



Florida Commission on Ethics
 P. O. Drawer 15709, Tallahassee, Florida 32317-5709
 "A Public Office is a Public Trust"

COMPLAINT

1. PERSON BRINGING COMPLAINT:

Name: _____ Telephone Number: _____

Address: _____

City: _____ County: _____ State: _____ Zip Code: _____

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

Use a separate complaint form for each person you wish to complain against:

Name: _____ Telephone Number: _____

Address: _____

City: _____ County: _____ Zip Code: _____

Title of office or position held or sought: _____

3. STATEMENT OF FACTS:

Please provide a full explanation of your complaint, describing the facts and the actions of the person named above and why you believe he or she violated the law. Include relevant dates and the names and addresses of persons whom you believe may be witnesses. Please do not submit more than 15 pages, including this form. Please do not submit video or audio tapes, CDs, DVDs, flash drives or other electronic media; such material will not be considered part of the complaint and will be returned.

4. OATH

I, the person bringing this complaint, do swear or affirm that the facts set forth in the foregoing complaint and attachments thereto are true and correct to the best of my knowledge and belief.

STATE OF _____

COUNTY OF _____

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this _____ day of _____, 20 _____, by _____ (name of person making statement)

SIGNATURE OF COMPLAINANT

(Signature of Notary Public)

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

Personally Known ____ OR Produced Identification ____
 Type of Identification Produced: _____

Florida Commission on Ethics Complaint Form Statement of Facts

Complainant, Matthew T. Mootz (“**Complainant**”), files this Ethics Complaint against Collier County Commissioner, William L. McDaniel, Jr. (“**Commissioner McDaniel**”). Through investigatory efforts and public record searches, Complainant has discovered that Commissioner McDaniel is either (i) residing in a district different than the one he has been elected to serve as a public official and is, therefore, not qualified, as a matter of law, to serve as a County Commissioner; or (ii) residing in a district that he has been elected to serve and is committing tax fraud by claiming a right to the Homestead Exemptions afforded to Florida citizens. Complainant has also discovered that Commissioner McDaniel falsely described his residence in 2016 and 2020 election filings. As described more fully herein, Commissioner McDaniel has breached, and continues to breach, the public trust.

The Florida Residency Requirement for County Commissioners

According to Florida law, a County Commissioner must reside in the district that he or she is elected to serve. *See* Fla. Const. Art. VIII, Section 1 (e) (requiring residency of county commissioners in the district in which they are elected). This requirement is absolute. Presently, Commissioner McDaniel serves as the District 5 Commissioner for Collier County. As such, and as required by law, Commissioner McDaniel must reside in District 5 to qualify for office as a county commissioner. According to public records, Commissioner McDaniel owns property located in a different district that he is elected to serve—561 Logan Blvd. N., Naples, FL 34119 (“**561 Logan Blvd. N.**”). Commissioner McDaniel’s 2023 property tax bill for 561 Logan Blvd. N. includes an exemption for homestead, pursuant to Fla. Stat. § 196.031. (2023 561 Logan Blvd. N. Tax Bill, **Exhibit A**). As far back as 2009, the last historical year of tax bills available on Collier County Property Appraiser’s website, Commissioner McDaniel received a homestead exemption at 561 Logan Blvd. N. (2009 561 Logan Blvd. N. Tax Bill, **Exhibit B**). Based on these facts, alone, Commissioner McDaniel should be disqualified from public office as a county commissioner because he is claiming homestead on property that is not within the district he is elected to serve.

Commissioner McDaniel’s Prior Representations about his Residency

Despite claiming a homestead exemption at 561 Logan Blvd. N., Complainant has reason to believe that Commissioner McDaniel does not reside at this address. A review of photographs recently taken from 561 Logan Blvd. N reveal that nobody appears to reside at this address even though Commissioner McDaniel claims it to be his homestead. (Photographs of 561 Logan Blvd. N., **Exhibit C**).



Court documents reveal that Commissioner McDaniel does not reside at 561 Logan Blvd. N. As shown in **Exhibit D**, Commissioner McDaniel’s son indicated that Commissioner McDaniel does not reside at 561 Logan Blvd. N., and, in fact, he resides out of state in Pennsylvania:

Additional Information pertaining to this Service:

10/18/2023 7:05 pm Per the server, the address provided is a "dump", and no one is residing there. Server encountered a young male unloading debris from his pick up truck at the address provided. He identified himself as William McDaniel, III, and stated that the defendant is his father, William McDaniel Jr. and is currently residing in Pennsylvania. The male went on to say that the two are estranged and that he does not have his contact information.

10/21/2023 10:20 am Attempted service at 710 20th Street southeast, Naples, Fl. 34117- Server spoke with Mario Calderone who stated that his wife worked for the defendant as his secretary over two years ago, but had no further information relative to his whereabouts or contact information.

10/24/2023 6:10 pm Server was advised by the client, that the witness is a Collier County Commissioner, and is presently in a meeting at the Collier County Commissioner’s Office. Server arrived at the building located at 3299 Tamiami Trail, Naples Fl 34112 at approx. 4:50 PM, and was escorted to the fourth floor where he met two security guards. Server informed them of his intentions and the reason for his presence at the meeting, and was asked to wait and they would figure out a way to get him served. At approx. 5:15 pm server was instructed to wait in the ante-room until they took a break and he would be notified to serve him. At approx. 6:10 PM, with no break taken by the commission, Mr. Jeffrey Klatzgow, County Attorney, accepted service on the defendant’s behalf.

It has become increasingly clear to Complainant that Commissioner McDaniel *does not* reside at 561 Logan Blvd. N., despite receiving the homestead exemption. Commissioner McDaniel’s fraudulent homestead exemption has provided, and continues to provide, him with significant private gain. Property owners who claim fraudulent homestead exemptions are “subject to unpaid taxes, plus a penalty of 50 percent of the unpaid taxes for each year and 15 percent interest per annum.” Fla. Stat. § 193.155 (10).

If Commissioner McDaniel does, in fact, reside at 561 Logan Blvd. N., other issues arise in regard to his residency in District 5—as 561 Logan Blvd. N. is *not* located within District 5.

Commissioner McDaniel’s False Election Paperwork

Commissioner McDaniel must have been living in District 5 (not at 561 Logan Blvd. N.) since his election to District 5 in 2016, or else he has violated the Florida Constitution’s residency requirement for county commissioners. To locate Commissioner McDaniel, Complainant reviewed

historical election records. In 2016, Commissioner McDaniel listed 7000 Big Island Ranch Road, Naples, FL 34120 as his address, which is within District 5. (2016 Candidate Oath, **Exhibit E**). However, that location is a commercial parcel of land that is zoned in such a way that it would be illegal to reside at that address. In 2020, Commissioner McDaniel identified 710 20th Street SE, Naples, Florida 34117 as his residence, which is within District 5. (2020 Candidate Oath, **Exhibit F**). Complainant has learned that this not a residence of Commissioner McDaniel, and Complainant has secured a sworn statement from the owners of 710 20th Street SE who have declared that it would be false for anyone to contend that Commissioner McDaniel ever resided at 710 20th Street SE. (Declaration of Mario Calderon, **Exhibit G**).

Through this information, Commissioner McDaniel has, since he became a County Commissioner in 2016, filed false and misleading information to gain public office. In 2016, Commissioner McDaniel claimed an address that is zoned for a commercial use (and, therefore, illegal to claim residence). In 2020, his most recent filing to support his public office, Commissioner McDaniel claimed an address for a residence that the true owners indicate, under oath, to be false and untrue. These false filings are a breach of the public's trust.

Conclusion

Commissioner McDaniel has either fraudulently claimed homestead on 561 Logan Blvd. N. *or* he has violated the Florida Constitution's residency requirements for county commissioners by way of his residence at 561 Logan Blvd. N. (located within District 3; not District 5). Either violation by Commissioner McDaniel warrants a thorough investigation by the Florida Commission on Ethics, as both violations constitute an egregious breach of the public's trust for Commissioner McDaniel's own private gain.

2023 Paid Collier County Notice of Ad Valorem Taxes and Non-Ad Valorem Assessments						
If Paid By	Nov 30, 2023					
Please Pay	\$0.00					
Parcel Number	Legal Description	Mill Code	Escrow Code			
41820560006	GOLDEN GATE EST UNIT 95 TR 13	46	CL-0088880			
	Pay in U.S. Funds Drawn on a U.S. Bank To: Collier County Tax Collector 3291 E. Tamiami Trail Naples, FL 34112-5758 POST DATED CHECKS ARE NOT ACCEPTED AND WILL BE RETURNED Visit our website: www.colliertaxcollector.com	MC DANIEL JR, WILLIAM L BARBARA JEAN MC DANIEL 561 LOGAN BLVD N NAPLES, FL 34119-1426				
Assessed Value	District	Mill Rate	Assessed Value	Exempt Amt	Taxable Value	Tax Amount
400,667	GENERAL FUND	3.2043	400,667	50,000	350,667	1,123.64
	WATER MANAGEMENT FUND-SOUTH	0.0948	400,667	50,000	350,667	33.24
	BIG CYPRESS BASIN	0.0978	400,667	50,000	350,667	34.30
Exemptions	SCHOOL BOARD - STATE LAW	2.0440	400,667	25,000	375,667	767.86
Additional Homestead	SCHOOL BOARD - LOCAL BOARD	2.2480	400,667	25,000	375,667	844.50
Homestead	COLLIER MOSQUITO CONTROL	0.1443	400,667	50,000	350,667	50.60
	GREATER NAPLES FIRE RESCUE DIST	1.5000	400,667	50,000	350,667	526.00
	UNINCORP GEN - MSTD	0.7280	400,667	50,000	350,667	255.29
	C.C. WATER POLLUTION CTRL PGM	0.0263	400,667	50,000	350,667	9.22
	CONSERVATION COLLIER	0.2242	400,667	50,000	350,667	78.62
Millage Total		10.3117	Total Ad Valorem		\$3,723.27	
Pay your current taxes online at: http://www.colliertaxcollector.com/			Non-Ad Valorem District	Type of Assessment	Amount	
			19013 District 1 Garbage	Solid Waste	249.29	
Non-Ad Valorem Total					\$249.29	
<i>See reverse side for important information</i>			Combined Ad Valorem and Non-Ad Valorem Total			\$3,972.56

Please Retain this portion for your records

(Detach and Return with your Payment)

2023 Paid Collier County Notice of Ad Valorem Taxes and Non-Ad Valorem Assessments						
If Paid By	Nov 30, 2023					
Please Pay	\$0.00					
Parcel Number	Mill Code	Escrow Code				
41820560006	46	CL-0088880				
	Legal Description	MC DANIEL JR, WILLIAM L BARBARA JEAN MC DANIEL 561 LOGAN BLVD N NAPLES, FL 34119-1426				
	GOLDEN GATE EST UNIT 95 TR 13	11/28/2023 Amount Paid to Date: 3813.66 Receipt # EEX-24-00324745				

Rob Stoneburner

EXHIBIT A

Paid By **CHASE**

2009 Paid Collier County Notice of Ad Valorem Taxes and Non-Ad Valorem Assessments

If Paid By	Nov 30, 2009				
Please Pay	\$0.00				

Parcel Number	Legal Description	Mill Code	Escrow Code
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41820560006	GOLDEN GATE EST UNIT 95 TR 13	46	181
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	Pay in U.S. Funds Drawn on a U.S. Bank To: Collier County Tax Collector 3291 E. Tamiami Trail Naples, FL 34112-5758 POST DATED CHECKS ARE NOT ACCEPTED AND WILL BE RETURNED Visit our website: www.colliertaxcollector.com	MC DANIEL JR, WILLIAM L BARBARA JEAN MC DANIEL 561 LOGAN BLVD N NAPLES, FL 34119-1426

Assessed Value	District	Mill Rate	Assessed Value	Exempt Amt	Taxable Value	Tax Amount
304,662	GENERAL FUND	3.5645	304,662	50,000	254,662	907.74
	C.C. WATER POLLUTION CTRL PGM	0.0293	304,662	50,000	254,662	7.46
	CONSERVATION COLLIER	0.1206	304,662	50,000	254,662	30.71
Exemptions	SCHOOL BOARD - STATE LAW	2.9910	304,662	25,000	279,662	836.47
	SCHOOL BOARD - LOCAL BOARD	2.2480	304,662	25,000	279,662	628.68
	UNINCORP GEN - MSTD	0.7161	304,662	50,000	254,662	182.36
	WATER MANAGEMENT FUND-SOUTH	0.2549	304,662	50,000	254,662	64.91
	BIG CYPRESS BASIN	0.2265	304,662	50,000	254,662	57.68
	COLLIER MOSQUITO CONTROL	0.0720	304,662	50,000	254,662	18.34
	GOLDEN GATE FIRE - INDEP.	1.2968	304,662	50,000	254,662	330.25
	CONSERVATION COLLIER BOND DEF	0.1294	304,662	50,000	254,662	32.95

Millage Total	11.6491	Total Ad Valorem	\$3,097.55
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Pay your current taxes online at: http://www.colliertaxcollector.com/	Non-Ad Valorem District	Type of Assessment	Amount
	19013 District 1 Garbage		171.26

Non-Ad Valorem Total	\$171.26
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<i>See reverse side for important information</i>	Combined Ad Valorem and Non-Ad Valorem Total	\$3,268.81
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(Detach and Return with your Payment)

2009 Paid Collier County Notice of Ad Valorem Taxes and Non-Ad Valorem Assessments

If Paid By	Nov 30, 2009				
Please Pay	\$0.00				

Parcel Number	Mill Code	Escrow Code
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41820560006	46	181
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	Legal Description	MC DANIEL JR, WILLIAM L BARBARA JEAN MC DANIEL 561 LOGAN BLVD N NAPLES, FL 34119-1426
	GOLDEN GATE EST UNIT 95 TR 13	

11/25/2009
 Amount Paid to Date: 3138.06

Receipt # 2009-34637-30-20091125

Rob Stoneburner

Please Retain this portion for your records



EXHIBIT C





RETURN OF SERVICE

State of Florida

County of Collier

Circuit Court-Civil Division Court

Case Number: 11-2023-CA-002995-0001-XX

Plaintiff:

NAPLES GOLF DEVELOPMENT, LLC, A Michigan Limited Liability Company

vs.

Defendant:

WILLIAM MCDANIEL, JR. a Florida Resident

For:

Ethan J. Loeb, Esquire
Bartlett, Loeb, Hinds & Thompson, PLLC
100 N. Tampa St., Suite 2050
Tampa, FL 33602

Received by Coastal Court Services LLC on the 18th day of October, 2023 at 2:34 pm to be served on **William McDaniel Jr., 561 Logan Blvd., Naples, FL 34119**

I, Ron Haener, do hereby affirm that on the **24th day of October, 2023 at 6:10 pm**, I:

served to an **AUTHORIZED** entity by serving a true copy of the **Summons, Complaint and Exhibits A, B, Composite Exhibit C, Attachment A and Standing Order in Circuit Civil Cases in the Twentieth Judicial Circuit** with the date and hour of service endorsed thereon by me, to: **Jeffrey Klatzgow** as **County Attorney** at the address of: **3299 Tamiami Trail, County Commissioner's Office, Naples, FL 34112**, who stated they are authorized to accept service for **William McDaniel**, and informed said person of the contents therein.

Additional Information pertaining to this Service:

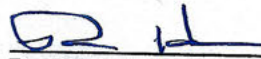
10/18/2023 7:05 pm Per the server, the address provided is a "dump", and no one is residing there. Server encountered a young male unloading debris from his pick up truck at the address provided. He identified himself as William McDaniel, III, and stated that the defendant is his father, William McDaniel Jr. and is currently residing in Pennsylvania. The male went on to say that the two are estranged and that he does not have his contact information.

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10/24/2023 6:10 pm Server was advised by the client, that the witness is a Collier County Commissioner, and is presently in a meeting at the Collier County Commissioner's Office. Server arrived at the building located at 3299 Tamiami Trail, Naples FL 34112 at approx. 4:50 PM, and was escorted to the fourth floor where he met two security guards. Server informed them of his intentions and the reason for his presence at the meeting, and was asked to wait and they would figure out a way to get him served. At approx. 5:15 pm server was instructed to wait in the ante-room until they took a break and he would be notified to serve him. At approx. 6:10 PM, with no break taken by the commission, Mr. Jeffrey Klatzgow, County Attorney, accepted service on the defendant's behalf.

Description of Person Served: Age: 60, Sex: M, Race/Skin Color: Caucasian, Height: 6'1", Weight: 175, Hair: Black, Glasses: Y

I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served. Under penalty of perjury pursuant to F.S.S. 92.525, I declare that I have read the foregoing document and that the facts stated in it are true and correct, to the best of my knowledge and belief.



Ron Haener
Process Server

Coastal Court Services LLC
P.O. Box 273725
Tampa, FL 33688
(813) 871-2412

Our Job Serial Number: GBA-2023002356
Ref: Naples Golf Development-McDaniel



CANDIDATE OATH -
CANDIDATE WITH PARTY AFFILIATION

JUN 23 AM 11:16

OFFICE USE ONLY

OATH OF CANDIDATE (Section 99.021, Florida Statutes)

I, William L. McDaniel Jr.
(PLEASE PRINT NAME AS YOU WISH IT TO APPEAR ON THE BALLOT * - NAME MAY NOT BE CHANGED AFTER THE END OF QUALIFYING)

am a candidate for the office of Collier County Commissioner, 5,
(office) (district #) (circuit #)

Collier County, Florida; I am qualified
(group or seat #)

under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek; and I have resigned from any office from which I am required to resign pursuant to Section 99.012, Florida Statutes; and I will support the Constitution of the United States and the Constitution of the State of Florida.

Candidate's Florida Voter Registration Number (located on your voter information card): 103152564

* Please print name phonetically on the line below as you wish it to be pronounced on the audio ballot for persons with disabilities (see instructions on page 2 of this form):

STATEMENT OF PARTY (Section 99.021, Florida Statutes)

I am a member of the Republican Party; I have not been a registered member of any other political party for 365 days before the beginning of qualifying preceding the general election for which I seek to qualify; and I have paid the assessment levied on me if any as a candidate for said office by the executive committee of the political party, of which I am a member.

[Redacted] 253-1617 McDanielBill1@gmail.com
Signature of Candidate Telephone Number Email Address

7000 Big Island Ruch Rd Naples FL 34120
Address City State ZIP Code

STATE OF FLORIDA
COUNTY OF Collier

Sworn to (or affirmed) and subscribed before me this 23 day of June, 2016

Personally Known: 2 or

Produced Identification: _____

Type of Identification Produced: _____

Signature of Notary Public
Print, Type, or Stamp
DAVID B. CARPENTER
Notary Public
EXPIRES: July 22, 2018
Bonded Thru Budget Notary Services

**CANDIDATE OATH -
STATE AND LOCAL PARTISAN OFFICE**

Check applicable one:

- Candidate with party affiliation
- Candidate with no party affiliation
- Write-in candidate

JUN 2 PM 1:47
OFFICE USE ONLY

Candidate Oath

(Section 99.021(1)(a), Florida Statutes)

I, William L. McDaniel Jr

(Print name above as you wish it to appear on the ballot. If your last name consists of two or more names but has no hyphen, check box . (See page 2 - Compound Last Names). No change can be made after the end of qualifying. Although a write-in candidate's name is not printed on the ballot, the name must be printed above for oath purposes.)

I am a candidate for the office of County Commissioner, 5, _____,
(Office) (District #) (Circuit #)

_____ ; I am a qualified elector of Collier County, Florida; I am qualified
(Group or Seat #)

under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek; and I have resigned from any office from which I am required to resign pursuant to Section 99.012, Florida Statutes; and I will support the Constitution of the United States and the Constitution of the State of Florida.

Statement of Party

(Section 99.021(1)(b), Florida Statutes)

(Complete Statement of Party only if you are seeking to qualify for nomination as a party candidate.)

I am a member of the Republican Party; I have not been a registered member of any other political party for 365 days before the beginning of qualifying preceding the general election for which I seek to qualify; and I have paid the assessment levied against me, if any, as a candidate for said office by the executive committee of the political party, of which I am a member.

Candidate's Florida Voter Registration Number (located on your voter information card): 103152564

Phonetic spelling for audio ballot: Print name phonetically on the line below as you wish it to be pronounced on the audio ballot as may be used by persons with disabilities (see instructions on page 2 of this form): *[Not applicable to write-in candidates.]*

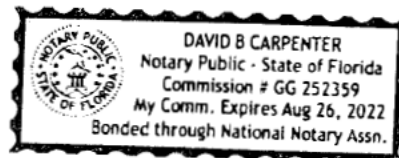
[Redacted]) 253-1617 Telephone Number
mcdanielbill1@gmail.com Email Address
710 20th St SE Address
Naples City
FL State
34117 ZIP Code

STATE OF FLORIDA
COUNTY OF Collier

Sworn to (or affirmed) and subscribed before me this 2
day of 2nd June, 2020.

Personally Known: X or Produced Identification: _____
Type of Identification Produced: _____

Signature of Notary Public
Print, Type, or Stamp Commissioned Name of Notary Public below:



**IN THE CIRCUIT COURT FOR THE TWENTIETH JUDICIAL CIRCUIT
IN AND FOR COLLIER COUNTY, FLORIDA
CIVIL DIVISION**

NAPLES GOLF DEVELOPMENT,
LLC, a Michigan Limited Liability
Company,

Plaintiff,

v.

Case No.: 23-CA-2995

WILLIAM MCDANIEL, JR., a Florida
Resident

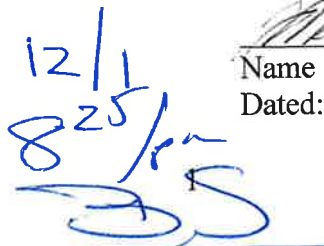
Defendant.

DECLARATION OF MARIO CALDERON

I, Mario Calderon, declare, under penalties of perjury and based on my personal knowledge, as follows:

1. I am over the age of 18 and am competent to testify to the matters stated herein.
2. My wife, Tara Calderon, and I have owned and resided at the property located at 710 20th Street SE, Naples, FL 34117 since 1994.
3. Commissioner William McDaniel, Jr. ("**Commissioner McDaniel**") has never resided, lived, or slept at our home located at 710 20th Street SE, Naples, FL 34117.
4. It would be untrue for anyone to represent that Commissioner McDaniel has ever lived or resided at our family home.

Under penalties of perjury, I declare that I have read the foregoing and that the facts stated are true, to the best of my knowledge.

12/11
825/ra


Name

Dated:

EXHIBIT G