

INTERNAL AFFAIRS CASE INDEX

CASE NUMBER 23-00311

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FORT LAUDERDALE POLICE DEPARTMENT
INTERNAL AFFAIRS FINAL DISPOSITION
INTERNAL AFFAIRS CASE 23-00311

Complainant: Chief William Schultz Telephone: 954-828-5591
Address: 1300 West Broward Blvd., Fort Lauderdale, FL 33312
Location of Occurrence: 1707 Lauderdale Manors Drive
Date of Occurrence: October 28th, 2023 Date Reported: November 15, 2023
Subject Employee: Michael Mathias CCN: 1921 Assignment: Patrol D2 Shift 3
Report Number(s): 34-2310-210581 Case Category: 1

Allegations:

1. Policy: Rules of Conduct – 118 (E)(5)(b):

Employees shall not engage in unsatisfactory work performance, which may be demonstrated by, but is not limited to, an unwillingness or inability to perform assigned tasks, failure to take appropriate action on the occasion of a crime, disorder, or any other matter deserving police attention, repeated poor evaluations or a written record of repeated infractions of rules, order, or directives of the Department

Sustained Not Sustained Exonerated Unfounded Policy Failure

2. Policy: Body Worn Camera (BWC) Policy – 315 (F)(9):

Once the BWC is activated to record an interaction, it shall remain on until the event has ended. If it becomes necessary to turn off the BWC prior to the conclusion of a recorded incident, the user shall verbally record the reason prior to the deactivation, if it is safe and practical to do so.

Sustained Not Sustained Exonerated Unfounded Policy Failure


Investigated by: Sergeant David Soika (CCN1491)


Reviewed by: A/Capt. Keven Dupree (CCN 1592)

FORT LAUDERDALE POLICE DEPARTMENT
INTERNAL AFFAIRS FINAL DISPOSITION
INTERNAL AFFAIRS CASE 23-00311

STAFF REVIEW:

Police Legal

[Signature]

Date

5/8/24

Assistant Chief

[Signature] Frozone

Date

5/9/24

Police Chief

[Signature]

Date

5/9/24

DISCIPLINARY RECOMMENDATION (CHIEF OF POLICE)

None

**FORT LAUDERDALE POLICE DEPARTMENT
INTERNAL AFFAIRS FINAL DISPOSITION
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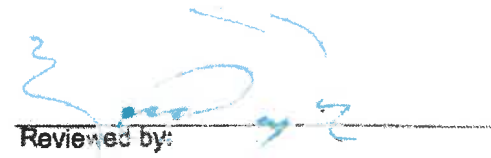
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Sergeant David Soika (CCN1491)


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FORT LAUDERDALE POLICE DEPARTMENT
INTERNAL AFFAIRS FINAL DISPOSITION
INTERNAL AFFAIRS CASE 23-00311

STAFF REVIEW:

Police Legal

[Signature]

Date

5/8/24

Assistant Chief

[Signature]
Falzone

Date

5/9/24

Police Chief

[Signature]
Wicks

Date

5/15/24

DISCIPLINARY RECOMMENDATION (CHIEF OF POLICE)

None

**FORT LAUDERDALE POLICE DEPARTMENT
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COMPLAINT SUMMARY

On October 28th, 2023, Fort Lauderdale Police Officers Michael Mathias and Ciro Sciortino responded to a suspicious person call for service at 1707 Lauderdale Manor Drive. They arrived on scene and contacted a subject who was lying on the ground in front of the residence. After making initial contact, the officers concluded the individual was experiencing an overdose. The officers requested Fort Lauderdale Fire Rescue (FLFR) respond to the scene. Patient care was transferred to Fire Rescue personnel and the officers left the scene, referring the call for service to FLFR. Once the patient, identified as Richard Lee, arrived at the hospital, it was discovered Mr. Lee had several gunshot wounds. Hospital personnel notified Fort Lauderdale Police Department (FLPD) and a criminal investigation was initiated.

On November 15th, 2023, The Office of Internal Affairs was contacted by the FLFR Office of Professional Standards and Accreditation regarding the above incident. The FLFR Investigator provided they had been made aware of the incident and were conducting an inquiry to determine if their personnel had overlooked Mr. Lee's injuries. FLFR advised Broward Health Medical Center (BHMC) was also conducting an inquiry. The FLFR investigator inquired whether FLPD officers failed to properly notify FLPD personnel.

The Office of Internal Affairs was tasked with investigating this matter to determine whether the actions Officer Mathias and Officer Sciortino were in accordance with department policy.

FACTS OF THE INVESTIGATION

On October 28th, 2023, at approximately 0319 hours, Officer Michael Mathias and Officer Ciro Sciortino responded to 1707 Lauderdale Manor Drive in response to a call for service of a male lying in the driveway at the location. Both, officers Mathias and Sciortino, arrived on scene and contacted the male subject, later identified as Richard Lee. Review of the Body Worn Camera (BWC) systems of each officer revealed the following:

As the officers attempted to communicate with Mr. Lee to determine his identity and the circumstances surrounding the call, his description of what led to him being outside was hampered by his exhibiting indications of pain as the result of some unknown injury. As Officer Sciortino conducted a visual inspection of Mr. Lee's person, he discovered an injury to the subject's right arm which he noted to Officer Mathias. Both officers continued their attempts to get the unidentified subject to identify himself, and Officer Mathias then asked him what happened to him.

In response to Officer Mathias's question, Mr. Lee answered, "I woke up and I got shot. I don't know why or who, what..." (Officer Sciortino's BWC, :52-:57) Officer Sciortino then asked Mr. Lee, "*You're shot? Where are you shot, dude?*"(Officer Sciortino's BWC, 1:01-1:06) As he is asking Mr. Lee about his statement of being shot, Officer Sciortino used his flashlight to illuminate and inspect the area of Mr. Lee's right flank. Officer Sciortino then stated, "See this is a cut, it's not shot..... what's wrong with your arm, dude?" (Officer Sciortino's BWC, 1:06-1:12) Officer Sciortino then asked Mr. Lee if he had fallen and broken his arm. Mr. Lee responded in an indiscernible manner, and neither Officer Sciortino nor Officer Mathias understood. They both informed Mr. Lee that Fire Rescue was coming and to stop moving.

While awaiting FLFR to arrive on scene, Officer Sciortino stated to Officer Mathias, "He must've fell and broke his arm. He's saying he got shot, but all he has is a scratch." (Officer Sciortino's BWC, 1:19-1:27)

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Officer Sciortino then relocated to the other side of Mr. Lee and visually inspected his left flank and what appeared to be the area of his back. Discovering no obvious signs of injury, Officer Sciortino again asked Mr. Lee what happened. Mr. Lee responded that he did not remember anything. Officer Sciortino also noticed what appeared to be scratches along Mr. Lee's back and instructed Officer Mathias to inspect as well.

As the officers continued to await the arrival of FLFR, Officer Mathias asked Mr. Lee if he lived at 1707 Lauderdale Manor Drive. Mr. Lee responded he did. Officer Mathias then walked to the actual residence and attempted to contact any occupants by knocking on the door. His attempt was unsuccessful. As this was occurring, Officer Sciortino remained with Mr. Lee and again engaged in conversation, asking questions regarding the circumstances of the incident.

Officer Sciortino asked Mr. Lee if he had been drinking, to which Mr. Lee responded he had. Officer Sciortino is then observed on his BWC, using his flashlight to illuminate and visually search the immediate area. Officer Sciortino then states, "There's, like, nothing out here." (Officer Sciortino's BWC, 3:02-3:04)

As Officer Sciortino continued to survey the area, Mr. Lee - who was still lying on his back - could be heard grunting and moaning. Mr. Lee then stated, "Please help me!" (Officer Sciortino's BWC, 3:07-3:10). Officer Sciortino responded to Mr. Lee by affirming to him that FLFR was enroute. A short time later, Officer Mathias returned to Officer Sciortino's position with Mr. Lee, and they continued to discuss the unfolding situation.

As Officer Mathias remained with Mr. Lee, Officer Sciortino then walked to 1705 Lauderdale Manor Drive where he knocked on the door in attempt to speak with the occupants. Simultaneously, Officer Mathias continued to speak with the subject to get him to provide his name. As Officer Mathias was asking for his name, Mr. Lee begins to yell, "I can't breathe! I can't breathe!" (Officer Mathias's BWC, 5:05-5:11). Mr. Lee continued to yell that he could not breathe and that he needed to sit in an upright position.

Shortly thereafter, Officer Sciortino rejoined Officer Mathias who was still with the subject. As Officer Sciortino approached, the subject can be heard on BWC saying that he could not breathe. As Officer Sciortino arrived back in close proximity of the subject, Officer Sciortino responded, "You're breathing fine." Mr. Lee responded by stating, "I can't breathe." (Officer Sciortino's BWC 5:42-5:47). Officer Sciortino then walked to his police vehicle where he used his in-vehicle laptop to attempt to locate identification information for the subject.

As Officer Mathias remained with Mr. Lee, his BWC captured Mr. Lee saying, "Lord help me, help me," and expressing that he must sit up because he was unable to breathe. Officer Mathias explained to Mr. Lee that Fire Rescue was coming, and they [the officers] did not want to move him because his arm may be broken. Mr. Lee again says, "Lord help me. Help. I can't breathe! Please help me sit up!" As this exchange continued, Officer Mathias again asked Mr. Lee what happened to him. Mr. Lee responded that he did not remember.

As Mr. Lee continued to express his perceived difficulty breathing and the need to sit up, Officer Mathias continued to request Mr. Lee to spell his name and provide his date of birth. Mr. Lee is instructed not to move because of his arm, and Mr. Lee stated again, "I can't barely breathe!" Officer Mathias's BWC captures this interaction between himself and Mr. Lee. (Officer Mathias's BWC 6:05 -10:37)

As FLFR arrived on the scene, the BWC footage for both Officer Mathias and Officer Sciortino ended and the interaction between the two officers and FLFR personnel was not captured.

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Mr. Lee was transported to Broward Health Medical Center by FLFR Rescue 46 as an overdose patient. Neither Officer Mathias nor Scorintino accompanied FLFR to BHMC. The FLPD call for service was closed out as "no report written" and referred to FLFR as a possible overdose. Neither of the sergeants assigned to District Two during that shift - Sergeant Jan Caldera and Sergeant Kyle Jackson - were notified of the incident.

Once at the hospital, Mr. Lee continued to be treated as a possible overdose patient until several hours later when an Emergency Room doctor discovered several bullet holes under Mr. Lee's right arm. Notification was made to hospital staff and FLPD was requested to respond for an investigation into the circumstances.

Officer Taurus Giles, who was working his assigned shift (6 a.m. to 4 p.m.) in District Three, responded to BHMC where he spoke with the charge nurse. The nurse informed him the patient had been transported as an overdose but was discovered to have suffered from gunshot wounds.

Officer Giles provided a statement to IA investigators in which he explained his actions after learning of the patient's condition:

Once I learned that, I checked where the -- the victim was transported from to find out what the medical situation was if they were transported as a gunshot victim-- just to kind of clear things up because I was a little confused at the time and -- and I was able to find out that it was a medical call and they were transported from that location as a medical call to the hospital under the -- you know triage of an overdose...once I found out that it was all that, I notified my Sergeant, Sergeant Collins to let her know exactly what we had and what was going on. And then she notified the District Sergeant, Sergeant Torres.
(Statement of Officer Taurus Giles, Page 3, Lines 46-48, Lines 50-52, Lines 54-57)

Officer Giles utilized an identification found in the patient's pocket to identify him as Mr. Richard Lee. Officer Giles remained at the hospital and collected evidence from hospital personnel but was unable to speak with Mr. Lee due to his being intubated.

On October 28, 2023, Sergeant Daniel Torres was on duty as the bravo shift (6 a.m. to 4 p.m.) supervisor in District Two when he was notified of a shooting victim who was a patient at BHMC. Sergeant Torres learned the victim was originally transported from 1707 Lauderdale Manor Drive.

Sergeant Torres provided a statement to IA investigators regarding his knowledge of the incident. He relayed what he learned at the time he was notified.

I found out that they were ultimately transported to the hospital under a -- the determination at that time was it -- that it was an overdose if I'm not mistaken. And once they cleared the scene, they were left in the care of the ambulance and wherever the ambulance took them to, Broward General. (Statement of Sergeant Daniel Torres, Page 3, Lines 33-36.)

Based on the information he had learned, Sergeant Torres instructed officers to respond to 1707 Lauderdale Manor Drive where evidence consistent with a possible shooting was discovered. Ultimately Sergeant Torres notified and requested the response of the FLPD Violent Crimes unit and the Crime Scene unit.

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Sergeant Torres stated:

Ultimately, the house was held after seeing some blood in there and then we had -- we were -- we emptied out the house, so we secured the house to make sure that there was no one else in there that may have been hurt. And while the officers were securing the house, they noticed that there was blood splatter on a door, I believe it was a bathroom. And once they reported that to me, I decided to continue clearing the house, make sure nobody is there, hold the scene and wait for the Bureau. (Statement of Sergeant Daniel Torres, Page 4, Lines 70-75)

Both Sergeant Jan Caldera and Sergeant Kyle Jackson provided statements to IA Investigators regarding their knowledge of this incident. During each of their respective statements, both sergeants expressed they had not been notified of this call for service by either Officer Sciortino or Officer Mathias.

IA investigators obtained copies of the FLPD Training Unit sign-in sheet for Tactical Medical Training for both Officer Mathias and Officer Sciortino. The respective documents showed Officer Mathias received tactical medical training on September 7, 2023, and Officer Sciortino received tactical medical training on May 17th, 2023, as a part of FLPDs annual in-service training.

FLFR Captain Michael Forzano, Driver Engineer Tayari Sherwood, Firefighter Paramedic Ronald Arteaga, and Firefighter Paramedic Kaitlyn Martin each provided statements to IA investigators regarding their knowledge of this incident. On October 28, 2023, they were all assigned to FLFR Station 46, located at 1515 Northwest 19th Street. Each of the FLFR personnel explained that they responded to 1707 Lauderdale Manor Drive for a call of an overdose at the request of FLPD officers. They all stated they were not informed that the patient stated he had been shot or was complaining of difficulty breathing by the officers on scene.

Detective Christopher Kuras served as the lead tactical medical instructor for FLPD at the time of this incident. He provided a statement to IA investigators regarding the training provided to FLPD officers regarding tactical medicine. Specifically, Detective Kuras explained how FLPD officers are trained in recognizing indicators of persons possibly suffering from gunshots. Detective Kuras stated officers are trained to:

Talk to the patient, find out what -- where the injury is, if they -- if they're ambulatory, where does it hurt, what happens. Get information while doing -- for a chest wound, I would be trying to remove clothing or we teach to remove clothing and start raking in quadrants with a gloved hands. (Statement of Detective Christopher Kuras, Page 4, Lines 62-65)

Detective Kuras was asked if it was possible to have a gunshot wound which does not look like a gunshot wound. He responded by stating based on caliber, it is a possibility that a gunshot wound might not be readily apparent. He also explained difficulty breathing could indicate a problem with the chest cavity. Furthermore, Detective Kuras communicated FLPD officers are trained to recognize the possibility of chest cavity trauma based on a patient complaining of difficulty breathing as the result of trauma. Detective Kuras relayed FLPD officers are trained to visually and physically inspect patients to determine if they have sustained any trauma which would need immediate attention.

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On February 15th, 2024, both Officer Mathias and Officer Sciortino were provided with their respective Notification of Administrative Investigation in reference to this investigation. Both officers were scheduled to provide compelled statements to respond to questions surrounding this incident.

The investigation into this complaint led to statements obtained from the individuals listed below.

STATEMENTS

Witness-Fort Lauderdale Fire Department Captain Michael Forzano

On January 4th, 2024, Captain Michael Forzano provided a sworn and digitally recorded statement. In the statement provided, Captain Forzano stated he was working the evening of October 28th, 2023, as the station captain for Station 46. He was part of the crew which responded to 1707 Lauderdale Manor Drive for what was dispatched as an overdose. Captain Forzano stated when Fire Rescue arrived on scene, Fort Lauderdale Police Officers were already present. During his statement, Captain Forzano stated neither officer told him the patient had been shot or had difficulty breathing. All Captain Forzano knew at the time was he was responding to a call for service for an overdose.

This is a summary of the total statement and is not verbatim. Refer to the transcript for details.

Witness-Fort Lauderdale Fire Rescue Driver Engineer Tayari Sherwood

On January 4th, 2024, FLFR Driver Engineer Tayari Sherwood provided a sworn and digitally recorded statement. Engineer Sherwood's statement contains information which is consistent with Captain Forzano's. Engineer Sherwood was working the evening of October 28th, 2023, and responded to 1707 Lauderdale Manor Drive for an overdose call. He recalled two Fort Lauderdale police officers were already on the scene and he did not have a conversation with either of them. He overheard a conversation an officer was having with other FLFR personnel on scene. At no time during the conversation does Driver Engineer Sherwood recall either officer informing any FLFR personnel that the patient had been shot or had difficulty breathing.

This is a summary of the total statement and is not verbatim. Refer to the transcript for details.

Witness-Fort Lauderdale Firefighter Paramedic Ronald Arteaga

On January 4th, 2024, FLFR Firefighter Paramedic Ronald Arteaga provided a sworn and digitally recorded statement concerning the events occurring on October 28th, 2023. Many of Mr. Arteaga's statements were similar to those of his colleagues who also gave statements to this office. He was working October 28th, 2023, at Station 46, located at 1515 Northwest 19th Street. While assigned to Rescue 46, he responded to a call for service regarding an overdose, where FLPD officers were already on scene. During his statement, Firefighter Paramedic Arteaga recalled one of the officers telling him the patient was lying on the ground acting as if he was under the influence of some type of an unknown substance. No information was relayed to him of Mr. Lee complaining of a gunshot wound or difficulty breathing.

This is a summary of the total statement and is not verbatim. Refer to the transcript for details.

Witness-Fort Lauderdale Firefighter Paramedic Kaitlyn Martin

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On December 20th, 2023, Firefighter Paramedic Kaitlyn Martin provided a sworn and digitally recorded statement. Her statement mirrored the statements of other FLFR personnel. She worked out of Station 46 and was assigned to Rescue 46 on October 28th, 2023. Kaitlyn Moore remembered being dispatched to an overdose call at 1707 Lauderdale Manor Drive, where two FLPD officers were already on scene. She did not recall whether the officers gave any patient information, or if there was any other conversation prior to taking over care of Mr. Lee. Firefighter Paramedic Martin was not informed by Officer Mathias or Officer Sciortino that Mr. Lee claimed to be shot or complained of difficulty breathing.

This is a summary of the total statement and is not verbatim. Refer to the transcript for details.

Witness-Sergeant Kyle Jackson

On December 6th, 2023, Sergeant Kyle Jackson provided a compelled, sworn, audio-recorded statement. Sergeant Jackson was working as a sergeant in District 2 October 28th, 2023. Sergeant Jackson stated he never received a call to respond to 1707 Lauderdale Manor Drive, nor did he receive communication from Officer Mathias or Officer Sciortino regarding Mr. Lee's claim of being shot or anything suspicious in nature.

This is a summary of the total statement and is not verbatim. Refer to the transcript for details.

Witness-Sergeant Jan Caldera

On December 6th, 2023, Sergeant Jan Caldera provided a compelled, sworn, audio recorded statement. Sergeant Caldera was working with Sergeant Kyle Jackson as a sergeant in District 2 on October 28th, 2023. Sergeant Caldera stated he did not recall receiving any requests to respond to 1707 Lauderdale Manor Drive regarding a possible shooting or suspicious incident, nor did he receive any notification from Officer Mathias or Officer Sciortino regarding the same.

This is a summary of the total statement and is not verbatim. Refer to the transcript for details.

Witness-Officer Taurus Giles

On February 1st, 2024, Officer Taurus Giles provided a compelled, sworn, audio-recorded statement. Officer Giles was working as a patrol officer on day shift in District Three on October 28th, 2023. He recalled being dispatched to Broward Health Medical Center to identify a male subject, who was brought in as an overdose patient, using his department-issued fingerprint scanner. Officer Giles relayed when he arrived at the hospital:

I made contact with the charge nurse to ascertain where the overdose patient was, and that's when she brought it to my attention that the overdose patient was an actual gunshot victim. **(Page 2, Lines 34-36)**

When asked what he did after discovering this information, Officer Giles stated he had to do several things. Officer Giles elaborated he needed to work the information from reverse. He discovered Mr. Lee was transported from 1707 Lauderdale Manor Drive and Alpha Shift (9pm-7am) responded to the scene. Officer Giles notified Sergeant Lauren Collins of the incident. She, in turn, notified Sergeant Daniel Torres. Sergeant Torres was the Bravo Shift (7am-5pm) District Two sergeant, where the original call for service occurred.

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Officer Giles went on to inform this office that the remainder of the time he was at the hospital, he located identification for Mr. Lee in his clothing, which he was able to verify using the Fort Lauderdale Police Teletype. He also stated he collected evidence but could not speak with Mr. Lee due to being intubated.

This is a summary of the total statement and is not verbatim. Refer to the transcript for details.

Witness-Sergeant Daniel Torres

On February 2nd, 2024, Sergeant Daniel Torres provided a compelled, sworn, digitally recorded statement. On October 28th, 2023, Sergeant Torres worked the bravo shift in District Two as a road patrol supervisor. In his statement, Sergeant Torres described how he became aware of a shooting occurring at 1707 Lauderdale Manor Drive.

The information he had received was there had been a call for service at 1707 Lauderdale Manor Drive to help identify a victim of an overdose. The patient was transported to BHMC with no more police involvement. Once information was obtained Mr. Lee was indeed a victim of a shooting, possibly from the location where he was transported from, Sergeant Torres sent officers to the scene to attempt to locate a crime scene. Once it was determined there was indeed a crime scene, Sergeant Torres notified the Criminal Investigations Division (CID) and Crime Scene Investigation (CSI) while his officers secured the location.

This is a summary of the total statement and is not verbatim. Refer to the transcript for details.

Witness-Detective Christopher Kuras

On December 14th, 2023, Detective Christopher Kuras provided a compelled, sworn, digitally recorded statement. Detective Kuras was assigned to the Training Unit and served as the lead instructor for the police department's tactical medical training program during the time of this incident. During his statement, Detective Kuras explained some of the terminology which is used to teach new and current officers tactical medical training.

Question: What is covered in the tactical medical program being taught to Fort Lauderdale police officers?

Answer: Like trauma, response, major bleeds, stabs, gunshot wounds, sucking chest wounds, tourniquet, bifurcation, hemostatic gauze. Basically, all the stuff that is time sensitive, basic boo-boo stuff. First aid is not really a priority.

Question: --what's a sucking chest wound?

Answer: If somebody was stabbed or shot with a bullet in the chest, the wound 47 creates a -- basically a pressure issue of air building up in the chest cavity, and it can lead to 48 death or serious complications later on. So in order to treat that, we issue every -- so every officer gets two chest seals. One for the front and one for an exit wound, just in case, to prevent that long-term damage or potential death.

(Page 3, Lines 39-50)

Detective Kuras was asked how officers are trained when responding to a scene with a patient. The following is the exchange with Detective Kuras.

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Question: What is the -- I guess the first thing an officer is taught when they respond to a scene if there's a patient?

Answer: To assess any injuries. There's acronyms like MARCH, which is like Major hemorrhage, Airway, Respirations, Circulation, and Hypothermia. So go through that acronym, and that's based on priority. Major bleeds will be first because people will die much sooner if they bleed out. Then airway, this goes with the chest wounds, and part of the lesson plan is raking or removing clothing with trauma shears if they -- if possible to search for whatever the wound is. "If you can't see it, you can't solve it" is the motto that we've been going with.

Question: What would the officer have to do to do this initial assessment when they get on scene?

Answer: Talk to the patient, find out what -- where the injury is, if they -- if they're ambulatory, where does it hurt, what happens. Get information while doing -- for a chest wound, I would be trying to remove clothing or we teach to remove clothing and start raking in quadrants with a gloved hands.

Question: When we say gloved hands, they --

Answer: They issue latex gloves from the property unit. They're gray or blue. So when you search in quadrants, where using myself, where if I go like this, I check my hands if there's blood, that's where the problem is.

Question: Is there a possibility of an injury that wouldn't match a symptom? So like, if there was a injury caused by a knife or a gunshot wound, would there be anything that would not be immediately obvious to the responding officer?

Answer: Hypothetically, yes. Say, if somebody got punched in the chest or got hit with a baseball bat, a broken rib could puncture a lung, but it's inside. There's no outside visual for us to do, so it's probably -- it's beyond the scope of our care. Like, for what we deal 84 with, it's very obvious problems. Like there's arterial bleeds or holes in tissue, that type of stuff.

(Pages 2-4, Lines 51-84)

Detective Kuras provided it is possible for a gunshot wound to not look like a gunshot wound, depending on the caliber of the round fired. He also explained, in tactical medical situations, if someone is complaining of difficulty breathing, this could be a sign of damage to the lungs, causing pneumothorax. Detective Kuras was asked to explain what pneumothorax was and how officers are instructed to treat it. He responded:

Where the internal pressure doesn't match -- match outside. So my layman's definition is, "If air is trying to come out, but it can also go both ways, it -- it ends up having a regular reverse pressure. So chest pressure builds up, starts crushing the other lung, and it can't escape." So that's why we teach to actually do the -- a burp where you push down on the chest a little bit, get whatever you can out, then cover up, and then stabilize that pressure a little bit. If that pressure is not equalized in a timely manner, the air keeps building up, building up, building up, and it just basically -- that air crushes -- puts pressure against the heart and the other lung and the difficulty breathing will get worse and worse and worse and over. Depending on the severity of the injury and time, the patient will expire at some point.

Question: So, somebody complaining that they can't breathe could possibly be a pneumothorax?

Answer: Yes.

(Pages 5-6, Lines 92-116)

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This is a summary of the total statement and is not verbatim. Refer to the transcript for details.

Accused-Officer Michael Mathias

On February 20, 2024, Officer Michael Mathias provided a digitally recorded, compelled sworn statement to IA Sergeants Soika and Gross. Accompanying Officer Mathias was FOP Representatives, Sergeant Brandon Diaz and Officer Anthony Camodeo.

At the time of this incident, Officer Mathias was assigned to the patrol division and worked in District Two on the midnight shift. His call sign was 34 Alpha 40. The midnight shift works from 11 p.m. until 7 a.m. He and Officer Ciro Sciortino responded to a call for service at 1707 Lauderdale Manor Drive regarding a suspicious male lying on the ground. The call for service was dispatched at approximately 0319 hours. Officer Mathias explained once on scene he observed a black male lying face up on the ground. This male, later identified as Richard Lee, had vomit in his beard and an obvious deformity to his right arm. He stated Mr. Lee did tell himself and Officer Sciortino he had been shot but neither located any evidence of a shooting. Officer Mathias went on to say there were no ShotSpotter indications either. Officer Mathias believed, due to the way he was behaving at the time, Mr. Lee was possibly under the influence of alcohol or narcotics.

The question was posed if he had asked Mr. Lee questions; Officer Mathias stated he had asked him what his name was, where he lived, and what happened. The following statements are the exchange with the lead investigator:

Question: Did you ask him any questions?

Answer: I asked him his name, where did he live, what happened? That was it.

Question: Did he respond to your questions?

Answer: Yes.

Question: What did he say to you?

Answer: He was mumbling his name. I had a hard time understanding him. He did say that he got shot, but then when we asked further, he stated he didn't know what happened. He stated he lived at the house. I knocked on 1707, I didn't get an answer. Officer Ciro knocked on 1705, he didn't get an answer. That's it.

Question: Okay. Because of his claim of being shot, did you relay this information to Dispatch and did you consider expediting EMS because of that claim.

Answer: No. Considering he was talking to us, he was breathing, we requested Fire but we didn't feel the need to -- for them to step up as long as he was communicating with us.

(Page 5-6, Lines 94-107)

Officer Mathias stated Mr. Lee told himself and Officer Sciortino he could not breathe. Officer Mathias told Mr. Lee to relax and stay where he was because Fire Rescue was coming. He stated he did not want to manipulate Mr. Lee's body in any way, because of the deformity to his right arm.

Officer Mathias was asked what symptoms led him to believe Mr. Lee was having an overdose. He stated Mr. Lee's speech, along with vomit in his beard, were all signs of an overdose. Officer Mathias went on to say he had been on scenes of overdoses before, and he consistently saw vomiting as an indication of an overdose.

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Officer Mathias advised he notified Fire Rescue personnel of the scratches on Mr. Lee's back, along with the vomit in his beard and possible broken arm. At no time did he notify any of the Fire Rescue personnel of Mr. Lee's claim he was shot or having difficulty breathing.

Officer Mathias concluded either Mr. Lee overdosed in a house and was dragged out to his current location, or he was in a vehicle and was tossed out of a vehicle and left in his current state; which would explain Mr. Lee's abrasions on his back.

Officer Mathias stated he was familiar with FLPD Policy 315 (Body Worn Camera) and his issued body camera was functioning properly. He said he turned off his camera as Fire Rescue arrived because the call for service was being turned over to FLFR and there was no crime.

Officer Mathias advised he did not notify a supervisor regarding Mr. Lee's claim of being shot. He also stated the call for service was referred to FLFR because he felt this was an overdose call and no crime had occurred.

This is a summary of the total statement and is not verbatim. Refer to the transcript for details.

Accused-Officer Ciro Sciortino

ON February 22, 2024, Officer Ciro Sciortino provided a digitally recorded, compelled sworn statement to IA Sergeants Soika and Gross. Accompanying Officer Sciortino was FOP Representative, Sergeant Geoffrey Shaffer.

Officer Sciortino worked the midnight shift on October 27th, into the morning of October 28th, 2023. At the time of this incident, he was assigned to the patrol division and worked in District Two with the call sign 34 Alpha 59. Officer Sciortino, along with Officer Michael Mathias, responded to a call for service at 1707 Lauderdale Manor Drive regarding a suspicious male lying in front of the location. Once on scene, Officer Sciortino stated he noticed a male lying on the ground with vomit in his beard, his shirt over his head and a possible broken arm. Officer Sciortino also explained this male, later identified as Mr. Richard Lee, was awake and speaking with himself and Officer Mathias.

Officer Sciortino explained Mr. Lee was telling himself and Officer Mathias he was not sure what happened to him. He explained Mr. Lee said he had been shot and could not breathe. Officer Sciortino stated this incident seemed more like an overdose than a gunshot victim. He went on to explain he checked Mr. Lee for signs of a gunshot and did not find any evidence supporting the claim. Mr. Lee's inability to communicate clearly, recall what happened to him, and the vomit on his beard was indicative of an overdose. Due to the visible injury to Mr. Lee's arm, he requested Mr. Lee not move so as not to cause any further discomfort or injury. It was at this point Officer Sciortino requested FLFR.

The scene did not make sense to Officer Sciortino because it was unknown how Mr. Lee had gotten to where he was. Officer Sciortino also stated Mr. Lee had consumed alcohol, but he also felt Mr. Lee had used some narcotics but did not want to inform the officers.

Officer Sciortino explained to investigators he and Officer Mathias attempted to contact people residing at 1705 and 1707 Lauderdale Manor Drive. This attempt was not successful.

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Officer Sciortino stated he did not find any evidence there had been a shooting or of Mr. Lee being shot other than him stating so. Officer Sciortino explained it appeared to me more of an overdose and Mr. Lee either fell there and broke his arm or had been thrown from a vehicle. He went on to state something had happened to Mr. Lee which caused him to end up where he was.

Officer Sciortino did state Mr. Lee informed he and Officer Mathias he could not breathe but he concluded since Mr. Lee was talking, he was apparently breathing. He believed there would be obvious evidence of Mr. Lee's inability to breathe and talking to them was not one of them.

Officer Sciortino recalls giving a patient update to the responding FLFR personnel when they arrived on scene. He stated he remembered telling them Mr. Lee's arm was broken and about the vomit in his beard. Officer Sciortino said he did not relay information about Mr. Lee's claim of being shot and not being able to breathe.

Officer Sciortino stated his department issued BWC was operational during this incident. He also went on to say his interaction with FLFR personnel was not recorded. Officer Sciortino told investigators this incident was a fire call and he did not administer his department issued Narcan, promoting him to turn off his BWC.

Officer Sciortino was asked to explain what he was trained to do if someone told them they had been shot. Officer Sciortino responded with the following:

“So, if we have -- if somebody says they're shot, we have to begin to triage and figure out where their injury is. So, if we can figure out that they're saying they're shot, we can ask them where. If they can tell us where, we start to check that area. If they can't, we can check the area either visually and then -- or we start to do, like our actual Tac med and like rake them but since his shirt was already over his head and I could visually see his entire chest and there's no blood on the floor or like that I can visually see besides like the little blood on him from like this, what we believe to be scrapes and scratches, we didn't believe there's any supporting evidence for a gunshot wound. So, there's nothing really to triage.”

(Pages 10-11, Lines 201-208)

Officer Sciortino stated he did not take any further investigative action regarding this call and did not notify a supervisor. He closed the call out by referring it to the fire department.

This is a summary of the total statement and is not verbatim. Refer to the transcript for details.

EXHIBITS/EVIDENCE

Witness and Accused Statements: Transcribed witness and accused statements.

BWC Video of Officers Sciortino and Mathias: BWC Videos of both officers involved (FLPD Case number 34-2310-210531).

Broward Sheriff's Office Calls for Service Report for October 28th, 2023: CAD notes outlining the incident information, location information, incident times, assigned personnel.

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Broward Sheriff's Office 911 call: Initial 911 phone call to Broward County Central Dispatch.

Policy 118 Rules of Conduct: Copy of Department policy in effect July 24, 2022.

Policy 315 Body Worn Camera: Copy of Department policy in effect July 8, 2022.

PowerDMS acknowledgement electronic sign off sheet for Policy 118 Rules of Conduct and Policy 315 Body Worn Camera: Acknowledgement sign off sheet for Officers Sciortino and Mathias.

Telestaff Roster for October 27th, 2023: Copy of FLPD roster for Alpha Shift on October 27th, 2023.

Tactical Medical lesson plan and sign in sheet: Copy of the Fort Lauderdale Police Department Tactical Medical lesson plan and attendance sign in sheet for Officers Sciortino and Mathias.

Documents: Notice of Administrative Investigation documents provided to Officer Mathias and Officer Sciortino.

SUMMARY OF INVESTIGATION

- On October 28th, 2023, at approximately 0319 hours, Officer Ciro Sciortino and Officer Michael Mathias responded to 1707 Lauderdale Manor Drive in reference to a suspicious person where they discovered Mr. Lee lying in the driveway.
- Both Officer Sciortino and Officer Mathias attempted to ascertain what had happened to Mr. Lee. Mr. Lee's only memory was he had been shot but he was unable to provide any additional information.
- Officer Sciortino began to assess Mr. Lee's claim to being shot. He used his flashlight and examined Mr. Lee but only located scratches. He told Mr. Lee he had not been shot.
- The officers attempted to contact any occupants of 1705 and 1707 Lauderdale Manor Drive but were unsuccessful.
- Officer Sciortino requested Fort Lauderdale Fire Rescue to respond to the scene for a possible overdose. Officer Sciortino and Officer Mathias gave sworn statements saying they did not find evidence of a shooting but due to the vomit on Mr. Lee's beard, his claim to have been drinking alcohol, and his being incoherent and having difficulty speaking, they concluded he was experiencing of an overdose.
- While still laying on scene Mr. Lee began yelling, he could not breathe. Officer Mathias instructed Mr. Lee to relax, and not to move because paramedics were on their way. Hearing Mr. speaking, Officer Sciortino told him he was breathing just fine.
- Paramedics arrived on the scene. Officer Mathias relayed to FLFR personnel Mr. Lee had a broken arm and had dried vomit in his beard. He said he did not know how Mr. Lee arrived but

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believed he had overdosed and was rolled out of a car, or he had overdosed in the house and was dragged across the rocks and left in the driveway.

- Officer Sciortino stated he had informed paramedics Mr. Lee had a broken arm and had dried vomit in his beard.
- Neither Officer Mathias nor Officer Sciortino left their department issued body cameras activated. Both of their cameras were deactivated by the officers, as the paramedics were arriving on scene. The interaction between FLFR personnel was not captured.
- Both Officer Mathias and Officer Sciortino stated they are familiar with the Fort Lauderdale Police Department's body worn camera policy.
- Sergeant Jan Caldera and Sergeant Kyle Jackson were the midnight road patrol supervisors on October 28th, 2023. Neither of them were notified of a suspicious incident or a possible shooting at 1707 Lauderdale Manor Drive by Officer Mathias or Officer Sciortino.
- Mr. Lee was transported to Broward Health Medical Center where it was discovered he had several bullet wounds. Notification was made to Fort Lauderdale Police Department, and it was ultimately discovered Mr. Lee had been shot and there was a crime scene at 1707 Lauderdale Manor Drive.
- Officer Mathias and Officer Sciortino only visually inspected Mr. Lee. They did not employ Tactical Medical skills taught by the FLPD Training Unit.
- No documentation was authored by either Officer Mathias or Officer Sciortino regarding the call for service.

Under the penalties of perjury, I declare that I have read the foregoing document and that the information contained within it is accurate to the best of my knowledge and belief.

Furthermore I, the undersigned, 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.

INVESTIGATOR'S SIGNATURE:



CCN:

1491

INTERVIEW WITH FIREFIGHTER PARAMEDIC RONALD ARTEAGA

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:32 a.m.

Case #: 23-0311

INTERVIEW WITH FIREFIGHTER PARAMEDIC RONALD ARTEAGA

Q = SERGEANT DAVID SOIKA

Q1 = SERGEANT JARED GROSS

Q2 = SERGEANT AIDAN FINNERTY

A = FIREFIGHTER PARAMEDIC RONALD ARTEAGA

A1 = UNION REPRESENTATIVE, CAPTAIN JAMES CHIOFFE

1 Q Today's date is January 4th, 2024. Time now is approximately 11:32
2 AM. I am Sergeant David Soika of the Fort Lauderdale Police Department. Present with me at
3 this time is Sergeant Jared Gross and Sergeant Aidan Finnerty. This statement is being taken at
4 the Fort Lauderdale Police Office of Internal Affairs located at 255 Northeast 3rd Avenue. With
5 us here today as a witness in this matter is Ronald Arteaga and with him as Union
6 Representation, Captain James Chioffe.

7 Okay. As a sergeant with the Fort Lauderdale Police Department, I
8 can administer an oath. Will you raise your right hand, please? Do you swear to tell the truth,
9 the whole truth, and nothing but the truth in this statement?

10 A I do.

11 Q Okay, put your hand down. Okay, just let you know this is an audio
12 statement only. The cameras in this room are not operable. Okay? All right. Okay, will you
13 state your full name and spell your last, please?

14 A Ronald Arteaga, A-R-T-E-A-G-A.

15 Q Okay and where are you currently employed?

INTERVIEW WITH FIREFIGHTER PARAMEDIC RONALD ARTEAGA

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:32 a.m.

Case #: 23-0311

- 16 A City of Fort Lauderdale Fire Department.
- 17 Q Okay and what is your current rank and assignment?
- 18 A Firefighter Paramedic on Rescue 46.
- 19 Q And where is Rescue 46?
- 20 A Rescue 46 is at Station 46.
- 21 Q Okay. Where is that?
- 22 A 1515 Northwest 19th Street.
- 23 Q Okay. Okay. And were you working on the morning of October 28th?
- 24 It would be the night of the 27th going to the 28th at approximately 3:20 AM?
- 25 A Yes.
- 26 Q During your shift, do you recall responding to a medical call at 1707
- 27 Lauderdale Manors Drive?
- 28 A I do.
- 29 Q Do you remember what the medical call was for?
- 30 A It came in as an overdose.
- 31 Q Okay. Whe-- when you get the call for an overdose, do you guys ask
- 32 followup questions of the dispatcher? Like, where they get --
- 33 A It --
- 34 Q -- the overdose information from?
- 35 A -- it -- well, they said PD is requesting us for an overdose, --
- 36 Q Okay.

INTERVIEW WITH FIREFIGHTER PARAMEDIC RONALD ARTEAGA

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:32 a.m.

Case #: 23-0311

37 A -- but that was already in the notes, I didn't have to ask --

38 Q Okay.

39 A -- about it.

40 Q All right. So, it was PD's request because of an overdose?

41 A Yes.

42 Q Okay. All right. When you arrived on scene, were the police already

43 there?

44 A Yes.

45 Q You know how many officers?

46 A Two.

47 Q Okay. Did you have a conversation with them or did they relay any

48 patient information to you?

49 A They just said that this, you know gentleman was on the floor acting

50 like he was on a substance, but that's it. No one knew what or --

51 Q Okay. So they told you that there was a male that was on the floor

52 acting like he was on a substance?

53 A Right.

54 Q Okay. Did they get in the specifics --

55 A No.

56 Q --otherwise? Nothing else besides that?

57 A That's it.

INTERVIEW WITH FIREFIGHTER PARAMEDIC RONALD ARTEAGA

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:32 a.m.

Case #: 23-0311

58 Q Okay. Was there any other conversation with the officers prior to
59 taking over patient care?

60 A Not that I recall.

61 Q Okay. Okay. Did the officers relay to you that the patient claimed to
62 have been shot?

63 A No.

64 Q Did the patient relay to you that they had -- that he had difficulty
65 breathing?

66 A No.

67 Q Okay. When you were there -- what symptoms did the patient appear
68 to be experiencing when you were there?

69 A So when we were there, he just said "Pain all over" and he felt
70 nauseous.

71 Q Okay. Is there any information that you would like to add?

72 A No -- no, sir.

73 Q Okay. Are there any -- are there any other issues relative to this matter
74 that you would like to add?

75 A No, sir.

76 Q Okay. Okay, this would conclude the statement --

77 Q2 Sorry, sorry, --

78 Q Oh, sorry.

INTERVIEW WITH FIREFIGHTER PARAMEDIC RONALD ARTEAGA

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:32 a.m.

Case #: 23-0311

79 Q2 -- sorry. Let me. Sergeant Finnerty here, were you on the Fire Rescue
80 or were you on the fire truck that night?

81 A I was in the Fire Rescue.

82 Q2 And do you know if you arrived first or if the fire truck was there first?

83 A We arrived first. They pulled up shortly after.

84 Q2 Okay. Thank you.

85 Q All good? Okay. Okay, this will conclude the statement of Ronald
86 Arteaga, and time now is approximately 11:37 AM.

87 (End).

88 Reviewed By _____

89 Transcribed January 5, 2024

90 V_DVSAN_I/B_03_EMT

INTERVIEW WITH SERGEANT JAN CALDERA
Q = SERGEANT DAVID SOIKA
Q1 = SERGEANT JARED GROSS
Q2 = SERGEANT AIDAN FINNERTY
A = SERGEANT JAN CALDERA
A1 = DETECTIVE THOMAS TAYLOR
A2 = OFFICER ANTHONY CAMODEO
A3 = OFFICER KENNETH SOMMA

1 Q Today's date is December 6th, 2023. The time is approximately 8:52
2 PM. I am Sergeant David Soika of the Fort Lauderdale Police Department, Office of Internal
3 Affairs. Present with me at this time is Sergeant Jared Gross. This statement is being taken at
4 the Fort Lauderdale Police Department, Office of Internal Affairs, located at 255 Northeast 3rd
5 Avenue. With us today as a witness in this matter is Sergeant Jan Caldera.

6 Sergeant Caldera, have you requested Union Representation during
7 this statement?

8 A I have.

9 Q Okay. And the Union Representation in this room can introduce
10 themselves; first, last name and spelling the last, please.

11 A1 I'm Thomas Taylor, T-A-Y-L-O-R, my last name. First name is T-H-
12 O-M-A-S, and I'll be Sergeant Caldera's Union Rep.

13 Q And thus, we have two more people in this room.

14 A2 Officer Anthony Camodeo, A-N-T-H-O-N-Y C-A-M-O-D-E-O.

15 A3 Kenneth Somma, K-E-N-N-E-T-H S-O-M-M-A.

16 Q Okay. Please note the questions posed today will be directed to you
17 exclusively. Any present non-witness attendees, including your Union Representative, will not
18 be addressed or permitted to speak on the record, unless requested to do so by the investigator or
19 to bring forth an alleged violation of Florida State Statute Chapter 112. This is only an
20 audio-recorded statement. The cameras you see in this room are not operational. Okay?

21 A Understood.

22 Q All right. As a sergeant of the Fort Lauderdale Police Department, I
23 can administer an oath. Will you raise your right hand please? Do you swear to tell the truth, the
24 whole truth, and nothing but the truth in this statement?

25 A I do.

26 Q Okay, you can put your hand down. Okay, this is a compelled
27 statement and under the authority of the Chief of Police, I order you to answer the following
28 questions. Will you state your full name and spell your last?

29 A Jan Caldera, C-A-L-D-E-R-A.

30 Q Your current rank and assignment?

31 A Sergeant, District 2, Midnights.

32 Q Okay. How long have you been employed with the Fort Lauderdale
33 Police Department?

34 A It's going to be 13 years this month.

35 Q Okay. How long have you been a sergeant with the Fort Lauderdale
36 Police Department?

37 A Since May of 2022.

38 Q Were you working as a sergeant in the Fort Lauderdale Police District
39 2 on the evening of October 28th, 2023?

40 A I was.

41 Q At any point during your shift, did you receive any calls or request to
42 respond to 1707 Lauderdale Manors Drive?

43 A I don't recall.

44 Q At any point during your shift, were you contacted in reference to a
45 shooting, suspicious incident or a -- or a suspicious incident occurring at 1707 Lauderdale
46 Manors Drive?

47 A I was not.

48 Q During your shift on October 28th, 2023, were you contacted by
49 Officer Ciro Sciortino or Officer Matthew Mathias regarding a suspicious incident or a shooting
50 which occurred at 1707 Lauderdale Manors Drive?

51 A No, I was not.

52 Q At any point during your shift, did there come a time when you had to
53 have an acting sergeant cover your district?

54 A No.

55 Q So if there was a incident requiring supervisor notification, you would
56 have been notified?

57 A Myself or the other sergeant.

58 Q Okay. And the other sergeant was?

59 A Sergeant Kyle Jackson.

60 Q Okay. Okay. Is there anything else you'd like to add?

61 A That's it.

62 Q Okay.

63 Q1 Sergeant Gross for the record. I know you don't have TeleStaff in
64 front of you. Offhand, do you know if you worked the entire shift that night or if you left early?

65 A I did look back on that day. I don't have anything in TeleStaff as far as
66 me leaving early. So, from my recollection, I was there.

67 Q1 That's all I have.

68 Q Okay, this concludes the statement of Sergeant Jan Caldera. Time
69 now is approximately 8:57 PM.

70 (End).

71 Reviewed By _____

72 Transcribed January 5, 2024
73 V_DVSAN_I/B_03_EMT

INTERVIEW WITH CAPTAIN MICHAEL FORZANO

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:38 a.m.

Case #: 23-0311

INTERVIEW WITH CAPTAIN MICHAEL FORZANO

Q = SERGEANT DAVID SOIKA

Q1 = SERGEANT JARED GROSS

Q2 = SERGEANT AIDAN FINNERTY

A = CAPTAIN MICHAEL FORZANO

A1 = UNION REPRESENTATIVE, CAPTAIN JAMES CHIOFFE

1 Q Today's date is January 4th, 2024. Time is approximately 11:38 AM.
2 I am Sergeant David Soika with -- of the Fort Lauderdale Police Department. Present with me at
3 this time is Sergeant Jared Gross and Sergeant Aidan Finnerty. This statement is being taken at
4 the Fort Lauderdale Police Office of Internal Affairs located at 255 Northeast 3rd Avenue. With
5 us here today as a witness in this matter is Michael Forzano of the Fort Lauderdale Fire
6 Department. With him is FLPD representative, not FLPD representative. Excuse me, strike that.
7 The -- part of the Firefighters Union is Captain James Chioffe.

8 As a sergeant with the Fort Lauderdale Police Department, I can
9 administer an oath. Will you raise your right hand, please? Do you swear to tell the truth, the
10 whole truth, and nothing but the truth in this statement?

11 A I do.

12 Q Okay, put your hand down. This is an audio statement only. So, you
13 know, the cameras in this office are not operational. Okay. Will you state your full name and
14 spell your last, please?

15 A Yes, Michael V. Forzano, F-O-R-Z-A-N-O.

INTERVIEW WITH CAPTAIN MICHAEL FORZANO

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:38 a.m.

Case #: 23-0311

- 16 Q And where are you currently employed?
- 17 A City of Fort Lauderdale.
- 18 Q And what is your current assignment and rank?
- 19 A Captain, Battalion 2 float.
- 20 Q Where -- where is Battalion 2 12 located?
- 21 A Battalion 2 is the -- the downtown area of the city.
- 22 Q Okay.
- 23 A I don't have a assignment.
- 24 Q Okay.
- 25 A Mm-hm.
- 26 Q Okay. Well, what's your -- what's your current -- current role as a
27 captain?
- 28 A Supervisor of a station, specifically on an engine company or a ladder
29 company.
- 30 Q Okay.
- 31 A1 Fills in when a captain on suppression unit is not there. So, Station 46
32 or whatever station doesn't have a captain, on vacation, or somewhere else.
- 33 Q Okay, got you.
- 34 A1 He fills in.

INTERVIEW WITH CAPTAIN MICHAEL FORZANO

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:38 a.m.

Case #: 23-0311

35 Q Okay. And for the record, that was Captain James Chioffe for
36 clarification. Okay. So, were you working on the morning of October 28th, that'd be the night
37 of October 27th going into October 28th at approximately 3:20 AM?

38 A Yes, I was.

39 Q Okay. During your shift, do you recall responding to a medical call at
40 1707 Lauderdale Manors Drive?

41 A Yes, I do.

42 Q Okay. What was your capacity on that?

43 A A company supervisor of --

44 Q Okay. Were you -- were you on the -- were you on the engine at that
45 time or were you on the squad?

46 A I was on the engine.

47 Q Okay. Okay. Do you remember what the -- the medical call was for?

48 A The call did come in as an overdose.

49 Q Was that per the call taker or was it -- or you get dispatched to
50 something -- I mean, was it someone -- called in by somebody else? Was it called in by PD?
51 Who was it called in by?

52 A I'm not sure who ended up calling it in.

53 Q Okay.

54 A So, we got it overhead from our Dispatch --

55 Q Okay.

INTERVIEW WITH CAPTAIN MICHAEL FORZANO

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:38 a.m.

Case #: 23-0311

56 A -- for an overdose, PD on scene.

57 Q Okay, PD on scene. All right. So when you arrived on scene, was the
58 police still there?

59 A Yes.

60 Q All right. Do you how -- remember how many officers?

61 A Two.

62 Q Did you have a conversation with them or did they relay patient
63 information to you?

64 A Yes.

65 Q What did they tell you?

66 A They said -- they gave me a social security number that they got from
67 the patient, and I asked what was going on with the patient, the information they had prior to us
68 showing up.

69 Q And what did they tell you?

70 A They said that they weren't sure. They saw this guy -- they got a call,
71 and then this guy was on the ground.

72 Q Okay. So as far as you know, you got a call for an overdose and when
73 you got there, PD just said they didn't know what was wrong with the guy was just laying there?

74 A Yes.

75 Q Okay. Was there any other conversation with the officers prior to you
76 taking over patient care?

INTERVIEW WITH CAPTAIN MICHAEL FORZANO

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:38 a.m.

Case #: 23-0311

77 A Not that I recall.

78 Q Okay. Did the officers relay to you that the patient claimed to have
79 been shot?

80 A No.

81 Q Did the patient relay to you that he had been shot or had any difficulty
82 breathing?

83 A No.

84 Q Okay. When you were there, do you remember what symptoms the
85 patient appeared to be experiencing?

86 A Looked like he vomited and he had some vomit in his beard, and he
87 said that he was going to be -- he felt like he was going to be sick again and then he changed
88 his -- what he was -- his complaint was to his body hurt.

89 Q Okay. Okay. Is there anything -- oh, Sergeant Jared Gross, do you
90 have anything? Sergeant Finnerty?

91 Q2 Do you know if officers on scene advised that they had issued Narcan
92 to this gentleman?

93 A They did not advise us that.

94 Q2 And did he have any overdose symptoms?

95 A He -- he appeared to be intoxicated, and then at the time during the call
96 when he was already in the Rescue, his pupils went to pinpoint and his respiratory rate
97 diminished, which would be a sign for us to suspect an overdose.

INTERVIEW WITH CAPTAIN MICHAEL FORZANO

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:38 a.m.

Case #: 23-0311

98 Q Okay. Okay. Is there any other information you'd like to add?

99 A No, sir.

100 Q Okay. Are there any other issues relative to this matter you would like

101 to add?

102 A No, sir.

103 Q Okay. This concludes the statement of Michael Forzano. Time now is

104 approximately 11:44 AM.

105 (End).

106 Reviewed By _____

107 Transcribed January 5, 2024

108 V_DVSAN_I/B_03_EMT

INTERVIEW WITH OFFICER TAURUS JAMAL GILES

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 1, 2024/ 12:42 p.m.

Case #: 23-0031

INTERVIEW WITH OFFICER TAURUS JAMAL GILES

Q = SERGEANT DAVID SOIKA

Q1 = SERGEANT JARED GROSS

A = OFFICER TAURUS JAMAL GILES

1 Q Today's date is February 1st, 2024. Time now is approximately 12:42
2 PM. I am Sergeant David Soika of the Fort Lauderdale Police Department. Present with me at
3 this time is Sergeant Jared Gross. This statement is being taken at the Fort Lauderdale Police
4 Department Office of Internal Affairs located at 255 Northeast 3rd Avenue. With us here today
5 as a witness in this matter is Officer Taurus Giles.

6 Okay, have you requested any union representation for this witness
7 statement today?

8 A I have not.

9 Q Okay. As a sergeant with the Fort Lauderdale Police Department, I
10 can administer an oath. Will you raise your right hand, please? Do you swear to tell the truth,
11 the whole truth, and nothing but the truth in this statement?

12 A I do.

13 Q You can put your hand down. Thank you. This is a compelled
14 statement and under the authority of the Chief of Police, I order you to answer the following
15 questions. Will you state your full name and spell your last, please?

16 A Taurus Jamal Giles, G-I-L-E-S.

17 Q Your current rank and assignment?

INTERVIEW WITH OFFICER TAURUS JAMAL GILES

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 1, 2024/ 12:42 p.m.

Case #: 23-0031

- 18 A Patrol officer.
- 19 Q Ok, and what's your current assignment?
- 20 A Patrol.
- 21 Q District? Shift?
- 22 A Oh, District 3, Day Shift.
- 23 Q Okay. Were you working the morning of October 28th, 2023?
- 24 A I was.
- 25 Q And what was your capacity at that time on that day?
- 26 A I was working in Road Patrol that day.
- 27 Q Okay. At any point during this shift, were you dispatched to a call for
28 service at Broward General or Broward Medical Center?
- 29 A Yes, I was.
- 30 Q Okay. What was the, I guess, the call for that?
- 31 A They requested -- the call came in that they were requesting a unit with
32 a fingerprint scanner to identify a overdose patient.
- 33 Q Okay. So, you arrived on scene, what happens then?
- 34 A I made contact with the charge nurse to ascertain where the overdose
35 patient was and that's when she brought it to my attention that the overdose patient was an actual
36 gunshot victim.
- 37 Q Okay. And what did you do after you've -- after you were informed
38 that it was a gunshot victim?

INTERVIEW WITH OFFICER TAURUS JAMAL GILES

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 1, 2024/ 12:42 p.m.

Case #: 23-0031

39 A I kind of worked back to check the timeline if I was there for the same
40 person and if it was an overdose -- overdose patient or if it was a gunshot victim, and I was
41 actually able to work back and find out that it was the same person from the same incident.

42 Q Okay. So, you find out that the gunshot victim and the overdose
43 victim that you originally sent there for was one and the same?

44 A Yes.

45 Q Okay. And what did you do after that?

46 A Once I learned that, I checked where the -- the victim was transported
47 from to find out what the medical situation was, if they were transported as a gunshot vic-- just
48 to kind of clear things up because I was a little confused --

49 Q Okay.

50 A -- at the time and -- and I was able to find out that it was a medical call
51 and they were transported from that location as a medical call to the hospital under the -- you
52 know triage of an overdose.

53 Q Okay.

54 A So then I know -- yeah, thank you for trying to give me -- then I --
55 once I found out that it was all that, I notified my Sergeant, Sergeant Collins to let her know
56 exactly what we had and what was going on. And then she notified the District Sergeant,
57 Sergeant Torres.

58 Q Okay. Did you have a conversation with Sergeant Torres?

59 A Yes.

INTERVIEW WITH OFFICER TAURUS JAMAL GILES

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 1, 2024/ 12:42 p.m.

Case #: 23-0031

60 Q What did you inform him?

61 A The same thing, I essentially informed Sergeant Collins that, "Hey,
62 this overdose that came in, you know before our shift started on Midnight Shift, was actually a
63 guy that was shot." So, they kind of started working everything backward from that point.

64 Q Okay. Did you have any further involvement with the case after that?

65 A Other than evidence collection, not really.

66 Q Okay. So, you weren't out at the scene at all?

67 A No, I never made it out to the scene.

68 Q And you never talked to the victim at all?

69 A No, the victim couldn't talk at that point.

70 Q Okay.

71 A Yeah, they were intubated.

72 Q Okay. Sergeant Gross, do you have anything?

73 Q1 Did you end up having to use the fingerprint scanner on him?

74 A No, no, we were able to ID him through other means like, I was able to
75 -- he had some credit cards on him, so I was able to cross reference that with Teletype and we
76 found an -- an ID for him out of South Carolina.

77 Q1 Has this ever happened to you -- you ever had this type of call before?

78 A Like this, no.

79 Q1 Okay. I don't have any further questions.

80 Q Okay. Is there any other information you -- you would like to add?

INTERVIEW WITH OFFICER TAURUS JAMAL GILES

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 1, 2024/ 12:42 p.m.

Case #: 23-0031

81 A No.

82 Q Okay. Are there any witnesses that have not been mentioned?

83 A No.

84 Q Okay. This will conclude the statement of Officer Taurus Giles. Time

85 now is approximately 12:46 PM.

86 (End).

87 Reviewed By_____

88 Transcribed February 6, 2024

89 V_DVSAN_I/B_03_MAT

INTERVIEW WITH SERGEANT KYLE JACKSON

Q = SERGEANT DAVID SOIKA

Q1 = SERGEANT JARED GROSS

A = SERGEANT KYLE JACKSON

A1 = DETECTIVE THOMAS TAYLOR

A2 = OFFICER ANTHONY CAMODEO

A3 = OFFICER KENNETH SOMMA

1 Q Today's date is December 6th, 2023. The time is approximately 9:31
2 hours PM. I am Sergeant David Soika of the Fort Lauderdale Police Department. Present with
3 me at this time is Sergeant Jared Gross. This statement is being taken at the Fort Lauderdale
4 Police Department, Office of Internal Affairs, located at 255 Northeast 3rd Avenue. With us
5 here today as a witness in this matter is -- is Sergeant Kyle Jackson. Yeah.

6 Sergeant Jackson, --

7 A Yeah.

8 Q -- have you re-- have you requested union representation during this
9 statement?

10 A Yes.

11 Q Okay. If you representative, can state your first and last name and
12 spelling of your last, please?

13 A1 I'm Thomas Taylor. My last name T-A-Y-L-O-R.

14 A2 Anthony Camodeo, C-A-M-O-D-E-O.

15 A3 Kenneth Somma, S-O-M-M-A.

INTERVIEW WITH SERGEANT KYLE JACKSON

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: December 6, 2023/9:31 p.m.

Case #: 23-0311

16 Q Okay, please note the questions posed today will be directed to you
17 exclusively. Any present non-witness attendees, including your union represent-- representative
18 will not be addressed or permitted to speak on the record unless requested to do so by the
19 investigator, or to bring forth an alleged violation of Florida State Statute Chapter 112. So this is
20 only an audio-recorded statement. The cameras you see in this room are not operational. Okay?

21 A All right.

22 Q All right. As a sergeant of the Fort Lauderdale Police Department, I
23 can administer an oath. Will you raise your right hand, please? Do you swear to tell the truth,
24 the whole truth, and nothing but the truth in this statement?

25 A Yes.

26 Q Okay, put your hand down. Okay, this is a compelled statement, --

27 A Yeah.

28 Q -- and under the authority of the Chief of Police, I order you to answer
29 the following questions. Will you state your full name and spell your last?

30 A Kyle Jackson, J-A-C-K-S-O-N.

31 Q Okay. Your current rank and assignment?

32 A I am a sergeant with the Fort Lauderdale Police Department assigned
33 to District 2, Midnights.

34 Q Okay. How long have you been employed with the Fort Lauderdale
35 Police Department?

36 A Since 2016 of May.

INTERVIEW WITH SERGEANT KYLE JACKSON

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: December 6, 2023/9:31 p.m.

Case #: 23-0311

37 Q How long have you been a sergeant with the Fort Lauderdale Police
38 Department?

39 A August, I believe of this year, August the 23rd.

40 Q Were you working as a sergeant in Fort Lauderdale Police District 2
41 on the evening of October 28th, 2023?

42 A I honestly don't know, reflecting. I would need to see the TeleStaff.

43 Q Okay. I didn't have a copy of that. So if it's okay with you, pull it up -
44 -

45 A Yes, sir.

46 Q -- as well on TeleStaff.

47 A Yes.

48 Q All right, let's re-- reflect we'll be pulling up by TeleStaff.

49 A Okay.

50 Q I think it'd be easier for me to probably pull up the roster. Okay. So I
51 just want to make sure I get the -- the right date here. Okay. This call came in at 0319 hours on
52 the 28th, so it'd be the -- the evening of the 27th going into the 28th, right?

53 A Yes.

54 Q We all agree on that?

55 A1 Yes, 27th going into the 28th, yes.

56 Q Okay. Okay. All right, it's District 2, Shift 3. Okay?

57 A Okay.

INTERVIEW WITH SERGEANT KYLE JACKSON

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: December 6, 2023/9:31 p.m.

Case #: 23-0311

58 Q As you -- here, so you were -- were working that evening, correct?

59 A Yes.

60 Q Okay.

61 A Based on TeleStaff, yes.

62 Q Okay.

63 A Yeah.

64 Q At any point during your shift, did you receive any calls or requests to
65 respond to 1707 Lauderdale Manors Drive?

66 A To the best of my knowledge, no.

67 Q At any point during your shift, were you contacted in reference to a
68 shooting or a suspicious incident occurring at 1707 Lauderdale Manors Drive?

69 A No. To the best of my knowledge, no.

70 Q Okay. During your shift on October 28th, 2023, were you contacted
71 by Officer Ciro Sciortino or Officer Michael Mathias regarding the suspicious incident or
72 shooting, which occurred at 1707 Lauderdale Manors Drive?

73 A To the best of my knowledge, no.

74 Q At any point during your shift, did there come a time when you had to
75 have an acting sergeant cover the district?

76 A No.

77 Q So if there was an incident requiring a supervisor notification, you or
78 Sergeant Caldera would have been notified that evening?

INTERVIEW WITH SERGEANT KYLE JACKSON

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: December 6, 2023/9:31 p.m.

Case #: 23-0311

79 A Yes.

80 Q Okay. At any point during your shift, did you have to leave early or

81 anything? So, you worked the entire shift?

82 A To the best of my knowledge, no.

83 Q You worked the entire shift?

84 A Yes.

85 Q Okay.

86 Q1 I have nothing.

87 Q Okay. Is there anything else you'd like to add?

88 A No.

89 Q Okay. This will conclude the statement of Sergeant Kyle Jackson.

90 Time now is approximately 9:38 PM.

91 (End).

92 Reviewed By _____

93 Transcribed January 5, 2024

94 V_DVSAN_I/B_03_EMT

INTERVIEW WITH DETECTIVE CHRISTOPHER KURAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 14, 2023/8:36 a.m.

Case #: 23-0311

INTERVIEW WITH DETECTIVE CHRISTOPHER KURAS

Q = SERGEANT DAVID SOIKA

Q1 = SERGEANT JARED GROSS

Q2 = SERGEANT AIDAN FINNERTY

A = DETECTIVE CHRISTOPHER KURAS

A1 = DETECTIVE ROBERT STROUT

1 Q Today's date is December 14th, 2023. The time is approximately 8:36
2 AM. I am Sergeant David Soika of the Fort Lauderdale Police Department. Present with me at
3 this time is Sergeant Jared Gross and Sergeant Aidan Finnerty. This statement is being taken at
4 the Fort Lauderdale Police Department, Office of Internal Affairs, located at 255 Northeast 3rd
5 Avenue. With us here today as a witness in this matter is Detective Christopher Kuras.

6 All right, and you have a non-witness present. Have you requested
7 Union Representation during this statement?

8 A Yes.

9 Q Okay. Who did you bring with you?

10 A Officer Robert Strout.

11 Q Okay. Officer Strout, can you say your first and last name, spelling
12 out your last, please?

13 A1 Robert Strout, R-O-B-E-R-T S-T-R-O-U-T.

14 Q Okay. Please note the questions posed today will be directed to you
15 exclusively, Detective Kuras. Any present non-witness attendee, including your Union

INTERVIEW WITH DETECTIVE CHRISTOPHER KURAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 14, 2023/8:36 a.m.

Case #: 23-0311

16 Representative, will not be addressed or permitted to speak on the record unless requested to do
17 so by the investigator or to bring forth an alleged violation of Florida State Statute Chapter 112.

18 Okay. As you could see, this is only a -- an audio-recorded statement. The cameras you see in
19 this room are not operational. Okay?

20 As sergeant of the Fort Lauderdale Police Department, I can
21 administer an oath. Will you raise your right hand, please? Do you swear to tell the truth, the
22 whole truth, and nothing but the truth in this statement?

23 A Yes, I do.

24 Q You can put your hand down. This will be a compelled statement
25 under the authority of the Chief of Police, I order you to answer the following questions. Will
26 you state your full name and spell your last?

27 A First name is Christopher; last name is Kuras, K-U-R-A-S.

28 Q And your current rank and assignment?

29 A I am a detective in the training unit.

30 Q Okay. Are you currently the lead instructor for tactical medical
31 training for the Fort Lauderdale Police Department?

32 A Yes.

33 Q What training did you attend to become a tact medical -- a tactical
34 medical instructor?

35 A We went to the FLETC Tac Med Instructor course that was hosted in
36 West Palm.

INTERVIEW WITH DETECTIVE CHRISTOPHER KURAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 14, 2023/8:36 a.m.

Case #: 23-0311

37 Q What -- what is FLETC?

38 A The Federal Law Enforcement Training Center, I believe.

39 Q Okay and what is covered in the tactical medical program being taught
40 to Fort Lauderdale police officers?

41 A Like trauma, response, major bleeds, stabs, gunshot wounds, sucking
42 chest wounds, tourniquet, bifurcation, hemostatic gauze. Basically, all the stuff that is time
43 sensitive, basic boo-boo stuff. First aid is not really a priority.

44 Q Okay. So, you -- well, some of those things listed, hemostatic gauze,
45 sucking chest wounds, what -- what's a sucking chest wound?

46 A If somebody was stabbed or shot with a bullet in the chest, the wound
47 creates a -- basically a pressure issue of air building up in the chest cavity, and it can lead to
48 death or serious complications later on. So in order to treat that, we issue every -- so every
49 officer gets two chest seals. One for the front and one for an exit wound, just in case, to prevent
50 that long-term damage or potential death.

51 Q Okay. What is the -- I guess the first thing an officer is taught when
52 they respond to a scene if there's a patient?

53 A To assess any injuries. There's acronyms like MARCH, which is like
54 Major hemorrhage, Airway, Respirations, Circulation, and Hypothermia. So go through that
55 acronym, and that's based on priority. Major bleeds will be first because people will die much
56 sooner if they bleed out. Then airway, this goes with the chest wounds, and part of the lesson
57 plan is raking or removing clothing with trauma shears if they -- if possible to search for

INTERVIEW WITH DETECTIVE CHRISTOPHER KURAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 14, 2023/8:36 a.m.

Case #: 23-0311

58 whatever the wound is. "If you can't see it, you can't solve it" is the motto that we've been going
59 with.

60 Q What would the officer have to do to do this initial assessment when
61 they get on scene?

62 A Talk to the patient, find out what -- where the injury is, if they -- if
63 they're ambulatory, where does it hurt, what happens. Get information while doing -- for a chest
64 wound, I would be trying to remove clothing or we teach to remove clothing and start raking in
65 quadrants with a gloved hands.

66 Q When we say gloved hands, they --

67 A The issue --

68 Q -- what --

69 A -- latex gloves from the property unit.

70 Q Mm-hm.

71 A They're gray or blue. So when you search in quadrants, where using
72 myself, where if I go like this, I check my hands if there's blood, that's where the problem is.

73 So --

74 Q Let the record show that Detective Kuras was demonstrating quadrant
75 raking --

76 A Yes.

77 Q -- on -- on himself. Okay. If a patient -- well let -- let me, I retract

78 that. Is there a possibility of an injury that wouldn't match a symptom? So like, if there was a

INTERVIEW WITH DETECTIVE CHRISTOPHER KURAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 14, 2023/8:36 a.m.

Case #: 23-0311

79 injury caused by a knife or a gunshot wound, would there be anything that would not be
80 immediately obvious to the responding officer?

81 A Hypothetically, yes. Say, if somebody got punched in the chest or got
82 hit with a baseball bat, a broken rib could puncture a lung, but it's inside. There's no outside
83 visual for us to do, so it's probably -- it's beyond the scope of our care. Like, for what we deal
84 with, it's very obvious problems. Like there's arterial bleeds or holes in tissue, that type of stuff.

85 Q Okay. Is it -- is it possible to have a gunshot wound that doesn't look
86 like a gunshot wound?

87 A Based on caliber, I can speculate, yes.

88 Q Okay. Difficulty breathing --

89 A Mm-hm.

90 Q -- if there is a problem to the chest cavity, what could cause the
91 difficulty breathing?

92 A Multiple things. So like --

93 Q What -- what do we -- what do we teach?

94 A -- if -- if -- if -- if it's Tac Med related, it's -- they are taught to assume
95 that there is a lung cavity issue and to look for a hole based -- depending on what they're going
96 to, of course. If it's a basic neighbor complaint, no. If somebody is complaining of chest pain
97 and they just got into a fight, maybe somebody stabbed them, they didn't -- didn't even realize
98 they got stabbed.

INTERVIEW WITH DETECTIVE CHRISTOPHER KURAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 14, 2023/8:36 a.m.

Case #: 23-0311

99 Q Right. Okay. If somebody complains that they're unable to breathe
100 and you're on the scene of a possible trauma situation, what could that be a symptom of?

101 A Sucking chest wound.

102 Q Okay. Do you teach anything about pneumothorax?

103 A Yes.

104 Q What -- what is that?

105 A Where the internal pressure doesn't match -- match outside. So my
106 layman's definition is, "If air is trying to come out, but it can also go both ways, it -- it ends up
107 having a regular reverse pressure. So chest pressure builds up, starts crushing the other lung, and
108 it can't escape." So that's why we teach to actually do the -- a burp where you push down on the
109 chest a little bit, get whatever you can out, then cover up, and then stabilize that pressure a little
110 bit. If that pressure is not equalized in a timely manner, the air keeps building up, building up,
111 building up, and it just basically -- that air crushes -- puts pressure against the heart and the other
112 lung and the difficulty breathing will get worse and worse and worse and over. Depending on
113 the severity of the injury and time, the patient will expire at some point.

114 Q Okay. So, somebody complaining that they can't breathe could
115 possibly be a pneumothorax?

116 A Yes.

117 Q Okay. Okay. I think that's all I have. Sergeant Gross, do you have
118 anything?

INTERVIEW WITH DETECTIVE CHRISTOPHER KURAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 14, 2023/8:36 a.m.

Case #: 23-0311

119 Q1 Yes, Sergeant Gross for the record. You gave a -- a motto or a slogan
120 earlier. Can you say it again? It was along the lines, "If you can't see it, --"

121 A "If you can't see it, you can't solve it."

122 Q1 "If you can't see it, you can't solve it."

123 A So, it's what we teach for sucking chest wounds, specifically is the
124 example. If I try to put a chest seal on T-shirt, it's not going to work, it's not how it's designed.
125 We're casting it on bare skin. So, we've been encouraging officers to use trauma shears. The
126 Fire Department gives them to us to remove the clothing, see the wound, clean it, and if you can
127 see it, you can then put chest seal on it. Trying to do medicine with a fully clothed person, even
128 if it's some bleed, you still want to clear as much garment as possible.

129 Q1 So you -- you visually inspect, if I understand what you're saying, and
130 then you would physically inspect with your hands?

131 A Yes.

132 Q1 If you had difficulty visually inspecting because it was dark out, what
133 could you use to help?

134 A Flashlight, yeah.

135 Q1 Okay.

136 A I think most guys just keep flashlights on them.

137 Q1 And when we do this -- this raking of the quadrants, is it just to the
138 front of them? Is it just to the back of them? What's the best practice in this situation?

INTERVIEW WITH DETECTIVE CHRISTOPHER KURAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 14, 2023/8:36 a.m.

Case #: 23-0311

139 A We teach front and back, four quadrants. So the upper right would be
140 belt line up to shoulders that includes the arm and reverse for the left side front and back, and
141 then below the belt line, one full leg front and back; the other leg, front and back; and that
142 includes groin, junction points, armpit, neck, all the above.

143 Q1 Is there any type of injury a person might have sustained that would
144 prohibit you from wanting to roll them over to do this 360-degree search?

145 A Maybe, a bad car accident where a spine injury could be present,
146 which is well beyond the scope of our care. It would be probably more stabilizing the spine. As
147 long as they're breathing, visibly breathing, and there's no major blood holes that are very
148 obvious, fear of doing more damage to the C-spine would be ringing a bell in my head, if that
149 makes sense.

150 Q1 That's all I have.

151 Q Okay. Officer Strout, do you have anything you want to add?

152 A1 What is the duration of the training that each officer gets? Like,
153 meaning, how many hours of training do -- does each officer get per year?

154 A Each officer, when they're first hired, gets a full day of TacMed
155 Training. It's roughly 8 hours, and sustainment training has been every year, I believe. This past
156 year, it was about an hour during active killer training.

157 A1 Okay, so they're given the initial full-day training, and then if we
158 called it refresher training on a yearly basis, is that what you're -- you're saying?

INTERVIEW WITH DETECTIVE CHRISTOPHER KURAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 14, 2023/8:36 a.m.

Case #: 23-0311

159 A Yes, during active killer, it's not as in depth as their original. It will
160 be -- here is -- because we'll see guys with tourniquets that are prepped the wrong way, and then
161 we're going to have everybody to try to put training tourniquet on, cleaning up a couple reps here
162 and there. "Hey, does everybody carry this? What's the expiration dates? How do we use this?"
163 It's a tabletop discussion. No PowerPoint. It's all practical application, just refreshing
164 everybody's minds. But unfortunately, they're very busy, so they get a lot of practice.

165 A1 Are you aware of any continuing training that goes on outside of the
166 scope of the training unit? I know that some shifts on patrol also incorporate continuing
167 education. Have you heard of this being a --

168 A Yes, specifically I know Lieutenant Bucella tasks Officer Franco
169 Smith with a lot. He has a very good knowledge base with this stuff from his military training,
170 and he's been doing shift-level training for evening shift, I believe.

171 A1 Okay. Does anyone do a day shift that you're aware of?

172 A I do not know.

173 A1 Anyone doing a midnight shift you're aware of?

174 A I do not know.

175 A1 Okay.

176 Q Okay. Is there any more information that you would like to add,
177 Detective Kuras? Okay. This will conclude -- conclude the statement of Detective Chris Kuras.
178 Time now is approximately 8:49 AM.

179 (End).

INTERVIEW WITH DETECTIVE CHRISTOPHER KURAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 14, 2023/8:36 a.m.

Case #: 23-0311

180 Reviewed By _____

181 Transcribed January 5, 2024

182 V_DVSAN_I/B_03_EMT

INTERVIEW WITH FIREFIGHTER PARAMEDIC KAITLYN MARTIN

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 20, 2023/10:35 a.m.

Case #: 23-0311

INTERVIEW WITH FIREFIGHTER PARAMEDIC KAITLYN MARTIN

Q = SERGEANT DAVID SOIKA

Q1 = SERGEANT JARED GROSS

Q2 = SERGEANT AIDAN FINNERTY

A = FIREFIGHTER PARAMEDIC KAITLYN MARTIN

A1 = UNION REPRESENTATIVE, CAPTAIN JAMES CHIOFFE

1 Q Today's date is December 20th, 2023. The time is approximately
2 10:35 AM. I am Sergeant David Soika with the Fort Lauderdale Police Department. Present
3 with me at this time is Sergeant Jared Gross and Sergeant Aidan Finnerty. This statement is
4 being taken at the Fort Lauderdale Police Office of Internal Affairs, located at 255 Northeast 3rd
5 Avenue. With us here today as a witness in this matter is Kaitlyn Martin and Union
6 Representative, Captain James Chioffe.

7 Okay. As a sergeant of the Fort Lauderdale Police Department, I can
8 administer an oath. Ms. Martin, will you please raise your right hand? Do you swear to tell the
9 truth, the whole truth, and nothing but the truth in this statement?

10 A Yes.

11 Q Okay. You can put your hand down. Okay. Just let it be known that
12 this is only an audible audio recorded statement. The cameras in this room are not operational,
13 okay? Will you state your full name and spell your last name, please?

14 A Kaitlyn Marie Martin, M-A-R-T-I-N.

15 Q Your current rank and station assignment?

INTERVIEW WITH FIREFIGHTER PARAMEDIC KAITLYN MARTIN

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 20, 2023/10:35 a.m.

Case #: 23-0311

- 16 A Station 46, Firefighter Paramedic.
- 17 Q Okay.
- 18 A Rescue 46.
- 19 Q Rescue 46? Okay. You are a Firefighter Paramedic with the City of
20 Fort Lauderdale?
- 21 A Yes, sir.
- 22 Q Okay. Were you working the morning of October 28th at
23 approximately 3:20 AM?
- 24 A I assume I was.
- 25 Q Okay.
- 26 A I'll check that date if you want me to, to make sure, it says B Shift.
- 27 Q Around 3:20 in the morning, the morning of October 28th.
- 28 A You said October -- yes, sir.
- 29 Q Okay. During your shift, do you recall responding to a medical call at
30 1707 Lauderdale Manor's Drive?
- 31 A Yes, sir.
- 32 Q Do you remember what the medical call was for?
- 33 A A overdose.
- 34 Q Okay. When you arrived on scene, were the police already there?
- 35 A Yes, sir.
- 36 Q Remember how many officers?

INTERVIEW WITH FIREFIGHTER PARAMEDIC KAITLYN MARTIN

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 20, 2023/10:35 a.m.

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37 A Two.

38 Q Did you have a conversation with them or did they relay patient
39 information to you?

40 A We exchanged a couple words. I asked if he knew anything that was
41 going on. They stated that -- I guess nobody -- none of the neighbors were talking, so they didn't
42 really know. I can't remember anything else really. I also do recall them asking for a Social,
43 which our patient did give the Social to them, and they were able to look him up in their system.

44 Q Okay. So there was no patient information from them to you?

45 A Not that I recall.

46 Q Okay.

47 A I mean, there could have been, I just don't recall it.

48 Q Okay. Okay. Was there any other conversation with the officers prior
49 to you taking over patient care?

50 A Other than trying to figure out what was going on, no.

51 Q Did the officers relay to you that the patient claimed to have been
52 shot?

53 A No, sir.

54 Q Okay. Did the patient relay to you that they had been shot or had
55 difficulty breathing?

INTERVIEW WITH FIREFIGHTER PARAMEDIC KAITLYN MARTIN

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 20, 2023/10:35 a.m.

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56 A No, sir. He just stated he had pain all over his body and obvious
57 deformity to his right arm. And then he was four pointed onto our stretcher and he was starting
58 to want to vomit, so I remember placing a red bag on him for that.

59 Q Okay. Okay.

60 Q1 The -- when you said you were dispatched to an overdose call, who
61 dictates what type of call it's classified as -- does that make sense?

62 A Yeah, it does. I assume law enforcement was on scene and they got a
63 hold of our dispatch is how we got the call. I'm not quite sure, because we got a call saying PD
64 was on scene.

65 Q1 Okay.

66 A So I don't know if maybe what they relayed to dispatch caused them to
67 put that in there. I'm not sure.

68 A1 We don't -- we don't dictate our calls.

69 A Yeah, we don't.

70 A1 It's just come through dispatch with whatever it could be.

71 Q1 Understandable.

72 A Yeah.

73 Q1 Understandable.

74 Q For the record, that was Sergeant Jared Gross. Sergeant Finnerty?

75 Q2 No.

76 Q Okay. Do you have anything else you'd like to add to this, sir?

INTERVIEW WITH FIREFIGHTER PARAMEDIC KAITLYN MARTIN

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: December 20, 2023/10:35 a.m.

Case #: 23-0311

77 A1 No.

78 Q Okay. This will conclude the statement of Kaitlyn Martin. Time now
79 is approximately 10:39 AM.

80 (End).

81 Reviewed By _____

82 Transcribed January 5, 2024

83 V_DVSAN_I/B_03_RCN

INTERVIEW WITH OFFICER MICHAEL MATHIAS

Q = SERGEANT DAVID SOIKA

Q1 = SERGEANT JARED GROSS

A = OFFICER MICHAEL MATHIAS

A1 = SERGEANT BRANDON DIAZ

A2 = OFFICER ANTHONY CAMODEO

1 Q Today's date is February 20th, 2024. Time now is approximately 2230
2 hours. I am Sergeant David Soika of the Fort Lauderdale Police Department and with me is
3 Sergeant Jared Gross. I am the lead investigator assigned to inquire into allegations made
4 against you. Present with me at this time is Officer Michael Mathias. This statement is being
5 taken at the Fort Lauderdale Office of Internal Affairs, located at 255 Northeast 3rd Avenue.

6 As a sergeant with the Fort Lauderdale Police Department, I can
7 administer an oath. Can you raise your right hand for me, please? Do you swear to tell the truth,
8 the whole truth, and nothing but the truth in this statement?

9 A Yes.

10 Q Okay. Put your hand down. I will be asking you about allegations
11 made against you concerning your conduct during an incident that occurred on October 28th,
12 2023 at 0319 hours, Case Number 34-2310-210581. Should the allegation be proven true, they
13 may constitute a violation of Fort Lauderdale Police Department Policy and Procedure Manual.
14 Fort Lauderdale Police Policy of 118 Section E 5 (b) states, "Employee shall not engage in
15 unsatisfactory work performance, which may be demonstrated by, but is not limited to an
16 unwillingness or inability to perform assigned task, failure to complete -- sorry, failure to take

INTERVIEW WITH OFFICER MICHAEL MATHIAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 20, 2024/10:30 p.m.

Case #: 23-0311

17 appropriate action on the occasion of a crime, disorder, or any other m-- matter deserving police
18 attention; repeated poor evaluations or a written record of repeated infractions of rules, order, or
19 directives of the department." The complainant in this investigation is Chief William Schultz. In
20 accordance with the Police Officer's Bill of Rights, you have the right to be represented by
21 counsel or have any other representative of your -- of your choice who shall be present at all
22 times during this statement. Have you requested a representative to be present with you at this
23 time?

24 A Yes.

25 Q Okay. And who is that, that you've selected to be your?

26 A Sergeant Brandon Diaz.

27 Q Okay. Let the record show that Sergeant Brandon Diaz is in
28 attendance and also we have Officer Anthony Camodeo, who's -- as an observer, I must say, is
29 that correct? Okay. Please note that my questions posed today will be directed to you
30 exclusively and your representative shall refrain from speaking during my direct examination
31 unless requested to do so or to bring forth an alleged violation of Florida State Statute Chapter
32 112. Once the direct examination is complete, both you and your representative will be afforded
33 an opportunity to make an inquiry or provide a statement. You also have the right to review all
34 statements and evidence obtained thus far in the investigation. Have you had the opportunity --
35 opportunity to review the statements taken and evidence collected in this investigation?

36 A Yes.

37 Q Have you been advised of your Garrity warning?

INTERVIEW WITH OFFICER MICHAEL MATHIAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 20, 2024/10:30 p.m.

Case #: 23-0311

38 A Yes.

39 Q Are you aware of your rights and the allegations made against you?

40 A Yes.

41 Q This will be a compelled statement under the authority of the Chief of

42 Police. I now order you to answer the following questions for the record. Please state your full

43 name.

44 A Michael Mathias.

45 Q Can you spell your last, please?

46 A M-A-T-H-I-A-S.

47 Q How long have you been employed by the Fort Lauderdale Police

48 Department?

49 A Next month will be 8 years.

50 Q What is your present rank and assignment?

51 A Patrol Officer, District 2, Midnights.

52 Q At the time of this incident, what was your rank and assignment?

53 A Patrol Officer, District 2, Midnights.

54 Q Okay. Were you working Alpha Shift on the evening of October 27th

55 going into the morning of October 28th, 2023?

56 A Yes.

57 Q What time did you start and end your shift that evening?

58 A Started at 9:00 PM, ended at 7:00 AM.

INTERVIEW WITH OFFICER MICHAEL MATHIAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 20, 2024/10:30 p.m.

Case #: 23-0311

59 Q What was your call sign that evening?

60 A Alpha 40, I think.

61 Q Okay. If -- if you want to look at the TeleStaff, if you need that, it's

62 right there for -- there for you.

63 A Yeah, 40.

64 Q Okay. Was your Axon body camera working properly during your

65 shift?

66 A Yes, sir.

67 Q Were you dispatched to a call at 1707 Lauderdale Manor Drive around

68 0319 hours on October 28th, 2023?

69 A Yes.

70 Q What were the details of the call?

71 A Suspicious person, lying face up, unresponsive.

72 Q Okay. Walk me through what happened when you arrived on scene.

73 A Arrived on scene, saw a black male lying face up in a bed of rocks,

74 driveway area. He was wearing jeans, black tank top which was pulled up behind his head. I

75 observed throw-up in his beard, and I observed his right arm to be visibly broken. Tried to

76 ascertain what happened. He said he got shot. We did not observe any signs. We didn't make

77 any observations that led us to believe that a shooting occurred. No shell casings. No

78 ShotSpotters. We visually inspected the individual. We did not observe anything consistent

79 with a gunshot wound, entrance or exit. He stated he was drinking earlier. Based on his speech,

INTERVIEW WITH OFFICER MICHAEL MATHIAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 20, 2024/10:30 p.m.

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80 he -- he was exhibiting signs of possibly being under the influence of alcohol or narcotics;

81 therefore, Fire was requested.

82 Q Okay. Did you go on this call alone?

83 A No.

84 Q Who did you go on the call with?

85 A Officer Ciro Sciortino.

86 Q Okay. When you arrived on scene, did you activate your department-
87 issued body camera?

88 A Yes.

89 Q Okay. Did you leave your body camera on during the duration of this
90 call?

91 A Yes.

92 Q All right. Did you speak with the male who was lying on the ground?

93 A Yes.

94 Q Okay. Did you ask him any questions?

95 A I asked him his name, where did he live, what happened? That was it.

96 Q Okay. Did he respond to your questions?

97 A Yes.

98 Q All right. What did he say to you?

99 A He was mumbling his name. I had a hard time understanding him. He
100 did say that he got shot, but then when we asked further, he stated he didn't know what

INTERVIEW WITH OFFICER MICHAEL MATHIAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 20, 2024/10:30 p.m.

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101 happened. He stated he lived at the house. I knocked on 1707, I didn't get an answer. Officer
102 Ciro knocked on 1705, he didn't get an answer. That's it.

103 Q Okay. Because of his claim of being shot, did you relay this
104 information to Dispatch and did you consider expediting EMS because of that claim?

105 A No. Considering he was talking to us, he was breathing, we requested
106 Fire but we didn't feel the need to -- for them to step up as long as he was communicating with
107 us.

108 Q Okay. At any point, did the male claim that he could not breathe?

109 A He stated he was having trouble breathing, but again, he was
110 conversing with us.

111 Q Okay. So -- and what if -- what if anything, did you tell him in
112 response to him saying that he couldn't breathe?

113 A I told him to relax and lie there because Fire was coming. Considering
114 his broken arm, I didn't feel comfortable manipulating his body because of any other injuries that
115 he could have sustained because he wanted us to sit him up, but I didn't feel comfortable doing
116 that considering the condition of his arm.

117 Q Okay. Do you know what Fire responded out to the scene for?

118 A An overdose.

119 Q Overdo-- okay, what symptoms led you to believe that he was having
120 an overdose?

INTERVIEW WITH OFFICER MICHAEL MATHIAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 20, 2024/10:30 p.m.

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121 A His speech, the throw up in his mouth -- I'm sorry, the throw up in his
122 beard, all were signs of an overdose. I've been on scenes of overdoses before, and vomiting is
123 very consistent with an overdose.

124 Q And when Fire -- when Fire Rescue arrived on scene, did you give
125 them patient update?

126 A I advised Fire that his arm was broken, he had throw -- dried throw up
127 in his beard, we were unsure what exactly happened, but based on the totality of the
128 circumstances and everything that we were putting together, we believed that he either overdosed
129 and they rolled him out of a car, overdosed in the house and they drug him out across the rocks,
130 which is why he would have got the scratches on his back. So, I did relay that info to Fire.

131 Q Okay. Did you inform Fire Rescue that the patient stated he had been
132 shot and that he was stating that he could not breathe?

133 A No.

134 Q Okay. Is the interaction between yourself and the personnel from the
135 Fire Department captured on BWC?

136 A No.

137 Q Okay. Are you familiar with Policy 315 as -- as -- as it relates to body
138 camera --

139 A Yes.

140 Q -- use? Okay. That -- that it's supposed to stay on for the duration of
141 the call?

INTERVIEW WITH OFFICER MICHAEL MATHIAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 20, 2024/10:30 p.m.

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142 A So, I turned my body camera off when Fire arrived on the scene
143 because as far as I was aware or understood, it was a medical call. My interaction with him was
144 over; therefore, I turned -- once Fire arrived on the scene, it was their investigation to conduct,
145 and I was no longer in contact with the individual.

146 Q Okay. Okay. Did you notify your immediate supervisor that a male
147 subject on the scene -- on a scene that you were on claimed to have been shot?

148 A No.

149 Q Okay. And what did you do with all the information you had obtained
150 while you were on the scene?

151 A There? The observations that we made, I relayed it to Fire. Nothing
152 else surfaced at that time; therefore, we believed it was a-- an overdose, a medical call, so we
153 referred it to Fire when he was transported.

154 Q Okay. Did the paramedics request either of you ride with them or
155 meet them at the hospital?

156 A No.

157 Q Once the paramedics took over patient care and began transporting to
158 the hospital, did you take any further investigative measures before the call was closed out?

159 A No.

160 Q And do you know how the call was closed out?

161 A Referred to Fire.

INTERVIEW WITH OFFICER MICHAEL MATHIAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 20, 2024/10:30 p.m.

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162 Q All right. At any point, did it ever come to your attention what the
163 actual outcome of the incident was?

164 A No.

165 Q Okay. All right. Is there anything else you'd like to add?

166 A No.

167 Q Okay. Are you aware of any other witnesses in this matter that have
168 not been mentioned?

169 A No.

170 Q Okay. Do you or your representative had any concerns regarding the
171 question and/or material discussed during the statement?

172 A No.

173 Q During the course of this interview, have you been treated fairly?

174 A Yes.

175 Q Okay. Sergeant Diaz?

176 A1 Yeah, I just have a question for him. If I may?

177 Q Please.

178 A1 What information on any call for service or investigation do you have
179 to rely upon to make a determination what occurred?

180 A Just the information that we gather while we're -- while we're on scene,
181 the observations that we make while being on scene.

INTERVIEW WITH OFFICER MICHAEL MATHIAS

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 20, 2024/10:30 p.m.

Case #: 23-0311

182 A1 So the information that's available to you at that time, would that be
183 correct?

184 A Correct.

185 A1 So, I think there is a Tennessee v. Garner case that the Supreme Court
186 did rule that officers need to use the information that's available to them at that moment, right, in
187 a reasonable off-- officer standard? Is that how we're judged? All right. I just wanted to
188 actually put that on the record if you could.

189 Q Okay. Anything else?

190 A1 No.

191 Q Okay. This concludes the statement of Officer Michael Mathias. The
192 time now is approximately 2243 hours.

193 (End).

194 Reviewed By_____

195 Transcribed February 22, 2024

196 V_DVSAN_I/B_03_EMT

INTERVIEW WITH OFFICER CIRO SCIORTINO
Q = SERGEANT DAVID SOIKA
Q1 = SERGEANT JARED GROSS
A = OFFICER CIRO SCIORTINO
A1 = SERGEANT GEOFFREY SHAFFER

1 Q Today's date is February 22nd, 2024. The time is approximately 2218
2 hours. I am Sergeant David Soika of the Fort Lauderdale Police Department. I am lead
3 investigator assigned to inquire in allegations made against you. Present with me at this time is
4 Sergeant Jared Gross. The statement is being taken at the Fort Lauderdale Police Office of
5 Internal Affairs, located at 255 Northeast 3rd Avenue.

6 As a sergeant with the Fort Lauderdale Police Department, I can
7 administer an oath. Can you raise your right hand for me, please? Do you swear to tell the truth,
8 the whole truth and nothing but the truth in this statement?

9 A I do.

10 Q Okay. Put your hand down. Thank you. I will be asking you about
11 allegations made against you concerning your conduct during an incident that occurred on
12 October 28th, 2023, at approximately 0319 hours, Case Number 34-2310-210531. Should the
13 allegations be proven true, they may constitute a violation of Fort Lauderdale Police Department
14 Policy and Procedure Manual; policy of 118 E 5 (b) stating, "Employee shall not engage in
15 unsatisfactory work performance which may be demonstrated by, but is not limited to, an
16 unwillingness or inability to perform assigned tasks, failure to take appropriate action on the

17 occasion of a crime, disorder, or any other matter deserving police attention, repeated poor
18 evaluation or a written record of repeated infractions of rule, order, or directives of the
19 department." The complainant in this investigation is Chief William Schultz. In accordance
20 with the Police Officers' Bill of Rights, you have the right to be represented by counsel or any
21 other representative of your choice, who shall be present at all times during the statement. Have
22 you requested a representative to represent you at this time?

23 A Yes, sir.

24 Q Okay. Can you identify the person that you brought with you?

25 A Yes. Sergeant Geoff Shaffer.

26 Q Okay. Sergeant Shaffer, if you could state your first and last name,
27 spell in your last, please?

28 A1 I'll do both. Geoffrey G-E-O-F-F-R-E-Y, last name Shaffer
29 S-H-A-F-F-E-R.

30 Q Okay.

31 A1 And I'm here on behalf of the Fraternal Order of Police.

32 Q Okay. Please note that my questions posed today will be directed to
33 you exclusively, and your representative shall refrain from speaking during my direct
34 examination unless requested to do so or to bring forth an alleged violation of Florida State
35 Statute, Chapter 112. Once the direct examination is complete, both of you and -- both you and
36 your representative will be afforded the opportunity to make an inquiry or provide a statement.
37 You also have the right to review all statements and evidence obtained thus far in this

38 investigation. Have you had the opportunity to review the statements taken and evidence
39 collected in this investigation?

40 A Yes, sir.

41 Q Okay. And you've also had the opportunity to listen to the audio
42 recording of Officer Mathias' statement as well?

43 A Yes, sir.

44 Q Okay. Okay. Have you had -- have you been provided with a copy of
45 the Garrity warning and are you aware of your rights and the allegations made against you?

46 A Yes, sir.

47 Q This will be a compelled statement under the authority of the Chief of
48 Police. I now order you to answer the following questions for the record. Please state your full
49 name?

50 A Ciro Sciortino.

51 Q Can you spell your last name for me, please?

52 A Yeah. S-C-I-O-R-T-I-N-O.

53 Q Okay. How long you've been employed with Fort Lauderdale Police
54 Department?

55 A Just over 5 years.

56 Q What is your present rank and assignment?

57 A Patrol officer, District 2 Midnights.

58 Q Were you working Alpha Shift on the evening of October 27th going
59 into the morning of October 28th, 2023?

60 A Yes, sir.

61 Q What time did your shift start and end that evening?

62 A 9 PM and then 7 AM.

63 Q Do you remember what your call sign was that evening?

64 A Yes, Alpha 59.

65 Q Was your Axon body camera working properly during your shift?

66 A Yes, sir.

67 Q Were you dispatched to a call at 1707 Lauderdale Manor's Drive
68 around 0319 hours, on October 28th, 2023?

69 A Yes, sir.

70 Q What were the details of that call?

71 A So, we got a call for a suspicious person laying in front of a some
72 person's driveway. I get that address.

73 Q Okay.

74 A They gave the description of his clothing.

75 Q Okay. That was the only information that they gave you at that time?

76 A And I believe they said he's unresponsive.

77 Q Okay. Can you walk me through what happened when you arrived on
78 scene?

79 A Yes, sir. So, we responded on scene, we located a subject laying in,
80 like, a gravelly section next to the driveway between 1707 Lauderdale Manor Drive and 1705
81 Lauderdale Manor Drive. The subject had his shirt pulled over, like, his head, so we could see,
82 like, his chest and his right arm was broken, like his upper right arm.

83 Q Okay. Was that all you noticed about the -- about the scene at that
84 time?

85 A No. He also had a throwup in his beard and was not unresponsive. He
86 was awake and speaking to us.

87 Q And what was he saying to you when he was speaking to you?

88 A So, he was -- at first, he was saying he didn't really know what
89 happened. We started to question him to try to figure out what was going on, as we do on like
90 normal calls. He continued to tell us what was going on, we really didn't know what was
91 happening, and then all of a sudden he told us he was shot.

92 Q Okay. When you arrived on scene, did you activate your department
93 issued body camera?

94 A Yes, sir.

95 Q Okay. Did you leave your body camera on during the duration of this
96 call?

97 A Yes, sir.

98 Q Okay. Did you speak to the male besides just when you first got on
99 the scene? Did you continue speaking with him?

100 A Yes, sir. So, I continued to talk to him. I tried to figure out what was
101 going on. Once he said he was shot, we tried to ask him where. It seemed like an overdose
102 because of throwup in the beard and just the way he was talking and just like the circumstance
103 that we had, so I requested Fire to come for an overdose. We tried not to have him move
104 because of the injury he had in his upper arm. We continued to talk to him to try to figure out
105 what was going on. He couldn't really tell us anything. He just continued saying, "I don't know
106 what's going on. I don't remember," then he'd go, "I can't -- I was shot, I can't breathe." And
107 then when he'd roll over, we checked, because he had rolled over on his own despite us not
108 wanting to move him, we checked his back, he had a bunch of scratches on his back and, I
109 believe on his side, he had a couple, like -- like cuts that are like consistent with like falling in
110 gravel. It's the same thing with like the scratches on the back.

111 Q Okay. When he told you he was shot, what did you do with the
112 information?

113 A So, I began to like, check him visually with, like, my flashlight, see if I
114 could notice any, like, gunshot wounds. Like I said, he had a couple, like, it almost looked like
115 scratches, or like -- yeah, like, scratches on, like, his right side and then on his back and I tried to
116 assess to see if I could see if he had any gunshot wounds, but there was no -- no, like, significant
117 am-- amount of blood or any evidence that could support a gunshot wound.

118 Q Okay. Was there any shopo-- shos-- shot spotter alert in the area?

119 A Not that I remember, sir.

120 Q Okay. Was the information relayed to Dispatch and did you consider
121 expediting EMS because of his claim of being shot?

122 A No, sir.

123 Q Okay. Did you attempt to make contact with any of the residents --
124 residences when you guys were on the scene?

125 A Yes, sir. Officer Mathias knocked on 1707 Lauderdale Manor Drive
126 because he -- when we were talking to him, he said that was his address. So, Mathias first
127 knocked on that door while I stood with him. When Mathias came back, I went and knocked on
128 1705 Lauderdale Manor Drive because the call came in as somebody laying in their driveway.
129 He's kind of laying in 1705, so we're trying to see if that was the caller, but we didn't get an
130 answer at either door.

131 Q Okay. During your investigation, what conclusion did you come up
132 with?

133 A So, during the investigation, we were unable to find any evidence to
134 support that he had been shot, besides the fact that he had said it. It had looked more along the
135 lines of that he had, had an overdose, had either been fallen there and broken his arm or had been
136 -- had fallen, maybe gotten tossed from a car, some -- something had happened, and he -- he was
137 either brought to that position that he was in or had fallen in that position, and he had laid there,
138 but it was supporting -- there was more supporting evidence of an overdose than anything else.

139 Q Okay. Did the male claim that he could not breathe?

140 A Yes, sir.

141 Q If anything, what did you tell him in response?

142 A So, in our body cams, you'd hear Officer Matthias and I state to telling
143 him to relax and actually confirm with him that he was -- like, he was talking to us, he could
144 breathe, because if he couldn't breathe, like, we would hear, you'd almost like hear it in his voice,
145 and we'd actually have a way to tell that he was actually not being able to breathe.

146 Q Okay. What symptoms led you to believe that he was having an
147 overdose?

148 A So, he had the throwup in his beard, clarity of, like, his -- like, I guess,
149 like, thoughts, like, the way he was talking, like, you could tell, like, he couldn't make clear
150 sentences, he couldn't remember anything, just -- just a circumstance, like ha-- like, the position
151 he had gotten in. It just didn't make sense how he had gotten here and throwup is, like, a huge,
152 like, thing that happens in all overdoses, we always seem to have like throwup on scene.

153 Q Okay.

154 A And, he said he was under the influence of alcohol. So, for him to be
155 under the influence of alcohol and narcotics, it seemed like it was leaning more to narcotics and
156 he just didn't want to tell us.

157 Q Okay. So, when Fire Rescue arrived on scene, did you give them a
158 patient update?

159 A So, I remember telling them that his arm was broken and about the
160 throwup in the beard because I had called for the overdose and I think the only other thing I told
161 Fire was the name because like we try to get a name out of him and I end up getting like a social

162 eventually and it doesn't really come back to anything, but I gave it to him anyway just in case
163 maybe they have it in their system and we just don't.

164 Q Okay. Did you inform Fire Rescue the patient stated that he had been
165 shot and that he was stating that he could not breathe?

166 A No, sir.

167 Q Okay. Is the interaction between yourself and the personnel from the
168 Fort Lauderdale Fire Department captured on BWC?

169 A No, sir.

170 Q Okay. And according to -- are you familiar with Policy 315 for the
171 BWC policy?

172 A Yes, sir.

173 Q It states how the body camera has to stay on for the duration of the
174 call?

175 A Yes, sir. So once Fire responded on scene, we believe this to be a
176 complete Fire call. It's a medical call. We did not administer Narcan. So there's no really police
177 matter to it. We're there standing by until Fire does it. Once they didn't need our help anymore
178 and Fire responded on scene, they're taking custody of him. We're no longer in contact, our
179 camera goes off, to tell you the truth.

180 Q I -- I -- I missed that part about Narcan. What di-- what did you say
181 about (Overlapping Conversation 11:16)?

182 A So, if like, we had Narcan'd him --

183 Q Mm-hm.

184 A -- like, obviously we would have a report to do.

185 Q If you had?

186 A If we had.

187 Q Okay.

188 A Yeah. So, if we had Narcan'd him, let me just be clear, sorry, I talk a
189 little fast. If we had Narcan'd him, we would have, one, advised on the radio, sent the e-mail,
190 done the 14, like, everything we're supposed to do when we Narcan him, and then it's -- it
191 becomes a little bit more of our things, we administered something to him. But since we weren't
192 doing anything to him because we had no reasons, it's like a Fire call, that what we believe to be
193 a Fire call at the time. They -- once they responded on scene and they're taking custody of him
194 and they start to do their thing, we let them have it and we're going to let them have their space
195 and we turn our body cams off.

196 Q Okay. Did you notify your immediate supervisor of male subject on
197 the scene that you were on had claimed to have been shot?

198 A No, sir.

199 Q If an individual claims to have been shot and explains their symptoms
200 to you, what does your training tell you to do with the information?

201 A So, if we have -- if somebody says they're shot, we have to begin to
202 triage and figure out where their injury is. So, if we can figure out that they're saying they're
203 shot, we can ask them where. If they can tell us where, we start to check that area. If they can't,

204 we can check the area either visually and then -- or we start to do, like our actual Tac med and
205 like rake them but since his shirt was already over his head and I could visually see his entire
206 chest and there's no blood on the floor or like that I can visually see besides like the little blood
207 on him from like this, what we believe to be scrapes and scratches, we didn't believe there's any
208 supporting evidence for a gunshot wound. So, there's nothing really to triage.

209 Q Well -- while you were on scene and you were checking the area, did
210 you see any signs or evidence that there was a shooting there?

211 A No, sir.

212 Q Did the paramedics request either of you to ride with them or meet
213 them at the hospital?

214 A No, sir.

215 Q Once the paramedics took over patient care and began transporting to
216 the hospital, did you take any further investigative measures before the call was closed out?

217 A No, sir.

218 Q Okay. How was the call closed out?

219 A We referred it's Fire.

220 Q Okay. And, did you ever find out what came -- what the outcome of
221 the incident was eventually?

222 A No. Eventually I think we -- we just heard it through the grapevine
223 that somebody had been shot at Lauderdale Manor Drive and we started to put two and two
224 together.

225 Q Okay. Okay. Is there anything else you'd like to add?

226 A For me? No, sir.

227 Q Sergeant Shaffer?

228 A1 Have you ever moved somebody with an arm injury before and
229 regretted it?

230 A Yes, sir.

231 A1 Can you tell me about that?

232 A Yeah. So, more recently, we had a guy who had claimed he'd been
233 shot at 8th Street and 22 Road. I responded after a couple of units got there and they were
234 already cutting off his clothes. He said he'd been shot in the back, so we rolled him over, and
235 when I actually physically rolled him, because he'd said he'd been shot, like -- it's like right side,
236 I believe, so I rolled him over, and when I rolled him over, he had, like, what, like, I'm pretty
237 sure it's called a separated shoulder, where, like, the ligament that holds the collarbone down, so
238 I moved him, I watched his collarbone and his arms separate and, like, the skin was pretty much
239 the only thing holding like those two together and he, like, let out this, like, nasty yell. And we
240 had figured out, like, he wasn't shot and I guess, like, he had believed he had been shot, but I
241 guess when he had fallen, he had like separated his shoulder and I -- like, I felt, like, really, really
242 bad when I moved him over there because you could tell he was, like, he was in complete
243 distress, and then, like, I let Fire know about the -- what he had said, about being shot in the
244 separated shoulder that I had seen and that went into the report. But besides that, yeah, --

245 A1 So --

246 A -- I do regret it.

247 A1 Since you knew he was complaining also of being shot -- or being
248 having a broken arm, and you'd already been able to see his entire upper body, were you pretty
249 confident that he was not shot at that point?

250 A Yes, sir.

251 A1 And so, there was no reason for you to move him because you were
252 concerned about his arm?

253 A Yes, sir.

254 A1 Okay. I'm good.

255 Q Okay. Just one quick followup in -- in response to Sergeant Shaffer's
256 question?

257 A Yes, sir.

258 Q With the incident that you described, was that before this incident or
259 after this incident?

260 A After, sir.

261 Q After this incident?

262 A Yeah. It's maybe like a month and a half ago.

263 Q Okay. All right. Are there any other witnesses that have not been
264 mentioned?

265 A No, sir.

266 Q Okay. Are there any issues relative to this matter you'd like to add?

267 A No, sir.

268 Q Okay. During the course of this interview, have you been treated
269 fairly?

270 A Yes, sir.

271 Q Are there any concerns regarding the questions and/or material
272 discussed during the statement you would like to add or expound upon?

273 A No, sir.

274 Q Okay. This concludes the statement of Officer Ciro Sciortino. Time
275 now is 2235 hours.

276 (End).

277 Reviewed By _____

278 Transcribed February 26, 2024
279 V_DVSAN_I/B_03_MAT

INTERVIEW WITH FIRE RESCUE DRIVER ENGINEER TAYARI SHERWOOD

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:46 a.m.

Case #: 23-0311

INTERVIEW WITH FIRE RESCUE DRIVER ENGINEER TAYARI SHERWOOD

Q = SERGEANT DAVID SOIKA

Q1 = SERGEANT JARED GROSS

Q2 = SERGEANT AIDAN FINNERTY

A = FIRE RESCUE DRIVER ENGINEER TAYARI SHERWOOD

A1 = UNION REPRESENTATIVE, CAPTAIN JAMES CHIOFFE

1 Q Today's date is January 4th, 2024. The time is approximately 11:46
2 AM. I am Sergeant David Soika of the Fort Lauderdale Police Department. Present with me at
3 this time is Sergeant Jared Gross and Sergeant Aidan Finnerty. This statement is being taken at
4 the Fort Lauderdale Police Office of Internal Affairs located at 255 Northeast 3rd Ave. With us
5 here today as a witness in this matter is Tayari Sherwood, and with him is Union Representation
6 from the Fire Department, Captain James Chioffe.

7 As a sergeant of the Fort Lauderdale Police Department, I can
8 administer an oath. Will you raise your right hand, please? Do you swear to tell the truth, the
9 whole truth, and nothing but the truth in this statement?

10 A Yes, sir.

11 Q All right, put your hand down. And will you state your full name and
12 spell your last, please?

13 A My full name is Tayari Sherwood, last name is S-H-E-R-W-O-O-D.

14 Q And where are you currently employed?

15 A City of Fort Lauderdale Fire Rescue.

INTERVIEW WITH FIRE RESCUE DRIVER ENGINEER TAYARI SHERWOOD

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:46 a.m.

Case #: 23-0311

16 Q And what's your current station and assignment?

17 A I'm at Station 46, Driver Engineer.

18 Q Okay. Driver engineer, would that mean that you're a driver for an

19 engine or a ladder truck and well, not the -- you don't drive the -- the Rescue as well?

20 A No, I mean, if I had to, but --

21 A1 Driver of an engine --

22 A Yeah.

23 A1 -- at Station 46?

24 Q Driver out of Station 46?

25 A As a --

26 A1 Yeah.

27 A -- as a engine or suppression unit.

28 A1 Yeah.

29 Q Okay. Okay. For the record, that was Captain James Chioffe for

30 clarification. Okay. Oh, were you working the morning of October 28th, that would be the night

31 of October 27th going into the 28th at approximately 3:20 AM?

32 A I was.

33 Q All right. During your shift, do you recall responding to a medical call

34 at 1707 Lauderdale Manors Drive?

35 A I do.

36 Q Do you remember what the medical call was for?

INTERVIEW WITH FIRE RESCUE DRIVER ENGINEER TAYARI SHERWOOD

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:46 a.m.

Case #: 23-0311

37 A It came in as -- as a -- a overdose.

38 Q Okay. That was information that was rec-- relayed by your Dispatch?

39 A Correct.

40 Q Okay. Did they have any specifics about the call or did they just tell
41 you it was an overdose?

42 A Overdose.

43 Q Okay. Okay. When you arrived on scene, was the -- were the police
44 already there?

45 A Yes.

46 Q Do you remember how many officers?

47 A I remember two. I can't remember if there was more than that.

48 Q Okay. Did you have a conversation with them or did they relay any
49 patient information to you?

50 A They -- I didn't have a conversation. They said, he was over -- the guy
51 was over there and he was on the ground, they didn't know what was wrong, but not a whole
52 conversation.

53 Q Okay. So all they told you was -- all -- all you heard was that there
54 was a patient on the ground?

55 A Right.

56 Q Okay.

57 A We came in a little later than the Rescue though.

INTERVIEW WITH FIRE RESCUE DRIVER ENGINEER TAYARI SHERWOOD

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:46 a.m.

Case #: 23-0311

58 Q Okay.

59 A Yeah.

60 Q Okay. But when you -- but when you arrived on scene, they were still

61 there?

62 A Yes.

63 Q Okay.

64 A Yeah.

65 Q All right. Was there any other conversation with the officers prior to

66 you taking over patient care?

67 A Not by me, no.

68 Q Okay. Did the officers relay to you that the patient claimed to have

69 been shot?

70 A No.

71 Q Did the patient relay to you that they had been shot or had difficulty

72 breathing?

73 A Not that he had been shot. He didn't say anything about breathing.

74 Not that I heard, I should say.

75 Q You said, not shot, but --

76 A Oh no, I said not shot, not -- and not that I heard.

77 Q Right.

78 A Right.

INTERVIEW WITH FIRE RESCUE DRIVER ENGINEER TAYARI SHERWOOD

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

SERGEANT AIDAN FINNERTY

Date/Time of Interview: January 4, 2024/11:46 a.m.

Case #: 23-0311

79 Q Okay. Okay. Do you remember, if any, what symptoms the patient
80 appeared to be experiencing?

81 A He seemed groggy and he kept complaining about having to throw up.

82 Q Sergeant Gross you have anything? Sergeant Finnerty? Captain,
83 anything?

84 A1 No.

85 Q Okay. All right. Is there any other information you would like to add?

86 A No. I didn't -- I didn't ride in the back with the Rescue, so I don't -- I
87 don't know --

88 Q Okay.

89 A -- a whole lot about what happened back there.

90 Q Okay. Are there any other issues relative to this matter that you would
91 like to add?

92 A No.

93 Q No. Okay. This will conclude the statement of Tayari Sherwood.

94 Time now is approximately 11:51 AM.

95 (End).

96 Reviewed By _____

97 Transcribed January 5, 2024

98 V_DVSAN_I/B_03_EMT

INTERVIEW WITH SERGEANT DANIEL TORRES
Q = SERGEANT DAVID SOIKA
Q1= SERGEANT JARED GROSS
A = SERGEANT DANIEL TORRES

1 Q Today's date is February 2nd, 2024. Time now is approximately 11:10
2 AM. I'm Sergeant David Soika of the Fort Lauderdale Police Department. Present with me at
3 this time is Sergeant Jared Gross. The statement is being taken at the Fort Lauderdale Police
4 Department Office of Internal Affairs, located at 255 Northeast 3rd Avenue. With us here today
5 as a witness in this matter is Sergeant Daniel Torres.

6 Okay. Have you requested Union Representation during this
7 statement?

8 A No.

9 Q Okay. As a sergeant with the Fort Lauderdale Police Department, I
10 can administer an oath. Will you please raise your right hand? Do you swear to tell the truth, the
11 whole truth, and nothing but the truth in this statement?

12 A Yes, I do.

13 Q Okay. You can put your hand down. This will be a compelled
14 statement under the authority of the Chief of Police. I order you to answer the following
15 questions. Will you state your full name and spell your last?

16 A My name is Daniel Torres, T-O-R-R-E-S.

17 Q Your current rank and assignment?

INTERVIEW WITH SERGEANT DANIEL TORRES

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 2, 2024/11:10 a.m.

Case #: 23-0031

18 A Sergeant, on District 2, Day Shift, in Patrol.

19 Q Okay. Were you working in the -- on Bravo Shift on the morning of
20 October 28th, 2023?

21 A Yes.

22 Q And your capacity in that role was a Road Supervisor?

23 A Correct.

24 Q At any point during your shift, did you receive a -- a call for service
25 that, I guess, had to have you go to Broward Medical Center?

26 A I believe we were updated that there was a -- there was a person who
27 was discovered to have been shot that had been transported from our district to the hospital. So
28 yes, we did get -- we did get an update. I don't know if one of our units went down there or if it
29 was a Detail Unit who told us about it.

30 Q Okay.

31 A I can't remember.

32 Q Okay. What did you find out about the -- the shooting victim?

33 A I found out that they were ultimately transported to the hospital under
34 a -- the determination at that time was it -- that it was an overdose, if I'm not mistaken. And once
35 they cleared the scene, they were left in the care of the ambulance and wherever the ambulance
36 took them to, Broward General.

37 Q Okay. So the -- so you had to backtrack the call?

INTERVIEW WITH SERGEANT DANIEL TORRES

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 2, 2024/11:10 a.m.

Case #: 23-0031

38 A Yes. So once I -- once it was -- once I was informed and I can't
39 remember how, but I -- once we learned that, that person was in fact shot, I started gathering the
40 resources, the officers to get back to the scene where the person was picked up, secure the scene
41 trying to identify if there was any kind of blood or any kind of crime scene that -- that was
42 possible and trying to secure that scene if they could identify one.

43 Q Okay. When you backtracked the call, did you find that the call
44 originated on a different shift?

45 A Yes, I had -- it was determined, I believe the dispatcher updated me
46 saying that Alpha Shift had been out there and it was referred to Fire after an overdose or Narcan
47 was deployed.

48 Q Mm-hm.

49 A And then it was referred to Fire after they picked up the person.

50 Q Okay. So once you obtained all this additional information, you had to
51 work backwards to --

52 A Yes.

53 Q -- to the crime --

54 A So essentially we're --

55 Q -- to secure to the crime scene?

56 A -- correct, correct. We're essentially -- in our perspective on Day Shift
57 was, we were going to do is if we responded to a shooting scene or shooting call, we just have to
58 take into account that the person's not there. So, this is what I told the officers at least, --

INTERVIEW WITH SERGEANT DANIEL TORRES

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 2, 2024/11:10 a.m.

Case #: 23-0031

59 Q Okay.

60 A -- "Get out there, try to identify where it happened, what had occurred,
61 try to make contact with anybody at the house and see if they had heard or seen anything. If it
62 was anything that seemed as though there was a scene or witness or anything of the sort, we
63 would secure it and hold it."

64 Q And what was the outcome of when you guys -- when your -- when
65 your officers went out there and when you went out there?

66 A They made contact with a male at the house and the male's behavior
67 was unusual to them.

68 Q Mm-hm.

69 A And I believe -- I don't know if he alluded to having heard or known.
70 Ultimately, the house was held after seeing some blood in there and then we had -- we were --
71 we emptied out the house, so we secured the house to make sure that there was no one else in
72 there that may have been hurt. And while the officers were securing the house, they noticed that
73 there was blood splatter on a door, I believe it was a bathroom. And once they reported that to
74 me, I decided to continue clearing the house, make sure nobody is there, hold the scene and wait
75 for the Bureau.

76 Q Okay. So you -- you had to contact the -- the Violent Crimes --

77 A Yes.

78 Q -- Unit to come out?

79 A Yes.

INTERVIEW WITH SERGEANT DANIEL TORRES

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 2, 2024/11:10 a.m.

Case #: 23-0031

80 Q And -- and did Crime Scene come out as well?

81 A I -- I don't know if they came out or not. I left the scene before they
82 came out but I know --

83 Q Okay.

84 A -- I'll -- when I left the scene, it was in the hands of the Bureau.

85 Q Okay. Okay. Sergeant Gross, do you have anything?

86 Q1 Who did you -- did you notify anybody about your involvement or the
87 events that transpired and changed from an overdose to a shooting?

88 A Yeah. So, once it was starting -- once we identified that there may be
89 a scene here and I advised the officers to hold the scene, if I'm not mistaken, I called Sergeant
90 Ogden, touched base with him, let him know what I have and let him know what my intentions
91 was and let him know how I orientated and what we were at. And at that point, essentially we
92 had done it -- the most we could with what we had, and we -- you know, I was waiting for advice
93 from him, which he said he'd send a detective out.

94 Q Okay. Sergeant Torres, is there anything else, any other information
95 you'd like to add?

96 A No.

97 Q Are there any other witnesses that have not been mentioned?

98 A No.

99 Q Okay. This concludes the statement of Sergeant Daniel Torres. Time
100 now is 11:16 AM.

INTERVIEW WITH SERGEANT DANIEL TORRES

Interviewer: SERGEANT DAVID SOIKA

SERGEANT JARED GROSS

Date/Time of Interview: February 2, 2024/11:10 a.m.

Case #: 23-0031

101 (End).

102 Reviewed By _____

103 Transcribed February 6, 2024

104 V_DVSAN_I/B_03_MAT

Incident Report 342310210581-1

Primary Officer: SCIORTINO, CIRO (1997)

Assigned District: District 2 Midnights District, Neighborhood, Zone: 2,Lauderdale Manors Homeowners Association,51

Overview

Incident Overview

Location: 1707 Lauderdale Manor Dr, Fort Lauderdale, FL, 33311, USA

Offenses

CFS - Call for Service Author: SCIORTINO, CIRO

Offense: CFS - Call for Service

Names

None reported.

Vehicles

None reported.

Property

None reported.

Narratives

None reported.

Incident Report 342310210581-2

Primary Officer: GILES, TAURUS (1730) Assisting Officers: STANTON, LAUREN (2099), SCIORTINO, CIRO (1997)
Assigned District: District 3 Days District, Neighborhood, Zone: 2,Lauderdale Manors Homeowners Association,51

Overview

Incident Overview

Incident From Date: 10/28/2023 Incident From Time: 03:18 Incident To Date: 10/28/2023 Incident To Time: 08:28
Location: 1707 Lauderdale Manor Dr, Fort Lauderdale, FL, 33311, USA Location Category: Residence/Home
Vacation Rental?: No Does Date Indicate Report Date?: No
Case Factors
Case Factors - Select if True/Yes: BWC Used

Offenses

13A - Aggravated Battery Author: SCIORTINO, CIRO • Edited by GILES, TAURUS

Offense: 13A - Aggravated Battery NIBRS UCR Code: Aggravated Assault Attempted/Committed: Committed
Additional Details
Offender is Suspected of Using?: No Was Criminal or Gang Activity Involved?: No Was Weapon/Force Involved?: Yes
Was Bias Motivation Involved?: No Type of Weapon/Force Involved: 11U - Unknown Handgun

Names

Victim - Lee, Richard Dwayne Author: GILES, TAURUS

Involvement

Role: Victim Offense: 13A - Aggravated Battery

Victim Details

Victim Type: Individual Aggravated Assault/Homicide Circumstance 1: Unknown Circumstances Victim Was Injured: Yes
Type of Injury: 0 - Other Major Injury

Identity

Type: Known Last Name: Lee First Name: Richard Middle Name: Dwayne DOB: [REDACTED] SSN: [REDACTED]
DL - Driver's License #: 90572601 DL - Issuing State: South Carolina DL - Expiration Date: 10/20/2024
DL - Class: UNLICENSED

Description

Age: 39 Sex: Male Race: Black or African American Ethnicity: Not Hispanic or Latino Resident Status: Resident

Contact

Address Type: Home Location: 1707 Lauderdale Manor Dr, Fort Lauderdale, FL, 33311, USA
Phone Number Type: Home Phone Number: (999) 999-9999

Names (continued)

Other - Toussaint, Romy Author: GILES, TAURUS

Involvement

Role: Other Offense: 13A - Aggravated Battery

Identity

Type: Known Last Name: Toussaint First Name: Romy DOB: [REDACTED]

Description

Age: 42

Contact

Address Type: Home Location: Broward General Medical Center (1600 S Andrews Ave, Fort Lauderdale, FL, 33316, USA)

Phone Number Type: Home Phone Number: (954) 355-5199

Other - FARRAJ, EIHABNASHAT RIBHI Author: STANTON, LAUREN

Involvement

Role: Other Offense: 13A - Aggravated Battery

Identity

Type: Known Last Name: FARRAJ First Name: EIHABNASHAT Middle Name: RIBHI DOB: [REDACTED]

Description

Age: 29 Sex: Male Race: Unknown Ethnicity: Not Hispanic or Latino Height: 6' 4" Weight: 200

Hair Color: Black

Contact

Address Type: Home Location: 4293 SW 128th Ave, Miramar, FL, 33027, USA

Address Type: Other Location: 1707 Lauderdale Manor Dr, Fort Lauderdale, FL, 33311, USA

Phone Number Type: Home Phone Number: (954) 397-3282

Phone Number Type: Home Phone Number: (954) 955-0612

Relationships

Name: DAJANI, JAD MAHER Is: Other Family Member

Offender - Unknown Person Author: STANTON, LAUREN

Involvement

Role: Offender Offense: 13A - Aggravated Battery

Identity

Type: Unknown

Other - FABIEN, ERICO TAMPEZ TAMPEZ ENROODSK Author: STANTON, LAUREN

Involvement

Names (continued)

Other - FABIEN, ERICO TAMPEZ TAMPEZ ENROODSK (continued) Author: STANTON, LAUREN

Role: Other Offense: 13A - Aggravated Battery

Identity

Type: Known Last Name: FABIEN First Name: ERICO TAMPEZ Middle Name: TAMPEZ ENROODSK DOB: [REDACTED]

Description

Age: 30 Sex: Male Race: Black or African American Ethnicity: Not Hispanic or Latino Height: 5' 7" Weight: 170
Hair Color: Black Complexion: Dark

Contact

Address Type: Home Location: 843 NW 7th Ave, Fort Lauderdale, FL, 33311, USA
Phone Number Type: Home Phone Number: (754) 423-7170

Other - DAJANI, JAD MAHER Author: STANTON, LAUREN

Involvement

Role: Other Offense: 13A - Aggravated Battery

Identity

Type: Known Last Name: DAJANI First Name: JAD Middle Name: MAHER DOB: [REDACTED]

Description

Age: 29 Sex: Male Race: White Ethnicity: Not Hispanic or Latino Resident Status: Resident

Contact

Address Type: Home Location: 5611 NW 55th Ln, Fort Lauderdale, FL, 33319, USA
Phone Number Type: Home Phone Number: (954) 895-8046
Phone Number Type: Home Phone Number: (954) 397-9228

Relationships

Name: FARRAJ, EI HABNASHAT RIBHI Is: Other Family Member

Vehicles

Impounded - 2023 CHEVROLET Malibu - 5FG7713 (MD) Author: STANTON, LAUREN

Vehicle Information

Role: Impounded Offense: 13A - Aggravated Battery Vehicle Status: Do Not Report

Vehicle Details

Vehicle Type: Automobiles Year: 2023 Make: Chevrolet Model: Malibu
Style: 4 Door Sedan; Truck / SUV / Pick-up 4 Door Color: White License Number: 5FG7713 State: Maryland
VIN: 1G1ZD5ST1PF179682

Related People

Person: FARRAJ, EI HABNASHAT RIBHI Relationship: Other

Property

Evidence - CLOTHES_FURS Author: GILES, TAURUS

Involvement

Role: Evidence **Offense:** 13A - Aggravated Battery

Description

Type: Clothes/Furs

Description

Blood stained black shirt

Related People

Relationship: Owner **Person:** Lee, Richard Dwayne

Narrative by GILES, TAURUS

First Submitted: 10/28/2023 20:09

On the above listed date and time I responded to Broward Health Medical Center Emergency Department in reference to identifying a patient of an overdose, with my department issued fingerprint scanner. Upon arrival contact was made with the incoming Charge Nurse, Romy Toussaint to ascertain what room the patient was in. Romy advised me that the patient was a gun shot victim that was initially believe to be an overdose case which is why she had Security call the Police, as they had determined his name was Richard Lee from some credit cards in his wallet. I asked her when was he determined to be a gun shot victim, and she advised 0602hrs when he was reassessed by the Doctor and intubated when it was discovered that he had 3 gun shot wounds on the upper right side of his torso (2 back wounds and an armpit wound). I then asked her when did he arrived and she advised he was triaged by the night shift staff at 0410hrs. I asked her how did he arrive to the hospital and she advised he was transported by Fort Lauderdale Fire Rescue #46 as an overdose case. She advised he was now a patient in the Intensive Care Unit (ICU)

I had dispatch review the transporting Rescue's history and they found that a Police Call for service was generated at 0318hrs for the address of 1707 Lauderdale Manors Dr (in the city) where Police Units responded and the call was referred to Fire Rescue as an overdose case. Dispatch advised me since that code out there had not been an further calls generated today from that address for Police. I then immediately notified dispatch that this was now a shooting investigation and Sgt. Collins advised District two's, Sgt. Torres of the development and units responded to the address (See supplemental reports for more information).

I went to the Trauma department to preserve any possible evidence and I was advised all they had for Lee was a black t-shirt as everything was not initially preserved on the Emergency Room side given how the case was initially presented. I collected the T-shirt which had blood stains and it would be submitted into evidence. I then went to the ICU to check on the status of Lee and they advised he was in serious but stable condition. Photos were taken of Lee in his current state and uploaded to evidence.com. Given Lee had no state ID on him I was able to have teletype confirm on his identify where they found an ID card for him out of South Carolina. Violent Crimes Det. Kirtman was notified and responded out to the ICU.

This case was forwarded to the Violent Crimes Unit for continued follow up and this concluded my involvement in this case.

This incident was captured on my BWC.

Narrative by GILES, TAURUS (continued)

First Submitted: 10/28/2023 20:09

Under penalties of perjury, I declare that I have read the foregoing and that the facts stated therein are true and correct to the best of my knowledge and belief.

Electronically Signed: Ofc. Giles #1730 Date: 10/28/23

Narrative by STANTON, LAUREN

First Submitted: 10/28/2023 15:25

*** My involvement in the below incident was captured on my department issued body worn camera. The content of this report is based on information obtained during the course of my investigation and my observations of the incident. Due to the perspective of my body worn camera system all pertinent information may not be apparent upon review. The footage recorded was uploaded into FLPD evidence. ***

On 10/28/2023, I (Ofc. Stanton), and Ofc. Piedrahita (2101) responded to the listed location at the direction of Sgt Torres in reference to a suspicious person that had occurred during the midnight shift. We were informed that an anonymous call was made around 0318 that stated a black male wearing jeans and a black tank top, was unconscious outside of the caller's door. At the time it was believed the man was overdosing; however, later it was determined by medical personnel that the man was shot.

Upon arrival at the location, we made contact with an individual who was inside of the home, Eihab Farraj. Farraj made mention that he had heard a friend of his, who he called "Rob", had been shot, but that he didn't know anything else. Farraj stated that he was informed of this by a few people that live at the location but that came after the incident had occurred. Farraj further stated to us that he had heard differing stories of what had happened to Rob, first hearing that he was dead, and then hearing that he was just grazed.

Farraj stated multiple times that he did not live at the location, but that he comes to visit because the house belongs to his cousin. Farraj was uncooperative when asked to provide information about his cousin. When asked if there was anyone else in the home, Farraj initially told us that he was the only one there, but later stated that another occupant was inside.

During our interaction with Farraj, he asked if he could ask us a question off camera. To make Farraj feel more comfortable, we turned off our cameras. During this time, Farraj stated that he did not know much of what happened but believed that whatever happened was an accident and probably "someone" did not recognize Rob when he was coming out of a room. Farraj was not being clear as to what he meant or where he believed this accident occurred.

Farraj walked back into the property and we turned our cameras back on.

Earlier, Farraj was asked if there was anyone in the home besides him and he stated there wasn't however, when I asked for permission to enter the property to check and make sure there was no blood or other victims, he stated that another person was inside sleeping and that he didn't feel comfortable giving us permission when it wasn't his home.

The other occupant of the home, identified as Erico Fabien, was woken up and asked to step out at this time.

After speaking with Sgt Torres, it was determined that, due to the exigent circumstances surrounding this incident, we could enter and clear the property to make sure no one else was hurt or injured inside.

Narrative by STANTON, LAUREN (continued) **First Submitted: 10/28/2023 15:25**

Ofc. Duque (1960) and I entered and cleared the home. During this time, we noticed a sprayed pattern along the bottom of the bathroom door that looked to be like blood. We also noticed that the floor of the living room was wet and slippery as if it was recently moped.

During the clearing of the house, we also realized that one room of the house was locked. We identified the room as Fabien's, and asked him if he would be willing to open the door so we can check the interior. Fabien agreed and gave me the key to the door. We opened and cleared that room as well.

It should be noted that while outside of the home, I also noticed a small droplet of what looked to be blood and marked it for when crime scene arrived.

We detained both individuals and kept them on the scene until Det Muchino (1534) and Det Kirtman (1547) arrived on scene to speak with them. See their narratives for further information.

Under penalties of perjury, I declare that I have read the foregoing and that the facts stated therein are true and correct to the best of my knowledge and belief.

Electronically Signed: Ofc. L. Stanton 2099 Date: 10/28/2023

Incident Narrative Supplement Report 342310210581-3

Primary Officer: PIEDRAHITA, KAREN (2101)

Assigned District: District 2 Days

Narrative

Narrative

On the listed date I, Officer Piedrahita and Officer Stanton responded to 1707 NW Lauderdale Manor Dr, in reference to a follow up for a call of a suspicious person that occurred on the same date at approximately 03:18 a.m. The call consisted of a black male wearing a black tank top and jeans, unconscious in front of the location. The male was removed to Broward General Hospital by EMS for an overdose however, and while at the hospital it was determined he had gunshot wounds. (See Officer Stanton Supplement).

Upon arrival at the location, we met Eihab Farraj. Farraj stated to have knowledge in reference to his friend "Rob" being shot however, he received this news from different sources and was unable to confirm who initially called 911 to report this incident. Farraj also was not clear when we asked him who were the people calling him to inform him about the incident. Rob was later identified as Richard Dewayne Lee.

We proceeded to ask Farraj who resides at the location, and he stated he visits often but he does not live there. However, his cousin does but he did not provide us with any information about his cousin, and advised he was the only person in the residence at the time. Later on, he stated there was another male inside of the house who also resides there. This male was later identified as Erico Fabien.

Farraj expressed multiple times his desired to cooperate with the police, and that he wanted to provide us with as much information as possible. While talking to him, he asked myself and Officer Stanton if he could ask us both a question off camera at which point, he proceeded to tell us the incident could have been an accident, and someone could have confused "Rob" when he was coming out of a room. It should be noted Farraj did not state what room he was talking about nor was able to assure the location where Rob was shot. He then became vague and did not answer any questions that followed that statement. When we asked him for permission for us to go inside of the residence, Farraj stated his cousin (landlord) was not present at the moment therefore he could not give us permission since this is not his house. After making the proper notifications, and due to the circumstances, it was determined officers needed to enter the residence and make sure there were not any victims inside of the residence. Officer Stanton and Officer Duque proceeded to enter the home and clear it without incident.

Fabien, who was sleeping when we were at the location was woken up, explained the situation and we directed him to stay outside of the residence for us to continue our investigation. Fabien cooperated with us and proceeded to state he also heard from different sources Rob was shot. However, they did not tell him exactly where the incident occurred. Fabien stated he lives at the location with Rob, and Jad Maher Dahani (who he pays rent to in cash). He stated he left the residence to go to work at approximately 4:00 p.m. on 10/27/2023 and returned home at approximately 5:00 a.m. on 10/28/2023. Upon his return to the residence, he stated Dahani was at the location with two other black males, but he did not notice anything unusual. Fabien also stated Rob works for Dahani and his family at the store/ car wash located at 1519 NW 19th Street, and he does not have any knowledge of Rob having issues with anybody.

When Officer Stanton and Officer Duque entered the residence for safety measures only Fabien's bedroom was closed and locked and they were not able to go inside of it however, after asking Fabien consent to check his bedroom and make sure there was no one injured inside of it, he walked with me and Officer Stanton to his room unlocked it and we did not observe

Narrative (continued)

Narrative

anything unusual inside of it. It should be noted Fabien's bedroom is located in front of the bathroom of the residence, and I observed what appeared to be traces of splashes of blood on the bathroom door.

While on scene and standing next to the vehicle Farraj stated earlier was his; Officer Duque observed what appeared to be a small splash of blood on the hood of the vehicle (White Chevy Malibu, Maryland Tag 5FG7713).

Det Muchino and Det Kirtman were notified and responded to the scene for further investigation, and interviewed Fabien and Farraj. Sgt. Torres D. also responded to the scene.

My involvement in this incident was captured on my BWC.

Under penalties of perjury, I declare that I have read the foregoing and that the facts stated therein are true and correct to the best of my knowledge and belief.

Electronically Signed: Piedrahita 2101 Date: 10/29/2023.

Incident Report 342310210581-4

Primary Officer: TANI, MERIAH (6739)

Assisting Officers: STANTON, LAUREN (2099), GILES, TAURUS (1730), SCIORTINO, CIRO (1997)

Assigned District: N/A DO NOT USE District, Neighborhood, Zone: 2,Lauderdale Manors Homeowners Association,51

Overview

Incident Overview

Incident From Date: 10/28/2023 Incident From Time: 03:18 Incident To Date: 10/28/2023 Incident To Time: 08:28

Location: 1707 Lauderdale Manor Dr, Fort Lauderdale, FL, 33311, USA Location Category: Residence/Home

Vacation Rental?: No Does Date Indicate Report Date?: No

Case Factors

Case Factors - Select if True/Yes: BWC Used

Offenses

13A - Aggravated Battery Author: SCIORTINO, CIRO • Edited by GILES, TAURUS

Offense: 13A - Aggravated Battery NIBRS UCR Code: Aggravated Assault Attempted/Committed: Committed

Additional Details

Offender is Suspected of Using?: No Was Criminal or Gang Activity Involved?: No Was Weapon/Force Involved?: Yes

Was Bias Motivation Involved?: No Type of Weapon/Force Involved: 11U - Unknown Handgun

Names

Victim - Lee, Richard Dwayne Author: GILES, TAURUS

Involvement

Role: Victim Offense: 13A - Aggravated Battery

Victim Details

Victim Type: Individual Aggravated Assault/Homicide Circumstance 1: Unknown Circumstances Victim Was Injured: Yes

Type of Injury: 0 - Other Major Injury

Identity

Type: Known Last Name: Lee First Name: Richard Middle Name: Dwayne DOB: ██████████ SSN: ██████████

DL - Driver's License #: 90572601 DL - Issuing State: South Carolina DL - Expiration Date: 10/20/2024

DL - Class: UNLICENSED

Description

Age: 39 Sex: Male Race: Black or African American Ethnicity: Not Hispanic or Latino Resident Status: Resident

Contact

Address Type: Home Location: 1707 Lauderdale Manor Dr, Fort Lauderdale, FL, 33311, USA

Names (continued)

Victim - Lee, Richard Dwayne (continued) Author: GILES, TAURUS

Phone Number Type: Home Phone Number: (999) 999-9999

Other - Toussaint, Romy Author: GILES, TAURUS

Involvement

Role: Other Offense: 13A - Aggravated Battery

Identity

Type: Known Last Name: Toussaint First Name: Romy DOB: [REDACTED]

Description

Age: 42

Contact

Address Type: Home Location: Broward General Medical Center (1600 S Andrews Ave, Fort Lauderdale, FL, 33316, USA)

Phone Number Type: Home Phone Number: (954) 355-5199

Other - FARRAJ, EIHABNASHAT RIBHI Author: STANTON, LAUREN

Involvement

Role: Other Offense: 13A - Aggravated Battery

Identity

Type: Known Last Name: FARRAJ First Name: EIHABNASHAT Middle Name: RIBHI DOB: [REDACTED]

Description

Age: 29 Sex: Male Race: Unknown Ethnicity: Not Hispanic or Latino Height: 6' 4" Weight: 200

Hair Color: Black

Contact

Address Type: Home Location: 4293 SW 128th Ave, Miramar, FL, 33027, USA

Address Type: Other Location: 1707 Lauderdale Manor Dr, Fort Lauderdale, FL, 33311, USA

Phone Number Type: Home Phone Number: (954) 397-3282

Phone Number Type: Home Phone Number: (954) 955-0612

Relationships

Name: DAJANI, JAD MAHER Is: Other Family Member

Offender - Unknown Person Author: STANTON, LAUREN

Involvement

Role: Offender Offense: 13A - Aggravated Battery

Identity

Type: Unknown

Other - FABIEN, ERICO TAMPEZ TAMPEZ ENROODSK Author: STANTON, LAUREN

Names (continued)

Other - FABIEN, ERICO TAMPEZ TAMPEZ ENROODSK Author: STANTON, LAUREN

Involvement

Role: Other Offense: 13A - Aggravated Battery

Identity

Type: Known Last Name: FABIEN First Name: ERICO TAMPEZ Middle Name: TAMPEZ ENROODSK DOB: [REDACTED]

Description

Age: 30 Sex: Male Race: Black or African American Ethnicity: Not Hispanic or Latino Height: 5' 7" Weight: 170
Hair Color: Black Complexion: Dark

Contact

Address Type: Home Location: 843 NW 7th Ave, Fort Lauderdale, FL, 33311, USA
Phone Number Type: Home Phone Number: (754) 423-7170

Other - DAJANI, JAD MAHER Author: STANTON, LAUREN

Involvement

Role: Other Offense: 13A - Aggravated Battery

Identity

Type: Known Last Name: DAJANI First Name: JAD Middle Name: MAHER DOB: [REDACTED]

Description

Age: 29 Sex: Male Race: White Ethnicity: Not Hispanic or Latino Resident Status: Resident

Contact

Address Type: Home Location: 5611 NW 55th Ln, Fort Lauderdale, FL, 33319, USA
Phone Number Type: Home Phone Number: (954) 895-8046
Phone Number Type: Home Phone Number: (954) 397-9228

Relationships

Name: FARRAJ, EI HABNASHAT RIBHI Is: Other Family Member

Vehicles

Impounded - 2023 CHEVROLET Malibu - 5FG7713 (MD) Author: STANTON, LAUREN

Vehicle Information

Role: Impounded Offense: 13A - Aggravated Battery Vehicle Status: Do Not Report

Vehicle Details

Vehicle Type: Automobiles Year: 2023 Make: Chevrolet Model: Malibu
Style: 4 Door Sedan; Truck / SUV / Pick-up 4 Door Color: White License Number: 5FG7713 State: Maryland
VIN: 1G1ZD5ST1PF179682

Related People

Vehicles (continued)

Impounded - 2023 CHEVROLET Malibu - 5FG7713 (MD) (continued) Author: STANTON, LAUREN

Person: FARRAJ, EI HABNASHAT RIBHI Relationship: Other

Property

Evidence - CLOTHES_FURS Author: GILES, TAURUS

Involvement

Role: Evidence Offense: 13A - Aggravated Battery

Description

Type: Clothes/Furs

Description

Blood stained black shirt

Related People

Relationship: Owner Person: Lee, Richard Dwayne

Narrative by TANI, MERIAH

First Submitted: 12/05/2023 09:50

On November 7, 2023 I, Crime Scene Investigator Meriah Tani #6739 was requested to respond to West Way towing located at 775 NW 5th Ave, Fort Lauderdale to assist in a search warrant in relation to case number: 34-2310-210581.

It should be noted that this case number cross references with case number: 34-2310-210688.

Upon arrival at approximately 1010 hours, I met with Detective Kirtman #1547 who provided me with a signed search warrant for a 2023 Chevrolet Malibu bearing Maryland Tag 5FG7713 located on the interior side garage of West Way.

I performed a visual examination of the vehicle and noted the VIN number matched the VIN on the search warrant. I then examined the interior of the vehicle. Inside the glove compartment I located a rental car agreement papers in the name of Hana Farraj dated 10/25/23. In the center console I located \$548 dollars in US currency in different denominations. I did not observe any items of evidentiary value.

I then used digital photography to document the vehicle in its location.

No items of evidence were taken from the vehicle at this time.

No forensic processing was done on the vehicle at this time.

A copy of the search warrant was left on the front passenger seat of the vehicle.

I cleared this location at approximately 1050 hours.

This includes my involvement in this case at this time.

Under penalties of perjury, I declare that I have read the foregoing and that the facts stated therein are true and correct to the best of my knowledge and belief.

Signed: CSI, Meriah Tani #6739 Date: 11/07/23

Incident Narrative Supplement Report 342310210581-5

Primary Officer: TANI, MERIAH (6739)

Assigned District: Crime Scene Unit

Narrative

Narrative

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A copy of the search warrant was left on the front passenger seat of the vehicle.

I cleared this location at approximately 1050 hours.

This includes my involvement in this case at this time.

Under penalties of perjury, I declare that I have read the foregoing and that the facts stated therein are true and correct to the best of my knowledge and belief.

Signed: CSI, Meriah Tani #6739 Date: 11/07/23

Narrative Only 342310210581-6

Primary Officer: KIRTMAN, ERIK (1547)

Assigned District: Violent Crimes Unit

Narrative

Narrative

Date: 10/6/23

Case #34-2310-210581

Incident- Aggravated Battery

Location: 1701 Lauderdale Manors Drive

Victim- Richard Lee

Suspect- Unknown

On Saturday 10/28/23, while working in the capacity as a Violent Crimes Detective, I was notified of a shooting which occurred at 1701 Lauderdale Manors Drive. Contact was established with Sgt. Torres where the following was learned:

On Saturday 10/28/23, at approximately 0321 hours, Fort Lauderdale Police Department patrol officers responded to 1707 Lauderdale Manors Drive in reference to a medical call where a black male was located passed out in the front lawn. Upon their arrival, officers located a black male later identified as Richard Lee a black male born 2/9/84. Officers then requested EMS who responded and transported Lee to Broward Health as a possible overdose.

At Broward Health, Lee was re-assessed by medical staff at 0602 hours at which time two gun-shot-wounds were observed to the right side of Lee's upper body. Lee was subsequently intubated and transported to trauma where he underwent surgery.

Patrol officers responded back to the scene at 1707 Lauderdale Manors Drive. At that point, it was determined that there may be additional victims located inside the residence. Due to the apparent exigent circumstances, officers entered the residence in efforts to locate any additional victims that may have been injured. While clearing the residence, officers located blood on the bathroom door located in the main hallway. Officers noted that the blood was semi-dried, spattered and smeared along the lower portion of the door. After the residence was deemed clear of any additional victims, officers exited and established the residence as an active crime scene with a pending search warrant.

I then responded to Broward Health at 10:40am. Contact was established with medical staff who advised that victim Richard Lee had suffered two gunshot wounds to his right arm pit area and taken into surgery. A copy of Lee's medical/triage forms were obtained and ultimately placed into the case file. I was advised by medical staff that Lee was expected to survive. I then spoke with Officer Giles who informed me that he had taken possession of Richard Lee's black shirt he arrived in.

Myself and Detective Muccino then responded to the scene at 1707 Lauderdale Manors Drive. Contact was made with officers on scene at which time we were directed to Eric Fabian, a resident at the location. While speaking with Fabian, he informed us that he is employed as Yellow Cab driver and was working overnight and left the house at 5:00pm the previous day and Lee was not home when he left. Fabian advised that he has lived at 1701 Lauderdale Manors Drive for approximately four months.

Myself and Detective Muccino then spoke with Eihabnashat Farraj who was uncooperative. Farraj, who was located inside the house when officers arrived to clear the house, advised he does not reside at the house and was not there overnight. Farraj stated multiple times that he just wanted to leave and eventually walked away. It should be noted that Farraj had previously advised Officer Stanton he had heard a friend of his, who he called Rob, had been shot. Farraj advised that he didn't know anything and that he was informed of this by a few people that live at the location but that came after the incident had occurred and did not actually witness the event. Farraj further advised Officer Stanton that he had heard conflicting stories of what transpired, one where Rob was dead, and then hearing that he was just grazed.

A search warrant was subsequently obtained for 1707 Lauderdale Manors Drive. Myself, Detective Muccino and Crime Scene Investigators conducted a thorough search and processed the residence. During the search of the residence, blood was located on the bathroom door as well as the floor leading up to the bathroom. The floors inside the residence appeared to have been recently cleaned as a soapy residue could be felt on the tile while walking over it. Additionally, the strong scent of cleaning supplies could be smelt permeating out of the bathroom where the blood spatter was located. Two live rounds were also located inside the residence however no firearms were recovered.

During a search of the exterior of the residence, two wet mops and a bucket full of cleaning solution were located on the north side of the residence. Additionally, a 2023 white Chevrolet Malibu bearing Maryland tag 5FG7713 was located parked in the driveway. After a close examination of the vehicle, possible blood drops were located on the hood of the vehicle, just above the front grill. From the outside of the vehicle, a fresh, opened roll of paper towels were observed in the back seat of the vehicle. The roll of paper towels appeared to have been discarded in the back seat as several sheets were unraveled. Due to the suspect blood on the exterior of the vehicle, and the possibility that items could be located inside the vehicle related to the shooting, the 2023 white Chevrolet Malibu was sealed and towed to West Way Towing where it was placed on investigative hold.

On 10/31/23, a search warrant was obtained for the 2023 white Chevrolet Malibu bearing Maryland tag 5FG7713. The vehicle was subsequently searched and processed by Crime Scene Investigator Tahni. No firearms or firearm related evidence was located within.

Over the next several days, victim Richard Lee remained intubated inside the Intensive Care Unit at Broward Health.

Approximately a week and a half after the incident, Myself and Detective Muccino spoke with Richard Lee inside Broward Health. Lee was able to communicate but provided little details of what transpired on the morning of 10/28/23. Lee was able to advise that he believed was shot outside of his house by a passing vehicle. Lee advised he did not see the person who shot him and was not able to provide a vehicle description. Lee stated he did not have any issues with anyone and minds his own business. I provided Lee with my contact information and advised him to contact me if he was to remember anything more from that night or any events leading up to it.

I then spoke with medical staff in efforts to learn more about Lee's spinal cord injury. I questioned if it was possible that the injury Lee sustained could be a result from being dragged from the house to the curb over a rock/gravel surface. Medical staff advised that was a possibility, and that Lee would possibly be paralyzed from the waist down.

It should be noted that no shot spotter alerts were received and no shell casings were located on or near the scene. There are no known witnesses to the incident itself.

A request was made for Lee's shirt to be processed (MVAC) if he was in fact dragged to the curb which would indicate he had body contact with the suspect.

To date, no additional information has been obtained that would lead to the identity of the suspect. The results from evidence processing are currently pending and I have not received any additional information from victim Richard Lee.

Narrative (continued)

Narrative

Under penalties of perjury, I declare that I have read the foregoing and that the facts stated therein are true and correct to the best of my knowledge and belief.

Electronically Signed: DET ERIK KIRTMAN 1547 Date: 1/30/24

Ft. Lauderdale Police Dept. - FL
Incident 342310210581 - Evidence List

Name	Description	Type
-	Blood stained black shirt	CLOTHES_FURS
-	Blood stained black shirt	CLOTHES_FURS

Incident Details

Incident Number: L3423102800210581

Incident Status: Closed

Incident Date: 10/28/2023 03:18:55

Last Updated: 11/03/2023 18:20:06

INCIDENT INFORMATION

Incident Type Code: 31 **Incident Type Description:** 31-ASSAULT
Priority: 3 **Incident Status:** Closed
Created By Name: SYDNOR, HENRY **Created by Agency/Userid:** COMM/BS20611
Modifying Circ: DW **Dispositions:** A, B
Report Numbers:
Associated Incidents: FFL23102800048438, L3423110300214862

LOCATION INFORMATION

Location Name: **Building:**
Address: 1707 LAUDERDALE MANOR DR **Apartment:**
City: FL **Cross Street:**
Area: D2 **Sector:** 2CENTRAL
Zone: 3451 **Reporting District:** 34G9
Latitude: 26.13993803 **Longitude:** -80.16833590

CALLER INFORMATION

Caller Name: **Caller Phone Number:** (985) 402-5019
Caller Location: **Caller City:**
Contact Caller: **Call Source:** 1-911 CALL

INCIDENT TIMES

EVENT:	DATE TIME:	AGENCY/USER:	DEVICE:	EVENT:	ELAPSED TIME:
ANI/ALI Received:	10/28/2023 03:14:03			Call Received to Phone Pickup:	00:00:02
Phone Pickup:	10/28/2023 03:14:05	COMM/BS20611	N07	Phone Pickup to Created:	00:04:50
Incident Created:	10/28/2023 03:18:55	COMM/BS20611	N07	Phone Pickup to 1st Dispatch:	00:05:11
1st Unit Dispatched:	10/28/2023 03:19:16	COMM/BS17462	C17	Created to 1st Dispatched:	00:00:21
1st Unit Enroute:	10/28/2023 03:19:21	COMM/BS17462	C17	1st Dispatch to 1st Enroute:	00:00:05
1st Unit Arrived:	10/28/2023 03:21:45	COMM/BS17462	C17	1st Enroute to 1st Arrived:	00:02:24
Route Closed:	10/28/2023 20:58:21	COMM/BS18207	C17	Created to Closed:	17:39:26

ASSIGNED UNITS

Pri UNIT:	DISPATCH:	ENROUTE:	ARRIVE:	ENROUTE HOSPITAL:	ARRIVE HOSPITAL:	CLEAR:	DISPATCH TO CLEAR:	DISPO:
34/34A40	10/28/2023 03:19:52	10/28/2023 03:19:56	10/28/2023 03:21:45			10/28/2023 04:01:42	00:41:50	
34/34A41	10/28/2023 03:19:16	10/28/2023 03:19:21				10/28/2023 03:19:48	00:00:32	

* 34/34A59	10/28/2023 03:19:16	10/28/2023 03:19:21	10/28/2023 03:21:46	10/28/2023 04:28:38	01:09:22	B
34/34B43	10/28/2023 13:16:29		10/28/2023 13:16:34	10/28/2023 15:14:53	01:58:24	
34/34B44		10/28/2023 09:32:28	10/28/2023 09:44:16	10/28/2023 15:47:23	00:00:00	
* 34/34B45	10/28/2023 08:53:06	10/28/2023 08:53:15	10/28/2023 09:06:49	10/28/2023 16:06:14	07:13:08	A
34/34B47	10/28/2023 08:53:06	10/28/2023 08:53:15	10/28/2023 09:06:49	10/28/2023 09:24:37	00:31:31	
34/34B47	10/28/2023 13:16:58		10/28/2023 13:17:02	10/28/2023 14:10:24	00:53:26	
34/34B47	10/28/2023 15:30:40		10/28/2023 15:30:45	10/28/2023 16:06:21	00:35:41	
34/34B55		10/28/2023 09:32:28	10/28/2023 09:38:13	10/28/2023 10:45:33	00:00:00	
34/34C44	10/28/2023 14:28:02	10/28/2023 14:28:09	10/28/2023 14:51:56	10/28/2023 16:00:46	01:32:44	
34/34C44	10/28/2023 16:07:21		10/28/2023 16:07:31	10/28/2023 16:51:20	00:43:59	
34/34C46	10/28/2023 14:27:53	10/28/2023 14:28:01	10/28/2023 14:33:45	10/28/2023 16:51:15	02:23:22	
34/34C46	10/28/2023 16:55:18	10/28/2023 16:55:23	10/28/2023 16:57:00	10/28/2023 20:46:55	03:51:37	
34/34C52	10/28/2023 14:27:53	10/28/2023 14:28:09	10/28/2023 14:32:19	10/28/2023 20:46:58	06:19:05	
34/34C58	10/28/2023 14:27:53	10/28/2023 14:28:09	10/28/2023 14:35:08	10/28/2023 15:05:22	00:37:29	
34/34D22	10/28/2023 08:53:06	10/28/2023 08:53:54	10/28/2023 08:54:11	10/28/2023 15:36:37	06:43:31	
34/34I140		10/28/2023 09:32:28	10/28/2023 09:39:24	10/28/2023 14:02:55	00:00:00	
34/34I142	10/28/2023 13:08:41		10/28/2023 13:08:48	10/28/2023 15:33:43	02:25:02	
* 34/34I245	10/28/2023 20:46:48	10/28/2023 20:47:06		10/28/2023 20:58:15	00:11:27	
34/34I254	10/28/2023 16:03:08	10/28/2023 16:03:14		10/28/2023 16:10:05	00:06:57	

ASSIGNED PERSONNEL

UNIT:	OFFICERID:	OFFICER NAME:
34/34A40	FL1921	Mathias, Michael
34/34A41	FL2110	Hurley, Brian
34/34A59	FL1997	SCIORTINO, CIRO
34/34B43	FL2092	RODRIGUEZ, JEFFREY
34/34B44	FL1960	ESCOBAR, ADRIANA
34/34B45	FL2099	STANTON, LAUREN
34/34B47	FL2101	Piedrahita, Karen
34/34B55	FL2081	Cruz-Nieves, Tommy
34/34C44	FL2021	HIRSCH, KARL
34/34C44	FL2042	HUGHES, DANIEL
34/34C46	FL2058	LOWE, APRIL
34/34C52	FL2080	McMillian, Jelessa
34/34C58	FL2074	CAMAC, DANIEL
34/34D22	FL1481	TORRES, DANIEL
34/34I140	FL1905	DUKANAUSKAS, ELLEN
34/34I142	FL1890	OLBEL, KRISTEN
34/34I245	FL2051	MOORE, CORY
34/34I254	FL1975	SANDELIER, MATTHEW

INCIDENT COMMENTS

DATE TIME:	USERID:	DEVICE:	COMMENTS:
10/28/2023 03:18:55	BS20611	N07	CLR SEES A BM LAYING ON THE FLOOR OUTSIDE OF HIS DOOR LSW JEANS AND BLK TANK TOP. CLR ADV HIS PHONE WAS DYING AND THE CALL CUT OFF.
10/28/2023 03:20:07	BS20611	N07	VM ON CB
10/28/2023 03:23:47	BS17462	C17	START RESC 1X BM POSS OVERDOSE (34/34A59)
10/28/2023 03:25:05	BS17462	C17	DLE ADV SAFE FOR FR TO ENTER
10/28/2023 08:52:47	BS18061	C37	Reopen: PER 34D22 REQ
10/28/2023 08:52:47	BS18061	C37	Reopen: PER 34D22 REQ
10/28/2023 08:53:43	BS18061	C37	34D22 REQ 2 UNITS TO RESPOND AND 1045 HIM
10/28/2023 09:51:59	BS18061	C37	ON RECORDS (34/34I140)
10/28/2023 16:29:17	FL2101	FLPD0305	EIHAB FARRAJ WAS REFERRED TO ONLINE REPORTING IN REFERENCE TO HIS LOST ID.

PRE-SCHEDULED INFORMATION**ADDRESS CHANGES****PRIORITY CHANGES**

DATE TIME:	USERID:	DEVICE:	FROM:	TO:
10/28/2023 15:33:17	BS18061	C37	2	3

INCIDENT TYPE CHANGES

DATE TIME:	USERID:	DEVICE:	FROM:	TO:
10/28/2023 15:33:17	BS18061	C37	13P	31

Incident Details

Incident Number: FFL23102800048438

Incident Status: Closed

Incident Date: 10/28/2023 03:24:48

Last Updated: 11/03/2023 18:20:06

INCIDENT INFORMATION

Incident Type Code: S670D **Incident Type Description:** OVERDOSE OR POISONING
Priority: 2 **Incident Status:** Closed
Created By Name: SLATER-GRIFFIN, LERA **Created by Agency/Userid:** COMM/BS17462
Modifying Circ: **Dispositions:** CL
Report Numbers: FL230045739 (FL/R46) (FL/R46)
Associated Incidents: L3423102800210581, L3423110300214862

LOCATION INFORMATION

Location Name: **Building:**
Address: 1707 LAUDERDALE MANOR DR **Apartment:**
City: FL **Cross Street:**
Area: 46 **Sector:**
Zone: 46 **Reporting District:**
Latitude: 26.13993803 **Longitude:** -80.16833590

CALLER INFORMATION

Caller Name: **Caller Phone Number:**
Caller Location: **Caller City:**
Contact Caller: **Call Source:** 0-NON 911 CALL

INCIDENT TIMES

EVENT:	DATE TIME:	AGENCY/USER:	DEVICE:	EVENT:	ELAPSED TIME:
ANI/ALI Received:				Call Received to Phone Pickup:	N/A
Phone Pickup:				Phone Pickup to Created:	N/A
Incident Created:	10/28/2023 03:24:48	COMM/BS17462	C17	Phone Pickup to 1st Dispatch:	N/A
1st Unit Dispatched:	10/28/2023 03:25:25	COMM/BS20607	C31	Created to 1st Dispatched:	00:00:37
1st Unit Enroute:	10/28/2023 03:27:45	COMM/BS20607	C31	1st Dispatch to 1st Enroute:	00:02:20
1st Unit Arrived:	10/28/2023 03:32:27	FL/R46	ORC44882	1st Enroute to 1st Arrived:	00:04:42
Route Closed:	10/28/2023 04:39:52	FL/R46	C31	Created to Closed:	01:15:04

ASSIGNED UNITS

Pri	UNIT:	DISPATCH:	ENROUTE:	ARRIVE:	ENROUTE HOSPITAL:	ARRIVE HOSPITAL:	CLEAR:	DISPATCH TO CLEAR:	DISPO:
	FL/E46	10/28/2023 03:27:23	10/28/2023 03:29:55	10/28/2023 03:36:55	10/28/2023 03:48:44	10/28/2023 04:09:17	10/28/2023 04:24:52	00:57:29	CL
*	FL/R246	10/28/2023 03:25:25					10/28/2023 03:26:26	00:01:01	

* FL/R46	10/28/2023 03:26:26	10/28/2023 03:27:45	10/28/2023 03:32:27	10/28/2023 03:47:18	10/28/2023 03:56:30	10/28/2023 04:39:52	01:13:26
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ASSIGNED PERSONNEL

UNIT:	OFFICERID:	OFFICER NAME:
FL/E46	E46	E46, ENGINE
FL/R246	R246	R246, RESCUE
FL/R46	R46	R46, RESCUE

INCIDENT COMMENTS


DATE TIME:	USERID:	DEVICE:	COMMENTS:
10/28/2023 03:24:48	BS17462	C17	34A59 START RESC 1X BM POSS OVERDOSE
10/28/2023 03:25:05	BS17462	C17	DLE ADV SAFE FOR FR TO ENTER
10/28/2023 08:53:43	BS18061	C37	34D22 REQ 2 UNITS TO RESPOND AND 1045 HIM
10/28/2023 15:33:17	BS18061	C37	<Incid #:L3423102700210581 Incid Type: 31(13P)>
10/28/2023 16:29:17	FL2101	FLPD0305	EIHAB FARRAJ WAS REFERRED TO ONLINE REPORTING IN REFERENCE TO HIS LOST ID.

PRE-SCHEDULED INFORMATION

ADDRESS CHANGES

PRIORITY CHANGES

INCIDENT TYPE CHANGES

POLICY 118	RULES OF CONDUCT	
	REVISED: 9/99, 03/01, 12/01, 10/09, 03/10, 09/10, 12/11, 03/13, 12/13, 09/14, 10/14, 01/15, 04/19, 12/19, 06/20, 06/21, 9/23	RELATED POLICIES: 118.1
	CFA STANDARDS: CHAPTERS 2, 6, AND 7	REVIEWED: AS NEEDED THIS VERSION PUBLISHED: 10/03/2023

A. POLICY

Citizens are entitled to fair and courteous treatment by all Police Department employees. Proper conduct is not an additional duty imposed on employees but is inherent in the police profession. Since any neglect of or divergence from this standard of conduct reflects unfavorably on the Department and fellow employees, it is the policy of this law enforcement agency that all employees shall conduct themselves both on and off duty in a manner that reflects high ethical standards consistent with the values and mission established by this agency and the expectations of the community it serves. Department employees shall strive to maintain public trust by conducting all law enforcement business in an unbiased, fair, and impartial manner.

The Rules of Conduct contained in this manual are promulgated in addition to the City of Fort Lauderdale Personnel Rules (PSM), and any existing labor agreements. They are adopted for the administration, management, discipline, and disposition of all employees of the Fort Lauderdale Police Department.

The Rules of Conduct of the Fort Lauderdale Police Department, including any subsequent additions, deletions, corrections, or modifications are made applicable to all employees and volunteers of the Department, unless stated otherwise. In the event of a breach of these rules or the engagement in activities that constitute a conflict of interest, it shall be presumed that the employee or volunteer had knowledge of and was familiar with any rule, order, or directive of the Department. Violation of any rule may result in disciplinary action.

B. DEFINITIONS

1. **POLICY:** A "policy" is a definite course or method of action selected from among alternatives, and in light of given conditions, to guide and determine present and future decisions and conduct. It is an overall plan embracing the general goals and acceptable procedures of the Police Department. It is formulated by analyzing objectives and determining through research those principles, which will best guide the Department in achieving its objectives. Policy is based upon police ethics and experience, the desires of the community, and the mandates of the law.
2. **PROCEDURE:** A "procedure" is a method of performing an operation or a manner of proceeding on a course of action. It differs from policy since it requires

that action be taken in a particular situation to perform a specific task within the broader guidelines of a policy.

3. RULE: A "rule" is a specific written prohibition or requirement designed to prevent deviations from policy or procedure.
4. CONDUCT: "Conduct" is the manner in which a person behaves, especially on a particular occasion or in a particular context.
5. DISCIPLINE: Employees may be disciplined for cause involving deficiencies in performance and/or deficiencies in conduct. Discipline may include the following: letter of reprimand, suspension, demotion, and termination.
6. DEPARTMENT: The "Department" is the Fort Lauderdale Police Department.
7. DIRECTIVE: A "directive" is any rule, regulation, procedure, policy, order, statement, or similar instruction, in writing, issued on the authority of the Chief of Police and made applicable to any employee of the Department.
8. SUPERVISOR: A "supervisor" is any officer holding rank above that of police officer, who has authority to oversee the activities of other employees. The term includes any officer appointed to an acting supervisory capacity and any civilian City employee designated as a supervisor.
9. ORDER: An "order" is any lawful instruction or command given by a supervisor of the Department to another Department employee. This includes any order relayed to the employee by another employee of the same or higher rank. The order may be oral or written.
10. CHAIN OF COMMAND: "Chain of command" means lines of authority which provide for a logical flow of policies, orders, reports, and information in an upward direction. In addition to the civilian supervisory structure, the Police Department has a rank structure of Police Officer/Detective, Sergeant, Lieutenant, Captain, Major, Assistant Chief and Chief.
11. COMMAND PROTOCOL:
 - a. The normal day-to-day operations of the Police Department are delegated to members or units within the Department charged with their specific tasks. Each subdivision of the Department shall function within the framework as delineated in the Department organizational chart. The Chief of Police is ultimately responsible for normal day-to-day Department operations.
 - b. When a planned operation involves two or more subdivisions, the subdivision supervising the operation will be determined during the planning stage. The Assistant Chief of that subdivision, or designee, will be in charge of the operation.

- c. In all exceptional or unplanned spontaneous incidents, the ranking member present shall be in charge until relieved by a member of the unit responsible for follow up investigation or conclusion of the case who shall be in charge until relieved by a higher-ranking member of that unit. The member in charge will coordinate with the appropriate divisions and bureaus.
12. **UNITY OF COMMAND:** All Police Department employees will be assigned and accountable to one supervisor at any given time. All employees still maintain the responsibility to respond to orders issued by any supervisor. (See Conflicting Orders)
13. **CHIEF OF POLICE:** In his/her absence, the Chief of Police shall designate an Acting Chief of Police. In the event that the Chief of Police is incapacitated and unable to designate a replacement, the Assistant Chief of the Operations Bureau shall assume the position of Acting Chief of Police, until the return of the Chief of Police or a replacement is designated by the City Manager. For the purpose of these rules, the "Chief of Police" shall mean and include the Chief of Police, and any employee acting in the capacity of the Chief during the absence of the Chief.
14. **CONFLICTING ORDERS:** An employee who has been given an order which is in conflict with a rule, order, or directive shall respectfully inform the supervisor issuing the order of the conflict.
 - a. If the supervisor issuing the order does not alter or retract the conflicting order, the order shall stand. The responsibility for the conflict shall lie with the supervisor.
 - b. The employee shall obey the order and shall not be held responsible for disobedience of the rule, order or directive previously issued.
15. **UNLAWFUL ORDERS:** Members shall not obey any order which they believe to be unlawful. An employee who has been given an order they believe to be unlawful shall respectfully inform the supervisor issuing the order of the reason they believe the order was unlawful.
 - a. If the supervisor issuing the order does not alter or retract the order, and the member continues to believe that the order is unlawful, the member shall immediately notify a supervisor of higher rank than the supervisor who issued the original order.
 - b. No member will be disciplined for refusing to obey an order that is determined to be unlawful.
16. **SUPERVISORY/EMPLOYEE INTERVIEW FORM:** A "Supervisory/Employee interview form" is a written record of an employee interview (oral) conducted by a supervisor which can be used to memorialize performance or conduct but shall not be considered disciplinary action, unless identified as such in a current collective bargaining agreement. The interview form has, as its objective,

improved performance, or attitude on the part of the employee. Members will be given written notice of substandard performance prior to the end of the rating period.

17. **LETTER OF REPRIMAND:** A "letter of reprimand" is a formal, written notice to an employee, containing an account of conduct which is not in keeping with the rules, orders, or directives of the Department and which indicates that an employee, who repeats or persists in such conduct, may face a more severe form of disciplinary action.

C. APPLICABILITY

Employees of the Department, regardless of rank, shall be subject to disciplinary action according to the nature or aggravation of the violation or offense for: failing (whether intentionally, through negligence or incompetence) to perform the duties of their rank or assignment, or for violation of any rule, order or directive of the Department, or for failure to obey any lawful order or directive of a supervisor, for violating and/or failing to obey federal and/or state laws, as well as city and/or county ordinances regardless of whether or not criminal charges are filed, or if adjudication is withheld upon conviction. Disciplinary action will be decided on the merits and circumstances of each case.

D. IMPLEMENTATION PROCESS

1. **Disciplinary Process:**

Any employee of the Department shall be subject to a written reprimand, suspension from duty with or without pay, demotion, dismissal from the Department, or any one or more of the foregoing actions according to the nature and severity of the violation. Written counseling and discipline shall be administered in the following manner.

- a. Sergeants and Civilian Supervisors are empowered to author and issue Supervisory/Employee Interview forms. Routing process will be via the employee's chain of command, with each command level placing their initials on the form, to the Office of Internal Affairs. The Office of Internal Affairs will then forward the form to the employee's personnel file.
- b. Assistant Chiefs, Majors, Captains, Lieutenants and Civilian Managers are empowered to issue Supervisory/Employee Interview forms and make recommendations to the Chief of Police for written reprimands, suspensions, demotions, and dismissals.
- c. The Chief of Police is empowered to issue Supervisory/Employee Interview forms, written reprimands and make recommendations to the City Manager for suspension, demotion, or dismissal. The Chief shall have the power to veto any disciplinary action of a subordinate.

- d. The City Manager is empowered to issue Supervisory/Employee Interview forms, written reprimands, and order suspension from duty with or without pay, layoff, demotion, or dismissal from the Department (as provided in the Civil Service Rules and existing labor agreement).
- e. A copy of any interview form or record of any disciplinary action shall be delivered to and signed by the employee affected and the issuing supervisor/manager. A signed copy will be routed directly to the Office of Internal Affairs for dissemination and to be placed in the appropriate files.

2. Appeals:

- a. For sworn employees a Supervisory/Employee Interview form may be appealed orally or in writing only two (2) levels in the chain of command above the issuing authority. There shall be no further appeal. Civilian employees shall follow the appeal process outlined in their respective collective bargaining agreements and or the City Policy and Standards and Manual.
- b. A letter of reprimand may be appealed through the chain of command. The Chief of Police will be the final appeal for all letters of reprimand.
- c. An appeal of any suspension, demotion, or dismissal shall be processed through the Civil Service Department as provided in the Civil Service Rules and the City Policy and Standards Manual, and existing labor agreements (See Section P.S.M. 6.7.1).
- d. An informal appeal to the City Manager may be granted for a suspension, demotion, or dismissal if the request is made in writing within five (5) days of written notice to the affected employee of the action to be taken.

3. Relief From Duty or Limited Duty:

- a. An employee may be relieved from duty, with pay or reassigned to limited duty, if a supervisor determines such action to be in the best interests of the city, the employee, or the general public. Examples of why a supervisor may relieve an employee from duty include but are not limited to fitness for duty issues, emotional distress, etc.
 - (1). Any supervisor may relieve from duty, with pay or reassign to limited duty, an employee of lower rank.
 - (2). A supervisor in Internal Affairs may relieve any employee from duty, with pay, or reassign to limited duty any employee, regardless of rank, except for the Police Chief.
 - (3). Relief from duty, or reassignment to limited duty, will be made in writing, one copy of which shall be provided to the employee, and a second copy shall be provided to the Office of Internal Affairs.

- b. Any relief from duty exceeding one (1) week will be confirmed to the employee by the Chief of Police, or his/her designee, in writing. Unless instructed otherwise, the employee shall report to their district or unit supervisor the next duty day for assignment. After being relieved from duty, an employee shall not:
 - (1). Take any official police action.
 - (2). Work any off-duty police employment.
 - (3). Wear a police uniform.
 - (4). Be armed under the authority of their official position.
 - (5). Operate a city-owned vehicle.
- c. Employees reassigned to limited duty may have the same restrictions as employees relieved from duty. The Chief of Police or his/her designee will make the final determination.
- d. Any employee relieved from duty, or reassigned to limited duty, will be responsible for court attendance, if subpoenaed.

E. CONDUCT SUBJECT TO DISCIPLINE

- 1. Department employees shall be truthful in all matters and shall not lie, falsify, conceal, or fail to fully disclose relevant facts associated with any law enforcement business.
- 2. Department employees shall not engage in aiding, abetting, assisting, or soliciting another Department employee in any violation, or to commit a violation of a rule, order, or directive.
- 3. Adherence to laws, regulations, and orders:
 - a. Department employees shall abide by all laws, regulations, agency's policies, rules, and procedures.
 - b. Department employees shall obey all lawful orders including those directed from General Orders, PowerDMS, Information Bulletins or at briefings.
 - c. Department employees who are arrested or come under investigation for any offense in any jurisdiction shall immediately report this fact to their supervisor or the Duty Lieutenant.
 - d. Department employees shall report any police action taken off duty or out of jurisdiction to their supervisor or the Duty Lieutenant.

4. Unbecoming conduct: Department employees shall not conduct themselves in a manner, on or off duty that brings discredit to the employee or the agency or is disruptive to the department.

5. Neglect of duty:

a. Department employees shall perform their duties in accordance with all applicable department policies, SOPs and laws and shall take responsibility for their actions and thoroughness in the performance of their duties.

(1). Department employees shall not be unfit for regular duty due to consumption of intoxicating liquor or any chemical agent.

(2). Department employees shall not consume an intoxicating beverage while in uniform or on duty except in the performance of duty.

(3). Department employees shall not unlawfully use any controlled substances including, but not limited to Cannabis.

b. Employees shall not engage in unsatisfactory work performance, which may be demonstrated by, but is not limited to, an unwillingness or inability to perform assigned tasks, failure to take appropriate action on the occasion of a crime, disorder, or any other matter deserving police attention, repeated poor evaluations or a written record of repeated infractions of rules, order, or directives of the Department.

c. Department employees are expected to be in proper uniform while working on duty or while working an off-duty detail. The uniform shall be clean and well maintained.

d. Department employees shall discharge their duties in an expeditious manner to avoid any unnecessary delays to the public in their performance of their duties and activities.

e. Each Department employee is required to have a telephone at which he/she may be reached as situations require. This telephone number and his/her correct residential address must be kept on file at the Department and any change in such address and/or telephone number must be reported immediately after making such change. All Department personnel whose primary or collateral assignment is subject to call-out, must have a mobile phone with texting capability.

6. Accountability and responsibility:

a. Department employees are directly accountable for their actions, through the chain of command to the Chief.

- b. Department employees shall report for duty, including court and off-duty assignments, at the time and place required.
- c. All on-duty employees and those working off-duty police details shall have their radios on for the district in which he or she is working and shall be attentive to same to assure availability for police service unless directed otherwise by a supervisor.
- d. Department employees shall follow the chain of command, beginning with the immediate supervisor.
- e. Officers have a duty to intervene to prevent or stop wrongdoing by another officer when it is safe and reasonable to do so.
- f. Department employees shall notify a supervisor or the Office of Internal Affairs, as soon as possible, of any misconduct of another employee, to include any violations of law or policy.
- g. Department employees shall cooperate fully in any internal administrative investigation conducted by this or any other authorized agency, and shall not attempt to conceal, divert, or mitigate any culpability of theirs or others by falsehood or omissions.
- h. Department employees shall utilize agency supplies, property, and equipment in accordance with established department rules, policies and procedures and shall not intentionally abuse, destroy, dispose of, or damage these items.
 - (1). Department employees will report any theft, or loss of, or damage to any property owned by the City.
 - (2). Department employees shall not intentionally disconnect, manipulate, alter, or disable the intended function of any Department owned or installed hardware, software or technology or allow another person to do so.
 - (3). Department employees shall not access, use, disseminate, or copy information from law enforcement databases, websites, or databases containing employees' personal identifiable information (PII) that are not related to legitimate business purposes. Examples of official law enforcement sites are DAVID, FCIC, NCIC, DOJ, DJJ etc. This includes, but not limited to idle curiosity and personal use.

7. Conduct toward fellow department employees:

- a. Department employees shall conduct themselves in a manner that fosters cooperation among members of this agency, showing respect, courtesy, and professionalism in their dealings with one another.

- b. Department employees shall not use language or engage in acts that demean, harass, or intimidate other employees.
8. Conduct toward the public:
- a. Department employees shall interact with the public in a civil and professional manner that conveys a service orientation to foster public trust and cooperation and adheres to the concepts associated with procedural justice.
 - (1). Department employees shall treat individuals with courtesy, respect, and dignity.
 - (2). Department employees shall not use language or engage in acts that demean, harass, or intimidate individuals.
 - (3). Department employees shall perform their duties equitably in both the enforcement of laws and the delivery of law enforcement services within the community.
 - (4). Department employees shall provide name, badge, or Computer Control Number (CCN) or both, upon request of any person, unless directed not to do so by a supervisor (i.e., during a disturbance or protest).
9. Abuse of law enforcement authority or position:
- a. Department employees may not accept any goods, services, or discounts not available to the general public, with the expectation to influence or persuade the performance of any official act or duty.
 - b. Department employees shall not use their authority or position:
 - (1). For financial gain.
 - (2). To obtain or grant privileges or favors.
 - (3). To avoid the consequences of illegal acts for themselves or others;
or
 - (4). To barter, solicit, or accept any goods or services, such as gratuities, gifts, discounts, rewards, loans, or fees, whether for themselves or others with the expectation to influence or persuade the performance of any official act or duty.
 - c. Department employees shall not purchase, convert to their own use, or have any claim to found, impounded, abandoned, or recovered property or any property held or released as evidence.

- d. Department employees shall not permit the use of any agency-issued identification, badge, or official document by unauthorized persons.
- e. Department employees are prohibited from using law enforcement sensitive information gained through their position to advance financial or other private interest of theirs or others.
- f. Department employees shall not steal, forge, or tamper with any official law enforcement document. Documents shall not be altered or duplicated unless actions are approved by a supervisor, and for legitimate business purposes.
- g. Department employees shall not take or release photographs capturing sensitive information or images unless authorized to do so.
- h. Officers shall not initiate any investigations or other official action that is not part of their regular duties without first obtaining permission from their supervisor and documenting their actions in an incident report, unless the exigency of the situation requires immediate law enforcement action.
- i. Officers involved with any civil action that arises from acts performed under color of authority shall inform their supervisor.

10. Prohibited associations and establishments:

- a. Officers shall not knowingly commence or maintain a relationship with any person who is under criminal investigation, indictment, arrest, or incarceration by this or another law enforcement or criminal justice agency or who has an open and notorious criminal reputation in the community (for example, persons who they know or should know, or have reason to believe are involved in criminal activity) except as necessary for the performance of official duties or where unavoidable or impractical because of pre-existing familial or marital relationships. In such cases where regular household, physical, or telephone contact is unavoidable, the officer shall inform, their supervisor of the relationship.
- b. Officers shall not knowingly engage in social or romantic relationships with confidential informants, victims, or witnesses involved with active investigations.
- c. Officers shall not participate or interfere in investigations involving family members or persons with whom they have a close personal relationship or business relationship.
- d. Except in the performance of official duties, officers shall not enter any establishment in which the law is knowingly being violated.

11. Public statements, appearances, and endorsements:

- a. Officers shall follow this agency's policy on social media.

- b. Officers shall not, when officially acting as a representative of this agency:
 - (1). Divulge or willfully permit to have divulged any information gained by reason of their position, for anything other than its official, authorized purpose; or
 - (2). Unless expressly authorized, make any statements, speeches, or public appearances that could reasonably be considered to represent the views of this agency.
 - c. Officers shall not solicit or accept contributions for this agency or, as a law enforcement officer of this agency, for any other agency, organization, event, or cause without the express consent of the Chief or his/her designee.
 - d. Officers may not, as an agent of this agency, endorse, recommend, or facilitate the sale of commercial products or services without approval of the Chief or his/her designee. This includes but is not limited to the use of tow services, vehicle repair shops, attorney, bail bondsmen or other technical professional services. It does not pertain to referrals to appropriate governmental community or social services.
12. Political Activity- As a private citizen, employees will not state or imply in any way that their political views represent the Fort Lauderdale Police Department. Employees shall follow applicable laws regarding their participation and involvement in political activities. Where legal mandates are silent on this issue, employees shall be guided by the following examples of prohibited political activities while on duty, in uniform, or otherwise serving as a representative of this department:
- a. Placing, affixing, or displaying any campaign literature or other political paraphernalia in or on city-owned or controlled property, to include offices or vehicles.
 - b. Soliciting political funds from any member of this agency or another governmental agency of this jurisdiction.
 - c. Lobbying or soliciting contributions, signatures, or other forms of support for political candidates, parties, or ballot measures.
 - d. Using of official authority to interfere with any election or with the political actions of other officers or the general public.
 - e. Favoring or discriminating against any person because of political opinions or affiliations.
 - f. Endorsing a particular candidate or political issue in any way.
 - g. Using the name of the Fort Lauderdale Police Department in any campaign literature as endorsement. Police Department equipment,

uniform, or insignia are not authorized to be used in any political campaign.

- h. This section is not intended to preclude the Fraternal Order of Police (FOP) from conducting normal day to day operations.


F. REPORTING POLICE INTERACTION

a. Employee's Duties

- (1). Employees shall advise their supervisor or the Duty Lieutenant, as soon as practical, when they have been the suspect/subject of any police action/investigation while off duty, with the exception of a non-criminal traffic investigation.
- (2). The only information required from the employee is the date, time, location, responding agency and the case number, if available.

b. Supervisor's Duties

- (1). The Duty Lieutenant, when notified of an employee being the suspect/subject of any police action/investigation while off-duty, shall immediately notify the Commander of Internal Affairs and the Bureau Assistant Chief.

POLICY 315	BODY WORN CAMERA (BWC) POLICY	
	12/17,11/18,12/18,10/19,11/19,10/20, 07/22	RELATED POLICIES: 105.0
	CFA STANDARDS: 32.02	REVIEWED:AS NEEDED

A. PURPOSE

The purpose of this policy is to provide department personnel who are equipped with Body Worn Cameras, guidelines for the use, management, storage, and retrieval of audio-visual media recorded by body worn camera systems. The use of body worn cameras may increase the ability of users to effectively enforce the law, obtain evidence for criminal prosecutions, protect department personnel from false allegations of misconduct, document interactions with the public, increase departmental transparency and improve conduct by all parties during police/public interactions.

BWC systems are not a substitute for department members’ reasonable beliefs and perceptions and cannot account for the physiological responses during critical incidents such as visual tunneling and auditory exclusion. BWC recording systems should not be viewed as the sole measure of truth or as the totality of the circumstances, because such systems and their inherent limitations only capture video and audio evidence from the camera’s physical position on the scene and not necessarily from the user’s overall perspective.

B. POLICY

It is the policy of the Fort Lauderdale Police Department to utilize BWC to document law enforcement interactions with the public by capturing evidence of the actions, conditions and statements of all involved parties. Sworn staff members, with the exception of Detention Corporals, Detection Officers and Reserve Officers, below the rank of lieutenant are required to use BWCs while engaged in field activities. All sworn staff, regardless of rank or assignment shall utilize BWCs while working off-duty details.

Exceptions to this policy may be granted by the Chief of Police or designee as deemed appropriate. Department members assigned to work undercover, or when the use of a BWC would be deemed impractical for the task assigned are exempted. Department members who are assigned to work in the Special Investigations Division (SID) or Task Force assignments with agencies prohibiting the use of BWC systems are exempted. Per the National Bomb Squad Commanders Advisory Board (NBSCAB), video recording of techniques, tactics, and procedures used by the Bomb Squad during down range operations is strictly prohibited. Criminal Investigations Division (CID) and Street Crimes Division (SCD) detectives shall have the BWC immediately accessible for use at all times and shall be utilized in circumstances of actual or potential enforcement action as a situation dictates.

All department members will be indemnified and held harmless by the City of Fort Lauderdale for any civil liability resulting from their work related use of the BWC, in

accordance with Section 2-42, Code of Ordinances of the City of Fort Lauderdale.

C. DEFINITION:

1. **Digital Evidence System Administrator (DESA):** Department member with full administrator rights who assigns and tracks BWC equipment, controls passwords, acts as a liaison with equipment vendor representatives, manages the department's BWC devices, and is responsible for overseeing the retention and dissemination of all digital evidence stored in the digital evidence management system.
2. **Evidentiary Value:** A recording of an incident or encounter has evidentiary value if it could be considered useful for investigative or prosecutorial purposes, including, but not limited to, a crime, arrest, administrative investigation, a search, an inventory, response to resistance incident, pursuit, expedited or emergency response, or incidents involving injury or death.
3. **DEMS:** Cloud based digital evidence management system, containing all evidence captured, obtained, or imported into the database.
4. **Powered On:** The BWC is powered on in either an Activated or Deactivated state, i.e. the BWC is recording or ready to record immediately upon activation.
5. **Activation:** The BWC is powered on and recording.
6. **Standby Mode (Deactivation):** The BWC is powered, but is not recording. The BWC is maintaining a 30 second pre-recorded video buffer, in the event it is activated, the previous 30 seconds of video will be included in the recording without audio.
7. **Live Mapping:** Allows authorized users to review the real-time location of officers actively recording an incident under emergency circumstances.
8. **Live Streaming:** Allows authorized users to remotely view officers' BWC video while the officer is actively recording.
9. **Axon Signal:** Ability for the officer's BWC to be automatically activated upon a CEW being turned on by the same officer. This function will not turn on during a proper spark test.

D. GENERAL PROCEDURES

1. BWC placement on the user shall be in accordance with the BWC systems manufacturer's instructions using the issued camera mounts. The BWC must be worn on the front of the torso, between the collar bone and navel, and must be unobstructed.

2. Plain clothes personnel (CID/SCD) may wear their BWC on the dress shirt or polo shirt when engaged in law enforcement actions, there is a potential that law enforcement action will take place, or during interviews. The camera must be worn so that its view is unobstructed and shall be worn using the issued camera mounts.
3. Any time the BWC is activated it shall be worn by using the issued camera mounts with the exception of utilization during the View Live function on the tablet or prisoner transport to capture activity in the prisoner compartment of the vehicle. It shall be incumbent upon the officer to return the BWC to the mount prior to exiting their vehicle. Station Report Officers are permitted to place the BWC on the desk to capture interactions with reportee.
4. General maintenance of the BWC shall be the responsibility of the department member issued the BWC. The equipment shall be operated in accordance with this policy, the manufacturer's recommended guidelines, and in compliance with the officer's training.
5. At the beginning of each shift, the assigned department member shall perform an inspection to ensure that the BWC is functional and fully charged.
6. Malfunctions, damage, loss, or theft of the BWC must be immediately reported to the BWC user's supervisor. A police report shall be completed any time a BWC is damaged, lost, or stolen.
7. Replacement BWC equipment may be obtained from the DESA during normal business hours. During non-business hours, a supervisor shall contact the DESA or their designee via email at BodyCamAdmin@fortlauderdale.gov to resolve the issue.
8. The configuration of the BWC's capabilities shall be set for a 30 second pre-record buffering mode without audio.

E. BEHAVIORAL THREAT ASSESSMENT:

All BWC users have the discretion to activate their BWC when participating as part of a Behavioral Threat Assessment team with Broward County School employees/ officials.

However, BWC users shall activate their BWC if during the process they are in any encounter with:

1. Student(s) who is/are the subject of a Behavioral Threat Assessment.
2. Witness(s)/Victim(s) to a potential criminal act.
3. Parent(s).
4. Any individual(s) who is/are not part of the assessment team.

F. BODY WORN CAMERA PROCEDURES

1. Prior to engaging in law enforcement activity with the public, all BWC users shall activate their BWC, provided that the activation does not compromise their safety or the safety of others. The BWC user may, at their discretion, inform a member of the public that the BWC has been activated.
2. All BWC users shall have their BWC powered on and in pre-recorded (buffer mode) while on duty, working off-duty details or while in uniform operating a marked vehicle.
3. All BWC users shall activate their BWC upon arrival to all calls for service.
4. All BWC users shall start and stop recordings by using the event button. Users shall not use the power ON/OFF switch to stop or start recordings. A hard stop using the power ON/OFF switch will damage the internal battery and control unit of the BWC.
5. Any time a BWC user has a member of the public in their care or custody, the BWC shall remain activated, for the duration of time that the member of the public is in the user's care or custody.
6. Any time an officer is involved in a fleeing vehicle/pursuit or driving in an emergency fashion (code 3 response), their BWC shall be activated if it is safe to do so.
7. BWC users shall activate their BWC during any encounter with an individual that may result in a Baker Act or Marchman Act.
8. Department members using a BWC during an interview, interrogation, statement, confession, and/or utterance shall:
 - a. Document the existence of a BWC recorded statement on all related reports or citations.
 - b. Properly record Miranda warnings, when given.
 - c. Attempt to secure signed consent and/or waiver forms.
 - d. Document all consents, waivers, and/or refusals on camera and in writing.
 - e. Supplement the BWC with a digital recording via the supplied viewer tablet.
9. Once the BWC is activated to record an interaction, it shall remain on until the event has ended. If it becomes necessary to turn off the BWC prior to the conclusion of a recorded incident, the user shall verbally record the reason prior to the deactivation, if it is safe and practical to do so.
10. When BWC users are interacting with victims, witnesses and others from the community who request NOT to be recorded, department members shall:

- a. Use discretion in balancing the value of obtaining a recording with the victim's, witness', or community member's reluctance to provide information while being recorded.
 - b. If the suspect of a crime is present, the BWC user shall not turn off the BWC.
 - c. If the BWC user decides to deactivate the BWC at the request of a victim, witness, or community member, the reason for the deactivation shall be verbally recorded prior to the deactivation. Additionally, the BWC user should attempt to record the victim's/witness'/community member's refusal to being recorded.
11. BWC users are not expected to record casual interactions with the public, such as exchanging pleasantries, providing directions, or while attending community meetings.
 12. BWC users providing assistance to, or receiving assistance from, an outside agency shall without compromising the safety of the user or others, notify such officer(s) that the incident is being recorded via a BWC.
 13. BWC users may deactivate the BWC at the conclusion of a law enforcement interaction with the public.
 14. If there is no evidentiary value, BWC users shall ensure their BWC is docked/uploaded at least once every shift.
 15. If the BWC captures any media of evidentiary value, BWC users shall ensure their BWC data is uploaded before the end of their shift, or prior to the device reaching maximum storage capacity, whichever comes first. If a user is unable to upload their data prior to the end of their shift, they shall obtain approval from a supervisor who shall send an email to the DESA at BodyCamAdmin@fortlauderdale.gov advising of the reason for the delay.
 16. The BWC shall not be used for the purpose of generating compensation through unnecessary or frivolous usage.
 17. BWC users shall ensure that all captured videos are properly categorized and labeled with the proper retention categories and, when applicable, the properly formatted agency case number for all videos (for example, 34-1234- 567890).
 18. All BWC users shall ensure that all captured evidence taken in Axon Capture is properly categorized and labeled with proper retention categories and the properly formatted agency case number (for example, 34-1234-567890)
 19. Authorized users shall only access BWC footage in accordance with their assigned duties.

20. A user MAY deactivate their BWC during non-enforcement activities including but not limited to:
 - a. When directing traffic
 - b. When remaining on an accident scene, where the BWC user is not interacting with a member of the public
 - c. Waiting for a tow truck
 - d. Meal breaks
 - e. Assigned to a static post, where a user is not in contact with citizens
 - f. When discussing a specific case or exploring investigative strategies or options with others.
 - g. Department members are not required to deactivate their BWC when in contact with the public if they feel it is in their best interest to continue recording.
21. Prior to deactivating the BWC, users shall make a recorded announcement as to the reason the device is being deactivated. After a BWC is deactivated, it is the user's responsibility to ensure they reactivate their BWC should the circumstances require it.
22. BWC Users shall promptly notify their immediate supervisor of any prohibited footage inadvertently captured by their BWC.
23. BWC users who fail to activate their BWC at the onset of an incident that requires recording shall activate the BWC as soon as it is safe to do so. If a user fails to activate, interrupts, or deactivates their BWC during any portion of a situation that requires recording, the user shall notify their supervisor and the DESA via email at BodyCamAdmin@fortlauderdale.gov as soon as possible, advising of the reason for the failure. In cases which require a police report, the BWC user shall document in the report the reason they failed to record the entire incident.
24. BWC users shall document in the narrative of their incident report, supplement, or probable cause affidavit that the incident was captured on their BWC.
25. BWC equipped department members and other employees involved in a recorded incident shall have the option to review recordings of an incident captured by a BWC when preparing written reports, supplements, or providing statements regarding any event arising within the scope of their official duties. However, if the BWC recording(s) is reviewed prior to authoring a report or supplement the following statement will be added to the report/supplement:

“The content of this document is based on information obtained during the course of my investigation, my observations of the incident and a review of the recording captured by a body worn camera system.”

26. BWC users shall ensure that the BWC field in OSSI is marked yes (Y) when completing an incident report.
27. While completing the incident module, select one of the dropdown options in the Officer Narrative section. The dropdown options are:
 - a. No BWC and Affidavit
 - b. BWC, Viewed and Affidavit
 - c. BWC and Affidavit
 - d. Domestic Violence, Sexual Assault, BWC and Affidavit
28. Nothing contained in this section shall apply to an officer's inherent duty to immediately disclose information necessary to secure an active crime scene or to identify suspects or witnesses.

G. SUPERVISOR RESPONSIBILITIES

1. Supervisors may activate their BWC while handling phone complaints and the caller shall be advised the call is being recorded.
2. When notified of any prohibited footage inadvertently captured by a User's BWC, the supervisor will notify the DESA via email at BodyCamAdmin@fortlauderdale.gov so appropriate action can be taken.
3. In any incident where an employee alerts a supervisor of a failure to activate his/her BWC, the supervisor shall, as soon as practical, review the incident footage available from other employees' BWC, who were present at the incident/scene before determining if any further action is necessary.
4. Perform a periodic review of actual BWC practices, including but not limited to recorded media, to ensure conformity with the agency's policies and procedures, in accordance with § 943.1718, Florida Statutes
5. Performing an audit of the DEMS, to ensure users are in compliance with the BWC policy. This will include department members activating their cameras on calls for service and uploading their digital evidence as required.

H. AWARE AND LIVE STREAM PROCEDURES

1. Axon Body 3 cameras (BWC) have built-in capabilities, which will provide real-time alerts, real-time location, and live streaming of critical incidents to include, but not limited to, the following:

- a. Active shooters
 - b. Officer involved shootings
 - c. Locating downed officer
 - d. Mass casualty event
 - e. Special Operations
 - f. Civil Unrest
2. Location and livestreaming are only available while the BWC is on and recording. Livestream can only be accessed by authorized users with proper permissions.
 3. These are three features that will alert an officer the livestream function has been activated:
 - a. The LCD display screen will show the “Livestream” icon while livestream is on.
 - b. If the officer has the volume on, the camera will provide three short rising pitch tones and one long vibration.
 - c. The Operation LED will change colors and blink purple.

4. Audit Trail

When a livestream is accessed, the information is automatically logged in both the user and device audit trails. The user audit trail will show the date-time the livestream is accessed and closed, along with the serial number of the Axon Body 3 camera. The device audit trail shows the date-time the livestream was accessed and closed and shows which user accessed the stream.

5. Axon Aware and Role Permissions

The department’s Digital Evidence System Administrator (DESA) shall enable the appropriate permissions for the Roles authorized to utilize the Axon live mapping and live streaming function. The Axon Aware capability permissions will be granted to the rank of Lieutenant or higher and can only be used for the listed incidents in H. 1. or exigent circumstances.

I. INCIDENTS INVOLVING DEATH OR SERIOUS BODILY INJURY

1. Department members equipped with a BWC may encounter situations where critical incidents or special circumstances are captured on video. These situations require an immediate response from investigative units and include, but are not limited to, the following:

- a. Officer-involved shootings.
- b. Officer use of force resulting in serious injury or death.
- c. Officer-involved traffic crashes with fatalities or serious injuries.
- d. Serious injury or death of an officer in the line of duty.

During these circumstances department members equipped with a BWC that captured the incident shall notify a supervisor as soon as possible. The BWC shall be deactivated when the officer's interaction with the public has concluded.

2. The BWC shall remain affixed to the user in the same position it was worn throughout the event and shall not be removed unless necessary to render emergency medical attention. The lead investigator or designee will coordinate the response of the DESA or designee, who will retrieve the BWC from the user(s) and process it according to the agency's evidence handling standards. The DESA will be responsible for the recovery and storage of all evidence captured by the BWC.

J. PROHIBITIONS/ RESTRICTIONS:

1. The BWC shall not be used to record personal activity.
2. The BWC shall not be intentionally activated to record conversations of fellow employees without their knowledge during routine non-enforcement activities.
3. Except in the course of an active criminal investigation, the BWC shall not be activated in places where a reasonable expectation of privacy exists.
4. The BWC shall also be turned off ("powered down") when the user enters a restroom, locker room, and medical facilities for personal reasons.
5. Department members shall not make copies of any BWC recordings.
6. Department members shall not capture a screen shot of BWC recordings for their personal use and are prohibited from using a recording device such as a phone camera or secondary video camera to record such.
7. Department members shall not erase, alter, or tamper with any BWC recording.
8. No BWC recordings shall be posted on any social media site without prior approval from the Chief of Police or designee and the City Manager or designee.
9. Department members assigned a BWC shall not allow members of the public to review the recordings unless supervisory approval is obtained from a lieutenant or higher. Reviewing supervisor should take into account the individual's, who is captured on BWC, privacy rights, i.e. video obtained from inside a residence,

medical/mental health facility, etc. when determining if the video should be shown to a member of the public.

10. Department members are prohibited from using any BWC that is not assigned to them. If a department member accidentally uses the wrong BWC for their shift, they must contact the DESA via email at BodyCamAdmin@fortlauderdale.gov and their shift supervisor to have the data reassigned to their profile.
11. Department members shall not have other personnel dock their camera, with the exception of a DESA, when necessary.
12. Department members shall not intentionally obstruct the lens or microphone, or otherwise compromise the functionality of a BWC.
13. Supervisors shall not review recordings without cause or for the sole purpose of searching for violations of departmental policy not related to a specific cause, complaint or incident.
14. BWC users shall not activate the BWC while inside any police or City of Fort Lauderdale owned/leased facility in areas not accessible to the public, unless the user is in the process of handling an official law enforcement matter.
 - a. BWC shall not be activated during roll call, during non-investigative staff meetings, hearings, and encounters with other officers, supervisors, and command staff.
 - b. BWC shall not be used during an administrative investigation/interview.
 - c. BWC shall not be activated during training (e.g., Firing Range, Academy, Roll Call Training, etc.).
15. Department members shall not use any other electronic recording devices.
16. Department members shall not use any devices or employ any means to intentionally interfere with the capability of the body camera.
17. BWC users shall not intentionally terminate a recording or fail to activate the BWC in order to commit a violation of departmental policy.
18. BWC users shall not activate the BWC in the vicinity of a breath test instrument, to include, but not limited to, the DUI Breath Testing Facility (B.A.T.) and DUI Unit vehicles, while conducting breath tests.

K. OFF-DUTY DETAILS

All sworn personnel, regardless of rank, shall adhere to all aforementioned guidelines and

procedures regarding the BWC. While engaged in off-duty details, BWC users shall upload their BWC footage at the beginning of their next regularly scheduled shift.

The exceptions requiring immediate uploading are as follows:

1. Make or capture an arrest
2. Response to resistance
3. Incidents involving injury or death
4. Absence longer than the BWC users regular days off
5. Searches of individuals, vehicles or property

L. OFF DUTY

It is recognized that off-duty officers may have to take enforcement action. This action may result in incidents not being recorded. When this occurs, department members shall document their actions and reason for not having their BWC in the incident report.

M. DOCKING / STORAGE AND SECURITY PROCEDURES

1. At the end of a BWC user's shift, they shall securely upload the media contained on their BWC utilizing the approved upload procedures (docking station). At no time will a user utilize the SYNC cable to upload media from their MDT or other device. BWC media will be stored utilizing a secure storage server. All media will be stored utilizing approved security methods in compliance with Criminal Justice Information Services (CJIS) standards.
2. By the end of a BWC user's shift, all evidence on their tablet shall be uploaded. The user shall utilize the authorized Wi-Fi access points in city buildings or their marked vehicle, if equipped.
3. At no time shall any department member, other than the user issued the BWC touch, handle, or remove the BWC from the docking station. The only exception is removal by the DESA for a maintenance related issue. If an investigator is working an administrative or criminal investigation where the BWC contains evidence related to an active investigation, the investigator will contact the DESA to have the BWC removed from the docks.
4. Files will be securely stored in accordance with state records retention laws. However, files may be retained for longer than state record retention laws require if there is an investigative, prosecutorial, or training need for the files.
5. Each video recording shall have a chain of custody audit trail which documents all events associated with the digital evidence.

N. RETENTION AND DISSEMINATION

1. All video recordings collected using a BWC system are official records and the exclusive property of the City of Fort Lauderdale.
2. BWC recordings shall have any captured Criminal Justice Information (CJI) redacted prior to public release, in accordance with public records laws.
3. In the event of an accidental recording, a case number will be assigned and the video will be marked "pending review." Email notification will be made to BodyCamAdmin@fortlauderdale.gov advising of the accidental capture.
4. BWC recordings shall be maintained, at a minimum, in accordance with Section 119.071(2)(1)1-8 of Florida Statutes and the State of Florida General Records Retention Schedules.
5. A department member's request to delete recordings of a personal nature must be submitted in writing to the DESA and approved by the Chief of Police or designee, after consultation with the City Attorney or designee. All applicable public records and records retention laws shall be taken into account before a decision is reached regarding the deletion of a BWC recording. All requests and final decisions shall be kept on file.
6. Digital media collected by a body worn camera system may be a public record as defined by Florida Statutes and federal laws. As such, the applicable Florida Statutes and federal laws will govern the handling of all public records request.
7. All BWC recordings shall be uploaded to the contracted vendors cloud server. The department reserves the option to utilize alternative storage methods on a case-by- case basis at the discretion of the Chief of Police or designee.
8. Approved Lieutenants, Sergeants, and Detectives will be given download rights for accessing Body Worn Camera audio and video recordings. These downloads are for investigative purposes only and are not to be disseminated to the public without approval from the Chief of Police or designee.

O. DIGITAL EVIDENCE SYSTEM ADMINISTRATOR (DESA)

The DESA is responsible for the BWC systems' overall maintenance, management, and retention of data, and acts as the technology liaison to the Forensics Unit and associated vendors. The DESA also has the following duties:

1. Ensuring that all users are trained in the use of the BWC system and equipment prior to being issued their equipment.
2. Configuration of the evidence storage system and assigning access roles under direction of the Chief of Police or designee.

- a. BWC users have access only to their recordings
 - b. Detectives can access all videos for investigation purposes.
 - c. The DESA has access to all recordings on the system.
 - d. Media Relations has access to all files.
3. Managing BWC inventory, issuing devices, training, and updating device settings.
 4. Assisting with manual uploads to the external cloud server.
 5. Managing recordings to include restricted/prohibited footage pursuant to direction from the Chief of Police. Notifying the Chief of Police when video evidence software logs indicate deleted, copied, and/or edited recordings.
 6. Managing the list of retention categories and notifying supervisors when users fail to categorize their BWC recordings or otherwise fail to properly use, store, or maintain their issued BWC.
 7. Providing support to department employees in all aspects of the BWC system.
 8. Ensuring that all evidence categories have the correct records retention settings according to the applicable records retention schedules and Department Policy.
 9. Conducting forensic reviews, when directed by the Chief of Police or designee to determine whether BWC equipment and/or recorded data have been tampered with.
 10. Continuously monitoring this policy with a documented analysis to identify necessary modifications and/or continuations. The documented analysis shall be forwarded to the Chief of Police via the Chain of Command for the purposes of evaluating the effectiveness of using the BWCs.

P. TRAINING

Department members shall only be issued BWCs after they have received agency approved training. The DESA will ensure all BWC training meets current laws, manufacturer guidelines, and specifications, as well as department policy. Initial training shall include:

1. A thorough review of this policy, relevant state and federal laws governing consent, rules of evidence, privacy, and public disclosure.
2. Hardware operation, charging, docking, malfunctions, lost or damaged equipment.
3. Categorization, video upload procedures, video access, security, retention guidelines, reporting improper recordings, and presenting digital evidence in court.
4. Hands-on exercises that replicate operating the BWC.

Friday, October 27, 2023								
Patrol Division								
PSA Midnights 1900 10hrs					10/30/2023 09:02:53	19:00 05:00	10	
District 2								
District 2 Public Safety Aide								
<input type="checkbox"/>	Public Safety Aide	MITCHELL, JAMES	6725	+CTSSPSA	✓	23:00 04:00	5	
PTL Alpha - Shift 3 2100 10hrs					10/30/2023 09:02:53	21:00 07:00	10	
District 2								
District 2 Sergeant								
<input type="checkbox"/>	34D26 Sergeant	JACKSON, KYLE (MOTOR/TASER)	1926	OTSCO	✓	20:00 21:00	1	
<input type="checkbox"/>		JACKSON, KYLE (MOTOR/TASER)	1926	R	✓	21:00 07:00	10	
<input type="checkbox"/>	34D28 Sergeant	CALDERA, JAN (40MM/AED/RIFLE /SAGE/SWATSp) {V11742}	1814	R V11742	✓	21:00 07:00	10	
District 2 South								
<input type="checkbox"/>	34A40 Police Officer	MATHIAS, MICHAEL (40MM/QRF/RIFLE) {V7059}	1921	R V7059	✓	21:00 07:00	10	
<input type="checkbox"/>	34A41 Police Officer	HURLEY, BRIAN {V10288}	2110	R V10288	✓	21:00 07:00	10	
<input type="checkbox"/>	34A42 Police Officer	BEDOYA, BRAYN (40MM/HG/QRF/RIFLE /TASER) {V11040}	2015	OTVCDOTHV11040	✓	11:00 14:30	3.5	
<input type="checkbox"/>	34A43 Police Officer	LAMPARELLI, DANIELLE (RIFLE) {V10277}	1966	V V10277	✓	21:00 07:00	10	
<input type="checkbox"/>		-			✓	21:00 07:00	10	
<input type="checkbox"/>	34A44 Police Officer	ELIZEE, ARIELLE (CNT/TASER) {V11277}	1925	CTCBCBV11277	✓	08:00 11:00	3	
<input type="checkbox"/>		ELIZEE, ARIELLE (CNT/TASER) {V11277}	1925	V V11277	✓	21:00 23:30	2.5	
<input type="checkbox"/>		-			✓	21:00 23:30	2.5	
<input type="checkbox"/>		ELIZEE, ARIELLE (CNT/TASER) {V11277}	1925	R V11277	✓	23:30 07:00	7.5	
<input type="checkbox"/>	34A46 Police Officer	MUNIZ-BUENO, ORLANDO (RIFLE/TASER) {V10599}	1991	R V10599	✓	21:00 07:00	10	
<input type="checkbox"/>	34A48 Police Officer	DIAZ, JUAN (40MM/HG/MOTOR/QRF/RIFLE) {V11757}	2014	R V11757	✓	21:00 07:00	10	
District 2 Central								
<input type="checkbox"/>	34A50 Police Officer	RADUSHKA, ANNA (RIFLE) {V10280}	2084	R V10280	✓	21:00 07:00	10	
<input type="checkbox"/>	34A51 Police Officer	??		\$c #1	✓	23:00 04:00	5	
<input type="checkbox"/>	34A58 Police Officer	CLARKE, RUSHANE (40MM/QRF/RIFLE /TASER) {V11658}	1993	R V11658	✓	21:00 07:00	10	
<input type="checkbox"/>	34A59 Police Officer	SCIORTINO, CIRO (40MM/QRF/RIFLE) {V10286}	1997	R V10286	✓	21:00 07:00	10	
District 2 Central FTO								
<input type="checkbox"/>	34I356 Police Officer	GOTTSTEIN, ANDREW (40MM/CISD /FTO/RIFLE/SWATSp/TASER) {V11280}	1954	TC V11280	✓	08:00 18:00	10	
District 2 EXA								
<input type="checkbox"/>	34A61 Police Officer	CRANMER, KEITH (TASER) {V11520}	1567	FS V11520	✓	21:00 07:00	10	
<input type="checkbox"/>		-			✓	21:00 07:00	10	
<input type="checkbox"/>	34A63 Police Officer	GOMEZ, JOSHUA (TASER)	2049	MW	✓	21:00 07:00	10	
<input type="checkbox"/>		-			✓	21:00 07:00	10	
<input type="checkbox"/>	34A64 Police Officer	OBERSTEIN, JEREMY (TASER) {V10289}	2118	R V10289	✓	21:00 07:00	10	
<input type="checkbox"/>	34A65 Police Officer	DEL VALLE, ROBERTO	2104	R	✓	21:00 07:00	10	
<input type="checkbox"/>	34A68 Police Officer	??		\$c #1	✓	23:00 04:00	5	



ATTENDANCE LOG

Please return completed roster to the Training Unit

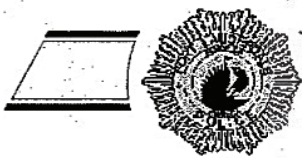
Course Title: IN SERVICE BLOCK TRAINING - TAC -MED

Instructor: TRAINING UNIT Date: September 7, 2023

Total Hours: 1 Credit: MR GROUP

	CCN	RANK	LAST NAME	FIRST NAME	SIGNATURE
1	1332	Sgt.	Ogden	Darren	<i>[Signature]</i>
2	1222	Sgt.	Renner	Mark	<i>[Signature]</i>
3	1422	Sgt.	Williams	Jerry	<i>[Signature]</i>
4	2089	Ofc.	Bodine	Jamie	<i>[Signature]</i>
5	2074	Ofc.	Camac	Daniel	<i>[Signature]</i>
6	2048	Ofc.	Dougherty	Kevin	<i>[Signature]</i>
7	1692	Ofc.	Fairburn	Justin	<i>[Signature]</i>
8	2102	Ofc.	Fermin	Samuel	<i>[Signature]</i>
9	2071	Ofc.	Frankland	Alisa <i>Already Attended</i>	
10	6726	Corpl	Fuller	Jerald	<i>[Signature]</i>
11	2021	Ofc.	Hirsch	Karl	<i>[Signature]</i>
12	1369	Det.	Hoover	Amy	<i>[Signature]</i>
13	1921	Ofc.	Mathias	Michael	<i>[Signature]</i>
14	2121	Ofc.	McKeon	Ryan	<i>[Signature]</i>
15	1981	Ofc.	McLendon	Kenna	<i>[Signature]</i>
16	1672	Ofc.	Rissone	Daniel	<i>[Signature]</i>
17	1756	Ofc.	Ras	Dariusz	<i>[Signature]</i> 1756
18	2092	Ofc.	Rodriguez	Jeffrey	<i>[Signature]</i> 2092
19	2020	Ofc.	Salazar	Andrew	<i>[Signature]</i> 2020
20	1308	Det.	Shields	Timothy	<i>[Signature]</i> 1308
21	1922	Ofc.	Torres-Gusman	Roberths	<i>[Signature]</i>
22	1796	Sgt.	Eugene	Herns	<i>[Signature]</i>
23	1730	Ofc.	Giles	Taurine	<i>[Signature]</i>
24					
25					
26					
27					
28					
29					





Fort Lauderdale

POLICE

Training Unit

ATTENDANCE LOG

Please return completed roster to the Training Unit

Course Title: IN-SERVICE BLOCK TRAINING - TAC-MED

Instructor: TRAINING UNIT Date: MAY 17, 2023

Total Hours: 1 Credit: MR GROUP

	CCN	RANK	LAST NAME	FIRST NAME	SIGNATURE
1	1433	Lt.	Jenkins	Jeffrey	
2	1557	Sgt.	Bazzi	Tarek	
3	1395	Sgt.	Jackson	Todd	
4	1614	Sgt.	Landau	Eric	1614
5	2011	Ofc.	Baker	George	
6	2086	Ofc.	Barmore	Terrance	
7	2023	Ofc.	Barragan	Freddy	
8	2046	Ofc.	Cardoso de Camargo	Patricia	
9	1502	Det.	Emala	Matthew	1502
10	1963	Det.	Horst	Shaun	
11	2110	Ofc.	Hurley	Brian	
12	1447	Det.	Martinez	Yvette	1447
13	1504	Det.	Innocent-Doles	Lorette	1504
14	1685	Ofc.	Preston	William	1685
15	2117	Ofc.	Quintero	Oliver	2117
16	2068	Ofc.	Rebello	Rafael	
17	1927	Ofc.	Richardson	Carey	
18	1499	Ofc.	Rose	Dianna	
19	1997	Ofc.	Sciortino	Ciro	
20	1839	Ofc.	Washington	Randy	
21		Psychologist	Cipriano, Robert		
22					
23					
24					
25					
26					
27					
28					
29					



***Tactical Medical for
First Responders***

First Responders

Critical Incidents

- Law Enforcement gets there first
- We arrive within 4 min 60 % of the time
- Fire response time 4-8 min
- If fire has to standby because of the scene not being secure, could put a 5 min delay or more before they move in
- Law Enforcement respond to more trauma calls then medical calls
- Law Enforcement is 5 times more likely to handle multiple patients

Special Duty

- *The duty for officers to render aid to suspects that through our action or inaction has caused harm to them*
- *Officers have a special duty to do something in the aid of the suspect*

CAT TQ

Officer Involved Shooting

WARNING
GRAPHIC CONTENT

THE VIDEO YOU ARE ABOUT TO WATCH MAY CONTAIN CONTENT
THAT IS DISTURBING AND UNSUITABLE FOR SOME VIEWERS

VIEWER DISCRETION IS ADVISED

Time On Injury

- *The Suspect goes down*
- *On the average it takes officers 2 min and 29 sec to start aid*
- *EMS Arrival 6 min and 15 sec*
- *EMS 6 min and 37 sec to get to suspect*
- *4 min and 8 sec is a LONG TIME that has gone by*

Knowing your equipment

Officer involved shooting

- *48.2 % officers hit center mass*
- *8.4% in the neck*
- *14.5% in the head*
- *12.0% in the arm*
- *16.9 in the leg*

TCCC

Tactical Combat Casualty Care

- Care Under Fire
- Tactical Field Care
- Tactical Evaluation
- Hot zone Warm zone Cold zone
- Preventable Causes of Death
 - Extremity Hemorrhage 60% Tension Pneumothorax 33% Airway 6%

Threat Assessment Medical

MARCH MNEMONIC

- M Massive Hemorrhage
- A Airway
- R Respirations
- C Circulation
- H Hypothermia

Hot zone

Remote Assessment

1. Existing Threats
2. Casualty alive/dead
3. Severity of injuries
4. Available cover
5. Self aid (ability of injured to give aid to themselves)
6. Recovery of casualty's weapon

Warm Zone

- Airway Assessment
- Head Tilt Chin Lift (No spinal Injury)
- Jaw Thrust (Suspected Spinal Injury)
- Recovery Position
- Skin Rake
- Respiratory Assessment
- Open “Sucking” Chest Wound
- Manufactured Chest Seal
- Improvised Chest Seal
- Circulation Assessment Bleeding in areas not amenable to use TQ
- Traditional Gauze
- Hemostatic Gauze
- Pressure Dressing
- Hypothermia in relation to traumatic shock

Cold Zone

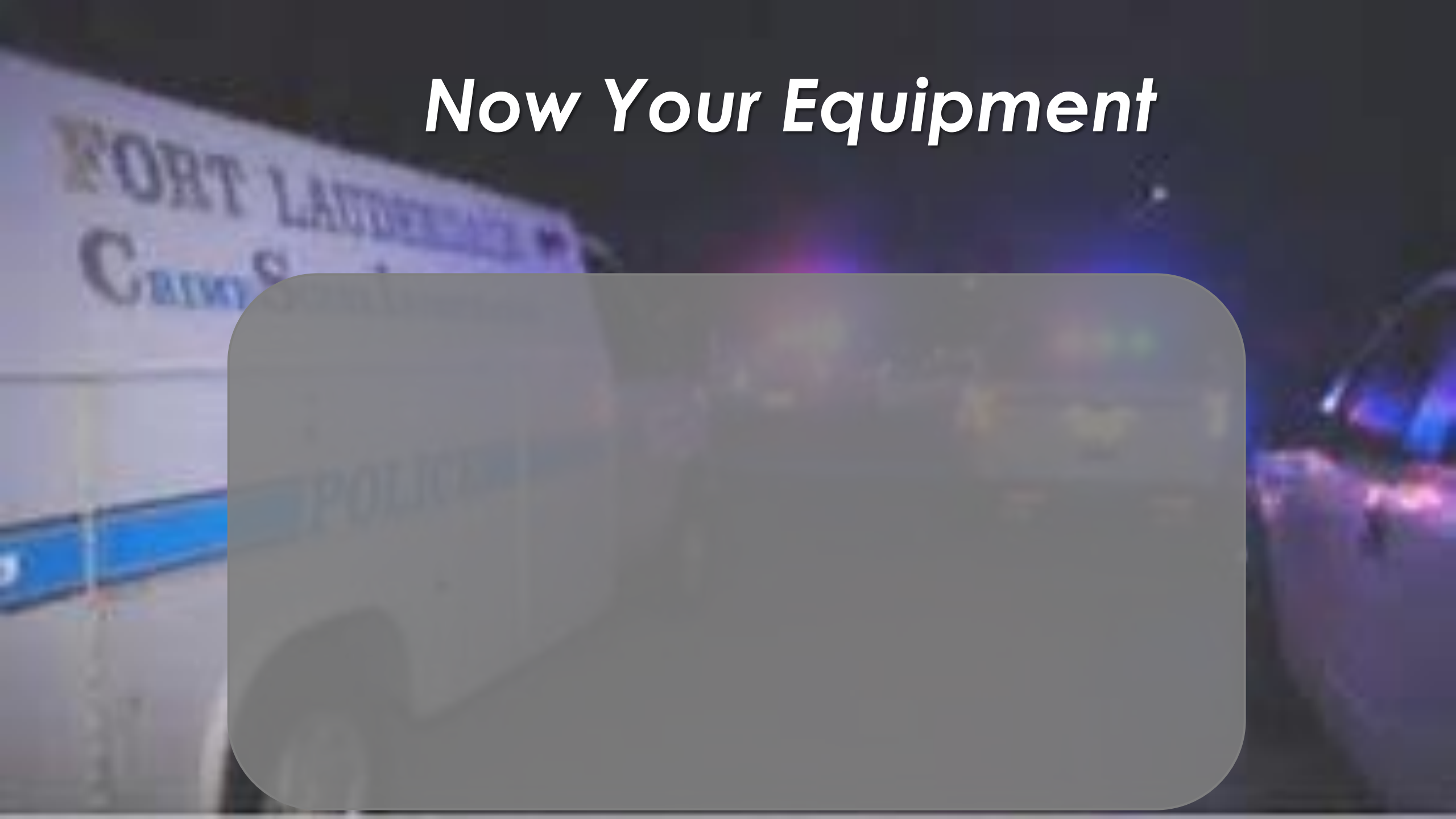
- Drags
- Carries
- Vehicle Loads

Tourniquet, Hemostatic Gauze, Occlusive Dressing

- Extremity- **Tourniquet**
- Groin/Armpit/Neck- **Hemostatic Gauze**
- Chest- **Chest Seal**



Now Your Equipment



Now Your Equipment



ALLFORTHEBADGE.COM

CAT Tourniquet

C-A-Tourniquet
Arm Application

CAT Tourniquet



**C-A-Tourniquet
Leg Application**

TK, 2-Hand Application (2)

DOLBY
DIGITAL

00:02

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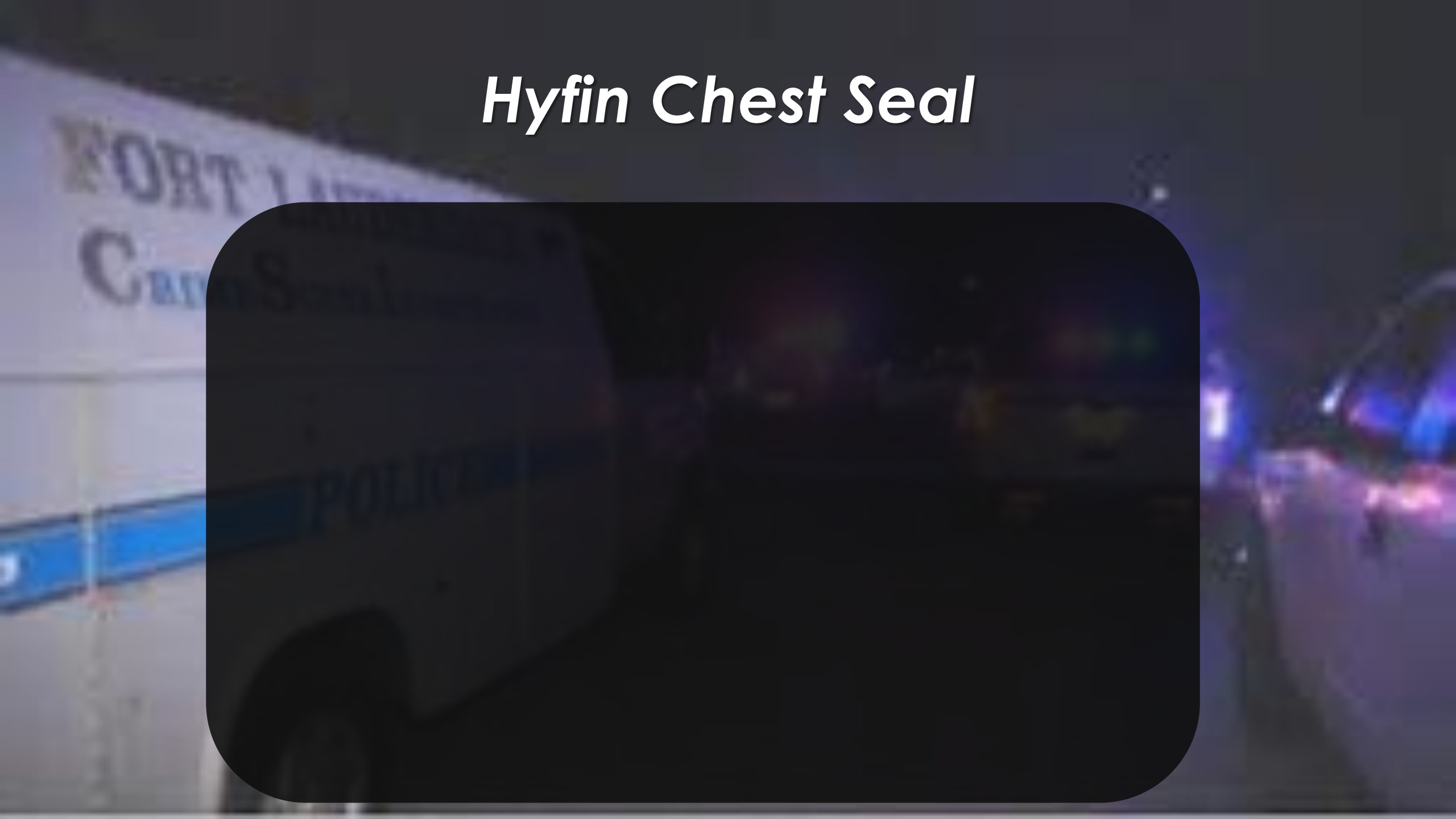
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Hyfin Chest Seal



Chest Wound

**TREATMENT OF
PENETRATING
CHEST TRAUMA
TACTICAL MEDICAL
SOLUTIONS**

CELOX Rapid Hemostatic Gauze



Celox Rapid
Z-Fold

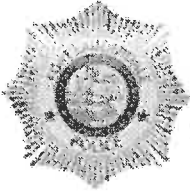
Remote Assessment Self Care



SIKH Temple Shooting

Lt. Brian Murphy





Fort Lauderdale Police Department



OFFICE OF INTERNAL AFFAIRS

DATE: February 13th, 2024
TO: Officer Michael Mathias CCN #1921
FROM: Sergeant David Soika CCN #1491
SUBJECT: Notification of Administrative Investigation

An administrative investigation has been initiated into allegations made against you regarding your conduct during an incident that occurred on, at OCTOBER 28TH, 2023 (CASE #34-2310-210581). Should the allegations be proven true, they may constitute a violation(s) of Fort Lauderdale Police Department Policy and Procedure Manual:

1. Fort Lauderdale Police Policy: 118 (E)(5)(b) –

Employees shall not engage in unsatisfactory work performance, which may be demonstrated by, but is not limited to, an unwillingness or inability to perform assigned tasks, failure to take appropriate action on the occasion of a crime, disorder, or any other matter deserving police attention, repeated poor evaluations or a written record of repeated infractions of rules, order, or directives of the Department.

The name of the complainant is Chief William Schultz.

The Department reserves the right to expand the scope of questioning beyond the captioned policies based upon your responses during the interview.

Unless specifically and voluntarily waived by you, you shall be entitled to all due process rights provided for by state statute, collective bargaining agreement (CBA), and any other primary authority.

An interview has been scheduled for you on TUESDAY, FEBRUARY 20, 2024 at 9 P.M. at the Office of Internal Affairs located at 255 NE 3rd Avenue and your presence is required. You have the right to an attorney or any person of your choosing to be with you at that time. It is your responsibility to obtain and coordinate the appearance of your representative at the appointed date and time of the interview.

While this investigation remains open, you are prohibited from disclosing any information related to this investigation with anyone other than the Chief of Police, the assigned investigator, or any individual with whom you share legally privileged communication or choose as a representative. This restriction on disclosure shall remain in effect until you are notified of its rescission by the assigned investigator upon completion of the investigation.

I have read and understand this notification and order and have received a copy of Florida Statutes 112.531-535 attached.

Signature/CCN:  1921 Date: 2/13/24

CC: Captain Gary Martin, Internal Affairs Commander
Rev. 11/20



Fort Lauderdale Police Department

OFFICE OF INTERNAL AFFAIRS



GARRITY WARNING

I wish to advise you that you are being questioned as part of an official internal affairs investigation by the Fort Lauderdale Police Department. You will be asked questions specifically directed and related to the performance of your official duties or fitness for duty. You are entitled to all the rights and privileges guaranteed by the laws of the Constitution of this state and the Constitution of the United States and Collective Bargaining Agreement between the Fraternal Order of Police Lodge #31 and the City of Fort Lauderdale, including the right not to be compelled to incriminate yourself.

You are required to respond to all questions asked of you in this administrative investigation. Further, you are required to assist investigators with any information they should request. If you fail or refuse to forthrightly answer any and all questions asked, you may be subject to disciplinary action up to and including termination from employment with the Department. However, in accordance with the United States Supreme Court's decision in *Garrity v. New Jersey*, 385 U.S. 493 (1967); your statement, as well as any information gained through your statement cannot be used against you in any criminal proceeding.

While this investigation remains open, you are prohibited from disclosing any information related to this investigation with anyone other than the Chief of Police, the assigned investigator, or any individual with whom you share legally privileged communication or choose as a representative. This restriction on disclosure shall remain in effect until you are notified of its rescission by the assigned investigator upon completion of the investigation. A violation of this order will be considered an act of insubordination, which could result in disciplinary action against you up to and including termination from employment with the Department.

Officer's Signature 

Date 2/20/2024

Officer's Printed Name Michael Mathias

Witness  #1491

LAW ENFORCEMENT AND CORRECTIONAL OFFICERS

(Florida Statutes 112.531-535)

112.531 Definitions.

112.532 Law enforcement officers' and correctional officers' rights.

112.533 Receipt and processing of complaints.

112.534 Failure to comply; official misconduct.

112.535 Construction.

112.531 Definitions.—As used in this part, the term:

(1) "Correctional officer" means any person, other than a warden, who is appointed or employed full time or part time by the state or any political subdivision thereof whose primary responsibility is the supervision, protection, care, custody, or control of inmates within a correctional institution; and includes correctional probation officers, as defined in s. 943.10(3). However, the term "correctional officer" does not include any secretarial, clerical, or professionally trained personnel.

(2) "Law enforcement officer" means any person, other than a chief of police, who is employed full time or part time by any municipality or the state or any political subdivision thereof and whose primary responsibility is the prevention and detection of crime or the enforcement of the penal, traffic, or highway laws of this state; and includes any person who is appointed by the sheriff as a deputy sheriff under s. 30.07.

112.532 Law enforcement officers' and correctional officers' rights.—All law enforcement officers and correctional officers employed by or appointed to a law enforcement agency or a correctional agency shall have the following rights and privileges:

(1) RIGHTS OF LAW ENFORCEMENT OFFICERS AND CORRECTIONAL OFFICERS WHILE UNDER INVESTIGATION.—Whenever a law enforcement officer or correctional officer is under investigation and subject to interrogation by members of his or her agency for any reason that could lead to disciplinary action, suspension, demotion, or dismissal, the interrogation must be conducted under the following conditions:

(a) The interrogation shall be conducted at a reasonable hour, preferably at a time when the law enforcement officer or correctional officer is on duty, unless the seriousness of the investigation is of such a degree that immediate action is required.

(b) The interrogation shall take place either at the office of the command of the investigating officer or at the office of the local precinct, police unit, or correctional unit in which the incident allegedly occurred, as designated by the investigating officer or agency.

(c) The law enforcement officer or correctional officer under investigation shall be informed of the rank, name, and command of the officer in charge of the investigation, the interrogating officer, and all persons present during the interrogation. All questions directed to the officer under interrogation shall be asked by or through one interrogator during any one investigative interrogation, unless specifically waived by the officer under investigation.

(d) The law enforcement officer or correctional officer under investigation must be informed of the nature of the investigation before any interrogation begins, and he or she must be informed of the names of all complainants. All identifiable witnesses shall be interviewed, whenever possible, prior to the beginning of the investigative interview of the accused officer. The complaint, all witness statements, including all other existing subject officer statements, and all other existing evidence, including, but not limited to, incident reports, GPS locator information, and audio or video recordings relating to the incident under investigation, must be provided to each officer who is the subject of the complaint before the beginning of any investigative interview of that officer. An officer, after being informed of the right to review witness statements, may voluntarily waive the provisions of this paragraph and provide a voluntary statement at any time.

(e) Interrogating sessions shall be for reasonable periods and shall be timed to allow for such personal necessities and rest periods as are reasonably necessary.

(f) The law enforcement officer or correctional officer under interrogation may not be subjected to offensive language or be threatened with transfer, dismissal, or disciplinary action. A promise or reward may not be made as an inducement to answer any questions.

(g) The formal interrogation of a law enforcement officer or correctional officer, including all recess periods, must be recorded on audio tape, or otherwise preserved in such a manner as to allow a transcript to be prepared, and there shall be no unrecorded questions or statements. Upon the request of the interrogated officer, a copy of any recording of the interrogation session must be made available to the interrogated officer no later than 72 hours, excluding holidays and weekends, following said interrogation.

(h) If the law enforcement officer or correctional officer under interrogation is under arrest, or is likely to be placed under arrest as a result of the interrogation, he or she shall be completely informed of all his or her rights before commencing the interrogation.

(i) At the request of any law enforcement officer or correctional officer under investigation, he or she has the right to be represented by counsel or any other representative of his or her choice, who shall be present at all times during the interrogation whenever the interrogation relates to the officer's continued fitness for law enforcement or correctional service.

(j) Notwithstanding the rights and privileges provided by this part, this part does not limit the right of an agency to discipline or to pursue criminal charges against an officer.

(2) COMPLAINT REVIEW BOARDS.—A complaint review board shall be composed of three members: One member selected by the chief administrator of the agency or unit; one member selected by the aggrieved officer; and a third member to be selected by the other two members. Agencies or units having more than 100 law enforcement officers or correctional officers shall utilize a five-member board, with two members being selected by the

administrator, two members being selected by the aggrieved officer, and the fifth member being selected by the other four members. The board members shall be law enforcement officers or correctional officers selected from any state, county, or municipal agency within the county. There shall be a board for law enforcement officers and a board for correctional officers whose members shall be from the same discipline as the aggrieved officer. The provisions of this subsection shall not apply to sheriffs or deputy sheriffs.

(3) CIVIL SUITS BROUGHT BY LAW ENFORCEMENT OFFICERS OR CORRECTIONAL OFFICERS.—Every law enforcement officer or correctional officer shall have the right to bring civil suit against any person, group of persons, or organization or corporation, or the head of such organization or corporation, for damages, either pecuniary or otherwise, suffered during the performance of the officer's official duties, for abridgment of the officer's civil rights arising out of the officer's performance of official duties, or for filing a complaint against the officer which the person knew was false when it was filed. This section does not establish a separate civil action against the officer's employing law enforcement agency for the investigation and processing of a complaint filed under this part.

(4) NOTICE OF DISCIPLINARY ACTION; COPY OF AND OPPORTUNITY TO ADDRESS CONTENTS OF INVESTIGATIVE FILE; CONFIDENTIALITY.—

(a) A dismissal, demotion, transfer, reassignment, or other personnel action that might result in loss of pay or benefits or that might otherwise be considered a punitive measure may not be taken against any law enforcement officer or correctional officer unless the law enforcement officer or correctional officer is notified of the action and the reason or reasons for the action before the effective date of the action.

(b) Notwithstanding s. 112.533(2), whenever a law enforcement officer or correctional officer is subject to disciplinary action consisting of suspension with loss of pay, demotion, or dismissal, the officer or the officer's representative shall, upon request, be provided with a complete copy of the investigative file, including the final investigative report and all evidence, and with the opportunity to address the findings in the report with the employing law enforcement agency before imposing disciplinary action consisting of suspension with loss of pay, demotion, or dismissal. The contents of the complaint and investigation shall remain confidential until such time as the employing law enforcement agency makes a final determination whether or not to issue a notice of disciplinary action consisting of suspension with loss of pay, demotion, or dismissal. This paragraph does not provide law enforcement officers with a property interest or expectancy of continued employment, employment, or appointment as a law enforcement officer.

(5) RETALIATION FOR EXERCISING RIGHTS.—No law enforcement officer or correctional officer shall be discharged; disciplined; demoted; denied promotion, transfer, or reassignment; or otherwise discriminated against in regard to his or her employment or appointment, or be threatened with any such treatment, by reason of his or her exercise of the rights granted by this part.

(6) LIMITATIONS PERIOD FOR DISCIPLINARY ACTIONS.—

(a) Except as provided in this subsection, disciplinary action, suspension, demotion, or dismissal may not be undertaken by an agency against a law enforcement officer or correctional

officer for any act, omission, or other allegation or complaint of misconduct, regardless of the origin of the allegation or complaint, if the investigation of the allegation or complaint is not completed within 180 days after the date the agency receives notice of the allegation or complaint by a person authorized by the agency to initiate an investigation of the misconduct. If the agency determines that disciplinary action is appropriate, it shall complete its investigation and give notice in writing to the law enforcement officer or correctional officer of its intent to proceed with disciplinary action, along with a proposal of the specific action sought, including length of suspension, if applicable. Notice to the officer must be provided within 180 days after the date the agency received notice of the alleged misconduct, regardless of the origin of the allegation or complaint, except as follows:

1. The running of the limitations period may be tolled for a period specified in a written waiver of the limitation by the law enforcement officer or correctional officer.

2. The running of the limitations period is tolled during the time that any criminal investigation or prosecution is pending in connection with the act, omission, or other allegation of misconduct.

3. If the investigation involves an officer who is incapacitated or otherwise unavailable, the running of the limitations period is tolled during the period of incapacitation or unavailability.

4. In a multijurisdictional investigation, the limitations period may be extended for a period of time reasonably necessary to facilitate the coordination of the agencies involved.

5. The running of the limitations period may be tolled for emergencies or natural disasters during the time period wherein the Governor has declared a state of emergency within the jurisdictional boundaries of the concerned agency.

6. The running of the limitations period is tolled during the time that the officer's compliance hearing proceeding is continuing beginning with the filing of the notice of violation and a request for a hearing and ending with the written determination of the compliance review panel or upon the violation being remedied by the agency.

(b) An investigation against a law enforcement officer or correctional officer may be reopened, notwithstanding the limitations period for commencing disciplinary action, demotion, or dismissal, if:

1. Significant new evidence has been discovered that is likely to affect the outcome of the investigation.

2. The evidence could not have reasonably been discovered in the normal course of investigation or the evidence resulted from the predisciplinary response of the officer.

Any disciplinary action resulting from an investigation that is reopened pursuant to this paragraph must be completed within 90 days after the date the investigation is reopened.

112.533 Receipt and processing of complaints.—

(1)(a) Every law enforcement agency and correctional agency shall establish and put into operation a system for the receipt, investigation, and determination of complaints received by

such agency from any person, which shall be the procedure for investigating a complaint against a law enforcement and correctional officer and for determining whether to proceed with disciplinary action or to file disciplinary charges, notwithstanding any other law or ordinance to the contrary. When law enforcement or correctional agency personnel assigned the responsibility of investigating the complaint prepare an investigative report or summary, regardless of form, the person preparing the report shall, at the time the report is completed:

1. Verify pursuant to s. 92.525 that the contents of the report are true and accurate based upon the person's personal knowledge, information, and belief.

2. Include the following statement, sworn and subscribed to pursuant to s. 92.525:

"I, the undersigned, 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."

The requirements of subparagraphs 1. and 2. shall be completed prior to the determination as to whether to proceed with disciplinary action or to file disciplinary charges. This subsection does not preclude the Criminal Justice Standards and Training Commission from exercising its authority under chapter 943.

- (b)1. Any political subdivision that initiates or receives a complaint against a law enforcement officer or correctional officer must within 5 business days forward the complaint to the employing agency of the officer who is the subject of the complaint for review or investigation.

2. For purposes of this paragraph, the term "political subdivision" means a separate agency or unit of local government created or established by law or ordinance and the officers thereof and includes, but is not limited to, an authority, board, branch, bureau, city, commission, consolidated government, county, department, district, institution, metropolitan government, municipality, office, officer, public corporation, town, or village.

Notwithstanding the rights and privileges provided under this part or any provisions provided in a collective bargaining agreement, the agency head or the agency head's designee may request a sworn or certified investigator from a separate law enforcement or correctional agency to conduct the investigation when a conflict is identified with having an investigator conduct the investigation of an officer of the same employing agency; the employing agency does not have an investigator trained to conduct such investigations; or the agency's investigator is the subject of, or a witness in, the investigation and such agency is composed of any combination of 35 or fewer law enforcement officers or correctional officers. The employing agency must document the identified conflict. Upon completion of the investigation, the investigator shall present the findings without any disciplinary recommendation to the employing agency.

- (2)(a) A complaint filed against a law enforcement officer or correctional officer with a law enforcement agency or correctional agency and all information obtained pursuant to the investigation by the agency of the complaint is confidential and exempt from the provisions of s. 119.07(1) until the investigation ceases to be active, or until the agency head or the agency

head's designee provides written notice to the officer who is the subject of the complaint, either personally or by mail, that the agency has either:

1. Concluded the investigation with a finding not to proceed with disciplinary action or to file charges; or
2. Concluded the investigation with a finding to proceed with disciplinary action or to file charges.

Notwithstanding the foregoing provisions, the officer who is the subject of the complaint, along with legal counsel or any other representative of his or her choice, may review the complaint and all statements regardless of form made by the complainant and witnesses and all existing evidence, including, but not limited to, incident reports, analyses, GPS locator information, and audio or video recordings relating to the investigation, immediately before beginning the investigative interview. All statements, regardless of form, provided by a law enforcement officer or correctional officer during the course of a complaint investigation of that officer shall be made under oath pursuant to s. 92.525. Knowingly false statements given by a law enforcement officer or correctional officer under investigation may subject the law enforcement officer or correctional officer to prosecution for perjury. If a witness to a complaint is incarcerated in a correctional facility and may be under the supervision of, or have contact with, the officer under investigation, only the names and written statements of the complainant and nonincarcerated witnesses may be reviewed by the officer under investigation immediately prior to the beginning of the investigative interview.

(b) This subsection does not apply to any public record which is exempt from public disclosure pursuant to chapter 119. For the purposes of this subsection, an investigation shall be considered active as long as it is continuing with a reasonable, good faith anticipation that an administrative finding will be made in the foreseeable future. An investigation shall be presumed to be inactive if no finding is made within 45 days after the complaint is filed.

(c) Notwithstanding other provisions of this section, the complaint and information shall be available to law enforcement agencies, correctional agencies, and state attorneys in the conduct of a lawful criminal investigation.

(3) A law enforcement officer or correctional officer has the right to review his or her official personnel file at any reasonable time under the supervision of the designated records custodian. A law enforcement officer or correctional officer may attach to the file a concise statement in response to any items included in the file identified by the officer as derogatory, and copies of such items must be made available to the officer.

(4) Any person who is a participant in an internal investigation, including the complainant, the subject of the investigation and the subject's legal counsel or a representative of his or her choice, the investigator conducting the investigation, and any witnesses in the investigation, who willfully discloses any information obtained pursuant to the agency's investigation, including, but not limited to, the identity of the officer under investigation, the nature of the questions asked, information revealed, or documents furnished in connection with a confidential internal investigation of an agency, before such complaint, document, action, or proceeding becomes a public record as provided in this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. However, this subsection does not limit a

law enforcement or correctional officer's ability to gain access to information under paragraph (2)(a). Additionally, a sheriff, police chief, or other head of a law enforcement agency, or his or her designee, is not precluded by this section from acknowledging the existence of a complaint and the fact that an investigation is underway.

112.534 Failure to comply; official misconduct.—

(1) If any law enforcement agency or correctional agency, including investigators in its internal affairs or professional standards division, or an assigned investigating supervisor, intentionally fails to comply with the requirements of this part, the following procedures apply. For purposes of this section, the term "law enforcement officer" or "correctional officer" includes the officer's representative or legal counsel, except in application of paragraph (d).

(a) The law enforcement officer or correctional officer shall advise the investigator of the intentional violation of the requirements of this part which is alleged to have occurred. The officer's notice of violation is sufficient to notify the investigator of the requirements of this part which are alleged to have been violated and the factual basis of each violation.

(b) If the investigator fails to cure the violation or continues the violation after being notified by the law enforcement officer or correctional officer, the officer shall request the agency head or his or her designee be informed of the alleged intentional violation. Once this request is made, the interview of the officer shall cease, and the officer's refusal to respond to further investigative questions does not constitute insubordination or any similar type of policy violation.

(c) Thereafter, within 3 working days, a written notice of violation and request for a compliance review hearing shall be filed with the agency head or designee which must contain sufficient information to identify the requirements of this part which are alleged to have been violated and the factual basis of each violation. All evidence related to the investigation must be preserved for review and presentation at the compliance review hearing. For purposes of confidentiality, the compliance review panel hearing shall be considered part of the original investigation.

(d) Unless otherwise remedied by the agency before the hearing, a compliance review hearing must be conducted within 10 working days after the request for a compliance review hearing is filed, unless, by mutual agreement of the officer and agency or for extraordinary reasons, an alternate date is chosen. The panel shall review the circumstances and facts surrounding the alleged intentional violation. The compliance review panel shall be made up of three members: one member selected by the agency head, one member selected by the officer filing the request, and a third member to be selected by the other two members. The review panel members shall be law enforcement officers or correctional officers who are active from the same law enforcement discipline as the officer requesting the hearing. Panel members may be selected from any state, county, or municipal agency within the county in which the officer works. The compliance review hearing shall be conducted in the county in which the officer works.

(e) It is the responsibility of the compliance review panel to determine whether or not the investigator or agency intentionally violated the requirements provided under this part. It may hear evidence, review relevant documents, and hear argument before making such a determination; however, all evidence received shall be strictly limited to the allegation under

consideration and may not be related to the disciplinary charges pending against the officer. The investigative materials are considered confidential for purposes of the compliance review hearing and determination.

(f) The officer bears the burden of proof to establish that the violation of this part was intentional. The standard of proof for such a determination is by a preponderance of the evidence. The determination of the panel must be made at the conclusion of the hearing, in writing, and filed with the agency head and the officer.

(g) If the alleged violation is sustained as intentional by the compliance review panel, the agency head shall immediately remove the investigator from any further involvement with the investigation of the officer. Additionally, the agency head shall direct an investigation be initiated against the investigator determined to have intentionally violated the requirements provided under this part for purposes of agency disciplinary action. If that investigation is sustained, the sustained allegations against the investigator shall be forwarded to the Criminal Justice Standards and Training Commission for review as an act of official misconduct or misuse of position.

(2)(a) All the provisions of s. 838.022 shall apply to this part.

(b) The provisions of chapter 120 do not apply to this part.

112.535 Construction.—The provisions of chapter 93-19, Laws of Florida, shall not be construed to restrict or otherwise limit the discretion of the sheriff to take any disciplinary action, without limitation, against a deputy sheriff, including the demotion, reprimand, suspension, or dismissal thereof, nor to limit the right of the sheriff to appoint deputy sheriffs or to withdraw their appointment as provided in chapter 30. Neither shall the provisions of chapter 93-19, Laws of Florida, be construed to grant collective bargaining rights to deputy sheriffs or to provide them with a property interest or continued expectancy in their appointment as a deputy sheriff.



Fort Lauderdale Police Department



OFFICE OF INTERNAL AFFAIRS

DATE: February 15th, 2024
TO: Officer Ciro Sciortino CCN #1997
FROM: Sergeant David Solka CCN #1491
SUBJECT: Notification of Administrative Investigation

An administrative investigation has been initiated into allegations made against you regarding your conduct during an incident that occurred on, at OCTOBER 28TH, 2023 (CASE #34-2310-210581). Should the allegations be proven true, they may constitute a violation(s) of Fort Lauderdale Police Department Policy and Procedure Manual:

1. Fort Lauderdale Police Policy: 118 (E)(5)(b) –

Employees shall not engage in unsatisfactory work performance, which may be demonstrated by, but is not limited to, an unwillingness or inability to perform assigned tasks, failure to take appropriate action on the occasion of a crime, disorder, or any other matter deserving police attention, repeated poor evaluations or a written record of repeated infractions of rules, order, or directives of the Department.

The name of the complainant is Chief William Schultz.


The Department reserves the right to expand the scope of questioning beyond the captioned policies based upon your responses during the interview.

Unless specifically and voluntarily waived by you, you shall be entitled to all due process rights provided for by state statute, collective bargaining agreement (CBA), and any other primary authority.

An interview has been scheduled for you on THURSDAY, FEBRUARY 22, 2024 at 10 P.M. at the Office of Internal Affairs located at 255 NE 3rd Avenue and your presence is required. You have the right to an attorney or any person of your choosing to be with you at that time. It is your responsibility to obtain and coordinate the appearance of your representative at the appointed date and time of the interview.

While this investigation remains open, you are prohibited from disclosing any information related to this investigation with anyone other than the Chief of Police, the assigned investigator, or any individual with whom you share legally privileged communication or choose as a representative. This restriction on disclosure shall remain in effect until you are notified of its rescission by the assigned investigator upon completion of the investigation.

I have read and understand this notification and order and have received a copy of Florida Statutes 112.531-535 attached.

Signature/CCN:  1997 Date: 02/15/24

CC: Captain Gary Martin, Internal Affairs Commander
Rev. 11/20



Fort Lauderdale Police Department




OFFICE OF INTERNAL AFFAIRS

GARRITY WARNING

I wish to advise you that you are being questioned as part of an official internal affairs investigation by the Fort Lauderdale Police Department. You will be asked questions specifically directed and related to the performance of your official duties or fitness for duty. You are entitled to all the rights and privileges guaranteed by the laws of the Constitution of this state and the Constitution of the United States and Collective Bargaining Agreement between the Fraternal Order of Police Lodge #31 and the City of Fort Lauderdale, including the right not to be compelled to incriminate yourself.

You are required to respond to all questions asked of you in this administrative investigation. Further, you are required to assist investigators with any information they should request. If you fail or refuse to forthrightly answer any and all questions asked, you may be subject to disciplinary action up to and including termination from employment with the Department. However, in accordance with the United States Supreme Court's decision in *Garrity v. New Jersey*, 385 U.S. 493 (1967); your statement, as well as any information gained through your statement cannot be used against you in any criminal proceeding.

While this investigation remains open, you are prohibited from disclosing any information related to this investigation with anyone other than the Chief of Police, the assigned investigator, or any individual with whom you share legally privileged communication or choose as a representative. This restriction on disclosure shall remain in effect until you are notified of its rescission by the assigned investigator upon completion of the investigation. A violation of this order will be considered an act of insubordination, which could result in disciplinary action against you up to and including termination from employment with the Department.

Officer's Signature 

Date 02/22/24

Officer's Printed Name Ciro Sciortino 1997

Witness  1491

LAW ENFORCEMENT AND CORRECTIONAL OFFICERS

(Florida Statutes 112.531-535)

112.531 Definitions.

112.532 Law enforcement officers' and correctional officers' rights.

112.533 Receipt and processing of complaints.

112.534 Failure to comply; official misconduct.

112.535 Construction.

112.531 Definitions.—As used in this part, the term:

(1) "Correctional officer" means any person, other than a warden, who is appointed or employed full time or part time by the state or any political subdivision thereof whose primary responsibility is the supervision, protection, care, custody, or control of inmates within a correctional institution; and includes correctional probation officers, as defined in s. 943.10(3). However, the term "correctional officer" does not include any secretarial, clerical, or professionally trained personnel.

(2) "Law enforcement officer" means any person, other than a chief of police, who is employed full time or part time by any municipality or the state or any political subdivision thereof and whose primary responsibility is the prevention and detection of crime or the enforcement of the penal, traffic, or highway laws of this state; and includes any person who is appointed by the sheriff as a deputy sheriff under s. 30.07.

112.532 Law enforcement officers' and correctional officers' rights.—All law enforcement officers and correctional officers employed by or appointed to a law enforcement agency or a correctional agency shall have the following rights and privileges:

(1) RIGHTS OF LAW ENFORCEMENT OFFICERS AND CORRECTIONAL OFFICERS WHILE UNDER INVESTIGATION.—Whenever a law enforcement officer or correctional officer is under investigation and subject to interrogation by members of his or her agency for any reason that could lead to disciplinary action, suspension, demotion, or dismissal, the interrogation must be conducted under the following conditions:

(a) The interrogation shall be conducted at a reasonable hour, preferably at a time when the law enforcement officer or correctional officer is on duty, unless the seriousness of the investigation is of such a degree that immediate action is required.

(b) The interrogation shall take place either at the office of the command of the investigating officer or at the office of the local precinct, police unit, or correctional unit in which the incident allegedly occurred, as designated by the investigating officer or agency.

(c) The law enforcement officer or correctional officer under investigation shall be informed of the rank, name, and command of the officer in charge of the investigation, the interrogating officer, and all persons present during the interrogation. All questions directed to the officer under interrogation shall be asked by or through one interrogator during any one investigative interrogation, unless specifically waived by the officer under investigation.

(d) The law enforcement officer or correctional officer under investigation must be informed of the nature of the investigation before any interrogation begins, and he or she must be informed of the names of all complainants. All identifiable witnesses shall be interviewed, whenever possible, prior to the beginning of the investigative interview of the accused officer. The complaint, all witness statements, including all other existing subject officer statements, and all other existing evidence, including, but not limited to, incident reports, GPS locator information, and audio or video recordings relating to the incident under investigation, must be provided to each officer who is the subject of the complaint before the beginning of any investigative interview of that officer. An officer, after being informed of the right to review witness statements, may voluntarily waive the provisions of this paragraph and provide a voluntary statement at any time.

(e) Interrogating sessions shall be for reasonable periods and shall be timed to allow for such personal necessities and rest periods as are reasonably necessary.

(f) The law enforcement officer or correctional officer under interrogation may not be subjected to offensive language or be threatened with transfer, dismissal, or disciplinary action. A promise or reward may not be made as an inducement to answer any questions.

(g) The formal interrogation of a law enforcement officer or correctional officer, including all recess periods, must be recorded on audio tape, or otherwise preserved in such a manner as to allow a transcript to be prepared, and there shall be no unrecorded questions or statements. Upon the request of the interrogated officer, a copy of any recording of the interrogation session must be made available to the interrogated officer no later than 72 hours, excluding holidays and weekends, following said interrogation.

(h) If the law enforcement officer or correctional officer under interrogation is under arrest, or is likely to be placed under arrest as a result of the interrogation, he or she shall be completely informed of all his or her rights before commencing the interrogation.

(i) At the request of any law enforcement officer or correctional officer under investigation, he or she has the right to be represented by counsel or any other representative of his or her choice, who shall be present at all times during the interrogation whenever the interrogation relates to the officer's continued fitness for law enforcement or correctional service.

(j) Notwithstanding the rights and privileges provided by this part, this part does not limit the right of an agency to discipline or to pursue criminal charges against an officer.

(2) COMPLAINT REVIEW BOARDS.—A complaint review board shall be composed of three members: One member selected by the chief administrator of the agency or unit; one member selected by the aggrieved officer; and a third member to be selected by the other two members. Agencies or units having more than 100 law enforcement officers or correctional officers shall utilize a five-member board, with two members being selected by the

administrator, two members being selected by the aggrieved officer, and the fifth member being selected by the other four members. The board members shall be law enforcement officers or correctional officers selected from any state, county, or municipal agency within the county. There shall be a board for law enforcement officers and a board for correctional officers whose members shall be from the same discipline as the aggrieved officer. The provisions of this subsection shall not apply to sheriffs or deputy sheriffs.

(3) CIVIL SUITS BROUGHT BY LAW ENFORCEMENT OFFICERS OR CORRECTIONAL OFFICERS.—Every law enforcement officer or correctional officer shall have the right to bring civil suit against any person, group of persons, or organization or corporation, or the head of such organization or corporation, for damages, either pecuniary or otherwise, suffered during the performance of the officer's official duties, for abridgment of the officer's civil rights arising out of the officer's performance of official duties, or for filing a complaint against the officer which the person knew was false when it was filed. This section does not establish a separate civil action against the officer's employing law enforcement agency for the investigation and processing of a complaint filed under this part.

(4) NOTICE OF DISCIPLINARY ACTION; COPY OF AND OPPORTUNITY TO ADDRESS CONTENTS OF INVESTIGATIVE FILE; CONFIDENTIALITY.—

(a) A dismissal, demotion, transfer, reassignment, or other personnel action that might result in loss of pay or benefits or that might otherwise be considered a punitive measure may not be taken against any law enforcement officer or correctional officer unless the law enforcement officer or correctional officer is notified of the action and the reason or reasons for the action before the effective date of the action.

(b) Notwithstanding s. 112.533(2), whenever a law enforcement officer or correctional officer is subject to disciplinary action consisting of suspension with loss of pay, demotion, or dismissal, the officer or the officer's representative shall, upon request, be provided with a complete copy of the investigative file, including the final investigative report and all evidence, and with the opportunity to address the findings in the report with the employing law enforcement agency before imposing disciplinary action consisting of suspension with loss of pay, demotion, or dismissal. The contents of the complaint and investigation shall remain confidential until such time as the employing law enforcement agency makes a final determination whether or not to issue a notice of disciplinary action consisting of suspension with loss of pay, demotion, or dismissal. This paragraph does not provide law enforcement officers with a property interest or expectancy of continued employment, employment, or appointment as a law enforcement officer.

(5) RETALIATION FOR EXERCISING RIGHTS.—No law enforcement officer or correctional officer shall be discharged; disciplined; demoted; denied promotion, transfer, or reassignment; or otherwise discriminated against in regard to his or her employment or appointment, or be threatened with any such treatment, by reason of his or her exercise of the rights granted by this part.

(6) LIMITATIONS PERIOD FOR DISCIPLINARY ACTIONS.—

(a) Except as provided in this subsection, disciplinary action, suspension, demotion, or dismissal may not be undertaken by an agency against a law enforcement officer or correctional

officer for any act, omission, or other allegation or complaint of misconduct, regardless of the origin of the allegation or complaint, if the investigation of the allegation or complaint is not completed within 180 days after the date the agency receives notice of the allegation or complaint by a person authorized by the agency to initiate an investigation of the misconduct. If the agency determines that disciplinary action is appropriate, it shall complete its investigation and give notice in writing to the law enforcement officer or correctional officer of its intent to proceed with disciplinary action, along with a proposal of the specific action sought, including length of suspension, if applicable. Notice to the officer must be provided within 180 days after the date the agency received notice of the alleged misconduct, regardless of the origin of the allegation or complaint, except as follows:

1. The running of the limitations period may be tolled for a period specified in a written waiver of the limitation by the law enforcement officer or correctional officer.

2. The running of the limitations period is tolled during the time that any criminal investigation or prosecution is pending in connection with the act, omission, or other allegation of misconduct.

3. If the investigation involves an officer who is incapacitated or otherwise unavailable, the running of the limitations period is tolled during the period of incapacitation or unavailability.

4. In a multijurisdictional investigation, the limitations period may be extended for a period of time reasonably necessary to facilitate the coordination of the agencies involved.

5. The running of the limitations period may be tolled for emergencies or natural disasters during the time period wherein the Governor has declared a state of emergency within the jurisdictional boundaries of the concerned agency.

6. The running of the limitations period is tolled during the time that the officer's compliance hearing proceeding is continuing beginning with the filing of the notice of violation and a request for a hearing and ending with the written determination of the compliance review panel or upon the violation being remedied by the agency.

(b) An investigation against a law enforcement officer or correctional officer may be reopened, notwithstanding the limitations period for commencing disciplinary action, demotion, or dismissal, if:

1. Significant new evidence has been discovered that is likely to affect the outcome of the investigation.

2. The evidence could not have reasonably been discovered in the normal course of investigation or the evidence resulted from the predisciplinary response of the officer.

Any disciplinary action resulting from an investigation that is reopened pursuant to this paragraph must be completed within 90 days after the date the investigation is reopened.

112.533 Receipt and processing of complaints.—

(1)(a) Every law enforcement agency and correctional agency shall establish and put into operation a system for the receipt, investigation, and determination of complaints received by

such agency from any person, which shall be the procedure for investigating a complaint against a law enforcement and correctional officer and for determining whether to proceed with disciplinary action or to file disciplinary charges, notwithstanding any other law or ordinance to the contrary. When law enforcement or correctional agency personnel assigned the responsibility of investigating the complaint prepare an investigative report or summary, regardless of form, the person preparing the report shall, at the time the report is completed:

1. Verify pursuant to s. 92.525 that the contents of the report are true and accurate based upon the person's personal knowledge, information, and belief.

2. Include the following statement, sworn and subscribed to pursuant to s. 92.525:

"I, the undersigned, 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."

The requirements of subparagraphs 1. and 2. shall be completed prior to the determination as to whether to proceed with disciplinary action or to file disciplinary charges. This subsection does not preclude the Criminal Justice Standards and Training Commission from exercising its authority under chapter 943.

- (b)1. Any political subdivision that initiates or receives a complaint against a law enforcement officer or correctional officer must within 5 business days forward the complaint to the employing agency of the officer who is the subject of the complaint for review or investigation.

2. For purposes of this paragraph, the term "political subdivision" means a separate agency or unit of local government created or established by law or ordinance and the officers thereof and includes, but is not limited to, an authority, board, branch, bureau, city, commission, consolidated government, county, department, district, institution, metropolitan government, municipality, office, officer, public corporation, town, or village.

Notwithstanding the rights and privileges provided under this part or any provisions provided in a collective bargaining agreement, the agency head or the agency head's designee may request a sworn or certified investigator from a separate law enforcement or correctional agency to conduct the investigation when a conflict is identified with having an investigator conduct the investigation of an officer of the same employing agency; the employing agency does not have an investigator trained to conduct such investigations; or the agency's investigator is the subject of, or a witness in, the investigation and such agency is composed of any combination of 35 or fewer law enforcement officers or correctional officers. The employing agency must document the identified conflict. Upon completion of the investigation, the investigator shall present the findings without any disciplinary recommendation to the employing agency.

- (2)(a) A complaint filed against a law enforcement officer or correctional officer with a law enforcement agency or correctional agency and all information obtained pursuant to the investigation by the agency of the complaint is confidential and exempt from the provisions of s. 119.07(1) until the investigation ceases to be active, or until the agency head or the agency

head's designee provides written notice to the officer who is the subject of the complaint, either personally or by mail, that the agency has either:

1. Concluded the investigation with a finding not to proceed with disciplinary action or to file charges; or
2. Concluded the investigation with a finding to proceed with disciplinary action or to file charges.

Notwithstanding the foregoing provisions, the officer who is the subject of the complaint, along with legal counsel or any other representative of his or her choice, may review the complaint and all statements regardless of form made by the complainant and witnesses and all existing evidence, including, but not limited to, incident reports, analyses, GPS locator information, and audio or video recordings relating to the investigation, immediately before beginning the investigative interview. All statements, regardless of form, provided by a law enforcement officer or correctional officer during the course of a complaint investigation of that officer shall be made under oath pursuant to s. 92.525. Knowingly false statements given by a law enforcement officer or correctional officer under investigation may subject the law enforcement officer or correctional officer to prosecution for perjury. If a witness to a complaint is incarcerated in a correctional facility and may be under the supervision of, or have contact with, the officer under investigation, only the names and written statements of the complainant and nonincarcerated witnesses may be reviewed by the officer under investigation immediately prior to the beginning of the investigative interview.

(b) This subsection does not apply to any public record which is exempt from public disclosure pursuant to chapter 119. For the purposes of this subsection, an investigation shall be considered active as long as it is continuing with a reasonable, good faith anticipation that an administrative finding will be made in the foreseeable future. An investigation shall be presumed to be inactive if no finding is made within 45 days after the complaint is filed.

(c) Notwithstanding other provisions of this section, the complaint and information shall be available to law enforcement agencies, correctional agencies, and state attorneys in the conduct of a lawful criminal investigation.

(3) A law enforcement officer or correctional officer has the right to review his or her official personnel file at any reasonable time under the supervision of the designated records custodian. A law enforcement officer or correctional officer may attach to the file a concise statement in response to any items included in the file identified by the officer as derogatory, and copies of such items must be made available to the officer.

(4) Any person who is a participant in an internal investigation, including the complainant, the subject of the investigation and the subject's legal counsel or a representative of his or her choice, the investigator conducting the investigation, and any witnesses in the investigation, who willfully discloses any information obtained pursuant to the agency's investigation, including, but not limited to, the identity of the officer under investigation, the nature of the questions asked, information revealed, or documents furnished in connection with a confidential internal investigation of an agency, before such complaint, document, action, or proceeding becomes a public record as provided in this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. However, this subsection does not limit a

law enforcement or correctional officer's ability to gain access to information under paragraph (2)(a). Additionally, a sheriff, police chief, or other head of a law enforcement agency, or his or her designee, is not precluded by this section from acknowledging the existence of a complaint and the fact that an investigation is underway.

112.534 Failure to comply; official misconduct.—

(1) If any law enforcement agency or correctional agency, including investigators in its internal affairs or professional standards division, or an assigned investigating supervisor, intentionally fails to comply with the requirements of this part, the following procedures apply. For purposes of this section, the term "law enforcement officer" or "correctional officer" includes the officer's representative or legal counsel, except in application of paragraph (d).

(a) The law enforcement officer or correctional officer shall advise the investigator of the intentional violation of the requirements of this part which is alleged to have occurred. The officer's notice of violation is sufficient to notify the investigator of the requirements of this part which are alleged to have been violated and the factual basis of each violation.

(b) If the investigator fails to cure the violation or continues the violation after being notified by the law enforcement officer or correctional officer, the officer shall request the agency head or his or her designee be informed of the alleged intentional violation. Once this request is made, the interview of the officer shall cease, and the officer's refusal to respond to further investigative questions does not constitute insubordination or any similar type of policy violation.

(c) Thereafter, within 3 working days, a written notice of violation and request for a compliance review hearing shall be filed with the agency head or designee which must contain sufficient information to identify the requirements of this part which are alleged to have been violated and the factual basis of each violation. All evidence related to the investigation must be preserved for review and presentation at the compliance review hearing. For purposes of confidentiality, the compliance review panel hearing shall be considered part of the original investigation.

(d) Unless otherwise remedied by the agency before the hearing, a compliance review hearing must be conducted within 10 working days after the request for a compliance review hearing is filed, unless, by mutual agreement of the officer and agency or for extraordinary reasons, an alternate date is chosen. The panel shall review the circumstances and facts surrounding the alleged intentional violation. The compliance review panel shall be made up of three members: one member selected by the agency head, one member selected by the officer filing the request, and a third member to be selected by the other two members. The review panel members shall be law enforcement officers or correctional officers who are active from the same law enforcement discipline as the officer requesting the hearing. Panel members may be selected from any state, county, or municipal agency within the county in which the officer works. The compliance review hearing shall be conducted in the county in which the officer works.

(e) It is the responsibility of the compliance review panel to determine whether or not the investigator or agency intentionally violated the requirements provided under this part. It may hear evidence, review relevant documents, and hear argument before making such a determination; however, all evidence received shall be strictly limited to the allegation under

consideration and may not be related to the disciplinary charges pending against the officer. The investigative materials are considered confidential for purposes of the compliance review hearing and determination.

(f) The officer bears the burden of proof to establish that the violation of this part was intentional. The standard of proof for such a determination is by a preponderance of the evidence. The determination of the panel must be made at the conclusion of the hearing, in writing, and filed with the agency head and the officer.

(g) If the alleged violation is sustained as intentional by the compliance review panel, the agency head shall immediately remove the investigator from any further involvement with the investigation of the officer. Additionally, the agency head shall direct an investigation be initiated against the investigator determined to have intentionally violated the requirements provided under this part for purposes of agency disciplinary action. If that investigation is sustained, the sustained allegations against the investigator shall be forwarded to the Criminal Justice Standards and Training Commission for review as an act of official misconduct or misuse of position.

(2)(a) All the provisions of s. 838.022 shall apply to this part.

(b) The provisions of chapter 120 do not apply to this part.

112.535 Construction.—The provisions of chapter 93-19, Laws of Florida, shall not be construed to restrict or otherwise limit the discretion of the sheriff to take any disciplinary action, without limitation, against a deputy sheriff, including the demotion, reprimand, suspension, or dismissal thereof, nor to limit the right of the sheriff to appoint deputy sheriffs or to withdraw their appointment as provided in chapter 30. Neither shall the provisions of chapter 93-19, Laws of Florida, be construed to grant collective bargaining rights to deputy sheriffs or to provide them with a property interest or continued expectancy in their appointment as a deputy sheriff.