

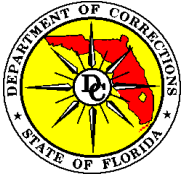
Florida Department of Corrections



Office of the Inspector General

**CRIMINAL INVESTIGATION
INVESTIGATIVE ASSIST**

Case # 14-11905

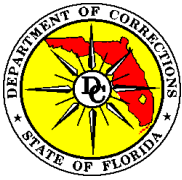


FLORIDA DEPARTMENT OF CORRECTIONS
OFFICE OF THE INSPECTOR GENERAL
CASE SUMMARY REPORT



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CASE SUMMARY REPORT



Case Number: 14-11905

Inspector: Inspector Scott Thomas

Date Assigned or Initiated: 09-11-2014

Complaint Against: Robinson, Akeem #E32167

Location of Incident – Institution/Facility/Office: Martin Correctional Institution

Complainant: Captain Albert Scarpati

Use of Force Number: NA

PREA Number: NA

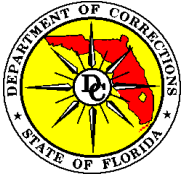
Classification of Incident: Homicide

Confidential Medical Information Included: Yes No

Whistle-Blower Investigation: Yes No

Equal Employment Opportunity Investigation: Yes No

Chief Inspector General Case Number: NA



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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.

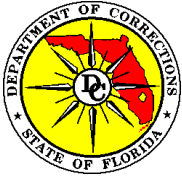
II. METHODOLOGY

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:

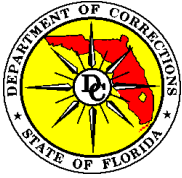
Refers to a disposition of a criminal case for which probable cause exists that an identified subject committed the offense and one for which an arrest or formal prosecution has been initiated.

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.



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V. PREDICATE

On September 10, 2014, the Office of Inspector General received information that Inmate Colon Luis DC# 123601 was stabbed multiple times while returning to his housing unit from the compound. Inmate Colon [REDACTED] Inmate Colon's death was ruled a homicide. On September 11, 2014, this incident was assigned as an investigative assist to Inspector Scott Thomas.

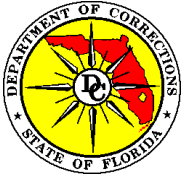
VI. SUMMARY OF INVESTIGATIVE FINDINGS

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:

This is an investigative assist to the Florida Department of Law Enforcement Case OR37-0010.

- On October 1, 2014, Management Information Notification System Incident Report #579361 was forwarded to Special Agent Jester for his review.
- On September 11, 2014, this inspector coordinated various inmate movements within the institution for interviews with special agents from the Florida Department of Law Enforcement.
- On September 11, 2014, this inspector coordinated various staff interviews with special agents from the Florida Department of Law Enforcement.
- On September 12, 2014, this inspector coordinated various inmate movements within the institution for interviews with special agents from the Florida Department of Law Enforcement.
- On September 15, 2014, this inspector coordinated various staff interviews with special agents from the Florida Department of Law Enforcement.
- On September 15, 2014, at the request of Special Agent Eric Jester he was provided with a copy of the Control Room Log, Crime Scene Log and Emergency Log of September 10, 2014. Special Agent Jester was also provided a copy Inmate Colon's Visitor Log, Property Sheet and Inmate Trust Fund Account Sheet and transfer information.
- On September 22, 2014, this inspector coordinated various inmate movements within the institution for interviews with special agents from the Florida Department of Law Enforcement.
- On September 29, 2014, this inspector coordinated various inmate movements within the institution for interviews with special agents from the Florida Department of Law Enforcement.

According to the Report of Autopsy completed by Roger Mittleman Chief Medical Examiner District Nineteen on Inmate Colon, Luis DC# 123601 was ruled a Homicide. The cause of death was noted as the following: [REDACTED]



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[REDACTED]

Special Agent Eric Jester completed his investigative report and provided a copy of the same. Special Agent Jester met with Chief Assistant State Attorney Nita Denton of the Martin County State Attorney's Office. Chief Assistant State Attorney Denton advised without a murder weapon or other physical evidence that could corroborate inmate testimony, the State Attorney's Office will not file criminal charges.

Note: On March 25, 2015, Special Agent Jester indicated their case is closed.

VII. CHARGES

782.04 Murder.—

(2) The unlawful killing of a human being, when perpetrated by any act imminently dangerous to another and evincing a depraved mind regardless of human life, although without any premeditated design to effect the death of any particular individual, is murder in the second degree and constitutes a felony of the first degree, punishable by imprisonment for a term of years not exceeding life or as provided in s. 775.082, s. 775.083, or s. 775.084.

VIII. CONCLUSION

Based on the Florida Department of Law Enforcements investigative findings that Inmate Colon, Luis' death was a Homicide, this investigative assist is closed.

There are no administrative violations relative to this investigation.