

STATE OF FLORIDA

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER NUMBER 14-156

WHEREAS, the Honorable WILLIAM P. CERVONE, State Attorney for the Eighth Judicial Circuit of Florida, has advised Governor RICK SCOTT that Brad Michael Shipley has been arrested, in Levy County, for armed burglary, grand theft, dealing in stolen property, and possession of a firearm by a convicted felon; and

WHEREAS, the Honorable WILLIAM P. CERVONE has also advised the Governor that Brad Michael Shipley is related to an employee of the state attorney's office; and

WHEREAS, the Honorable WILLIAM P. CERVONE, to avoid a conflict of interest or any appearance of 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 BRAD KING, State Attorney for the Fifth 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 BRAD KING discharge the duties of the Honorable WILLIAM P. CERVONE, 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, issue the following Executive Order, effective immediately:

Section 1.

The Honorable BRAD KING, State Attorney for the Fifth Judicial Circuit of Florida, referred to as the "Assigned State Attorney," is assigned to discharge the duties of the Honorable WILLIAM P. CERVONE, State Attorney for the Eighth Judicial Circuit of Florida, as they relate to the investigation, prosecution and all matters related to Brad Michael Shipley.

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 immediately to the Eighth Judicial Circuit of Florida, and are vested with the authority to perform the duties prescribed herein.

Section 3.

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

Section 4.

The period of this Executive Assignment shall be for one (1) year, to and including May 6, 2015.

Section 5.

The Assigned State Attorney shall notify the Governor on or before April 6, 2015, 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 May, 2014.


RICK SCOTT, GOVERNOR

ATTEST:


SECRETARY OF STATE

2014 MAY - 6 PM 12: 27
DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

FILED



JEANNE M. SINGER
CHIEF ASSISTANT STATE ATTORNEY

120 WEST UNIVERSITY AVENUE
GAINESVILLE, FLORIDA 32601

BRIAN S. KRAMER
EXECUTIVE DIRECTOR

WILLIAM P. CERVONE
STATE ATTORNEY
EIGHTH JUDICIAL CIRCUIT OF FLORIDA
SERVING
ALACHUA, BAKER, BRADFORD, GILCHRIST, LEVY
AND UNION COUNTIES

TELEPHONE (352) 374 - 3870

PLEASE REPLY TO:

May 1, 2014

Honorable Rick Scott
Governor, State of Florida
Governor's Legal Office
The Capitol, Room 209
Tallahassee, FL 32399

Re: State of Florida v. Brad Michael Shipley
Levy County Case No. 38-2014-CF-217-A

Dear Governor Scott:

On April 25, 2014, the Levy County Sheriff's Office arrested Brad Michael Shipley for the felony offenses of Burglary/Armed, Grand Theft, Dealing In Stolen Property, and Possession Of A Firearm By A Convicted Felon.

Shipley is the nephew of a long time employee of mine who works primarily in my Levy County office. He has previously been arrested on multiple occasions and as I have done on each of those cases I believe that I must ask that this case be reassigned to a prosecutor outside of the 8th Circuit in order to avoid any appearance of impropriety. I therefore request that you make such an assignment.

Please note that Shipley is scheduled for a Bond Reduction Hearing on May 7th and that his arrest has set other timeframes such as speedy trial into motion. I will maintain possession of the paperwork received from law enforcement to date until such time as an appointment has been made and will be ready to transfer it to the appointed office at that time.

Sincerely,

A handwritten signature in black ink, appearing to read "William P. Cervone".

William P. Cervone
State Attorney

WPC/am

Smith, Susan

From: Debbie Allen [DAllen@sao5.org]
Sent: Monday, May 05, 2014 8:47 AM
To: Smith, Susan
Subject: FW: re: Executive Assignment Request from the 8th Circuit - Brad Michael Shipley (Levy Co.)

Sorry for the delay. Yes, we will take it but the file needs to get here ASAP. Thanks.

>>> "Smith, Susan" <Susan.Smith@eog.MyFlorida.com> 5/2/2014 1:29 PM >>>
Brad Michael Shipley was arrested on April 25, 2014, in Levy County, for burglary/armed, grand theft, dealing in stolen property, and possession of a firearm by a convicted felony. Mr. Shipley is related to a long time employee who works primarily in the Lee County Office. A bond reduction hearing is scheduled for May 7th and speedy trial time constraints apply to this case. Can your office handle this assignment?

Susan L. Smith

Criminal Justice Liaison &

Victims' Rights Coordinator

Executive Office of Governor Rick Scott

The Capitol, Suite 209

Tallahassee, FL 32399-0001

Phone: 850.717.9310

Direct: 850.717.9311

Fax: 850.488.9810

<<http://www.twitter.com/ItsWorkingFL>>

From: Anne McKinley [mailto:mckinleya@sao8.org]
Sent: Friday, May 02, 2014 1:23 PM
To: Smith, Susan
Subject: re: Executive Assignment Request - Brad Michael Shipley

Susan,

The hard copy will go in the mail today.

Thank you,

Anne McKinley

SAO-8

Under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.



JEANNE M. SINGER
CHIEF ASSISTANT STATE ATTORNEY

120 WEST UNIVERSITY AVENUE
GAINESVILLE, FLORIDA 32601

TELEPHONE (352) 374 - 3670

BRIAN S. KRAMER
EXECUTIVE DIRECTOR

WILLIAM P. CERVONE
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EIGHTH JUDICIAL CIRCUIT OF FLORIDA
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ALACHUA, BAKER, BRADFORD, GILCHRIST, LEVY
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RECEIVED
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Sincerely,

A handwritten signature in blue ink, appearing to read "W. Cervone".

William P. Cervone
State Attorney

WPC/am