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MIAMI-DADE COUNTY
COMMISSION ON ETHICS & PUBLIC TRUST
In re: LOVEY CLAYTON /

C 08-13

PUBLIC REPORT AND FINAL DISMISSAL ORDER

The ADVOCATE filed the above-captioned COMPLAINT against RESPONDENT Lovey Clayton, a member of the Florida City Zoning Board, alleging that for calendar years 2004 through 2006, he failed to file accurate financial disclosure statements. Specifically, the COMPLAINT alleged that RESPONDENT's financial disclosure statements over a three-year period incorrectly stated "none" for the categories of primary sources of income, real property, liabilities, and interests in specified businesses. Failure to file an accurate financial disclosure statement is a violation of the County ordinance at § 2-11.1 (i).

Pursuant to the Code of Miami-Dade County, Section 2-1068 and Section 2-11.1 (y), the Commission on Ethics & Public Trust has jurisdiction to enforce the County Ethics Ordinance at Section 2-11.1 (i)(1), which requires all quasi-judicial personnel to file an "itemized source of income statement, under oath and on a form approved by the County for said purpose."

On July 8, 2008, the Ethics Commission found the COMPLAINT to be legally sufficient and supported by probable cause. On August 28, 2008, the Ethics Commission entered into a settlement agreement with RESPONDENT, in which RESPONDENT agreed not to contest the allegations in the COMPLAINT and to pay a fine of \$500.00 in full satisfaction of one count. The Ethics Commission agreed not to impose a fine regarding a second count and to issue a Letter of Instruction for a third count. RESPONDENT was offered and accepted a payment plan that allows him to pay the fine in two installments.

Finding that the Settlement Agreement was just and in the best interests of the citizens of Miami-Dade County and Florida City, the COMPLAINT against Lovey Clayton was dismissed.

Therefore it is:

ORDERED AND ADJUDGED THAT the COMPLAINT is hereby DISMISSED.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session on September 25, 2008.

MIAMI-DADE COUNTY COMMISSION ON
ETHICS & PUBLIC TRUST

By:



Kerry E. Rosenthal, Esq.
Chairman