

From: (b) (6) - Privacy
To: cig@eog.myflorida.com
Cc: vanita.gupta@usdoj.gov; Melissa.Sellers@eog.myflorida.com; Karl.Rasmussen@eog.myflorida.com; Jack.Reid@eog.myflorida.com; Amanda.Gorman@eog.myflorida.com; (b) (6) - Privacy; jregan@citystaug.com; nshaver@citystaug.com; rhovath@citystaug.com; nsikeskline@citystaug.com; lfreeman@citystaug.com; tneville@citystaug.com; tburchfield@citystaug.com; ilopez@citystaug.com; dmay@citystaug.com; llueders@staugpd.com; mgraham@citystaug.com; sgraham@citystaug.com; tgrant@citystaug.com; pwilliamson@citystaug.com; wbray@citystaug.com; jcosteira@citystaug.com; bcc1johans@sjcfl.us; bcc2jsmith@sjcfl.us; bccd3@sjcfl.us; bccd4@sjcfl.us; bccd5@sjcfl.us; mlundquist@sjcfl.us; bdixon@sjcfl.us; tfilloramo@sjcfl.us; ancientcityweekly@outlook.com; delinda.fogel@staugustine.com; jim.sutton@staugustine.com; sheldon.gardner@staugustine.com; (b) (6) - Privacy; stuart.korfhage@staugustine.com; bob.tis@staugustine.com; news@historiccit.com; sceastman@folioweekly.com; (b) (6) - Privacy; aschindler@firstcoastnews.com; sunshine@floridafaf.org; pat.gleason@myfloridalegal.com; (b) (6) - Privacy; george.gabel@hklaw.com; suzanne.judas@hklaw.com; fournoy@law.ufl.edu; hamann@law.ufl.edu; angelo@law.ufl.edu; rosenbury@law.ufl.edu; reid@law.ufl.edu; rawls@law.ufl.edu; little@law.ufl.edu; (b) (6) - Privacy; (b) (6) - Privacy; (b) (6) - Privacy; scottopengov@eog.myflorida.com; mwanchick@sjcfl.us; pmmcormack@sjcfl.us; brian@1565today.com; (b) (6) - Privacy; (b) (6) - Privacy; comsgsnodgrass@cityofsab.org; comrobrien@cityofsab.org; comugeorge@cityofsab.org; commengland@cityofsab.org; comasamuels@cityofsab.org; mroyle@cityofsab.org; dshoar@sjs.org; larizzar@sao7.org; mcline@sjs.org; cmulligan@sjs.org; cyndi.stevenson@myfloridahouse.gov; paul.renner@myfloridahouse.gov; hutson.travis.web@flsenate.gov; (b) (6) - Privacy; andreayoung@andreayoung.org; cb@hackworthmedia.com; Holtzclaw, Brian; Title VI Complaints; (b) (6) - Privacy; waltbog@nytimes.com
Subject: Investigation by Florida Chief Inspector General Melinda Miguel of EOG Staff Procuring Governor Scott's Veto of \$200,000 West Augustine Sewer Matching Grant
Date: Saturday, March 19, 2016 3:48:16 PM

Dear Chief Inspector General Miguel:

1. Please investigate Florida Governor RICK SCOTT's outgoing Chief of Staff (Ms. MELISSA SELLERS), his Deputy Chief of Staff (Mr. KARL RASMUSSEN), and others on the Executive Office of the Governor (EOG) staff and the Florida Department of Environmental Protection (FDEP) staff for procuring and recommending the Governor's March 17, 2016 8 PM line item veto of a \$200,000 legislative matching grant appropriation for engineering work for West Augustine, Florida sewer service. Their actions violate the 1964 Civil Rights Act, the Fourteenth Amendment, and thus constitute waste, fraud and abuse under CIG jurisdiction.

2. This \$200,000 matching grant legislative appropriation was passed by our State of Florida 2016 legislature. Why? To promote public health and economic development for West Augustine -- a long-neglected low-income African American neighborhood in wealthy St. Johns County -- a struggling, poor black community that was historically the victim of environmental institutional racism by both St. Johns County and the City of St. Augustine, Florida, which Rev. Dr. Martin Luther King, Jr. called "the most lawless city in America."

3. **E coli. from leaking West Augustine septic tanks contaminates sanitary drinking water wells, risking disease and death -- it is an imminent life safety hazard and a clear and present danger to public health.** West Augustine was long denied annexation into the City of St. Augustine and it was denied sewers by both the City and the County. Why? Due to decades of institutional racism on the part of City and County officials. Our louche local governments were insouciant, intolerant and insolent -- until very recently -- toward environmental justice, civil rights and the equal protection clause of the Fourteenth Amendment. During 2005-2006, our then St. Augustine City Manager (WILLIAM BARRY HARRISS) actually dumped a landfill in a lake in West Augustine. HARRISS perpetrated other environmental crimes in low-income communities including sewage pollution of our saltwater marsh at the south end of Lincolnvill, founded by freed slaves in 1866. The City and HARRISS were

never being prosecuted by Florida or federal officials. This desuetude of law enforcement does not give people a sense of confidence in our state and federal environmental regulators. [HARRISS now works for Sheriff DAVID SHOAR. Governor SCOTT unlawfully named HARRISS on or about August 2, 2013, as the lone "public" member of the Florida Criminal Justice Standards and Training Commission (FCSTC). There can be only one person per employing agency (except the state prison system) F.S. 943.11(1)(b), and the "citizen" member cannot be a law enforcement officer eligible for appointment as such, F.S. 943.11(1)(a).]

4. Malign governmental neglect of the low-income African-American community of West Augustine, Florida has been well documented by local newspapers, by my blog and in television documentaries by Flagler College graduate Jeremy Dean ("Dare Not Walk Alone") and by former United Nations Ambassador Andrew Young ("Crossing in St. Augustine"), et al. Enough discrimination.

5. Florida Governor RICHARD LYNN SCOTT's veto of a small line item of only \$200,000 is blatant environmental racism and a violation of Title VI of the 1964 Civil Rights Act and the Fourteenth Amendment to the United States Constitution: the same EOG staff did **not** recommend a line item veto of \$2,885,005 appropriation in the very same county for river dredging for Summer Haven vacation homes.

6. Respondents MELLISSA SELLERS and KARL RASMUSSEN are unjust stewards who procured an unjust veto; it potentially puts at risk all federal grants for violation of Title VI of the 1964 Civil Rights Act.

7. This line item veto is without business or public policy basis. It is freighted with prejudice, animus, waste, fraud and abuse of the legislative veto process -- outrageous, intentional invidious discrimination against African-Americans in violation of the United States Constitution, which RASMUSSEN and SELLERS swore to uphold as a condition of their oath of office.

8. This line item veto evidences environmental racism, discrimination against a low-income community. Yet rich people in Summer Haven got a \$2.9 million legislative grant for river dredging benefitting vacation homes, where there is no imminent life safety hazard. Why?

9. Both the West Augustine African-America community and our City and County Commissioners are now united in resolving the problem, yet the Governor's maladroitness, staff recommended a line veto, which now potentially subjects our State of Florida to a federal funds cutoff under Title VI.

10. On what theory did Respondent top EOG staffers MELISSA SELLERS and KARL RASMUSSEN procure this wrongfully racist veto by the Governor?

11. We still don't know **why** Governor SCOTT vetoed the \$200,000 appropriation. My efforts to obtain EOG documents have been unavailing to date. See my four pending Open Records Requests Nos. 2016-106 through 2016-109 (below).

12. I respectfully request that you commence an investigation immediately: please secure, preserve and protect all evidence relevant to your civil, criminal and administrative investigation, to prevent deletion, spoliation, or material alteration of documents.

13. I am today alerting the U.S. Department of Justice and Environmental Protection Agency.

14. By copy of this e-mail, I am advising Respondents MELISSA SELLERS, KARL RASMUSSEN, et al. in EOG that any document destruction, any e-mail

deletion, any material alteration of documents, any *post hoc* creation of documents, any spoliation of evidence, any witness tampering or any other sort of obstruction of justice could be prosecuted as federal crimes (and be subject to federal grand jury and Congressional investigation).

Fiat justitia ruat caelum. (Let justice be done though the heavens fall.)

Thank you.

With kindest regards, I am,

Sincerely yours,

(b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy

[Redacted signature]

-----Original Message-----

From: (b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy

To: scottpengov <scottpengov@eog.myflorida.com>

Cc: jregan <jregan@citystaug.com>; nshaver <nshaver@citystaug.com>; Jack.Reid <Jack.Reid@eog.myflorida.com>; Amanda.Gorman <Amanda.Gorman@eog.myflorida.com>; tburchfield <tburchfield@citystaug.com>; ilopez <ilopez@citystaug.org>; dmay <dmay@citystaug.com>; (b) (6) - Privacy

(b) (6) - Privacy rhorvath <rhorvath@citystaug.com>; nsikeskline <nsikeskline@citystaug.com>;

lfreeman <lfreeman@citystaug.com>; tneville <tneville@citystaug.com>; ancientcityweekly

<ancientcityweekly@outlook.com>; delinda.fogel <delinda.fogel@staugustine.com>; jim.sutton

<jim.sutton@staugustine.com>; sheldon.gardner <sheldon.gardner@staugustine.com>; (b) (6) - Privacy

(b) (6) - Privacy; stuart.korfhage <stuart.korfhage@staugustine.com>; bob.tis

<bob.tis@staugustine.com>; news <news@historiccity.com>; sceastman

<sceastman@folioweekly.com> (b) (6) - Privacy aschindler

<aschindler@firstcoastnews.com>; sunshine <sunshine@floridafaf.org>; pat.gleason

<pat.gleason@myfloridalegal.com>; (b) (6) - Privacy george.gabel

<george.gabel@hklaw.com>; suzanne.judas <suzanne.judas@hklaw.com> (b) (6) - Privacy

(b) (6) - Privacy

Sent: Fri, Mar 18, 2016 4:01 pm

Subject: Re: Request No. 2016-107: Environmental Justice evaluation of 2016 vetos

Dear Ms. Sams:

Thank you.

With kindest regards, I am,

Sincerely yours,

(b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy

[Redacted signature]

-----Original Message-----

From: Scott Open Government <scottpengov@eog.myflorida.com>

To: (b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy Scott Open Government <scottpengov@eog.myflorida.com>

Cc: jregan <jregan@citystaug.com>; nshaver <nshaver@citystaug.com>; Reid, Jack <Jack.Reid@eog.myflorida.com>; Gorman, Amanda <Amanda.Gorman@eog.myflorida.com>

Sent: Fri, Mar 18, 2016 3:51 pm

Subject: RE: Request No. 2016-107: Environmental Justice evaluation of 2016 vetos

(b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy

The Governor's Office of Open Government is in receipt of your request for records as stated in your email below. A search for responsive records will be initiated and someone from this office will be

back in touch with you soon. If the search produces a volume of records which indicates that there will be a fee associated with your request, you will be provided with a fee estimate for your review. Thank you for contacting the Executive Office of the Governor.

Sincerely,
Savannah Sams

Office of Open Government

Executive Office of Governor Rick Scott
PL-04 The Capitol
Tallahassee, FL 32399
(850) 717-9245

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From: (b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy

Sent: Thursday, March 17, 2016 1:35 PM

To: Scott Open Government <scottopengov@eog.myflorida.com>

Cc: jregan@citystaug.com; nshaver@citystaug.com

Subject: Request No. 2016-107: Environmental Justice evaluation of 2016 vetos

Dear Governor Scott:

Please send documents.

Thank you.

With kindest regards, I am,

Sincerely yours,

(b) (6) - Privacy, (b) (7)(C) - Enforcement Priva

-----Original Message-----

From: (b) (6) - Privacy, (b)

To: scottopengov

Cc: jregan ; nshaver ; Jack.Reid ; Amanda.Gorman ; turchfield ; ilopez ; dmay ; (b) (6) - Privacy ; rhovath ; nsikeskline ; lfreeman ; tneville ; ancientcityweekly ; delinda.fogel ; jim.sutton ; sheldon.gardner ; (b) (6) - Privacy ; stuart.korfhage ; bob.tis ; news ; sceastman ; (b) (6) - Privacy ; aschindler ; sunshine ; pat.gleason ; (b) (6) - Privacy ; george.gabel ; suzanne.judas ; (b) (6) - Privacy

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Thank you.

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Sincerely yours,

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Cc: jregan <jregan@citystaug.com>; nshaver <nshaver@citystaug.com>; Reid, Jack <Jack.Reid@eog.myflorida.com>; Gorman, Amanda <Amanda.Gorman@eog.myflorida.com>
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Cc: jregan ; nshaver ; Jack.Reid ; Amanda.Gorman ; tburchfield ; ilopez ; dmay ; (b) (6) - Privacy ; rhorvath ; nsikeskline ; lfreeman ; tneville ; ancientcityweekly ; delinda.fogel ; jim.sutton ; sheldon.gardner ;

(b) (6) - Privacy ; stuart.korfhage ; bob.tis ; news ; sceastman ; (b) (6) - Privacy ; aschindler ; sunshine ; pat.gleason ; (b) (6) - Privacy ; george.gabel ; suzanne.judas ; (b) (6) - Privacy

Sent: Fri, Mar 18, 2016 4:00 pm

Subject: Re: Request No. 2016-108: Equal protection clause analysis of 2016 vetos

Dear Ms. Sams:

Thank you.

With kindest regards, I am,
Sincerely yours,

(b) (6) - Privacy, (b) (7)(C) - Enforcement Priva

-----Original Message-----

From: Scott Open Government <scottopengov@eog.myflorida.com>

To: (b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy

Cc: jregan <jregan@citystaug.com>; nshaver <nshaver@citystaug.com>; Reid, Jack <Jack.Reid@eog.myflorida.com>; Gorman, Amanda <Amanda.Gorman@eog.myflorida.com>

Sent: Fri, Mar 18, 2016 3:52 pm

Subject: RE: Request No. 2016-108: Equal protection clause analysis of 2016 vetos

Dear (b) (6) - Privacy, (b) (7)(C)

The Governor's Office of Open Government is in receipt of your request for records as stated in your email below. A search for responsive records will be initiated and someone from this office will be back in touch with you soon. If the search produces a volume of records which indicates that there will be a fee associated with your request, you will be provided with a fee estimate for your review. Thank you for contacting the Executive Office of the Governor.

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From: (b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy

Sent: Thursday, March 17, 2016 1:36 PM

To: Scott Open Government <scottopengov@eog.myflorida.com>

Cc: jregan@citystaug.com; nshaver@citystaug.com

Subject: Request No. 2016-108: Equal protection clause analysis of 2016 vetos

Dear Governor Scott:

Please send documents. Thank you.

With kindest regards, I am,

Sincerely yours,

(b) (6) - Privacy, (b) (7)(C) - Enforcement Priva

-----Original Message-----

From: (b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy
To: scottopengov
Cc: jregan ; nshaver ; Jack.Reid ; Amanda.Gorman ; nshaver ; jregan ; tburchfield ; ilopez ; dmay ; (b) (6) - Privacy ; rhorvath ; nsikeskline ; lfreeman ; tneville ; ancientcityweekly ; delinda.fogel ; jim.sutton ; sheldon.gardner ; (b) (6) - Privacy ; stuart.korfhage ; bob.tis ; news ; sceastman ; (b) (6) - Privacy ; aschindler ; sunshine ; pat.gleason ; (b) (6) - Privacy ; george.gabel ; suzanne.judas ; (b) (6) - Privacy
Sent: Fri, Mar 18, 2016 3:58 pm
Subject: Re: Request No. 2016-109: Public Relations analysis of proposed 2016 vetoes

Dear Ms. Sams:
Thank you.
With kindest regards, I am,
Sincerely yours,

(b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy

-----Original Message-----

From: Scott Open Government <scottopengov@eog.myflorida.com>
To: (b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy
Cc: jregan <jregan@citystaug.com>; nshaver <nshaver@citystaug.com>; Reid, Jack <Jack.Reid@eog.myflorida.com>; Gorman, Amanda <Amanda.Gorman@eog.myflorida.com>
Sent: Fri, Mar 18, 2016 3:52 pm
Subject: RE: Request No. 2016-109: Public Relations analysis of proposed 2016 vetoes

Dear (b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy

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Sincerely,
Savannah Sams

Office of Open Government

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From: (b) (6) - Privacy, (b) (7)(C) - Enforcement Privacy
Sent: Thursday, March 17, 2016 1:38 PM
To: Scott Open Government <scottopengov@eog.myflorida.com>
Cc: jregan@citystaug.com; nshaver@citystaug.com
Subject: Request No. 2016-109: Public Relations analysis of proposed 2016 vetoes
Dear Governor Scott:
Please send documents.
Thank you.

With kindest regards, I am,
Sincerely yours,

(b) (5) - Privacy, (b) (7)(C) - Enforcement Priva

