

STATE OF FLORIDA

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER NUMBER 2023E-09

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 State of Florida Commission on Ethics has been created to ensure that public officers and employees do not abuse the trust placed in them; and

WHEREAS, Brian Burkeen was at all times material hereto the Indian River County Assistant Fire Chief (or an employee or position holder in the Indian River County Emergency Services District of the County's Department of Emergency Services), and as such was subject to the provisions of the Code of Ethics for Public Officers and Employees, Part III of Chapter 112, Florida Statutes, and subject to the jurisdiction of the Commission on Ethics; and

WHEREAS, in the Final Order and Public Report No. 21-005 rendered on April 21, 2021, the Commission on Ethics adopted the Joint Stipulation of Fact, Law, and Recommended Order entered into between the Commission and Brian Burkeen and therein found that Brian Burkeen (1) violated section 112.313(6), Florida Statutes, by using his public position and its resources to obtain tires, value, or profit for himself or another; (2) violated section 112.313(7)(a), Florida Statutes, by creating contractual relationships with the individuals to whom he sold the tires paid for using County resources; and (3) violated section 112.313(8), Florida Statutes, by using public resources to obtain tires, value, or profit for himself or another; and

WHEREAS, the findings, conclusions, and recommendations of the Commission on Ethics Final Order and Public Report No. 21-005 are accepted.

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, in obedience to my constitutional duty to take care that the laws be faithfully executed, and pursuant to the Constitution and laws of the State of Florida, issue this Executive Order, effective immediately, declaring that:

1. Brian Burkeen violated section 112.313(6), Florida Statutes, by using his public position and its resources to obtain tires, value, or profit for himself or another; violated section 112.313(7)(a), Florida Statutes, by creating contractual relationships with the individuals to whom he sold the tires paid for using County resources; and violated section 112.313(8), Florida Statutes, by using public resources to obtain tires, value, or profit for himself or another.

2. Brian Burkeen is hereby publicly censured and reprimanded.



Ron DeSantis

GOVERNOR

DATE: November 17, 2023

By:

Ryan D. Newman

Ryan D. Newman
GENERAL COUNSEL

On behalf of and by the authority of Governor Ron DeSantis

ATTEST:

Cord Byrd

SECRETARY OF STATE

DEPARTMENT OF STATE
TALLAHASSEE, FL

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FILED