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

In re: CRESPO v. REGALADO

C 12-26

**PUBLIC REPORT
AND FINAL DISMISSAL ORDER**

Al Crespo, a private citizen, filed the above-referenced complaint against Tomás Regalado, Mayor of the City of Miami.

The complaint alleged that a trip taken to Lima, Peru, in March 2012 by Mayor Regalado was paid for by the Latin Builders Association and was, therefore, a gift to the Mayor that must be disclosed. The complainant stated that the gift had not been disclosed as of April 18, 2012. If true, the action may violate the County Ethics Code at Sec. 2-11.1 (e)(4), which requires gifts given to elected officials and valued over \$100 to be disclosed in the calendar quarter following receipt of the gift.

Pursuant to the Code of Miami-Dade County at Sec. 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 Sec. 2-11.1(a) extends the jurisdiction of the County Ethics Ordinance to municipal elected officials.

On May 31, 2012, the Advocate for the Ethics Commission moved to dismiss the complaint for lack of probable cause. Although the trip taken in March 2012 may

be a gift,¹ disclosure is not required until the quarter following receipt of the gift, which in this case is June 30, 2012. Consequently, the issue is not ripe.

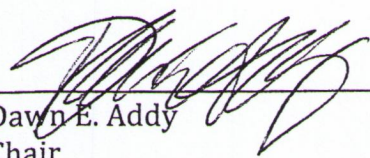
On May 31, 2012, the Ethics Commission dismissed complaint C 12-26 for lack of probable cause. Therefore it is:

ORDERED AND ADJUDGED THAT the complaint against respondent Mayor Tomás Regalado is hereby dismissed for lack of probable cause.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session on May 31, 2012.

MIAMI-DADE COUNTY COMMISSION ON ETHICS
& PUBLIC TRUST

By:


Dawn E. Addy
Chair

Signed on this date: 6/16/2012

¹ An ethics opinion given to Mayor Regalado on March 29, 2012, stating that the trip to Peru was not a reportable gift was based on the *lack of essential information*. The fact that the Latin Builders Association and the Chamber of Commerce paid for the trip directly, not through the Mayor's International Council, was unknown to the Ethics Commission staff at the time. See INQ 12-56.