



Brevard County Sheriff's Office
Titusville, Florida

MEMORANDUM

DATE: August 15, 2017
TO: Chief Michael DeMorat *MDD*
FROM: Agent Joseph Bracey, Staff Services Unit *JB*
RE: Command Inquiry 2017-CI-018

I. Summary

On June 4, 2017, a complaint was brought to the attention of Corrections Sergeant Stephanie Coffman (ID #952) by Corrections Deputy Peter Smetana (ID #1170) and Corrections Deputy Carlos Ruiz (ID #1867). Both deputies suspected Corrections Deputy FTO Michael Alley (ID #1876) had shared their personal information with juvenile inmates between November-December 2016. These suspicions were based on statements made by juvenile inmate Daequon Hasan to other juvenile inmates that he had seen personal images on Facebook that he was shown by Alley. Hasan's statements to the other juvenile inmates contained enough detail related to the image content that both Smetana and Ruiz believed he had viewed their personal images.

On June 8, 2017, Lieutenant Robert Stokes (ID #406) spoke to Hasan regarding this complaint. Hasan advised he was shown pictures of Smetana's family and his residential property from the computer in the juvenile housing of Echo cellblock, but declined to provide the name of who showed him the pictures.

On June 9, 2017, Stokes spoke to Hasan again and this time he advised he was shown images of both Smetana and Ruiz's families and personal information. Hasan stated the images were shown to him in the juvenile housing of Echo cellblock by Corrections Deputy Kyle Leidner (ID #1764).

On June 14, 2017, Chief Michael DeMorat authorized an Administrative Investigation of this incident.

On June 17, 2017, the Staff Services Office received this case for further investigation.

*8/15/17
Mjr. Alex Decker*

** CONCUR WITH FINDINGS AND
LETTER OF REPRIMAND FOR CORRECTIONS
DEPUTY FTO MICHAEL ALLEY
- CHIEF [Signature] 08/21/17*

On August 1, 2017, Corrections Deputy Michael Alley and Corrections Deputy Kyle Leidner were served their respective notice of administrative investigation.

II. Possible Policy Violations:

- *400.00 General Professional Responsibilities*
- *400.04 Substandard Performance*
- *600.01C Facility Code of Ethics*
- *200.11 Information Technology Use and Security*

III. Witness Interviews

**Daequon Hasan
Jail Complex
Juvenile Inmate**

On July 6, 2017, Agent LaRoche conducted a sworn audio-recorded interview with Daequon Hasan at the Jail Complex. Hasan retracted his previous statement to Stokes, stating that he was never shown any images by a Corrections Deputy that he never told anyone he saw any images of any Corrections Deputies personal information. Hasan also stated that he does not know Alley and Leidner on a personal level. When asked directly if Alley or Leidner showed any images to him on any device, he advised that they had not. He also advised he never witnessed Ally or Leidner show any personal information to other inmates either. Hasan said that the juveniles in the cellblock have never been allowed in a position where they could view the computer screen, unless they were viewing the food menu.

**Corrections Deputy Peter Smetana
Jail Complex**

On July 10, 2017, Major Fischback and I conducted a sworn audio-recorded interview with Corrections Deputy Peter Smetana at the Jail Complex. He returned to work from vacation in November-December 2016 and was assigned to the juvenile housing cellblock. When he walked in, Hasan and another juvenile called out to him and said that they had been waiting for him. They then told him that they had seen numerous images of his that were of a personal nature, to include his family and home and they knew the location of his house. Smetana recognized their descriptions of the images to be accurate descriptions of images he has on his Facebook account. He advised that those images were viewable on his account if someone were to go to his page to view them. The images were viewable in his settings if you were "friends of friends." The juveniles indicated to him at the time that a female had shown them the images however, they did not provide a name. Smetana went to his supervisor to vent his frustrations about the juveniles having his personal information, without trying to initiate a complaint.

Over the next few months through working in the juvenile cellblock off and on, he continued to hear the juveniles mentioning the name of Alley. Smetana advised that Hasan and another juvenile were talking to each other and he heard them referencing that Alley had said Smetana's daughter was "ugly as fuck," that his son had a "big ass head," and his wife was "ugly as fuck and fat as shit."

Smetana advised that a few weeks prior to this interview, Hasan had mentioned a situation in which Alley was outside the jail waiting for Smetana to leave to go to lunch with Corporal William Dampman (ID #1844). Smetana had no idea what they were referring to because he does not go to lunch with anyone from work. According to Hasan, Alley had said something about Smetana sitting on a "gay little girl's car with a black hood." Smetana advised that at the time, he was driving his sister-in-law's red 1995 Honda Del Sol, which is a small car that currently has a black hood on it. Smetana advised the only way someone could get that vehicle description is to be told about it, because he does not have that vehicle's picture on his Facebook account.

Smetana advised he has never met Alley, but knows he is a bald white male that works in the jail. He said he could only think of one circumstance where he ever had any interaction with Alley at all, and it was back in the November-December 2016 time frame on Facebook. A mutual friend had posted something on Facebook and he had commented on the image and a return comment from Alley was posted.

Smetana advised that he is not friends with Alley on Facebook or in person. He has never had any work conflicts with Alley. Smetana also advised his sister-in-law, Jennifer Leifeste (ID #1661) is also an employee at the jail and she has an active Facebook account. Smetana advised she does not have any images posted on her account of him, her car, or anything work related.

Smetana advised he has no conflicts with Hasan aside from Hasan telling Smetana at one time in the past to bail him out. Hasan told Smetana to bond him out and he would reveal how he knew all of his personal information.

Smetana also stated that a few weeks prior to this interview he was in a squad briefing when he and Ruiz began talking. It became clear to both of them in their conversation that Ruiz was also experiencing the same type of situation as Smetana with his information being compromised to juveniles.

**Corrections Deputy Carlos Ruiz
Jail Complex**

On July 10, 2017, Major Fischback and I conducted a sworn audio-recorded interview with Corrections Deputy Carlos Ruiz at the Jail Complex. The complaint about his information possibly being shared with juveniles was brought to the attention of Coffman. She questioned Ruiz as to whether the details of what she had heard was accurate and he advised that it was. Ruiz advised that 7-8 months ago, he was in assigned

to juvenile watch in the juvenile housing unit and Hasan made a comment about why he wasn't wearing his wedding ring. Ruiz told Hasan he wasn't married and Hasan made the comment "I've seen Ruiz's wife, he's got a banging ass wife" to Green, another juvenile inmate (*later identified as Shawntavis Green*). Ruiz explained that later the same day, Hasan came back to him and said he had seen a picture on Facebook of Ruiz and his wife on their wedding day. Ruiz confirmed that he had a wedding picture on his Facebook account at one time.

Approximately a week or two later, Ruiz was assigned to juvenile watch again and Hasan was talking to other inmates about how much weight Ruiz had gained compared to what he weighed in the Corrections Academy. Hasan then referenced seeing his academy pictures from "spray day" when they were exposed to chemical agents. Hasan stated to the other juveniles that Alley had shown it to him. Hasan also named other people in the image he saw, which verified to Ruiz that he had seen an image. Ruiz advised he has never had an image of his academy or "spray day" on his Facebook account. He also advised he has no images that are Sheriff's Office related on his Facebook account.

Ruiz advised he was in the Corrections Academy with Brandon Alley and Michael Alley, and based on what he was overhearing from the inmates, he immediately took it as Michael Alley being the one they were referring to. He believed it to be Michael Alley based on his demeanor of being a jokester and what he knows of Michael from the academy. He stated he is friends with Michael Alley on Facebook, but does not associate with him on a friend level outside of that.

Ruiz advised he never questioned the juveniles about any of this and it was all things he overheard. He also never went to Alley with the allegation because he thought Alley would just deny it anyway. It wasn't until he and Smetana had discovered it was happening to both of them that the seriousness of the situation led them to follow-up with the complaint.

**Corrections Sergeant Stephanie Coffman
Jail Complex**

On July 10, 2017, Major Fischback and I conducted a sworn audio-recorded interview with Corrections Sergeant Stephanie Coffman at the Jail Complex. She became involved in this when Smetana came to her around December 2016 to advise that some juveniles in the juvenile cellblock mentioned seeing his personal information. Smetana was unable to provide the name of who allegedly shared his information because at the time, the juveniles would not reveal their source to him. She encouraged Smetana to come forward with the information to his chain of command, however since he had limited information about potentially involved persons, he let the situation dissolve on its own without further inquiry.

In early June 2017, Ruiz came to her with a similar complaint, citing that juveniles had said they viewed personal images of Ruiz from Facebook. Ruiz did not provide a specific

name of a juvenile, but instead stated that all of the juveniles were discussing this. Ruiz also added that he had overheard the juveniles mention the name of Alley as being the one who shared the images. Ruiz and Smetana discussed the similarities of these circumstances and brought it to her attention a second time. Coffman also recalled hearing at some point that Corporal William Dampman's information may have also been compromised, but he never came to her with any complaints.

Smetana was willing to pursue this complaint this time as another Corrections Deputy was now a potential victim of having his information shared with inmates. Coffman took this information to Stokes for continued investigation.

**Corrections Lieutenant Robert Stokes
Jail Complex**

On July 10, 2017, Major Fischback and I conducted a sworn audio-recorded interview with Corrections Lieutenant Robert Stokes at the Jail Complex. Stokes viewed the memorandum which was forwarded to Commander Hibbs and verified that he authored it by signing his initials on the document. Stokes confirmed that in his initial interview with Hasan, he denied being shown any personal images by a Corrections Deputy. Hasan later advised that he did view personal images of Smetana's family and Ruiz. He able to describe certain images in clear detail. He described an image of Ruiz during the "spray day" in the Corrections Academy where they were exposed to chemical agents (pepper spray). Hasan also described an image of Ruiz on his wedding day and reference Ruiz's weight between the picture and his current weight.

Hasan confirmed that the images were shown to him on the juvenile housing computer while they were in Echo cellblock. During his interview, Hasan alleged the images were shown to him by Leidner and not by Alley.

**Corrections Corporal William Dampman
Jail Complex**

On August 2, 2017, I conducted a sworn audio-recorded interview with Corrections Corporal William Dampman at the Jail Complex. Dampman advised that Smetana came to him during their shift earlier this year and relayed that some juveniles had told him they had seen pictures of his family on the computer. Smetana told him that the juveniles had said it was a Corrections Deputy that had showed them the images. Dampman stated that he told Smetana to take the information to a supervisor and to the best of his knowledge, Smetana spoke to either a Sergeant or a Lieutenant about the situation. Smetana never revealed the name of the juvenile that told him he had seen images, but he did say that he believed Alley had shown the images. Dampman also spoke to Ruiz near the end of June 2017, who stated his pictures had also been shared with juvenile inmates. Ruiz did not say who he believed was sharing his images. In both cases, the allegation was that the images were shown on the cellblock computer.

Dampman stated that he did not obtain any of this information from any inmates himself and that everything he was aware of came from Smetana and Ruiz. Since finding out about this allegation, Smetana and Ruiz have both said they continue to hear that Alley is responsible for sharing their pictures. Dampman added that he does not believe either Alley or Leidner would share any personal information about other Correction's Deputies with any inmates.

Dampman had no other pertinent information and he did not do any type of follow-up investigation to obtain any additional information.

Shawntavis Green
Phone Call

On August 2, 2017, I called Shawntavis Green at his residence and requested an interview regarding this investigation. Green declined to provide a formal statement and advised he did not see anything while in the juvenile housing at the jail and has no information about any images being shown by Corrections Deputies.

IV. Subject Interviews

Corrections Deputy FTO Michael Alley
Jail Complex
Subject Officer

On August 3, 2017, Agent LaRoche and I met with Corrections Deputy FTO Michael Alley at the Brevard County Sheriff's Office Staff Services Office to conduct a sworn audio-recorded interview with him. Once FTO Alley reviewed the case file to his satisfaction, I initiated a sworn interview with him. Prior to asking FTO Alley any questions, he was read the Administrative Investigation Warnings, which he acknowledged he understood and signed. During the interview, FTO Alley was not represented by anyone. I informed FTO Alley that he had the right to have a representative present during the interview if he chose to do so, however he wished to continue the interview without representation. I explained to FTO Alley the nature of this investigation and asked him to explain the circumstances of how his name was mentioned as having shown personal images on the juvenile cellblock computer to juvenile inmates. The following is a summary of the interview: Alley explained that he has worked the juvenile housing area a few times. As part of the 12 hours shift in the juvenile housing, the on-duty Corrections Deputy is required to conduct regular checks on the juveniles and 10 minute watches. In the juvenile housing, there is a computer with internet access available to the on-duty Corrections Deputy at the desk. The computer is positioned in such a way that the screen is not viewable by the inmates unless they were to walk behind the Corrections Deputy, which is not allowed.

Alley explained that there is a kiosk in Echo cellblock available to the inmates which is positioned on the wall, approximately 15 feet away from the computer monitor and from that position, a juvenile might be able to see images on the screen. In Gulf cellblock, it would not be possible to view the computer screen from any vantage points an inmate could get to.

Alley advised he did not recognize the name of Daequon Hasan when I said it, but when shown the picture of him he advised he did look familiar as someone he has dealt with in Juvenile housing before. He also did not recognize the name of Shawntavis Green, but recognized him when he was shown a picture of him. Alley classified his relationship with both Hasan and Green as a business professional relationship, which is that of Corrections Deputy and Inmate. He has no reason to believe Hasan or Green would have any animosity towards him.

Alley advised he does not believe he has ever met Smetana, but believes he would recognize him if he saw him. Alley advised he knows nothing about Smetana's personal life. He has never seen his wife, his kids, his vehicle, and has never seen or been to his house. He advised he is not friends with Smetana on Facebook.

Alley stated he knows Ruiz because they attended the Corrections Academy together. In that regard, he knows Ruiz on a personal level, but has never associated with him outside of work. He advised he is friends with Ruiz on Facebook, but believes he has only been friends for only the past 4-5 months. He recalled thinking that Ruiz had a girlfriend, but was unaware that he had been married and has never been to his house.

Alley has an active Facebook.com account profile. He advised he is familiar with the "spray day" photographs from the Academy, but does not believe that those images are on his Facebook account. Alley advised he does not think he has ever been to Ruiz's Facebook account to know if a "spray day" photo is on it either. He does not know of anyone specifically that has the academy "spray day" photo on their Facebook account.

Alley advised it is common to use the computer to occupy your time between each watch period while working in the Juvenile Housing. I explained that an internet usage audit for the Juvenile Housing computer had been conducted during the timeframe of November 1, 2016 thru December 21, 2016, for both he and Leidner, and that only his name showed any activity. That activity was from December 1, 2016 through December 2, 2016 (*12 hour night shift*). That activity was consistent with the Squad Roster obtained from the jail that documented his assignment on December 1, 2016 to the Juvenile Housing Unit. The audit revealed numerous websites were visited, to include Facebook. Alley advised it is common for him to access his own personal Facebook account on that computer during his shifts in the Juvenile Housing Unit. Alley advised that in some cases, he has accessed YouTube.com to view videos and frequently looks at guitar products.

Alley advised there has never been a time where he has allowed a juvenile to view the computer or use the computer. He advised he has never shown any inmates any images on the computer. Alley advised he has never discussed anything personal about another Corrections Deputy in front of any inmates. Alley also stated he has never had any personal conversations with any of the inmates.

Alley stated that while assigned to the Juvenile Housing Unit, it is common practice to leave the computer logged in when they go on break and the relieving Corrections Deputy utilizes their account for the relief period. *The meal break is 30 minutes long, and there are two additional 15 minute breaks during the shift.*

Alley advised he has heard the rumors from other Corrections Deputies that he had shown personal images to inmates and he advised he was upset by it. He stated he would never compromise another person's information and would never put a co-worker or fellow Corrections Deputy in jeopardy by sharing their photographs or personal information. He also added that he considers Ruiz a friend on top of that and it upsets him that someone would make up a rumor that he would jeopardize his friends also. Alley added that he has heard numerous people have been accused of sharing information and if he knew who was actually doing it he would report it immediately.

Corrections Deputy Kyle Leidner
Jail Complex
Subject Officer

On August 4, 2017, Agent LaRoche and I met with Corrections Deputy Kyle Leidner at the Brevard County Sheriff's Office Staff Services Office to conduct a sworn audio-recorded interview with him. Once Deputy Leidner reviewed the case file to his satisfaction, I initiated a sworn interview with him. Prior to asking Deputy Leidner any questions, he was read the Administrative Investigation Warnings, which he acknowledged he understood and signed. During the interview, Deputy Leidner was accompanied by Coastal Florida Police Benevolent Association representative Al Boettjer. I explained to Deputy Leidner the nature of this investigation and asked him to explain the circumstances of how his name was mentioned as having shown personal images on the juvenile cellblock computer to juvenile inmates. The following is a summary of the interview: Leidner advised he has been assigned to the Juvenile Housing Unit numerous times. From his assignments, he is familiar with Hasan and Green. He is aware that Hasan is generally known to start problems in the Housing Unit and Green is a "follower" of his actions.

Leidner utilized the Aegis Corrections Database to view any negative contacts he has had with Hasan and found that he had none. He could think of no reasons why Hasan or Green would have any animosity towards him.

Leidner advised that it is common practice for employees to use the computer in the Juvenile Housing Unit while assigned there to view content such as Facebook or

YouTube. He added that he has also gone to websites such as Ebay.com while working in the unit. In each of those circumstances, Leidner advised the content has never been shared with the juveniles.

Leidner advised that he knows Smetana through work, but does not have a personal relationship with him. Leidner advised he is aware that Leifeste is his sister-in-law, but that is the extent of his knowledge about Smetana's family. He is also not familiar with Smetana's residence or its location, or any other personal information about him. Leidner advised that although he has a Facebook account, he is also not friends with Smetana on Facebook. Leidner advised that at one time Smetana had posted a motorcycle for sale on the BCSO Bulletin Board and that he had attempted to access Smetana's Facebook at that time to view the motorcycle. He was not friends with Smetana on Facebook so he was unable to access his account to view any images.

Leidner advised that he was in the Corrections Academy with Ruiz, but only knows him on a professional level from that. He has not spoken to Ruiz since the academy and they work on opposite night shifts. He advised he has no knowledge of Ruiz's personal life or family and to his knowledge he is unaware if Ruiz has a Facebook account.

Leidner stated that in reference to the "spray day" image that was referenced in Ruiz's interview, the only images he is aware of related to that particular day are on private cell phones. Leidner conveyed that he has a video on his personally owned cell phone of when he was sprayed with a chemical agent. He further advised that he has never shown that video to any inmate and he does not bring his personal cell phone into the jail facility. He also noted that the cadets in the academy were instructed not to post any images on social media related to events from the academy, to include "spray day" so to his knowledge there aren't any on Facebook.

Leidner advised that he and Alley know each other outside of the work environment and often go to the gym together and is friends with Alley on Facebook. Leidner relayed that he is unaware if there are any "spray day" images on Alley's Facebook account.

Leidner stated that while assigned to the Juvenile Housing Unit, it is common practice to leave the computer logged in when they go on break and the relieving Corrections Deputy utilizes their account for the relief period. *The meal break is 30 minutes long, and there are two additional 15 minute breaks during the shift.*

Leidner relayed that he has heard the rumors regarding images from Facebook being shown to the Juvenile Inmates, which he has mostly heard from other Corrections Deputies. He advised some juveniles have mentioned it, but it is not uncommon for the juveniles to make up information about someone's personal life. In each of these circumstances, no names have ever been mentioned as to who was showing the images. Leidner also advised that he has no idea who has been showing images to the inmates. Leidner advised he has never shown any inmates any images from social media outlets and would never compromise someone's information.

IV. Other Investigative Efforts

On July 11, 2017, I obtained an internet usage audit from Information Technology System Engineer Bill Morrison for time period of November-December 2016 for both Alley and Leidner. The results of the audit show there was only internet activity on December 1, 2016-December 2, 2016 for Alley on the juvenile pod computer during the time frame. The URL link's provided by Morrison show internet activity throughout the shift, to include that of Facebook.com. Based on the URL Links, I attempted to check the links for active accounts by copying the link in an open browser, however the links did not associate with any images or pages that were available. The URL's are either no longer active, blocked or removed.

Morrison relayed that the links could be associated with "pop-up" style windows as well and are not necessarily individual clicks to a particular website or image. If the URL's are associated with a particular page or image and that page or image is removed, the link will no longer work. Included in the URL's in the audit were the sources of Amazon.com, ADG Finance (BCSO Time Sheet program), Gibson Guitars, Unofficial Taylor Guitar Forum, BCSO Portal, BCSO Facebook, Barnes and Nobles, Kohls.com, FinishLine.com (Sports website), ShopRunner.com and Fanatics.com (Sports website).

I queried jail phone calls in the GTL Jail Phone Call Management System for both Daequon Hasan and Shawntavis Green for November 1, 2016-December 31, 2016. A review of those phone calls did not yield any information related to this investigation.

I conducted a query in the Aegis Corrections Database for any negative contacts that may have been documented between Smetana or Ruiz and Hasan. The only negative contact I found was a comment card for Hasan from Ruiz that referenced Hasan and Green horse-playing and that they had to be separated.

I also conducted a query in the Aegis Corrections Database for any negative contacts that may have been documented between Alley or Leidner and Hasan. I found no negative contacts.

On August 2, 2017, I contacted Sgt. Cochran who viewed the Inmate Housing Record and found that Hasan and Green had been bunk mates in the juvenile cellblock between November 1, 2016-November 4, 2016. They were also in the same juvenile housing unit together between October 2016-January 2017, in both Echo and Gulf cellblocks.

V. Recommendation

This administrative investigation involves a complaint made by Corrections Deputy Smetana and Corrections Deputy Ruiz through their chain of command regarding the alleged sharing of personal information by other Correction's Deputies to juvenile inmates. The allegation came to light after inmate Daequon Hasan made comments to

Smetana and Ruiz about their families, Hasan claimed he got this information when Corrections Deputy Michael Alley let them look at his Facebook page. Hasan later recanted that statement when questioned by Lt. Stokes, and then changed his statement again to say it was Corrections Deputy Leidner that had shown him the images. Hasan later provided a sworn statement to Agent LaRoche in which he denied ever making these allegations against Alley or Leidner and stated he was never shown any images by any employees.

An Information Technology internet audit was performed for both Alley and Leidner which revealed internet activity for Alley during the time frame in question on the Juvenile Housing Unit computer. The internet activity audit revealed that Alley had viewed numerous websites, including Facebook, which he admitted to viewing. The actual images viewed by Alley are not recoverable as the images have either been removed or blocked.

During his interview, Alley denied the allegation that he shared images with any juvenile inmates and advised he would never compromise another person's information. The data obtained during the audit was somewhat limited and it was impossible to determine exactly what information was viewed by Alley.

During his interview, Leidner also denied the allegation that he shared images with any juvenile inmates and also advised he would never compromise another person's information. Both Alley and Leidner stated it was common practice to view websites such as YouTube.com or social media sites on the computer during assignment in the Juvenile Housing Unit.

It is unknown as to how many other employees have had access to the Juvenile Housing Computer during the time span of November 2016-December 2016, to include those relieving assigned personnel for breaks. It is also unknown how many personnel have been assigned to the Juvenile Housing Unit that have personal cell phones with Facebook access that could have viewed and shared information. Hasan changed his statement numerous times, both recanting his original statement and then changing the name of who allegedly shared information. I/M Green advised that he was never shown any images or provided with any information and had no knowledge of what occurred prior to declining to be interviewed formally regarding these allegations.

As it pertains to Corrections Deputy FTO Michael Alley, based on the facts set forth in this administrative investigation, I recommend the following:

That the allegation against Corrections Deputy FTO Michael Alley that he violated **400.00 General Professional Responsibilities** be closed as **"Not Sustained."**

That the allegation against Corrections Deputy FTO Michael Alley that he violated **400.04 Substandard Performance** be closed as **"Not Sustained."**

That the allegation against Corrections Deputy FTO Michael Alley that he violated **600.01C Facility Code of Ethics** be closed as **“Not Sustained.”**

That the allegation against Corrections Deputy FTO Michael Alley that he violated **200.11 Information Technology Use and Security** be closed as **“Sustained.”**

As it pertains to Corrections Deputy Kyle Leidner, based on the facts set forth in this administrative investigation, I recommend the following:

That the allegation against Corrections Deputy Kyle Leidner that she violated **400.00 General Professional Responsibilities** be closed as **“Not Sustained.”**

That the allegation against Corrections Deputy Kyle Leidner that she violated **400.04 Substandard Performance** be closed as **“Not Sustained.”**

That the allegation against Corrections Deputy Kyle Leidner that he violated **600.01C Facility Code of Ethics** be closed as **“Not Sustained.”**

That the allegation against Corrections Deputy Kyle Leidner that he violated **200.11 Information Technology Use and Security** be closed as **“Not Sustained.”**

VI. Enclosures


- Copy of Squad Roster for December 1, 2016-December 2, 2016
- Copy of Inmate Housing History Report
- Memorandum from Lt. Stokes to Commander Hibbs titled “Complaint”
- Notice of Administrative Investigation – FTO Michael Alley
- Notice of Administrative Investigation – Deputy Kyle Leidner
- Administrative Investigation Warning – FTO Michael Alley
- Administrative Investigation Warning – Deputy Kyle Leidner
- Internet Activity Audit for Kyle Leidner and Michael Alley for November 2016-December 2016
- Audio CD with all interviews

VII. Oath

I, Agent Joseph Bracey, 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  #784
~~Agent Joseph Bracey, ID 784~~

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

Signature  #1005
NOTARY PUBLIC/LAW ENFORCEMENT OFFICER
IN PERFORMANCE OF OFFICIAL DUTIES



Brevard County Sheriff's Office
Titusville, Florida

MEMORANDUM

DATE: August 23, 2017
TO: Corrections Deputy Michael Alley
FROM: Commander Darrell Hibbs
RE: Final Action
 Administrative Investigation 2017-CI-018

A TRUE COPY	
TIME	2040
DATE	AUGUST 28, 2017 P.M.
BREVARD COUNTY SHERIFF'S OFFICE	
Received By:	Michael Alley
	<i>[Signature]</i> #1876
	Signature of Employee Served
Served by:	<i>[Signature]</i> LT MAGGIE
	Signature of Agent/Deputy

Administrative Investigation **2017-CI-018** is now closed. The final action regarding this matter is the determination of sustained charges and the application of appropriate corrective action.

After a review of the Administrative Investigation, I have determined that your actions were in violation of the established policies and standards of the agency. Based on my review, I am sustaining the violation of **200.11 Information Technology Use and Security**. I am sustaining this violation due the computer usage audit completed during the investigation and from your own admittance during your interview. The computer usage showed a considerable amount of work time was spent viewing personal and social websites that are in violation of the established guidelines and restrictions contained in your user agreement. This policy is in place to both ensure security and to protect our employees from allegations such as those made in this investigation. The allegation that you were in violation of **400.00 General Professional Responsibilities, 400.04 Substandard Performance, and 600.01C Facility Code of Ethics** shall be closed as **"Not-Sustained."**

Throughout this process you have displayed a positive attitude and taken responsibility for your actions. I am confident that this pattern of behavior will not be repeated. As a corrective action you will receive a **Letter of Reprimand**. You are forewarned that any subsequent violations could lead to progressive discipline up to, and including, termination.

This memorandum will serve as your Letter of Reprimand.

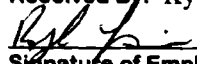
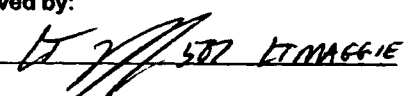
cc: Chief Michael DeMorat
 Human Resource Manager Lisa Gillis
 Investigative File 2017-CI-018



Brevard County Sheriff's Office
Titusville, Florida

MEMORANDUM

DATE: August 25, 2017
TO: Corrections Deputy Kyle Leidner
FROM: Chief Michael DeMorat
RE: Administrative Investigation 2017-CI-018

A TRUE COPY	
TIME <u>1753</u> PM	
DATE <u>AUGUST 28, 2017</u>	
BREVARD COUNTY SHERIFF'S OFFICE	
Received By: Kyle Leidner	
 Signature of Employee Served	
Served by:	
 LT MAGGIE	

Command Inquiry 2017-CI-018 was initiated in response to allegations that you may have violated Brevard County Sheriff's Office policies and procedures. Based on the investigative report and overview, the following has been determined:

- The allegations that you violated General Orders *400.00 General Professional Responsibilities*, *400.04 Substandard Performance*, *600.01C Facility Code of Ethics*, and *200.11 Information Technology Use and Security* are being closed as "Unfounded."

I realize that an administrative investigation can be stressful to the involved employees. However, the need to be responsive to allegations of misconduct makes it imperative that we investigate such allegations in a thorough and professional manner.

I appreciate the patience you have demonstrated while waiting for the investigative results. The investigative report is being provided for your review as an enclosure with this communication.

Attachment:

- 2017-CI-018 Investigative Report

c: Investigative File 2017-CI-018