

STATE OF FLORIDA

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER NUMBER 12-214

(Executive Order of Suspension)

WHEREAS, James Campbell is currently serving as the Commissioner for District 5 of the Okaloosa County Board of County Commissioners and; and

WHEREAS, on September 17, 2012, James Campbell was arrested on four counts of official misconduct, in violation of section 838.022(1)(a), Florida Statutes, and four counts of perjury, in violation of section 837.012, Florida Statutes; and

WHEREAS, violations of section 838.022(1)(a), Florida Statutes, constitute third-degree felonies; and

WHEREAS, violations of section 837.012, Florida Statutes, constitute malfeasance; and

WHEREAS, Article IV, Section 7, Florida Constitution, provides that the Governor may suspend from office any county officer for commission of a felony or for malfeasance; and

WHEREAS, it is in the best interests of the residents of Okaloosa County, and the citizens of the State of Florida, that James Campbell be immediately suspended from the public office he now holds, upon the grounds set forth in this executive order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7, Florida Constitution, Florida Statutes, find as follows:

A. James Campbell is, and was at all relevant times, currently serving as the Commissioner for District 5 of the Okaloosa County Board of County Commissioners.

B. The office of Commissioner of the Okaloosa County Board of County Commissioners is within the purview of the suspension power of the Governor, pursuant to Article IV, Section 7, Florida Constitution.

C. The attached arrest warrant and affidavit alleges that James Campbell committed felonies, and misdemeanors constituting malfeasance, in violation of 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 immediately:

Section 1. James Campbell is suspended from the public office that he now holds, to wit: Commissioner of the Okaloosa County Board of County Commissioners.

Section 2. James Campbell 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 17th day of September, 2012.


GOVERNOR

ATTEST:


SECRETARY OF STATE

FILED
2012 SEP 17 PM 2:40
DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

PROBABLE CAUSE ARREST AFFIDAVIT
FLORIDA DEPARTMENT OF LAW ENFORCEMENT



Admin	OBTS No:				Probable Cause Affidavit				
	Agency ORI: FL0170300				Agency Report No.: PE-14-0038				
Defendant	Location of Offense: Escambia County, Florida				Date of Offense: 06/20/2011		Date of Arrest:		
	Name: (Last, First, Middle) Campbell, James F.				Alias:				
	Race: White	Sex: Male	DOB: 07-29-1948	Hgt: 6'0"	Wgt: 220	Eye Color: Grey	Hair Color: Brown	Skin Tone: Fair	Build: Medium
	Address: 210 Sweetwater Run		City: Niceville		State: FL	Phone:			
	Social Security No: [REDACTED]			Driver License No: [REDACTED]		Driver License State: FL			
Juvenile	Select One	Name of Parent or Custodian (Last, First, Middle)			Phone:				
	Address:		City:	State:	Business Phone:				
	Notified by: (Name):		Date:	Time: <input type="checkbox"/> AM <input type="checkbox"/> PM	Juvenile Dispo: Select One				
	Released to: (Name):		Relationship:	Date:	Time: <input type="checkbox"/> AM <input type="checkbox"/> PM				
	Activity: B. Buy D. Deliver E. Use K. Dispense/Distribute M. Manufacture/Produce/Cultivate N. N/A R. Smuggle P. Possess T. Traffic S. Sell Z. Other				Type: N. N/A A. Amphetamine B. Barbiturate C. Cocaine E. Heroin H. Hallucinogen M. Marijuana D. Opium/Deriv. P. Paraphernalia/Equip. S. Synthetic U. Unknown				
#1 Charge Dispo: Official Misconduct		Counts: 4		Statute Violation No: 838.022(1)(a)		Violation of Section (Ord.):			
Activity: N/A		Drug Type: N/A		Amount/Unit:		SAO #:	Court #:		
<input checked="" type="checkbox"/> PC <input type="checkbox"/> Capias <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> FW <input type="checkbox"/> PW <input type="checkbox"/> Juv. P/U				Date Issued:					
#2 Charge Dispo: Perjury		Counts: 4		Statute Violation No: 837.012		Violation of Section (Ord.):			
Activity: N/A		Drug Type: N/A		Amount/Unit:		SAO #:	Court #:		
<input checked="" type="checkbox"/> PC <input type="checkbox"/> Capias <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> FW <input type="checkbox"/> PW <input type="checkbox"/> Juv. P/U				Date Issued:					
#3 Charge Dispo:		Counts:		Statute Violation No:		Violation of Section (Ord.):			
Activity:		Drug Type:		Amount/Unit:		SAO #:	Court #:		
<input type="checkbox"/> PC <input type="checkbox"/> Capias <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> FW <input type="checkbox"/> PW <input type="checkbox"/> Juv. P/U				Date Issued:					

The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe, that the above named defendant committed the following violations of law:

On the 3rd day of July, 2006 through June 26, 2012 at A.M. P.M. (specifically include facts constituting cause for arrest)

James F. Campbell committed the offenses listed in Charge #1 and #2 above, to wit; James Campbell is an Okaloosa County Commissioner and has served as such since first being elected in 2004. As per Florida State Statute 112.3144 and s. 8, Art. II of the State Constitution, James Campbell is required annually to disclose publicly all amounts and sources of income in excess of \$1000. During each year that Campbell has served as an Okaloosa County Commissioner, he filed the statutorily required financial disclosure statements via the Florida Commission on Ethics Form 6, titled Full and Public Disclosure of Financial Interests. These forms include a notarized portion in which Campbell signed, under oath, that the financial statements were accurate and complete. As stated below, in four out of eight years in which Campbell has been an Okaloosa County Commissioner, he received more than \$1000 in payments from the Boggy Bayou Mullet Festival, hereinafter BBMF for services related to the recruitment of festival sponsors. Since at least 2004, Campbell maintained an agreement with BBMF organizers to solicit sponsors for the festival in return for a percentage based commission. The following payments were identified from subpoenaed bank records of the BBMF and James Campbell's personal accounts.

In 2005 Campbell received two payments totaling \$2000.00 from the BBMF for the recruitment of Cellular South, which donated \$6,666.00. Campbell did not disclose this income on his 2005 Form 6 financial disclosure and attached income tax filing.

In 2006 Campbell received one payment of \$1,750.00 from the BBMF for the sponsorship by Hammock Bay Real Estate LLC, which donated \$2,500.00. Campbell did not disclose this income on his 2006 Form 6 financial disclosure and attached income tax filing.

In 2010 Campbell received one payment of \$2,500.00 from the BBMF for the sponsorships by the Crystal Beach Development, which donated \$2,500.00 and the Okaloosa County Tourist Development Council (TDC), which donated \$10,000 via its advertising firm, The Zimmerman Agency. County records reflect this payment was authorized by then TDC Director Mark Bellinger and paid from BP grant funds awarded to Okaloosa County following the Gulf of Mexico oil spill in 2010. Campbell solicited Mark Bellinger to sponsor the festival and later introduced Bellinger to BBMF committee chairman Lannie Corbin. Campbell did not disclose this

income on his 2010 Form 6 financial disclosure and attached income tax filing. In each of the Form 6 filings for 2005, 2006, and 2010, Campbell elected to attach income tax records rather than itemize sources of income. Campbell's income tax filings did not identify income from the BBMF.

In 2011 Campbell received two payments totaling \$4,500.00 from the BBMF for sponsorships of \$1,250.00 by the Crystal Beach Development; \$1,250.00, by Nufletch LLC; \$10,000 by the Northwest Florida Regional Airport via their advertising agency Romjue Advertising, and \$10,000 by the Okaloosa County TDC again paid via the Zimmerman Agency. Similarly to the TDC sponsorship in 2010, Campbell solicited airport director Gregory Donovan to become a sponsor of the BBMF. Campbell then introduced Donovan to Corbin in a meeting in which Donovan agreed to sponsor \$10,000. The Northwest Florida Regional Airport is an Okaloosa County enterprise agency, which means that the airport budget is based upon revenue generated at the airport via vendors, airlines, passenger fees, etc. The airport budget is maintained by the Okaloosa County Board of County Commissioners. In addition to the commission for the airport sponsorship, Campbell received a \$2,000.00 payment from the BBMF for the \$10,000.00 sponsorship renewal by the TDC. The TDC sponsorship was again funded via BP oil spill grants.

Campbell's 2011 Form 6 did not include income tax records, but rather listed itemized sources of income. Campbell did not disclose the income from the BBMF on his 2011 Form 6 financial disclosure. However, on July 5, 2012 the Florida Commission on Ethics received a Form 6X entitled Amendment to Full and Public Disclosure of Financial Interests in which Campbell identified having been paid \$4,500.00 in 2011 by the BBMF.

On July 31, 2012, James Campbell was interviewed by law enforcement concerning these undisclosed payments. Campbell reported that his wife completed each Form 6 and he signed them. Campbell also stated that he did not disclose to his wife the amounts being paid by the BBMF because he would use that money for his personal hunting expenses. Campbell claimed that he first began soliciting sponsors for the BBMF when he was approached by Niceville City Manager Lannie Corbin. Corbin is also a BBMF committee member. Campbell, who in addition to being an Okaloosa County Commissioner is also employed with the City of Niceville as the Parks and Recreation Director, claimed that he believed that Corbin's request was made as a directive from his superior and that the recruiting of festival sponsors was part of his job at the City of Niceville. Corbin did not specifically tell Campbell that recruiting sponsors was part of his job, rather Campbell stated that he inferred it this way. In a subsequent interview with law enforcement, Lannie Corbin disputed this claim and reported that the BBMF is a private entity and is not affiliated with the Niceville city government and therefore Campbell's activity with the BBMF was in no way part of Campbell's duties as Recreation Director. Corbin stated that he gave no directive, explicit or implied, to Campbell to recruit sponsors for the BBMF.

On September 12, 2012, James Campbell was interviewed a second time. In this interview, Campbell confirmed that, filed an amended 2011 financial disclosure via a Florida Commission on Ethics Form 6X. This form was filed on or about July 5, 2012. In this form, Campbell disclosed receiving \$4500.00 from the BBMF. Campbell initially stated that he did not recall why he filed the 2011 Form 6X one week after filing the 2011 Form 6. Later he stated that he believed that he filed the amended disclosure form after learning that he was potentially the target of a criminal investigation regarding his receipt of payments from the BBMF. Furthermore, Campbell stated that he filed additional Forms 6X for 2005, 2006, and 2010 after he was interviewed by FDLE and learned that the payments earned in those years were also a focus of the FDLE criminal investigation.

[Handwritten Signature]

9/17/12
Date:

P.C. Exists for Charge(s) Judges Signature:

I swear/affirm the above and reverse side and attached statements are true and correct.

Officer's/Complainant's signature: *[Signature]*

Name (printed) ELIAS J. LAWSON I.D. No. FDLE 4852

Sworn to and subscribed before me, the undersigned authority this day of SEPT 20 12.

Signature: *[Signature]*

Name (printed)/Title of Person authorized to administer oath: SA Mark Zagar # 1158

Bond Type:	Bond Type:	Bond Type:	Returnable Court Date:	Returnable Court Time:	<input type="checkbox"/> AM <input type="checkbox"/> PM
Charge #:	Charge #:	Charge #:	Release Date:	Release Time:	<input type="checkbox"/> AM <input type="checkbox"/> PM
<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>			
			Releasing Officer:		

ADDITIONAL INFORMATION:

RETURN

This Warrant was received by this department at ~~Okaloosa~~ County, Florida on the 17 day of SEPT A.D., 2012, and executed in ~~Okaloosa~~ County, Florida on the 17 day of SEPT A.D., 2012, by arresting the within named JAMES F. CAMPBELL

Arresting Officer: ELI LAWSON

Department: FDLE

Date and Time of Service: 9/17/12 9:50a

Place of Service: OKALOOSA COUNTY FLA

REMARKS:

CASE NO. PE-14-0038

IN Circuit COURT
Okaloosa COUNTY
STATE OF FLORIDA

WARRANT
ORDER TO TAKE INTO CUSTODY

STATE OF FLORIDA
VS.

James F. Campbell

In the name of the State of Florida, to the Law Enforcement Officers of said State

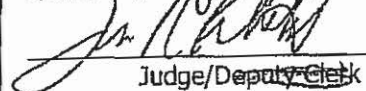
WHEREAS S/A **Eli Lawson** Has made on that on the 3rd day of July A.D., 2006 and continuing through June 26, 2012 in the County afore said one **James F. Campbell** did unlawfully violate 1) **838.02(1)(a) Official Misconduct** 2) **837.012 Perjury**

Contrary to the law in such case and provided, and against the peace and dignity of the State of Florida.

This Warrant is a command to arrest instanter the above named **James F. Campbell**

to bring said person before the court to be dealt with according to law.

Given under my hand and seal this 17 day of SEPT A.D., 2012.


Judge/Deputy Clerk

Seal