

JAN 06 2010 BUREAU OF

STATE INVESTIGATIONS

Inspector General Case: 09-17466		Facility: Franklin CI/113	
Classification of Incident: Ho	omicide/15C	Field Office/Region: Tallaha	ssee/1
Incident Date: 09/21/09		Inspector: Debbie Carter Arr	rant
Date of Report: 12/28/09		Case Type: A	
Check all that apply:  Prison Rape Elimination Principal(s) Exhibits A Department of Correct Use of Force (UOF) Not Complaint of Discrimit Addendum	Attached tions presented to Sta umber		Accepted
Ouad Video Camera(s	) Present in the Area	of Incident X YES	NO

#### SUMMARY OF ALLEGATIONS:

During the early morning hours of September 21, 2009, Inmate Christopher Lunz repeatedly stabbed his roommate, Inmate Nathaniel Taylor causing his death. Inmate William Monroe, a second stabbing victim of Inmate Lunz survived the attack

#### SUMMARY OF DISPOSITION/JUSTIFICATION FOR DOWNGRADE/EXONERATION:

As the result of the evidence obtained during the course of the investigation, there was sufficient evidence that Inmate Christopher Lunz violated Florida State Statute 782.04 (1)(4) (Murder) when he unlawfully took the life of Inmate Nathaniel Taylor by stabbing him multiple times with a shank Additionally, Inmate Lunz violated Florida State Statute 782.04 (2)(o) (homemade weapon). (Attempted Murder) when he attempted to take the life of Inmate William Monroe by stabbing him multiple times with a shank.

On September 22, 2009, while housed at the Florida State Prison, Inmate Lunz was found He was pronounced deceased by Dr. Muhammad Akhtar. An autopsy was performed and concluded the manner of death to be suicide.





	Name	Title / DC #	D.O.B.	Employee ID #
Complainant:	Summerhill, John	CO Captain		20793
Victim:	Monroe, William	DC# K75327	08/17/76	
	Taylor, Nathaniel	DC# 165229	12/27/62	
Witness(es):	Burch, Patrick	Correctional Officer		36541
	Crosby, David	CO Sergeant		35908
	Daniels, Mary	CO Sergeant		45558
	Marian . Aviation			44756
	Kelley, James	CO Sergeant		35940
	King, Franklin	Correctional Officer		45257
	Moore, Elton	Correctional Officer		53593
	Angel, James	DC# C02033	02/12/88	
	Austin, Henry	DC# 193062	02/21/59	
	Avello, Mark	DC# 371192	01/07/74	
	Banek, Damian	DC# T53844	01/16/87	
	Banton, Aston .	DC# X05577	11/03/78	
	Black, Brandon	DC# H16721	10/06/84	
	Breedlove, Leon	DC# 166039	01/04/83	
	Brown, Marlon	DC# K73936	12/10/70	
	Brown, Simon	DC#-H24298	02/11/72	
	Boyette, Reginald	DC# 736190	04/18/60	
	Chandler, Jerrod	DC# U14558	02/06/79	
	Charles, Michael	DC# 929299	07/18/50	
	Conionilli, Donald	DC# 493124	02/28/65	
	Erts, Mark	DC# 791419	10/18/67	
	Galloway, David	DC# R11466	11/07/66	
	Gibbs, Antuan	DC# J27556	12/20/83	
	Goad, Michael	DC# Y02913	09/04/64	
	Gomillion, Joshua	DC# R50514	03/10/88	
	Gonzalez, Luis	DC# L15359	10/29/80	
-	Grav. Kyle	DC# N03732	08/13/78	
AND THE REAL PROPERTY.	Griffin, James	DC# 126785	01/25/78	
	Gross, Michael	DC# 072141	08/03/53	
	Hall, Artavious	DC# L14331	01/05/78	
	Head, Alexander	DC# 785788	01/02/70	
	Hernandez, Frank	DC# Y36983	10/25/86	
	Hibbett, Lemont	DC# L79102	10/07/87	





	Jackson, Timothy	DC# 107132	11/17/63	
	Jones, Maurice	DC# X55579	08/18/86	,
	Jordan, Corey	DC# X22006	12/15/79	
	Juarez, Linwood	DC# D27065	<b>(\$31</b> 486)	
	Kirkland, Reginald	DC# 523577	11/23/72	
	Lett, Timothy	DC# 128938	05/05/63	
	Lewis, Staci	DC# M32642	10/09/76	
	Mallard, Quinton	DC# J20593	12/29/83	
	Marshall, Keith	DC# 138858	1123/11	
	Melendez, Damian	DC# X45266	0/02/84	
	Mitchell, Kenneth	DC# C02082	9/57/87	
		#\$## <b>19</b> 889	243 45 4	
	Morais, James	DC# 140354	74 × 1	
	Nararro, Germaine	DC# 182676		
	Nelson, Dumas	DC# R38818		
	Ortiz, Johnny	DC# 387666	02/02/63	
•	Ortiz, Jorge	DC# C01567	10/15/75	
	Perez, Victor	DC# V30239	05/30/74	
	Sanabria, Jonathan	DC# 168232	07/12/86	
	Santiago, Erick	DC# 166639	06/12/85	
	Shenfield, Jason	DC# W20114	11/28/80	
	Shook, Christopher	DC# P12271	12/02/80	
	Stanton, Michael	DC# 929106	09/03/68	
	Sterling, Stephen	DC# R44244	05/14/84	
	Taylor, Jaysonb	DC# 101643	11/23/67	
	Thomas, Timothy	DC# I01317	01/31/80	
,	Thompson, Enrico	DC# 306044	01/08/75	
	Tomlin, Marlin	DC# M10198	11/19/81	
	White, Scott	DC# 113645	09/10/66	
	Williams, Clifford	DC# 398689	12/31/64	
	Williams, Jimmy	DC# M25527	10/21/81	
	Williams, Reginald	DC# B00259	07/25/78	
	Williams, Romer	DC# 090679	10/26/65	
	Woodard, Brian	DC# 183173	10/30/70	
Subject(s):	Lunz, Christopher	DC# 414397	09/26/67	





	•
Arrest: Employee Inmate Other Charges:	☐ Guilty ☐ Addendum Pending ☐ Not Guilty ☐ Nolo Contendere ☐ P.T.I.
☐ Felony ☐ Misdemeanor	Other (explanation):
Date of Arrest: Date Reported:	
Sentence of Court / Agreement:	•
Administrative Violation(s):	
. (t	mace.
Evidence: Weapon Drugs Other	Describe:
Other Agency Case Number:	**
FINDINGS:	
Institution. This inspector arrived at Franklin CI at a Inspector Monte Tatum already present at the instit Inmates Nathaniel Taylor (deceased) and William Mon	rution. I was advised of two stabbing victims,
Inmate Monroe, Senior Inspector Kelley Martin was a diverted to obtain a statement from Inma photographs. At approximately 7:18 a.m., Inspector It scene of cell number: A3211, located in A dormitory, Q down on the bunk furthest from the cell door. Inspector door was secured. Two other crime scene areas were quad 3 cell number: 208 and the common area of the According to the institutional standard Taylor, voluntarily admitted to stabbing Inma Department of Law Enforcement (FDLE), Tallahassee mobile crime scene unit. Senior Crime Scene Analyst the request. Senior Analyst Yao and Crime Laboratory CI, A dormitory, Quad 3 to conduct a crime scene examination and collect Assisting the mobile crime scene examination and collect Assisting the mobile crime scene unit personnel was FD.	Tatum and I entered into the established crime Quad 3. Inmate Taylor was observed lying face Tatum and I exited the crime scene and the cell e also established, at approximately 7:37 a.m. quad 3 dayroom.  Staff, Inmate Christopher Lunz, the roommate of the Taylor. Contact was made with the Florida Regional Center requesting assistance from the Shawn Yao contacted this inspector regarding Analyst Brittany Auclair responded to Franklin amination and collection of evidence from cells at A3211 (assigned cell of Inmate Taylor). Also, etion of the common area of quad 3 dayroom.





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Approximately 7:28 a.m., Inspector Supervisor Harrison arrived at the crime scene and designated this inspector as the lead investigator.

Senior Inspector Edward White, Inspectors Randall Smith and Monte Tatum were tasked with conducting interviews of the inmates housed in quad 3 the morning of September 21, 2009.

All institutional staff, assigned to A dormitory, Quad 3 the morning of September 21, 2009 were interviewed. Additionally, the staff identified to have responded to quad 3 to render assistance was also interviewed.

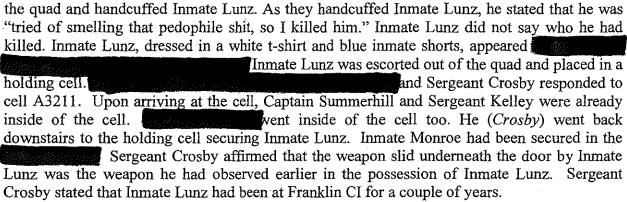
In an incident report and sworn digitally recorded statement dated September 21, 2009, Correctional Officer Sergeant David Crosby indicated the following:

Sergeant Crosby was assigned as the A dormitory sergeant on the first shift the morning of September 21, 2009. At approximately 4:15 a.m. (EST), he was escorting Inmate Derrick in the dormitory. He heard yelling coming from quad 3 and Benhow to the secured Inmate Derrick Benhow in the holding cell. He saw Inmate William Monroe running out quad 3 towards the officer's station. He did not make contact with Inmate Monroe because he (Monroe) ran behind the confinement draping appearing to attempt to hide. Sergeant Crosby proceeded to guad 3 to see what had occurred. Officer Elton Moore and he entered into the quad to observe Inmate Lunz located in the dayroom yelling comments about "baby rapers" in the cell with him and he (Lunz) could not take it. Sergeant Crosby observed a weapon in the hand of Inmate Lunz and he broke the seal of his chemical agent canister. He described the weapon as a homemade ice pick, approximately 4 to 5 inches long. He gave Inmate Lunz an order to cease his behavior. At this time, several inmates began to exit their cells to see what was going on. Inmate Lunz turned and went up the stairs to the second tier of the quad. Sergeant Crosby proceeded up the stairs towards Inmate Lunz. Inmate Lunz yelled, "No, I have a hostage in my cell and the hostage is bound and gagged and if you proceed I am going to kill him." Sergeant Crosby stopped his progress up the stairs. He radioed internal security and spoke with Captain John Summerhill, the shift officer in charge (OIC) for assistance. Inmate Lunz continued up the stairs and into his assigned cell A3211. His door remained opened. Shortly thereafter, he came out of his cell and stated he was going to kill, if Sergeant Crosby came up the stairs. Sergeant Crosby instructed the other inmates to go back into their cells and shut their doors. The inmates complied with his instructions. The quad was secured except for cell A3211. Inmate Lunz remained outside of his cell. Sergeant James Kelley and Captain Summerhill entered into the quad. Captain Summerhill ordered Inmate Lunz to "stop and drop the weapon." Inmate Lunz repeated that he had a "hostage and needed a negotiator." Inmate Lunz remained outside of his cell. Captain Summerhill and the other officers backed out of the quad and secured the door. Once out of the quad, Inmate Lunz came down the stairs to the dayroom area. Captain Summerhill repeatedly instructed Inmate Lunz to slide his weapon underneath the door and lay down. Inmate Lunz complied, by sliding the weapon underneath the door. Sergeant Kelley secured the weapon and he and Sergeant Kelley entered





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(Exhibits A1, A2 and B1)

In an incident report and sworn digitally recorded statement, dated September 21, 2009, Correctional Officer Captain John Summerhill indicated the following:

On the morning of September 21, 2009, at approximately 5:00 a.m., he was assigned as the shift OIC and was contacted by Sergeant Crosby that Inmate Lunz had assaulted Inmate Monroe and had taken Inmate Taylor hostage. When he arrived at A dormitory, quad 3, Inmate Lunz was pacing back and forth on the second tier floor, yelling obscenities and statements regarding "child molesters and baby rapists" and how they (staff) had put a "child molester" in Sergeants Crosby and Kelley, Officer Moore and he entered into quad 3. the cell with him. They ordered all the inmates to go back into their cells. All the cells were secured except Inmate Lunz's cell. Inmate Lunz continued to pace back and forth and stated if they did not leave, he was going to stab his hostage, Inmate Taylor. Inmate Taylor was tied up in his cell. He attempted to talk to Inmate Lunz. At that time, Captain Summerhill observed Inmate Lunz holding a shank (homemade weapon) in his hand. The shank appeared to be a piece of an aluminum fence tie, wrapped with a cloth at the end and approximately 6-7 inches long. (He did not know what happened to the shank because as soon as they secured Inmate Lunz, he (Summerhill) and Officer Moore ran up stairs to Inmate Lunz's cell). As he (Summerhill) talked to Inmate Lunz, he appeared to calm down. Inmate Lunz smoked a cigarette and went back into his cell and retrieved a drinking cup. He went downstairs to get some water. After getting water, he sat down on a bench near the dayroom area. Inmate Lunz asked what he (Summerhill) wanted him to do. He (Summerhill) told Inmate Lunz to slide the shank under the door and he complied. Inmate Lunz then asked what else he (Summerhill) wanted him to do. He told Inmate Lunz to lie on the floor and put his hands behind his back. Inmate Lunz laid down on the floor and put his hands behind his back. Sergeants Crosby and Kelley handcuffed him. Inmate Lunz was placed in a holding cell. Officer Moore and Captain Summerhill proceeded upstairs to Inmate Lunz's cell. They entered the cell and observed Inmate Taylor appearing to be asleep in his bunk. He was laying face down, covered with a sheet to his neck. His head was covered with a pillow. His right foot was exposed and attempted to gain a response from Inmate Taylor, He pulled the sheet



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He was

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off Inmate Taylor and

dressed in a t-shirt and shorts. He (Summerhill) again called Inmate Taylor's name but again
Inmate Taylor He removed the pillow off his head and
A razor blade was observed lying flat on the back of Inmate Taylor's
neck. Officer Moore He (Summerhill)
contacted the control room and
Upon entering the cell,
Inmate Taylor appeared to have
His body was She indicated that Inmate
Taylor was deceased. the officers and he exited and secured the cell.
(Exhibits A3 and B2)
In an incident report and sworn digitally recorded statement, dated September 21, 2009, Correctional Officer Sergeant James Kelley indicated the following:
He responded to A dormitory and upon entering the control room area, he made contact with an inmate (later identified as Inmate Monroe). Immate Monroe was standing up and appeared
Captain Summerhill was heard over the radio calling to Inmate Lunz's cell. As they entered the cell, he observed Captain Summerhill standing over Inmate Taylor and Officer Moore was standing toward the back of the cell. Inmate Taylor, lying on his stomach, was covered up with a blanket with his feet





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	over on his back and the cell with Inmate Taylor inside as a crime so (Exhibits A4 and B3)	There was	They secured
In an	incident report and sworn digitally recorded indicated	I statement, dated September 21, if the following:	2009,
	At approximately 5:00 a.m. on September 2 room in A dormitory. She observed an inm from the control room area. He laid down on	ate (later identified as Inmate Most the floor. He stated he had been st	
	Inmate Monroe when she was advised she was	as needed upstairs. She left Inmate	
	followed an officer up the stairs in quad 3.  (later identified as Inmate Taylor) lying face	down on a bunk.	She
	observed a razor blade lying on the back of the from the inmate's neck area and placed it on secure it. The officers present assisted her	the window sill. Officer Moore s	aid he would
•	the officers and she exited the cell.	After determining that the inmate (Exhibit	was deceased s A5 and B4)

In an incident report and sworn digitally recorded statement dated September 21, 2009, Correctional Officer Patrick Burch indicated the following:

He was assigned to A dormitory the morning of September 21, 2009, in the officer's station. At approximately 5:00 a.m., he electronically rolled the cell doors opened in quad 3. He observed Inmate Monroe banging on the quad door. He opened the door and the inmate ran to the grill gate and behind the confinement draping. Sergeant Crosby and Officer Moore entered into the wing. He ordered all the inmates back into their cells. Sergeant Crosby radioed for additional assistance and Captain Summerhill. Captain Summerhill entered into the dormitory. Captain Summerhill entered into the officer's station and began to make telephone calls for additional assistance. Captain Summerhill returned to quad 3 and began talking to Inmate Lunz. Inmate Lunz remained outside of his cell and paced back and forth. Inmate Lunz was in possession of a shank. Inmate Lunz slid the shank underneath the door. He did not see the shank before he (Lunz) slid the shank underneath the door. Inmate Lunz was dressed in a white t-shirt and shorts or boxers.

[Inmate Lunz was screaming, but he was unsure what he was saying.

[Exhibits A6 and B5]





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In an incident report and sworn digitally recorded statement dated September 21, 2009, Correctional Officer Elton Moore indicated the following:

He was assigned in A dormitory on the morning of September 21. At approximately 4:50 a.m.,
his attention was brought to quad 3 from noise and shouting of inmates. When reaching the
door with Sergeant Crosby, one inmate came running out of the quad. Inmate William Monroe
was the inmate. Inmate Monroe had the appearance and the Inmate Monroe ran
by him and Sergeant Crosby. They entered into the dormitory and observed Inmate Lunz
acting erratic. Sergeant Crosby ordered Inmate Lunz to stop his behavior and come to them.
They repeatedly ordered Inmate Lunz to come to them. Inmate Lunz started up the stairs and
disobeyed their repeated instructions to stop. Inmate Lunz made his way to the top of the stairs.
Sergeant Crosby and Officer Moore also proceeded up the stairs after Inmate Lunz. Once
Inmate Lunz arrived at the top of the stairs, he turned around and stated that he had a hostage
"tied up and gagged" in his cell and if they "did not want him to kill him" they should stop.
Inmate Lunz presented a shank. Officer Moore described it as a thin piece metal sharpened at
one end and approximately 6 inches long. Inmate Lunz continued to act erratic by hollering at
them saying "I am going to kill," if you keep putting pedophiles in my room. Inmate Lunz did
not identify the inmate taken as a hostage. Sergeant Crosby radioed for additional assistance.
They went back down the stairs in an attempt to deescalate the situation with Inmate Lunz.
They instructed the other inmates housed in the quad to return to their cells and secure the
doors. As they walked out of the quad and secured the door, Captain Summerhill arrived to the
dormitory. Captain Summerhill attempted to communicate with Inmate Lunz. Inmate Lunz
talked to Captain Summerhill and indicated to him that he had a hostage and if they did not do
certain things He (Lunz) was going to kill him. Captain Summerhill continued to talk with
Inmate Lunz. Finally, Inmate Lunz came down the stairs. He asked Captain Summerhill what
he wanted him to do. Captain Summerhill instructed Inmate Lunz to slide the shank (weapon)
underneath the door and lay face down to be handcuffed. Inmate Lunz complied with Captain
Summerhill's instructions. Sergeants Kelley and Crosby applied hand restraints to Inmate Lunz.
He and Captain Summerhill continued upstairs to check on the inmate allegedly tied up in
Inmate Lunz's cell. They proceeded to the only cell to have an open door. He believed that the
cell was numbered 211. Captain Summerhill radioed for additional staff to arrive to the quad.
They entered and observed Inmate Taylor lying on his stomach. He was covered with a sheet.
They continually called Inmate Taylor's name to get him to respond. They touched Inmate
Taylor to obtain a response.

inmate was deceased.

She indicated that the

Inmate Taylor was a white male, housed in cell 211 according to the master run. Officer Moore could not positively identify Inmate Taylor because he did not know him. According to the master run, Inmate Taylor was indicated to be housed in cell 211 with Inmate Lunz. Officer Moore

Inmate Taylor was covered with a





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Taylor or the cell wall. Captain Summerhill told him to secure the scene and do not let anyone inside of the scene. He initiated a crime scene log. (Exhibits A7, B6 and B7)

In a sworn digitally recorded interview on September 21, 2009, conducted by Senior Inspector Kelley Martin, Inmate William Monroe indicated the following:

On September 21, 2009, around 5:00 a.m., he was asleep in his cell (A3208) and woke up to
someone on top of him, attacking him. At first he did not know who was attacking him, but
when he was able to roll over on his side, and with the aid of the night light, he could see it was
Inmate Christopher Lunz. Inmate Lunz was holding a sharp, pointed object and
During the attack, Inmate Lunz said nothing. After Inmate Lunz was done
Inmate Lunz said, "I'm getting up now, I'm done, I'm done." His roommate was
in the cell at the time, but he did not know if his roommate did anything to stop the attack. He
did not know if his roommate was attacked. Normally he woke up at 5:00 a.m., but he did not
eat breakfast on Mondays, Tuesdays and Wednesdays, so he was still in bed.

He had no idea why Inmate Lunz did this and did not know Inmate Lunz very well. When he was standing in the he heard Inmate Lunz say, "I made more room for real criminals." He never spoke to Inmate Lunz about his (Monroe's) sentence.

The only contact he had with Inmate Lunz was when he went to Inmate Lunz's cell to talk to Inmate Lunz's roommate, Nathaniel (Taylor), about NASCAR. He would only say hello to Inmate Lunz. He did not know how well Inmates Lunz and Taylor got along. Inmate Lunz never showed much emotion. He knew that Inmate Lunz "hung out with" Inmates Christopher Shook and Jashon Mobley.

(Exhibits A8, B8 and B9)



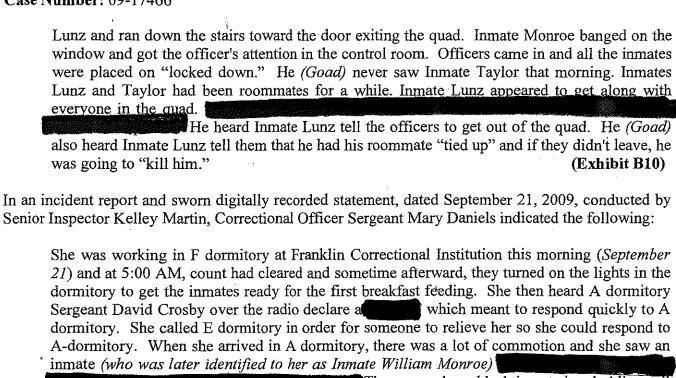
In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Michael Goad indicated the following:

On the morning of September 21, 2009, he was awakened by his roommate, Inmate William Monroe, who was calling his name and asking him for help. He saw Inmate Lunz straddling Inmate Monroe and striking him with an object held in his hand. He saw Inmate Lunz strike Inmate Monroe about 2 or 3 times with the object. He (Goad) got up out of bed to help but Inmate Lunz pointed to the object and told him to "stay out it bald head, this is between me and the pedophile." The object in Inmate Lunz's hand looked like a piece of metal, reddish silver in color and thought to be sharpened at one end. Inmate Monroe was able got away from Inmate





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There was also a black inmate in a holding cell who had just returned to the dormitory. She heard yelling inside of quad 3 and found out it was Captain Summerhill trying to get an inmate to give up a "shank." Captain Summerhill was able to get the inmate, which was Inmate Christopher Lunz, to slide the "shank" underneath the door. Restraints were administered to Inmate Lunz and he was placed into the other holding cell.



While she was standing in the area with a "visual" on Inmate Lunz, Inmate Lunz looked at her and stated, "Serg, I had to get that mother fucker cause he was fixin to EOS (Expiration of Sentence) and he was a baby raper." Inmate Lunz then said, referring to Inmate Monroe, that he had been showing pictures of his stepdaughter, a minor, and saying, "See why I raped that bitch, ain't she pretty?" Inmate Lunz said, "I went ahead and got his ass while I was at it." Inmate Lunz then stated that there were a couple of bodies "up there for ya'll...now I've made room for some real criminals." She neither questioned nor acknowledged Inmate Lunz.

Afterward, she videotaped Inmate Lunz while he was being escorted to by Colonel Stephen Roddenberry and Assistant Warden Jerry Long and then as he was placed into the holding cell. She was stationed at the back hallway





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When it was decided that Inmate Monroe would be	she was
asked to provide security in the chase vehicle and had been providing security	
for Inmate Monroe, along with Officers King and Garland.	

She had spoken to Inmate Lunz on the compound and in the chow hall and he always acted "kind of weird." Inmate Lunz did not show emotions. He always had a fixed look and it could not be determined if he was sad or happy. She never had any problems with Inmate Lunz.

(Exhibits A10, B9 and B11)

In a sworn digitally recorded statement, dated September 21, 2009, conducted by Senior Inspector Kelley Martin, Correctional Officer Franklin King indicated the following:

He was working as the acting Sergeant in H dormitory and heard a call from Sergean
Crosby in A dormitory and he responded with Sergeant Kelley. As soon as they arrived, they
saw Captain Summerhill on the other side of the gate and Inmate Monroe was standing off to
the side. Captain Summerhill instructed him to handcuff Inmate Monroe and place him in the
He waited
while Inmate Monroe, and then he stayed with Inmate Monroe while
went inside the quad. He was later told to go to the south gate because ar
Officer Harris stayed with Inmate Monroe while he went to the
South gate and waited Once they arrived, he rode with them to
and took them into the facility. Inmate Monroe was brought
where he was placed into an isolation cell He strip searched
Inmate Monroe and Inmate Monroe's clothes were left in the isolation cell. He instructed
Officer Bankston to place the clothes and the went
placed Inmate Monroe and had been
providing security for Inmate Monroe since they arrived.
(Fyhihits RQ and R12)

61 inmates were housed in quad 3 of A dormitory on the morning of September 21, 2009, to include Inmates William Monroe, Nathaniel Taylor and Christopher Lunz. Senior Inspectors Edward White and Kelley Martin with Inspectors Randall Smith and Monte Tatum conducted interviews of the inmates housed.

In a sworn digitally recorded statement, dated September 21, 2009, Inmates James Angel, Brandon Black, Reginald Boyette, Donald Conionilli, Antuan Gibbs, Luis Gonzalez, James Griffin, Michael Gross, Linwood Juarez, Reginald Kirkland, Maurice Jones, Keith Marshall, Damian Melendez, Erick Santiago, Jonathan Sanabria, Scott White, Clifford Williams, Reginald Williams and Brian Woodard indicated the following:





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Inmates Angel, Black, Conionilli, Gibbs, Gonzalez, Juarez, Marshall, Sanabria, Santiago Williams and Woodard indicated they were asleep or did not have any knowledge of what had occurred the morning of September 21 in their quad of A dormitory.

Inmate Melendez was awakened when his cell door was shut and he saw the flashes of a camera taking photographs.

Inmates Boyette, Griffin, Gross, Jones, Kirkland, White and Williams denied hearing or seeing anything that occurred during the morning hours of September 21, 2009, while they were housed in quad 3. (Exhibits B13 ~ B31)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Aston Banton indicated the following:

At approximately one hour before the cell doors were opened, he heard screaming and yelling. The doors opened at approximately 4:30 a.m. He was in his bunk when he heard the screaming/yelling. He denied looking outside of his cell. (Exhibit B32)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Christopher Skook indicated the following:

He did not see anything regarding an earlier commotion in the wing. He heard someone "yelling get out of here. How do you want me? Here is the weapon." He could not identify the inmate yelling at the officers to get out.

(Exhibit B33)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Corey Jordan indicated the following:

He heard an inmate known to him as "Bear" indicating he had a hostage and the officers to "get out." Inmate Jordan was shown a picture of Inmate Christopher Lunz and he affirmed that Inmate Lunz was the inmate he knew as "Bear." He did not see Inmate Lunz since his cell door was secured at the time.

(Exhibit B34)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate David Banek indicated the following:

He was awakened to the sounds of someone screaming. He looked outside of the cell to see an inmate known to him as "Bill" running towards the quad door of the quad. The inmate Then he heard Inmate Lunz state that he had killed his roommate to the security staff. He wanted to kill pedophiles and he had a hostage. The security staff attempted to negotiate with Inmate Lunz and it was then when Inmate Lunz stated that he





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had killed his roommate. He did not see Inmate Lunz. Inmate Lunz was located on the top tier of the quad and he was housed on the lower floor. (Exhibit B35)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Henry Austin indicated the following:

He heard bumping and moaning, sometime around 2:00 a.m., the morning of September 21 and again later that morning, he heard running noises. The doors rolled opened and there was a commotion followed by screaming. Every inmate housed in the wing appeared to be looking out of their cells. He saw an inmate run down the stairs and began to bang on the door. He described the inmate to be a white male approximately 5'8" in height. He could not recall the inmate's name. The inmate appeared to have the inmate banged on the glass and the officer in the control room let him out. Another inmate came down the stairs acting hysterical. He stated the inmate was known as "Bear," but he did not know the inmate's real name. He was shown a photograph of Inmate Lunz and he believed that Bear was Inmate Lunz. Inmate Lunz was also dressed in a white t-shirt and boxers shorts. He recalled Inmate Lunz stating, "Get him out of here." Then the officers entered into the quad. He described the commotion at 2:00 a.m. as bumping noises and moaning.

(Exhibit B36)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate James Morais indicated the following:

Inmate Lunz came out of a cell this morning screaming and yelling. He indicated that he had his roommate as hostage. He yelled to the officers to get out of the wing or he would kill him. A captain and other officers came into the wing. He saw a white male inmate with a bald head, apparently attacked by Inmate Lunz, The inmate ran to the door yelling, "Let me out of here." The officer let him out of the door. Inmate Lunz was on the second tier of the quad at the time. Inmate Lunz was dressed in a t-shirt, shorts and shower slides. Inmate Lunz appeared to Inmate Lunz got quiet at that point. Inmate Lunz allowed the officers to handcuff and escort him out of the wing. (Exhibit B37)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Jason Shenfield indicated the following:

He heard some screaming when the doors were opened, at approximately 6:00 a.m. He did not hear anything before that time. He heard yelling and screaming and saw Inmate Monroe running downstairs with the Inmate Monroe began to bang on the quad door to be let out of the wing. Approximately 45 seconds went before he was let out of the wing. Another inmate was on the second tier. The second inmate gave chase to Inmate Monroe before he (*Monroe*) was let out of the wing. Inmate Shenfield did not know the identity of the second inmate. He described the inmate to be bald headed and thin. He was





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shown a photograph of Inmate Lunz and indicated that the photograph appeared to be the inmate on the second tier. Inmate Lunz stated openly that he was tired of being around child molesters and he was sentenced to prison because he killed a pedophile. It was the Department's fault that the inmate was the Department's fault that the inmate was the He (Lunz) wanted a list of child molesters so he could kill them all. On Inmate Lunz. Inmate Lunz was dressed in boxer's shorts and a white t-shirt. Officers came inside of the wing and Inmate Lunz yelled he wanted them to leave. Inmate Lunz walked around the dormitory stating that he wanted a transfer. He wanted to go back to the county jail. Inmate Lunz ultimately surrendered himself. He did not see Inmate Lunz with a weapon. The officers were yelling at the other inmates to get off the doors and he sat on his bed. He did not hear any struggling of Inmate Lunz when he was handcuffed by the officers.

(Exhibit B38)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Jayson Taylor indicated the following:

As the doors were rolled opened he heard a bunch of hollering. He and several inmates came out of their cells to see what the hollering was all about. A small built inmate, known to him as "Billy," ran out of cell 208, Inmate Christopher Lunz ran behind him. "Billy" ran to the front door of the wing and banged on the door. "Billy" was dressed in blue shorts and a t-shirt. "Billy" was yelling for him to be let out. Inmate Lunz turned back around and stated he was "tired of these pedophiles, they are fixing to go home" and he can not get out of prison. He indicated that he was holding hostages. He yelled for the officers that were inside of the wing to get out and if they did not, he was going to do something with his roommate, Inmate Nathaniel Taylor. He asked for a hostage negotiator. Officers secured all the cells and went out onto the wing to tell the inmates to stay off the doors. Inmate Lunz was on the second tier stairway smoking. He held a shank (weapon) in his hand and lifted it up in the air. He described the shank as an ice pick. He went downstairs and drank some water. He indicated that he would surrender after he had got some water. Then he stood up on the table and yelled "how about those dolphins." He waved at the camera and sat down on a bench. He drank some more water. Stood up, showed the officers the shank and threw the shank underneath the quad door. He asked the officers what they wanted him to do. He was instructed to lay down on the floor. Inmate Lunz laid down and the officers came into the wing, handcuffed him and escorted him out. (Exhibit B39)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Jerrod Chandler indicated the following:

He was housed in cell numbered A3101, a cell nearest to the door. He was asleep when he heard a commotion. He observed an unknown slim white male inmate run to the quad door. The inmate was dressed in a white t-shirt and blue uniform pants. He yelled for the officer to let him out and the officer opened the door. Other officers entered into the wing and instructed the other inmates to get back into their cells. (Exhibit B40)





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In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Jimmy Williams indicated the following:

He was awakened by the sounds of someone screaming. He was housed in cell number: 106. The cell doors had just been electronically opened. He walked outside of his cell and looked upward to see an inmate on the top tier with another inmate. Inmate "Bear" (later identified as Inmate Christopher Lunz by photograph) was on top of Inmate "Billy" (later identified as Inmate William Monroe by photograph). The inmates were located inside of cell 209. Inmate Monroe was screaming, "No, don't do it." After awhile, Inmate Monroe ran out of the room and went down to the wing door and banged on the door. Officers entered the wing and escorted Inmate Monroe out of the wing. Inmate Lunz initially ran down the stairs after Inmate Monroe, but went back into his room when the officer came into the wing. Inmate Lunz stated he had a hostage and for the officer to leave the wing. The officer left, but came back in. Inmate Lunz yelled for the officers to leave the wing. The officers left the wing again after Inmate Lunz said he had a hostage, his roommate, and he was going to kill him. He wanted a negotiator. Inmate Lunz came down the stairs and stood on the table and said something about "killing all the pedophiles." Inmate Lunz continued with something about stabbing his roommate eight times and they (officers) could come get him. He stated, "You all want the knife now?" Inmate Williams observed an approximate 6 to 7 inch homemade ice pick shank. The officers instructed Inmate Lunz to throw the knife underneath the door and he did. He then laid on the floor. The officers entered the guad and handcuffed him. (Exhibit B41)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Jorge Ortiz indicated the following:

The morning of September 21, at approximately 3:30 a.m., he was awakened to the sound of screaming. Then everything went quiet after 2 to 3 minutes. He believed that it was a fight. He saw the officer make the security round. Nothing else was heard until the cell doors were opened. He saw Sergeant Crosby and "Bear" (later identified as Inmate Christopher Lunz by photograph) on the stairway. Sergeant Crosby instructed him to come to him. Inmate Lunz stated something about having someone in his room. He wanted a negotiator and one cigarette. Sergeant Crosby stated, "Lock down." He did not see Inmate Lunz with a weapon.

(Exhibit B42)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Kenneth Mitchell indicated the following:

He saw an inmate run to the door and bang on the door while yelling for the officers to open the door. The inmate appeared to He was dressed in white t-shirt and boxer shorts. He described the inmate to be a small built white male appearing to be bald. He knew the inmate to be named "Billy." When Billy was let out of the wing, Inmate Bear (later identified



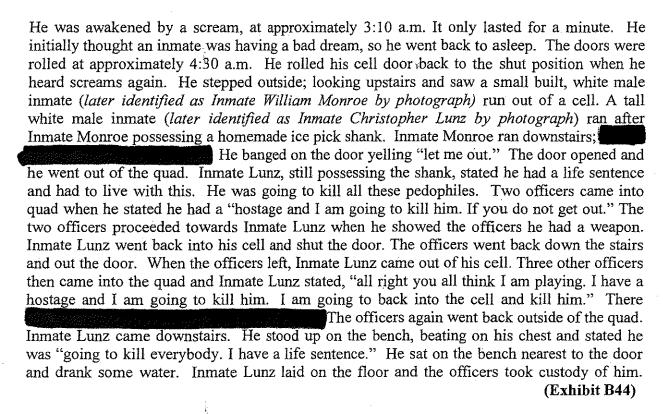


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as Inmate Christopher Lunz by photograph) went "ape shit." Approximately 5-10 minutes later, Inmate Lunz surrendered the weapon and himself while located in the dayroom.

(Exhibit B43)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Lemont Hibbert indicated the following:



In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Lennis Mitchell indicated the following:

Earlier this morning (September 21, 2009), at approximately 5:00 a.m., when his cell door was opened, he heard an inmate screaming, "Stop, no Stop." Inmate Monroe ran down the stairs to the door. Inmate Monroe was the inmate he heard screaming.

He saw "Bear" (later identified as Inmate Christopher Lunz by photograph) walk out of Inmate Monroe's cell and back to his cell. Inmate Lunz yelled for the officers to get out of the quad and he had a hostage. Inmate Lunz again yelled that he had a hostage and he wanted a negotiator. He stated that there were "too many sex offenders on this planet. We should kill them all." Inmate Lunz continue that his "roommate had shit on himself." He ended his yelling by saying something about the court system. He stood by his cell door for awhile and appeared to make a joke of it. He went down the stairs and drank a





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cup of water. He stood on top of the table and than sat down and asked the officers "how do you want me to surrender." He told them "how do you want the knife." The knife appeared to be ice pick. Lunz rolled the ice pick underneath the quad door. He laid down on the floor and officers came into the wing and handcuffed him.

(Exhibit B45)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Leon Breedlove indicated the following:

He was awakened by screaming. He observed an inmate (later identified as Inmate William Monroe by photograph) banging on the quad door.

Monroe. After the inmate exited from the quad, officers came into the quad. Another inmate (later identified as Inmate Christopher Lunz by photograph) yelled he had a hostage as he chased after Inmate Monroe. Inmate Lunz indicated that he had his roommate tied up. Later, Inmate Lunz indicated his roommate was dead. Inmate Breedlove did not see Inmate Lunz with a weapon.

(Exhibit B46)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Mark Erts indicated the following:

The cell doors were opened at approximately 4:50 a.m., this morning (September 21). He heard the sounds of someone screaming from the second floor that last only 15 to 20 seconds. He saw an inmate (later identified as Inmate William Monroe by photograph) screaming as he banged on quad door. "Bear" (later identified as Inmate Christopher Lunz by photograph) went into a verbal rage as he went down the stairs. He said that there was "too many out there." Inmate Erts went back to bunk and laid down. Inmate Lunz continued to say that his roommate was a hostage. His "3.85" (appeal) was denied and "everyone getting a life sentence and what do you all expect." (Exhibit B47)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Michael Charles indicated the following:

He was awakened to the sounds of screams around 1:30 or 2:00 a.m., this morning (September 21). The screams appeared to come directly above him. He also heard a punching bag noise about the same time. Then everything went quiet. He heard Inmate Lunz making some verbal statements when the doors opened this morning. He then heard another voice say "what you stabbing me for?" He did not recognize who made the statement about being stabbed. He got up from his bunk and went to his cell door. He saw Inmate Lunz standing on the table in the dayroom. Another inmate, (later identified as Inmate William Monroe by photograph) was at the quad door. Officers came inside the wing as Inmate Monroe exited. He did not see Inmate Lunz with a weapon. (Exhibit B48)





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In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Michael Stanton indicated the following:

Inmate Lunz apparently had been writing letters to his prosecutors that convicted him and other prosecutors who apparently were looking at him for other murders in North Carolina. Inmate Lunz also told the officers how he had stalked and murdered pedophiles. This all started approximately 2 to 3 weeks ago when he lost his appeal. He heard Inmate Lunz say that he was not going to waste away in here. He was going to make them give him the death penalty. Inmate Stanton added he had been in prison 20 years and he had heard that type of talk from other inmates hundreds of times and did not pay too much attention to it.

About 2:30 a.m., this morning (September 21), he was reading in his cell when he heard someone's muffled screams. Other inmates were also alerted to the screams because he went to his door and he saw other inmates looking out of their cell doors. The screams lasted a couple of minutes. When the doors opened at approximately 4: 30 a.m., he again heard the sounds of muffled screams. He got up from his bunk and heard Billy (later identified William Monroe by photograph) scream and say "Bear (later identified as Inmate Christopher Lunz by photograph), why are you being stabbing me?" He saw Inmate Monroe come out of his cell and run down the stairs. He went to the door. He then saw Inmate Lunz come out of Inmate Monroe's cell. Inmate Lunz appeared hd was in possession of a weapon appearing to be an ice pick. Inmate Lunz stated he was trying to kill him (Monroe) because he was a pedophile. His roommate (Taylor) was in here for child molestation. He As Inmate Monroe exited the quad, the dorm sergeant came inside. Inmate Lunz stated he had a hostage in his room and "get out or I will kill him. Go get a hostage negotiator and I will make my list of demands." Inmate Lunz went upstairs and smoked a cigarette. He came downstairs and gave the officers the knife and went on to say that he did not have a hostage that his roommate was dead. Inmate Lunz slid the knife underneath the door and laid down on the floor. (Exhibit B49)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Romer Williams indicated the following:

He was awakened to the sounds of yelling. It sounded like someone was "getting their ass wiped." The cell doors were opened at approximately 4:30 a.m. He saw Inmate Monroe come down the stairs to the quad door and wanted out. The officer opened the doors and he went out of the quad. Inmate Lunz came down the stairs with a weapon that appeared to be an ice pick. He said something about "killing all those motherfuckers." He also made statements that he was a pedophile killer. Inmate Lunz later slid the weapon underneath the door and laid on the floor. Officers came into the wing and handcuffed him. Inmate Lunz was escorted out of the wing.

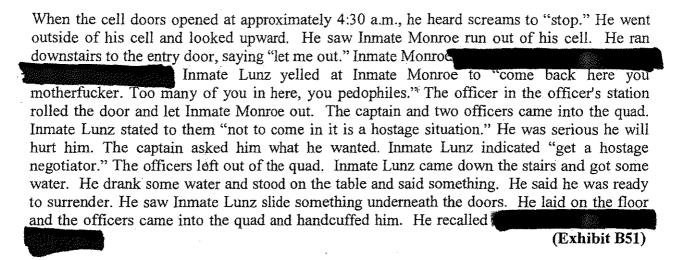
(Exhibit B50)





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In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Simon Brown indicated the following:



In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Staci Lewis indicated the following:

About 3:00 a.m. he heard someone scream. He got up and looked at his watch. The scream seemed to come from upstairs. He believed it was a fight between roommates. He went back to sleep. When the cell doors opened later that morning, he heard someone else screaming. An inmate was yelling, "Help, help me." He closed his door. He heard the officers come into the dormitory.

(Exhibit B52)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Stephen Sterling indicated the following:

In the middle of the morning around 2:30 a.m., he heard someone say, "No no help help me." He thought it was two inmates fighting. The screams soon stopped. The screams came from upstairs. When the cell doors later opened, at approximately 4:30 a.m., he heard a familiar scream. He saw "Billy" (later identified William Monroe by photograph) run down the stairs. Inmate "Bear" (later identified Christopher Lunz by photograph) was coming down the stairs after Inmate Monroe. Inmate Monroe banged on the door and the officer in the officer's station opened the door and let him out. Inmate Sterling Inmate Lunz as he came down the stairs. Inmate Lunz stated that there was a watching Inmate Lunz as he came down the stairs. Inmate Lunz stated that there was in possession of a shank like an ice pick. Inmate Lunz indicated "it was a hostage situation anyone who come up here I am going to kill them. Go get someone who gots negotiation skills. I am tired of pedophiles and I going to kill them all." Inmate Lunz had indicated that he had his roommate tied up. The officers were now present in the quad, when Inmate Lunz stated that if they took another step closer and don't get somebody





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in here, he was going to kill him (roommate). The officers left out of the wing and called more officers to the wing.

The lieutenant (captain) and two more officers came to the door. Inmate Lunz walked around the tier and asked for cigarettes from the other inmates. Inmate Lunz took off his blue shoes and socks and put on his shower slides. Inmate Lunz was dressed in white boxers and t-shirt. Inmate Lunz instructed the officers to give him a list of all the pedophiles or he would kill his roommate. Inmate Lunz had the weapon and he said he would give up the weapon. He slid the weapon to the officers and laid down on the floor. Officers came into the wing and took custody of Inmate Lunz. (Exhibit B53)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Timothy Jackson indicated the following:

The only thing he heard and observed was Inmate William Monroe run out of the wing. Officers came into the wing and Inmate Lunz stated he had a hostage and if the officers did not get out of the quad he was going to kill him. Inmate Lunz had a weapon appearing to be an ice pick in his possession.

(Exhibit B54)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Timothy Thomas indicated the following:

He was awakened to inmates talking "crazy." He heard an inmate say that he was tired of child molesters.

(Exhibit B55)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Victor Perez indicated the following:

The doors were opened, at approximately 5:00 a.m. He heard an inmate saying they should not have locked him up in here. He had killed sexual predators outside. Inmate Perez indicated that Inmate Lunz made those statements. He saw Inmate Lunz come down the stairs and saw the on Inmate Lunz. Before seeing Inmate Lunz, he heard Inmate Monroe say, "Why are you doing this to me Bear?" (Exhibit B56)

In a sworn digitally recorded statement, dated, September 21, 2009, Inmate Alexander Head indicated the following:

The cell doors rolled open, approximately 5:05 a.m. He heard screams and an inmate say something about child molesters. One of the inmates came downstairs and hit the window. The officers indicated "lock down." He only stood outside of his cell for 20 seconds. He saw another inmate run after the inmate (*William Monroe*) who was doing the screaming. Inmate "Bear" was doing the yelling about child molesters. (Exhibit B57)





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In a sworn digitally recorded statement, dated September 21, 2009, Inmate Artavious Hall indicated the following:

He heard an inmate yell out that he had a hostage and wanted to negotiate. Approximately 15 or 20 minutes later the inmate gave up. The officers handcuffed him and escorted him out of the door. Inmate Hall identified Inmate Lunz as doing the yelling about having a hostage.

(Exhibit B58)

In a sworn digitally recorded statement, dated September 21, 2009, Inmate David Galloway indicated the following:

Inmates William Monroe and Michael Goad were housed next to his cell. He heard a commotion like a fight. Inmate Monroe was requesting help from Inmate Goad. He did not see anything. He denied stepping outside of his cell to see what was going on. He heard Inmate Lunz say that he did not want to be housed with pedophiles. (Exhibit B59)

In a sworn digitally recorded statement, dated September 21, 2009, Inmate Dumas Nelson indicated the following:

He was awakened to the sounds of yelling as the cell doors were opened. He initially went outside of his cell, but only saw other inmates outside of their cells. He saw Inmate Monroe (housed in cell 208) run out of his cell. Inmate Lunz was inside of Inmate Monroe's cell.

He went back to his bunk and laid down. Later, Inmate Lunz stated he had stabbed his roommate 80 times in the ear. The judge sentenced him to a life sentence and he was going to kill all the child rapists.

(Exhibit B60)

In a sworn digitally recorded statement, dated September 21, 2009, Inmate Enrico Thompson indicated the following:

He was awakened to Inmate Monroe yelling. He did get up and step outside of his cell. He saw "Bear" (later identified Christopher Lunz by photograph) sitting on top of Inmate Monroe, The shank looked like a skewer. Inmate Lunz Inmate Monroe ran out of the cell. It all appeared to him as a dream. Inmate Lunz and he watched football last night and he was fine. Something must have happened in his cell to trigger him. Inmate Thompson recalled hearing a bumping noise at approximately 2:00/2:30 a.m. earlier in the morning. The noise sounded to be coming from Inmate Lunz's cell. (Exhibit B61)





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In a sworn digitally recorded statement, dated September 21, 2009, Inmate Frank Hernandez indicated the following:

The cell doors were opened at 5:00 a.m. and he went out of his cell. He saw Inmate Monroe running to the quad door. Inmate Lunz was chasing Inmate Monroe. Inmate Lunz told the officers he had a knife and not to come in. Inmates Lunz and Taylor were housed next to him. He did not hear any commotion between Inmates Lunz and Taylor earlier in the morning.

(Exhibit B62)

In a sworn digitally recorded statement, dated September 21, 2009, Inmate Johnny Ortiz indicated the following:

He denied knowing what happened. He saw an inmate walking around in his underwear and an officer trying to calm him down. (Exhibit B63)

In a sworn digitally recorded statement, dated September 21, 2009, Inmate Joshua Gomillion indicated the following:

He was lying down in his bunk when the doors were rolled, at approximately 4:00 a.m. He heard yelling before the doors opened. He saw Inmate Lunz with a knife telling the officers to get out of the wing. Inmate Lunz told him that he killed his daddy with a shotgun and that was why he was in prison. He also had killed some pedophiles. Inmate Lunz yelled to the officers that he was going to kill his roommate if the officers did not leave the wing.

He denied seeing Inmate Lunz stab anyone. Inmate Lunz told the officers that he was going to stab his roommate in the ear again.

(Exhibit B64)

In a sworn digitally recorded statement, dated September 21, 2009, Inmate Kyle Gray indicated the following:

When the doors were rolled, he got up and got his clothes that were hanging in his cell. Inmate Monroe was hollering for help. He looked and tried to see what was going on. He saw Inmate Monroe run out of his room, go downstairs and out of the wing. Inmate Lunz called Inmate Monroe, "a child molester" and gave chase after Inmate Monroe. Inmate Lunz paced back and forth on the second tier screaming that he was in here for "killing pedophiles. Ya'll put me in a room with one and it is okay."

Inmate Lunz admitted to him when they played scrabble that he had "killed 12 pedophiles to include his (Lunz) father." He saw Inmate Lunz holding something that appeared to be gray in color. He saw Inmate Lunz give the object to the officers later. He slid the gray object to the officers and laid down. The captain came into the wing when the commotion was occurring. Inmate Lunz told one of the officers he had a hostage.

(Exhibit B65)





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In a sworn digitally recorded statement, dated September 21, 2009, Inmate Mark Avello indicated the following:

He absolutely heard nothing. He was awakened when the cell doors were opened. He did not know what time it was. He heard a commotion and got up to look outside. The other inmates were standing around. He denied hearing anything.

(Exhibit B66)

In a sworn digitally recorded statement, dated September 21, 2009, Inmate Marlin Tomlin indicated the following:

He witnessed an officer come into the quad and Inmate Lunz tell the officer to leave. He went back into his cell and went back to sleep when that occurred. (Exhibit B67)

In a sworn digitally recorded statement, dated September 21, 2009, Inmate Marlon Brown, indicated the following:

He heard an inmate yelling open the door. He believed that Inmate Monroe was the inmate yelling. Inmate Brown was housed next to Inmates Lunz and Taylor. He denied hearing anything coming from Inmates Taylor's and Lunz's cell earlier in the morning. He denied having knowledge of any problems between Inmates Lunz and Taylor. He had been housed in the wing for approximately 15 months. Inmates Taylor and Lunz had been roommates for approximately 12 months.

(Exhibit B68)

In a sworn digitally recorded statement, dated September 21, 2009, Inmate Quinton Mallard indicated the following:

He was awakened by the cell doors opening. He heard Inmate Monroe say, "Stop get off me." He saw Inmate Monroe run down the hallway. He downstairs and beat on the door.

(Exhibit B69)

In a sworn digitally recorded statement, dated September 21, 2009, Inmate Timothy Lett indicated the following:

He was awakened by the yelling of Inmate Lunz. Inmate Monroe was pounding on the quad door. He looked into Nathaniel Taylor's cell and he was covered by a blanket. Inmate Lunz was pacing back and forth on the tier. He denied knowing any problems between Inmates Taylor and Lunz.

(Exhibit B70)





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In a sworn digitally recorded statement, dated September 21, 2009, after being advised of his Constitutional Rights, Inmate Christopher Lunz indicated the following:

He was planning to kill approximately 6 pedophiles housed in the quad. He affirmed that Nathaniel Taylor was his roommate and they were housed in cell 211. He confessed that he took a shank and stabbed Inmate Taylor approximately 45 times until he was dead. Inmate Lunz described the shank as made of metal with a handle. The handle was made of a wrapped sheet.

When the cell doors were rolled open at Monroe, he jumped out of the cell and Inmate Monroe was next in line. He walked inside of the cell assigned to Inmate Monroe, to find him "encased in covers." He could not make out Inmate Monroe's body contour. He could not see a place to stab him. Inmate Monroe's roommate was also present in the room. He began to stab Inmate Monroe. Inmate Monroe was awakened by his blows and started to block his strikes. He then began to physically punch Inmate Monroe. Inmate Monroe was able to get off his bed as he was being stabbed. Inmate Monroe moved out of his cell and ran downstairs as he cried for help. He ran to the quad door and started banging on the door. The officer let him out of the quad. He remained in the quad when Inmate Monroe exited the quad. (Exhibit B71)

The fixed wing video of A dormitory, quad 3 from the hours of 11:46 p.m., on September 20, 2009 through 7:00 a.m., of September 21, 2009 was reviewed:

- (Approximately) , a white male officer (Sergeant Crosby) entered wing 3 conducting a security check;
- Sergeant Crosby exited the wing;
  - white male (Officer Moore) entered the wing conducting a security check;
- Officer Moore exited the wing;
- Sergeant Crosby entered the wing conducting a security check;
- Sergeant Crosby exited the wing;
- Sergeant Crosby entered the wing conducting a security check;
- Sergeant Crosby exited the wing;
- Officer Moore entered the wing conducting a security check,
- Officer Moore exited the wing;
  - Sergeant Crosby entered the wing to conduct a security check;
- Sergeant Crosby exited the wing.
- 4:54 a.m., cell doors were electronically opened in the wing;
- 4:54 a.m., a white male inmate (appearing to be Inmate Lunz) exited cell A3-211 walked to cell A3-208, and entered the cell;
- 4:55 a.m., an unidentified white male inmate exited the cell and rested on the upper tier rail, while several unidentified inmates looked into the cell. Inmates housed on the ground level floor were observed looking up into the direction of cell A3-208;
- 4:56 a.m., inmates housed on the ground level floor of the wing were observed





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looking up in the direction of cell A3-208;

- 4:56 a.m., white male inmate (appearing to be Inmate Munroe), exited cell A3-208 running towards the rear stairway, descending and running to the entrance/exit door out of camera view. A white male (Inmate Lunz) followed, in steady manner, after the white male inmate with an unidentifiable object in his right hand;
- 4:56 a.m., Inmate Lunz walked out of camera range towards the entrance and exit door briefly, then reappears and walked to the rear stairway. He ascended the stairs to the second floor in the vicinity of cells A3-211 and A3-212;
- 4:57 a.m., Sergeant Crosby and Officer Moore entered through the entrance/exit door and walked to the rear stairway, appearing to converse with Inmate Lunz. Uninvolved inmates housed in the wing return to cells. Inmate Lunz briefly entered and exited cell A3-211, and upon exiting the cell appeared to converse with staff as they ascended the stairway. Staff paused at top of rear stairway continually conversing with Inmate Lunz. Inmate Lunz entered cell A3-211 and attempted to close the cell door;
- 4:58 a.m., Inmate Lunz exited the cell as staff descend stairway. Inmate Lunz paced the upper tier, briefly re-entering and exiting cell A3-211, he paused at cell A3-210 momentarily then resumes pacing.
- 5:00 a.m., Sergeant Kelley walked into camera view from the entrance/exit door. He paused briefly between the dayroom tables, observing Inmate Lunz. He turns and returns to entrance/exit door out of camera view. Sergeant Kelley reappears in camera range with three other staff members, Sergeant Crosby, Officer Moore and an individual that was slightly out of camera range and cannot be positively identified;
- 5:01 a.m., Inmate Lunz, located on the upper tier stairway, walked towards the front of the quad with staff, located on the lower level, conversing with him.
- 5:12 a.m., Inmate Lunz descended the stairway to lower level with a coffee cup in his hand. He appeared to fill the cup and walked to the dayroom table. He climbed onto the table top and stands as he gestured with his arms wide open towards the wing and turned facing the fixed wing video camera and waved his right hand. He stepped down from the table and approached a dayroom bench and sits down on the bench. He then stands up and approached the entrance/exit door. He appeared to be conversing with someone who is out of camera view.
- Approximately 5:14 a.m., Inmate Lunz making a saluting gesture towards the interior of the quad, laid down on the floor face down with his arms in front of him, then as if acting on command by placing his arms behind his back. Sergeants Crosby and Kelley secured Inmate Lunz with hand restraints, as he was taken into custody. At the same time, Captain Summerhill entered the wing with Officer Moore. They ascended the stairway to cell A3-211. (Exhibit B72)

In a crime scene examination report, dated October 1, 2009, prepared by Senior Crime Laboratory Analyst Shawn Yoa, documented was the evidence collection from three established crime scenes on September 21, 2009, located in A dormitory, quad 3. (Exhibits B73 and B74)



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#### Florida Department Of Corrections Office of the Inspector General Report of Investigation Gene Hatcher, Inspector General



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Assistant State's Attorney Robin Myers of the 2<sup>nd</sup> Judicial Circuit was contacted regarding the murder of Inmate Taylor and attempted murder of Inmate Monroe. In a subsequent contact, Attorney Myers was contacted about the formula of Inmate Lunz.

An autopsy was conducted on the body of Inmate Nathaniel Taylor by the Office of the Medical Examiner, District 2, Lisa Flannagan, M.D., on September 22, 2009. After the completion of the autopsy the cause of death of Inmate Nathaniel Taylor was concluded to be

(Exhibits B75 and B76)

In Inspector General's Investigative Report Number: 09-27868, it was documented that on September 22, 2009, Inmate Lunz was discovered lying in his bunk in his assigned cell number: Q1304 appearing to have something tied around his neck. Inmate Lunz was found to be the At approximately 12:35 p.m., Inmate Lunz was pronounced deceased. The autopsy report documented the probable cause of death (Exhibit B77)

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#### Florida Department of Corrections Office of the Inspector General



"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."

"Furthermore, under penalties of perjury, I declare I have read the foregoing report and the contents of the report are true and accurate based upon my personal knowledge, information, and belief."

	12/28/09
Investigators Signature	Date





Malie C	outr Avant	
Debbie Carter Arrai	nt Inspector	_12/28/09 Date
Street Land	Prison Inspector Supervis	or <i>01/04/20/0</i> Date
VIVA	Lead Prison Inspector Sup	pervisor 1/6/2010 Date
Han La Van	Chief Prison Inspector	2/4/10 Date
1 John Man L	Deputy/Inspector General	2/18/10 Date
"   "		<u>'</u>