

CLERK OF THE BOARD

2010 MAR 15 PM 3:14

CLERK, CIRCUIT & COUNTY COURTS  
DADE COUNTY, FLA.  
#1



MIAMI-DADE COUNTY  
COMMISSION ON ETHICS & PUBLIC TRUST

**FILE COPY**

In re: SHANE GRABER /

C 09-36

**PUBLIC REPORT AND DISMISSAL ORDER**

The ADVOCATE for the Commission on Ethics filed the above-referenced COMPLAINT on December 21, 2009, against RESPONDENT Shane Graber, a member of the City of Miami Nuisance Abatement Advisory Board. The COMPLAINT alleged that Mr. Graber violated Section 2-11.1(i)(1) of the County Ethics Code when he failed to file a financial disclosure form for the year 2007.

Pursuant to the Code of Miami-Dade County, § 2-1068, the jurisdiction of the Ethics Commission extends "to any person required to comply with the ... County or municipal Code of Ethics Ordinances." The County Ethics Code at § 2-11.1 (i)(1), *Financial disclosure*, states that municipal advisory board members must file by July 1<sup>st</sup> of each year "an itemized source of income statement, under oath and on a form approved by the County for said purpose." In mid-February 2010, the RESPONDENT was contacted by the Ethics Commission staff and reminded of the COMPLAINT against him and of the financial disclosure requirement associated with his board service. Immediately thereafter, the RESPONDENT filed Income Statements for the years 2007 and 2008.

On February 25, 2010, the Ethics Commission granted the Advocate's MOTION TO VOLUNTARILY DISMISS the COMPLAINT. Section 2-1074 (s) of the County Code states that the Ethics Commission may, at its discretion, "... dismiss any complaint at any stage of disposition should it determine that the public interest would not be served by proceeding further..." Since the RESPONDENT complied with the financial disclosure requirements associated with board service, the Ethics Commission reasoned that the public would not be served in continuing with this matter.

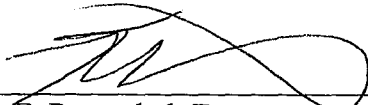
Therefore it is:

**ORDERED AND ADJUDGED THAT** the COMPLAINT against RESPONDENT Shane Graber is hereby DISMISSED.

**DONE AND ORDERED** by the Miami-Dade County Commission on Ethics & Public Trust in public session on February 25, 2010.

MIAMI-DADE COUNTY COMMISSION ON ETHICS  
& PUBLIC TRUST

By:

  
\_\_\_\_\_  
Kerry E. Rosenthal, Esq.  
Chairman

Signed on this date: 3/8/10