

## Brevard County Sheriff's Office Titusville, Florida

### **MEMORANDUM**

DATE:

June 15, 2017

TO:

Chief Michael J. Lewis

FROM:

Agent Kraig Hupfer, Staff Services Unit

RE:

Administrative Investigation 2017-CI-014

### I. Summary

On May 03, 2016, Corrections Deputy Charmalyn Durham contacted Sergeant Otranto and alleged that Corrections Deputy Haleigh Mounger had shown personal photographs of other Corrections Deputies that she had on her cellular telephone to female trustees housed in the Upper One Dorm. On May 04, 2017, Corrections Deputy Sabrina Silva, Corrections Deputy Isabella Nava and Corrections Deputy Kristine Davis approached their supervisors after roll call and they advised them of several concerns they had of They alleged that Deputy Mounger was displaying personal Deputy Mounger. photographs of them to the female trustees housed in the Upper One Dorm and that she was speaking negatively to the trustees about Deputy Davis. Sergeant Otranto spoke with several female trustees and only Inmate Shiteria Lovett corroborated the allegations made of Deputy Mounger showing photographs of Deputy Nava and Deputy Silva to her and several other trustees. Inmate Lovett was able to describe in great detail personal photographs of two deputies that she had seen and she stated that Deputy Mounger also allowed her and other trustees to access Facebook pictures of their respective families. An interview with Corrections Technician Dagmar Murray by Sergeant Harrypersad also revealed that she had observed Deputy Mounger showing female inmates something on her cellular telephone.

On May 09, 2016, Lieutenant Brock Maggie authored a Memorandum to Major Ronald Tomblin. In his memorandum, he summarized the allegations made by Corrections Deputies Charmalyn Durham, Sabrina Silva, Isabella Nava and Kristine Davis of Corrections Deputy Haleigh Mounger's inappropriate conversations and usage of her cellular telephone in the jail complex with female trustees.

ONCOMAGO 1-16-17

On May 11, 2017, Chief Lewis authorized a formal Administrative Investigation.

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On June 01, 2017, I met with Corrections Deputy Haleigh Mounger at my office and she tendered her resignation from the Brevard County Sheriff's Office. She was accompanied by P.B.A. Representative Mr. Al Boettjer. Deputy Mounger declined to be interviewed for this Administrative Investigation

### **II. Possible Policy Violations:**

- 400.00 General Professional Responsibilities
- 400.04 Substandard Performance
- 600.01C Facility Code of Ethics
- 600.06I Control & Use of Tools, Equipment and Personal Possessions

#### III. Witness Interviews:

# Inmate Shiteria Lovett Jail Complex

On May 12, 2017, Agent LaRoche and I conducted a sworn, audio recorded, interview with Inmate Shiteria Lovett at the Jail Complex. Inmate Lovett stated that Deputy Mounger did allow her and other inmate trustees to look at pictures on her personal cellular telephone while working in the Upper One Dorm warehouse. She advised that Deputy Mounger would access the inmate's Facebook accounts so that they could look at photographs of family and friends as well as Deputy Mounger's personal Facebook account and photographs she had of other jail complex deputies. Specifically to her, Inmate Lovett stated Deputy Mounger would access her sister's Facebook account so that she could look at photographs of her infant child. Inmate Lovett explained that she gave birth to her child while incarcerated and she was returned to the jail approximately three days after giving birth. Inmate Lovett said that Deputy Mounger accessed Facebook accounts of the other trustees so that they also could look at their family and friend's photographs. Inmate Lovett stated that, although they were able to look at their respective Facebook photographs, Deputy Mounger did not allow them to touch her telephone and she did not allow them to instant message or Facebook live with anyone. Inmate Lovett believed Deputy Mounger allowed access to her telephone on approximately three occasions however she stated that anytime Deputy Mounger was working in the Upper One Dorm warehouse she would always play music from her telephone while they worked. Some of the other inmate trustees that Deputy Mounger allowed to view photographs on her telephone were Inmate Taylor Orrison, Inmate Jade Wilson, Inmate Nicole Hymer, Inmate Elizabeth Wiley and Inmate Brianna Jordan. It should be noted that I attempted to interview the inmate trustees who were still incarcerated (Inmates Wiley, Orrison and Jordan). All three declined to be interviewed stating that Deputy Mounger was a fair and good Corrections Deputy who did her job

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properly and that she never allowed them any special privileges or showed them any pictures of other correctional officers as alleged.

Inmate Lovett further stated that Deputy Mounger showed her and other female trustees personal pictures from her telephone of Deputy Nava and Deputy Silva. Approximately two or three weeks ago, Inmate Lovett said Deputy Mounger and several trustees were having a conversation in the warehouse when she showed them two personal photographs of Deputy Nava that had been sent to her in a text message. Inmate Lovett described in detail the two photographs of Deputy Nava as before and after pictures of a surgical procedure that she recently had completed. During that same conversation, Inmate Lovett stated Deputy Mounger showed them a personal photograph, which she described in detail, of Deputy Silva. Inmate Lovett stated that Deputy Mounger also on a few occasions showed them photographs of her family and children.

Inmate Lovett stated that Deputy Mounger would occasionally provide them food from outside the jail complex. Inmate Lovett stated that Deputy Mounger would bring her dinner to the Upper One Dorm and sometimes she would allow them to eat whatever food she could not finish. She said this occurred on two occasions and she remembered eating pizza and a salad that Deputy Mounger provided to them. Inmate Lovett further stated that Deputy Mounger had frequently provided them with gum and cold water. Inmate Lovett felt that Deputy Mounger provided these items to them as a "reward" for working hard and doing a good job in the warehouse.

As for Deputy Mounger's interaction with the other officers, Inmate Lovett stated she did not observe any animosity between the officers. She did state that when Deputy Mounger worked in the Upper One Dorm, she spent more time with the trustees in the warehouse than with the other deputies during her shift. Deputy Mounger did not say why, but Inmate Lovett stated that Deputy Mounger told them that she believed that the other officers, specifically Deputy Davis, did not like her.

### Corrections Deputy Isabella Nava Jail Complex

On May 17, 2017, Agent LaRoche and I conducted a sworn, audio recorded, interview with Corrections Deputy Isabella Nava at the Jail Complex. Approximately two weeks ago during their regular days off, Deputy Nava advised that Deputy Silva had contacted her and told her that she had heard Deputy Mounger was speaking negatively about Deputy Davis with the female inmates. Deputy Silva also told her that Deputy Mounger had possibly shown photographs of her to the inmates in the Upper One Dorm warehouse. When they returned to work, Deputy Nava said Deputy Silva again contacted her and told her that Inmate Lovett had confirmed to her that Deputy Mounger had displayed photographs of not only Deputy Silva, but also of her to the female trustees. Deputy Nava advised that she had a recent surgical procedure and she had taken before and after photographs of herself. Deputy Nava stated that, because Deputy Mounger and

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Deputy Silva had been trusted friends of hers, she remembered sending the photographs to them in a text message. Deputy Nava then retrieved the two photographs from her telephone and showed them to me. It should be noted that Inmate Lovett's description of the photographs that she observed appeared to be of the same two photographs that Deputy Nava displayed to me in her interview. These photos are very unique and depict an area of the body which would not have been visible to anyone unless expressly revealed by Nava. Due to the personal nature of the photographs, Deputy Nava advised that she did not give permission, nor did she expect, Deputy Mounger to share the photographs with anyone else.

# **Corrections Deputy Kristine Davis Jail Complex**

On May 17, 2017, Agent LaRoche and I conducted a sworn, audio recorded interview with Corrections Deputy Kristine Davis at the Jail Complex. On April 30, 2017, Deputy Davis advised she was working in the Upper One Dorm when she was getting a group of trustees to come out to work the warehouse. Deputy Davis stated that the trustees typically beg to come out to work but, on this date, most of the trustees refused to come out of the dorm to work. Later that shift, Deputy Davis said she spoke with Inmate Houser and Inmate Grant who told her that the other female trustees refused to work for her specifically. Inmate Houser then began to tell her that one of the officers had ordered Papa John's Pizza the previous date and at some point the female trustees, to include herself, were able to eat some of it in the warehouse. Deputy Davis said Inmate Houser went on to tell her that Deputy Mounger was in the warehouse when this occurred and that Deputy Mounger was speaking negatively about her stating that she did not like her. Inmate Houser also told her that Deputy Mounger was showing the female trustees photographs from her telephone while in the warehouse. Deputy Davis stated Inmate Grant told her that Deputy Mounger displayed photographs of Deputy Nava and Deputy Silva from her telephone and she described them in detail to her. Deputy Davis advised that she had previously seen the photograph of Deputy Silva as described by Inmate Grant so she immediately knew what picture she was talking about. Deputy Davis stated that she had never seen firsthand the photographs of Deputy Nava prior to this incident. It should be noted that Inmate Grant's description given to Deputy Davis of the photographs of Deputy Nava was similar of Inmate Lovett's description of the same photographs in her witness interview.

Deputy Davis acknowledged that most of the information she learned was through third party individuals however, she did express concerns of Deputy Mounger's interactions with the female inmates. On a few occasions Deputy Davis advised that she had observed what she believed to be Deputy Mounger spending an excessive amount of time with the female inmates and being "too friendly" with them. Deputy Davis said she has observed Deputy Mounger go to female housing areas while on break where she was not assigned and speak with certain female inmates. On one specific shift, she recalled working in the Lower One Dorm when she observed Deputy Mounger come in and talk

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with one of the female inmates in the "bubble" cells. After speaking with the female inmate for approximately five minutes, Deputy Davis said Deputy Mounger left the housing area. Deputy Davis thought this was out of the ordinary because Deputy Mounger was not assigned to that housing area that date and she did not speak with her or anyone else before leaving. On May 04, 2017, she stated that herself, Deputy Silva and Deputy Nava stayed after roll call and notified their supervisors about their concerns of Deputy Mounger.

# Corrections Deputy Charmalyn Durham Jail Complex

On May 17, 2017, Agent LaRoche and I conducted a sworn, audio recorded interview with Deputy Charmalyn Durham at the Jail Complex. She stated that approximately two weeks ago, while working in the female annex, Deputy Durham advised that Deputy Davis approached her and told her that Inmate Lovett had told her about Deputy Mounger speaking negatively about her and other jail complex deputies. Deputy Durham stated that Deputy Davis told her that Inmate Lovett had told her Deputy Mounger had also displayed photographs from her cell phone on several occasions to female trustees in the female annex. The inmate had advised that the photographs were mostly Facebook photographs and then she described in detail two specific photographs of Deputy Nava to Deputy Davis. Deputy Durham stated that Deputy Nava had previously shown her the photographs of herself so she advised that she immediately knew, that based on the description and personal nature of the photographs, an inmate should not have had knowledge or been able to describe these photographs to Deputy Davis.

Deputy Durham then expressed her concern of a personal conversation that had been relayed to her by Inmate Lovett recently. She could not remember the exact date, but Deputy Durham recalled having a very personal conversation with Deputy Mounger and Corrections Technician Alexander where they were joking with Deputy Nava about her upcoming surgical procedure. Deputy Durham stated that this was a private conversation and there was no way an inmate would have been able to provide her with such intimate knowledge of the conversation unless she was told about it. Deputy Durham stated Inmate Lovett had told her that Deputy Mounger was apparently not happy about the conversation and she expressed her feelings and details of the conversation to the female trustees. After learning of this incident, Deputy Durham stated she decided that she needed to tell her supervisors of her concerns of Deputy Mounger.

### Corrections Technician Dagmar Murry Jail Complex

On May 22, 2017, I conducted a sworn, audio recorded interview with Corrections Technician Dagmar Murray at the Jail Complex. Sometime in late April 2017, Technician Murray advised she was assigned to work with Deputy Mounger in the Upper One Dorm annex. Technician Murray stated she observed Deputy Mounger spend a

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"significant" amount of time in the Upper One warehouse where the trustees were working that shift. At some point during the shift, she said that she observed Deputy Mounger with her telephone out and there was approximately six trustees around her looking at the telephone. Technician Murray said it was very obvious that Deputy Mounger was showing them something on her telephone but, because of the visual angle from the control room, she was unable to observe exactly what they looking at on the telephone.

On another occasion, Technician Murray said she observed Deputy Mounger bring a large bag of McDonald's food into the warehouse where the female trustees were working. Although she did not observe Deputy Mounger give the trustees the food, Technician Murray stated that, due to the large amount of food in the bag, she believed there was no way Deputy Mounger would have been able to consume it all.

### Deputy Sabrina Silva Jail Complex

On May 26, 2017, I conducted a sworn, audio recorded interview with Deputy Sabrina Silva at the Staff Services office in Titusville. Deputy Silva stated that Inmate Lovett recently came to her and advised her that Deputy Mounger had shown pictures of her to several trustees in the Upper One warehouse that she had on her cell phone. Deputy Silva said Inmate Lovett gave a detailed description of a photograph of her at the beach that she later saw on Deputy Mounger's Facebook. Prior to being told of the photograph, Deputy Silva said she was unaware the photograph existed until she verified the photograph as described by Inmate Lovett on Facebook. Deputy Silva stated that Inmate Lovett also described photographs seen by her and other inmates of Deputy Nava. Based on the detailed description of the photographs, Deputy Silva advised she knew immediately of one of the photographs Inmate Lovett was talking about because she had seen the described photograph of Deputy Nava prior to being told about it by Inmate Lovett. According to Inmate Lovett, Deputy Silva stated that Deputy Mounger has shown photographs from her telephone on other occasions and she routinely allows the trustees to listen to music from her telephone whenever they worked in the Upper One warehouse.

As described by Deputy Davis, Deputy Silva also had concerns of Deputy Mounger's interaction with inmates. Deputy Silva believed that Deputy Mounger had become too friendly with some of the female inmates in the female annex. On approximately three separate occasions over the last three months, Deputy Silva stated she saw firsthand or heard on the radio, Deputy Mounger come out to the female annex when she was assigned to work in other areas of the jail. Deputy Silva said Deputy Mounger would come to the annex while on her breaks and speak with certain inmates for a short period of time without speaking to the assigned deputies and then return to her assigned post. Deputy Silva stated that she believed this type of behavior was unprofessional and that she did not know of any other deputy who did this.

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## Inmates Taylor Orrison, Elizabeth Wiley and Brianna Jordan BCDC

I attempted to interview each of these inmates as they were referenced heavily by the other witnesses in this case, and were the alleged recipients of preferential treatment by Deputy Mounger. Each of them declined to be interviewed for this case.

#### IV. Additional Investigative Efforts:

On May 19, 2017, I conducted an audit of Deputy Mounger's DMS history. This audit confirmed, that on April 14, 2017, she had accessed and signed the documents verifying she had read and understood the policies pertaining to the jail complex personal telephone usage as defined in 600.061 Control and Use of Tools, Equipment and Personal Possessions.

#### V. Recommendation

This administrative investigation was initiated to investigate allegations that Corrections Deputy Haleigh Mounger had inappropriate interactions with several female inmates.

Investigation determined that Mounger had:

- Provided outside food (Papa John's pizza and McDonald's) to the inmate's under her care, custody and control.
- Allowed access of personal Facebook accounts of inmates so that they could see personal pictures with the use of her telephone.
- Discussed the personal lives of her co-workers and shared personal photographs of them with the inmates.

Based on the facts set forth in the administrative investigation, I recommend sustaining the following administrative charges:

That the allegation against Deputy Haleigh Mounger that she violated 400.00, General Professional Responsibilities, be closed as "Sustained."

That the allegation against Deputy Haleigh Mounger that she violated 400.04, Substandard Performance, be closed as "Sustained."

That the allegation against Deputy Haleigh Mounger that she violated 600.01C, Facility Code of Ethics, be closed as "Sustained."

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That the allegation against Deputy Haleigh Mounger that she violated 600.06C, Control & Use of Tools, Equipment and Personal Possessions, be closed as "Sustained." VI. Enclosures

- Memorandum from Lieutenant Maggie to Major Tomblin dated May 09, 2017 and titled "Request for further investigation Corrections Deputy Haleigh Mounger"
- Notice of Administrative Investigation served on May 18, 2017
- Copy of Deputy Haleigh Mounger's letter of resignation dated June 01, 2017

#### VII. Oath

I, Agent Kraig Hupfer, 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 of the investigation of any of the rights contained in ss. 112.532 and 112.533, Florida Statutes.

Signed Agent Kraig Hupfer, ID 210

Sworn to and subscribed before me, the undersigned authority, this 15th day of June, 2017.

NOTARY PUBLIC/LAW ENFORCEMENT OFFICER
IN PERFORMANCE OF OFFICIAL DUTIES

