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DADE COUNTY, FLA.
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MIAMI-DADE COUNTY
COMMISSION ON ETHICS & PUBLIC TRUST

In re: Judge Jeffrey Rosinek /

Case No: 07-38

PUBLIC REPORT AND ORDER DISMISSING COMPLAINT

— Mattie Lomax filed the above-captioned complaint against Judge Jeffrey Rosinek ("Respondent") for alleged violation of Section 2-11.1(g) (misuse of official position). The complaint alleged the Respondent improperly filed contempt charges against Lomax.

The Respondent issued an Order to Show Cause against Lomax for violation of Fla. R. Jud. Admin 2.410. Fla. R. Jud. Admin 2.410 provides that "no person other than judges and authorized court employees shall remove court records...except by an order of the chief judge or chief justice upon a showing of good cause." The complaint alleged the Respondent conspired with the clerk's office to improperly hold contempt proceedings against her for violation of Rule 2.410.

On December 19, 2007, the Ethics Commission found the complaint legally insufficient because the Ethics

Commission does not have jurisdiction over circuit court judges. Thereafter, after reviewing the complaint and being otherwise advised in the premises, the Ethics Commission ordered the complaint dismissed.

Therefore it is:

ORDERED AND ADJUDGED THAT the Complaint is
DISMISSED for lack of jurisdiction.

DONE AND ORDERED by the Miami-Dade Commission on Ethics and Public Trust in public session on December 19, 2007.

**MIAMI-DADE COUNTY COMMISSION
ON ETHICS AND PUBLIC TRUST**

By: 

Kerry Rosenthal
Chairperson

cc: Judge Jeffrey Rosinek
Mattie Lomax