

BEFORE THE  
STATE OF FLORIDA  
COMMISSION ON ETHICS

In re BRIAN POWERS,	)	Financial Disclosure Appeal No. FD 21-022
	)	
Appellant.	)	Final Order No. 24-XXX
_____	)	

FINAL ORDER

This matter came before the Commission on Ethics, meeting in public session on September 13, 2024, on the appeal of Appellant, pursuant to Section 112.3145(8)(f), Florida Statutes, which assesses an automatic fine of \$25 per day on a person who fails to timely file a required CE Form 1, Statement of Financial Interests. The Commission may waive the fine in whole or in part for good cause shown, based on "unusual circumstances" surrounding the failure to file by the designated date. There are no matters in dispute. Appellant did not request a hearing before the Commission.

Findings of Fact

1. According to information provided to the Commission, Appellant served as a Council Member for the Public Service Commission Nominating Council, a position requiring the filing of a 2020 CE Form 1, Statement of Financial Interests. In 2021, the designated due date for submitting a 2020 CE Form 1 was July 1, 2021, with a grace period ending on September 1, 2021.
2. On May 26, 2021, the Florida Commission on Ethics sent Appellant a 2020 CE Form 1. This notice was sent to Appellant at Post Office Box 9, Indiantown, FL 34956.
3. On July 30, 2021, the Florida Commission on Ethics sent Appellant a notice of delinquency by certified mail. This notice was sent to Appellant at the Post Office Box 9 address.

4. On August 19, 2021, the Commission on Ethics mailed Appellant a postcard intended to remind him of his obligation to file a 2020 CE Form 1. The Commission mailed the postcard to the Post Office Box 9 address.

5. On September 8, 2021, the Commission on Ethics mailed Appellant a courtesy notice of fines accruing. This notice was sent to the Post Office Box 9 address.

6. On September 15, 2021, Appellant submitted his 2020 CE Form 1 to the Florida Commission on Ethics, which was fourteen days after the expiration of the grace period.

7. On October 12, 2023, the Commission sent Appellant a notice of assessment of his automatic fine. The notice was sent by mail to the Post Office Box 9 address. It indicated the total of Appellant's accrued automatic fine was \$350.

8. On October 31, 2023, the Commission received Appellant's appeal of automatic fine for Form Year 2020. In part B of his appeal form, Appellant checked "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 notifications regarding his 2020 CE Form 1 filing requirement because they were being sent to an address connected with a company that he previously sold. Appellant further stated that his mail was not forwarded to a new address after the sale of the company.

#### Conclusions of law

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

10. 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.

11. 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.

12. Here, Appellant claims the notices of his filing requirement were sent to an address associated with a business that he previously sold, and his mail was not forwarded to him. There is no evidence to dispute Appellant's claim that he failed to receive timely notice. Considering Appellant's claim of lack of notice, and that there is no evidence showing otherwise, there are "unusual circumstances" here that justify waiving the \$350 fine.

Order

Based on the foregoing facts and conclusions of law, the Commission hereby finds that unusual circumstances for failure to file have been demonstrated. We therefore waive the assessed fine of \$350.

ORDERED by the State of Florida Commission on Ethics meeting in public session on Friday, September 13, 2024.

---

Date Rendered

---

XXXXX

*Chair, Florida Commission on Ethics*

THIS ORDER CONSTITUTES FINAL AGENCY ACTION. ANY PARTY WHO IS ADVERSELY AFFECTED BY THIS ORDER HAS THE RIGHT TO SEEK JUDICIAL REVIEW UNDER SECTION 120.68, AND SECTION 112.3241, FLORIDA STATUTES, BY FILING A NOTICE OF ADMINISTRATIVE APPEAL PURSUANT TO RULE 9.110 FLORIDA RULES OF APPELLATE PROCEDURE, WITH THE CLERK OF THE COMMISSION ON ETHICS, AT EITHER 325 JOHN KNOX ROAD, BUILDING E, SUITE 200, TALLAHASSEE, FLORIDA 32303 OR P.O. DRAWER 15709, TALLAHASSEE, FLORIDA 32317-5709; AND BY FILING A COPY OF THE NOTICE OF APPEAL ATTACHED TO WHICH IS A CONFORMED COPY OF THE ORDER DESIGNATED IN THE NOTICE OF APPEAL ACCOMPANIED BY THE APPLICABLE FILING FEES WITH THE APPROPRIATE DISTRICT COURT OF APPEAL. THE NOTICE OF ADMINISTRATIVE APPEAL MUST BE FILED WITHIN 30 DAYS OF THE DATE THIS ORDER IS RENDERED.

XXX: sjz/aln

Mr. Brian Powers  
4705 SW Deer Run Ave  
Okeechobee, FL 34974

273929 21-022



# 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 31 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. 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: Brian Powers

Address: 4705 SW Deer Run Ave City: Okechobee State: FL Zip: 34974

Daytime Tel.: \_\_\_\_\_ Cell: 772 260 1543

Email: brian@equestevent.com Filer ID# (if known): \_\_\_\_\_

Public Employer: N/A

Public Position: N/A

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.

When I volunteered to serve on the ASC Nominating Cmte the correspondence was sent to Indian town Gas. When I sold the co. they didn't forward my mail. I spoke w Maris Knight and filed immediately once discovered. She said there would be no penalty. ironic that I'm being fined more than 2 years after submitting only 15 days late.

## 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.

10/30/23  
DATE

  
SIGNATURE

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

**FOR OFFICE USE ONLY:**

LAST NAME -- FIRST NAME -- MIDDLE NAME :

Powers, Brian

MAILING ADDRESS :

POB 9

CITY :

ZIP :

COUNTY :

Indiantown

34956

martin

NAME OF AGENCY :

FPSC Nominating Council

NAME OF OFFICE OR POSITION HELD OR SOUGHT :

Member

CHECK ONLY IF  CANDIDATE OR  NEW EMPLOYEE OR APPOINTEE

9-15-21  
Processed  
273929

**\*\*\*\* 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
Equestevent, Inc	PO BOx 9 Indinatown, FL	Online Entry and Svcs Platform

**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			

**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.

**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
Fidelity Investments	Personal

**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	

**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")

NAME OF BUSINESS ENTITY	BUSINESS ENTITY # 1	BUSINESS ENTITY # 2
ADDRESS OF BUSINESS ENTITY	N/A	
PRINCIPAL BUSINESS ACTIVITY		
POSITION HELD WITH ENTITY		
I OWN MORE THAN A 5% INTEREST IN THE BUSINESS		
NATURE OF MY OWNERSHIP INTEREST		

**PART G — TRAINING** For elected municipal officers, 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:

9/15/21

**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](mailto: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 **Brian J. Powers**  
**Owner, Indiantown Gas**  
**Council Members**  
**Public Service Commission Nominating Council**

**PID#: 273929**

**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 15, 2021 with the Commission on Ethics, you are fined the amount of \$350.00 (\$25.00 per day for 14 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 13, 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.

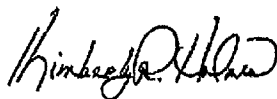
Please contact our office if you have any questions about this matter.

**CERTIFICATE OF MAILING**

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

**Mr Brian J. Powers  
Post Office Box 9  
Indiantown, FL 34956**

by Certified Mail on this Thursday, October 12, 2023.



**KIMBERLY R. HOLMES  
Program Administrator**

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

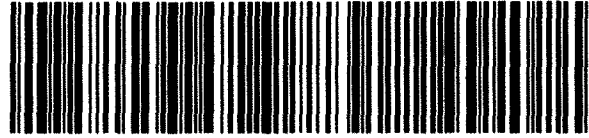
-or-

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 7919 62

**RETURN RECEIPT (ELECTRONIC)**

**273929**

**BRIAN J. POWERS  
PO BOX 9  
INDIANTOWN, FL 34956-0009**

**URGENT - Open Immediately!**

-----  
CUT - FOLD HERE

Zone 4

-----  
ADD ENVELOPE  
CUT - FOLD HERE

-----  
CUT - FOLD HERE

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

BRIAN J. POWERS  
 PO BOX 9  
 INDIANTOWN, FL 34956-0009

**Record / Case Number:**  
 273929

**Return Address**

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

**Entry Point ZIP:**  
 32317

**Mail Piece Information**

**Tracking Number:** 92148901066154000165087379  
**Date Created:** 07/29/2021 09:56:34 AM  
**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:** BRIAN J POWERS  
**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 29, 2021, 09:56:34 AM, TALLAHASSEE,FL 32317  
 Pre-Shipment Info Sent To Usps, Usps Awaiting Item, July 29, 2021, 12:00:00 AM  
 Pre-Shipment Info Sent Usps Awaits Item, July 29, 2021, 09:17:00 AM, TALLAHASSEE,FL 32317  
 Accepted At Usps Origin Facility, July 30, 2021, 06:47:00 PM, TALLAHASSEE,FL 32317  
 Origin Acceptance, July 30, 2021, 06:47:00 PM, TALLAHASSEE,FL 32317  
 Arrived At Usps Regional Origin Facility, July 30, 2021, 08:02:00 PM  
 Processed Through Usps Facility, July 30, 2021, 08:02:00 PM, TALLAHASSEE FL DISTRIBUTION CEN 32301  
 Departed Usps Regional Facility, July 30, 2021, 11:12:00 PM  
 Depart Usps Facility, July 30, 2021, 11:12:00 PM, TALLAHASSEE FL DISTRIBUTION CEN 32301  
 In Transit, Arriving On Time, July 31, 2021, 12:00:00 AM  
 Arrived At Usps Regional Destination Facility, August 01, 2021, 05:00:00 AM  
 Processed Through Usps Facility, August 01, 2021, 05:00:00 AM, WEST PALM BEACH FL DISTRIBUTION 33416  
 Departed Usps Regional Destination Facility, August 01, 2021, 06:39:00 PM  
 Processed Through Usps Facility, August 01, 2021, 06:39:00 PM, WEST PALM BEACH FL DISTRIBUTION 33416  
 Arrived At Post Office, August 02, 2021, 06:54:00 AM, INDIANTOWN,FL 34956  
 Arrival At Unit, August 02, 2021, 06:54:00 AM, INDIANTOWN,FL 34956  
 Available For Pickup, August 02, 2021, 07:36:00 AM, INDIANTOWN,FL 34956  
 Available For Pickup, August 02, 2021, 07:36:00 AM, INDIANTOWN,FL 34956  
 Reminder To Schedule Redelivery, August 07, 2021, 03:02:00 AM, INDIANTOWN,FL 34956  
 Delivered, August 09, 2021, 10:36:00 AM, INDIANTOWN,FL 34956





August 9, 2021

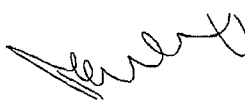
Dear MAIL MAIL:

The following is in response to your request for proof of delivery on your item with the tracking number:  
**9214 8901 0661 5400 0165 0873 79.**

**Item Details**

<b>Status:</b>	Delivered
<b>Status Date / Time:</b>	August 9, 2021, 10:36 am
<b>Location:</b>	INDIANTOWN, FL 34956
<b>Postal Product:</b>	First-Class Mail®
<b>Extra Services:</b>	Certified Mail™ Return Receipt Electronic
<b>Recipient Name:</b>	BRIAN J POWERS

**Recipient Signature**

Signature of Recipient:	
Address of Recipient:	PO BOX 9 <small>INDIANTOWN, FL 34956-0009</small>

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: 92148901066154000165087379  
273929  
BRIAN J. POWERS  
PO Box 9  
Indiantown, FL 34956-0009

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

BRIAN J. POWERS  
PO BOX 9  
INDIANTOWN, FL 34956-0009

**Record / Case Number:**  
273929

**Return Address**

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

**Entry Point ZIP:**  
32317

**Mail Piece Information**

**Tracking Number:** 92148901066154000189791962  
**Date Created:** 10/12/2023 02:46:50 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:** BRIAN J POWERS  
**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**

**Pre-Shipment Info Sent To Usps, Usps Awaiting Item,** October 12, 2023, 12:00:00 AM  
**Pre-Shipment Info Sent Usps Awaits Item,** October 12, 2023, 02:05:00 PM, TALLAHASSEE,FL 32317  
**Arrival At Unit,** October 17, 2023, 08:44:00 AM, INDIANTOWN,FL 34956  
**Available For Pickup,** October 17, 2023, 08:44:00 AM, INDIANTOWN,FL 34956  
**Reminder To Pick Up Your Item Before October 31, 2,** October 22, 2023, 12:00:00 AM, INDIANTOWN,FL 34956  
**Pickup Reminder,** October 22, 2023, 03:08:00 AM, INDIANTOWN,FL 34956  
**Delivered Individual Picked Up At Po,** October 23, 2023, 11:36:00 AM, INDIANTOWN,FL 34956



October 23, 2023

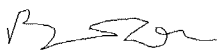
Dear MAIL MAIL:

The following is in response to your request for proof of delivery on your item with the tracking number:  
**9214 8901 0661 5400 0189 7919 62.**

#### Item Details

<b>Status:</b>	Delivered, Individual Picked Up at Post Office
<b>Status Date / Time:</b>	October 23, 2023, 11:36 am
<b>Location:</b>	INDIANTOWN, FL 34956
<b>Postal Product:</b>	USPS Ground Advantage™
<b>Extra Services:</b>	Certified Mail™ Return Receipt Electronic
<b>Recipient Name:</b>	BRIAN J POWERS

#### Recipient Signature

Signature of Recipient:	
Address of Recipient:	<b>PO BOX 9</b> <small>INDIANTOWN, FL 34956-0009</small>

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: 92148901066154000189791962  
273929  
BRIAN J. POWERS  
PO Box 9  
Indiantown, FL 34956-0009



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

**Filer - Fines and Appeals - PID 273929 - Mr Brian J. Powers**

**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](#) [2023](#)

<<2023 Form Year

**Status**

Filing: INACTIVE

Fine: No Fine

**Flags**

Public Address

Filing Extensions

Indefinite: None

Temporary:

None

Eligible for Fines

**Add a New Filer**

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
09/15/21	Form 1	Yes	Yes	COE	PRINEE on 09/20/2021	

**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
\$350.00	Appeal	10/10/2023	\$350.00	\$350.00			

Fine Address Post Office Box 9 Indiantown FL 34956

Org/Suborg Public Service Commission Nominating Council-Council Members

**2021 Fine Payment History**

Date Posted	Description	Amount	Method	Payment ID	Comments
10/10/2023	Fine Levied	+ \$350.00			Fined \$350.00

Current Balance: \$350.00

**2021 Fine Year Event**

**Chronology**

[Invalidate Transaction](#)

Date	Type	Description	Reference
05/26/2021	Letter Sent	Form 1 Official List - Form 1 Official Filers List	Print Queue: <a href="#">5/26/2021</a>



Jump To A Filer

PID:

Quick Filer Search

First Name:

Last Name:

4:46 PM

Printing

Confirmed:

5/26/2021

4:46 PM

**Letter Sent To:**

Mr Brian J. Powers  
Post Office Box 9  
Indiantown, FL 34956



07/30/2021 Letter Sent

Certified Letter Sent

Print Queue:

7/30/2021

Printing

Confirmed:

7/30/2021

**Letter Sent To:**

Mr Brian J. Powers  
Post Office Box 9  
Indiantown, FL 34956



08/19/2021 Postcard Sent

Courtesy Postcard Reminder

Print Queue:

8/19/2021

Printing

Confirmed:

8/19/2021

**Letter Sent To:**

Mr Brian J. Powers  
Post Office Box 9  
Indiantown, FL 34956

09/1/2021 Filer

From: Steverson, Kathryn Sent:

Kathryn

Communication: Wednesday, September 1, 2021

Steverson

Email

8:48 AM To:

'brian@indiantowngas.com'

Subject: RE: Urgent Reminder

\*\*\*Action Required\*\*\* CE Form 1

Good morning Brian Powers, Our records indicate that we have not received your Form 1 for year 2020. I have attached a copy of the Form 1. Once you have completed your form, you can email it to

CEForm1@leg.state.fl.us 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, 2020. The grace period for filing this form will expire on September 1, 2021 at 5 p.m., and according to our records, you still have not filed your CE Form 1. Pursuant to State law, an automatic fine of \$25 per day for each day late (up to a maximum fine of \$1,500) will be assessed against you if your CE Form 1 is not received by September 1, 2021. Failure to file can result in removal from public office or employment. Please file your CE Form 1 immediately. Thank you, Kathryn Steverson Assistant to the Executive Director Florida Commission on Ethics P.O. Drawer 15709 Tallahassee, FL 32317-5709 (850) 488-7864 (850) 488-3077 (Fax) [www.ethics.state.fl.us](http://www.ethics.state.fl.us) Physical address: 325 John Knox Road Building E, Suite 200 Tallahassee, FL 32303

09/1/2021	Filer Communication: Email	Undeliverable: Urgent Reminder ***Action Required*** CE Form Mail Delivery System Sent Wed 9/1/2021 8:48 AM To Steverson, Kathryn Delivery has failed to these recipients or groups: brian@indiantowngas.com A problem occurred while delivering this message to this email address. Try sending this message again. If the problem continues, please contact your helpdesk. The following organization rejected your message: [8.29.213.12].	Kathryn Steverson
-----------	----------------------------	---	-------------------

09/1/2021 Filer I called the work number on file Kathryn  
 Communication: for Mr. Powers, JaLitza (sp) Steverson  
 Phone stated he no longer works there,  
 the company was bought out. She  
 provided me with another  
 number they had on file for him  
 727-260-1543. I got his vm, he  
 left his name on the greeting, I  
 left him a message regarding his  
 Form 1 and our phone number to  
 contact.

09/8/2021 Letter Sent Courtesy Notice of Fines Accruing Print Queue:  
 9/8/2021  
 Printing  
 Confirmed:  
 9/8/2021

**Letter Sent To:**  
 Mr Brian J. Powers  
 Post Office Box 9  
 Indiantown, FL 34956

09/15/2021 Form Received Form 1 Received, Signed Form 1  
 Received by  
 Emily Prine at  
 COE

**Form Received By:** Emily Prine  
**Filing Location:** COE  
**Record Created By:** Emily Prine on 09/20/2021

09/15/2021 Filer Filer states he hasn't attended or Emily Prine  
 Communication: been involved since 2019.  
 Phone

09/15/2021 Filer From: Prine.Emily Sent: Emily Prine  
 Communication: Wednesday, September 15, 2021  
 Email 4:43 PM To: Knight, Mavis Cc:  
 'brian@floridacommercepark.com'  
 Subject: Brian Powers  
 Importance: High Mavis, Please  
 confirm if Mr. Powers was serving  
 as of 12/31/20. If not would you  
 please confirm his removal? I just  
 spoke to Mr. Powers a few  
 moments ago.

09/17/2021 Filer From: Prine.Emily Sent: Friday, Emily Prine  
Communication: September 17, 2021 11:01 AM To:  
Email 'Brian Powers' Subject: RE: Brian  
Powers Very good! Hopefully we  
will hear soon. From: Brian  
Powers Sent: Friday, September  
17, 2021 11:01 AM To: Prine.Emily  
Subject: Re: Brian Powers Very  
well. I left a VM too. Thanks On  
Sep 17, 2021, at 10:47 AM,  
Prine.Emily wrote: I just resent  
the original email because I have  
not received a response. From:  
Brian Powers Sent: Friday,  
September 17, 2021 10:23 AM To:  
Prine.Emily Cc: Knight, Mavis  
Subject: Re: Brian Powers  
Importance: High Good morning,  
It looks like you replied but it  
was blank. Please re send at your  
convenience. Thanks Brian On  
Sep 17, 2021, at 8:15 AM,  
Prine.Emily wrote:

09/20/2021 Filer From: Prine.Emily Sent: Monday, Emily Prine  
Communication: September 20, 2021 10:31 AM To:  
Email Knight, Mavis Cc:  
brian@floridacommercepark.com  
Subject: RE: Brian Powers  
Importance: High Thank you  
Mavis! Mr. Powers, Please file  
your Form 1 2020 as soon as  
possible. Based off date you were  
still recognized as of 12/31/20. I  
will date as of 9/15 when you  
first reached out. You can email  
the form once completed as a  
PDF to me. From: Knight, Mavis  
Sent: Monday, September 20,  
2021 10:25 AM To: Prine.Emily Cc:  
brian@floridacommercepark.com  
Subject: RE: Brian Powers Good  
Emily, Brian Power's term on the  
Public Service Commission  
Nominating Council expired




January 1, 2021. Brian Powers  
 (Term ends 1/1/21) Original  
 Appointment 07/10/17  
 (Appointed by Senate President  
 Joe Negron) Please let me know  
 if you have any additional  
 questions of concerns. Sorry for  
 the delayed response, I was out  
 of the office on September 16  
 and 17. Thank you. Mavis Knight  
 Office of Legislative Services 111  
 West Madison Street, Room 874  
 Tallahassee, Florida 32399-1400  
 knight.mavis@leg.state.fl.us  
 (850) 717-0301

09/20/2021 Filer From: Brian Powers Sent: Emily Prine  
 Communication: Monday, September 20, 2021  
 Email 12:21 PM To: Prine.Emily Cc:  
 Knight, Mavis Subject: Re: Brian  
 Powers Importance: High One  
 day. Please see the attached.  
 Thanks Brian

09/20/2021 Filer From: Prine.Emily Sent: Monday, Emily Prine  
 Communication: September 20, 2021 1:05 PM To:  
 Email 'Brian Powers' Subject: RE: Brian  
 Powers Thank you, I gave you the  
 15th since that was the day we  
 made contact. Fines were  
 accessed and you will have the  
 option to appeal after first of  
 year. If any of your contact  
 information changes please let  
 me know.

10/10/2023 Fine Levied Fined \$350.00 Journal:  
10/10/2023  
 6:37 PM

10/12/2023 Notice of Initial Fine Notice Journal:  
 Assessed Fine 10/12/2023  
 2:26 PM

 10/12/2023 Letter Sent Notice of Assessed Fine - Filer 1st Print Queue:  
 Fine Letter 10/12/2023  
 Printing

Confirmed:  
10/12/2023

Letter Sent To:  
Mr Brian J. Powers  
Post Office Box 9  
Indiantown, FL 34956

11/7/2023 Letter Sent Fine Appeal

Print Queue:  
11/7/2023  
Printing  
Confirmed:  
11/7/2023

Letter Sent To:  
Mr Brian J. Powers  
Post Office Box 9  
Indiantown, FL 34956

11/8/2023 Fine Appeal FD 21-022

Journal:  
11/8/2023  
2:12 PM

2021 Fine Appeal --  
FD 21-022

Update Appeal

Withdraw Appeal

Assign Attorney

Request More Info

Record Appeal Outcome

Appeal Status: No Hearing Requested

Active

Appeal Receipt

Date: 10/30/2023

Timely Filed: Yes

Print Appeal Letter:

Yes

Hearing Requested:

No

Appeal Reason: Lack  
of Notification

Appeal Notes:

Appeal Number: FD  
21-022

Appeal Analyst

Assigned:

Final Order

Number:

Final Order Date:

