



CHARLIE CRIST  
GOVERNOR

STATE OF FLORIDA  
**Office of the Governor**

THE CAPITOL  
TALLAHASSEE, FLORIDA 32399-0001

www.flgov.com  
850-488-7146  
850-487-0801 fax

COMMISSION ON ETHICS  
DATE RECEIVED  
MAR 26 2007

March 21, 2007

Ms. Bonnie J. Williams  
Executive Director  
Commission on Ethics  
Post Office Drawer 15709  
Tallahassee, Florida 32312-5709

Re: Irving Ellsworth  
Commission on Ethics Complaint No. 02-108

Dear Ms. Williams:

The Governor has received the recommendation of the Florida Commission on Ethics concerning Irving Ellsworth, who is a former member of the Treasure Island City Commission. As evidenced by the enclosed Executive Order, the Governor has accepted the recommendation of the Commission on Ethics. Please contact our office when Mr. Ellsworth has satisfied the civil penalty imposed by the Executive Order.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul C. Huck, Jr.", written in a cursive style.

Paul C. Huck, Jr.  
General Counsel

PCH/ss

Enclosure

# STATE OF FLORIDA

## OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 07-48

WHEREAS, the people of the State of Florida, by constitutional amendment, have declared that a public office is a public trust and the people have a right to secure and sustain that trust against abuse; and

WHEREAS, the Commission on Ethics of the State of Florida has been created to represent the people in assuring that public officers do not abuse trust placed in them; and

WHEREAS, Irving Ellsworth served as a former member of the Treasure Island City Commission, and as such is subject to the provisions of the Code of Ethics for Public Officers and Employees, Part III of Chapter 112, Florida Statutes, and within the jurisdiction of the State of Florida Commission on Ethics; and

WHEREAS, the Commission on Ethics, in its April 26, 2006 Final Order and Public Report, concluded that Mr. Ellsworth violated section 112.3143(3)(a), Florida Statutes, by voting in his official capacity on Resolution 02-48 and the resulting ordinance while employed by an individual or individuals with an interest in the outcome of the resolution and ordinance; and

WHEREAS, following Mr. Ellsworth's appeal, the Second District Court of Appeal affirmed the Final Order and Public Report on December 27, 2006; and

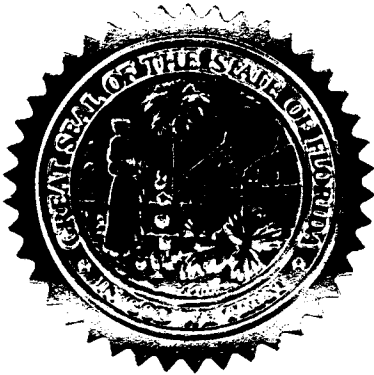
WHEREAS, the Governor accepts the findings, conclusions, and recommendations of the Commission's Final Order and Public Report rendered on April 26, 2006, and affirmed by the Second District Court of Appeal on December 22, 2006.

I, CHARLIE CRIST, Governor of Florida, in furtherance of my constitutional duty to take care that the laws be faithfully executed, and pursuant to the Constitution and laws of the State of Florida, do hereby issue this Executive Order effective immediately finding that:

1. Irving Ellsworth, violated section 112.3143(3)(a), Florida Statutes, by voting in his official capacity on Resolution 02-48 and the resulting ordinance.

2. A civil penalty in the amount of \$5,000.00 is hereby imposed against Mr. Ellsworth, which penalty shall be satisfied within thirty (30) days of the date of this order. Payment must be submitted with a written statement made under oath by Mr. Ellsworth that the penalty was not paid with public funds and will not be reimbursed with public funds.

3. Mr. Ellsworth is hereby publicly censured and reprimanded.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 20th day of March, 2007.

Handwritten signature of Charlie Crist in black ink.

GOVERNOR

ATTEST:

Handwritten signature of Jeb Bush in black ink.  
SECRETARY OF STATE

FILED  
2007 MAR 20 AM 10:04  
DEPARTMENT OF STATE  
TALLAHASSEE, FLORIDA



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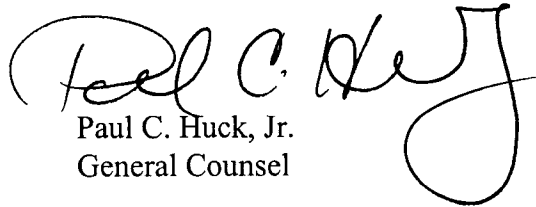
Mark Herron, Esquire  
Attorney for Respondent  
Messer, Caparello & Self, P.A.  
Post Office Box 1876  
Tallahassee, Florida 32302-1876

Re: Commission on Ethics Complaint No. 02-108

Dear Mr. Herron:

As you are aware, the State of Florida Commission on Ethics recommended that Irving Ellsworth pay a civil penalty in the amount of \$5,000 and be publicly censured and reprimanded. As evidenced by the attached Executive Order, the Governor has accepted the recommendation of the Commission.

Sincerely,



Paul C. Huck, Jr.  
General Counsel

PCH/ss  
Enclosure

cc: Ms. Bonnie J. Williams ✓  
The Honorable Bill McCollum, Attorney General



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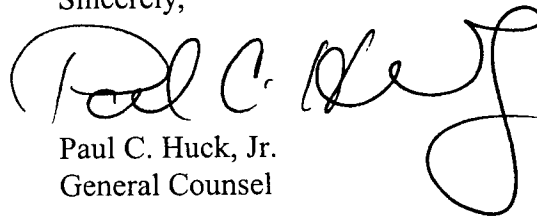
The Honorable Bill McCollum  
Attorney General  
PL 01 The Capitol  
Tallahassee, Florida 32399

Re: Irving Ellsworth  
Commission on Ethics Complaint No. 02-108

Dear Attorney General McCollum:

The State of Florida Commission on Ethics has recommended that the Governor impose a civil penalty in the amount of \$5,000 against Irving Ellsworth, a former member of the Treasure Island City Commission, and also to publicly censure and reprimand Mr. Ellsworth. The Governor has accepted the recommendation of the Commission on Ethics as evidenced by the enclosed Executive Order. Your assistance is requested, pursuant to Section 112.317(2), Florida Statutes, to contact Mr. Ellsworth and take the appropriate steps necessary to collect the civil penalty. Please contact our office when Mr. Ellsworth has satisfied the civil penalty imposed by the Executive Order.

Sincerely,



Paul C. Huck, Jr.  
General Counsel

PCH/ss  
Enclosure

cc: Ms. Bonnie J. Williams ✓  
Mark Herron, Attorney for Respondent