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OFFICE OF  
**STATE ATTORNEY**  
FIRST JUDICIAL CIRCUIT OF FLORIDA

May 17, 2012

James M. Messer  
City Attorney  
City of Pensacola  
P.O. Box 12910  
Pensacola, FL 32521

RE: Sunshine Law Violation

Dear Mr. Messer:

By letter dated May 3, 2012, you have asked this office to review allegations of possible Sunshine Law violations raised by Pensacola City Council Member Maren DeWeese. These allegations concern a series of emails between Ms. DeWeese, City Administrator William Reynolds, and Parks and Recreation Subcommittee Chairman Jake Renfroe, as well as other individuals. Ms. DeWeese was concerned that William Reynolds was acting as a conduit to relay information between Mr. Renfroe and David Forte, also a member of the Parks and Recreation Subcommittee.

We have determined that there is insufficient evidence to establish that any violation of the Florida Sunshine Law has occurred. The emails in this matter were one-way communications and did not involve an exchange of information or ideas. For this reason, the Sunshine Law was not violated. In reaching this conclusion, we have reviewed all documents that have been provided to this office. This includes all relevant emails, the affidavit of William Reynolds, as well as the applicable law. Based upon this conclusion, we will take no further action regarding this matter.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "GAM", written over a faint, illegible stamp.

Gregory A. Marcille  
Chief Assistant State Attorney

GAM/klm