

BEFORE THE
STATE OF FLORIDA
COMMISSION ON ETHICS

In re FAYE CHERYL DOUGLAS,)
)
)
)
Appellant.)
_____)

Financial Disclosure Appeal No. FD 19-084

Final Order No.

FINAL ORDER RESCINDING FINE

This matter came before the Commission on Ethics, on its own motion, meeting in public session on June 3, 2022, in the matter of Faye Cheryl Douglas, 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 the information provided to the Commission, Appellant served as an Administrative Manager II for Broward County during 2018, a position that requires the filing of a CE Form 1, Statement of Financial Interests. In 2019, the designated due date for submitting a 2018 CE Form 1 annual filing was July 1, 2019, with a grace period ending on September 3, 2019.

2. No later than June 1, 2019, the Broward County Supervisor of Elections sent Appellant a 2018 CE Form 1.

3. No later than July 31, 2019, the Broward County Supervisor of Elections sent Appellant a Notice of Delinquency by certified mail. The Supervisor's records indicate the notice was sent to Appellant at P.O. Box 1374, Fort Lauderdale, Florida.

4. On August 19, 2019, the Commission on Ethics mailed Appellant a postcard intended to remind her of her obligation to file a 2018 CE Form 1. The Commission mailed the postcard to Appellant at the P.O. Box 1374, Fort Lauderdale address.

5. A representative from the Commission emailed Appellant at fdouglas@broward.org on August 23, 2019, in an attempt to remind her of her filing obligation, although the email was returned as undeliverable.

6. On September 6, 2019, the Commission sent Appellant a courtesy notice that fines had begun to accrue. The notice was sent to Appellant at the P.O. Box 1374, Fort Lauderdale address.

7. The Commission sent Appellant a Notice of Assessment of Automatic Fine by certified mail on July 19, 2021. The mailing was sent to the P.O. Box 1374, Fort Lauderdale address. This mailing indicated the total of 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 August 18, 2021, to be timely. The mailing was returned to the Commission without having been delivered to Appellant.

8. The total amount of the automatic fine levied against Appellant was \$1500.

9. On September 20, 2021, following the expiration of the appeal period, a second and final Notice of Assessment of Automatic Fine was sent to Appellant. The Notice was again sent to the P.O. Box 1374, Fort Lauderdale address.

10. Subsequently, on December 8, 2021, the Commission entered a default final order imposing the \$1,500 fine.

11. Appellant submitted her 2018 CE Form 1 to the Commission—which accepted it on behalf of the Broward County Supervisor of Elections—on January 7, 2022.

12. On that same date, January 7, 2022, the Commission received Appellant's Appeal of Automatic Fine for Form Year 2018.¹ In the appeal, Appellant asserts she left her position with Broward County in April 2019, and began working in Okaloosa County on April 30, 2019. She claims all notices concerning her 2018 CE Form 1 were sent to a former address in Broward County, and she did not receive them. She states she was first notified that her 2018 CE Form 1 was "missing" was during the first week of January 2022, when she was contacted by a Commission representative concerning it.

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

¹ Appellant submitted the appeal form pertaining to the 2017 Form year, although the content of her appeal makes clear she intended for the appeal to pertain to the 2018 CE Form 1. Commission records indicate Appellant's 2017 CE Form 1 was timely filed, and she accrued no monetary fine concerning it.

if the person has not notified the commission of a change in his or her e-mail address.

16. Appellant was notified of her appellate rights on July 19, 2021, and informed that his appeal needed to be received by the Commission on or before August 18, 2021, in accordance with the 30-day appeal period allowed by Section 112.3145(8)(g)3., Florida Statutes. Appellant did not timely file an appeal. Appellant then filed her appeal on January 7, 2022, which was outside the 30-day window.

17. "An elementary and fundamental requirement of due process in any proceeding which is to be accorded finality is notice reasonably calculated, under all the circumstances, to apprise interested parties of the pendency of the action and to afford them an opportunity to present their objections." Mullane v. Cent. Hanover Bank, 339 U.S. 306, 314, 70 S.Ct.652, 94 L.Ed.865 (1950).

18. Appellant was provided notice of her appellate rights and of her opportunity to be heard, and did not timely file an appeal. However, it appears that Appellant did not timely receive the Notice of Appellate Rights sent on July 19, 2021, as this certified notice was returned to the Commission undelivered, and Appellant states in her appeal that she did not realize her 2018 CE Form 1 was "missing" until January 2022, when she was contacted by a Commission representative. Also of note, the second and final notice of assessment of Appellant's automatic fine—which was sent on September 20, 2021—was mailed to the same address as the initial undelivered notice. As such, there is no evidence, in this particular case, that Appellant personally received notice of her appellate rights before the expiration of the 30-day appeal period. For this reason, her appeal is accepted as timely filed.

19. Turning to the merits of Appellant's appeal, she claims she did not receive notice of her obligation to file the 2018 CE Form 1 until January 2022, as she began employment in

Okaloosa County in April 2019, prior to any mailings regarding the 2018 CE Form 1 being sent, and the mailings then went to an outdated address. Appellant's claim is supported by the fact that records from the Supervisor of Elections and the Ethics Commission show the mailings regarding Appellant's 2018 CE Form 1 all were sent to an address in Broward County, and at least one mailing was returned as undeliverable. Moreover, while a representative of the Ethics Commission attempted to contact Appellant by email prior to the grace period expiring, this email—which was sent to a Broward County address—was also returned as undeliverable. Considering that it does not appear Appellant received timely notice of her filing obligation, it appears the basis for the appeal of her fine constitutes an "unusual circumstance" that justifies waiving the \$1,500 fine.

Order

Based on the foregoing facts and conclusions of law, the Commission hereby rescinds the Default Final Order entered on December 8, 2021, and waives the assessed fine of \$1,500.

ORDERED by the State of Florida Commission on Ethics meeting in public session on Friday, June 3, 2022.

Date Rendered

John Grant
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.

JG: gps

Ms. Faye Cheryl Douglas
4141 Commons Drive, #4129
Destin, FL 32541



262554 19-084

**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**

JAN 07 2022

RECEIVED

APPEAL OF AUTOMATIC FINE FOR FORM YEAR 2017

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: Faye Douglas

Address: 4141 Commons Dr, #4129 City: Destin State: FL Zip: 32541

Daytime Tel.: (850) 651-7643 Cell: (786) 412-1279

Email: fdouglas@myokaloosa.com Filer ID# (if known): 262554

Public Employer: Okaloosa County BCC

Public Position: Director, Office of Management and Budget

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, 2017** (Explain in Part C and provide confirmation from agency that your office-holding/employment ended before 12/31/2017)
- 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.

I left my position with Broward County in April 2019. My first day of employment with Okaloosa County was April 30, 2019.

My first notification of the missing 2018 form was a discussion with Tracy at the Commission of Ethics the first week of January 2022. All notices were being sent to Broward County. Also not helping is the fact I now have two Filer ID's, 262554 with Broward County and 281366 with Okaloosa County. I don't know if these two Filer ID's can be merged.

OPTIONAL REQUEST FOR HEARING

☐ In addition to this written appeal, I specifically request to appear before the Commission in a hearing pursuant to Section 112.3144(5)(e)3 or Section 112.3145(7)(f)3, Florida Statutes. Commission meetings occur in Tallahassee.

SIGNATURE

I have received and read the Notice of Assessment of Automatic Fine and its instructions on How to Appeal and I understand my options. I am requesting disposition of this matter as indicated.

01.07.2022

DATE

Faye Douglas

SIGNATURE

Digitally signed by Faye Douglas
Date: 2022.01.07 12:05:51 -06'00'

November 13-19
Received

Florida Commission on Ethics
Financial Disclosure Notification System
Delinquency Certification

RYEN ANTONACCI, the Supervisor of Elections of
BRUNSWICK County, hereby certify that each person whose PID number, name,
agency, and position appears above or on the attached list:

- (1) was sent a notice of the July 1, 2019 financial disclosure deadline and a blank Form 1, Statement of Financial Interests, not later than June 1, 2019;
- (2) was determined to be delinquent in filing a Form 1, Statement of Financial Interests, by July 1, 2019;
- (3) was sent a delinquency notice by certified mail not later than July 31, 2019 advising him or her of the grace period in effect until September 3, 2019; and of the penalties that could be imposed as provided in Section 112.3145(7)(c), Florida Statutes; and
- (4) did not file a Form 1, Statement of Financial Interests, until the date shown or, had not filed a Form 1, Statement of Financial Interests by November 2, 2019; and further
- (5) that the date of filing shown is based upon the earliest of the following:
 - (a) when the Form 1 was actually received by my office;
 - (b) when the Form 1 was postmarked;
 - (c) when the certificate of mailing (if any) was dated; or
 - (d) when the receipt (if any) from an established courier company was dated.

Signed

11/12/19
SUPERVISOR OF ELECTIONS

7018 0680 0000 0646 0844

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Printed in full only)

POSTAL INSPECTION DIVISION
U.S. DEPARTMENT OF JUSTICE
WASHINGTON, D.C. 20535

DATE OF RECEIPT: 6-85

TO: Faye Douglas-262554
PO Box 1374
Ft Lauderdale, FL 33302

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

In re **Faye Cheryl Douglas
Admin. Mgr. II, PW
Employees
Broward County**

PID#: 262554

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 2018 CE Form 1, Statement of Financial Interests. Under the law, your 2018 CE Form 1, Statement of Financial Interests, was due by July 1, 2019. The law provided for a penalty-free grace period extending the due date to September 3, 2019. After that date, you accrued fines of \$25.00 per day for each day your financial disclosure was late, up to the maximum fine of \$1,500.00 (60 days late), pursuant to Section 112.3145(8)(g), Florida Statutes.

Inasmuch as your 2018 CE Form 1 has not been filed with the Supervisor of Elections for Broward County within the 60 days of the grace period date (September 3, 2019), you have accrued the maximum fine amount of \$1,500.00. This fine must be paid to the Commission on Ethics within 30 days of the date of this notice unless you appeal the fine to the Commission. The Commission has the authority to consider the appeal and waive the fine in whole or in part if your failure to file on time was due to "unusual circumstances" surrounding the failure to file. Unless the fine is successfully appealed, the Commission is required to investigate public officers and employees who receive the maximum \$1,500 fine, to determine whether their failure to file was willful. The penalty for willfully failing to file disclosure is removal from public office or employment.

HOW TO APPEAL

1. Read these instructions carefully before submitting your appeal.
2. **LEGAL AUTHORITY:** Appeals are governed by Section 112.3145(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 **August 18, 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 3, 2019, 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, 2018:** confirmation of your last date of office or employment by your former agency, showing the last date to be before December 31, 2018; 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.

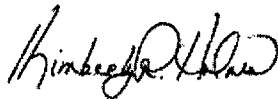
Please contact our office if you have any questions about this matter.

CERTIFICATE OF MAILING

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

**Faye Cheryl Douglas
Po Box 1374
Ft Lauderdale, FL 33302 -1374**

by Certified Mail on this Monday, July 19, 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

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

FAYE CHERYL DOUGLAS
PO BOX 1374
FT LAUDERDALE, FL 33302-1374

Record / Case Number:
262554

Return Address

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

Entry Point ZIP:
32317

Mail Piece Information

Tracking Number: 92148901066154000164711039

Date Created: 07/19/2021 01:57:32 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: FAYE CHERYL DOUGLAS

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 19, 2021, 01:57:32 PM, TALLAHASSEE,FL 32317

Pre-Shipment Info Sent To Usps, Usps Awaiting Item, July 19, 2021, 12:00:00 AM

Pre-Shipment Info Sent Usps Awaits Item, July 19, 2021, 01:17:00 PM, TALLAHASSEE,FL 32317

Arrived At Usps Regional Destination Facility, July 20, 2021, 06:07:00 PM

Processed Through Usps Facility, July 20, 2021, 06:07:00 PM, MIAMI FL DISTRIBUTION CENTER 33152

Processed Through Usps Facility, July 20, 2021, 10:53:00 PM, MIAMI FL DISTRIBUTION CENTER 33152

Departed Usps Regional Destination Facility, July 21, 2021, 12:04:00 AM

Processed Through Usps Facility, July 21, 2021, 12:04:00 AM, MIAMI FL DISTRIBUTION CENTER 33152

In Transit To Next Facility, July 22, 2021, 12:00:00 AM

In Transit To Next Facility, July 23, 2021, 12:00:00 AM

In Transit To Next Facility, July 24, 2021, 12:00:00 AM

In Transit To Next Facility, July 25, 2021, 12:00:00 AM

Delivered Individual Picked Up At Po, August 04, 2021, 11:16:00 AM, TALLAHASSEE,FL 32317



August 4, 2021

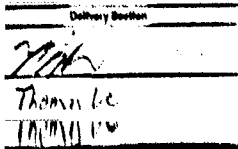

Dear MAIL MAIL:

The following is in response to your request for proof of delivery on your item with the tracking number:
9214 8901 0661 5400 0164 7110 39.

Item Details

Status:	Delivered, Individual Picked Up at Post Office
Status Date / Time:	August 4, 2021, 11:16 am
Location:	TALLAHASSEE, FL 32317
Postal Product:	First-Class Mail®
Extra Services:	Certified Mail™ Return Receipt Electronic
Recipient Name:	FAYE CHERYL DOUGLAS

Recipient Signature

Signature of Recipient:	
Address of Recipient:	

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

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

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

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

Reference ID: 92148901066154000164711039
262554
FAYE CHERYL DOUGLAS
PO Box 1374
Ft Lauderdale, FL 33302-1374

JoAnne Leznoff
Chair
John Grant
Vice Chair
Michelle Anchors
Antonio Carvajal
Travis Cummings
Don Gaetz
Glenton "Glen" Gilzean, Jr.
William "Willie" N. Meggs
Jim Waldman



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

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

Kerrie J. Stillman
Executive Director

Caroline M. Klancke
*Deputy Executive Director/
General Counsel*

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

"A Public Office is a Public Trust"

**FINAL NOTICE OF ASSESSMENT OF AUTOMATIC FINE FOR FAILURE TO
TIMELY FILE FORM 1, STATEMENT OF FINANCIAL INTERESTS**

TO: Faye Cheryl Douglas **262554**
Broward County
Employees
FROM: Kimberly R. Holmes, Program Administrator
DATE: September 20, 2021

On July 19, 2021, we notified you that your Form 1, Statement of Financial Interests, for the year 2018 was not filed and that you therefore have been assessed the maximum fine, for a total fine of \$1500. At that time, you were advised that you had 30 days from the date that letter was transmitted in which to either pay the fine or to appeal the fine to the Commission on Ethics.

It has been more than 30 days since we sent you that letter, and you have neither paid the fine nor filed an appeal. By not responding, you have waived your right to appeal the assessed fine.

If you do not pay the assessed fine by October 21, 2021 (30 days from the date of this letter) or contact our office to make arrangements for payment of the fine, the Commission on Ethics will enter an order setting your fine at \$1500 and will utilize all methods allowed by law to collect this fine including referral to a collection agency which can seek to garnish your wages.

Certificate of Mailing:

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

Faye Cheryl Douglas **262554**
Po Box 1374
Ft Lauderdale FL 33302 -1374

By United States Mail on this Monday, September 20, 2021.

A handwritten signature in black ink, appearing to read "Kimberly R. Holmes".

Kimberly R. Holmes
Program Administrator

JoAnne Leznoff
Chair
John Grant
Vice Chair
Michelle Anchors
Antonio Carvajal
Travis Cummings
Don Gaetz
Glenton "Glen" Gilzean, Jr.
William "Willie" N. Meggs
Jim Waldman



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

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

Kerrie J. Stillman
Executive Director

Caroline M. Klancke
*Deputy Executive Director/
General Counsel*

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

"A Public Office is a Public Trust"

**NOTIFICATION OF ISSUANCE OF
DEFAULT FINAL ORDER**

TO: Faye Cheryl Douglas **262554**
Admin. Mgr. II, PW
Broward County
Employees
FROM: Kimberly R. Holmes, Program Administrator
DATE: December 9, 2021

A handwritten signature in black ink, appearing to read "Kimberly R. Holmes".

Enclosed is an Order issued by the Commission on Ethics at its meeting on December 3, 2021.

If you do not pay the assessed fine by January 10, 2022 (30 days from the date of this letter) or contact our office to make arrangements to pay the fine in installments, the Commission will refer your fine to the Florida Department of Financial Services (DFS) and their contract collection agency—Transworld Systems Inc.—will undertake collecting the fine.

This referral will increase the amount you owe by adding a service fee of 13% of the fine to the balance due, and may affect your credit rating.

If you pay your fine now, you can do so online by credit card. See the enclosed flyer or call us for more information. **Once your fine has been submitted to Collections you will no longer be able to take advantage of our online payment system.**

Failure to pay, or make arrangements to pay, the fine by the above date will also result in a copy of the enclosed Order being provided to your agency head, appointing authority, and presiding officer, as well as to the Florida Bar, if you are an attorney.

If you have any questions, please do not hesitate to contact our office.

Enclosures

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

In re Faye Cheryl Douglas,

2018 CE Form 1

)
)
)
)

DEFAULT FINAL ORDER

This matter comes before the Commission on Ethics for the failure of Faye Cheryl Douglas to pay the assessed fine. Pursuant to Section 112.3145(8)(g), Florida Statutes, the Florida Commission on Ethics is charged with assessing automatic fines of \$25 per day up to a maximum of \$1500 for persons who are required to file financial disclosure but who either file late, or not at all.

FINDINGS OF FACT

1. Faye Cheryl Douglas, Broward County, Employees, was on the list of persons required to file a Statement of Financial Interests for the year 2018.
2. Pursuant to Section 112.3145(8)(g), Florida Statutes, Faye Cheryl Douglas was mailed a copy of the 2018 CE Form 1 no later than June 1, 2019, and was mailed a delinquency notice by certified mail no later than July 31, 2019. Additional attempts to contact Faye Cheryl Douglas were also made by Commission staff.
3. However, Faye Cheryl Douglas did not file a 2018 CE Form 1 by the designated due date. Faye Cheryl Douglas was sent a notice of payment due advising of the statutory rights to appeal or dispute the automatic fine in a hearing before the Commission if such appeal was received within 30 days of the notice of payment due. No timely appeal was received from Faye Cheryl Douglas.

4. More than 60 days have elapsed since the notice of payment due was transmitted without Faye Cheryl Douglas paying the fine.

5. On its own motion, the Commission voted to affirm that a fine in the amount of \$1500 has accrued in this matter.

CONCLUSIONS OF LAW

6. The Commission has jurisdiction over the parties to and subject matter of this case, pursuant to Section 112.3145, Florida Statutes.

7. Faye Cheryl Douglas's failure to timely appeal the assessed fine constitutes a waiver of the entitlement to an appeal, pursuant to Rule 34-8.215(2), Florida Administrative Code.

ORDER


8. Pursuant to Section 112.3145(8) and 112.31455, Florida Statutes, the Commission on Ethics shall attempt to determine whether Faye Cheryl Douglas is currently a public officer or public employee receiving salary or wages from a governmental entity. If so, the matter will be referred to either the Chief Financial Officer for the State of Florida or the governing body for Broward County, as appropriate, for withholding of salary until the debt is satisfied.

9. If Faye Cheryl Douglas is no longer a public officer or employee, or if the Commission cannot determine filer's status, the matter will be referred to the Florida Department of Financial Services for collection or wage garnishment.

WHEREFORE, the automatic fine that Faye Cheryl Douglas accrued in the amount of \$1500 is affirmed. The fine shall be paid to the Florida Commission on Ethics within 30 days of the date this Default Final Order is entered. After that date, nonpayment will result in collection as provided for in Section 112.3145(8) and 112.31455, Florida Statutes.

ORDERED by the State of Florida Commission on Ethics meeting in public session on
December 3, 2021.

December 8, 2021
Date Rendered


JOANNE LEZNOFF
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 SECTIONS 112.3241 AND 120.68, 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, BY U.S. MAIL AT P.O. DRAWER 15709, TALLAHASSEE, FLORIDA 32317-5709 (OR BY DELIVERY TO 325 JOHN KNOX ROAD, BUILDING E, SUITE 200, TALLAHASSEE, FLORIDA 32303); AND BY FILING A COPY OF 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.

Copy Furnished to:

Faye Cheryl Douglas
Po Box 1374
Ft Lauderdale FL 33302 -1374

JL/kh

cc: Christine Lorber

FORM 1**STATEMENT OF
FINANCIAL INTERESTS****2018**Please print or type your name, mailing
address, agency name, and position below:**FOR OFFICE USE ONLY:**

LAST NAME -- FIRST NAME -- MIDDLE NAME :

Douglas, Faye Cheryl

MAILING ADDRESS :

4141 Commons Dr, #4129

CITY :

Destin

ZIP :

32541

COUNTY :

Okaloosa

NAME OF AGENCY :

Okaloosa County BCC

NAME OF OFFICE OR POSITION HELD OR SOUGHT :

Director, Office of Management and Budget

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

CHECK ONLY IF ☐ CANDIDATE OR ☐ NEW EMPLOYEE OR APPOINTEEReceived
01/07/2022**PROCESSED****262554******** BOTH PARTS OF THIS SECTION MUST BE COMPLETED ********DISCLOSURE PERIOD:**

THIS STATEMENT REFLECTS YOUR FINANCIAL INTERESTS FOR THE PRECEDING TAX YEAR, WHETHER BASED ON A CALENDAR YEAR OR ON A FISCAL YEAR. PLEASE STATE BELOW WHETHER THIS STATEMENT IS FOR THE PRECEDING TAX YEAR ENDING EITHER (must check one):



DECEMBER 31, 2018

OR



SPECIFY TAX YEAR IF OTHER THAN THE CALENDAR YEAR: _____

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
N/A	N/A	N/A

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
N/A	N/A	N/A	N/A

PART C -- REAL PROPERTY [Land, buildings owned by the reporting person - See instructions]

(If you have nothing to report, write "none" or "n/a")

N/A

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	
N/A	N/A	
PART E — LIABILITIES [Major debts - See instructions] (If you have nothing to report, write "none" or "n/a")		
NAME OF CREDITOR	ADDRESS OF CREDITOR	
N/A	N/A	
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	N/A	N/A
ADDRESS OF BUSINESS ENTITY	N/A	N/A
PRINCIPAL BUSINESS ACTIVITY	N/A	N/A
POSITION HELD WITH ENTITY	N/A	N/A
I OWN MORE THAN A 5% INTEREST IN THE BUSINESS	N/A	N/A
NATURE OF MY OWNERSHIP INTEREST	N/A	N/A
PART G — TRAINING 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"/>		
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p style="text-align: center;"><u>SIGNATURE OF FILER:</u></p> <p>Signature:</p> <p style="font-size: 1.2em; margin-top: 10px;">Faye Douglas</p> <p style="font-size: 0.8em; margin-top: 5px;">Digitally signed by Faye Douglas Date: 2022.01.07 11:45:31 -06'00'</p> <hr style="border: 0; border-top: 1px solid black; margin-top: 10px;"/> <p>Date Signed:</p> <p style="margin-top: 10px;">01.07.2022</p> </div> <div style="width: 50%;"> <p style="text-align: center;"><u>CPA or ATTORNEY SIGNATURE ONLY</u></p> <p style="font-size: 0.8em;">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:</p> <p>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.</p> <p>CPA/Attorney Signature: _____</p> <p>Date Signed: _____</p> </div> </div>		
<u>FILING INSTRUCTIONS:</u>		
<p>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.</p> <p>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. <u>Do not email your form to the Commission on Ethics, it will be returned.</u></p> <p>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) and send it to CEForm1@leg.state.fl.us. <u>Do not file by both mail and email. Choose only one filing method.</u> Form 6s will not be accepted via email.</p>		
<p>Candidates file this form together with their filing papers.</p> <p>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.</p> <p>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.</p> <p>Candidates must file at the same time they file their qualifying papers.</p> <p>Thereafter, file by July 1 following each calendar year in which they hold their positions.</p> <p>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 <u>not</u> relieve the filer of filing a CE Form 1 if the filer was in his or her position on December 31, 2018.</p>		



Financial Disclosure Management System

THE FLORIDA COMMISSION ON ETHICS

Filer - Fines and Appeals - PID 262554 - Faye Cheryl Douglas

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](#) [2021](#)

<<2021 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: [2019 \(Appeal\)](#)

2019 Fines and Appeals

Form Year 2018 Filed Forms

Received Date	Form Type	Form Signed	Filed by Email	Filing Location	Updated	Comments
01/07/22	Form 1	Yes	Yes	SOE	prine.emily on 01/10/2022	Received by COE on behalf of Broward Supervisor of Elections

2019 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
\$1,500.00	Appeal	3/19/2021	\$1,500.00	\$1,500.00			


Fine Address Po Box 1374 Ft Lauderdale FL 33302-1374



Org/Suborg Broward County-Employees

2019 Fine Payment History

Date Posted	Description	Amount	Method	Payment ID	Comments
3/19/2021	Fine Levied	+ \$1,500.00			Fined \$1500.00

Current Balance: \$1,500.00

 Add a New Filer



 Jump To A Filer
PID:
 Quick Filer Search

First Name:

Last Name:

2019 Fine Year Event

Chronology

 Date	Type	Description	Reference
 08/19/2019	Postcard Sent	Courtesy Postcard Reminder	Print Queue: 8/19/2019 Printing Confirmed: 8/19/2019

Letter Sent To:

Faye Cheryl Douglas

Po Box 1374

Ft Lauderdale, FL 33302 -1374

08/23/2019 Filer Tried to call number Staci Swain
 Communication: provided was transferred
 Phone twice to operating system.
 No success

08/23/2019 Filer From: France, Staci Sent: Staci Swain
 Communication: Friday, August 23, 2019
 Email 10:05 AM To:
 'fdouglas@broward.org'
 Subject: Form 1 Financial
 Disclosure 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, 2018. The
 grace period for filing this
 form will expire on
 September 3rd 2019 at 5 pm.
 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
 (maximum fine \$1,500) will
 be assessed against you if
 your CE Form 1 is not
 received by September 3,
 2019. Failure to file can

result in removal from public
office or employment. Please
file your CE Form 1
immediately with your
county Supervisor of
Elections! If you have any
questions please contact
800-262-8824 or 850-488-
7864.

08/23/2019 Filer Email returned undeliverable Staci Swain
Communication:
Other

09/6/2019 Letter Sent Courtesy Notice of Fines Print Queue:
Accruing 9/6/2019
Printing Confirmed:
9/6/2019

Letter Sent To:
Faye Cheryl Douglas
Po Box 1374
Ft Lauderdale, FL 33302 -1374

03/19/2021 Fine Levied Fined \$1500.00 Journal: 3/19/2021
4:19 AM

06/11/2021 Notice of Initial Fine Notice Journal: 6/11/2021
Assessed Fine 9:36 AM

07/19/2021 Letter Sent Notice of Assessed Fine - Print Queue:
Filer 1st Fine Letter 7/19/2021
Printing Confirmed:
7/19/2021

Letter Sent To:
Faye Cheryl Douglas
Po Box 1374
Ft Lauderdale, FL 33302 -1374

09/20/2021 Final Notice of 2nd Fine Notice Journal: 9/20/2021
Assessed Fine 1:52 PM

Invalidated

09/20/2021 Letter Sent Final Notice of Assessed Fine Print Queue:
- Second Fine Notice 9/20/2021

Printing Confirmed:
9/20/2021

Letter Sent To:
Faye Cheryl Douglas
Po Box 1374
Ft Lauderdale, FL 33302 -1374

11/12/2021 Collection Collection Order Notice Journal: 11/12/2021
Orders 4:37 PM
Invalidated

12/9/2021 Letter Sent Collection Orders - Prepare Print Queue:
Collection Orders 12/9/2021
Printing Confirmed:
12/9/2021

Letter Sent To:
Faye Cheryl Douglas
Po Box 1374
Ft Lauderdale, FL 33302 -1374

01/7/2022 Form Received Form 1 Received, Signed Form 1 Received by
Received by COE on
behalf of Broward
Supervisor of
Elections SOE

Form Received By:
Filing Location: Broward County SOE
Record Created By: prine.emily on 01/10/2022

01/7/2022 Filer prine.emily
Communication: **From:** Faye Douglas
Email <fdouglas@myokaloosa.com>

Sent: Friday, January 07,
2022 1:12 PM
To: disclosure
<disclosure@leg.state.fl.us>
Subject: Form 1 2018 and
2018 Appeal

Please see attached Form 1
2018 and 2018 Appeal Form.

Let me know if you have any
questions.

Faye Douglas, MBA, CGFM

Director, Office of
Management and Budget

Okaloosa County BCC


1250 North Eglin Parkway

Shalimar, FL 32579

Phone: 850-651-7643

01/21/2022 Rescind a Collection Order rescinded. Journal: 1/21/2022
5:26 PM

01/21/2022 Fine Appeal FD 19-084 Journal: 1/21/2022
5:27 PM

 01/21/2022 Letter Sent Fine Appeal Print Queue:
1/21/2022
Printing Confirmed:
1/21/2022

Letter Sent To:
Faye Cheryl Douglas
Po Box 1374
Ft Lauderdale, FL 33302 -1374

2019 Fine Appeal — FD 19-084	Update Appeal	Withdraw Appeal
	Assign Attorney	Request More Info
	Record Appeal Outcome	
Appeal Status:	No Hearing Requested	

	<p>Active</p> <p>Appeal Receipt</p> <p>Date: 01/07/2022</p> <p>Timely Filed: No</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 19-084</p> <p>Appeal Analyst</p> <p>Assigned:</p> <p>Final Order</p> <p>Number:</p> <p>Final Order Date:</p>	
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