

# STATE OF FLORIDA

## OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 23-184

(Executive Order of Suspension)

**WHEREAS**, Alejandro Diaz de la Portilla is presently serving as a member of the City Commission of the City of Miami, Florida; and

**WHEREAS**, on September 14, 2023, Alejandro Diaz de la Portilla was arrested on one count of Money Laundering, a first-degree felony under section 896.101, Florida Statutes; three counts of Unlawful Compensation or Reward for Official Behavior, a second-degree felony under section 838.016, Florida Statutes; one count of Bribery / Misuse of Public Office, a second-degree felony under section 838.015, Florida Statutes; one count of Criminal Conspiracy, a third-degree felony under section 777.04, Florida Statutes; four counts of Official Misconduct, a third-degree felony under section 838.022, Florida Statutes; one count of Campaign Contribution in Excess of Legal Limits for Political Committees, a third-degree felony under section 106.08(1)(a)(3), Florida Statutes; and two counts of Failure to Report a Gift, a second-degree misdemeanor under Miami-Dade County Code Sec. 2-11.1(e) and section 125.69, Florida Statutes; and

**WHEREAS**, section 112.51(2), Florida Statutes, provides that the Governor may suspend from office any elected municipal officer who is arrested for a felony or for a misdemeanor related to the duties of office or is indicted or informed against for the commission of a federal felony or misdemeanor or state felony or misdemeanor; and

**WHEREAS**, it is in the best interests of the residents of the City of Miami, and the citizens of the State of Florida, that Alejandro Diaz de la Portilla 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 section 112.51, Florida Statutes, find as follows:

A. Alejandro Diaz de la Portilla is, and at all times material was, City of Miami Commissioner for District 1.

B. The office of City of Miami Commissioner for District 1 is within the purview of the suspension powers of the Governor, pursuant to section 112.51, Florida Statutes.

C. The attached arrest warrant, which is incorporated as if fully set forth in this Executive Order, alleges that Alejandro Diaz de la Portilla committed felonies and misdemeanors related to the duties of office under the laws of the State of Florida.

**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 today:

Section 1. Alejandro Diaz de la Portilla is suspended from the public office, which he now holds, to wit: City of Miami Commissioner for District 1.

Section 2. Alejandro Diaz de la Portilla 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 a 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 Tallahassee, this 15th day of September, 2023.

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

ATTEST:

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

2023 SEP 15 PM 5:28  
DEPARTMENT OF STATE  
TALLAHASSEE, FL

**FILED**

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT,  
IN AND FOR MIAMI-DADE COUNTY, FLORIDA

STATE OF FLORIDA  
Plaintiff,

vs.

WARRANT TO ARREST

ALEJANDRO DIAZ DE LA PORTILLA

Defendant,

...../

IN THE NAME OF THE STATE OF FLORIDA, TO ALL AND SINGULAR THE  
SHERIFFS AND CONSTABLES OF THE STATE OF FLORIDA:

WHEREAS, Special Agents Gaylon White and Miguel Martinez from the Florida Department of Law Enforcement and Investigator Karl Ross from Miami-Dade Commission on Ethics and Public Trust, have presented an Affidavit to Arrest and have this day made an oath stating that between June 16<sup>th</sup>, 2020 and September 11, 2023, in the County and State aforesaid, one Alejandro Diaz De La Portilla H/M DOB 08/25/1964, did then and there unlawfully:

**COUNT 1- VIOLATION OF THE FLORIDA MONEY LAUNDERING ACT**

Beginning on or about the June 16, 2020, and continuing through August 10, 2022, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA and WILLIAM W. RILEY, JR. did then and there unlawfully, and knowingly, conduct or attempt to conduct a financial transaction to-wit: the movement of funds/United States currency, knowing that the property represents the proceeds of some form of unlawful activity, to wit: Unlawful Compensation and/or Bribery; knowing that the transaction is designed in whole or in part, to conceal or disguise the nature, the location, the source, the ownership or the control of the proceeds of the unlawful activity, and said transactions totaled or exceeded \$100,000.00 in a twelve month period, contrary to F.S. 896.101(3)(a) and F.S. 896.101(5)(c), Florida Statutes, (L9)

**COUNT 2- UNLAWFUL COMPENSATION**

Beginning or about August 18, 2020, and continuing through September 20, 2020, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA and WILLIAM W. RILEY, JR. did knowingly and intentionally give, offer, or promise to any public servant, to wit: ALEJANDRO DIAZ DE LA PORTILLA, or, if a public servant, to knowingly and intentionally request, solicit,

P

accept, or agree to accept, any pecuniary or other benefit not authorized by law, for the past, present, or future performance, nonperformance, or violation of any act or omission which the person, to wit: WILLIAM W. RILEY, JR. believes to have been, or ALEJANDRO DIAZ DE LA PORTILLA represents as having been, either within the official discretion of ALEJANDRO DIAZ DE LA PORTILLA, in violation of a public duty, or in performance of a public duty, to wit the passage of Miami City Resolution 20-0352 and Miami City Resolution 22- 0153, contrary to Florida Statute Section 838.016 (1) and (2) and 775.082 (L7),

**COUNT 3- UNLAWFUL COMPENSATION**

Beginning or about the October 13, 2021, and continuing through September 11, 2023, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA and WILLIAM W. RILEY, JR. did knowingly and intentionally give, offer, or promise to any public servant, to wit: ALEJANDRO DIAZ DE LA PORTILLA, or, if a public servant, to knowingly and intentionally request, solicit, accept, or agree to accept, any pecuniary or other benefit not authorized by law, for the past, present, or future performance, nonperformance, or violation of any act or omission which the person, to wit: WILLIAM W. RILEY, JR. believes to have been, or ALEJANDRO DIAZ DE LA PORTILLA represents as having been, either within the official discretion of ALEJANDRO DIAZ DE LA PORTILLA, in violation of a public duty, or in performance of a public duty, to wit the passage of Miami City Resolution 20-0352 and Miami City Resolution 22- 0153, contrary to Florida Statute Section 838.016 (1) and (2) and 775.082 (L7),

**COUNT 4- UNLAWFUL COMPENSATION**

Beginning or about June 16, 2020, and continuing through August 10, 2022, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA and WILLIAM W. RILEY, JR. did knowingly and intentionally give, offer, or promise to any public servant, to wit: ALEJANDRO DIAZ DE LA PORTILLA, or, if a public servant, to knowingly and intentionally request, solicit, accept, or agree to accept, any pecuniary or other benefit not authorized by law, for the past, present, or future performance, nonperformance, or violation of any act or omission which the person, to wit: WILLIAM W. RILEY, JR., believes to have been, or ALEJANDRO DIAZ DE LA PORTILLA represents as having been, either within the official discretion of ALEJANDRO DIAZ DE LA PORTILLA, in violation of a public duty, or in performance of a public duty, to wit the

passage of Miami City Resolution 20-0352 and Miami City Resolution 22-0153, contrary to Florida Statute Section 838.016 (1) and (2) and 775.082 (L7),

**COUNT 5- BRIBERY**

On or about September 20, 2020, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA, while a public servant, to-wit: a City of Miami City Commissioner, and WILLIAM W. RILEY, JR., did knowingly and intentionally give, offer, or promise to ALEJANDRO DIAZ DE LA PORTILLA, or, ALEJANDRO DIAZ DE LA PORTILLA did knowingly and intentionally request, solicit, accept, or agree to accept for himself or another, any pecuniary or other benefit not authorized by law with an intent or purpose to influence the performance of any act or omission which WILLIAM W. RILEY, JR., believes to be, or ALEJANDRO DIAZ DE LA PORTILLA represents as being, within the official discretion of ALEJANDRO DIAZ DE LA PORTILLA, in violation of a public duty, or in performance of a public duty, to wit: the passage of Miami City Resolution 20-0352 and Miami City Resolution 22-0153, contrary to F.S. 838.015(1), (L7),

**COUNT 6- CRIMINAL CONSPIRACY**

Beginning on or about the August 18, 2020, and continuing through September 11, 2023, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA and WILLIAM F. RILEY, JR., did then and there agree, conspire, combine, or confederate with each other to commit a criminal offense, to-wit: Money Laundering, Unlawful Compensation, and or Bribery, in that the said ALEJANDRO DIAZ DE LA PORTILLA and WILLIAM W. RILEY, JR. did unlawfully agree, conspire, combine, or confederate with each other to secure the passage of Miami City Resolution 20-0352 and Miami City Resolution 22-0153, contrary to F.S. 777.04, and or F.S. 896.101(3)(a), and F.S. 896.101(5)(c)(L7)(Money Laundering), and or F.S. 838.016 (1) and (2) and 775.082, (L6) (Unlawful Compensation), and or F.S. 838.015(1), (L6)(Bribery),

**COUNT 7- OFFICIAL MISCONDUCT**

On or about September 20, 2020, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA, a public servant, to wit: a City of Miami City Commissioner, did knowingly and intentionally obtain a benefit for any person, by falsifying, or causing another person to falsify, any official record or official document, or by obstructing, delaying, or preventing the

*RP*

communication of information relating to the commission of a felony that directly involves or affects the government entity served by the public servant or public contractor, to wit: failure to File Form 8B, notifying the Miami City Commission and Citizens of Miami of a voting conflict in connection with the receipt of money from DAVID CENTNER AND LEILA CENTNER, contrary to F.S. 838.022,

**COUNT 8- OFFICIAL MISCONDUCT**

Beginning on or about November 5, 2020, and continuing through December 31, 2020, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA, a public servant, to wit: a City of Miami City Commissioner, did knowingly and intentionally obtain a benefit for any person, by falsifying, or causing another person to falsify, any official record or official document, or by obstructing, delaying, or preventing the communication of information relating to the commission of a felony that directly involves or affects the government entity served by the public servant or public contractor, to wit: failure to inform Nancy Brown of the receipt of money from Elnatan Rudolph, that was required to be disclosed in a campaign treasurer report, contrary to F.S. 838.022,

**COUNT 9- OFFICIAL MISCONDUCT**

Beginning on or about the June 16, 2020, and continuing through August 10, 2022, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA, a public servant, to wit: a City of Miami City Commissioner, did knowingly and intentionally obtain a benefit for any person, by falsifying, or causing another person to falsify, any official record or official document, or by obstructing, delaying, or preventing the communication of information relating to the commission of a felony that directly involves or affects the government entity served by the public servant or public contractor, to wit: failure to File Form 8B, notifying the Miami City Commission and Citizens of Miami, of a voting conflict in connection with the receipt of tens of thousands of dollars from DAVID CENTNER AND LEILA CENTNER, contrary to F.S. 838.022,

**COUNT 10- OFFICIAL MISCONDUCT**

Beginning on or about October 13, 2021, and continuing through May 31, 2023, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA, a public servant, to wit: a City of Miami City Commissioner, did knowingly and intentionally obtain a benefit for any person, by

20

falsifying, or causing another person to falsify, any official record or official document, or by obstructing, delaying, or preventing the communication of information relating to the commission of a felony that directly involves or affects the government entity served by the public servant or public contractor, to wit: failure to File Form 8B, notifying the Miami City Commission and Citizens of Miami, of a voting conflict in connection with the receipt of tens of thousands of dollars from DAVID CENTNER AND LEILA CENTNER, contrary to F.S. 838.022,

**COUNT 11- VIOLATION OF LIMITATIONS ON CAMPAIGN CONTRIBUTIONS**

Beginning on or about the July 21, 2022, and continuing through August 19, 2022, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA, a public servant, to wit: a City of Miami City Commissioner, did knowingly and intentionally, as an agent of Proven Leadership of Miami-Dade County, a political committee, caused contributions in excess of \$1,000 to be donated to the County Court Judicial election of his brother, RENIER DIAZ DE LA PORTILLA, to wit:


- A. \$6,000.00 paid on July 28, 2022, for partial payment of invoice #113732;
- B. \$5,484.42 paid on July 29, 2022, payment of balance for Invoice #113732;
- C. \$5,379.76 paid on July 26, 2022, for Invoice #113652;
- D. \$3,588.88 paid on August 4, 2022, and July 29, 2022;
- E. \$1,322.72 paid on August 19, 2022, on Invoice #113911, contrary to F.S. 106.08

**COUNT 12- FAILURE TO REPORT A GIFT**

On or about January 1, 2021, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA, a public servant, to wit: a City of Miami City Commissioner, failed to disclose a gift or series of gifts, to wit: payment of hotel charges received on or about the 18th day of August, 2020, from William W. Riley, Jr., having a value in excess of one hundred dollars (\$100.00), by not filing the disclosure form required by Chapter 112, Florida Statutes, for "local officers" with the Clerk of the Board of the City of Miami, contrary to Section 2-11.1, subsection (e)(4) of the Code of Miami-Dade County, and F. S. 125.69.

**COUNT 13- FAILURE TO REPORT A GIFT**

On or about April 1, 2021, in the County aforesaid, ALEJANDRO DIAZ DE LA PORTILLA, a public servant, to wit: a City of Miami City Commissioner, failed to disclose a gift or series of gifts, to wit: payment of hotel charges received on or about November 4, 2020, from Elnatan Rudolph, having a value in excess of one hundred dollars (\$100.00), by not filing the disclosure form required by Chapter 112, Florida Statutes, for "local officers" with the Clerk of the Board of the City of Miami, contrary to Section 2-11.1, subsection (e)(4) of the Code of Miami-Dade County, and F. S. 125.69.

<p>Name: ALEJANDRO DIAZ DE LA PORTILLA DOB: 08/25/1964 Description: H/M 6'00" brn hair brn eyes D/L: [REDACTED] S.S. #: [REDACTED] Address: 1480 NW N River DR #E2606 Miami, FL 33125-2867</p>	
--	---

The offenses set forth in the foregoing Warrant are contrary to the statute in such case made and provided, and against the peace and dignity of the State of Florida. Attached hereto and made a part hereof by incorporation is the Affidavit executed by GAYLON WHITE, MIGUEL MARTINEZ, and KARL ROSS, Affiants herein.

THEREFORE, I command you forthwith to arrest the said, ALEJANDRO DIAZ DE LA PORTILLA and bring him before me to be dealt with according to law.

Given under my hand and seal this 13th day of September, A.D. 2023.

  
HONORABLE CRISTINA MIRANDA  
Judge of the Circuit Court

*Miguel de la O*  
6