

BEFORE THE  
STATE OF FLORIDA  
COMMISSION ON ETHICS

In re DAMIAN BRINK,	)	Financial Disclosure Appeal No. FD 21-015
	)	
Appellant.	)	Final Order No.
	)	

FINAL ORDER

This matter came before the Commission on Ethics, meeting in public session on July 26, 2024, in the matter of Damian Brink, pursuant to Section 112.3145(8)(f), 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, Appellant served as a Board Member on the Historic Preservation Board in Broward County, a position that requires the filing of a CE Form 1, Statement of Financial Interests, for the year 2020. The designated due date for submitting a 2020 CE Form 1 annual filing was July 1, 2021, with a grace period ending on September 1, 2021.
2. No later than June 1, 2021, the Broward County Supervisor of Elections sent Appellant a notice of the July 1, 2021, financial disclosure deadline and a blank 2020 CE Form 1. It is unknown if Appellant received this mailing.
3. On or before August 1, 2021, the Broward County Supervisor of Elections sent Appellant a Notice of Delinquency by certified mail. This mailing was sent to Appellant at 2026

NE 33<sup>rd</sup> Street, Lighthouse Point, FL 33064. The certified mail was signed for by an unknown person.

4. On August 20, 2021, Commission staff mailed Appellant a courtesy postcard, which was intended to remind him of his obligation to file a 2020 CE Form 1. The Commission mailed the postcard to the 2026 NE 33<sup>rd</sup> Street address.

5. On September 7, 2021, six days after the grace period expired, the Broward County Supervisor of Elections Office received Appellant's 2020 CE Form 1.

6. On October 11, 2023, the Commission sent Appellant a Notice of Assessment of Automatic Fine by certified mail. This notice was sent to the 2026 NE 33<sup>rd</sup> Street address. This notice indicated that Appellant had accrued a \$150 fine and informed him of his right to appeal the fine. It stated that the appeal had to be received by the Commission by November 9, 2023, to be considered timely.

7. On October 19, 2023, the Commission received Appellant's Appeal of Automatic Fine for Form Year 2020. In the appeal, Appellant claimed that he had filed his 2020 CE Form 1 timely. He stated that he had mailed his 2020 CE Form 1 to the Broward County Supervisor of Elections ("SOE") using the envelope provided in August 2021, as the instructions had stated. He says that he did not make a copy of the original form and did not send it to the SOE by certified mail (which was not required). He states that, when he was informed that his 2020 CE Form 1 had not been received, he filled out a digital version of the form and emailed it to the Broward County SOE on September 7, 2021. Appellant provided this information to the Commission in a sworn, notarized statement, as is required.

### Conclusions of Law

8. 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.

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

10. Commission Rule 34-8.215, F.A.C., defines "unusual circumstances" as follows:

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. Circumstances which allow for time in which to take those steps necessary to assure compliance with the filing requirements shall be deemed not to constitute unusual circumstances.

11. Appellant filed his appeal timely.

12. Turning to the merits of the appeal, Appellant states he mailed his 2020 CE Form 1 to the Broward County SOE in August 2021 in the envelope provided. This was prior to the end of the grace period (September 1, 2021). There is no evidence to dispute Appellant's claim. When Appellant was informed that the SOE had not received his 2020 CE Form 1, Appellant filled it out again digitally and emailed it to the SOE on September 7, 2021. In In re Alexander Patterson Johns, Financial Disclosure Appeal No. FD 19-053, Final Order No. 20-072, we found a similar

explanation to provide an unusual circumstance warranting the waiver of an assessed fine. In Johns, the appellant filled out his financial disclosure form and gave it to another person to mail, but the financial form did not arrive at the Commission. Here, as was true in Johns, Appellant's explanation that he mailed his Form 1 to the SOE is credible and undisputed by any evidence available to the Commission on Ethics.

13. For these reasons, it appears Appellant's basis for the appeal of the fine constitutes an "unusual circumstance" that justifies waiving the \$150 fine.

Order

Based on the foregoing facts and conclusions of law, the Commission hereby waives the assessed fine of \$150.

ORDERED by the State of Florida Commission on Ethics meeting in public session on Friday, July 26, 2024.

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Date Rendered

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Ashley Lukis  
*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.

AL:kbh

Copy furnished to:

Mr. Damian Brink  
2026 NE 33<sup>rd</sup> Street  
Lighthouse Point, FL 33064

282459 21-015



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 OCT 19 2023 RECEIVED

APPEAL OF AUTOMATIC FINE FOR FORM YEAR 2020

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. 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.

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: Damian Brink Address: 2026 NE 33rd St. City: Lighthouse Point State: FL Zip: 33064 Daytime Tel.: 561-632-5387 Cell: Email: damianbrink@att.net Filer ID# (if known): 282459 Public Employer: Broward County Public Position: Historic Preservation Board - Board Member

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, 2020** (Explain in Part C and provide confirmation from agency that your office-holding/employment ended before 12/31/2020)
- 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.

The 2020 form was mailed to Broward County Supervisor of Elections using the envelope provided in August 2021.

I received notice in July 2020 that the 2020 filing was not received, so I emailed the form in on 9/7/2021.

I did not make a copy of the 8/2021 original form mailed nor did I send certified mail.

I merely used the envelope that was provided with the form. A sworn

notorized statement to these facts is provided. Please reconsider the fine of \$150, as I clearly filed the forms as instructed.

**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.

10/19/2023

DATE

SIGNATURE



**DAMIAN BRINK**  
2026 NE 33<sup>rd</sup> Street  
Lighthouse Point, Florida 33064  
[damianbrink@att.net](mailto:damianbrink@att.net) – 561.632.5387

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October 19, 2023

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

**RE: Appeal of Automatic Fine for Form Year 2020  
Sworn Notarized Statement**

To Whom It May Concern:

I was Board Member for the Broward County Historic Preservation Board in the Year 2020. When the 2020 Statement of Financial Interests form was mailed to me in July 2020, I completed it by hand and returned using the envelope provided. Then, I received notice that the 2020 filing was not received so I filled out the digital version and emailed to the Broward County Supervisor of Elections on 9/7/2021. I did not make a copy of the original form sent on or around 8/1 2020, nor did I send certified mail. I merely used the envelope that was provided with the form. I followed all the instructions when these were received. The only copy of the form that I have is the ladder one that was emailed on 9/7/2021 (attached).

Sincerely,

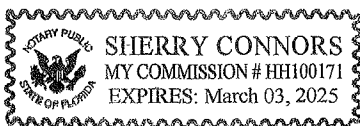


Damian A. Brink

STATE OF FLORIDA  
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me by means of  physical presence  online notarization, this 19<sup>TH</sup> day of October, 2023, by Damian Brink (Name of Person Acknowledging).

(Seal)



Signature of Notary Public



Print, Type or Stamp Name of Notary

Personally Known:  X

OR Produced Identification:

Type of Identification Produced: \_\_\_\_\_



## Holmes, Kim

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**From:** Damian Brink <dbrink@puglieseco.com>  
**Sent:** Thursday, October 19, 2023 11:33 AM  
**To:** disclosure  
**Cc:** Damian Brink  
**Subject:** Appeal of Automatic Fine for year 2020 - 282459  
**Attachments:** Sworn Notice Statement.pdf; Appeal of Automatic Fine.pdf

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Please see attached appeal form, Sworn Notarized Statement, and my 2020 and 2021 filings. Both filings were mailed to Broward County Supervisor of Elections using the envelopes provided. I received notice that the 2020 filing was not received so I re-sent the form via email on 9/7/2021. I did not make a copy of the original form mailed nor did I send certified mail. I merely used the envelope that was provided with the form. I followed all the instructions when these were received. This was a volunteer position where I was not compensated for my role. Please reconsider the fine of \$150, as I clearly filed the forms as instructed. I have volunteered for several similar Boards and Committees over the years and understand the importance of the financial disclosures. I have always filed these forms in a timely manner.

Thank you for your consideration with this matter.

### ***Damian Brink***

Vice President of Planning & Zoning  
Land America, LLC & Pugliese Creative Ventures  
101 Pugliese's Way, Suite 200  
Delray Beach, Florida 33444  
O: 561-454-1642 | M: 561-632-5387  
[dbrink@puglieseco.com](mailto:dbrink@puglieseco.com)

**FORM 1**

**STATEMENT OF  
FINANCIAL INTERESTS**

**2020**

Please print or type your name, mailing address, agency name, and position below:

**FOR OFFICE USE ONLY:**

LAST NAME -- FIRST NAME -- MIDDLE NAME :

Brink Damian Anthony

MAILING ADDRESS :

2026 NE 33rd Street

CITY : ZIP : COUNTY :

Lighthouse Point 33064 Broward

NAME OF AGENCY :

Historic Preservation Board

NAME OF OFFICE OR POSITION HELD OR SOUGHT :

Board Member

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, 2020.

**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
Bowman Consulting Group, Ltd.	13450 W. Sunrise Blvd, Suite 320, Sunrise FL 33064	Professional Consulting

**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
ON THE BRINK	CUSTOMERS		RIDE SHARE
TRANSPORTATION			
LLC			

**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

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.

<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
Stocks	Personal

<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
Virgina Credit Union	PO Box 90010, Richmond, VA 23225


<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	ON THE BRINK TRANSPORTATION LLC	
ADDRESS OF BUSINESS ENTITY	2026 NE 33rd St., Lighthouse Pt,	
PRINCIPAL BUSINESS ACTIVITY	Transportation	
POSITION HELD WITH ENTITY	Manager	
I OWN MORE THAN A 5% INTEREST IN THE BUSINESS	Yes	
NATURE OF MY OWNERSHIP INTEREST	Owner	

**PART G — TRAINING** For elected municipal officers, appointed school superintendents, and commissioners of a community redevelopment agency created under Part III, Chapter 163 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:** \_\_\_\_\_  


**Date Signed:** \_\_\_\_\_  
 09/07/2021

**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, 2020.

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

In re **Damian Brink**  
**Historic Preservation Board**  
**Broward County**

**PID#: 282459**

**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 2020 CE Form 1, Statement Of Financial Interests. Under the law, your 2020 CE Form 1, Statement of Financial Interests, was due by July 1, 2021. The law provided for a penalty-free grace period extending the due date to September 1, 2021. 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 2020 CE Form 1 was filed September 7, 2021 with the Supervisor of Elections for Broward County, you are fined the amount of \$150.00 (\$25.00 per day for 6 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 **November 9, 2023**. **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, 2021, 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, 2020:** confirmation of your last date of office or employment by your former agency, showing the last date to be before December 31, 2020; 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.

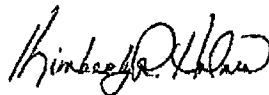
Please contact our office if you have any questions about this matter.

**CERTIFICATE OF MAILING**

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

**Mr Damian Brink  
2026 Ne 33rd St  
Lighthouse Pt, FL 33064 -7504**

by Certified Mail on this Wednesday, October 11, 2023.



**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

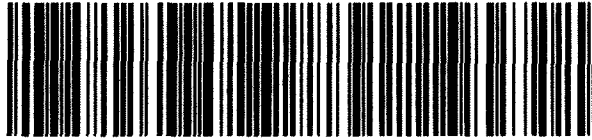
Tel.: (850) 488-7864

Fax: (850) 488-3077

Email: [disclosure@leg.state.fl.us](mailto:disclosure@leg.state.fl.us)



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



9214 8901 0661 5400 0189 6954 68

RETURN RECEIPT (ELECTRONIC)

282459

DAMIAN BRINK  
2026 NE 33RD ST  
LIGHTHOUSE POINT, FL 33064-7504

<sup>8</sup>  
URGENT - Open Immediately!

-----  
CUT / FOLD HERE

Zone 4

-----  
5X9" ENVELOPE  
CUT / FOLD HERE

-----  
CUT / FOLD HERE

**Florida Commission on Ethics  
Financial Disclosure Notification System  
Delinquency Certification (2021)**

I Joe Scott, the Supervisor of Elections of Broward County, hereby certify that each person whose ID number, name, agency, and position appears above or on the attached list:

(1) was sent a notice of the July 1, 2021 financial disclosure deadline and a blank Form 1, Statement of Financial Interests, not later than June 1, 2021;


(2) was determined to be delinquent in filing a Form 1, Statement of Financial Interests, by July 1, 2021;

(3) was sent a delinquency notice by certified mail not later than August 1, 2021 advising him or her of the grace period in effect until September 1, 2021; and of the penalties that could be imposed as provided in Section 112.3145(8)(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 October 31, 2021; 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



\_\_\_\_\_  
SUPERVISOR OF ELECTIONS

7017 2620 0000 8111 2792

**U.S. Postal Service™**  
**CERTIFIED MAIL® RECEIPT**  
 Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

**OFFICIAL USE**

Certified Mail Fee \$ \_\_\_\_\_

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ \_\_\_\_\_

Return Receipt (electronic) \$ \_\_\_\_\_

Certified Mail Restricted Delivery \$ \_\_\_\_\_

Adult Signature Required \$ \_\_\_\_\_

Adult Signature Restricted Delivery \$ \_\_\_\_\_

Postage \$ \_\_\_\_\_

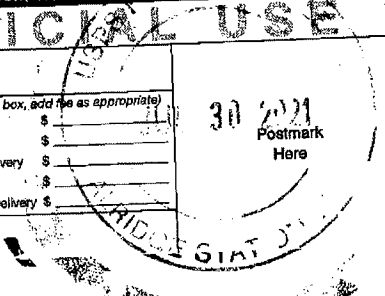
Total Postage and Fees \$ \_\_\_\_\_

Sent To **Damian Brink - 282459**

Street and Apt. No. **2026 Ne 33rd St,**

City, State, ZIP+4® **Lighthouse Pt, FL 33064**

PS Form 3800, Apr 2015



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Damian Brink - 282459  
 2026 Ne 33rd St,  
 Lighthouse Pt, FL 33064



2. Article Number (Transfer from service label)  
 7017 2620 0000 8111 2792

3. Service Type

Adult Signature  Priority Mail Express®

Adult Signature Restricted Delivery  Registered Mail™

Certified Mail®  Registered Mail Restricted Delivery

Certified Mail Restricted Delivery  Return Receipt for Merchandise

Collect on Delivery  Signature Confirmation™

Collect on Delivery Restricted Delivery  Signature Confirmation Restricted Delivery

Insured Mail  Signature Confirmation over \$500

A. Signature: *[Signature]*  Agent  Addressee

B. Received by (Printed Name): *LOV 79*

C. Date of Delivery: *012*

D. Is delivery address different from item 1?  Yes  No  
 If YES, enter delivery address below:





**Financial Disclosure Management System**  
THE FLORIDA COMMISSION ON ETHICS

**Filer - Fines and Appeals - PID 282459 - Mr Damian Brink**

**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](#) [2022](#)

<<2022 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: [2021 \(Appeal\)](#)

2021 Fines and Appeals

Form Year 2020 Filed Forms						
Received Date	Form Type	Form Signed	Filed by Email	Filing Location	Updated	Comments
10/23/23	Form 1	Yes	No	SOE	greenk on 10/26/2023	Received by COE on behalf of Broward Supervisor of Elections
09/07/21	Form 1	Yes	Yes	SOE	HOLMESK(SOE IMPORT) on 12/13/2021	Broward

2021 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
\$150.00	Appeal	10/10/2023	\$150.00	\$150.00			
Fine Address 2026 Ne 33rd St Lighthouse Pt FL 33064-7504 Org/Suborg Broward County-Historic Preservation Board							

2021 Fine Payment History							

 Add a New Filer

 Jump To A Filer

PID:

 Quick Filer Search

First Name:   
 Last Name:

Date Posted	Description	Amount	Method	Payment ID	Comments
10/10/2023	Fine Levied	+ \$150.00			Fined \$150.00
Current Balance: \$150.00					

2021 Fine Year Event

Chronology

<input checked="" type="checkbox"/> Date	Type	Description	Reference
<input checked="" type="radio"/> 08/20/2021	Postcard Sent	Courtesy Postcard Reminder	Print Queue: 8/20/2021 Printing Confirmed: 8/20/2021

Letter Sent To:  
 Mr Damian Brink  
 2026 Ne 33rd St  
 Lighthouse Pt, FL 33064 -7504

<input checked="" type="radio"/> 09/7/2021	Form Received	Form 1 Received, Signed	Form 1 Received by Broward SOE
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Form Received By: Broward County SOE  
 Filing Location: Broward County SOE  
 Record Created By: HOLMESK(SOE IMPORT) on 12/13/2021

10/10/2023	Fine Levied	Fined \$150.00	Journal: <u>10/10/2023</u> 9:33 AM
10/10/2023	Notice of Assessed Fine	Initial Fine Notice	Journal: <u>10/10/2023</u> 9:46 AM
<input checked="" type="radio"/> 10/11/2023	Letter Sent	Notice of Assessed Fine - Filer 1st Fine Letter	Print Queue: <u>10/11/2023</u> Printing Confirmed: 10/11/2023

Letter Sent To:  
 Mr Damian Brink  
 2026 Ne 33rd St  
 Lighthouse Pt, FL 33064 -7504

<input checked="" type="radio"/> 10/23/2023	Form Received	Form 1 Received, Signed	Form 1 Received by
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Received by COE on  
 behalf of Broward  
 Supervisor of  
 Elections SOE

Form Received By:  
 Filing Location: Broward County SOE  
 Record Created By: Keyana Green on 10/26/2023

11/1/2023 Filer Sent to SOE Keyana Green  
 Communication:  
 Other

11/8/2023 Fine Appeal FD 21-015 Journal: 11/8/2023  
12:46 PM

2021 Fine Appeal -- FD 21-015	<input type="button" value="Update Appeal"/>	<input type="button" value="Withdraw Appeal"/>
	<input type="button" value="Assign Attorney"/>	<input type="button" value="Request More Info"/>
	<input type="button" value="Record Appeal Outcome"/>	

Appeal Status: Active Appeal Receipt Date: 10/19/2023 Timely Filed: Yes Print Appeal Letter: Yes Hearing Requested: No Appeal Reason: Previously Filed Financial Disclosure Appeal Notes: Appeal Number: FD 21-015 Appeal Analyst Assigned: Final Order Number: Final Order Date:	No Hearing Requested
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