

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2017-155

A RESOLUTION DIRECTING THE CITY ATTORNEY'S OFFICE TO ISSUE SUBPOENAS AND/OR FILE A COMPLAINT FOR A PURE BILL OF DISCOVERY TO OBTAIN DISCOVERY REGARDING THE IDENTITY OF ANY INDIVIDUAL OR ENTITY RESPONSIBLE FOR CERTAIN SPONSORED ADS AND/OR CONTENT ON SOCIAL MEDIA THAT INCLUDE DEFAMATORY STATEMENTS AGAINST THE CITY AND/OR THE UNAUTHORIZED USE OF THE CITY'S TRADEMARKS.

WHEREAS, it has come to the City's attention that certain sponsored ads and/or other content have been published on social media that include defamatory statements against the City and/or the unauthorized use of the City's trademarks; and

WHEREAS, the ads and/or content have appeared on social media on several occasions; and

WHEREAS, the social media platforms, at the request of the City Attorney's Office, including via cease and desist letters, have removed the subject social media content; and

WHEREAS, the City Commission is concerned that similar content may be published again in the future and has an interest in discovering information relating to the identity of any individual or entity that was responsible for such social media content, including anyone who has made payment for the publication of any sponsored ads in order to, among other things, issue cease and desist letters to those individuals or entities;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. That the foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon the adoption hereof.

SECTION 2. That the City Attorney's Office is directed to issue subpoenas and/or file a complaint, through special counsel, for a pure bill of discovery for the purpose of discovering information relating to the identity of the individuals or entities who have published and/or paid for any of the subject content on social media, .

SECTION 3. That this resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS THIRTEENTH DAY OF JUNE, A.D.,
2017.


(Moved: Keon / Seconded: Mena)
(Voice Vote)
(Non-Agenda Item)

APPROVED:

A handwritten signature in blue ink, consisting of a large, stylized letter 'M' enclosed within a circular flourish.

RAÚL VALDÉS-FAULI
MAYOR

ATTEST:

A handwritten signature in blue ink, written in a cursive style that reads "Walter J. Foeman".

WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

A handwritten signature in blue ink, written in a cursive style that reads "Cristina M. Lucía".

for CRAIG E. LEEN
CITY ATTORNEY