



Clerk of Court is the alleged victim in the criminal case. The civil suit will be impacted by the results of the criminal case.

As Clerk of Court, Mr. Ellis will have custody and control of all documents filed and all evidentiary exhibits in both this case and the civil case.

As Clerk, Mr. Ellis and his staff have a working relationship with all judges of the Eighteenth Circuit, including those in Seminole County, any of whom might be assigned to serve in Brevard County. This relationship extends well beyond this case, it involves continuous, daily contact between the judges and either Mr. Ellis, or a clerk's employee over whom Mr. Ellis holds authority. This working relationship between the judges of the Eighteenth Circuit and a person who has a direct and substantial interest in the outcome of the case creates an appearance that Mr. Ellis has the ability to influence any Eighteenth Circuit judge assigned to this case.

Finally, an event that bolsters the appearance of impropriety has already occurred. Judge John M. Griesbaum, the judge who swore in Mr. Ellis following his election, was initially assigned to preside over this case by the clerk's office. Judge Griesbaum immediately recused himself, on the basis of knowledge of the parties, *see* Order of Recusal dated September 24, 2013, but the initial assignment was a matter within the authority of the Clerk of Court, and it is this which creates an appearance that Mr. Ellis can, and perhaps has, used the authority of his office to influence the course of this case.

There is long-standing enmity between Mr. Ellis and his opponent in the last election, co-defendant Mitch Needelman. Mr. Ellis was elected Brevard County Clerk after a bitterly fought and acrimonious campaign, which Mr. Ellis described in the media as personal. During the

campaign, Mr. Ellis accused both Mr. Needelman and Ms. Harr of improper and illegal conduct related to contracts executed between the office of the Clerk of Courts for Brevard County and companies owned or controlled by Ms. Harr. That same conduct is the subject of this prosecution and of the civil suit.

Both during the campaign and since his election, Mr. Ellis and members of the public made comments about Ms. Harr, Mr. Needelman, the contracts at issue, and Ms. Harr's family and her company, BlueWare, in comments posted in response to internet news articles. Most of these comments are extremely derogatory, and many display a vitriolic hatred of Ms. Harr. Beginning in January, 2013, Mr. Ellis has posted many of these articles to the Clerk's official website, <http://brevardclerk.us/> [Ex.1], including the derogatory comments. Mr. Ellis has thus used his authority as clerk in a way that tends to influence public opinion, and may impact both this case and the civil suit.

These actions reveal Mr. Ellis' personal interest and active involvement in this case, as well as his use of his position as Clerk to influence the public debate and thus further his personal enmity. It is inappropriate for him to remain in a position of authority in this case.

### **FACTS**

As Clerk, Mr. Needelman entered into contracts with two subsidiaries of BlueWare, Inc., Ms. Harr's company. One of the contracts was to make digital copies of existing records now stored by the Clerk in paper form, making required redactions to the documents accessible to the public. During the 2012 election, Mr. Ellis vigorously attacked the legality of these contracts, and attacked the honesty and integrity of both Ms. Harr and Mr. Needelman, making this issue

a lynchpin of his campaign. As part of his campaign, Mr. Ellis repeatedly, explicitly, and publicly accused Ms. Harr, among others, of being a liar and a swindler.

The statements noted herein are a sample of those made by or attributable to Mr. Ellis, both during the campaign and after his election.<sup>1</sup> This motion will focus only on Mr. Ellis's statements. These statements provoked a firestorm of responses, mostly from persons who chose to remain anonymous, which are addressed in Ms. Harr's motion for change of venue, filed contemporaneously herewith.

Scott Ellis media quotes

1. In a June 25, 2012 BrevardTimes.com article, Mr. Ellis is quoted as calling payments made to BlueWare "kickbacks." He said "The whole point is to give Blueware [sic] millions of dollars." *available at* <http://cp.opinion.brevardtimes.com/2012/06/scott-ellis.html>.

[Ex. 2]

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<sup>1</sup>Statements quoted by reporters as having been made by Mr. Ellis are so noted. Comments counsel has found in Internet postings include comments attributable to Mr. Ellis, those attributable to others (both named and unnamed), those denigrating Ms. Harr, and those denigrating multiple persons, including Ms. Harr and Mr. Needelman. The Internet comments selected for quotation herein are those attributable to Mr. Ellis and aimed at Ms. Harr, either directly, by innuendo, or as part of a group of alleged wrongdoers. Although undersigned counsel cannot state with perfect certainty that Mr. Ellis is actually the "scott ellis" who posted every one of these Internet comments, on December 12, 2012, in part of the comment string accompanying a December 11, 2012 BrevardTimes.com article by Charles Parker, a poster calling himself "scott ellis" invited persons to e-mail him at [sellis@spacey.net](mailto:sellis@spacey.net). Space Coast Conservative, a publication "Serving all Brevard County True Conservatives," contains a paid political advertisement "paid for and approved by Scott Ellis, Republican for Clerk of the Courts" in which Mr. Ellis identifies this e-mail address as his own. *available at* <http://www.spacecoastconservative.com/se/scott4.htm> last accessed October 17, 2013. Finally, many of these BrevardTimes.com articles, including comments posted by "scott ellis," are accessible from links on the Brevard County Clerk's official website.



2. A December 11, 2012 BrevardTimes.com article states:

Clerk of Courts-In-Waiting Scott Ellis sent out a missive that he entitled "Clerk Loots \$6.1 Million for Blueware: Hewlett Packard Left Holding the Bag." In it, he once again calls the BlueGem digitizing contract a "scam" and claims that Hewlett Packard has loaned money to the Clerk's Office to pay-off the contract.

*available at* <http://cp.opinion.brevardtimes.com/2012/12/charles-parker-divergent-views-on.html>. [Ex. 3]

3. A January 5, 2013 BrevardTimes.com article quotes Mr. Ellis as referring to "bogus contracts being paid," and stating "The Clerk (outgoing clerk Needleman [sic]) unlawfully borrowed \$6.1 million from Hewlett Packard and fronted Blueware \$5.7 million for their five year contract." *available at* <http://cpnews.brevardtimes.com/2013/01/ellis-plans-moneysaving-changes-in.html>. [Ex. 4]

4. A January 8, 2013 BrevardTimes.com article quoted Scott Ellis as saying that Mr. Needelman "unlawfully borrowed \$6.1 million from Hewlett Packard and fronted Blueware \$5.7 million for their five year contract." *available at* <http://government/brevardtimes.com/2013/01/scott-ellis-sworn-in-as-brevard-county.html> [Ex. 5]

5. A January 19, 2013 article in BrevardTimes.com states "New Clerk Scott Ellis has maintained since the summer of 2012 that the digitizing contract between Needelman and BlueWare is a 'sham.'" *available at* <http://cpnews.brevardtimes.com/2013/01/former-clerks-digitizing-contract-under.html> [Ex. 6]

Poster "scott ellis" Internet Comments<sup>2</sup>

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<sup>2</sup>The poster's name, as it appears in the comments is "scott ellis," not capitalized.

1. Comments posted to a November 7, 2012 BrevardTimes.com article, *available at <http://cpnews.brevardtimes.com/2012/11/blueware-misses-clerks-office-deadline.html>*, [Ex. 7] include the following comments attributed to poster "scott ellis":

- a. "The whole job is a scam..." (post dated Nov. 8).
- b. "The whole Blueware deal is nothing but a multi-million scam perpetrated on the people of Brevard and Florida." (post dated Nov. 13).
- c. "A contract awarded under fraudulent conditions is not valid. FDLE has been all over this. They cannot do the indictment. Needelman should have been indicted and removed months ago. If this blog is correct it is more millions of tax dollars squandered by delaying justice for all of these flim flam artists." (post dated Nov. 14).

2. Comments posted to a December 4, 2012 BrevardTimes.com article by Charles Parker, *available at <http://cp.opinion.brevardtimes.com/2012/12/charles-parker-hey-mitch-and-matt-how.html>*, [Ex. 8] include the following comments attributed to poster "scott ellis":

- a. Referring to a communication with Hewlett Packard, poster "scott ellis" says this "may have slowed or killed the latest scam to buy 600 PCs from HP via another spinoff company where Rose Harr can be an 'agent' (that's three entities getting some vig)." (post dated Dec. 4).
- b. Poster "scott ellis" notes that the Melbourne Chamber and County Commission appointed Ms. Harr to the Workforce Development Board. "The BWDB voted to pay Blueware up to \$800,000 to train employees for up to six months, so pretty much this scam contract gets free labor." (post dated Dec. 4).

c. "I have to admit the depth of the deception is stunning.... To date she has collected over SEVEN MILLION DOLLARS from the taxpayers and produced - NOTHING." (post dated Dec. 10)

d. "Ms. Harr and Blueware have collected about \$8 MILLION from the State, County, City, and Clerk and have not ONE THING to show for the money. Better than Rock Soup, she came here from Michigan and could not even afford the rock." (post dated Dec. 11).

3. Comments posted to a December 11, 2012 BrevardTimes.com article by Charles Parker, *available at* <http://cp.opinion.brevardtimes.com/2012/12/charles-parker-divergent-views-on.html>, include the following comments attributed to poster "scott ellis":

a. As part of a string of comments that make it clear Ms. Harr and BlueWare are the subject of discussion, poster "scott ellis" said "I would also bet a large chunk of the \$5.7 million has disappeared overseas. The funny item in the HP loan was the \$200,000 for Brunswick Corporation. Rose had wanted to buy a fancy boat, perhaps HP via the Clerk has now paid for it?" (post dated Dec. 12).

b. "It is like the thieves on Wall Street skinning us alive and saying what a wonderful thing TARP is for the whole country." (post dated Dec. 12).

4. Comments posted to the January 19 BrevardTimes.com article cited above include the following, attributed to poster "scott ellis":

a. That Hewlett Packard has no contract with Blueware "is the beauty of the scheme orchestrated by Blueware." (post dated Jan. 20)

b. "There is still plenty of evidence of fraud and misconduct. I suspect the desire is to pull the money and split leaving behind a corporate mess but evading any criminal issues. We'll see how it unfolds, there is evidence aplenty if the State Attorney chooses to act on it." (post dated Jan. 20).

5. In a comment to a BrevardTimes.com article dated January 25, 2013, *available at* <http://cpnews.brevardtimes.com/2013/01/brevard-edc-cites-non-disclosure.html>, [Ex. 9] poster "scott ellis" said "The EDC is locking down the entire Blueware file claiming 'confidentiality.' The entire file. In the comingweeks [sic] I don't expect this to fly. Blueware was signed up for to [sic] \$4.2 million in free money incentives. Money has already been siphoned out. My belief is the EDC wants this one locked down as they may have some very intense involvement with the scheme." (post dated Jan. 27).

6. In a comment to a BrevardTimes.com article dated March 23, 2013, *available at* <http://cpnews.brevardtimes.com/2013/03/hewlett-packard-threatens-lawsuit-over.html>, [Ex. 10] poster "scott ellis" said "Mitch signed off on a deal brokered by Bluegem with HP. The Clerk's Office signed an unlawful \$6.1 million promissory note and the money went to Bluegem, never touching the Clerk's Office." (post dated March 27).

The January 5, January 19, January 25, and March 23 BrevardTimes.com articles, including the comments by poster "scott ellis," can be accessed by links appearing on the Brevard County Clerk of Court website, <http://brevardclerk.us/current-news>.

#### Additional facts

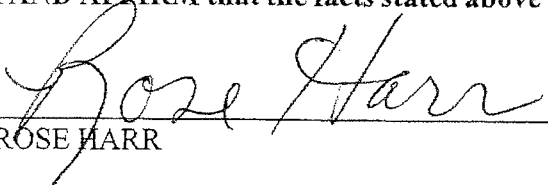
Mr. Ellis is likely to be called as a witness in this case.

The judge initially assigned to this case was Judge John Griesbaum. The January 8, 2013

BrevardTimes.com article "Scott Ellis Sworn In As Brevard County Clerk of Court," referred to above, contains a picture of Mr. Ellis with Judge Griesbaum, who swore him in. The picture depicts the men on friendly terms.

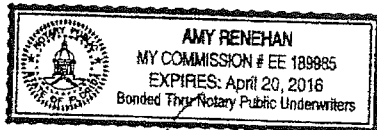
There is no suggestion of impropriety on the part of Judge Griesbaum. Judge Griesbaum promptly recused himself as soon as the first motion was filed in this case. Nonetheless, the fact that of all the judges in Brevard County, the judge initially assigned to this case by the Clerk's office appears to be a friend of Mr. Ellis tends to reinforce Ms. Harr's well-grounded fear that her publicly-declared enemy may use, and perhaps has already used, his authority as Clerk of Court to interfere with and influence the course of this case.

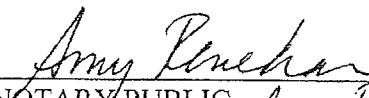
**I, ROSE HARR, HEREBY SWEAR AND AFFIRM that the facts stated above are true and correct.**

  
ROSE HARR

STATE OF FLORIDA  
COUNTY OF BREVARD

BEFORE ME, on the 14<sup>th</sup> day of November, 2013, personally appeared ROSE HARR, who after being duly sworn, states that she is the Defendant in the above-styled cause and has personal knowledge of the matters stated herein, and swears that the matters set forth therein are true and correct.



  
NOTARY PUBLIC Amy Renehan

Personally Known   
Produced Identification \_\_\_\_\_

## MEMORANDUM OF LAW

Rule 2.330 and section 38.02 Florida Statutes govern disqualification of trial judges. Section 38.02 provides for disqualification if the judge before whom the cause is pending is interested in the result of the cause. Rule 2.330 provides not only for disqualification when a judge is interested in the result, but also when the party fears he will not receive a fair hearing because of specifically described prejudice or bias of the judge. Canon 3E(1) of the Code of Judicial Conduct provides "A judge shall disqualify himself or herself in a proceeding in which the judge's impartiality might reasonably be questioned...." [Emphasis added]. The Commentary to this Canon states that "a judge is disqualified whenever the judge's impartiality might reasonably be questioned, regardless of whether any of the specific rules in Section 3E(1) apply."

Although none of these authorities explicitly provides for the disqualification of all judges of a court, in exceptional circumstances, failure to grant such a motion is reversible error. *Wickham v. State*, 998 So.2d 593 (Fla. 2008).

Mr. Wickham was convicted of murder and sentenced to death. Many years later, he filed a motion for post-conviction relief pursuant to Florida Rule of Criminal Procedure 3.851 which included claims of ineffective assistance of trial counsel. He moved to disqualify all judges of the Second Judicial Circuit from consideration of the motion.

The trial counsel whom Mr. Wickham alleged had been ineffective was Philip Padovano, who ran for a circuit court judgeship while the case was pending, and became a judge on the Second Circuit shortly after Mr. Wickham's trial. Judge Padovano sat on the Second Circuit for almost eight years, serving as its Chief Judge for three years, and at the time of the motion, sat on the First District Court of Appeal, which hears appeals from the Second Circuit. Also at the

time of the motion, Judge Padovano's wife was a judge on the Second Circuit. "Under these extraordinary circumstances, it is reasonable for a defendant in Wickham's position to fear that a Second Circuit judge hearing Judge Padovano's testimony in determining Wickham's ineffective assistance of counsel claims would be biased in favor of Judge Padovano and against Wickham." 998 So.2d at 596.<sup>3</sup>

The circumstances of this case are equally extraordinary, and Ms. Harr's fear of bias by the judges of the Eighteenth Circuit is even more well-grounded than was Mr. Wickham's. Not only do the judges of the Eighteenth Circuit have a close working relationship with Mr. Ellis, the Clerk, and his staff, but that relationship is a current, ongoing relationship rather than a past relationship, as was true of Judge Padovano and the Second Circuit at the time of Mr. Wickham's motion. Moreover, there was no intimation that Judge Padovano held any personal animus against his former client, or would take any adverse action, other than offer truthful testimony at the hearing. Here, Mr. Ellis has consistently displayed active hostility toward Ms. Harr, and a determination to prevail at any cost. He has stated that his battle against Mr. Needelman is personal, *see* June 25, 2012 BrevardTimes.com article *available at* <http://government/brevardtimes.com/2012/06/scott-ellis.html>, and has used the contracts at issue in this criminal case and in his civil suit as a weapon against Mr. Needelman. As the principal of the companies that entered into the contracts at issue, Mr. Ellis has gone to some length to smear Ms. Harr in the media, and has actively encouraged others to do so, *see* Defendant Rose Harr's Motion for

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<sup>3</sup>Like the Eighteenth Circuit, the Second Circuit is a multi-county circuit, consisting of Leon, Gadsden, Jefferson, Wakulla, Liberty, and Franklin counties. § 26.0021 Fla. Stat. The Florida Supreme Court held that all the judges of the entire circuit, and not merely those from Leon County where the case arose, should be disqualified.

Change of Venue. Much of the derogatory press coverage is posted on the Clerk's official website, thus demonstrating Mr. Ellis' willingness to use the power of his office to further his personal goal of destroying Mr. Needelman and those associated with him, including Ms. Harr.

Canon 3E(1) requires a judge to disqualify himself or herself in a proceeding in which the judge's impartiality might reasonably be questioned. This requirement "focuses on those matters from which a litigant may reasonably question a judge's impartiality rather than the judge's perception of his ability to act fairly and impartially." *Livingston v. State*, 441 So.2d 1983, 1986 (Fla. 1983).

Whether any judge is actually biased is not at issue. The primary consideration in determining whether a motion to disqualify a trial judge should be granted is whether the facts alleged, if true, would place a reasonably prudent person in fear of not receiving a fair and impartial trial, *Arbelaez v. State*, 898 So.2d 25, 41 (Fla. 2005), and the facts alleged in the motion need only show that the moving party has a well grounded fear that he will not receive a fair trial at the hands of the judge. *Livingston*, 441 So.2d at 1087. If the attested facts are reasonably sufficient to create such a fear, the motion must be granted. *Id.* The facts underlying the well-grounded fear must be judged from the perspective of the moving party. *Goines v. State*, 708 So.2d 646, 659 (Fla. 4th DCA 1998).

In *Berry v. Berry*, 765 So.2d 855 (Fla. 5th DCA 2000), an attorney-client relationship arose between the trial judge and counsel for the husband after the trial but before judgment was entered. In ruling on the wife's motion for disqualification, the judge determined that his disqualification should be entered only after judgment resolving the issues previously tried had been entered, and directed the husband's attorney to prepare the judgment, based on the oral



ruling on the merits the judge had made before he entered into an attorney-client relationship with the husband's attorney. The Fifth District granted prohibition. "In the instant case, we have no reason to believe that the trial judge's professional relationship with the husband's attorney resulted in unfair treatment of the wife. Nonetheless, such a relationship establishes reasonable fear in the wife that the trial judge would not treat her fairly." 765 So.2d at 858.

It is a matter of no concern what judge presides in a particular cause, but it is a matter of grave concern that justice be administered with dispatch, without fear or favor or the suspicion of such attributes. The outstanding big factor in every lawsuit is the truth of the controversy. Judges, counsel, and rules of procedure are secondary factors designed by the law as instrumentalities to work out and arrive at the truth of the controversy.

The judiciary cannot be too circumspect, neither should it be reluctant to retire from a cause under circumstances that would shake the confidence of litigants in a fair and impartial adjudication of the issues raised.

*Livingston*, 441 So.3d at 1085-86, quoting *Dickenson v. Parks*, 149 So. 459, 462 (Fla. 1932).

### CONCLUSION

The comments cited above present a picture of a man entirely committed to the destruction of Ms. Harr and others, most notably Mr. Needelman. The level of vitriol displayed by Mr. Ellis, combined with the initial assignment of Judge Griesbaum to preside over this case, creates a well grounded fear that Mr. Ellis will use whatever means available to effectuate that destruction, including using the authority of his office to influence the outcome of this case. Additionally, as Clerk, Mr. Ellis is an interested party who has a working relationship with every judge of the circuit.

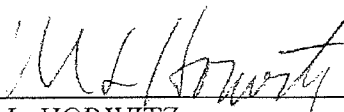
It is the duty of courts to scrupulously guard the litigants' right to an impartial judge, and to refrain from exercising jurisdiction when the judge's qualification to preside is seriously brought into question, *State v. Borrego*, 105 So.3d 616, 617-18 (Fla. 3d DCA 2013). Mr. Ellis

is both a potential witness in the case, and as Clerk, is the alleged victim. Given the animus demonstrated by Mr. Ellis, and his close and continuing working relationship with every judge of the Eighteenth Circuit, scrupulous care to guard Ms. Harr's right to an impartial judge cannot be effected by any measure less than the disqualification of every judge of this court.

WHEREFORE Defendant Rose Harr respectfully requests the disqualification of every judge of the Eighteenth Judicial Circuit.

**CERTIFICATE OF GOOD FAITH**

I HEREBY CERTIFY that this motion and the statements of Defendant Rose Harr are made in good faith.

  
\_\_\_\_\_  
MARK L. HORWITZ  
Attorney for Defendant Rose Harr

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on November 15, 2013, I electronically filed the foregoing with the Clerk of the Court by using the E-Filing Portal which will send a notice of electronic filing to Robert Wayne Holmes, Office of the State Attorney, 2725 Judge Fran Jamieson Way, Building D, Viera, Florida 32940; [BrevFelony@sa18.state.fl.us](mailto:BrevFelony@sa18.state.fl.us), and to Warren Lindsey, Esquire, Law Office of Warren W. Lindsey, P.A., 1150 Louisiana Avenue, Winter Park, Florida 32790; [warren@warrenlindseylaw.com](mailto:warren@warrenlindseylaw.com).

By: /s/ Mark L. Horwitz  
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Attorney for Defendant Rose Harr

# CLERK OF THE COURT BREVARD COUNTY, FLORIDA Scott Ellis

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March 09, 2013
- ▶ [Space Coast Economic Development Commission Subpoenaed by FDLE](#)  
February 28, 2013
- ▶ [Ellis and Weatherman at Odds Over BlueWare Documents](#)  
February 5, 2013
- ▶ [Ellis Claims Proof of Needelman Campaign Lies in Emails and Videos](#)  
January 29, 2013

**Exhibit 1**

Brevard EDC Cites "Non-Disclosure Agreement" and Confidentiality with Regard to BlueWare Relationship  
January 25, 2013

▶ Ellis: Emails Appear to Contradict Needelman Attorney's Testimony  
January 24, 2013

▶ Former Clerk's Digitizing Contract Under More Scrutiny  
January 19, 2013

▶ Ellis Plans Money Saving Changes in Clerk's Office  
January 05, 2013

#### ARCHIVED NEWS/EVENTS

▶ PROPOSED LEGISLATION THREATENS TO DESTROY JUDICIAL CHECKS AND BALANCES - Diane M. Matousek - Volusia County Clerk of the Court - February 2009 PROPOSED LEGISLATION THREATENS TO DESTROY JUDICIAL CHECKS AND BALANCES.pdf (77.4 KBs)

▶ Preserving the Public's Right to Access: - letter from Clerk of Court Diane Matousek to Legislative Delegation, February 27, 2009 Clerk\_Letter.pdf (320.2 KBs)

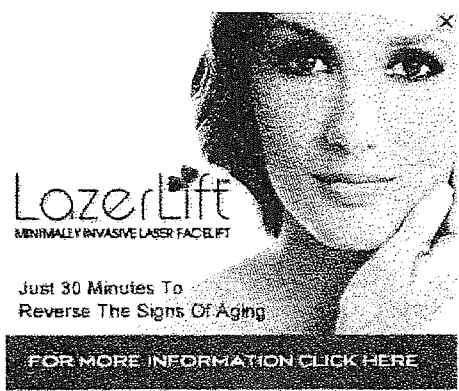
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Monday, June 25, 2012

### Scott Ellis

"It's personal." That's how Scott Ellis describes his race to unseat incumbent Mitch Needelman for Brevard County Clerk of Courts.

Ellis was Clerk from 2000 – 2010, when he resigned due to health reasons. He had beaten Needelman in 2008 by a wide margin. However, when he left office, Needelman ran again and won.

Ellis has been waging a two-front war since his decision to run again for the office he vacated. First, he is campaigning relentlessly on what he describes as "chaos in the Clerk's office." He believes the decision by Needelman to outsource jobs was a created crisis.

"These positions are detailed-oriented jobs. Now workers know they have little chance of getting badged (being hired by the state) so they have a day-labor mentality," Ellis said. "The place is in disarray. My opponent brags about a 25% turnover rate. But that's just not how you treat people."

If elected, Ellis will re-transform the office. "I will wipe out the new layer of management that Mitch has installed – they will be gone. I will also rescind the pay raises that were given."

Secondly, Ellis has been directly engaging his opponent's use of a bidding process called "invitation-to-Negotiate" as opposed to a more traditional method of "Request-for-Proposal." A bid through an ITN usually takes less time to process than does a bid through an RFP. Ellis calls the ITN process "a sham" because "you only have seven days to present a multi-million dollar bid."

And he has been filing requests for public records at a prolific pace to try and prove that his opponent is practicing cronyism through this process.

"It is, however, tough to pierce the veil," he said. "I don't get it. If you're not doing anything dishonest, why not release the public records? You shouldn't

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#### Opinion

- Charles Parker: Obama Feckless and Reckless
- Charles Parker: Is Xun Energy the EDC's Next BlueWare?
- Charles Parker: State Education Disarray Offers Chance For "Deep Breath"
- FIRST LOOK: 2014 Candidates for County Commission District 4
- FIRST LOOK: 2014 Candidates for County Commission District 2

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- Eastern Florida Wins \$1.5 Million Grant for New Degree Programs
- Eastern Florida Faculty Art on Display
- North Brevard Zone Seeks to Provide \$6.5 Million Grant to Developer
- FIT to Host Make-A-Wish Night Saturday at Old School Pizza
- Merritt Island High School Students Get First-hand Look at Space Launch

#### Politics

### Exhibit 2

need a legal opinion on this.”

And Ellis particularly has his sights set on a contract pending with a firm named Blueware that Needelman is negotiating with to perform digitizing of old court records.

He has requested records for any payments made to Blueware, what account the money is coming from, and the date and purpose of the payment. Ellis believes that a personal friend of his opponent is reaping financial gain from the contract – a digitizing job that Ellis thinks is unneeded in the first place. He calls them “kickbacks.”

“The whole office is for sale. Everything he touches is corrupt. The whole point is to give Blueware millions of dollars. Digitizing those old records is a waste of time and money.

“Plus, Mitch is now promoting a Blueware device called a digital pen to the Brevard County Sheriff’s Office. Why should the Clerk of Courts be promoting a project to another agency?”

Ellis also takes exception to his opponent’s characterization of the clerk’s office’s fiscal situation.

“It’s a big lie. Mitch claims he saved the state and county money. How could he ‘save’ money if he just put it back in for raises for his new managers? That is not a savings.”

Ellis describes the campaign as an affair in bullying. “They are accusing me of having frequent blackouts and doing cocaine. I drive all over this county everyday and have not had an accident. Does that sound like someone suffering from blackouts? Plus, I have never drank (alcohol) or smoked. Does that sound like someone with a cocaine problem?”

“If this stuff sticks, I lose. If it doesn’t, I win,” Ellis added.

In the meantime, all of this has not deterred Ellis in his personal confidence about his ability to do the job again.

“I told someone the other day I wish I could clone me. I could then be in each constitutional office and on the commission and bring some sense and fairness back into our local government.”

Posted by Charles Parker at 10:00 AM

+2 Recommend this on Google

### 5 comments:



scott ellis June 25, 2012 at 3:50 PM

Not quite what I said, and it's a comment I've said many times to many people. I wish I could clone me to go out and run against many of these people in office so I could leave office myself.

Reply



scott ellis June 25, 2012 at 3:55 PM

I stated every time someone runs against an incumbent it is personal. You do not run against people you like to take their job. I wish I could leave a few dozen clones behind to run against these people and keep them honest so I could exit the political game. There is not a prolific pace of FS 119 requests, they have been short and simple and stonewalled.

Reply

▼ Replies

Anonymous July 29, 2012 at 4:17 PM

- EDC Claims It's Not A Public Agency, Not Required To Produce BlueWare Records
- Florida Food Stamp Cuts Begin Today
- Charlie Crist Will Run For Florida Governor
- Obamacare 'Navigator' Ready to Help Brevard County Residents

#### About Me



Charles Parker

I cover politics, sports, and local news for Brevard Times. I also write opinion. You can

email me at [cpbrevard@gmail.com](mailto:cpbrevard@gmail.com) and follow me on Twitter @cpbrevard These views are mine alone and do not necessarily reflect the views of Brevard Public Schools.

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Well aren't you just full of yourself? Personally I believe cloning you would be a crime against humanity. You are actually a great poster child for birth control

Reply



Kathy June 26, 2012 at 5:28 PM

Scott - Fighting vile people and corruption drains a bit of your soul. Keep your pace up. We need you in office to continue exposing the money trail.

To know Florida is number 1 in corruption, it seems rare that Scott Ellis is a candidate who is a seasoned opponent for office- who always knows how slick deals are made to move money IN ORDER TO EXPOSE THEM. That is the difference. Mitch changed when he left his post on the river for his seat. Most people saw the change. The difference between Ellis and Mitch is Mitch knows how to create slick deals and Ellis exposes them.

Reply

▼ Replies



IndianRiverMan June 26, 2012 at 8:14 PM

Well put Kathy...Ellis has always had the common man's best interest at heart. Needelman always hides facts and has now screwed up a very correct and functional system that now is in disarray to EVERY person who I know that tries to use the Clerk's Office that has now been 'dysfunctionalized' to the point of chaos by Needelman who has dreadfully politicized what is really simply an accounting, book keeping and accountability office.

Reply

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The contract is basically this: Here's the money. We don't care how you get the job done or how you spend the money, you have to get the job done by 2017. Oh – and if you don't – we're covered by insurance that we paid for. So really – we don't care whether you get the job done or not.

And evidently the terms of the contract have changed from the original one signed this summer.

Incoming Clerk Ellis lays out the wide-ranging and winding road-like scenario this way:

Needelman contracts with BlueWare. Needelman realizes Ellis will cancel the contract and tries to sell it. HP lends money to Needelman – who in turn gives some of the money to BlueWare, buys an insurance bond, and evidently purchases bowling balls (what else does Brunswick Corporation do?).

Also, in October BlueWare chief Rose Harr is given a cushy spot on the Brevard Workforce Board of Directors and then in November is given \$760,000 by the same board for job training.

In this scenario, Ellis assumes the motive of Needelman – to keep Ellis from stopping payments to BlueWare and cancelling the contract when he takes office in January 2013.


But there is a problem with assuming the motive: there is no proof. I am sure if Needelman did not write down contract terms and deliverables, he did not write down the terms of a nefarious plot.

As well, I am sure Needleman would say his motive to change the terms of the contract – which went from \$8.5 million to \$6.1 million - was solely to save taxpayers' money.

Ellis claims, "Clerks cannot enter into promissory notes and borrow money. Legal opinions will be forthcoming when I get into office." At the same time, I would be shocked if Needelman didn't have attorneys who gave him the "okay."

And so the beat goes on. Taxpayer money is being spent on a noble project, but the taxpayers don't really know whether their money is being spent legally and efficiently. For government projects, both should be the standard.

Posted by Charles Parker at 12:43 PM

 +2 Recommend this on Google

### 35 comments:



scott ellis December 11, 2012 at 2:46 PM

The Clerk by law may not borrow money. No terms in any Blueware contract have been changed. Blueware got a \$5.7 million advance on the \$7.5 million remaining. The Clerk also picked up paying 3.55% interest on the note and the Clerk as customer paid for the Performance Bond for the vendor, Blueware (\$200,000) plus the bizarre \$200,000 payment to Brunswick. Why would anyone borrow money to make an advance on a five year no interest contract, even if the contract were legit (and it is not)? The money this time is stolen from Hewlett Packard.

Reply



Tyler Winik December 11, 2012 at 4:02 PM

Charles,

If non-taxing elected officials could apply for credit and obtain it from companies, wouldn't constitutional officers all over Florida and across the nation already have maxed out their credit ratings?

- EDC Claims It's Not A Public Agency. Not Required To Produce BlueWare Records
- Florida Food Stamp Cuts Begin Today
- Charlie Crist Will Run For Florida Governor
- Obamacare 'Navigator' Ready to Help Brevard County Residents

#### About Me



Charles Parker

I cover politics, sports, and local news for Brevard Times. I also write opinion. You can

email me at [cpbrevard@gmail.com](mailto:cpbrevard@gmail.com) and follow me on Twitter @cpbrevard These views are mine alone and do not necessarily reflect the views of Brevard Public Schools.

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As the Clerk has its budget given to it by the Legislature, it doesn't have a bond rating. It cannot issue bonds, cannot tax, etc. It must spend only what the Legislature gives it, no more.

The budgets of the Clerks in Florida are heavily reviewed by the Clerk of Courts Operation Corporation ("CCOC") before being sent to the Legislature for ratification. Even then, the Legislature, not the CCOC, makes the final decision as to what county gets how much.

This is yet another illegal power grab in an attempt to provide liquid cash for Mitch & Co. pending January 8th.

Reply



scott ellis December 11, 2012 at 6:50 PM

It is also by no means a noble project. It is a useless and unnecessary project. It would be bad enough to pay triple price for something you need, but these files are so rarely touched no mass imaging serves any purpose. It serves a purpose by pushing money in a circle through a circle of friends and accomplices. Rose Harr made the statement she needed to defend her contract from Scott Ellis to another company they tried to use to scam the public (too honest, they refused)and they found their way by having the Clerk borrow the money for them.

Too bad for Hewlett Packard, they may already know they have been left holding the bag.

Reply



Anonymous December 12, 2012 at 2:34 AM

Charles, I can fully support Scott's contention that this is a wasteful, unnecessary make-work project that arose ONLY to facilitate the scam. I have used the Clerk's records in my work on a daily basis for decades. Since the land records from '80 forward have been on-line, I have never once needed a doc older than that (14+ yrs?). Should I ever require such an old doc, I would consider this archival research and understand that retrieving it may take more time and effort.

What we never got the numbers on:

1. How many requests does the Clerk get each year for these old documents and how much Clerk's time is spent responding to them.
2. How many total documents are there to be scanned?

Answers to these questions would have exposed this scam for what it is – hardly a 'noble' project.

Reply



Anonymous December 12, 2012 at 3:04 AM

To my previous post I can add this:

I can state with 99% certainty that no other county in FLA has spent \$\$ to digitize their ancient documents.

This from the first County Clerk record search I checked – Dade

"The Miami-Dade County Clerk's Office is making every effort to serve the public in an efficient, professional and courteous manner. Most recorded documents from 1974 to the present are available online at County Recorder's Official Record Search with older documents available from microfilm at our library located at Courthouse East."

Old records on Microfilm is good enough for Dade, but not little ol' Brevard?

Reply



Anonymous December 12, 2012 at 5:40 AM

You are all making this more complex then it really is. The first mistake is your applying logic trying to identify a need and then applying a solution. this whole project had nothing to do with improving a process. This is all about money and a quick hit.

Here is the history:

- 1 - Rose moved to Florida and needed to make money. She has no product and a big commitment to hire a lot of people in order to get the incentives bluewhere committed to.
- 2 - Matt meets Rose and they both need each other. matt needs a big payday and Rose needs the money - see 1 above.
- 3 - Matt and Mitch are buddies. Matt can make a deal happen but needs to find something that somehow meets what Rose's company with no product does. Medical Records - Court Records, OK that's close enough.
- 4 - Matt writes some specifications, gives to Mitch he posts them, Rose responds with Matt authoring a response to his questions and Mitch awards the deal to Rose.
- 5 - Matt gets paid \$90,000 for bringing the deal in and then gets hired by Rose. Life is good but Mitch loses election.
- 6 - Rose needs to make sure she still gets the money. She tries to find a company to loan the county the money now so she can get paid. if she waits five years when the work is actually done it will be cancelled by someone not in the fix. IBM says no, HP says yes. HP does not know all the history.
- 7 - Rose gets the money and spends or hides it all.

8 - Result = County is out the money, HP is left holding the bag and Matt, Rose, and Mitch are laughing all the way to the bank.

Accomplices to the scheme - Jennifer the make believe sales executive and Debbie the party planner.

Not that complicated.

Reply

▼ Replies



scott ellis December 12, 2012 at 7:27 AM

I agree. Rose did not even have the rock for rock soup. However, I believe Matt & Mitch & Associates have taken in far more than \$90,000. Given how horrible the HP deal in unlawfully loaning money to the Clerk I'd give the money trail a few hound dog sniffs towards Hewlett Packard. Just as when something is too good to be true it is not, when something is too stupid to be true it also probably is not. Blueware/HP = Sarno Landfill/County Government. Both made \$6 million in one day producing nothing. Neither will ever be used.



Anonymous December 12, 2012 at 7:48 AM

The \$90,000 was the first instalment. The day the county wrote a check to Rose for \$500,000 she wrote a check to Matt for \$90,000. That was payment number one with more to follow. Another part of the deal was she hired him as VP for BlueGem, paid him \$200,000 plus commissions for future jobs and passed jobs. He needed to get on the payroll as soon as possible to pay for his medical bills that were adding up.



scott ellis December 12, 2012 at 8:03 AM

Yes, and other payments of \$10,000 and \$30,000. On top of those were the \$5,000/\$10,000 monthly payments to Eligere, the corporate lobbying firm he ran. I would also bet a large chunk of the \$5.7 million has disappeared overseas. The funny item in the HP loan was the \$200,000 for Brunswick Corporation. Rose had wanted to buy a fancy boat, perhaps HP via the Clerk has now paid for it?



Neal December 12, 2012 at 8:46 PM

Wow, you might have something there. I got side tracked with the Bowling Ball silliness, but I recall now that Brunswick owns a boat builder. Too funny!

Reply



Anonymous December 12, 2012 at 5:58 AM

The funny part is the folks at Blueware think everyone is upset because the scanning is not done yet. So they are keeping a low profile trying to get it all completed as quickly as possible. Then in January they will pop their head out of their hole and say - Look we have 1.5 million documents scanned already.

The only problem is they are so naive they do not realize the reason people are upset is because we paid 3 times as much for a useless fixed project that never should have been awarded to any one in the first place. All the hiding and avoiding answering questions can never change that fact.

Scott you also don't know they are using proprietary methods to scan the documents that you need their software to read the document. So when you fire them, any documents they have scanned you are going to have to pay them again to convert them into a readable format for any generic program out there.

That is how they made money over the last 18 months. All their old clients have been paying them the hostage fee to get their data back.

Reply



scott ellis December 12, 2012 at 7:13 AM

There will never be 1.5 million images in the next four weeks. The photos from the press release are a Potemkin Operation. Live files which had already been scanned were shipped down for the photo-op for the press release. HP should have followed up with me when I contacted them a month ago, they would have had a better chance at recovering some of their money.

I will say all damage wrought on this office since the election is due to the failure of those in power (and I am not talking FDLE) to have had the crooked rats removed back in September.

Reply



Anonymous December 12, 2012 at 7:44 AM

What photos? What press release? Is it on the web?

Reply



scott ellis December 12, 2012 at 8:14 AM

Charles has it as a .pdf. He graciously sent it to me. I am sure if you email [BrevardTimes@gmail.com](mailto:BrevardTimes@gmail.com) you can get it. It would be better if they have the time to post it, laughable, a pure Potemkin set-up. It is like the thieves on Wall Street skinning us alive and saying what a wonderful thing TARP is for the whole country.

Reply



scott ellis December 12, 2012 at 8:15 AM

Or e-mail me if you'd like, [sellis@spacey.net](mailto:sellis@spacey.net).

Reply



Anonymous December 12, 2012 at 8:56 AM

I have read the press release and I am not really sure what they are proud of after reading the statements.

This digitization of records will enable everyone who desires to access public records to be able to do so from any computer anywhere by the year 2017 - I can monitor my whole house and access my home computer from my smart phone today. They are bragging about a capability that they will have in 2017. We paid \$8 million I want something today not in 5 years from now.

Reply

▼ Replies



scott ellis December 12, 2012 at 10:43 AM

The Clerk's records are already online for the last decade. When was the last time you needed to see a case from 1993? Even worse, the Blueware plan is to do far more destruction than imaging. So if you really wanted to see that whole case from 1993, many pages will be gone forever.



Anonymous December 12, 2012 at 1:01 PM

And they have experience in destruction of classified records. There is nothing on their web site that indicated that. Let me guess they are subcontracting that part as well.

Reply



Anonymous December 12, 2012 at 8:59 AM

Brevard County is the FIRST in the State of Florida to get digitization underway. I am very proud of both the Clerk's employees and BlueGem for getting this project up and running so quickly -

Seriously!!! The contract was signed in April of this year and they just began scanning the documents after you have already paid them millions of dollars and you are proud of them for getting things up so quickly. What were they doing for the past 9 months???

Reply



Anonymous December 12, 2012 at 9:07 AM


After lengthy negotiations that have spanned months, the contract for digitization of Brevard County's citizens' private and public records was awarded to BlueGem Technologies -

I thought the specs were written by Matt, and then Matt responded to his own specs on behalf BlueVhene and then Mitch approved them and the contract was awarded. The whole process took three days. And from what I have read of the contract and specifications there is not a lot of details - we will give you \$8 million and have the records scanned by 2017. No milestones, no checks and balances, no requirements.

Oh yeah you had a bunch of make believe meetings in the Holiday Inn Express where Rose stood in front of the room pretending she was doing discovery for what the county needed and wanted with a whole bunch of fifth grade sticky notes. the contract was already written and signed at that point this was a dog and pony show for the employees to pretend it was some serious negotiations.


Not really sure where the law allows the winner of the contract to be the one identifying the specifications of the contracts with the employees. Shouldn't the specifications already be defined and then we ask the contractor to meet those needs. I would think the contractor would leave out the stuff they find in discovery that would be hard to do or expensive and take the low hanging fruit.

Reply

 **Anonymous** December 12, 2012 at 10:27 AM


Can't wait for Karma to come and get Mitch and all of his associates for ripping off the taxpayers of Brevard County!!! Scott had said ALL along...Mitch is bad business. Boy was he right!!!!

Reply

 **Paul** December 12, 2012 at 11:26 AM

Hey folks....you do know that the Clerk's Office already has 11 High-speed Canon 9050 scanners and in reality had NO NEED to Outsource the project in the 1st place. If the Clerk's Office was setup to index in a more efficient way they could internally scan 2 million images a month

Reply

 **Anonymous** December 12, 2012 at 1:31 PM

So the Clerk's office had more equipment the day they signed the contract to scan documents than the company they signed the contract with.

Do you think a program to setup an index system cost more than \$8 million?

And you ask why everyone is so mad....


Reply

 **Anonymous** December 12, 2012 at 2:10 PM

Anon 5:58 said: ...So when you fire them, any documents they have scanned you are going to have to pay them again to convert them into a readable format for any generic program out there.  
- An additional criminal charge of Theft of Govt Property?

Anon 1:01 said: And they have experience in destruction of classified records?  
-An additional criminal charge of Destruction of Govt Property?

Reply


 **Anonymous** December 12, 2012 at 3:11 PM

Great to know we have all this scanning equip while the process of scanning the most RECENT daily records has ground to a screeching halt this month.

I'm now waiting on court case docs filed in early Nov to be viewable, that have for the past 5 yrs, been viewable within 5± days of filing. Yes, great progress.


Too bad we couldn't have gotten an INJUNCTION against screwing up all that was humming along just fine pre election!

Reply

 **Anonymous** December 12, 2012 at 9:10 PM


But if Mitch didn't lay off all the staff that were doing the scanning already how was he going to justify a scanning project and pay Rose all the money - stop using logic!!!!

Reply

 **Anonymous** December 14, 2012 at 7:15 AM

Sad to say....us Floridians are easy pray for the Chunky Tiger....

Reply

 **Anonymous** December 19, 2012 at 7:32 AM

I see Blueware has conned some people to joining their "sales team". Good luck selling a non-existent product. Lets see: The product is not finished, there is no user manual, there is no defined installation process or project plan, there is no installation team, the list goes on and on. Yeah, a recipe for success.

Don't you people do your research on a company before joining them? You will make no money, be told by Matt Raab that he just cannot get an update/conversion done inside 6 months for your angry

soon to be former customers, and you will be subjected to Rose's stupid ramblings about following her 23 steps to a sale. A bit of advice: Be sure you send out that Cup and Packet. I am sure getting a coffee cup and some tea will guarantee you get the sale.

I guess the job market is still so tough that people will work for a corrupt company run by a psycho nut job. My guess is they do not last 3 months..and that is being generous.

Reply



**Anonymous** December 27, 2012 at 6:03 PM

I worked at Blueware about 8 months ago - in sales. They kept promising the product was coming but in the meantime just keep selling to the customers I was told. I could never get a release schedule or what particular modules actually made the product.

When the sales were not coming - because people do not buy vaporware - Rose blamed me for not following her patented 23 steps to a sale. These 23 steps is her excuse to use on her team when things fail. If it was so successful don't you think others would be using the 23 steps.

And yes I was eventually fired because I did not send the coffee mug to my potential customer and she blamed the no-sale because I forgot that important step.

In the end it was the greatest day in my life to get away from her and her family who are all a little warped.

Let me tell you a secret - there is no product, she has no idea what she is doing and she blames everyone else. If you are a man she will hate you the moment she meets you.

Reply



**Anonymous** December 27, 2012 at 6:09 PM

I just looked at their web site and under leadership team why do they have a picture of people who no longer work there. Answer - no one else is willing to have their picture put up there.

The other interesting notation is she envisions Blueware leading the future of electronic health records. Here is the sad part of that diluted statement. There is this little thing called Meaningful Use - what it means is if the federal government certifies your product in the electronic health record arena they will pay people to use it. Like a rebate for your purchase. This Blueware software that Rose envisions for leading the future is not Meaningful Use certified, never has been and never will be. I am pretty sure if someone has an option between using vaporware with a dwindling user base and not reimbursable and any other product out there, they are probably going to choose any other product out there.

Her and her daughter need to stop making global statements that are not true and make no sense. Here is a New Year's resolution for you - try telling the truth just for one day.

Reply



**Anonymous** December 28, 2012 at 10:52 AM

Here is an absolutely hilarious comment by Rose. What a JOKE. Here is the url for the post:

<http://www.healthinformaticsforum.com/profile/RoseHarr>

Rose Harr commented on Chris Paton's blog post "Robot and Frank": The Future of Home Healthcare Robots?

"Dear Mr. Paton and my friend David, Thank you for this ! The video is wonderful. I will use it for my company meeting if you dont mind. We are working in Robots also with Artificial Intelligence. Thanks for inspiring us. Rose Harr"

Seriously??? Rose and Blueware are developing robots with artificial intelligence? They cannot even finish a software program. To envision her company as a developer of robots and artificial intelligence shows how delusional she really is.

Reply



**Anonymous** December 28, 2012 at 2:44 PM

How many years can she use that picture? It was a glam shot she had taken 10 years ago. I think it is time to get a new shot. No one will take you seriously in the tech field when you look like you are modeling for JC Penney. I think Ellen DeGeneres is using this same pose. Take some of the money you recently taken and get new photos.

Reply



**Anonymous** January 3, 2013 at 6:35 AM

It is the new year. Scott...when will the contract be cancelled and the legal proceedings begin?

Reply



**Anonymous** January 4, 2013 at 11:38 AM

Shoot, I'm just waiting for the office to be functional and up and running again in his first few weeks. The clerk services have all but ceased to exist at this point!

Needelman - the biggest loser/jerk/crook to ever have held an office in this County - hands down!!!

Reply



**Anonymous** January 9, 2013 at 10:00 AM

Scanning images and shredding, who cares? This is only part of the obligation, the easiest and cheapest part. The REDACTION process is the most critical component and most needed service for any of the scanning (regardless of who does it) to be of any value to the Clerk's office and citizens.

Reply

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Saturday, January 5, 2013

Ellis Plans Moneysaving Changes In Clerk's Office



Incoming Brevard Clerk of Courts Scott Ellis

TITUSVILLE, Florida - The Clerk of Courts office will have fewer managers and "more people who do the work" as part of a plan to save money for the taxpayers, according to incoming Clerk Scott Ellis.

He will be sworn in on Tuesday at Noon at the Brevard County Government Complex in Titusville and will then visit all of the Clerk's offices. Ellis defeated incumbent Mitch Needleman in a primary last summer.

"We will go back to making more information available online for free, saving both the public and the Clerk's Office time and money," Ellis added. "Turning off many of the contracts signed by the current regime will save well over \$1 million annually.

"More regular workers will be added in place of the excess management and bogus contracts being paid. They will cost less than what is being subtracted, and we have to make it work as currently the office is being overspent through the long term contracts and the hiring of over 30 people after the election.

"I expect our overall staffing levels to be roughly the same. We may have a

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About Me

Charles Parker

I cover politics, sports, and local

Exhibit 4





news for Brevard Times. I also write opinion. You can email me at cpbrevard@gmail.com and follow me on Twitter @cpbrevard These views are mine alone and do not necessarily reflect the views of Brevard Public Schools.

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few more employees who do the work, but the few additional employees will be a saving over the excess management now leaving the building.”

One of those contracts – the contentious court records digitizing contract with BlueWare, Inc. – is a focal point of Ellis’ changes.

“The Clerk (outgoing clerk Needleman) unlawfully borrowed \$6.1 million from Hewlett Packard and fronted Blueware \$5.7 million for their five year contract. The \$8.3 million for digitizing will be over, unfortunately with more than \$1 million already gone down the drain,” Ellis said.

Ellis noted that many of the upper level management are resigning, but there are still salary issues to be considered.

“The new layer of management (that Needleman installed) has been leaving on their own, collecting \$15,000 to \$20,000 severance bonuses on the way out,” Ellis said. “The last round of pay raises must be rescinded and I believe a large amount of the first round will be removed as we prepare to re-badge the outsourced employees in the first month.”

Ellis added that he hopes to determine the fiscal outlook for the office within his first week.

“The management and structure of the Viera and Titusville offices will have been reworked. We will have an auditor and paralegal on board to sort through what has happened over the last two years as we meet with members of the Clerk’s staff. We are going to see what we have legally in past expenditures and contracts as well as what exactly the current financial situation is of the office.”

Posted by Charles Parker at 7:02 AM

+2 Recommend this on Google

### 15 comments:



**Anonymous** January 5, 2013 at 4:02 PM

WELCOME BACK SCOTT!!!! :)

NOW MAYBE YOU CAN PAY THE SCHOOL BOARD ADMINISTRATION OFFICE A VISIT AND FIRE AND HIRE SOME WORKERS????

Reply



**Anonymous** January 6, 2013 at 9:59 AM

There is a new sheriff in town and his name is Scott Ellis - thank god.

What happens to all the people Rose hired at Blueware to do the digitizing contract - do they get fired, does she get in trouble for making these promises to so many people - I know once again she will blame some one else for the actions she has to take. If it was up to me I would keep you all on board but the bad man named Ellis is making us do it - I can hear her now saying,


I think the relocation people need to reexamine the tax rebates and incentives they gave her to come down here. I believe they meant you need to hire and keep employed 192 people - not just hire and fire people to make your numbers and get your money.

If she has already taken \$1 million dollars maybe she should give us the brand new building she purchased and we will call it even - or actually we won't be able to call her if she is in jail. If she calls we will accept the charges and say even.

Do the prison jump suits come in blue? I do know how much she loves blue.


Scott - STOP THE MADNESS!!!!!!!

Reply

 **Anonymous** January 6, 2013 at 12:42 PM


Welcome back Scott!! Finally, things will get back to normal, although it will take time for you to actually see how much damage Mitch Needleman has done. He definitely has ripped-off the citizens of Brevard County. Wonder what will be on Needleman's agenda next? Prison? Stealing from the clerk's office will land him there. Adios Needleman, you did nothing for the COC...just screw us all over!!

Reply

 **Dspangler** January 6, 2013 at 6:16 PM


Welcome Back Scott the chaos is almost over. And it feels really good to not have to hide behind an Anonymous name. Thank the Lord for answering prayers, and thank goodness the Clerks office will have the right man to restore the damage that has been done.

Reply

 **kenlyn** January 7, 2013 at 1:47 PM


*This comment has been removed by the author.*

Reply

 **kenlyn** January 7, 2013 at 1:48 PM


colt: Ellis Please keep us up to date on that Blueware scam. With schools closing and good people out of work we do not need this place to be attached to Brevard County. We need you to step up to the plate and do what is right. Thank you Mr. Ellis

Reply

 **Anonymous** January 8, 2013 at 10:15 AM

Well perhaps if Rose does have the \$1million then she would kindly repay the money she owes my company which put us and our staff through some very difficult times during this global recession; nearly forcing us into liquidation. Thanks Rose


Reply

 **Anonymous** January 8, 2013 at 10:51 AM

oh, scott. you are a joke. it will not take too many years for you to quit again. as soon as you spend all the excess money that was left to you, you will be right back where you were before.

Reply

▼ Replies

 **Anonymous** January 9, 2013 at 2:28 PM

Eric and David you really need to work on your punctuation. Or maybe it was lbbe trying to learn English and practicing on blogs.

FYI - there is no extra money - everyone knows that and you can try to paint Scott as the bad guy but that is not true. We all know the truth.


Here are some questions for you to ponder?

Why has Rose and Jennifer went to go hide in the UK if the reason they moved to Melbourne in the first place was because of all the opportunity here in Florida?

How come no one from your office has answered any of the questions regarding the contract that was signed - afraid of the truth?

The truth will set you free.


Reply

 **Anonymous** January 9, 2013 at 2:32 PM

"Historic Downtown Melbourne will be enhanced by the siting of BlueWare in the heart of downtown. Revitalization, together with 190 new high-tech, high wage employees in the growing health care sector, combine to form an outstanding development arrangement. We appreciate the State and Brevard County for helping expedite this business location," said Cindy Dittmer, Planning and Economic Development Director, City of Melbourne.

Then why is their office located next to the interstate - this makes no sense?????

Reply

 **Anonymous** January 9, 2013 at 2:39 PM

I am still stuck on the whole comment from above. You are telling me that Rose paid for us to move her to Melbourne and buy her a building and other tax incentives and the reason was to higher local folks and to develop local business and now her and her followers are in the UK?


Does any one besides me see this as a problem?

How much are we going to let this woman get away with and what idiots are continuing to work for her?

If you moved to Florida to do business don't you think you should do more than one contract before you high tail it to another country.


You don't think she is hiding over there because her world is about to fall apart??? I heard she does not like bad news and often hides from it than facing it.

Reply

 **Anonymous** January 10, 2013 at 2:47 AM

Re Rose and all her followers in the UK. Quite simply, no. She has no followers in the UK, at least to my knowledge. It is a phoney business

Reply


 **Anonymous** January 10, 2013 at 8:02 PM

Those are some pretty strong words -

A phoney business means you do not have a product, you sell people vaporware, you negotiate contracts for things you really cannot do and when you are asked questions about it you cannot provide answers.


My apologies you are right - it is a phoney business.

Reply

 **Anonymous** January 13, 2013 at 8:52 AM

the final audits and accounting of funds in the clerk's office, by INDEPENDENT auditor firm are public record. why don't you all go and READ them before shooting off your mouths about things you know nothing of? gripes me that people always speak authoritatively with no information. stupid, unwashed masses.....

Reply

 **Anonymous** January 13, 2013 at 9:10 AM

Mitch it is good to see you have some extra time to blog these days. I am so glad you want to speak authoritatively about something. If you are so open why did you give a job to a company that had no experience in doing the job for three times more than any one else would do it for? Why did your right hand man Matt get such a big payout for bringing you this cozy vendor - there were no vendors in Melbourne who could have done this? Why did you try so hard to keep everything under wraps while you were in office? Why would you pay money to a vendor for a product that is due in five years with payment upfront? Why did you give so much work to one vendor if the all the businesses in the county need work? Why would you even hire a vendor to do a job when we have county staff that can do it and equipment sitting in our offices that can do it? Why would you pay a company to do the work who never did it before, buy them a building to do it in and then pay them from your EDC to have the people do it? None of this makes sense.

So before you get on your high horse and talk about people who know nothing, we are not stupid and can smell a fix a mile away. You are a self serving individual who only cares about lining your pocket at the expense of others and then you have the nerve to ridicule us when we question how you did it.

Do you ever wonder when it all went wrong. Is it something systemic and you neer really had any business skills and your only virtue in life was the hustle. It is so sad when you look back at your legacy the only thing people will read is this about you and what you have accomplished.

I would rather you go to your house and wait for the authorities to come knock on your door to take you away then add more to this pathetic memory we all have of your regime.

Reply

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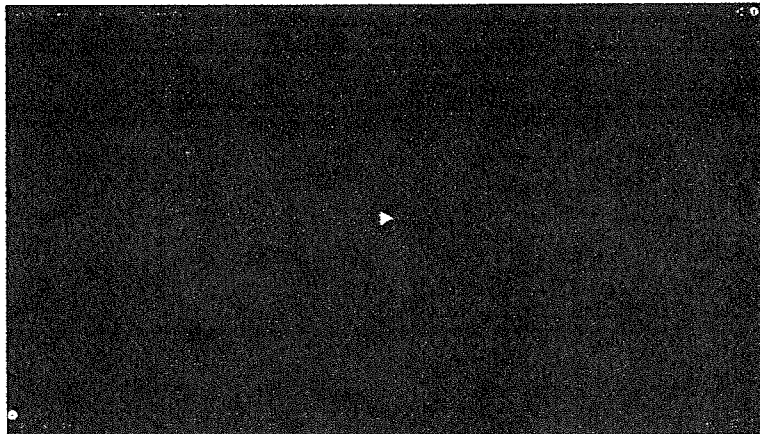
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TUESDAY, JANUARY 8, 2013

## Scott Ellis Sworn In As Brevard County Clerk of Court



TITUSVILLE, Florida -- Former Brevard County Clerk of Court Scott Ellis is back at his old job today after being sworn-in at the six-story Brevard County government complex in Titusville, Florida. Former Clerk Mitch Needelman left the office at close of [business](#) yesterday.

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Exhibit 5



Judge Jack Griesaum - Left, Scott Ellis -Right

Ellis was cheered by about 200 in attendance, many Clerk employees, after he was sworn in by Brevard County Circuit Court Judge Jack Griesaum. It appears that many employees brought their leftover New Year's Eve noise makers to the ceremony.

"We will go back to making more information available online for free, saving both the public and the Clerk's Office time and money," Ellis told *Brevard Times* before today's ceremony. "Turning off many of the contracts signed by the current regime will save well over \$1 million annually.

"More regular workers will be added in place of the excess managemen and bogus contracts being paid. They will cost less than what is being subtracted, and we have to make it work as currently the office is being overspent through the long term contracts and the hiring of over 30 people after the election.

"I expect our overall staffing levels to be roughly the same. We may have a few more employees who do the work, but the few additional employees will be a saving over the excess management now leaving the building."


One of those contracts – the contentious court records digitizing contract with BlueWare, Inc. – is a focal point of Ellis' changes.

"The Clerk (outgoing clerk Needleman) unlawfully borrowed \$6.1 million from Hewlett Packard and fronted Blueware \$5.7 million for their five year contract. The \$8.3 million for digitizing will be over, unfortunately with more than \$1 million already gone down the drain," Ellis said.

Ellis noted that many of the upper level management are resigning, but there are still salary issues to be considered.

PHOTO and VIDEO by: Bobby Socks

Posted by Brevard Times at 12:21 PM

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1 comment:



Anonymous January 19, 2013 at 3:55 AM

Congratulations Scott.

Reply

Beauty Dating  
Tennis Star Ryan  
Sweeting



How Penny  
Stocks Create  
Millionaires Every  
Day



How Cruise Ships  
Fill Their Unsold  
Cabins



New Discovery to  
Control Your  
Appetite



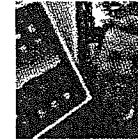
Tricks Car  
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Know



How to Get  
Freakishly Long  
Eyelashes in 7  
Days



How to Exercise  
Your Brain to  
Make It Strong



How New iPads

are Selling for  
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FLORIDA POLITICS

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EDC Claims It's Not A Public Agency, Not Required To Produce BlueWare Records

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IRS: Tax Refunds, Returns Will Be Delayed Next Year

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Saturday, January 19, 2013

### Former Clerk's Digitizing Contract Under More Scrutiny

TITUSVILLE, Florida - Documents released by the new Brevard County Clerk of Courts reveal a complicated payment arrangement between former Clerk Mitch Needelman and BlueWare, Inc. They also raise questions as to what a \$6.1 million is being used for.

New Clerk Scott Ellis has maintained since the summer of 2012 that the digitizing contract between Needelman and BlueWare is a "sham."

A promissory note - a copy of which was released to Brevard Times by Ellis - was signed on October 23, 2012 and indicates that the clerk's office would receive the funds from Hewlett-Packard Financial Services Company for "essential" equipment.

The note states specifically that "the use of the equipment is essential for Maker's proper, efficient and economic operation, Maker will be the only entity to own, use or operate the Equipment during the term of this note and Maker will use the Equipment only for Maker's governmental purposes."


A legal opinion written by Joe Teague Caruso, legal counsel for the clerk's office, also notes, "The Equipment is personal property and will not become a fixture."

Neither the note nor the legal opinion indicates specifically what the "equipment" is.

Then, on October 24, 2012, Needelman requested that the money be directed to three "vendors," each receiving differing amounts: Blue Gem - \$5,690,526; Brunswick Companies - \$209,474; and The Hanover Insurance Company - \$200,000. A second identical payment direction was signed on October 29, 2012.

Hewlett-Packard accepted the promissory note on October 27, 2012.

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Politics

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- Florida Food Stamp Cuts Begin Today
- Charlie Crist Will Run For Florida Governor
- Obamacare 'Navigator' Ready to Help Brevard County Residents

About Me

Charles Parker  
I cover politics, sports, and local

**Exhibit 6**

To further complicate the arrangement, there is disagreement between the documents as to exactly what it should be called.

The promissory note calls the agreement both an "advance" and a "lease." The payment direction letter calls it a "loan." And the clerk's legal representative calls it a "lease."

Deputy Clerk Tyler Winik told Ellis in email communication on January 15 that he is continuing to investigate the relationships between Blue Gem, Brunswick, and Hanover.



news for Brevard Times. I also write opinion. You can email me at [cpbrevard@gmail.com](mailto:cpbrevard@gmail.com) and follow me on Twitter @cpbrevard These views are mine alone and do not necessarily reflect the views of Brevard Public Schools.

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Posted by Charles Parker at 6:42 PM

Recommend this on Google

### 14 comments:



**Anonymous** January 20, 2013 at 7:32 AM

Who is Maker?

[Reply](#)



**Charles Parker** January 20, 2013 at 8:17 AM

"Maker" is the Brevard County Clerk of Court

[Reply](#)



**Anonymous** January 20, 2013 at 8:54 AM

I was under the impression that any government contract has a 24 hour cancellation clause without cause. If that is true couldn't the county simply cancel the contract with HP and stop payment. Yes HP would basically be out of the money they paid in advance but that is not the county's problem.

I guess the real question is how does HP get the money they have advanced? I would hope they would have provisions in their contract with Bluegem that if that clause was exercised they would have the ability to reimburse the advance.

I am still not sure why would HP advance money for services not rendered? I remember we had to indicate work was complete, services delivered or equipment was received and then payment would be issued. Has any of the above been completed for HP to make payment and if so why are the documents not all digitized?

So many questions that have not been answered and I still do not understand why public pressure cannot have the owner of Bluegem come forward and explain to tax payers the complexity of this contract in simple terms.

I understand private businesses have the right to keep their business private but once you enter the public sector everything is supposed to be transparent and correct me if I am wrong we are talking about a public sector contract?

[Reply](#)



**Anonymous** January 20, 2013 at 9:01 AM

Anonymous 5:54 - you want simple terms I will help you out -

Blueware pulled a fast one on the county and HP and despite warnings got away with it.

Rose is hiding in the UK leaving everyone else here out to dry.

HP can't get their money. It is either spent or hidden. She is laughing at all you fools who gave her the contract, did not stop it despite warnings, paid for a building for her, paid for the employees who work there and think she was the saviour.

You had one basic question to ask and no one was smart enough to do it - why are we paying in advance for services not rendered?

Is that simple enough for you?

Reply



scott ellis January 20, 2013 at 10:48 AM

You can't say Blueware pulled a fast one on the Clerk's Office if the upper management of the Clerk's Office was in on it. Just because a deal is stupid for some does not make it stupid for all, witness the Samo Landfill.

Reply



scott ellis January 20, 2013 at 10:53 AM

HP has no contract with Blueware. It is the beauty of the scheme orchestrated by Blueware. HP loaned \$6.1 million to the Clerk of Court, who directed \$5.7 million of the loan proceeds to Blueware and the other \$409,000 for a Blueware performance bond. HP thought they were the smart ones by sending the Clerk's hired attorney (who collected \$50,000) the language he needed for 'his' opinion to bless the deal. All they did was ensure their own loss of six million dollars.

Reply



Anonymous January 20, 2013 at 11:46 AM

So in the end Rose won. She found some people she could manipulate - the economic development committee, an easy mark in Mitch, a company hungry for a sweet deal and put her devious plan in motion.

Six months later - nothing has improved in the county, Mitch is somewhere counting his payout, HP is stuck with a significant loss of money and Rose is across the pond living large on stolen money.

How sad things are. I am just pissed that I did not realize the taking was that easy or I would have figured a plan to take a few million myself instead of working hard in a struggling economy - who is the fool?

Reply



scott ellis January 20, 2013 at 12:24 PM

It's not over yet. There is still plenty of evidence of fraud and misconduct. I suspect the desire is to pull the money and split leaving behind a 'corporate mess' but evading any criminal issues. We'll see how it unfolds, there is evidence aplenty if the State Attorney chooses to act on it.

Reply

↳ Replies



Anonymous January 20, 2013 at 3:05 PM

will your office still continue to make entire case files available online or will we have to do it in person???



scott ellis January 20, 2013 at 8:42 PM

We have been scanning for ten years and will continue. The Blueware files are all ten years or older.

Reply



Space Coast Conservative [dot]com January 20, 2013 at 5:52 PM

This story still appalls amazes me. Why is Needelman NOT in jail yet? When will that happen? When will Brevard County Taxpayers get our money back? I know we won't actually get a refund, but at least bring it back to be used properly by the Clerk's office if nothing else.

Please do put the records online and be completely transparent in this. It will be good for Brevard County Taxpayers to be able to see what happened to their money and how it was misused and mishandled by Needelman. This scam needs to be totally uncovered and prosecuted to the fullest extent of the law.

Reply



Anonymous January 20, 2013 at 8:35 PM

Too many people involved who are in political offices for anyone to want to touch this one. It is safer to just count the losses and say we learned from this one.

Once you start peeling back the layers you have to go all the way back to say who wanted this

company to come to Florida in the first place and the answer is not pretty.

Reply



Anonymous January 20, 2013 at 8:36 PM

They close schools and spend fraudulent money on this scam?  
Where is the state attorney???

Reply



Anonymous January 24, 2013 at 4:42 PM

I see Rose's kids Kaitlin and David have traveled to England. Are they on holiday visiting their scam  
artist mother, or have they moved there to avoid the scandal as well?

Reply

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Wednesday, November 7, 2012

## BlueWare Misses Clerk's Office Deadline

MELBOURNE, Florida - BlueWare, Inc., the Brevard County Clerk of Courts digitizing contractor, has missed a deadline to respond to questions from Brevard Times. The Clerk's office had previously said that BlueWare would "be responding in some capacity" by November 7, 2012, according to Katerina Pringis, a Public Records Research Clerk.

In a November 1 email, Jennifer Kenna of BlueWare questioned the relevance of the inquires, but declined to provide clarification, noting that whether or not the company would have further comment "is not my decision to be made." Emails to another BlueWare employee, Kaitlin Welliver, have not been acknowledged by BlueWare. Welliver previously provided on-the-record information.

The follow-up questions were raised after public comment resulting from a October 17 story in Brevard Times about the five-year \$8.5 million digitizing contract between Clerk Mitch Needelman and BlueWare. That story can be linked at http://cpnews.brevardtimes.com/2012/10/court-records-digitizing-underway.html

The outstanding questions include:

- 1. What is the current employment in the BlueGem digitizing effort and how/when will ramp-up occur? Is it true that you are required to hire 192 workers within 24 months to receive Brevard EDC incentives?
2. There was a claim that veterans would be hired. How is that process going? Is there a specific system in place to connect your HR with veterans? How many have been hired?
3. There are claims that there has been a high turnover rate in your company as of late. Can you comment on the truth of these claims?
4. Where is the new permanent site and what equipment purchase have been made for it?

The questions were also provided to the Economic Development Commission of Florida's Space Coast. Dina Reider-Hicks said that the EDC's role with BlueWare was limited to "business recruitment."

A press release from EDC said, "The EDC worked closely with the company to demonstrate the competitive advantages of locating in Brevard County and developed a competitive proposal outlining the tax advantages and skilled labor pool. BlueWare selected Brevard County over two other potential sites primarily due to its skilled labor pool and attractive tax climate."

#### Recent

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- EDC Claims It's Not A Public Agency, Not Required To Produce BlueWare Records
Florida Food Stamp Cuts Begin Today
Charlie Crist Will Run For Florida Governor
Obamacare 'Navigator' Ready to Help Brevard County Residents

#### About Me

Charles Parker

I cover politics, sports, and local

### Exhibit 7



news for Brevard Times. I also write opinion. You can email me at cpbrevard@gmail.com and follow me on Twitter @cpbrevard These views are mine alone and do not necessarily reflect the views of Brevard Public Schools.

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Reider-Hicks added, "We have no knowledge or information related to the questions" and "as for the incentives question, BlueWare was awarded performance-based incentives through the state of Florida. You can find details regarding the performance requirements for the incentives on the Enterprise Florida website."

A search of the Enterprise Florida website found no references to "BlueWare," "BlueGem" or "Rose Harr." As well, the press link did not have any related stories in 2012.

Posted by Charles Parker at 11:25 PM

+1: Recommend this on Google

### 68 comments:



**Anonymous** November 8, 2012 at 9:03 AM

I am going to share a secret with all my fellow citizens of Brevard County.

Here is Business 101 from the Blueware strategy handbook.

- 1 - Never answer any questions that may reveal the truth.
- 2 - Never provide solid proof that you are doing what you say.
- 3 - Here is the most important, when anyone attacks you never counter with facts. Call them liars and sling mud their way.

And now how all these guidelines have been implemented in the latest string of stories that Blueware is not actually scanning documents but just collecting money on a contract that pays them \$120,000 a month to do nothing except fly to England to plan their escape when Ellis comes to office.

Rule 1 counter - They were asked to respond to the citizen questions by November 7. They ignored the request. If it was me, I would have had a press conference to answer these questions and field any new questions.

Rule 2 counter - You rent a building instead of buying, you hire temporary employees through a hiring agency and you fire any real business people. If you really planned on staying wouldn't you have purchased a building by now instead of claiming there is no where for our big operations. You are evidently doing it in a 1,200 sq foot house right now. Why do you not hire full time employees instead of using a temporary agency? You can skirt a lot of the state regulations by hiring temporary employees. Every real executive who has walked through those doors left within 8 weeks and now you have a party planner and a part time marketing person with no sales experience leading sales.

Rule 3 counter - Blueware has not provided any solid facts to counter any claim that was made in the 85 comments made in the feature articles about their company. They talk about Ellis like he is dirty, cannot provide proof of another client they did this same type of work for, and most importantly cannot show how their over priced solution is the right choice for the citizens who are paying the bill.

Remember these words, the man who has nothing to hide, hides nothing.

How come their special software that has been in development for 3 years and we purchased for \$5.7 million is still not in production anywhere?

We paid a lot of money for nothing.

Reply



**Anonymous** November 8, 2012 at 9:19 AM

After reading these articles and all the comments made, it would seem that this would be easy to figure out if something was going on here.

I am small business owner in town, I have never executed a complicated government contract or

claim to understand the complexity of software and hardware deals but I do understand business.

Brevard County paid so far to this company Blueware about a million dollars of our money to do a job I am guessing by reading all the comments and articles.

Shouldn't the county be able to go to them and say what have you purchased so far to do this job? How many employees have you hired to get this done? And, what goals have you met?

I know it is their company but it is our money.

Why are these questions so hard to answer? I am all for making a profit and believe every company needs to do that to survive, but let's get some answers and stop this non-sense now.

If we gave you \$1 million show me what you spent it on and how much it has cost you.

In my business every single customer I deal with gets to see what they pay for, how about giving me the same rights!

Reply



**Anonymous** November 6, 2012 at 9:35 AM

6:19 AM there you go using logic.

Let me paint this picture for you.

What if you used all the money that was paid to you for this project to cover all your payroll expenses for a company that has made no money in the last 3 years.

What if the first installment of \$90 k was paid to your consultant Malt who made the deal happen?

What if you are funding trips to the UK on these payments?

Would you purchase real scanning equipment and real redacting software for \$4 million dollars if you knew that you were just going to sub the work out to other companies?

It would seem to me that there would not be much money left to do the job you were hired to do so you would try to use smoke and mirrors to simulate a real operation, maybe rent instead of buy, any one who questions your actions call them liars, try to ruin the credentials of the 27 people who have been hired and left since you moved to Florida and maybe avoid answer questions when they are put forward.

It is not real complicated once you know all the facts. If it walks like a duck, quacks like a duck and swims like a duck - it probably is a duck.

Reply



**Anonymous** November 6, 2012 at 5:32 PM

The following information was taken from the original ITN that the clerk initiated. I would like to know who are the "Experienced Clerk Consultants" "Who Insured BlueWare for Performance Bond requirement" Why there are no stated milestones in the contract?

#### 2.2 Evaluation Criteria and Negotiation Process

- The vendor must be able to provide experienced consultants
- The vendor must agree to provide a performance bond of \$1,000,000.00.
- The vendor's cost reply shall be for a milestone and deliverables-based fixed price solution.
- Any vendor not meeting the minimum qualifications will not be considered for further evaluation.

The ITN also called for these criteria.

#### 4.0 AGENCY PROFILE AND REFERENCES

##### 4.1 General Overview

- A. Describe the expertise of the personnel to be utilized for each aspect of this project. Include Bio/resume of account executive(s) responsible for this account.
- B. Indicate the number of years and nature of your experience on related projects.
- C. Indicate the number of years and nature of the company's experience and expertise in the scanning and digital records industry.
- D. Detail company location that will be used to support the BREVARD COUNTY CLERK OF COURTS (Brevard County locations will receive priority preference).
- E. Describe commitment and procedures in delivering service to your clients.
- F. Describe your procedures during any given emergency that will enable you to carry on the business contained in this ITN on behalf of BREVARD COUNTY CLERK OF COURTS.
- G. List current and past clients and the industries they represent.

Where are they? Breach of Contract?

Reply



**Anonymous** November 8, 2012 at 8:05 PM

Very interesting. They somehow produced credentials to meet those requirements and now the people are gone or someone turned a blind eye. Either way, none of the original staff are there when they were awarded this contract and they have not been replaced by qualified individuals.

In regards to the performance bond. I heard they tried to get IBM to loan the county the money and Rose would get her money right away instead of waiting five years and taking a chance that when Ellis came on board he would cancel the contract.

Reply



**scott ellis** November 8, 2012 at 10:49 PM

There is no performance bond. The whole job is a scam and very little has been accomplished by Rose's kid and his Day Laborers.

Reply



**Anonymous** November 9, 2012 at 8:26 AM

From what you are saying Scott, it is interesting that her "project manager" is her son David Welliver. I guess the word is out and she cannot hire anyone with the proper qualifications or skills to develop a true production scanning facility. Of course, that is making the assumption she even wanted to create a true production facility in the first place. From what I am seeing and hearing, this has been a scam from the very beginning. Scott, can you share with us your plan on Day 1 when you being your new position. I think we would all love to know what you are going to do to correct this travesty. Of course we do not want you to tip off Rose about your action steps...so we would understand if you are vague or prefer not to disclose those steps at this time.

Reply



**Anonymous** November 9, 2012 at 8:58 AM

I guess if this wasn't a scam they would have already purchased a permanent building. Don't you find it interesting they rented the house to do their scanning only until January - is it a coincidence that Scott takes office in January so when they get kicked out of town their lease is up?

I guess if they were on the up and up they would have already purchased scanning equipment. Instead they are using borrowed licenses that Matt gets because he is pretending to sell the scanning solution to other businesses. That is one way to avoid making any real capital investment. You use licenses Kofax supplies to get sales of their equipment in production mode. It would be like taking poop bags from the dog park that are for free and selling them to the county at a premium as containers to store their office supplies.

I guess if this wasn't a scam they would have hired real employees instead of having her twenty something daughter and son and a party planner run the company. Instead they have a temporary hiring agency do all the hiring so they can bypass paying benefits and no real leadership with any real world experience in what they are doing.

If they really wanted to become part of the community they would have purchased homes instead of renting condos on the beach that leases run out in January so they can have a quick departure.

I guess if they were really in it for the long haul they would not have tried so hard to get IBM to finance the deal by loaning the county the money and taking one lump sum payment of \$8 million from IBM in September so when this whole thing falls apart in January they can skip town with their - excuse me - our money.

The only problem is besides Mr. Ellis knowing what they are doing so do the authorities and they are breathing down their backs.

Reply



**scott ellis** November 9, 2012 at 9:20 AM

After I am sworn in no further money will be released to Blueware. At that point I will also have access to anything signed or paid and suppressed to date.

Reply



**Anonymous** November 9, 2012 at 10:04 AM


Thank you Scott - finally an end to this nightmare. So they will get two more payments totalling \$240,000 for doing nothing.

The only problem for them is that is when the real problems start for Rose and M & M. Because although the payments stop, law enforcement won't.




You have some good folks at the county who tried to put square wheels on this deal to the best of their ability but there were also some who had no backbone and were helpers to the scam.

Reply

 **Anonymous** November 9, 2012 at 11:54 AM

I am very confused to what is going on with this company. I was interviewed two times with Blueware and told on my second interview that they wanted me to start right away. I was told by rose and katlin that my veteran status was very important to them. Before leaving my second interview katlin told me she would like me to start as soon as possible. I put my life on hold for these people and trusted what they were saying to me. They were willing to give me a starting salary of \$60,000 a year and I was told I would be working in England quite a bit. After all the interviews, great conversations, emails, phone calls, nothing happen. They did higher a new COO Robert Baldwin and I did finally receive an e-mail from him telling me strategy has recently shifted to first hiring the executive team so that they can then hire the right people to fill out their respective organizations. He also told me that an offer was extended to a VP of Business Development and expect him to be on board in August. He then wrote "The CTO is the final executive we need to hire but we have a good candidate for that as well. Thanks for being patient as we build the team to take BlueWare to the next level." After about three or four weeks I tried to reach them again and absolutely nothing. They don't owe me anything, but if they are the professional software company that they presented to the citizens of this county that I think they should act professional.

Reply

 **Anonymous** November 9, 2012 at 1:25 PM


Don't be confused they did the same thing to me. I was interviewed three times - Rose, Kaitlin and Debbie all told me I was the best and they would send me an offer letter the next day. The letter never came and when I called to follow up I got unreturned calls followed by unanswered emails.

After reading everything about this company and how they do business, I believe it was a blessing I did not get hired.

But I do see your point and agree totally with you. They tell the public one story but execute a different one behind back doors.


Reply

▼ Replies

 **Anonymous** November 9, 2012 at 1:53 PM


I agree, "I believe it was a blessing I did not get hired." It was just so unprofessional and it hurt me and my family! They should be ashamed for what they have put many good family's through with there promises.

Reply

 **scott ellis** November 9, 2012 at 1:59 PM


If you were interviewed and detected things going on which you feel were shaky or illegal you should contact FDLE. If you wish to contact me my e-mail is sellis@spacey.net

Reply

 **Anonymous** November 9, 2012 at 3:36 PM


Mr. Ellis,  
What of those people/statements that have been provided to the FDLE?  
Will the FDLE be taking any action or is BlueWare et al teflon?  
Do you or will you have access to that information?

Reply

 **scott ellis** November 9, 2012 at 5:12 PM

FDLE holds everything confidential. The prosecution would be the State Attorney. I don't have access to the interviews. If for some bizarre reason this is not prosecuted the whole file will become public record, like the Sarno Landfill report. I'm pretty sure this one will not have the ball dropped.

Reply

 **Anonymous** November 9, 2012 at 5:39 PM

Trust me many of us have been interviewed by FDLE and we are not allowed to share what we were asked or what we told them.

That is all I am allowed to say for now.

Reply



kenlyn November 9, 2012 at 7:25 PM

They have this now posted, are they for real or what. <https://www.theladders.com/job/jobboard?cr=4600531&pi=s4-S1>

Reply



Anonymous November 9, 2012 at 7:39 PM

Who would take a job there? There are a lot of desperate people out there who do not know better.

The funniest part is the 23 steps to a sale. This is something Rose lives by. It is something she created (or so she says) and if you follow all 23 steps you are guaranteed a sale. Guess what - in the last 3 years they have never sold their product called Bestbond. One reason is because it still has not been completed and the other running into a deal like Mitch gave them is very rare.

They forgot a qualification: Must be able to live without getting regular paychecks, do not complain when your expenses are not paid, do not ask questions like - do we actually have a real product and the most important - believe Rose and her make believe world she creates.

Reply



Anonymous November 10, 2012 at 10:28 AM

Did anyone do there homework before giving these people Money or promoting them like Executive Director of the Florida Department of Veterans Affairs Ret. Army Col. Mike Prendergast did?...and what about Brevard County Commissioner Mary Bolin, did she do her homework?...and what about and Melbourne city manager Jack Schluckebier? These are people that where at the ribbon cutting ceremony giving praise to these folks. We have schools shutting down for a lack of funds and we are giving it to this company and I do not see anyone that really cares. Is Florida Today on top of this? Has anyone sent the FBI to arrest these people? I'm perplexed i really am. I see all this talk but not a bit of action. Do we have any back ground on this company that is real? Have they ever been a legit company? Do WE KNOW ANYTHING!!!!?

Reply

▼ Replies



Charles Parker November 10, 2012 at 1:53 PM

Who cares if Florida Today is on top of this. Brevard Times is...



Anonymous November 10, 2012 at 2:10 PM

Thank you, i really hope so!!

Reply



Anonymous November 10, 2012 at 12:54 PM

Well this was from August of this year -

<http://www.scribd.com/doc/105575323/Geaney-vs-Harr-Blueware-Lawsuit>

So evidently this is business as usual for these folks.

When the heat is being put on like it is for them right now no one wants to be associated with a company like this. No colonels, commissioners or managers are going to even claim they knew them or had anything to do with their relocation.

What i have been told is at one time they were a legit company but their technology grew old and weak and could no longer be competitive. The founder evidently has trouble keeping her eye on the ball and hires and fires people like we change our clothes. If you do not agree with her then she fires you. Which is her option but if you do not want to listen to logic it is often called being dilusional.

The problem all started about 3 years ago when they would not spend the money to get their product certified and no one wanted to buy it any more. Speculation on why they would not spend the money had many theories but the bottom line is they do not have a product and it still is in development after three years.

Their customer base started to abandon them. At one time they had 65 hospitals and locations in the UK but since that time all but three customers are gone and the UK kicked them out of the country. Those 3 customers are actively testing new solutions and should be gone in January.

Rose will not read any bad news about her or her company and if someone brings it up she throws a tantrum.

Right now she is playing a game of hide and seek until she can get a product developed. Unfortunately, as she is buying time for that to happen she has fallen victim to some shady deals to keep the company afloat.

Do I think there was malice when this all started - no. But I also believe Bernie Madoff had no malice when he started.

It is what it is and she is trying everything she can to keep it together and not let any one know. I know this because my friend worked there for many years and saw this all happen.


Instead of working on things like fulfilling the contract they signed with the county she is telling everyone she is developing a software product that will work with IBM Watson to predict diseases before they happen. If that was true would IBM leave her high and dry on the Brevard County deal - probably not.

Reality is reality and unfortunately the folks of Brevard were led to the three card monty table by an exiting Clerk of the Court who had his personal interest over what was best for the county.

Don't be fooled by side stepping comments by them. Everything has been orchestrated for deception and they are good.


Why you do not know much about them is because in 2004 Rose exited to the UK because things got hot in the US and she needed to leave the country. She went to the UK and started things over there until it got hot over and she was kicked out. Now she is back here trying to start up here again hoping no one remembers.

Reply

 Anonymous November 10, 2012 at 1:26 PM

*This comment has been removed by a blog administrator.*

Reply

 Anonymous November 10, 2012 at 1:32 PM

So this was June, almost 6 months ago.

Not one of the 30 people have relocated from the Michigan unless you count Rose and her two kids who live with her.


In this economy, they have not been able to buy one building.

And how many of those 192 \$69,000 jobs have been files for more than 8 weeks.

Don't spend too much time on figuring it out I will tell you real quick no employees, no building, and no new hires.


And you wonder why no one wants to touch this with a 10 foot pole.

Reply

 Anonymous November 10, 2012 at 1:43 PM


Where does Robert Baldwin COO come into all this, is he still with them, and why would a guy like him get involved with this company. He used to be CEO of a major Healthcare company called Medi-Share. To many questions and no answers.

Reply

 kenlyn November 10, 2012 at 1:46 PM

Gov. Rick Scott of Florida endorsed them ????  
<http://miamiherald.typepad.com/nakedpolitics/2012/05/michigan-it-company-takes-gov-scott-up-on-move-to-florida-proposal.html>

Reply

 Anonymous November 10, 2012 at 1:50 PM

Time to call our Senators on this one!!!

Reply

Anonymous November 10, 2012 at 3:37 PM



I can answer this one - Robert is no longer with them and has been gone for some time. Robert was recruited heavily by Blueware and only went to them because some top executives that Rose asked for help in finding the best COO in Melbourne highly recommended him. Robert took the job with some very lofty promises that were never met.

He was there for only 6 weeks and then left. He tried to change things around with the company as Rose requested but every suggestion he made she ignored or would refuse to meet with him when he asked for meetings to answer questions like - where are we with the Bestbond product, could you review this building that we should buy or we need to hire some resources to meet the requirements of the county scanning project and buy some equipment. She became furious with him for asking questions or trying to get answers.

So when Robert knew things could not and would not change, he gracefully bowed out. He has never spoken a bad word about the company or Rose - he is too classy for that. However, Rose has taken every opportunity to blame him for all the problems.

And before Robert there was Nick. And we was a problem because he became upset with Rose because she would not pay him because he had bills to pay. And then there was Paul who had to be let go because he tried to implement big business policies for a company with no morales. And then there was Justin who questioned why we needed to spend so much time calling up customers for good referrals instead of just trying to do a good job for the existing customers. And then there was Carol who questioned how Blueware was going to scan documents with no staff or equipment and was blamed for causing problems. And then there was Todd who was brought in to head the Sales team of one and when he asked Rose what he was supposed to sell since they had no product, he was told to follow the 23 steps and just sell the concept and by the time all the paper work is done the product will be done. And my favorite Vian who lasted two days. She was hired as the CFO and looked at the financials on day 1 and left day 2.

Do you get the idea? It is a pattern and the one thing that remains constant is the head of the monster.

Reply



**Anonymous** November 11, 2012 at 10:06 AM

Now I am confused about this company and what they do.

The best I can tell this is a woman, some relatives and a few employees back in Michigan. They claim to own and run about 10 companies.

Rose Harr statement in newspaper article - BlueWare Is Framework of 10 Companies.

On her LinkedIn page she claims to own a production company that makes movies, screenplays and publishes books:

RoseWare has create 1 movie - "Life Expectancy of the Rise" . RoseWare has 4 screenplays in the production stage, Cartoon about Boston Terriers, Mystery movie about reincarnation, Historical Fiction about the town of Cadillac Michigan and the difficulty experienced in the 1950-1960s when BF Goodrich pulled out and left the town with 50% unemployment.

Also, she states that Bluegem is on its way to \$20 million dollars in revenue in 2012. And that is only 1 of the ten companies.

So my question is if this is all true, do you think they would be able to afford a building to buy instead of renting an old house as their business office for their global headquarters that they claim Melbourne has become?

How can so much be accomplished by one woman, her two kids and some temporary hire employees she uses?

You don't think we have a Wizard of Oz scenario here and she is trying to keep the curtain closed from all of us - do you?

Reply



**Anonymous** November 12, 2012 at 9:10 AM

For those of you curious how a sale could actually take 23 steps, here they are - as created by Rose Harr. Based on following these 23 steps, every 90 days you should have a new customer. If Rose swears by these as a previous writer said, how come they have not brought anyone on in over 3 years now? Oh I know, it cannot be the process or the "lack of product", it must be the people she hires. Yeah right.

23 Steps to a Sale

- Noticing (10 Days)
- Step 1 - Budget
- Step 2 - Time Frame
- Step 3 - Name of Influencer
- Step 4 - Send Sales Packet

Identifying (5 Days)

Step 5 - Webcast Viewing

Validating (25 Days)

Step 6 - Internet Demo or On-Site Demo

Step 7 - Demo Feedback & Identify Approval Process

Step 8 - Decision Maker(s) & Buying Process

Step 9 - Send the Following Requests and Set Up Clarification Conference Call

Step 10 - Clarification Conference Call

Qualifying (5 Days)

Step 11 - Design Review (internal)

Step 12 - Change Request Process if New Functionality

Conditionally Agreeing (20 Days)

Step 13 - Design Review (customer)

Step 14 - Proposal Complete (Internal Review & Delivery)

Step 15 - On-Site Demo (Optional If Done in Step 6)

Step 16 - Reference Site Visit

Step 17 - ROI

Winning (20 Days)

Step 18 - Proposal Review

Step 19 - Present at Monthly Doctor Meeting

Step 20 - Board Meeting - Letter & Packets

Implementing (5 Days)

Step 21 - Signed Proposal

Step 22 - Schedule Implementation

Step 23 - Introduce Project Manager & Schedule Kick-Off Meeting

Reply



**Anonymous** November 12, 2012 at 10:03 AM

Are you serious? This is the formula to claimed success.

Let me make her life a little easier:

Step 1 - Have a good product

Step 2 - Have a fair price

Step 3 - Stand behind your product and support your customer

Step 4 - Repeat Step 1 thru 3 and go to a new customer

But from what I can tell from reading I do not think they have Step 1 completed yet.

Reply



**kenlyn** November 12, 2012 at 11:50 AM

*This comment has been removed by the author.*

Reply



**kenlyn** November 12, 2012 at 11:52 AM

Are these people still around? Do they have an office?

Reply



**Anonymous** November 12, 2012 at 12:14 PM

What people?

Reply



**kenlyn** November 12, 2012 at 12:39 PM

Blueware, are they still in Melbourne conducting business?

Reply



**Anonymous** November 12, 2012 at 12:50 PM

Is this a trick question on conducting business?

Reply

**Anonymous** November 12, 2012 at 12:55 PM



Per their website.

FLORIDA  
1825 Riverview Dr.  
Melbourne, FL 32901 USA  
Tel: +1 (321) 953 5999

MICHIGAN  
3060 W. 13th St.  
Cadillac, MI 49601 USA  
Tel: +1 (231) 779 0224

UK LOCATION

Basepoint Business & Innovation Centre  
Caxton Close  
Andover, Hampshire  
SP10 3FG  
United Kingdom  
Tel: +44 (0) 1264 326356

Reply



**Anonymous** November 12, 2012 at 12:59 PM

Blueware is renting two locations -

1825 Riverview Dr.  
Melbourne, FL 32901

316 E. Strawbridge Ave  
Melbourne, FL 32901

Both locations are rented.

Riverview location they are renting an office with 6 cubicles. The Strawbridge Ave location is a 1200 square foot house that is now the center for scanning all the Clerk of the Court records.

Reply



**Anonymous** November 12, 2012 at 1:02 PM

Now, conducting business is another question.

Are they taking orders from current customers for interfaces, data conversion - Yes. Are they delivering the product in a timely manner - No. Are they trying to sucker some hospitals/health care systems into buying their vaporware - more commonly known as BestBond - Yes. Are they successful at selling any product - No. Are they collecting money from Brevard County taxpayers - Yes. Are they producing in accordance with the contract - No.

So, are they doing business? You have to make the judgement. They are doing something. Just not sure it can legitimately be called business.

Reply



**kenlyn** November 12, 2012 at 1:04 PM

I apologize but I am not able to see through your sarcasm. It's not intended to be a trick question. I am reading all of these post and the above article and trying to figure out if these people are still in business. Is the state of Florida allowing them to take taxpayer money? Has any legal action been taken if they are still conducting business to stop them from conducting business? We are a small community of hardworking taxpayers with schools being closed and I see we apparently continue to give these folks money. I apologize but it all seems so surreal

Reply

▼ Replies



**Anonymous** November 13, 2012 at 4:01 PM

This is not the person that responded to you earlier and I apologize for their sarcasm, for some, this is a very emotional issue and I am sure it was their level of frustration that came out with no intent to blur your understanding. It is difficult to watch your county get screwed and not be able to do much about it.

Yes they are still getting monthly payments from the County 125,000 per month currently. No, they are not performing any of the duties they contracted for, no scanning, no redaction, nada.

No legal action yet, if there will be any remains to be seen. The FDLE and other agencies are and have been investigating.

Reply



**Anonymous** November 12, 2012 at 1:08 PM

Just to make it perfectly clear what these world wide offices are:

Michigan a run down house they own and have 13 staff located. 4 people work behind desks that used to be the living room. 1400 square feet.

The Melbourne world wide corporate headquarters is a rented office that is 600 square feet.

The scanning center that is the center for the \$8 million contract is a 1200 square feet house that has been rented for 6 months.

The UK offices is a 220 square foot office in an office park that has 67 other offices. They rent the space and have been recently evicted for back payment issues.

Very liquid operation.

Reply



**kenlyn** November 12, 2012 at 1:13 PM

What can the citizens of this community do at this point. I would like to know if we have some TV stations with cameras in their faces and asking them direct questions and demanding direct answers. Do we have our largest newspaper with cameras in their face asking them direct questions and demanding direct answers. Or are the above post just disgruntled people. If the above is true then I would expect TV stations, newspapers, and someone trying to do something to stop these people.

Reply



**Anonymous** November 12, 2012 at 1:16 PM

Your frustration is being felt by all of us Kenlyn. I think the public has become frustrated by this company and it has gotten close to the point of hysteria.

The newspaper and Clerk of the Court has asked Blueware to address the very questions you have risen and they refuse to respond. No one will answer any questions and the monthly payments of \$120,000 continue despite the fact nothing has been accomplished.

They are currently being protected by the current Clerk of the Court hiding all documents that relate to the contract being awarded and it will be until January when Scott Ellis is in office to reveal what has happened.

In the mean time, they have taken close to a million dollars of our money and have nothing to show for it. The frustration also comes from the fact they are allowed to parade government officials braggin about everything they were going to do for Melbourne and have done nothing.

Apparently, the frustration you are reading is the result of these actions.

I personally am frustrated that I drive through our community and see empty buildings and they claim there are no buildings to buy.

My children go to a school were activities have been cancelled because there are no funds and we pay this company \$1 million dollars for nothing.

Kenlyn this is a tragedy that has bestowed our community and no one seems to care or can do anything about it.

Reply



**Anonymous** November 12, 2012 at 1:18 PM

Kenlyn, Yes, legally they are still doing business. To the best of my knowledge, the State of Florida has not stepped in and prohibited them from taking our money. They are being investigated by the FDLE, but as of yet, there has been no arrests. We are hopeful that at minimum Rose Harr, and Mitch Needleman will be charged. There are others that are culpable, such as Mitch's deputy Sean Campbell, and his Finance Director Mike McDaniel, Rose's lobbyist Matt Dupree, and perhaps a few others on the BlueWare side.

Reply



**Anonymous** November 12, 2012 at 1:21 PM


Great question on who has voiced all these concerns.

It would seem to me that if the company had a counter for these questions or it was from disgruntled

employees wouldn't they respond to the questions or be proactive.


I am sure it would not be hard to provide employment history, current staffing levels, documents that have been scanned, real estate transactions. These would not reveal any company secrets would it? Especially if these milestones were related to EDC incentives or public contracts they have been awarded.

Reply

 **Anonymous** November 12, 2012 at 1:23 PM


I can confirm that I have heard the same about the ongoing investigations. I heard it has taken so long because the case is so big they are trying to figure out how many people are involved and the extent of the charges.

Reply

 **kenlyn** November 12, 2012 at 1:43 PM

The only way that were going to get anywhere at this point in time is to let every single citizen of this community know what's going on. The question is this, how can we do that. I have contacted Florida today and have not received a response as of yet. I have contacted our senators and have not received a response as of yet. I see that the governor is involved as well by promoting this company. I don't want to sound like a conspiracy person but could it be that this is so big of a deal with so many politicians involved that they are simply trying to sweep this under the rug? The only way that this is going to get legs is that the media gets involved in a big way. We need to see this lady and governors face on TV being asked questions with a reporter demanding answers. That is the only way at this point I can see this will get anywhere. If anyone has any better ideas please as a pain taxpayer let me know and I will do my best as long as it's legal.

Reply

 **Anonymous** November 12, 2012 at 1:45 PM


All these discussion have been about the scanning contract. Is anyone looking into the other contracts?

With the Cost Containment contract, Blueware has been paid over \$140,000 for three contract that were "renegotiated" without any documentation of where the "savings" came from. Were contracts ever rewritten?

They have sold the County overpriced "off the shelf" software under the guise of computer maintenance/security. They were paid thousands of dollars for this sham of an agreement.


I do hope Scott and FDLE is aware of these other contracts and they are being investigated as well.

Reply

 **Anonymous** November 12, 2012 at 2:09 PM


Do we have a local TV station or an Orlando TV station with an "On Your Side" investigative reporter to ask these simple questions?

Reply

 **kenlyn** November 12, 2012 at 3:29 PM


We need to call or contact these folks, they can help! I Have....<http://www.wesh.com/tv/contact>

Reply

 **Anonymous** November 13, 2012 at 9:49 AM

Scott Ellis do you have any updates for us?


Reply

 **scott ellis** November 13, 2012 at 11:15 AM

The whole Blueware deal is nothing but a multi-million scam perpetrated on the people of Brevard and Florida. The Florida Today has REFUSED to do any kind of investigative reporting on this issue all year. Prior to the election it could have hurt Needeman's chances, after it would confirm the things they failed to investigate. There is still a \$250,000 Blueware IT 'Audit' that was refused as a public record. Blueware recently bought a large building on West Drive, we'll know by mid January if the Clerk paid for it or not.

Reply




 **Anonymous** November 13, 2012 at 1:35 PM

Word on the street was once IBM refused to finance the deal they went to HP and they financed the deal. After that was completed, Rose purchased an insurance company in Europe and plans on moving to the UK. She will leave the operations in the US to some appointee and she is getting out of town.

This fit into her master plan of getting her money as quickly as possible so when Ellis took office and cancelled the contract someone else would be left holding the note and she would hide the money in a place no one could touch - maybe a company in a foreign country.

And yet the masquerade continues and no one does anything.

Reply


 **Anonymous** November 13, 2012 at 2:05 PM

So Rose has got her \$8M taxpayer dollars and is skipping town. Isn't that just great. How can a company like HP be stupid enough to finance a deal like this?

If I am understanding this correctly, if/when she skips town and this deal falls apart, there is nothing that can be done to get back any of the money the County paid her. Or, does the County now owe HP \$8M and the court fight will be between the County and HP? How does this all work now?

Hopefully the legal system will still nail her!

Reply

 **Anonymous** November 13, 2012 at 2:45 PM

That is the beauty in the plan. It is a master piece. HP provided the loan to the county, the county paid Rose her money as soon as they received it and Rose transferred the money out of the county and has it tied up in foreign businesses.


Now the beauty in the plan - once the contract gets cancelled by Scott, the note is between HP and the county and not Blueware. HP and their building full of lawyers will be fighting with the county to get their payment and the county will have to fight with Blueware to get the money. If Blueware is no where to be found then who gets left holding the bag - you got it - the county.

Now the funny part in this whole thing. Why did HP take the deal - they are loaning money to the county with interest and the county is buying HP hardware.

Why would the county agree to payment in advance for services that have not even been rendered?

Rose valued her software that is not even completed yet or installed anywhere at \$5 million dollars and said it is installed and running. I am no technology expert but if they had \$5 million dollars worth of software for scanning and retrieval do you think it would be running in a \$800 per month rental house?

Reply

 **scott ellis** November 14, 2012 at 6:05 AM

If the HP deal is computer hardware the County Commission was warned. The contract would be with the Clerk, not the Board of County Commissioners. It will be an operational disaster if true.

If HP bought out the scanning contract they'll get what they deserve (nothing) and good luck getting any money back from whatever BlueXXXX took the check. A contract awarded under fraudulent conditions is not valid. FDLE has been all over this. They cannot do the indictment. Needelman should have been indicted and removed months ago. If this blog is correct it is more millions of tax dollars squandered by delaying justice for all of these firm flam artists.


Reply

 **Anonymous** November 14, 2012 at 11:11 AM

Thanks for update Scott, I'm concerned with your statement - ..."They cannot do the indictment...". What!?? So it is possible no one will go down for this heist?

Should we all start writing to FDLE to ask what is going on? Because it sure seems like we/they are purposefully looking the other way while boatloads of our \$\$ go out the back door.

Reply

 **scott ellis** November 14, 2012 at 2:32 PM

FDLE is not the State Attorney. Law enforcement may investigate but only the State Attorney can prosecute. FDLE is not looking the other way, but any further information on the Blueware deal would be appreciated, especially should any HP deal materialize. They already bought the building, no telling how it was paid for.

Reply



Anonymous November 14, 2012 at 5:36 PM

Most of us posting here since pre-primary didn't think this thing could stink worse at the time, and I for one thought something would have been done by now. Not so much. Check the dichotomy of this scam and the appraiser Jim Ford office scandal of '07.

When FDLE was investigating Ford/Larson they just stormed the office and hauled out the records. There was really no immediacy to that issue as the alleged loss was in the form of revenue never received from assessment favoritism.

In this case- where we have large amounts of \$ continuing to be paid on a fraud contract - I am reading on this blog ... "There is still a \$250,000 Blueware IT 'Audit' that was refused as a public record", and that we will have to 'wait until Jan' to find things out...see if we paid for the building...

FDLE and/or the St Atty apparently do NOT see any need for quick action in this case or they would have obtained a warrant to just go in and look for the records, no? Very troubling.

Reply



Anonymous November 15, 2012 at 12:59 PM

On-line access to the clerk's official records has been down since 7 am today. More lost productivity due to Needelman & Co. I don't think I can afford him being in there another week let alone until January!

Reply



Paul November 16, 2012 at 9:06 AM

More schools closing....let's give Rose more money to take to the UK for her afternoon tea....Wake up people of Brevard County....she is taking YOUR money....oh wait, she is a Woman so it's okay to steal as she is just trying to compete in a man's world...good grief how does she sleep at night....oh wait, it's the meds

Reply



Paul November 16, 2012 at 9:10 AM

"Please allow me to introduce myself  
I'm a woman of wealth and taste  
I've been around for a long, long year  
Stole many a man's soul and faith

I was 'round when Jesus Christ  
Had his moment of doubt and pain  
Made damn sure that Pilate  
Washed his hands a' sealed his fate

Pleased to meet you  
Hope you guess my name"

Reply



Anonymous November 28, 2012 at 9:20 AM

*This comment has been removed by a blog administrator.*

Reply



Anonymous January 31, 2013 at 1:02 AM

Mr. Ellis,

My ex-wife interviewed with this company on Dec 19, 2012 and accepted a job which she started on Jan 7, 2013. She also quit another well-paying job to start with Blueware. After reading these posts I am a bit concerned because we do have kids between the two of us. Is there a possibility that this company is shutting down soon? I was wondering if I should inform her of this website and all the negative postings concerning the company that she's working for.

Reply



Anonymous August 15, 2013 at 2:00 PM

This should answer all questions:  
<http://www.floridatoday.com/article/20130815/NEWS01/130815006/Mitch-Needelman-arrested-bribery-tampering-charges>

Reply



Anonymous August 31, 2013 at 12:26 AM

Amazing this has all been out here for so long and after one year of Mr. Ellis's relentless pursuit of the criminals do we finally see a light at the end of the tunnel. Thank you Scott for being you!!! We all owe you. I only pray she does not use her money to buy herself out of trouble.

Reply

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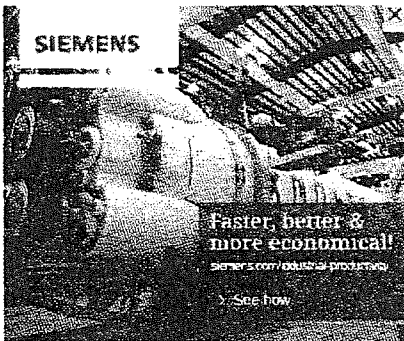
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# Arrest Records: 2 Secrets

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Tuesday, December 4, 2012

## Charles Parker: Hey Mitch and Matt: How About Some Answers?

I am fairly easy to get along with. And I try not to make assumptions about others' motives. But, I don't like to get jerked around either.

I have been covering the ongoing saga of the \$8.5 million digitizing contract between the Brevard County Clerk of Courts office and BlueWare/BlueGem since the summer. I have covered it objectively and fairly. I have given all sides airtime. I have not jumped to unfounded conclusions. I have been proud of the work product.

But I'm starting to get irritated – and hence – suspicious. So with suspicion comes my now subjective look at things.

You see, every time I've written a story, more questions are raised. So I have tried to follow-up with the principals involved – primarily Mitch Needelman, one of his research clerks, or anyone at BlueWare/BlueGem that would respond to an email. It has been generally futile.

Within the last couple of weeks, I have begun to hear helicopters – I'm just not sure if they are black ones or not. And though he has yet to provide what I deem as solid proof of corruption, Scott Ellis might have been right all along. I have concluded this not by what Needelman and BlueWare have said or done, but because of what they have not said and done.

I wrote a story on October 17 to outline where the scanning process stood. The Clerk's office and BlueWare jumped at the chance to crow. But then, questions were raised about staffing and facilities. So on November 1, I followed up and the Clerk's office directed my inquiry to BlueWare. Over the next two weeks, I wrote two stories about how neither side would respond to the legitimate questions.

Finally, on Saturday November 17, Matt DuPree – the elusive ex-partner of

Maier Law, P. A.

Free Construction Bids

Coye Law Workers Comp

Orlando Probate Attny

In a Car Accident?

Atcachunas Law Firm, P.A.

CHM Government Services

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- Charles Parker: Is Xun Energy the EDC's Next BlueWare?
- Charles Parker: State Education Disarray Offers Chance For "Deep Breath"
- FIRST LOOK: 2014 Candidates for County Commission District 4
- FIRST LOOK: 2014 Candidates for County Commission District 2

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- Eastern Florida Faculty Art on Display
- North Brevard Zone Seeks to Provide \$6.5 Million Grant to Developer
- FIT to Host Make-A-Wish Night Saturday at Old School Pizza
- Merritt Island High School Students Get First-hand Look at Space Launch

### Politics

Exhibit 8

Needelman and now BlueWare manager – emailed me and asked for me to call. I did and we spoke for about 30 minutes. He answered previous questions and agreed to meet me at their new facility the following Wednesday.

But – of course – that story raised even more questions. And then DuPree cancelled our appointment. And he didn't respond to my text.

So, on November 29, I sent an email to Needelman, his research clerk, DuPree, and a BlueWare staffer. I asked for some basic information that should be a part of any government contract:

1. Performance bond contractual information as it relates to deliverables for the digitizing contract with BlueGem/BlueWare
2. Breakdown of BlueGem/BlueWare contractor costs, including salaries, benefits, equipment lease/purchase, other overhead
3. Copies of any contracts that contractor - BlueGem/BlueWare - has with subcontractors regarding digitizing work, including scanning, transportation, redaction, destruction.

My inbox is still empty. And Rose Harr won't even accept my Facebook friend request.

I worked for a government contractor for 10 years and helped write many proposals. Every time we bid on a contract, we had to supply deliverables, costs, and subcontractor information. While we were rocket scientists, it was not rocket science. We were asking to use taxpayer dollars – and taxpayers have a right to know this stuff. And we still do.

I assume Mitch is simply trying to last until January. And Matt said he worked mostly with the Blue Group overseas. Evidently neither wants responsibility or accountability.

I'm an old ACC basketball fan. I spent years watching the Tar Heels and the Dean Smith four-corner offense run out the clock. But it won't work on me. You see, I know how to beat it – attack the ball aggressively, foul occasionally to stop the clock, and make it count when you get a shot.

So – let's play ball.

Posted by Charles Parker at 1:40 PM

+2 Recommend this on Google

### 43 comments:



Anonymous December 4, 2012 at 5:39 PM

I have to say, I think this is one of the better reports I've read in a long time  
Reply



scott ellis December 4, 2012 at 9:21 PM

The stories are pretty good but the blogs have been filled with information. Florida Today used to get this as well when they allowed anonymous postings: the reader needed to sort fact from fiction. The Blueware scanning contract has been financed/purchase by Hewlett Packard. I've been in touch with them and they clammed up rock solid, but in the process it may have slowed or killed the latest scam to buy 600 PCs from HP via another spinoff company where Rose Harr can be an 'agent' (that's three entities getting some vig). My public records request for new IT and Attorney contracts and payments have been unanswered for many weeks. I am just shocked the Clerk would sandbag public records.  
Reply

- EDC Claims It's Not A Public Agency, Not Required To Produce BlueWare Records
- Florida Food Stamp Cuts Begin Today
- Charlie Crist Will Run For Florida Governor
- Obamacare 'Navigator' Ready to Help Brevard County Residents

#### About Me




Charles Parker

I cover politics, sports, and local news for Brevard Times. I also write opinion. You can

email me at [cpbrevard@gmail.com](mailto:cpbrevard@gmail.com) and follow me on Twitter @cpbrevard These views are mine alone and do not necessarily reflect the views of Brevard Public Schools.


[View my complete profile](#)

 Anonymous December 5, 2012 at 5:47 AM

Mr. Parker months ago I emailed you anonymously. I tried to get you to listen to a third party, but you wouldn't. I understand you had trepidation regarding Mr. Ellis theory, but you really needed to listen to a third party that could help you come to this conclusion a lot sooner. I understand most believe Brevard County is a small county, where corruption wouldn't exist, but as you are finding it can happen even in the smallest of communities. Mr. Needelman destroyed lives for his and his friends to benefit from. All done for money, greed, power, and vindictiveness. All at the hands of a egotistical flamboyant megalomaniacs. This man and his cronies turned a office upside down and laughed while doing it. Take out the lives that were destroyed and just focus on the millions of dollars that were spent at OUR EXPENSE! Please don't forget the other leaders in this community that backed him while doing this. While you are starting to realize the helicopters might be landing, please know there is much more. I urge you Mr. Parker, talk to others you won't believe what more is to uncover. Look into why the staff attorney has left, and why other bonuses have been handed out in the past 30 days under the guise of severance packages even though these people are still employed with the Clerk of Courts. Sounds to me like they are hedging their bets in case they get found out or just saving for their legal defense. Here's a great one, one commissioner is considering hiring Mr. Needelman's assistant and don't forget Mr. Ziegler openly endorsed Mr. Needelman. Why would they do that? Had the media covered this story properly we would not have all these people still in office. Don't you think it's odd that these people went against Mr. Ellis who all along put himself on the backburner to stop all of this madness. I have watched and listened to what Mr. Needelman and his cronies have done. I can promise you one thing Mr. Parker, this writer who might be writing anonymously will continue to be a thorn in all of these people's side until the very end. We are not crazy, we are just people that know right from wrong. Some took attacks from others on this very webpage for doing and writing the right thing. Come January I'm sure Mr. Ellis will openly handover everything that was done and I can only hope that you will tell the employees of the Brevard County Clerk of Court, you're sorry you didn't use your ability to get the story out quicker. They deserve that Mr. Parker from you and everyone else that thought Mr. Ellis heard helicopters. Mr. Parker I will apologize if it seems I am attacking you, but sir you must understand the lack of enthusiasm could have cost Mr. Ellis the election which would have only hurt the employees and tax payers.


Reply

▼ Replies

 Anonymous December 5, 2012 at 6:54 PM


AMEN!!!! I wondered how long it would take for you all to catch on to her lies, schemes, and ticks!!  
So sad that lots of you WANTED to believe Mitch...

Reply

 Anonymous December 5, 2012 at 5:53 AM

Charles, Nice article. I hate to say it but everything played out the way Matt, Mitch and Rose planned and wanted it to. They created the contract need, accepted only one bid and executed the scam. Once the heat was turned up and Mitch would no longer be in office, they tried to sell the contract to IBM - when they ran, they got HP to take the bid. So Rose got her money, Matt got a great commission check for orchestrating it all and a job as VP of Bluesomething and Mitch - well he was the one who got the short end of the stick. He was supposed to come work for Bluesomething but with all this attention they are looking for a new home for him.

Reply

 Anonymous December 5, 2012 at 8:20 AM

Sounds like that phone call and then follow up meeting at the new location was just a stall tactic so you would stop printing articles that are making them sweat.


Matt DuPree is not working on business overseas. He spends his days either chasing the Colonel down to go shooting with him to win the new Florida VA bid contract that is getting ready to hit the street or trying to hide from you.

Yes, he has been on some phone calls for the new business Rose purchased in the UK with the money Brevard County gave her - thank you by the way citizens of Brevard County - but Matt is not involved in overseas business.

Here are the facts - a BlueWare employee in Michigan wrote the specifications for the Digitizing contract based on the direction of Matt Dupree. Mitch awarded that contract without question or due diligence. Matt received a commission for orchestrating it all and then was hired by BlueWare to manage the contract.

I am no legal expert but something sounds a little strange here.

Reply

 Anonymous December 5, 2012 at 8:45 AM

I cannot wait for them all to go to jail for stealing from Brevard County's taxpayers!! They are all evil

and disgusting to me. Mitch Needelman, you are nothing but pure evil for treating the citizens in this way. When you go down, remember, your grand children. They will have to be known as Mitch Needelman's poor grand children. A label that you have given them. They will see that you used the system to steal millions of dollars from the people of Brevard County. Soon the charade will be over and Mr. Ellis will be able to see all the documents and publish them for all to see. Tick Tock, Tick Tock.

Reply



**Anonymous** December 5, 2012 at 8:12 AM

Mr. Parker do not let them get away with this. They have a duty to respond to our questions. If they wanted to be a private company then they should not have accepted a public contract with public money. It is not Rose's money and it is not Mitch's money. It is our money and there are questions that need to be answered.

I do believe there is corruption and wrong-doings on both sides here - BlueWare and Brevard County.

I found it interesting Mr. Ellis response that HP has gone quiet. If Rose thinks she pulled on off on a Fortune 500 company and left them with an empty promise and they are not going to collect - she has a big surprise for her in the New Year.

All I can say is I hope it was all worth it. A lot of people life's have been ruined and justice is about to be served.

Reply



**Anonymous** December 5, 2012 at 10:22 AM

Charles - appreciate every time you write about this Scam of the Century and the continuing criminality of these THIEVES that has been allowed to continue for this long. As for worthless FT - the only story you will ever see from them on this is a little blub if & when these cons go to prison. Plus, wasn't one of their bloggers implicated when this started coming out (Greg something?).

So, thank you for being on it. However, if sure took you (& apparently our do-nothing authorities) long enough to get to "GAME ON".

Reply



**Anonymous** December 5, 2012 at 11:04 AM

You guys need some national exposure on this and quickly. Your law enforcement and government oversight process is falling you. Call John Stossel and get this out in the national public and you might be able to get some movement.

Reply



**Anonymous** December 5, 2012 at 11:20 AM

Charles - have you gotten any info from the EDC on this? I e-mailed Greg Weiner a few months ago asking what was up with the whole Blueware deal. IMO this Commission is nothing but a bunch of overpaid, glorified travel agents with no concern outside their ridiculous salaries, but I did receive a response which confirms my opinion of them. Exactly as the e-mail was written by Weiner:

Happy to discuss if you would like to call my office. I can be reached at 321 638 2000.

Please be assured that,all state and local incentives arew performance based.

Best Regards.

Greg

Reply



**scott ellis** December 5, 2012 at 7:25 PM

The EDC has an audit clause in their contract with the Board. First we'll get the information on how this deal went down. Later, depending on Civil or Criminal actions or both, there may be some depositions.

Reply



**scott ellis** December 5, 2012 at 10:11 PM

By the way, the Melbourne Chamber and County Commission appointed Ms. Harr last month to the Brevard Workforce Development Board. The BWDB voted to pay Blueware up to \$800,000 to train employees for up to six months, so pretty much this scam contract gets free labor.

<http://brevardworkforce.com/wp-content/uploads/2012/11/3-Agenda-packet-111612.pdf>

Reply



**Anonymous** December 6, 2012 at 5:53 AM

You have to hand it to Rose. She is brilliant. She is a thief, crook, swindler, and total sociopath, but she is brilliant. What a tangled web of scams she continues to weave.

Reply



**Anonymous** December 6, 2012 at 9:19 AM

In re: Scott at 10:11

Apparently, our local and state officials consider this woman to be the 8th great wonder. However did Brevard County survive without her?

Every Brevard tax payer, employee, and biz owner should consider this a direct insult - a slap in the face - from our Commission - you, the current citizens and biz owners of Brevard, are not WORTHY of any PUBLIC FUNDS as economic assistance or incentive, and we had to go all the way to Michigan to find someone so brilliant and deserving of YOUR money.

Reply



**Anonymous** December 6, 2012 at 9:54 AM

What's next County Commissioners? A new entry on our property tax bills entitled: The Rose Harr Corporate WELFARE Fund?

Reply



**scott ellis** December 6, 2012 at 6:13 PM

The contract was finally uploaded. It is not a contract. It is a PROMISSARY note from the Clerk to Hewlett Packard for \$6.1 million at an annual interest rate of 3.55%. More to hit the fan later.

Reply



**Anonymous** December 7, 2012 at 9:06 AM

Scott, I am completely disgusted that Needelman has been allowed to remain in office despite this obvious attempt to defraud the tax payers of Brevard County. Where is the oversight? Why have the Brevard County Commissioners not held an emergency meeting on this? I only pray that you can bring back sanity to the Clerk's office, investigate this (I know you will), and have the FDLE arrest these individuals on charges of tax fraud.

Reply



**scott ellis** December 7, 2012 at 12:40 PM

The County Commissioners and County Manager never wanted to know what was going on, they may have to then act on it.

It is much more than tax fraud.

Investigations go on, unfortunately the corrupt POS should have been indicted and removed in September and has been left to squander and lool further millions.

Reply



**Anonymous** December 7, 2012 at 1:42 PM

Scott,

What does that mean a Promissory note? Was Bluewhatever paid any money by HP? Is the Prom. note binding on the County?

Reply



**Anonymous** December 7, 2012 at 1:45 PM

Ok I am totally confused on this whole work force thing you referenced scott. I followed the link and read the minutes. Rose was nominated to the board and then at her first meeting they approve a \$800,000 contract for her. Ok I am not sure how you approve yourself money from a board you are appointed but maybe they like the foxes watching the chickens. But when you start putting the pieces together it gets crazier. The incentive they brag about giving rose to move to Florida was for her to improve the local economy by employing 192 people. The incentive in cash rewards and tax breaks. Now we are going to actually pay her to employ the people she is getting the tax incentives and rebates for? Does any of this make sense?

The only company in the whole world who can do this blueware who does not even have a working product. Do your homework people and ask the tough questions. Where is the software installed and working and give me contact names and numbers.

Reply





Anonymous December 7, 2012 at 1:53 PM

News flash .... Blueware just was nominated the best software company to work for and the most innovative and creative. The nomination and approval was by Rose Harr. Rose Harr will also be presenting herself the key to the city.

Rose Harr has also suggested we change the name of Melbourne to either BlueVille or RoseTown. When asked why two different names she said she wanted to give people the appearance of a choice.

Reply



scott ellis December 7, 2012 at 2:32 PM

Promissory Note #4792367500100001  
Amount \$6,100,000  
October 23rd, 2012

If they are smart they are using a chunk of the money to prepay their lawyers.

Reply



Anonymous December 8, 2012 at 3:52 PM

Mr. Parker, I really find it hard to believe that you haven't chimed in. I also find it funny that Mr. Ellis can find out more in a day than you or any other so called reporter can!

Reply

▼ Replies



Charles Parker December 8, 2012 at 4:24 PM

Mr. Anonymous,

Just so you know, I have three full-time jobs and this is not one of them. In fact, I do not get a regular paycheck for this one. I'm not sure how Mr. Ellis spends his days, but I know I am fairly busy and do not need a lecture from you about my work ethic

I have written more on this story than anyone around (including the guys who get paid to report this stuff). I continue to build stories and write/publish them when they are ready and have been properly sourced.

Reply



Anonymous December 8, 2012 at 5:11 PM

Mr. Parker, my post was more out of frustration, then it was an attack on you. Attacks are not necessary, but I am a person that has suffered from Mr. Needelman's dealings I do take everything very serious. You have the perfect platform to investigate the issues at hand where we do not. Mr. Ellis is very passionate about this charade and I can only urge you to help get to the bottom of this. I would like to remind you and everyone else, doing the right thing in life should never come with a price. You being a writer and having a place to spread the word to the public with what is going on, is the same thing as helping a person in need. This is your money being spent too. I'm sure your familiar with the MADOFF heist. This is no different. A few men looked at the numbers and knew right away something wasn't right. However MADOFF was able to continue his scam for many years, where Mr. Ellis and is trying to end the scam immediately. Also you might recall these men all investigated and blew it out of the water for free. I'm not putting you down, I'm simply trying to get you to understand you have more resources and abilities to bring this story to the public then any of us. I have tried very hard not to compare Needelman and his cronies to the MADOFF scheme; however the two run so parallel that it's frightening. I'm sure Needelman and his cronies are reading this and I hope they realize no one is letting up. Just like those few men that didn't let up on MADOFF! The ending will be the same for them. Remember history normally does repeat it self!

Reply

▼ Replies




Richard Charbonneau August 24, 2013 at 5:16 AM

I am a person that has suffered from Mr. Needelman's dealings I do take everything very serious.

So why remain or post anonymous, if you have something to say and it's that serious step up and be counted.

Reply

 **Anonymous** December 9, 2012 at 7:27 AM

I want to thank both Mr. Parker and Scott Ellis for their diligence on pursuing this scam and its cover up.

Reply

 **Anonymous** December 9, 2012 at 2:13 PM

Any outrage toward the media should be directed where deserved, at Florida Today Newspaper who has turned a blind to the biggest local political corruption story in decades.

They are supposed to be our main print media source who long ago abandoned its readers in the interest of cheap labor that produces error-filled fluff pieces reduced to what I call an 'event-pamphlet'. They print no news that requires investigation (gasp), isn't a regurgitation of other source data, or that may eventually lead to crony-corruption (defined as anyone or business that may ever want to place any ad in the paper or knows someone that knows someone that may). Their reporting on this story would have sped things up.

My 25+ year subscription went from daily to twice a week a few years back. Their lack of reporting on this story was the final nail in the coffin-cancelled. RIP FT. Long live BT and thanks.

Reply


 **Anonymous** December 9, 2012 at 7:38 PM

Please do not blame Mr. Parker. It is not his fault so many have turned a blind eye. There are a large number of people who are hiding because they are worried about being associated to BlueWare because they sang the praises of this company and their arrival to Melbourne - especially Florida Trend - who have turned a blind eye.

I think with the lack of actually compelling any scanning or even having a product the company should change the spelling to BlueWhere since no one can get answers to simple questions about what our money has been spent on.


You heard it here first - January 2013 several individuals will be going to jail and everyone is going to say if we only knew. And the beauty of the internet is we will reference these blogs and Scott and Charles will get the respect and credit they deserve.

Reply

 **Anonymous** December 10, 2012 at 6:14 AM

I wonder if the anti-Charles Parker notes are being written by someone at Blueware in a feeble attempt discredit him and by association this story. Could they really be that desperate?

Reply


 **Anonymous** December 10, 2012 at 8:31 AM

Let's look at the facts:

FDLE is investigating you  
There is talk of serious jail time  
The new BC Clerk of the Court is not only going to cancel your contract but turn everything over to the authorities  
You have no product  
You have been lying for 12 months to everyone  
And HP is going to want some answers to the bad publicity and bad deal you brought them.

Desperate may not be a strong enough word.

Reply

 **Anonymous** December 10, 2012 at 10:57 AM

Besides Rose and Matt someone needs to focus on these two other individuals - Jennifer Kenna and Debbie Caldwell. They have been seen jet setting over to the UK every other week on Brevard County money helping Rose and Mitch with this scheme. I am not sure how a company that has had one contract can afford so many expenses with no real product to talk of.

Jennifer has no real world experience and now she has a very unique position and relation with Rose Harr. Debbie ran a party store and now she is the VP of Operations. The only thing these two do is pose for pictures with Rose and fly all over on our dime. The corruption runs deep there.

Reply

Replies



**Anonymous** February 20, 2013 at 7:25 PM

oh crap now shes selling real estate--

Debbie Caldwell  
Address:232 5th Avenue, Indialantic, FL, 32903  
Office Phone: (321) 951-3300  
Cell Phone:(321) 427-4497  
Fax:(321) 951-3080  
Email: debbiecaldwell9@gmail.com



**Anonymous** February 20, 2013 at 7:29 PM

your right I found this on linkedin im sure she is a good realtor in between her flights to UK and she is also a great event planner, bet HP thinks so

Debbie Caldwell's Experience

Director of Human Resources BlueWare  
Privately Held; 51-200 employees, Computer Software industry

June 2012 – Present (9 months) Melbourne , Florida

We are a medical soft ware company , , check us out on Blueware.net,  
Great place to work , very fast and forward moving.We have a great CEO called Rose Harr , she is visionary.

Realtor Coldwell Banker Paradise  
April 2010 – Present (2 years 11 months) 232 5th Ave Indialantic , Florida

I live and work in Melbourne , Florida How lucky am I . I can help you make your home right here . Beautiful beaches , clean air and plenty of things to do , you are only an hour away from Disney and all the other attractions.

Event co-ordinator and decorator Blank Canvas Event Decorating

September 2001 – Present (11 years 6 months) Melbourne, Florida Area

Let us make your event one to remember.We provide you with custom decorations tailored to your event . Make your next celebration one that will be the Talk of The Town .

---

Reply



**Anonymous** December 10, 2012 at 3:08 PM

Please check out this article from Space Coast Magazine -

The title is People to Watch in 2013. I agree except when they included Rose they should have changed the title to People to Watch Out For in 2013.

<http://www.spacecoastbusiness.com/people-to-watch-in-2013/>

This woman is everywhere. She really needs to spend some time getting the scanning done or getting an actual software product done. This company is half hype and half vaporware.

I guess that is why she has the party planner and the make believe sales executive to run the ship when she is not in Melbourne. Oh wait that can't be, they are off in the UK spending our money.

Reply



**scott ellis** December 10, 2012 at 8:00 PM

I have to admit the depth of the deception is stunning. SpaceCast Business Daily names the Melbourne Chamber of Commerce's appointee to the Brevard Workforce Development Board as a person to watch.

I'd agree. To date she has collected over SEVEN MILLION DOLLARS from the taxpayers and produced - NOTHING.

Reply



**Anonymous** December 11, 2012 at 6:22 AM

What happened to the press conference that was promised for November? How about the open house at the scanning facility Blueware promised? Scott...did you ever get your personal tour of the new scanning facility from Matt Dupree?

More broken promises and more lies. What a surprise. I am beginning to suspect we cannot trust Kaitlin, Rose, Matt, Debbie, and Jennifer (sarcasm implied).

Reply



scott ellis December 11, 2012 at 6:52 AM

The building is up and running. It's all free money. Free building and free employees. Then the Clerk goes out and borrows \$6.1 million to front you the money on your five year contract which already was overcharged by \$6 million.

Reply



Anonymous December 11, 2012 at 8:15 AM

How else could they do it if it wasn't free. The company has had no revenue until the contract was signed. They could not make payroll or pay expenses until the county gave them the money. And once the money was received and they paid all their owed debts, Rose, Jennifer and Debbie went off for the jet set life spending whatever remaining money there was left. Now the county is on the line for a \$6.1 million loan, we cannot get our money back from BlueWhere because it is all spent or hidden and we are left holding the bag.

Explain to me again how this whole incentive thing works, we pay carpet baggers to come to town, live the high life and we all end up suffering.

Can you hear that chuckle in the air? That is all of them laughing at us. No accountability, no answers to questions and they are going to have a wonderful XMAS on our dime.

Reply



Anonymous December 11, 2012 at 8:22 AM

Does anyone find it strange that the blueware website has no news or lists any new products or any customers. It is almost like they have gone silent to try and hide or they are afraid anything they say will be used against them.

It doesn't even list any of their leadership employees except the 30 year old picture of Rose and some techies she has working for her in the house in Michigan.

Very strange.

Reply



scott ellis December 11, 2012 at 6:59 PM

Ms. Harr and Blueware have collected about \$8 MILLION from the State, County, City, and Clerk and have not ONE THING to show for the money. Better than Rock Soup, she came here from Michigan and could not even afford the rock.

Reply



scott ellis December 11, 2012 at 7:00 PM

New Article and Blog Underway:

<http://cp.opinion.brevardtimes.com/2012/12/charles-parker-divergent-views-on.html>

Reply

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Friday, January 25, 2013

## Brevard EDC Cites "Non-Disclosure Agreement" and Confidentiality With Regards to BlueWare Relationship

MELBOURNE, Florida - The president and CEO of The Economic Development Commission of Florida's Space Coast declined on Friday to offer specifics of its proposal in May 2012 to lure BlueWare, Inc. to Melbourne.

"While a non-disclosure agreement precludes us from providing specific details, the company identified a need for a skilled labor pool and competitive tax environment," Lynda Weatherman said.

BlueWare and its subsidiary BlueGem, LLC were awarded a controversial \$8.7 million contract last summer from the former Brevard County Clerk of the Court Mitch Needelman to scan documents.


This contract is currently under scrutiny by current Clerk Scott Ellis. He has called it a "sham."

Ellis has filed an official request to the EDC for release of its documents related to BlueWare. Weatherman replied to Ellis that "the EDC legal counsel has advised the information held by the EDC is currently both confidential and exempt from disclosure."

Weatherman said to Brevard Times, "In general, the functions of an economic development organization working with an out-of-market prospect involve assisting the company in understanding comparative tax advantages, as well as the availability of a skilled workforce able to meet a company's growing needs, and other areas, such as incentives available at both the state and local levels,"

"Economic development analyses often include workforce availability and cost, payroll tax comparatives, property tax and corporate tax evaluations — in other words, the economic facets that businesses take into account when they consider alternate locations."

## Arrest Records: 2 Secrets

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
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### About Me

 Charles Parker

I cover politics, sports, and local

## Exhibit 9



news for Brevard Times. I also write opinion. You can email me at [cpbrevard@gmail.com](mailto:cpbrevard@gmail.com) and follow me on Twitter @cpbrevard These views are mine alone and do not necessarily reflect the views of Brevard Public Schools.

[View my complete profile](#)

Weatherman also responded regarding a May 2012 press release from Governor Rick Scott that said BlueWare would "invest over \$1 million in tangible property and equipment to support operations."

"Our involvement in this project was limited to the standard, widely-accepted and utilized economic development best practices that we offer to any business that we are encouraging to locate or expand in Brevard County," Weatherman said.

"The \$1 million investment refers to the company's corporate capital expenditure to support the start-up of its operation in Brevard County. We have no knowledge of the contract between the company and the Brevard Clerk of Court and it was not part of our economic development proposal."

Brevard Times asked Weatherman that since BlueWare has a government contract should they be required to make their budgetary information (payroll, equipment lease/purchase, building lease/purchase) and work deliverables (numbers of documents scanned and delivered) available to the press and public.

Weatherman said, "BlueWare is a privately-held company and, as such, is not required to release financial information."

Social media sites indicate that BlueWare owner Rose Harr has re-located from Brevard to England – after moving here from Michigan in June 2012. Weatherman was asked if EDC had any knowledge of this.

"We understand from working with BlueWare that the company has significant operations in the United Kingdom and sees that market as one with solid growth potential," Weatherman added. "However, we have no knowledge of the president's private living arrangements."

Gov. Scott's office was contacted regarding this story, but did not respond.

Posted by Charles Parker at 6:34 PM

+3 Recommend this on Google

## 15 comments:



**Anonymous** January 26, 2013 at 9:12 AM

How deep does this cover up go?

Her Facebook page says she lives in the UK. She does not have significant operations in the UK and the only reason she is there now is hiding the money Needleman gave her by buying businesses and houses there so we cannot get it back. For a company that has significant operations there why was it so hard for her to make payroll and pay her employee expenses for 6 months until Brevard gave her the money. Really does not make sense.

We are not asking for you to reveal market analysis simply show up the parts that relate to how our money was spent to move this company from Michigan to Florida - that really is not classified information since it is our money. No one cares about your inflated formulas on workforce and market opportunity because they are speculation. All we care about is how much money was given and what were the tax incentives.

Where there clauses that said - you actually have to live in Melbourne and establish residency? That would be pretty important. You need to develop actual business rather than just take the handouts that were given to you? You need to actually employ Melbourne residents?

These are all critical statements that it appears you may be covering up because you are trying to protect yourself.

If you really believe that this is a worldclass company do you know there world headquarters before they moved to Melbourne was a house? Not really sure how many global companies with significant operations in the UK work out of a house in the back woods of Michigan.

My cousin runs a shipping company out of the shed behind his house in North Carolina I will have him call you on Monday to see if you can help him relocate here with some of this easy money.

Reply



**Anonymous** January 26, 2013 at 9:14 AM

For such a global company how come there web site has not been updated and the executives listed there actually do not work there?

Could it be someone is hiding something?

Reply



**Anonymous** January 26, 2013 at 9:16 AM

Linda they are all hiding in the UK - you really need to take care of yourself and stop believing Rose's email where she tells you everything is taken care of and you have nothing to worry about.

If there was nothing to worry about wouldn't she be answering questions?

If there was nothing to worry about would her whole family be over there hiding?

If there was nothing to worry about would everyone be investigating what is going on?

I can hear someone knocking on the door.

Reply

▼ Replies



**Anonymous** February 28, 2013 at 4:53 PM

BINGO!

Reply



**Anonymous** January 26, 2013 at 10:25 AM

Fine - then it's time to file a lawsuit to get the info. As a BC Tax Payer, I have no problem with Mr. Ellis spending whatever \$\$ is necessary to get to the bottom of this.

Our EDC (over-paid travel agents) seem to think we need to hand out \$\$ like candy to lure business here, and the word is apparently getting around - Free Money in Brevard - we are Suckers! Come and get it!

Recent article in the Vero Press Journal (1/25/2013)... "Financial incentives haven't been promised to lure Bass Pro Shops to the Treasure Coast, state and local officials said Thursday, as has been done in Brevard County.... "Absolutely not, this stands alone," Economic Development Council of St. Lucie County President Larry Pelton said. "This stands on their business model and their expectations for the store, so no, there are no incentives being offered."

So where does it end if we just let this Blueware boondoggle go?

Reply



**Anonymous** January 26, 2013 at 3:33 PM

Excellent point. If the purpose of the EDC is to motivate businesses to relocate with incentives that we get back equal or higher than what was offered I am all fine with that.

But from what I can read about this boondoggle - a company was offered a lot of money and tax incentives to relocate, they were given money to buy a building, and given free labor and to top it all off they were given a \$6 million contract.

They promised they would improve the community by making investments and employ 193 people.

Here is the reality - they rented and never purchased homes (and actually owed rent on a lot of the properties), never really employed any local folks, took the money from the county and left as soon as the heat was turned up.

And to top it all off embarrassed HP who was caught with their pants down when they found out that Rose bailed and left them with a worthless contract and in debt for \$6 million.

Nice job EDC - if I was in your position I would claim private and confidential as well. I know our President does that same thing so you might as well too.

And let's not even talk about the repercussions of Gov. Scott when he finds out he was suckered in



on this deal.

Where are all those political geniuses now that were posing with Rose at that imaginary ribbon cutting ceremony at the rented building.

Sure attack Mr. Ellis when he was trying to enlighten everyone and you called him crazy and smear tactics. Well where are all these name callers now - hiding in the UK counting their money and laughing at us.

Reply

▾ Replies



scott ellis January 27, 2013 at 8:57 AM

The EDC is locking down the entire Blueware file claiming 'confidentiality'. The entire file in the coming weeks I don't expect this to fly. Blueware was signed for up to \$4.2 million in free money incentives. Money has already been siphoned out. My belief is the EDC wants this one locked down as they may have some very intense involvement with the scheme.



Anonymous February 28, 2013 at 4:54 PM

Lets see where FDLE gets

Reply



Anonymous January 27, 2013 at 7:59 PM

Charles & Scott: Who is the atty for the EDC, and can we get a formal statement from them as to their specific exemption from the Sunshine laws?

Reply

▾ Replies



scott ellis January 27, 2013 at 9:48 PM

I have such a legal opinion and sent it to the Brevard Times right as Charles was publishing the article. They are welcome to publish the letter and legal opinion, or if you e-mail me at sellis@spacey.net I can send it to you.

Reply



Anonymous January 28, 2013 at 2:44 PM

Have Rose Harr's kids, David and Kaitlin moved to the UK or are they just on holiday visiting their con artist mother?

Reply



Anonymous January 28, 2013 at 4:01 PM

I thought Rose was now on the EDC Board. How can she be on the Board and be in England at the same time? Interesting.

Reply



Anonymous February 4, 2013 at 4:02 PM

I see Rose has returned to Florida. I do hope there is an arrest warrant soon in her future.

Reply



Anonymous February 14, 2013 at 8:37 PM

Check Cadillac, MI. I hear they have a good amount of real estate up there. Of course the reason they moved was because people were on to them. If you ever get to inspect those documents, I'd say there is a good chance there is corruption.

Reply



Anonymous February 20, 2013 at 4:00 PM

I used to work for BlueWare... worst experience of my life. Ms. Harr is a child and would often have outbursts, wasting money left and right on a very expensive lifestyle. The business had absolutely

NO structure - no human resources, no training, no thought put into anything. BlueWare is one of those companies that is crooked as they get and barely making it buy... while the president puts up a facade of success and sustainability.

Most unprofessional, unorganized environment ever. Walmart and Burger Kings are run better than this "organization."

Reply

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Saturday, March 23, 2013

## Hewlett Packard Threatens Lawsuit Over BlueWare Debt: Ellis Stands Firm

TITUSVILLE, Florida – Hewlett-Packard Financial Services has warned Brevard County Clerk of the Courts Scott Ellis in a letter from their attorney that they will “file a lawsuit” to recover funds regarding the Clerk’s office digitizing contract with BlueWare, Inc.

In the past Ellis has said he would not pay the note. Ellis added on Friday, “I am looking forward to the lawsuit and we shall govern ourselves accordingly!”

In part the letter from Berger Singerman law firm says, “As you know, on October 23, 2012, the Brevard County Clerk of the Circuit Court (the “Clerk”) executed Promissory Note number 479236750100001 (the “Note”) in the amount of \$6,100,000.00 payable to HPFS representing payment for certain software provided to the Clerk’s office, which has been and continues to be used by the Clerk. As you know, no payment has been made to HPFS on this obligation since December 2012 and the Note is now in default. (Another payment of \$110,776.00 is due on March 26, 2013.)

The letter further says that the loan is in arrears of \$332,328.00 and to be current the Clerk’s office should pay \$443,104.00 by March 26. (See entire letter below.)

Former Clerk Mitch Needelman originally hired BlueWare in the summer of 2012 with an \$8.5 million contract to scan court documents. Needelman changed the deal in October 2012 by borrowing \$6.1 million from Hewlett-Packard and paying BlueWare in full.

BlueWare has repeatedly refused comment on the scope of work completed so far. They have said that their goal was to have 1.5 million documents scanned by December 2012.


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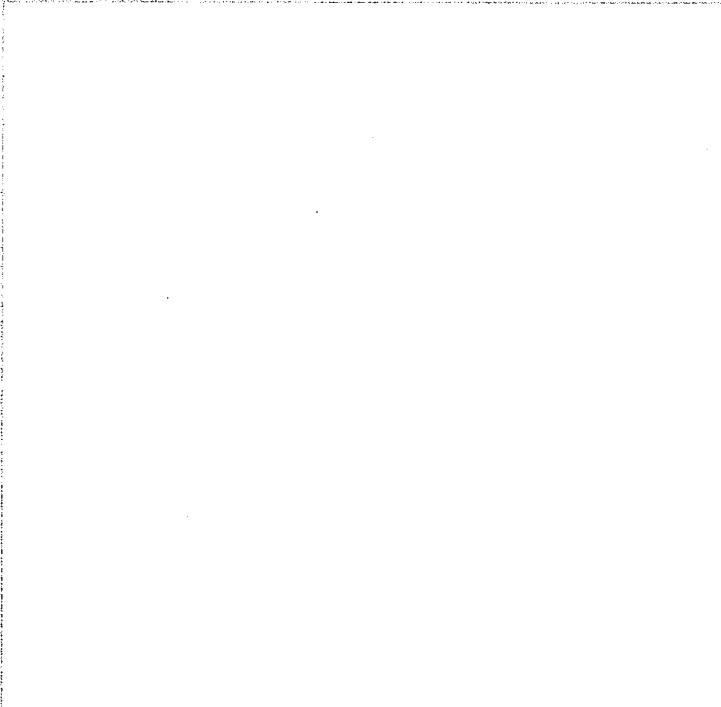
**Exhibit 10**



news for Brevard Times. I also write opinion. You can email me at [cpbrevard@gmail.com](mailto:cpbrevard@gmail.com) and follow me on Twitter @cpbrevard These views are mine alone and do not necessarily reflect the views of Brevard Public Schools.

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Posted by Charles Parker at 8:40 AM

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13 comments:

- 
**Space Coast Conservative [dot]com** March 23, 2013 at 2:17 PM  
 Stand Strong, Scott Ellis! We don't need Needelman's wrongful dealings hogtying us. We need to be free from his vile deeds.  
[Reply](#)
- 
**Anonymous** March 23, 2013 at 2:22 PM  
 How about a claim on the insurance policy so we can add insurance fraud to all of this.  
[Reply](#)
- 
**Anonymous** March 23, 2013 at 10:15 PM  
 How about they said there would be 1.5 million documents scanned and they have not done that yet



BERGER SINGERMAN  
ATTORNEYS AT LAW

Fort Lauderdale, Florida 33301 Telephone 954 526 9900 Facsimile 954 523 2672

Charles H. Lichtman  
(954) 712-5138  
Cl.lchman@berger-singerman.com

March 20, 2013

**VIA FEDERAL EXPRESS**  
**PERSONAL AND CONFIDENTIAL**

Scott Ellis  
Clerk of the Circuit Court of Brevard County  
400 South Street  
Titusville, FL 32780

**Re: Hewlett-Packard Financial Services v Brevard County Clerk of Circuit Court**

Dear Mr. Ellis:

Please be advised the undersigned serves as litigation counsel to Hewlett-Packard Financial Services Company ("HPFS"). As you know, on October 23, 2012, the Brevard County Clerk of the Circuit Court (the "Clerk") executed Promissory Note number 479236750100001 (the "Note") in the amount of \$6,100,000.00 payable to HPFS representing payment for certain software provided to the Clerk's office, which has been and continues to be used by the Clerk. As you know, no payment has been made to HPFS on this obligation since December 2012 and the Note is now in default. (Another payment of \$110,776.00 is due on March 26, 2013.)

Pursuant to paragraph 6(b) of the Note, this is to provide you with written notice of default, and a demand that all amounts due, which presently totals \$332,328.00 be brought current forthwith. Assuming that the Clerk's office wishes to cure the default, please make the check payable to HPFS, but forward same to me directly, so that I can put it in the correct hands on an expedited basis. We also urge you to timely make the March 26, 2013 payment mentioned above, which makes the amount due \$443,104 as of that date. If I do not receive a check within 10 days which cures the Clerk's default, please know that I have been authorized to immediately thereafter file a lawsuit to recover the unpaid debt owed under the Note at its accelerated balance due, and take all such other action as may be necessary and/or appropriate to protect the interests of HPFS. Please note, pursuant to paragraph 9 of the Note, the Clerk will be responsible for all attorneys fees and court costs incurred in connection with this matter. Please govern yourself accordingly.

If you or your counsel would like to discuss this matter, please contact me.

Sincerely,

Berger Singerman LLP

Charles H. Lichtman

- Blueware defaulted on the contract so HP needs to go after them and leave the county alone. If they want to sue the county then go after Mitch - he is the one who signed the contract.

Reply

Anonymous March 26, 2013 at 5:01 PM Suite 1000 Fort Lauderdale, Florida 33301 Telephone 954 526 9900 Facsimile 954 523 2672

I am a little rusty on my state law but if I remember correctly the clerk of the court is the only elected position that is able to sign a contract with a no bid method. The caveat to all of it is that same position becomes personally liable for any contracts that are signed. Sounds like HP needs to go after Mitch. Let's see if Matt and Rose will be standing behind him then. I haven't seen any of them at the yacht club lately - they must have found a new place to hide.

Reply

scott ellis March 24, 2013 at 11:36 AM



The Clerk cannot lawfully borrow money. If the Clerk could borrow money they could lose an election, borrow all kinds of money and distribute it to friends, and leave the new Clerk holding the bag.

Reply



**Anonymous** March 24, 2013 at 1:05 PM

Does anyone even know where Mitch is located these days? I am sure if HP wants to go to court he is going to be their star witness. I can imagine the first question by Mr. Ellis's attorney - Mr. Needelman do you think it would have been important to tell HP that you lost the election and the contract you are signing is illegal? Mitch's response - is that important fact or is this another conspiracy theory? Judge - OK this hearing is over - Mitch go directly to jail and do not pass go - bailiff please get Ms. Harr in the court room so we can hear her side of the story - Bailiff - your honor Ms Harr said she cannot make it in right now she is in the lobby and sees that we need a new carpet in the reception area and she is forming a company called Blue Carpet and wants us to buy the carpet from us, Judge - Does she know anything about carpet? Bailiff - I asked that same question and her response was the usual - is that a requirement, I thought you all just gave money away in this county???

Reply



**Anonymous** March 24, 2013 at 2:05 PM

Needelman, a star witness? No way. HP would likely have to name MN and Harr as co-Defendants or their case goes nowhere, and that band of thieves won't be talking while an FDLE investigation is under way.

A lawsuit would mean we finally get to do some discovery. Open those books on this whole scam, and I'm sure Scott has plans for Admissions and Depositions locked and loaded. Bring it on HP!

Reply



**Anonymous** March 25, 2013 at 9:50 AM

Comment to Scott...isn't that what happened? Mitch borrowed money and gave it to Rose and Mat?

Reply



**scott ellis** March 27, 2013 at 7:44 AM

Mitch signed off on a deal brokered by Bluegem with HP. The Clerk's Office signed an unlawful \$6.1 million promissory note and the money went to Bluegem, never touching the Clerk's Office.

Reply



**Anonymous** March 28, 2013 at 4:19 PM

"payment for certain software provided to the Clerk's office, which has been and continues to be used by the Clerk."

What "software? Continues to use what?

Is that what the Chunky Tiger is telling HP? or that BlueScam provided something that is in use today?

Reply



**Anonymous** April 9, 2013 at 6:49 PM

As a former Michigan BlueWhatever employee, this has all been intriguing to watch. I very well remember the day Rose returned from her first Florida trip and bragged about the new contracts and all the money....while we were all wondering how she would make payroll that week. I was hired and 'laid off' in a three month period, ending March 2012 just after the move was announced. So many people were let go in Michigan to fund this adventure, all while Rose and kids jetted to FL and the UK and back again. Showing pictures of her wonderful new place...paid for by you of course. I learned the term Vaporware only after I was hired by BlueWare, lol! They were masters of it. Rose is literally the most unstable, frightening person; I think she is a true sociopath. You should also ask how she gets away with all of the UK trips, she made all of us lie about why we were entering the UK on work trips. We were always there to visit good old Barry Geaney, an old family friend! There is sooooo much bitterness and hate I'd love to spew, but it won't do any good. I just hope when the lawsuit moves forward, that they think to subpoena Michigan employees who might have been hired at the beginning of this process, most heard way too much for Rose's comfort.

Reply

**Anonymous** April 9, 2013 at 8:24 PM



I certainly hope someone will be smart enough to question Michigan BlueWare employees let go or excuse me "Laid Off" around the time this all began. Rose came back from Florida in February to brag it up and had a payment of some sort by late February and a commitment. Moving began immediately for her and her family. I think this started a bit earlier than most people realize.

Reply



**Anonymous** April 18, 2013 at 11:50 AM

Some of us former Michigan BW employees have been interviewed by FLPD.

Reply

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