

STATE OF FLORIDA

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER NUMBER 17-205

WHEREAS, the Honorable ANDREW H. WARREN, State Attorney for the Thirteenth Judicial Circuit of Florida, has advised Governor RICK SCOTT that Dennis Edmond Neeley has a pending status review hearing for a motion for post conviction relief in case number 2008-CF-016581; and

WHEREAS, the Honorable ED BRODSKY, State Attorney for the Twelfth Judicial Circuit of Florida, prosecuted the original case for which Dennis Edmond Neeley seeks post conviction relief under Executive Orders 09-257, 11-70, 11-220, and 15-151; and

WHEREAS, the Honorable ANDREW H. WARREN has also advised the Governor that the original conflict continues to exist, as Denis Edmond Neeley is related to employees of the state attorney's office; and

WHEREAS, the Honorable ANDREW H. WARREN, 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 motion for post conviction relief and all related matters; and

WHEREAS, the Honorable ED BRODSKY, State Attorney for the Twelfth Judicial Circuit of Florida, has agreed to accept an executive assignment in this matter; and

WHEREAS, it is in the best interests of the State of Florida and of the ends of justice that the Honorable ED BRODSKY discharge the duties of the Honorable ANDREW H. WARREN, 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 ED BRODSKY, State Attorney for the Twelfth Judicial Circuit of Florida, referred to as the “Assigned State Attorney,” is assigned to discharge the duties of the Honorable ANDREW H. WARREN, State Attorney for the Thirteenth Judicial Circuit of Florida, as they relate to the motion for post conviction relief and all matters related to Dennis Edmond Neeley.

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

Section 3.

All residents of the Thirteenth 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 July 31, 2018.

Section 5.

The Assigned State Attorney shall notify the Governor on or before June 31, 2018, 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 31st day of July, 2017.

A blue ink signature of Rick Scott, written in a cursive style.

RICK SCOTT, GOVERNOR

ATTEST:

A blue ink signature of Ken Ritzman, written in a cursive style.
SECRETARY OF STATE

2017 JUL 31 PM 1:01
DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

FILED