

STATE OF FLORIDA

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER NUMBER 12-87

WHEREAS, the Honorable MICHAEL J. SATZ, State Attorney for the Seventeenth Judicial Circuit of Florida, has advised Governor RICK SCOTT that Thomas J. Fogan has been charged with driving under the influence, refusal to submit to testing and in a separate case a citation was issued for driving while license suspended; and

WHEREAS, the Honorable MICHAEL J. SATZ has also advised the Governor that Thomas J. Fogan is related to a retired circuit court judge who worked closely with the state attorney's office; and

WHEREAS, the Honorable MICHAEL J. SATZ, to avoid any appearance of conflict of interest or impropriety, has voluntarily disqualified himself and has requested the executive assignment of another State Attorney with respect to the investigation and prosecution of this case and all related matters; and

WHEREAS, the Honorable KATHERINE FERNANDEZ RUNDLE, State Attorney for the Eleventh Judicial Circuit of Florida, has agreed to accept an executive assignment in this matter; and

WHEREAS, it is in the best interest of the State of Florida and of the ends of justice that the Honorable KATHERINE FERNANDEZ RUNDLE discharge the duties of the Honorable MICHAEL J. SATZ, pursuant to Section 27.14, Florida Statutes;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, in obedience to my solemn 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 promulgate the following Executive Order, effective immediately:

Section 1.

The Honorable KATHERINE FERNANDEZ RUNDLE, State Attorney for the Eleventh Judicial Circuit of Florida, hereinafter referred to as the “Assigned State Attorney,” is hereby assigned to discharge the duties of the Honorable MICHAEL J. SATZ, State Attorney for the Seventeenth Judicial Circuit of Florida, as they relate to the investigation, prosecution and all matters related to Thomas J. Fogan.

Section 2.

The Assigned State Attorney or one or more Assistant State Attorneys and Investigators, who have been designated by the Assigned State Attorney, shall proceed forthwith to the Seventeenth Judicial Circuit of Florida, and are hereby vested with the authority to perform the duties prescribed herein.

Section 3.

All residents of the Seventeenth Judicial Circuit are requested, and all public officials are directed, to cooperate and render whatever assistance is necessary to the Assigned State Attorney, to the end that justice may be served.

Section 4.

The period of this Executive Assignment shall be for one (1) year, to and including April 6, 2013.

Section 5.

The Assigned State Attorney shall notify the Governor on or before March 6, 2013, if additional time is required.



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 6th day of April, 2012.

A handwritten signature in black ink, appearing to read "Ron DeSantis", written over a horizontal line.

GOVERNOR

ATTEST:

A handwritten signature in black ink, appearing to read "Ken Retzner", written over a horizontal line.

SECRETARY OF STATE

FILED
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TALLAHASSEE, FLORIDA