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MIAMI-DADE COUNTY**MIAMI-DADE COUNTY
COMMISSION ON ETHICS & PUBLIC TRUST****In re: EDWARD TOBIN AND DEEDE WEITHORN****C 08-34****PUBLIC REPORT AND FINAL DISMISSAL ORDER**

A private citizen, David Bolger, filed the above-referenced COMPLAINT against RESPONDENTS Edward Tobin and Deede Weithorn; both RESPONDENTS are City Commissioners in the City of Miami Beach.

The COMPLAINT contained numerous allegations. Those within the jurisdiction of the Ethics Commission dealt with possible exploitation of official position, which is prohibited under the City of Miami Beach Ordinance at § 2-451 and under the Miami-Dade County Code at § 2-11.1 (g). Specifically, the COMPLAINANT alleged that Commissioners Tobin and Weithorn colluded to allow a private citizen, Bill Goldsmith, to benefit from certain City infrastructure projects.

Pursuant to the Code of Miami-Dade County, Section 2-1068 and Section 2-11.1 (y), the Commission on Ethics & Public Trust has jurisdiction to enforce County and municipal ethics codes.

On January 29, 2009, the Ethics Commission found the COMPLAINT to be legally sufficient. On February 26, 2009, the Ethics Commission dismissed the COMPLAINT against both RESPONDENTS for lack of probable cause, based on the ADVOCATE's recommendation. The ADVOCATE stated that a thorough investigation of the allegations revealed no evidence that

RESPONDENTS exploited their official positions or that Mr. Goldsmith received special benefits based on RESPONDENTS' official acts.

Therefore it is:

ORDERED AND ADJUDGED THAT the COMPLAINT against RESPONDENTS Edward Tobin and Deede Weithorn is hereby **DISMISSED**.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session on February 26, 2009.

MIAMI-DADE COUNTY COMMISSION ON
ETHICS & PUBLIC TRUST

By:



Kerry E. Rosenthal, Esq.
Chairman