

**VOLUSIA COUNTY SHERIFF'S OFFICE
INTERNAL AFFAIRS**

REPORT OF INVESTIGATION

REPORT NUMBER: IA-14-001

PERIOD COVERED: December 23, 2013
DATE REPORTED: December 30, 2013
SUBJECT(S) NAME: Sergeant Sean Dwan ID 7110
INVESTIGATING OFFICER: Sergeant Thomas Tatum ID 2405

BASIS FOR INVESTIGATION:

On December 23, 2013 at 0915 hours, Deputy William Leven was working the security checkpoint at the Volusia County Courthouse Annex, Daytona Beach, FL when he had contact with a white male. The male set off the magnetometer indicating the possibility of a metal object on his person. Deputy Leven utilized the hand wand and located approximately 15 foil packets labeled as Suboxone in the male's front pocket. Deputy Leven was familiar with Suboxone as a controlled substance and asked the male if he had a prescription. The male advised Deputy Leven he did have a prescription; however, he did not have it in his possession. The male told Deputy Leven he was going to the Clerk's Office to obtain information on a marriage license. Deputy Leven allowed the male to enter the Clerk's Office and he then called Sergeant Sean Dwan on the radio. Deputy Leven met with Sergeant Dwan and relayed the information and was looking for guidance how to proceed. Deputy Leven pointed out the male to Sergeant Dwan and Sergeant Dwan took no action to conduct a follow up investigation to verify if the subject had a prescription for Suboxone which is a felony (893.13 FSS). The male left the courthouse approximately 15 minutes later without being contacted. (Note: Suboxone is a Schedule II narcotic and is an opiate derivative used for treatment of opiate addiction)

On December 30, 2013, Deputy Leven had a conversation with Sergeant Jonelle Hillyard and informed her of the incident. Sergeant Hillyard contacted Lieutenant Bryan Barnard who completed a supervisor's inquiry into the incident. Based on Lieutenant Barnard's finding from his supervisor's inquiry; he determined Sergeant Dwan did not conduct a follow up investigation to determine if the male was legally in possession of the narcotics which is a second degree felony. Sergeant Dwan was purposely not interviewed during the supervisor inquiry, because of the potential for adverse action against him. The case was referred to the Internal Affairs Unit for investigation. *(See Tab C For Supervisor's Inquiry)*

OFFENSES:

This investigation is relevant to an alleged violation of Department Standards Directive:

26.2.34 Failure to Follow Directive or Order - Employees shall adhere to all official Directives and/or orders, and shall faithfully execute all the duties and responsibilities of their assigned position. *(Violation subject up to a 5 day suspension.)*

26.2.40 Negligence, Not Endangering - Employees shall not ignore or violate official Directives, orders, or supervisory instructions or knowingly fail to properly execute the duties and responsibilities of their assigned positions. *(Violation subject up to a 5 day suspension.)*

26.2.131 Department personnel are required to maintain the job knowledge, skills and abilities required for the performance of the duties and responsibilities attendant to their position as described by the County Merit System Job Classification Plan and Chapters 21, 22 and 35 of this Manual.

26.2.133 Repeated failure to maintain necessary skills, knowledge and abilities after counseling and instruction shall result in increasing the severity of disciplinary actions. *(Violation subject up to dismissal.)*

INVESTIGATIVE SUMMARY:

On January 6, 2014, Chief Deputy Mike Coffin assigned the Internal Affairs Unit an investigation of an allegation against Sergeant Sean Dwan for being neglectful in his duties as a supervisor working at the Volusia County Courthouse Annex, Daytona Beach, FL. It is also alleged Sergeant Dwan has repeatedly not maintained the required job knowledge, skills and abilities required for the performance of the duties and responsibilities attendant to his position. This report details the internal affairs investigation conducted by Sergeant Thomas Tatum.

On January 6, 2014, Sergeant Tatum served Sergeant Dwan with his Notification of Internal Investigation and he was provided a copy of the Law Enforcement Officer's Rights at the Daytona Beach Courthouse Annex, Daytona Beach, FL. *(See Tab B for Official Correspondence)*

Deputy William Leven

On January 9, 2014, Sergeant Tatum and Investigator Glen Bennett conducted a sworn recorded interview with Deputy Leven at the Volusia County Courthouse Annex in Daytona Beach, FL. The following is a summary of the interview.

Deputy Leven is a probationary deputy and has not been through road patrol field phase training. His current assignment is security at the front doors of the Courthouse Annex in Daytona Beach, FL. Deputy Leven was previously a reserve officer with the Edgewater

Police Department in Edgewater, FL.

Deputy Leven stated he was working security at the front doors of the Daytona Beach Courthouse Annex on December 23, 2013, along with Deputies Kleeman and Cloutier. Deputy Leven advised a white male entered the building and emptied his pockets as requested and then walked through the magnetometer setting off the alarm indicating the possibility of a metal object on his person. Deputy Leven stated he had the male walk through the magnetometer again and the magnetometer alarm went off indicating the male may have a metal object in his midsection. Deputy Leven said he used the hand wand which indicated metal object(s) on the male. Deputy Leven had the male empty his pockets at which time he observed approximately 15 to 20 packages of the prescription Suboxone contained in foil packets. Deputy Leven stated he was familiar with Suboxone from his time as a reserve officer in Edgewater, FL. Deputy Leven said he had been with units on patrol and they made arrests for narcotic possession. He believed they stopped somebody in possession of Suboxone and they had a prescription. Deputy Leven stated he also previously worked at Publix grocery store and would often see it and talked to people about it. Deputy Leven stated he asked the male if he had a prescription for the medication and the male told him he did have a prescription but he did not have it with him. Deputy Leven advised he was not certain how to handle the incident, he asked the male where he was going and the male said he was going to the Clerk's Office to inquire about a marriage license. Deputy Leven stated the Clerk's Office was within view of his post at the front doors so he allowed the male to enter the Clerk's Office at which time he contacted Sergeant Dwan on the radio. Deputy Leven said the reason he contacted Sergeant Dwan was because, *"I didn't know exactly how to handle the situation. I knew obviously it was a serious matter that he had that many, granted if he had a prescription or we could have called doctors or something and figured out hey he does have a prescription that it was ok for him to have it."*

Deputy Leven said Sergeant Dwan responded to the front doors of the courthouse and advised him of the incident. He told Sergeant Dwan what the male had, about how many, how they were packaged, where they were and how he found them. Deputy Leven said he told Sergeant Dwan the male said he had a prescription but didn't have it with him. Deputy Leven advised after the conversation, Sergeant Dwan walked over and looked in the window in room 100 (Clerk's Office) and came right back. Deputy Leven said he then pointed out the male, who was still in the Clerk's Office, to Sergeant Dwan. Deputy Leven said Sergeant Dwan went to the Clerk's Office for approximately 20-30 seconds and returned. Deputy Leven said Sergeant Dwan did not discuss what actions he took with the male, nor did he provide any direction to him on what he should do. Deputy Leven stated the male later exited the building and was not identified. Deputy Leven said he did not feel comfortable questioning his supervisor on what actions he took and just continued working.

Deputy Leven was having a conversation with Sergeant Hillyard on December 30, 2013, about an unrelated topic and mentioned the incident to her and asked if she heard about it. Deputy Leven said Sergeant Hillyard did not know about the incident and told her what took place. Deputy Leven stated he asked Sergeant Hillyard what the proper procedure

was on this type of incident. Sergeant Hillyard explained to him how they should have got control of the guy so he couldn't leave, figured out who his doctor was, where he gets his prescriptions filled and verify if he has a prescription. (See Tab E for complete transcript)

Sergeant Jonelle Hillyard

On January 9, 2014, Sergeant Tatum and Investigator Bennett conducted a sworn recorded interview with Sergeant Jonelle Hillyard at the Daytona Beach Courthouse Annex in Daytona Beach, FL. The following is a summary of the interview.

Sergeant Hillyard has been with the Volusia County Sheriff's Office for seventeen years and her current assignment is sergeant in the Judicial Services Division. She has been a sergeant for the past eight years. Sergeant Hillyard is the immediate supervisor for Deputy Leven.

Sergeant Hillyard advised she was on vacation on December 23, 2013 and Sergeant Dwan was the immediate supervisor for Deputy Leven that day. Sergeant Hillyard advised she returned from vacation and had a conversation with Deputy Leven about an unrelated work matter. Sergeant Hillyard said she then asked Deputy Leven an open ended question such as, "*[W]hat happened when I was gone?*" Sergeant Hillyard stated Deputy Leven went into a conversation about somebody coming into the front doors at the Annex and there were pills in the subject's pocket. Sergeant Hillyard said Deputy Leven told her a male came through the front door of the courthouse and set off the magnetometer. Sergeant Hillyard said Deputy Leven located some prescription medication in the subject's pocket and notified Sergeant Dwan of the incident. Sergeant Hillyard stated Deputy Leven expressed concern that he didn't want somebody coming back to him saying he didn't do his job properly. Sergeant Hillyard told investigators that Deputy Leven said he could have handled the incident differently but didn't know what to do and that is why he called for Sergeant Dwan's assistance. Sergeant Hillyard said Deputy Leven told her Sergeant Dwan did respond, but after he pointed out the subject Sergeant Dwan returned to the security checkpoint and began a conversation with the other deputies about vacation time. Sergeant Hillyard explained how Deputy Leven described how he asked the male several times if he had everything metal out of his pockets. Sergeant Hillyard told investigators that Deputy Leven said the male pulled out what he described as long metal things and he told her he recognized them as Suboxone which is a scheduled narcotic. Sergeant Hillyard said she asked Deputy Leven, "*[W]ell how many did he have and he said approximately, he would guess fifteen to twenty of them and I said ok well, he said he questioned the gentleman and the guy said I have a prescription for it and I said ok well obviously you know it wasn't in a prescription bottle and he said no it was in these tin things. I said ok.*" Sergeant Hillyard said Deputy Leven told her the male and his fiancé were going to get a marriage license and he allowed them access into the building.

Sergeant Hillyard explained how Deputy Leven told her how he called Sergeant Dwan on the radio and Sergeant Dwan responded. Sergeant Hillyard stated Deputy Leven

explained the information to Sergeant Dwan who went over to the room then came back a short time later and began talking with the other deputies and took no action. Sergeant Hillyard was asked how she would have handled the incident and she replied,

“I would have confronted the person and asked him to let me see what was in his pocket. I believe at the point where Deputy Leven had made a conclusion that he had a prescription medication not in the proper bottle labeled with the subjects name as the one prescribed for the medication that there at a minimum was a violation of law in the fact that maybe he did have a prescription and that could have easily been proven if a little bit more had been, a couple more steps had been taken or it could have turned out to be that he didn't have prescription and he was committing you know a felony.”

Sergeant Hillyard told investigators she has made arrests for people who were taken into custody at the courthouse and found in possession of narcotics without a prescription bottle. When asked if she felt Sergeant Dwan was negligent in handling this incident, she replied, “Yes.” (See Tab F for complete transcript)

Deputy Kyle Cloutier

On January 9, 2014, Sergeant Tatum and Investigator Bennett conducted a sworn recorded interview with Deputy Kyle Cloutier at the Volusia County Courthouse Annex in Daytona Beach, FL. The following is a summary of the interview.

Deputy Cloutier is a probationary deputy and has been employed by the Volusia County Sheriff's Office since August of 2013. He is currently assigned to the Daytona Beach Courthouse Annex in Daytona Beach, FL. Deputy Cloutier has no previous law enforcement experience.

Deputy Cloutier stated he was working security at the front doors of the Courthouse Annex on December 23, 2013. He recalled Deputy Leven having contact with a male who was in possession of prescription medication. Deputy Cloutier explained how the male emptied out his pockets (keys, wallet, cell phone etc.) and placed the items in the bin to be scanned. Deputy Cloutier said the male walked through the metal detector (setting off the alarm). He advised Deputy Leven used the wand metal detector and discovered the items in the male's smaller pocket of his jeans. Deputy Cloutier stated the male pulled the items out of his pocket and placed them in another bin to be scanned. Deputy Cloutier advised he observed the medication and described them as the size of a Band Aid strip. Deputy Cloutier said he could not see what type of medication it was. Deputy Cloutier said he did not have direct contact with the male who then walked to room 100.

Deputy Cloutier stated he heard Deputy Leven call Sergeant Dwan on the radio and a short time later Sergeant Dwan arrived at the front doors. Deputy Cloutier said Sergeant Dwan spoke with Deputy Leven but he did not hear the conversation. He stated Sergeant

Dwan went to room 100 and came back a few minutes later and stood at the front doors with them. Deputy Cloutier said the male then left the building approximately 10 or 15 minutes later. *(See Tab G for complete transcript)*

Deputy James Kleeman

On January 9, 2014, Sergeant Tatum and Investigator Bennett conducted a sworn recorded interview with Deputy James Kleeman at the Volusia County Courthouse Annex in Daytona Beach, FL. The following is a summary of the interview.

Deputy Kleeman is a probationary deputy and has been with the Volusia County Sheriff's Office since 2013. Deputy Kleeman is currently assigned to the Daytona Beach Courthouse Annex in Daytona Beach, FL. Deputy Kleeman has no previous law enforcement experience.

Deputy Kleeman stated he was working front door security at the Daytona Beach Courthouse Annex on December 23, 2013 and recalled Deputy Leven coming into contact with a male who was in possession of prescription medication. Deputy Kleeman told investigators he saw the packages in the bin and heard Deputy Leven ask the male if the prescription was his and he said yes. Deputy Kleeman said Deputy Leven asked the male what the prescription was and the male told him. Deputy Kleeman stated he continued to do his business and heard Deputy Leven call for the sergeant on the radio. Deputy Kleeman stated Sergeant Dwan arrived at the front door of the courthouse and talked with Deputy Leven. Deputy Kleeman did not hear much of the conversation other than Deputy Leven telling Sergeant Dwan how the male brought something in the courthouse he shouldn't have. Deputy Kleeman said Sergeant Dwan was told the male went into room 100 and Sergeant Dwan walked over to the window. Deputy Kleeman stated he did not know if Sergeant Dwan went into room 100 because he (Deputy Kleeman) was focusing on people coming into the courthouse. Deputy Kleeman said Sergeant Dwan came over shortly after and began talking to him about time off he requested.

Deputy Kleeman said he talked to Deputy Leven after the incident and he was upset that nothing was done about the male and he did not receive any direction of what he was supposed to do. Deputy Kleeman said he did not have direct contact with the male and did not see what type of prescription the male had. *(See Tab H for Complete Transcript)*

Sergeant Sean Dwan

On January 27, 2014, Sergeant Tatum and Investigator Bennett conducted a sworn recorded interview with Sergeant Dwan in the Sheriff's conference room at the Volusia County Administration building in DeLand, FL. Also present were Teamster's Business Agent Bob Walker and Teamster's Representative Keith Dalton. The following is a summary of the interview.

Sergeant Dwan is a thirteen (13) year law enforcement officer and has worked for the Volusia County Sheriff's Office for almost eight (8) years. He has been a supervisor for

the Sheriff's Office for two (2) years and has worked at the Courthouse Annex as the bailiff supervisor for more than one (1) year. Sergeant Dwan previously worked for Florida Highway Patrol and was a certified drug recognition expert (DRE).

Sergeant Dwan stated he was the onsite supervisor for the Daytona Beach Courthouse Annex on December 23, 2013. Sergeant Dwan advised he was contacted on the radio by Deputy Leven who requested to meet with him at the front doors of the courthouse. Sergeant Dwan said he met with Deputy Leven who advised him a gentleman had entered the courthouse and upon his screening for metal objects (wanding) he found the male was in possession of Suboxone. Sergeant Dwan stated Deputy Leven told him the male had five or ten of them and he allowed him to enter the courthouse. Sergeant Dwan advised Deputy Leven's concern was the amount of Suboxone strips in the male's possession. Sergeant Dwan stated Deputy Leven told him two or three times the male had a prescription for the medication. Sergeant Dwan said Deputy Leven described the packaging of the Suboxone as foil packs. Sergeant Dwan stated he was never told the male did not have a prescription. Sergeant Tatum read the transcript of Deputy Leven when he referred to the conversation with Sergeant Dwan which reads:

"...he says referring to you. He asked what it was. How I knew what it was did he have a prescription on him and I told him no he didn't have a prescription. He said he left it at home or something along those lines then he kind of walked away at that point for maybe two I don't know five seconds. He walked right back and said can you show me which guy it was then we both walked over there."

Sergeant Dwan responded by saying, *"Deputy Leven never mentioned to me that this person did not have a prescription. I was told two to three times he did have a prescription and his only concern of this day was the amount of Suboxone he had on his person."* Sergeant Dwan stated again the only concern Deputy Leven had was the amount the male was in possession of. Sergeant Dwan advised from his knowledge of Suboxone the person should take four to six per day so even at ten it would not be an unusually high amount to have on his person. Sergeant Tatum asked Sergeant Dwan if Deputy Leven told investigators something different than what he was told on that day and he replied,

"Apparently so. He told me he had a prescription. I took that for face value. Did I actually see the prescription? No sir I did not. But when I stopped and I talked to the deputy, Deputy Leven statement was to me was this guy is coming to the court house. He has this, finding; you know you see him using a hand gesture. Five to ten of these Suboxone strips and he was, he was concerned about the amount he had on him."

Sergeant Dwan said he did not ask Deputy Leven specifically if the male was in possession of the prescription. Sergeant Dwan said Deputy Leven told him the male went into room 100. Sergeant Dwan said he walked over to room 100, came back and had Deputy Leven point out the male. Sergeant Dwan said the male was sitting down writing

something and he once again asked Deputy Leven if he had a prescription for Suboxone and he said yes. Sergeant Dwan said his response to Deputy Leven was, "*Ok, don't worry about it.*" Sergeant Dwan said he never made contact with the male or have a conversation with him. Sergeant Dwan advised he took the information provided by Deputy Leven at face value.

Sergeant Dwan agreed that Deputy Leven called him looking for guidance and he did not provide him with any information other than, "*...Don't worry about it, it's not that many.*" With regard to providing Deputy Leven with guidance or an explanation of why he did not take action, Sergeant Dwan stated,

"I probably should have done it in hindsight but all I said to Deputy Leven was that it was fine. I didn't, he didn't really have, his question to me was the amount and I just told him, I, it's not unusual. I mean I just, I didn't explain to him Suboxone taken you know like four to six times a day and I didn't go into all of that. No sir I did not. And all I, all I explained, I just alleviate tried to alleviate him. I said no it's fine you know you're ok, don't worry about it you know meaning like cause he kind of had like a look on his face like he felt like he was bothering me which no not at all. I recognized it. I know what; I know what the drug is for in Suboxone. I know what's it used for. It's a synthetic opiate used for addiction i.e. usually for Heroin. That's usually what it's commonly used for, much like Methadone. I'm familiar with it and if I'm guilty of anything maybe some ignorance because of something, something that's fluent to me. And I'll take that but I just. If someone has a prescription for it and they have the prescription on them and I didn't, it didn't arise to me as a an ordeal, a big threat."

When Sergeant Dwan was asked if he should have talked to Deputy Leven about the incident he said, "*You're probably right. Absolutely sir.*" Sergeant Dwan was also asked if that was part of his duty as a supervisor and he replied, "*Yes sir.*" Sergeant Dwan stated he didn't have a concern that the medication was not in a prescription bottle because he was told the male had a prescription. When asked how he typically verifies if a person has a prescription if the medication is not in a prescription bottle, he said,

"Well I figure if they're not in the prescription bottle like some people have the little screw key chains or the little organizers you have to identify the pill or the substance it is. And then you can contact their preferred primary care physician. Whoever the prescribing doctor is. You could actually contact, if they say it's through Walgreens or CVS or whatnot you can contact them as well and verify that they do have a prescription for that said medication."

Sergeant Tatum made the statement how that was not done in this incident and Sergeant Dwan stated, "*Yes sir and again the only statement that was made to me was, it was a statement he has a prescription and the only question he had for me that day was the*

amount he had on him.” Sergeant Dwan was a certified drug recognition expert and received extensive training in that field. Sergeant Dwan did not provide Deputy Leven with information related to his knowledge and previous experiences involving narcotics.

Sergeant Dwan was counseled by Captain McDonald and Lieutenant Barnard following a similar incident noted in IA-13-013. During that counseling, Captain McDonald and Lieutenant Barnard instructed Sergeant Dwan to conduct a thorough investigation on any potential crimes at the checkpoint of the courthouse. Sergeant Dwan stated he did not feel he violated the order to conduct a thorough investigation because he didn’t believe a violation of law had been committed in this case.

Sergeant Dwan was questioned about previous incidents of discipline sustained against him. He had received discipline three previous times (04/28/2008, 03/23/2010 and 06/24/2012), for violations of department directive 26.2.132 Failure to Maintain Required Skills and three previous times (08/16/2007, 06/24/2012 and 12/06/13) for violations of department directive 26.2.133 Repeated Failure to Maintain Required Skills. Sergeant Dwan was asked if there is any reason why he was grossly deficient in these areas. He stated he had been going through the worst time in his life over the past sixteen months. Sergeant Dwan said he was going through a divorce and had a lot of personal issues related to the divorce, but he said he was not using that to excuse anything.

When questioned, Sergeant Dwan had the following response as to whether he felt he violated the following policy:

26.2.34 Failure to Follow Directive or Order - Employees shall adhere to all official Directives and/or orders, and shall faithfully execute all the duties and responsibilities of their assigned position. *(Violation subject up to a 5 day suspension.)* **No**

26.2.40 Negligence, Not Endangering - Employees shall not ignore or violate official Directives, orders, or supervisory instructions or knowingly fail to properly execute the duties and responsibilities of their assigned positions. *(Violation subject up to a 5 day suspension.)* **No**

26.2.131 Department personnel are required to maintain the job knowledge, skills and abilities required for the performance of the duties and responsibilities attendant to their position as described by the County Merit System Job Classification Plan and Chapters 21, 22 and 35 of this Manual. **No**

26.2.133 Repeated failure to maintain necessary skills, knowledge and abilities after counseling and instruction shall result in increasing the severity of disciplinary actions. *(Violation subject up to dismissal.)(See Tab I for complete transcript)* **No**

CONCLUSION:

On February 25, 2014, this investigation was presented to the Sheriff and his administrative staff. After review, the Sheriff determined the violations of the below listed Department Standards Directives to be:

26.2.34 Failure to Follow Directive or Order - Employees shall adhere to all official Directives and/or orders, and shall faithfully execute all the duties and responsibilities of their assigned position. *(Violation subject up to a 5 day suspension.)* **Sustained**

26.2.40 Negligence, Not Endangering - Employees shall not ignore or violate official Directives, orders, or supervisory instructions or knowingly fail to properly execute the duties and responsibilities of their assigned positions. *(Violation subject up to a 5 day suspension.)* **Sustained**

26.2.131 Department personnel are required to maintain the job knowledge, skills and abilities required for the performance of the duties and responsibilities attendant to their position as described by the County Merit System Job Classification Plan and Chapters 21, 22 and 35 of this Manual. **Sustained**

26.2.133 Repeated failure to maintain necessary skills, knowledge and abilities after counseling and instruction shall result in increasing the severity of disciplinary actions. *(Violation subject up to dismissal.)* **Sustained**

Sheriff Ben Johnson tentatively determined Sergeant Dwan would be demoted from the rank of Sergeant to the rank of Deputy II, for his discipline as a result of this internal investigation.

On February 27, 2014, Investigators Bennett and Gabriel served Sergeant Dwan with his Intent to Demote letter at the intersection of Belleview and Williamson in Daytona Beach, FL. Also present was Lieutenant Brian Barnard.

Sergeant Dwan met with Sheriff Johnson on March 7, 2014 for a pre-disciplinary hearing in the Sheriff's conference room at the Volusia County Administration building in DeLand, FL. Also present during the hearing were Chief Deputy Mike Coffin, Major Rocky Norris, Lieutenant Eagan and Teamsters representative Brodie Hughes. After earnest consideration; Sheriff Johnson decided to demote Sergeant Dwan from the rank of Sergeant to the rank of Deputy II.

On March 7, 2014, Investigator Bennett served Sergeant Dwan with his Final Notice of Demotion letter at the Volusia County Courthouse Annex in Daytona Beach, FL.

EXHIBITS:

- A. Report Of Investigation
- B. Official Correspondence
- C. Complaint – Supervisor’s Inquiry
- D. Advisement Administration Of Oath/Perjury Warning/Garrity Warning
- E. Official Transcript Of Deputy William Leven
- F. Official Transcripts Of Sergeant Jonelle Hillyard
- G. Official Transcript Of Deputy Kyle Cloutier
- H. Official Transcript Of Deputy James Kleeman
- I. Official Transcript of Sergeant Sean Dwan
- J. Miscellaneous Documents
- K. Digital Media

WITNESSES:

Lieutenant Brian Barnard
Volusia County Sheriff’s Office
386-740-5275

Sergeant Jonelle Hillyard
Volusia County Sheriff’s Office
386-740-5275

Deputy William Leven
Volusia County Sheriff’s Office
386-740-5275

Deputy Kyle Cloutier
Volusia County Sheriff’s Office
386-740-5275

Deputy James Kleeman
Volusia County Sheriff’s Office
386-740-5275

I, the undersigned, do hereby swear, under the 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 suspect of the investigation of any rights contained in ss. 112.532 and 112.533, Florida Statutes.

INVESTIGATOR:  DATE: 03/10/14

Sergeant Thomas Tatum
Internal Affairs Investigator

APPROVED BY:  DATE: 3/11/14

Chief Deputy Mike Coffin
SHERIFF BEN F. JOHNSON
VOLUSIA COUNTY FLORIDA