

STATE OF FLORIDA

OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 20-196 (Executive Order of Suspension)

WHEREAS, on July 7, 2020, I issued Confidential Executive Order 20-168, assigning the Honorable BRAD KING, State Attorney for the Fifth Judicial Circuit of Florida to the Fourth Judicial Circuit with respect to an investigation by Florida Department of Law Enforcement (FDLE) regarding allegations of official misconduct against Clay County Sheriff Darryl Daniels; and

WHEREAS, Article IV, Section 7(a) of Florida Constitution provides that the Governor may suspend from office any county officer for commission of a felony; and

WHEREAS, Darryl Daniels is presently serving as Sheriff of Clay County, Florida, having been elected in November 2016 to serve a four-year term; and

WHEREAS, on August 13, 2020, Darryl Daniels was charged by Information for the felony charge of tampering with physical evidence, in violation of section 918.13, Florida Statutes, and three counts of misdemeanor charge of false report to law enforcement authorities, in violation of section 837.05(1)(a), Florida Statutes; and

WHEREAS, violation of section 918.13, Florida Statutes, constitutes a felony of the third degree and violation of section 837.05(1)(a), Florida Statutes, constitutes a misdemeanor of the first degree ; and

WHEREAS, it is in the best interests of the residents of the Clay County, and the citizens of the State of Florida, that Darryl Daniels be immediately suspended from the public office, which he now holds, upon the grounds set forth in this executive order.

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to Article IV, Section 7(a), find as follows:

- A. Darryl Daniels is, and at all times material hereto was, Sheriff, Clay County, Florida.

- B. The office of Sheriff, Clay County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7(a).
- C. The Information alleges that Darryl Daniels has committed felony acts in violation of the Laws of Florida. This suspension is predicated upon the Information which are incorporated as if fully set forth in this Executive Order.

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 immediately:

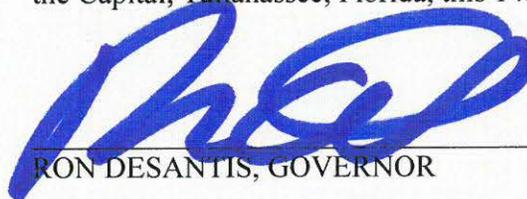
Section 1. Darryl Daniels is suspended from the public office, which he now holds, to wit: Sheriff, Clay County, Florida.

Section 2. Darryl Daniels 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 further Executive Order is issued, or as otherwise provided by law.

Section 3. Executive Order 20-168, which assigned the State Attorney for the Fifth Judicial Circuit to the Fourth Judicial Circuit to represent the State of Florida relating to the Florida Department of Law Enforcement's investigation of Clay County Sheriff Darryl Daniels for allegations of official misconduct, pursuant to section 27.151(3), Florida Statutes, is no longer confidential.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at the Capital, Tallahassee, Florida, this 14th day of August, 2020.


RON DESANTIS, GOVERNOR

ATTEST:


SECRETARY OF STATE

DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

2020 AUG 14 PM 4:51

FILED

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA, IN AND FOR CLAY COUNTY

THE STATE OF FLORIDA

CASE NO.

20CF1181

vs

INFORMATION

DIV A

DARRYL R DANIELS

CLAY COUNTY CLERK

2020 AUG 13 PM 1:45

FILED
TARA S GREEN

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

BRAD KING, Assigned State Attorney for the Fourth Judicial Circuit of the State of Florida, in and for Clay County prosecuting for the State of Florida, by and through the undersigned Designated Assistant State Attorney, in the said County, under oath, information makes that: DARRYL R DANIELS (R/G: B/M, DOB: 03/12/1965) in the County of Clay, and the State of Florida, on or about the 6th day of May in the year of Our Lord, twenty-nineteen through the 4th day of June in the year of Our Lord, twenty-nineteen:

COUNT I

TAMPERING WITH PHYSICAL EVIDENCE (F3)

918.13(1)(a) and 918.13(2)

did alter, destroy, conceal, or remove any record, document, or thing, to-wit: cellular telephone or stored data on cellular telephone, with the purpose to impair its verity or availability in any proceeding or investigation, knowing that a criminal trial or proceeding or an investigation by a duly constituted prosecuting authority, law enforcement agency or grand jury of this state was pending or was about to be instituted, in violation of Florida Statute 918.13(1)(a) and 918.13(2);

COUNT II

FALSE REPORTS TO LAW ENFORCEMENT AUTHORITIES (M1)

837.05

and the Designated Assistant State Attorney upon his oath aforesaid, further information makes that DARRYL R DANIELS (R/G: B/M, DOB: 03/12/1965) in the County of Clay, and the State of Florida, on or about the 6th day of May in the year of Our Lord, twenty-nineteen, in the County and State aforesaid did knowingly give false information to a law enforcement officer, to-wit: Deputy Sheriff Christopher Ruby, concerning the alleged commission of a crime, to-wit: stalking, in violation of Florida Statute 837.05;

COUNT III

FALSE REPORTS TO LAW ENFORCEMENT AUTHORITIES (M1)

837.05

and the Designated Assistant State Attorney upon his oath aforesaid, further information makes that DARRYL R DANIELS (R/G: B/M, DOB: 03/12/1965) in the County of Clay, and the State of Florida,

on or about the 15th day of June in the year of Our Lord, twenty-twenty, in the County and State aforesaid did knowingly give false information to a law enforcement officer, to-wit: Inspector Keith Riddick and Special Agent Luis Negrete, concerning the alleged commission of a crime, to-wit: stalking or tampering with evidence, in violation of Florida Statute 837.05;

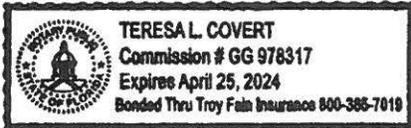
COUNT IV
FALSE REPORTS TO LAW ENFORCEMENT AUTHORITIES (M)
837.05

and the Designated Assistant State Attorney upon his oath aforesaid, further information takes that DARRYL R DANIELS (R/G: B/M, DOB: 03/12/1965) in the County of Clay, and the State of Florida, on or about the 15th day of June in the year of Our Lord, twenty-twenty, in the County and State aforesaid did knowingly give false information to a law enforcement officer, to-wit: Inspector Keith Riddick and Special Agent Luis Negrete, concerning the alleged commission of a crime, to-wit: stalking or tampering with evidence, in violation of Florida Statute 837.05;

contrary to the form of the statute in such cases made and provided and against the peace and dignity of the State of Florida.

STATE OF FLORIDA, COUNTY OF CLAY

Personally appeared before me, BRAD KING, Assigned State Attorney for the Fourth Judicial Circuit, State of Florida, in and for Clay County, State of Florida, or his duly designated Assistant State Attorney, who first being sworn, says that the allegations as 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. Prosecution instituted in good faith and subscribed under oath, certifying he has received testimony under oath from the material witness or witnesses of the offense.



Richard Karl Buxman
Richard Karl Buxman, Assistant to BRAD KING State Attorney,
Fifth Judicial Circuit of Florida
Florida Bar No. 0155357

Sworn to and subscribed before me this 13th day of August, 2020.

Teresa L Covert
Affiant Personally Known to Notary Public

FILED
TARA S GREEN
2020 AUG 13 PM 1:16
CLAY COUNTY CLERK