




Brevard County Sheriff's Office  
Titusville, Florida

**MEMORANDUM**

**TO:** Chief Michael J. Lewis  
**FROM:** Agent Orlando Vecchio, Staff Services Unit   
**DATE:** December 12, 2016  
**RE:** Command Inquiry 2016-CI-030

**I. Summary**

On October 12, 2016, Lieutenant Kelly Haman was notified that an inmate had information of a corrections deputy who has been supplying contraband, (cigarettes) to the inmates. Lieutenant Haman spoke with inmate Jimmy Castanos who advised he did not know the corrections deputy personally, only that he is a white male FTO who works nights on Cpl. Frieberg's shift. Castanos further advised a trustee in 100 pod named "D-bo" told him about the corrections deputy and advised there are very few inmates who know the deputy's identity. He also advised inmate Rodney Thorpe was in the same cell block as "D-bo" and should have knowledge of the corrections deputy. Rodney Thorpe was in the "box" during the time Castanos was making the allegations. Castanos advised the cost for a pack and a half of cigarettes is \$150.00 and is paid through pay pal and/or western union. The full pack would go to the purchaser, and the half pack to the trustee delivering the cigarettes.

Prior to coming forward with this information, inmate Jimmy Castanos was caught with several items of contraband (metal shanks) as he was being returned from court in Viera. Jimmy Castanos stated on more than one occasion that he realized this new violation could result in longer incarceration time for him and that is why he chose to come forward.

After receiving the information from Castanos, Lieutenant Haman had a thorough search conducted of the 300-Foxtrot area as well as the 100 Alpha, Bravo and Golf pods. During this search no contraband was located.

On October 12, 2016, Staff Services received this case for further investigation.

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On October 12, 2016, Major Fischback made contact with Jimmy Castanos and received the same basic information that Lieutenant Haman had received. In regards to his allegations that a BCSO employee was bringing cigarettes into the facility and selling them to inmates, Castanos stated that he had never seen this occur and that he did not know anyone who had received any contraband. Castanos stated that he heard from another inmate that a third inmate supposedly had told him this information. Major Fischback also met with Chris Miller from Aramark in order to review transactions associated with the "iCare" commissary program at BCJC. This review yielded nothing of evidentiary value towards this case.

On December 1, 2016, I made contact with Lieutenant Haman and determined which shift was in question.

On December 7, 2016 I conducted recorded interviews with multiple corrections deputies to determine the likelihood of these allegations. None of the deputies had any knowledge of contraband being brought into the facility.

**II. Possible Policy Violations:**

- *400.00 General Professional Responsibilities*
- *400.06 Compliance with Law and Regulation*

**III. Witness Interviews:**

**Lieutenant Kelly Haman  
Brevard County Detention Center**

On December 1, 2016 at approximately 0500 hours, I met with Lieutenant Kelly Haman at the Brevard County Detention Center. We discussed the allegations and determined the shift described by Jimmy Castanos would be A-evenings.

Lieutenant Haman advised that, to the best of her knowledge, there has been no discoveries of cigarettes or cigarette paraphernalia located in any cell shake downs recently.

**A-Evening Shift  
Brevard County Detention Center**

On December 7, 20016, I responded to the BCJC and conducted recorded interviews with the following deputies that are assigned to the A-Evening shift:

- Corporal Kyle Freiberg ID# 1059
- C.D. Carlos Ruiz ID# 1867
- FTO Daniel Sacino ID# 1592

- C.D. Jose Centeno ID#1818
- C.D. William Dampman ID# 1844

The tenure of the correction deputies interviewed ranges from two to nine years of service with the Brevard County Detention Center.

The interviews resulted in determining several issues with the allegations:

- If an inmate came into possession of any quantity of cigarettes, the other inmates would expect to be included. If this did not happen, the other inmates would be quick to expose the inmate with the cigarettes.
- If a detention center employee was supplying contraband to inmates and did not include all inmates, this information would quickly be revealed.
- Concealing a half pack or full pack of cigarettes in the cell would be difficult as cell shakedowns are performed frequently and without notice.
- Creating a device or a method to light the cigarette would be difficult.
- Once lit, smoking a cigarette without the smoke being detected by sight or smell would be extremely difficult.
- No one interviewed can recall any incident reports written or discussed in muster that related to locating cigarettes in their time working in the detention center.

#### **IV. Other Investigative Efforts**

I reviewed all the jail phone calls from inmates, Jimmy Castanos, Adam Lynard AKA "D-bo" and Rodney Thorpe. The parameters of this search were from September through November of 2016. During my review I was unable to identify any suspicious conversations that I thought might pertain to the smuggling cigarettes into the facility. There were no mentions of PayPal or Western Union and no mention of smuggling cigarettes. No mention of any other jail activity involving corrections deputies supplying cigarettes, or any other products, was discussed in the monitored phone calls.

A review of previously mentioned inmate's "iCare" accounts through the year of 2016, show no large deposits that would raise suspicion.

The BCJC is a smoke free facility. No one, including employees, is allowed to smoke inside the buildings. Additionally, inmates are not allowed to have any matches or lighters inside the facility. It would be very difficult for anyone to conceal the smell of tobacco smoke inside the facility.

#### **V. Recommendations:**

During my investigation, I was unable to locate any evidence that would support the allegations made by inmate Mr. Jimmy Castanos. By his own admission Castanos only came forward because he had been caught with contraband himself and he was only

looking to keep himself out of trouble. None of the allegations from Castanos could be verified.

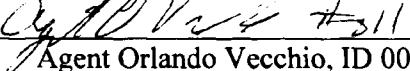
Therefore, based on the facts set forth in this administrative investigation, I recommend the allegations be closed as **"Unfounded."** No further action is needed in this matter.

**VI. Enclosures**


Miscellaneous shift rosters.  
Miscellaneous IM information sheets.  
Printout related to iCare purchases.

**VIII. Oath**

I, Agent Orlando Vecchio, do hereby swear, under penalty of perjury, that to the best of my personal knowledge, information, and belief, I have not knowingly or willfully deprived, or allowed another to deprive, the subject(s) of the investigation of any of the rights contained in ss. 112.532 and 112.533, Florida Statutes.

Signed   
Agent Orlando Vecchio, ID 0011

Sworn to and subscribed before me, the undersigned authority, this 20th day of January, 2017.

Signature   
NOTARY PUBLIC/LAW ENFORCEMENT OFFICER  
IN PERFORMANCE OF OFFICIAL DUTIES