

**BEFORE THE  
FEDERAL ELECTION COMMISSION**

JoAnne DeVries  
[REDACTED]

Sarasota, FL 34236

Complainant,

v.

Rick Scott  
Rick Scott for Florida  
Salvatore Purpura, Treasurer of Rick Scott for Florida

Respondents.

**COMPLAINT**

Complainant files this complaint under 52 U.S.C. § 30109(a)(1) against Rick Scott, Rick Scott for Florida and Salvatore Purpura, Treasurer of Rick Scott for Florida for violating the Federal Election Campaign Act of 1971, as amended ("the Act") and Federal Election Commission ("FEC" or "Commission") regulations. Rick Scott, a candidate for the United States Senate in Florida, is avowing himself of the benefits of federal candidacy, asking the public for funds to support his campaign and spending those funds. Yet, Mr. Scott is ignoring the most basic obligation imposed upon him as a candidate- filing reports with the FEC disclosing who exactly is donating that money to his campaign and how he is spending it.

Complainant respectfully requests that the Commission promptly act to ensure that Mr. Scott stops hiding his campaign activity from the general public and starts following the reporting requirements imposed by the Act and Commission regulations on every single candidate for federal office.

## FACTS

Rick Scott is the current Governor of Florida and a candidate for the United States Senate in Florida. Mr. Scott filed an FEC Form 2, Statement of Candidacy for the United States Senate in Florida with the Commission on April 9th, 2018, designating Rick Scott for Florida as his principal campaign committee.<sup>1</sup> Prior to this filing, Mr. Scott was fundraising for his campaign. At least as early as March 29, 2018, he sent a fundraising email asking for individuals to contribute up to \$5,400 to support him. The email included a disclaimer noting that it was “Paid for by Rick Scott for Florida” and it directed individuals to a donate page for the same committee, which was subsequently identified as Mr. Scott’s principal campaign committee. Despite this fundraising that occurred in the first quarter of 2018, as of the filing of this complaint, Rick Scott for Florida has yet to file an April Quarterly Report, which was due on April 15th, 2018.<sup>2</sup>

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<sup>1</sup> See Exhibit A, Rick Scott FEC Form 2, Statement of Candidacy, United States Senate in Florida.

<sup>2</sup> See generally, Rick Scott for Florida, FEC Committee ID C00676965, available at <https://www.fec.gov/data/committee/C00676965/?tab=about-committee>.

## LEGAL ARGUMENT

Under the Act, an individual becomes a candidate for federal office when he either receives contributions aggregating in excess of \$5,000 or makes expenditures aggregating in excess of \$5,000 in support of his candidacy.<sup>3</sup> Once an individual becomes a candidate, “his or her principal campaign committee . . . must file quarterly reports.”<sup>4</sup> Quarterly reports are due on April 15th, July 15th, October 15th and January 31st and are the backbone of public disclosure by federal candidates, listing information on all contributions received and expenditures made by the campaign.<sup>5</sup> The Commission has made it clear through the enforcement process that as soon as candidacy is triggered, the regular quarterly reporting schedule kicks in:

An individual becomes a candidate for purposes of filing reports under the Act when he or she raises or expends \$5,000 for purposes of seeking election to federal office . . . Therefore, when [the candidate] either raised or spent \$5,000, he became a candidate and was required to file the next scheduled report with the FEC.<sup>6</sup>

The public record suggests that Rick Scott triggered candidacy under the Act around March 29th, 2018 when he sent a fundraising email to his list that linked to an online donate page and asked for \$5,400 from individuals and \$10,800 from couples to support Rick Scott for Florida.<sup>7</sup> Assuming even one person responded to that ask, Mr. Scott raised over \$5,000 on that date, triggering candidacy under the Act. Yet, Mr. Scott did not file an April Quarterly Report

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<sup>3</sup> 52 U.S.C. § 30101(2).

<sup>4</sup> See FEC Campaign Guide, Congressional Candidates and Committees 80 (June 2014), *available at* <https://www.fec.gov/resources/cms-content/documents/candgui.pdf>; 11 C.F.R. §§ 104.1; 104.5(a)(1).

<sup>5</sup> 11 C.F.R. §§ 104.5(a)(1); 104.3

<sup>6</sup> See FEC Matter Under Review 3656 (Dr. David Davis for Congress).

<sup>7</sup> See Exhibit B.



with the Commission on April 15th, 2018 nor has he filed one to date. As a result of this failure to file his first required report, the public is left in the dark as to where Mr. Scott is getting his campaign funding or how he is spending his money.

Accordingly, Complaint asks the Commission to investigate this matter, require Respondents to immediately file the required April Quarterly Report and impose an appropriate fine for the delay in providing the public with the disclosure information required by the Act and Commission regulations.

Sincerely,

*JoAnne DeVries*  
JoAnne DeVries

SUBSCRIBED AND SWORN to before me this 7th day of May 2018.

Helen M. Magill

*personally known to me*

Notary Public

My Commission Expires:

3/15/2022



**EXHIBIT A**

# RICK SCOTT FOR FLORIDA

RECEIVED  
SECRETARY OF THE SENATE  
PUBLIC RECORDS

2018 APR 12 AM 11:56

April 6, 2018

Secretary of the Senate-Public Records  
232 Hart Senate Building  
Washington, DC 20510

202-224-3121

To Whom It May Concern:

Enclosed is a Statement of Candidacy for a new committee named Rick Scott for Florida.

Please let me know if you have any questions 704-668-1993.

Thanks



Salvatore Purpura  
Treasurer  
Rick Scott for Florida

201804120200184513

PAID FOR BY RICK SCOTT FOR FLORIDA

# FEC FORM 2

## STATEMENT OF CANDIDACY

RECEIVED  
SECRETARY OF THE SENATE  
PUBLIC RECORDS

2018 APR 12 AM 11:56

1. (a) Name of Candidate (in full) RICK SCOTT			2. FEC Candidate Identification Number NEW	
(b) Address (number and street) PO BOX 3791			3. Is This Statement <input checked="" type="checkbox"/> New (N) OR <input type="checkbox"/> Amended (A)	
(c) City, State, and ZIP Code TALLAHASSEE, FL 32315			4. Party Affiliation REP	
5. Office Sought US SENATE		6. State & District of Candidate FL		

### DESIGNATION OF PRINCIPAL CAMPAIGN COMMITTEE

7. I hereby designate the following named political committee as my Principal Campaign Committee for the 2018 election(s).  
(year of election)

**NOTE:** This designation should be filed with the appropriate office listed in the instructions.

(a) Name of Committee (in full) RICK SCOTT FOR FLORIDA
(b) Address (number and street) PO BOX 3791
(c) City, State, and ZIP Code TALLAHASSEE, FL 32315

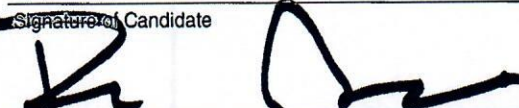
### DESIGNATION OF OTHER AUTHORIZED COMMITTEES (Including Joint Fundraising Representatives)

8. I hereby authorize the following named committee, which is NOT my principal campaign committee, to receive and expend funds on behalf of my candidacy.

**NOTE:** This designation should be filed with the principal campaign committee.

(a) Name of Committee (in full) RICK SCOTT VICTORY FUND(Joint Fundraising Representative)
(b) Address (number and street) PO BOX 9891
(c) City, State, and ZIP Code ARLINGTON, VA 22219

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

Signature of Candidate 	Date 8th APR 12 2018
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**NOTE:** Submission of false, erroneous, or incomplete information may subject the person signing this Statement to penalties of 52 U.S.C. §30109.

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20180412 12:00:18 4513



Post Office

ORIGIN ID: SFBA (850) 529-0710  
CLARE LATTANZE / SAL PURPURA  
RICK SCOTT FOR FLORIDA  
6334 PUMPERNICKEL LN  
MONROE, NC 28110  
UNITED STATES US

SHIP DATE: 09APR18  
ACTWGT: 0.10 LB  
CAD: 6992465/SSFO1822  
BILL CREDIT CARD

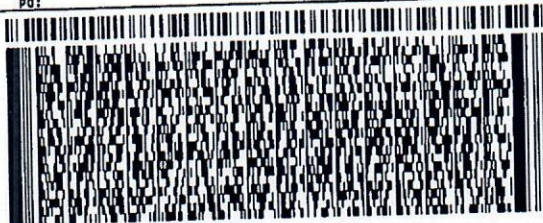
TO PUBLIC RECORDS  
SECRETARY OF THE SENATE  
232 HART SENATE BUILDING

WASHINGTON DC 20510

(000) 000-0000

REF:

DEPT:



FedEx  
Express



TUE - 10 APR 8:30A  
FIRST OVERNIGHT

TRK# 7804 3163 5615  
0201

X1 YKNA

20510  
DC-US IAD



FO

20190412  
night®



JULIE E. ADAMS  
SECRETARY

DANA K. MACCALLUM  
SUPERINTENDENT

HART SENATE OFFICE BUILDING  
SUITE 232

WASHINGTON, DC 20510-7116  
PHONE (202) 224-0322

# United States Senate

OFFICE OF THE SECRETARY

OFFICE OF PUBLIC RECORDS

THE PRECEDING DOCUMENT WAS:

HAND DELIVERED \_\_\_\_\_  
Date of Receipt

USPS FIRST CLASS MAIL \_\_\_\_\_  
Date of Receipt Postmark

USPS REGISTERED/CERTIFIED \_\_\_\_\_  
Postmark

USPS PRIORITY MAIL \_\_\_\_\_  
Postmark

DELIVERY CONFIRMATION OR SIGNATURE CONFIRMATION LABEL ☐

USPS EXPRESS MAIL \_\_\_\_\_  
Postmark

## OVERNIGHT DELIVERY SERVICE:

	SHIPPING DATE	NEXT BUSINESS DAY DELIVERY
FEDERAL EXPRESS	<u>4/9/18</u>	<input checked="" type="checkbox"/>
UPS	_____	<input type="checkbox"/>
DHL	_____	<input type="checkbox"/>
AIRBORNE EXPRESS	_____	<input type="checkbox"/>

RECEIVED FROM FEDERAL ELECTION COMMISSION \_\_\_\_\_  
Date of Receipt

POSTMARK ILLEGIBLE ☐ NO POSTMARK ☐

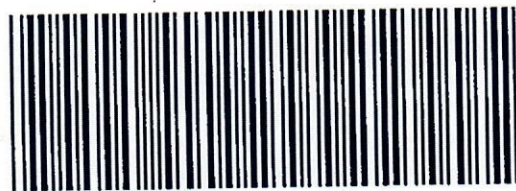
FAX \_\_\_\_\_  
Date of Receipt

OTHER \_\_\_\_\_  
Date of Receipt or Postmark

PREPARER BP DATE PREPARED 4/12/18

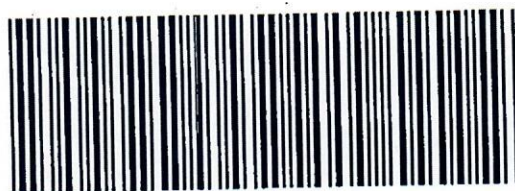
4/04/16

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SEN PATCH

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SEN PATCH

**EXHIBIT B**



**Subject: Support Governor Scott TODAY!**

**Reply-To: Jenny Drucker** <jenny@druckerlawhon.com>

I'm sure you saw the news that Governor Rick Scott is going to make an announcement on April 9th.

And as we lead up to that announcement and near the end of the first quarter of the election year, he could use your support TODAY! The maximum you can contribute to help him is \$5,400 per individual or \$10,800 per couple.

Please feel free to contact me with any questions - and if you are able to help now...

<https://secure.anedot.com/scottfl/donate>

To contribute by mail, please send a personal check made payable to "Rick Scott for Florida" to:

Rick Scott for Florida  
224 E 6th Ave, Tallahassee, FL 32303

Please include your full name, address, email address, occupation and employer in the envelope.

Jenny Drucker  
Rick Scott for Florida