

STATE OF FLORIDA

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER NUMBER 14-233

WHEREAS, the Honorable KATHERINE FERNANDEZ RUNDLE, State Attorney for the Eleventh Judicial Circuit of Florida, has advised Governor RICK SCOTT that Ruben Soto and Jose Hernandez have filed motions for post conviction relief; and

WHEREAS, the Honorable CATHERINE VOGEL, State Attorney for the Sixteenth Circuit handled the original case involving these defendants under Executive Order 12-61; and

WHEREAS, the Honorable KATHERINE FERNANDEZ RUNDLE has also advised the Governor that the original conflict continues to exist as one of the deceased victims was a circuit court judge; and

WHEREAS, the Honorable KATHERINE FERNANDEZ RUNDLE, to avoid a conflict of interest or any appearance of impropriety, has voluntarily disqualified herself and has requested the executive assignment of another State Attorney with respect to the motions for post conviction relief and all related matters; and

WHEREAS, the Honorable CATHERINE VOGEL, State Attorney for the Sixteenth 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 CATHERINE VOGEL discharge the duties of the Honorable KATHERINE FERNANDEZ RUNDLE, 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 CATHERINE VOGEL, State Attorney for the Sixteenth Judicial Circuit of Florida, referred to as the "Assigned State Attorney," is assigned to discharge the duties of the Honorable KATHERINE FERNANDEZ RUNDLE, State Attorney for the Eleventh Judicial Circuit of Florida, as they relate to the motions for post conviction relief and all matters related to Ruben Soto and Jose Hernandez.

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

Section 3.

All residents of the Eleventh 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 August 20, 2015.

Section 5.

The Assigned State Attorney shall notify the Governor on or before July 20, 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 20th day of August, 2014.


RICK SCOTT, GOVERNOR

ATTEST:


SECRETARY OF STATE

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DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

FILED