

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

REPORT OF INVESTIGATION

REPORT NUMBER: IA-14-02

PERIOD COVERED: December 18, 2013
DATE REPORTED: December 23, 2013
SUBJECT(S) NAME: Sergeant Jeffrey Wingard #2475
INVESTIGATING OFFICER: Investigator Glen Bennett #1452

BASIS FOR INVESTIGATION:

On December 31, 2013, Lieutenant Albert Pagliari, Assistant Commander of the District-3 office in Ormond Beach, authored a supervisory inquiry based on a complaint that was received from the Ormond Beach Police Department (OBPD) on Sergeant Jeffrey Wingard. The complaint involved an incident that occurred on December 18, 2013, where Sergeant Wingard located and recovered a stolen vehicle.

On December 10, 2013, OBPD took a report of a stolen vehicle and entered that vehicle into FCIC/NCIC. On December 18, 2013, the vehicle was located and recovered by Sergeant Wingard in Daytona Beach. The following day an OBPD detective, who was assigned the criminal case, contacted the registered owner of the vehicle to advise them that their vehicle was recovered and being held at a tow yard.

The tow company delivered the vehicle to the owner's residence at their request. Upon delivery, the owners of the vehicle discovered several items in the vehicle that did not belong to them. Furthermore, it was believed that the vehicle had not been processed for latent fingerprints since there was no fingerprint dust in or around the vehicle. The registered owner contacted OBPD and informed them of their findings and a detective responded to the owner's residence to investigate.

OBPD reviewed the reports written by VCISO related to the recovery of the vehicle and discovered that Sergeant Wingard indicated in his report that the vehicle was processed with negative results. When the detective examined the vehicle she determined that it had not been processed and she recovered multiple latent fingerprints of value from items left behind by the suspects. The detective also recovered a felony amount of cannabis, crack cocaine and prescription drugs from the center console of the vehicle.

(See Tab - C For Police Report and Supervisor's Inquiry)

OFFENSES:

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

26.2.41 Negligence Associated with Safety of Persons or Property - Employees shall be attentive to job duties and shall not violate official Directives, orders, supervisory instructions, or knowingly refrain and cause another to refrain from the performance of lawful duties required for the safety of persons or property.

(Violation subject up to a demotion.)

26.2.109 Falsification of Official Documents - Employees shall not knowingly falsify or knowingly cause another to falsify any official record or document.

(Violation subject up to dismissal.)

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.)

26.2.136 - Three disciplinary actions of unrelated but minor nature within a six (6) month period shall constitute a continued failure to maintain and demonstrate knowledge of the policies and procedures established by Standards Directives and shall result in remedial training. *(Violation subject up to a 15 day suspension.)*

INVESTIGATIVE SUMMARY:

On January 16, 2014, Chief Deputy Mike Coffin assigned the above case to the Internal Affairs Unit for investigation. This report details the investigation conducted by Investigator Glen Bennett.

On January 17, 2014, Investigator Bennett served Sergeant Wingard with his Notice of Internal Investigation and he was provided a copy of the Law Enforcement Officer Rights at his residence.

Lieutenant Albert Pagliari

On January 22, 2014, Investigator Bennett conducted a sworn recorded interview with Lieutenant Pagliari at the Sheriff's Office District-3 headquarters in Ormond Beach. The following is a summary of that interview:

Lieutenant Pagliari has been with the Sheriff's Office for the past thirty years and has held the title of Assistant District Commander at the District-3 headquarters in Ormond Beach for the last six years. Prior to coming to the Sheriff's Office he was a law enforcement officer in the City of South Miami for three years. Lieutenant Pagliari has been Sergeant Wingard's immediate supervisor since July 2012.

As the Assistant Commander of District-3, part of Lieutenant Pagliari's duties includes conducting evaluations on the sergeants under his command. Lieutenant Pagliari described Sergeant Wingard's performance as one that has been declining. Lieutenant Pagliari stated when Sergeant Wingard was initially assigned to District-3 he gave him the benefit of the doubt on his evaluations, rating him as a meets standards supervisor. Lieutenant Pagliari stated, *"Since that time I have noticed no improvement in his decision making and supervisory ability in that area. He has now gone from a meets standards to a needs improvement supervisor."*

Lieutenant Pagliari described Sergeant Wingard's prior work performance issues since 2012, *"Again I'm trying to give the man the benefit of the doubt as a brand new sergeant I felt he within time and some experience, he may be improved. He has not done so."* Lieutenant Pagliari explained in April 2013 he directed Sergeant Wingard to conduct a supervisor inquiry into a citizen's complaint. When that report was submitted, he along with Captain Brian Bosco, the District-3 Commander, deemed it to be, *"[T]otally, totally unacceptable."* Lieutenant Pagliari even provided Sergeant Wingard with a guide on how to conduct the inquiry and the end result was just unacceptable. As a result of the unacceptable inquiry, Lieutenant Pagliari documented in Sergeant Wingard's quarterly evaluation to attend either a report writing improvement course or something that he could use to sharpen his writing skills. Lieutenant Pagliari stated Sergeant Wingard has yet to come to him with a class that would help him with these deficiencies.

Lieutenant Pagliari was asked about two unsatisfactory Employee Performance Notices (EPN), SD-14-006 and SD-14-012, which were issued to Sergeant Wingard within the last three months. Lieutenant Pagliari explained that SD-14-006 was a result of an incident that occurred on November 14, 2013 that involved the approval of a tow report written by a deputy under Sergeant Wingard's supervision.

A vehicle had fled from the deputy which he later located and recovered. According to Lieutenant Pagliari, the vehicle was towed; however, its contents were improperly inventoried. The owner, after getting her vehicle back from the tow company, came to the District-3 office and alleged there was money missing from her purse that was inside the vehicle. When Lieutenant Pagliari questioned Sergeant Wingard about the incident, he said the deputy was instructed to place all the items that were of no value into one bag. Items, such as cell phones and cash, were placed inside the purse and not properly inventoried or documented by the deputy in the tow/property report. Lieutenant Pagliari expressed concern that the vehicle had not been processed or inventoried as it should have been, prior to being towed. Lieutenant Pagliari further stated, *"[N]ot only does policy state that we have to inventory a vehicle before it's towed but this is the kind of problems he creates by not having it properly inventoried."* This EPN, SD-14-006, resulted in a written counseling being issued to Sergeant Wingard on December 6, 2013.

According to the second EPN, SD-14-012, Sergeant Wingard received a verbal reprimand for unsatisfactory performance on a call that took place on December 25, 2013. Lieutenant Pagliari described how the incident involved a twenty-five year old female that made suicidal statements to her boyfriend while sitting in a car together at the Stewart Marchman Center. The woman made suicidal threats and exhibited a pocket knife to the boyfriend prior to running off on foot. Lieutenant Pagliari explained that Sergeant Wingard had deputies along with a helicopter and blood hounds search the area; however, they were unable to locate her.

Lieutenant Pagliari learned the following day that the primary deputy, under Sergeant Wingard's supervision, only completed an information report and put out a BOLO. The female was never entered into FCIC/NCIC as a missing endangered person based on the Jennifer Kessey Act. Lieutenant Pagliari continued by saying, "...and this [incident] just showed another pattern of poor decision making and judgment as a supervisor."

According to the EPN, SD-14-012, Sergeant Wingard was found to violate similar department policies repeatedly in a two month time period. Lieutenant Pagliari, the author of EPN's, SD-14-006 and SD-14-012, explained, "*I felt very strongly that that was definitely repeating failure to maintain his knowledge and skills in this area and certainly doesn't possess a sound working knowledge of the policies.*" SD-14-012 was signed by the Sheriff on December 30, 2014; however, it was not issued to Sergeant Wingard until January 22, 2014 because he was on medical leave.

Lieutenant Pagliari explained Sergeant Wingard's most recent performance deficiencies that occurred on December 18, 2013, when he located and recovered a stolen Mercedes Benz that had been reported stolen to the Ormond Beach Police Department's (OBPD).

Lieutenant Pagliari explained that OBPD had contacted the Sheriff's Office internal affairs unit who in turn directed his office to conduct a supervisor's inquiry into the incident. Lieutenant Pagliari contacted OBPD and he was told that the owner of the Mercedes informed them that the vehicle appeared to not have been processed and that there were several items inside the vehicle that did not belong to them. Lieutenant Pagliari was advised by OBPD supervisors that they had one of their detectives respond to the owner's residence and she confirmed that the vehicle was in fact not processed. Lieutenant Pagliari said OBPD reviewed the incident reports related to the recovery of the vehicle and in Sergeant Wingard's narrative, it clearly stated that the vehicle had been processed and no fingerprints were recovered. Lieutenant Pagliari said he was then informed that the OBPD detective recovered several viable latent prints and felony narcotics from the vehicle's center console. It should be noted that the latent prints did come back to three individuals who were previously arrested for similar crimes in the Ormond Beach area.

Lieutenant Pagliari expressed pronounced concern over the fact that Sergeant Wingard wrote in his report that the vehicle was processed, when it clearly was not. Lieutenant Pagliari added that not only was the vehicle not processed; Sergeant Wingard's failure to inventory the vehicle led to the discovery of narcotics after the vehicle was returned to the owner. Lieutenant Pagliari continued to say, "*It [Mercedes] hadn't been inventoried which is consistent again with the problem he had not even a month prior...a vehicle that ran and it was not properly processed or inventoried.*" Lieutenant Pagliari summarized Sergeant Wingard's performance under his command as, "*Not only is poor decision making bad enough in itself but when outside agencies and civilians observe the poor decision and unacceptable standards that he's exhibiting. It's an embarrassment to this department and the captain and myself are not going to stand for that.*" (See Tab - E For Complete Transcript of Interview)

Donald Rivers and Linda Rivers

On January 22, 2014, Investigator Glen Bennett conducted a sworn recorded interview with Donald Rivers in his vehicle at the corner of Nova Road and State Road 40 in Ormond Beach. Also present during the interview was Mr. Rivers' wife, Linda Rivers. The following is a summary of that interview.

The 2006 Mercedes Benz that was recovered by Sergeant Wingard was registered to Mr. Rivers' business. Mr. Rivers confirmed he reported his vehicle stolen to OBPD on December 10, 2013. When Sergeant Wingard recovered the vehicle on December 18th, he never received a call notifying him that it was recovered. Mr. Rivers was notified the following day, December 19th, when OBPD called and told him his vehicle was recovered and it was in storage at the tow company. Mr. Rivers advised that he was away on business at the time and his wife, Linda Rivers, handled the business of getting the vehicle back to his residence.

Mr. Rivers spoke with OBPD Detective Danielle Reagan who informed him that she would be responding to his residence to process his vehicle in hopes of recovering any possible evidence. When the vehicle was delivered to Mr. Rivers' residence he was still away on business so his wife, Linda Rivers, was home and she was contacted by Detective Reagan.

Mrs. Rivers explained how Detective Reagan walked around the vehicle and when she opened the door she stated the vehicle did not appear to have been processed. Mrs. Rivers further explained that Detective Reagan pulled out a brown paper bag from the center console that contained marijuana and other narcotics. Mrs. Rivers then walked away and didn't want to see what else was in her vehicle. Several other items, along with fingerprints, were recovered from the vehicle by Detective Reagan.

Mr. Rivers said the center console of the Mercedes was actually broken down into two compartments. When you lifted the lever on the left, the top compartment opened and the lever on the right opened another compartment that was deeper and underneath the

top compartment. Upon learning this information, Investigator Bennett had Mr. Rivers open the center console and it was visually inspected. Investigator Bennett confirmed what Mr. Rivers was describing and three photographs were taken of the center console and its compartments. *(See Tab – J For Center Console Photographs)*

While Detective Reagan was in the process of gathering evidence from the Mercedes, she informed Mrs. Rivers that she had to hurry up and go because there was another vehicle in the process of being stolen not far from their residence. A couple days later Mr. Rivers received a call from Detective Reagan who informed him that the fingerprints she recovered from his stolen vehicle matched those of the suspects that were apprehended the same day she was at their residence. *(See Tab – F For Complete Transcript of Interview)*

Deputy Lonnie Feaster

On January 23, 2014, Investigator Bennett conducted a sworn recorded interview with Deputy Lonnie Feaster at the District-3 headquarters in Ormond Beach. The following is a summary of that interview:

Deputy Feaster has been with the Sheriff's Office for the past nine years and is presently assigned to road patrol in District-3. Deputy Feaster has eight years of prior law enforcement experience in the State of Delaware before coming to the Sheriff's Office.

Sergeant Wingard was Deputy Feaster's shift supervisor assigned to Delta shift on Wednesday, December 18, 2013. Deputy Feaster recalled completing a tow report the morning Sergeant Wingard recovered the stolen Mercedes Benz at Derbyshire Road and 3rd Street in Daytona Beach. Deputy Feaster was directed by Sergeant Wingard to complete the tow report and to process the Mercedes.

As Deputy Feaster was gathering information on the vehicle using his Mobile Data Computer (MDC) in his patrol car, he saw the tow truck arrive and begin to hook up to the vehicle. According to Deputy Feaster, as he was in the middle of completing the tow report, Sergeant Wingard walked up to him. Deputy Feaster informed him that he had not completed the tow report or processed the vehicle as requested. Deputy Feaster stated that Sergeant Wingard said something to the effect, *"[D]on't worry about it or we'll get it later or something to that effect... And that's just paraphrasing."* Deputy Feaster was unable to complete the tow report or process the vehicle before the tow company removed it from the scene. Deputy Feaster was never asked or directed by Sergeant Wingard to conduct any type of inventory or search of the vehicle after it had been secured at the tow company's compound.

When Deputy Feaster completed his tow report he dropped it in a drop box at the tow company's office. Deputy Feaster advised Investigator Bennett that the process of

completing a tow report after the vehicle had been removed was not standard protocol; however, it was more of a courteous gesture so the tow truck driver did not have to stand around and wait for the deputy to finish the report.

Deputy Feaster did not inventory the vehicle prior to starting the tow report; he stated that had he been the one that recovered the vehicle he would have done the inventory himself. Inventorying the vehicle did not come up in his conversation with Sergeant Wingard. He was just directed to process the vehicle and complete a tow report. Deputy Feaster stated that he did not observe Sergeant Wingard search or inventory the vehicle while he was on scene.

Deputy Feaster neither contacted, nor was he directed to contact the registered owner of the stolen vehicle. Deputy Feaster sat in his patrol vehicle, gathering information on his MDC to complete the tow report as directed by Sergeant Wingard. Deputy Feaster said he did contact OBPD and verified that they removed the vehicle's information from FCIC/NCIC as stolen. *(See Tab – G For Complete Transcript of Interview)*

Detective Danielle Reagan (Ormond Beach Police Department)

On January 23, 2014, Investigator Bennett conducted a sworn recorded interview with Detective Danielle Reagan with the Ormond Beach Police Department (OBPD). The following is a summary of that interview:

Detective Reagan has been with OBPD for a little over five years and has been a detective for the past four months. Detective Reagan was the case agent on the stolen Mercedes Benz and recalled processing the vehicle on December 20, 2013.

Detective Reagan said she received a fax from her records division stating the vehicle was recovered so she contacted owner, Donald Rivers. Mr. Rivers advised Detective Reagan that they had no idea their vehicle was recovered on December 18, 2013. Detective Reagan said Mr. Rivers had the vehicle towed back to their house since it was unable to be driven based on the amount of damage it sustained. When it arrived at Mr. Rivers' house, Detective Reagan received a call informing her that the vehicle did not appear to have been processed and there were several items in the vehicle that did not belong to them. Detective Reagan said the owners did not touch the vehicle and she proceeded to respond to their house to collect the property. Detective Reagan said she reviewed Sergeant Wingard's report prior to going to the owner's residence and she recalled it saying that the vehicle was processed.

When Detective Reagan arrived, the vehicle was unlocked and she observed several items throughout the interior that did not belong to Mr. and Mrs. Rivers. Investigator Bennett showed Detective Reagan photographs of the items that she recovered from the vehicle. Detective Reagan pointed out that the CD's, shown in the photograph, were thrown throughout the vehicle. Detective Reagan processed the CD's and she was able to recover several latent prints of value. Detective Reagan saw the photograph with the

narcotics and said, *"In the center console there was a brown bag and once I opened the brown bag there was a smaller bag full of marijuana, another smaller bag full of pills and another smaller bag full of crack cocaine."* Detective Reagan said the narcotics were recovered from the lower compartment of the center console.

Detective Reagan processed the vehicle and recovered several latent finger prints from the items that were left behind by the individuals that stole the vehicle. These latent fingerprints came back with a match on three possible suspects. Detective Reagan said the suspects were apprehended in a stolen vehicle in Ormond Beach the same day she was processing the Mercedes Benz. Detective Reagan further stated that these same suspects were wanted in multiple cases by her agency. *(See Tab – H For Complete Transcript of Interview)*

Sergeant Jeffrey Wingard

On February 12, 2014, Investigator Bennett and Sergeant Tom Tatum conducted a sworn recorded interview with Sergeant Jeffrey Wingard at the Sheriff's Administrative offices in Deland. Present during the interview was Teamsters Representatives Brodie Hughes and Bob Walker.

Sergeant Wingard started his law enforcement career approximately seventeen years ago with the South Daytona Police Department (SDPD) before coming to the Sheriff's Office in October of 2001. Prior to becoming a sergeant in 2012, Sergeant Wingard was with the Sheriff's Office motorcycle/traffic unit from 2006 – 2012. Sergeant Wingard's first assignment as a sergeant was in the Judicial Services Division where he completed his probation before being assigned to the Law Enforcement Services Division as a patrol sergeant in District-3, Ormond Beach.

Sergeant Wingard was working as the Delta Shift patrol supervisor on Wednesday, December 18, 2013, when he located and recovered a stolen Mercedes Benz at 3rd Street and Derbyshire Road in Daytona Beach. Sergeant Wingard advised he was informed by Central Communications via radio that the vehicle was stolen after he provided them the tag number. Sergeant Wingard could not recall if he reviewed the FCIC/NCIC hit confirmation on his Mobile Data Center (MDC), which would have displayed the vehicle description and contact information of the registered owner. Sergeant Wingard said he did not attempt to locate or contact the registered owner of the vehicle; however, he was aware of the Sheriff's Office policy requiring a reasonable attempt be made to contact the registered owner prior to towing the vehicle.

Sergeant Wingard said he conducted a search of the vehicle and stated, *"I did go in the car and look around, looking for you know looking for stuff. Front, back seats, under the seats, glove box and center console."* Sergeant Wingard recalled seeing, *"Some loose CD's. I remember seeing a set of gloves somewhere in there...there was cannabis shake on the floor in the front and back of the floor boards."* Sergeant Wingard was asked if he looked inside the center console and he stated, *"I opened it and looked in and shut it."* Investigator Bennett explained how the center console was broken up into two

compartments and Sergeant Wingard said he could not recall which compartment he opened. Investigator Bennett presented Sergeant Wingard photographs of the center console. After learning of the two compartments, Sergeant Wingard said, *"I remember opening the [compartment]; looking like it to me it looks like I only opened up one of them."*

Sergeant Wingard said he did not ask Deputy Feaster to search or inventory the vehicle. Deputy Feaster was directed to complete the tow report and process the vehicle. Sergeant Wingard remembered requesting the tow truck and when it arrived on scene, Deputy Feaster advised Sergeant Wingard that he did not process or complete the tow report on the vehicle. Sergeant Wingard then advised Deputy Feaster, *"[D]on't worry about it we'll get to it [processing], you know let the tow truck go because they're busy..."*

Sergeant Wingard said that Deputy Feaster did not provide the tow truck driver a copy of the tow report which contains the vehicle information and items that should have been inventoried. When Sergeant Wingard was asked if not providing the tow report to the driver was normal practice, he stated that it has been past practice within District-3. Since the tow truck company was located within District-3 jurisdiction, deputies would deliver the tow report to a drop box located at the tow company's office.

Sergeant Wingard explained the urgency to expedite the towing of the vehicle based on the crowd of people that was starting to gather at the recovery location. The location of incident often draws a lot of attention from citizens who gather and start heckling the deputies as they conduct their business. Sergeant Wingard said he had every intention of having the vehicle processed; however, based on the amount of time they spent on scene and the amount of paperwork that was required, he allowed the vehicle to be taken away. Sergeant Wingard stated that he was trying to speed up the process of clearing the scene.

Sergeant Wingard did not personally conduct any type of crime scene processing of the vehicle. Investigator Bennett referenced Sergeant Wingard's report and asked him why he wrote the vehicle was processed for fingerprints when it was not. Sergeant Wingard responded, *"I had every intention of having the vehicle processed, of doing it, but I, I missed it. I didn't get back to it."* Sergeant Wingard said he never directed Deputy Feaster to go to the tow yard and process the vehicle at a later time.

Sergeant Wingard acknowledged he was aware that an OBPD detective recovered a felony amount of narcotics from the vehicle after it was returned to the registered owner. Furthermore, he acknowledged that several latent fingerprints were recovered by the same detective from items she processed from inside the vehicle. These latent fingerprints ultimately identified the suspects of the stolen vehicle.

Investigator Bennett outlined two prior acts of discipline documented in SD-14-006 and SD-14-012. Sergeant Wingard acknowledged that he received these two disciplinary notices within a three month time period. In SD-14-006, Sergeant Wingard received counseling from Lieutenant Pagliari for failing to ensure that a deputy under his supervision accurately inventoried the contents of a stolen vehicle that he recovered.

Sergeant Wingard explained that he instructed the deputy to go through the contents of the vehicle and to document any items of value. Furthermore, if there were any items that needed to be processed to notify the Criminal Investigations Division (CID) at District-3. This incident occurred at the end of the shift and Sergeant Wingard went off duty after confirming the deputy did not need help and that he understood what was expected of him.

The following day, the registered owner of the vehicle claimed there was money missing from her purse. Sergeant Wingard stated the deputy failed to properly inventory the items inside the vehicle as instructed. Sergeant Wingard said when he learned of this issue with the deputy, he took disciplinary action issuing him an EPN; counseling him on not conducting a proper inventory of the vehicle's contents. Sergeant Wingard said he did not approve the report written by the deputy and he felt he was being held accountable for something that occurred while he was off duty.

In SD-14-012, Sergeant Wingard received a written reprimand when a deputy under his supervision failed to accurately document and report the circumstances involving a missing endangered adult female. Sergeant Wingard said he was unaware of the July 1, 2008, state law involving missing adults and after reviewing the law and department policy, he now understands what he should have done.

Sergeant Wingard was questioned if he felt he violated the below listed policies regarding this investigation.

26.2.41 Negligence Associated with Safety of Persons or Property - Yes

Employees shall be attentive to job duties and shall not violate official Directives, orders, supervisory instructions, or knowingly refrain and cause another to refrain from the performance of lawful duties required for the safety of persons or property. *(Violation subject up to a demotion.)*

26.2.109 Falsification of Official Documents - No
Employees shall not knowingly falsify or knowingly cause another to falsify any official record or document. *(Violation subject up to dismissal.)*

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. No
(Violation subject up to dismissal.)

26.2.136 - Three disciplinary actions of unrelated but minor nature within a six (6) month period shall constitute a continued failure to maintain and demonstrate knowledge of the policies and procedures established by Standards Directives and shall result in remedial training. No
(Violation subject up to a 15 day suspension.) (See Tab - I For Complete Transcript of Interview)

CONCLUSION:

On March 18, 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 Directive to be:

- 26.2.41 Negligence Associated with Safety of Persons or Property – Sustained**
- 26.2.109 Falsification of Official Documents – Not-Sustained**
- 26.2.133 - Repeated failure to maintain necessary skills, knowledge and abilities – Sustained**
- 26.2.136 - Three disciplinary actions of unrelated but minor nature Sustained within a six (6) month period -**

On March 20, 2014, Investigator Bennett served Sergeant Wingard with an Intent to Suspend letter at S.R.415 and Taylor Road in Port Orange. The Sheriff intends to suspend Sergeant Wingard for ten (10) eight (8) hour work days which equates to eighty (80) work hours and place him on a Performance Improvement Plan (PIP).
(See Tab – B for Official Correspondence)

On March 26, 2014, Sergeant Wingard met with the Sheriff for a pre-disciplinary hearing in the Sheriff's conference room at the Sheriff's administrative offices in Deland. Also present during the hearing were Chief Deputy Mike Coffin, Major Robert Jones, Sergeant Tom Tatum and Teamster Representatives Brodie Hughes. After earnest consideration; the Sheriff's final decision was to suspend Sergeant Wingard without pay for five (5) eight (8) hour work days which equates to forty (40) work hours. Sergeant Wingard will serve his suspension from April 7 – April 11, 2014.

On April 3, 2014, Sergeant Wingard was served with a Final Suspension letter at S.R. 415 and Taylor Road in Port Orange. The Final Suspension Letter outlined the Sheriff's final decision and dates of suspension.
(See Tab – B for Official Correspondence)

EXHIBITS:

- A. Report Of Investigation
- B. Official Correspondence
- C. Supervisors Inquiry
- D. Advise ment Administration Of Oath/Perjury Warning/Garrity Warning
- E. Official Transcript Of Lieutenant Al Pagliari
- F. Official Transcript Of Donald and Linda Rivers
- G. Official Transcript Of Deputy Lonnie Feaster
- H. Official Transcript Of Detective Danielle Reagan
- I. Official Transcript Of Sergeant Jeffrey Wingard
- J. Miscellaneous Documents
- K. Digital Media

WITNESSES:

Deputy Lonnie Feaster
Volusia County Sheriff's Office
386-736-5961

Lieutenant Albert Pagliari
Volusia County Sheriff's Office
386-736-5961

Donald and Linda Rivers
14 Twelve Oaks Trail
Ormond Beach, FL
386-344-2427

Detective Danielle Reagan
Ormond Beach Police Department
386-677-0731

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: 4/4/14

Investigator Glen Bennett
Internal Affairs Investigator

APPROVED BY:  DATE: 4/4/14

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