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MIAMI-DADE COUNTY  
COMMISSION ON ETHICS & PUBLIC TRUST

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**In re: MARC SARNOFF and SERGIO GUADIX**

**C 10-34**

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**PUBLIC REPORT AND FINAL DISMISSAL ORDER**

Stephen P. Murray, John El-Masry, and Al Crespo, all private citizens, filed the above-referenced COMPLAINT on September 15, 2010, and amended the COMPLAINT on October 18, 2010. COMPLAINANTS alleged violations of the Miami-Dade County Ethics Code at Sec. 2-11.1(g), *Exploitation of official position*, by Marc D. Sarnoff, a City Commissioner in the City of Miami, and Sergio Guadix, Director of the City of Miami Code Enforcement Department.

The COMPLAINT contended that, in or around August 2010, RESPONDENT Sarnoff interfered with members of the City of Miami's Code Enforcement Department to delay normal enforcement of the City of Miami's business license regulation with respect to his home law office. Subsequent allegations inferred that RESPONDENT Guadix also averted enforcement of the regulation with respect to Commissioner Sarnoff's home law office.

Pursuant to the Code of Miami-Dade County, Sec. 2-1068, the jurisdiction of the Ethics Commission extends "to any person required to comply with the ... County or municipal Code of Ethics Ordinances." The County Ethics Code at Sec. 2-11.1(a) extends the jurisdiction of the County Ethics Ordinance to municipal officers and employees.

An Ethics Commission investigation into the allegations that were legally sufficient found no evidence to support the claims against RESPONDENTS Sarnoff and Guadix.

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On October 28, 2010, at the recommendation of the Advocate, the Ethics Commission **DISMISSED** the allegations of exploitation of official position by RESPONDENTS Sarnoff and Guadix for **LACK OF PROBABLE CAUSE**. Other allegations that did not fall within an ordinance within the jurisdiction of the Ethics Commission were dismissed due to **LACK OF LEGAL SUFFICIENCY**.

Therefore it is:

**ORDERED AND ADJUDGED THAT** the COMPLAINT against RESPONDENTS Marc Sarnoff and Sergio Guadix is hereby **DISMISSED**.

**DONE AND ORDERED** by the Miami-Dade County Commission on Ethics & Public Trust in public session on October 28, 2010.

MIAMI-DADE COUNTY COMMISSION ON ETHICS  
& PUBLIC TRUST

By:

  
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Kerry E. Rosenthal, Esq.  
Chairman

Signed on this date: November 8, 2010