

OPEN LETTER

Kristin Gray
Florida Department of Children & Families

May 21, 2019

Ref: ADDITIONAL PUBLIC RECORD REQUEST - DCF's Investigative Report - Supporting A False Report (Call) Of Child Abuse By Dana Delaney Loyd (April 2015)

Kristin:

Our publication, VolusiaExposed.Com has previously contacted your office regarding the criminal prosecution of Dana Delaney Loyd by the 18th Judicial Circuit's State Attorney's office.

VolusiaExposed.Com has published over thirty (30) articles regarding Loyd's August 2015 arrest, under the criminal charge of filing a false report to the Florida Abuse Hotline.

<http://volusiaexposed.com/highprofile/danaloydexpose.html>

We, (VolusiaExposed.Com) are preparing a follow up OP-ED article, in which we anticipate challenging whether your department (DCF), within established DCF procedural rules, ever officially conducted a false report investigation into the Loyd matter. (Florida Administrative Code).

As noted within the attached Second District Court of Appeal decision (Florida 2004) (Case No: 2D03-775) – the Court found that “Significantly, the statute places the burden on the Department (DCF) to determine if a false report has been made (F.S. 39.205(4),(5). If the Department (DCF) determines that a report is false, then it shall refer the report to law enforcement (F.S. 39.205(5).” (see attached PDF file)

(Click Below To Read 2nd District Court of Appeal Case)

<http://volusiaexposed.com/brevard/dcf/loyd52019post/loyd52019.pdf>

Based on the above Court decision, along with your office's past written communications with this publication (see below email web link) – we suspect that your department (DCF) did NOT conduct, within established parameters, an investigation that determined that Loyd made a false call to the Florida Abuse Hotline. (April 7, 2016 email communication between Kristin Gray and VolusiaExposed.Com ~ Kristin Gray - **“As of this writing, there has NOT been a false reporting investigation conducted regarding this case”**)

<http://volusiaexposed.com/highprofile/inthedefenseofdanadelaneyloyd15/grayemailapril2016.pdf>

We invite you to read the entire Second District Court of Appeal decision, in order to gain a full appreciation of when a law enforcement agency can legally proceed with their criminal investigation regarding suspected false reporting of abuse – especially when using confidential information, in the particular, recorded calls to the Florida Abuse Hotline – as evidence, within said investigation.

Kristin, given the attached Court decision, and your April 7, 2016 email to this publication stating that DCF had NOT conducted a false reporting investigation – we (VolusiaExposed.Com) are of the

OPINION that your Department (DCF) illegally released the confidential phone call between Loyd and the Florida Abuse Hotline to Brevard County law enforcement officials.

This confidential phone call recording was used by a Brevard County sheriff investigator in order to secure Loyd's alleged confession. Further, this confidential phone recording was used in securing an arrest warrant against Loyd, and as evidence in Loyd's trial.

In addition, and in support of the above – we have incorporated within the attached PDF file – select pages from your department's (DCF) mandated reports to the Florida Legislature. Your department submits an annual report to the Florida Legislature detailing data associated with suspected false abuse reports / calls.

Our incorporated pages of these annual reports covers the years (July 1, 2014 – June 30, 2018). This being the time frame of one year prior to Loyd's alleged false call to the abuse hotline, and one year after her criminal conviction for making the alleged false call.

A breakdown of the data within the annual reports indicates the following:

(Click Below To Read DCF Data – see towards bottom of document)

<http://volusiaexposed.com/brevard/dcf/loyd52019post/loyd52019.pdf>

Within the 18th Judicial Circuit from July 1, 2014 through June 30, 2015 – there were three (3) suspected false reports. The annual report further indicates that none of these three (3) suspected false reports were investigated by DCF – none were forwarded to law enforcement, and none were criminally prosecuted. (see attached pdf file)

Within the 18th Judicial Circuit from July 1, 2015 through June 30, 2016 – no suspected false reports were noted – with no suspected false reports being forwarded to either law enforcement or to the State Attorney's office. (see attached pdf file)

Within the 18th Judicial Circuit from July 1, 2016 through June 30, 2017 – there were eight (8) suspected false reports, with none of these eight (8) incidents being internally investigated by DCF – with two being forwarded to law enforcement, but neither of these suspected cases of false reports were criminally prosecuted. (see attached pdf file)

Within the 18th Judicial Circuit from July 1, 2017 through June 30, 2018 – there were no suspected false reports – no DCF internal reviews, and no law enforcement or State Attorney involvement. (see attached pdf file)

Kristin, in short, these DCF annual reports indicate that there were no criminal prosecutions for alleged false abuse reports within the 18th Judicial Circuit from July 1, 2014 – June 30, 2018.

How can this DCF data, as well as your April 7, 2016 email declaration that DCF did NOT conduct an investigation, be reconciled with the obvious 2015 arrest, and the 2017 criminal prosecution and conviction of Dana Delaney Loyd? The answer appears to be – that the Loyd's arrest, and her criminal prosecution were rogue illegal actions by members of the Brevard County criminal justice system, that were propelled by an agenda to silence a media critic*.

*** Loyd owned and operated the media website of BrevardsBestNews.Com – a website that presented critical reviews of the Brevard County law enforcement community. Much of Loyd's**

media coverage centered on child sex trafficking – to include articles exposing Brevard County sheriff deputies engaging in illegal sexual activities.

Therefore, once again, please consider this email as a public record request for any completed DCF internal investigation (completed prior to Loyd's arrest) that concluded that Loyd's April 2015 call to the Florida Abuse Hotline equated to a false call – as defined in Chapter 39 of Florida Statutes.

If no such record exists – state so. If a record exists but is confidential – state so.

We also welcome any clarity of these issues - that your office can provide.

Please advise us in advance of any costs that are associated with our public record request.

Please use our below email address as our point of contact.

Regards,

VolusiaExposed.Com
volusiaexposed@cfl.rr.com

cc / bcc - several