The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA
RULES
Senator Benacquisto, Chair
Senator Gibson, Vice Chair

MEETING DATE: Monday, October 21, 2019
TIME: 10:30 a.m.—9:00 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

MEMBERS: Senator Benacquisto, Chair; Senator Gibson, Vice Chair; Senators Book, Bradley, Brandes, Braynon, Farmer, Flores, Hutson, Lee, Montford, Passidomo, Rodriguez, Simmons, Simpson, Stargel, and Thurston

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Other Related Meeting Documents
January 14, 2019

Mr. Scott J. Israel

Dear Mr. Israel:

Pursuant to the provisions of Section 112.40, Florida Statutes, we are sending you a copy of Executive Order Number 19-14 relating to your suspension as Sheriff, Broward County.

Sincerely,

Kristi Reid Willis, Chief
Bureau of Election Records

cc: The Honorable Ashley Moody, Attorney General
    Ms. Debbie Brown, Secretary of the Senate
WHEREAS, Article IV, Section 7 of the Florida Constitution provides in relevant part that, "the Governor may suspend from office ... any county officer for ... neglect of duty ... [or] incompetence"; and

WHEREAS, Scott Israel is presently serving as the Sheriff for Broward County, Florida, having been reelected by the voters of Broward County in 2016 for a four-year term; and

WHEREAS, pursuant to Florida Statute § 30.15, it is the duty of elected sheriffs to be the conservators of the peace in their respective counties; and

WHEREAS, pursuant to Florida Statute § 30.07, "sheriffs may appoint deputies to act under them who shall have the same power as the sheriff appointing them, and for the neglect and default of whom in the execution of their office the sheriff shall be responsible"; and

WHEREAS, sheriffs are responsible for appointing command staff who are responsible for the training, response and security within the counties, including airports, seaports and schools within their jurisdiction; and

WHEREAS, sheriffs are responsible for the recruitment, hiring and promotion of their command staff and deputy sheriffs; and

WHEREAS, on February 14, 2018, Marjory Stoneman Douglas High School in Parkland, Broward County, Florida, experienced a tragic shooting, taking the lives of seventeen students and staff members; and
WHEREAS, prior to the shooting at Marjory Stoneman Douglas High School, Broward County Sheriff’s Office had a total of 21 interactions with the shooter, including two incidents that an internal affairs investigation later found warranted additional follow-up; and

WHEREAS, the first of the above incidents occurred in February 2016 when the Marjory Stoneman Douglas shooter posted a picture of a gun with a statement similar to “I am going to get this gun when I turn 18 and shoot up the school”; and

WHEREAS, Broward County Deputy Eason, acting on behalf of and in place of Sheriff Israel, did not complete an incident report, but instead noted in CAD, “No threats noted and info forwarded to (SRO) Peterson at school.”; and

WHEREAS, the second of the above incidents occurred in November 2017 when Broward County Sheriff’s Office received a call that the Marjory Stoneman Douglas shooter “had weapons and wanted to join the military to kill people” and “that [he] ‘might be a Columbine in the making’ and was a threat to kill himself.”; and

WHEREAS, Broward County Deputy Treijs, acting on behalf of and in place of Sheriff Israel, did not complete an incident report, but instead noted in CAD that the Marjory Stoneman Douglas shooter was autistic, his location was unknown, and directed the caller to contact another police department; and

WHEREAS, on February 14, 2018, Broward County Deputy Scot Peterson was at all times acting on behalf of and in place of Sheriff Israel while serving as the School Resource Officer at Marjory Stoneman Douglas High School; and

WHEREAS, on February 14, 2018, Broward County Deputy Peterson exercised the discretion of Sheriff Israel consciously deciding not to engage the Marjory Stoneman Douglas shooter, while the shooter was actively killing and attempting to kill the students and teachers of Marjory Stoneman Douglas High School; and
WHEREAS, according to the Marjory Stoneman Douglas Public Safety Commission Report dated January 2, 2019, there were six other Broward County Sheriff Deputies acting on behalf of and in place of Sheriff Israel who were in close proximity to the Marjory Stoneman Douglas High School that “did not immediately move towards the gunshots to confront the shooter”; and

WHEREAS, Sheriff Israel is responsible for developing, implementing and training his deputies on policy related to active shooters; and

WHEREAS, Sheriff Israel is responsible for inserting into the Broward County Sheriff’s Office Active Shooter Policy that a deputy “may” enter the area or structure to engage an active shooter and preserve life; and

WHEREAS, on November 15, 2018, Sheriff Israel stated to the Marjory Stoneman Douglas Public Safety Commission “that he wanted his deputies to exercise discretion and he did not want them engaging in ‘suicide missions.’”; and

WHEREAS, as noted by the Marjory Stoneman Douglas Public Safety Commission Report dated January 2, 2019, Broward County Sheriff’s Office policy for responding to an active shooter situation is inconsistent with current and standard law enforcement practices; and

WHEREAS, even if the duty to engage an active shooter was discretionary, the responsibility for the exercise of that discretion falls upon the elected sheriff; and

WHEREAS, the Marjory Stoneman Douglas Public Safety Commission Report further revealed a failure on the part of Sheriff Israel and his deputies to timely establish an incident command center; and

WHEREAS, to meet the Sheriff’s duty to be the conservator of the peace, it is necessary for the Sheriff to provide adequate, up-to-date, frequent, thorough and realistic training to handle high-risk, high-stress situations, including mass casualty incidents; and
WHEREAS, Sheriff Israel’s deputies interviewed by the Marjory Stoneman Douglas Public Safety Commission could not remember the last time they attended active shooter training or what type of training they received; and

WHEREAS, on January 6, 2017, a tragic shooting occurred at the Fort Lauderdale-Hollywood Airport in Broward County, Florida, taking the lives of five and injuring dozens more; and

WHEREAS, during the shooting at the Fort Lauderdale-Hollywood Airport the Broward County Sheriff’s Office failed to contain and maintain security resulting in a breach of airport security; and

WHEREAS, an internal investigation into the Fort Lauderdale Airport shooting uncovered a lack of leadership by Sheriff Israel, including: a failure by Sheriff Israel to establish proper containment procedures for the crime scene, a failure by Sheriff Israel to establish a centralized command and response, a failure by Sheriff Israel to provide his deputies adequate, thorough and realistic training, and a failure by Sheriff Israel to establish an appropriate response to a mass casualty incident; and

WHEREAS, the investigation also revealed that Sheriff Israel’s neglect of duty and incompetence lead to “most of the law enforcement personnel who responded [lacking] clear instructions, objectives, and roles.”; and

WHEREAS, Sheriff Israel has egregiously failed in his duties as Sheriff for Broward County; and

WHEREAS, Sheriff Israel failed to maintain a culture of vigilance and thoroughness amongst his deputies in protecting the peace in Broward County, Florida; and

WHEREAS, Sheriff Israel has demonstrated during multiple incidents that he has not provided for the proper training of his deputies; and

WHEREAS, two separate reports into the recent mass casualty shootings in Broward County specifically found that Sheriff Israel has not and does not provide frequent training for his deputies
resulting in the deaths of twenty-two individuals and a response that is inadequate for the future safety of Broward County residents; and

WHEREAS, two separate reports into the recent mass casualty shootings in Broward County specifically found that Sheriff Israel has not implemented proper protocols to provide guaranteed access to emergency services, nor proper protocols to have timely, unified command centers setup to control a crime scene, leading to confusion, a lack of recognized chain-of-command, and ultimately a failure to contain the dangerous situation; and

WHEREAS, Sheriff Israel has contravened his oath of office as set forth in Article II, section 5, of the Florida Constitution, to “...faithfully perform the duties” of Sheriff of Broward County, Florida; and

WHEREAS, due to his demonstrated neglect of duty and incompetence, Sheriff Israel can no longer demonstrate the qualifications necessary to meet his duties in office; and

WHEREAS, it is in the best interests of the residents of Broward County, and the citizens of the State of Florida, that Sheriff Israel be immediately suspended from the public office, which he now holds;

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, determine, and for the purposes of Article IV, section 7, of the Florida Constitution, allege as follows:

A. Scott Israel is, and at all times material was, the Sheriff for Broward County, Florida.

B. The office of sheriff is within the purview of the suspension powers of the Governor, pursuant to Article IV, section 7, of the Florida Constitution.

C. The actions and omissions of Scott Israel as referenced above and as noted in the Marjory Stoneman Douglas Public Safety Commission Report, dated January 2, 2019 and attached hereto,
constitute neglect of duty and incompetence for the purposes of Article IV, section 7, of the Florida Constitution.

D. If, after execution of this suspension, additional facts are discovered that illustrate further neglect of duty and incompetence—or other constitutional grounds for suspension of Sheriff Israel—this Executive Order may be amended to allege those additional facts.

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. Scott Israel is hereby suspended from the public office that he now holds, to wit: Sheriff for Broward County, Florida.

Section 2. Scott Israel is hereby 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 the effective date hereof, until a further executive order is issued, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 11th day of January, 2019.

RON DESANTIS, GOVERNOR

ATTEST:

SECRETARY OF STATE
MEMORANDUM

TO: Debbie Brown, Secretary
FROM: Bill Galvano, President
SUBJECT: Executive Order of Suspension 19-14, In re Scott Israel
DATE: September 25, 2019

Pursuant to the provisions of Senate Rule 12.7, the advisory report and recommendation of the Special Master regarding Executive Order of Suspension 19-14 is referred to the Rules Committee for its consideration and report.

Thank you for your attention to these matters.
Re: Executive Order of Suspension No. 19-14
Suspension of Mr. Scott Israel, Sheriff
Broward County, FL

REPORT AND RECOMMENDATION OF SPECIAL MASTER

On January 11, 2019, Governor Ron DeSantis suspended Scott Israel from his public office as the Sheriff of Broward County. (See Executive Order 19-14.) Sheriff Israel was then serving his second term in office, having been elected in 2012 and 2016. The suspension order levies two constitutional charges against Sheriff Israel: neglect of duty and incompetence. In broad strokes, the Governor claims that Sheriff Israel’s failed leadership resulted in multiple deaths from two mass shooting incidents in Broward County. (See Gov. Proposed Order at 2.)

Under Senate Rule 12.8, the undersigned was appointed as Special Master to receive evidence and make recommendations to the Florida Senate about Sheriff Israel’s suspension. See also Fla. Stat. § 112.41(4) (allowing the appointment of a special master in these proceedings). In June 2019, I presided over a two-day evidentiary hearing in Tallahassee. I heard sworn testimony from four live witnesses, with additional testimony submitted by deposition transcripts. The parties also submitted over fifty exhibits that were entered into evidence. The
evidentiary hearing has been transcribed, and references to that proceeding are indicated by “Tr.” References to the exhibits are identified by “Gov.” for the Governor, and “Israel” for Sheriff Israel, followed by a bates-page reference where applicable.

I. Governing Law & Standard of Review

An overview of the underlying legal principles offers context to this report. Article IV, Section 7 of the Florida Constitution authorizes the Governor to suspend a county official based on several enumerated grounds. It is then the Florida Senate’s responsibility to either remove or reinstate the suspended official. See Art. IV, § 7(b), Fla. Const.

The Governor bears the burden of prosecuting the suspended official before the Senate. Fla. Stat. § 112.43. And he must prove the grounds for suspension by a preponderance of the evidence. (See Gov. Proposed Order at 46 (citations omitted).) A preponderance of the evidence is the greater weight of the evidence, or evidence that more likely than not tends to prove a certain proposition. See Dufour v. State, 69 So. 3d 235, 252 ( Fla. 2011). Failing to prove the charges requires the officer “be reinstated, and the Senate may provide that the county, district, or state, as the case may be, shall pay reasonable attorney’s fees and costs of the reinstated officer upon his or her exoneration.” Fla. Stat. § 112.44.

I have been appointed under Fla. Stat. § 112.41(4). This provision, and the Senate rules passed thereunder, authorizes me to receive evidence and make recommendations to the Florida Senate. It should be noted that this report is not a complete restatement of all the evidence. Rather, it is an advisory summary that
reflects the conclusions I reached based on the parties' arguments and evidence. Also pertinent, my report is not binding. The Senate is free to accept or reject my conclusions as it sees fit. (See Senate R. 12.7.) The entire record will be made available for review to the Florida Senate.

As noted, the Governor has charged Sheriff Israel with two constitutional offenses: neglect of duty and incompetence. (Executive Order 19-14.) The Florida Supreme Court has defined neglect of duty as "the neglect or failure on the part of a public officer to do and perform some duty or duties laid on him as such by virtue of his office or which is required of him by law." Israel v. Desantis, 269 So. 3d 491, 496 (Fla. 2019) (citation omitted). Incompetency "has reference to any physical, moral, or intellectual quality, the lack of which incapacitates one to perform the duties of his office" and "may arise from gross ignorance of official duties or gross carelessness in the discharge of them . . . [or] from lack of judgment and discretion." Id.

II. Procedural History

On January 11, 2019, Governor DeSantis issued Executive Order 19-14 suspending Sheriff Israel. As permitted under the Florida Constitution, Sheriff Israel requested a formal hearing to contest his suspension. I was appointed as Special Master to conduct an evidentiary hearing and make recommendations to the Senate pursuant to Fla. Stat. §112.41(4).

At a preliminary case management conference, Sheriff Israel requested a bill of particulars. For those unaware of this procedural device, a bill of particulars is a written statement designed to give the requesting party further details about the
claims alleged. It protects the litigants from surprise and defines the issues in the action. On February 25, 2019, the Governor filed a bill of particulars, which is now the controlling pleading.

In an effort to challenge the validity of his suspension, Sheriff Israel filed a legal action in the Circuit Court of the Seventeenth Juridical Circuit. See Sheriff Israel v. Governor Ron DeSantis, Circuit Case No. CACE 19-005019 (Broward County). As required under Florida Senate Rule 12.9(2), these proceedings were stayed pending a resolution of the legal case. The abeyance was short lived. Several weeks later, the Circuit Court denied Sheriff Israel's petition for legal review.

Sheriff Israel appealed. And the appellate court immediately certified the case to the Florida Supreme court, citing its "pass through" jurisdiction for cases of great public importance. On April 23, 2019, the Florida Supreme Court unanimously affirmed the Circuit Court's decision and concluded Sheriff Isreal's legal challenge.

These proceedings resumed upon issuance of the Supreme Court mandate on May 16, 2019. In accordance with my prehearing schedule, the parties exchanged witness and exhibit lists, completed pre-hearing depositions, and submitted bench memoranda. The two-day final hearing took place on June 18-19, 2019.

Sheriff Israel presented live testimony from four witnesses, all current or former members of the Broward County Sheriff's Office: Colonel Jack Dale, Detective John Curcio, Executive Director Robert Pusins, and himself. Additional witness testimony was submitted in the form of deposition transcripts. The deposition witnesses were Assistant Chief James Polan, Major Kevin Shults, Lieutenant Colonel
Edward Grant, Broward County Commissioner Steve Geller, Major Michael DiMaggio, Deputy Jesus Madrigal, Captain James Diefenbacher, Major Steve Robson, and Chief Steve Kinsey. Sheriff Israel's exhibits, with one exception, were admitted into evidence without objection. The Governor did not call any live witnesses but submitted twenty-four exhibits.

After the hearing transcript was made available, the parties filed proposed orders. Although contentious at points, both Sheriff Israel and the Governor were given a full and fair opportunity to investigate the allegations, obtain and examine relevant evidence, and present evidence and argument for my review. One final point I would like to reiterate. This report is not intended (and does not) restate all of the evidence. I have, however, reviewed all of the materials in formulating my recommendations below.

II. Findings and Recommendations

Before turning to the merits, a few preliminary issues warrant discussion. First, Sheriff Israel has labeled his suspension as a political tool by Governor DeSantis to secure financial and political support. (See, e.g., Israel Bench Memo at 8 (“Solely to secure votes, DeSantis made a political campaign promise to parents of the murdered students and the NRA that he would remove Sheriff Israel from office if then-Governor Scott did not do so.”)) Sheriff Israel has weaved this argument throughout his pleadings and made it a prominent point during the final hearing.

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1 Sheriff Israel's Exhibit 28 was excluded because a copy was not furnished to the opposing counsel prior to the hearing.
(See, e.g., Tr. 36:16-22 ("Sheriff Israel finally has an opportunity to demonstrate that the governor's suspension of him was not for any legal matter, was not because of any constitutional reason but was a brutal political ploy designed to obtain his election and fulfill his promise to the National Rifle Association."). These arguments are a red herring and ultimately fall on deaf ears. My task is to review the evidence submitted to determine if Sheriff Israel was incompetent or neglected his duties. The impetus for Sheriff Israel's suspension has no bearing on these questions. What matters is only whether the record sustains the charges against Sheriff Israel. In other words, my inquiry has been (and must be) purely objective.

Second, Sheriff Israel has alleged that his suspension lacked the due process required under the Florida Constitution. (See Tr. 13:12-25.) As the record reflects, I have denied several requests from Sheriff Israel to suspend these proceedings pending resolution of ancillary investigations and criminal proceedings. (Id. at 15:5-12.) I will not reiterate the basis for my prior rulings here, but I would like to make a few observations. Executive Order 19-14 went into effect on January 19, 2019, Sheriff Israel demanded review before the Senate only weeks later, and the final hearing occurred in June 2019. This timeline left nearly six months for Sheriff Israel to prepare a defense. But instead of diligently pursuing the facts needed to challenge the Governor's claims, Sheriff Israel chose to focus his efforts on a failed legal challenge. For example, it was not until June 3, 2019 that Sheriff Israel properly requested witness subpoenas. (See Israel Updated Subpoena Requests.) The record is clear that any obstacles to Sheriff Israel preparing a defense were of his own
making. The issue of due process will ultimately be a question for a court of law (should that challenge come), but I stand by my prior rulings that these proceedings have comported with the law in all material respects. Both Sheriff Israel and Governor DeSantis were given a full and fair opportunity to investigate the allegations, obtain and examine relevant evidence, and present evidence and arguments for my review.

Turning now to the merits, Executive Order 19-14 cites two events as the basis for Sheriff Israel's suspension: "the Fort Lauderdale-Hollywood International Airport shooting on January 6, 2017, and the Marjory Stoneman Douglas High School shooting on February 14, 2018." (Gov. Proposed Order at 5.) For clarity of analysis, my findings are organized into two segments that address each incident and the charges related thereto.

A. Fort Lauderdale-Hollywood International Airport Shooting

i. General Background

This section is intended to provide an overview of the shooting. Additional facts relevant to each charge are discussed under the subheadings that follow. On January 6, 2017, Esteban Santiago flew into the Fort Lauderdale Airport. Santiago had checked one item of luggage – a semi-automatic handgun. He retrieved the handgun at the baggage claim area of Terminal 2, loaded it in an adjacent bathroom, and then opened fire on the public without warning. (See Gov. Ex. E at 225; Madrigal Dep. 15:13-20.) Five people were killed and another six injured.
At that time, the Broward County Sheriff’s Office (hereinafter “BSO”) provided law enforcement services at the Fort Lauderdale Airport through an operational contract with the Broward County Aviation District. (See Gov. Proposed Order at 5.) Deputy Jesus Madrigal, assigned to the security checkpoint in Terminal 2, immediately responded to the sound of the gunshots. (See Madrigal Dep. 6:19-25.) He approached the suspect and took him into custody without further incident. (Id. at 15:20-16:3.) Deputy Madrigal confirmed that he was trained to immediately respond to an active shooter. (Id. at 12:8-21, 18:14-22.) His testimony was unequivocal on this point: “I was basically going – reacting towards my – what I was trained on what to do. So I went towards the shooting.” (Id. at 14:23-25; see also id. at 32:19-25.)

The gunshots understandably caused panic. Hundreds of people, including potential witnesses, scattered and sought shelter in Terminal 2. As relayed by Deputy Madrigal, passengers hid in the baggage carousel and other restricted areas. (Id. at 21:19-25.) More BSO deputies responded, and by all accounts, their reactions were textbook. (See Gov. Ex. C at 14.) The deputies, working with airport fire rescue and other outside agencies, established a perimeter and began treating victims. (Id.) Canine officers swept the immediate vicinity for explosives, and the BSO Swat Team cleared Terminal 2 that panicked passengers flooded. (Id.)

During the response, a command post and emergency operations center were established. (Gov. Ex. C 14.) The onsite personnel formed a plan that would have allowed operations at Terminal 2 to resume. (Id.) To the credit of these first
responders, the remainder of the airport was open and functioning. (Id.) But that quickly changed when more active shooters were falsely reported in the airport.

Approximately ninety-minutes after the shooting, and in the midst of response efforts, a Customs and Border Patrol Agent heard what he thought was additional gunshots. (Gov. Ex. C 16.) Despite others telling him the sounds were not gunfire, the agent ran to Terminal 2. He passed several Broward Fire Rescue Emergency Services personnel, who reported the agent’s misinformation over the radio channel. The misinformation was then relayed across the primary law enforcement channel as “Border Patrol reporting shots fired in Terminal 2.” (Id.) Simultaneously, airport security cameras captured deputies appearing to go on alert, while numerous requests for confirmation of the call or location were made. (Id. at 17.) Upon overhearing the radio calls, a JetBlue supervisor decided to clear his employees from Terminal 3. This incited further panic and sent TSA agents, airport employees, and customers running outside to the parking garage. (Id. at 17-18.) The fleeing people also caused an anxious deputy in front of Terminal 4 to make another radio transmission of “shots fired” coming from the garage.

The heightened response from law enforcement officers, coupled with news coverage, caused passengers in the airport to panic and flee in all directions. (Gov. Ex. C 20.) Airport security footage captured passengers knocking over signs, dropping luggage, and running into doors. These actions led to more radio traffic about shots fired and a virtual evacuation of all passengers and staff from the airport.
Even TSA agents left their post to flee. (Id. at 20-22.) Three minutes elapsed between employees evacuating Terminal 3 and the airport’s mass evacuation. (Id. at 23.)

Fortunately, only one injury was reported during the panic. A BSO canine deputy responding to the scene was forced to park his car in the middle of the roadway because of the fleeing civilians. An airport passenger opened the rear door to hide in the vehicle and the dog jumped out. As trained, the dog immediately engaged the passenger. Their encounter lasted for several moments until a nearby law enforcement officer restrained the dog. (See Gov. Ex. C 24.)

Bringing everyone back in the concourses was not an option for several reasons. Primarily, there was still a security concern that other active shooters were mixed among the civilians. There were too many reports of shots fired coming from what would routinely be deemed as credible sources, leading to belief that something occurred or potentially could take place. (Gov. Ex. C 33.) People were also hiding in the concourses, terminals, and garages, so those locations had to be physically cleared. (Id.) Faced with these circumstances, BSO command determined to move all civilian personnel off-site. The Port Everglades Seaport was the rally point because it sat less than one mile away, had fixed perimeter security, and could accommodate the large volume people. (Id. at 35.) It took several hours to obtain buses and relocate the civilians to the port. This process was frustrated by the sudden influx of thousands of personal vehicles, cabs, and ride-share vehicles, such as Uber and Lyft, that were summoned to the scene.
The BSO command post was closed at 1:00 am, and the port was cleared several hours later. With the exception of Terminal 2, the Fort Lauderdale Airport reopened the next day. (See Gov. Ex. C at 38.) In the end, this mass shooting caused the deaths of five people.

Governor DeSantis has levied five specific charges against Sheriff Israel related to this incident. (See Gov. Bill of Particulars 10-11.) Each charge is addressed in turn below.

   ii. Sheriff Israel neglected his duty and/or was incompetent in failing to protect the lives of the five victims killed on January 6, 2017 at the Fort Lauderdale Airport

The evidence is uncontroverted that the Fort Lauderdale Airport shooting occurred suddenly and without notice. The suspect retrieved an automatic weapon that was legally checked in his luggage, loaded the gun while concealed in the bathroom, and upon emerging opened fired on nearby passengers. (See Gov. Ex. C 12.) There was no warning that this tragedy was about to occur. (Id.) Although Sheriff Israel is statutorily charged with conserving the peace in Broward County, this mandate does not guarantee that no person will be harmed and no crime will occur. Outside of stationing a deputy to supervise every passenger in the airport, which no one is suggesting was required, the shooting was not preventable by Sheriff Israel or anyone else.

There is one further point I feel compelled to address. Governor DeSantis has attempted to downplay the actions of Deputy Madrigal, who first responded to the scene and apprehended the shooter. For instance, the Governor's proposed final order
remarks that the shooter had run out of ammunition by the time Deputy Madrigal arrived and he did “not fire a single round of ammunition.” (Gov. Proposed Order ¶¶ 6-8.) I can understand the Governor’s zealous advocacy against Sheriff Israel, but the actions of Deputy Madrigal were unassailably courageous. Without concern for his personal safety, Deputy Madrigal immediately responded to the gunfire and ran towards the danger. (See Gov. Ex. C 12-14.) The fact that Deputy Madrigal never fired his weapon is not a badge of dishonor, but a testament to his training and courage to recognize that the situation was already defused. Deputy Madrigal’s quick apprehension of the gunman allowed law enforcement to immediately secure the scene and assist victims. (Id.) It is likely that more lives would have been lost but for his courage.

In sum, the Governor has not offered any evidence for how Sheriff Israel could have prevented the Fort Lauderdale Airport shooting. For these reasons, I find the Governor has not proven the specific charge outlined above.

iii. Sheriff Israel neglected his duty and/or was incompetent in failing to protect the health and safety of the victims injured on January 6, 2017 at the Fort Lauderdale Airport: The ensuing chaos and confusion after the initial shooting led to unnecessary injuries that could have and should have been avoided with appropriate training

This charge also merits only brief attention. One injury was reported after the initial shooting – a fleeing passenger who was bit by a canine officer. (Gov. Ex. C 24.) The facts underlying this incident are not in dispute. A BSO K-9 deputy responding to Terminal 1 was forced to park his vehicle in the roadway because of civilians running to the adjacent garage. Once stopped, the deputy jumped out and began
running to the terminal where gunfire had been reported. Simultaneously, an airport passenger ran around the BSO vehicle and opened the rear door to hide from the perceived threat. The dog reacted as trained and started apprehending (biting) the passenger. The encounter lasted several moments until a nearby law enforcement officer intervened. (Id. at 23-25.)

The Governor has offered no evidence to suggest this incident was the result of improper training. To the contrary, the record is unrebutted that the deputy acted in accordance with department policy by immediately leaving the car and responding to the call of a second active shooter. (See, e.g., Tr. 70:15-25.) The Governor has advocated throughout these proceedings that instant and direct law enforcement response to an active shooter is required. It is implausible to now suggest this deputy, and by implication Sheriff Israel, was derelict in doing exactly that. This incident is ultimately attributable to the panic of an ordinary citizen, not an institutional failure of the BSO. For these reasons, I find the Governor has not proven the specific charge outlined above.

iv. Sheriff Israel neglected his duty and/or was incompetent in providing appropriate staffing levels at the Fort Lauderdale-Hollywood International Airport to meet the growing needs of the airport’s increased size and passenger capacity.

The Fort Lauderdale Airport hosts approximately 29.2 million passengers a year. This ranks it among the largest American airports. (See Gov. Ex. C C at 58.) The BSO provides law enforcement services for the airport and handles general security. (Id. at 60.)
Pertinent here, staffing levels at the airport decreased during Sheriff Israel’s tenure. The BSO airport division counted 150 positions in 2008, but a decade later, it fell to 116. (Id. at 59-60.) Relying on these numbers, the Governor claims that Sheriff Israel failed to staff the airport at appropriate levels. (See Gov. Bill of Particulars at 6.)

The Governor’s argument is problematic for several reasons. For starters, it is built on the faulty premise that an overall reduction in personnel equates to understaffing. But one does not necessarily follow the other. For instance, it could be that the airport was overstaffed in 2008. Without some measuring stick to use as comparison, which the Governor has not supplied, it is impossible to discern whether the overall staffing at the Fort Lauderdale Airport was objectively deficient in 2017. The Governor also fails to mention that the cited staffing reductions were almost entirely civilian employees. (Gov. Ex. C at 60-61.) There were nearly the same number of sworn-deputies on site in 2017 (92) as there were a decade earlier (98). (Id.) This hardly represents a “drastic” decrease in security as the Governor proclaims. (See Gov. Proposed Order at 12.)

The challenge for the Governor, however, is the simple fact that Sheriff Israel did not control the staffing levels at Fort Lauderdale Airport. The airport is overseen by Broward County through its Aviation Division (BCAD). No tax revenues are expended in support of airport operations. BCAD generates its funding via user fees, rentals, and other applicable airport charges. (See Gov. Ex. C at 58.) BCAD contracts with BSO to provide the law enforcement services and personnel discussed above.
The staffing levels are set by this agreement and the funds BCAD decides to allocate. (See Tr. 268:16-2272:16; see also Israel Exs. 14-17.) At bottom, BCAD and the County determined the funding and staffing allocations at Fort Lauderdale Airport. For these reasons, I find the Governor has not proven the specific charge outlined above.

v. Sheriff Israel neglected his duty and/or was incompetent in failing to provide frequent and effective training for a mass casualty/active shooter situation at the Fort Lauderdale Airport

There is no dispute that BSO deputies assigned to the Fort Lauderdale Airport received training. Indeed, all deputies underwent active shooter training on a rotational basis. The BSO Airport Division also participated in “tabletop drills,” and at least two live action exercises designed to simulate active threats in an airport setting. (See Gov. Proposed Order ¶¶ 41-42.) The Governor insists this training was not enough and left the BSO unprepared for the shooting and evacuation that followed.

Insistence is all the Governor gives. He has not established any standards from which to measure against. Although more training is generally better than less, there is a practical limit on the training any organization can provide. The BSO, like every government entity, has limited resources it must allocate. There was no evidence offered to suggest that the volume or content of training Sheriff Israel decided upon fell below what is typical for a similarly situated law enforcement agency. Without a comparator or some other data about industry training standards, the Governor’s claim that Sheriff Israel was incompetent or neglected his duty amounts to little more than guess work.
That preliminary issue aside, much of the Governor's criticism about training is taken verbatim from a draft incident report prepared after the shooting by Major Angelo Cedeno. (See Gov. Proposed Order ¶ 39.) Additional background is helpful. Following the airport shooting, BSO conducted an incident review known as an “After Action Report.” This is a standard post-event process designed to study and learn from a significant event. (Tr. 280:10-281:7.) Typically, incident reviews involve a detailed effort to identify relevant facts, examine responses, and make recommendations.

With the Fort Lauderdale Airport shooting, the After Action Report was assigned to Major Cedeno. His draft totaled 119 pages and included numerous criticisms. (Gov. Ex. C.) For instance, the report found tabletop exercises and disaster drills at the airport were infrequent and deficient in preparing for the shooting. (Id. at 10.) Command staff vetted Deputy Cedeno’s report, and following yet another draft, BSO published a final After Action Report. (See Gov. Ex. E.) The final report is considerably shorter and does not contain many of the same deficiencies or criticisms.

The Governor’s argument about training relies almost exclusively on Major Cedeno’s report. (See, e.g., Gov. Proposed Order ¶¶ 49-58.) The Governor essentially asks that I adopt the report and its unfavorable conclusions to find this charge satisfied. I cannot do so for several reasons. The record is unrebutted that Major Cedeno was not asked to prepare a final report. Rather, his instructions were to gather all relevant information for further vetting by command staff and other subject
matter experts. (See Tr. 274:4-22.) It is likewise unrefuted that BSO command staff
found the report factually erroneous in some respects. (Kinsey Dep. 42:4-42:1.)
Finally, many of the statements made by Major Cedeno are conclusory and without
anecdotal support. It is difficult (if not impossible) to determine how accurate these
representations are absent additional evidence, which was not provided. Boiled
down, Major Cedeno’s report represents one position about the airport shooting and
BSO response. More evidence, such as testimony from Major Cedeno and those
involved with the underlying incident, was required to lend credence to this account
and elevate it above the competing material from Sheriff Israel.

The above analysis is not meant to suggest I believe the BSO was perfectly
prepared for an active shooter at the Fort Lauderdale Airport. There were lapses in
readiness that became evident after the fact. For instance, there was no protocol for
relocating the thousands of passengers and employees fora forced evacuation. So,
one security was compromised in the airport, confusion ensued on how to proceed.
(See Gov. Ex. E 246.) However, it is impossible to plan for all scenarios that may
arise during an emergency of this magnitude. The burden placed on the BSO was
extraordinary. Securing the airport grounds, evacuating tens of thousands of airport
patrons safely, providing medical treatment to the injured, and investigating the
incident all posed a serious challenge to responding law enforcement and medical
personnel. While not perfect, I cannot conclude BSO’s response to the shooting was
indicative of incompetence or dereliction of duty as to Sheriff Israel. For these
reasons, I find the Governor has not proven the specific charge outlined above.
vi. Sheriff Israel neglected his duty and/or was incompetent in staffing BSO’s Airport District with employees who were complacent and not diligent in their duty to protect the peace.

Pointing to the “knee-jerk reactions” that led to false reports of a second shooter and mass chaos at the Fort Lauderdale Airport, the Governor claims that Sheriff Israel staffed the Airport District with employees that were complacent and not up to the task. (See Gov. Proposed Order ¶ 48-50.) Upon closer examination, this argument does not withstand scrutiny.

The initial response by BSO personnel at the airport was, by all accounts, commendable. Several deputies secured the shooter while others worked to establish a perimeter and treat victims. Resources were also deployed to sweep the affected area and reopen Terminal 2. (See Gov. Ex. C 12-15.) The “knee-jerk reactions” cited by the Governor occurred only later when outside law enforcement arrived on scene. The false alarm that sparked panic came from a border patrol agent, who Sherriff Israel did not hire, control, or otherwise supervise. (Id. at 16.) The BSO cannot be faulted for failing to control the situation that followed. Thousands of passengers and employees (including TSA agents) fled towards available exits. Hundreds of others also called 911 to report shots fired at various locations. (Id. at 16-21.) No amount of resources or training could have quelled the panicked passengers.

The Governor also cites comments from Captain James Diefenbacher stating that the Airport District had a perceived sense of security – “basically controlling crowds” rather than “going to domestic violence.” (Gov. Proposed Order ¶ 48.) Even if accepted at face value, these statements do not indicate incompetent staffing by
Sheriff Israel. Further, Captain Diefenbacher's perception is objectively refuted by the actions of Deputy Madrigal, who immediately responded to the shooting and ran towards the danger. (See Gov. Ex. C 12-14.) Deputy Madrigal also testified that he did not believe his coworkers were complacent or otherwise unfit for duty. At best, the evidence on this issue is inconclusive, which is not enough to warrant a finding of incompetence or dereliction of duty against Sheriff Israel. For these reasons, I find the Governor has not proven the specific charge outlined above.

* * * *

In conclusion, Sheriff Israel insists that his deputies' response to the Fort Lauderdale Airport shooting "was a model" for emergency preparedness. (Israel Proposed Order pg. 25-26.) I cannot agree with that assertion, and my report should not be read as an endorsement that no mistakes were made leading up to, during, or after the shooting. My finding here is simply that the Governor did not meet his burden of proving that Sheriff Israel neglected his duties or was incompetent. The Governor's case was hindered by his nearly exclusive reliance on the draft incident report prepared by Major Cedeno. But the Governor presented no evidence to rebut the testimony that Major Cedeno's report was merely a collection of preliminary information that was unreliable and untested. Against this factual backdrop, I cannot reach the Governor's proffered conclusion that Sheriff Israel was constitutionally deficient in his duties.
B. Marjory Stoneman Douglas High School Shooting

i. General Background

This section is intended to provide an overview of the incident at Marjory Stoneman Douglas High School ("Stoneman Douglas"). Additional relevant facts are discussed under the subheadings that follow. On February 14, 2018, Nikolas Cruz arrived at Marjory Stoneman Douglas High School armed with a rifle and several hundred rounds of ammunition concealed in a bag. Cruz was a former student at the school and had a history of behavioral problems. (See Gov. Ex. F 277.)

Cruz entered the school through an unstaffed gate that was open for school dismissal. A school employee saw Cruz with “a nice-sized duffle bag” and radioed there was a “suspicious kid” on campus. (Id. at 326.) The employee went to confront Cruz but he ducked into Building 12 through another unlocked door. (Id. at 295.) Cruz made an immediate right into the stairwell and retrieved the semi-automatic rifle concealed in his bag. (Id.)

Cruz exited the stairwell after several seconds and began firing indiscriminately into the first-floor hallway. Percussion from the gunshots caused dust to fall from the ceiling tiles, which almost immediately activated the campus fire alarm. (Id.) Several students were shot and gravely injured. Cruz continued down the hallway firing into classrooms. The speed with which this attack happened prevented some students from having a chance to respond, and at least one student was struck while seated at his desk. (Id. at 296.)
The sound of gunshots caused some students to panic. A large group from the third floor fled towards the west stairwell only to return upon hearing more gunfire. During this time, the first 911 calls were received by the Coral Springs Communications Center. (Id. at 296.) Other students who were unaware of the shooter, meanwhile, exited their classrooms as if it was a normal fire drill. (Id. at 297-98.)

The first law enforcement officer at the school was BSO Deputy Scott Peterson. He arrived at Building 12 as Cruz was approaching the west end of the first-floor. (Id. at 358-59.) Deputy Peterson was the School Resource Officer ("SRO") assigned to Stoneman Douglas for that academic year under a contract with the Broward County Schools. Deputy Peterson had been an SRO for nearly three decades, spending the last nine years at Stoneman Douglas. (Id. at 357.) It goes without saying that Deputy Peterson was familiar with the layout and procedures at Stoneman Douglas.

Deputy Peterson stationed himself outside the east entrance of Building 12 as Cruz entered the second-floor hallway and again began firing his rifle. (Id. at 358.) Despite his later statements to the contrary, Deputy Peterson was aware of the threat inside Building 12. For instance, he told an unarmed security guard to leave the area since he was not armed. (Id.) Gunshots were also audible from the body camera of another officer who sat approximately four times further away. (Id. at 364; see also Gov. Proposed Order ¶¶ 124-128.) Deputy Peterson did not approach the doors to Building 12 or even look in the windows. Instead, with his gun drawn, Deputy
Peterson retreated to an adjoining area. (Id. at 300.) Deputy Peterson would later explain that he did not enter Building 12 because he was trained to contain the area. (Id. at 365.)

Deputy Peterson sheltered at the base of a stairwell next to another building. Around this same time, Cruz entered the third-floor of Building 12 and fired over sixty rounds. (Id. at 361.) Cruz entered several rooms in search of victims and even tried to shoot out the windows in the teacher’s lounge. In addition to sitting idle, Deputy Peterson reported erroneous information and directions over the BSO radio channel. For example, he directed deputies to shut down nearby intersections. He also told deputies to remain 500 feet away from Building 12. (Id. at 360-62, 366-67.) Deputy Peterson hid for approximately forty-eight minutes, well after Cruz fled and other law enforcement officers entered Building 12. (Id. at 360.)

Deputy Peterson was not the only law enforcement officer whose actions have come under scrutiny. Six other BSO deputies (Kratz, Eason, Stambaugh, Perry, Seward, and Goolsby) responded to the scene while gunfire was still audible, but they did not display urgency. Several stopped to grab equipment from their vehicles or don ballistic vests. (Id. at 437, 468.) Other issues with the BSO response to the shooting are discussed where needed below.

After this tragedy, the Florida Legislature created the Marjory Stoneman Douglas High School Public Safety Commission to investigate the personal and system failures that culminated in the shooting. The Commission issued its initial findings in January 2019. (See Gov. Ex. F.) The MSD Commission report need not
(and will not) be repeated here, but its timeline and analysis has been invaluable. With this general background, I will turn to the specific charges Governor DeSantis has levied against Sheriff Israel related to this incident. *(See Gov. Bill of Particulars 10-11.)*

ii. **Sheriff Israel neglected his duty and/or was incompetent in requiring his deputies, including, but not limited to the actions of Deputy Peterson, to engage an active shooter, which resulted in additional fatalities**

This charge is difficult to comprehend because of what I presume is a typographical error. The allegations that follow, however, make clear that the Governor seeks to hold Sheriff Israel responsible for his deputies not immediately entering Building 12 to apprehend the shooter. *(See Gov. Bill of Particulars 12-13.)* The Governor’s proposed order also offers this conclusion. *(See Gov. Proposed Order ¶ 166 (“Deputy Peterson’s decision not to enter Building 12 upon hearing gun shots resulted in eight more fatalities and more injuries, a failure to act which should be attributed to [Sheriff] Israel.”))

The record is clear that several deputies were in a position to intervene at some point during the shooting. Deputy Peterson was on scene within minutes and well before Cruz entered the third-floor of Building 12. But instead of engaging the shooter to prevent further loss of life, Deputy Peterson fled to a position of personal safety. At no time did Deputy Peterson attempt to investigate the location of the gunshots. *(See Gov. Ex. F 366-67.)* Several other deputies who reached the scene

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2 Several charges related to the Stoneman Douglas shooting overlap or are duplicative. *(See Gov. Bill of Particulars 10-11.)* For ease of analysis, I have condensed these charges where appropriate.
(Kratz, Eason, Stambaugh, Perry, Seward, and Goolsby) likewise failed to move toward the gunshots and engage the shooter. They instead took defensive positions on the adjacent roadway. (Id. at 437-38.)

I have no trouble concluding these deputies neglected their duty during the Stoneman Douglas shooting and bear varying degrees of culpability. However, I cannot adopt the Governor’s position that their personal failures, in and of themselves, create grounds to remove Sheriff Israel. To be sure, Sheriff Israel bears ultimate responsibility for the neglect of his deputies. See Fla. Stat. 30.07. But it is impractical to suggest that he can face removal from office based on the conduct of a subordinate that was never authorized, sanctioned, or ratified. More is needed because Sheriff Israel does not (and cannot) supervise each deputy. Imposing such sweeping responsibility upon an elected official would establish an unworkable precedent. Almost any elected official overseeing a large organization would be subject to removal at any time because even well-trained and supervised employees can make grievous mistakes.

Sheriff Israel’s duty as conservator of the peace is fulfilled through the development of policies, procedures, and training. See, e.g., Israel v. Desantis, 269 So. 3d 491, 497 (Fla. 2019) (J. Muniz, Concurring in Judgment). It is his responsibility to equip deputies with the knowledge and resources needed to protect the residents of Broward County and promote the peace against criminal behavior. To that end, neglect or incompetence of the magnitude required for removal must be tied to an institutional failure. It is not enough to show that a deputy (or deputies)
acted improperly and failed to follow protocol, which is all the Governor proposes here. For these reasons, I find the Governor has not proven the specific charge outlined above.

iii. **Sheriff Israel neglected his duty and/or was incompetent in failing to protect the lives of the seventeen victims killed at Marjory Stoneman Douglas High School**

The record is devoid of evince that Sheriff Israel or anyone at the BSO was aware of a specific threat immediately before the Stoneman Douglas shooting. Thus, I interpret this charge as a claim that Sheriff Israel failed to prevent the shooting through proactive police work, which would have identified Cruz as a threat. *(See Gov. Proposed Order ¶¶ 149-158.)*

There were twenty-one contacts between BSO and Cruz before the shooting. *(See Gov. Ex. F. 504.)* Most of these incidents were minor and warranted no further action. For instance, BSO responded to the Cruz household nine times for domestic disputes. However, two specific calls warranted additional attention from BSO deputies that was not conducted. The Governor's argument focuses on those incidents. *(See Gov. Proposed Order ¶¶ 149-161.)*

In 2016, BSO received a call that Cruz had posted a photograph on Instagram of himself with a gun. The post included a statement similar to “I am going to get this gun when I turn 18 and shoot up the school.” Deputy E. Eason handled the call for service. He could not view the post because it had been removed, but he was verbally apprised of its contents. Deputy Eason did not complete an incident report
and instead made the following entry into the dispatch system: "No threats noted and info forwarded to (SRO) Peterson at school." (See Gov. Ex. F 623-630.)

In 2017, only months before the shooting, BSO received a call that Cruz had weapons and wanted to join the military to kill people. The witness stated that Cruz "might be a Columbine in the making" and was a threat to kill himself. (Gov. Ex. F 508.) Deputy G. Treijs handled the report and referred the caller to another police department in the jurisdiction where Cruz was thought to reside. Deputy Treijs did not prepare an incident report. (Id.)

BSO investigated these contacts after the shooting. Deputies Eason and Treijs were disciplined for not thoroughly acting on the information presented. (Gov. Exs. P, R.) Specifically, both deputies were cited for violating BSO Standard Operating Procedure 3.6.1, which requires that deputies prepare an incident report when presented with credible information of a violent threat. (See Gov. Ex. R 3388.)

The Governor makes several arguments related to Deputies Eason and Treijs. First, the Governor claims that Sheriff Israel should be held directly responsible for their failures. (See Gov. Proposed Order ¶¶ 156, 160.) I cannot accept this theory for the same reasons explained above. To remove a constitutional officer like Sheriff Israel, the alleged neglect or incompetence must be tied to an institutional failure. It is not enough to show that an employee acted improperly, especially when the conduct at issue contradicted written policy.

The Governor does attempt to establish a direct connection to Sheriff Israel. He claims Sheriff Israel was "responsible for allowing [Deputies Eason and Deputy
Treijis] to remain at BSO at the time of [their] failures in following protocol regarding reporting incidents.” (Id.) This argument sits on a faulty premise: that Sheriff Israel or anyone at BSO knew Deputies Eason and Treijis were not properly preparing incident reports. There was no evidence presented that BSO command staff knew of this misconduct and yet let it continue.

The Governor further claims that Sheriff Israel failed in his constitutional duty because he did not have a specific policy to handle “threats of school shootings.” (Id. ¶ 161.) It is suggested that such threats should have been sent directly to Sheriff Israel. (Id. ¶ 161.) This policy seems virtuous in the abstract, but there are obvious problems that advocate why such action should not be constitutionally mandated. Among other things, the Governor’s proposed policy ignores the chain of command system that is the backbone of law enforcement structure. Sheriff Israel oversees an agency with 5,600 budgeted positions. Mandating that he personally review and vet certain reports would undoubtedly disrupt his other equally important responsibilities. Furthermore, the Governor’s suggested policy draws an arbitrary line at school shootings. What about bomb threats? They are equally rare and have catastrophic potential. Under the Governor’s logic (Id. ¶ 154), it would seem necessary to have Sheriff Israel review those threats as well. Lastly, the Governor has provided no evidence that his proffered policy is employed elsewhere or is considered important for school safety. If Sheriff Israel’s peers do not maintain such a policy, it can hardly be incompetent for him to do the same. For these reasons, I find the Governor has not proven the specific charge outlined above.
iv. Sheriff Israel neglected his duty and/or was incompetent in developing, adopting, and training BSO deputies that they may engage with an active shooter

Although not required by state law or regulation, most law enforcement agencies in Florida have policies that address how to confront and disarm an active gunman. BSO is no exception. At the time of the Stoneman Douglas shooting, the BSO Active Shooter Policy stated, “If real-time intelligence exists, the sole deputy or a team of deputies may enter the area and/or structure to preserve life. A supervisor’s approval or on-site observation is not required for this decision.” (Gov. Ex. F 469.) The policy also said that the deputy contact team would continue until the subject has surrendered, barricaded himself, the subject’s hostilities have been stopped or the contact team has been relieved by SWAT. (Id.)

Much has been made of the Active Shooter Policy’s wording, specifically the language that deputies “may” pursue the shooter. The Governor claims this language afforded too much discretion and prioritized police protection over helping victims. (See Gov. Proposed Order ¶¶ 193-221.)

I agree that the BSO Active Shooter Policy was not ideal. Stronger language could have helped reaffirm the overarching priority in such situations, which is stopping the threat. I cannot agree, however, that the BSO Active Shooter Policy was so deficient that it evidences neglect of duty or incompetence on the part of Sheriff Israel. The reason for this is simple – many Florida law enforcement agencies use similar policies that afford a single deputy discretion to engage an armed assailant. (See Israel Ex. 32.) For instance, the Marion County Sheriff’s Office policy states, “In
an incident involving an active shooter, the situation may indicate that the first
deputy or deputies on the scene engage and attempt to neutralize the shooter.” (Id.
at 2142.) Some policies even require that an individual deputy wait for backup and
approach the subject through a structured engagement. (Id. at 2143.)

The Governor relies heavily on the MSD Commission report, which concluded
that the BSO policy was inconsistent with standard law enforcement practices. (Gov.
Proposed Order ¶ 201.) But the report is devoid of any analysis or evidence to support
that assertion. By contrast, Sheriff Israel has provided the text of nearly every active
shooter policy then utilized by his peers. The BSO policy is not materially different.

Apart from the policy itself, the Governor claims that Sheriff Israel failed to
adequately train his deputies: “BSO training on active shooter was inadequate to
clearly define the role of the deputy and allowed too much discretion over saving
lives.” (Id. ¶ 221.) He criticizes both the content and frequency of the training. (Id.
¶¶ 178, 180, 185, 218-220.)

As for frequency, Sheriff Israel required his deputies (including SROs like
Deputy Peterson) to receive two active shooter trainings on a three-year cycle. (Tr.
425:5-7.) The Governor proclaims this was deficient, but yet again, he has failed to
establish what is accepted law enforcement practice in this area. More preparation
is always preferable to less. Yet it is not possible (or even feasible) to require constant
training on every topic. Law enforcement agencies are constrained by available
resources, including time. It is important to remember that every hour a deputy
spends training he is not available for active duty. There is nothing in the record to
suggest that a three-year training cycle was outside the norm, much less constitutionally insufficient.

The Governor next stresses that several deputies interviewed after the Stoneman Douglas shooting were unable to recall the last time they attended active shooter training. (Gov. Proposed Order ¶ 201.) Even if true, their faulty memory does not mean Sheriff Israel’s training program was flawed. Among other problems, there is no indication of how many deputies were interviewed or who made these statements. As evident from the facts above, many deputies on scene had incentive to limit their personal responsibility. It is unfair to assign much reliability to the Governor’s evidence without more information. Finally, as noted in the MSD Commission report, many deputies responded to the shooting in the proper manner by running to the scene, seeking out the shooter, providing medical aid and evacuating victims. (Gov. Ex. F 469.)

The Governor’s complaints about the content of Sheriff Israel’s active shooter training also fall short. The Governor makes critiques with no reference to what is accepted law enforcement practice in this area. By way of example, the Governor suggests that Sheriff Israel should have required SROs to undertake live-active shooter training in a school setting. (Gov. Proposed Order ¶ 201.) It goes without saying that this type of exercise would be beneficial. But the question here is not whether Sheriff Israel utilized best practices. Pursuant to Executive Order 19-14, he can be removed from office only upon a showing of incompetence or neglect of duty. Without evidence that Sheriff Israel omitted training that must be considered
necessary, the assertion that he neglected his constitutional mandate is not sustainable.

Identifying additional training that Sheriff Israel could have offered is only half the equation. It was the Governor's obligation to also show that this added training was required to meet the minimal qualifications for a law enforcement agency. The Governor did not carry the latter part of his burden.

It also bears mention that several pieces of evidence cut against the Governor and suggest that BSO deputies received adequate training to confront an active shooter. Deputy Madrigal's response during Fort Lauderdale Shooting is but one example. The MSD Commission also found that Deputy Peterson knew the appropriate response yet failed to act. (Gov. Ex. F 368 "BSO trained Deputy Peterson on active shooter response, and he was familiar with solo-deputy response protocols. Peterson knew through his training that the appropriate response was to seek out the active shooter and not containment.") Overall, the evidence presented to me suggests it was individual failures that plagued the Stoneman Douglas response, not neglect or incompetence by Sheriff Israel. For these reasons, I find the specific charge outlined above was not proven.

v. Sheriff Israel neglected his duty and/or was incompetent in staffing BSO's School Resource Officer Program with employees who were complacent and not diligent in their duty to protect the peace

Beyond conclusory assertions, the Governor presented no evidence to establish that Sheriff Israel staffed the BSO program with deputies who were unfit for the task. The only SRO officer discussed with any detail is Deputy Peterson. His failures,
although undoubtedly significant, are alone not enough to incriminate the entire SRO program. Accordingly, I find the Governor has not proven the specific charge outlined above.

* * * *

At bottom, Sheriff Israel and the BSO are not blameless for the tragedy at Stoneman Douglas. I agree with the MSD Commission that mistakes were made and areas should be improved. That said, the evidence offered has not demonstrated that Sheriff Israel should be removed from office based on this incident. While the Governor has offered a plethora of criticism, he has not shown that Sheriff Israel's policies, procedures, or trainings on active shooter situations were inconsistent with Florida law enforcement standards. To me, the record suggests that the Stoneman Douglas shooting was a culmination of individual failures. Most notably Deputy Peterson, who "knew through his training that the appropriate response was to seek out the active shooter" and yet failed to act. (Gov. Ex. F 368.) One final point. The Governor's case against Sheriff Israel is premised almost entirely on the MSD Commission report. Yet the committee chairman, Sheriff Bob Gualtieri from Pinellas County, has stated publicly that nothing in the report was meant to constitute grounds for Sheriff Israel's removal. See https://www.nbcmiAMI.com/news/local/MSD-Commission-Chair-Would-Not-Recommend-Removal-of-BSO-Sheriff-From-Office-502532751.html. I agree with his assessment – the report, in and of itself, is simply not enough.
C. Attorneys’ Fees and Costs

Sheriff Israel requests reimbursement for the costs and fees incurred in opposing the Governor’s executive suspension. Under Fla. Stat. § 112.44, if a suspended officer is reinstated, the Senate may provide for the payment “of such attorney’s fees and costs as the officer may reasonably have incurred in his or her own defense.” Fla. Stat. § 112.44. Whether to award such relief lies within the Senate’s discretion. Id.

Having reviewed the record and weighed the merits of Sheriff Israel’s request, it is my recommendation that the Senate not award fees and costs. Despite Sheriff Israel’s suggestion otherwise, this was not a situation of executive overreach. There was certainly evidence to support a prima facie case that he neglected the duties of his office. In my view this weighs against making taxpayers shoulder the burden of Sheriff Israel’s defense.

III. Conclusion

Consistent with the foregoing discussion, I recommend:

1. The Florida Senate confirm the President’s appointment of the undersigned Special Master in this case.

2. The Florida Senate confirm that Executive Order 19-14 and the Governor’s Bill of Particulars meets the jurisdictional requirements of the Florida Constitution, statutes, and applicable case law, and that fundamental due process has been afforded to Sheriff Israel.

3. The Florida Senate, pursuant to Article IV, Fla. Const. and Fla. Stat. § 112.44, REINSTATE Scott Israel to his elected position as the Sheriff of Broward County because the Governor has not proven the specific charges of suspension in Executive Order 19-14.

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4. The Florida Senate deny Sheriff Israel’s request for attorneys’ fees and costs.

Respectfully,

J. Dudley Goodlette

September 24, 2019
APPEARANCE
RECORDS
SPOKE BEFORE
THE COMMITTEE
The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic: Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name: Ryan Petty

Job Title: Executive

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State: 33076

Phone: 954-289-4321

Email: politico@exoro.net

Speaking: ☒ For removal of sheriff  ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Charles Nanney

Job Title Retired Police Chief

Address 5520 SW 199 Ave

Phone 786-218-8380

Email Protection 315@ad.com

City Pembroke Pines

State FL

Zip 33332

Speaking: [ ] For removal of sheriff  [ ] For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name MARK TRUDEL

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City State Zip

Phone 561 506 3153

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Speaking: □ For removal of sheriff □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

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<tr>
<th>Name</th>
<th>Natalia Garceau</th>
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<tbody>
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</table>

Speaking: [ ] For removal of sheriff  [ ] For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

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Speaking:  □ For removal of sheriff  ☑ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I
APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic: Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name: Kelli Lynn Hudson
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City: Northampton MA
State: MA
Zip: 01060

Speaking: ☐ For removal of sheriff ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Rachel Rosas

Job Title Parent

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City Parkland

State FL

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Phone 954-260-7389

Email crosas@bellsouth.net

Speaking: ☑ For removal of sheriff  ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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### APPEARANCE RECORD

**Monday, October 21, 2019**  
*Meeting Date*

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<tr>
<td>Name</td>
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<tr>
<td>Phone</td>
<td>(954) 727-6778</td>
</tr>
<tr>
<td>Email</td>
<td></td>
</tr>
</tbody>
</table>

Speaking:  
- □ For removal of sheriff  
- ☑ For reinstatement of sheriff

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

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### Appearance Record

**Meeting Date:** Monday, October 21, 2019

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<tr>
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</tr>
</thead>
<tbody>
<tr>
<td>Name</td>
<td>Ryan Shroyder</td>
</tr>
<tr>
<td>Job Title</td>
<td>Attorney</td>
</tr>
<tr>
<td>Address</td>
<td>9700 Griffin Road, Cooper City, FL 33328</td>
</tr>
<tr>
<td>Phone</td>
<td>754-234-8440</td>
</tr>
<tr>
<td>Email</td>
<td><a href="mailto:ryan@myfl1legal.com">ryan@myfl1legal.com</a></td>
</tr>
</tbody>
</table>

**Speaking:**
- [ ] For removal of sheriff
- [x] For reinstatement of sheriff

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic: Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name: Max Pulcini

Job Title: City Commissioner

Address: 2840 NW 82 Way

Phone: 954-655-987

Email: PulciniMax@aol.com

City: Cooper City
State: FL
Zip: 33024

Speaking: □ For removal of sheriff  ☑ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate  
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APPEARANCE RECORD  

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</thead>
<tbody>
<tr>
<td>Name</td>
<td>CHARLES TIEDESE (PRONOUNCED TEE-JAY)</td>
</tr>
<tr>
<td>Job Title</td>
<td>BUSINESS CONSULTANT</td>
</tr>
<tr>
<td>Address</td>
<td>6323-4 Bay Club Drive, Fort Lauderdale, FL 33308</td>
</tr>
<tr>
<td>Phone</td>
<td>954-771-0055</td>
</tr>
<tr>
<td>Email</td>
<td>CHUCK@PROVENRESULTS.</td>
</tr>
<tr>
<td>Speaking:</td>
<td>□ For removal of sheriff  □ For reinstatement of sheriff</td>
</tr>
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</table>

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Walter Hunter

Job Title Retired

Address 2332 NW 15 CT

Phone

Email

City Lauderdale

State FL

Zip 33311

Speaking: □ For removal of sheriff  □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I
APPEARANCE RECORD

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<tbody>
<tr>
<td>Name</td>
<td>Jose Salcedo</td>
</tr>
<tr>
<td>Job Title</td>
<td>Pasion</td>
</tr>
<tr>
<td>Address</td>
<td>4741 NW 75 St.</td>
</tr>
<tr>
<td>Phone</td>
<td>954 909 8652</td>
</tr>
<tr>
<td>Email</td>
<td><a href="mailto:juiebe@gmail.com">juiebe@gmail.com</a></td>
</tr>
</tbody>
</table>

Speaking: [ ] For removal of sheriff [ ] For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Speci l Session I
APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  Karen Fortman

Job Title  Voter

Address  8711 SW 30th St
         Davie, FL 33328

Phone  954-632-1147

Email  kefortman@gmail.com

Speaking:  □ For removal of sheriff  □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic: Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name: Fred Guttenberg

Job Title: Orange Sheriff for Jaime

Address: 5944 Coral Ridge Drive #301

Phone: 786-223-5612

Email: Fred@puryearformail.org

City: Coral Springs

State: FL

Zip: 33066

Speaking: [x] For removal of sheriff  [ ] For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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<tr>
<td>Name</td>
<td>Macy J. Fagan</td>
</tr>
<tr>
<td>Job Title</td>
<td>Retired</td>
</tr>
<tr>
<td>Address</td>
<td>3570 SW Natura Blvd, Deerfield Beach, FL 33441</td>
</tr>
<tr>
<td>Phone</td>
<td>954-934-5128</td>
</tr>
<tr>
<td>Email</td>
<td></td>
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</table>

**Speaking:**

- [ ] For removal of sheriff
- [x] For reinstatement of sheriff

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APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  Celeste Ellich

Job Title  

Address  36 NE 25 Street  Phone  954-326-7468
Street
Wilton Manors, FL 33305  Email  CelesteFSRe do1.com
City  State  Zip

Speaking:  [x] For removal of sheriff  [ ] For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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Monday, October 21, 2019
Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Stephanie Feis

Job Title Mother of coach aaron Feis

Address 2026 Broyhill Lane

Phone 850-536-1442

Pensacola Fl 32526

Email fscausey@gmail.com

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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<tbody>
<tr>
<td>Name</td>
<td>Sandra Jackson</td>
</tr>
<tr>
<td>Job Title</td>
<td>Votel</td>
</tr>
<tr>
<td>Address</td>
<td>3865 W 35 Ave</td>
</tr>
<tr>
<td>Street</td>
<td></td>
</tr>
<tr>
<td>City</td>
<td>Ft. Lauderdale</td>
</tr>
<tr>
<td>State</td>
<td>FL</td>
</tr>
<tr>
<td>Zip</td>
<td>33412</td>
</tr>
<tr>
<td>Phone</td>
<td>954-234-3252</td>
</tr>
<tr>
<td>Email</td>
<td><a href="mailto:blessclay@gmail.com">blessclay@gmail.com</a></td>
</tr>
</tbody>
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Monday, October 21, 2019
Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  Boyer Borges

Job Title  Father of Antony Borges, one of the victims

Address  1820 NW 93 Terrace
          Coral Springs FL 33071

Phone  954 513 7804

Email  BorgesBoyar @Gmail.co

Speaking:  □ For removal of sheriff  ☒ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting.
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<tbody>
<tr>
<td>Name</td>
<td>Anthony Barco</td>
</tr>
<tr>
<td>Job Title</td>
<td></td>
</tr>
<tr>
<td>Address</td>
<td>1890 NW 86th Terrace</td>
</tr>
<tr>
<td>Phone</td>
<td></td>
</tr>
<tr>
<td>Email</td>
<td></td>
</tr>
<tr>
<td>City</td>
<td>Coral Springs</td>
</tr>
<tr>
<td>State</td>
<td>FL</td>
</tr>
<tr>
<td>Zip</td>
<td>33071</td>
</tr>
</tbody>
</table>

Speaking:  ☑ For removal of sheriff  ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic

Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name

Penny Caesar

Job Title
Member Political Organizer

Address

105 NW 10th CT
Dania Beach, FL 33004

Phone

954-651-5733

Email

6iacpenny954@yahoo.com

Speaking:

☐ For removal of sheriff ☒ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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### APPEARANCE RECORD

**Meeting Date:** Monday, October 21, 2019

**Topic:** Executive Order of Suspension 19-14, In re Mr. Scott Israel

**Name:** Lori Alhadeff

**Job Title:** Broward School Board Member

**Address:**

- **Street:** 8675 Watercrest Circle
- **City:** Parkland, FL
- **State:** FL
- **Zip:** 33076

**Phone:** 609-335-8226

**Email:** lorialhadeff@aol.com

**Speaking:** ☑ For removal of sheriff  □ For reinstatement of sheriff

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

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APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic: Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name: ANTHONY OLIVE
Job Title: RETIRED DEPUTY SHERIFF
Address: 3659 WOODS WALK BLVD
Phone: 561-293-1866
Email: Crimesweeper@gmail.com

Speaking: [ ] For removal of sheriff  [ ] For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  DAVID BRILL

Job Title  ATTORNEY BILL RINALDI, THE LAW FIRM

Address  17150 ROYAL PALM BLVD SU. 2
          WESTON FL 33326

Phone  954 240 6930

Email  david@brillrinaldi.com

Speaking:  □ For removal of sheriff  □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name EDISON JULES

Job Title FORMER SHERIFF CANDIDATE BROWARD COUNTY

Address 724 THREE ISLANDS BLVD

Phone 305-497-0798

Email @Jules80726mail.com

City HALLANDALE BEACH

State FL

Zip 33009

Speaking: ☑ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
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APPEARANCE RECORD

Meeting Date

Monday, October 21, 2019

Topic

Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name

Jocelyn Jackson

Job Title

Realtor

Address

2765 SW 45th St.

City

Dania

State

FL

Zip

33312

Phone

Email

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Oral Mason Hurst II

Job Title Attorney

Address 2035 S. Holly Lane

Phone 954-683-7050

Email volteam7@comcast.net

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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Monday, October 21, 2019

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name DARRELL WAYNE BEATON

Job Title CEO

Address 269 N.E 14st

Phone 305-239-4033

Email mbarton@waynebeatonstudycenter.org

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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</thead>
<tbody>
<tr>
<td>Name</td>
<td>Dr. Asonia Smith</td>
</tr>
<tr>
<td>Job Title</td>
<td>Pastor</td>
</tr>
<tr>
<td>Address</td>
<td>5215 21st Ave Hollywood</td>
</tr>
<tr>
<td>Phone</td>
<td>954.394.4544</td>
</tr>
<tr>
<td>Email</td>
<td><a href="mailto:Pastorasmiss@gmail.com">Pastorasmiss@gmail.com</a></td>
</tr>
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</table>

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The Florida Senate
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APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Francene Gargaro

Job Title MSD Mom

Address 12448 N.W. 62nd St
         Coral Springs, FL 33076

Phone 954-757-6941

Email Fgargaro@bellsouth.net

Speaking: ☑ For removal of sheriff  ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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Monday, October 21, 2019

Meeting Date

**Topic**
Executive Order of Suspension 19-14, In re Mr. Scott Israel

**Name**
Terry Scott

**Job Title**
Self

**Address**
188 SW 3rd Ave
Deerfield Beach, FL 33441

**Phone**
954-708-4562

**Email**
ScottyTds@aol.com

Speaking:
- [ ] For removal of sheriff
- [X] For reinstatement of sheriff

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

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The Florida Senate
Special Session I
APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic: Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name: Stacey Wesch

Job Title: Mom

Address: 7862 NW 62nd Way
           Parkland, FL 33067

Phone: 954-592-8113
Email: Stacey.Wesch@me.com

Speaking: ☐ For removal of sheriff  ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I
APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Allen B. Jackson

Job Title Senior Pastor

Address 6037 SW 19th Place

North Lauderdale, FL 33068

Phone 954-669-2878

Email allenbjackson@hotmail.com

Speaking: □ For removal of sheriff □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**The Florida Senate**  
**Special Session I**  

**APPEARANCE RECORD**

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</thead>
<tbody>
<tr>
<td>Name</td>
<td>Derrisa Fonti</td>
</tr>
<tr>
<td>Job Title</td>
<td>Nurse / M.D. Mary</td>
</tr>
<tr>
<td>Address</td>
<td>5766 NW 114th Dr, Coral Springs</td>
</tr>
<tr>
<td>Street</td>
<td>FL 33076</td>
</tr>
<tr>
<td>City</td>
<td></td>
</tr>
<tr>
<td>State</td>
<td></td>
</tr>
<tr>
<td>Zip</td>
<td></td>
</tr>
<tr>
<td>Phone</td>
<td>(460) 241-7147</td>
</tr>
<tr>
<td>Email</td>
<td><a href="mailto:derrisa.fonti@outlook.com">derrisa.fonti@outlook.com</a></td>
</tr>
</tbody>
</table>

**Speaking:**  
- [ ] For removal of sheriff  
- [ ] For reinstatement of sheriff

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The Florida Senate
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APPEARANCE RECORD

Monday, October 21, 2019

Topic
Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name
Gena Hoyce

Job Title
Guardian ad Litem Broward County

Address
9678 Ginger Court

Phone 954-551-2465

Email GenaEstandwithParkland.org

This form is part of the public record for this meeting.

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# The Florida Senate
## Special Session I
### APPEARANCE RECORD

**Monday, October 21, 2019**

**Meeting Date**

**Topic** Executive Order of Suspension 19-14, In re Mr. Scott Israel

<table>
<thead>
<tr>
<th>Name</th>
<th>Max Schachner</th>
</tr>
</thead>
<tbody>
<tr>
<td>Job Title</td>
<td>MSD Commissioner, Father of Alex MSD victim</td>
</tr>
<tr>
<td>Address</td>
<td></td>
</tr>
<tr>
<td>City</td>
<td>Parkland</td>
</tr>
<tr>
<td>State</td>
<td></td>
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<tr>
<td>Zip</td>
<td></td>
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<tr>
<td>Phone</td>
<td></td>
</tr>
<tr>
<td>Email</td>
<td><a href="mailto:Max@alexschacherr.org">Max@alexschacherr.org</a></td>
</tr>
</tbody>
</table>

**Speaking:** 
- [ ] For removal of sheriff
- [ ] For reinstatement of sheriff

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Special Session I
APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic: Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name: Hunter Pulluck
Job Title: Family of Parkland Victim
Address: 9827 NW 6th Pl
City: Parkland State: FL Zip: 33076
Phone: 954-915-1132
Email: hunter.pulluck@gmail.com

Speaking: [ ] For removal of sheriff  [ ] For reinstatement of sheriff

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The Florida Senate
Special Session I
APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Tony Montalto

Job Title President Gina Rose Montalto Memorial Foundation, Inc.

Address 11208 NW 70th CT

Street Parkland FL 33076

City State Zip

Phone 954-684-684V

Email Tony@GiveForMMF.org

Speaking: ☑ For removal of sheriff ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  Dr. Julie Phillips

Job Title  Skip Holtz, Meadows Polk, Emergency Physician

Address  5240 NW 105th Dr

Phone  554 592-1600

Email  japhd79@gmail.com

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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Special Session I

APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name       Annabel Ciprano d

Job Title  Student

Address    12428 NW 57th Ct.
            Coral Springs, FL 33076

Phone      954-214-0531

Email      Elysea@emac.us

Speaking:  □ For removal of sheriff  □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Johannas (Feis) manafrey

Job Title Little sister to coach Aaron Feis

Address 9939 W Atlantic Blvd

Street

City Ft. 33017

State Zip

Phone 954-708-4115

Email JFeis73@gmail.com

Speaking:  □ For removal of sheriff  □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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APPEARANCE
RECORDS

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The Florida Senate  
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

The Florida Senate
Special Session I

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  Terri Robinovitz

Job Title  Teacher - Grandmother of Alyssa

Address  12060 Kalmia Cir, So

Street

Parkland, Fl  33076

City  State  Zip

Phone  609-501-1171

Email  teri robinovitz @ aol.com

Speaking:  □ For removal of sheriff  □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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Monday, October 21, 2019
Meeting Date

Topic
Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name
Evelyn DelFinn

Job Title

Address
1820 New 93rd Terrace
Coral Springs, FL 33071

Phone
954-793-7619

Email
Deffinecully1@Gmail.com

Speaking: ☑ For removal of sheriff  ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  Kimberly Krawczyk

Job Title  Stoneman Douglas Teacher

Address  250 Congress Park Dr

Street  Apt 324

City  Delray Beach

State  FL

Zip  33483

Phone  954-696-2867

Email  Kim.Krawczyk98@yahoo.com

Speaking:  □ For removal of sheriff  □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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Monday, October 21, 2019
Meeting Date

The Florida Senate
Special Session I
APPEARANCE RECORD

Topic
Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name
Joanne Wallace

Job Title
MSD Teacher & Mom

Address
701 NW 42nd Ave

City
Coconut CR.
State
FL
Zip
33064

Phone
(954)729-1272
Email
Joewallace133@gmail.com

Speaking:
[X] For removal of sheriff  [ ] For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
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APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic: Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name: Angela Weber

Job Title: MSD Mom

Address: 6015 Nw 18th Dr.

City: Coral Springs
State: FL
Zip: 33076

Phone: 6154154106
Email: angela.weber954@gmail.com

Speaking: [x] For removal of sheriff  [ ] For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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### APPEARANCE RECORD

**Meeting Date**

**Topic** Executive Order of Suspension 19-14, In re Mr. Scott Israel

**Name** Heather Chapman

**Job Title**

**Address** 9750 Lakeview Lane

**City** Oakland, FL

**State** FL

**Zip** 33076

**Phone** 954-695-5238

**Email** hchappy759@gmail.com

**Speaking:** [ ] For removal of sheriff  [ ] For reinstatement of sheriff

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

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The Florida Senate
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APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  Lateresa Jones

Job Title  Life Coach - Business Owner

Address  611 Amaryllis Ave

Phone  8502641568

Email  lateresajones@gmail.com

City  Pahokee
State  FL
Zip  33476

Speaking:  □ For removal of sheriff  □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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### APPEARANCE RECORD

**Meeting Date**

Monday, October 21, 2019

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<tr>
<td>Name</td>
<td>Cindy Levine</td>
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<tr>
<td>Job Title</td>
<td>Mortgage Lender</td>
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<tr>
<td>Address</td>
<td>5629 NW 117th Ave</td>
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<tr>
<td>Phone</td>
<td>954-444-8878</td>
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<tr>
<td>Email</td>
<td><a href="mailto:cindy.levine@gmail.com">cindy.levine@gmail.com</a></td>
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**Speaking:** [ ] For removal of sheriff  [ ] For reinstatement of sheriff

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Joe D'Uva

Job Title

Address 9560 Wekiva Circle 5-112

Street

City TAMPA

State FL

Zip 33619

Phone 671-798-1704

Email JoePatriot34@1791.com

Speaking: □ For removal of sheriff  □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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<tr>
<td>Name</td>
<td>Macy Claprood</td>
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<tr>
<td>Job Title</td>
<td>Medical Admin</td>
</tr>
<tr>
<td>Address</td>
<td>12428 NW 57th Ct, Coral Springs, FL 33076</td>
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<tr>
<td>Phone</td>
<td>9542345412</td>
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While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  Alex Arreaza

Job Title  Atty For Anthony Borges & Borges Family

Address  320 W Oakland Pl A

Phone  954-565-7743

Email  alex@alexmylaw.com

City  Davie
State  FL
Zip  33311

Speaking:  ✔ For removal of sheriff  □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

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<td>Name</td>
<td>Elyse Claflin</td>
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<tr>
<td>Job Title</td>
<td>Corporate Trainer Healthcare</td>
</tr>
</tbody>
</table>
| Address | 12418 NW 57th Ct  
          Coral Springs FL 33076 | Phone 954-214-0531  
          Email Elyse.Jeanne@US |

Speaking: ☐ For removal of sheriff  ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I
APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic: Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name: Crystal Bruce

Job Title: Community Action Assn.

Address: 8560 Seville St.

Phone: 561-692-5335

Email: BruceX367@samuelan

Speaking: [ ] For removal of sheriff  [ ] For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  Luke Klasfeld

Job Title  Security Officer (Armed)

Address  36122 Donah Lane

City  Dade

State  Florida

Zip  33525

Phone  (27) 378-2191

Email  OfficerKlasfeld@gmail.com

Speaking:  ✗ For removal of sheriff  ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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### The Florida Senate
Special Session I

**APPEARANCE RECORD**

**Meeting Date:** Monday, October 21, 2019

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<tr>
<td>Street</td>
<td>2006 Granada Bn. - 3A</td>
<td>Phone 954-984-8255</td>
</tr>
<tr>
<td>City</td>
<td>Coconut Creek, FL 33066</td>
<td></td>
</tr>
<tr>
<td>State</td>
<td>Zip</td>
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</table>

**Speaking:** [ ] For removal of sheriff  [ ] For reinstatement of sheriff

**Belongs In Prison!**

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

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The Florida Senate
Special Session I
APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Lewis Mizen

Job Title Student Organizer

Address 982 W Brevard St
          Tallahassee, Florida 32304

Phone 954-871-7774

Email lcnmizen@gmail.com

Speaking: ✔ For removal of sheriff   □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  Maurice Symonette

Job Title  Producer

Address  2920 NE 55 Place
         Broward County, FL 33303

Phone  786-559-9941
Email  BigBoss1003@yahoo.com

Speaking:  □ For removal of sheriff  □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Horacio BAZZANO

Job Title

Address 416 NE 11th Ave POPOCAO BEACH

Street POPOCAO BEACH

City Postal Code

Phone 754-245-4600

Email horacio.bazzano@yahoo.com

Speaking: ☑ For removal of sheriff ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name IRA Goldbery

Job Title Retired

Address 16621 SW 51st Terr

Street SOUWEST Ranchbs

City State Zip

Phone 954-881-1920

Email

Speaking: □ For removal of sheriff ☑ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Ron Mills

Job Title

Address 2714 N. 27th St.,

City Lakeland

State FL

Zip 33801

Phone 863-877-0300

Email

Speaking: □ For removal of sheriff □ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Michael A. Alberto

Job Title Currently Unemployed.

Address 333 N. E. 10th Ave, Miami

Phone 954-560-8649

Email Alberto.m@icloud.com

City Fort Lauderdale

State FL

Zip 33304

Speaking: ☑ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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### APPEARANCE RECORD

**Meeting Date**

**Monday, October 21, 2019**

**Topic**

Executive Order of Suspension 19-14, In re Mr. Scott Israel

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<thead>
<tr>
<th>Name</th>
<th>Ernest Gonder</th>
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</thead>
<tbody>
<tr>
<td>Job Title</td>
<td>Pastor/BSO Lieutenant</td>
</tr>
<tr>
<td>Address</td>
<td>1621 NW 2 Ave</td>
</tr>
<tr>
<td>Street</td>
<td>Pompano Beach, FL</td>
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<tr>
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<td>Zip</td>
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<tr>
<td>Phone</td>
<td>954-789-3502</td>
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<tr>
<td>Email</td>
<td><a href="mailto:pastorebg@yahoo.com">pastorebg@yahoo.com</a></td>
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**Speaking:**

- ☑ For reinstatement of sheriff
- ☐ For removal of sheriff

**While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.**

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The Florida Senate
Special Session I
APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic  Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name  STEVE KINSEY

Job Title

Address  13225 SW 41 ST.
        Street
        CITY        FL        33330
        City        State        Zip

Phone  954-605-8367
Email  SKINS1210@GMAIL.COM

Speaking:  ☑ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic    Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name    Phyllis Smith

Job Title    Disabled - Nurse

Address  2437 NW 4 Ct

Phone    954-691-6189

Email  Pass1062@yahoo.com

City    Pompano Beach, FL 33069

State    Zip

Speaking:  □ For removal of sheriff  ☑ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019
Meeting Date

Topic: Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name: Philip M. Fortman

Job Title: Broward Voter

Address: 8211 SW 30th St.

Phone: 954 674-1108

Email: Pfortman111@gmail.com

City: Davie
State: FL
Zip: 33328

Speaking: [ ] For removal of sheriff  [X] For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
Special Session I

APPEARANCE RECORD

Monday, October 21, 2019

Meeting Date

Topic Executive Order of Suspension 19-14, In re Mr. Scott Israel

Name Anika Omphroy

Job Title Representative

Address 2901 NW 46 Ave Apt 202

Lauderhill Lakes, FL 33313

Phone 954.557.0011

Email anikaomphroy@gmail.com

Speaking: ☑ For removal of sheriff ☐ For reinstatement of sheriff

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
October 22, 2019

The Honorable Bill Galvano
President of the Senate

Re: Executive Order of Suspension, Number 19-14
Suspension of Mr. Scott Israel, Sheriff
Broward County, FL

Dear President Galvano:

The Committee on Rules submits this final report on the matter of suspension of Mr. Scott Israel.

By Executive Order Number 19-14 filed with the Secretary of State on January 11, 2019, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Ron DeSantis, Governor, suspended Mr. Scott Israel as Sheriff of Broward County for neglect of duty and incompetence.

On January 14, 2019, the Senate informed Mr. Israel of his right to a hearing and on January 24, 2019, the matter was referred to a Special Master. On January 29, 2019, Mr. Israel requested a hearing and the Special Master engaged in pre-hearing proceedings until litigation between the Governor and Mr. Israel was initiated on March 7, 2019. Pursuant to Senate Rules, on March 12, 2019, the matter was held in abeyance until the rendering of a final determination in the litigation and exhaustion of all appellate remedies.

On April 23, 2019, after a final determination in the litigation and the exhaustion of appellate remedies, the Special Master resumed proceedings. The Special Master conducted a public case management conference on May 1, 2019, and a public evidentiary hearing was held on June 18, 2019 and June 19, 2019. The Governor and Mr. Israel submitted proposed findings of fact and conclusions of law to the Special Master on August 12, 2019, and August 20, 2019, respectively. On September 24, 2019, the Special Master delivered his advisory Report and Recommendation, recommending reinstatement, for consideration.

By proclamation on September 25, 2019, the Senate was convened in special session beginning at 9:00 a.m. on Monday, October 21, 2019, and ending at 11:59 p.m. on Friday, October 25, 2019, for the sole and exclusive purpose of considering the reinstatement or removal of Mr. Israel as Sheriff of Broward County. Additionally, on September 25, 2019, the advisory report and recommendation of the Special Master was referred to the Committee on Rules pursuant to Senate Rule 12.7.
On Monday, October 21, 2019, a public meeting of the Committee on Rules was held for consideration and report. I report the Committee on Rules voted to recommend that the evidence supports the Executive Order of Suspension by the Governor, and that Mr. Scott Israel be removed from the office of Sheriff of Broward County pursuant to the State Constitution and the Florida Statutes.

Sincerely,

[Signature]

Lizbeth Benacquisto, Chair
### COMMITTEE VOTE RECORD

**COMMITTEE:** Rules  
**ITEM:** Executive Suspension: EO 19-14 Mr. Scott Israel  
**FINAL ACTION:** Recommend Removal of Mr. Scott Israel  
**MEETING DATE:** Monday, October 21, 2019  
**TIME:** 10:30 a.m.—9:00 p.m.  
**PLACE:** 412 Knott Building

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<td>Gibson, VICE CHAIR</td>
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<td>Benacquisto, CHAIR</td>
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**TOTALS**

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**CODES:**  
FAV=Favorable  
UNF=Unfavorable  
RCS=Replaced by Committee Substitute  
TP=Temporarily Postponed  
WD=Withdrawn  
RE=Replaced by Engrossed Amendment  
VA=Vote After Roll Call  
OO=Out of Order  
RS=Replaced by Substitute Amendment  
VC=Vote Change After Roll Call  
AV=Abstain from Voting

**REPORTING INSTRUCTION:** Publish
10:30:36 AM  Meeting called to order
10:30:41 AM  Roll Call
10:30:44 AM  Quorum is present
10:31:14 AM  Chair Benacquisto opening remarks: consider action on former Broward County Sherriff Scott Israel
10:31:29 AM  When Governor suspends a public official, the Senate has the final word.
10:32:14 AM  Chair Benacquisto comments
10:32:18 AM  Senators to be guided by weighted evidence; the degree of proof
10:32:46 AM  Chair Benacquisto gives run down of today's agenda
10:32:55 AM  First presentation will be given by the Senate Special Master
10:33:12 AM  Chair Benacquisto: We will not return to a prior segment or presentation for additional questions.
10:33:36 AM  Members of public will be able to give their testimony after lunch
10:34:41 AM  Meeting is extended to 9:00 pm if required
10:35:12 AM  Now take presentation from Special Master Goodlette.
10:35:20 AM  Special Master on his recommendation
10:35:56 AM  Introduces colleague Kyle Dudek of Law Firm of Henderson Franklin Starnes & Holt in Southwest Florida as needed for information.
10:36:56 AM  Removal of a constitutional officer is significant.
10:37:23 AM  The report before you now is my consideration of the evidence.
10:37:52 AM  The report is advisory.
10:38:03 AM  Senators to evaluate as they see it.
10:38:24 AM  Report is a summary, and discusses evidence and arguments the Special Master has found significant.
10:38:54 AM  Arguments not presented to the Special Master have not been addressed.
10:39:10 AM  Chair opens time for Committee Members to ask questions.
10:39:17 AM  President Pro Tempore Simmons is recognized with question.
10:39:35 AM  Senator Simmons with question
10:39:44 AM  Question for Special Master on eight deputies' neglect on duty.
10:40:12 AM  Special Master Goodlette responds
10:40:27 AM  Senator Simmons names the deputies.
10:40:55 AM  Special Master Goodlette clarifies question.
10:40:56 AM  Senator Simmons clarifies question
10:41:04 AM  Special Master replies that is correct
10:41:10 AM  Senator Simmons looks at issue of Sheriff Israel toward the actions of the deputies.
10:41:51 AM  Special Master agrees
10:42:02 AM  Senator Simmons lists School Resource Officers
10:42:13 AM  Special Master responds in agreement
10:42:38 AM  Senator Simmons states number of State Resource officers in Broward County
10:42:52 AM  Special Master agrees on number
10:42:57 AM  Senator Simmons discusses argument of impracticble for Sherriff removal for actions of his subordinates.
10:43:03 AM  Special Master - generally yes
10:43:35 AM  Senator Simmons follow up on statutory or constitutional
10:43:51 AM  Special Master
10:44:08 AM  Special Master
10:44:40 AM  Senator Simmons
10:44:47 AM  Special Master answers
10:45:17 AM  Senator Simmons
10:45:22 AM  Senator Simmons clarifies question
10:45:30 AM  Special Master answers
10:45:50 AM  Senator Simmons continues
10:46:04 AM  Senator Simmons discusses Deputy Peterson
10:46:38 AM  Special Master responds
10:47:38 AM  Senator Simmons
10:47:42 AM  Special Master answers
10:48:09 AM Senator Simmons discussing when deputies arrived at the scene of MSD event
10:48:21 AM Special Master answers
10:48:37 AM Senator Simmons asks about the actions of the deputies
10:49:15 AM Special Master regarding who was in charge and actions of the deputies
10:49:17 AM Senator Simmons on report regarding absence of command and control.
10:49:23 AM Special Master Goodlette answers
10:49:38 AM Senator Simmons
10:50:14 AM Special Master would like to have had more evidence
10:50:18 AM Senator Simmons question on MSD report references to radio systems
10:50:24 AM Special Master answers
10:50:48 AM Senator Simmons question regarding radio system
10:51:00 AM Special Master answers
10:52:15 AM Senator Simmons references the tragedy at Ft. Lauderdale airport
10:52:24 AM Special Master answers
10:53:12 AM Senator Simmons with question on responsibility
10:53:57 AM Special Master answers
10:54:57 AM Senator Simmons summarizing blame of responsibility in report
10:56:43 AM Special Master response
10:58:05 AM Senator Simmons continues on Sherriff Israel memoranda
10:59:11 AM Senator Simmons
10:59:23 AM Senator Simmons on Ft. Lauderdale event
10:59:30 AM Senator Simmons impact of failure of radio system
10:59:32 AM Special Master responds on communication break down
11:00:18 AM Special Master unclear on question
11:00:26 AM Senator Simmons restates the question
11:00:38 AM Special Master answers question
11:01:48 AM Senator Simmons follow up on communication
11:02:43 AM Senator Thurston is recognized to question
11:03:10 AM Special Master responds on report of MSD
11:03:17 AM Senator Thurston
11:03:28 AM Special Master answers
11:03:55 AM Senator Thurston discusses the burden
11:04:07 AM Special Master on radio system
11:04:52 AM Senator Thurston
11:05:13 AM Special Master responds
11:05:33 AM Senator Thurston
11:06:09 AM Special Master answers
11:06:33 AM Senator Thurston continues on MSD report
11:06:54 AM Special Master
11:07:01 AM Senator Thurston
11:07:11 AM Special Master
11:07:25 AM Senator Thurston
11:07:50 AM Special Master
11:07:59 AM Senator Thurston
11:08:23 AM Special Master responds
11:08:51 AM Senator Thurston with regards to number of employees under the sherriff
11:09:14 AM Special Master
11:09:23 AM Senator Thurston
11:09:36 AM Special Master on efforts of Sherriff
11:10:04 AM Senator Thurston further questioning
11:10:30 AM Special Master
11:10:52 AM Senator Thurston
11:11:05 AM Special Master on training
11:11:23 AM Senator Thurston
11:12:23 AM Special Master
11:12:48 AM Senator Thurston
11:13:07 AM Special Master on allegations against Scot Peterson
11:13:44 AM Senator Thurston with regards to allegation of state against Mr. Peterson
11:14:44 AM Special Master responds
11:14:54 AM Senator Thurston
11:15:30 AM Special Master responds
11:15:39 AM Senator Thurston with regards to to the two sections
11:16:16 AM Special Master determination
11:16:53 AM Senator Thurston question on red, green, orange button discussion
11:17:56 AM Special Master response
11:18:03 AM Senator Bradley recognized
11:18:12 AM Senator Bradley review on report - questioning
11:18:37 AM Special Master on our system of government
11:19:02 AM Senator Bradley - Discussion on power of sheriff
11:19:22 AM Special Master response
11:19:28 AM Senator Bradley
11:19:39 AM Special Master responds
11:20:00 AM Senator Bradley question on constitutional officers
11:20:16 AM Special Master responds
11:20:23 AM Senator Bradley- unique relationship of sheriff and deputies
11:20:42 AM Special Master responds on relationship
11:21:50 AM Senator Bradley - reason liability issues
11:22:51 AM Special Master in response
11:23:11 AM Senator Bradley
11:23:47 AM Senator Bradley questioning on treatment of a Sheriff
11:24:14 AM Special Master
11:24:25 AM Senator Bradley discusses events of Feb 14
11:24:47 AM Special Master response
11:24:56 AM Senator Bradley continues on reason of liability issue language
11:25:05 AM Special Master
11:25:16 AM Senator Bradley
11:25:21 AM Special Master
11:25:32 AM Senator Bradley
11:25:45 AM Special Master response
11:26:36 AM Senator Bradley response of action to move toward the gunshots discussion and questions
11:27:36 AM Special Master
11:27:49 AM Senator Master
11:27:58 AM Senator Bradley
11:28:03 AM Special Master
11:28:08 AM Senator Bradley refers to training manual
11:28:36 AM Special Master to consult with colleague
11:29:14 AM Senator Bradley
11:29:32 AM Special Master
11:29:44 AM Senator Bradley continues
11:30:05 AM Special Master confers with colleague then answers
11:30:35 AM Senator Bradley comments on Deputy Peterson
11:31:39 AM Special Master answers question on other police actions
11:32:40 AM Senator Bradley discussion of officers
11:32:59 AM Special Master
11:33:05 AM Senator Bradley on Captains performance
11:33:23 AM Special Master responds
11:33:32 AM Senator Bradley continues
11:33:51 AM Special Master responds
11:34:13 AM Senator Bradley on Coral Springs officers
11:34:42 AM Special Master responds
11:34:43 AM Senator Bradley
11:35:06 AM Special Master
11:35:12 AM Senator Bradley discussing every second matters
11:35:15 AM Special Master responds
11:35:21 AM Senator Bradley one more question- in summary
11:36:40 AM Recap of questions by Senator Bradley
11:35:53 AM Special Master response
11:36:40 AM Senator Montford
11:36:52 AM Special Master response on evidence process
11:37:54 AM Senator Montford
11:38:56 AM Special Montford answers on limitations
11:39:10 AM Senator Montford refers to page 5
11:39:39 AM Special Master response
Senator Montford

Special Master responds

Senator Montford aware of disciplinary actions

Special Master response

Senator Montford aware of state agency action that could contribute

Special Master response

Senator Brandes is recognized for questioning

Senator Brandes comments on report

Special Master response

Senator Hutson recognized

Special Master

Senator Hutson repeats question

Special Master

Senator Hutson

Special Master response

Senator Book with question

Special Master response

Senator Book

Special Master response

Senator Book with question

Special Master response

Senator Book with question

Special Master response

Senator Book with further question

Special Master responds

Senator Book with follow up question

Special Master with responds

Senator Book

Special Master response

Senator Farmer recognized for questioning

Senator Farmer questions about Special Master role

Special Master

Senator Farmer continues

Special Master responds

Senator Farmer - on definition of incompetency

Special Master response

Senator Farmer continues

Special Master

Senator Farmer continues

Special Master response to page 24 on neglect of duty

Senator Farmer continues

Special Master

Senator Farmer continues

Special Master response

Senator Farmer on policy

Special Master

Senator Farmer on policy

Special Master

Senator Farmer on airport shooting

Special Master on airport shooting

Senator Farmer on training

Special Master

Senator Farmer- on individual incompetence
11:59:09 AM Special Master
11:59:22 AM Senator Farmer question on Jordan evidence
11:59:54 AM Special Master
12:00:06 PM Senator Farmer on low confidence vote
12:00:36 PM Special Master response
12:00:47 PM Senator Farmer union vote
12:00:58 PM Special Master
12:01:03 PM Senator Farmer goes back to Peterson
12:01:16 PM Special Master on trainings available
12:01:52 PM Senator Lee recognized
12:02:20 PM Senator Lee remarks appreciation of Special Master work
12:02:39 PM Special Master in response to questions
12:03:13 PM Senator Lee
12:03:49 PM Special Master responds
12:04:04 PM Senator Lee
12:04:19 PM Special Master
12:04:44 PM Senator Lee further questions
12:05:15 PM Special Master
12:05:25 PM Senator Lee on draft recommendation review
12:05:39 PM Special Master
12:05:45 PM Senator Lee on deputy Peterson direction
12:06:05 PM Special Master response
12:06:51 PM Special Master
12:06:58 PM Senator Lee
12:07:10 PM Special Master
12:07:18 PM Senator Lee
12:07:28 PM Special Master on responsibility for locking doors
12:08:19 PM Senator Lee
12:08:47 PM Special Master
12:09:53 PM Senator Lee
12:09:05 PM Special Master response
12:10:02 PM Senator Lee
12:10:07 PM Special Master response
12:10:20 PM Senator Lee on page 6
12:10:39 PM Special Master on concern about Cruz recommendation
12:11:19 PM Senator Lee
12:11:46 PM Special Master of intolerance
12:12:22 PM Senator Lee
12:13:11 PM Special Master on response on removal statement
12:14:11 PM Senator Lee on statement
12:14:38 PM Special Master in response
12:15:06 PM Senator Lee
12:15:12 PM Special Master response
12:15:37 PM Senator Lee on review of evidence
12:16:06 PM Special Master review update
12:16:33 PM Senator Lee
12:17:19 PM Under Rule 12.2
12:17:36 PM Special Master
12:17:54 PM Special Master
12:17:56 PM Senator Lee on radio system in Broward at the airport
12:18:20 PM Special Master response on radio failures
12:19:30 PM Senator Lee on report
12:20:31 PM Special Master on information relayed
12:21:00 PM Senator Lee
12:22:02 PM Special Master response
12:22:30 PM Senator Rodriguez recognized
12:23:13 PM Special Master response
12:23:40 PM Senator Rodriguez continues
12:23:46 PM Special Master response
12:23:57 PM Senator Rodriguez follow up questions
12:24:43 PM Special Master response on evidence
12:25:10 PM Senator Rodriguez
12:25:23 PM Special Master
12:25:59 PM Senator Rodriquez discussion of what should have happened
12:27:02 PM Special Master responds
12:28:02 PM Senator Rodriquez follow up question on standard
12:29:03 PM Special Master response
12:29:21 PM Senator Rodriquez continues
12:29:49 PM Special Master answers
12:30:02 PM Senator Gibson is recognized for questioning
12:30:46 PM Senator Gibson first area question on training on active shooter
12:31:24 PM Special Master response
12:31:34 PM Senator Gibson continues
12:31:54 PM Special Master
12:32:02 PM Senator Gibson continues
12:32:13 PM Special Master
12:32:25 PM Senator Gibson on testbook response
12:32:39 PM Special Master response
12:32:57 PM Senator Gibson follow up on alter ego issue
12:33:22 PM Special Master response
12:33:38 PM Senator Gibson
12:33:52 PM Special Master response
12:34:15 PM Senator Gibson
12:34:43 PM Special Master response
12:34:56 PM Senator Gibs on report on testbook response
12:35:16 PM Special Master response
12:35:30 PM Senator Gibson on who had weapon in their luggage
12:36:22 PM Special Master
12:36:28 PM Senator Gibson regarding gun in luggage
12:36:52 PM Special Master response
12:37:07 PM Senator Gibson
12:37:53 PM Senator Gibson on report on testbook response
12:38:07 PM Special Master
12:38:12 PM Senator Gibson
12:38:43 PM Special Master
12:38:52 PM Senator Gibson
12:39:14 PM Responsibility on training
12:39:27 PM Special Master of evidence offered on training
12:39:54 PM Senator Gibson on the history of training
12:40:25 PM Special Master on evidence of training
12:40:43 PM Senator Braynon is recognized
12:41:05 PM Special Master response
1:23:07 PM Chair - 5 minute break
1:23:44 PM Senator Thurston is recognized
1:09:12 PM Review of process of reviewing evidence
1:10:22 PM George Levesque continues
1:12:39 PM George Levesque continues
1:15:13 PM Chair Benacquisto
1:16:15 PM Chair Benacquisto
1:16:18 PM George Levesque
1:16:34 PM Chair Benacquisto
1:16:54 PM Senator Simmons is recognized for questioning
1:17:06 PM Senator Simmons question on 30.07 F.S. on Sheriff's liability
1:17:39 PM George Levesque response
1:20:55 PM George Levesque answers on application to issue of removal of office
1:21:57 PM Senator Simmons continues
1:22:13 PM George Levesque in response
1:23:13 PM Chair Benacquisto - additional questions?
1:23:44 PM Senator Thurston is recognized
1:23:53 PM Senator Thurston with question
1:24:10 PM George Levesque answers
1:24:20 PM Senator Thurston
1:24:56 PM George Levesque
1:25:17 PM Senator Thurston
1:25:28 PM George Levesque
1:25:40 PM Senator Thurston
1:25:45 PM George Levesque
1:25:56 PM Senator Thurston
1:26:05 PM George Levesque on third point
1:26:33 PM Senator Thurston
1:27:01 PM George Levesque on affidavit submitted
1:27:20 PM Senator Thurston
1:27:29 PM George Levesque confirms
1:27:42 PM Senator Thurston
1:27:53 PM George Levesque
1:27:59 PM Senator Thurston
1:28:12 PM George Levesque
1:28:30 PM Senator Thurston
1:28:41 PM George Levesque
1:29:02 PM Senator Thurston
1:29:23 PM George Levesque on page 14
1:29:43 PM Senator Thurston
1:30:42 PM George Levesque answer on admissable probability
1:31:21 PM Senator Thurston
1:31:58 PM George Levesque answers
1:32:24 PM Senator Thurston
1:32:39 PM George Levesque
1:32:44 PM Senator Thurston
1:32:53 PM George Levesque response
1:33:19 PM Senator Thurston
1:33:34 PM George Levesque
1:33:42 PM Senator Thurston
1:34:00 PM George Levesque
1:34:11 PM Senator Thurston
1:34:21 PM George Levesque
1:34:29 PM Senator Thurston
1:34:34 PM George Levesque
1:34:46 PM Senator Thurston - on Dec 2018 report
1:35:03 PM George Levesque response
1:35:13 PM Senator Thurston - 10 months after MSD
1:35:30 PM George Levesque
1:35:52 PM Senator Thurston repeats question
1:36:08 PM George Levesque on recommendation recollection
1:36:32 PM Senator Thurston
1:36:51 PM George Levesque on attachments
1:37:19 PM Senator Thurston follow up
1:37:48 PM George Levesque -
1:37:57 PM Senator Thurston
1:38:11 PM George Levesque on DSO certification
1:38:28 PM Senator Thurston
1:38:52 PM George Levesque response of after the report came out
1:39:17 PM Senator Thurston
1:39:28 PM George Levesque response
1:40:10 PM Senator Thurston on standard used
1:41:11 PM George Levesque response on standard
1:41:31 PM Senator Thurston completed
1:41:44 PM Senator Bradley is recognized to question
1:41:58 PM Senator Bradley question on DSO
1:42:20 PM Senator Bradley question on DSO
1:42:30 PM George Levesque in response
1:43:14 PM Senator Bradley
1:43:20 PM  George Levesque
1:43:30 PM  Senator Bradley continues on gunshot
1:43:50 PM  George Levesque
1:43:56 PM  Senator Bradley
1:44:02 PM  George Levesque
1:44:07 PM  Senator Bradley continues with questioning
1:44:19 PM  George Levesque answers
1:44:50 PM  Senator Bradley
1:45:47 PM  Chair Benacquisto
1:45:50 PM  Recognizes Senator Montford
1:46:07 PM  Senator Montford
1:46:16 PM  George Levesque answers
1:46:23 PM  Senator Farmer recognized
1:46:48 PM  George Levesque response
1:47:12 PM  Senator Farmer
1:47:22 PM  George Levesque
1:47:28 PM  Senator Farmer
1:47:35 PM  George Levesque
1:48:02 PM  Senator Farmer
1:48:18 PM  George Levesque answers
1:48:49 PM  Senator Farmer
1:49:33 PM  George Levesque
1:49:40 PM  Senator Farmer
1:49:46 PM  George Levesque
1:50:06 PM  Senator Farmer
1:50:28 PM  George Levesque on performance
1:51:04 PM  George Levesque answers on actions alone
1:51:25 PM  Senator Farmer on Sheriff Israel responsibility
1:51:51 PM  Chair Simpson
1:51:55 PM  Senator Farmer
1:52:04 PM  George Levesque
1:52:18 PM  Senator Farmer
1:52:57 PM  George Levesque response
1:53:10 PM  Senator Farmer continues
1:53:23 PM  George Levesque
1:53:54 PM  Senator Farmer continues
1:54:23 PM  George Levesque answers
1:54:34 PM  Senator Farmer
1:55:12 PM  George Levesque
1:55:29 PM  Senator Farmer
1:55:52 PM  George Levesque
1:56:09 PM  Senator Farmer
1:56:41 PM  George Levesque response
1:56:57 PM  Senator Farmer
1:57:26 PM  George Levesque answer on evidence
1:57:42 PM  Senator Farmer
1:58:32 PM  George Levesque responds
1:58:51 PM  Senator Farmer
1:59:22 PM  George Levesque
1:59:33 PM  Senator Farmer
1:59:48 PM  George Levesque answers
2:00:09 PM  Chair change back to Chair Benacquisto
2:00:38 PM  Senator Gibson is recognized
2:00:49 PM  George Levesque answers
2:00:57 PM  Leader Gibson on affidavit of accreditation
2:01:11 PM  George Levesque
2:01:25 PM  Senator Gibson
2:01:46 PM  George Levesque answers on authority of Governor
2:02:09 PM  Senator Gibson on content
2:02:30 PM  George Levesque responds
2:02:42 PM  Senator Gibson on statement
2:03:19 PM  George Levesque
2:03:50 PM Senator Gibson continues on engagement
2:04:21 PM George Levesque responds
2:04:55 PM Senator Gibson continues
2:05:22 PM George Levesque on executive order - where the connection is
2:06:04 PM Senator Gibson not fully understanding the connection- he elaborates
2:06:52 PM Senator Gibson
2:06:58 PM George Levesque
2:07:03 PM Senator Gibson
2:07:15 PM George Levesque
2:07:44 PM Senator Gibson
2:08:07 PM George Levesque
2:08:18 PM Senator Book is recognized for questioning
2:08:40 PM George Levesque answers
2:09:15 PM Senator Book
2:09:18 PM George Levesque answers
2:09:38 PM Senator Book
2:10:52 PM Senator Book
2:13:03 PM George Levesque in response
2:14:06 PM Senator Book
2:14:30 PM George Levesque
2:15:19 PM Senator Book
2:16:01 PM George Levesque
2:16:30 PM Senator Book
2:17:26 PM George Levesque answers
2:18:10 PM Senator Book
2:18:25 PM George Levesque answers
2:18:54 PM Senator Book
2:19:21 PM George Levesque
2:19:26 PM Senator Book
2:19:52 PM Senator Brandes
2:20:18 PM Senator Brandes
2:20:20 PM Senator Hutson
2:20:25 PM George Levesque
2:20:41 PM Senator Hutson
2:21:09 PM George Levesque
2:21:17 PM Senator Hutson
2:21:23 PM George Levesque
2:21:40 PM Senator Hutson
2:21:59 PM George Levesque
2:22:13 PM Senator Hutson
2:22:44 PM George Levesque
2:22:59 PM Senator Lee recognized
2:23:21 PM George Levesque answers Senator Lee
2:24:21 PM Senator Lee
2:24:56 PM George Levesque
2:25:52 PM Chair Benacquisto
2:25:58 PM George Levesque
2:26:17 PM Senator Lee
2:26:29 PM Chair Benacquisto
2:26:54 PM Senator Lee
2:27:04 PM George Levesque
2:27:15 PM Senator Lee
2:27:40 PM George Levesque
2:28:05 PM Senator Lee
2:28:18 PM George Levesque
2:28:23 PM Senator Lee
2:28:44 PM Senator Lee
2:28:58 PM George Levesque
2:29:29 PM Senator Lee- drafting rules
2:30:29 PM George Levesque answers
2:30:54 PM Senator Lee
2:30:59 PM George Levesque answers
2:31:35 PM Senator Lee
2:32:03 PM George Levesque answers
2:32:39 PM Senator Lee
2:33:08 PM George Levesque answers
2:33:19 PM Senator Lee
2:33:27 PM George Levesque
2:34:02 PM Senator Lee
2:34:22 PM George Levesque answers
2:35:01 PM Senator Lee
2:35:56 PM George Levesque
2:36:55 PM Senator Lee with additional questions
2:37:51 PM George Levesque responds
2:38:51 PM Senator Lee
2:39:37 PM George Levesque in response
2:41:22 PM Senator Lee
2:42:33 PM George Levesque
2:42:45 PM Senator Lee
2:43:13 PM George Levesque
2:43:39 PM Senator Lee clarifies question
2:43:59 PM George Levesque - extraordinary case
2:44:22 PM Senator Lee concern on presidential value
2:44:34 PM George Levesque
2:45:36 PM Any information as to how the Governor came to this promise?
2:46:32 PM George Levesque
2:46:41 PM Senator Lee
2:47:16 PM Requests case of law that a sheriff has been removed for this purpose
2:47:39 PM George Levesque
2:47:49 PM Senator Passidomo recognized
2:48:21 PM George Levesque
2:49:58 PM Senator Passidomo - follow up question
2:51:05 PM Senator Passidomo regarding issue of one deputy behaviour
2:51:19 PM George Levesque
2:51:29 PM George Levesque: Here today because of MSD
2:51:40 PM Senator Braynon with question
2:52:05 PM George Levesque requests to repeat question to understand it better
2:52:39 PM Senator Braynon repeats questions
2:52:52 PM George Levesque under statute
2:53:10 PM Senator Braynon
2:53:23 PM George Levesque states Governor has exercised his authority
2:54:24 PM Senator Braynon
2:54:45 PM George Levesque
2:55:25 PM No additional questions.
2:56:10 PM Recording Paused
3:31:12 PM Recording Resumed
3:31:21 PM Recording Paused
3:33:15 PM Recording Resumed
3:33:28 PM Chair Benacquisto: Back to order of business
3:34:35 PM Chair Benacquisto introduces Sheriff Israel Counsel Benedict Kuehne
3:34:44 PM Chair reminds of time line - 25 minutes only
3:34:46 PM Chair recognizes Benedict Kuehne
3:34:49 PM Mr Kuehne opening remarks
3:35:20 PM Represents former Sheriff Scott Israel.
3:35:37 PM Introduction by Mr. Kuehne
3:35:59 PM Introduction by Mr. Kuehne
3:36:20 PM Suspension must be based on facts.
3:47:27 PM Exhibit 30 - active shooter policy
3:53:19 PM Chair Benacquisto - five minutes left for Mr. Kuehne presentation
3:56:41 PM In summary take report as evidence
3:57:46 PM Chair Benacquisto - are there questions
3:58:16 PM Senator Simmons Pro Tempe recognized
3:58:32 PM Senator Simmons
3:58:36 PM Mr. Kuehne
3:58:56 PM Senator Simmons
3:59:04 PM Mr. Kuehne answers question regarding #2 on page 100
4:00:08 PM Mr. Kuehne answers question regarding #2 on page 100
4:01:44 PM Senator Simmons with further question
4:02:51 PM Next finding on page 100 under discussion
4:03:08 PM Mr. Kuehne answers question
4:03:27 PM Mr. Kuehne offers exhibit 37 in answer
4:04:19 PM Senator Simmons with further question
4:05:13 PM Page 169 explanation
4:06:15 PM Mr. Kuehne to explain inadequate training
4:08:21 PM Senator Simmons with further question
4:09:38 PM Mr. Kuehne responds to question on lack of control center
4:10:30 PM Chair Benacquisto
4:11:29 PM Senator Simmons discussion
4:12:23 PM Mr. Kuehne explains his position
4:13:13 PM Senator Simmons with additional question
4:17:09 PM Mr. Kuehne responds re: 30.07 F.S.
4:20:14 PM Senator Simmons follow up question
4:21:23 PM Please read some of the questions asked of the senators
4:21:58 PM Mr. Kuehne is unable to rank them
4:22:53 PM Senator Simmons follows up with question
4:24:54 PM Mr.Kuehne answers
4:26:32 PM Senator Simmons
4:26:47 PM Senator Simmons with more
4:26:58 PM Senator Book is recognized by Chair
4:27:41 PM Mr. Kuehne answers
4:27:56 PM Senator Book wants clarifies for who was in charge
4:28:33 PM Mr.Kuehne responds
4:28:36 PM Senator Book with further questioning
4:28:59 PM Mr. Kuehne answers
4:29:13 PM Senator Book with further question
4:29:29 PM Mr. Kuehne responds on conversation with Mr. Levesque
4:33:57 PM Senator Book with further question
4:34:58 PM Mr. Kuehne answers
4:35:32 PM Senator Bradley with question
4:36:32 PM Mr Kuehne answers
4:36:41 PM Senator Bradley
4:36:44 PM Mr Kuehne answers
4:36:57 PM Senator Bradley
4:37:10 PM Senator Bradley with follow up question
4:37:34 PM Mr. Kuehne answers question re: engagement of action after gunshot
4:38:08 PM Senator Bradley
4:38:40 PM Public request attorney Kuehne to speak into the microphone
4:39:03 PM Senator Bradley repeats question
4:39:12 PM Mr. Kuehne replies
4:39:36 PM Senator Bradley
4:40:07 PM Senator Bradley
4:40:18 PM Mr. Kuehne discussing what information has been routed
4:40:42 PM Senator Bradley
4:41:14 PM Chair Benacquisto instructs
4:41:24 PM Senator Bradley
4:41:41 PM Mr. Kuehne answers
4:41:45 PM Senator Bradley - disagree with Special Master
4:42:03 PM Mr. Kuehne answers - no reasonable knowledge
4:42:19 PM Senator Bradley continues
4:42:37 PM Mr Kuehne answers
4:42:41 PM Senator Bradley with follow up
4:43:15 PM Mr. Kuehne replies there is no testimony
4:43:38 PM Senator Bradley
4:44:30 PM Senator Bradley
4:44:46 PM Senator Bradley
4:44:49 PM Mr. Kuehne answers
4:45:02 PM Senator Bradley
4:45:31 PM Mr. Kuehne
4:45:37 PM Senator Bradley
4:45:56 PM Mr. Kuehne same response
4:46:08 PM Senator Bradley
4:46:19 PM Mr. Kuehne
4:46:47 PM Senator Bradley
4:47:18 PM Mr. Kuehne to respond
4:47:29 PM Senator Bradley
4:47:39 PM Mr. Kuehne
4:48:34 PM Senator Bradley
4:49:25 PM Mr Kuehne responds
4:49:32 PM Senator Bradley with question
4:50:01 PM Mr Kuehne
4:50:38 PM Senator Montford recognized
4:51:27 PM Page 5 discussed
4:51:37 PM Mr. Kuehne answers
4:52:08 PM Senator Montford
4:52:16 PM Mr Kuehne on training
4:54:13 PM Senator Montford
4:55:16 PM Page nine - process of communication - county function
4:55:46 PM Mr Kuehne answers
4:58:17 PM Chair Benacquisto
4:59:16 PM Senator Montford
4:59:31 PM Training- what is FDLE role in this
5:00:00 PM Mr. Kuehne answers
5:00:07 PM FDLE- no suggestions
5:00:25 PM Senator Montford
5:00:34 PM Page 12 referenced
5:00:56 PM Mr. Kuehne answers
5:02:20 PM Chair recognizes Senator Lee
5:03:25 PM Mr. Kuehne
5:03:33 PM Senator Lee
5:03:40 PM Mr Kuehne expands on answer
5:04:05 PM Senator Lee with question
5:04:22 PM Mr. Kuehne answers
5:05:04 PM Mr. Kuehne answers
5:05:05 PM Senator Lee follow up
5:05:44 PM Mr. Kuehne answers about withdrawn information
5:06:16 PM Senator Lee
5:06:50 PM 30.7 F.S. discussion
5:07:25 PM Mr. Kuehne
5:07:33 PM Senator Lee
5:09:07 PM Mr. Kuehne responds on understanding of neglect of duty
5:11:02 PM Senator Lee with follow up question
5:12:10 PM Mr. Kuehne answers on due process and due evidence
5:13:44 PM Senator Lee with question
5:15:20 PM Mr. Kuehne on affidavit of Okaloosa County
5:17:10 PM Mr. Kuehne has a timer go off causing concern to the meeting and is requested to remove it.
5:18:10 PM Senator Lee continues
5:18:19 PM Mr. Kuehne on commission appointee
5:18:54 PM Senator Lee
5:20:01 PM Mr. Kuehne
5:20:15 PM Senator Lee follow up on commission
5:20:34 PM Mr. Kuehne answers
5:21:08 PM Senator Lee for another question
5:21:48 PM Mr. Kuehne on any appeal if due process was not followed
5:23:02 PM Senator Lee question on appeal
5:24:03 PM Mr. Kuehne anwers question over pension
5:24:38 PM Senator Lee follow up
5:25:01 PM Mr. Kuehne responds
5:25:41 PM Senator Lee follows up on special evidence for Governor's claim
5:26:34 PM Mr. Kuehne
5:26:42 PM Senator Lee discussion on all submissions and how to weigh it
5:27:21 PM Mr. Kuehne answers
5:27:27 PM Senator Lee - follow up from
5:27:39 PM Senator Lee - follow up
5:27:49 PM Mr. Kuehne to comment
5:29:39 PM Senator Lee with question
5:31:14 PM Mr. Kuehne invites every senator to review the trial of Sheriff Israel
5:33:05 PM Senator Stargel with questions
5:34:15 PM Mr. Kuehne to answer
5:34:47 PM Senator Stargel
5:35:52 PM Mr. Kuehne
5:35:54 PM Senator Stargel
5:35:59 PM Mr. Kuehne - No
5:36:06 PM Senator Stargel - question
5:36:13 PM Mr. Kuehne - doesnt disagree
5:36:35 PM Senator Stargel
5:37:36 PM Mr. Kuehne
5:37:43 PM Senator Stargel
5:38:01 PM Senator Stargel asks question regarding the testimony of family
5:38:11 PM Mr. Kuehne - recognizes responsibility of the Senate
5:38:56 PM Chair Benacquisto
5:39:58 PM Senator Simpson recognized for question
5:40:30 PM Mr. Kuehne on events before and after the fourteenth of February
5:41:30 PM Chair recognizes Senator Simpson
5:41:37 PM Senator Simpson
5:42:01 PM Senator Gibson comments on what we are specifically looking at today
5:42:24 PM Senator Simpson - question
5:42:59 PM Mr. Kuehne
5:43:14 PM Chair
5:43:23 PM Mr. Kuehne
5:44:13 PM Chair - Any additional questions?
5:44:30 PM Senator Passidomo with question
5:44:40 PM Mr. Kuehne answers
5:45:03 PM Mr. Kuehne
5:45:05 PM Mr. Kuehne
5:45:06 PM Mr. Kuehne
5:45:07 PM Senator Passidomo
5:45:15 PM Mr. Kuehne
5:45:16 PM Senator Gibson
5:45:22 PM Senator Passidomo
5:45:27 PM Mr Kuehne about firing
5:45:46 PM Mr Kuehne about firing
5:45:53 PM Chair - additional questions
5:46:34 PM Senator Gibson
5:46:51 PM Length of service of Sheriff
5:47:05 PM Mr. Kuehne
5:47:11 PM Senator Gibson
5:47:45 PM Mr. Kuehne - testimony of Sheriff Israel
5:48:08 PM Senator Gibson
5:48:44 PM In the years of service Sheriff Israel - any negative activity?
5:49:10 PM Mr. Kuehne - exemplary
5:49:20 PM Senator Gibson - any deputies in report - not taken advantage fo trainings
5:49:43 PM Mr. Kuehne
5:49:50 PM Senator Gibson - back to alter ego issue
5:50:03 PM Mr. Kuehne answers
5:50:38 PM Senator Gibson
5:50:59 PM -on the charges- of Israel -
5:51:24 PM Mr Kuehne - evidence is clear no one knew
5:51:45 PM Senator Gibson
Mr. Kuehne - evidence is no

Senator Gibson any indication any deputies at the school didn't show up for training

Mr. Kuehne - no

Senator Gibson - family of shooter contact with agencies

Mr. Kuehne no such evidence

Senator Gibson

Mr. Kuehne on Budget cycle incidences at Broward

Senator Gibson concludes

Chair announces committee hearing concluded. Three hours left -

Public testimony will be read as some will have more time than others

Speaking 2 minutes waive o

Begin public portion

Ryan Petty

He lost 14 year old daughter

Ryan Petty

Charles Nanny, retired Police Chief Pembroke Pines FL reinstatement

Marc Trudel Deputy Sheriff FTL for reinstatement

Natalia Garceau Teacher Hollywood FL for removal

Pam Lynn Manager Friendly Visitor Program at SOFIA for reinstatement

Kelly Lynn Hudson CEO Founder Minister J Devans School for removal

Rachel Rosas Parent of Parkland FL for removal

Cory Thompson operator Pompano Beach FL for reinstatement

Ryan Shrouder Attorney of Cooper City FL for reinstatement

Caren Besner Boynton Beach FL for removal

Mark Pulcini City Commissioner of Cooper City FL for reinstatement

Charles Tiedie Business Consultant Fort Lauderdale FL for removal

Walter Hunter Retired of FTL  for reinstatement

Jose Salcedo Pastor Coconut Creek for removal

Karen FortMan Davie FL for reinstatement

Fred Guttenberg Ribbons for Jaime Coral Springs FL for removal

Mae F Feagan Retired Deerfield Beach FL for reinstatement

Celeste Ellich Wilton Manors FL for removal

Stephanie Feis Mother of Coach Aaron Feis Pensacola FL for removal

Lori Alhadeff Broward School Board Member Parkland FL for removal

Anthony Olive retired Deputy sheriff BSO Lakeworth FL for reinstatement

Reinstate

Lori - 14 yr old daughter - shot and died in her English Class - Broward school Board

Please remove

Anthony Gordes victim of the shooting Coral Springs for removal

Son is a survivor of the shooting  waited for hel for 46 minutes

Penny Ceasar Member Political Organizer SEIU1199 Dania Beach FL for reinstatement

Former Deputy Chief Candidate

Former Deputy Chief Candidate

Jocelyn Jackson, Realtor Dania FL

Terry Scott from Deerfield Beach FL for reinstatement

Want to reinstate

Roger Borges - Father of Antony Borges one of the victims Coral Springs for removal

Son is a survivor of the shooting  waited for hel for 46 minutes

Anthony Gordes victim of the shooting Coral Springs for removal

Penny Ceasar Member Political Organizer SEIU1199 Dania Beach FL for reinstatement

Please reinstate

Lori Alhadeff Broward School Board Member Parkland FL for removal

Lori - 14 yr old daughter - shot and died in her English Class - Broward school Board

Please remove

Anthony Olive retired Deputy sheriff BSO Lakeworth FL for reinstatement

Lori Alhadeff Broward School Board Member Parkland FL for removal

Lori - 14 yr old daughter - shot and died in her English Class - Broward school Board

Please remove

Anthony Olive retired Deputy sheriff BSO Lakeworth FL for reinstatement

Reinstate

David Brill Attorney- Brill & Rinaldi, The Law Firm, Weston FL for removal

Representing 18 yr old 14 yr old 14 yr old all attended MSD

Edison Jules Hallandale FL- reinstatement

former Deputy Sheriff

Francena Gargare, MSD Mom from- Coral Springs, had 2 children at school unharmed

For removal

Terry Scott from Deerfield Beach FL for reinstatement
7:08:37 PM  Stacy Wesch, Mother of child MSD, Parkland FL for removal
7:09:36 PM  Alan B. Jackson Senior Pastor, North Lauderdale FL
7:10:44 PM  Reinstate
7:12:09 PM  Denise Foote - Nurse and 3 children at MSD, Coral Springs please remove
7:14:42 PM  Chair Benacquisto informs committee of time line
7:15:10 PM  Committee debate at 7:25 conferred by Leader Gibson
7:16:05 PM  Gena Hoyer Guardian Ad Litem Broward County Parkland FL
7:17:43 PM  Mother of child Luke - lost at MSD shooting for removal
7:19:39 PM  Max Schachner MSD Commissioner, Father of Alex, victim at MSD Shooting
7:19:50 PM  or removal
7:20:39 PM  Father of child lost at MSD- was on commission - page 200 - active shooter training
7:21:19 PM  Training only held every 3 years
7:22:36 PM  Removal
7:23:09 PM  Andrew Pollack, speaking on behalf of Hunter Pollack sister Meadow who was killed at MSD Parkland FL
7:24:30 PM  Meadow was the sister
7:28:01 PM  Removal
7:29:43 PM  Tony both father and mother of Gina; Tony Montalto, President Gina Rose Montalto Memorial Foundation, Inc., Parkland FL
7:30:56 PM  Removal
7:31:38 PM  Montalto please remove
7:34:20 PM  Dr. Julie Phillips, Step mother of Meado Pollack, emergency Physician Coral prings - for Meadow Pollack please remove
7:37:25 PM  Annabel Claprood MSD Student, Coral Springs FL
7:39:41 PM  Annabelle in the building at the time of the shooting - for removal
7:40:00 PM  Johanna Feis Mahaffey, little sister to Coach Aaron Feis, victim at MSD shooting, from Coral Springs, FL; for removal
7:45:38 PM  Removal
7:45:50 PM  Chair Benacquisto
7:46:12 PM  Those names who are not speaking will be part of the record
7:46:23 PM  Senator Lee recognized for debate
7:49:50 PM  Chair recognizes Senator Lee for debate
7:50:49 PM  Senator Hutson move recommend - evidence supports - removed from office
7:51:14 PM  Vote on that question
7:51:25 PM  Senator Simmons in debate
7:56:29 PM  Chair Benacquisto recognizes
7:57:32 PM  Chair Benacquisto recognizes Senator Thurston
8:02:20 PM  Chair Benacquisto recognizes
8:03:22 PM  Chair Benacquisto recognizes Senator Bradley
8:10:46 PM  Chair Benacquisto recognizes Senator Montford in debate
8:13:58 PM  Chair Benacquisto recognizes Senator Stargel in debate
8:16:56 PM  Chair Benacquisto recognizes Senator Farmer in debate
8:22:16 PM  Chair Benacquisto recognizes Senator Rodriguez in debate
8:28:52 PM  Chair Benacquisto recognizes Senator Passidomo in debate
8:33:07 PM  Chair Benacquisto recognizes Senator Book in debate
8:35:25 PM  Chair Benacquisto recognizes Senator Gibson in debate
8:41:32 PM  Chair Benacquisto motion by Senator Hutson
8:42:32 PM  Call the roll The Governors suspension is upheld. Senator Bradley moves we adjourn. Meeting is adjourned