

COMPLAINT

The Commission's records and proceedings in a case are confidential until the Commission rules on probable cause. A copy of the complaint will be provided to the person against whom it is brought.

1. PERSON BRINGING COMPLAINT:

Name: Robert Burns Work Phone: (____) _____
Address: 3146 Verdi Cir Home Phone: (407) 8103200
City: Palm Bay County: Brevard State: FL Zip Code: 32905

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

If you intend to name more than one individual or entity, please file multiple complaints. A person can be an individual, political committee, political party, electioneering communication organization, club, corporation, partnership, company, association, or other type of organization.

Name of individual or entity: Randy Fine
Address: 103 Oak St. Phone: (321) 9876101
City: Melbourne Beach County: Brevard State: FL Zip Code: 32951

If individual is a candidate, list the office or position sought: Florida Senate 19

Have you filed this complaint with the State Attorney's Office? (check one) ☐ Yes ☒ No

Are you alleging a violation of Section 104.271(2), F.S.? (check one) ☐ Yes ☒ No

Are you alleging a violation of Section 104.2715, F.S.? (check one) ☐ Yes ☒ No

3. ALLEGED VIOLATION(S):

Please attach a concise narrative statement in which you list the provisions of the Florida Election Code that you believe the person named above may have violated. The Commission has jurisdiction only to investigate provisions of Chapter 104 and Chapter 106, Florida Statutes. Please include the following items as part of your attached statement:

- The facts and actions that you believe support the violations you allege;
- The names/telephone numbers of persons whom you believe may be witnesses to the facts;
- A copy or picture of any political advertisement(s) you mention in your statement;
- A copy of each document you mention in your statement;
- An explanation of why you believe information you reference from websites is relevant; and
- Any other evidence supporting your allegations.

SEE REVERSE SIDE OF DOCUMENT FOR ADDITIONAL INFORMATION

Any person who files a complaint while knowing that the allegations are false or without merit commits a misdemeanor of the first degree, punishable as provided in Sections 775.082 and 775.083, Florida Statutes.

FLORIDA ELECTIONS COMMISSION
107 West Gaines Street, Suite 224, Tallahassee, FL 32399-1050

4. **OATH:**

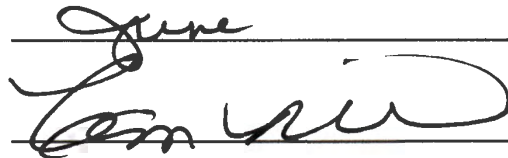
STATE OF FLORIDA

COUNTY OF Brevard

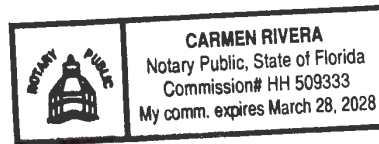
I swear or affirm that the above information is true and correct to the best of my knowledge.


Original Signature of Person Bringing Complaint

Sworn to and subscribed before me this 12 day of

June, 2024


Signature of Officer Authorized to Administer Oaths or Notary Public



(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known _____ Or Produced Identification ✓

Type of Identification Produced FDX

5. **IMPROPERLY COMPLETED COMPLAINT FORMS MAY BE RETURNED:**

- You **MUST** submit this completed complaint form in order to file a complaint.
- You **MUST** complete **ALL FOUR** of the above sections of this form. **DO NOT** leave any blanks.
- You **MUST** submit the **ORIGINAL** complaint form. Copied/faxed/emailed forms are returned.
- Each complaint can only be filed against **ONE PERSON** or **ENTITY**. If you wish to file against multiple parties, you **MUST** submit a complaint form for **each party** you wish to file against.
- **DO NOT** submit multiple complaint forms with one set of attachments applying to multiple complaints. You **MUST** attach **copies** of attachments to **each complaint** to which they apply.
- **MAKE SURE** the alleged violation(s) of **Chapters 104 or 106** occurred within the last **2 years**.
- **MAKE SURE** your complaint is **sworn** and there is **no defect** to the **notarization** in Section 4.

Campaign Finance Complaint Against Representative Randy Fine

Subject: Campaign Finance Complaint Against Representative Randy Fine for Failure to File DS-DE 102 Form and Misuse of PAC Funds

This complaint addresses Representative Randy Fine's failure to file the required DS-DE 102 form and the misuse of funds from his PAC, "Friends of Randy Fine." Over the last 24 months (only within the statute of limitations, but the violations are since the inception of the PAC), Representative Fine has used his PAC for activities not directly related to his own campaign, in violation of Florida's campaign finance laws.

Additionally, he has used the funds of Friends of Randy Fine to pay for personal attorney's fees on at least 2 occasions.

Statement of Organization

Name: Friends of Randy Fine

Mailing Address: 2055 NW Diamond Creek Way, Jensen Beach, FL 34957.

Treasurer: Debbie Millner

Chairman: Randall Fine

Purpose: To support or oppose candidates for statewide, multi-county, legislative, county, and municipal office and other activities not prohibited by Chapter 106 F.S.

Summary of Allegations

1. **Failure to File DS-DE 102:** Representative Fine has never filed the DS-DE 102 form despite engaging in activities that require such a filing. This form is required when a candidate solicits contributions on behalf of an organization exempt from taxation under s. 527 or s. 501(c)(4) of the Internal Revenue Code that the candidate, in whole or in part, establishes, maintains, or controls.
2. **Misuse of PAC Funds:**
 - a. Over the last 24 months, the "Friends of Randy Fine" PAC has been used for activities not directly related to Representative Fine's campaign. These activities include contributions to other PACs and donations to community organizations.
 - b. On November 28, 2023, the campaign expenditure report for "Friends of Randy Fine" recorded a \$10,000 payment to the Law Firm of Alan Landman for legal services similarly, to avoid being deposed as a witness in a civil case.
 - c. On January 8, 2024, the campaign expenditure report for "Friends of Randy Fine" recorded another \$10,000 payment to the Law Firm of Alan Landman for more legal services.
 - d. These payments were used for personal legal services, specifically to file an Emergency Motion for Protective Order on December 12, 2023 and handle related legal issues, as evidenced by court documents.

- e. On March 29, 2024 despite the motion for a protective order, Representative Fine was deposed as subpoenaed, and was represented at the deposition by Alan Landman.

Explanation of Requirement to File DS-DE 102

Florida Statute 106.0701 mandates that elected officials and candidates file a DS-DE 102 form if they solicit contributions on behalf of an organization exempt from taxation under s. 527 or s. 501(c)(4) of the Internal Revenue Code that they, in whole or in part, establish, maintain, or control. While Representative Fine is the chair of the "Friends of Randy Fine" PAC and does use it for his own campaign, he also uses the PAC for activities beyond his direct campaign. These activities include funding and receiving funding for other PACs and making community donations and other expenditures, which are not directly related to his election efforts.

Since the PAC is being used for these broader purposes, Representative Fine is required to file the DS-DE 102 form to disclose these activities and ensure transparency in his campaign finance operations. The failure to file this form violates Florida's campaign finance laws, specifically those designed to ensure accountability and transparency in political fundraising and expenditures.

Florida Statute 106.0701(2) states that failure to timely file the required statement shall subject the person to a civil penalty of \$50 per day for each late day, payable from the personal funds of the violator. The complaint covers the last 24 months, or approximately 730 days which calculates to \$36,500 in fines that must be paid from the Chair's personal funds according to statute.

Florida Statute 106.11(4) prohibits the use of campaign funds for the personal benefit of any candidate or any other person. Campaign funds are strictly required to be used for expenditures related to the campaign or public office-related activities.

Based on the evidence provided, Representative Randy Fine has failed to comply with Florida's campaign finance laws by not filing the required DS-DE 102 form and by using PAC funds for activities not directly related to his campaign. It is crucial to address these violations to uphold the integrity of Florida's election process and ensure that all candidates adhere to the rule of law.

If the funds were reported as legitimate campaign expenses while being used for personal legal services, this may also violate reporting requirements under Florida's campaign finance laws, which require accurate disclosure of the purposes for which campaign funds are expended.

I respectfully request that the Florida Division of Elections investigate these allegations and conduct a complete forensic audit of the financial activities of the PAC due to these violations and others, and take appropriate action against Representative Randy Fine.

Sincerely,



Robert Burns



Florida Department of State
Division of Elections

Campaign Expenditures

Friends of Randy Fine

This information is being provided as a convenience to the public, has been processed by the Division of Elections and should be cross-referenced with the original report on file with the Division of Elections in case of questions.
Download Campaign Finance Data Here

Ap#	Tr	Ap#	Type	Date	Amount	Expense Paid To	Address	City	State	Zip	Purpose	Type	Reimb
2023	04	10/01/2023			4,000.00	FLORIDA FINANCE STRATEGIES	111-0 EAST COLLEGE AVENUE	TALLAHASSEE, FL	32301		CONSULTING SERVICES	NON	
2023	04	10/02/2023			59.90	FLORIDA FINANCE STRATEGIES	111-0 EAST COLLEGE AVENUE	TALLAHASSEE, FL	32301		SHIPPING COSTS	NON	
2023	04	10/06/2023			150.00	PSDKI TAMPA	701 N. HOWARD AVE.	TAMPA, FL	33606		MEALS & ENTERTAINMENT	NON	
2023	04	10/06/2023			570.00	USING STEAK HOUSE	1200 S. HOWARD AVE.	TAMPA, FL	33606		MEALS & ENTERTAINMENT	NON	
2023	04	10/10/2023			1.32	E TOLL AVIS	5400 AIRPORT SERVICE RD.	TAMPA, FL	33607		TRAVEL	NON	
2023	04	10/10/2023			25.79	E TOLL AVIS	5400 AIRPORT SERVICE RD.	TAMPA, FL	33607		TRAVEL	NON	
2023	04	10/25/2023			10.87	Hudson News	AIRSIDE 2	ORLANDO, FL	32827		MEALS & ENTERTAINMENT	NON	
2023	04	10/26/2023			25.50	POURLETHREE HOTEL	101 S. ADAMS STREET	TALLAHASSEE, FL	32301		MEALS & ENTERTAINMENT	NON	
2023	04	10/27/2023			39.71	CUMB LY TAXI	11-11 34TH AVE.	QUEENS, NY	11368		TRAVEL	NON	
2023	04	10/30/2023			43.66	BAGEL WORKS	8177 GLADES RD.	BOCA RATON, FL	33434		MEALS & ENTERTAINMENT	NON	
2023	04	10/30/2023			30.89	DESERT CAB LAS VEGAS	4075 S. MOND RD	LAS VEGAS, NV	89183		TRAVEL	NON	
2023	04	10/30/2023			151.13	MATTINGS RESTAURANT	3205 S. LAS VEGAS BLVD	LAS VEGAS, NV	89109		MEALS & ENTERTAINMENT	NON	
2023	04	10/30/2023			77.89	SPHERE CONCESSIONS	3323 S. LAS VEGAS BLVD	LAS VEGAS, NV	89109		MEALS & ENTERTAINMENT	NON	
2023	04	10/30/2023			1,116.95	YORRETIAN PALAZZO	3325 S. LAS VEGAS BLVD	LAS VEGAS, NV	89109		MEALS & ENTERTAINMENT	NON	
2023	04	10/31/2023			580.00	ALBA LAW FIRM PLLC	263 FORT MADE RD, STE 200	POINTE VEDRA, FL	32081		COMPLIANCE SERVICES	NON	
2023	04	10/31/2023			361.33	FINMART	180 MARTIN LN	ELK GROVE VILLAGE, IL	60007		ADVERTISING MATERIALS	NON	
2023	04	10/31/2023			23.10	WANA	1105 PALMETTO AVE.	MELBOURNE, FL	32901		MEALS & ENTERTAINMENT	NON	
2023	04	11/01/2023			580.00	FLORIDA STATE GOP PARTY	429 E. JEFFERSON STREET	TALLAHASSEE, FL	32301		CONTRIBUTION	NON	
2023	04	11/06/2023			81.40	TEXT TO SURVEY	1527 S. COPPER STREET	ARLINGTON, TX	76061		POLLING, NAVIGATING	NON	
2023	04	11/06/2023			157.40	TEXT TO SURVEY	1527 S. COPPER STREET	ARLINGTON, TX	76061		POLLING, NAVIGATING	NON	
2023	04	11/13/2023			20.00	KILTON HOTEL	1801 SE 17TH STREET	FT. LAUDERDALE, FL	33316		TRAVEL	NON	
2023	04	11/15/2023			37.32	BUC-EE'S	2330 GATEWAY N DR.	DAYTONA BEACH, FL	32117		TRAVEL	NON	
2023	04	11/15/2023			4,000.00	FLORIDA FINANCE STRATEGIES	111-0 EAST COLLEGE AVENUE	TALLAHASSEE, FL	32301		CONSULTING SERVICES	NON	
2023	04	11/15/2023			1,375.00	LAW REED CRONA AND MURDO	2075 CENTRE POINTE BLVD, STE. 200	TALLAHASSEE, FL			ACCOUNTING SERVICES	NON	
2023	04	11/20/2023			334.00	PRINTER AIRLINES	4540 AIRPORT WAY	DENVER, CO	80230		TRAVEL	NON	
2023	04	11/20/2023			492.00	SOUTHWEST AIRLINES	2702 LOVE FIELD DR	DALLAS, TX	75223		TRAVEL	NON	
2023	04	11/22/2023			15.17	SPHERE CONCESSIONS	220 SUNDOS AVE	LAS VEGAS, NV	89168		MEALS & ENTERTAINMENT	NON	
2023	04	11/20/2023			10,000.00	LAW FIRM OF ALAN LANDMAN	7195 MURRELL RD, STE 102	MELBOURNE, FL	32940		LEGAL SERVICES	NON	
2023	04	11/20/2023			40.98	WELLS FARGO	420 MONTGOMERY ST.	SAN FRANCISCO, CA	94104		BANK FEES	NON	
2023	04	11/20/2023			700.00	ALBA LAW FIRM PLLC	263 FORT MADE RD, STE 200	POINTE VEDRA, FL	32081		COMPLIANCE SERVICES	NON	
2023	04	11/29/2023			65.00	FOUNDED REPUBLICAN WOMEN'S C	5808 CHAMPION BLVD, G00 #232	BOCA RATON, FL	33406		MEALS & ENTERTAINMENT	NON	
2023	04	12/11/2023			40.00	LAZ PARKING	580 COLLINS AVE	MIAMI BEACH, FL	33131		TRAVEL	NON	
2023	04	12/15/2023			14.25	Waffle House	270 DOUGLAS AVENUE	ALTAMONTE SPRINGS, FL	32734		MEALS & ENTERTAINMENT	NON	
2023	04	12/15/2023			3.75	CORNER MARKETPLACE	2600 N. T STREET	PENSACOLA, FL	32505		MEALS & ENTERTAINMENT	NON	
2023	04	12/18/2023			4.23	WANA	1105 PALMETTO AVE.	MELBOURNE, FL	32901		MEALS & ENTERTAINMENT	NON	
2023	04	12/20/2023			4,000.00	FLORIDA FINANCE STRATEGIES	111-0 EAST COLLEGE AVENUE	TALLAHASSEE, FL	32301		CONSULTING SERVICES	NON	
2023	04	12/26/2023			632.34	FLORIDA FINANCE STRATEGIES	111-0 EAST COLLEGE AVENUE	TALLAHASSEE, FL	32301		FINANCIALS EVENT	NON	
2023	04	12/26/2023			580.00	ALBA LAW FIRM PLLC	263 FORT MADE RD, STE 200	POINTE VEDRA, FL	32081		COMPLIANCE SERVICES	NON	
2023	04	12/29/2023			1,546.00	ANDEXT CARD PROCESSING	1201 W. PEACHTREE, STE 2825	ATLANTA, GA	30308		CREDIT CARD PROCESSING FEES	NON	
2023	04	12/29/2023			24.00	WELLS FARGO BANK	420 MONTGOMERY ST.	SAN FRANCISCO, CA	94104		BANK FEES	NON	
2023	04	12/29/2023			1,473.25	FLORIDA FINANCE STRATEGIES	111-0 EAST COLLEGE AVENUE	TALLAHASSEE, FL	32301		FINANCIALS EVENT	NON	
2023	04	12/30/2023			1,257.56	RETLIFE ELITE	903 CHARLES LINDENBACH RD	JACKSONVILLE, FL	32225		TRAVEL	NON	

43 Expenditures(s) Selected

34,473.97

Query the Campaign Finance Data Here

Department of State | Division of Elections | Candidates and Races | Campaign Finance Information



Florida Department of State
Division of Elections

Campaign Expenditures

Friends of Randy Pinn

This information is being provided as a convenience to the public, has been processed by the Division of Elections and should be cross referenced with the original report on file with the Division of Elections in case of questions.
About the Campaign Finance Data Files

Apk	Tr	Apk	Type	Date	Amount	Expense Paid To	Address	City	State	Zip	Purpose	Type	Balance
2024	01	01/05/2024			4,000.00	FLORIDA FINANCE STRATEGIES, LL	111-B COLLEGE AVE	TALLAHASSEE, FL	32301		CONSULTING SERVICES	NON	
2024	01	01/06/2024			967.96	LODGS KIARI BEACH	1861 COLLINS AVE.	MIAMI BEACH, FL	33139		TRAVEL	NON	
2024	01	01/06/2024			594.82	COSTCO	6867 LANDCAPE HWY	TALLAHASSEE, FL	32317		MEALS & ENTERTAINMENT	NON	
2024	01	01/06/2024			120.00	COSTCO	6867 LANDCAPE HWY	TALLAHASSEE, FL	32317		MEALS & ENTERTAINMENT	NON	
2024	01	01/06/2024			18,000.00	LAW FIRM OF ALAN LAMMAN	7185 MINNELL RD., STE 162	MELBOURNE, FL	32940		LEGAL SERVICES	NON	
2024	01	01/06/2024			286.29	WREDSIT	1201 PEACHTREE RD., STE 2025	ATLANTA, GA 30309			LEGISLATIVE TRAVEL	NON	
2024	01	01/16/2024			284.63	PUBLIX	1700 N MINNIE STREET	TALLAHASSEE, FL	32301		MEALS & ENTERTAINMENT	NON	
2024	01	01/19/2024			29.73	FLORIDA FINANCE STRATEGIES, LL	111-B COLLEGE AVE	TALLAHASSEE, FL	32301		FED EX	NON	
2024	01	01/19/2024			9,000.00	THE TYSON GROUP	3480 VILLAGE SQUARE RD. STE 3-277	TALLAHASSEE, FL	32312		POLLING SERVICES	NON	
2024	01	01/19/2024			368.15	WAYNE HOUSE BISTRO	220 S HAYES STREET	TALLAHASSEE, FL	32301		MEALS & ENTERTAINMENT	NON	
2024	01	01/22/2024			191.00	ROADS BY ALEXIS LLC	1307 MADGE STREET	TALLAHASSEE, FL	32310		MEALS & ENTERTAINMENT	NON	
2024	01	01/22/2024			230.00	GO DADDY	2135 E. GO DADDY HWY	TEMPE, AZ 85284			WEBSITE DESIGN	NON	
2024	01	01/22/2024			380.54	COSTCO	6867 LANDCAPE HWY	TALLAHASSEE, FL	32317		MEALS & ENTERTAINMENT	NON	
2024	01	01/28/2024			580.00	ALBA LAW FIRM PLLC	263 PORT MADE RD., SUITE 200	PONTE VEDRA, FL	32081		COMPLIANCE SERVICES	NON	
2024	01	02/02/2024			135.76	CHUCKS FISH OF TALLAHASSEE	224 E. COLLEGE AVE	TALLAHASSEE, FL	32301		MEALS & ENTERTAINMENT	NON	
2024	01	02/04/2024			4,000.00	FLORIDA FINANCE STRATEGIES, LL	111-B COLLEGE AVE	TALLAHASSEE, FL	32301		CONSULTING SERVICES	NON	
2024	01	02/06/2024			72.06	COASTERS PUB	971 E. EAD GALLIE BLVD. A	MELBOURNE, FL	32937		MEALS & ENTERTAINMENT	NON	
2024	01	02/12/2024			2.34	MARATHON PETROL	6450 US 130	LIVE OAK, FL	32060		TRAVEL	NON	
2024	01	02/12/2024			320.00	SADDLEBROOK RESORT	570 SADDLEBROOK WAY	WESLEY CHAPEL, FL	33543		MEALS & ENTERTAINMENT	NON	
2024	01	02/12/2024			264.30	SADDLEBROOK RESORT	570 SADDLEBROOK WAY	WESLEY CHAPEL, FL	33543		TRAVEL	NON	
2024	01	02/12/2024			7.77	WALGREENS	104 S. APOPHIS DRIVE	DAVENPORT, FL	34452		MEALS & ENTERTAINMENT	NON	
2024	01	02/26/2024			580.00	ALBA LAW FIRM PLLC	263 PORT MADE RD., SUITE 200	PONTE VEDRA, FL	32081		COMPLIANCE SERVICES	NON	
2024	01	03/04/2024			500.00	KEN STACKPOLE	980 OSPREY DRIVE	MELBOURNE, FL	32940		TRAVEL/FLIGHT	NON	
2024	01	03/04/2024			4,000.00	FLORIDA FINANCE STRATEGIES, LL	111-B COLLEGE AVE	TALLAHASSEE, FL	32301		CONSULTING SERVICES	NON	
2024	01	03/05/2024			258.13	MOTEL DUVAL	415 N MINNIE STREET	TALLAHASSEE, FL	32301		MEALS & ENTERTAINMENT	NON	
2024	01	03/06/2024			300.00	CHAIRMAN OF THE SPACE & TREASURY	1100 FLORIDA AVE	SATELLITE BEACH, FL	32937		MEALS & ENTERTAINMENT	NON	
2024	01	03/19/2024			38.00	JERSEY GROTHERS DINER	2182 HARRIS AVE. NE	PAUL BAY, FL	32905		MEALS & ENTERTAINMENT	NON	
2024	01	03/26/2024			91.10	DELTA AIRLINES	130 DELTA BLVD	ATLANTA, GA 30354			TRAVEL	NON	
2024	01	03/26/2024			91.10	DELTA AIRLINES	1620 DELTA BLVD	ATLANTA, GA 30354			TRAVEL	NON	
2024	01	03/27/2024			86.10	JET BLUE	27-01 QUEBEC PLAZA	N LONG ISLAND CITY, NY 11101			TRAVEL	NON	
2024	01	03/27/2024			750.00	ALBA LAW FIRM PLLC	263 PORT MADE RD., SUITE 200	PONTE VEDRA, FL	32081		COMPLIANCE SERVICES	NON	

38,433.00

32 Expenditure(s) Selected

Query the Campaign Finance Data Files

(Return to Top) (Division of Elections) (Candidates and Races) (Campaign Finance Information)

**BREVARD COUNTY SHERIFF'S OFFICE****CASE REPORT**700 S. Park Avenue
Titusville FL 32780

CASE #

2023-00403545

EVENT	REPORTED DATE/TIME 11/17/2023 09:37	OCCURRED INCIDENT TYPE Information	
	OCCURRED FROM DATE/TIME 10/27/2023 00:00	OCCURRED THRU DATE/TIME 11/01/2023 00:00	LOCATION OF OCCURRENCE 1515 SARNO RD, Melbourne FL 32935
		LOCATION ID - A	

OFFENSES	STATE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

01 SUBJECT	JACKET/SUBJECT TYPE Adult Complainant		NAME (LAST, FIRST, MIDDLE SUFFIX) FINE, RANDALL ADAM		Cellular Phone [REDACTED]	
	ADDRESS (STREET, CITY, STATE, ZIP) [REDACTED] Melbourne Beach FL 32951					PHONE #2 [REDACTED]
	DOB [REDACTED]	AGE or AGE RANGE 49	SEX Male	RACE White	HEIGHT or RANGE 6'0" 6'0"	WEIGHT or RANGE 180 180
	DL NUMBER/STATE [REDACTED] / FL	SSN [REDACTED]	ALIAS (LAST, FIRST, MIDDLE) [REDACTED]			
	EMPLOYER NAME AND ADDRESS Self Employed			SCARS, MARKS OR TATTOOS [REDACTED]		

02 SUBJECT	JACKET/SUBJECT TYPE Adult Witness		NAME (LAST, FIRST, MIDDLE SUFFIX) FINE, WENDY LEE		PRIMARY PHONE [REDACTED]	
	ADDRESS (STREET, CITY, STATE, ZIP) [REDACTED] Melbourne Beach FL 32951					PHONE #2 [REDACTED]
	DOB [REDACTED]	AGE or AGE RANGE 50	SEX Female	RACE White	HEIGHT or RANGE 5'8" 5'8"	WEIGHT or RANGE [REDACTED]
	DL NUMBER/STATE [REDACTED] / FL	SSN [REDACTED]	ALIAS (LAST, FIRST, MIDDLE) [REDACTED]			
	EMPLOYER NAME AND ADDRESS No Info Available			SCARS, MARKS OR TATTOOS [REDACTED]		

I swear/affirm the above and attached statements are true and correct.

GCU - South

Sworn to and subscribed before me the undersigned authority. Notary/Law Enforcement Officer in performance of official duties Personally Known

WRITTEN BY Matthews Kristopher 2094	DATE 12/26/2023	NOTARIZED BY Caporizzo, Christopher	DATE 12/28/2023
APPROVED BY Caporizzo, Christopher		DATE 12/28/2023	

Document Electronically Signed

**BREVARD COUNTY SHERIFF'S OFFICE****CASE REPORT**

700 S Park Avenue

Titusville FL 32780

CASE #

2023-00403545**ADDITIONAL SUBJECTS**

03 SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				PRIMARY PHONE	
	Adult Involved Person		AIANI, JOHN JOSEPH				(321)288-6317	
	ADDRESS (STREET, CITY, STATE, ZIP)							PHONE #2
	964 SPANISH WELLS DR, Melbourne FL 32940							
	DOB	AGE or AGE RANGE	SEX	RACE	HEIGHT or RANGE	WEIGHT or RANGE	EYES	HAIR
08/13/1962	61	Male	White	5'7" 5'7"				
DL NUMBER/STATE			SSN	ALIAS (LAST, FIRST, MIDDLE)				
FL								
EMPLOYER NAME AND ADDRESS				SCARS, MARKS OR TATTOOS				
Self Employed								

04 SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				PRIMARY PHONE	
	Adult Involved Person		TRAVIS, JESSICA JOANNE				(321)728-7280	
	ADDRESS (STREET, CITY, STATE, ZIP)							PHONE #2
	275 HIGHWAY A1A, 404, Satellite Beach FL 32937							
	DOB	AGE or AGE RANGE	SEX	RACE	HEIGHT or RANGE	WEIGHT or RANGE	EYES	HAIR
03/02/1970	53	Female	White	6'0" 6'0"				
DL NUMBER/STATE			SSN	ALIAS (LAST, FIRST, MIDDLE)				
FL								
EMPLOYER NAME AND ADDRESS				SCARS, MARKS OR TATTOOS				
Self Employed								

05 SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				PRIMARY PHONE	
	Adult Witness		BUDKO, ANNA VIKTOROVNA				(321)301-7629	
	ADDRESS (STREET, CITY, STATE, ZIP)							PHONE #2
	202 AUGUSTA WAY, Melbourne FL 32940							
	DOB	AGE or AGE RANGE	SEX	RACE	HEIGHT or RANGE	WEIGHT or RANGE	EYES	HAIR
04/11/1973	50	Female	White	5'6" 5'6"	140 140	Green	Brown	
DL NUMBER/STATE			SSN	ALIAS (LAST, FIRST, MIDDLE)				
B320058736310 / FL								
EMPLOYER NAME AND ADDRESS				SCARS, MARKS OR TATTOOS				
Self Employed								

06 SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				PRIMARY PHONE	
	Adult Witness		BOND, BRIAN CHRISTOPHER				(321)431-2525	
	ADDRESS (STREET, CITY, STATE, ZIP)							PHONE #2
	1260 CHEB PL NW, Palm Bay FL 32907							
	DOB	AGE or AGE RANGE	SEX	RACE	HEIGHT or RANGE	WEIGHT or RANGE	EYES	HAIR
01/14/1998	25	Male	White	5'7" 5'7"				
DL NUMBER/STATE			SSN	ALIAS (LAST, FIRST, MIDDLE)				
B530063980140 / FL								
EMPLOYER NAME AND ADDRESS				SCARS, MARKS OR TATTOOS				
No Info Available								

GCU - South

WRITTEN BY	DATE	APPROVED BY	DATE
Matthews Kristopher 2094	12/26/2023	Caporizzo, Christopher	12/28/2023

**BREVARD COUNTY SHERIFF'S OFFICE****CASE REPORT**

700 S. Park Avenue
Titusville FL 32780

CASE # **2023-00403545****NARRATIVE****Section 1: Narrative**

On Wednesday, November 01, 2023, at approximately 1510 hours, I was requested to contact Mr. Randy Fine (Complainant), in reference to harassment investigation.

I made contact with Mr. Fine over the phone and we scheduled to meet each other the next morning to discuss what occurred.

On Thursday, November 02, 2023, at approximately 1000 hours, I responded to Mr. Fine's Office, located at 2539 Palm Bay Road Northeast, Palm Bay, Brevard County, Florida, and made contact with Mr. Fine, who advised the following in substance:

On Friday, October 27, 2023, an unknown male approached Mr. Fine's residence, located at [REDACTED] Melbourne Beach, Brevard County, Florida, and knocked on his front door. Mr. Fine was not home at the time but one of his relatives, a French citizen named "Maxine Reebok", was staying in the residence and answered the door. The male stated he was there to serve Randy Fine with papers and Mr. Reebok stated he would not accept anything and closed the door. The unknown male then taped the papers to the door and left.

On Monday, October 30, 2023, a male, who Mr. Fine presumed was the same male from before, approached his residence and knocked on his front door. Mr. Fine's wife, Mrs. Wendy Fine (Witness), opened the door and the male stated he was there to serve Randy Fine with papers. She refused to take the papers and closed the door.

On the same day, a male approached Mr. Fine's office and began "banging" on the door and windows. For security reasons, Mr. Fine had his office closed to the public and would only allow people access to the building by appointment. Due to the door being locked, the male was unable to enter the office and he began looking through the windows. It should be noted, Mr. Fine had tinting on the windows and doors to prevent someone from being able to easily see inside. Mr. Fine did not have any curtains or blinds in place to prevent someone from being able to see through the tint if they were to get close to the window to see through. Because the male was unable to see through the tint easily, the male began using the camera on his cell phone to see through the tint. This is done by turning on the camera application in your phone and laying it on the tinted glass, which will then allow you to see through the window or door without having to place your face close to it. Mr. Fine stated because of the October 07, 2023 Hamas attack on Israel, he has been hyper vigilant when it comes to his safety and was afraid of the male's intentions. Due to this, he and his Legislative Aide, Ms. Anna Viktorovna Budko (Witness), hid inside the office.

REPORT / CASE CLOSURE INFORMATION

REPORT DATE AND DATE	12/26/2023	CASE DISPOSITION AND DATE	12/26/2023	EXCEPTIONAL CLEARANCE AND DATE
Cleared		Information Only		
GCU - South				
WRITTEN BY	DATE	APPROVED BY	DATE	
Matthews Kristopher 2094	12/26/2023	Caporizzo, Christopher	12/28/2023	

**BREVARD COUNTY SHERIFF'S OFFICE****CASE REPORT**700 S Park Avenue
Titusville FL 32780

CASE #

2023-00403545**NARRATIVE (continuation)**

The male then spent approximately fifteen minutes "banging" on the door and windows and asking to be let inside. The male then went to his vehicle, a light colored GMC sport utility vehicle, and after approximately an hour, he left.

At one point during the incident, Mr. Fine approached the window and photographed the male who was knocking. Mr. Fine then stated he reviewed the pictures and noticed the male was wearing a shirt with PinStripe Investigations printed on the front. He then researched the company and found the owner was Mr. John Aiani (Involved). Mr. Fine then stated he believed this was the male who was knocking on the front of his office, due to the male being the same approximate age as the owner of the business. Mr. Fine sent me the pictures he took of the male. The pictures were placed on an agency issued thumb drive and entered into an evidence locker at South Precinct.

He then stated later in the afternoon he received a voicemail from Ms. Jessica Travis (Involved), which stated her investigator, "John", is trying to serve you with a subpoena and if you don't want the video released, you will come outside and accept the subpoena.

I then listened to the voicemail on Mr. Fine's answering machine, which consisted of the following in substance: The person identifies themselves as "Attorney Jessica Travis" and says their investigator is attempting to serve a subpoena on Mr. Fine. They proceed to say if Mr. Fine does not accept the service they will file a motion and make the video public in that respect. They end the message with requesting Mr. Fine to either call Ms. Travis or walk outside and accept the service from "John".

I then made contact with Ms. Budko, who advised the following in substance: On Monday, October 30, 2023, Ms. Budko was sitting at the front desk, which is directly in front of the door. A male approached the door and began knocking. Due to the security threats, she has been instructed to not open the door for people if they do not have an appointment. She stated she believed it occurred around 1200 hours because every Monday at 1200 hours, she facetimes her family in Ukraine. She would normally step outside of the office to speak with her family but due to the male being outside the door, she was unable to step outside, so she notified her family, via Skype, she would be unable to talk to them. The male knocked on the door repeatedly for ten to fifteen minutes. After approximately fifteen minutes, he walked away and she believed he left. Approximately thirty to forty minutes later, he returned to the door and began knocking on the door and windows. She could not remember exactly what the male was yelling but explained it as "Randy Fine", "I am here to serve you", and "just come out and accept the service". After a few minutes, the male stopped yelling and she looked out of her office. She saw Mr. Fine's office door was open and could see the male standing in front of his window holding something against the glass. She stated at the time she did not know it was a cell phone but now knows it was. She stated she was never nervous or afraid of the male during this incident and the reason she was hiding in her office was because they pretend nobody is in the office anytime someone approaches their door.

GCU - South

WRITTEN BY
Matthews Kristopher 2094DATE
12/26/2023APPROVED BY
Caporizzo, Christopher**12/28/2023**

**BREVARD COUNTY SHERIFF'S OFFICE****CASE REPORT**700 S. Park Avenue
Titusville FL 32780

JAN 18

2023-00403545**NARRATIVE (continuation)**

I then made contact with Mr. Brian Bond (Witness), who advised the following in substance: He was sitting at his desk and heard a commotion outside and looked to see what was going on. When he looked outside, he saw a male banging on Mr. Fine's windows and doors. The male was yelling he was a process server and he needed to serve Mr. Fine with some paperwork. The male continued to yell and knock on the doors and windows for approximately thirty minutes. The male walked away from Mr. Fine's office and into the parking lot. An unknown amount of time later, Mr. Bond walked outside to take a phone call and the male exited his vehicle and yelled at Mr. Bond. He said he was recording Mr. Bond and to tell Mr. Fine to come outside. Mr. Bond told him he did not have a way to contact Mr. Fine and the male continued to tell him "come on, bro" and "just help me out". Mr. Bond then walked back inside his office and the male left the area shortly after.

I then returned to the Brevard County Sheriff's Office South Precinct and confirmed the male who Mr. Fine photographed was Mr. Aiani. Through investigative means, I located Mr. Aiani's address, 964 Spanish Wells Drive, Melbourne, Brevard County, Florida.

On November 03, 2023, I responded to 964 Spanish Wells Drive and attempted to speak with Mr. Aiani. He did not answer the door or his Ring doorbell camera.

On November 06, 2023, I responded back out to 964 Spanish Wells Drive and attempted to speak with Mr. Aiani again. He did not answer the door or his Ring doorbell camera.

I then responded to 1370 Bedford Drive Suite 104, Melbourne, Brevard County, Florida, and made contact with Ms. Travis, who advised the following in substance: She was representing clients for two separate cases where Mr. Fine was listed as a witness. She hired Mr. Aiani to serve Mr. Fine with the subpoenas. She stated she was made aware after the fact that Mr. Aiani was not on the certified process server list, which was maintained by the Clerk of Courts.

On Monday, October 30, 2023, Mr. Aiani was attempting to serve Mr. Fine with a subpoena. He called Ms. Travis and informed her "oh, they're there, but they're not coming to the door". She informed Mr. Aiani there were perceived threats made against Mr. Fine so she would call him and let him know Mr. Aiani was there to serve a subpoena for her. She stated nobody answered so she left a voicemail for Mr. Fine. She stated the reason Mr. Fine was not wanting to be served was because he did not like her client and did not want to testify in the ongoing case. She stated she had no intentions to extort Mr. Fine and was merely letting him know if he did not accept the subpoena, she would file a motion with the court and submit the video of him hiding behind his desk to the court. She stated the motion would be public record and anyone, including the press, could request copies of the video.

Ms. Travis then stated she wanted to cooperate with the investigation in any way she could and stated she would

GCU - South

WRITTEN BY Matthews Kristopher 2094	DATE 12/26/2023	APPROVED BY Caporizzo, Christopher	DATE 12/28/2023
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BREVARD COUNTY SHERIFF'S OFFICE

CASE REPORT

700 S. Park Avenue
Titusville FL 32780

2023-00403545

NARRATIVE (continuation)

provide me with all of the media she had from Mr. Aiani. She stated due to the size of the file, she would email me a link to download the files.

On Monday, November 20, 2023, Ms. Travis emailed me a link to Google Drive. I utilized the secure computer located at South Precinct to connect to the link and download the files. I then reviewed the files and observed multiple videos, pictures, and a PDF file. The pictures were of vehicles and their tags. The videos were of the attempted services on Mr. Fine. The PDF file was a timeline of events documenting the attempted services. All of the files were saved to an agency provided thumb drive. The thumb drive was entered into an evidence locker at South Precinct.

On Tuesday, December 19, 2023, Mr. Fine contacted the Brevard County Sheriff's Office Legal Counsel. The email was forwarded to me to add to this case. A copy of the email was printed and added as an enclosure.

Based on the above investigation and witness statements, as of December 26, 2023, there is insufficient evidence to support an arrest for any of the parties involved.

Section 2: Crime Scene

The incident occurred at 2539 Palm Bay Road Northeast, Palm Bay, Brevard County, Florida.

Photographs were taken of the scene utilizing my department issued iPhone.

All interviews were recorded utilizing my department issued digital audio recorder

All photographs and audio collected by me were uploaded to the BCSO digital media server.
The thumb drive that was collected from Ms. Travis was entered into an evidence locker at South Precinct.

Section 3: Disposition

This case is closed and referred to file for informational purposes only.

Section 4: Enclosures

- 1) Property Receipt
- 2) Copy of Email (Mr. Fine)

GCU - South

WRITTEN BY Matthews Kristopher 2094	DATE 12/26/2023	APPROVED BY Caporizzo, Christopher	12/28/2023
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BREVARD COUNTY SHERIFF'S OFFICE

CASE REPORT

700 S. Park Avenue
Titusville FL 32780

CASE #

2023-00403545

NARRATIVE (continuation)

3) Media (Photographs and Audio)

GCU - South

WRITTEN BY	DATE	APPROVED BY	DATE
Matthews Kristopher 2094	12/26/2023	Caporizzo, Christopher	12/28/2023

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT,
IN AND FOR BREVARD COUNTY, FLORIDA

STATE OF FLORIDA,

Plaintiff,

vs.

CASE: 05-2023-CF-045900-AXXX-XX

ROBERT WILLIAMS BURNS III,

Defendant.

_____ /

**AMENDED NOTICE OF TAKING
AUDIO-VISUALLY RECORDED DEPOSITION**

COMES NOW undersigned counsel and gives notice that the following people are to appear in person before Huseby Reporting, at the Veira Courthouse located at 2825 Judge Fran Jamieson Way, Melbourne, FL 32940, and videographer Seth Headley, or other persons authorized by law to take depositions, at the locations listed below for the taking of audio-visually recorded depositions for the purposes of discovery, for use at trial or for such other purpose as authorized by law..

<u>Thursday, December 7th, 2023,</u>	<u>Location</u>	<u>Witness & Method</u>
9:00 a.m.	Depo Room 32	Yarda Horka (45mins)
9:45 a.m.	Depo Room 32	Karen Colby (1.5hrs)
<u>Wednesday, December 20th, 2023,</u>	<u>Location</u>	<u>Witness & Method</u>
2:00 p.m.	Depo Room 41	Randy Fine (2hrs)

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IN THE CIRCUIT COURT OF THE
EIGHTEENTH JUDICIAL CIRCUIT IN AND
FOR BREVARD COUNTY, FLORIDA

CIRCUIT FELONY DIVISION

CASE NO: 05-2023-CF-045900-XXXX-XX

STATE OF FLORIDA,

Plaintiff,

vs.

ROBERT WILLIAM BURNS, III,

Defendants.

EMERGENCY MOTION FOR PROTECTIVE ORDER

RANDY FINE, by and through undersigned counsel, pursuant to Fla.R.Cr.Pr. 3.220(1) (*as well as any other applicable rules of procedure*), hereby requests the Court to enter a protective order as it relates to his deposition currently scheduled for **12/20/23** commencing at 2:00 p.m. and as grounds therefore shows:

1. Undersigned counsel was retained for the limited purpose of filing the instant Emergency Motion and addressing any issues / hearing related hereto.
2. Undersigned counsel has little (if any) "substantive" knowledge of the underlying facts and circumstances in the captioned case as of the drafting of the instant Emergency Motion.
3. On 12/1/20 at 10:45 a.m., Randy Fine was served with a Subpoena for Deposition. **Fla.R.Cr.Pr. 3.220(h)(1)** states in pertinent part . . . a party taking a deposition shall give reasonable written notice to each other party and shall make a good faith effort to coordinate the date, time, and location of the deposition to accommodate the schedules of other parties and the witness to be deposed.

4. At no time prior to being served with the Subpoena was Mr. Fine contacted in an effort to coordinate his deposition.

5. Undersigned counsel is UNAVAILABLE to appear with Mr. Fine for the currently scheduled deposition due to conflicting court proceedings. More specifically, a time certain trial in Nesbitt v. Nesbitt before the Honorable Kathryn Speicher on 12/18/23 - 12/21/23 from 9:30 a.m. - 5:00 p.m. (day 8 of trial).

6. Mr. Fine is a Member of the Florida House of Representatives and entitled to all rights and privileges as contained in Florida Statute 11.111.

7. The captioned matter is scheduled for docket sounding on 12/20/23 at 9:00 a.m. Since the case is not scheduled for trial, nor does there appear to be any speedy trial issues, there is no time sensitivity to Mr. Fine's deposition.

8. As a result of the above, undersigned counsel requests the Court conduct an expedited hearing by Microsoft Teams on the instant Emergency Motion and thereafter enter a Protective Order with respect to Mr. Fine's deposition scheduled on 12/20/23. Undersigned counsel intends to email the instant Emergency Motion to the Court's Judicial Assistant requesting a hearing in "good faith" and is notifying Defendant's counsel that the witness will NOT be present for his deposition as currently scheduled. *If Defendant's counsel incurs fees and costs associated with same, she does so at her own risk.*

WHEREFORE, undersigned counsel requests the Court conduct an expedited hearing and grant the relief requested above.

IN THE CIRCUIT COURT OF THE
EIGHTEENTH JUDICIAL CIRCUIT IN AND
FOR BREVARD COUNTY, FLORIDA

CIRCUIT FELONY DIVISION

CASE NO: 05-2023-CF-045900-XXXX-XX

STATE OF FLORIDA,

Plaintiff,

vs.

ROBERT WILLIAM BURNS, III,

Defendants.

**LIMITED NOTICE OF APPEARANCE
AND DESIGNATION OF EMAIL ADDRESS**

Alan H. Landman, Esq. hereby enters this Limited Notice of Appearance for the purpose of representing **Randy Fine**, as his attorney with respect to filing of a Motion for Protective Order and any issues / hearing related thereto with respect to the referenced individual's deposition in the captioned matter.

The primary e-mail address for service of pleadings in the captioned matter pursuant to Florida Rule of Judicial Administration 2.516(b)(1)(A) is: alan@alandmanpa.com.

CERTIFICATE OF SERVICE

I CERTIFY that a true and correct copy of the foregoing has been furnished on December 13, 2023 via the E-Filing Portal to Jessica Travis, Esq. and the Office of the State Attorney.

/s/ Alan H. Landman

ALAN H. LANDMAN, ESQ.

7195 Murrell Road, Suite 102

Melbourne, Florida 32940

Phone: (321) 242-9800

Fax: (321) 242-9955

Email: alan@alandmanpa.com

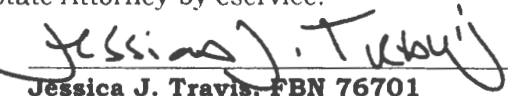
Fla. Bar. No. 0745472

Attorney (limited) for Randy Fine

CERTIFICATE OF SERVICE

I certify that on November 8th, 2023, copies of the foregoing document have been provided to the Office of the State Attorney by eservice.

By:


Jessica J. Travis, FBN 76701

Attorney for Defendant

DefendBrevard.com

1370 Bedford Drive, Suite 104

Melbourne, FL 32940

Ph: 321 - 728 - 7280

Fx: 321 - 728 - 8020

Eservice: eservice1@DefendBrevard.com

Eservice: eservice2@DefendBrevard.com

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT,
IN AND FOR BREVARD COUNTY, FLORIDA

STATE OF FLORIDA,

Plaintiff,

vs.

CASE: 05-2023-CF-045900-AXXX-XX

ROBERT WILLIAMS BURNS III,

Defendant.

_____ /

NOTICE OF WITHDRAWING
MOTION FOR ORDER TO SHOW CAUSE

COMES NOW the Defendant, by and through undersigned counsel, and hereby gives notice that he hereby withdraws Robert Burns' Motion For Order To Show Cause Requiring Randy Fine To Show Why He Should Not Be Held Contempt Of Court For Failing To Appear For Deposition And For Sanctions (Dk. 62) because Randy Fine appeared for deposition on March 29, 2024.

CERTIFICATE OF SERVICE

I certify that on the 2nd day of April 2024, copies of the foregoing document have been provided to the Office of the State Attorney and attorney Alan Landman, counsel for Randy Fine, by eservice.



JESSICA J. TRAVIS, FBN 76701

Attorney for Robert Burns

DefendBrevard.com

1370 Bedford Drive, Suite 104

Melbourne, FL 32940

Ph: 321 - 728 - 7280

Fx: 321 - 728 - 8020

Eservice: eservice1@DefendBrevard.com

Eservice: eservice2@DefendBrevad.com

CERTIFICATE OF SERVICE

I CERTIFY that a true and correct copy of the foregoing has been furnished on December 13, 2023 via the E-Filing Portal to Jessica Travis, Esq. and the Office of the State Attorney.

/s/ Alan H. Landman
ALAN H. LANDMAN, ESQ.
7195 Murrell Road, Suite 102
Melbourne, Florida 32940
Phone: (321) 242-9800
Fax: (321) 242-9955
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Fla. Bar. No. 0745472
Attorney (limited) for Randy Fine

Robert Burns
3846 Verdi Cir.
Palm Bay, FL 32909

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21 JUN '24 PM4:40



ORLANDO FL 328
15 JUN 2024 PM 5 L

Florida Elections Commission
107 West Gaines St. Suite 224
Tallahassee, FL 32399-1050

32399-659674

