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MIAMI-DADE
COMMISSION ON ETHICS & PUBLIC TRUST

In re:
Yavis v. Rosen-Gonzalez

C 15-26

PUBLIC REPORT AND FINAL ORDER

Paul Yavis (Yavis), a private citizen filed this complaint against Kristen Rosen-Gonzalez (Gonzalez), a candidate for Commissioner in the City of Miami Beach. Yavis alleged that Gonzalez (or one of her supporters) distributed anonymous campaign literature that advised voters they "MUST VOTE FOR" certain candidates including Gonzalez, and they must vote "NO" on City referendums and that the incumbent, Mayor Phillip Levine, is getting ready to tear down senior apartment buildings to make way for new condos if he's re-elected.

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 18, 2015, in closed session, the Ethics Commission's Advocate recommended that the case be dismissed as not legally sufficient because Gonzalez 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 C15-26 against respondent Kristen Rosen-Gonzalez is hereby concluded.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics &
Public Trust in public session on November 18, 2015.

MIAMI-DADE COUNTY COMMISSION ON ETHICS
& PUBLIC TRUST

By:



Nelson C. Bellido
Chair

Signed on this date: 12/11/2015