

STATE OF FLORIDA

OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 23-228 (Executive Order of Suspension)

WHEREAS, Patty Lee Cummings is presently serving as City Councilwoman of the City of Cape Coral, Florida; and

WHEREAS, on November 16, 2023, an information filed in the Twentieth Judicial Circuit charged Patty Lee Cummings with one count of Fraudulent Application for License, a third-degree felony under section 322.212(5), Florida Statutes, and two counts of False Swearing in Connection with or Arising out of Voting, a third-degree felony under section 104.011(1), Florida Statutes; and

WHEREAS, article IV, section 7(c) of the Florida Constitution provides that, by order of the Governor, any elected municipal officer indicted for crime may be suspended from office until acquitted; and

WHEREAS, section 112.51(2), Florida Statutes, provides that the Governor may suspend from office any elected municipal officer who is indicted or informed against for the commission of a federal felony or misdemeanor or state felony or misdemeanor; and

WHEREAS, it is in the best interests of the residents of the City of Cape Coral, and the citizens of the State of Florida, that Patty Lee Cummings be immediately suspended from the public office which she now holds, upon the grounds set forth in this Executive Order.

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to article IV, section 7(c) of the Florida Constitution and section 112.51, Florida Statutes, find as follows:

A. Patty Lee Cummings is, and at all times material was, City Councilwoman of the City of Cape Coral, Florida.

B. The office of City Councilwoman of the City of Cape Coral is within the purview of the suspension powers of the Governor, pursuant to article IV, section 7(c) of the Florida Constitution and section 112.51, Florida Statutes.

C. The attached Information, which is incorporated as if fully set forth in this Executive Order, alleges that Patty Lee Cummings committed felonies under the laws of the State of Florida.

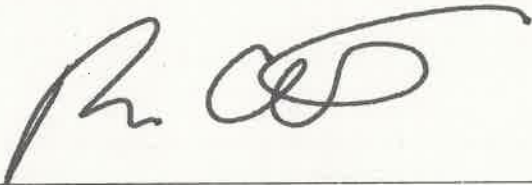
BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is issued, effective today:

Section 1. Patty Lee Cummings is suspended from the public office, which she now holds, to wit: City Councilwoman of the City of Cape Coral.

Section 2. Patty Lee Cummings is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today until a further Executive Order is issued or as otherwise provided by law.

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, this 16th day of November, 2023.





RON DESANTIS, GOVERNOR

ATTEST:


SECRETARY OF STATE

2023 NOV 16 PM 5:27
DEPARTMENT OF STATE
TALLAHASSEE, FL
FILED

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT IN AND FOR
LEE COUNTY, FLORIDA CRIMINAL ACTION

STATE OF FLORIDA

vs.

PATTY LEE CUMMINGS

CASE NO: 23-CF-000934 - (NRT)

(JWD)

DCM TRACK: STANDARD

Race: White Sex: Female

D.O.B.:9/29/1971

INFORMATION FOR:

- 1) Fraudulent Application For Driver License, F.S. 322.212(5)(a), Third Degree Felony
- 2) False Swearing In Connection With Or Arising Out of Voting, F.S. 104.011(1), Third Degree Felony
- 3) False Swearing In Connection With Or Arising Out of Voting, F.S. 104.011(1), Third Degree Felony

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

AMIRA D. FOX, State Attorney of the Twentieth Judicial Circuit of the STATE OF FLORIDA, by and through the undersigned Assistant State Attorney, prosecuting for the STATE OF FLORIDA, in the County of Lee under oath information makes that Patty Lee Cummings,

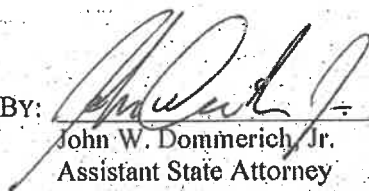
Count(s):

1. On or about May 9, 2022 in Lee County, Florida, did unlawfully and knowingly make a false statement, knowingly conceal a material fact, or otherwise commit a fraud in an application for a driver license or identification card, contrary to Florida Statute 322.212(5)(a),
2. On or about June 14, 2022 in Lee County, Florida, did unlawfully and willfully swear or affirm falsely to an oath or affirmation in connection with or arising out of voting or elections, contrary to Florida Statute 104.011(1),
3. On or about November 18, 2022 in Lee County, Florida, did unlawfully and willfully swear or affirm falsely to an oath or affirmation in connection with or arising out of voting or elections, contrary to Florida Statute 104.011(1),

against the peace and dignity of the STATE OF FLORIDA,

AMIRA D. FOX
STATE ATTORNEY

BY:



John W. Dommerich, Jr.
Assistant State Attorney
Florida Bar Number 0084131
Post Office Box 399
Fort Myers, Florida 33902
(239) 533-1000
eService: eservice@sao20.org

STATE OF FLORIDA, COUNTY OF LEE

Personally appeared before me, John W. Dommerich, Jr., Assistant State Attorney of the Twentieth Judicial Circuit of the State of Florida, being personally known to me, who being duly sworn, says that this information is filed in good faith and certifies that testimony under oath from the material witness or witnesses for the offense has been received which if true, would constitute the offense therein charged.



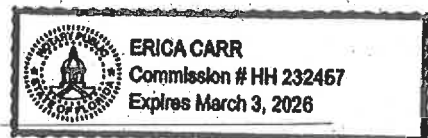
John W. Dommerich, Jr.

Sworn to and Subscribed before me, by means of physical presence or online notarization, this 16th day of November, 2023, by John W. Dommerich, Jr., personally known to me.

Erica Carr

Notary Public

My commission expires:



RE: Patty Lee Cummings, 23-CF-000934

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**OFFICE OF THE STATE ATTORNEY
TWENTIETH JUDICIAL CIRCUIT OF FLORIDA
NOTICE TO THE CLERK**

TO: Clerk of the Courts, Lee County
RE: Patty Lee Cummings, defendant Court Case Number: 23-CF-000934
Race: White Sex: Female
D.O.B.: 9/29/1971
Date of Arrest: November 14, 2023 Agency Booking Report No. 23-506251
OBTS: 3605103029 Agency Name: Lee County Sheriff's Office

BOOKING CHARGES

Count(s):

Number of Counts: 1 - Fraudulent Application For License, F.S. 322.212(5), Third Degree Felony
Number of Counts: 2 - Fraud In Connection With Casting Vote, F.S. 104.041, Third Degree Felony

SAO DISPOSITION

Count(s):

1. Filed as Charged: 322.212(5)
Fraudulent Application For License
Third Degree Felony
2. Filed as Charged: 104.011(1)
False Swearing In Connection With Or Arising Out of Voting
Third Degree Felony
3. Filed as Charged: 104.011(1)
False Swearing In Connection With Or Arising Out of Voting
Third Degree Felony

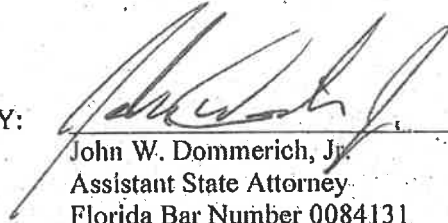
Distribution:

Clerk of Court
Defendant / Defense Counsel -
Sheriff's Department - Jail - correctionsrecordsmanagementunit@sheriffleefl.org; warrantsgroup@sheriffleefl.org
Arresting Agency - Lee County Sheriff's Office - kcolon@sheriffleefl.org, scolon@sheriffleefl.org, hcozad@sheriffleefl.org,
sduenas@sheriffleefl.org
SAO File

AMIRA D. FOX
STATE ATTORNEY

Date: 11/16/23

BY:



John W. Dommerich, Jr.
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eService: eservice@sao20.org

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SAO File