

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

REPORT OF INVESTIGATION

REPORT NUMBER: IA-15-005

PERIOD COVERED: March 4, 2015
DATE REPORTED: March 4, 2015
SUBJECT(S) NAME: Investigator Todd Raible #7046
INVESTIGATING OFFICER: Lieutenant Jessica Paugh #6845

BASIS FOR INVESTIGATION:

On March 4, 2015, Investigator Todd Raible, while working in an official capacity, was involved in an incident at 831 Maybrook Drive, Deltona which resulted in the use of deadly force. Investigator Raible encountered a white male, identified as Derek Cruice, while executing a lawful search warrant on the residence. During the encounter Investigator Raible discharged his department issued Glock 35, .40 caliber one time, striking Derek Cruice in the oral region of the face.

The Florida Department of Law Enforcement, Special Agent Troy Cope, conducted the investigation into the use of Deadly Force by Investigator Raible that resulted in the shooting of Derek Cruice. The completed FDLE Investigative Summary is listed under FDLE Case #OR-27-0216. (*See Tab – F FDLE Investigative Summary*)

OFFENSE(S): None.

INVESTIGATIVE SUMMARY:

On March 9, 2015, Chief Deputy Robert L. Jones assigned the above described incident to the Internal Affairs Unit for investigation. (*See Tab – B for Official Correspondence*)

On March 9, 2015, Investigator Todd Raible was served a Notification of Administrative Leave (with pay) as the result of the Use of Deadly Force on March 4, 2015. (*See Tab – B for Official Correspondence*)

On March 5, 2015, Lieutenant Paugh obtained a copy of the year 2014 annual Firearms qualifications, which read Investigator Raible qualified with his firearm (Glock 35 –GAD640) on April 7, 2014. *(See Tab- D Firearms Qualification)*

On March 6, 2015, Investigator Bennett received an e-mail from Risk Management stating the medical specimen report submitted on the day of the shooting (3/4/2015) by Investigator Raible was negative. *(See Tab - E Drug and Alcohol Screening Results)*

On March 11, 2015, a fitness for duty examination was conducted on Investigator Raible by Dr. Greg Landrum, Ph.D. The finding of the examination is that the subject is “Fit to return to duty without restriction”. *(See Tab – H for Miscellaneous Documents)*

On July 16, 2015, Special Agent Troy Cope completed the FDLE Investigative Summary referenced by #OR-27-0216.

On October 21, 2015, a grand jury determined no probable cause existed for criminal charges against Deputy Raible, rendering a finding of “No True Bill”. *(See Tab – B for Official Correspondence)*

Conclusion:

On November 10, 2015, this investigation was presented to the Sheriff and his administrative staff. After review, the Sheriff and his staff determined the use of deadly force was **justified** as to prevent imminent death or great bodily harm to the Deputies and found no violations of agency policy.

EXHIBIT(S):

- A. Report of Investigation
- B. Official Correspondence
- C. Incident Report
- D. Firearms Qualification
- E. Drug and Alcohol Screening results
- F. FDLE Investigative Summary #OR-27-0216
- G. Use of Force Review Board Documents
- H. Miscellaneous Documents
- I. Digital Media

Attached and made part of this case file is the Florida Department of Law enforcement case file #OR-27-0216.

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 _____

**Lieutenant Jessica Paugh
Internal Affairs Investigator**

APPROVED BY: _____ DATE: _____

**Chief Deputy Robert L. Jones, III
SHERIFF BEN F. JOHNSON
Volusia County Florida**