BEFORE THE
STATE OF FLORIDA
COMMISSION ON ETHICS

In re DEBBIE PERSHING,  )  Financial Disclosure Appeal No. FD 17-142
)  
Appellant. )  Final Order No.

)  

FINAL ORDER

This matter came before the Commission on Ethics, meeting in public session on September 13, 2019, on the Commission’s own motion, pursuant to Section 112.3145(8)(g), Florida Statutes, (formerly, Section 112.3145(7)(f)), which assesses an automatic fine of $25 per day on a person who fails to timely file the 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 an Administrative Specialist for the University of South Florida. This position requires the filing of a CE Form 1, Statement of Financial Interests, for the year 2016. In 2017, the designated due date for submitting a 2016 CE Form 1 was July 3, 2017, with a grace period ending on September 1, 2017.

2. On January 30, 2018, an automatically accrued fine was levied against Appellant due to her failure to timely file her 2016 CE Form 1, Statement of Financial Interests.

3. The total amount of the automatic fine levied against Appellant was $1,500.
4. On July 17, 2019, the Commission received Appellant's 2016 CE Form 1, Statement of Financial Interests.

5. On July 17, 2019, the Commission received Appellant's Appeal of Automatic Fine for Form Year 2016.

Conclusions of Law

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

7. 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.

8. 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 in writing and received by the commission 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. For purposes of this subparagraph, the term "unusual circumstances" does not include the failure to monitor an e-mail account or failure to receive notice if the person has not notified the commission of a change in his or her e-mail address.

9. All of the Notices of Assessment of Automatic Fine that the Commission had sent Appellant prior to the most recent one it sent her on June 24, 2019 had been sent to addresses where Appellant no longer worked or resided and therefore the June 24th, notice was the first and only Notice of Delinquency she actually received. The June 24th, Notice of Delinquency gave Appellant until July 24, 2019, to appeal her automatic fine and the Commission received
Appellant's appeal on July 17, 2019, therefore her Appellant is timely and shall proceed on its' merits.

10. The original blank 2016 CE Form 1, the Notice of Delinquency and the Courtesy Reminder Postcard which were sent to Appellant on May 8th, July 27th and August 18th of 2017 respectively, were all sent to her at 4202 East Fowler Avenue ATH #100, Tampa, Florida (the address of the University of South Florida) and then not forwarded to her at her current mailing address of: 19817 Gulf Boulevard address where she could have received them. This explains why when the Notice of Delinquency was delivered to the 4202 East Fowler Avenue address on July 31, 2017, it was not received and signed for by Appellant but by a 'Carrie Townes'. There no proof that Appellant received any form of notice prior to the grace period deadline as well as every indication that she did not. Furthermore, Appellant could not have received any of the notices that were sent to her at the University of South Florida's 4202 East Fowler Avenue prior to the grace period deadline because according to the University of South Florida's HR department she retired from her position with the Administrative Specialist for the University on February 3, 2017. Therefore, Appellant had already left her position at the University of South Florida well before the Commission sent her the initial blank 2016 CE Form 1 on May 8, 2017, which was the very first form of notice it sent her that she was required to file a 2016 financial disclosure form. Not receiving any form of notice that she was required to file a 2016 CE Form at any time prior to the September 1st grace period deadline is the kind of unusual circumstance which justifies waiving Appellant's automatic fine.

Order

Based on the foregoing facts and conclusions of law, the Commission hereby waives the assessed fine of $1,500.
ORDERED by the State of Florida Commission on Ethics meeting in public session on Friday, September 13, 2019.

Date Rendered

Kimberly B. Rezanka  
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 A CONFORMED 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.

KBR: mlj

Ms. Debbie Pershing  
19817 Gulf Boulevard  
Apartment #608  
Indian Shores, Florida 33785
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 FILED 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 15769
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: Jebra Peasring
Address: 19817 Gulf Blvd #608 City: Indian Shores State: FL Zip: 33785
Daytime Tel.: Cell: 813-892-92-09
Email: jebrapeasring@gmail.com Filer ID# (if known): 263 433
Public Employer: Retired
Public Position:

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:

a. [ ] Sickness or injury (Explain in Part C and attach a statement from attending physician, including dates and nature of illness or injury)

b. [ ] Lack of notification – Failure to receive notice (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.)

c. [ ] Claim of timely filing of financial disclosure (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)

d. [ ] Left public position prior to December 31, 2016 (Explain in Part C and provide confirmation from agency that your office-holding/employment ended before 12/31/2016)

c. [ ] Other unusual circumstance (Explain in Part C and provide documentation explaining uncommon, rare, or sudden occurrence that prevented timely filing prior to deadline)

c. [ ] Not required to file (Explain in Part C and provide documentation that supports reason for not required to file)

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.

I never received any forms to fill out. The forms were all sent to WCF's address and never forwarded to me.

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

[Date]
**Mail Piece Details**

**Recipient Address**

DEBBIE PERSHING  
4202 E FOWLER AVE  
ATH100  
TAMPA, FL 33620-9998

**Record / Case Number:**  
263433

**Return Address**

STATE OF FLORIDA  
COMMISSION ON ETHICS  
PO DRAWER 15709  
TALLAHASSEE, FL 32317-5709

**Entry Point ZIP:**  
32317

---

**Mail Piece Information**

**Tracking Number:** 92148901066154000110222367  
**Date Created:** 07/26/2017 04:30:33 PM  
**Mail Class:** USPS First Class Mail  
**Special Services:** Certified Mail  
Return Receipt Electronic  
**Memo:** --  
**Created By:** Kimberly Holmes - Commission on Ethics

---

**Signature Information**

**Signed For By:** C TOWNER  
**Signature Status:** Available (Click Here)

---

**Tracking Information**

Mailed, July 26, 2017, 04:30:33 PM, TALLAHASSEE,FL 32317  
Pre-shipment Info Sent To Usps, Usps Awaiting Item, July 26, 2017, 12:00:00 AM  
Pre-shipment Info Sent Usps Awaits Item, July 26, 2017, 03:56:00 PM, TALLAHASSEE,FL 32317  
Accepted At Usps Origin Facility, July 27, 2017, 09:57:00 PM, TALLAHASSEE,FL 32317  
Origin Acceptance, July 27, 2017, 09:57:00 PM, TALLAHASSEE,FL 32317  
Arrived At Usps Regional Origin Facility, July 27, 2017, 11:12:00 AM  
Processed Through Usps Facility, July 27, 2017, 11:12:00 AM, TALLAHASSEE,FL 32301  
Departed Usps Regional Facility, July 28, 2017, 03:29:00 AM  
Depart Usps Facility, July 28, 2017, 03:29:00 AM, TALLAHASSEE,FL 32301  
Arrived At Usps Destination Facility, July 28, 2017, 11:50:00 AM, TAMPA,FL 33630  
Processed Through Usps Facility, July 28, 2017, 11:50:00 AM, TAMPA,FL 33630  
Arrived At Unit, July 29, 2017, 07:26:00 AM, TAMPA,FL 33630  
Arrival At Unit, July 29, 2017, 07:26:00 AM, TAMPA,FL 33630  
Business Closed, July 29, 2017, 07:33:00 AM, TAMPA,FL 33620  
Delivered, July 31, 2017, 10:26:00 AM, TAMPA,FL 33620

---

Adobe is a registered trademark of Adobe Systems Incorporated in the United States and/or other countries.  
For the latest version of Adobe® Reader® click here.
Date: July 31, 2017

MAIL MAIL:

The following is in response to your July 31, 2017 request for delivery information on your Certified Mail™/RRE item number 92148901066154000110222367. The delivery record shows that this item was delivered on July 31, 2017 at 10:26 am in TAMPA, FL 33620. The scanned image of the recipient information is provided below.

Signature of Recipient :

Carrie Turner

Address of Recipient :

Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,
United States Postal Service

The customer reference information shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Reference ID: 92148901066154000110222367
263433
DEBBIE PERSHING
4202 E Fowler Ave
Ath100
Tampa, FL 33620-9998
BEFORE THE
STATE OF FLORIDA
COMMISSION ON ETHICS

In re Debbie Pershing
Administrative Specialist
Employees
University Of South Florida

PID#: 263433

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 2016 CE Form 1, Statement Of Financial Interests. Under the law, your 2016 CE Form 1, Statement of Financial Interests, was due by July 3, 2017. The law provided for a penalty-free grace period extending the due date to September 1, 2017. After that date, you accrued fines of $25.00 per day for each day your financial disclosure was late, up to the maximum fine of $1,500.00 (60 days late), pursuant to Section 112.3145(7)(f), Florida Statutes.

Inasmuch as your 2016 CE Form 1 has not been filed with the Commission on Ethics within the 60 days of the grace period date (September 1, 2017), you have accrued the maximum fine amount of $1,500.00. 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. Unless the fine is successfully appealed, the Commission is required to investigate public officers and employees who receive the maximum $1,500 fine, to determine whether their failure to file was willful. The penalty for willfully failing to file disclosure is removal from public office or employment.

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 32317-15709, 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 December 17, 2018. 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 1, 2017, 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, 2016**: confirmation of your last date of office or employment by your former agency, showing the last date to be before December 31, 2016; 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:

Debbie Pershing  
18650 Gulf Blvd #314  
Indian Shores, FL 33785

by Certified Mail on this **Friday, November 16, 2018**.

/K/ Kimberly R. Holmes  
Program Administrator

Florida Commission on Ethics  
P. O. Drawer 15709 - or-  
325 John Knox Road, Building E, Ste. 200  
Tallahassee, FL 32303  
Tallahassee, FL 32317-5709

Tel.: (850) 488-7864  
Fax: (850) 488-3077  
Email: disclosure@leg.state.fl.us
Recipient Address
DEBBIE PERSHING
18650 GULF BLVD UNIT 314
INDIAN SHORES, FL 33785-2080

Record / Case Number:
263433

Mail Piece Information
Tracking Number: 92148901066154000130656821
Date Created: 11/16/2018 10:53:33 AM
Mail Class: USPS First Class Mail
Special Services: Certified Mail
Return Receipt Electronic
Memo: Resend to better address
Created By: Kimberly Holmes - Commission on Ethics

Signature Information
Signed For By: DEBBIE PERSHING
Signature Status: Available (Click Here)

Tracking Information
Mailed, November 16, 2018, 10:53:33 AM, TALLAHASSEE, FL 32317
Reminder To Schedule Redelivery Of Your Item
Pre-Shipment Info Sent To Usps, Usps Awaiting Item, November 16, 2018, 12:00:00 AM
Pre-Shipment Info Sent Usps Awaits Item, November 16, 2018, 10:05:00 AM,
TALLAHASSEE, FL 32317
Notice Left (No Authorized Recipient Available), November 20, 2018, 01:57:00 PM, INDIAN ROCKS BEACH, FL 33785
No Authorized Recipient Available, November 20, 2018, 01:57:00 PM, INDIAN ROCKS BEACH, FL 33785
Reminder To Schedule Redelivery, November 25, 2018, 03:36:00 AM, INDIAN ROCKS BEACH, FL 33785
Package Return Notice Generated, December 05, 2018, 05:01:00 AM, INDIAN ROCKS BEACH, FL 33785
Unclaimed/Being Returned To Sender, December 07, 2018, 08:24:00 AM, INDIAN ROCKS BEACH, FL 33785
Unclaimed/Being Returned To Sender, December 07, 2018, 08:24:00 AM, INDIAN ROCKS BEACH, FL 33785
Arrived At Usps Regional Destination Facility, December 09, 2018, 03:43:00 PM
Processed Through Usps Facility, December 09, 2018, 03:43:00 PM, FORT MYERS, FL 33913
Departed Usps Regional Facility, December 10, 2018, 05:56:00 AM
Depart Usps Facility, December 10, 2018, 05:56:00 AM, FORT MYERS, FL 33913
In Transit To Next Facility, December 11, 2018, 12:00:00 AM
In Transit To Next Facility, December 12, 2018, 12:00:00 AM
Arrived At Usps Regional Origin Facility, December 12, 2018, 01:12:00 PM
Processed Through Usps Facility, December 12, 2018, 01:12:00 PM, TALLAHASSEE, FL 32301
Depart Usps Facility, December 12, 2018, 10:22:00 PM, TALLAHASSEE, FL 32301
Departed Usps Regional Origin Facility, December 13, 2018, 12:53:00 AM
Processed Through Usps Facility, December 13, 2018, 12:53:00 AM, TALLAHASSEE, FL 32301
In Transit To Next Facility, December 14, 2018, 12:00:00 AM
In Transit To Next Facility, December 15, 2018, 12:00:00 AM
In Transit To Next Facility, December 16, 2018, 12:00:00 AM
In Transit To Next Facility, December 17, 2018, 12:00:00 AM
Delivered, To Original Sender, December 18, 2018, 10:54:00 AM, TALLAHASSEE, FL 32308
April 24, 2019

Dear MAIL MAIL:

The following is in response to your request for proof of delivery on your item with the tracking number: 9214 8901 0661 5400 0130 6568 21.

<table>
<thead>
<tr>
<th>Item Details</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Status:</strong></td>
</tr>
<tr>
<td><strong>Status Date / Time:</strong></td>
</tr>
<tr>
<td><strong>Location:</strong></td>
</tr>
<tr>
<td><strong>Postal Product:</strong></td>
</tr>
<tr>
<td><strong>Extra Services:</strong></td>
</tr>
<tr>
<td><strong>Recipient Name:</strong></td>
</tr>
</tbody>
</table>

Note: Scanned image may reflect a different destination address due to Intended Recipient’s delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,
United States Postal Service®
475 L’Enfant Plaza SW
Washington, D.C. 20260-0004

The customer reference information shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Reference ID: 92148901066154000130656821 263433
DEBBIE PERSHING
18650 Gulf Blvd Unit 314
Indian Shores, FL 33785-2080
Resend to better address
BEFORE THE  
STATE OF FLORIDA  
COMMISSION ON ETHICS

In re Debbie Pershing  
Administrative Specialist  
Employees  
University Of South Florida

PID#: 263433

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 2016 CE Form 1, Statement Of Financial Interests. Under the law, your 2016 CE Form 1, Statement of Financial Interests, was due by July 3, 2017. The law provided for a penalty-free grace period extending the due date to September 1, 2017. After that date, you accrued fines of $25.00 per day for each day your financial disclosure was late, up to the maximum fine of $1,500.00 (60 days late), pursuant to Section 112.3145(7)(f), Florida Statutes.

Inasmuch as your 2016 CE Form 1 has not been filed with the Commission on Ethics within the 60 days of the grace period date (September 1, 2017), you have accrued the maximum fine amount of $1,500.00. 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. Unless the fine is successfully appealed, the Commission is required to investigate public officers and employees who receive the maximum $1,500 fine, to determine whether their failure to file was willful. The penalty for willfully failing to file disclosure is removal from public office or employment.

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 is also 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 July 24, 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 resulted 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 1, 2017, 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, 2016:** confirmation of your last date of office or employment by your former agency, showing the last date to be before December 31, 2016; 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:

Debbie Pershing  
19817 Gulf Blvd  APT 608  
Indian Shores, FL 33785

by Certified Mail on this Monday, June 24, 2019.

[Signature]

KIMBERLY R. HOLMES  
Program Administrator

Florida Commission on Ethics  
P. O. Drawer 15709 -or- 325 John Knox Road, Building E, Ste. 200  
Tallahassee, FL 32317-5709  Tallahassee, FL 32303

Tel.: (850) 488-7864  
Fax: (850) 488-3077  
Email: disclosure@leg.state.fl.us
Mail Piece Details

Recipient Address
DEBBIE PERSHING
19817 GULF BLVD APT 608
INDIAN SHORES, FL 33785-2397

Record / Case Number:
263433

Return Address
STATE OF FLORIDA
COMMISSION ON ETHICS
PO DRAWER 15709
TALLAHASSEE, FL 32317-5709

Mail Piece Information

Tracking Number: 92148901066154000139568835
Date Created: 06/24/2019 10:55:24 AM
Mail Class: USPS First Class Mail
Special Services: Certified Mail
          Return Receipt Electronic
          Memo: Resend to better address
Created By: Kimberly Holmes - Commission on Ethics

Signature Information

Signed For By: DEBBIE PERSHING
Signature Status: Available (Click Here)

Having issues viewing the signature file?
Make sure you are using the latest version of Adobe Acrobat Reader

Tracking Information

Mailed, June 24, 2019, 10:55:24 AM, TALLAHASSEE,FL 32317
Pre-Shipment Info Sent To Usps, Usps Awaiting Item, June 24, 2019, 12:00:00 AM
Pre-Shipment Info Sent Usps Awaits Item, June 24, 2019, 10:16:00 AM, TALLAHASSEE,FL 32317
Accepted At Usps Origia Facility, June 24, 2019, 05:46:00 PM, TALLAHASSEE,FL 32317
Origin Acceptance, June 24, 2019, 05:46:00 PM, TALLAHASSEE,FL 32317
Arrived At Usps Regional Origin Facility, June 24, 2019, 07:01:00 PM
Processed Through Usps Facility, June 24, 2019, 07:01:00 PM, TALLAHASSEE,FL 32301
Departed Usps Regional Facility, June 24, 2019, 09:00:00 PM
Depart Usps Facility, June 24, 2019, 09:00:00 PM, TALLAHASSEE,FL 32301
In Transit, Arriving On Time, June 25, 2019, 12:00:00 AM
In Transit, Arriving Late, June 26, 2019, 12:00:00 AM
Notice Left (No Authorized Recipient Available), June 27, 2019, 11:32:00 AM, INDIAN ROCKS BEACH,FL 33785
No Authorized Recipient Available, June 27, 2019, 11:32:00 AM, INDIAN ROCKS BEACH,FL 33785
Delivered, June 28, 2019, 10:26:00 AM, INDIAN ROCKS BEACH,FL 33785
Date Produced: 07/01/2019

THE MAIL GROUP INC - 1 / CONFIRM DELIVERY INC:

The following is the delivery information for Certified Mail™/RRE item number 9214 8901 0661 5400 0139 5688 35. Our records indicate that this item was delivered on 06/28/2019 at 10:26 a.m. in INDIAN ROCKS BEACH, FL 33785. The scanned image of the recipient information is provided below.

Signature of Recipient:

[Signature]

Elwood J. Pershing

Address of Recipient:

19817 Gulf Blvd
Indian Shores 33785

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Reference ID: 92148901066154000139568835
263433
DEBBIE PERSHING
19817 Gulf Blvd Apt 608
Indian Shores, FL 33785-2397
Resend to better address
FORM 1
STATEMENT OF
FINANCIAL INTERESTS
2016

FOR OFFICE USE ONLY:

Debbie Pershing
Administrative Specialist
University Of South Florida
Employees
19617 Gulf Blvd  APT 608
Indian Shores FL 33785

Florida Commission on Ethics
Jul 17, 2019
Received

263433

Pershing Debbie

**** BOTH PARTS OF THIS SECTION MUST BE COMPLETED ****

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

- December 31, 2016
- Specify tax year if other than the calendar year:

Manner of Calculating Reportable Interests:
Filings 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):

- 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 Source's Principal Business Activity</th>
</tr>
</thead>
<tbody>
<tr>
<td>None</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Part B -- Secondary Sources of Income
(Major customers, clients, and other source of income to businesses owned by the reporting person - See instructions)

<table>
<thead>
<tr>
<th>Name of Business Entity</th>
<th>Name of Major Source of Business' Income</th>
<th>Address of Source</th>
<th>Principal Business Activity of Source</th>
</tr>
</thead>
<tbody>
<tr>
<td>None</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>(If you have nothing to report, write &quot;none&quot; or &quot;n/a&quot;)</th>
</tr>
</thead>
<tbody>
<tr>
<td>None</td>
</tr>
</tbody>
</table>

Filing Instructions for when and where to file this form are located at the bottom of page 2.

Instructions on who must file this form and how to fill it out begin on page 3.
### 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><strong>NONE</strong></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><strong>NONE</strong></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><strong>NONE</strong></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: [Signature]

Date Signed: 7/16/19

### 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: [Signature]

Date Signed: [Date]

### WHAT TO FILE:

After completing all parts of this form, including signing and dating it, send back only the first sheet (pages 1 and 2) for filing.

If you have nothing to report in a particular section, write "none" or "n/a" in that section(s).

**NOTE:** 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.

Facsimiles will not be accepted.

### FILING INSTRUCTIONS:

**WHERE TO FILE:**

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.

**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.)

**State officers or specified state employees** file with the Commission on Ethics, P.O. Drawer 15709, Tallahassee, FL 32317-5709; physical address: 325 John Knox Road, Building E, Suite 200, Tallahassee, FL 32303.

**Candidates** file this form together with their qualifying papers.

To determine what category your position falls under, see page 3 of instructions.

### 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 confirmed 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.

**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 Interests) does not relieve the filer of filing a CE Form 1 if the filer was in his or her position on December 31, 2016.
850-488-3077

Attention: Kim Holmes

Please call me if you have any questions. 813-892-9208

Thank you

Debbie Peashin
Filer - Fines and Appeals - PID 263433 - Debbie Pershing

The filer has fines for: 2017 (Appeal)

2017 Fines and Appeals

Form Year 2016 Filed Forms
No Forms Received for this Filer for Form Year 2016.

2017 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>$1,500.00</td>
<td>Appeal</td>
<td>1/30/2018</td>
<td>$1,500.00</td>
<td>$1,500.00</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Fine Address 19817 Gulf Blvd APT 608 Indian Shores FL 33785
Org/Suborg University Of South Florida-Employees

2017 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>1/30/2018</td>
<td>Fine Levied</td>
<td>+ $1,500.00</td>
<td></td>
<td></td>
<td>Fined $1500.00</td>
</tr>
</tbody>
</table>

Current Balance: $1,500.00

2017 Fine Year Event Chronology

Invalid Date/Submit

- Date: 05/8/2017
- Type: Letter Sent
- Description: Form 1 Official List - Form 1 Official Filers List
- Reference: Print Queue: 5/8/2017 4:35 PM
Letter Sent To:
Debbie Pershing
4202 E Fowler Ave
ATH100
Tampa, FL 33620

07/27/2017 Letter Sent Certified Letter Sent
Print Queue: 7/27/2017
Printing Confirmed: 7/27/2017

Letter Sent To:
Debbie Pershing
4202 E Fowler Ave
ATH100
Tampa, FL 33620

08/18/2017 Postcard Sent Courtesy Postcard Reminder
Print Queue: 8/18/2017
Printing Confirmed: 8/18/2017

Letter Sent To:
Debbie Pershing
4202 E Fowler Ave
ATH100
Tampa, FL 33620

08/25/2017 Filer Communication: Millie: Please see below for the contact information that is available in the USF HR system. Thanks, Pat Small
Email Debbie Pershing Retired
2/3/17

09/7/2017 Letter Sent Courtesy Notice of Fines
Accruing
Print Queue: 9/7/2017
Printing Confirmed: 9/7/2017
Debbie Pershing
4202 E Fowler Ave
ATH100
Tampa, FL 33620

10/19/2017 Filer Communication: Spoke to coordinator Carol Hendrick regarding when Ms. Pershing left and if she had purchasing authority. Ms. Hendrick advised that Ms. Pershing retired February 3, 2017 and that she was uncertain if she had purchasing authority. Ms. Hendrick will find out and will call back with information. Ms. Hendrick will also locate a mailing address as the address on file is the school address.

01/30/2018 Fine Levied Fined $1500.00 Journal: 1/30/2018 2:08 PM

01/31/2018 Notice of Assessed Fine Invalidated Reason: Resend to better address Journal: 1/31/2018 11:28 AM

01/31/2018 Letter Sent Notice of Assessed Fine - Filer 1st Fine Letter Print Queue: 1/31/2018
Printing Confirmed: 1/31/2018

Letter Sent To:
Debbie Pershing
4202 E Fowler Ave
ATH100
Tampa, FL 33620


05/9/2018 Letter Sent Final Notice of Assessed Fine - Second Fine Notice Print Queue: 5/9/2018
<table>
<thead>
<tr>
<th>Date</th>
<th>Event Type</th>
<th>Description</th>
<th>Time</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>07/6/2018</td>
<td>Collection</td>
<td>Collection Order Notice.</td>
<td>4:20 PM</td>
<td>Journal: 7/6/2018</td>
</tr>
<tr>
<td></td>
<td>Invalidated Orders</td>
<td>Invalidated Reason: Resend to better address</td>
<td></td>
<td></td>
</tr>
<tr>
<td>08/1/2018</td>
<td>Letter Sent</td>
<td>Collection Orders - Prepare Collection Orders</td>
<td></td>
<td>Print Queue: 8/1/2018</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Printing Confirmed: 8/1/2018</td>
</tr>
</tbody>
</table>

Letter Sent To:
Debbie Pershing
4202 E Fowler Ave
ATH100
Tampa, FL 33620

09/5/2018  Filer Communication: Email
Good Afternoon Ms. Pershing,
Please be advised that you currently have a $1,500 fine for the late filing of your Financial Disclosure Form 1 for the year 2016. You can pay this fine one of two ways, online or by mail. To pay online, please go to www.fllegistore.com, click "Pay Fines" and type in your PID 263433. Only Visa, MasterCard, and Discover are accepted. To pay by mail, please send in a check for $1,500 made payable to Florida Commission on Ethics, P.O. Drawer 15709, Tallahassee, FL 32317-5709.

Diana Westberry
If you would like to set up a payment plan instead, please call or email me back for details. If you have any other questions, please do not hesitate to ask.

09/5/2018 Filer Communication: undeliverable. Email


11/16/2018 Notice of Assessed Fine Journal: 11/16/2018

11/16/2018 Letter Sent Notice of Assessed Fine - Filer 1st Fine Letter Print Queue:

Letter Sent To:
Debbie Pershing
18650 Gulf Blvd #314
Indian Shores, FL 33785

12/18/2018 Filer Communication: Certified Notice of Assessed fine letter returned with forwarding address

06/24/2019 Notice of Assessed Fine Journal: 6/24/2019

06/24/2019 Letter Sent Notice of Assessed Fine - Filer 1st Fine Letter Print Queue:

Letter Sent To:
Debbie Pershing
19817 Gulf Blvd
APT 608
Indian Shores, FL 33785

07/12/2019 Filer
Communication: Ms. Pershing called regarding receipt of fine notice. She stated that she never received notice to file as she left the University in February 2017 and that the University never forwarded any mail to her. I advised her of the appeal process. She will fax the 2016 Form 1 and appeal form as she does not have computer access.

07/17/2019 Fine Appeal FD 17-142
Journal: 7/17/2019 6:29 PM

08/16/2019 Letter Sent Fine Appeal
Print Queue: 8/16/2019
Printing Confirmed: 8/16/2019

Letter Sent To:
Debbie Pershing
19817 Gulf Blvd
APT 608
Indian Shores, FL 33785

2017 Fine Appeal — FD 17-142

<table>
<thead>
<tr>
<th>Update Appeal</th>
<th>Withdraw Appeal</th>
</tr>
</thead>
<tbody>
<tr>
<td>Assign Attorney</td>
<td>Request More Info</td>
</tr>
<tr>
<td>Record Appeal Outcome</td>
<td></td>
</tr>
</tbody>
</table>

Appeal Status: No Hearing Requested

Appeal Receipt Date: 07/17/2019
Timely Filed: Yes
Print Appeal Letter: Yes
Hearing
<table>
<thead>
<tr>
<th>Requested: No</th>
</tr>
</thead>
<tbody>
<tr>
<td>Appeal Reason:</td>
</tr>
<tr>
<td>Lack of Notification</td>
</tr>
<tr>
<td>Appeal Notes:</td>
</tr>
<tr>
<td>Appeal Number: FD 17-142</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>