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**Commission on Ethics &
Public Trust
Miami-Dade County**

Memorandum

To: Michael Murawski, Advocate
Office of the Independent advocate
Miami-Dade County Commission on
Ethics and Public Trust

November 29, 2012

Cc: Miriam Ramos, Deputy Advocate
Office of the Independent Advocate

From: Kennedy Rosario, Investigator OIA

Re: K12-097 Close-Out Memo

This inquiry centers on a complaint from Bay Harbour Islands (BHI) resident and activist, Frances Neuhut.

The complaint has two aspects:

One, that BHI Town Clerk, Marlene Marante, was somehow culpable in the removal/editing or censoring a video/visual recording of a BHI Public Hearing on October 10, 2011 in which Neuhut spoke.

In consultation with the COE Staff Attorney on this issue it was determined that there is no violation of the Miami-Dade County Conflict of Interest Ordinance, furthermore a COE inquiry into this incident revealed plausible reasons for the occurrence and certainly did not involve an act of censoring and/or editing by the Town Clerk or her staff.

Second, Neuhut complained that the Town Clerk willful acted to deny Neuhut's spouse, Denis S. Neuhut, MD PA, a renewal on his BHI license to conduct business at their building, 1060 Kane Concourse BHI, which the Neuhuts own.

The COE also conducted an inquiry into this matter, researching BHI policies and procedures, interviewing the current manager of a new business located at 1060, reviewing photos taken by BHI Code Enforcement personnel, etc.

Based on this inquiry the COE determined that there was no willful act to deny the license renewal and that BHI followed its procedures correctly.

Conclusion:

Finding no evidence of a violation of the Miami-Dade County Conflict of Interest and Code of Ethics Ordinance, the instant case is closed without further action.