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

In re: Rigerman v. Heyman

C 13-15

**PUBLIC REPORT
AND
FINAL DISMISSAL ORDER**

Alan W. Rigerman, a private citizen, filed the above-referenced complaint against respondent Sally Heyman, a Miami-Dade County Commissioner and the Chair of the Public Safety and Animal Services Committee.

The complainant alleged that Commissioner Heyman violated his "Right to be Heard" when he was not given an opportunity to speak at the Public Safety and Animal Services Committee meeting on June 12, 2013. If true, this action might violate the Miami-Dade County Citizen's Bill of Rights at Sec. (A)(5) of the County Charter. The complainant further charged that Commissioner Heyman may be improperly profiting by operating her food and beverage truck at a County-sponsored event at a County facility. If true, this could be evidence of exploitation of one's official position, which is prohibited at Sec. 2-11.1 (g) of the County Ethics Code.

Pursuant to the Code of Miami-Dade County at Secs. 2-1068, 2-1072, and 2-11.1 (y), the Ethics Commission is empowered to enforce the County Ethics Code

and Citizen's Bill of Rights against County elected officials and to accept and enforce settlement agreements entered into by the advocate and respondents.

The Ethics Commission, meeting in public session on September 12, 2013, approved the advocate's motion to dismiss this complaint for lack of probable cause. An investigation into the allegations showed that the meeting of June 12, 2013, was not a public hearing that entitled the public to comment and that Commissioner Heyman has paid all required vendor application fees mandated to operate a food and beverage truck at a County park.

Therefore it is:

ORDERED AND ADJUDGED that COMPLAINT C 13-15 against respondent Sally Heyman is hereby dismissed.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session on September 12, 2013.

MIAMI-DADE COUNTY COMMISSION ON ETHICS
& PUBLIC TRUST

By:


Charlton Copeland
Chair

Signed on this date: 10/10/2013