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MIAMI-DADE COUNTY  
COMMISSION ON ETHICS & PUBLIC TRUST

In re: Director Timothy Ryan

Case No: 10-24

**PUBLIC REPORT AND ORDER DISMISSING COMPLAINT**

Walter Clark filed the above-captioned complaint against Timothy Ryan ("Respondent"), Director of the Department of Corrections and Rehabilitation, for alleged violation of Section 2-11.1(g) (misuse of official position). The complaint alleges the Respondent lied to the Florida Department of Law Enforcement (FDLE) about illegal and discriminatory hiring practices.

In 2009, the Department of Corrections held a training class for Correctional Officer candidates. In order to achieve a class equally divided among African-American, Hispanic and Anglo officers, Hispanic and Anglo officers displaced black candidates who should have been part of the training class. After concerns were raised about possible federal civil rights violations, the process was halted and the department's standard input date process

was reinstated. A complaint was filed with Florida Department of Law Enforcement (FDLE) that alleged the department was directed not to hire African-American correctional officers. The complaint alleged the Respondent made false statements to FDLE during its inquiry.

The complaint also alleged that African-American applicants were pressured into executing a general release against the department and Miami-Dade County in order to receive a settlement regarding the hiring process.

On June 23, 2010, the Ethics Commission found the complaint legally insufficient because the Ethics Commission may not adjudicate personnel matters. Pursuant to Section 2-1067, the Ethics Commission may not serve as a personnel board or resolve personnel complaints between the County and its employees.

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 legal sufficiency.

**DONE AND ORDERED** by the Miami-Dade Commission on Ethics and Public Trust in public session on June 23, 2010.

Case NO: 10-24

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

By:   
Kerry Rosenthal  
Chairperson

cc: Walter Clark  
Director Timothy Ryan