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## VIA ELECTRONIC MAIL

February 22, 2023

The Honorable Rory Diamond  
Jacksonville City Council  
117 West Duval Street, Suite 425  
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The Honorable Nick Howland  
Jacksonville City Council  
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Jacksonville, Florida 32205  
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The Honorable Sam Newby  
Jacksonville City Council  
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The Honorable Michael Boylan  
Jacksonville City Council  
117 West Duval Street, Suite 425  
Jacksonville, Florida 32205  
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**Re: Special Investigatory Committee on JEA Matters**

Gentlemen,

Yesterday afternoon I received a copy of the materials that Ms. Erin Isaac, current Campaign Communications Director for the Daniel Davis Campaign, provided the Special Investigatory Committee on JEA Matters (“SIC”) earlier in the day. There was no explanation provided as to why these communications, the vast majority of which are from 2019, were being conveniently disclosed weeks before an election by the Daniel Davis Campaign’s communications director working against my client.

It is ironic that the individual running Daniel Davis’ campaign was the one receiving payment for efforts to privatize JEA while Mr. Husein Cumber was receiving no pay to keep JEA publicly owned. It was Mr. Cumber who resigned from the JEA Board because of the ongoing chicanery. Mr. Cumber’s limited communications with JEA Public Power Partners, LLC were an effort to: (1) keep JEA publicly owned; (2) keep JEA employees publicly employed; and (3) protect the unions. It was Mr. Cumber who was assisting both the FBI and the initial Chair of the SIC in order to help reveal the wrongdoing occurring at JEA. It is Mr. Cumber who will testify as a key witness for the United States in the upcoming criminal trial against former senior JEA officials, one of whom attended the infamous Atlanta Braves baseball game with Daniel Davis’ chief campaign consultant.

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Assertions made by Daniel Davis' communications director on the pension vote and outside counsel vote are incorrect and easily refutable. Council Member Cumber clearly stated her position on protecting JEA pensions as part of a 16-3 vote on September 24, 2019. Further, in a public meeting on September 17, 2019, Council Member Cumber clearly articulated her position on protecting pensions a week ahead of the aforementioned vote. Council Member Cumber has always been – and will always be – in full support of protecting JEA union employees.

The second charge leveled by Daniel Davis' communications director was regarding an outside counsel. She averred Council Member Cumber opposed the hiring of outside counsel to aid the PPP bid; however, both the public and the media record thoroughly refute this assertion as Council Member Cumber stated the firm hired was not qualified to do the work, and therefore she opposed on those grounds. This was borne out, when ultimately the outside counsel hired attorneys with the required expertise.

Third, the public notice assertion is false on its face in that this is a meeting that never happened. But please do not let the facts get in the way of a good story.

Indeed, at the initial reconstituted SIC meeting, Council Members Diamond, Howland, and Newby stated that this SIC was about finding the truth. In reality, this is more about politics than the truth. Because of the SIC members' connections to Daniel Davis, any "findings" will be seen as politically motivated and illegitimate. This matter should have been referred to an independent entity or agency, as Council Member Boylan recommended but that would not have allowed this charade to proceed as choreographed.

Instead, it was decided to intentionally influence an ongoing election to aid a rival candidate. Apparently, it was not enough for the Chair of this august SIC to recently host a fundraiser for Mr. Davis; he had to be assigned to chair this SIC too. What knowledge, if any, did the SIC members have about the choreographed release of the commercial and mailer highlighting this narrative immediately upon the announcement of the reconstituted SIC (see enclosures)? And now, right on cue, we have Daniel Davis' Campaign Communications Director providing documents complete with a biased summary for the media to regurgitate. While some cannot wait for this week's fictional episode from the SIC/Daniel Davis Campaign, Council Member Cumber will maintain her focus on solving the real issues confronting her fellow citizens.

To reiterate, for the reasons stated in our correspondence dated February 7, 2023, a copy of which is enclosed, Council Member Cumber will neither update her accurate voluntary disclosure nor attend the Special Investigatory Committee on JEA Matters ("SIC") meeting on February 23, 2023. Council Member Cumber maintains her request that you recuse yourselves. Council Member Cumber continues to reserve all legal rights.

Very respectfully,

**ABL LAW, P.A.**



Daniel K. Bean, Esquire

Enclosures

cc: The Honorable Joyce Morgan (w/ enclosures)  
The Honorable Al Ferraro (w/ enclosures)  
The Honorable Aaron Bowman (w/ enclosures)  
The Honorable Kevin Carrico (w/ enclosures)  
The Honorable Reggie Gaffney, Jr. (w/ enclosures)  
The Honorable Ju'Coby Pittman (w/ enclosures)  
The Honorable Tyrona Clark-Murray (w/ enclosures)  
The Honorable Brenda Priestly Jackson (w/ enclosures)  
The Honorable Danny Becton (w/ enclosures)  
The Honorable Randy White (w/ enclosures)  
The Honorable Randy DeFoor (w/ enclosures)  
The Honorable Terrance Freeman (w/ enclosures)  
The Honorable Ronald Salem (w/ enclosures)  
The Honorable Matt Carlucci (w/ enclosures)  
Jason Teal, Esquire (w/ enclosures)  
Jon Phillips, Esquire (w/ enclosures)