

September 3, 2010

Christopher Hughey, Esquire  
Acting General Counsel  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION

2010 SEP 14 PM 12:38

OFFICE OF GENERAL  
COUNSEL

Re: Jose Rolando Arrojo and Roly Arrojo for Congress

MUE # 6374

Dear Mr. Hughey:

Pursuant to 2 USC § 437g(a)(1) and 11 CFR § 111.4, please accept this letter as a Complaint against Jose Rolando Arrojo ("Arrojo") Roly Arrojo for Congress and ("the Committee") for operating in violation of the Federal Election Campaign Act of 1971, as amended (the "Act"), and Federal Election Commission ("FEC" or "Commission") regulations, and more specifically, for failing to file periodic reports with the FEC, as provided by 11 CFR § 104.1.

I. Facts

Roly Arrojo for Congress is the authorized principal campaign committee for Jose Rolando Arrojo.

On April 7, 2010, a check was written on behalf of the Committee in the amount of \$10,000 to the Florida Department of State. See Attachment 1.

Over three months later, on July 13, 2010, Arrojo filed an FEC Form 2 Statement of Candidacy on July 13, 2010. The Committee filed an FEC Form 1 Statement of Organization on July 14, 2010, for the 2009-2010 election cycle. Since filing an FEC Form 1 and an FEC Form 2, the Committee has not filed any additional reports with the Commission.

II. Relevant Law

A candidate is an individual who seeks nomination for election, or election to Federal office. An individual becomes a candidate for Federal office when the individual has received contributions or made expenditures aggregating in excess of \$5,000. 11 CFR § 100.3(a)(1).

Within 15 days of becoming a candidate under 11 CFR 100.3, each candidate shall designate in writing, a principal campaign committee. This is done by filing an FEC Form 2 Statement of Candidacy. 11 CFR § 101.1(a).

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Principal campaign committees must file periodic reports on financial activity until the committee has retired its debts, filed a termination report and received notification from the FEC that the committee has been terminated. 11 CFR §§ 102.3, 104.1(a)

### III. Legal Analysis

Arrojo became a candidate for Federal office and triggered the reporting requirements under the Act on April 7, 2010, when the Committee made an expenditure in the amount of \$10,000 to the Florida Department of State. Though Arrojo was required to register with the Commission within 15 days of expending \$5,000, Arrojo did not register with the Commission until July 13, 2010, *over three months* after becoming a candidate of the Act.

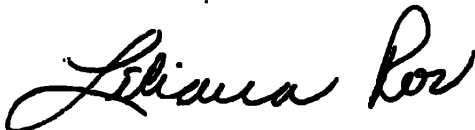
Even after finally registering with the Commission, the Committee has failed to file any subsequent reports. Specifically, the Committee failed to file the July Quarterly Report on July 15, 2010, and the Florida pre-primary report on August 12, 2010.

### IV. Conclusion

Upon information and belief, and based upon the facts relayed herein, Jose Rolando Arrojo and Roly Arrojo for Congress have violated the Federal Election Campaign Act of 1971, as amended, and Federal Election Commission Regulations. Accordingly, we respectfully request that the Commission conduct an immediate investigation into the violations outlined above and impose the maximum penalty under law.

The foregoing is correct and accurate to the best of my knowledge, information and belief.

Respectfully submitted,



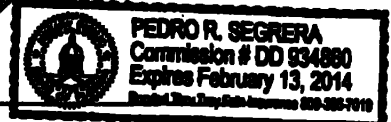
Liliana Ros

Miami, FL 33126

Sworn to and subscribed before me this 3 day of September, 2010.

  
Notary Public

My Commission Expires:



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## **Attachment 1**

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FILED

2010 APR 29 AM 9:59

DEPARTMENT OF STATE  
DIVISION OF ELECTIONS

NAME <u>Roy Acosta in Congress</u>	559
ACCOUNT NO. <u>[REDACTED]</u>	DATE <u>4/27/10</u>
PAY TO THE ORDER OF <u>Department of State</u>	\$ <u>10,410.00</u>
<u>Ten thousand four hundred forty</u>	DOLLARS <input checked="" type="checkbox"/> <input type="checkbox"/>
<b>BankUnited</b> <small>BANK OF AMERICA MORTGAGE INVESTMENT SERVICES • 1000 BRICKS, FLORIDA 33154 800-452-6100 • 305-470-0000</small>	
MEMO <u>[REDACTED]</u>	<u>[Signature]</u>

**FEDERAL CANDIDATE OATH  
CANDIDATE WITH PARTY AFFILIATION**

STATE OF FLORIDA  
COUNTY OF Miami Dade

OFFICE USE ONLY

**FILED**

2010 APR 29 AM 9:58

DEPARTMENT OF STATE  
DIVISION OF ELECTIONS

**OATH OF CANDIDATE**

(Section 99.021, Florida Statutes)

I, Roly Artojo  
(PLEASE PRINT NAME AS YOU WANT IT TO APPEAR ON THE BALLOT — NAME MAY NOT BE CHANGED AFTER THE END OF QUALIFYING)

am a candidate for the office of United States House of Representatives . 25 : I am qualified  
(office) (district)

under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; and I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek.

**STATEMENT OF PARTY**

(Section 99.021, Florida Statutes)

I am a member of the Tea Party Party; I am not a registered member of any other political party; I have not been a candidate for nomination for any other political party for a period of 6 months preceding the general election for which I seek to qualify; and I have paid the assessment levied against me, if any, as a candidate for said office by the executive committee of the political party, of which I am a member.

<input checked="" type="checkbox"/>	<u>[Signature]</u>	(786) 554-5814	<u>rolyarajo@yahoo.com</u>
Signature of Candidate		Telephone Number	Email Address
<u>884 80 Street Apt 2</u>	<u>Miami Beach</u>	<u>FL</u>	<u>33141</u>
Address	City	State	ZIP Code

Sworn to (or affirmed) and subscribed before me this 28<sup>th</sup> day of April, 2010.

Personally Known:        or

Produced Identification:       

Type of Identification Produced:

Florida Driver's License

[Signature]  
Signature of Notary Public - State of Florida  
Print, Type, or Stamp Commission Number of Notary Public

