# IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT IN AND FOR BROWARD COUNTY, FLORIDA

IN RE: STATEWIDE PROSECUTOR : CRIMINAL INVESTIGATION:

OSP No.: 2017-0313-FLL Subp. No.: 11608

## SUBPOENA DUCES TECUM

IN THE NAME OF THE STATE OF FLORIDA, TO ALL AND SINGULAR AGENTS OF THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT AND/OR THE SHERIFF=S OF THE STATE OF FLORIDA

YOU ARE COMMANDED TO SUMMON: Office of the General Counsel Agency for Health Care Administration 2727 Mahan Drive, Mail Stop #3 Tallahassee, FL 32308 Attn: Thomas M. Hoeler, Chief Facilities Counsel Email: Sandra Hayes, Assistant Sandra.Haynes@ahca.myflorida.com

to appear before the undersigned Deputy Statewide Prosecutor on the 9<sup>th</sup> day of October, 2017, at 10:00 o'clock a.m. at the Office of Statewide Prosecution, 110 SE 6th Street, 10th Floor, Fort Lauderdale, Florida 33301 to testify truthfully in behalf of the State of Florida, and to bring with you the following items:

### RECORDS:

For the time period of January 1, 2012 through the current date (09/28/2017), any and all records maintained by the Agency for Health Care Administration (AHCA), related to State Licensure Surveys, Inspection Reports, Inspection Details, and Surveyor Note Worksheets, for Presidential Women's Center (PWC), located at 100 Northpoint Parkway in West Palm Beach, FL 33407.

Note: If available, please produce the above in CD format with custodial affidavit regarding authenticity of documents contained thereon.

This SUBPOENA is issued under the authority of the Circuit Court, at the request of the Office of Statewide Prosecution, by and through the undersigned prosecuting attorney. Failure to obey this Order may be punished as contempt of court.

<u>Note</u>: If the cost of supplying these records will exceed \$150.00, please contact the below listed designated Detective <u>before</u> proceeding.

This subpoena is issued as part of an ongoing criminal investigation. Pursuant to Florida Statutes § 896.101(10) YOU ARE HEREBY DIRECTED NOT TO DISCLOSE the issuance of, or your compliance with the instant subpoena duces tecum to your customer or to any person other than your attorney.

In lieu of personal appearance, these items may be furnished on or before the above date by mail or personal delivery and must be accompanied with a notarized <u>Certificate of Business Record</u> sufficient to satisfy a hearsay business records exception to:

Inspector Troy K. Cope **Florida Department of Law Enforcement** Office of Executive Investigations, Public Corruption Unit 2331 Phillips Road Tallahassee, FL 32308 Phone: (407) 252-1148

IN WITNESS WHEREOF, I have set my hand hereunto, and the seal of the Court at Fort Lauderdale, Broward County, Florida this 25 day of September, 2017.

# **BRENDA D. FORMAN**

CLERK OF THE CIRCUIT COURT

BY:

Deputy Clerk to Brenda D. Forman Clerk of the Circuit Court

**NICHOLAS B. COX** Statewide Prosecutor of Florida

BY:

FOR JULIE CHAIKIN HOGAN **Deputy Statewide Prosecutor** Julie.Hogan@myfloridalegal.com (954) 712-4600

(Seal)



Personally served via mail/facsimile this <u>28</u> day of <u>September</u>, 2017.

BY:

In accordance with the Americans with Disabilities Act of 1990, persons needing a special accommodation to participate in this proceeding should contact Julie Chaikin Hogan, Deputy Statewide Prosecutor at (954) 712-4600 no later than seven days prior to the proceedings. If hearing impaired, contact the above individual via the Florida Relay Service at 1-800-955-8771 (TDD) or 1-800-955-8770 (voice).

## IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT IN AND FOR BROWARD COUNTY, FLORIDA

IN RE: STATEWIDE PROSECUTOR : CRIMINAL INVESTIGATION: OSP No.: 2017-0313-FLL Subp. No.: 11664

## SUBPOENA DUCES TECUM

IN THE NAME OF THE STATE OF FLORIDA, TO ALL AND SINGULAR AGENTS OF THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT AND/OR THE SHERIFF=S OF THE STATE OF FLORIDA

YOU ARE COMMANDED TO SUMMON: Presidential Women's Center 100 Northpoint Parkway West Palm Beach, FL 33407 Attn: Mona Reis, Administrator, Founder Email: pwcsuite19@aol.com

to appear before the undersigned Deputy Statewide Prosecutor on the 16<sup>th</sup> day of November, 2017, at 10:00 o'clock a.m. at the Office of Statewide Prosecution, 110 SE 6th Street, 10th Floor, Fort Lauderdale, Florida 33301 to testify truthfully in behalf of the State of Florida, and to bring with you the following items:

### **RECORDS**:

- Provide all invoices related to the disposal of biomedical waste from July 1, 2016, to the present date (11/07/2017). Disposal includes any transfer of the biomedical waste and/or "Product of Conception," and/or fetal tissue specimen to StemExpress, LLC.
- 2) Provide the date and all documents related to the last transfer of biomedical waste and/or transfer of a "Product of Conception," and/or fetal tissue to StemExpress, LLC. Documents include all invoices, receipts, remittance from StemExpress, LLC., copy of any checks received for this transaction from StemExpress and/or electronic transfer of payment for the transaction. Additionally, provide all documents of the transaction to include release forms, consent forms, itemized lists of what consisted of the "Product of Conception," any and all receipts or records regarding the packaging and shipping for the transaction, and any communications between Presidential Women's Center, Inc. and StemExpress regarding these transactions and/or any other written communications between Presidential Women's Center, Inc., and StemExpress, including but not limited to all email communications.
- Note: If available, please produce the above in CD format with custodial affidavit regarding authenticity of documents contained thereon.

This SUBPOENA is issued under the authority of the Circuit Court, at the request of the Office of Statewide Prosecution, by and through the undersigned prosecuting attorney. Failure to obey this Order may be punished as contempt of court.

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IN WITNESS WHEREOF, I have set my hand hereunto, and the seal of the Court at Fort Lauderdale, Broward County, Florida this \_\_\_\_\_\_day of October, 2017.

November

BRENDA D. FORMAN

CLERK OF THE CIRCUIT COURT

BY: (Seal)

Deputy Clerk to Brenda D. Forman Clerk of the Circuit Court

k of the circuit

NICHOLAS B. COX

Statewide Prosecutor of Florida

BY:

JULIE CHAIKIŇ HOGAN Deputy Statewide Prosecutor Julie.Hogan@myfloridalegal.com (954) 712-4600

Personally served via mail/facsimile this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

BY: \_\_\_\_\_

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 From:
 Cope, Troy

 To:
 Julie Hogan

 Subject:
 FW: 676343 - Presidential Women''s Center EOG:001540005

 Date:
 Monday, February 26, 2018 3:21:20 PM

 Attachments:
 image002.png 676343 tally-recd 2.22.18.pdf

Julie,

Good afternoon,

The Governor's Office forwarded us these letters that they just received. We wanted to make sure you were aware of them as they reference the Attorney General's Office.

Thank you,

Inspector Troy K. Cope Florida Department of Law Enforcement Office of Executive Investigations, Public Corruption Unit 2331 Phillips Road Tallahassee, FL 32308 Phone: (407) 252-1148



PLEASE NOTE: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Your e-mail messages may, therefore, be subject to public disclosure.

From: Negrete, Luis Sent: Monday, February 26, 2018 3:10 PM To: Cope, Troy Subject: FW: 676343 - Presidential Women's Center EOG:001540005

Forward to Statewide.

Luis Negrete Special Agent Supervisor Office of Executive Investigations Public Corruption Unit Florida Department of Law Enforcement Work: 850-410-8283 Cell: 850-879-3558 Fax: 850-410-8285 Email: <u>luisnegrete@fdle.state.fl.us</u>



From: FDLE Comments Sent: Monday, February 26, 2018 3:07 PM To: Negrete, Luis Subject: FW: 676343 - Presidential Women's Center EOG:001540005

Luis,

FYI, 70 letters the Governor's Office received regarding the Presidential Women's Center in West Palm Beach.

Brian Harlow Crime Intelligence Analyst II Florida Department of Law Enforcement Office of Executive Investigations Phone: (850) 410-8258

From: CRM.CitizenServices [mailto:CRM.CitizenServices@eog.myflorida.com]
Sent: Monday, February 26, 2018 2:58 PM
To: FDLE Comments
Cc: Johnson, Janice; Meyer, Lisa; Kue-Rowan, May
Subject: 676343 - Presidential Women's Center EOG:001540005

The Governor's Office of Citizen Services received:

70 letters from various writers regarding an investigation into Presidential Women's Center in West Palm Beach.

Please see attached PDF. These correspondence items are forwarded to your office for review and any response or action deemed appropriate. If you have any questions, please respond by replying to all.

Sincerely, Angela Mozdzierz Office of Citizen Services Executive Office of the Governor



FEB 1 6 2018 BY: EOG (S

February 10, 2018

Dear Governor Scott,

February 2017, at the urging of the US House of Representatives' Energy and Commerce Select Committee on Infant Lives, Attorney General Pam Bondi assigned Statewide Prosecutor Nicholas Cox to investigate a privately-owned abortion facility, Presidential Women's Center, located in West Palm Beach. (Less than 10 miles from Mar-a-Lago) The investigation concerns the harvesting and sales of aborted baby body parts for profit, HIPAA violations, and more. The Florida Department of Law Enforcement has been "reviewing" this case for an ENTIRE YEAR without bringing the investigation to finality.

We implore you to intervene with the FDLE and the Attorney General's office to determine the current status of this matter, compel them to make this case a priority, conclude their investigation and move forward with prosecution based on their findings. The atrocities involved demand it!

Confident that we share the same concerns for Florida women's health care, the unborn, and justice; we look forward to your response.

Lourdes Marie Rojas 2100 Spring dale Blud. apt. 4116 Palm Spring, FL. 33461 LmRejas 12 Qguail. Cum. (561) 261-2150 M Surlas Mais has

FEB 1 6 2018 BY: EO (9 ( S

Governor Rick Scott State of Florida The Capitol 400 South Monroe Street Tallahassee, FL 32399-0001

February 10, 2018

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Maine Suerkle David Baerkle 4936 Waverly Woods Ter Lake Worth, Fl 33463 561-964-6527

FEB 1 6 2018

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February 10, 2018

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Sincerely,

Chuch Hatcher

CHUCK FLATCHER 200 REACH RO. ANT 901 TEQUESTA, FL, 33469



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Sincerely, selliam 12 Sea upiter, Steppes (561) 373-4820 bluffsbill@ME.COM,

William J RYAN 102 Sea Steppes Ct Jupiter, FL 33477

EOGCS

Governor Rick Scott State of Florida The Capitol 400 South Monroe Street Tallahassee, FL 32399-0001

February 10, 2018

Dear Governor Scott,

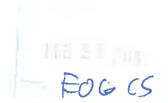
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S36 DOLTON ROAD

WEST PALMBEACH, F1 33415-2427



February 10, 2018

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Sincerely, Barbara Straley 555 Pundy Lane Aloz Prim Spring, Fi 33461

EOG S

Governor Rick Scott State of Florida The Capitol 400 South Monroe Street Tallahassee, FL 32399-0001

February 10, 2018

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Francis Ringle

Francis Ringle 4462 Coconut Rd Lake Worth, FL 33461

EDGCS

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Sincerely, Maureen Smalle

MAUREEN SAVALLE 200 Brier Circle Jupiter, FL. 33458

EOGCS

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February 10, 2018

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Catherine Jungjs 1302 Monterray leky Greenacres. For 33413

EOG (S

Governor Rick Scott State of Florida The Capitol 400 South Monroe Street Tallahassee, FL 32399-0001

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Ener J Terrier I HASTINGS A. WEST PALM BEACH

FL. 33417

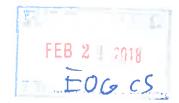
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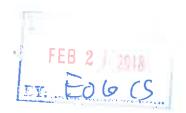
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Justyn W Sepko 4401 State Drive W. P. B. FL. 33406

Go Servator Scott



February 10, 2018

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GINA SANON 1022 OLIVE TREE CLRCUE GREENACRES, FL 33413

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FEB 1 6 2018 BY: モロして

February 10, 2018

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Margaret A. De Lule MARGARET T. DeLisle 832A SALEM LN. LAKE WORTH FL. 33467



February 10, 2018

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Governor Rick Scott State of Florida The Capitol 400 South Monroe Street Tallahassee, FL 32399-0001

Cohriany 10 2018

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Joan D- C Dorrell JOAN O'DONNELL 3100 SPRINGDALE BLAD. PALINJARINGS, FL 334101

FEB 1 6 2018 BY: EOG CS

Governor Rick Scott State of Florida The Capitol 400 South Monroe Street Tallahassee, FL 32399-0001

February 10, 2018

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Sincerely,

Virginia G. Panoyno 438 Dattan Road West Palm Beach, 21 33415-2427



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Sincerely.

Sincerely, ROBERT G. O'DONNELL Get L. O'Donnell 3100 SPRINGDALE BLAD. PALMSREAGS, FL 33461

FEB 1 6 2018 BY: EOG CS

Governor Rick Scott State of Florida The Capitol 400 South Monroe Street Tallahassee, FL 32399-0001

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Sincerely,

RICARDO WISNELL 9107 LIVY BANK CT. RIVIÈRA BEACH, FL 33407

FEB 1 6 2018

**Governor Rick Scott** State of Florida The Capitol 400 South Monroe Street Tallahassee, FL 32399-0001

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Sincerely.

Augeria M Morero Matt: EUGENIA MORENO BOLET. 631 Evernia St. Apt 501

West Palm Beach, FL 33401

FEB 1 6 2018

Governor Rick Scott State of Florida The Capitol 400 South Monroe Street Tallahassee, FL 32399-0001

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Marilyn Q. Blackbur MARILYN A, BLACKBURN

1160 NEW PARKVIEW PLACE HAVERHILL EL, 334.17

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Liez Stella Lips Liez Stella Lopezat. 9107 Lily Bank Et. Riviera Beach FL 33407

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Michele Ryan Michele Ryan 102 Sea Steppes Ct Jupiter FI 33477 bluffsmimi @me.com

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Mauren 2 Quis MSN, RN

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Wo getter MostaniAu WOJCIECH WOJTYSIAK 10270 N. MILITARY TR. APT. 2B PALM BEACH GARDENS FL 33410

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I mitty hor. Framenhof Timothy M. Fabrenholz 1235 Rowayton Circle Wellington, FL 33414 fahrenholzt@ gmail.com

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Juana Cubelo JMLublo

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Aïda Martha Marrochello Arta Martha Marrochello 6032 Servinole Gardens Cr. Riviera Beach, Fl. 33418



February 10, 2018

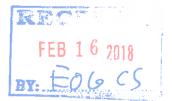
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Reter Ringle Peter Ringle 4462 Coconut Rd. Lake Worth, FL 33461



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Sincerely, Margarita M-Duncan 6307 6 Costa Dr. Unit A Bocq Raton, FE 33433 Vanegarduncan@gmail.com

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Sandy Jonzalez Sincerely, SANDRA GONZALEZ 18660 MISTY LAKE DRIVE JUPITER FL 33458

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Michael A. Marcochello 6032 SEnivole Gradeus Circle Riviera Beach, Fl 33418

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Judith Smith Judith Smith 4780 Piner Tree DR. Boynton Bch. FL 33436

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Sincerely Beegh A. Johnston 8030 Woodsmuik DR West Jahn Beach FL33412

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Harin alissa Fahrenholy, Ince Karin Alissa Fahrenholz. Imc 1235 Rowayton Circle Wellington, FL 33414 Kafahrenholz agnail.com 443-691-1412 (cell)



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Patricia W. Hatcher Patricia W. Hatcher pat hatcher 1@bellsouth.net



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Eliza BETH F. Sheehan 5393 SE Miles Grant Rd A-207 Stuart, FL 34997

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Claudoa M. Johnston

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M. Suster Pine. FACE LIFE, INC. P.O. Box 15601 W.P.B., FL. 33416 MEUSANDPINEA LIFE OF FACELIFEIDC. ORG CAULTEXT (561) 255-1534

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Duffis Trainor Phyllis Trainor 660 Horizons West 204 Boynton Beachy FL 33435

13 FEBRUARY 2018



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5 homas Kenell FrioMAS KEVILL 912 ALAMANDA DRIVE NORTH PALM BEACH FL 33408-4106

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Janete Richards Way 1301 Jupiter, FL 33477

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Mary Jr Diggins Mary Jo Higgins 106 ATLANTIC RD NORTH PALINBON, FL

FEB 1 6 2018 FF: FOG CS

Governor Rick Scott State of Florida The Capitol 400 South Monroe Street Tallahassee, FL 32399-0001

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Joseph M. Vervision Joseph M. Verrier 2380 Sapphire Cir West Palm Beach, FL 33411

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Beverly a. Mencik BEVERLY A. MENCSIK 16069 9074 ST. No. LOXAHATCHEE, FL. 33470 bmencsik a comcastinet 561. 676, 9162

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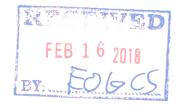
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Ernest Versier ERNEST VERRIER

2380 Suppline Cit West Palm Beach, FL 33411



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KATRINA HALTPAP 10199 DAPHNE AVE PALM BCH. GONS., FE 33410 TRINIE @ BELLSOUTH. NET

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WICTOR GONZAIEZ. 18660 Micry LONE DR JUPIMER, FL 33458



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Kenneth J. Place sre. Kenneth Ji PTAK SE. 3667 TURTLE ISCRMD CT. West PALM Bach, FC. 33411

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PILAR RIVERA- PIEROLA BITYJ- Forest Hill Blod #3 Palm Springs F1. 33406

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MARIA DI TULLIO 84 # 727-692-5268 729 ROBERD APT#3 LANSTANA, FL 33462

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Sincerely, Ungela M. Beers. ANGELA M. BEERS. 509 SOUTH 'n' STREET LAKE WORTH FLORIDA 33460,

Tel 561 586 2889.

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Claudia Garcia 221 North CSt LW, FI 33460

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CHRISTINE JUDITH 4575 TARA COVE WAY WEST PALM BEACH, FL 33417

GOD LOVES YOU !!

FEB 1 6 2018

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Timothy A. Sheehan 5393 Miles Grant RA A207 Stuart, Fl. 34997

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M

DONALD A. BEERS, P.E., C.G.C. 509 SO. M ST., LAKE WORTH, FL 33460 561-586-2889 - HM

VOTE

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Produce VArgas Theodore VArgas 920 ORCHID LANE 641 FSMETH FC 3348]

From:Cope, TroyTo:Julie HoganSubject:FW: Confidential - PWCDate:Friday, January 12, 2018 10:34:28 AMAttachments:image001.png<br/>Case#EI-73-8642-IR#6.pdf<br/>Case#EI-73-8642-IR#1.pdf<br/>Case#EI-73-8642-IR#2.pdf

Case#EI-73-8642-IR#4.pdf Case#EI-73-8642-IR#5.pdf

Inspector Troy K. Cope Florida Department of Law Enforcement Office of Executive Investigations, Public Corruption Unit 2331 Phillips Road Tallahassee, FL 32308 Phone: (407) 252-1148



PLEASE NOTE: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Your e-mail messages may, therefore, be subject to public disclosure.

From: Cope, Troy Sent: Wednesday, December 13, 2017 3:55 PM To: Julie.Hogan@myfloridalegal.com Subject: Confidential - PWC

Julie,

Attached are the reports (6 in total) from the PWC case we discussed on November 27<sup>th</sup>. Please let me know if we can begin drafting a final report to close out the case.

Thank you,

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On Wednesday, February 15, 2017, the Florida Department of Law Enforcement (FDLE) Office of Executive Investigations (OEI) received a criminal referral from the United States House of Representatives Committee on Energy and Commerce, via the Florida Attorney General's Office. The referral indicated possible criminal violations of Florida State Statutes related to advertising or sale of human embryos by the Presidential Women's Center, INC. (PWC), located in West Palm Beach, Florida. This report is predicated on documenting subpoenaed documents received from PWC.

On Tuesday, November 7, 2017, PWC was served a subpoena from the Office of Statewide Prosecution, via request by FDLE OEI Public Corruption Unit Inspector Troy Cope. The following records were requested:

- Provide all invoices related to the disposal of biomedical waste from July 1, 2016, to the present date (11/07/2017). Disposal includes any transfer of the biomedical waste and/or "Product of Conception," and/or fetal tissue specimen to StemExpress, LLC.
- 2. Provide the date and all documents related to the last transfer of biomedical waste and/or transfer of a "Product of Conception," and/or fetal tissue to StemExpress, LLC. Documents include all invoices, receipts, remittance from StemExpress, LLC., copy of any checks received for this transaction from StemExpress and/or electronic transfer of payment for the transaction. Additionally, provide all documents of the transaction to include release forms, consent forms, itemized lists of what consisted of the "Product of Conception," any and all receipts or records regarding the packaging and shipping for the transaction, and any communications between Presidential Women's Center, Inc. and StemExpress regarding the transactions and/or any other written communications between Presidential Women's Center, Inc., and StemExpress, including but not limited to all email communications.

On Monday, November 20, 2017, Inspector Cope received (1) CD-R disc containing the requested documents from PWC, via FedEx. The documents were provided by PWC through their legal counsel, Louis M. Silber of Silber & Davis Attorneys at Law. A three-page letter that accompanied the disc indicated that the "...last transfer of biomedical waste to StemExpress was a transfer of maternal blood on August 23, 2016. The letter also indicated that the last transfer of fetal tissue from PWC to StemExpress occurred on April 28, 2016.

A review of the documents provided by Inspector Cope revealed 16 invoices from Healthcare

Case Number: EI-73-8642	Serial #: 6
Author: Cope, Troy K	Office: Executive Investigations
Activity Start Date: 11/20/2017	Activity End Date:11/20/2017
Annual Dec Manual a Lucia Annual	

Approved By: Negrete, Luis Angel

Description:Receipt of Subpoenaed Documents from Presidential Women's Center

Case Number	EI-73-8642
IR Number	6

Environmental Services, located at 3450 NW 112<sup>th</sup> Street in Miami, Florida, for the disposal of biomedical waste. The invoices were from July 2016 through the most recent invoice, dated Tuesday, October 31, 2017. Inspector Cope reviewed and confirmed the information provided in the letter form PWC's attorney was accurate. According to the documents reviewed to include invoices, informed consent form, and shipping documents, the last transfer of biomedical waste involving PWC and StemExpress occurred on August 23, 2016, which was maternal blood. Per the invoice reviewed by Inspector Cope, it was confirmed the last transfer of fetal tissue involving PWC and StemExpress was on April 28, 2016.

The following will be maintained in the Related Items section of the case file, labeled as follows:

Related Item	Description	
INV-9	Letter from Louis M. Silber, Attorney for PWC	
INV-10	(1) CD-R Disc - Subpoenaed Documents from PWC	

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On Wednesday, February 15, 2017, FDLE OEI Public Corruption Unit Inspector Troy Cope was provided an 11-page letter, dated Wednesday, November 30, 2016, from the United States House of Representatives Committee on Energy and Commerce regarding PWC's potential criminal violations of Florida State Statute (F.S.S.) §873.05, which prohibits the advertising or sale of human embryos. The letter was forwarded from the Florida Attorney General's office for review.

According to the letter, on Wednesday, October 7, 2015, this Select Investigative Panel (the Panel) was established by the United Stated House of Representatives to "...conduct a full and complete investigation regarding the medical practices of abortion businesses and the practices of entities that procure and transfer fetal tissue." The Panel's investigation found that Florida based PWC, a for-profit abortion clinic, received a flat fee of \$75.00 per Product of Conception (POC - viable specimens for research from an aborted fetus), from California based StemExpress, LLC (StemExpress). StemExpress has provided research specimens to research organizations and universities since 2010.

Based on documents subpoenaed by the Panel from PWC, they established that PWC entered into a contract with StemExpress on Friday, February 14, 2014, where StemExpress "will pay the reasonable cost" for obtaining maternal blood and consent for patients to donate fetal organs." Additionally, the Panel assembled a table of invoices from April of 2015, through January of 2016, that indicated PWC was reimbursed a total of \$20,600.00 for POCs and maternal blood by StemExpress. Inspector Cope reviewed the table and found that 71 POCs were invoiced, totaling \$5,325.00.

The Panel concluded that, "The foregoing analysis established with a high level of probability that PWC, at least through its contract with StemExpress, routinely violated 42 U.S.C. § 289g-2 and Fla. Stat. §873.05. This is established by the transactions involving the transfer of fetal

Case Number: EI-73-8642	Serial #: 1
Author: Cope, Troy K	Office: Executive Investigations
Activity Start Date: 02/15/2017	Activity End Date:04/06/2017
	•

Approved By: Negrete, Luis Angel

Description:Receipt of Criminal Referral

Case Number	EI-73-8642
IR Number	1

tissue [POC] to numerous entities for consideration, via its contract with StemExpress that exceeded statutorily allowable costs." Therefore, this case has been opened to determine if in fact F.S.S. § 873.05, was violated by PWC by obtaining a profit (valuable consideration) from the POCs provided to StemExpress.

It should be noted that F.S.S. §873.05 was substantially changed, effective July 1, 2016, to read as follows:

"873.05 Advertising, purchase, sale, or transfer of human embryos or fetal remains prohibited.-

(1) A person may not knowingly advertise or offer to purchase or sell, or purchase, sell, or otherwise transfer, a human embryo for valuable consideration. As used in this subsection, the term "valuable consideration" does not include the reasonable costs associated with the removal, storage, and transportation of a human embryo.

(2) A person may not advertise or offer to purchase, sell, donate, or transfer, or purchase, sell, donate, or transfer, fetal remains obtained from an abortion, as defined in s. 390.011. This subsection does not prohibit the transportation or transfer of fetal remains for disposal pursuant to s. 381.0098 or rules adopted thereunder.

(3) A person who violates this section commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084."

The Panel's criminal referral references wording from the newly enacted statute that outlaws the activity referenced; however, the time frame in which the Panel examined PWC's activity falls under the previous statute, which is as follows:

"873.05 Advertising or sale of human embryos prohibited.-

(1) No person shall knowingly advertise or offer to purchase or sell, or purchase, sell, or otherwise transfer, any human embryo for valuable consideration.

(2) As used in this section, the term "valuable consideration" does not include the reasonable costs associated with the removal, storage, and transportation of a human embryo.

(3) A person who violates the provisions of this section is guilty of a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084."

In addition to the letter, the Panel issued the "Final Report" related to their findings on Friday, December 30, 2016. Inspector Cope downloaded the complete "Final Report" along with six files containing exhibits used to compile the "Final Report" from the Committee on Energy and Commerce website for review.

Case Number	EI-73-8642
IR Number	1

The following will be maintained in the Related Items section off the case file:

Related Item	Description	
INV-1	Criminal Referral Letter from Committee on Energy and Commerce - U.S.	
	House of Representatives	
INV-2	1 DVD-R - Final Report with Exhibits	

On Wednesday, February 15, 2017, the Florida Department of Law Enforcement (FDLE) Office of Executive Investigations (OEI) received a criminal referral from the United States House of Representatives Committee on Energy and Commerce, via the Florida Attorney General's Office. The referral indicated possible criminal violations of Florida State Statutes related to advertising or sale of human embryos by the Presidential Women's Center, INC. (PWC), located in West Palm Beach, Florida. This report is predicated on documenting reports received from the Florida Department of Health (DOH).

On Tuesday, April 4, 2017, OEI Public Corruption Unit Inspector Troy Cope contacted DOH Environmental Manager Drovica Gosein in Palm Beach County, Florida. Inspector Cope confirmed with Environmental Manager Gosein that the DOH inspects biomedical waste generators for compliance under Florida State Statutes §381 and §386, and Florida's Administrative Code 64E-16. Environmental Manager Gosein confirmed that her office was responsible for inspecting PWC for compliance with the disposal of their biomedical waste. Environmental Manager Gosein indicated that the DOH would not regulate any specimens or products of conception (POC) that were removed from PWC unless it was discarded as biomedical waste.

On Friday, June 16, 2017, Environmental Manager Gosein provided Inspector Cope DOH Biomedical Waste Generator/ Transporter/ Storage/ Treatment Inspection Report for PWC for the years 2011 through 2016. Inspector Cope examined the reports, which all indicated PWC was in compliance during the inspections for the time frame listed above. Each report noted that PWC's biomedical waste was being collected by a valid biomedical waste transporter on a weekly basis. PWC's training records were noted as being up to date for the inspection period, as well their operating plan being observed.

The DOH forms and email correspondence will be maintained in the Related Items section of the case file, labeled as follows:

Related Item	Description	
	DOH Biomedical Waste Generator/ Transporter/ Storage/ Treatment Inspection	
	Reports for PWC (2011-2016)	
INV-4	Email Correspondence with DOH	

Case Number: EI-73-8642	Serial #: 2
Author: Cope, Troy K	Office: Executive Investigations
Activity Start Date: 03/30/2017	Activity End Date:06/16/2017
Approved By Negrote Luis Apgel	

Approved By: Negrete, Luis Angel

Description:Receipt of Inspection Forms from the Florida Department of Health

On Wednesday, February 15, 2017, the Florida Department of Law Enforcement (FDLE) Office of Executive Investigations (OEI) received a criminal referral from the United States House of Representatives Committee on Energy and Commerce, via the Florida Attorney General's Office. The referral indicated possible criminal violations of Florida State Statutes related to advertising or sale of human embryos by the Presidential Women's Center, INC. (PWC), located in West Palm Beach, Florida. This report is predicated on documenting the subpoena served on the Agency for Health Care Administration (AHCA) for specified records.

On Thursday, September 28, 2017, AHCA was served a subpoena from the Office of Statewide Prosecution, via request by FDLE OEI Public Corruption Unit Inspector Troy Cope. The subpoena was served to the AHCA Office of the General Counsel, via email, located at 2727 Mahan Drive, Mail Stop #3 in Tallahassee, Florida.

The following records were requested:

"For the time period of January 2012 through the current date (09/28/2017), any and all records maintained by the Agency for Health Care Administration (AHCA), related to State Licensure Surveys, Inspection Reports, Inspection Details, and Surveyor Note Worksheets, for Presidential Women's Center (PWC), located at 100 Northpoint Parkway in West Palm Beach, FL 33407."

The subpoena will be maintained in the Related Items section of the case file, labeled as follows:

R	elated Item	Description
	INV-5	AHCA Subpoena

Case Number: EI-73-8642	Serial #: 3
Author: Cope, Troy K	Office: Executive Investigations
Activity Start Date: 09/28/2017	Activity End Date:09/28/2017
	•

Approved By: Negrete, Luis Angel

Description:Subpoena for Agency for Health Care Administration Records

On Wednesday, February 15, 2017, the Florida Department of Law Enforcement (FDLE) Office of Executive Investigations (OEI) received a criminal referral from the United States House of Representatives Committee on Energy and Commerce, via the Florida Attorney General's Office. The referral indicated possible criminal violations of Florida State Statutes related to advertising or sale of human embryos by the Presidential Women's Center, INC. (PWC), located in West Palm Beach, Florida. This report is predicated on documenting subpoenaed reports received from the Agency for Health Care Administration (AHCA).

On Thursday, September 28, 2017, the Agency for Health Care Administration (AHCA), was served a subpoena from the Office of Statewide Prosecution, via request by FDLE OEI Public Corruption Unit Inspector Troy Cope. The following records were requested:

"For the time period of January 2012 through the current date (09/28/2017), any and all records maintained by the Agency for Health Care Administration (AHCA), related to State Licensure Surveys, Inspection Reports, Inspection Details, and Surveyor Note Worksheets, for Presidential Women's Center (PWC), located at 100 Northpoint Parkway in West Palm Beach, FL 33407."

On Thursday, October 19, 2017, Inspector Cope received (1) CD-R disc containing the requested documents from AHCA. A review of the documents revealed no deficiencies found by inspections by AHCA as outlined in the AHCA Aspen State Regulation Set for abortion clinics, specifically section "ST - A0550 - Disposal of Fetal Remains."

On Monday, April 10, 2017, Inspector Cope and OEI Public Corruption Unit Special Agent Supervisor Luis Negrete, provided AHCA's Health Quality Assurance Section a copy of the United States House of Representatives Committee on Energy and Commerce Select Investigative Panel 11-page letter to determine if any violations existed as it related to AHCA and AHCA's oversight of PWC.

Per a "Confidential Survey Document" created from a non-related investigation of PWC by AHCA in June of 2017, questions were asked related to the Investigative Panel's letter, based on concerns raised. PWC Administrator and founder, Mona Reis, responded on Wednesday, June 7, 2017, as follows:

Case Number: EI-73-8642	Serial #: 4
Author: Cope, Troy K	Office: Executive Investigations
Activity Start Date: 10/19/2017	Activity End Date:10/24/2017

Approved By: Negrete, Luis Angel

Description:Receipt of Subpoenaed Documents from AHCA Re. Presidential Women's Center

Case Number	EI-73-8642
IR Number	4

"The Administrator stated that all biomedical wastes are disposed of to a contracted third party vendor approved by the State of Florida. She stated exception would only occur if law enforcement was to request a specimen for legal purposes. She further stated that no biomedical wastes have been provided to any other 3<sup>rd</sup> party vendor since August 2016. The Administrator disclosed that all patients sign consents related to disposal of tissue following procedures."

The following will be maintained in the Related Items section of the case file, labeled as follows:

Related Item	Description
	AHCA Aspen State Regulation Set for Disposal of Fetal Remains Page 31 and 32 of 34
INV-7	(1) CD-R Disc - Subpoenaed Documents from AHCA Re. PWC

On Wednesday, February 15, 2017, the Florida Department of Law Enforcement (FDLE) Office of Executive Investigations (OEI) received a criminal referral from the United States House of Representatives Committee on Energy and Commerce, via the Florida Attorney General's Office. The referral indicated possible criminal violations of Florida State Statutes related to advertising or sale of human embryos by the Presidential Women's Center, INC. (PWC), located in West Palm Beach, Florida. This report is predicated on documenting issuance of a subpoena for records from PWC.

On Tuesday, November 7, 2017, PWC was served a subpoena from the Office of Statewide Prosecution (OSWP), via request by FDLE OEI Public Corruption Unit Inspector Troy Cope. The subpoena was served to PWC. Subsequently on the same date, OSWP Administrative Assistant Denise Greene notified Inspector Cope that PWC Administrator Mona Reis would provide the documents by Monday, November 20, 2017.

The following records were requested:

- Provide all invoices related to the disposal of biomedical waste from July 1, 2016, to the present date (11/07/2017). Disposal includes any transfer of the biomedical waste and/or "Product of Conception," and/or fetal tissue specimen to StemExpress, LLC.
- 2. Provide the date and all documents related to the last transfer of biomedical waste and/or transfer of a "Product of Conception," and/or fetal tissue to StemExpress, LLC. Documents include all invoices, receipts, remittance from StemExpress, LLC., copy of any checks received for this transaction from StemExpress and/or electronic transfer of payment for the transaction. Additionally, provide all documents of the transaction to include release forms, consent forms, itemized lists of what consisted of the "Product of Conception," any and all receipts or records regarding the packaging and shipping for the transaction, and any communications between Presidential Women's Center, Inc. and StemExpress regarding the transactions and/or any other written communications between Presidential Women's Center, Inc., and StemExpress, including but not limited to all email communications.

Case Number: EI-73-8642	Serial #: 5
Author: Cope, Troy K	Office: Executive Investigations
Activity Start Date: 11/07/2017	Activity End Date:11/07/2017

Approved By: Negrete, Luis Angel

Description:Subpoena for Presidential Women's Center

Case Number	EI-73-8642
IR Number	5

The subpoena will be maintained in the Related Items section of the case file, labeled as follows:

Related Item	Description
INV-8	PWC Subpoena

From:	Cope, Troy
То:	<u>Julie Hogan</u>
Subject:	FW: EXEMPT - EI-73-8642
Date:	Monday, March 5, 2018 5:20:44 PM
Attachments:	image001.png
Importance:	High

Julie,

Below is our closing language for the case for your review.

Below is proposed language for closing PWC. I provided the general response we have for cases like this; however, I also provided further detail in case you feel it should be in our closing. Once approved, we need to provide this to Julie Hogan at the Attorney General's Office before creating and approving the IR:

On Wednesday, February 15, 2017, the Florida Department of Law Enforcement (FDLE) Office of Executive Investigations (OEI) received a criminal referral from the United States House of Representatives Committee on Energy and Commerce, via the Florida Attorney General's Office. The referral indicated possible criminal violations of Florida State Statutes related to advertising or sale of human embryos by the Presidential Women's Center, INC. (PWC), located in West Palm Beach, Florida. This report is predicated on documenting the closing of the case.

On Wednesday, February 15, 2017, FDLE OEI Public Corruption Unit Inspector Troy Cope was provided an 11-page letter from the Florida Attorney General's Office, dated Wednesday, November 30, 2016, from the United States House of Representatives Committee on Energy and Commerce (herein "the Committee") regarding PWC's potential criminal violations of Florida State Statute (F.S.S.) §873.05, which prohibits the advertising or sale of human embryos. Additionally, on July 1, 2016, F.S.S. §873.05 changed to outlaw this activity altogether.

FDLE OEI Public Corruption Unit obtained and reviewed documents from the Florida Department of Health (DOH), Agency for Health Care Administration (AHCA), and PWC, along with the reports and documents developed by "the Committee." The review of the documents by FDLE OEI Public Corruption Unit and the Florida Attorney General's Office did not find a criminal predicate for a violation of F.S.S. §873.05 on either issue identified above. Both DOH and AHCA were provided the letter from the United States House of Representatives Committee on Energy and Commerce for review for any administrative violations that may be regulated by the respective agencies.

This case is being closed for the lack of a criminal predicate for violations of F.S.S. at this time.

Additionally, to provide some analysis, I am going to create a separate report before the closing that gives a little explanation as to why there is no criminal predicate:

*F.S.S.* §873.05, advertising, purchase, sale, or transfer of human embryos or fetal remains prohibited; and *F.S.S.* §873.01, purchase or sale of human organs and tissue prohibited, included the following, "...the term 'valuable consideration' does not include the reasonable costs associated with the

removal, storage, and transportation of a human embryo [or human organ or tissue]." "The Committee" provided in the referral letter (page 8) a "Comparison of StemExpress Cost Analysis with Generally Accepted Industry Standards for One Unit of Fetal Tissue in 2013." This analysis examined documents provided by StemExpress with what "the Committee" identified as the industry standards in 2013 for this activity, and adjusted cost accordingly.

Per "the Committee's" analysis, obtaining one unit of fetal tissue cost StemExpress \$351.50. PWC provided this service utilizing their personnel. Using the recalculated cost/expenses provided by "the Committee" to include shipping supplies (\$15.00), overall supply cost (\$30.00), and infectious disease draw with supplies (\$15.00), totaled \$60.00. This does not include the cost of PWC personnel's hourly wage or the \$55.00 clinic reimbursement fee outlined by "the Committee" within the accepted industry standard cost table. Based on this, no criminal predicate can be established that the \$75.00 flat reimbursement would constitute a profit or "valuable consideration."

The last transfer of fetal material by PWC to StemExpress per subpoenaed records was on April 28, 2016, prior to the change in F.S.S. §873.05. No criminal predicate exists to constitute a violation of the new law, enacted on July 1, 2016.

Please let me know if you have any questions/concerns

Inspector Troy K. Cope Florida Department of Law Enforcement Office of Executive Investigations, Public Corruption Unit 2331 Phillips Road Tallahassee, FL 32308 Phone: (407) 252-1148



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From: Cope, Troy Sent: Monday, March 05, 2018 2:29 PM To: Negrete, Luis Subject: EXEMPT - EI-73-8642 Importance: High

Luis,

Below is proposed language for closing PWC. I provided the general response we have for cases like this; however, I also provided further detail in case you feel it should be in our closing. Once approved, we need to provide this to Julie Hogan at the Attorney General's Office before creating and approving the IR:

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FDLE OEI Public Corruption Unit obtained and reviewed documents from the Florida Department of Health (DOH), Agency for Health Care Administration (AHCA), and PWC, along with the reports and documents developed by "the Committee." The review of the documents by FDLE OEI Public Corruption Unit and the Florida Attorney General's Office did not find a criminal predicate for a violation of F.S.S. §873.05 on either issue identified above. Both DOH and AHCA were provided the letter from the United States House of Representatives Committee on Energy and Commerce for review for any administrative violations that may be regulated by the respective agencies.

This case is being closed for the lack of a criminal predicate for violations of F.S.S. at this time.

#### Extra –

F.S.S. §873.05, advertising, purchase, sale, or transfer of human embryos or fetal remains prohibited; and F.S.S. §873.01, purchase or sale of human organs and tissue prohibited, included the following, "...the term 'valuable consideration' does not include the reasonable costs associated with the removal, storage, and transportation of a human embryo [or human organ or tissue]." "The Committee" provided in the referral letter (page 8) a "Comparison of StemExpress Cost Analysis with Generally Accepted Industry Standards for One Unit of Fetal Tissue in 2013." This analysis examined documents provided by StemExpress with what "the Committee" identified as the industry standards in 2013 for this activity, and adjusted cost accordingly.

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The last transfer of fetal material by PWC to StemExpress per subpoenaed records was on April 28, 2016, prior to the change in F.S.S. §873.05. No criminal predicate exists to constitute a violation of the new law, enacted on July 1, 2016.

Inspector Troy K. Cope Florida Department of Law Enforcement Office of Executive Investigations, Public Corruption Unit 2331 Phillips Road Tallahassee, FL 32308 Phone: (407) 252-1148



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From:	Cope, Troy
То:	<u>Julie Hogan</u>
Cc:	Negrete, Luis
Subject:	FW: EXEMPT - EI-73-8642
Date:	Monday, April 30, 2018 9:47:38 AM
Attachments:	image001.png
Importance:	High

Julie,

Good morning, I am following up on the Presidential Women's Center Investigation. Please let me know if you have any issues related to the language below for closing out the case.

Thank you,

Inspector Troy K. Cope Florida Department of Law Enforcement Office of Executive Investigations, Public Corruption Unit 2331 Phillips Road Tallahassee, FL 32308 Phone: (407) 252-1148



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From: Cope, Troy Sent: Monday, March 05, 2018 5:21 PM To: Julie.Hogan@myfloridalegal.com Subject: FW: EXEMPT - EI-73-8642 Importance: High

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Inspector Troy K. Cope Florida Department of Law Enforcement Office of Executive Investigations, Public Corruption Unit 2331 Phillips Road Tallahassee, FL 32308 Phone: (407) 252-1148



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From:	Julie Hogan
To:	"Cope, Troy"
Subject:	PWC
Date:	Thursday, October 18, 2018 11:59:00 AM

Hi there,

Would you please call me on my cell when you have the chance. Thanks!

Julie Chaikin Hogan Deputy Statewide Prosecutor Attorney General's Office of Statewide Prosecution 110 Tower 110 SE 6th Street | 9th floor Fort Lauderdale, FL 33301 Ofc: (954) 712-4956 Fax: (954) 527-3707

From:	Julie Hogan
To:	Cope, Troy
Subject:	RE: 676343 - Presidential Women"s Center EOG:001540005
Date:	Monday, February 26, 2018 3:29:00 PM
Attachments:	image002.png

Would you please give me a call when you have the chance. Thanks! 954-712-4614.

Julie Chaikin Hogan Deputy Statewide Prosecutor Attorney General's Office of Statewide Prosecution 110 Tower 110 SE 6th Street | 9th floor Fort Lauderdale, FL 33301 Ofc: (954) 712-4956 Fax: (954) 527-3707

From: Cope, Troy [mailto:TroyCope@fdle.state.fl.us]
Sent: Monday, February 26, 2018 3:21 PM
To: Julie Hogan <Julie.Hogan@myfloridalegal.com>
Subject: FW: 676343 - Presidential Women's Center EOG:001540005

Julie,

Good afternoon,

The Governor's Office forwarded us these letters that they just received. We wanted to make sure you were aware of them as they reference the Attorney General's Office.

Thank you,

Inspector Troy K. Cope Florida Department of Law Enforcement Office of Executive Investigations, Public Corruption Unit 2331 Phillips Road Tallahassee, FL 32308 Phone: (407) 252-1148



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disclosure.

From: Negrete, Luis Sent: Monday, February 26, 2018 3:10 PM To: Cope, Troy Subject: FW: 676343 - Presidential Women's Center EOG:001540005

Forward to Statewide.

Luis Negrete Special Agent Supervisor Office of Executive Investigations Public Corruption Unit Florida Department of Law Enforcement Work: 850-410-8283 Cell: 850-879-3558 Fax: 850-410-8285 Email: <u>luisnegrete@fdle.state.fl.us</u>



From: FDLE Comments Sent: Monday, February 26, 2018 3:07 PM To: Negrete, Luis Subject: FW: 676343 - Presidential Women's Center EOG:001540005

Luis,

FYI, 70 letters the Governor's Office received regarding the Presidential Women's Center in West Palm Beach.

Brian Harlow Crime Intelligence Analyst II Florida Department of Law Enforcement Office of Executive Investigations Phone: (850) 410-8258

From: CRM.CitizenServices [mailto:CRM.CitizenServices@eog.myflorida.com]
Sent: Monday, February 26, 2018 2:58 PM
To: FDLE Comments
Cc: Johnson, Janice; Meyer, Lisa; Kue-Rowan, May
Subject: 676343 - Presidential Women's Center EOG:001540005

The Governor's Office of Citizen Services received:

70 letters from various writers regarding an investigation into Presidential Women's Center in West Palm Beach.

Please see attached PDF. These correspondence items are forwarded to your office for review and any response or action deemed appropriate. If you have any questions, please respond by replying to all.

Sincerely, Angela Mozdzierz Office of Citizen Services Executive Office of the Governor

