



Miami-Dade Commission on Ethics & Public Trust

Report of Investigation

Investigator: Susannah Nesmith

Case: K18-07	Case Name: Economic Advocacy Trust	Date Open: 1/22/18	Date Closed:
Complainant(s): Craig Emmanuel	Subject(s): Miami-Dade Economic Advocacy Trust	CASE CLOSED	
		Date: <u>1/31/18</u>	

Allegation(s):

Executive Director John Dixon refused to produce public records related to a follow-up investigation of Craig Emmanuel, a member of the board of directors.

Relevant Law:

FS 119.07 Public Records
Citizens' Bill of Rights

Investigation:

Interviews:

On Jan. 22, this investigator interviewed Craig Emmanuel, the complainant. He said that the executive director of the Miami-Dade Economic Advocacy Trust, John Dixon, had initially agreed to provide him with a public record – a memo detailing his interviews with attendees at a party where Emmanuel allegedly invited a Trust employee to sit on his lap during a photo shoot at the Trust’s Christmas party in 2016. Later, Dixon declined to provide the memo, saying he had not written it or taken any notes on his conversations with the people he spoke with.

Mr. Emmanuel provided the text message he sent to Dixon requesting the memo on Dixon’s interviews with Michelle Lapiana, Marilyn Orozco, Shirlyn Webb and Barbie Rodriguez.

On Jan. 29, this investigator interviewed John Dixon. Mr. Dixon said he did not provide the memo to Emmanuel because he never wrote a memo about those interviews.

Document(s) Reviewed:

Oct. 31, 2017 memo from Traci Pollack to John Dixon explaining her findings after doing the initial investigation into the allegations.

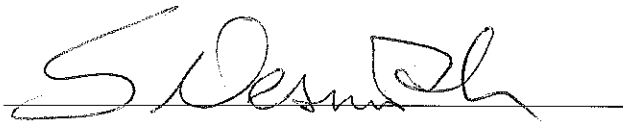
Emmanuel’s text message requesting a memo on Dixon’s follow-up investigation.

Conclusion:

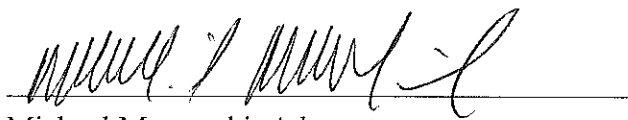
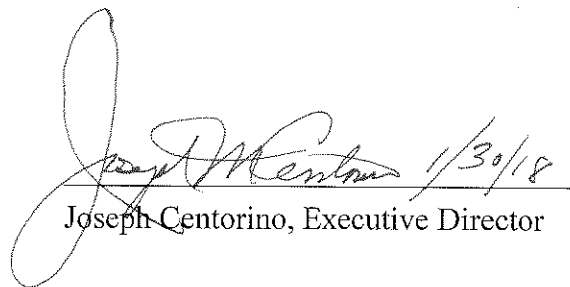
This case is unfounded. The record that Emmanuel requested does not exist, therefore Mr. Dixon did not violate the Citizens' Bill of Rights by not providing Emmanuel with a copy or allowing him to inspect the record.

The public records law does not require a government employee to create a new record, only to turn over any already existing records.

This matter should be closed with no further action.


Susannah Nesmith, COE Investigator

Approved by:


Michael Murawski, Advocate
Joseph Centorino, Executive Director