

STATE OF FLORIDA
OFFICE OF THE GOVERNOR
EXECUTIVE ORDER NUMBER 13-251
(Executive Order of Suspension)

WHEREAS, Dianne Wagner, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Dianne Wagner for notary misconduct; and

WHEREAS, the complainant states that Dianne Wagner failed to disclose a prior felony conviction for possession of a controlled substance in her sworn notary public application dated July 4, 2010, in violation of Section 117.01(4)(h), Florida Statutes; and

WHEREAS, Dianne Wagner appears to be in violation of Sections 92.525(2) and (3), Florida Statutes, which pertain to perjury by false written declaration; and

WHEREAS, on April 16, 2013, Dianne B. Wagner was convicted of petit theft in Volusia County, but failed to notify the Department of State in writing of the change in her criminal history within 60 days of that conviction, as required by Section 117.01(2), Florida Statutes; and

WHEREAS, on July 12, 2013, this Office mailed correspondence to Dianne Wagner requiring that she provide a sworn written response regarding her failure to include the criminal history information in her notary application; and

WHEREAS, to date, this Office has not received the required sworn response from Dianne Wagner; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Dianne Wagner be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and Section 117.01(4), Florida Statutes, find and state as follows:

- A. Dianne Wagner is a duly appointed Notary Public of the State of Florida, pursuant to Section 117.01, Florida Statutes.
- B. Dianne Wagner's current commission runs from September 29, 2010, through September 28, 2014.
- C. Dianne Wagner made a material false statement on the sworn notary public application submitted on July 4, 2010.
- D. Dianne Wagner failed to report a change in her criminal history following her April 2013 conviction for petit theft.
- E. Dianne Wagner refused to respond to an investigation by the Governor's Office, as required by Section 117.01(4)(c), Florida Statutes.

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

Section 1. Dianne Wagner is suspended from the public office which she now holds:
Notary Public of the State of Florida.

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



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of September, 2013.

RICK SCOTT, GOVERNOR

ATTEST:

SECRETARY OF STATE

FILED
2013 SEP -9 AM 9:36
DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA