

Anita Geraci

From: Anita Geraci
Sent: Monday, December 26, 2016 12:47 PM
To: George Rosario
Cc: Rodney Lucas
Subject: RE: Request for Declaration of George Rosario's Forfeiture of Office

Good afternoon,

Thank you for your e-mail and clarification. According to Pennsylvania, when your sentence ended your voting rights are automatically restored without you taking any action; however, the remainder of your civil rights are not restored, such as ability to carry a firearm, etc. Therefore, if you did not apply for and obtain clemency/right restoration, even though you can legally vote, you are prohibited from holding office.

Did you apply for and obtain clemency?

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-----Original Message-----

From: George Rosario [mailto:george.rosario@groveland-fl.gov]
Sent: Friday, December 23, 2016 5:31 PM
To: Anita Geraci <anita@agclaw.net>
Cc: Rodney Lucas <Rodney.Lucas@groveland-fl.gov>
Subject: RE: Request for Declaration of George Rosario's Forfeiture of Office

Good Evening,

I have always been able to vote without a problem in the state of Pennsylvania. In 2007 I moved to the state of Florida which is when I registered to vote there and continued to vote in many elections including this years presidential election.

From: Anita Geraci [anita@agclaw.net]
Sent: Friday, December 23, 2016 4:21 PM
To: George Rosario; karen mcmican; John Griffin; Mike Radzik; Dina Sweatt; Rodney Lucas
Subject: Request for Declaration of George Rosario's Forfeiture of Office

Good afternoon,

I have been provided documents showing a person named George L. Rosario was adjudged guilty of two felony counts out of the State of Pennsylvania. The George L. Rosario named in the documents has the same date of birth as Mr. Rosario and the same middle initial. I will be comparing the social security numbers next week to see if they are the same.

I will send you a copy of the documents on Monday, after I have had the opportunity to redact confidential and exempt information. Attorney Derek Schroth send a demand letter to Mr. Rosario for him to resign his office as mayor of the City of Groveland. Should Mr. Rosario fail to resign he has asked the City Council find that he has forfeited office. A copy of the demand will be provided to you as well.

If the social security numbers are the same, then I will also be forwarding to Rodney a staff report for the January 3 Council agenda to consider this matter. Sec. 4, Article VI of the Florida Constitution provides that no person convicted of a felony shall be qualified to vote or hold office until restoration of civil rights. If Mr. Rosario has not had his civil rights restored, then under the Florida Constitution, he is not qualified to hold office. The City's Charter provides in Sec. 3.06(b) that a councilmember shall forfeit his office if he lacks at any time during his term of office any qualification for the office prescribed by the Charter or law. Sec. 3.06(a) of the Charter states that an office shall become vacant upon forfeiture of office, such forfeiture declared by the remaining members of council.

If Mr. Rosario has documentation to demonstrate that his civil rights were restored, then I recommend he provide the City and me a copy immediately.

I wanted to provide you this information as soon as possible as I have received e-mails from a news reporter.

If you have any questions, please let me know.

Thank you,
Anita

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