

# STATE OF FLORIDA

## OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 19-81

(Executive Order of Suspension)

**WHEREAS**, Article IV, Section 7(c) of Florida Constitution provides in relevant part that “by order of the Governor any elected municipal officer indicted for crime may be suspended from office until acquitted.”; and

**WHEREAS**, Terrence Hagen Rowe is presently serving as a councilmember for the City of Port Richey, Florida, having been elected in April 2015 and subsequently reelected in April 2018 for a three-year term, and also serves as the Acting Mayor for the City of Port Richey, Florida, having been elevated to Acting Mayor after the arrest of Mayor Dale Massad on February 21, 2019; and

**WHEREAS**, on March 13, 2019, Terrence Hagen Rowe was arrested for felony charges of obstruction of justice in violation of section 843.0855(4), Florida Statutes, conspiracy to commit obstruction of justice in violation of section 777.04(3), Florida Statutes and unlawful use of a two-way communication device, in violation of section 934.215, Florida Statutes; and

**WHEREAS**, violation of sections 843.0855(4), 777.04(3) and 934.215, Florida Statutes, constitute a felony of the third degree; and

**WHEREAS**, it is in the best interests of the residents of the City of Port Richey, and the citizens of the State of Florida, that Terrence Hagen Rowe be immediately suspended from the public office, which he now holds, upon the grounds set forth in this executive order.

**NOW, THEREFORE, I, RON DESANTIS**, Governor of Florida, pursuant to Article IV, Section 7(c), and section 112.51, Florida Statutes, find as follows:

- A. Terrence Hagen Rowe is, and at all times material hereto was, a councilmember and Acting Mayor for the City of Port Richey, Florida.
- B. The office of councilmember for the City of Port Richey, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7(c) and Chapter 112 of Florida Statutes.
- C. The attached Arrest Warrant and Affidavit allege that Terrence Hagen Rowe has committed felony acts in violation of the Laws of Florida. This suspension is predicated upon the attached Arrest Warrant and Affidavit which are incorporated as if fully set forth in this Executive Order.

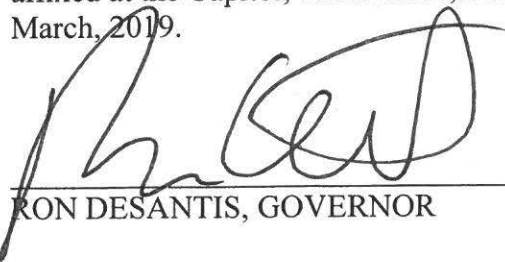
**BEING FULLY ADVISED** in the premises, and in accordance with the Constitution and the Laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. Terrence Hagen Rowe is suspended from the public office, which he now holds, to wit: Councilmember and Acting Mayor for the City of Port Richey, Florida.

Section 2. Terrence Hagen Rowe is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at the Capitol, Tallahassee, Florida, this 19<sup>th</sup> day of March, 2019.

  
\_\_\_\_\_  
RON DESANTIS, GOVERNOR

ATTEST:

  
\_\_\_\_\_  
SECRETARY OF STATE

DEPARTMENT OF STATE  
TALLAHASSEE, FLORIDA

2019 MAR 19 PM 12:15

FILED

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT  
IN AND FOR PASCO COUNTY, FLORIDA

STATE OF FLORIDA,

WARRANT NO.:

Plaintiff,

FDLE Case #: TM-14-0150

OSP Case#: 2017-0116-TPA

v.

Terence Hagen Rowe,

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**\*\*\*SEALED\*\*\***

**ARREST WARRANT**

TO ALL AND SINGULAR, Richard L. Swearingen, Commissioner, Florida Department of Law Enforcement or any of his duly authorized Special Agents; the Sheriffs and Police Chiefs of the State of Florida, or any of their duly authorized deputies or officers:

Based upon the Affidavit filed in this cause, the Court finds that there is probable cause to

believe that:

NAME: ROWE, TERANCE HAGEN

RACE: WHITE

SEX: MALE

DOB:

FL DL:

SSN:

LKA: PORT RICHEY, FL 34668



has committed Obstruction of Justice F.S. §843.0855(4), 1 count of Conspiracy to Commit Obstruction of Justice F.S. §777.04(3) and 1 count of Use of Two-Way Communication Device to Facilitate the Commission of a Crime F.S. §934.215 in Pasco County, Florida in violation of Florida Statutes and against the peace and dignity for the State of Florida.

The Court hereby issues an Arrest Warrant for the arrest of suspect charging him with 1 count of Obstruction of Justice F.S. §843.0855(4), 1 count of Conspiracy to Commit Obstruction of Justice F.S. §777.04(3) and 1 count of Use of Two-Way Communication Device to Facilitate the Commission of a Crime F.S. §934.215.

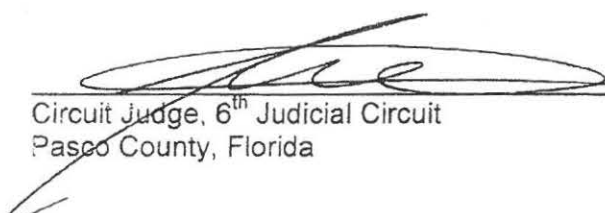
Suspect is to be admitted to bail in the following sum:

Count 1:	<u>\$5,000</u>
Count 2:	<u>\$5,000</u>
Count 3:	<u>\$5,000</u>
Total Bail Amount:	<u>\$15,000</u>

Bail amount may be modified by the trial judge to whom this case is assigned.

The State of Florida shall extradite the suspect from any jurisdiction within the United States.

DONE at <sup>Pasco</sup> Chambers at ~~Marion~~ Pasco County, Florida on the 11 day of March, 2019.

  
Circuit Judge, 6<sup>th</sup> Judicial Circuit  
Pasco County, Florida

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT  
IN AND FOR PASCO COUNTY, FLORIDA

STATE OF FLORIDA,

WARRANT NO.:

Plaintiff,

FDLE Case #: TM-14-0150


OSP Case#: 2018-0116-TPA

v.

Terence Hagen Rowe,

APPLICATION AND AFFIDAVIT FOR ARREST WARRANT

COMES NOW, your Affiant, Special Agent (SA) Corey Davidson of the Florida Department of Law Enforcement who, being duly sworn makes application for an arrest warrant, and in support of this application makes the following statements under oath:

Laws Being Violated	Obstruction of Justice F.S. §843.0855(4) Conspiracy to Commit Obstruction of Justice F.S. §777.04(3) Use of Two-Way Communication Device to Facilitate the Commission of a Crime F.S. §934.215
Suspect	NAME: ROWE, TERANCE HAGEN RACE: WHITE SEX: MALE DOB: FL DL: SSN:
Last Known/Suspected Address	PORT RICHEY, FL 34668
Employer	CITY OF PORT RICHEY
Photograph of Terence Hagen Rowe	

Your Affiant has probable cause to believe and does believe that the laws of the State of Florida relative to: **1 count of Obstruction of Justice F.S. §843.0855(4), 1 count of Conspiracy to Commit Obstruction of Justice F.S. §777.04(3) and 1 count of Use of Two-Way Communication Device to Facilitate the Commission of a Crime F.S. §934.215** have been violated by the above-named suspect in Pasco County, Florida. Your Affiant's reasons for so believing are as follows:

**AFFIANT'S EXPERTISE**

Your Affiant, Special Agent Corey Davidson is a duly and lawfully appointed Special Agent for the Florida Department of Law Enforcement (FDLE) and has all the powers and duties of a law enforcement officer in and for the State of Florida. Your Affiant is currently assigned to the Brooksville Field Office of FDLE's Tampa Bay Regional Operations Center. Your Affiant's primary responsibilities consist of investigating crimes involving official misconduct and falsification of records, with an investigative focus on public corruption.

Your Affiant has 24 years of law enforcement experience. Your Affiant was previously employed by the Sumter and Citrus County Sheriff's Offices where he served in multiple positions including a Detective assigned to the following units: Internal Affairs, Background Investigations and Truth Verification Examinations. Your Affiant has primarily investigated public corruption for the last ten years. Your Affiant has participated in several search warrants throughout his career.

Your Affiant attended the State Universities of New York at Canton and Plattsburgh where he received a degree in Criminal Justice. Your Affiant attended the law enforcement academy in St. Petersburg in 1995 and was hired by the Sumter County Sheriff's Office in 1995 as a corrections officer. He completed the corrections academy in 1996 before being assigned to patrol. Your Affiant worked in patrol and was a member of the Underwater Recovery Unit until

1998 when he was hired by the Citrus County Sheriff's Office. During his tenure with the Citrus S.O. he worked in patrol, traffic homicide reconstruction and was a motorcycle deputy and instructor. Your Affiant also supervised the Sheriff's Underwater Recovery Team of which he had been a member for 16 years. Your Affiant became a certified background investigator in 2003 and has been a certified truth verification examiner since 2006. Your Affiant has conducted over 1000 truth verification exams and is a certified instructor at the law enforcement academy. Your Affiant was selected as the agency's only Internal Affairs investigator in 2006 and has worked hundreds of cases in this role.

Your Affiant has also completed courses pertaining to the investigation of publically employed persons and officials. Since 2016, your Affiant has been assigned to general investigations at the Brooksville Field Office of FDLE's Tampa Bay Regional Operations Center.

#### **COUNTS AND APPLICABLE CHARGES**

- Count 1: Obstruction of Justice F.S. §843.0855(4)
- Count 2: Conspiracy to Commit Obstruction of Justice F.S. §777.04(3)
- Count 3: Use of Two-Way Communication Device to Facilitate the Commission of a Crime  
F.S. §934.215

#### **FACTS SUPPORTING YOUR AFFIANT'S PROBABLE CAUSE**

##### **Counts 1 through 3**

Your Affiant received information that the suspect, interim Port Richey Mayor (Terance Hagan Rowe), obstructed justice by attempting to intimidate, harass or retaliate against victim/witness Port Richey Police Department Police Officer (herein Ofc.) D. Howard. The suspect conspired with former Port Richey Mayor Dale Glen Massad to obstruct justice.

On February 21, 2019 former Port Richey Mayor was arrested for practicing medicine without a license and 5 counts of pre-meditated attempted homicide after shooting at Pasco County Deputies. Massad is held without bond in the Pasco County Detention Center.

On March 3, 2019 at 8:45 P.M., the suspect sent an email to the Port Richey City Clerk requesting the personnel file of Ofc. Howard. On March 3, 2019 at 10:44 P.M., Massad made a recorded jail phone call to the Port Richey City Manager, (herein City Manager) Vince Lupo and requested the phone number for the suspect. On March 3, 2019 at 10:48 P.M., the suspect was contacted by Massad on a recorded jail phone line. During the call, Massad stated to the suspect, "I believe Howard was hired illegally, fired legally and re-hired illegally. I don't know why but he is in on everything (referring to Massad's 2/21/19 arrest)." The suspect stated "I'm on it." Massad stated "Okay, so anything you can do is good." The suspect replied "You know, this doesn't go down without somebody answering for it!" The suspect also stated "I'm doing some research to find out who, what, when."

On March 4, 2019 the City Manager warned Ofc. Howard. The City Manager expressed concern that Ofc. Howard was being "threatened" by the suspect based on the suspect's request for Ofc. Howard's personnel file.

Ofc. Howard stated that the City Manager informed Ofc. Howard that the suspect was coming after him full speed. Ofc. Howard expressed great concern to your Affiant regarding his future and reputation as a result of the suspect's request for his personnel file.

On March 5, 2019 the suspect had a telephone conversation with the Port Richey Chief of Police. During the conversation, the suspect pried into the background of Ofc. Howard. The suspect asked the Police Chief why Ofc. Howard was involved in the investigation (Massad's). The suspect questioned the Police Chief regarding a 2017 closed, administrative investigation



during which Ofc. Howard was completely cleared of all wrongdoing and had all of his losses restored.

The suspect accepted delivery of Ofc. Howard's personnel file on March 7, 2019. The suspect, who was the Vice Mayor during a February 13, 2018 City Council meeting, made a motion to approve the consent agenda for full reimbursement of arbitrators cost to Ofc. Howard. The suspect is aware that Ofc. Howard was completely exonerated. The suspect has knowledge that Ofc. Howard is a victim/witness in FDLE case TM-14-0150 involving former Port Richey Mayor Dale Massad.

Your Affiant has probable cause to believe that the suspect's request for Ofc. Howard's personnel file was an obstruction of justice by attempting to intimidate, harass or retaliate against Ofc. Howard for his participation in FDLE case TM-14-0150 involving former Port Richey Mayor Dale G. Massad. The phone calls used by the suspect to conspire with Massad on March 3, 2019 and email used by the suspect to request Ofc. Howard's personnel file on March 3, 2019 are two-way communication devices utilized in the commission of these crimes.

This case is being prosecuted by the Florida Attorney General's Office of Statewide Prosecution due to the offenses stated herein occurring throughout the State of Florida and were facilitated by the use of the internet.

Your Affiant believes that based upon the investigation in its entirety and evidence gathered during the investigation probable cause exists to charge TERANCE HAGEN ROWE with violating the following laws: 1 count of Obstruction of Justice F.S. §843.0855(4), 1 count of Conspiracy to Commit Obstruction of Justice F.S. §777.04(3) and 1 count of Use of Two-Way Communication Device to Facilitate the Commission of a Crime F.S. §934.215.

Your Affiant swears and affirms that the information contained herein is true and accurate to the best of the Affiants' knowledge. Your Affiant is also aware that, because of the amount of

Arrest Warrant Affidavit for Terance Hagen Rowe DOB: 5/15/1954

documentation in this investigation, and because this Application is in many ways a summary of the case, there is almost certainly some relevant evidence pertaining to the Suspect which has not been covered in this Application.

**REQUEST FOR ORDER SEALING PLEADINGS UNTIL SUSPECTS' ARREST  
AND REQUEST FOR BOND**

Your Affiant respectfully requests that this Application and any Arrest Warrant flowing from it be ordered "sealed" until a time at which the Suspect has been taken into custody. This protects the integrity of the case and more importantly, is both a victim and officer safety issue. It is believed there is a significant risk that if the Suspect was aware that he is being sought on these charges, he may flee law enforcement, or worse, may seek to threaten or intimidate the minor victim. So, the Affiant requests these materials be sealed until the Suspect has been taken into custody.

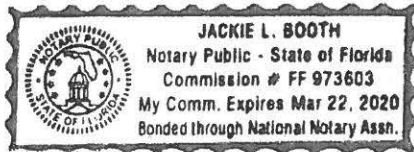
In conclusion, your Affiant requests that:

1. An Arrest Warrant be issued commanding all sheriffs or any of their duly authorized deputies, all state and local police and their officers, and the Executive Directors of the Florida Department of Law Enforcement or any of their duly authorized special agents to arrest the above-named SUSPECT and bring him before the court so that they may be dealt with according to law.
2. That bond be set at \$5,000 for count 1 - Obstruction of Justice F.S. §843.0855(4);
3. That bond be set at \$5,000 for count 2 - Conspiracy to Commit Obstruction of Justice F.S. §843.0855(4);
4. That bond be set at \$5,000 each for count 3 - Use of Two-Way Communication Device to Facilitate the Commission of a Crime F.S. §934.215 for a total of \$15,000;
5. That this Application and any Arrest Warrant stemming from it be maintained sealed until a time at which the Suspect is in custody.

WHEREFORE, your Affiant prays that an arrest warrant will be issued commanding all and singular, Richard L. Scott, Jr., Commissioner, Florida Department of Law Enforcement or any of his duly authorized Agents;

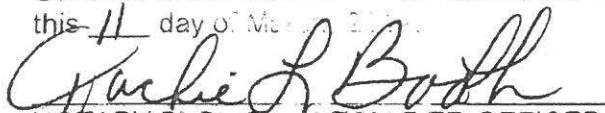
Terance Hagen Rowe, Affiant. Affidavit for Terance Hagen Rowe DOB: 5/15/1954

their duly authorized agents or officers to arrest TERANCE HAGEN ROWE and bring him before the Court so that he may be dealt with according to law and that bond be set as requested above.




  
Corey Davidson  
Special Agent, FDLE

SWORN to and SUBSCRIBED before me  
this 11 day of March, 2019.

  
NOTARY PUBLIC & DEPUTY SHERIFF OFFICER

STATE OF FLORIDA  
COUNTY OF PASCO

The foregoing instrument is acknowledged before me this 11 day of March, 2019 by Special Agent Corey Davidson who identified himself to me and who did take an oath.

  
Circuit Judge, 8<sup>th</sup> Judicial Circuit  
Pasco County, Florida