STATE OF FLORIDA
OFFICE OF THE GOVERNOR
EXECUTIVE ORDER NUMBER 11-56

WHEREAS, in 1981, the Brevard County Sheriff's Office investigated the murder of James Dvorak and, after concluding that William Dillon was responsible for the murder of James Dvorak, presented its investigative findings to the State Attorney; and

WHEREAS, the State Attorney for the Eighteenth Judicial Circuit of Florida prosecuted William Dillon for the first degree murder of James Dvorak and William Dillon was subsequently found guilty of first degree murder and received a life sentence; and

WHEREAS, William Dillon was granted a new trial on November 14, 2008, and on December 10, 2008, the State Attorney entered a nolle prosequi, thereby dropping all charges against William Dillon; and

WHEREAS, in 2009, the Brevard County Sheriff's Office reopened its investigation into the murder of James Dvorak in an attempt to determine who was responsible for the murder of James Dvorak; and

WHEREAS, the Brevard County Sheriff's Office has completed its investigation and has asked the State Attorney's office to review their investigation regarding the murder of James Dvorak; and

WHEREAS, the Honorable NORMAN R. WOLFINGER has advised the Governor that while he believes his office can fairly conduct this review, in order to avoid any appearance of conflict of interest or impropriety, he has voluntarily disqualified himself and has requested the

executive assignment of another State Attorney to conduct an independent review of the Brevard County Sheriff's Office investigation regarding the murder of James Dvorak for the purpose of making any appropriate dispositional or charging decisions; nd

WHEREAS, the Honorable R. J. LARIZZA, State Attorney for the Seventh Judicial Circuit of Florida, has agreed to accept an executive assignment in this matter; and

WHEREAS, it is in the best interest of the State of Florida and of the ends of justice that the Honorable R. J. LARIZZA discharge the duties of the Honorable NORMAN R. WOLFINGER, pursuant to Section 27.14, Florida Statutes;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, in obedience to my solemn constitutional duty to "take care that the laws be faithfully executed," and pursuant to the Constitution and laws of the State of Florida, issue the following Executive Order, effective immediately:

Section 1.

The Honorable R. J. LARIZZA, State Attorney for the Seventh Judicial Circuit of Florida, referred to as the "Assigned State Attorney," is assigned to discharge the duties of the Honorable NORMAN R. WOLFINGER, State Attorney for the Eighteenth Judicial Circuit of Florida, as they relate to the review of the of the Brevard County Sheriff's Office investigation regarding the murder of James Dvorak.

Section 2.

The Assigned State Attorney or one or more Assistant State Attorneys and Investigators, who have been designated by the Assigned State Attorney, shall proceed immediately to the

Eighteenth Judicial Circuit of Florida, and are vested with the authority to perform the duties prescribed above.

Section 3.

All residents of the Eighteenth Judicial Circuit are requested, and all public officials are directed, to cooperate and render whatever assistance is necessary to the Assigned State Attorney, so that justice may be served.

Section 4.

The period of this Executive Assignment shall be for one (1) year, to and including March 18, 2012.

Section 5.

The Assigned State Attorney shall notify the Governor on or before February 18, 2012, if additional time is required.

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 18th day of March, 2011.

GOVERNOR

ATTEST:

SECRETARY OF STATE