

In re ANTHONY W. ANDERSON)
)
 Appellant.)
)

Final Order No. XXX

Findings of Fact

3. No later than August 1, 2020, the Commission on Ethics sent Appellant a notice of delinquency by certified mail. This notice was sent to Appellant at P.O. Box 359.

4. On September 8, 2020, the Commission on Ethics mailed Appellant a courtesy notice of fines accruing. This notice was sent to Appellant at P.O. Box 359.

5. On March 16, 2021, the Commission mailed appellant a Notice of Assessed fine. The notice was sent by mail to P.O. Box 359. It indicated the total of Appellant's accrued automatic fine was \$1,500 (\$25 per day for up to 60 days late) and provided that the Commission must receive an appeal of the fine by April 15, 2021.

6. On July 19, 2021, the Commission on Ethics Received Appellant's 2019 CE Form 6.

7. On July 12, 2021, the Commission received Appellant's appeal of his automatic fine for Form Year 2019. In Part B of his appeal form, Appellant checked "Lack of notification – Failure to receive notice" as the general reason for his appeal. In Part C of his appeal form, where an appellant is asked to provide detailed explanation of his or her appeal, Appellant wrote that he did not receive the forms in the mail due to mail being misdelivered between his home address and his P.O. box.

Conclusions of Law

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

9. 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.

10. Section 112.3145(8)(g)2., Florida Statutes, (subsequently renumbered to Section 112.3145(8)(f)(2)) 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.

11. Pursuant to Rule 34-8.215(4), F.A.C., "Unusual circumstances" means 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 ensure compliance with the filing requirements shall be deemed not to constitute unusual circumstances.

12. Here, Appellant stated that he did not receive the forms in the mail due to mail being misdelivered between his home address and his P.O. box. Considering Appellant's claims, and that there is no evidence showing otherwise, there are "unusual circumstances" here that prevented the timely filing of the financial disclosure form that justify waiving the \$1,500 fine.

Order

Based on the foregoing facts and conclusions of law, the Commission hereby finds that unusual circumstances for failure to timely file have been demonstrated. We therefore waive the assessed fine of \$1,500.

ORDERED by the State of Florida Commission on Ethics meeting in public session on
October 23, 2026.

Date Rendered

Jeremy M. Rodgers
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.

JMR: jfh

Anthony W. Anderson
4530 S.E. Geraldine St.
Stuart, FL 34997



20-045 276030

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

JUL 12 2021

RECEIVED

APPEAL OF AUTOMATIC FINE FOR FORM YEAR 2019

DIRECTIONS: The information you provide in this form is critical for processing your appeal in a timely manner.

In Part A, please provide current contact information. If your contact information changes while your appeal is being processed, please notify us.

In Part B, please check any boxes that specify the general reason(s) for your appeal.

In Part C, please explain in detail the reason(s) for your appeal. In addition to your written explanation in Part C, you may attach any documents that support your appeal.

IMPORTANT: TO PRESERVE YOUR RIGHT TO APPEAL, THIS FORM OR OTHER WRITTEN APPEAL (AND ANY ATTACHMENTS) MUST BE FILED WITH (RECEIVED BY) THE COMMISSION ON ETHICS WITHIN THIRTY (30) DAYS OF THE DATE THE NOTICE OF ASSESSMENT OF AUTOMATIC FINE WAS MAILED TO YOU.

PLEASE SEND YOUR COMPLETED FORM TO ONE OF THE FOLLOWING:

Mailing Address: Commission on Ethics
P.O. Drawer 15709
Tallahassee, FL 32317-5709

Physical Address: Commission on Ethics
325 John Knox Road
Building E, Suite 200
Tallahassee, FL 32303

Fax: (850) 488-3077

Email: disclosure@leg.state.fl.us

PART A: YOUR INFORMATION

Name: ANTHONY WHITMORE ANDERSON

Address: 4530 S.E. GERALDINE ST. City: STUART State: FL Zip: 34997

Daytime Tel.: 772-263-2327 Cell: 772-263-2327

Email: AWANDERSON45@YAHOO.COM Filer ID# (if known): _____

Public Employer: MARTIN COUNTY SCHOOL DISTRICT

Public Position: SCHOOL 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, 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.

my appeal is based on the fact that I did not receive mail of my delinquency notice. This must have occurred during the time my mail was temporarily misdelivered between my physical (home address) and my Post Office box. During this time even my certified mail was not delivered. I can now receive mail at Home 4530 S.E. Geraldine Street Stuart, FL. or Post Office P.O. Box 359 Port St Johns, FL. 34992 Your consideration to this matter is appreciated.

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.

7-12-21
DATE

Anthony Whitman Anderson
SIGNATURE

FORM 6

FULL AND PUBLIC DISCLOSURE
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:

ANDERSON, ANTHONY WILDMORE

MAILING ADDRESS:

4530 S.E. GERALDINE STREET

CITY:

STUART

ZIP:

34997

COUNTY:

MARTIN

NAME OF AGENCY:

MARTIN COUNTY SCHOOL DISTRICT

NAME OF OFFICE OR POSITION HELD OR SOUGHT:

SCHOOL BOARD MEMBER

CHECK IF THIS IS A FILING BY A CANDIDATE ☐FLORIDA
COMMISSION ON ETHICS

JUL 19 2021

RECEIVED

PROCESSED

276030

PART A -- NET WORTH

Please enter the value of your net worth as of December 31, 2019 or a more current date. [Note: Net worth is not calculated by subtracting your reported liabilities from your reported assets, so please see the instructions on page 3.]

My net worth as of 12-19, 2019 was \$ 1,006,000.00 XX

PART B -- ASSETS

HOUSEHOLD GOODS AND PERSONAL EFFECTS:

Household goods and personal effects may be reported in a lump sum if their aggregate value exceeds \$1,000. This category includes any of the following, if not held for investment purposes: jewelry; collections of stamps, guns, and numismatic items; art objects; household equipment and furnishings; clothing; other household items; and vehicles for personal use, whether owned or leased.

The aggregate value of my household goods and personal effects (described above) is \$ 125,000.00 XX

ASSETS INDIVIDUALLY VALUED AT OVER \$1,000:

DESCRIPTION OF ASSET (specific description is required - see instructions p.4)	VALUE OF ASSET
REAL ESTATE-MIX-USE NEW MONROVIA BLK 8 - LOTS 1-4	\$ 120,000.00 XX
REAL ESTATE MULTI-FAMILY SALERNO SMALL FARMS LOTS 1 + 2	\$ 375,000.00 XX
REAL ESTATE SINGLE FAMILY RESIDENCE NEW MONROVIA BK. 12 LOTS 1-4	\$ 235,000.00 XX
REAL ESTATE SINGLE FAMILY RESIDENCE NEW MONROVIA BK 12 LOTS 21-24	\$ 160,000.00 XX

PART C -- LIABILITIES

LIABILITIES IN EXCESS OF \$1,000 (See instructions on page 4):

NAME AND ADDRESS OF CREDITOR	AMOUNT OF LIABILITY
PHH MORTGAGE P.O. BOX 5452 MT LAUREL, N.J. 08054-5452	\$ 113,000.00 XX
PHH MORTGAGE P.O. BOX 5452 MT LAUREL, N.J. 08054-5452	\$ 81,000.00 XX

JOINT AND SEVERAL LIABILITIES NOT REPORTED ABOVE:

NAME AND ADDRESS OF CREDITOR	AMOUNT OF LIABILITY
N/A	

PART D -- INCOME

Identify each separate source and amount of income which exceeded \$1,000 during the year, including secondary sources of income. Or attach a complete copy of your 2019 federal income tax return, including all W2s, schedules, and attachments. Please redact any social security or account numbers before attaching your returns, as the law requires these documents be posted to the Commission's website.

- ☐ I elect to file a copy of my 2019 federal income tax return and all W2's, schedules, and attachments.
[If you check this box and attach a copy of your 2019 tax return, you need not complete the remainder of Part D.]

PRIMARY SOURCES OF INCOME (See instructions on page 5):

NAME OF SOURCE OF INCOME EXCEEDING \$1,000	ADDRESS OF SOURCE OF INCOME	AMOUNT
PALM BEACH COUNTY SCHOOL BOARD	3300 FOREST HILL BLVD. WEST PALM BEACH FL 33406	\$ 72,045.00 XX
MARTIN COUNTY SCHOOL BOARD	1939 S.E. FEDERAL HWY. STUART, FL 34994	\$ 35,746.00 XX

SECONDARY SOURCES OF INCOME [Major customers, clients, etc., of businesses owned by reporting person--see instructions on page 5]:

NAME OF BUSINESS ENTITY	NAME OF MAJOR SOURCES OF BUSINESS' INCOME	ADDRESS OF SOURCE	PRINCIPAL BUSINESS ACTIVITY OF SOURCE
N/A			

PART E -- INTERESTS IN SPECIFIED BUSINESSES [Instructions on page 6]

	BUSINESS ENTITY # 1	BUSINESS ENTITY # 2	BUSINESS ENTITY # 3
NAME OF BUSINESS ENTITY	ANDERSON'S LANDING LLC		
ADDRESS OF BUSINESS ENTITY	4530 S.E. GERALDINE ST		
PRINCIPAL BUSINESS ACTIVITY	VACANT PROPERTY REAL ESTATE HOLDINGS		
POSITION HELD WITH ENTITY	OWNER		
I OWN MORE THAN A 5% INTEREST IN THE BUSINESS	YES		
NATURE OF MY OWNERSHIP INTEREST	INVESTMENT		

PART F - TRAINING

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

☒ I CERTIFY THAT I HAVE COMPLETED THE REQUIRED TRAINING.

OATH

I, the person whose name appears at the beginning of this form, do depose on oath or affirmation and say that the information disclosed on this form and any attachments hereto is true, accurate, and complete.

Anthony W. Anderson
SIGNATURE OF REPORTING OFFICIAL OR CANDIDATE

STATE OF FLORIDA

COUNTY OF Martin

Sworn to (or affirmed) and subscribed before me by means of
☒ physical presence or ☐ online notarization, this 14th day of

July (2021) by Anthony W. Anderson
Martha Jean Masley
(Signature of Notary Public--State of Florida)

Martha Jean Masley
(Print, Type, or Stamp Commissioned Name of Notary Public
Notary Public State of Florida)

Personally Known

Type of Identification Produced



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 6 in accordance with Art. II, Sec. 8, Florida Constitution, Section 112.3144, Florida Statutes, and the instructions to the form. Upon my reasonable knowledge and belief, the disclosure herein is true and correct.

Signature

Date

Preparation of this form by a CPA or attorney does not relieve the filer of the responsibility to sign the form under oath.

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

Mail Piece Details



Print this page

Recipient Address

ANTHONY WHITMORE ANDERSON
PO BOX 359
PORT SALERNO, FL 34992-0359

Record / Case Number:
276030

Return Address

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

Entry Point ZIP:
32317

Mail Piece Information

Tracking Number: 92148901066154000153042786

Date Created: 07/30/2020 01:40:14 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: V WMS

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, 01:40:14 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, 12:52:00 PM, TALLAHASSEE,FL 32317
Accepted At Usps Origin Facility, July 31, 2020, 05:29:00 PM, TALLAHASSEE,FL 32317
Origin Acceptance, July 31, 2020, 05:29:00 PM, TALLAHASSEE,FL 32317
Arrived At Usps Regional Origin Facility, July 31, 2020, 06:44:00 PM
Processed Through Usps Facility, July 31, 2020, 06:44:00 PM, TALLAHASSEE,FL 32301
Departed Usps Regional Facility, July 31, 2020, 11:12:00 PM
Depart Usps Facility, July 31, 2020, 11:12:00 PM, TALLAHASSEE,FL 32301
In Transit, Arriving On Time, August 01, 2020, 12:00:00 AM
Arrived At Usps Regional Destination Facility, August 02, 2020, 11:04:00 AM
Processed Through Usps Facility, August 02, 2020, 11:04:00 AM, WEST PALM BEACH,FL 33416
Departed Usps Regional Destination Facility, August 02, 2020, 01:46:00 PM
Processed Through Usps Facility, August 02, 2020, 01:46:00 PM, WEST PALM BEACH,FL 33416
Departed Usps Regional Destination Facility, August 02, 2020, 08:17:00 PM
Processed Through Usps Facility, August 02, 2020, 08:17:00 PM, WEST PALM BEACH,FL 33416
Arrived At Unit, August 03, 2020, 08:26:00 AM, PORT SALERNO,FL 34992
Arrival At Unit, August 03, 2020, 08:26:00 AM, PORT SALERNO,FL 34992
Available For Pickup, August 03, 2020, 09:06:00 AM, PORT SALERNO,FL 34992
Available For Pickup, August 03, 2020, 09:06:00 AM, PORT SALERNO,FL 34992
Reminder To Schedule Redelivery, August 08, 2020, 03:13:00 AM, PORT SALERNO,FL 34992
Available For Pickup, August 08, 2020, 08:27:00 AM, PORT SALERNO,FL 34992
Available For Pickup, August 08, 2020, 08:27:00 AM, PORT SALERNO,FL 34992
Package Return Notice Generated, August 18, 2020, 03:24:00 AM, PORT SALERNO,FL 34992
Unclaimed/Being Returned To Sender, August 18, 2020, 10:55:00 AM, PORT SALERNO,FL 34992
Unclaimed/Being Returned To Sender, August 18, 2020, 10:55:00 AM, PORT SALERNO,FL 34992
Departed Usps Regional Destination Facility, August 18, 2020, 10:22:00 PM
Processed Through Usps Facility, August 18, 2020, 10:22:00 PM, WEST PALM BEACH,FL 33416
In Transit, Arriving Late, August 19, 2020, 12:00:00 AM
Departed Usps Regional Destination Facility, August 19, 2020, 08:53:00 PM
Processed Through Usps Facility, August 19, 2020, 08:53:00 PM, WEST PALM BEACH,FL 33416
Arrived At Unit, August 20, 2020, 07:54:00 AM, PORT SALERNO,FL 34992
Arrival At Unit, August 20, 2020, 07:54:00 AM, PORT SALERNO,FL 34992
Distribution To Po Box In Progress, August 20, 2020, 08:05:00 AM, PORT SALERNO,FL 34992
Out For Delivery, August 20, 2020, 08:05:00 AM, PORT SALERNO,FL 34992

Unclaimed/Being Returned To Sender, August 20, 2020, 09:36:00 AM, PORT SALERNO,FL 34992

Unclaimed/Being Returned To Sender, August 20, 2020, 09:36:00 AM, PORT SALERNO,FL 34992

Arrived At Usps Regional Destination Facility, August 24, 2020, 11:15:00 AM

Processed Through Usps Facility, August 24, 2020, 11:15:00 AM, MIAMI,FL 33152

In Transit, Arriving Late, August 25, 2020, 12:00:00 AM

In Transit, Arriving Late, August 26, 2020, 12:00:00 AM

Arrived At Usps Regional Origin Facility, August 27, 2020, 09:28:00 AM

Processed Through Usps Facility, August 27, 2020, 09:28:00 AM, TALLAHASSEE,FL 32301

Departed Usps Regional Origin Facility, August 27, 2020, 11:59:00 PM

Processed Through Usps Facility, August 27, 2020, 11:59:00 PM, TALLAHASSEE,FL 32301

In Transit, Arriving Late, August 28, 2020, 12:00:00 AM

In Transit, Arriving Late, August 29, 2020, 12:00:00 AM

In Transit, Arriving Late, August 30, 2020, 12:00:00 AM

In Transit, Arriving Late, August 31, 2020, 12:00:00 AM

Delivered To Original Sender, September 01, 2020, 12:02:00 PM, TALLAHASSEE,FL 32308

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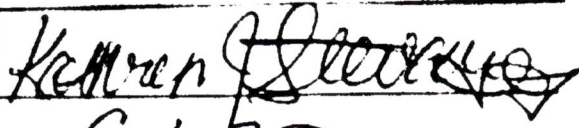
UNITED STATES
POSTAL SERVICE

Date Produced: 09/02/2020

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 0427 86. Our records indicate that this item was delivered on 09/01/2020 at 12:02 p.m. in TALLAHASSEE, FL 32308. The scanned image of the recipient information is provided below.

Signature of Recipient :

Delivery Section	
Signature	
Delivered on	9-1-20

Address of Recipient :

Delivery point	15709
----------------	-------

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: 92148901066154000153042786
276030
ANTHONY WHITMORE ANDERSON
PO Box 359
Port Salerno, FL 34992-0359

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

In re **Anthony Whitmore Anderson**
 School Board Member District 4
 Elected Constitutional Officer
 Martin County School District

PID#: 276030

NOTICE OF ASSESSMENT OF AUTOMATIC FINE

The Commission on Ethics hereby gives notice of an assessment of a fine against you pursuant to Section 112.3144(8)(f), Florida Statutes, due to your failure to timely file your 2019 CE Form 6, Full And Public Disclosure Of Financial Interests. Under the law, your 2019 CE Form 6, Full and Public Disclosure 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, up to the maximum fine of \$1,500.00 (60 days late), pursuant to Section 112.3144(8)(f), Florida Statutes.

Inasmuch as your 2019 CE Form 1 has not been filed with the Commission on Ethics within the 60 days of the grace period date (September 1, 2020), 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 112.3144(8)(f)3., Florida Statutes, and Commission Rule 34-8.015, 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 6 after the extended due date because of "unusual circumstances." "Unusual circumstances" is defined in Commission Rule 34-8.015(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 6F for the current year does not satisfy the CE Form 6 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.

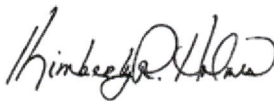
Please contact our office if you have any questions about this matter.

CERTIFICATE OF MAILING

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

**Mr Anthony Whitmore Anderson
Po Box 359
Port Salerno, FL 34992 -0359**

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

Mail Piece Details



Print this page

Recipient Address

ANTHONY WHITMORE ANDERSON
PO BOX 359
PORT SALERNO, FL 34992-0359

Record / Case Number:
276030

Return Address

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

Entry Point ZIP:
32317

Mail Piece Information

Tracking Number: 92148901066154000160863442

Date Created: 03/16/2021 04:49:41 PM

Mail Class: USPS First Class Mail

Special Services: Certified Mail
Return Receipt Electronic

Memo: --

Created By: Kimberly Holmes - Commission on Ethics

Tracking Information

Mailed, March 16, 2021, 04:49:41 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 19, 2021, 11:08:00 AM
Processed Through Usps Facility, March 19, 2021, 11:08:00 AM, WEST PALM BEACH,FL 33416
Processed Through Usps Facility, March 19, 2021, 06:01:00 PM, WEST PALM BEACH,FL 33416
Departed Usps Regional Destination Facility, March 19, 2021, 09:04:00 PM
Processed Through Usps Facility, March 19, 2021, 09:04:00 PM, WEST PALM BEACH,FL 33416
Arrived At Post Office, March 20, 2021, 08:02:00 AM, PORT SALERNO,FL 34992
Arrival At Unit, March 20, 2021, 08:02:00 AM, PORT SALERNO,FL 34992
Available For Pickup, March 20, 2021, 08:15:00 AM, PORT SALERNO,FL 34992
Available For Pickup, March 20, 2021, 08:15:00 AM, PORT SALERNO,FL 34992
Reminder To Schedule Redelivery, March 25, 2021, 03:01:00 AM, PORT SALERNO,FL 34992
Package Return Notice Generated, April 04, 2021, 03:07:00 AM, PORT SALERNO,FL 34992
Unclaimed/Being Returned To Sender, April 06, 2021, 11:35:00 AM, PORT SALERNO,FL 34992
Unclaimed/Being Returned To Sender, April 06, 2021, 11:35:00 AM, PORT SALERNO,FL 34992
Arrived At Usps Regional Destination Facility, April 11, 2021, 11:41:00 AM
Processed Through Usps Facility, April 11, 2021, 11:41:00 AM, MIAMI,FL 33152
In Transit To Next Facility, April 12, 2021, 12:00:00 AM
In Transit To Next Facility, April 13, 2021, 12:00:00 AM
Arrived At Usps Regional Origin Facility, April 14, 2021, 08:13:00 AM
Processed Through Usps Facility, April 14, 2021, 08:13:00 AM, TALLAHASSEE,FL 32301
Departed Usps Regional Origin Facility, April 14, 2021, 11:06:00 AM
Processed Through Usps Facility, April 14, 2021, 11:06:00 AM, TALLAHASSEE,FL 32301
Processed Through Usps Facility, April 14, 2021, 09:29:00 PM, TALLAHASSEE,FL 32301
Departed Usps Regional Facility, April 14, 2021, 11:13:00 PM
Depart Usps Facility, April 14, 2021, 11:13:00 PM, TALLAHASSEE,FL 32301
In Transit To Next Facility, April 15, 2021, 12:00:00 AM
In Transit To Next Facility, April 16, 2021, 12:00:00 AM
In Transit To Next Facility, April 17, 2021, 12:00:00 AM
In Transit To Next Facility, April 18, 2021, 12:00:00 AM
Available For Pickup, April 20, 2021, 09:42:00 AM, TALLAHASSEE,FL 32308
Available For Pickup, April 20, 2021, 09:42:00 AM, TALLAHASSEE,FL 32308
Available For Pickup, April 21, 2021, 10:53:00 AM, TALLAHASSEE,FL 32308
Available For Pickup, April 21, 2021, 10:53:00 AM, TALLAHASSEE,FL 32308
Refused, April 21, 2021, 11:49:00 AM, TALLAHASSEE,FL 32308

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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

C. Christopher Anderson, III
*Executive Director/
General Counsel*

Kerrie J. Stillman
Deputy Executive Director

(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 6, FULL AND PUBLIC DISCLOSURE OF FINANCIAL
INTERESTS**

TO: Anthony Whitmore Anderson **276030**
Martin County School District
Elected Constitutional Officer
FROM: Kimberly R. Holmes, Program Administrator
DATE: June 11, 2021

On March 16, 2021, we notified you that your Form 6, Full and Public Disclosure of Financial Interests, for the year 2019 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 July 12, 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:

Mr Anthony Whitmore Anderson **276030**
Po Box 359
Port Salerno FL 34992 -0359

By United States Mail on this Friday, June 11, 2021.

Kimberly R. Holmes
Program Administrator

Form Year 2019 Filed Forms

FORM TYPE	DATE SUBMITTED	FORM SIGNED	FILED BY EMAIL?	UPDATED BY	COMMENTS
Form 6	07/19/2021	No	No	Emily Prine	

Fine Year 2020 Fine Information

FINE BALANCE	STATUS	FINE DATE	ORIGINAL FINE AMOUNT	ADJUSTED FINE AMOUNT	LAST PAYMENT DATE	PAYMENT PLAN START DATE	PAYMENT PLAN AMOUNT	TOTAL PAYMENT PLAN AMOUNT DUE
\$1,500.00	Appeal	03/16/2021	\$1,500.00	\$1,500.00				
Fine Address: 4530 Se Geraldine St, Stuart, FL 34997-8465 Email: andersa@martin.k12.fl.us Org/Suborg: Martin County School District - Elected Constitutional Officer								

Fine Year 2020 Appeal Information

2020 FINE APPEAL - FD 20-045			No Hearing Scheduled		
APPEAL STATUS			Active		
APPEAL RECEIPT DATE			07/12/2021		
APPEAL TIMELY FILED			No		
PRINT APPEAL LETTER					
HEARING REQUESTED			No		
APPEAL REASON			Lack of Notification		
APPEAL NOTES					
APPEAL NUMBER			FD 20-045		
APPEAL ANALYST ASSIGNED					
FINAL ORDER NUMBER					
FINAL ORDER DATE					

Fine Year 2020 Payment Information

DATE POSTED	DESCRIPTION	AMOUNT	METHOD	PAYMENT ID	COMMENT
03/16/2021	Fine Levied	+\$1,500.00			Fined \$1500.00
Current Balance: \$1,500.00					

Fine Year 2020 Event Chronology

DATE	TYPE	DESCRIPTION	ADDRESS/EMAIL	REFERENCE
08/27/2020	Filer Communication Phone	LVM with filer concerning 9/1 grace period deadline and fines. Gave website address and phone numbe		admin system
09/08/2020	Filer Correspondence: Letter	Courtesy Notice of Fines Accruing - Courtesy Notice of Fines Accruing	Po Box 359, Port Salerno, FL 34992-0359 andersa@martin.k12.fl.us	KimberlyHolmes

03/16/2021	Filer Correspondence Letter	Notice of Assessed Fine - Filer 1st Fine Letter	Po Box 359, Port Salerno, FL 34992- 0359 andersa@martin.k12.fl.us	Correspondence Queue: 2021-03-16 00:00:00 Correspondence Sent: 2021-03-16 00:00:00.0000000
03/16/2021	Fine Levied	Fined \$1500.00		Journal: Fine COE 2021-03-16-09:21
03/16/2021	Notice of Assessed Fine	Initial Fine Notice		Journal: Fine1st 2021-03-16-10:00
04/21/2021	Filer Communication: Other	Certified Notice of Assessed Fine letter returned by USPS as "Unclaimed"		admin system
04/21/2021	Final Notice of Assessed Fine	2nd Fine Notice		Journal: Fine2nd 2021-04-21-03:32
06/11/2021	Filer Correspondence: Letter	Final Notice of Assessed Fine - Second Fine Notice	Po Box 359, Port Salerno, FL 34992- 0359 andersa@martin.k12.fl.us	Correspondence Queue: 2021-06-11 00:00:00 Correspondence Sent: 2021-06-11 00:00:00.0000000
07/12/2021	Filer Communication Phone	Mr. Anderson called. He made an online payment of \$175 and wanted to set up a payment plan for the		admin system
07/21/2021	Filer Correspondence: Letter	Fine Appeal - Fine Appeal	4530 Se Geraldine St, Stuart, FL 34997-8465 andersa@martin.k12.fl.us	Correspondence Queue: 2021-07-21 00:00:00 Correspondence Sent: 2021-07-21 00:00:00.0000000
07/21/2021	Fine Appeal	FD 20-045		Journal: Appeal 2021-07

Created Date: 7/21/2021**Type:** Letter**Created By:** System**Description:** Fine Appeal - Fine Appeal**Created Date:** 7/12/2021**Type:** Phone**Created By:** admin system

Description: Mr. Anderson called. He made an online payment of \$175 and wanted to set up a payment plan for the \$1,500 fine of \$100 per month to start 8/1/21. I emailed him his completed Form 6 2018 per his request to awanderson45@yahoo.com, and advised him that he still needed to send in his Form 6 for 2019 & 2020. I transferred him over to Kim so they can discuss that he will be investigated for willful. Kim told me to hold off on the payment plan since Mr. Anderson is now going to appeal the \$1,500 fine instead.

Created Date: 6/11/2021**Type:** Letter

Created By: System

Description: Final Notice of Assessed Fine - Second Fine Notice

Created Date: 4/21/2021

Type: Other

Created By: admin system

Description: Certified Notice of Assessed Fine letter returned by USPS as "Unclaimed"

Created Date: 3/16/2021

Type: Letter

Created By: System

Description: Notice of Assessed Fine - Filer 1st Fine Letter

Created Date: 9/8/2020

Type: Letter

Created By: System

Description: Courtesy Notice of Fines Accruing - Courtesy Notice of Fines Accruing

Created Date: 8/27/2020

Type: Phone

Created By: admin system

Description: LVM with filer concerning 9/1 grace period deadline and fines. Gave website address and phone number for questions and encouraged him to get the form postmarked by 9/1 to avoid fines.

Created Date: 8/20/2020

Type: Postcard

Created By: System

Description: Courtesy Postcard Reminder - Courtesy Postcard Reminder

Created Date: 8/20/2020

Type: Postcard

Created By: System

Description: Courtesy Postcard Reminder - Courtesy Postcard Reminder

Created Date: 7/31/2020

Type: Letter

Created By: System

Description: Certified Letter Sent - Certified Letter Sent

Created Date: 5/19/2020

Type: Letter

Created By: System

Description: Form 6 Official List - Form 6 Official Filers List

Created Date: 2/5/2020

Type: Letter

Created By: System

Description: Notice of Assessed Fine - Filer 1st Fine Letter