



Florida Department of
Law Enforcement

Gerald M. Bailey
Commissioner


Office of Executive Investigations
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Tallahassee, Florida 32302-1489
(850) 410-8240
www.fdle.state.fl.us


Rick Scott, Governor
Pam Bondi, Attorney General
Jeff Atwater, Chief Financial Officer
Adam Putnam, Commissioner of Agriculture

September 27, 2011

MEMORANDUM

TO: Case File 2011-CC-002

VIA: Chain of Command 

FROM: Inspector Scott McInerney 
Office of Executive Investigations

SUBJECT: Preliminary Review re: Email Complaint
Resident Agent in Charge Wayne Ivey
Orlando Regional Operations Center (OROC)
Brevard/Volusia Field Office

On September 16, 2011, an email was received by Chief Inspector Cindy Sanz regarding possible misconduct on the part of FDLE Resident Agent in Charge (RAC) Robert Wayne Ivey. The email was titled from "VolusiaExposed.Com" a website and indicated a return email address of volusiaexposed@cfl.rr.com. On September 19, 2011, Special Agent Supervisor Scott McInerney was assigned to review the email received by Chief Sanz. In the email, the anonymous sender noted the following concerns related to FDLE Resident Agent in Charge (RAC) Wayne Ivey:

Ms. Sanz:

As indicated in the below email - you have been identified as the point of contact regarding information I have received regarding possible misconduct by FDLE Agent Robert Wayne Ivey.

First, allow me to clarify the following - I do not personally know Agent Ivey - nor do I have any first hand knowledge of his alleged misconduct involving Ms. Osmanski.

Second, apparently FDLE is currently unaware of the alleged misconduct. (confirmed by Mr. Martin's below email)

VolusiaExposed.Com has received the following information:

FHP Trooper Robert Ivey and then Probation Officer Jessica Osmanski were engaged to be married. (confirmed in media articles)

Trooper Ivey is the son of FDLE Resident Agent In Charge (Brevard & Volusia County) Robert Wayne Ivey. (confirmed in media articles)

Trooper Ivey and Ms. Osmanski ended their engagement. (unconfirmed)

Trooper Ivey attempted to reclaim some items of property given to Ms.

Osmanski during their relationship - up to including a vehicle.
(unconfirmed)

FDLE Agent Ivey contacted Ms. Osmanski apparently by telephone at her office within the Melbourne, Florida Probation and Parole office.
(unconfirmed)

During the above phone conversation - FDLE Agent Ivey threatened Ms. Osmanski should she not return the property. (unconfirmed)

This telephone conversation was overheard by others staff members within the probation office. (unconfirmed at this time)

That a complaint was filed, possibly with FDLE, regarding Agent Ivey's above described alleged behavior. (unconfirmed)

Ms. Osmanski no longer is employed by the Probation and Parole office. (confirmed via telephone conversation with her ex-supervisor Officer Vanasse) (apparently Ms. Osmanski is now employed with the Hillsborough County Sheriff Department)

During my conversation with Officer Vanasse, he did confirm that Ms. Osmanski received such a phone call - but he declined to speak in particulars about the incident. Upon questioning - Officer Vanasse indicated that as far as he was aware no official documentation was generated on the incident, to include any emails generated by him. He considered the incident a personal matter. Officer Vanasse would surely cooperate with any official FDLE investigation into this matter.

Further - conveniently, both yourself and Ms. Osmanski are apparently located in the Tampa, Florida area - therefore, her interview by your office could be easily facilitated.

VolusiaExposed.Com anticipates the possibility of receiving supportive documentation in support of the above allegations.

I anticipate that FDLE will desire to investigate this matter as it did regarding the FDLE Agent Mike Taylor situation. (see attached media article)

www.folioweekly.com/documents/coverstory.pdf

Please advise me if your agency opts not to open an investigation into the matter, so that I am aware that no statutory exemptions exist to our release of any information.

VolusiaExposed.Com
volusiaexposed@cfl.rr.com

On September 19, 2011, RAC Ivey submitted a letter of retirement, effective September 22, 2011. A copy of RAC Ivey's retirement letter will be attached to this preliminary review file. After a review of the email, it was determined that the noted concerns appear to be based on unconfirmed reports to an unidentified source using the name of an informational website, VolusiaExposed.Com. The information provided is not supported by any firsthand knowledge or evidence and no official complaint was received from the parties named. Additionally, RAC Ivey is no longer employed by FDLE. Therefore, no further investigation is warranted by FDLE.

McInerney, Scott

From: Sanz, Cindy
Sent: Friday, September 16, 2011 11:17 AM
To: McInerney, Scott
Subject: FW: [Fwd: RE: PRR - Agent Ivey]



RE: PRR - Agent
Ivey

Let's discuss on Monday.

-----Original Message-----

From: VolusiaExposed.Com [mailto:VolusiaExposed@cfl.rr.com]
Sent: Tuesday, September 13, 2011 2:39 PM
To: Sanz, Cindy
Subject: [Fwd: RE: PRR - Agent Ivey]

Ms. Sanz:

As indicated in the below email - you have been identified as the point of contact regarding information I have received regarding possible misconduct by FDLE Agent Robert Wayne Ivey.

First, allow me to clarify the following - I do not personally know Agent Ivey - nor do I have any first hand knowledge of his alleged misconduct involving Ms. Osmanski.

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Please advise me if your agency opts not to open an investigation into the matter, so that I am aware that no statutory exemptions exist to our release of any information.

Volusiaexposed.Com
volusiaexposed@cfl.rr.com

McInerney, Scott

From: Martin, James
Sent: Tuesday, September 13, 2011 1:04 PM
To: 'VolusiaExposed.Com'
Cc: Banks, Danny; Sanz, Cindy; McInerney, Scott; Rockenstein, Craig
Subject: RE: PRR - Agent Ivey

You may contact Chief of Investigations Cindy Sanz at 850-410-8246 or by e-mail at CindySanz@fdle.state.fl.us

James D. Martin
Assistant General Counsel
Florida Department of Law Enforcement
P.O. Box 1489
Tallahassee, Florida 32302-1489
850-410-7679
jamesmartin@fdle.state.fl.us

-----Original Message-----

From: VolusiaExposed.Com [<mailto:VolusiaExposed@cfl.rr.com>]
Sent: Tuesday, September 13, 2011 12:35 PM
To: Martin, James
Cc: Banks, Danny
Subject: RE: PRR - Agent Ivey

Mr. Martin and Mr. Banks:

As I have stated below - the alleged misconduct attached to Agent Ivey is connected to another law enforcement agency - in this case the Florida Department of Corrections - Probation and Parole.

I contacted DOC and spoke to members of that agency. They appear to have some knowledge of the alleged incident, but are reluctant to speak with me about it.

Realizing that these are allegations against one of your agents, I would imagine that your agency might desire to investigate these concerns to determine if they have any validity.

If you would provide me with a contact within FDLE that is authorized to review / investigate these concerns, I would be willing to forward the information, in order for it to be properly reviewed.

Please advise

VolusiaExposed.Com

On Tue, 2011-09-13 at 11:18 -0400, Martin, James wrote:

> I have checked the internal investigative records of this department and there were no records pertaining to Robert Wayne Ivey.

>
> James D. Martin
> Assistant General Counsel
> Florida Department of Law Enforcement
> P.O. Box 1489
> Tallahassee, Florida 32302-1489
> 850-410-7679
> jamesmartin@fdle.state.fl.us

>
>

> -----Original Message-----

> From: VolusiaExposed.Com [mailto:VolusiaExposed@cfl.rr.com]
> Sent: Tuesday, September 13, 2011 11:11 AM
> To: Martin, James
> Cc: Banks, Danny
> Subject: PRR - Agent Ivey
>
>
> Mr. Martin:
>
>
> VolusiaExposed.Com has been advised, from several sources, that FDLE Resident Agent In Charge, Robert Wayne Ivey recently had a complaint of misconduct filed against him.
>
> After our review of the accounts given by our sources - and given that another Florida State law enforcement agency was apparently involved, we would imagine that the Florida Department of Law Enforcement would have opened an official internal review / investigation into these concerns, if such allegations were actually made.
>
> Therefore, please accept this as a public record request for copies of any and all complaints / investigative files received or generated on Agent Ivey, where misconduct was alleged.
>
> Your assistance in this matter is greatly appreciated.
>
> VolusiaExposed.Com
>
> cc. Danny Banks - FDLE
>
>
>



Brevard/Volusia Field Office
Florida Department of Law Enforcement

810 Fentress Court, Suite 110 Daytona Beach, Florida 32117 (800) 226-1512
www.fdle.state.fl.us

To: Gerald Bailey
Commissioner, FDLE

From: Robert "Wayne" Ivey
Resident Agent in Charge, FDLE

Date: September 19, 2011

Re: Letter of Retirement

Almost two months ago I announced my candidacy for Sheriff of Brevard County. At the time of announcement I submitted my intent to continue working as the Resident Agent in Charge of the Brevard Field Office until December 31, 2011. Since our announcement, the pace and immediate successes of the campaign have been truly amazing. Everyday new opportunities present themselves to meet with members of the community who are eager to hear my vision for the future of the Brevard County Sheriff's Office. While the opportunities of the campaign are exciting it is anticipated that the campaign will require more of my time as it moves forward. As a result, and in consideration of my personal life and time management, my family and I have decided that it is in the best interest of everyone to retire from FDLE effective September 22, 2011.

While the decision to leave our agency at this time is a difficult decision I know that it is the right decision for FDLE, my candidacy, and most importantly my family. The timing of this decision as we discussed also affords you the opportunity to fill the supervisor vacancy created by my departure during the current promotional process and interviews you are facilitating in Tallahassee. I strongly recognize the need for a seamless transition of supervisors and will make myself available to ensure that FDLE resources in the Brevard area are not impacted by my departure.

As you can imagine this was not an easy decision for me but instead is one that I know in my heart is the right decision for all concerned. I will never be able to thank you enough for the many opportunities you have given me to represent our agency. Your leadership examples and friendship will always be appreciated.

Committed to:
Service Integrity Respect Quality

McInerney, Scott

From: Bridges, Cindy
Sent: Thursday, September 29, 2011 2:16 PM
To: McInerney, Scott
Subject: Retirement
Accepted 9/22/11

Gerald M. Bailey
Commissioner
Florida Department of Law Enforcement
Post Office Box 1489
Tallahassee, FL 32302-1489
(850) 410-7011 office
(850) 410-7022 fax

FDLE

From: Ivey, Wayne
Sent: Thursday, September 22, 2011 3:04 PM
To: Bailey, Gerald
Cc: Madden, Jim; Dawley, Joyce; Banks, Danny
Subject: Retirement

Commissioner,
Please see the attached memorandum concerning my retirement from the Florida Department of Law Enforcement. I have been truly blessed to serve as a member of this agency and want to personally thank you and your staff for every opportunity you have given me. My time with FDLE has been the most amazing part of my law enforcement career to date and for that I am grateful. I will never be able to thank you enough for giving me the opportunity to serve as a member of our agency.

Wayne

Robert "Wayne" Ivey
Resident Agent in Charge
Brevard/Volusia County Field Office
Florida Department of Law Enforcement
You + Motivation = Success!

9/29/2011

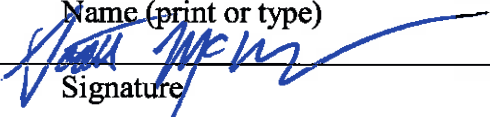
SECTION 1

MEMBER INFORMATION

CASE #: 2011-CC-002
MEMBER: Wayne Ivey
MEMBER POSITION: Resident Agent in Charge Sworn [X] Non-Sworn []
REGIONAL/PROGRAM AREA: OROC / Brevard/ Volusia FO
EOD/FDLE: / / Date:

SECTION 2

SUMMARY OF INVESTIGATION

Investigation completed by: Scott McInerney Special Agent Supervisor
Name (print or type) Title
 9 / 27 / 2011
Signature Date

SECTION 3

INVESTIGATIVE FINDINGS/RECOMMENDATIONS

<u>Violation (F.A.C. 11I-1.011)</u>	<u>Title</u>	<u>Classification</u>
<u>None</u>	<u>Preliminary Review / Email Complaint</u>	<u>No Investigation Warranted</u>

SECTION 4

LEGAL REVIEW/OFFICE OF GENERAL COUNSEL

Investigative Case File Reviewed by: Craig Rockenstein AGC
Name Title

- Legally Sufficient
 Not Legally Sufficient

Comments: _____

Signature of Attorney:  Date 9/28/11

SECTION 5

REVIEW / CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION/BUREAU OF STANDARDS/ PROFESSIONAL COMPLIANCE

Investigative Case File # 2011-CC-002

Referred to: N/A
Name Title

Sworn Member Only

Comments: Preliminary Investigation / Email Complaint

Referred by: N/A Date / /