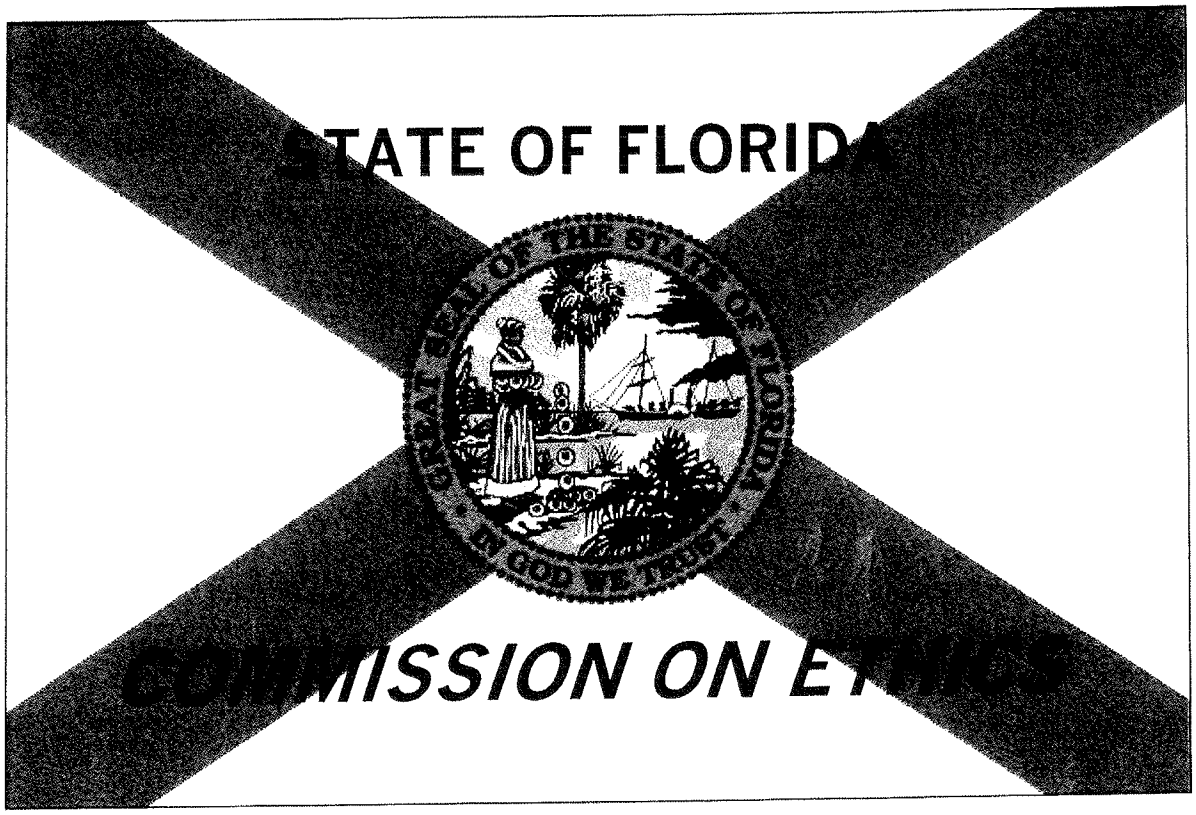
Advocate's Exhibit: J

REPORT OF INVESTIGATION



Complaint Number 24-166

NOTICE CONCERNING CONFIDENTIALITY

This report of investigation concerns an alleged violation of Chapter 112, Part III, Florida Statutes, or other breach of public trust under provisions of Article II, Section 8, Florida Constitution. The Report and any exhibits may be confidential (exempt from the public records law) pursuant to Section 112.324, Florida Statutes, and Chapter 34-5, F.A.C., the rules of the Commission on Ethics. Unless the Respondent has waived the confidentiality in writing, this report will remain confidential until one of the following occurs: (1) the complaint is dismissed by the Commission; (2) the Commission finds sufficient evidence to order a public hearing; or (3) the Commission orders a public report as a final disposition of the matter. *See Section 112.3215, Florida Statutes, regarding executive branch lobbying matters and confidentiality.

STATE OF FLORIDA
COMMISSION ON ETHICS
Post Office Drawer 15709
Tallahassee, Florida 32317-5709

REPORT OF INVESTIGATION

TITLE: BRYAN LOBER
Former County Commissioner
Brevard County
Rockledge, Florida

COMPLAINT NO.: 24-166
Exhibits A through G

INVESTIGATED BY: _____
Robert G. Malone

Distribution: Commission on Ethics
Respondent
Advocate
File

Releasing Authority: _____
Kerrie J. Stillman
Executive Director
February 3, 2025
Date

* * * *

REPORT OF INVESTIGATION
COMPLAINT NO. 24-166

(1) Pursuant to Section 112.324, Florida Statutes, and Commission Rule Chapter 34-17, Florida Administrative Code, the Commission on Ethics received (on July 31, 2024) a Referral from the Florida Department of Law Enforcement (FDLE) concerning the Respondent, Bryan Lober, who served as a Brevard County Commissioner. The Commission on Ethics met on September 13, 2024, in executive session, and voted (by the vote of at least six of its members) to investigate the Referral.

(2) In finding the Referral should be investigated, the Commission determined only the following allegations to be legally sufficient for investigation:

- Between January 2019 and March 2022, the Respondent used a Brevard County-issued purchasing card to purchase multiple items for his personal use.

- The Respondent improperly used a County-issued tax-exempt certificate to avoid paying sales tax on at least three personal purchases.

(3) The Commission on Ethics ordered an investigation of the Referral for a probable cause determination of whether the Respondent's actions violated Article II, Section 8(h)(2), Florida Constitution (Abuse of Position to Obtain Disproportionate Benefit), and Section 112.313(6), Florida Statutes (Misuse of Public Position).

The Allegation that the Respondent Used a County-Issued Purchasing Card for Personal Use

(4) This allegation was investigated by FDLE Inspector David Hubbard, and his Investigative Summary[1] reflects that the Respondent was sworn-in as the Brevard County District Two Commissioner on November 20, 2018, and that he resigned from Office on April 1, 2022. A review of the FDLE Investigative Summary reflects that during the time period in question, the Respondent used a County-issued purchasing card (P-card) multiple times, and that some of these purchases appear to have been unrelated to County business.

(5) The FDLE Investigative Summary notes that concerns regarding the Respondent's use of a County-issued P-card were raised beginning in December 2021, when Brevard County Manager Frank Abbate, and then-County Central Services Director Steven Darling, contacted then-County Attorney Abigail Jorandby about concerns regarding the Respondent's use of the County-issued P-card. Mr. Darling stated during his sworn interview to Inspector Hubbard that he was contacted by telephone by an unknown individual who asked about the Respondent's purchases. Mr. Darling said he accessed computer records of the Respondent's P-card purchases and observed that they were not excessive for individual purchases, but that the purchases made were for items not typically purchased for County Commissioners'

[1] The FDLE Investigative Summary is appended as pages 9 through 24 of the Referral. The Investigative Summary is dated May 14, 2024.

offices. He recalled that he brought this matter to the attention of County Manager Abbate, who suggested that they talk to then-County Attorney Jorandby.

(6) Ms. Jorandby stated during her sworn interview by Inspector Hubbard that she researched the County's policies concerning the use of the P-cards and determined that the County's policies and administrative orders only pertained to the use of P-cards by County employees, not County Commissioners. She verified that there were no policies that addressed the use of a County-issued P-card by a County Commissioner.

(7) County Manager Abbate stated during a sworn interview with Inspector Hubbard that, because County Commissioners do not report to him, he does not review the Commissioners' purchases. He added that when Mr. Darling came to him to report suspicious P-card purchases by the Respondent, he and Mr. Darling went to then-County Attorney Jorandby, who served as the County's Ethics Officer, and she determined that the County's administrative orders concerning the use of County-issued P-cards did not apply to County Commissioners.

(8) The FDLE summary notes that, on February 22, 2022, the Brevard County Board of County Commissioners (BOCC) requested[2] that the Brevard County Clerk of Circuit Court and Comptroller, Rachel Sadoff, conduct an audit of the P-card purchases made by each of the County Commissioners between November 2016 and February 2022. Records reflect that Ms. Sadoff and her staff, who already had begun auditing the Respondent's P-card purchases based on an anonymous public records request received on February 3, 2022, inventoried office equipment in each of the County Commissioners' offices and interviewed 30 County staff and Commissioners concerning P-card purchases and policies.[3] Ms. Sadoff reported that she determined from her audit that it was questionable whether certain purchases made by the Respondent were related to County business. Ms. Sadoff explained that, because her office does not have the authority to issue subpoenas, she subsequently requested FDLE to further investigate the Respondent's actions.

(9) The FDLE investigative summary (pages nine through 24 of the Referral) reflects that an audit of the Respondent's P-card purchasing records, and that of the then-District Two Chief of Staff, Robert "Fritz" VanVolkenburgh, confirmed that, between July 31, 2019, and April 1, 2022, there were a total of 261 items purchased using a County-issued P-card, for a total cost of $36,617.94.[4] Inspector Hubbard explained in his investigative summary that Mr. VanVolkenburgh's P-card purchases were included in the investigation's itemized list of P-card purchases because the Respondent used Mr. VanVolkenburgh's County-issued P-card for

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[2] Minutes of the February 22, 2022, County Commission meeting reflect that the Respondent agreed to an audit by the Clerk of Court concerning the P-card purchases made by each of the County Commissioners. The minutes further reflect that the Respondent voted in favor of a motion during the same meeting to approve Board Policy BCC-47, which included a provision that P-cards "shall not be used for the expenses that provide a personal benefit to [any] Commissioner."

[3] Ms. Sadoff noted in her report to the BOCC that she talked informally with the Respondent while conducting an inventory of items in his District office, but he and his then-District Aide, Regina "Rocket" Weiler, were the only two people who declined to participate in a sworn and recorded interview relative to the audit.

[4] This amount reflects deductions for refunds of items which were returned for credit towards the P-card balance and items reimbursed by the Respondent.

a period of time before being issued his own P-card.[5] The itemized records of the P-card purchases (pages 22 through 24 of the Referral) reflect that 108 of the items purchased, totaling $9,125.22, were never located by the Clerk's staff during the audit.

(10) County records reflect that the Respondent signed an "Agreement to Accept the VISA Purchasing Card," (Exhibit A) on July 2, 2021, when he was issued the P-card. The agreement specifically notes in pertinent part, "The card is for business-related purchases only; personal charges are not to be made to the card." It further notes, "Improper use of the card can be considered misappropriation of County funds, which may result in disciplinary action, up to, and including termination."

(11) Inspector Hubbard highlighted three purchases in his investigative summary which he believed did not appear to be used in the operation of the Respondent's County Commission office. These included the purchase of two Bivy Sticks, the purchase of an office chair, and the purchase of an Amazon Business Prime Membership.

(12) Inspector Hubbard reported that the two Bivy Sticks were purchased by the Respondent on May 25, 2021, using Mr. VanVolkenburgh's P-card. Inspector Hubbard noted that the Bivy Sticks were purchased from ACR Electronics, Inc., for $605. He explained that the Bivy Sticks are electronic devices that allow the user to send texts and emails anywhere in the world by way of a satellite connection using a Bluetooth enabled mobile device. He stated the Bivy Sticks are primarily used by individuals who are traveling to remote areas that have no mobile telephone service. The FDLE investigative summary notes that the Bivy Sticks required a monthly subscription of $49.99. The Respondent's P-card records reflect that he used his County P-card to pay the monthly subscription fee for only one of the Bivy Sticks on August 4, 2021, and again on September 4, 2021.

(13) Mr. Matthew Wallace, the Brevard County Public Safety Office Director, advised Inspector Hubbard during a sworn interview that he was approached by the Respondent during the Spring of 2021, and the Respondent asked if he would be interested in having satellite telephone capabilities for his office to be used during natural disasters and emergencies. Mr. Wallace reportedly said yes and the Respondent subsequently gave him one of the Bivy Sticks. Mr. Wallace stated that he never used the Bivy Stick, but, at some point after being given the Bivy Stick, the Respondent told him that he (Respondent) had used the other Bivy Stick in a remote area and it permitted him to have a conversation using the device. Mr. Wallace said he was never contacted again by the Respondent relative to the Bivy Stick.

(14) The FDLE investigative summary (pages 11 through 12 of the Referral) reflects that Inspector Hubbard subpoenaed ACR Electronics for records associated with the Bivy Stick used by the Respondent, and the records confirmed that, between August 4, 2021, and August 20, 2021, the Respondent used the Bivy Stick to send and receive 22 messages while he was on a trip to Maine. The dates and content of the messages appear in the FDLE investigative

[5] Mr. VanVolkenburgh turned his P-card in to the County's Finance Department in July 2021, and his account was closed.

summary on pages 11 and 12 of the Referral. A review of the messages confirms that they do not appear to pertain to any County business.

(15) Brevard County Clerk Sadoff confirmed by telephone that, during her Office's audit, it was determined that Mr. Wallace had one of the Bivy Sticks, and the Respondent provided the second Bivy Stick to her and her staff on March 4, 2022. She stated that both Bivy Sticks currently are in the County's possession.

(16) The second item purchased by the Respondent that was highlighted by Inspector Hubbard in his investigative summary (pages 12 through 13 of the Referral) was a Steelcase brand office chair that was purchased on July 5, 2021, using Mr. VanVolkenburgh's County-issued P-card. Inspector Hubbard reported that records reflect the Respondent used his personal credit card on July 5, 2021, to purchase an Amazon e-gift card through his personal Amazon account. The gift card was valued at $9.50, and, a few minutes later, the Respondent used Mr. VanVolkenburgh's P-card to purchase the office chair for $759.50, using the gift card to pay $9.50 of the total cost, and the County-issued P-card to pay the remaining $750. Inspector Hubbard reported that, a few minutes after purchasing the chair, the Respondent purchased office chair casters for $31.40, again using Mr. VanVolkenburgh's County P-card. Records reflect the office chair was delivered to the County office building on July 10, 2021. However, the chair could not be located during the County Clerk's audit. According to Inspector Hubbard, when the Clerk's audit failed to locate the office chair, the Respondent purchased an identical office chair with his personal funds to replace the missing chair. Inspector Hubbard noted that the Respondent did not replace the chair casters that were purchased separately.

(17) County Clerk Sadoff verified that, following media reports that the Respondent had purchased an office chair with a County P-card, and reports that the chair could not be located during her audit, the Respondent purchased a replacement chair with his personal funds. She advised that the replacement chair was purchased prior to the Respondent's resignation and currently is in the County's possession. She explained that the County's policy concerning purchases requires that any items purchased using County funds that are valued at greater than $750 are to be tagged with a County asset tag and inventoried annually as County property. Ms. Sadoff noted that it appears the Respondent may have avoided having the chair tagged by using a gift card to make it appear that the value of the chair did not exceed $750.

(18) The third item Inspector Hubbard highlighted in his investigative summary (page 13 of the Referral) was a Business Prime Membership to Amazon. He reported that on December 21, 2021, the Respondent used his County-issued P-card to purchase a Business Prime Essentials Membership Plan for $179.00. Inspector Hubbard noted that a review of documented purchases made through the Business Prime account matched the purchases that the Respondent made on his personal Amazon account, indicating the two accounts were linked. Some of the benefits that the Respondent would have personally received by having a linked Business Prime membership, Inspector Hubbard reported, included free shipping, Prime Day deals, and Prime early access.

(19) Chief Assistant State Attorney of the Eighteenth Judicial Circuit, Stacey Straub Salmons, explained in a letter to Inspector Hubbard[6] that she had reviewed the materials that FDLE submitted to her Office concerning the Respondent's use of the County-issued P-card, and she determined that the State Attorney's Office was unable to criminally prosecute the Respondent in this matter. A review of her letter reflects that she noted that none of the items purchased by the Respondent with the County's P-card showed an obvious indication that they were for personal use. She explained that the "vast majority" of the items were arguably necessary for a business office's functioning, or were "technologically related." Ms. Salmons further noted as reasons why her Office would not pursue filing criminal charges in this matter: that the County had no policies or administrative orders regarding the use of County P-cards by County Commissioners; that the Respondent received no guidance regarding the proper use of the P-card; that the County Manager and the County's Finance Departments did not see any issues when the Respondent's use of the County's P-card was brought to their attention; that the BOCC specifically authorized the Respondent to spend $60,000 of Federal CARES Act funding to purchase items for staff, governmental entities, and non-profits; and that the Respondent routinely gave items to the County's IT Department which were not inventoried or memorialized.

(20) Mr. Mark Peterson, the Brevard County Assistant Finance Director, explained by telephone that he is not certain if his staff, who issued the P-card to the Respondent, spoke specifically to the Respondent about it being prohibited to use the P-card for purchasing personal goods. However, he noted that the P-card agreement that the Respondent signed on July 2, 2021 (Exhibit A), when he was issued the P-card, specified that it was only to be used for County-related purposes. He further verified that in 2020, the BOCC received $105 million in CARES Act (Coronavirus Aid, Relief, and Economic Security Act) funds from the Federal government. Mr. Peterson said an allowed use of these funds was to reimburse the County for public safety and public health expenditures related to COVID issues. The BOCC, he continued, used $53 Million of the CARES Act funds to cover the costs of the County's Public Safety Department's salaries, and voted to allocate $5 million of the CARES Act funds to each of the County Commissioners to be used in their Districts. Minutes of the August 3, 2021 BOCC meeting reflect that the BOCC unanimously voted, at the Respondent's request, to: approve increasing the Respondent's District allocation of the CARES Act funds to $60,000 for operating costs and tangible goods; create a new category to allow his District's CARE act funds (up to $500,000) to be used for infrastructure projects within District 2; and to allow for the use of the funds to purchase items not only for staff, but also for governmental entities and nonprofits. Mr. Peterson opined that the P-card issued to the Respondent could be used for purchasing goods with the CARES Act funds.

(21) As it relates to the $9,125.22 in items that were purchased by the Respondent with the County P-card that were unaccounted for following the audit conducted by the Clerk's Office, Chief Assistant State Attorney Salmons noted in her letter to Inspector Hubbard (pages two through eight of the Referral) that multiple County staff members had access to the District Two office during the time that the items were ordered or received, and the Respondent would have a viable defense in claiming that some or all of the missing items could have been

[6] Chief Assistant State Attorney Salmons' June 28, 2024, letter to Inspector Hubbard is appended as pages two through eight of the Referral.

removed by someone else. She added that many of the missing items were "consumable goods" and could have been used for the operation of the Respondent's County office. Ms. Salmons also noted that many of the items would have lost their value over time, which would have reduced the amount of a theft, and that some of the items may have been given to the County by the Respondent without being accounted for. Ms. Salmons further noted that, given the broad scope of purchases that the County had authorized the Respondent to make using CARES Act funding, any purchases made after August 3, 2021, when the BOCC gave the Respondent authority to use the CARES Act funds, "would not constitute a taking pursuant to Florida's theft statute."

(22) The Respondent's attorney, Mr. Brian Onek, advised by email to this investigator that the Respondent declined to be interviewed relative to the instant investigation.

The Allegation that the Respondent Improperly Used a County-issued Tax-Exempt Certificate

(23) A review of the FDLE investigative summary (pages 13 through 15 of the Referral) reflects that, on March 20, 2021, the Respondent made a purchase in the amount of $1,717.00 from Rockler Companies, Inc., for four items. Records relied on in the summary reflect that he used the County's tax-exempt certificate (Consumer's Certificate of Exemption) to avoid paying sales tax in the amount of $124.48 for this purchase.[7]

(24) Inspector Hubbard noted in his investigative summary that staff in the Respondent's District office received a telephone call from a representative of Rockler inquiring about the County's tax-exempt certificate (Exhibit B), and staff subsequently informed the Respondent about this telephone call from Rockler, but did not tell him it related to the County's tax-exempt certificate. Mr. VanVolkenburgh told Inspector Hubbard that, approximately two weeks later, a package arrived at the District office from Rockler, and, upon opening it, Mr. VanVolkenburgh said he found a tool, but did not recognize what type of tool it was. Mr. VanVolkenburgh reported that the Respondent took the tool with him after visiting the District office.

(25) According to Mr. VanVolkenburgh, the P-card statement that arrived a week or two after the tool was delivered did not list any purchases from the Rockler Company. Mr. VanVolkenburgh said he was unsure why the purchase did not appear on the statement so he instructed the District Two aide to contact Rockler to obtain more information. Mr. VanVolkenburgh recalled that the information subsequently received from Rockler reflected that the Respondent placed the order for the tool using the District's office address and telephone number, but used a credit card not affiliated with the County for the purchase. The FDLE investigative summary notes that the records obtained from Rockler reflect that the Respondent initially was charged sales tax on the purchase, but subsequently sent an email to the company from his personal email address on March 20, 2021 (Exhibit C), indicating that he provided the company with a County tax-exempt certificate when he placed the order, that there was no place on the certificate for a signature, and to not process the order if they were

[7] The County Clerk's audit claims the Respondent avoided paying $126.00 in sales tax by using the County's tax-exempt certificate for this purchase.

unable to apply the tax-exempt certificate. The invoice provided by Rockler for this purchase (Exhibit D) was invoice number 8334795 (Sales order S7300230), dated April 1, 2021, for $1,717.00. The original total amount for this purchase was $1,863.99, but the total was reduced to $1,717.00 after the shipping and handling charge of $20.99 and the sales tax of $126.00 were removed.

(26) A review of the County's tax-exempt certificate (Exhibit B) reflects that the certificate notes, under the heading, "Important Information for Exempt Organizations:"

> It is a criminal offense to fraudulently present this certificate to evade the payment of sales tax. Under no circumstances should this certificate be used for the personal benefit of any individual. Violators will be liable for payment of the sales tax plus a penalty of 200% of the tax, and may be subject to conviction of a third-degree felony. Any violation will require the revocation of this certificate.

(27) Inspector Hubbard reported that the Clerk's audit determined that the Respondent's reelection campaign records (Exhibit E, page E6) reflect that a campaign expenditure listed for a purchase from Rockler on March 20, 2021, was for the identical amount of $1,717.00, and was listed as "sign building tools and supplies/fasteners."

(28) The FDLE investigative summary further noted that the Respondent made two subsequent purchases from Rockler without paying sales tax for either purchase. Records reflect the invoices for these purchases are dated July 25, 2021 (invoice number 8690466), for $37.98; and July 27, 2021 (invoice number 8696342), for $103.99.[8] According to the investigative summary, the failure to pay sales tax on these two purchases resulted in the Respondent avoiding paying $2.75 for the July 25 purchase, and $7.54 for the July 27 purchase. The shipping addresses for these two purchases are listed on the invoices as the Respondent's personal residence. Copies of the invoices for the two above-referenced purchases are appended as composite Exhibit F. The Respondent's reelection campaign records (Exhibit G, page G1) reflect that the Respondent listed these two identical amounts as campaign expenditures that occurred on July 23, 2021, for "sign building tools and supplies."

(29) Chief Assistant State Attorney Salmons noted in her letter to FDLE Inspector Hubbard (pages two through eight of the Referral) that she believed there was probable cause, based upon the information provided by FDLE's investigation, to believe the Respondent committed a third-degree felony offense when he offered the County's tax-exempt certificate on March 20, 2021, to avoid paying the required sales tax. However, she explained that the statute of limitations for this matter had passed at the time FDLE submitted the investigative report to her Office. She noted that her evaluation of probable cause did not include the Rockler purchases made by the Respondent on July 25, 2021, and July 27, 2021, because, although the tax-exempt status was applied to these purchases, there is no evidence that the Respondent

[8] The FDLE investigative summary appears to have a scrivener's error on page 15 of the Referral where the summary notes that these purchases occurred in June 2021, when they actually occurred in July 2021.

offered the County's tax-exempt certificate for these purchases or requested that the purchases should be tax exempt.

(30) Inspector Hubbard confirmed by telephone that he found no evidence that the Respondent provided Rockler with a County tax-exempt certificate when he made the purchases on July 25, and July 27, 2021.

END OF REPORT OF PRELIMINARY INVESTIGATION

EXHIBIT A

000058

Agreement to Accept the VISA Purchasing Card

Employee ID# **11008837**

Name: **BRYAN LOBER**

☒ **New**

☐ **Replacement – Old Card Destroyed**

☐ **Replacement – Old Card Lost/Stolen/Card Compromised**

3055

Your participation in the VISA Purchasing Program is a convenience that caries responsibilities along with it. Although the card is issued in your name, it is County property and should be used with good judgment and in compliance with County policies and procedures. Your signature below verifies that you understand the VISA Purchasing Program guidelines outlined below and agree to comply with them and all adopted rules and procedures related to Purchasing Card use.

1. The VISA Purchasing Card is provided to employees based upon their need to purchase business-related goods and services. A card may be revoked at any time based upon change of assignment or location. The card is not an entitlement nor reflection of title or position.

2. The card is for business-related purchases only; personal charges are not to be made to the card.

3. The cardholder is the only person entitled to use the card and is responsible for all charges made against the card.

4. Improper use of the card can be considered misappropriation of County funds, which may result in disciplinary action, up to, and including termination.

5. All charges are billed directly to and paid directly by the County. Any personal charges on the card could be considered misappropriation of County funds since the cardholder cannot pay the bank directly.

6. Cardholders are expected to comply with internal control procedures in order to protect County assets. This includes keeping receipts, maintaining a transaction log, reconciling monthly statements and following proper card security measures.

7. Cardholders are responsible for reconciling their monthly statement and resolving any discrepancies by contacting the vendor or the bank.

8. Each Cardholder account is assigned a primary accounting code by management and purchases will be automatically charged to that code, unless otherwise indicated on the monthly reconciliation report.

9. A lost or stolen card shall be reported immediately by telephone to Bank of America.

10. A cardholder must surrender his or her card upon termination of employment (i.e. retirement or voluntary/involuntary termination) or transfer to another department.

7/2/21

Cardholder Signature / *Date*

BRYAN A LOBER

Cardholder Printed Name

DIST. 2

Department Name

Approving Purchase Card Administrator Signature

J. Mark Peterson

Purchase Card Administrator

7/9/21

Date

Cardholder Agreement July 2013 Merge 07/13

Rec'd by Brevard Co Finance 07/09/21

A1

EXHIBIT B

EXHIBIT B

FLORIDA

Consumer's Certificate of Exemption

Issued Pursuant to Chapter 212, Florida Statutes

DR-14
R. 10/15

[redacted]	10/31/2017	10/31/2022	COUNTY GOVERNMENT
Certificate Number	Effective Date	Expiration Date	Exemption Category

This certifies that

BREVARD COUNTY BOARD OF
COUNTY COMMISSIONERS
400 SOUTH ST STE 3-A
TITUSVILLE FL 32780-7683

is exempt from the payment of Florida sales and use tax on real property rented, transient rental property rented, tangible personal property purchased or rented, or services purchased.

FLORIDA

Important Information for Exempt Organizations

DR-14
R. 10/15

1. You must provide all vendors and suppliers with an exemption certificate before making tax-exempt purchases. See Rule 12A-1.038, Florida Administrative Code (F.A.C.).

2. Your *Consumer's Certificate of Exemption* is to be used solely by your organization for your organization's customary nonprofit activities.

3. Purchases made by an individual on behalf of the organization are taxable, even if the individual will be reimbursed by the organization.

4. This exemption applies only to purchases your organization makes. The sale or lease to others of tangible personal property, sleeping accommodations, or other real property is taxable. Your organization must register, and collect and remit sales and use tax on such taxable transactions. Note: Churches are exempt from this requirement except when they are the lessor of real property (Rule 12A-1.070, F.A.C.).

5. It is a criminal offense to fraudulently present this certificate to evade the payment of sales tax. Under no circumstances should this certificate be used for the personal benefit of any individual. Violators will be liable for payment of the sales tax plus a penalty of 200% of the tax, and may be subject to conviction of a third-degree felony. Any violation will require the revocation of this certificate.

6. If you have questions regarding your exemption certificate, please contact the Exemption Unit of Account Management at 800-352-3671. From the available options, select "Registration of Taxes," then "Registration Information," and finally "Exemption Certificates and Nonprofit Entities." The mailing address is PO Box 6480, Tallahassee, FL 32314-6480.

B1

EXHIBIT C

Rachel Sadoff

From:	customercare@rockler.com
Sent:	Tuesday, April 27, 2021 11:29 AM
To:	Golan, Kika
Subject:	FW: RE: TAX EXEMPT Certificate for Order #1004191024 [CSE: khDo8i, TKT: Jj8nFg] S7300230
Attachments:	Tax Exempt Certificate 2017-2022.pdf

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Hello Kika and Fritz,

Forwarding the communication from Bryan Lober in reference to the order S7300230 as we discussed. Please let me know if I can be of any further assistance.

Sincerely,

Darlene
Rockler Customer Care Assoc

From: Rockler ContactCenter <customercare@rockler.com>
Date: Monday, March 22, 2021, 10:27:53 AM
To: LOBER, Bryan A. <loberb@gmail.com>
Subject: RE: TAX EXEMPT Certificate for Order #1004191024 [CSE: khDo8i, TKT: Jj8nFg]

Thank you. I have passed this along to our tax department for processing.

From: LOBER, Bryan A. <loberb@gmail.com>
Date: Saturday, March 20, 2021, 3:59:49 PM
To: <customercare@rockler.com>
Cc: Rockler Order <orders@rockler.com>
Subject: TAX EXEMPT Certificate for Order #1004191024 [CSE: khDo8i, TKT: Jj8nFg]

Dear Sir or Madam:

I spoke with Marilyn at Rockler's customer service line at approximately 8:05AM (Eastern) this morning regarding a sales tax question. As I mentioned to Marilyn, your FAQ page (https://www.rockler.com/customer-service/faq-ordering#TaxExemptCustomers) indicates that the tax-exempt certificate must be signed.

As I advised Marilyn, Florida does not have any area for which a signature is normally affixed on our tax-exempt certificates. Marilyn advised that I go ahead and place the order and subsequently email customercare@rockler.com with my order number in the subject line and a copy of my tax-exempt certificate (number 85-8012621749C-1 which expires 10/31/2022) so that it may be applied to my

C1

order before it ships. She also asked that I place a note in the comments/memo section of the order indicating that the order is tax exempt.

The account with which I have placed the order is rockler@bryanlober.com. I have used this account for personal purchases in the past and I intend to continue to do so in the future to keep all Rockler purchases together. When I have an order which is placed for or on behalf of my employer (Brevard County Board of County Commissioners), I intend to notate the memo/comments section of the order, as I have done with this most recent order, so that tax is not charged on applicable orders.

As such, please be advised I just placed an order on Rockler's website in which I notated that the order is tax exempt. (All the text of this email was placed into the memo section ("Tax Exempt Information (Optional)") of that order.) Please do not process the order if, for any reason, you are unable to apply the tax-exempt certificate.

Thank you in advance for your assistance.

Truly,

Bryan

---------- Forwarded message ---------
From: **Rockler Woodworking and Hardware** <rockler@support.rockler.com>
Date: Sat, Mar 20, 2021 at 4:57 PM
Subject: Rockler Woodworking and Hardware Order #1004191024
To: <rockler@bryanlober.com>

ROCKLER

ORDER CONFIRMATION

Thank you for your order. We really appreciate your business! We will send another email as soon as your order ships with more information. If you have any questions about your order please use our **online customer service form.**

View Your Order Status

Your Order 1004191024 (placed on Mar 20, 2021, 3:57:48 PM)

C2

Billing Information:

Bryan Lober
Brevard County Board of County Commissioners

PO Box 140
Sharpes, Florida, 32959
United States

T: 13214546601

Payment Method:

Credit Card

Credit Card

Credit Card Type MasterCard

Credit Card Number XXXX-[redacted]

Shipping Information:

Bryan Lober
Brevard County Board of County Commissioners

2575 N Courtenay Pkwy
Ste 200
Merritt Island, Florida, 32953
United States

T: 13214546601

Shipping Method:

Items	Qty	Price
Festool Domino XL DF 700 Joiner Set (574447) SKU: 45759 ***Rockler Protection Plan*** None	1	$1,525.00
8mm Festool Domino Cutter for DF 700 (497868) SKU: 46816	1	$64.00
12x140mm Festool Domino Beech Tenons for DF 700, 90-Pack (498217) SKU: 45800	1	$64.00
8x80mm Festool Domino Beech Tenons for DF 700, 190-Pack (498212) SKU: 49560	1	$64.00
Subtotal		$1,717.00
Shipping & Handling		$20.99

C3

Tax	$126.00
Order Total	**$1,863.99**

Thank you again, **Rockler Woodworking and Hardware**

CREATE WITH CONFIDENCE

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Live Chat
Email Us
Store Locations

This email was sent to rockler@bryanlober.com by **Rockler Woodworking and Hardware**

4365 Willow Drive | Medina | MN m| 55340

Unsubscribe

C 4

EXHIBIT D

EXHIBIT D

000067

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Remit to: PO Box 500, Medina, MN 55340-0500

Brevard County Brd of Cnty
Commissioners
PO Box 140
Sharpes, FL 32959

Invoice

Number .....: 8334795
Date .....: 4/1/2021
Page .....: 1 of 1
Sales order .....: S7300230
Requisition .....:
Your ref. .....:
Our ref. .....:
Payment .....:
Invoice account .....: [redacted]

BILL TO:
Brevard County Brd of Cnty Commissioners PO Box 140 Sharpes, FL 32959

SHIP TO:
BOCC 2575 N Courtenay Pkwy, Ste 200 Merritt Island, FL 32953

S.O. No.	P.O. No.	Rep	Terms	Ship Date	Ship Via	FOB
S7300230		08559		4/1/2021	01	

Item number	Description	Quantity	Unit price	Discount	Amount
45759	574447 DOMINO 700	1.00	1,525.00		1,525.00
46816	DOMINO CUTTER 8MM NL 50 1X	1.00	64.00		64.00
45800	DOMINO BEECH 12X140 90X	1.00	64.00		64.00
49560	DOMINO BEECH 8X80 190X	1.00	64.00		64.00

Subtotal	1,717.00	
Discount	0.00	
Total misc. charges	0.00	
Sales Tax	0.00	
Total	**1,717.00**	USD
Paid	1,717.00	USD
Balance Due	0.00	

Payment per 4/1/2021

01

EXHIBIT E

Select Language
Powered by Google Translate

Candidate: Bryan A. Lober

Office: County Commissioner, District 2

Report Date: M3 (3/1/2021 - 3/31/2021)

Campaign Treasurer's Report – Itemized Contributions

Seq# / Date	Contributor	Entity	Occupation / Amend	Cont. Type	Amount
#1 3/10/2021	Donn Alden Weaver 650 N Atlantic Ave Unit 508 Cocoa Beach, FL 32931	Individual		Check	$50.00
#2 3/12/2021	Edward Arnold André 3800 N Riverside Dr Indialantic, FL 32903	Individual	Owner OfFrogbones	Check	$1,000.00
#3 3/12/2021	Charles B Genoni 1095 Highway A1A Apt 2701 Satellite Beach, FL 32937	Individual	Developer	Check	$1,000.00
#4 3/12/2021	John Genoni 4760 N US Hwy 1 #201 Melbourne, FL 32935	Individual	RealEstate	Check	$1,000.00
#5 3/13/2021	Terrence Allan Cronin, Jr. 1399 S Harbor City Blvd Melbourne, FL 32901	Individual	MedicalDoctor	Check	$1,000.00
#6 3/17/2021	Susan Hammerling-Hodgers 7777 N Wickham Rd Ste 10 Melbourne, FL 32940	Individual	PhysicianAssistant	Check	$250.00

E1

#7 3/17/2021	Alan Kazunari Marumoto 1 Eighth Ave Apt 1404 Indialantic, FL 32903	Individual	MedicalDoctor	Check	$1,000.00
#8 3/18/2021	Bansbach Easylift of N America 50 West Drive Melbourne, FL 32904	Business	Manufacturer	Check	$1,000.00
#9 3/19/2021	Robert A Feltner, Jr. 5978 Newbury Circle Melbourne, FL 32940	Individual	Consultant	Check	$500.00
#10 3/22/2021	Daniel P Griffin 3740 Oakhill Dr Titusville, FL 32780	Individual	Aerospace	Check	$1,000.00
#11 3/22/2021	Volk Law Offices, P.A. One Harbor Place 1901 S. Harbor City Blvd., Ste. 700 Melbourne, FL 32901-4772	Business	Law Firm	Check	$250.00
#12 3/22/2021	Paul Sydney Alfrey, Jr. 1058 Alexia St Melbourne, FL 32935	Individual	MelbourneMayor	Check	$100.00
#13 3/23/2021	Vesta Marie Burns 1337 Havre St NW Palm Bay, FL 32907	Individual		Check	$10.00
#14 3/24/2021	Thomas Troy Neidert 1860 Zaminder St NW Palm Bay, FL 32907	Individual	BCFRDistrictChief	Check	$200.00
#15 3/24/2021	LOL Photobooth 1995 Dipol Courtway Titusville, FL 32780	Business		Check	$50.00
#16 3/24/2021	Scott Roberts ***Protected Voter***	Individual		Check	$25.00

E 2

#17 3/24/2021	Woodrow Sweet ***Protected Voter***	Individual		Check	$50.00
#18 3/24/2021	Michael Stuart Bramson 823 Glen Arden Way Altamonte Springs, FL 32701	Individual		Check	$25.00
#19 3/25/2021	Kevin P McCann 137 S Courtenay Pkwy Ste 830 Merritt Island, FL 32952-4843	Individual	Attorney	Check	$250.00
#20 3/25/2021	Ryan Mason Barrack 4537 Seattle St Port Saint John, FL 32927	Individual		Check	$100.00
#21 3/25/2021	The Naswick Group North PO Box 33307 Indialantic, FL 32903	Business	Construction/ Building	Check	$1,000.00
#22 3/25/2021	Ryan Gregory Love 4955 Citrus Blvd Cocoa, FL 32926	Individual		Check	$10.00
#23 3/30/2021	Frank Conrad Golan 5855 Broad Acres St Merritt Island, FL 32953	Individual	RocketScientist	Check	$130.00
#24 3/30/2021	Robert Eugene Hoog 210 Jefferson Ave Cape Canaveral, FL 32920	Individual	CapeCanaveralMayor	Check	$200.00
#25 3/30/2021	Bryan A Lober PO Box 140 Sharpes, FL 32959	Candidate to Themselves	ElectedOfficial	Loan	$100,000.00
#26 3/31/2021	Kyle Jeffrey Smith 912 Handsome Cab Lane Apt 203 Melbourne, FL 32940-8256	Individual	VP ofSales	Check	$500.00

#27 3/31/2021	Eddie Javier Lebron 1085 Carrigan Blvd Merritt Island, FL 32952	Individual	Developer	Check	$500.00
#28 3/31/2021	Andrew Cavey Barber 2475 S Tropical Trl Merritt Island, FL 32952	Individual	RetiredDeveloper	Check	$500.00
#29 3/31/2021	Triangle Auto, II 56 E. Merritt Island Cswy. Merritt Island, FL 32952	Business	AutoRepair	Check	$500.00
#30 3/31/2021	Wendy Rae Ellis 3400 S Tropical Trl Merritt Island, FL 32952	Individual	Marketing	Check	$500.00
#31 3/31/2021	Stephen Andrew Ellis 3400 S Tropical Trl Merritt Island, FL 32952	Individual	CPA	Check	$500.00
#32 3/31/2021	Lorraine Merle McInerney 3400 S Tropical Trl Merritt Island, FL 32952	Individual	RetiredNurse	Check	$500.00
#33 3/31/2021	Joseph Wayne Mayer 520 Jillotus St Merritt Island, FL 32952	Individual	Architect	Check	$500.00
#34 3/31/2021	Jennifer Shawn Mayer 520 Jillotus St Merritt Island, FL 32952	Individual	Homemaker	Check	$500.00
#35 3/31/2021	John Andrew Pavlakos 777 Nightingale Dr Indialantic, FL 32903	Individual	VideoProduction	Check	$500.00
#36 3/31/2021	Alan B Campion 276 Marion St Indian Harbour Beach, FL 32937	Individual	Retired	Check	$500.00

Total Contributions **$115,700.00**

Campaign Treasurer's Report – In-Kind Contributions

Seq# / Date	Contributor	Entity	Occupation / Amend	In-Kind Description / Amount
#1 3/21/2021	Robert A Feltner, Jr. 5978 Newbury Circle Melbourne, FL 32940	Individual	Consultant	Graphics design / layout $100.00
#2 3/26/2021	The UPS Store #3962 3810 Murrell Rd Rockledge, FL 32955	Business	Shippingandprinting	Hydraulic paper cutting $30.00
#3 3/31/2021	Bryan A Lober PO Box 140 Sharpes, FL 32959	Candidate to Themselves	ElectedOfficial	Signs from 2018 campaign $1,670.00

Total In-Kind Contributions **$1,800.00**

Campaign Treasurer's Report – Itemized Expenditures

Seq# / Date	Vendor	Purpose	Exp. Type / Amend	Amount
#1 3/17/2021	PayPal Holdings, Inc. 2211 North First Street San Jose, CA 95131	Payment processing fees	Monetary	$7.55

E5

#2 3/20/2021	Rockler Companies, Inc. 4365 Willow Drive Medina, MN 55340	Sign building tools and supplies / fasteners	Monetary	$1,717.00
#3 3/21/2021	Amazon.com 410 Terry Ave. North Seattle, WA 98109	Paper (anticipate return and refund in April)	Monetary	$106.99
#4 3/22/2021	PayPal Holdings, Inc. 2211 North First Street San Jose, CA 95131	Payment processing fees	Monetary	$3.20
#5 3/23/2021	PayPal Holdings, Inc. 2211 North First Street San Jose, CA 95131	Payment processing fees	Monetary	$0.49
#6 3/24/2021	PayPal Holdings, Inc. 2211 North First Street San Jose, CA 95131	Payment processing fees	Monetary	$10.63
#7 3/24/2021	PayPal Holdings, Inc. 2211 North First Street San Jose, CA 95131	Payment processing fees	Monetary	$1.03
#8 3/25/2021	PayPal Holdings, Inc 2211 North First Street San Jose, CA 95131	Payment processing fees	Monetary	$3.79
#9 3/24/2021	Amazon.com 410 Terry Ave. North Seattle, WA 98109	Paper	Monetary	$86.64
#10 3/26/2021	United States Postal Service 600 Florida Ave Ste 101 Cocoa, FL 32922-9998	Postage	Monetary	$22.00

E 6

#11 3/29/2021	Direct Checks Unlimited Sales 8245 N Union Blvd Colorado Springs, CO 80920	Check/deposit slip printing	Monetary	$10.10
#12 3/30/2021	PayPal Holdings, Inc. 2211 North First Street San Jose, CA 95131	Payment processing fees	Monetary	$4.07
#13 3/31/2021	Amazon.com 410 Terry Ave. North Seattle, WA 98109	Paper and envelopes	Monetary	$29.54
		Total Expenditures		**$2,003.03**

Campaign Treasurer's Report – Fund Transfers

Seq# / Date	Institution	Transfer Type	Nature of Account / Amend	Amount

Campaign Treasurer's Report – Distributions

Seq# / Date	Vendor	Purpose	Expenditure Related Exp. / Amend	Amount

* Petty cash expenditures are realized when the funds are withdrawn for petty cash. Therefore, the referenced item is not included in the total.

EXHIBIT F

EXHIBIT F

000077

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Brevard County Brd of Cnty
Commissioners
PO Box 140
Sharpes, FL 32959

Invoice copy

Number 8690466
Date 7/25/2021
Page ..... 1 of 1
Sales order S7588122
Requisition .....
Your ref. .....
Our ref. .....
Payment .....
Invoice account ..... [redacted]

BILL TO:
Brevard County Brd of Cnty Commissioners PO Box 140 Sharpes, FL 32959

SHIP TO:
Bryan Lober [redacted]

S.O. No.	P.O. No.	Rep	Terms	Ship Date	Ship Via	FOB
S7588122		08559		7/25/2021	06	

Item number	Description	Quantity	Unit price	Discount	Amount
24495	PANEL SUPPORT	1.00	34.99	22.00	12.99
20682	***Arm R Seal Qt Semi Gloss	1.00	24.99		24.99

Subtotal	37.98	
Discount	0.00	
Total misc. charges	0.00	
Sales Tax	0.00	
Total	**37.98**	USD
Paid	37.98	USD
Balance Due	0.00	

Payment per 7/25/2021

F1

000078

ROCKLER®
WOODWORKING AND HARDWARE

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Fax ..... : 763-478-8393

Remit to: PO Box 500, Medina, MN 55340-0500

Brevard County Brd of Cnty
Commissioners
PO Box 140
Sharpes, FL 32959

Invoice copy

Number ..... : 8696342
Date ..... : 7/27/2021
Page ..... : 1 of 1
Sales order ..... : S7588122
Requisition .....
Your ref. .....
Our ref. .....
Payment .....
Invoice account ..... [redacted]

BILL TO.
Brevard County Brd of Cnty Commissioners PO Box 140 Sharpes, FL 32959

SHIP TO:
Bryan Lober [redacted]

S.O. No.	P.O. No.	Rep	Terms	Ship Date	Ship Via	FOB
S7588122		08559		7/25/2021	06	

Item number	Description	Quantity	Unit price	Discount	Amount
43399	ROLLER STAND HVY DUTY-FLIP TOP	1.00	129.99	26.00	103.99

Subtotal	103.99	
Discount	0.00	
Total misc. charges	0.00	
Sales Tax	0.00	
Total	103.99	USD
Paid	103.99	USD
Balance Due	0.00	

Payment per 7/27/2021

F2

EXHIBIT G

Candidate Contributions and Expenditures

Select Language

Powered by Google Translate

Candidate: Bryan A. Lober

Office: County Commissioner, District 2

Report Date: M7 (7/1/2021 - 7/31/2021)

Campaign Treasurer's Report – Itemized Contributions

Seq# / Date	Contributor	Entity	Occupation / Amend	Cont. Type	Amount
Total Contributions					**$0.00**

Campaign Treasurer's Report – In-Kind Contributions

Seq# / Date	Contributor	Entity	Occupation / Amend	In-Kind Description	Amount
Total In-Kind Contributions					**$0.00**

Campaign Treasurer's Report – Itemized Expenditures

Seq# / Date	Vendor	Purpose	Exp. Type / Amend	Amount
#1 7/23/2021	Rockler Companies, Inc. 4365 Willow Drive Medina, MN 55340	Sign building tools and supplies	Monetary Delete	$-152.26
#2 7/23/2021	Rockler Companies, Inc. 4365 Willow Drive Medina, MN 55340	Sign building tools and supplies	Monetary Add	$103.99
#3 7/23/2021	Rockler Companies, Inc. 4365 Willow Drive Medina, MN 55340	Sign building tools and supplies	Monetary Add	$37.98
Total Expenditures				**$-10.29**

000081 Total Expenditures $-10.29

Campaign Treasurer's Report – Fund Transfers

Seq#	Institution	Transfer Type	Nature of Account	
Date			Amend	Amount

Campaign Treasurer's Report – Distributions

Seq#	Vendor	Purpose	Expenditure Related Exp.	
Date			Amend	Amount

* Petty cash expenditures are realized when the funds are withdrawn for petty cash. Therefore, the referenced item is not included in the total.

G2