

BEFORE THE  
STATE OF FLORIDA  
COMMISSION ON ETHICS

|                                    |   |
|------------------------------------|---|
| In re GIANNINA GABRIELA MASELLI, ) | Financial Disclosure Appeal No. FD 20-037 |
| Appellant. )                       |   |
| _____ )                            | Final Order No.                           |

FINAL ORDER

This matter came before the Commission on Ethics (Commission), meeting in public session on January 21, 2022, on a timely appeal of the 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 serves or served as an Assistant Public Defender for the Miami-Dade Public Defender's Office, 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. In March, 2020, the Appellant resigned from her public position.
3. No later than May 19, 2020, the Commission sent to the Appellant a 2019 CE Form 1. The blank 2019 CE Form 1 was mailed to the Appellant at 1320 NW 14th St., Miami, FL 33125.

4. On July 31, 2020, the Commission sent to the Appellant a notice via certified mail intended to remind her of her obligation to file a 2019 CE Form 1. This notice was sent to the Appellant at the same 1320 NW 14th St. address. Records from the United States Postal Service (USPS) indicate that the mailing was "delivered [and] left with [an] individual."

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

6. On August 25, 2020, the Commission sent a courtesy email to the Appellant's work email address to remind her of her obligation to file a 2019 CE Form 1. This email was returned as undelivered.

7. On September 8, 2020, the Commission sent a courtesy notice to the Appellant indicating that fines were beginning to accrue. This notice was sent to the same address as aforementioned.

8. On September 18, 2020, the Commission sent a courtesy notice to the Appellant's email on file with the Florida Bar indicating that fines had started to accrue as her 2019 CE Form 1 had not been received. This email was delivered and the Appellant promptly responded to the communication.

9. On September 21, 2020, twenty (20) days after the expiration of the grace period, the Appellant submitted her 2019 CE Form 1 to the Commission. On the same day, the Appellant engaged in an email communication with the Commission staff wherein she stated that she had not been in the office and as such any notifications mailed to her office address were not personally received nor provided to the Appellant. The Appellant also updated her mailing address on file with the Commission.

10. The total amount of the automatic fine levied against the Appellant was \$500.

11. On March 16, 2021, the Commission sent to the Appellant a Notice of Assessment of Automatic Fine. The notice was sent to the Appellant's new updated address at 9300 S Dadeland Blvd, FL 4, Miami, Florida 33156. It indicated the total of the Appellant's accrued automatic fine, and included a notice of the right to appeal the fine, stating that the appeal had to be received by the Commission by April 15, 2021, to be considered timely. USPS records indicate the notice was delivered on March 19, 2021, although an unidentified individual, other than the Appellant, signed for it.

12. On April 14, 2021, the Commission received the Appellant's timely appeal of the automatic fine. In part B of the appeal form, the Appellant checked "Lack of notification-Failure to receive notice" and "Other unusual circumstance" as the reasons for her appeal. In part C of the appeal form, where the Appellant is asked to provide a detailed explanation of her appeal including why the options they selected in part B of their form are applicable to their situation, the Appellant stated that she had not received any of the notices apprising her of the financial disclosure requirement prior to the expiration of the penalty free grace period and that she had changed her employment from the Miami-Dade Public Defender's Office to a private law firm in Miami. Further, the Appellant clarifies that her staff, having been working from home, did not receive the form filing mail in due time, and therefore, she failed to make the timely filings due to lack of notification and change in her employment.

#### Conclusions of Law

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

14. 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.

15. Section 112.3145(8)(g)3., Florida Statutes, states:

Any reporting person may appeal or dispute a fine, based upon unusual circumstances surrounding the failure to file on the designated due date, and may request and is entitled to a hearing before the commission, which may waive the fine in whole or in part for good cause shown. Any such request must be in writing and received by the commission within 30 days after the notice of payment due is transmitted. In such a case, the reporting person must, within the 30-day period, notify the person designated to review the timeliness of reports in writing of his or her intention to bring the matter before the commission. For purposes of this subparagraph, the term "unusual circumstances" does not include the failure to monitor an e-mail account or failure to receive notice if the person has not notified the commission of a change in his or her e-mail address.

16. Based on the merits, the Appellant's basis for appealing the fine is that she did not timely receive any of the notices regarding the filing obligation prior to the expiration of the grace period. There is no evidence to conclusively refute the Appellant's claim. Contrarily, there is proof that the email notifications were returned as 'undelivered,' supporting the Appellant's claim of lack of notification. Because there is no evidence to dispute the Appellant's claim that she and/or her staff did not timely receive the mailings coupled with the overlap with her change in employment and the state of emergency due to the pandemic, there are "unusual circumstances" here that justify waiving the \$500 fine.

Order

Based on the foregoing facts and conclusions of law, the Commission hereby waives the assessed fine of \$500.

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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XXXXXXXXXX

*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

Ms. Giannina Gabriela Maselli  
3220 W. Trade Ave  
Miami, FL 33133.



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 14 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** (Mailing Address - Not to be added and provided to public)

Name: Giannina Maselli

Address: 3220 W. Trade Ave City: Miami State: FL Zip: 33133

Cell: 954-248-0455 X:

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

Public Employer: Miami Dade Public Defenders office (no longer employed there)

Public Position: Assistant Public Defender

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.) work
- 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.

Unfortunately due to Covid-19 our entire office, of which I was newly employed at, was working from home. While the letter was sent to the correct place of employment delivery was not provided to my secretary and I only received the letters and was notified upon return to ~~work~~ work in the office. As such, I called the FL Bar and was advised that I would need to go through this appeal process.

## 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.

4/14/21  
DATE

[Signature]  
SIGNATURE

## Holmes, Kim

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**From:** Gia Maselli <giamaselli@gmail.com>  
**Sent:** Wednesday, April 14, 2021 3:44 PM  
**To:** disclosure  
**Subject:** Appeal of Automatic Fine for Form Year 2019  
**Attachments:** FL bar appeal.pdf

Good afternoon,

Please allow this to serve as my appeal. Please let me know if you should need anything else from me.

Thank you,

Giannina Maselli  
FL Bar #: 119927  
Cell: (954) 248-0455



**FORM 1****STATEMENT OF  
FINANCIAL INTERESTS****2019**Please print or type your name, mailing  
address, agency name, and position below:**FOR OFFICE USE ONLY:**

LAST NAME – FIRST NAME – MIDDLE NAME :

Maselli                      Giannina                      Gabriela

MAILING ADDRESS :

9300 S Dadeland Blvd Fl 4

CITY :

Miami

ZIP :

33156

COUNTY :

Dade

NAME OF AGENCY :

Quintairos, Prieto, Wood &amp; Boyer

NAME OF OFFICE OR POSITION HELD OR SOUGHT :

Associate

CHECK ONLY IF ☐ CANDIDATE OR ☐ NEW EMPLOYEE OR APPOINTEE**9-21-20****Processed****260546****FILE COPY****\*\*\*\* 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<br>OF INCOME     | SOURCE'S<br>ADDRESS                     | DESCRIPTION OF THE SOURCE'S<br>PRINCIPAL BUSINESS ACTIVITY |
|---------------------------------|---|--|
| Law Offices of Public Defender  | 1320 NW 14th Street, Miami, FL 33125    | Criminal Defense   |
| Quintairos, Prieto, Wood & Boye | 9300 S Dadeland Blvd Fl 4, Miami, 33156 | Civil  |
|                                 |   |  |
|                                 |   |  |

**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<br>BUSINESS ENTITY | NAME OF MAJOR SOURCES<br>OF BUSINESS' INCOME | ADDRESS<br>OF SOURCE | PRINCIPAL BUSINESS<br>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

You are not limited to the space on the  
lines on this form. Attach additional  
sheets, if necessary.**FILING INSTRUCTIONS** for when  
and where to file this form are  
located at the bottom of page 2.**INSTRUCTIONS** on who must file  
this form and how to fill it out  
begin on page 3.

**PART D — INTANGIBLE PERSONAL PROPERTY** [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               |   |
|                    |   |

**PART E — LIABILITIES** [Major debts - See instructions]  
(If you have nothing to report, write "none" or "n/a")

| NAME OF CREDITOR        | ADDRESS OF CREDITOR                           |
|-------------------------|---|
| Federal Loan Servicing  | P.O. Box 69184, Harrisburg, PA 17106-9184     |
| Hyundai Motor Financing | P.O. Box 20850 Fountain Valley, CA 92728-0850 |

**PART F — 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 | BUSINESS ENTITY # 2 |
|---|---------------------|---------------------|
| NAME OF BUSINESS ENTITY                       |                     |                     |
| ADDRESS OF BUSINESS ENTITY                    | None                |                     |
| PRINCIPAL BUSINESS ACTIVITY                   |                     |                     |
| POSITION HELD WITH ENTITY                     |                     |                     |
| I OWN MORE THAN A 5% INTEREST IN THE BUSINESS |                     |                     |
| NATURE OF MY OWNERSHIP INTEREST               |                     |                     |

**PART G — TRAINING**

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

☐ I CERTIFY THAT I HAVE COMPLETED THE REQUIRED TRAINING.

IF ANY OF PARTS A THROUGH G ARE CONTINUED ON A SEPARATE SHEET, PLEASE CHECK HERE ☐

**SIGNATURE OF FILER:**

Signature:

*Giannina Maselli*

Date Signed:

09/21/2020

**CPA or ATTORNEY SIGNATURE ONLY**

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

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

CPA/Attorney Signature: \_\_\_\_\_

Date Signed: \_\_\_\_\_

**FILING INSTRUCTIONS:**

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

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

**State officers or specified state employees** who file with the Commission on Ethics may file by mail or email. To file by mail, send the completed form to P.O. Drawer 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. Do not file by both mail and email. Choose only one filing method. Form 6s will not be accepted via email.

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

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

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

**Candidates** must file at the same time they file their qualifying papers.

**Thereafter**, file by July 1 following each calendar year in which they hold their positions.

**Finally**, file a final disclosure form (Form 1F) within 60 days of leaving office or employment. Filing a CE Form 1F (Final Statement of Financial Interests) does not relieve the filer of filing a CE Form 1 if the filer was in his or her position on December 31, 2019.

**CERTIFIED MAIL****1,546**[EZ Address™](#)[Track Mail](#)[Signatures](#)[Account](#)[Downloads](#)[Help](#)**Mail Piece Details****Printer Friendly Version****Recipient Address**

GIANNINA GABRIELA MASELLI  
1320 NW 14TH ST  
MIAMI, FL 33125-1609

**Record / Case Number:**  
260546

**Return Address**

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

**Entry Point ZIP:**  
32317

**Mail Piece Information**

**Tracking Number:** 92148901066154000153074671

**Date Created:** 07/30/2020 04:08:51 PM

**Mail Class:** USPS First Class Mail

**Special Services:** Certified Mail  
Return Receipt Electronic

**Memo:** --

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

**Signature Information**

**Signed For By:** GIANNINA GABRIELA MA  
**Signature Status:** Available (Click Here)

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

**Tracking Information**

**Mailed,** July 30, 2020, 04:08:51 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

**Arrived At Usps Regional Destination Facility,** August 03, 2020, 04:22:00 PM

**Processed Through Usps Facility,** August 03, 2020, 04:22:00 PM, MIAMI,FL 33152

**Processed Through Usps Facility,** August 03, 2020, 09:26:00 PM, MIAMI,FL 33152

**Departed Usps Regional Destination Facility,** August 03, 2020, 11:31:00 PM

**Processed Through Usps Facility,** August 03, 2020, 11:31:00 PM, MIAMI,FL 33152

**Delivered Left With Individual,** August 04, 2020, 01:20:00 PM, MIAMI,FL 33125

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CD-WEB Version: 2019.05.20.05



Date Produced: 08/05/2020

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 0746 71. Our records indicate that this item was delivered on 08/04/2020 at 01:20 p.m. in MIAMI, FL 33125. The scanned image of the recipient information is provided below.

Signature of Recipient :

E5256299  
E5256299

Address of Recipient :

1320 NW  
14th St

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: 92148901066154000153074671  
260546  
GIANNINA GABRIELA MASELLI  
1320 NW 14th St  
Miami, FL 33125-1609

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

In re     **Giannina Gabriela Maselli**  
           **Assistant Public Defender**  
           **Employees**  
           **Public Defender; 11Th Circuit**

**PID#: 260546**

**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 21, 2020 with the Commission on Ethics, you are fined the amount of \$500.00 (\$25.00 per day for 20 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. 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.

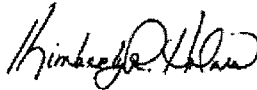
Please contact our office if you have any questions about this matter.

**CERTIFICATE OF MAILING**

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

**Giannina Gabriela Maselli  
9300 S Dadeland Blvd  
FL 4  
Miami, FL 33156**

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**

GIANNINA GABRIELA MASELLI  
9300 S DADELAND BLVD FL 4  
MIAMI, FL 33156-2748

**Record / Case Number:**  
260546

**Return Address**

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

**Entry Point ZIP:**  
32317

**Mail Piece Information**

**Tracking Number:** 92148901066154000160863152

**Date Created:** 03/16/2021 04:49:18 PM

**Mail Class:** USPS First Class Mail

**Special Services:** Certified Mail  
Return Receipt Electronic

**Memo:** --

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

**Signature Information**

**Signed For By:** GIANNINA GABRIELA MA  
**Signature Status:** Available (Click Here)

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

**Tracking Information**

**Mailed,** March 16, 2021, 04:49:18 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 19, 2021, 01:21:00 AM, MIAMI,FL 33152

**Departed Usps Regional Destination Facility,** March 19, 2021, 02:44:00 AM

**Processed Through Usps Facility,** March 19, 2021, 02:44:00 AM, MIAMI,FL 33152

**Delivered Individual Picked Up At Usps,** March 19, 2021, 10:55:00 AM, MIAMI,FL 33256



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 8631 52. Our records indicate that this item was delivered on 03/19/2021 at 10:55 a.m. in MIAMI, FL 33256. The scanned image of the recipient information is provided below.

Signature of Recipient :

*Fidel G. GUSMAN*  
Fidel GUSMAN

Address of Recipient :

19030 Quinteros

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: 92148901066154000160863152  
260546  
GIANNINA GABRIELA MASELLI  
9300 S Dadeland Blvd Fl 4  
Miami, FL 33156-2748





# Financial Disclosure Management System

## THE FLORIDA COMMISSION ON ETHICS

Filer - Fines and Appeals - PID 260546 - Giannina Gabriela Maselli

### 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\(S\)](#)  
[2020](#)

<<2020 Form Year

### Status

Filing: INACTIVE

Fine: No Fine

### Flags

Public Address

Filing Extensions

Indefinite: None

Temporary:

None

Eligible for Fines

[Update Flags](#)

Add a New Filer

Jump To A Filer

PID:  [Go](#)

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 |
|---------------|-----------|-------------|----------------|-----------------|----------------------|----------|
| 09/21/20      | Form 1    | Yes         | Yes            | COE             | PRINEE on 09/21/2020 |          |

#### 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 |
|--------------|-------------|-----------|---------------------|-------------|-------------------|-------------------------|---------------------|
| \$500.00     | Appeal      | 3/16/2021 | \$500.00            | \$500.00    |                   |                         |                     |

Fine Address 3220 W. Trade Ave Miami FL 33133

Org/Suborg Public Defender; 11Th Circuit-Employees

#### 2020 Fine Payment History

| Date Posted | Description | Amount     | Method | Payment ID | Comments       |
|-------------|-------------|------------|--------|------------|----------------|
| 3/16/2021   | Fine Levied | + \$500.00 |        |            | Fined \$500.00 |

Current Balance: \$500.00

#### 2020 Fine Year Event

#### Chronology

[Invalidate Transaction](#)

| Date       | Type        | Description  | Reference   |
|------------|-------------|--|---|
| 05/19/2020 | Letter Sent | Form 1 Official List - Form 1 Official Filers List | Print<br>Queue:<br><a href="#">5/19/2020</a><br><a href="#">7:55 AM</a><br>Printing<br>Confirmed: |

Quick Filer Search

First Name:

Last Name:

Search

5/19/2020

7:55 AM

Letter Sent To:

Giannina Gabriela Maselli  
1320 NW 14 St  
Miami, FL 33128


|  |  |
|--|--|
| <div> <div>  07/31/2020 Letter Sent </div> <div> Certified Letter Sent </div> </div>             | <div> <div>Print</div> <div>Queue:</div> <div>7/31/2020</div> <div>Printing</div> <div>Confirmed:</div> <div>7/31/2020</div> </div>  |
| <div> <div>  08/20/2020 Postcard Sent </div> <div> Courtesy Postcard Reminder </div> </div>      | <div> <div>Print</div> <div>Queue:</div> <div>8/20/2020</div> <div>Printing</div> <div>Confirmed:</div> <div>8/20/2020</div> </div>  |
| <div> <div>08/25/2020 Filer</div> <div> <div>Communication:</div> <div>Email</div> </div> </div> | <div> <div>Dear Form 1 Filer: 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 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. Kind Regards,</div> <div> <div>Kathleen Mann</div> </div> </div> |
| <div> <div>08/25/2020 Filer</div> <div> <div>Communication:</div> <div>Email</div> </div> </div> | <div> <div>Delivery has failed to these recipients or groups: ggm@pdmiami.com This message was rejected by the recipient email system. Please check the recipient's email address and try resending this message, or contact the recipient directly.</div> <div> <div>Kathleen Mann</div> </div> </div>  |
| <div> <div>08/25/2020 Filer</div> <div> <div>Communication:</div> <div>Phone</div> </div> </div> | <div> <div>Called Ms. Maselli: 305-679-1900 - Law Offices of the Public Defender. Left message with Ms. Richardson in the call center. She was unable to verify if Maselli works there.</div> <div> <div>Kathleen Mann</div> </div> </div>   |
| <div> <div>  09/8/2020 Letter Sent </div> </div>   | <div> <div>Courtesy Notice of Fines Accruing</div> <div> <div>Print</div> </div> </div>  |

Queue:  
9/8/2020  
 Printing  
 Confirmed:  
 9/8/2020

09/18/2020 Filer From: Prine.Emily Sent: Friday, September 18, 2020 Emily  
 Communication: 9:15 AM To: 'giannina.maselli@qpwbllaw.com' Prine  
 Email Subject: Financial Disclosure DELINQUENT  
 Importance: High Giannina Maselli, We have not  
 received your Form 1 2019 Financial Disclosure  
 filing based off your service with the Public  
 Defender's Office 11th Circuit. The original due  
 date was July 1 and a grace period of September 1  
 was given. You are now being fined \$25.00 per day  
 up to \$1500.00. Fine amount as of today is \$425.00  
 The form is attached for completion; please remit  
 as soon as possible to stop the fines from accruing. I  
 have also attached a final form.

09/18/2020 Filer Giannina G. Maselli Member in Good Standing Emily  
 Communication: Eligible to Practice Law in Florida Bar Number: Prine  
 Other 119927 Mail Address: Quintairos, Prieto, Wood &  
 Boyer, P.A. 9300 S Dadeland Blvd Fl 4 Miami, FL  
 33156-2748 Office: 305-670-1101 Email:  
 giannina.maselli@qpwbllaw.com Personal Bar URL:  
<https://www.floridabar.org/mybarprofile/119927>  
 vCard: County: Miami-Dade Circuit: 11 Admitted:  
 11/02/2015 10-Year Discipline History: None Law  
 School: Nova Southeastern University - Shepard  
 Broad College of Law Sections: Young Lawyers Firm:  
 Quintairos, Prieto, Wood & Boyer, P.A.

09/18/2020 Filer \_\_\_\_\_ Emily  
 Communication: From: Giannina G. Maselli Sent: Friday, September Prine  
 Email 18, 2020 9:21 AM To: Prine.Emily Subject: Read:  
 Financial Disclosure DELINQUENT Importance: High  
 Your message To: Subject: Financial Disclosure  
 DELINQUENT Sent: Friday, September 18, 2020  
 9:20:51 AM (UTC-05:00) Eastern Time (US & Canada)  
 was read on Friday, September 18, 2020 9:20:36 AM  
 (UTC-05:00) Eastern Time (US & Canada).

 09/21/2020 Form Received Form 1 Received, Signed Form 1  
 Received  
 by Emily  
 Prine at  
 COE

09/21/2020 Filer From: Giannina G. Maselli Sent: Monday, September Emily

|  |  |
|--|--|
| Communication: 21, 2020 12:23 PM To: Prine.Emily Subject: RE: Prine  |  |
| Email Financial Disclosure DELINQUENT Good morning, I apologize for the delay. I haven't been in in the office so any notifications I received by mail, may still be sitting at my desk. Is there any way to waive the fee? Unfortunately, I won't be able to pay the fees at this moment due to incurred expenses from my significant other, who I live with and share expenses with losing his employment. Please let me know what other documentation you would need in order to waive this fee if possible. Thank you, Giannina G. Maselli   Attorney At Law Quintairos, Prieto, Wood & Boyer, P.A. 9300 South Dadeland Blvd., 4th Floor, Miami, Florida 33156 Ph: (305) 670-1101x1052 Fax: (305) 670-1161 Email: giannina.maselli@qpwbllaw.com Web: www.qpwblaw.com |  |
| 09/21/2020 Filer From: Prine.Emily Sent: Monday, September 21, Emily   |  |
| Communication: 2020 12:29 PM To: 'Giannina G. Maselli' Subject: RE: Prine  |  |
| Email Financial Disclosure DELINQUENT Form received. We will send out a fine assessment letter along with information to appeal. The information will go out in January to the address provided on your form, 9300 S Dadeland.   |  |
| 03/16/2021 Fine Levied Fined \$500.00  | Journal:<br><u>3/16/2021</u><br><u>9:23 AM</u>                             |
| 03/16/2021 Notice of Initial Fine Notice   | Journal:<br><u>3/16/2021</u><br><u>10:02 AM</u>                            |
| 03/16/2021 Letter Sent Notice of Assessed Fine - Filer 1st Fine Letter   | Print<br>Queue:<br><u>3/16/2021</u><br>Printing<br>Confirmed:<br>3/16/2021 |
| 04/21/2021 Fine Appeal FD 20-037   | Journal:<br><u>4/21/2021</u><br><u>6:55 PM</u>                             |
| 04/23/2021 Letter Sent Fine Appeal   | Print<br>Queue:<br><u>4/23/2021</u><br>Printing<br>Confirmed:              |

|   |                       |                   |                 |
|---|-----------------------|-------------------|-----------------|
|   |                       | 4/23/2021         |                 |
| 2020 Fine Appeal –<br>FD 20-037   |                       |                   |                 |
|   | Update Appeal         |                   | Withdraw Appeal |
|   | Assign Attorney       | Request More Info |                 |
|   | Record Appeal Outcome |                   |                 |
| Appeal Status: Active<br>Appeal Receipt Date:<br>04/14/2021<br>Timely Filed: Yes<br>Print Appeal Letter:<br>Yes<br>Hearing Requested:<br>No<br>Appeal Reason: Lack<br>of Notification, Other<br>Appeal Notes:<br>Appeal Number: FD<br>20-037<br>Appeal Analyst<br>Assigned:<br>Final Order Number:<br>Final Order Date: | No Hearing Requested  |                   |                 |