BEFORE THE
STATE OF FLORIDA
COMMISSION ON ETHICS

In re DEREK BURR, ) Financial Disclosure Appeal No. FD 18-006
 )
Appellant. )
 ) Final Order No.

FINAL ORDER

This matter came before the Commission on Ethics, meeting in public session on April 12, 2019, on the timely appeal of Appellant, pursuant to Section 112.3145(7)(f), Florida Statutes, which assesses an automatic fine of $25 per day on a person who fails to timely file a required CE Form 1, Statement of Financial Interests. The Commission may waive the fine in whole or in part for good cause shown, based on "unusual circumstances" surrounding the failure to file by the designated date. There are no matters in dispute. Appellant did not request a hearing before the Commission.

Findings of Fact

1. According to information provided to the Commission, Appellant was a Growth Management Director for the City of Palm Bay, Florida, a position requiring the filing of a CE Form 1, Statement of Financial Interests, for the year 2017. In 2018, the designated due date for submitting a 2017 CE Form 1 annual filing was July 2, 2018, with a grace period ending on September 4, 2018.

2. No later than June 1, 2018, the Brevard County Supervisor of Elections sent Appellant a blank 2017 CE Form 1. The Supervisor of Elections mailed the blank 2017 CE Form 1 to Appellant at: 1064 Helena Avenue Northwest, Palm Bay, Florida 32907.
3. On July 2, 2018, the Brevard County Supervisor of Elections determined Appellant to be delinquent in filing her 2017 CE Form 1, Statement of Financial Interests.

4. On July 27, 2018, the Brevard County Supervisor of Elections sent Appellant a Notice of Delinquency via certified mail. The Notice was sent to Appellant at the 1064 Helena Avenue Northwest address. On September 2, 2018, the Notice was returned to the Broward County Supervisor of Elections office stamped "return to sender", "unclaimed" and "unable to forward". The envelope that contained the Notice of Delinquency had a label with a new forwarding address for Appellant printed on it and placed over the 1064 Helena Avenue Northwest address. The new forwarding address for Appellant was: 1323 Solana Road, Naples, Florida 34103.

5. On August 16, 2018, the Commission sent Appellant a Courtesy Reminder Postcard intended to remind her to file her 2017 CE Form 1, Statement of Financial Interest before the September 4th, grace period deadline. The Commission mailed the Courtesy Reminder Postcard to Appellant at the 1064 Helena Avenue Northwest address.

6. On August 30, 2018, the Commission attempted to call Appellant at the number it had on file for her in order to remind her to file her 2017 CE Form 1 before the upcoming grace period deadline. The number was no longer be in service.

7. On August 30, 2018, the Commission sent Appellant an email at the email address it had on file for her: derek.burr@pbfl.org. In its' email, the Commission advised Appellant that earlier this year she had been notified of her obligation to file a 2017 CE Form 1, Statement of Financial Interests before the grace period deadline. The Commission warned Appellant that the grace period for filing her form would expire on September 4, 2018 at 5 p.m. The Commission advised Appellant that according to its' records, she had still not filed her 2017 CE Form 1 with her local Supervisor of Elections. The Commission advised Appellant that pursuant to state law,
an automatic fine was accruing at a rate of $25 per day and could eventually reach maximum total fine of $1,500 and could result in her removal from public office or employment. Later that day the Commission's email was sent back with the message: "This message was rejected by the recipient email system. Please check the recipient's email address and try resending this message, or contact the recipient directly."

8. On September 6, 2018, the Commission sent Appellant a Notice of Fines Accruing. The Commission mailed this notice to Appellant at the 1064 Helena Avenue Northwest address.

9. On October 4, 2018, the Brevard County Supervisor of Elections received Appellant's 2017 CE Form 1, Statement of Financial Interests. On her 2017 CE Form 1, Appellant listed her mailing address as: 2555 Willowbrook Circle, Birmingham, Alabama 35242.

10. On October 4, 2018, Appellant called the Commission stating that she left her position as the Director of Growth Management for the City of Palm Bay on April 3, 2017 and she claimed she had given her forwarding addresses to the City of Palm Bay on four different occasions. The Commission then called the Coordinator for the City of Palm Bay who said that Appellant originally took the position as Director of Growth Management for the City in July of 2017 and left the position in April of 2018. The Commission then called Appellant back and told her that it would send her a 2017 CE Form 1, a 2018 CE 1F and an appeal form. The Commission then sent Appellant an email at the new email address it had for her: miamicypres@gmail.com. The email included a CE Form 1, a CE Form 1F and appeal form as attachments.

11. On October 4, 2018, the Commission received an email from Appellant advising the Commission that the attached 2017 CE Form 1, had been previously completed by her prior to the end of December 2017 and then mailed it back to the City of Palm Bay Clerk's office using the self-addressed envelope the clerk's office had originally provided her. Appellant further advised
the Commission that she would file her appeal form along with a notarized statement she intended to include with it, as soon as possible.

12. On October 4, 2018, the Commission sent an email to Brevard County Supervisor of Elections asking if they had a 2017 CE Form 1 on file for Appellant. The Brevard County Supervisor of Elections emailed the Commission back stating they did in fact have a 2017 CE Form 1 on file for Appellant and they included a copy of the form as an attachment.

13. On October 8, 2018, Appellant emailed the Commission saying she had been able to obtain the needed notary seal for her appeal form and she advised the Commission that she had included her appeal form as a PDF document. On her appeal form, Appellant listed her mailing address as 2555 Willowbrook Circle, Birmingham, Alabama 35242 and her email address as miamicypress@gmail.com. On her appeal form, Appellant also confirmed she had been employed by the City of Palm Bay as a Director of Growth Management until April 3, 2018. In part B of her appeal form, Appellant checked lack of notification, claim of timely filing of financial disclosure and other unusual circumstances as the general reasons for her appeal. In part C of her appeal form, Appellant referred to the notarized letter she had filed with her appeal form which read as follows: "I left employment with the City of Palm Bay on April 3, 2018. I left the Palm Bay area in April to temporary living arrangements with family in Dothan, Alabama. I accepted employment with an engineering firm in Naples, Florida in July of 2018 and then three weeks later I was told they no longer needed my services. I moved from Naples, Florida to Birmingham, Alabama in early September of 2018. I filed a CE Form 1F for calendar year 2017 prior to December 2017, as required, using the self-addressed envelope that was given to me by the City Clerk's Office of Palm Bay. I filed a CE Form 1F as required after I left Palm Bay and mailed it via USPS to the address identified on the form. I provided USPS with all my forwarding information for each location I
resided in from July 2017 through September 2018. Today, October 4, 2018, I was informed by the City of Palm Bay via telephone that the required ethics forms were not received. I immediately telephoned your office and spoke with Commission staff regarding how to resolve this situation. I have faithfully filed, as required, with all my past employment positions since 2009 with no issues and with receipt. I cannot help my past changing employment situation or lack of delivery by USPS. I am appealing any accumulated fines for the missing 2017 and 2018 forms due to my unique and unfortunate employment circumstances that caused me to move between several different home addresses and failure of delivery by the USPS."

14. On January 2, 2019, Appellant emailed the Commission requesting an update on the status of her fine. The Commission responded to Appellant advising her that the standard process was to first levy the accumulated fines before any appeals are considered.

15. On February, 26, 2019, an automatically assessed fine was levied against Appellant.

16. The total amount of the automatic fine levied against Appellant was $750.

17. On February 27, 2019, the Commission sent Appellant a Notice of Assessment of Automatic Fine, using certified mail. The Commission sent notice to Appellant at 2555 Willowbrook Circle, Birmingham, Alabama 35242. The notice informed Appellant what the total amount of her fine was and it advised her that she had until March 29, 2019 to file an appeal.

18. On February 27, 2019, the Commission sent Appellant a letter advising her that the Commission had received her appeal and it would send all future correspondence regarding this issue to the address she had listed on her appeal form. The letter also advised Appellant that once Commission staff has completed their review of her appeal, a draft order will be prepared and placed on the agenda of an upcoming Commission meeting. The letter advised Appellant she had the right to request a hearing before the Commission at whichever upcoming Commission meeting
had her appeal on its' agenda. At the upcoming meeting, the Commission will make a ruling on her appeal and subsequently enter a final order which Appellant will receive a copy of usually within a week of the meeting.

Conclusions of Law

19. The Commission has jurisdiction over the subject matter of this proceeding pursuant to Section 112.3145, Florida Statutes.

20. Financial disclosure is required of public officials and employees because it enables the public to evaluate potential conflicts of interest, deters corruption, and increases public confidence in government.

21. Section 112.3145(7)(f)3., Florida Statutes, states:

   Any reporting person may appeal or dispute a fine, based upon unusual circumstances surrounding the failure to file on the designated due date, and may request and is entitled to a hearing before the commission, which may waive the fine in whole or in part for good cause shown. Any such request must be made within 30 days after the notice of payment due is transmitted. In such a case, the reporting person must, within the 30-day period, notify the person designated to review the timeliness of reports in writing of his or her intention to bring the matter before the commission.

22. When the Brevard County Supervisor of Elections sent Appellant the Notice of Delinquency on July 27, 2018, she had already left her position as the Director of Growth Management with the City of Palm Bay. The Notice of Delinquency was returned to the Brevard County Supervisor of Elections office stamped "return to sender", "unclaimed" and "unable to forward" with a label with a new city of Naples forwarding address for Appellant covering the address the Supervisor of Elections had originally sent the notice because Appellant no longer resided at the 1064 Helena Avenue Northwest address in Palm Bay. When the Commission sent Appellant the August 16, 2018 Courtesy Reminder Postcard she was not available at the 1064 Helena Avenue Northwest address to receive it and it was returned to the Brevard County
Supervisor of Elections. On August 30, 2018, the number which the Commission used to call Appellant was no longer in service and the email address the Commission used to send her an email reminding her to file her financial disclosure form was not Appellant's email address. Therefore, all the relevant circumstantial evidence indicates that Appellant did not receive any notice regarding her obligation to file a 2017 CE Form 1 and a 2018 CE Form 1F prior to the grace period deadline. Not receiving any notice regarding her obligation to file a 2017 CE Form 1 and a 2018 CE Form 1F prior to the September 4th grace period deadline is the kind of unusual circumstance that justifies waiving Appellant's fine.

Order

Based on the foregoing facts and conclusions of law, the Commission hereby waives the assessed fine of $750.

ORDERED by the State of Florida Commission on Ethics meeting in public session on Friday, April 12, 2019.

Date Rendered

______________________________
Guy W. Norris
Chair, Florida Commission on Ethics

THIS ORDER CONSTITUTES FINAL AGENCY ACTION. ANY PARTY WHO IS ADVERSELY AFFECTED BY THIS ORDER HAS THE RIGHT TO SEEK JUDICIAL REVIEW UNDER SECTION 120.68, AND SECTION 112.3241, FLORIDA STATUTES, BY FILING A NOTICE OF ADMINISTRATIVE APPEAL PURSUANT TO RULE 9.110 FLORIDA RULES OF APPELLATE
PROCEDURE, WITH THE CLERK OF THE COMMISSION ON ETHICS, AT EITHER 325 JOHN KNOX ROAD, BUILDING E, SUITE 200, TALLAHASSEE, FLORIDA 32303 OR P.O. DRAWER 15709, TALLAHASSEE, FLORIDA 32317-5709; AND BY FILING A COPY OF THE NOTICE OF APPEAL ATTACHED TO WHICH IS ACORDED COPY OF THE ORDER DESIGNATED IN THE NOTICE OF APPEAL ACCOMPANIED BY THE APPLICABLE FILING FEES WITH THE APPROPRIATE DISTRICT COURT OF APPEAL. THE NOTICE OF ADMINISTRATIVE APPEAL MUST BE FILED WITHIN 30 DAYS OF THE DATE THIS ORDER IS RENDERED.

GWN:mlj

Derek Burr
2555 Willowbrook Circle
Birmingham, Alabama 35242
STATE OF FLORIDA
COMMISSION ON ETHICS
325 John Knox Road
Building E, Suite 200
Tallahassee, FL 32303
Telephone: (850) 488-7864
Fax: (850) 488-3077
Email: disclosure@leg.state.fl.us

APPEAL OF AUTOMATIC FINE FOR FORM YEAR 2016

DIRECTIONS: The information you provide in this form is critical for processing your appeal in a timely manner.

In Part A, please provide current contact information. If your contact information changes while your appeal is being processed, please notify us.

In Part B, please check any boxes that specify the general reason(s) for your appeal.

In Part C, please explain in detail the reason(s) for your appeal. In addition to your written explanation in Part C, you may attach any documents that support your appeal.

IMPORTANT: TO PRESERVE YOUR RIGHT TO APPEAL, THIS FORM OR OTHER WRITTEN APPEAL (AND ANY ATTACHMENTS) MUST BE FILLED WITH (RECEIVED BY) THE COMMISSION ON ETHICS WITHIN THIRTY (30) DAYS OF THE DATE THE NOTICE OF ASSESSMENT OF AUTOMATIC FINE WAS MAILED TO YOU.

PLEASE SEND YOUR COMPLETED FORM TO ONE OF THE FOLLOWING:
Mailing Address: Commission on Ethics
P.O. Drawer 15709
Tallahassee, FL 32317-5709

Physical Address: Commission on Ethics
325 John Knox Road
Building E, Suite 200
Tallahassee, FL 32303

Fax: (850) 488-3077
Email: disclosure@leg.state.fl.us

PART A: YOUR INFORMATION

Name: Derek CS Burr

Address: 2555 Willowbrook Circle City: Birmingham State: AL Zip: 35242

Daytime Tel.: 239-357-1997 Cell: ______________

Email: miamicypress@gmail.com Filer ID# (if known): ____________________________

Public Employer: until April 3, 2018, City of Palm Bay

Public Position: Director of Growth Management

CONTINUED ON REVERSE SIDE
**PART B: GENERAL REASON(S) FOR YOUR APPEAL**

Please choose any/all reasons that apply to your appeal.

I hereby appeal the Notice of Assessment of Automatic Fine on the following basis:

<table>
<thead>
<tr>
<th>Option</th>
<th>Reason</th>
</tr>
</thead>
<tbody>
<tr>
<td>a. [ ] Sickness or injury</td>
<td>(Explain in Part C and attach a statement from attending physician, including dates and nature of illness or injury)</td>
</tr>
<tr>
<td>b. [✓] Lack of notification – Failure to receive notice</td>
<td>(Explain in Part C and provide documentation that supports your assertion that you never received certified mail delinquency notice: for example, incorrect address; misdelivered mail; change in employment; extended absence from home, etc.)</td>
</tr>
<tr>
<td>c. [✓] Claim of timely filing of financial disclosure</td>
<td>(Explain in Part C and provide copy of certified mail receipt and or copy of completed form which had been previously filed, along with a sworn notarized statement that you filed prior to the deadline)</td>
</tr>
<tr>
<td>d. [ ] Left public position prior to December 31, 2016</td>
<td>(Explain in Part C and provide confirmation from agency that your office-holding employment ended before 12/31/2016)</td>
</tr>
<tr>
<td>e. [✓] Other unusual circumstance</td>
<td>(Explain in Part C and provide documentation explaining uncommon, rare, or sudden occurrence that prevented timely filing prior to deadline)</td>
</tr>
<tr>
<td>f. [ ] Not required to file</td>
<td>(Explain in Part C and provide documentation that supports reason for not required to file)</td>
</tr>
</tbody>
</table>

**PART C: DETAILED EXPLANATION OF YOUR APPEAL**

Please provide a detailed explanation of your appeal, including why each option you selected in Part B is applicable to you. You may use the space provided and/or attach additional pages.

Please see attached, notarized letter.

**OPTIONAL REQUEST FOR HEARING**

[ ] In addition to this written appeal, I specifically request to appear before the Commission in a hearing pursuant to Section 112.3144(5)(e)3 or Section 112.3145(7)(f)3, Florida Statutes. Commission meetings occur in Tallahassee.

**SIGNATURE**

I have received and read the Notice of Assessment of Automatic Fine and its instructions on How to Appeal and I understand my options. I am requesting Disposition of this matter as indicated.

\[Signature\]  
\[Date\]  
\[Signature\]
Hello Emily. I was able to obtain the needed notary seal for the ethics appeal form. Please find the document attached as Adobe PDF. Thank you again for your time and help.

Sincerely,

Derek CS Burr
239-357-1997

On Oct 4, 2018, at 12:46 PM, Prine.Emily <PRINE.EMILY@leg.state.fl.us> wrote:

Ms. Burr,

Brevard County does have the 1F no need to refile.

Thank you!

Sincerely,
Emily E. Prine
Program Specialist
Financial Disclosure Section
Florida Commission on Ethics
Post Office Drawer 15709
Tallahassee, FL 32317-5709

From: Jennifer D'Agostino <jdagostino@votebrevard.com>
Sent: Thursday, October 04, 2018 12:55 PM
To: Prine.Emily <PRINE.EMILY@leg.state.fl.us>
Subject: RE: Derek Burr

I do not. However, I do have a Form 1F 2018.

Under Florida law, F. S. 668.6076, e-mail addresses are public records. If you do not want your e-mail address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.
I left employment with the City of Palm Bay April 3, 2018. I left the Palm Bay area in April to temporary living arrangements with family in Dothan, AL. I accepted employment with an engineering firm in Naples, Fla. in July 2018, and 3 weeks later was told they no longer needed my services. I moved from Naples, Fla. to Birmingham, AL in early September 2018. I filed Form F for calendar year 2017 prior to December 2017, as required, using the self-addressed envelope given to me by City Clerk’s Office of Palm Bay. I filled Form 1F as required after I left Palm Bay and mailed via USPS to the address identified on the form. I provided USPS with all my forward information for each location I resided from July 2017 through September 2018. Today, October 4 2018, I was informed by the City of Palm Bay via telephone that the required ethics forms were not received. I immediately telephoned your office and spoke with Emily Prine on how to resolve this situation. I have faithfully filed, as required, with all past employment positions since 2009 with no issues with receipt. I cannot help my past changing employment situation or lack of deliver by USPS. I am appealing any accumulated fines for the missing 2017 and 2018 forms due to my unique and unfortunate employment circumstances that caused several homes address, and failure of USPS mail delivery.

Sincerely,

Ms. Derek CS Burr
Good morning,

As requested, the certified mail information and returned envelope for Derek Burr.

Please note the original envelope was sent to the address I circled on the e-certify page. However, the envelope was returned with a second address label citing a "Naples FL" address, covering the first address (perhaps done by the post office?)

Best regards,

Jennifer D'Agostino
Candidate Coordinator
Brevard County Supervisor of Elections Office
2725 Judge Fran Jamieson Way, Building C Viera, Florida 32940 P.O. Box 410819, Melbourne, FL 32941-0819
Phone: (321) 633-2124 Cell: 321-576-5098 jdagostino@VoteBrevard.com www.votebrevard.com

Note: This response is provided for reference only and does not constitute a formal legal opinion or representation from the sender or the Brevard County Supervisor of Elections. Interested parties should refer to the Florida Statutes and applicable case law, and/or consult an attorney to represent their interests before drawing any legal conclusions or relying upon the information provided.

-----Original Message-----
From: No Reply <noreply@votebrevard.com>
Sent: Wednesday, February 27, 2019 9:21 AM
To: Jennifer D'Agostino <jdagostino@votebrevard.com>
Subject: Viera Scanned Document

-----------------------
ECOSYS M3550idn
[00:17:c8:0c:e0:14]
-----------------------
Under Florida law, F. S. 668.6076, e-mail addresses are public records. If you do not want your e-mail address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.
**Return address:**
SUPERVISOR OF ELECTIONS  
BREVARD COUNTY  
PO BOX 410819  
MELBOURNE, FL 32941-0819

**Recipient address:**  
DEREK BURR  
1064 HELENA AVE NW  
PALM BAY FL 32907

---

**USPS CERTIFIED MAIL**

---

**USPS Tracking Label Number:** 9214 8901 9403 8300 0008 1754 95

**USPS Tracking History**

<table>
<thead>
<tr>
<th>Event Description</th>
<th>Postal Facility</th>
<th>ZIP</th>
<th>Date</th>
<th>Time</th>
</tr>
</thead>
<tbody>
<tr>
<td>PRE-SHIPMENT INFO SENT, USPS AWAITSF ITEM</td>
<td>MELBOURNE, FL 32940</td>
<td></td>
<td>07/27/2016</td>
<td>15:50</td>
</tr>
<tr>
<td>ORIGIN ACCEPTANCE</td>
<td>MELBOURNE, FL 32940</td>
<td></td>
<td>07/31/2016</td>
<td>20:15</td>
</tr>
<tr>
<td>PROCESSED THROUGH USPS FACILITY</td>
<td>ORLANDO, FL 32862</td>
<td></td>
<td>07/31/2016</td>
<td>21:30</td>
</tr>
<tr>
<td>PROCESSED THROUGH USPS FACILITY</td>
<td>FORT MYERS, FL 33913</td>
<td></td>
<td>08/02/2016</td>
<td>05:16</td>
</tr>
<tr>
<td>DEPART USPS FACILITY</td>
<td>FORT MYERS, FL 33913</td>
<td></td>
<td>08/02/2016</td>
<td>06:08</td>
</tr>
<tr>
<td>PROCESSED THROUGH USPS FACILITY</td>
<td>ORLANDO, FL 32862</td>
<td></td>
<td>08/03/2016</td>
<td>12:39</td>
</tr>
<tr>
<td>DEPART USPS FACILITY</td>
<td>ORLANDO, FL 32862</td>
<td></td>
<td>08/03/2016</td>
<td>20:53</td>
</tr>
<tr>
<td>REFUSED</td>
<td>PALM BAY, FL 32907</td>
<td></td>
<td>08/08/2016</td>
<td>14:16</td>
</tr>
<tr>
<td>PROCESSED THROUGH USPS FACILITY</td>
<td>TAMPA, FL 33630</td>
<td></td>
<td>08/14/2016</td>
<td>20:03</td>
</tr>
<tr>
<td>DEPART USPS FACILITY</td>
<td>TAMPA, FL 33630</td>
<td></td>
<td>08/14/2016</td>
<td>22:01</td>
</tr>
<tr>
<td>PROCESSED THROUGH USPS FACILITY</td>
<td>FORT MYERS, FL 33913</td>
<td></td>
<td>08/16/2016</td>
<td>19:14</td>
</tr>
<tr>
<td>PROCESSED THROUGH USPS FACILITY</td>
<td>MONTGOMERY, AL 36119</td>
<td></td>
<td>08/19/2016</td>
<td>11:33</td>
</tr>
<tr>
<td>DEPART USPS FACILITY</td>
<td>MONTGOMERY, AL 36119</td>
<td></td>
<td>08/19/2016</td>
<td>12:22</td>
</tr>
<tr>
<td>ARRIVAL AT UNIT</td>
<td>HEADLAND, AL 36345</td>
<td></td>
<td>08/20/2016</td>
<td>08:12</td>
</tr>
<tr>
<td>FORWARDED</td>
<td>HEADLAND, AL 36345</td>
<td></td>
<td>08/20/2016</td>
<td>08:21</td>
</tr>
<tr>
<td>PROCESSED THROUGH USPS FACILITY</td>
<td>BIRMINGHAM, AL 35203</td>
<td></td>
<td>09/21/2016</td>
<td>10:11</td>
</tr>
<tr>
<td>PROCESSED THROUGH USPS FACILITY</td>
<td>MONTGOMERY, AL 36119</td>
<td></td>
<td>08/22/2016</td>
<td>07:15</td>
</tr>
<tr>
<td>ARRIVAL AT UNIT</td>
<td>HEADLAND, AL 36345</td>
<td></td>
<td>08/23/2016</td>
<td>08:21</td>
</tr>
<tr>
<td>SORTING/PROCESSING COMPLETE</td>
<td>HEADLAND, AL 36345</td>
<td></td>
<td>08/24/2016</td>
<td>07:53</td>
</tr>
<tr>
<td>OUT FOR DELIVERY</td>
<td>HEADLAND, AL 36345</td>
<td></td>
<td>08/24/2016</td>
<td>08:03</td>
</tr>
<tr>
<td>DELIVERY STATUS NOT UPDATED</td>
<td>HEADLAND, AL 36345</td>
<td></td>
<td>08/24/2016</td>
<td>22:03</td>
</tr>
<tr>
<td>NO AUTHORIZED RECIPIENT AVAILABLE</td>
<td>NAPLES, FL 34103</td>
<td></td>
<td>09/24/2016</td>
<td>16:04</td>
</tr>
<tr>
<td>REMINDER TO SCHEDULE REDELIVERY</td>
<td>PALM BAY, FL 32907</td>
<td></td>
<td>09/24/2016</td>
<td>03:35</td>
</tr>
<tr>
<td>PACKAGE RETURN NOTICE GENERATED</td>
<td>PALM BAY, FL 32907</td>
<td></td>
<td>09/30/2016</td>
<td>04:36</td>
</tr>
</tbody>
</table>

**CUSTOM 1:**
Jennifer D'Agostino

From: Prine.Emily <PRINE.EMILY@leg.state.fl.us>
Sent: Thursday, October 04, 2018 1:44 PM
To: miamicypress@gmail.com
Cc: Jennifer D'Agostino
Subject: FW: Burr_ 2017 Form F
Attachments: SKM_C654e18100412210.pdf; Burr Derek C.S.pdf
Importance: High

Jennifer,

Please see attached Form 1 2017 that has been recorded for Ms. Burr PID 81315.

Thank you!

Filer's address has been updated as well.

Sincerely,

Emily E. Prine
Program Specialist
Financial Disclosure Section
Florida Commission on Ethics
Post Office Drawer 15709
Tallahassee, FL 32317-5709

From: Burr, Derek <burrd@jccal.org>
Sent: Thursday, October 04, 2018 1:07 PM
To: Prine.Emily <PRINE.EMILY@leg.state.fl.us>
Cc: miamicypress@gmail.com
Subject: Burr_ 2017 Form F

Emily;
Please find attached the completed and signed financial disclosure form F, which as discussed was completed and mailed prior to the end of December 2017 using the self-addressed envelope provided by the City of Palm Clerks office. I will work on the appeal form and notarization and get that to you as soon as possible. Thank you for your assistance with this unfortunate situation. For over 10 years I have submitted such forms by USPS mail, with no problems, as required.

Sincerely,

Ms. Derek C.S. Burr, AICP
Director Development Services

Jefferson County Courthouse
716 Richard Arrington Junior Boulevard North
**FORM 1**

**STATEMENT OF FINANCIAL INTERESTS**

**2017**

**FOR OFFICE USE ONLY:**

**PROCESSED**

81315

Processed

**RECEIVED**

**OCT 8 2017**

---

**LAST NAME** - **FIRST NAME** - **MIDDLE NAME**:
Burk Derek C.S.

**MAILING ADDRESS**:
2555 Willowbrook Circle

**CITY**: Birmingham  
**ZIP**: 35242  
**COUNTY**: Shelby

**NAME OF AGENCY**:
City of Palm Bay

**NAME OF OFFICE OR POSITION HELD OR SOUGHT**:
Director Growth Management

**DISCLOSURE PERIOD**:
This statement reflects your financial interests for the preceding tax year, whether based on a calendar year or on a fiscal year. Please state below whether this statement is for the preceding tax year ending either (must check one):

- [ ] December 31, 2017
- [ ] Specify tax year if other than the calendar year:

**MANNER OF CALCULATING REPORTABLE INTERESTS**:
Filers have the option of using reporting thresholds that are absolute dollar values, which requires fewer calculations, or using comparative thresholds, which are usually based on percentage values (see instructions for further details). Check the one you are using (must check one):

- [x] Comparative (percentage) thresholds
- [ ] Dollar value thresholds

---

### PART A - PRIMARY SOURCES OF INCOME

[Major sources of income to the reporting person - See instructions]

<table>
<thead>
<tr>
<th>NAME OF SOURCE OF INCOME</th>
<th>SOURCE'S ADDRESS</th>
<th>DESCRIPTION OF THE SOURCE'S PRINCIPAL BUSINESS ACTIVITY</th>
</tr>
</thead>
<tbody>
<tr>
<td>City of Palm Bay</td>
<td>Palm Bay, Florida</td>
<td>Government</td>
</tr>
</tbody>
</table>

---

### PART B - SECONDARY SOURCES OF INCOME

[Major customers, clients, and other sources of income to businesses owned by the reporting person - See instructions]

<table>
<thead>
<tr>
<th>NAME OF BUSINESS ENTITY</th>
<th>NAME OF MAJOR SOURCES OF BUSINESS' INCOME</th>
<th>ADDRESS OF SOURCE</th>
<th>PRINCIPAL BUSINESS ACTIVITY OF SOURCE</th>
</tr>
</thead>
<tbody>
<tr>
<td>N/A</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

---

### PART C - REAL PROPERTY

[Land, buildings owned by the reporting person - See instructions]

<table>
<thead>
<tr>
<th>ADDRESS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>283 Broyles Drive, Palm Bay, FL</td>
<td></td>
</tr>
</tbody>
</table>

---

**INSTRUCTIONS** on who must file this form and how to fill it out begin on page 2.
### PART D — INTANGIBLE PERSONAL PROPERTY

(If you have nothing to report, write "none" or "n/a")

<table>
<thead>
<tr>
<th>TYPE OF INTANGIBLE</th>
<th>BUSINESS ENTITY TO WHICH THE PROPERTY RELATES</th>
</tr>
</thead>
<tbody>
<tr>
<td>N/A</td>
<td></td>
</tr>
</tbody>
</table>

### PART E — LIABILITIES

(If you have nothing to report, write "none" or "n/a")

<table>
<thead>
<tr>
<th>NAME OF CREDITOR</th>
<th>ADDRESS OF CREDITOR</th>
</tr>
</thead>
<tbody>
<tr>
<td>Loan Depot</td>
<td>California</td>
</tr>
<tr>
<td>Ally Auto Loan</td>
<td></td>
</tr>
</tbody>
</table>

### PART F — INTERESTS IN SPECIFIED BUSINESSES

(Ownership or positions in certain types of businesses - See Instructions)

<table>
<thead>
<tr>
<th>NAME OF BUSINESS ENTITY</th>
<th>BUSINESS ENTITY # 1</th>
<th>BUSINESS ENTITY # 2</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>N/A</td>
<td></td>
</tr>
</tbody>
</table>

### PART G — TRAINING

For elected municipal officers required to complete annual ethics training pursuant to section 112.3142, F.S.

- [ ] I CERTIFY THAT I HAVE COMPLETED THE REQUIRED TRAINING.

**SIGNATURE OF FILER:**

Signature:  
Date Signed: 4 October 2018 (originally filed and mailed December 2017)

**FILING INSTRUCTIONS:**

If you were mailed the form by the Commission on Ethics or a County Supervisor of Elections for your annual disclosure filing, return the form to that location. To determine what category your position falls under, see page 3 of instructions.

Local officers/employees file with the Supervisor of Elections of the county in which they permanently reside. (If you do not permanently reside in Florida, file with the Supervisor of the county where your agency has its headquarters.) Form 1 filers who file with the Supervisor of Elections may file by mail or email. Contact your Supervisor of Elections for the mailing address or email address to use. Do not email your form to the Commission on Ethics; it will be returned.

State officers or specified state employees who file with the Commission on Ethics may file by mail or email. To file by mail, send the completed form to P.O. Drawer 16709, Tallahassee, FL 32317-5709; physical address: 225 John Knox Rd, Bldg E, Ste 200, Tallahassee, FL 32303. To file with the Commission by email, scan your completed form and any attachments as a pdf (do not use any other format) and send it to CEForm1@leg.state.fl.us. Do not file by both mail and email. Choose only one filing method. Form 8s will not be accepted via email.

**CPA or ATTORNEY SIGNATURE ONLY**

If a certified public accountant licensed under Chapter 473, or attorney in good standing with the Florida Bar prepared this form for you, he or she must complete the following statement:

I, ___________________________ , prepared the CE Form 1 in accordance with Section 112.3145, Florida Statutes, and the instructions to the form. Upon my reasonable knowledge and belief, the disclosure herein is true and correct.

CPA/Attorney Signature:  
Date Signed:  

Candidates file this form together with their filing papers.

MULTIPLE FILING UNNECESSARY: A candidate who files a Form 1 with a qualifying officer is not required to file with the Commission or Supervisor of Elections.

WHEN TO FILE: Initially, each local officer/employee, state officer, and specified state employee must file within 30 days of the date of his or her appointment or of the beginning of employment. Appointees who must be certified by the Senate must file prior to confirmation, even if that is less than 30 days from the date of their appointment.

Candidates must file at the same time they file their qualifying papers. Thereafter, file by July 1 following each calendar year in which they hold their positions.

Finally, file a final disclosure form (Form 1F) within 60 days of leaving office or employment. Filing a CE Form 1F (Final Statement of Financial Interest) does not relieve the filer of filing a CE Form 1 if the filer was in his or her position on December 31, 2017.
BEFORE THE  
STATE OF FLORIDA  
COMMISSION ON ETHICS  

In re Derek Burr  
Growth Management Director  
Employees  
Palm Bay  

PID#: 81315

NOTICE OF ASSESSMENT OF AUTOMATIC FINE

The Commission on Ethics hereby gives notice of an assessment of a fine against you pursuant to Section 112.3145(7)(f), Florida Statutes, due to your failure to timely file your 2017 CE Form 1, Statement Of Financial Interests. Under the law, your 2017 CE Form 1, Statement of Financial Interests, was due by July 2, 2018. The law provided for a penalty-free grace period extending the due date to September 4, 2018. After that date, you accrued fines of $25.00 per day for each day your financial disclosure was late, pursuant to Section 112.3145(7)(f), Florida Statutes.

Inasmuch as your 2017 CE Form 1 was filed October 4, 2018 with the Supervisor of Elections for Brevard County, you are fined the amount of $750.00 ($25.00 per day for 30 day(s) late). This fine must be paid to the Commission on Ethics within 30 days of the date of this notice unless you appeal the fine to the Commission. The Commission has the authority to consider the appeal and waive the fine in whole or in part if your failure to file on time was due to "unusual circumstances" surrounding the failure to file.

HOW TO APPEAL

1. Read these instructions carefully before submitting your appeal.

2. **LEGAL AUTHORITY:** Appeals are governed by Section 112.3145(7)(f)3., Florida Statutes, and Commission Rule 34-8.215, Florida Administrative Code.

3. **FORMAT:** Your appeal must be in writing and mailed to Florida Commission on Ethics, P. O. Drawer 15709, Tallahassee, FL 32317-5709, or delivered to Florida Commission on Ethics, 325 John Knox Road, Building E, Suite 200, Tallahassee, FL 32303. The appeal may take the form of a letter or you may use the appeal form included in this mailing. The appeal form also is available at the Commission's website: www.ethics.state.fl.us. Click on "Financial Disclosure" and then the link to the sample appeal form.

4. **DUE DATE:** Your appeal must be received by the Commission on Ethics on or before **March 29, 2019.**

   **NOTE:** Failure to timely file an appeal will constitute a waiver of your right to appeal and will result in the entry of a default order against you.

5. **UNUSUAL CIRCUMSTANCES:** An appeal must demonstrate that you submitted your CE Form 1 after the extended due date because of "unusual circumstances." "Unusual circumstances" is defined in Commission Rule 34-8.215(4), Florida Administrative Code, as "uncommon, rare, or sudden events over which the reporting individual had no control and which directly result in the failure to act in accordance with the filing requirements." Therefore, circumstances that allowed for time to take steps necessary to file on time do not constitute "unusual circumstances" that will allow the Commission to waive the fine. You have the burden to establish "unusual circumstances." Your appeal must specifically state the circumstances that led to your not filing by September 4, 2018, and must include any documentation or evidence supporting your appeal, such as:

   a. **SICKNESS/INJURY:** a statement from attending physician, including dates and nature of the illness or injury;

   b. **LACK OF NOTICE (WRONG ADDRESS):** documentation that you did not reside at the address to which notice was sent;

   c. **LACK OF NOTICE (ABSENCE FROM HOME):** documentation establishing the period of time of your absence covering the notification period;
d. **CLAIM OF TIMELY FILING OF FINANCIAL DISCLOSURE:** (1) an affidavit from you attesting under oath or affirmation that you filed your financial disclosure and your recollection of when and how you filed and (2) a copy of a certified mail receipt and/or a copy of the completed form which was filed. If you have witnesses to your filing, we also will need an affidavit from each witness. **NOTE:** A claim of having filed the CE Form 1F for the current year does not satisfy the CE Form 1 filing requirement or excuse a late filing;

e. **LEFT PUBLIC POSITION BEFORE DECEMBER 31, 2017:** confirmation of your last date of office or employment by your former agency, showing the last date to be before December 31, 2017; or

f. **UNCLAIMED CERTIFIED MAIL:** if delinquency notice was addressed correctly but not received, you must explain why.

6. **YOUR RIGHT TO A HEARING:** You have the right to have your appeal heard by the Commission and to appear before the Commission at the hearing, but, to exercise this right, **you must specifically request a hearing in your appeal.** If you do not request a hearing, you will waive your right to a hearing, the Commission will determine the outcome of your appeal based upon the written record (including the documentation you provide and any documentation in your case file), and you will receive no further notice until after the Commission decides your appeal.

**FAILURE TO PAY FINE OR FILE APPEAL WITHIN 30 DAYS**

If you do not timely file an appeal or pay the assessed fine within 30 days of this Notice, a default order will be entered against you and the Commission will take the steps provided by law to collect the fine, including:

- Referral to the CFO of the Department of Financial Services, if you are a salaried state officer or employee, for withholding of a portion of your salary until the fine is satisfied; or
- Referral to your agency's governing body for withholding of a portion of your salary until the fine is satisfied;
- Referral to a collection agency, which can seek garnishment of your wages; and/or
- An additional civil penalty, not limited by this automatic fine, may be imposed if your disclosure statement is filed more than 60 days late and a complaint is filed against you pursuant to Section 112.324, Florida Statutes.

Please contact our office if you have any questions about this matter.

**CERTIFICATE OF MAILING**

I certify that a copy of the foregoing Notice of Assessment of Automatic Fine was furnished to:

Derek Burr  
2555 Willowbrook Circle  
Birmingham, AL 35242

by Certified Mail on this Wednesday, February 27, 2019.

/KIMBERLY R. HOLMES/  
Program Administrator

Florida Commission on Ethics  
P. O. Drawer 15709  
Tallahassee, FL 32317-5709

Florida Commission on Ethics  
325 John Knox Road, Building E, Ste. 200  
Tallahassee, FL 32303

Tel.: (850) 488-7864  
Fax: (850) 488-3077  
Email: disclosure@leg.state.fl.us
The filer has fines for: **2018 (Appeal)**

### 2018 Fines and Appeals

<table>
<thead>
<tr>
<th>Form Year 2017 Filed Forms</th>
</tr>
</thead>
<tbody>
<tr>
<td>Received Date</td>
</tr>
<tr>
<td>10/04/18</td>
</tr>
</tbody>
</table>

### 2018 Fine Information

<table>
<thead>
<tr>
<th>Fine Balance</th>
<th>Fine Status</th>
<th>Fine Date</th>
<th>Original Assessment</th>
<th>Fine Amount</th>
<th>Last Payment Date</th>
<th>Payment Plan Start Date</th>
<th>Payment Plan Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>$750.00</td>
<td>Appeal</td>
<td>2/26/2019</td>
<td>$750.00</td>
<td>$750.00</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Fine Address: 2555 Willowbrook Circle Birmingham AL 35242

Org/Suborg: Palm Bay-Employees

### 2018 Fine Payment History

<table>
<thead>
<tr>
<th>Date Posted</th>
<th>Description</th>
<th>Amount</th>
<th>Method</th>
<th>Payment ID</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>2/26/2019</td>
<td>Fine Levied</td>
<td>+ $750.00</td>
<td></td>
<td></td>
<td>Fined $750.00</td>
</tr>
</tbody>
</table>

Current Balance: $750.00
2018 Fine Year Event
Chronology

<table>
<thead>
<tr>
<th>Date</th>
<th>Type</th>
<th>Description</th>
<th>Reference</th>
</tr>
</thead>
<tbody>
<tr>
<td>08/16/2018</td>
<td>Postcard Sent</td>
<td>Courtesy Postcard Reminder</td>
<td>Print Queue: 8/16/2018</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Printing</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Confirmed: 8/16/2018</td>
</tr>
</tbody>
</table>

Letter Sent To:
Derek Burr
1064 Helena Ave Nw
Palm Bay, FL 32907 -7601

08/30/2018 Filer Communication: Phone
08/30/2018 Filer Communication: Email
From: France, Staci Sent: Thursday, August 30, 2018 8:41 AM
To: derek.burr@bfl.org
Subject: CE Form 1 Earlier this year you were notified of your obligation to file a CE Form 1, Statement of Financial Interests, for the year ending December 31, 2017. The grace period for filing this form will expire on September 4th 2018 at 5 pm. According to our records, you still have not filed your CE Form 1. Pursuant to State Law, an automatic fine of $25 per day for each day late (maximum fine $1,500) will be assessed against you if your CE Form 1 is not
received by September 4, 2018. Failure to file can result in removal from public office or employment. Please file your CE Form 1 immediately with your county Supervisor of Elections! If you have any questions please contact 800-262-8824 or 850-488-7864.

From: France, Staci
Sent: Thursday, August 30, 2018 8:41 AM
To: 'derek.burr@pbfl.org'
Subject: CE Form 1 Earlier this year you were notified of your obligation to file a CE Form 1, Statement of Financial Interests, for the year ending December 31, 2017. The grace period for filing this form will expire on September 4th 2018 at 5 pm. According to our records, you still have not filed your CE Form 1. Pursuant to State Law, an automatic fine of $25 per day for each day late (maximum fine $1,500) will be assessed against you if your CE Form 1 is not received by September 4, 2018. Failure to file can result in removal from public office or employment. Please file your CE Form 1 immediately with your county Supervisor of Elections! If you have any questions please contact 800-
262-8824 or 850-488-7864.
derek.burr@pbfl.org This
message was rejected by the
recipient email system.
Please check the recipient's
e-mail address and try
resending this message, or
contact the recipient
directly.

<table>
<thead>
<tr>
<th>Date</th>
<th>Type</th>
<th>Message Description</th>
<th>Print Queue:</th>
</tr>
</thead>
<tbody>
<tr>
<td>09/6/2018</td>
<td>Letter Sent</td>
<td>Courtesy Notice of Fines</td>
<td>9/6/2018</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Accruing</td>
<td>Printing</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Confirmed:</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>9/6/2018</td>
</tr>
</tbody>
</table>

**Letter Sent To:**
Derek Burr
1064 Helena Ave Nw
Palm Bay, FL 32907 -7601

---

**Form Received**
Form 1 Received, Signed

<table>
<thead>
<tr>
<th>Date</th>
<th>Type</th>
<th>Message Description</th>
<th>By</th>
</tr>
</thead>
<tbody>
<tr>
<td>10/4/2018</td>
<td>Form Received</td>
<td>Form 1 Received by Received by</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Received by COE on behalf of</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Brevard Supervisor of Elections SOE</td>
<td></td>
</tr>
</tbody>
</table>

**Form Received By:** Emily Prine

**Filing Location:** Brevard County SOE

**Record Created By:** Emily Prine on 10/04/2018

---

**10/4/2018**
Filer Communication: Filer states she left in April 3, 2017! Said she gave Palm Bay her forwarding addresses (4) each time!!!! Filer more than angry because of the transfers!!! Told her I would call coordinator and call her back.

**10/4/2018**
10/4/2018 Filer Spoke with filer/goto send Form 1 1F and appeal Emily Prine
Communication: Phone

10/4/2018 Filer From: Prine. Emily Sent: Emily Prine
Communication: Thursday, October 04, 2018
Email 12:52 PM To: 'miamicypress@gmail.com'
Subject: PID 81315 Derek Burr Importance: High
Attached are the three forms we discussed. Please email the Form 1 and Form 1F back to me as soon as you can, the appeal form you can send over the next day or so.
Thank you!

10/4/2018 Filer From: Prine. Emily Sent: Emily Prine
Communication: Thursday, October 04, 2018
Email 12:54 PM To: 'jdagostino@votebrevard.com'
Subject: Derek Burr Importance: High Hi Jennifer,
Would you please check and see if you have Form 1 2017 from Derek Burr? Claimed she sent regular mail.

10/4/2018 Filer From: Burr, Derek Sent: Emily Prine
Communication: Thursday, October 04, 2018
Email 1:07 PM To: Prine. Emily Cc: miamicypress@gmail.com
Subject: Burr_ 2017 Form F Emily; Please find attached the completed and signed financial disclosure form F, which as discussed was completed and mailed prior to the end of December 2017 using the self-addressed
envelope provided by the City of Palm Clerks office. I will work on the appeal form and notarization and get that to you as soon as possible. Thank you for your assistance with this unfortunate situation. For over 10 years I have submitted such forms by USPS mail, with no problems, as required. Sincerely, Ms. Derek C.S. Burr, AICP Director Development Services Jefferson County Courthouse 716 Richard Arrington Junior Boulevard North Birmingham, AL 35203 Main Office: 205.325.5321 Fax: 205.325.5224

10/4/2018 From: dcs Bu Sent: Thursday, Emily Prine
Communication: October 04, 2018 12:56 PM
Email To: Prine.Emily Subject: Re: PID 81315 Derek Burr I am in receipt of your email. Thank you for your help. Derek On Oct 4, 2018, at 11:51 AM,
Prine.Emily wrote: Attached are the three forms we discussed. Please email the Form 1 and Form 1F back to me as soon as you can, the appeal form you can send over the next day or so. Thank you!

10/4/2018 From: Jennifer D'Agostino Emily Prine
Communication: Sent: Thursday, October 04, Email 2018 12:55 PM To:
Prine.Emily Subject: RE:
Derek Burr I do not.
However, I do have a Form
1F 2018.

10/4/2018 Filer From: Prine.Emily Sent: Emily Prine
Communication: Thursday, October 04, 2018
Email 1:46 PM To:
'miamicypress@gmail.com'
Cc:
'jdagostino@votebrevard.com'
Subject: FW: Derek Burr Ms.
Burr, Brevard County does
have the 1F no need to
refile. Thank you!

10/4/2018 Filer From: Prine.Emily Sent: Emily Prine
Communication: Thursday, October 04, 2018
Email 1:44 PM To:
'miamicypress@gmail.com'
Cc:
'jdagostino@votebrevard.com'
Subject: FW: Burr_ 2017
Form F Importance: High
Jennifer, Please see attached
Form 1 2017 that has been
recorded for Ms. Burr PID
81315. Thank you! Filer’s
address has been updated as
well.

10/8/2018 Filer From: dcs Bu Sent: Saturday, Emily Prine
Communication: October 06, 2018 5:16 PM To:
Email Prine.Emily Cc:
miamicypress@gmail.com
Subject: Re: Derek Burr Hello
Emily. I was able to obtain
the needed notary seal for
the ethics appeal form.
Please find the document
attached as Adobe PDF.
Thank you again for your
time and help. Sincerely,
From: Prine, Emily
Sent: Wednesday, January 02, 2019
Subject: RE: Derek Burr Morning! We have just rolled into January and the fines process will begin. Fines are levied then the appeal process begins. I have no further updates right now. Sincerely, Emily E. Prine Program Specialist
Financial Disclosure Section
Florida Commission on Ethics
Post Office Drawer 15709
Tallahassee, FL 32317-5709

From: dcs Bu
Sent: Wednesday, January 02, 2019
6:57 AM To: Prine, Emily
Subject: Re: Derek Burr Good morning. May I have an update, please? You mentioned fine, but there is consideration for the information I provided too? Surly it will be understood I did, as in all past years, complete the form and mail it in? I cannot help the USPS delivery, or lack thereof.
Further, I was notified it never arrived until months later by Palm Bay. Thank you, Derek CS Burr 239-357-1997

02/26/2019 Fine Levied
Fined $750.00

02/26/2019 Notice of Initial Fine Notice
Assessed Fine

02/26/2019 Fine Appeal   FD 18-006

```
Journal:
2/26/2019 4:31
PM
```

02/27/2019 Letter Sent  Notice of Assessed Fine -
Filer 1st Fine Letter

```
Print Queue:
2/27/2019
Printing
Confirmed:
2/27/2019
```

Letter Sent To:
Derek Burr
2555 Willowbrook Circle
Birmingham, AL 35242

02/27/2019 Letter Sent  Fine Appeal

```
Print Queue:
2/27/2019
Printing
Confirmed:
2/27/2019
```

Letter Sent To:
Derek Burr
2555 Willowbrook Circle
Birmingham, AL 35242

02/27/2019 Filer  Notice of Assessed Fine letter  Kim Holmes
Communication:  not mailed by certified mail
Other  as filer appealed prior to fine being levied. Letter mailed by regular mail with the appeal acknowledgement letter.

<table>
<thead>
<tr>
<th>2018 Fine Appeal – FD 18-006</th>
<th>Update Appeal</th>
<th>Withdraw Appeal</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Assign Attorney</td>
<td>Request More Info</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Record Appeal Outcome</td>
</tr>
</tbody>
</table>

Appeal Status: Active
Appeal Receipt Date: No Hearing Requested
<table>
<thead>
<tr>
<th>10/08/2018</th>
</tr>
</thead>
<tbody>
<tr>
<td>Timely Filed: Yes</td>
</tr>
<tr>
<td>Print Appeal Letter: Yes</td>
</tr>
<tr>
<td>Hearing Requested: No</td>
</tr>
<tr>
<td>Appeal Reason: Lack of Notification, Other, Previously Filed</td>
</tr>
<tr>
<td>Financial Disclosure</td>
</tr>
<tr>
<td>Appeal Notes:</td>
</tr>
<tr>
<td>Appeal Number: FD 18-006</td>
</tr>
<tr>
<td>Appeal Analyst Assigned:</td>
</tr>
<tr>
<td>Final Order Number:</td>
</tr>
<tr>
<td>Final Order Date:</td>
</tr>
</tbody>
</table>