

PALM BEACH COUNTY COMMISSION ON ETHICS

**Recommendation for Administrative Dismissal of Sworn Complaint**

To: Palm Beach County Commission on Ethics  
From: Christie E. Kelley, Executive Director  
Re: C23-015; Dave Aronberg, State Attorney in and for the 15<sup>th</sup> Judicial Circuit

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- **Background**

This matter came to the attention of the Palm Beach County Commission on Ethics (COE) through a sworn complaint received from Anthony L. Pizzarelli (Complainant).


This complaint alleges that Dave Aronberg (Respondent), who is an employee of the State of Florida serving as the State Attorney for the 15<sup>th</sup> Judicial Circuit, acted in violation of the Palm Beach County Code of Ethics (Code). Complainant filed sworn complaints against multiple people; however, with the exception of the named respondent on the actual complaint form, each allegation contained exactly the same documentation.

- **Analysis**

Chapter 2, Article V, Division 8, Section 2-254 of the Palm Beach County Commission on Ethics Ordinance states in relevant part, "The jurisdiction of the commission on ethics shall extend to any person required to comply with the county code of ethics." The COE has jurisdiction over all county and municipal officials, employees and advisory board members individually. The COE does not have jurisdiction over independent constitutional offices, including the State Attorney.

- **Recommendation**

Because of a lack of personal jurisdiction over the Respondent, there is NO LEGAL SUFFICIENCY for an investigation. Therefore, the complaint against Respondent, Dave Aronberg, should be dismissed.

BY:   
\_\_\_\_\_  
Christie E. Kelley, Executive Director  
Florida Bar No. 72565  
PBC Commission on Ethics

06/15/2023  
\_\_\_\_\_  
Date



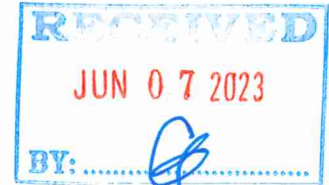
Honesty - Integrity - Character

PALM BEACH COUNTY COMMISSION ON ETHICS

300 North Dixie Highway, Suite 450,

West Palm Beach, Florida 33401

Hotline: 561-355-1915



COMPLAINT FORM

1. Complainant (Person bringing Complaint) Add pages, if necessary.

Please list all information where you would like to be contacted. Our preference is email.

Name: Anthony L. Pizzarelli E-Mail: ethics561@str8world.com
Address: 117 N. 5th Street #7
City: Ft Pierce Zip: 34950
Home #: blank Work #: blank Cell #: 561-670-3844

2. Respondent (Person against whom complaint is made) Add pages, if necessary.

Please provide as much information as possible.

Name: Dave Aronberg E-Mail: blank
Address: 3228 Gun Club Rd,
City: West Palm Beach Zip: 33406
Home #: blank Work #: (561) 688-4640 Cell #: blank
Title/Office Held or Sought: Palm Beach County State Attorney

3. IF KNOWN, CHECK THE BOX OR BOXES THAT APPLY

- Allegation is against person in County/Municipal Government
Allegation is about County/Municipal/Whistleblower Retaliation

4. STATEMENT OF FACTS BASED ON YOUR PERSONAL KNOWLEDGE

In a separate attachment, please describe in detail the facts and actions that are the basis of your complaint, including the dates when the actions occurred. Also attach any relevant documents as well as names and contact information of persons who may be witnesses to the actions. If known, indicate the section of the ordinance you believe is being violated. For further instructions, see page 2 of this form.

5. OATH

I, the person bringing this complaint, do depose on oath or affirmation and say that the facts set forth in the foregoing complaint and attachments are true and correct, to the best of my knowledge and belief.

Signature of Person Making Complaint

STATE OF FLORIDA

COUNTY OF ...

Sworn to (or affirmed) and subscribed before me this ... day of June, 2023, by Anthony Pizzarelli

(Name of Person/Making Statement) who is personally known to me ... or produced identification ... Type of identification produced: ...

(Signature of Notary) KATHLEEN C. WOLTZ, Commission # HH 253272, Expires April 14, 2026

(Print, Type, or Stamp Commissioned Name of Notary Public)

June 7, 2023

**To:**

**P.B.C Commission on Ethics** - 300 N. Dixie Hwy #450 W.P.B. FL. 33401-4605

**FL. Commission on Ethics** - P.O. Box 15709 Tallahassee, FL. 32317-5709

**CC:** Florida Bar, Department of Financial Services, Division of Legal Enforcement, Federal Bureau of Investigation, U.S. Department of Justice, Internal Revenue Service, Governor's Office.

**Subject:** Formal Complaint Regarding Misconduct of Public Officials, Collusion, and Possible Consumer Protection Act Violations

Dear Members of the Ethics Commission,

I am writing to you today to file a formal complaint regarding the misconduct of public officials in the City of West Palm Beach, Florida. I believe that the actions of these public officials have violated the West Palm Beach Code of Conduct and Florida Statutes:

- Misrepresentation of the facts
- Making false statements
- Mischaracterizing the facts
- Concealing a violation of the law
- Conducting themselves in an unprofessional manner

Thank you for your time and consideration.

Anthony L. Pizzarelli

117 N. 5th St. #7

Fort Pierce, FL. 34950

561-670-3844

ethics561@str8world.com

**T0:**

**P.B.C Commission on Ethics**

**Florida Commission on Ethics**

300 N. Dixie Hwy #450

P.O. Box 15709

W.P.B. FL. 33401-4605

Tallahassee, FL. 32317-5709

**CC:** Florida Bar

**CC:** FLGovernor's Office

**CC:** Internal Revenue Service (IRS)

**CC:** U.S. Department of Justice (DOJ)

**CC:** Federal Bureau of Investigation (FBI)

**CC:** Department of Financial Services, Division of Legal Enforcement

**Subject:** Formal Complaint Regarding Misconduct of Public Officials, Collusion, and Possible Consumer Protection Act Violations

Dear Members of the Ethics Commission,

I pen this letter with the weight of an enduring reputation as a figure within the South Florida Community. Since becoming a licensed real estate agent in 1999 and earning the status of an independent broker by 2013, my professional record has been one of unyielding integrity, no-nonsense results and steadfast commitment to Principal satisfaction.

One of my professional realms is the bustling heart of West Palm Beach, where I have proudly earned the moniker, Mr. Downtown WPB since 2004. However, my standing and my ability to serve my community have been severely impacted due to unfortunate encounters with certain public officials:

- W.P.B. District 1 Commissioner Cathleen Ward Esq.
- W.P.B. District 2 Commissioner Shalonda Warren
- W.P.B. District 3 Commissioner Christy Fox
- W.P.B. District 4 Commissioner Joseph Peduzzi Esq.
- W.P.B. District 5 Commissioner Christina Lambert
- W.P.B. City Esquire Kimberly Rothenburg
- W.P.B. City Esquire Nancy Urcheck
- W.P.B. Chief of Police Frank Adderley
- Downtown Development Director Rapheal Clemente
- West Palm Beach Mayor Keith James
- Former West Palm Beach Mayor Jeri Muoio
- Palm Beach County State Attorney Dave Aronbesg
- Palm Beach County Ethics Board Member Peter L. Cruise

On July 25, 2022, amid special hearings for Sunset Lounge and 314 Clematis St., I questioned #WPB District 2 Commissioner Shalonda Warren regarding a series of emails sent by me. These emails contained evidence of a false police report made by the D.D.A. Director Rapheal Clemante May 2019, leading to my erroneous arrest. This was orchestrated under the pretense of a \$13 million real estate transaction, an underhanded ruse to set me up for false charges.

This alarming incident not only marred my professional integrity but also caused immeasurable damage to my personal and business reputation, affecting countless relationships, real estate transactions and leading to significant financial losses. Despite this, I remain steadfast, believing in the strength of truth.

In a public hearing on August 8, 2022, Commissioner Warren made a false statement under oath about our July 25 stop and chat. I was present at this hearing, and when I challenged her fallacy for the third time, I was unjustly expelled.

Soon after (down from \$30 to \$2) Gannett Co. Inc. aka Palm Beach Post published an inaccurate article adding insult to injury. Using an edgy conversation via Private Facebook Group to catalyze focus towards divisive narratives, ignoring the core issues at hand while further attacking my professional standing and showing me the very definition of media manipulation between the press and City Hall #WPB.

Furthermore, there appears to be collusion between the Mayor's Office, the DDA Director, licensed real estate agents & an H.O.A. Esquire in the West Palm Beach area. This collusion has interfered with free market will and potentially violated consumer rights and protections. The web of misconduct and collusion extends beyond the public officials involved. It is crucial to consider the connection between the DDA Director and a former board member of a competing real estate agent at 801 S. Olive Ave. This connection becomes apparent when examining past incidents, such as:

- Denial of 801 S. Olive Ave. PH-7 residency and unjust building trespass warrant since 2013.
- Use of the 801 S. Olive Ave building address in the fabricated police report without specifying a unit number.
- Past resolutions Mr. Pizzarelli legally corrected common H.O.A. Esquire misconduct at 1617 & likely 1801 N. Flagler Dr.

- Mr. Pizzarelli's denial w/o cause to close standing personal residence 2425 Presidential Way PH-3.

Additionally, the false police report and subsequent arrest orchestrated by the city tortiously interfered with an Internal Revenue Service settlement arrangement.

In a quest for justice, I have procured CCTV footage from the July 25 stop and chat, which unequivocally substantiates my claims. This evidence was shared with involved officials, including the Mayor, Commissioners, City Attorneys, #EngageWPB Private Facebook Group Admin, Local Legacy Media & may be found publicly online <https://youtu.be/oh3rYVz9EIs>

I firmly assert that the conduct of these individuals contravenes the West Palm Beach Code of Conduct and Florida Statutes, specifically:

- West Palm Beach Code of Conduct Section **2-443(a)**: Misrepresentation of the facts.
- West Palm Beach Code of Conduct Section **2-443(b)**: Making false statements.
- West Palm Beach Code of Conduct Section **2-443(c)**: Mischaracterizing the facts.
- West Palm Beach Code of Conduct Section **2-444(c)**: No official or employee shall knowingly conceal or fail to report any violation of this article.
- Florida Statute **120.569(h)**: A commissioner must avoid impropriety in all of his or her activities and must act at all times in a manner that promotes public confidence in the integrity and impartiality of the commission.
- Florida Statute **120.57(g)**: A commissioner may not conduct himself or herself in an unprofessional manner at any time during the performance of his or her official duties.

Moreover, it is important to highlight the State Attorney's dereliction of duty in this matter. Over the past four years, I was subjected to a persistent runaround when attempting to report the fabricated police report and the false statements under oath. Despite numerous attempts to bring these serious issues to the attention of Dave Aronberg's office, my concerns have been consistently disregarded. This lack of action and indifference from the State Attorney's office

further compounds the erosion of integrity within our local government, thus my plea for 3rd, 4th, 5th, 6th & 7th party oversight.

Fulfilling my fiduciary responsibilities as a licensed Florida broker and as an advocate for the American Dream, I respectfully urge the Palm Beach County Ethics Commission, the Florida Bar, Department of Financial Services, Division of Legal Enforcement, the Federal Bureau of Investigation (FBI), the U.S. Department of Justice (DOJ), the Internal Revenue Service (IRS), and the Governor's Office to initiate thorough investigations into this matter. It is imperative to uncover any potential ethical violations, illegal activities, collusion, and the State Attorney's role in perpetuating the City of West Palm Beaches misconduct as a whole.

While my personal and financial damage has been significant, it is the quest for truth and justice that remains paramount. I stand ready to provide any additional evidence required for these investigations.

Thank you for your time and consideration in this crucial matter. I trust in your dedication to upholding the principles of integrity and justice.

#AuditWPB 🇺🇸 #WestMarsBeach 🗿

#Gr8rWPB 🌸 #Gr8rUSa 🇺🇸

Respectfully Yours,

Anthony L. Pizzarell

BK 684013

June 7, 2023



**Evidence Attached:**

<https://youtu.be/oh3rYVz9EIs>

2017 Rejected Restraining Order Request

**Evidence Not Attached:**

Email evidence. Please investigate via internal email servers.

Prior D.B.P.R, F.R.E.C., FL. Bar & P.B.C Inspector General Complaints circa 2015

August 2022 Gannett Co. Inc Misrepresentation

2019 False Police Report

**Respondents:**

Cathleen Ward Esq., Shalonda Warren, Christy Fox, Joseph Peduzzi Esq., Christina Lambert,  
Kimberly Rothenburg, Nancy Urcheck, Keith James, Jeri Muoio

401 Clematis Street West Palm Beach FL 33401

Frank Adderley 600 Banyan Blvd West Palm Beach FL 33401

Raphael Clemente 300 Clematis St #200 West Palm Beach FL 33401

Dave Aronberg Esq. 3228 Gun Club Rd, West Palm Beach, FL 33406

Peter L. Cruise 300 N. Dixie Hwy, #450 West Palm Beach, FL. 33401



IN THE CIRCUIT COURT OF THE  
FIFTEENTH JUDICIAL CIRCUIT,  
IN AND FOR PALM BEACH COUNTY, FL

Case No.: 50-2017-DR-011115-XXXX-MB  
Division: FC

FILED 23  
2017 NOV 20 PM 4:14  
SHARON R. BOCK, CLERK  
PALM BEACH COUNTY, FL  
FAMILY COURT

ANTHONY L PIZARELLI  
Petitioner,

And

RAPHEAL CLEMENTE  
Respondent.

**ORDER DENYING PETITION FOR INJUNCTION FOR PROTECTION AGAINST  
VIOLENCE REPEAT VIOLENCE**

The Court has reviewed the Petition for Injunction for Protection Against Repeat Violence filed in this cause and finds that Petitioner has failed to comply with one or more statutory requirements applicable to that petition including the following:

1. Petitioner has used a petition form other than that which is approved by the Court and the form used lacks the statutorily required components.
2. Petitioner has failed to complete a mandatory portion of the petition.
3. Petitioner has failed to sign the petition.
- ss 4. Petitioner has failed to allege facts sufficient to support the entry of an injunction for protection against Repeat Violence because: Allegations set forth are insufficient to satisfy the statutory requirements.
5. Other:

It is therefore, ORDERED AND ADJUDGED that the Petition is denied without prejudice to amend or supplement the petition to cure the above stated defects.

DONE AND ORDERED in PALM BEACH COUNTY, Florida on this: 20th of November,



STATE OF FLORIDA - PALM BEACH COUNTY

I hereby certify that the foregoing is a true copy of the record in my office.

THE 20th of November 2017

SHARON R. BOCK  
CLERK & QUARANTROLLER  
By: *[Signature]*  
DEPUTY CLERK

CIRCUIT JUDGE

kidnapping, or false imprisonment, or any criminal offense resulting in physical injury or death against Petitioner or a member of Petitioner's immediate family. One of these two incidents of violence has occurred within 6 months of the date of filing of this petition. The most recent incident (including date and location) is described below.

On (date) 10/31/2017, at (location) 509 Cl. Malis St. WPB 33401  
Respondent I was sitting outside & Mr. Clumate approached me aggressively talking loudly @ me as i sat outside. I remained seated through his initial surge of fury before standing up @ making my displeasure with his antics known. Within this exchange I offered him \$1 to speak to help alleviate our grievances & he refused. He continued to yell @ me aggressively until he finally walked away.

Please indicate here if you are attaching additional pages to continue these facts.

5. Other prior incidents (including dates and location) are described below:

On (date) or about 8/24/17, at (location) West Palm Beach Waterfront  
Respondent I was riding my bike northbound & Mr. Clumate was riding his bike southbound upon passing him he flipped me the bird.

October 9, 2015; 501 Fern St. WPB 33401  
On a public bus Carlos hits Mr. Clumate & approaches me in an aggressive fashion, made a statement & walked away. I followed him outside where I suggested we resolve our differences through conversation. He responded "I'll knock you out!"

Please indicate here if you are attaching additional pages to continue these facts.

6. Petitioner genuinely fears repeat violence by Respondent. Explain:

Mr. Clumate is the director of the P.D.A network. I lived his behavior an acceptable. He recently had his attorney write me a letter which stated I had men threatening him with violence which is a lie. From filing this lawsuit a response to Mr. Clumate's actions includes me & fear of violence to the point that I fear what he is doing with a formal notice his behavior may continue.

6. Petitioner genuinely fears repeat violence by Respondent. Explain: *Mr. Clemente is the director of the P.D.A. authority & I find his behavior unacceptable. He recently had his attorney write me a letter which stated I had been threatening him with violence which is a lie. I am filing this request in a response to Mr. Clemente's actions towards me & willingness to fabricate facts. I fear unless he is served with a formal notice his behavior may continue.*

Family Supreme Court Approved Law Form 12.980(1), Petition for Injunction for Protection Against Repeat Violence (03/15)

#4 Halloween 2017 509 Clematis Street

I was sitting outside & Mr Clemente approached me aggressively talking loudly @ me as I sat outside. I remained seated during his initial surge of fury before standing up and making my displeasure with his antics known. Within this exchange I offered him & I to speak to alleviate our differences & he refused. He continued to yell @ me aggressively until he walked away \*yelling his Departing tagline "I'll kick your a\*\* next time Pizzarelli"

(this event had a well known local witness)

#5 On of about 8/24/2017 West Palm Beach Waterfront

I was riding my bike northbound & Mr Clemente was riding his bike southbound. Upon passing me he flipped me the bird (aka the middle finger). Additional note... he was with his maybe 5 year old daughter at the time... he looked at her to make sure she wasn't looking at her dad before making this obscene gesture towards me.

October 9, 2015 501 Fern Street

At a party for Canvas Arts Mr. Clemente approached me in an aggressive fashion, made a statement & walked away. I followed him outside where I suggested we resolve our differences through conversation. He responded "I'll knock you out Pizzarelli."

#6 Mr. Clemente is the director of the Downtown Development Authority & I find his behavior unacceptable. He recently had his attorney write me a letter which stated I have been threatening him with violence which is a lie.

I am filing this request in response to Mr. Clemente's actions towards me & willingness to fabricate facts. I fear unless he is served with a formal notice his behavior may continue.