

STATE OF FLORIDA
OFFICE OF THE GOVERNOR
EXECUTIVE ORDER NUMBER 13-147

WHEREAS, the Honorable R.J. LARIZZA, State Attorney for the Seventh Judicial Circuit of Florida, has advised Governor RICK SCOTT that Tyler James Kirton was charged, in Volusia County, with stalking, a misdemeanor; and

WHEREAS, the Honorable R.J. LARIZZA has also advised the Governor that the Tyler James Kirton is related to an employee of his office; and

WHEREAS, the Honorable R.J. LARIZZA, to avoid a conflict of interest or any appearance of impropriety, has voluntarily disqualified himself and has requested the executive assignment of another State Attorney with respect to the investigation and prosecution of this case and all related matters; and

WHEREAS, the Honorable PHIL ARCHER, State Attorney for the Eighteenth 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 PHIL ARCHER discharge the duties of the Honorable R.J. LARIZZA, 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 PHIL ARCHER, State Attorney for the Eighteenth Judicial Circuit of Florida, referred to as the "Assigned State Attorney," is assigned to discharge the duties of the Honorable R.J. LARIZZA, State Attorney for the Seventh Judicial Circuit of Florida, as they relate to the investigation, prosecution and all matters related to Tyler James Kirton.

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

Section 3.

All residents of the Seventh 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 June 5, 2014.

Section 5.

The Assigned State Attorney shall notify the Governor on or before May 5, 2014, 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 5th day of June, 2013.

Handwritten signature of Rick Scott in black ink.

RICK SCOTT, GOVERNOR

ATTEST:

Handwritten signature of Ken Retzner in black ink.

SECRETARY OF STATE

2013 JUN -5 PM 2:22
DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

FILED

Smith, Susan

From: Snowden, Lisa [SnowdenL@sao7.org]
Sent: Monday, June 03, 2013 2:09 PM
To: Smith, Susan
Subject: RE: Executive Assignment Request

Sorry, it is a misdemeanor stalking charge.

From: Smith, Susan [mailto:Susan.Smith@eog.MyFlorida.com]
Sent: Monday, June 03, 2013 1:40 PM
To: Snowden, Lisa
Subject: RE: Executive Assignment Request

6/3/13 per
Phil Archer -
18th circuit
will accept

What is the charge?

Susan L. Smith
Criminal Justice Liaison &
Victims' Rights Coordinator
Executive Office of Governor Rick Scott
The Capitol, Suite 209
Tallahassee, FL 32399-0001
Phone: 850.717.9310
Direct: 850.717.9311
Fax: 850.488.9810

Volusia Co. case



From: Snowden, Lisa [mailto:SnowdenL@sao7.org]
Sent: Thursday, May 30, 2013 9:50 AM
To: Smith, Susan
Subject: Executive Assignment Request

Hi Susan-

We have a case that we need to have assigned to another circuit. The defendant is the brother of one of our managing attorney's in our circuit. This defendant previously had a case that was assigned to the 18th circuit that they just closed out a couple of months ago. The defendant's name is Tyler James Kirton.

Thank you!!

Managing atty is ASA Shannon Peters

Lisa Snowden

Executive Assistant
Office of the State Attorney R.J. Larizza

251 North Ridgewood Avenue
Daytona Beach, Florida 32114-7509
(386) 239-7710 Ext.: 14747
SnowdenL@sao7.org



LEGAL NOTIFICATION: Florida Sunshine Statutes entail very broad public records requirements (F. S. 119). As required by law, all e-mails to and from the State Attorney's Office of Circuit 7 are kept as a public record. Your e-mail communications, including your e-mail address may be disclosed to the public and media at any time. If you have received this communication in error, do not distribute it. Please notify the sender immediately by electronic mail and delete this message.

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Smith, Susan

From: Snowden, Lisa [SnowdenL@sao7.org]
Sent: Tuesday, June 04, 2013 1:44 PM
To: Smith, Susan
Subject: RE: Executive Assignment Request

The managing attorney who is related to this defendant is Assistant State Attorney, Shannon Peters.

Thanks!!

From: Smith, Susan [mailto:Susan.Smith@eog.MyFlorida.com]
Sent: Tuesday, June 04, 2013 12:53 PM
To: Snowden, Lisa
Subject: FW: Executive Assignment Request

Spoke to soon – who is the managing attorney in your circuit. His name will not appear in the executive order, just want it for our files.

Susan L. Smith

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Victims' Rights Coordinator
Executive Office of Governor Rick Scott
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