

STATE OF FLORIDA
COMMISSION ON ETHICS
P. O. DRAWER 15709, TALLAHASSEE, FLORIDA 32317-5709

COMPLAINT

1. PERSON BRINGING COMPLAINT:

Name: Stephanie Kienzle Telephone Number: 305-335-2093

Address: 1653 NE 178 Street

City: North Miami Beach County: Miami-Dade Zip Code: 33162

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

Current or former public officer, public employee, candidate, or lobbyist - please use one complaint form for each person you wish to complain against:

Name: Daphne Campbell Telephone Number: 305-795-1210

Address: 9999 NE 2nd Avenue, Suite 309

City: Miami Shores County: Miami-Dade Zip Code: 33138

Title of office or position held or sought: Florida State Representative

3. STATEMENT OF FACTS:

Please explain your complaint fully, either on the reverse side of this form or on additional sheets, providing a detailed description of the facts and the actions of the person named above. Include relevant dates and the names and addresses of persons whom you believe may be witnesses. If you believe that a particular provision of Article II, Section 8, Florida Constitution (the Sunshine Amendment) or of Part III, Chapter 112, Florida Statutes (the Code of Ethics for Public Officers and Employees) has been violated, please state the specific section(s). Please do not attach copies of lengthy documents; if they are relevant, your description of them will suffice. Also, please do not submit video tapes or audio tapes.


4. OATH

I, the person bringing this complaint, do depose on oath or affirmation and say that the facts set forth in the foregoing complaint and attachments thereto are true and correct to the best of my knowledge and belief.


SIGNATURE OF COMPLAINANT

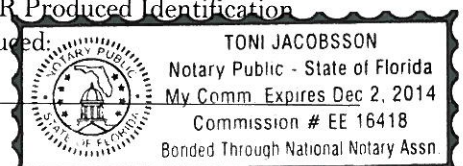
STATE OF FLORIDA
COUNTY OF Broward

Sworn to (or affirmed) and subscribed before me
this 10th day of July,
20 14, by Stephanie Kienzle
(name of person making statement)


(Signature of Notary Public - State of Florida)

Toni Jacobsson
(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known ☒ OR Produced Identification
Type of Identification Produced:



Jurisdiction of the Commission: The Commission on Ethics has the authority to review and investigate complaints concerning possible breaches of the public trust (violations of the State's ethics laws) by public officers, public employees, and similar persons involved with state and local government in Florida, including Executive Branch lobbyists. Complaints about the actions of Judges should be brought to the Judicial Qualifications Commission, and complaints against attorneys in private practice should be made to The Florida Bar.

Procedures followed by the Commission: The Commission follows a three-stage process when it considers complaints.

The first stage is a determination of whether the allegations of the complaint are legally sufficient, that is, whether the complaint indicates a possible violation of any law over which the Commission has jurisdiction. If the complaint is found not to be legally sufficient, the Commission will order that the complaint be dismissed without investigation and all records relating to the complaint will become public at that time.

If the complaint is found to be legally sufficient, the investigative staff of the Commission will begin an investigation. The second stage of the Commission's proceedings involves this investigation of the complaint and a decision by the Commission of whether there is probable cause to believe that there has been a violation of any of the ethics laws. If the Commission finds that there is no probable cause to believe that there has been a violation of the ethics laws, the complaint will be dismissed and will become public at that time.

If the Commission finds that there is probable cause to believe there has been a violation of the ethics laws, the complaint becomes public and enters the third stage of proceedings. The third stage requires that the Commission decide whether the law actually was violated and, if so, what penalty should be recommended. This stage requires a public hearing (trial) at which evidence would be presented.

Attorney's Fees: If the complaint is dismissed, the person against whom the complaint is filed can file a petition to have the complainant pay his or her attorney's fees, which will be awarded after a hearing if the Commission finds that the complaint was made with a malicious intent to injure the official's reputation, the complainant knew that the statements made about the official were false or made the statements about the official with reckless disregard for the truth, and the statements were material.

Confidentiality: The Commission cannot accept anonymous complaints and cannot keep the identity of the complainant or any witness confidential. A complaint, as well as all of the Commission's proceedings and records relating to the complaint, is confidential and exempt from the public records law either until the person against whom the complaint is made waives confidentiality, or until the complaint reaches a stage in the Commission's proceedings where it becomes public. The Commission's procedures on confidentiality do not govern the actions of the complainant or the person against whom the complaint is made.

Legal Counsel: Both the complainant and the person complained against can be represented by legal counsel during the Commission's proceedings.

Other Information: More information about the ethics laws and the Commission's responsibilities is available at the Commission's website, www.ethics.state.fl.us, which contains publications, rules, and other information.

Florida State Representative Daphne Campbell sent out an email from her official email address of daphne.campbell@myfloridahouse.gov, using the official seal of the Florida House of Representatives, for the purpose of distributing an "Official Press Release" issued by the Miami-Dade County Police Benevolent Association, Inc., endorsing Representative Campbell's re-election.

I believe this is a violation of Florida Statute 112.313(6), which states:

(6) MISUSE OF PUBLIC POSITION.—No public officer, employee of an agency, or local government attorney shall corruptly use or attempt to use his or her official position or any property or resource which may be within his or her trust, or perform his or her official duties, to secure a special privilege, benefit, or exemption for himself, herself, or others. This section shall not be construed to conflict with s. 104.31.

See attached exhibit.



Stephanie Kienzle <stephanie.kienzle@gmail.com>

Fwd: Miami Dade PBA Endorses Representative Campbell!

Stephanie Kienzle <stephanie.kienzle@gmail.com>
To: Stephanie Kienzle <stephanie.kienzle@gmail.com>

Thu, Jul 10, 2014 at 1:18 PM

Begin forwarded message:

From: Daphne Campbell State Representative <daphne.campbell@myfloridahouse.gov>
Date: July 9, 2014 at 1:17:22 PM MDT
To:
Subject: Miami Dade PBA Endorses Representative Campbell!
Reply-To: daphne.campbell@myfloridahouse.gov

Florida State Representative Daphne Campbell

Date 07/09/2014
ISSUE No. 1

Official Press Release



Florida House of Representatives



Contact:

Nadlie Charles | [305.795.1210](tel:305.795.1210) | nadlie.charles@myfloridahouse.gov
Apryl Evans | [305.795.1210](tel:305.795.1210) | apryl.evans@myfloridahouse.gov

Representative Campbell gets Endorsement from The Miami Dade County Police Benevolent Association, Inc.!!

Miami, Florida - Florida State Representative Daphne Campbell (D) of **District 108** has just been honored with an endorsement for re-election to The Florida House of Representatives by **The Miami Dade County Police Benevolent Association!** This is an endorsement of the highest honor and shows that Representative Campbell's commitment to Miami Dade Law Enforcement has not gone unnoticed.

Throughout her years in office Representative Campbell has been making continuous strides to not only better relationships between law enforcement and members of the community, but making an overall better environment for police officials to work in.

In the recent 2014 Legislative Session, Representative Campbell passed CS/CS/CS/HB 41 which establishes the **Florida Law Enforcement Officers' Hall of Fame** to recognize and honor law enforcement officers, who put their lives on the line for the safety and protection of the citizens of Florida. Department of Law Enforcement will nominate 10 law enforcement officers to the Governor and Cabinet who will select 5 nominees to be inducted. The Florida Law Enforcement Officers' Hall of Fame will be in a public area on the Plaza Level of the Capitol.

All of this proves that Representative Campbell is amazing in her position. She is eager to share this great news with fellow supporters. "I am thankful and appreciative to the PBA for choosing to endorse me in the upcoming election. I know it is a highly selective process that they go through in order to choose whom they wish to support. It shows that I am truly being a public servant and serving my community in the upmost standards."

Below you can find different attachments to provide you more information to what was discussed in this press release:

To see letter of endorsement sent from the Dade County PBA Click [HERE](#).

To see a copy of HB 41 Click [HERE](#)

To see a list of Representative Campbell's 2014 Passed Bills & Funding Click [HERE](#).

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Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure.



Daphne Campbell State Representative
District Office



9999 NE 2nd Avenue #309
Miami Shores, FL 33138

Monday - Friday
9am - 5pm

Forward this email

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Daphne Campbell State Representative | 9999 NE 2nd Avenue | Suite 309 | Miami Shores | FL | 33138