



Miami-Dade Commission on Ethics & Public Trust

Preliminary Inquiry Report

Investigator: Breno Penichet

Case No.: PI 14-004	Case Name: Miami-Dade County Taxicab Advisory Group Sunshine Law Violation	Date Open:	
Complainant(s): Anonymous	Subject(s): Les Eisenberg Yellow Cab Co.	January 14, 2014	

Allegation(s):

Anonymous complainant alleged that the Chairperson of the Miami-Dade County For-Hire Taxicab Advisory Group (TAG) violated the Sunshine law in connection with a vote taken on July 23, 2013, regarding the Taxicab Growth Formula. The complainant alleges that Les Eisenberg (Eisenberg), owner of Yellow Cab Co., is believed to have spoken to other members of the board in private regarding this matter.

Relevant Ordinances:

Ch. 119, Florida Statutes, *Florida Sunshine Law*

Sec. 2-11.1(g), *Exploitation of official position prohibited*, "No person included in the terms defined in Subsections (b)(1) through (6) and (b)(13) shall use or attempt to use his or her official position to secure privileges or exemptions for himself or herself or others..."

Investigation:

Interviews

Monica Beltran
Miami International Airport
Landside Operations
(305) 876-7024

On 1/30/14, Monica Beltran (Beltran) voluntarily agreed to be interviewed and provide information concerning the investigation. After being advised of the allegation, Beltran advised that she was never approached by Eisenberg or any other member of the TAG at any time to discuss the Taxicab Growth Formula.

Frederick Wong
Port of Miami
Cargo Operations
(305) 329-4058

On 4/15/2014, Frederick Wong (Wong) voluntarily agreed to be interviewed and provide information concerning the investigation. After being advised of the allegation, Wong advised that he was never approached by Eisenberg or any other member of the TAG at any time to discuss the Taxicab Growth Formula.

Rolando Aedo
Miami-Dade County
Tourism and Convention Bureau
(305) 539-3090

On 2/5/2014, Rolando Aedo (Aedo) voluntarily agreed to be interviewed and provide information concerning the investigation. After being advised of the allegation, Aedo similarly advised that he was never approached by Eisenberg or any other member of the TAG at any time to discuss the Taxicab Growth Formula.

Documents Reviewed:

1. Agenda Taxicab Advisory Group January 22, 2013
2. Copy of E-mail dated January 13, 2014 from Executive Director, Joe Centorino
3. Copy of Section 31-84 Code of Miami Dade County, Establishing the TAG

Conclusion(s):

As a result of the interviews and the review of the documents provided, there is insufficient proof to sustain the allegation that Eisenberg used his official position to influence members concerning a vote taken on July 23, 2013, regarding the Taxicab Growth Formula. Furthermore, there is no evidence to prove that Eisenberg violated the Sunshine Law by communicating with other board members outside of a public meeting.

Advocate Michael Murawski advised that no further action would be taken on this matter. Accordingly, it is recommended that the above case be closed.

Breno Penichet, COE Investigator

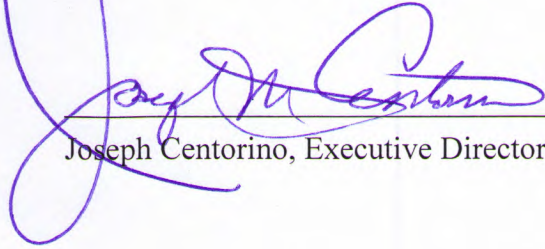
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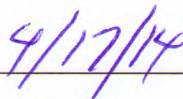
Michael Murawski, Advocate



Miriam S. Ramos, Deputy General Counsel



Joseph Centorino, Executive Director



4/17/14

**CASE
CLOSED**

Date: 4/18/14