



**MIAMI-DADE  
COMMISSION ON ETHICS & PUBLIC TRUST**

2014 DEC -8 PM 2:20  
C14-49

**In re:**

**Mogil v. Thaler**

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**PUBLIC REPORT AND FINAL ORDER**

B. Marc Mogil, a private citizen, filed this complaint against Lewis "Lew" Thaler, a candidate for Mayor of the City of Sunny Isles Beach. Mogil alleged that a political flyer paid for by an electioneering communication organization (ECO) called "Sunny Isles Beach for Winners," distributed a campaign flyer that injected partisan politics into a non-partisan mayoral race.

Pursuant to the Code of Miami-Dade County at 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...."

On November 17, 2014, in closed session, the Ethics Commission's Advocate recommended that the case be dismissed as not legally sufficient because Thaler did not agree to be bound by the Voluntary portion of the Fair Campaign Practices Ordinance and the complaint fails to state a cause of action. The Ethics Commission voted unanimously to dismiss the instant case against respondent.

Wherefore it is:

**ORDERED AND ADJUDGED** that COMPLAINT C14-49 against respondent Lewis "Lew" Thaler is hereby concluded.

**DONE AND ORDERED** by the Miami-Dade County Commission on Ethics & Public Trust in public session on November 17, 2014.

MIAMI-DADE COUNTY COMMISSION ON ETHICS  
& PUBLIC TRUST

By:



Nelson C. Bellido  
Chair

Signed on this date: 11/20/2014