STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: Angela Messam  

Case No.: FEC 17-016  
F.O. No.: FOFC  21-3646

CONSENT FINAL ORDER

Respondent, Angela Messam, 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 January 20, 2017, a complaint was filed with the Commission alleging that Respondent violated Florida’s election laws.

2. Respondent has expressed a desire to enter into negotiations directed toward reaching a consent agreement.

3. Respondent and the staff stipulate to the following facts:
   a. Respondent was the treasurer for Wayne Messam, a 2015 candidate for Mayor for the City of Miramar
   b. Respondent filed one or more campaign treasurer’s reports that were either incorrect or incomplete.
   c. Respondent made or authorized one or more prohibited expenditures from the campaign account after the election.
CONCLUSIONS OF LAW

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

5. Section 106.25(4)(i)3., Florida Statutes, allows the Commission to approve a consent agreement with a Respondent prior to the Commission finding probable cause that a violation of the election laws occurred. The consent agreement has the same force and effect as a consent agreement reached after the Commission finds probable cause.

6. The Commission staff and Respondent stipulate that staff could prove all the facts in paragraph three above by clear and convincing evidence and to the Commission’s ability to impose a civil penalty in the case.

ORDER

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

8. The Respondent shall bear her own attorney’s fees and costs that are in any way associated with this case.

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

10. The Respondent voluntarily waives confidentiality upon approval of the Consent Order by the Commission, the right to any further proceedings under Chapters 104, 106, and 120, Florida Statutes, and the right to appeal this 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 pay all fees and costs associated with enforcement.
12. Payment of the civil penalty by cashier's check, money order good for at least 120 days, or attorney trust account check is a condition precedent to the Commission's consideration of this Consent Order.

PENALTY

WHEREFORE, based upon the foregoing facts and conclusions of law, the Commission finds that the Respondent violated Sections 106.07(5) and 106.11(5), Florida Statutes, and imposes a civil penalty in the amount of $475.

Therefore, it is

ORDERED that the Respondent shall remit to the Commission a civil penalty in the amount of $475, inclusive of fees and costs. The civil penalty shall be paid by cashier's check, money order good for at least 120 days, or attorney trust account check. The civil penalty should be made payable to the Florida Elections Commission and sent to 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

[Signatures]

Mark Herron
Messer Caparello, P.A.
P.O. Box 15579
Tallahassee, FL 32317

Angela Messam
18961 SW 30th Street
Miramar, FL 33029

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Commission staff hereby agrees and consents to the terms of this Consent Order on June 28, 2021.

Stephanie J. Cunningham
General Counsel
Florida Elections Commission
107 West Gaines Street
The Collins Building, Suite 224
Tallahassee, FL 32399-1050

Approved by the Florida Elections Commission at its regularly scheduled meeting held on 8-31-21, in Tallahassee, Florida.

Copies furnished to:
Stephanie J. Cunningham, General Counsel
Mark Herron, Esq., Attorney for Respondent
Michael Mee, Complainant