

STATE OF FLORIDA

OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 14-193 (AMENDING EXECUTIVE ORDER 14-192)

WHEREAS, Michael Andrew White (White) is presently serving as a member of the Town Commission of the Town of Inglis, in Levy County, Florida; and

WHEREAS, on January 10, 2014, the State Attorney for the Eighth Judicial Circuit charged White by information with commercial littering, as prohibited by section 403.413(4) & (6)(c), Florida Statutes, and with reckless pollution, as prohibited by section 403.161(1)(a) & (4), Florida Statutes; and

WHEREAS, a violation of section 403.413(4) & (6)(c), constitutes a felony; and

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

WHEREAS, it is in the best interests of the residents of the Town of Inglis, and the citizens of the State of Florida, that White be immediately suspended from the public office which he now holds, upon the grounds set forth in this executive order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 112.51, Florida Statutes, find as follows:

A. Michael Andrew White is, and at all times material was, a member of the Town Commission of the Town of Inglis, Florida.

B. The office of Town Commissioner of the Town of Inglis is within the purview of the suspension powers of the Governor, pursuant to section 112.51, Florida Statutes.

C. The attached Information, which is incorporated as if fully set forth in this Executive Order, alleges that White committed a felony. This suspension is predicated upon the attached Information.

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. Michael Andrew White is suspended from the public office, which he now holds, to wit: member of the Town Commission of the Town of Inglis, Florida.

Section 2. Michael Andrew White 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 23rd day of June 2014.

GOVERNOR

ATTEST:

SECRETARY OF STATE

2014 JUN 23 PM 6:20
TALLAHASSEE, FLORIDA

FILED

IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL CIRCUIT
IN AND FOR LEVY COUNTY, FLORIDA

STATE OF FLORIDA
Plaintiff,

Case Number 38-2014-CF- 27 -A

DIVISION IV

vs.

MICHAEL ANDREW WHITE, W/M, 12/04/1966. [REDACTED]
Defendant.

CHARGES:

- I) COMMERCIAL LITTERING
- II) RECKLESS POLLUTION

INFORMATION

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

WILLIAM P. CERVONE, STATE ATTORNEY for the Eighth Judicial Circuit, prosecuting for the State of Florida, under oath, alleges by information that MICHAEL ANDREW WHITE, in Levy County, Florida, on or between January 1, 2007, and July 17, 2013, did unlawfully dump litter in an amount exceeding 500 pounds in weight or 100 cubic feet in volume or in any quantity for commercial purposes, or dump hazardous waste, on private property, and the dumping caused a public nuisance or was in violation of any other state or local law, rule, or regulation, contrary to Section 403.413(4) and (6)(c) Florida Statutes. (I.2)

COUNT II: And WILLIAM P. CERVONE, STATE ATTORNEY for the Eighth Judicial Circuit, prosecuting for the State of Florida, under oath, further alleges, by information that MICHAEL ANDREW WHITE, in Levy County, Florida, on or between January 1, 2007, and July 17, 2013, did then and there unlawfully cause pollution, due to reckless indifference or gross careless disregard, so as to harm or injure human health or welfare, animal, plant, or aquatic life or property, contrary to Section 403.161(1)(a) and 403.161(4), Florida Statutes. [M2]

STATE OF FLORIDA
COUNTY OF LEVY

Personally appeared before me the undersigned MICHAEL L. BECKER Assistant State Attorney, Eighth Judicial Circuit of Florida, who, being first duly sworn, says that the allegations set forth in the foregoing INFORMATION are based upon facts that have been sworn to as true, and which if true, would constitute the offense therein charged, and is filed in good faith, and

does hereby certify that he has received testimony under oath from the material witness or witnesses for the offense.

WILLIAM P. CERVONE
STATE ATTORNEY



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The foregoing instrument was acknowledged before me this 10th day of January, 2014 by MICHAEL L. BECKER, Assistant State Attorney, who is personally known to me and who did take an oath.



CAROLYN MCKITTRICK
MY COMMISSION # FF 085354
EXPIRES: October 28, 2017
Bonded thru Legal Notary Services


NOTARY PUBLIC