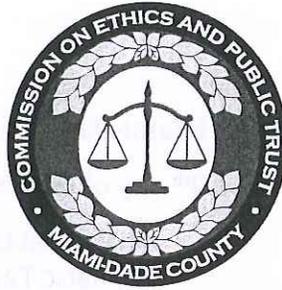


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**MIAMI-DADE
COMMISSION ON ETHICS & PUBLIC TRUST**

C 18-38-09

In re:

Carlos Gimenez

PUBLIC REPORT AND FINAL ORDER

Complainant, Miami-Dade County Commissioner Xavier Suarez (Suarez), filed this complaint against Miami-Dade County Mayor Carlos Gimenez (Gimenez).

The complaint failed to specifically allege any matter within the jurisdiction of the Miami-Dade County Commission on Ethics and Public Trust.

Suarez complained that Gimenez sent a memo to the Ethics Commission on August 22, 2018, alleging that Suarez may have violated the Sunshine Law while collaborating on a lawsuit filed by Suarez against the County. The memo also mentioned a possible violation of the Code of Ethics. The memo was "cc'd" to several individuals including the County Attorney, State Attorney and Inspector General.

Suarez alleged that Gimenez defamed him by circulating the memo. The Ethics Commission noted that all County employees and officials are encouraged to report suspected instances of criminal or unethical behavior. Ethics Commission staff routinely train County employees and officials on aspects of the Sunshine Law and have, in the past, rendered opinions when requested about the application of the Sunshine Law in various circumstances. It would not be unreasonable for someone to believe that a Sunshine Law violation should be reported to the Ethics Commission.

On October 10, 2018 the Ethics Commission agreed with the recommendation of the Advocate that the complaint was Not Legally Sufficient and dismissed the complaint.

Wherefore it is:

ORDERED AND ADJUDGED that COMPLAINT C18-33-09 against Carlos Gimenez is dismissed.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session on this 10th day of October, 2018.

MIAMI-DADE COUNTY COMMISSION ON ETHICS
& PUBLIC TRUST

By: 

H. Jeffrey Cutler

Chairman

Signed on: 10-15-2018