

BEFORE THE  
STATE OF FLORIDA  
COMMISSION ON ETHICS

In re MATTHEW HARRY FERNANDEZ,	)	Financial Disclosure Appeal No. FD 20-036
	)	
Appellant.	)	Final Order No.
_____	)	

FINAL ORDER

This matter came before the Commission on Ethics (Commission), meeting in public session on January 21, 2022, on the timely appeal of Appellant, pursuant to Section 112.3145(8)(g), Florida Statutes, which assesses an automatic fine of \$25 per day on a person who fails to timely file a required CE Form 1, Statement of Financial Interests. The Commission may waive the fine in whole or in part for good cause shown, based on "unusual circumstances" surrounding the failure to file by the designated date. There are no matters in dispute. Appellant did not request a hearing before the Commission.

Findings of Fact

1. According to information provided to the Commission, the Appellant served as the Assistant Director of Annual Giving for Florida International University (FIU), a position requiring the filing of a CE Form 1, "Statement of Financial Interests," for the year 2019. In 2020, the designated due date for submitting a 2019 CE Form 1 annual filing was July 1, 2020, with a grace period ending on September 1, 2020.
2. However, in February, 2020, the Appellant resigned from his position and started employment with a private entity.

3. No later than May 19, 2020, the Commission mailed to the Appellant a 2019 CE Form 1. The notice was sent to the Appellant at 14236 Kendale Lakes Blvd, Miami, FL 33183-3923.

4. No later than July 31, 2020, the Commission sent to the Appellant a certified letter of delinquency indicating that fines would begin to accrue upon expiration of the grace period as his 2019 CE Form 1 had not been received. The notice was sent to the same address as aforementioned.

5. On August 20, 2020, the Commission mailed to the Appellant a courtesy postcard intended as a reminder of the obligation to file a 2019 CE Form 1. The Commission mailed the postcard to the same address as aforementioned.

6. On September 1, 2020, the Commission sent to the Appellant a courtesy notice via email indicating that fines had started to accrue as the 2019 CE Form 1 had not been received.

7. On September 2, 2020, the Appellant submitted the 2019 CE Form 1.

8. The total amount of the automatic fine levied against the Appellant was \$25.

9. On April 13, 2021, the Commission received the Appellant's appeal of the automatic fine. In part B of the appeal form, the Appellant checked "Lack of notification-Failure to receive notice" as the general reasons for his appeal. In part C of the appeal form, where an appellant is asked to provide a detailed explanation of his or her appeal including why the option they selected in part B of their form is applicable to their situation, the Appellant explained that that since he had left the employment position with FIU in February, 2020, and thereafter, he never received any notices regarding the filing obligation until he received an email from the Commission staff on September 1, 2020.

### Conclusions of Law

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

11. 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.

12. Section 112.3145(8)(g), 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.

13. Here, the Appellant claims that he did not receive any notices of his filing obligation. The Appellant stated in his appeal that he separated from his employer, FIU, before the notices of his filing obligation were mailed. There is no evidence to dispute the Appellant's claims. For these reasons, it appears the Appellant's basis for the appeal of the fine constitutes an "unusual circumstance" that justifies waiving the \$25 fine.

Order

Based on the foregoing facts and conclusions of law, the Commission hereby waives the assessed fine of \$25.

ORDERED by the State of Florida Commission on Ethics meeting in public session on Friday, January 21, 2022.

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Date Rendered

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XXXXXXXXXXXXX

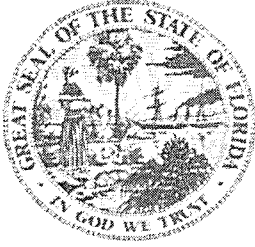
*Chair, Florida Commission on Ethics*

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.

XXX:sc

Mr. Matthew Fernandez  
14236 Kendale Lakes Blvd  
Miami, FL 33183-3923.

279267 20-036



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

FLORIDA  
COMMISSION ON ETHICS

APR 13 2021

RECEIVED

APPEAL OF AUTOMATIC FINE FOR FORM YEAR 2019

**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: MATTHEW HARRY FERNANDEZ

Address: 14236 KENDALE LAKES BLVD City: MIAMI State: FL Zip: 33183

Daytime Tel: (305) 284-3731 Cell: (305) 310-9133

Email: Matthew.Fernandez@Miami.edu Filer ID# (if known): \_\_\_\_\_

Public Employer: FLORIDA INTERNATIONAL UNIVERSITY (FEHER EMPLOYER)

Public Position: ASSISTANT DIRECTOR OF ANNUAL GIVING

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, 2019** (Explain in Part C and provide confirmation from agency that your office-holding/employment ended before 12/31/2019)
- e. ☐ **Other unusual circumstance** (Explain in Part C and provide documentation explaining uncommon, rare, or sudden occurrence that prevented timely filing prior to deadline)
- f. ☐ **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.

HELLO, THIS IS THE FIRST NOTICE I HAVE RECEIVED. MY APPEAL IS BASED ON THE FACT I LEFT FIU IN FEB 2020 TO WORK AT A PRIVATE UNIVERSITY. HAPPY TO FILL OUT ANYTHING I NEED TO FILL OUT. I AM FORMALLY APPEALING THE FINE BASED ON LACK OF NOTIFICATION. PLEASE CALL FOR ANY QUESTIONS 904-9133.

## 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)3 or Section 112.3145(8)(g)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.

04/13/2021  
DATE

  
SIGNATURE

FORM 1

STATEMENT OF  
FINANCIAL INTERESTS

2019

FOR OFFICE USE ONLY:

Matthew Fernandez  
Asst Director Annual Giving  
Florida International University  
Employees  
14236 Kendale Lakes Blvd  
Miami FL 33183 -3923

|||||

FILE COPY

9-2-20

Processed



279267

Fernandez Matthew

CHECK ONLY IF ☐ CANDIDATE OR ☐ NEW EMPLOYEE OR APPOINTEE\*\*\*\* THIS SECTION MUST BE COMPLETED \*\*\*\*

## DISCLOSURE PERIOD:

THIS STATEMENT REFLECTS YOUR FINANCIAL INTERESTS FOR CALENDAR YEAR ENDING DECEMBER 31, 2019.

## MANNER OF CALCULATING REPORTABLE INTERESTS:

FILERS HAVE THE OPTION OF USING REPORTING THRESHOLDS THAT ARE ABSOLUTE DOLLAR VALUES, WHICH REQUIRES FEWER CALCULATIONS, OR USING COMPARATIVE THRESHOLDS, WHICH ARE USUALLY BASED ON PERCENTAGE VALUES (see instructions for further details). CHECK THE ONE YOU ARE USING (must check one):

☐ COMPARATIVE (PERCENTAGE) THRESHOLDS OR ☒ DOLLAR VALUE THRESHOLDS

PART A -- PRIMARY SOURCES OF INCOME [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
Florida International University	11200 SW 8 <sup>th</sup> St. Miami, FL 33199	Primary Income

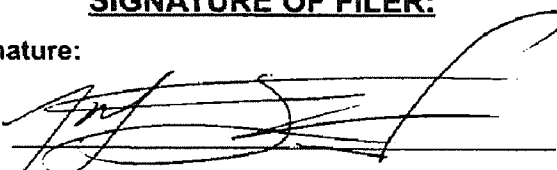
## PART B -- SECONDARY SOURCES OF INCOME

[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			

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

None	<p>You are not limited to the space on the lines on this form. Attach additional sheets, if necessary.</p> <p>FILING INSTRUCTIONS for when and where to file this form are located at the bottom of page 2.</p> <p>INSTRUCTIONS on who must file this form and how to fill it out begin on page 3.</p>

<b>PART D — INTANGIBLE PERSONAL PROPERTY</b> [Stocks, bonds, certificates of deposit, etc. - See instructions] (If you have nothing to report, write "none" or "n/a")		
TYPE OF INTANGIBLE	BUSINESS ENTITY TO WHICH THE PROPERTY RELATES	
NONE		
<b>PART E — LIABILITIES</b> [Major debts - See instructions] (If you have nothing to report, write "none" or "n/a")		
NAME OF CREDITOR	ADDRESS OF CREDITOR	
NONE		
<b>PART F — INTERESTS IN SPECIFIED BUSINESSES</b> [Ownership or positions in certain types of businesses - See instructions] (If you have nothing to report, write "none" or "n/a")		
	BUSINESS ENTITY # 1	BUSINESS ENTITY # 2
NAME OF BUSINESS ENTITY	NONE	
ADDRESS OF BUSINESS ENTITY		
PRINCIPAL BUSINESS ACTIVITY		
POSITION HELD WITH ENTITY		
I OWN MORE THAN A 5% INTEREST IN THE BUSINESS		
NATURE OF MY OWNERSHIP INTEREST		
<b>PART G — TRAINING</b> For elected municipal officers required to complete annual ethics training pursuant to section 112.3142, F.S.		
<input type="checkbox"/> I CERTIFY THAT I HAVE COMPLETED THE REQUIRED TRAINING.		
IF ANY OF PARTS A THROUGH G ARE CONTINUED ON A SEPARATE SHEET, PLEASE CHECK HERE <input type="checkbox"/>		
<b>SIGNATURE OF FILER:</b>  Signature:   Date Signed: 08/31/2020		<b>CPA or ATTORNEY SIGNATURE ONLY</b>  If a certified public accountant licensed under Chapter 473, or attorney in good standing with the Florida Bar prepared this form for you, he or she must complete the following statement:  I, _____, prepared the CE Form 1 in accordance with Section 112.3145, Florida Statutes, and the instructions to the form. Upon my reasonable knowledge and belief, the disclosure herein is true and correct.  CPA/Attorney Signature: _____  Date Signed: _____
<b>FILING INSTRUCTIONS:</b> If you were mailed the form by the Commission on Ethics or a County Supervisor of Elections for your annual disclosure filing, return the form to that location. To determine what category your position falls under, see page 3 of instructions.  <b>Local officers/employees</b> file with the Supervisor of Elections of the county in which they permanently reside. (If you do not permanently reside in Florida, file with the Supervisor of the county where your agency has its headquarters.) Form 1 filers who file with the Supervisor of Elections may file by mail or email. Contact your Supervisor of Elections for the mailing address or email address to use. <u>Do not email your form to the Commission on Ethics, it will be returned.</u>  <b>State officers or specified state employees</b> who file with the Commission on Ethics may file by mail or email. To file by mail, send the completed form to P.O. Drawer 15709, Tallahassee, FL 32317-5709; physical address: 325 John Knox Rd, Bldg E, Ste 200, Tallahassee, FL 32303. To file with the Commission by email, scan your completed form and any attachments as a pdf (do not use any other format), send it to CEForm1@leg.state.fl.us and retain a copy for your records. <u>Do not file by both mail and email. Choose only one filing method.</u> Form 6s will not be accepted via email.  <b>Candidates</b> file this form together with their filing papers.  <b>MULTIPLE FILING UNNECESSARY:</b> A candidate who files a Form 1 with a qualifying officer is not required to file with the Commission or Supervisor of Elections.  <b>WHEN TO FILE: Initially,</b> each local officer/employee, state officer, and specified state employee must file <b>within 30 days</b> 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.  <b>Candidates</b> must file at the same time they file their qualifying papers.  <b>Thereafter,</b> file by July 1 following each calendar year in which they hold their positions.  <b>Finally,</b> 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 <u>not</u> relieve the filer of filing a CE Form 1 if the filer was in his or her position on December 31, 2019.		





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## Mail Piece Details



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## Recipient Address

MATTHEW FERNANDEZ  
14236 KENDALE LAKES BLVD  
MIAMI, FL 33183-3923

**Record / Case Number:**  
279267

## Return Address

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

**Entry Point ZIP:**  
32317

## Mail Piece Information

**Tracking Number:** 92148901066154000153071601

**Date Created:** 07/30/2020 04:05:25 PM

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**Memo:** --

**Created By:** Kimberly Holmes - Commission on Ethics

## Signature Information

**Signed For By:** MATTHEW FERNANDEZ

**Signature Status:** Available (Click Here)

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## Tracking Information

Mailed, July 30, 2020, 04:05:25 PM, TALLAHASSEE,FL 32317  
Pre-Shipment Info Sent To Usps, Usps Awaiting Item, July 30, 2020, 12:00:00 AM  
Pre-Shipment Info Sent Usps Awaits Item, July 30, 2020, 03:21:00 PM, TALLAHASSEE,FL 32317  
Accepted At Usps Origin Facility, July 31, 2020, 05:44:00 PM, TALLAHASSEE,FL 32317  
Origin Acceptance, July 31, 2020, 05:44:00 PM, TALLAHASSEE,FL 32317  
Arrived At Usps Regional Origin Facility, July 31, 2020, 06:59:00 PM  
Processed Through Usps Facility, July 31, 2020, 06:59:00 PM, TALLAHASSEE,FL 32301  
Departed Usps Regional Facility, July 31, 2020, 11:12:00 PM  
Depart Usps Facility, July 31, 2020, 11:12:00 PM, TALLAHASSEE,FL 32301  
In Transit, Arriving On Time, August 01, 2020, 12:00:00 AM  
In Transit To Next Facility, August 02, 2020, 12:00:00 AM  
Arrived At Usps Regional Destination Facility, August 02, 2020, 02:41:00 PM  
Processed Through Usps Facility, August 02, 2020, 02:41:00 PM, MIAMI,FL 33152  
Departed Usps Regional Destination Facility, August 02, 2020, 05:20:00 PM  
Processed Through Usps Facility, August 02, 2020, 05:20:00 PM, MIAMI,FL 33152  
Departed Usps Regional Destination Facility, August 02, 2020, 09:27:00 PM  
Processed Through Usps Facility, August 02, 2020, 09:27:00 PM, MIAMI,FL 33152  
Delivered Left With Individual, August 03, 2020, 11:12:00 AM, MIAMI,FL 33183

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CD-WEB Version: 2019.05.20.05



Date Produced: 08/04/2020

THE MAIL GROUP INC - 1 / CONFIRM DELIVERY INC:

The following is the delivery information for Certified Mail™/RRE item number 9214 8901 0661 5400 0153 0716 01. Our records indicate that this item was delivered on 08/03/2020 at 11:12 a.m. in MIAMI, FL 33183. The scanned image of the recipient information is provided below.

Signature of Recipient :

Signature	X	K.M. : USPS
Printed Name		COV 1519

Address of Recipient :

Delivery Address	14236 SW 14th
------------------	---------------

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.

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: 92148901066154000153071601  
279267  
MATTHEW FERNANDEZ  
14236 Kendale Lakes Blvd  
Miami, FL 33183-3923

**BEFORE THE  
STATE OF FLORIDA  
COMMISSION ON ETHICS**

In re     **Matthew Fernandez**  
           **Asst Director Annual Giving**  
           **Employees**  
           **Florida International University**

**PID#: 279267**

**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(8)(g), Florida Statutes, due to your failure to timely file your 2019 CE Form 1, Statement Of Financial Interests. Under the law, your 2019 CE Form 1, Statement of Financial Interests, was due by July 1, 2020. The law provided for a penalty-free grace period extending the due date to September 1, 2020. After that date, you accrued fines of \$25.00 per day for each day your financial disclosure was late, pursuant to Section 112.3145(8)(g), Florida Statutes.

Inasmuch as your 2019 CE Form 1 was filed September 2, 2020 with the Commission on Ethics, you are fined the amount of \$25.00 (\$25.00 per day for 1 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(8)(g)3., Florida Statutes, and Commission Rule 34-8.215, Florida Administrative Code.
3. **FORMAT:** Your appeal must be in writing and mailed to Florida Commission on Ethics, P. O. Drawer 15709, Tallahassee, FL 32317-5709, or delivered to Florida Commission on Ethics, 325 John Knox Road, Building E, Suite 200, Tallahassee, FL 32303. The appeal may take the form of a letter or you may use the appeal form included in this mailing. The appeal form also is available at the Commission's website: [www.ethics.state.fl.us](http://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 **April 15, 2021**. **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, 2020, 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, 2019:** confirmation of your last date of office or employment by your former agency, showing the last date to be before December 31, 2019; 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.

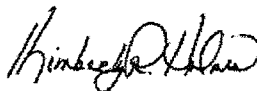
Please contact our office if you have any questions about this matter.

**CERTIFICATE OF MAILING**

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

**Matthew Fernandez  
14236 Kendale Lakes Blvd  
Miami, FL 33183 -3923**

by Certified Mail on this Tuesday, March 16, 2021.



KIMBERLY R. HOLMES  
Program Administrator

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

-or-

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

Tel.: (850) 488-7864  
Fax: (850) 488-3077  
Email: [disclosure@leg.state.fl.us](mailto:disclosure@leg.state.fl.us)

**Mail Piece Details****Print this page****Recipient Address**

MATTHEW FERNANDEZ  
14236 KENDALE LAKES BLVD  
MIAMI, FL 33183-3923

**Record / Case Number:**  
279267

**Return Address**

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

**Entry Point ZIP:**  
32317

**Mail Piece Information**

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**Created By:** Kimberly Holmes - Commission on Ethics

**Signature Information**

**Signed For By:** MATTHEW FERNANDEZ

**Signature Status:** Available (Click Here)

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**Tracking Information**

Mailed, March 16, 2021, 04:49:52 PM, TALLAHASSEE,FL 32317

Pre-Shipment Info Sent To Usps, Usps Awaiting Item, March 16, 2021, 12:00:00 AM

Pre-Shipment Info Sent Usps Awaits Item, March 16, 2021, 04:02:00 PM, TALLAHASSEE,FL 32317

Arrived At Usps Regional Destination Facility, March 18, 2021, 04:53:00 PM

Processed Through Usps Facility, March 18, 2021, 04:53:00 PM, MIAMI,FL 33152

Processed Through Usps Facility, March 18, 2021, 10:29:00 PM, MIAMI,FL 33152

Departed Usps Regional Destination Facility, March 19, 2021, 03:58:00 AM

Processed Through Usps Facility, March 19, 2021, 03:58:00 AM, MIAMI,FL 33152

Delivered Left With Individual, March 19, 2021, 11:20:00 AM, MIAMI,FL 33183



Date Produced: 03/22/2021

THE MAIL GROUP INC - 1 / CONFIRM DELIVERY INC:

The following is the delivery information for Certified Mail™/RRE item number 9214 8901 0661 5400 0160 8635 65. Our records indicate that this item was delivered on 03/19/2021 at 11:20 a.m. in MIAMI, FL 33183. The scanned image of the recipient information is provided below.

Signature of Recipient :

RAM USPS  
COVID19

Address of Recipient :

14236 SW KLB  
IN BOX

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.

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: 92148901066154000160863565  
279267  
MATTHEW FERNANDEZ  
14236 Kendale Lakes Blvd  
Miami, FL 33183-3923



## Financial Disclosure Management System

THE FLORIDA COMMISSION ON ETHICS

Filer - Fines and Appeals - PID 279267 - Matthew Fernandez

### Filer Information

### Org Membership

### Forms

### Communications

### Fines and Appeals >

### View All

### Filer Flags

[2000](#)
[2001](#)
[2002](#)
[2003](#)
[2004](#)  
[2005](#)
[2006](#)
[2007](#)
[2008](#)
[2009](#)  
[2010](#)
[2011](#)
[2012](#)
[2013](#)
[2014](#)  
[2015](#)
[2016](#)
[2017](#)
[2018](#)
[2019\(\\$\)](#)  
[2020](#)

<<2020 Form Year

### Status

Filing: INACTIVE

Fine: No Fine

### Flags

Public Address

Filing Extensions

Indefinite: None

Temporary:

None

Eligible for Fines

Update Flags

The filer has fines for: [2020 \(Appeal\)](#)

### 2020 Fines and Appeals

Form Year 2019 Filed Forms						
Received Date	Form Type	Form Signed	Filed by Email	Filing Location	Updated	Comments
09/02/20	Form 1	Yes	Yes	COE	PRINEE on 09/03/2020	

2020 Fine Information				Update Fine Information			
				Assign Agency Contact			
Fine Balance	Fine Status	Fine Date	Original Assessment	Fine Amount	Last Payment Date	Payment Plan Start Date	Payment Plan Amount
\$25.00	Appeal	3/16/2021	\$25.00	\$25.00			
Fine Address 14236 Kendale Lakes Blvd Miami FL 33183-3923							
Org/Suborg Florida International University-Employees							

2020 Fine Payment History					
Date Posted	Description	Amount	Method	Payment ID	Comments
3/16/2021	Fine Levied	+ \$25.00			Fined \$25.00
Current Balance: \$25.00					

### 2020 Fine Year Event

Chronology

Invalidate Transaction

 Add a New Filer

 Jump To A Filer
PID: 





Go

 Quick Filer Search

First Name:

Last Name:

Search

 Date	Type	Description	Reference
 05/19/2020	Letter Sent	Form 1 Official List - Form 1 Official Filers List	Print Queue: <a href="#">5/19/2020 7:55 AM</a> Printing Confirmed: <a href="#">5/19/2020 7:55 AM</a>
<div> <b>Letter Sent To:</b>            Matthew Fernandez            14236 Kendale Lakes Blvd            Miami, FL 33183 -3923         </div>			
 07/31/2020	Letter Sent	Certified Letter Sent	Print Queue: <a href="#">7/31/2020</a> Printing Confirmed: <a href="#">7/31/2020</a>
 08/20/2020	Postcard Sent	Courtesy Postcard Reminder	Print Queue: <a href="#">8/20/2020</a> Printing Confirmed: <a href="#">8/20/2020</a>
09/1/2020	Filer Communication: Email	Good Afternoon Matthew Fernandez: URGENT REMINDER! YOU MUST ACT NOW! Earlier this year, you were notified of your obligation to file a CE Form 1, Statement of Financial Interests, for the year ending December 31, 2019. The grace period for filing this form will expire on September 1, 2020 at 5 p.m., and according to our records, you still have not filed your CE Form 1. Pursuant to State law, an automatic fine of \$25 per day for each day late (up to a maximum fine of \$1,500) will be assessed against you if your CE Form	Charlie Fields



1 is not received by  
September 1, 2020. Failure  
to file can result in  
removal from public office  
or employment. Please file  
your CE Form 1  
immediately! If you have  
ANY questions, please  
contact our office at (850)  
488-7864. Thank You,  
Charlie Fields Florida  
Commission on Ethics

09/2/2020	Form Received	Form 1 Received, Signed	Form 1 Received by Emily Prine at COE
03/16/2021	Fine Levied	Fined \$25.00	Journal: <u>3/16/2021</u> <u>9:23 AM</u>
03/16/2021	Notice of Assessed Fine	Initial Fine Notice	Journal: <u>3/16/2021</u> <u>10:02 AM</u>
03/16/2021	Letter Sent	Notice of Assessed Fine - Filer 1st Fine Letter	Print Queue: <u>3/16/2021</u> Printing Confirmed: 3/16/2021
04/21/2021	Fine Appeal	FD 20-036	Journal: <u>4/21/2021</u> <u>6:51 PM</u>
04/23/2021	Letter Sent	Fine Appeal	Print Queue: <u>4/23/2021</u> Printing Confirmed: 4/23/2021

2020 Fine Appeal – FD 20- 036	Update Appeal	Withdraw Appeal
	Assign Attorney	Request More Info
	Record Appeal Outcome	
Appeal Status: Active Appeal Receipt Date: 04/13/2021	No Hearing Requested	

<p>Timely Filed:</p> <p>Yes</p> <p>Print Appeal</p> <p>Letter: Yes</p> <p>Hearing</p> <p>Requested: No</p> <p>Appeal Reason:</p> <p>Lack of</p> <p>Notification</p> <p>Appeal Notes:</p> <p>Appeal Number:</p> <p>FD 20-036</p> <p>Appeal Analyst</p> <p>Assigned:</p> <p>Final Order</p> <p>Number:</p> <p>Final Order</p> <p>Date:</p>	
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