



Florida Commission on Ethics

P. O. Drawer 15709, Tallahassee, Florida 32317-5709

"A Public Office is a Public Trust"

FLORIDA
COMMISSION ON ETHICS

MAY 18 2022

RECEIVED

COMPLAINT 22-079

ORIGINAL

1. PERSON BRINGING COMPLAINT:

Name: Jennifer Jenkins Telephone Number: 917-612-4015

Address: 301 Cinnamon Drive

City: Satellite Beach County: Brevard State: FL Zip Code: 32937

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

Use a separate complaint form for each person you wish to complain against:

Name: Randall Fine Telephone Number: 321-987-6101

Address: 103 Oak Street

City: Melbourne Beach County: Brevard Zip Code: 32951

Title of office or position held or sought: Florida House of Representatives 53rd District

3. STATEMENT OF FACTS:

Please provide a full explanation of your complaint, describing the facts and the actions of the person named above and why you believe he or she violated the law. Include relevant dates and the names and addresses of persons whom you believe may be witnesses. Please do not submit more than 15 pages, including this form. Please do not submit video or audio tapes, CDs, DVDs, flash drives or other electronic media; such material will not be considered part of the complaint and will be returned.

4. OATH

STATE OF FLORIDA
COUNTY OF BREVARD

Sworn to (or affirmed) and subscribed before me by means of ☒ physical presence or ☐ online notarization, this 11 day of May, 20 22, by JENNIFER JENKINS (name of person making statement)

I, the person bringing this complaint, do swear or affirm that the facts set forth in the foregoing complaint and attachments thereto are true and correct to the best of my knowledge and belief.

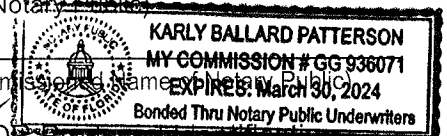
SIGNATURE OF COMPLAINANT

Karly Patterson
(Signature of Notary Public)

(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced: _____



To whom it may concern:

Florida State House Representative Randall 'Randy' Fine sent messages to a West Melbourne Mayor and City Council member in regards to his ability to encourage a veto of funding a city project, as well as threats to the funding of Special Olympics. Representative Fine also colluded with the Mayor of Melbourne Paul Alfrey to hire a private investigator to surveil myself and a private citizen and to publish slanderous website "brevardburns.com" about a false affair while he was under FDLE investigation. All of these actions warrant a review by the Ethics Commission.

On April 5, 2022, in my role as a School Board Member of Brevard County, I received an invite from the West Melbourne Police Department to join an annual local fundraiser, Cops on the Coop, to raise money for Special Olympics Florida. On April 13, 2022, I accepted the invite via Brevard Public Schools email to attend the April 22 fundraiser.

The event required participants to be "retained" on the roof of a Chick-fil-A until they met their \$500 donation 'bail' money to come down. Participants were asked to take 'mug shot' photos in advance, were given uniforms, and were encouraged to creatively raise money both prior to the event, as well as at the event itself.

On the evening of April 15, 2022, I posted a 'mug shot' on my official Brevard Public Schools Board Member Facebook page with a link for donations. (attached 1)

Shortly after, I was informed that Councilmember John Dittmore, of the City of West Melbourne, had made a Facebook post outraged by my participation. (attached 2), claiming it was an "attack on Representative Fine."

Mr. Dittmore was encouraged to make this post following conversations with Representative Fine. Mr. Dittmore has declined a public records request to provide phone log information from the date range of April 14, 2022 to April 18, 2022. Mr. Dittmore admitted via email through the city attorney, directly to the city attorney, as well as to the media, that he had voiced phone conversations with Representative Fine regarding this city sponsored fundraiser. Mr. Dittmore also admitted via email through the city attorney that he had deleted his call log for the requested date range (attached 3).

Representative Fine has also not responded to a public records requests for the request sent on May 4, 2022:

"Good afternoon,

I am requesting records from Randall 'Randy' Fine. I would like to request all communication, including Facebook messenger, text messages, phone logs, emails to and from John Dittmore, with a date range of 9/1/21 to 5/4/22. I would request emails are pulled directly from IT and all personal communications are reviewed for accuracy and transparency.

Additionally, I am requesting the same date range and parameters for communications with Mayor Paul Alfrey.

Mr. Fine has been publicly, both in the media, as well as by other elected officials, identified as participating in both text and phone communication regarding a Facebook post on a West

Melbourne City Councilman's official Facebook regarding West Melbourne City business, as well as in regards to communication about city and non profit funding.

According to Mr. John Dittmore, Mr. Fine has also communicated with Mr. Alfrey about the hiring and actions of private investigator, Nicholas Sandberg, towards another elected official and a private citizen. This means personal texts and phone records are subject to request."

Subsequently, Representative Fine commented on Mr. Dittmore's April 15, 2022 Facebook post "remember she is having an affair with Robert Burns, a well-documented rapist. She's clearly not all there" and "just doing some public humiliation," referring to the false accusation, hiring of a private investigator and publishing of a false website by Representative Fine and Mayor of Melbourne Paul Alfrey (attached 4a-b). Representative Fine also posted the website in the comments "brevardburns.com".

Mr. Dittmore has admitted verbally to the city attorney of West Melbourne, Morris Richardson, his knowledge of both Representative Fine and Mayor of Melbourne Paul Alfrey's involvement in the hiring of the private investigator, Nicholas Sandberg, as well as the publishing of the false website.

On April 18, 2022, after several attempts to reach me, I spoke with the city attorney, Morris Richardson. He informed me that Mr. Dittmore was contacting him because he was concerned about the funding of a special project for West Melbourne because of Representative Fine's displeasure of my involvement in the city sponsored fundraiser.

After this phone conversation, I submitted a public records request to the city of West Melbourne on April 17, 2022:

"I am requesting records from council member John Dittmore I would like to request all communication, including Facebook messenger, text messages, phone logs, emails to and from Mr. Dittmore and Randy Fine, Randall Fine, or State House Representative Randy Fine with a date range of 4/14/22 to 4/18/22. I would request emails are pulled directly from IT and the other communications are reviewed in front of the city attorney for transparency and accuracy."

On April 22, 2022, I received a response to my request that included text messages between Mr. Dittmore and Representative Fine (attached 5a-c) from April 16, 2022, the day after Mr. Dittmore made his Facebook post. Mr. Dittmore has insisted through his city attorney the conversation began with Representative Fine stating "Thanks for taking care of it. Jenkins just put your project and special Olympics funding on the veto list."

Throughout the text communication, Representative Fine refers to the West Melbourne water project being up for veto because of my participation. Mr. Dittmore offers to 'replace my participation' by "donating the amount of money she would've earned and exchange for her being removed from the event 500...\$500" he goes on to state "If she doesn't voluntarily step away I will bring it up Tuesday at our council meeting." He then asks Representative Fine for data to support my removal. Representative Fine responds. Mr. Dittmore goes on to cooperate with Representative Fine by inviting him to the fundraiser. Representative Fine eventually threatens Special Olympics funding "problem is their funding is now at risk too." Representative

Fine encourages Mr. Dittmore to "...cancel with an apology for wading into politics." After Representative Fine states "I'm not going to jack shit that that whore is at", referring to me, Mr. Dittmore continues to bargain with Representative Fine's threats to the city's funding by stating "conditional that she is not there?" Mr. Dittmore proceeds to state he invited political allies of Representative Fine to attend additionally. Representative Fine goes on to state "Yes. I'm not doing anything involving that whore. You guys will need to raise a lot of money at the event if that's who you want to honor, not the person who got you the money in the budget."

Mr. Dittmore donated \$500 to the event.

Mr. Dittmore informed Representative Fine of my public records request and the city attorney's recommendation of provided the text messages in response to it. Mr. Dittmore has stated to the city attorney personally, and multiple media agencies, that Representative Fine told him via telephone to not release the public records and to fire the city attorney for his guidance to do so. This is confirmed by his statement in a local newspaper "He was very displeased and frustrated with the fact that our city attorney made the decision that some of this stuff was going to be public," Dittmore said. "He made references to the fact that we should consider terminating his employment." This was also published in multiple other news sources, both local and national.

Additionally, on May 2, 2022 I submitted a public records request:

"I am requesting records from Hal Rose. I would like to request all communication, including Facebook messenger, text messages, phone logs, emails between Hal Rose and/or John Dittmore and/or Randall 'Randy' Fine with a date range of 4/14/22 to 4/29/22. I would request emails are pulled directly from IT and the other communications are reviewed in front of the city attorney for accuracy and transparency."

The only responsive request is another example of Representative Fine threatening the funding of a special project to the Mayor of West Melbourne, Hal Rose. Fine states "Not sure why you guys would want to risk your project getting vetoed!?" (attached 6)

Representative Fine used his political position to pressure a Mayor and City Councilmember in his district, by threatening to influence the veto of funding a special project and the Special Olympics if they did not meet his demands of a participating in his personal vendetta. He routinely demands praise and accolades from elected officials in his district to continue to represent their city's financial interests. as Representative Fine uses his government and personal social media to distribute false slanderous rumors and websites he paid to hire, to feed to his obsessive personal vendetta.

Sincerely,

A handwritten signature in black ink, appearing to be "Jennifer Jenkins", with a date "5/13/2022" written to its right.

Jennifer Jenkins



Jennifer Jenkins Brevard School Board District 3

...

Apr 15 · 🌐

BREAKING! JENNIFER JENKINS FINALLY JAILED!

UPDATE: BAIL \$2000 by Friday April 22nd

<https://gofund.me/c03193bb>

Join in on the positivity as I participate in West Melbourne Police Department 3rd Annual Cops on the Coop to raise money for Special Olympics Florida.

I have voluntarily increased my bond to \$1500. If my bond is not met, I will be remanded to the jail located on the roof of Chick-Fil-A, located at 835 Palm Bay Road on April 22, 2022 beginning at 6:00pm.

GoFundMe link below. This donation will be compiled into a check for the West Melbourne Police Department Law Enforcement Torch Run to donate directly to Special Olympics Florida .

#BailJenkins #brevardcountyfl #spacecoast
#SpecialOlympicsFlorida

<https://gofund.me/c03193bb>



⑤

①

11:27

22%



John Dittmore West
Melbourne City
Council

...



2 hours ago · 🌐

I want to make an apology to State Representative Randy Fine and Attorney General Ashley Moody. Apparently our West Melbourne Police Dept invited School Board Member Jennifer Jenkins to the upcoming Cops on the Coop for a very important fundraiser. Unfortunately Ms. Jenkins posted this event to her political page and along with her followers are now using the Special Olympics fundraising platform to attack Rep. Fine and Attorney General Ashley Moody. For those who do not know, Rep Fine has been instrumental with assisting the City of West Melbourne with funding for many projects, and we in the city, appreciate his efforts. I will demand that she be uninvited from this event as she does not represent our community on the school board. Ms. Jenkins has historically used her political position to attack our Governor, State Senators as well as local officials. This will not be tolerated in the City of West Melbourne. I will also be attending this fundraiser and will coordinate with staff on who else is invited to attend.

1:28

29

28

28

Jennifer Jenkins Brevard Sch... Jennifer Jenkins Brevard Sch... Jennifer Jenkins Brevard Sch...

About Photos Me

Jennifer Jenkins Brevard Sch...

Board District 3

43m · 45

KING! JENNIFER JENKINS FINAL

101

Jennifer Jenkins Brevard Sch...

Board District 3

Stream Wallace One's from

mom and one's from my dad

Make sure you donate!

10m · Like · Reply

Vicki Ulrich Impoco

10 mutual friends

Liz Suarez-Hazelgrove

10 mutual friends

10m · Like · Reply

60 (2)

3
7

2:43



Morris Richardson Apr 22

to me



Ms. Jenkins,

Billing documents, telephone logs, and the like regarding calls made and received by city officials and employees on *city-owned or city-leased cellular telephones* are clearly public records, as the "official business" of a city includes paying for telephone service. *See Bill of Rights, Inc. v. City of New Smyrna Beach*, No. 2009-20218-CINS (Fla. 7th Cir. Ct. April 8, 2010).

However, I do not believe that a call log on a city official's *personal* mobile phone is a public record unless the log itself "is intended perpetuate, communicate, or formalize knowledge of some type." *See Shevin v. Byron, Harless, Schaffer, Reid & Associates, Inc.*, 379 So. 2d 633, 640 (Fla. 1980) (further defining the term "record" as used in chapter 119, Florida Statutes, to mean "any material prepared in connection with official agency business which is intended to perpetuate, communicate, or formalize knowledge of some type."). I asked Council Member Dittmore if he reviews, refers to, or otherwise uses his personal phone call log for City business. While he does occasionally make calls related to City business on his personal phone, he does not use the call log itself for City purposes. He also advised that he had either cleared the call log on his personal phone, or was unable to access it at the time I met with him to review documents on his device. He would presumably be able to obtain call records from his carrier if you provide authority indicating that the personal call log is in fact a public record.

All that said, Council Member Dittmore may be willing to provide the call log to you even if it is not a public record, if he is able to access it. You would have to ask him that as the City is only the custodian of public, not personal, records. He should be at the Cops on the Coop event this evening.



10:13



38 >



anyone can support him which is why this post is so disappointing. He's the most divisive elective official in brevard county.

18h Like Reply

2



Write a reply...



Randy Fine

Diane Schoepp BrevardBurns.com



BREVARDBURNS.COM

Brevard Burns – Lies, Deceit, and Fraud Exposed

16h Like Reply



Diane Schoepp

Randy Fine what's your point? If you read my comment I said I don't support her either.

16h Like Reply



Randy Fine

Diane Schoepp Just was doing some public humiliation.

16h Like Reply



Diane Schoepp

Randy Fine you're a true gem!

15h Like Reply

1



Write a reply...



Write a reply...



Linda Tschann

ly fine is a bully. There's plenty of evidence on al media. And I'm disappointed that the city of Melbourne tolerates it just to get some money. west Melbourne resident. I'm very disappointed ur post. Leave politics out and focus on your s for the special Olympics.



Capture more



8 (4a)

10:15



38 >



Jenn Parrish Colby Karen you go away for a couple days and...

View 4 more replies...



D.P. Willemin

Omg she laughed at a joke! Stop the presses! What a scoop!!!

15h Like Reply

3



Niki Balmain Lherisse

Is it naive to think that getting people of all beliefs, politics and backgrounds together for a good cause would be GOOD for our world, community?

23h Like Reply

7



Shauna Bullock Niki Balmain Lherisse



Randy Fine

Remember, she is having an affair with Robert Burns, a well-documented rapist. She's clearly not all there.

17h Like Reply

2



Colby Karen

Randy Fine and again on a Holy day they are attacking people..

16h Like Reply



Write a reply...



Robert Luber

SMH

21h Like Reply 1



Connie Rooke

Donate to Special Olympics Team Jenkins here:
https://www.gofundme.com/f/west-melbourne-law-enforcement-torch-run?utm_campaign=p_cp+share-sheet&utm_medium=copy_link_all&utm_source=

omer



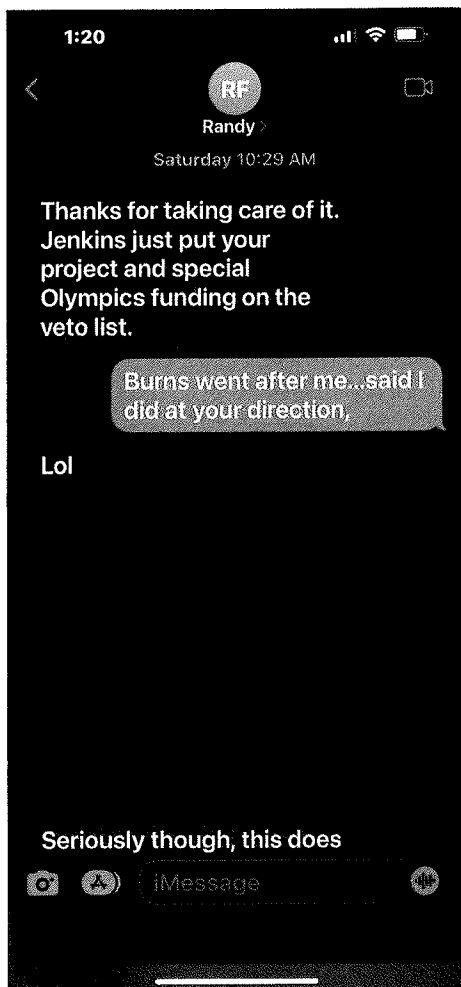
GOFUNDME.COM

West Melbourne PD Cops on the Coop,
organized by Jennifer Jenkins

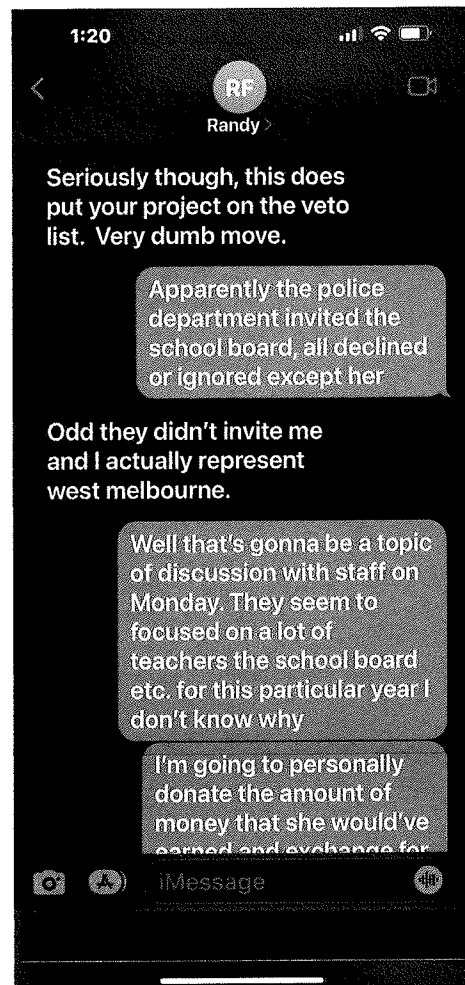
a comment...



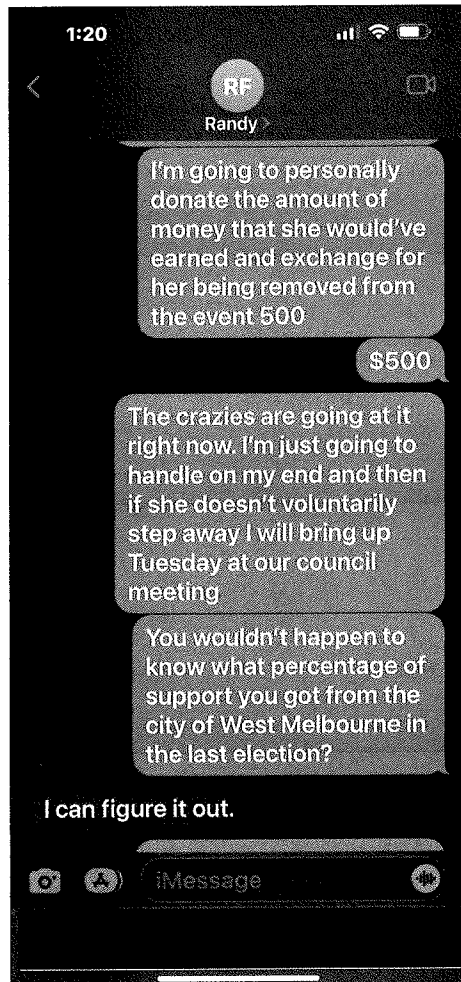
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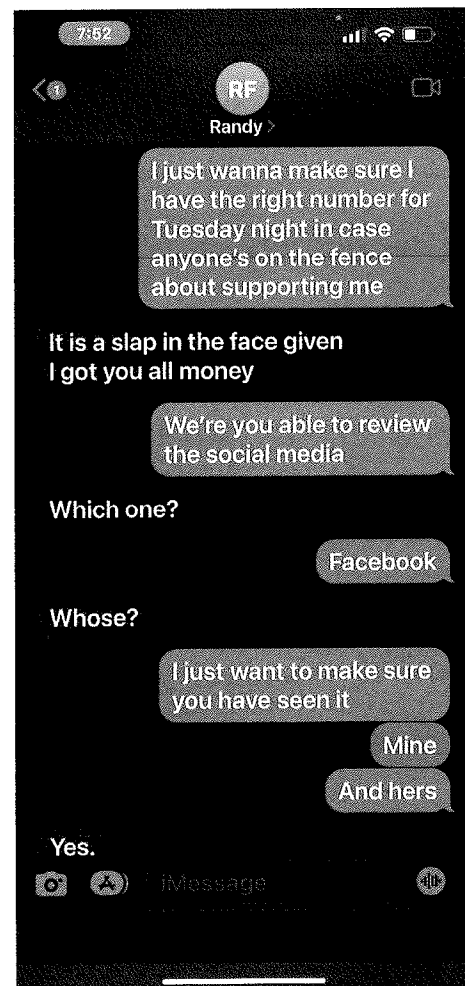
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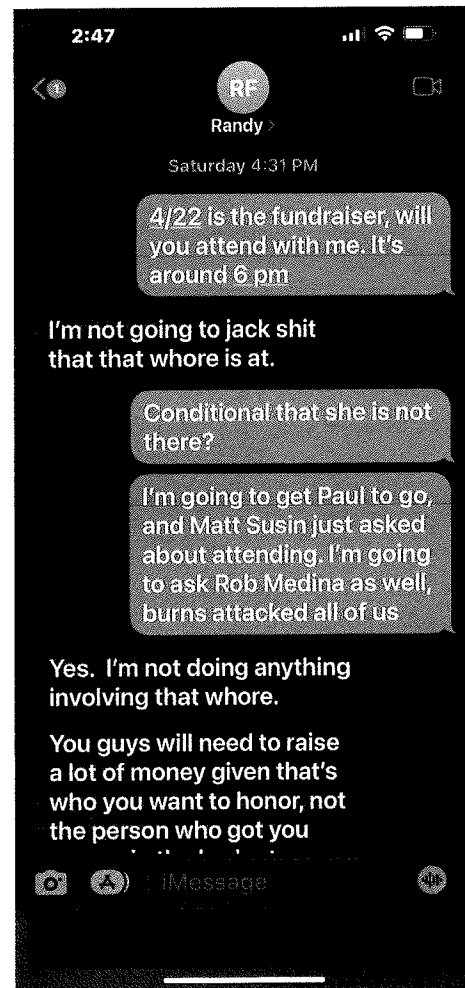
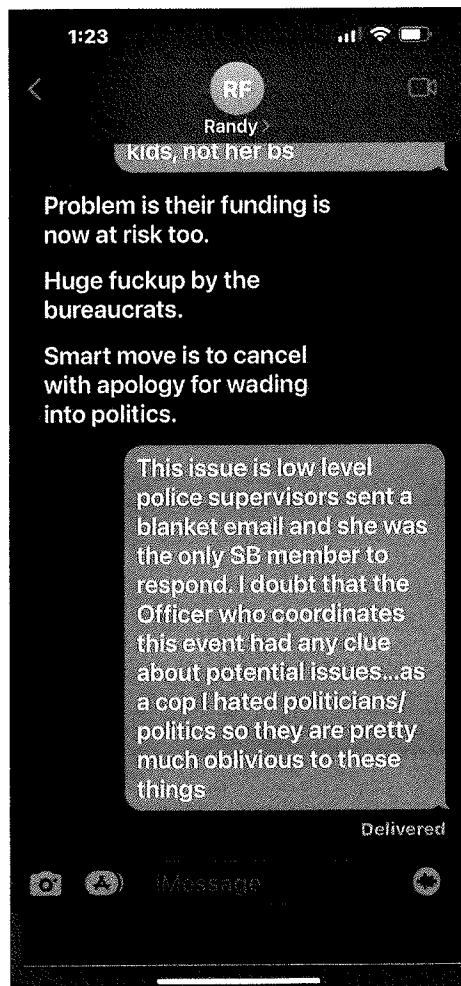
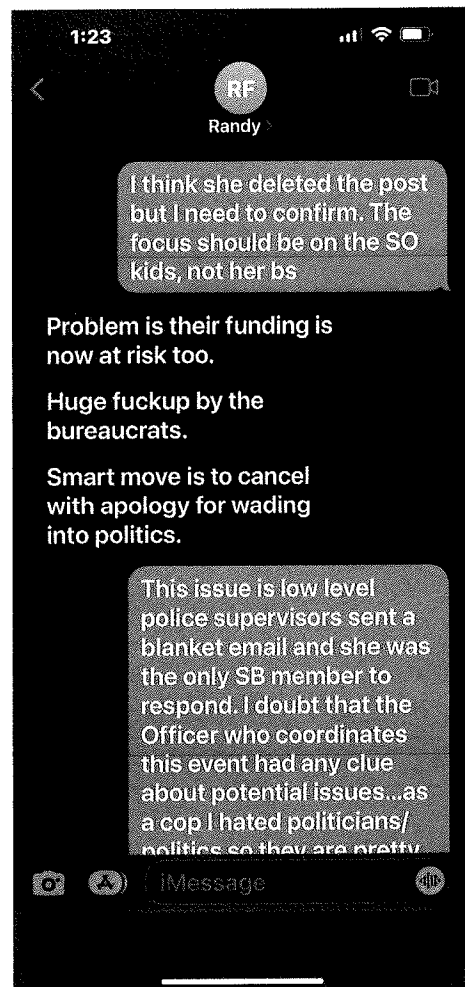
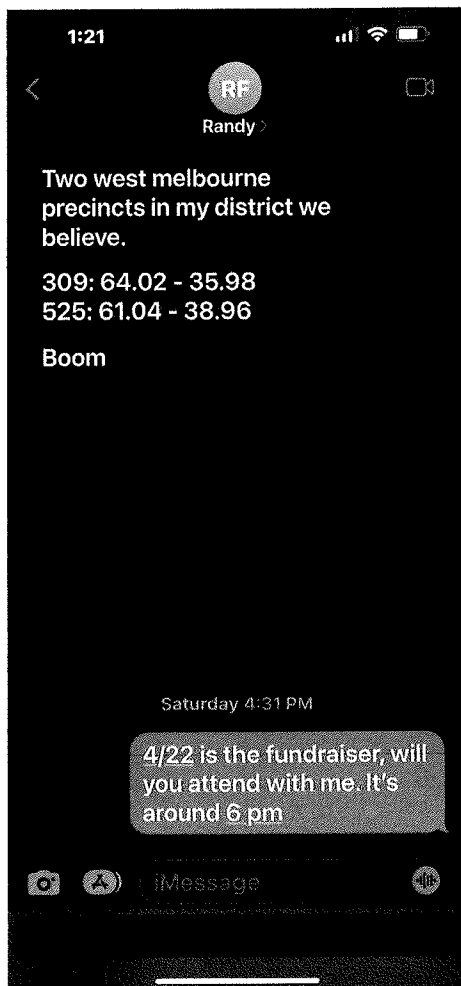
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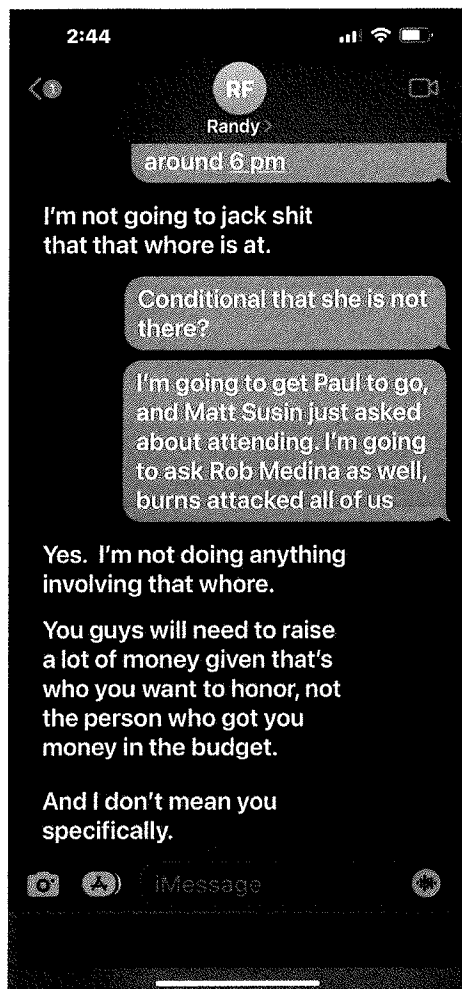
4



10
5a



9



12
50

Rep Fine w/ West Melbourne Mayor Hal Rose

From: [redacted]
To: [redacted]
Subject: [redacted]
Date: [redacted]
Attachments: [redacted]

WARNING: This email originated from outside the City of West Melbourne. Do not click links or open attachments unless you recognize the sender and know the content is safe.

2:34



Randy



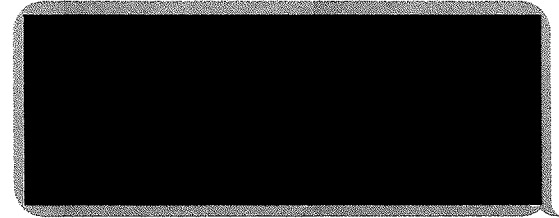
Not sure why you guys
would want to risk your
project getting vetoed?!?

Saturday 1:44 PM

Not sure what your
message means.



Monday 7:17 PM



Sent from my iPhone

13.16

Rep. Fine w/ Mayor Paul Alfrey
providing an example of how he
likes to be "thanked"

I'm putting a post thanking
you all for the water quality
project shortly. I don't want
to leave anyone out. You.
Mayfield and Wright,,, and
the Brevard delegation?

Are you kidding me?

What u mean

I got that money. You could
thank Mayfield too maybe.

Im asking

Feel free to throw in thad.

Im asking



14
7a

Are you kidding me?

What u mean

I got that money. You could
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Feel free to throw in thad.

Im asking

