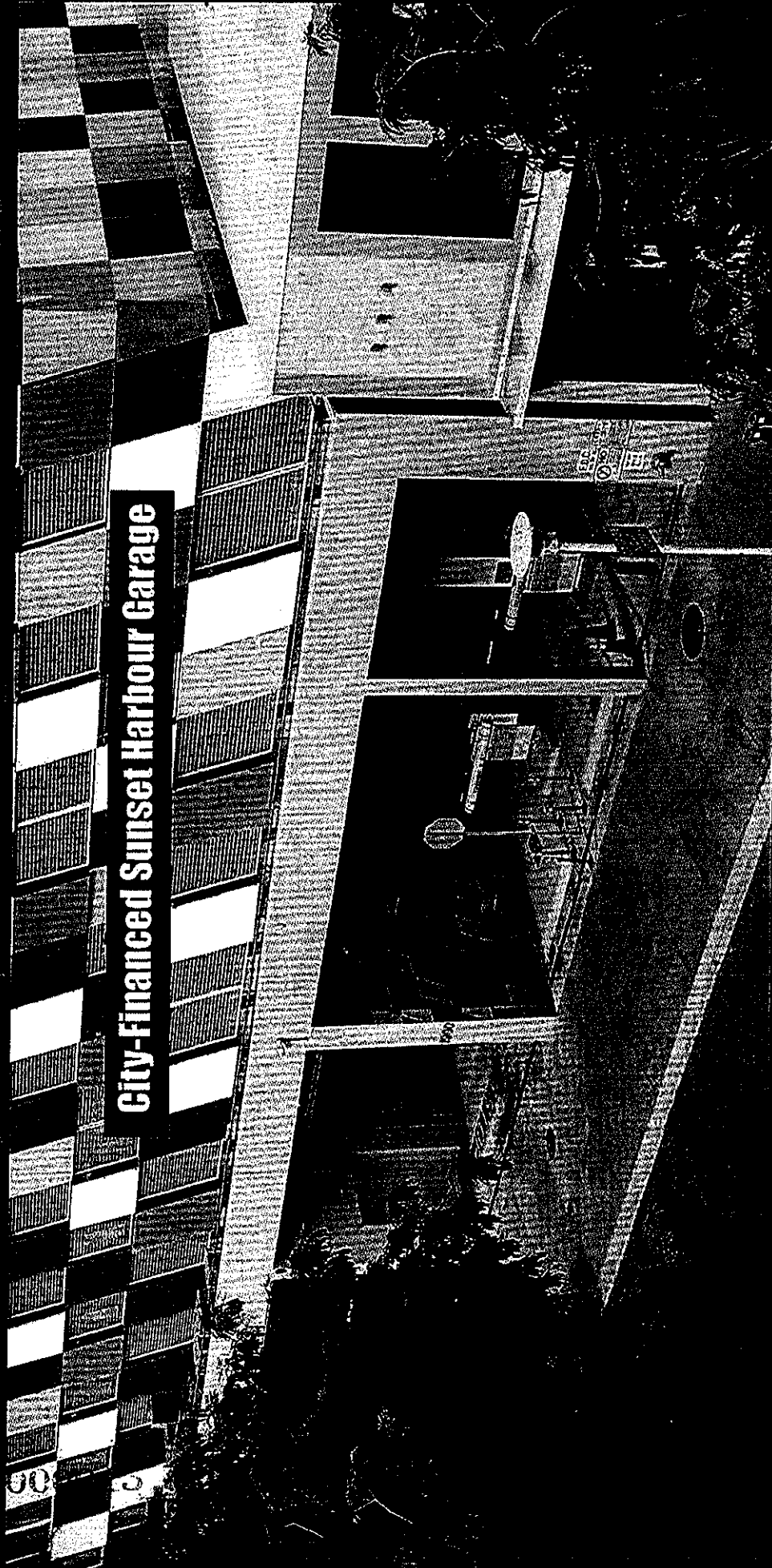


PHOTO BY [unreadable]

Citizens for Fiscal Responsibility

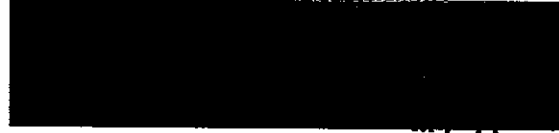
PO Box 191909 | Miami Beach FL 33119-9973

000016

Comunicación electoralista cargo pagado por Ciudadanos por la Responsabilidad Fiscal.

Pre-Sorted  
Standard  
U.S. Postage  
PAID  
Permit #5780  
Miami FL

\*\*\*\*\*ECRIOT\*\*011



# ¿Que tienen en común Fidel Castro, Philip Levine y Raúl Castro?



## Philip Levine hace negocios con compañías que hacen negocio con Cuba.

Fuente: South Florida Business Journal, 29 Noviembre 2012



# **Digámosle a Levine que no queremos que nuestros líderes hagan negocio con Fidel y Raúl Castro.**

Cuando Philip Levine y sus socios necesitaron financiamiento para Sunset Harbour Shops, acudieron a Aztec Group, Inc. para obtener un préstamo de \$18 millones. Aztec is una firma de inversiones en bienes raíces asociada con una compañía de Coral Gables llamada The Americas Group.

The Americas Group se especializa en oportunidades de inversión en bienes

raíces y hospedería en varios países de America Central, notablemente entre estos" Cuba. Esto es lo que dice The Americas Group en su sitio del internet: "Los principales socios de The Americas Group Cuba Business Enterprise tienen relaciones muy extensas y profundas con muchas de las entidades extranjeras que están actualmente haciendo negocios con Cuba a través de sus 35 años de presencia en esos negocios...."

Evidentemente Levine no entiende y no le interesa. De otra forma no estaría haciendo negocios con compañías que hacen negocios en Cuba. El no sabe que Cuba ha exportado su revolución a Venezuela y Nicaragua y apoya las guerrillas de Colombia, Honduras, El Salvador, Perú y otros países de nacimiento de muchos residentes de Miami Beach.

Fuente: South Florida Business Journal, 29 Noviembre 2012  
[www.theamericasgroup.net/about/the-americas-group-cuba-business-enterprise](http://www.theamericasgroup.net/about/the-americas-group-cuba-business-enterprise)

**que hacer negocio con Cuba es malo para Miami Beach.**



Paid electronic communication, paid for by Citizens for Fiscal Responsibility

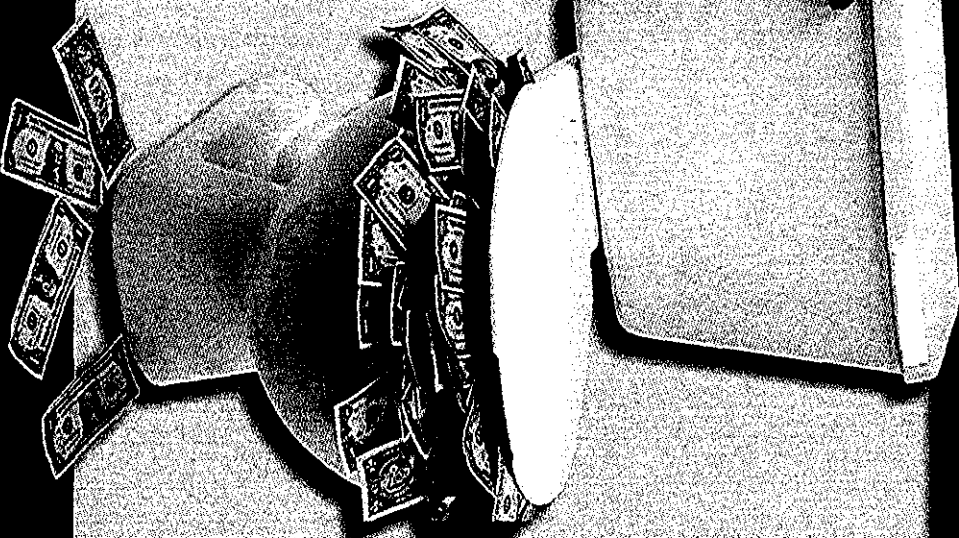
# As soon as deal, they decided to leave the vehicles in Flamingo Park?

**In less than a year, Levine's development company has pulled \$8,000,000 from a deal financed with the taxpayer's hard-earned tax dollars while leaving the city-owned vehicles in Flamingo Park.<sup>4</sup>**

**As a result, Levine and his partners received an additional \$6,000,000 taxpayer-financed subsidy for their garage.<sup>5</sup>**



**What other "GREAT DEALS" does Levine have in mind for our taxpayers?**



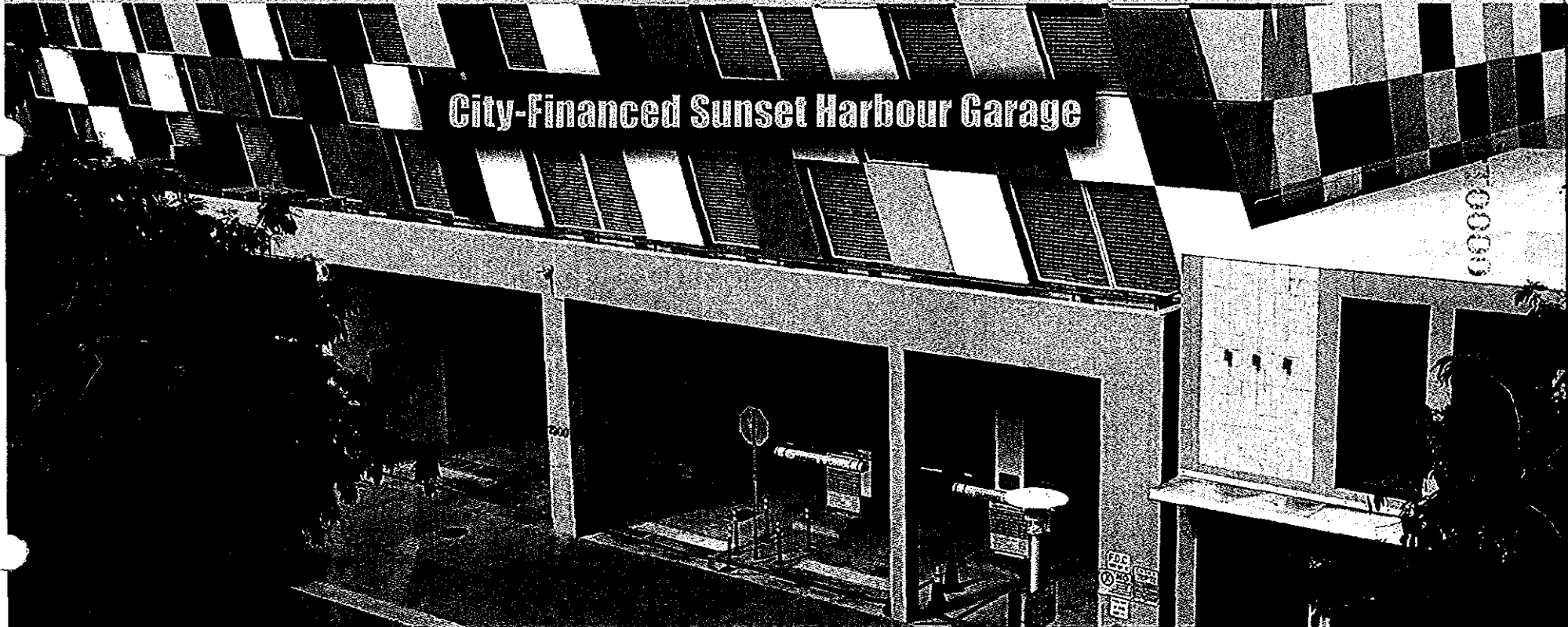
<sup>3</sup> 9/20/12, Miami Herald, "New Sunset Harbour Garage open."

<sup>4</sup> 11/29/2012, South Florida Business Journal, 10/31/2012, Mortgage



# AS AN INCENTIVE TO THE PUBLIC TO OBTAIN PERMISSION TO BUILD, PHILIP LEVINE, HIS PARTNERS AND THE CITY PROMISED TO MOVE 128-CITY-OWNED VEHICLES INTO THE SUNSET HARBOUR GARAGE FROM FLAMINGO PARK!

16/18/2008, Finance and Citywide Projects Committee Meeting Minutes,  
Sunset Harbour Public Private Parking Development document presented by Philip Levine's development company.



All documents proving the allegations contained in this mailing are available for inspection at: [www.thetruthaboutphiliplevine.com](http://www.thetruthaboutphiliplevine.com)

## Even though the garage has been completed for some time, 128-city-owned vehicles remain in Flamingo Park. Why?<sup>2</sup>

<sup>2</sup>10/18/2012, Soul of Miami's article titled "Sunset Harbour Shops and Grand Opening" press release from the October 16, 2012, Ribbon

# EXHIBIT "D"

# Women's Leadership Conference

WOMEN'S LEADERSHIP CONFERENCE, INC.  
600 NE 36 STREET #PH-26  
MIAMI FL 33137-3945  
(305) 673-5353 FAX (305) 673-5352  
EMAIL - RANDY@WSPHILLIARD.COM

RECEIVED  
2013 FEB 20 AM 11:35  
FEC MAIL CENTER

February 19, 2013

Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

Re: Form 1, Statement of Organization—Unlimited Contributions

To Whom It May Concern:

There is no previously registered FEC ID for Women's Leadership Conference, Inc.

This committee intends to make independent expenditures, and consistent with the U.S. Court of Appeals for the District of Columbia Circuit decision in *SpeechNow v. FEC*, it therefore intends to raise funds in unlimited amounts. This committee will not use those funds to make contributions, whether direct, in-kind, or via coordinated communications, to federal candidates or committees.

Respectfully submitted,



Randall Hilliard  
Treasurer

000021

13031041887

FEC FORM 1

STATEMENT OF ORGANIZATION

RECEIVED 2013 FEB 20 AM 11:35 Office Use Only

12FE4M5 FEC MAIL CENTER

1. NAME OF COMMITTEE (in full) (Check if name is changed) Example: If typing, type over the lines.

Women's Leadership Conference, Inc.

ADDRESS (number and street)

600 NE 36 Street, #PH-26

(Check if address is changed)

Miami CITY FL 33137-3945 STATE ZIP CODE

COMMITTEE'S E-MAIL ADDRESS

(Check if address is changed)

randy@wshilliard.com

Optional Second E-Mail Address

COMMITTEE'S WEB PAGE ADDRESS (URL)

(Check if address is changed)

N/A

2. DATE

02 / 19 / 2013

3. FEC IDENTIFICATION NUMBER

C

4. IS THIS STATEMENT NEW (N) OR AMENDED (A)

X

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer Randall Hilliard

Signature of Treasurer

[Handwritten Signature]

Date

02 / 19 / 2013

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. §437g. ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS.

Office Use Only

For further information contact: Federal Election Commission Toll Free 800-424-9530 Local 202-694-1100

FEC FORM 1 (Revised 06/2012)

000022

13031041888

5. TYPE OF COMMITTEE

Candidate Committee:

- (a)  This committee is a principal campaign committee. (Complete the candidate information below.)
- (b)  This committee is an authorized committee, and is NOT a principal campaign committee. (Complete the candidate information below.)

Name of Candidate \_\_\_\_\_

Candidate Party Affiliation  Office Sought:  House  Senate  President State  District

- (c)  This committee supports/opposes only one candidate, and is NOT an authorized committee.

Name of Candidate Michael Gongora for Miami Beach Mayor (a non-partisan election)

Party Committee:

- (d)  This committee is a  (National, State or subordinate) committee of the  (Democratic, Republican, etc.) Party.

Political Action Committee (PAC):

- (e)  This committee is a separate segregated fund. (Identify connected organization on line 6.) Its connected organization is a:
  - Corporation  Corporation w/o Capital Stock  Labor Organization
  - Membership Organization  Trade Association  Cooperative
  - In addition, this committee is a Lobbyist/Registrant PAC
- (f)  This committee supports/opposes more than one Federal candidate, and is NOT a separate segregated fund or party committee. (i.e., nonconnected committee)
  - In addition, this committee is a Lobbyist/Registrant PAC.
  - In addition, this committee is a Leadership PAC (Identify sponsor on line 6.)

Joint Fundraising Representative:

- (g)  This committee collects contributions, pays fundraising expenses and disburses net proceeds for two or more political committees/organizations, at least one of which is an authorized committee of a federal candidate.
- (h)  This committee collects contributions, pays fundraising expenses and disburses net proceeds for two or more political committees/organizations, none of which is an authorized committee of a federal candidate.

Committees Participating in Joint Fundraiser

1.	_____	FEC ID number	<input type="checkbox"/> C _____
2.	_____	FEC ID number	<input type="checkbox"/> C _____
3.	_____	FEC ID number	<input type="checkbox"/> C _____
4.	_____	FEC ID number	<input type="checkbox"/> C _____

13031041889

Write or Type Committee Name

Women's Leadership Conference, Inc.

6. Name of Any Connected Organization, Affiliated Committee, Joint Fundraising Representative, or Leadership PAC Sponsor  
N/A

[Empty grid lines for organization name]

Mailing Address

[Empty grid lines for mailing address]

CITY

STATE

ZIP CODE

Relationship:  Connected Organization  Affiliated Committee  Joint Fundraising Representative  Leadership PAC Sponsor

7. Custodian of Records: Identify by name, address (phone number -- optional) and position of the person in possession of committee books and records.

Full Name Randall Hilliard

Mailing Address 600 NE 36 Street, #PH-26

Miami FL 33137 - 3945

Title or Position

CITY

STATE

ZIP CODE

Treasurer

Telephone number 305 - 673 - 5353

8. Treasurer: List the name and address (phone number -- optional) of the treasurer of the committee; and the name and address of any designated agent (e.g., assistant treasurer).

Full Name of Treasurer Randall Hilliard

Mailing Address 600 NE 36 Street, #PH-26

Miami FL 33137 - 3945

Title or Position

CITY

STATE

ZIP CODE

Treasurer

Telephone number 305 - 673 - 5353

13031041890

Full Name of Designated Agent

Randall Hilliard

Mailing Address

600 NE, 36 Street, #PH-26

Miami

FL

33137

3945

CITY

STATE

ZIP CODE

Title or Position

President & Secretary

Telephone number

305

673

5353

9 Banks or Other Depositories: List all banks or other depositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds.

Name of Bank, Depository, etc.

City National Bank of Florida

Mailing Address

446 Collins Avenue

Miami Beach

FL

33139

CITY

STATE

ZIP CODE

Name of Bank, Depository, etc.

Mailing Address

CITY

STATE

ZIP CODE

13031041891



Federal Election Commission  
**ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS**  
The FEC added this page to the end of this filing to indicate how it was received.

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2/19/13

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*AmN*  
PREPARER  
(3/2005)

2/20/13  
DATE PREPARED

13031041892

# **EXHIBIT “E”**

000027



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-7

August 22, 2013

RANDALL HILLIARD, TREASURER  
WOMEN'S LEADERSHIP CONFERENCE INC  
600 NE 36 STREET #PH-26  
MIAMI, FL 33137-3945

IDENTIFICATION NUMBER: C00541995

REFERENCE: MID-YEAR REPORT REPORT (02/19/2013 - 06/30/2013)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements or failed to file a report covering the entire reporting period as required by the Federal Election Campaign Act, as amended.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463. Please note that electronic filers must submit their reports electronically, as per 11 CFR §104.18. A copy of the report or relevant portions must also be filed with the Secretary of State or equivalent State officer unless the State is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at [www.fec.gov](http://www.fec.gov).

The failure to timely file a complete report may result in civil money penalties, an audit or legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

If you have any questions regarding this matter, please contact David Garr in the Reports Analysis Division on our toll free number (800)424-9530. Our local number is (202)694-1130.

000028

WOMEN'S LEADERSHIP CONFERENCE INC

Page 2 of 2

Sincerely,

*Debbie Chacona*

Deborah Chacona  
Assistant Staff Director  
Reports Analysis Division

250

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# EXHIBIT "F"

000030

# WOMEN'S LEADERSHIP CONFERENCE

## Business Entity Information

Status:	Active	File Date:	10/17/2011
Type:	Domestic Corporation	Entity Number:	E0567462011-5
Qualifying State:	NV	List of Officers Due:	10/31/2014
Managed By:		Expiration Date:	
NV Business ID:	NV20111654912	Business License Exp:	10/31/2014

## Additional Information

Central Index Key:	
--------------------	--

## Registered Agent Information

Name:	STATE AGENT AND TRANSFER SYNDICATE, INC.	Address 1:	112 NORTH CURRY STREET
Address 2:		City:	CARSON CITY
State:	NV	Zip Code:	89703-4934
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	NV
Mailing Zip Code:			
Agent Type:	Commercial Registered Agent - Corporation		
Jurisdiction:	NEVADA	Status:	Active

## Individual with Authority to Act on Behalf of the Commercial Registered Agent

Name:	TRISTIN ALISHO or JED BLOCK	Phone:	775-882-1013
Physical Address 1:	112 N CURRY ST	Physical Address 2:	
City:	CARSON CITY	State:	
Zip Code:	89703		

## Financial Information

No Par Share Count:	0	Capital Amount:	\$ 75.00
Par Share Count:	75.00	Par Share Value:	\$ 1.00

## Officers

 Include Inactive Officers

### President - RANDALL HILLIARD

Address 1:	112 N CURYR STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703	Country:	USA
Status:	Historical	Email:	

### Secretary - RANDALL HILLIARD

Address 1:	112 N CURYR STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703	Country:	USA
Status:	Historical	Email:	

000031

<b>Treasurer - RANDALL HILLIARD</b>			
Address 1:	112 N CURYR STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703	Country:	USA
Status:	Historical	Email:	
<b>Director - RANDALL HILLIARD</b>			
Address 1:	112 N CURYR STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703	Country:	USA
Status:	Historical	Email:	
<b>President - FRANK WOLLAND, ESQ. - TRUSTEE</b>			
Address 1:	112 NORTH CURRY STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703-4934	Country:	USA
Status:	Active	Email:	
<b>Secretary - FRANK WOLLAND, ESQ. - TRUSTEE</b>			
Address 1:	112 NORTH CURRY STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703-4934	Country:	USA
Status:	Active	Email:	
<b>Treasurer - FRANK WOLLAND, ESQ. - TRUSTEE</b>			
Address 1:	112 NORTH CURRY STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703-4934	Country:	USA
Status:	Active	Email:	
<b>Director - FRANK WOLLAND, ESQ. - TRUSTEE</b>			
Address 1:	112 NORTH CURRY STREET	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703-4934	Country:	USA
Status:	Active	Email:	

<b>Actions\Amendments</b>			
Action Type:	Articles of Incorporation		
Document Number:	20110742560-48	# of Pages:	2
File Date:	10/17/2011	Effective Date:	
Initial Stock Value: Par Value Shares: 75 Value: \$ 1.00 No Par Value Shares: 0 ----- ----- Total Authorized Capital: \$ \$75.00			
Action Type:	Initial List		
Document Number:	20120463982-47	# of Pages:	1
File Date:	7/2/2012	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20120772996-55	# of Pages:	1
File Date:	11/15/2012	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20130520331-10	# of Pages:	1
File Date:	8/6/2013	Effective Date:	
13-14			

000000

Action Type:	Registered Agent Change		
Document Number:	20130520332-21	# of Pages:	1
File Date:	8/6/2013	Effective Date:	
(No notes for this action)			
Action Type:	Amended List		
Document Number:	20130662924-85	# of Pages:	1
File Date:	10/9/2013	Effective Date:	
(No notes for this action)			

000033



# EXHIBIT "G"

000034



Florida Department of State  
Division of Elections

## Campaign Contributions

Citizens for Fiscal Responsibility

[About the Campaign Finance Data Base](#)

Rpt Yr	Rpt Type	Date	Amount	Contributor Name	Address	City State Zip	Occupation	Typ	InKind	Desc
2012	F2		0.00							
2012	F2	07/06/2012	9,400.00	WOMEN'S LEADERSHIP CONFERENCE,	1295 SHARROW WAY	CARSON CITY, NV 89703				X
2012	F3	07/27/2012	5,700.00	WOMEN'S LEADERSHIP CONFERENCE	1295 SHARROW WAY	CARSON CITY, NV 89703				CHE
2012	F3	08/01/2012	2,300.00	WOMEN'S LEADERSHIP CONFERENCE	1295 SHARROW WAY	CARSON CITY, NV 89703	WOMEN'S GROUP			CHE
2013	Q3	09/02/2013	4,760.00	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NV 89703	CONFERENCE PRODUCER			CHE
2013	Q3	09/19/2013	5,600.00	WOMEN'S LEADERSHIP CONFERENCE	112 NORTH CURRY STREET	CARSON CITY, NE 89703	POLICY STUDIES			CHE
			27,160.00							

6 Contribution(s) Selected

[Query the Campaign Finance Data Base](#)

[Department of State](#) [Division of Elections](#) [Candidates and Races](#) [Campaign Finance Information](#)

000035



Extremely Urgent

RT 863 1 B  
FZ 865 7045 10.23

Page 1 of 1

From: (305) 929-8503  
Stacy Baez

Origin ID: TMBA



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ActWgt: 1.0 LB  
CAD: 103031818/NET3430

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Suite 303  
Miami, FL 33180



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Florida Elections Commission  
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Street 224  
TALLAHASSEE, FL 32399

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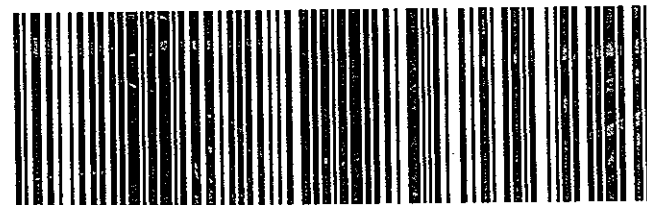
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