

BEFORE THE
STATE OF FLORIDA
COMMISSION ON ETHICS

| | | |
|-------------------|---|-----------------------------|
| In re MARY MCVAY, |) | Financial Disclosure Appeal |
| |) | No. FD 24-023 |
| Appellant. |) | Final Order No. XXX |
| |) | |

FINAL ORDER

This matter came before the Commission on Ethics, meeting in public session on April 24, 2026, on the appeal of Appellant, pursuant to Section 112.3145(8)(f), Florida Statutes (2024). There are no matters in dispute. Appellant did not request a hearing before the Commission.

Financial disclosure in the form of an annual CE Form 1 Statement of Financial Interests is required of certain public officials and employees because it enables the public to evaluate potential conflicts of interest, deters corruption, and increases public confidence in government. Section 112.3145(8)(f) 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" contributing to the failure to file by the designated date. § 112.3145(8)(f)2.

Here, Appellant served as an Assistant Secretary on the Board of Supervisors of the Bay Creek Community Development District, a position requiring the filing of a 2023 CE Form 1, Statement of Financial Interests, by the designated due date of July 1, 2024, with a grace period ending on September 3, 2024. §§ 112.3145(2)(b), (8)(c), Fla. Stat. (2024). Appellant filed her 2023 CE Form 1 on January 31, 2025, 150 days late, and has been assessed the maximum fine amount of \$1500 (\$25 a day for 60 days late).

Appellant alleges she failed to timely file her 2023 CE Form 1 because of multiple successive injuries. Per her appeal, Appellant fell and broke her knee. She then subsequently fell a second time, landing on her head, and suffered double vision. She had an unsuccessful surgery in an attempt to fix her double vision, but still has trouble seeing and plans on returning for another surgery. She then suffered a third fall in January of 2025 and broke her right arm. Appellant's multiple injuries and surgeries appear to amount to "unusual circumstances" that justify waiving the \$1500 fine.

Based on the foregoing facts and conclusions of law, the Commission hereby finds that unusual circumstances for failure to timely file have been demonstrated. We therefore waive the assessed fine of \$1500.

ORDERED by the State of Florida Commission on Ethics meeting in public session on April 24, 2026.

Date Rendered

Jon M. Philipson
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.

JMP: sen

Mary McVay
3720 Bay Creek Dr.
Bonita Springs, FL 34134

24-023

251259

FLORIDA
COMMISSION ON ETHICS

JAN 30 2025

RECEIVED



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 2023

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 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: _____ **M** **Mary McVay** _____
Address: _____ **3720 Bay Creek Dr** _____ State: _____ Zip: _____
Daytime Tel.: 239 495 7273 Cell: 239 898 4531
Email: m-mcVay@yahoo.com Filer ID# (if known): _____
Public Employer: Bay Creek SDD
Public Position: Supervisor

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. **Technological issue** (Explain in Part C and provide documentation that supports your assertion that an issue with technology, such as an unexpected lack of access to the Internet or a power outage, prevented timely filing)
- c. **Left public position prior to December 31, 2023** (Explain in Part C and provide confirmation from agency that your office-holding/employment ended before 12/31/2023)
- d. **Other unusual circumstance** (Explain in Part C and provide documentation explaining uncommon, rare, or sudden occurrence that prevented timely filing)
- e. **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. You may use the space provided and/or attach additional pages.

I fell at the Florida Cancer Institute on Bonita Beach Rd Bonita Springs FL & broke my knee. Was in Lee Co hospital for one month. Returned home & fell down my garage 5 steps. Landed on my face & got double vision. Had surgery. Unsuccessful. Went to Univ of Miami to see #1 Doctor for double vision. Still cannot see. ~~Had~~ Going back for surgery. ~~Excess not working~~

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(8)(f)2 or Section 112.3145(8)(f)2, 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.

1/10/2025

DATE

Mary J McVay

SIGNATURE

I broke my right arm on 1/7/25. Surgery is set for Wednesday

2023 Form 1 - Statement of Financial Interests

General Information

Name: M **Mary McVay**
 Address: 3720 Bay Creek Dr
Bonita Springs, FL 34134
 County: Lee PID _____

AGENCY INFORMATION

Organization: Bay Creek CDD Suborganization: _____ Title: Supervisor

CANDIDATE FOR I am a candidate for office.

Agency Name: _____ Position sought or held: _____

Disclosure Period

THIS STATEMENT REFLECTS YOUR FINANCIAL INTERESTS FOR CALENDAR YEAR ENDING DECEMBER 31, 2023.

Primary Sources of Income

PRIMARY SOURCE OF INCOME (Over \$2,500) (Major sources of income to the reporting person- See Instructions)
 (If you have nothing to report, write "none" or "n/a")

| Name of Source of Income | Source's Address | Description of the Source's Principal Business Activity |
|--------------------------|--|---|
| The Bunnery Co | 1390 Alexander Bell Dr #510 Reston VA | Investments |
| | | |
| | | |

2023 Form 1 - Statement of Financial Interests

Secondary Sources of Income

SECONDARY SOURCES OF INCOME (Major customers, clients, and other sources of income to businesses owned by the reporting person- See Instructions) (If you have nothing to report, write "none" or "n/a")

| Name of Business Entity | Name of Major Sources of Business' Income | Address of Source | Principal Business Activity of Source |
|-------------------------|---|-------------------|---------------------------------------|
| none | | | |
| | | | |
| | | | |

Real Property

REAL PROPERTY (Land, buildings owned by the reporting person- See Instructions) (If you have nothing to report, write "none" or "n/a")

| Location/Description |
|----------------------|
| none |
| |
| |

Intangible Personal Property

INTANGIBLE PERSONAL PROPERTY (Stocks, bonds, certificates of deposit, etc. over \$10,000- See Instructions) (If you have nothing to report, write "none" or "n/a")

| Type of Intangible | Business Entity to Which the Property Relates |
|--------------------|---|
| stocks | S/A |
| | |
| | |

12/31 / 2023

M

Mary McVay
3720 Bay Creek Dr
Bonita Springs, FL 34134

Trust

| Symbol | Description |
|--------|---------------------------------|
| CVX | CHEVRON CORPORATION COM |
| ACN | ACCENTURE PLC COM |
| CSCO | CISCO SYSTEMS INC COM |
| CAH | CARDINAL HEALTH INC COM |
| WMT | WALMART INC COM |
| JKHY | HENRY JACK & ASSOCIATES INC COM |
| MSFT | MICROSOFT CORP COM |
| MRK | MERCK & CO INC COM |
| RTX | RAYTHEON TECH CORP COM |
| ORCL | ORACLE CORP COM |
| MCK | MCKESSON CORPORATION COM |
| CARR | CARRIER GLOBAL CORPORATION COM |
| MCD | MCDONALD'S CORPORATION COM |
| RJF | RAYMOND JAMES FINANCIAL INC COM |
| OGN | ORGANON & CO COM |
| MMM | 3M COMPANY COM |
| PYPL | PAYPAL HOLDINGS INC COM |
| PPG | PPG INDUSTRIES INC COM |

IRA

Positions

Stocks (12)

| Symbol | Description |
|--------|-----------------------------------|
| ABBV | ABBVIE INC COM |
| INGR | INGREDION INC COM |
| IBM | INTERNATIONAL BUS MACH CORP COM |
| AIZ | ASSURANT INC COM |
| DFS | DISCOVER FINANCIAL SERVICES COM |
| KD | KYNDRYL HLDGS INC COM |
| DLB | DOLBY LABORATORIES INC COM CL A |
| ORCL | ORACLE CORP COM |
| CCSI | CONSENSUS CLOUD SOLUTIONS INC COM |
| ZD | ZIFF DAVIS INC COM |
| MSFT | MICROSOFT CORP COM |
| SLGN | SILGAN HOLDINGS INC COM |

ETFs (2)

| Symbol | Description |
|--------|-----------------------------------|
| QQQ | INVESTCO QQQ TRUST UNIT SER 1 ETF |
| VOO | VANGUARD S&P 500 ETF SHS |

2023 Form 1 - Statement of Financial Interests

| Liabilities | |
|--|---------------------|
| LIABILITIES (Major debts valued over \$10,000- See Instructions) (If you have nothing to report, write "none" or "n/a") | |
| Name of Creditor | Address of Creditor |
| none | |
| | |
| | |
| | |
| | |

| Interests in Specified Businesses | |
|---|----------|
| INTERESTS IN SPECIFIED BUSINESSES (Ownership or positions in certain types of businesses- See Instructions) (If you have nothing to report, write "none" or "n/a") | |
| Business Entity # 1 | |
| Name of Business Entity | none |
| Address of Business Entity | |
| Principal Business Activity | |
| Postion Held with Entity | |
| I own more than a 5% Interest in the Business (Circle yes or no) | Yes / No |
| Nature of my Ownership Interest | |

2023 Form 1 - Statement of Financial Interests

Training

This section applies only to an appointed school superintendent, an elected municipal officer, or a commissioner of a community redevelopment agency created under Part III, Chapter 163, each of whom are required to complete annual ethics training pursuant to Section 112.3142, F.S.

- I certify that I have completed the required training under Section 112.3142, F.S.
- Required training under Section 112.3142, F.S., not applicable to filer for this form year.

Note: You are not limited to the space on the lines on this form. Attach additional sheets, if necessary.

If any sections are continued on a separate sheet, please check here.

Signature of Filer

Mary J. M. E. Day

Date Signed: 1/10/2025

CPA/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 instructions to the form. Upon my reasonable knowledge and belief, the disclosure herein is true and correct.

Date Signed:

Form Year 2023 Filed Forms

| FORM TYPE | DATE SUBMITTED | FORM SIGNED | FILED BY EMAIL? | UPDATED BY | COMMENTS |
|-----------|----------------|-------------|-----------------|-----------------|----------|
| Form 1 | 01/31/2025 | Yes | No | Kimberly Holmes | |

Fine Year 2024 Fine Information

| FINE BALANCE | STATUS | FINE DATE | ORIGINAL FINE AMOUNT | ADJUSTED FINE AMOUNT | LAST PAYMENT DATE | PAYMENT PLAN START DATE | PAYMENT PLAN AMOUNT | TOTAL PAYMENT PLAN AMOUNT DUE |
|--------------|--------|------------|----------------------|----------------------|-------------------|-------------------------|---------------------|-------------------------------|
| \$1,500.00 | Appeal | 06/17/2025 | \$1,500.00 | \$1,500.00 | | | | |

Fine Address: 3720 Bay Creek Dr, Bonita Spgs, FL 34134-1908
 Email: m_mcvay@yahoo.com
 Org/Suborg: Bay Creek Community Development District - Board Of Supervisors

Fine Year 2024 Appeal Information

| | |
|-------------------------------------|----------------------|
| 2024 FINE APPEAL - FD 24-023 | No Hearing Scheduled |
| APPEAL STATUS | Active |
| APPEAL RECEIPT DATE | 01/30/2025 |
| APPEAL TIMELY FILED | No Yes |
| PRINT APPEAL LETTER | |
| HEARING REQUESTED | No |
| APPEAL REASON | Illness or Injury |
| APPEAL NOTES | |
| APPEAL NUMBER | FD 24-023 |
| APPEAL ANALYST ASSIGNED | |
| FINAL ORDER NUMBER | |
| FINAL ORDER DATE | |

Fine Year 2024 Payment Information

| DATE POSTED | DESCRIPTION | AMOUNT | METHOD | PAYMENT ID | COMMENT |
|-----------------------------|-------------|-------------|--------|------------|------------------|
| 06/17/2025 | Fine Levied | +\$1,500.00 | | | Fined \$1,500.00 |
| Current Balance: \$1,500.00 | | | | | |

Fine Year 2024 Event Chronology

| DATE | TYPE | DESCRIPTION | ADDRESS/EMAIL | REFERENCE |
|------------|-----------------------------|---|--|--|
| 09/06/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 09/13/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 09/20/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 09/27/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 10/04/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 10/11/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 10/18/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 10/25/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 11/01/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 11/08/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 11/15/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 11/22/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 11/29/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 12/06/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 12/12/2024 | Filer Communication: Letter | Letter with ADA Accommodation form and fine appeal form mailed to Ms. McVay | | Kimberly Holmes |
| 12/13/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 12/20/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 12/27/2024 | System Email | Notice of Fine Accruing | m_mcvay@yahoo.com | |
| 06/17/2025 | Fine Levied | Fined \$1,500.00 | 3720 Bay Creek Dr, Bonita Spgs, FL 34134-1908 m_mcvay@yahoo.com | Journal: <u>Fine COE 2025-06-17-17:34</u> |

| | | | | |
|------------|---|-------------------------|--|---|
| 06/17/2025 | Notice of Assessed Fine | | 3720 Bay Creek Dr, Bonita Spgs, FL 34134-1908 m_mcvay@yahoo.com | Journal: Fine1st COE 2025-06-17-17:35 |
| 06/17/2025 | Filer Correspondence: System Email | Notice of Assessed Fine | m_mcvay@yahoo.com | Correspondence Queue: 2025-06-17 17:35:04 Correspondence Sent: 2025-06-17 17:35:03.8699553 |
| 06/17/2025 | Fine Appeal | FD 24-023 | 3720 Bay Creek Dr, Bonita Spgs, FL 34134-1908 m_mcvay@yahoo.com | Journal: Appeal 2025-06 |
| 06/17/2025 | Filer Correspondence: System Email | Fine Appeal Received | m_mcvay@yahoo.com | Correspondence Queue: 2025-06-17 17:37:29 Correspondence Sent: 2025-06-17 17:37:28.7092217 |
| 09/27/2025 | Filer Correspondence: Envelope Envelope | Envelope Template | 3720 Bay Creek Dr, Bonita Spgs, FL 34134-1908 m_mcvay@yahoo.com | KimberlyHolmes |

Created Date: 9/27/2025
Type: Envelope
Created By: System
Description:

Mary F McVay
3720 Bay Creek Dr
Bonita Spgs, FL, 34134, 1908

From: EthicsFDMSInfo@mail.disclosure.floridaethics.gov
Sent: 6/17/2025 5:37:28 PM
To: m_mcvay@yahoo.com
Subject: Fine Appeal Received

Luis M. Fustø
Chair
 Tina Descovich
Vice Chair
 Paul D. Bain
 Dr. James Bush, III
 Freddie Figgers
 Laird A. Lile
 Ashley Lukis
 Linda Stewart



State of Florida
COMMISSION ON ETHICS
 P.O. Drawer 15709
 Tallahassee, Florida 32317-5709

325 John Knox Road
 Building E, Suite 200
 Tallahassee, Florida 323 03

"A Public Office is a Public Trust "

Kerrie J. Stillman
Executive Director

 Steven J. Zuilkowski
*Deputy Executive Director /
 General Counsel*

 (850) 488-7864 Phone
 (850) 488-3077 (FAX)
 www.ethics.state.fl.us

June 17, 2025

RE: In re Mary F McVay 251259, Financial Disclosure Appeal No.: FD 24-023

The Commission has received your appeal. We will send all subsequent correspondence in this matter to you at the email address on record and/or mailing address unless you notify us of a change in your address.

The following information is to help you understand the process your appeal will follow. Please note: If you are currently being investigated for willfully failing to file financial disclosure, your appeal may not be heard until that process is complete. If we received your appeal more than 30 days after we sent you the notice of your right to appeal, it may be denied on that basis. Otherwise, the following will apply:

Initially, Commission staff will review your appeal and any documentation you submitted. We may contact you for more information. A draft order will then be prepared and agendaed for a Commission meeting. The Commission meets approximately every six weeks. How soon your appeal will be heard depends on a number of things, including when it was received and the Commission's workload. If you requested a hearing before the Commission when you filed your appeal, you will be provided with a copy of the draft order and will be notified of the date and time at which your appeal will be heard. At this meeting, the Commission will rule on your appeal. A final order will be entered and provided to you, usually within a week of the Commission meeting. If the fine is not waived, we will consider flexible payment options.

If you have any questions about this appeal or the appeal process, please feel free to contact Kimberly R Holmes, Program Administrator, at (850) 488-7864.

Do not reply to this email as it is generated automatically and electronically and cannot accept electronic replies.

*Florida Commission on Ethics
 325 John Knox Road Building E, Suite 200 Tallahassee, FL 32303*

From: EthicsFDMSInfo@mail.disclosure.floridaethics.gov
Sent: 6/17/2025 5:35:03 PM
To: m_mcvay@yahoo.com
Subject: Notice of Assessed Fine

Luis M. Fust
Chair
Tina Descovich
Vice Chair
Paul D. Bain
Dr. James Bush, III
Freddie Figgers
Laird A. Lile
Ashley Lukis
Linda Stewart



State of Florida
COMMISSION ON ETHICS
P.O. Drawer 15709
Tallahassee, Florida 32317-5709

325 John Knox Road
Building E, Suite 200
Tallahassee, Florida 323 03

Kerrie J. Stillman
Executive Director

Steven J. Zuilkowski
Deputy Executive Director /
General Counsel

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(850) 488-3077 (FAX)
www.ethics.state.fl.us

"A Public Office is a Public Trust "

BEFORE THE
STATE OF FLORIDA
COMMISSION ON ETHICS

In re
Mary F McVay
Assistant Secretary
Bay Creek Community Development District
Board Of Supervisors
PID#: 251259

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 Statute, due to your failure to timely file your 2023 CE Form 1, Statement of Financial Interests. Under the law, your 2023 CE Form 1, Statement of Financial Interests, was due by July 01, 2024. The law provided for a penalty-free grace period extending the due date to September 03, 2024. 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 2023 CE Form 1 was filed on January 31, 2025, you are fined the amount of \$1,500.00 (\$25.00 per day for 150 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 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 17, 2025**. **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 03, 2024, and must include any documentation or evidence supporting your appeal, such as:

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

TECHNOLOGICAL ISSUE: provide documentation that supports your assertion that an issue with technology, such as an unexpected lack of access to the Internet or a power outage, prevented timely filing;

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 the completed form which was electronically 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;

LEFT PUBLIC POSITION BEFORE DECEMBER 31, 2023 : confirmation of your last date of office or employment by your former agency, showing the last date to be before December 31, 2023 ;

NOT REQUIRED TO FILE: provide documentation that supports the reason you are not required to file financial disclosure; or

OTHER UNUSUAL CIRCUMSTANCE : provide documentation explaining uncommon, rare, or sudden occurrence that prevented timely filing .

3. **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 Chief Financial Officer 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 at (850) 488-7864 .

Notice of Assessment of Automatic Fine was furnished to:

Mary F McVay on June 17, 2025 .

Do not reply to this email as it is generated automatically and electronically and cannot accept electronic replies.

Florida Commission on Ethics

325 John Knox Road Building E, Suite 200 Tallahassee, FL 32303

From: "Ethics FDMS Info" <EthicsFDMSInfo@mail.disclosure.floridaethics.gov>

Sent: 12/27/2024 6:00:31 AM

To: m_mcvay@yahoo.com

Subject: Notice of Fine Accruing

Luis M. FustØ
Chair
 Tina Descovich
Vice Chair
 Paul D. Bain
 Dr. James Bush, III
 Freddie Figgers
 Laird A. Lile
 Ashley Lukis
 Linda Stewart



State of Florida
COMMISSION ON ETHICS
 P.O. Drawer 15709
 Tallahassee, Florida 32317-5709

Kerrie J. Stillman
Executive Director

Steven J. Zuilkowski
*Deputy Executive Director/
 General Counsel*

(850) 488-7864 Phone
 (850) 488-3077 (FAX)
 www.ethics.state.fl.us

325 John Knox Road
 Building E, Suite 200
 Tallahassee, Florida 32303

A Public Office is a Public Trust

Our records show that you have not electronically filed your 2023 Form 1 Statement of Financial Interests, with our office by the July 1, 2024 deadline. The grace period for filing expired on September 3, 2024 and pursuant to State law an automatic fine of \$25.00 per day for each day late (\$1,500 maximum fine) is being assessed against you for your failure to timely file Form 1. Please e-file the form via the Electronic Financial Disclosure Management System (EFDMS) as soon as possible. **If you believe that you are not required to file, please contact our office immediately.**

Visit the EFDMS website at <https://disclosure.floridaethics.gov/Account/Login> to complete and submit your disclosure. All notices and communications from the Florida Commission on Ethics regarding your filing requirement, due date(s), as well as FAQ's and tutorials are available from your filer dashboard.

In addition, State law provides that the Commission on Ethics must initiate investigations of delinquent filers in certain circumstances. This can result in your being removed from your public office or employment. See Section 112.3145(9)(c), Florida Statutes. You may also be subject to a complaint being filed, resulting in penalties as outlined in Section 112.317, Florida Statutes.

If you left your position in 2024:

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Created Date: 12/12/2024
Type: Letter
Created By: Kimberly R Holmes
Description: Letter with ADA Accommodation form and fine appeal form mailed to Ms. McVay

Created Date: 12/11/2024
Type: Phone
Created By: Kimberly R Holmes
Description: Filer is visually impaired and needs an ADA Accommodation for filing her 2023 financial disclosure

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 Tallahassee, Florida 32317-5709

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Executive Director

Steven J. Zuilkowski
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 General Counsel*

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From: "Ethics FDMS Info" <EthicsFDMSInfo@mail.disclosure.floridaethics.gov>
Sent: 10/4/2024 6:00:39 AM
To: m_mcvay@yahoo.com
Subject: Notice of Fine Accruing

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Sent: 9/27/2024 6:00:38 AM
To: m_mcvay@yahoo.com
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To: m_mcvay@yahoo.com

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Tallahassee, FL 32303

Created Date: 9/13/2024
Type: Email
Created By: Emily E Prine
Description:
From: Daphne Gillyard <gillyardd@whhassociates.com>
Sent: Friday, September 13, 2024 10:14 AM
To: Prine.Emily <PRINE.EMILY@leg.state.fl.us>
Subject: RE: Mary McVay Delinquent

Her phone number is (239) 495-7223.

I will call her now.

Daphne Gillyard
DAPHNE GILLYARD

From: Prine.Emily <mailto:PRINE.EMILY@leg.state.fl.us>
Sent: Friday, September 13, 2024 10:04 AM
To: Daphne Gillyard <mailto:gillyardd@whhassociates.com>
Subject: Mary McVay Delinquent
Importance: High

Morning,

This person is now receiving fines.

Do you have current contact information for this filer? System does not reflect current phone number.

The email on record is mailto:m_mcvay@yahoo.com

Are you able to reach out?

Created Date: 9/13/2024
Type: Email
Created By: Emily E Prine
Description:
From: Daphne Gillyard <gillyardd@whassociates.com>
Sent: Friday, September 13, 2024 10:16 AM
To: Prine.Emily <PRINE.EMILY@leg.state.fl.us>
Subject: RE: Mary McVay Delinquent

I left an urgent voice mail message.

The email address is correct

From: "Ethics FDMS Info" <EthicsFDMSInfo@mail.disclosure.floridaethics.gov>
Sent: 9/6/2024 6:00:49 AM
To: m_mcvay@yahoo.com
Subject: Notice of Fine Accruing

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From: "Ethics FDMS Info" <EthicsFDMSInfo@mail.disclosure.floridaethics.gov>

Sent: 8/26/2024 6:25:39 AM

To: m_mcvay@yahoo.com

Subject: Statement of Financial Interests (Form 1) Not Received

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To: m_mcvay@yahoo.com
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Log in to EFDMS <https://disclosure.floridaethics.gov/Account/Login> to complete and submit your form **no later than September 3, 2024**. All notices and communications from the Florida Commission on Ethics regarding your filing requirement, due date(s), as well as FAQ's and tutorials are available from your filer dashboard. **If you have not already registered in EFDMS, visit <https://disclosure.floridaethics.gov>. Click the "I am a Filer" button, and then the "Request Registration Email" button. Enter your email address where this official notice was received. After you register and create a username and password, you can log into EFDMS to electronically complete and file your Form 1.**

If you left your position in 2024 :

Even if you left the position noted in the EFDMS filer dashboard during 2024, you are required to file for 2023 this year. If you left your position during 2024, you may also need to file a Form 1F, Final Statement of Financial Interests, covering a portion of the year 2024.

If you believe you are on the list in error:

If you believe your name was placed on the list in error, please contact the Commission.

QUESTIONS? Call the Florida Commission on Ethics, (850) 488-7864 or 1-800-262-8824.

Persons with disabilities or handicaps who need assistance or reasonable accommodation to complete this form should contact the Commission on Ethics at (850) 488-7864. If you are hearing or speech impaired, please contact us by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TTY).

Do not reply to this email as it is generated automatically and electronically and cannot accept electronic replies.

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

From: "Ethics FDMS Info" <EthicsFDMSInfo@mail.disclosure.floridaethics.gov>
Sent: 7/7/2024 6:01:38 AM
To: m_mcvay@yahoo.com
Subject: Form Cover Letter

Ashley Lukis
Chair
Michelle Anchors
Vice Chair
William P. Cervone
Tina Descovich
Freddie Figgers
Luis M. FustØ
Wengay M. Newton, Sr.



State of Florida
COMMISSION ON ETHICS
P.O. Drawer 15709
Tallahassee, Florida 32317-5709

Kerrie J. Stillman
Executive Director

Steven J. Zuilkowski
*Deputy Executive Director/
General Counsel*

(850) 488-7864 Phone
(850) 488-3077 (FAX)
www.ethics.state.fl.us

325 John Knox Road
Building E, Suite 200
Tallahassee, Florida 32303

A Public Office is a Public Trust

State officers, specified state employees, and local officers serving as of December 31, 2023 are required to file this year. **Even if you left the position during 2024, you are required to file disclosure for the year 2023 using the e-filing system.**

If you believe you were sent this notice in error, contact the financial disclosure coordinator for your agency, who provided your name and position as meeting the criteria for filing disclosure. In order to remove your name from the official list, the agency coordinator must submit documentation to our office. To find your agency's coordinator go to our website, www.ethics.state.fl.us, click on the "Financial Disclosure" tab, then "Coordinator Information" to search for your agency's coordinator.

WHEN TO FILE:

On or before July 1, 2024 .

» HOW TO FILE ELECTRONICALLY:

The law requires the Form 1 to be filed electronically with the Florida Commission on Ethics via the Electronic Financial Disclosure Management System (EFDMS). **If you have not already registered in EFDMS in 2023**, please contact the Florida Commission on Ethics at 850-488-7864. Once you register and create a username and password, you can log into EFDMS to electronically complete and file your Form 1.

Before you file electronically, visit <http://www.ethics.state.fl.us/Documents/FinancialDisclosure/E-filing.pdf> **for important information and tips about filing electronically this year.**

FAILURE TO FILE the annual disclosure form by September 1, 2024, triggers automatic fines of 25.00 for each late day. In addition, pursuant to law, the Commission on Ethics must initiate investigations of delinquent filers in certain circumstances. This can result in your being removed from your public office or employment. See Section 112.3145(9)(c), Florida Statutes. You may also be subject to a complaint being filed, resulting in penalties as outlined in Section 112.317, Florida Statutes.

QUALIFYING FOR OFFICE? Your electronically filed 2023 Form 1 can be used for qualifying purposes.

QUESTIONS? Call the Florida Commission on Ethics, 850-488-7864.

Persons with disabilities or handicaps who need assistance or reasonable accommodation to complete this form should contact the Commission on Ethics at (850) 488-7864. If you are hearing or speech impaired, please contact us by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TTY).

This is an automated email and cannot accept replies.

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

From: "Ethics FDMS Info" <EthicsFDMSInfo@mail.disclosure.floridaethics.gov>
Sent: 6/1/2024 7:04:47 AM
To: m_mcvay@yahoo.com
Subject: Reminder Notification to File- Form 1, Statement of Financial Interests

Ashley Lukis
Chair
Michelle Anchors
Vice Chair
William P. Cervone
Tina Descovich
Freddie Figgers
Luis M. FustØ
Wengay M. Newton, Sr.



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Tallahassee, Florida 32303

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According to our records, your 2023 Form 1, Statement of Financial Interests, due July 1, 2024 has not been received by the Florida Commission on Ethics.

Persons serving as of December 31, 2023 are required to file this year. Failure to timely file may result in fines, removal from public office or employment, or an Ethics complaint. Do not delay. File your disclosure right away!

After September 3, 2024, a fine of \$25 for each day late will be imposed, up to a maximum penalty of \$1,500 (60 days late). In addition, pursuant to law, the Commission on Ethics must initiate investigations of delinquent filers in certain circumstances. This can result in your being removed from your

public office or employment. See Section 112.3145(9)(c), Florida Statutes. You may also be subject to a complaint being filed, resulting in penalties as outlined in Section 112.317, Florida Statutes.

This is the first time your Form 1 will be filed electronically with the Florida Commission on Ethics via the Electronic Financial Disclosure Management System (EFDMS). The form cannot be filed on paper. **If you have not already registered in EFDMS, visit <https://disclosure.floridaethics.gov/Account/Login>. Click the "I am a Filer" button, and then the "Request Registration Email" button. Enter your email address where this official notice was received. Once you register and create a username and password, you can log into EFDMS to electronically complete and file your Form 1.**

All notices and communications from the Florida Commission on Ethics regarding your filing requirement, due date(s), as well as FAQ's and tutorials are available from your filer dashboard.

If you left your position in 2024:

Even if you left the position noted in the EFDMS filer dashboard during 2024, you are required to file for 2023. If you left your position during 2024, you may also need to file a Form 1F, Final Statement of Financial Interests, covering a portion of the year 2024

QUESTIONS? Call the Florida Commission on Ethics, (850) 488-7864 or 1-800-262-8824.

Persons with disabilities or handicaps who need assistance or reasonable accommodation to complete this form should contact the Commission on Ethics at (850) 488-7864. If you are hearing or speech impaired, please contact us by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TTY).

Do not reply to this email as it is generated automatically and electronically and cannot accept electronic replies.

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

From: "Ethics FDMS Info" <EthicsFDMSInfo@mail.disclosure.floridaethics.gov>
Sent: 5/6/2024 4:53:19 AM
To: m_mcvay@yahoo.com
Subject: Official Notification to File Form 1, Statement of Financial Interests

Ashley Lukis
Chair
Michelle Anchors
Vice Chair
William P. Cervone
Tina Descovich
Freddie Figgers
Luis M. FustØ
Wengay M. Newton, Sr.



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Tallahassee, Florida 32303

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According to our records, you are required to complete a Form 1, Statement of Financial Interests, in order to satisfy your obligation to file financial disclosure. State officers, local officers, and specified state employees serving as of December 31, 2023 (and persons elected in 2023 whose terms began

this year) are required to file this year. **Even if you left the position during 2024, you are required to file disclosure for the year 2023 using the e-filing system.**

If you believe you were sent this notice in error, contact the financial disclosure coordinator for your agency, who provided your name and position as meeting the criteria for filing disclosure. In order to remove your name from the official list, the agency coordinator must submit documentation to our office. To find your agency's coordinator go to our website, www.ethics.state.fl.us, click on the "Financial Disclosure" tab, then "Coordinator Information" to search for your agency's coordinator.

WHEN TO FILE:

On or before July 1, 2024

» HOW TO FILE ELECTRONICALLY:

This is the first time your Form 1 will be filed electronically with the Florida Commission on Ethics via the Electronic Financial Disclosure Management System (EFDMS). The form cannot be filed on paper. **If you have not already registered in EFDMS, visit <https://disclosure.floridaethics.gov>. Click the "I am a Filer" button, and then the "Request Registration Email" button. Enter your email address where this official notice was received. Once you register and create a username and password, you can log into EFDMS to electronically complete and file your Form 1.**

Before you file electronically, visit <https://ethics.state.fl.us/Documents/Ethics/Tips.pdf?cp=202442> for important information and tips about filing electronically this year.

FAILURE TO FILEthe annual disclosure form by September 3, 2024, triggers automatic fines of \$25.00 for each late day. In addition, pursuant to law, the Commission on Ethics must initiate investigations of delinquent filers in certain circumstances. This can result in your being removed from your public office or employment. See Section 112.3145(9)(c), Florida Statutes. You may also be subject to a complaint being filed, resulting in penalties as outlined in Section 112.317, Florida Statutes.

QUALIFYING FOR OFFICE?Your electronically filed 2023 Form 1 can be used for qualifying purposes by printing the Verification and Receipt of Filing from your EFDMS Filer Dashboard.

QUESTIONS? Call the Florida Commission on Ethics, 850-488-7864 or 1-800-262-8824.

Persons with disabilities or handicaps who need assistance or reasonable accommodation to complete this form should contact the Commission on Ethics at (850) 488-7864. If you are hearing or speech impaired, please contact us by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TTY).

This is an automated email and cannot accept replies.

*Florida Commission on Ethics
325 John Knox Road, Building E, Suite 200
Tallahassee, FL 32303*

From: "Ethics FDMS Info" <EthicsFDMSInfo@mail.disclosure.floridaethics.gov>

Sent: 5/2/2024 2:04:20 AM

To: m_mcvay@yahoo.com

Subject: Florida Commission on Ethics Official Invitation to Register Account

Ashley Lukis
Chair
 Michelle Anchors
Vice Chair
 William P. Cervone
 Tina Descovich
 Freddie Figgers
 Luis M. FustØ
 Wengay M. Newton, Sr.



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 Tallahassee, Florida 32303

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Hello,

You have received this invitation to register in the Electronic Financial Disclosure Management System (EFDMS) of the Florida Commission on Ethics e-filing system. Your name and contact information was provided to the Commission by your agency coordinator identifying you as a public officer or public employee with an annual requirement to file a financial disclosure form.

All financial disclosure forms (Form 1, 1X, and 1F) must be filed electronically. The Commission will no longer promulgate paper forms.

You must use the following link to complete the registration process:

<https://disclosure.floridaethics.gov/Account/Registration?token=WQ4IVTKUZD4HBNT> (Please note the link will expire in 14 days.)

Once you are registered, always access e-filing from the I am a Filer link, even if you are a candidate for office.

By law, you must keep an up-to-date email address in the e-filing system. Your email address will be used to provide you with notifications about due dates and the filing process, as well as other important announcements for financial disclosure filers. If you wish to designate a different email address for communications regarding e-filing, you may do so in your User Profile which is accessible from your Dashboard in EFDMS.

Questions about why you are receiving this email should be directed to your agency coordinator whose name appears on your dashboard in EFDMS.

Questions about the financial disclosure requirement, as well as how to complete the disclosure form should be directed to the Florida Commission on Ethics (850) 488-7864 or 1-800-262-8824.

More information is available on our website, www.ethics.state.fl.us.

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