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

CLERK OF THE BOARD

2014 MAR -4 AM 11:29

CLERK, CIRCUIT & COUNTY OF
MIAMI-DADE COUNTY, FLA.
#1

**In re:
Burke v. Hibbert**

C 13-35

PUBLIC REPORT AND FINAL ORDER

Michael Burke, a private citizen, filed the above-referenced complaint against Respondent, Ricky Hibbert an employee of the City of Miami Beach IT department. Mr. Burke alleged a violation of the Citizens' Bill of Rights in that he was denied access to certain public records that he had requested and that City employees conspired to frustrate his attempts to obtain public records concerning former Mayor Mattie Bower's residence.

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...."

On January 9, 2014, in closed session, the Ethics Commission's Advocate recommended that the case be dismissed for lack of Probable Cause. In open session, the Ethics Commission voted unanimously to dismiss the instant case and to issue a Letter of Instruction recommending the City review and revise their public record request policy.