



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

March 28, 2017

Councilman Scott Galvin
776 NE 125th Street
North Miami, FL 33161

RE: Complaint – 17-01

Dear Councilman Galvin:

This letter is to inform you that the Ethics Commission staff recommended the above referenced complaint was not Legally Sufficient to state a possible violation of an ordinance under its jurisdiction. The complaint was dismissed at the Ethics Commission meeting on March 08, 2017.

A Public Report and Final Order has been filed with the Miami-Dade County, Clerk of the Board. Please see the attached copy of the order for your files.

If you have any questions regarding the Ethics Commission, or our procedures, please feel free to contact Martha Perez, Staff Attorney at (305) 579-2594.

Sincerely,

Rachelle Ross
Executive Secretary

Cc: Complainant

CLERK OF THE BOARD

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CLERK OF THE BOARD
MIAMI-DADE COUNTY, FLA.
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**MIAMI-DADE
COMMISSION ON ETHICS & PUBLIC TRUST**

In re:

C 17-01

Scott Galvin

PUBLIC REPORT AND FINAL ORDER

Complainant Emile Hollant (Hollant) filed this complaint against North Miami Councilman Scott Galvin (Galvin). Hollant alleged that Galvin violated the Citizens' Bill of Rights "by knowingly furnishing false information to the public and vilifying me (Hollant) to the world."

On July 18, 2016, City of North Miami officers responded to a 911 call about an armed man threatening to commit suicide. Officer Aledda responded and engaged in a police shooting incident. Following protocol, Officer Aledda was placed on administrative leave. Hollant, also a police officer, was placed on administrative leave without pay as well after a preliminary investigation determined he may have provided conflicting statements to investigators or command staff regarding the incident.

Four days after the shooting incident, City officials, including Galvin, spoke at a news conference expressing their outrage over the entire incident while mentioning the alleged betrayal of trust by the officers involved. Galvin told the press, in pertinent part, *"The police officer whom you've just heard named [Hollant] who's been put on leave totally violated his trust from the public to protect and serve. By giving misinformation to this department, he not only jeopardized Mr. Kinsey's life and the life of his client, but he jeopardized the life of every police officer who serves this city."*

An investigation was conducted by the Florida Department of Law Enforcement (FDLE), and in August 2016 the Miami-Dade County Public Corruption Unit of the State Attorney's Office (SAO) concluded that Hollant did not intend to mislead or obstruct investigators or command staff regarding his involvement in the police shooting, but rather, his inconsistent statements were "the result of simple miscommunication."

The Commission's Staff Attorney opined that the factual basis for Galvin's statement had yet to be established, therefore, Galvin could not have any knowledge of ~~the veracity of the statement he made on July 22, 2016. Galvin relied on preliminary, unsubstantiated findings of the police investigators and command staff overseeing the~~ incident when he made the statement. It would be an entirely different situation had Galvin made that statement AFTER learning of the SAO's close-out memorandum.

C17-01

In re: Scott Galvin

Final Order 