



Florida Elections Commission

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January 27, 2023

Larry S. Davis, Esquire
Larry S. Davis, P.A.
1926 Harrison Street
Hollywood, FL 33020

RE: Case No.: FEC 20-608; Respondent: Lynn Stoner

Dear Mr. Davis:

The Florida Elections Commission at its last regularly scheduled meeting reviewed and voted to approve the Consent Order agreed to by Respondent and Commission staff.

I have enclosed for your records a copy the Consent Order signed by the Chairman. The Commission appreciates your cooperation and now considers this case closed.

Please let me know if you have any questions or if I can be of any further assistance.

Sincerely,

Donna Ann Malphurs

Agency Clerk/Public Information Officer

/dam

Enclosure: Consent Order

cc: William Cates, Complainant

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2023 FEB 3 PM 2:34

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: Lynn Stoner

Case No.: FEC 20-608

F.O. No.: FOFEC 23-044W

CONSENT FINAL ORDER

Respondent, Lynn Stoner, 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 December 9, 2020, 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 a 2018 candidate for Mayor of the City of Plantation.
 - b. Respondent certified that the campaign's 2019 TR Report was true, correct, and complete when it was not. Respondent failed to report seven expenditures totaling \$284.24. Respondent filed amended reports that partially reported the majority of the expenditures.
 - c. Respondent failed to report a contribution during the 2019 TR reporting period. The contribution was a \$5,000 loan from self. Respondent filed

an amended report which included the loan amount.

d. Respondent failed to include information during the 2019 TR reporting period. Respondent failed to report seven expenditures totaling \$284.24. Respondent filed amended reports that partially reported the majority of the expenditures.

e. Respondent made or authorized two post-election expenditures to Uber Eats in violation of Sections 106.11(5), and 106.141, Florida Statutes. The expenditures totaled \$31.88.

f. Respondent made or authorized an expenditure in violation of Section 106.11(4), during the 2019 TR reporting period. Respondent drafted a check to Park Row that overdrew her campaign account by \$1,749.99.

g. Respondent failed to return a contribution received after the date that Respondent was elected. Respondent accepted a \$5,000 contribution or loan from self the day after the account was overdrawn. The funds were ultimately expended to balance the account with the remaining funds being returned to Respondent.

h. Respondent failed to dispose of her surplus campaign funds within 90 days after being elected to office. Respondent disposed of the funds 107 days after being elected to office.

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), 106.08(3)(b), 106.141(1), 106.19(1)(b), 106.19(1)(c), and 106.19(1)(d), Florida Statutes, and imposes a civil penalty in the amount of \$1,200.

Therefore, it is

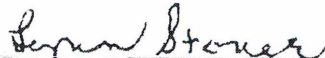
ORDERED that the Respondent shall remit to the Commission a civil penalty in the amount of **\$1,200**, inclusive of fees and costs. The civil penalty shall be paid by cashier's check, money order good for at least 120 days, or attorney trust account check. The civil penalty should be made payable to 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

9-14-2022



Larry S. Davis, Esq.
Larry S. Davis, P.A.
1926 Harrison Street
Hollywood, FL 33020

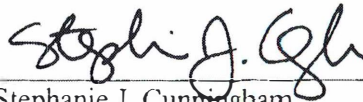


Lynn Stoner
400 NW 73rd Avenue
Plantation, FL 33317

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

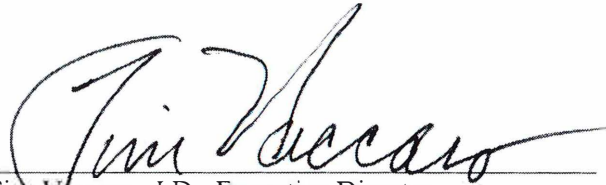
October 11, 2022



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 January 24, 2023, in Tallahassee, Florida.



Tim Vaccaro, J.D., Executive Director
For Nicholas Primrose, Chairman
Florida Elections Commission

Copies furnished to:
Stephanie J. Cunningham, General Counsel
Larry S. Davis, Esq., Attorney for Respondent
William Cates, Complainant

Law Office of Larry S. Davis, P.A.
1926 Harrison St.
Hollywood, FL 33020
954-927-4249

Bank of America, NA
83-4/830

14362

27 SEPT 2022

PAY TO THE
ORDER OF

FLORIDA ELECTIONS COMMISSION

\$1200.⁰⁰

ONE THOUSAND TWO HUNDRED

⁰⁰/₁₀₀

DOLLARS

MEMO

FEC 20-608 - CIVIL PENALTY
LYNN STONER, RESPONDENT



AUTHORIZED SIGNATURE

THIS DOCUMENT MUST HAVE A COLORED BACKGROUND, ULTRAVIOLET FIBERS AND AN ARTIFICIAL WATERMARK ON THE BACK - VERIFY FOR AUTHENTICITY.

Details on Back. Security Features Included