

# Florida Department of Corrections



## Office of the Inspector General

**CRIMINAL INVESTIGATION  
INVESTIGATIVE ASSIST  
CASE # 15-27499**



FLORIDA DEPARTMENT OF CORRECTIONS  
OFFICE OF THE INSPECTOR GENERAL  
**INVESTIGATIVE ASSIST SUMMARY REPORT**



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**Case Number:** 15-27499

**OIG Inspector:** Ryan Nicholas

**Outside Agency:** Florida Department of Law Enforcement

**Outside Agency Investigator:** Special Agent Alfred Villanueva

**Date Assigned or Initiated:** 11-30-2015

**Complaint Against:** N/A

**Location of Incident – Institution/Facility/Office:** South Florida Reception Center

**Complainant:** N/A

**Outside Agency Case #:** MI-73-2152

**Use of Force Number:** N/A

**PREA Number:** N/A

**Classification of Incident:** Death of Inmate Danny Wills

**Confidential Medical Information Included:**  Yes  No

**Whistle-Blower Investigation:**  Yes  No

**Chief Inspector General Case Number:** N/A



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**I. AUTHORITY**

The Florida Department of Corrections, Office of the Inspector General, by designation of the Secretary and § 944.31, Florida Statutes, is authorized to conduct any criminal investigation that occurs on property owned or leased by the department or involves matters over which the department has jurisdiction.

The testimony references included in this report are summations of oral or written statements provided to inspectors. Statements contained herein do not necessarily represent complete or certified transcribed testimony, except as noted. Unless specifically indicated otherwise, all interviews with witnesses, complainants, and subjects were audio or video recorded.

**II. METHODOLOGY**

The investigation reviewed the derivations of the allegation advanced by the complainant. The scope of this investigation does not seek to specifically address tort(s), but violations of criminal statutes. The criterion used to evaluate each contention or allegation was limited to the following standard of analysis:

1. Did the subject's action or behavior violate Florida criminal statutes?

**III. ANALYSIS**

The standard and analysis in this investigation is predicated with the burden of proving any violation of law, established by probable cause. The evidence considered for analysis is confined to the facts and allegations stated or reasonably implied. The actions or behavior of the subject are presumed to be lawful and in compliance with the applicable Florida law, unless probable cause indicates the contrary.



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#### **IV. DEFINITIONS**

**Unfounded:**

Refers to a disposition of a criminal case for which probable cause does not exist to suggest the suspect's behavior or action occurred nor is an arrest or formal charge being initiated.

**Closed by Arrest:**

Refers to a disposition of a criminal case for which probable cause exists that an identified subject committed the offense and one for which an arrest or formal prosecution has been initiated.

**Exceptionally Cleared:**

Refers to a disposition of a criminal case for which probable cause exists that an identified suspect committed the offense, but one for which an arrest or formal charge is not initiated, or in the case of a death investigation, one for which no evidence exists that the death was the result of a crime or neglect.

**Open-Inactive:**

Refers to a disposition of a criminal case for which a criminal investigation commenced, but where evidence is insufficient to close as unfounded, closed by arrest, or exceptionally cleared.

**Investigative Assist Closed**

Refers to a disposition of an investigative assist, where the conduct being investigated by the outside agency did not concern allegations against a Department employee, contractor, inmate, offender, or other person either employed or under the supervision of the Department.



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**V. PREDICATE**

On or about November 25, 2015, the Florida Department of Corrections (FDC), Office of the Inspector General (OIG) received notification of the death of Inmate Danny Wills DC#047609. Inmate Wills was pronounced deceased on November 24, 2015, [REDACTED] Miami-Dade Police Department (MDPD) is conducting an investigation. Upon initial review of the information, the OIG initiated a criminal investigation assist into the death and assigned it to Inspector Ryan Nicholas.

**VI. SUMMARY OF INVESTIGATIVE FINDINGS**

Based on the exhibits, witnesses' testimony, subject officer's statements, and the record as a whole, presented or available to the primary inspector, the following findings of facts were determined:

On November 24, 2015, Officer Timothy Griffin reported in an incident report the following: On November 24, 2015, at approximately 4:41 pm, while assigned as the [REDACTED] officer, [REDACTED] requested cell M1109S (single man cell) be opened so [REDACTED] Inmate Danny Wills.

Officer Griffin stated [REDACTED] Inmate Wills [REDACTED]. [REDACTED] and notified the officer in charge. [REDACTED] [REDACTED] [REDACTED] [REDACTED] Inmate Wills [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

On November 24, 2015, [REDACTED] reported in an incident report the following: On November 24, 2015, at approximately 4:00 pm, Inmate Wills was brought [REDACTED] Inmate Wills [REDACTED].

[REDACTED] stated at approximately 4:41 pm, Inmate Wills [REDACTED] [REDACTED] and assumed control of Inmate Wills body [REDACTED]

On November 30, 2015, [REDACTED] reported in an incident report the following: On November 24, 2015, at approximately 10:00 am, [REDACTED] from delta dormitory contacted him concerning Inmate Wills [REDACTED] [REDACTED]

[REDACTED] stated at approximately 4:30 pm, [REDACTED] requested Inmate Wills [REDACTED] [REDACTED] and found Inmate Wills [REDACTED]

*Security personnel at SFRC completed an inmate death notification checklist which documented the following: Inmate Wills's [REDACTED] the responding law enforcement agencies, and the notification of security management.*

*Security personnel at SFRC completed an emergency log/crime scene log. The entries began on November 24, 2015, at approximately 05:29 pm, and ended on November 25, 2015, at approximately 12:05 am.*



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On November 25, 2015, at approximately 12:05 am, the Miami-Dade County Medical Examiner's Department assumed control of Inmate Wills body.

On November 25, 2015, the Miami-Dade County Medical Examiner Department completed an investigation report (2015-03346) and indicated the following:

- [REDACTED]; on November 01, 2015, Inmate Wills suffered a fall, but did not remember how it happened [REDACTED] Inmate Wills [REDACTED]
- On November 02, 2015, [REDACTED]. Inmate Wills [REDACTED]
- On November 24, 2015, at approximately 09:50 am, Inmate Wills [REDACTED]. At approximately 10:10 am, Inmate Wills [REDACTED] to SFRC's [REDACTED]. Inmate Wills was [REDACTED] but unaware of his surroundings [REDACTED]. Later in the afternoon on November 24, 2015, [REDACTED] contemplated sending Inmate Wills to [REDACTED] but decided to continue to observe Inmate Wills. Shortly thereafter, Inmate Wills became [REDACTED] Inmate Wills [REDACTED]. He was pronounced deceased at 06:01 pm.
- [REDACTED]; Inmate Wills had a history [REDACTED]
- The cause of death [REDACTED]
- The manner as accidental.
- The attendees as Forensic Technician Tyrone White and Photographer Dana Al-Musallam.

On November 24, 2015, MDPD Officer Szolis responded [REDACTED]. Based on the circumstance leading to the death of Inmate Wills the Florida Department of Law Enforcement assumed the investigation. MDPD case number PD151124441394 documented MDPD involvement.

On December 13, 2016, FDLE Special Agent Alfred Villanueva completed FDLE report MI-73-2152. The final report indicated the following:

He met with Inspector Ryan Nicholas and discussed the totality of the facts surrounding Inmate Danny Wills' death. An inquiry into Inmate Wills' profile revealed that he had no disciplinary violations or any complaints of violence between other inmates.

SA Villanueva stated a visual inspection of the scene where Inmate Wills was found revealed no evidence of foul play. SA David Perez conducted a cursory examination of Inmate Wills' body [REDACTED]



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SA Villanueva stated he conducted a visual examination of the pictures taken from Inmate Wills's body by Miami-Dade Police Department Crime Scene Unit Detective Magdalena Maquieira. [REDACTED]

[REDACTED] Inmate Wills' [REDACTED]  
[REDACTED]

Documentation on November 01, 2015, showed that Inmate Wills had an accidental fall [REDACTED] Inmate Wills said he did not remember what happened [REDACTED]. Inmate Wills made no statement of formal complaint that he [REDACTED] by another person, no evidence was discovered [REDACTED] [REDACTED] resulting from purposeful human action and no witness was identified or came forward stating any type of foul play during this incident or follow-up investigation.

Inmate Wills' [REDACTED]  
[REDACTED] SFRC, [REDACTED]  
[REDACTED]  
[REDACTED] Inmate Wills [REDACTED] August 2014 [REDACTED] [REDACTED].

SA Villanueva also stated the autopsy examination was conducted by Doctor Mark Shuman. The manner of death was listed as accidental and the cause of death [REDACTED]  
[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]  
[REDACTED]

**VII. CHARGES**

List alleged violations of Florida Law:

1. N/A

**VIII. CONCLUSION**

Based on the information gathered during their investigation, it is the recommendation of FDLE Special Agent Alfred Villanueva the death of Inmate Danny Wills be termed as follows:

1. Exceptionally Cleared

Inspector Nicholas reviewed the investigation completed by FDLE, and no administrative issues were identified.