

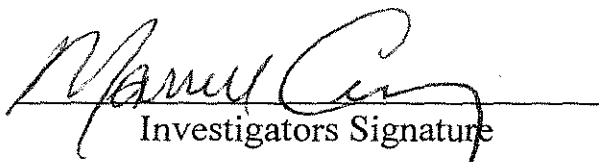
Case# 08-29568

Florida Department of Corrections
Office of the Inspector General



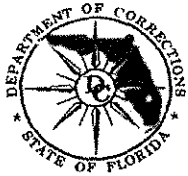
“I, the undersigned, do hereby swear, under penalty of perjury, that, to the best of my personal knowledge, information, and belief, I have not knowingly or willfully deprived, or allowed another to deprive, the subject of the investigation of any of the rights contained in ss.112.532 and 112.533, Florida 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.”


Investigator's Signature

December 23, 2008
Date





Florida Department Of Corrections
 Office of the Inspector General
 Report of Investigation
 Paul C. Decker, Inspector General

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 DEPARTMENT OF CORRECTIONS



JAN 28 2009

BUREAU OF
 STATE INVESTIGATIONS

Case Number: 08-29568

Inspector General Case #: 08-29568 Facility: [redacted] Union CI
 Classification of Incident: [redacted] Death Field Office/Region: Gainesville / Region 2
 Incident Date: 12-01-08 Time: 3:20am Inspector: Marrell Cercy
 Date of Report: December 23, 2008 Case Type: A

Check all that apply:

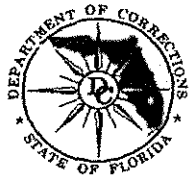
- Confidential Medical Information
- Prison Rape Elimination Act (PREA) Number (if applicable)
- Principal(s) Exhibits Attached
- Department of Corrections presented to State Attorney Declined Accepted
- Use of Force (UOF) Number (if applicable)
- Complaint of Discrimination
- Addendum
- Wing Video Camera(s) Present in the Area of Incident YES NO

SUMMARY OF ALLEGATIONS:

Inmate Jose Morales [redacted] was pronounced deceased at 3:20am.

SUMMARY OF DISPOSITION/JUSTIFICATION FOR DOWNGRADE/EXONERATION:

Sergeant Jim Suttles submitted an incident report dated December 1, 2008, reporting that he and Officer Richard Groover were conducting count in [redacted]. Sergeant Suttles observed that Inmate Morales had [redacted]. He contacted Lieutenant Glenn Anders who responded, along with Lieutenant Kevin Adkins. Sergeant Suttles and Lieutenant Anders both witnessed Inmate Morales walking in his cell, trip and fall, hitting his head on the wall. Inmate Morales was escorted to the [redacted]. While [redacted] Inmate Morales [redacted] around 2:35am. [redacted] was contacted and staff [redacted]. Inmate Morales was pronounced deceased at 3:20am. Inmate Morales was subsequently taken to Medical Examiners Office in Gainesville, Florida where Doctor William Hamilton performed an autopsy. Doctor Hamilton indicated there were no signs of foul play but the provisional cause of death is pending [redacted]. An Addendum to this report will be submitted upon the completion of the autopsy report.



Florida Department Of Corrections
Office of the Inspector General
Report of Investigation
Paul C. Decker, Inspector General



Case Number: 08-29568

	Name	Title / DC #	D.O.B.	Employee ID #
Complainant:	Suttles, Jim	Sergeant	[REDACTED]	20828
Victim:	Morales, Jose	199930	02-13-51	
Witness(es):	Anders, Glenn	Lieutenant	[REDACTED]	413
	Adkins, Kevin	Lieutenant	[REDACTED]	124
	Groover, Richard	Officer	[REDACTED]	29548
	Hull, Tony	Officer	[REDACTED]	42484
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
	Snow, Kevin	Inspector	[REDACTED]	20079
	Ivey, Marcos	Sergeant	[REDACTED]	10305
	Nuckols, Jonathan	DC #K63056	11-30-85	
Subject(s):				

Arrest: Employee Inmate Other Guilty Addendum Pending
Charges: Not Guilty
 Felony Misdemeanor Nolo Contendere
Date of Arrest: P.T.I.
 Other (explanation):
Date Reported:

Sentence of Court / Agreement:

Administrative Violation(s):

Evidence: Weapon Drugs Other Describe:
Other Agency Case Number:

FINDINGS:

Sergeant Ivey submitted an incident report dated November 30, 2008, reporting that he was notified [REDACTED]
[REDACTED] Lieutenant Newell noted in the OIC (*Officer in Charge*) section of the incident report that videotaping was begun and continued until Inmate Morales was placed back in his cell. There was no force used. (EXHIBIT: A-1)



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A copy of Inmate Morales' [REDACTED] was obtained and revealed that

[REDACTED]

(EXHIBIT: A-2)

The handheld video was reviewed [REDACTED] Inmate Morales was removed from his cell and [REDACTED] could be seen when he was walking off of the wing. While in the room [REDACTED] the inmate kept moving around getting up and down, he fell to floor and was rolling around, lying on his back, he gets up and falls back down. The [REDACTED] and Inmate Morales is taken back to his cell.

(EXHIBIT: B-1)

[REDACTED] submitted an incident report dated December 1, 2008, reporting that [REDACTED]

[REDACTED]

(EXHIBIT: A-3)

Sergeant Suttles submitted an incident report dated December 1, 2008, reporting that he and Officer Groover were conducting a formal count. When they approached Inmate Morales' cell, they observed [REDACTED] Inmate Morales was moving, but would not answer when his name was called. Lieutenants Anders and Adkins responded to [REDACTED] and Lieutenant Anders and Sergeant Suttles returned to Inmate Morales' cell. They witnessed Inmate Morales walking in his cell and trip over his bunk, hitting his head on the wall. Inmate Morales was [REDACTED]

[REDACTED] Officer Hull escorted Inmate Morales [REDACTED]

(EXHIBIT: A-4)



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Lieutenant Anders submitted an incident report dated December 1, 2008, reporting that he responded to [REDACTED] with regard to a report that Inmate Morales was observed to have what appeared [REDACTED] and was not being [REDACTED]. He and Sergeant Suttles approached Inmate Morales' cell and observed him walking in his cell and trip over his bunk, hitting his head on the wall. Inmate Morales was escorted to [REDACTED]

[REDACTED] Officer Hull escorted Inmate Morales [REDACTED]

(EXHIBIT: A-5)

Officer Hull submitted an incident report dated December 1, 2008, reporting that he was summoned to [REDACTED] to escort Inmate Morales [REDACTED]

[REDACTED] As he was escorting Inmate Morales to the van, Inmate Morales collapsed in the hallway [REDACTED] Inmate Morales was [REDACTED]

(EXHIBIT: A-6)

A copy of the [REDACTED]

[REDACTED] (EXHIBIT- A-7)

On December 1, 2008, at approximately 5:20am, Inspector Kevin Snow and I watched the fixed-wing video from November 30, 2008, from 8:00pm until Inmate Morales was removed from his cell at approximately 1:01am on December 1, 2008. [REDACTED] During the above time frame, there were no signs of foul play or misconduct. After reviewing the video, we went to Inmate Morales' cell and observed it. The cell was very dirty, had smell of urine, but no signs of any foul play. Inmate Jonathon Nuckols K63056, in [REDACTED] which is directly across the hall, stated he knew Inmate Morales for about 4 years and Inmate Morales was placed across the hall so he could help watch him. He observed Inmate Morales falling in the cell numerous times. The last couple of days, his behavior had gotten worse and Inmate Morales [REDACTED]

(EXHIBIT: B-2)



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An autopsy was performed on Inmate Morales on December 1, 2008, by Medical Examiner Dr. William Hamilton. A copy of the Preliminary Autopsy Findings was obtained and revealed:



Doctor William Hamilton verbally stated that he saw no signs of foul play. An Addendum to this investigation will be submitted upon receipt of the final autopsy results.



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Case Number: 08-29568

EXHIBIT/ATTACHMENTS SECTION

A. EXHIBIT(s) - attached:

1. Sergeant Ivey's incident report.
2. [REDACTED] dated November 30, 2008.
3. [REDACTED] incident report.
4. Sergeant Suttles' incident report.
5. Lieutenant Anders' incident report.
6. Officer Hull's incident report.
7. Morales' [REDACTED]
8. Preliminary Autopsy Findings.

B. EXHIBIT(s) - not attached:

1. Handheld video.
2. Fixed wing video and Inmate Nuckols statement in CDRW.

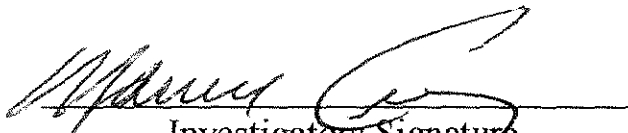
Case# 08-29568

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.”


Investigator's Signature

March 10, 2009
Date





Florida Department Of Corrections
 Office of the Inspector General
 Report of Investigation
 Paul C. Decker, Inspector General

RECEIVED

DEPARTMENT OF CORRECTIONS

MAR 18 2009

BUREAU OF
 STATE INVESTIGATIONS

Case Number: 08-29568

Inspector General Case #: 08-29568

Facility: Union CI

Classification of Incident: Death

Field Office/Region: Gainesville / Region 2

Incident Date: 12-01-08 Time: 3:20am

Inspector: Marrell Cercy

Date of Report: March 10, 2009

Case Type: A

Check all that apply:

- Confidential Medical Information
- Prison Rape Elimination Act (PREA) Number (if applicable)
- Principal(s) Exhibits Attached
- Department of Corrections presented to State Attorney Declined Accepted
- Use of Force (UOF) Number (if applicable)
- Complaint of Discrimination
- Addendum
- Wing Video Camera(s) Present in the Area of Incident YES NO

SUMMARY OF ALLEGATIONS:

Inmate Jose Morales [redacted] was pronounced deceased at 3:20am.

SUMMARY OF DISPOSITION/JUSTIFICATION FOR DOWNGRADE/EXONERATION:

This is to document the findings in this case. The final autopsy report was received and revealed the Probable Cause of Death as [redacted] The manner of death is listed as "accident."



Florida Department Of Corrections
Office of the Inspector General
Report of Investigation
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Case Number: 08-29568

	Name	Title / DC #	D.O.B.	Employee ID # / Location
Complainant:	Suttles, Jim	Sergeant	[REDACTED]	20828
Victim:	Morales, Jose	DC #199930	02-13-51	
Witness(es):	Hamilton, William	Medical Examiner	Unknown	Office of the Medical Examiner 606 S. W. 3 rd Avenue Gainesville, FL 32601 (352) 733-0340
	Anders, Glenn	Lieutenant	[REDACTED]	413
	Adkins, Kevin	Lieutenant	[REDACTED]	124
	Groover, Richard	Officer	[REDACTED]	29548
	Hull, Tony	Officer	[REDACTED]	42484
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
	Snow, Kevin	Inspector	[REDACTED]	20079
	Ivey, Marcos	Sergeant	[REDACTED]	10305
	Nuckols, Jonathan	DC #K63056	11-30-85	
Subject(s):	None			

Arrest: Employee Inmate Other Guilty Addendum Pending
Charges: Not Guilty
 Felony Misdemeanor Nolo Contendere
Date of Arrest: P.T.I.
 Other (explanation):
Date Reported:

Sentence of Court / Agreement:
Administrative Violation(s):

Evidence: Weapon Drugs Other Describe:
Other Agency Case Number:

FINDINGS:

The Postmortem Examination of the body dated December 1, 2008, indicated [REDACTED]

The autopsy findings by Medical Examiner William F. Hamilton revealed [REDACTED]



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[REDACTED] Probable
cause of death: [REDACTED] On the Report of Investigation,
Medical Examiner Hamilton listed the manner of death as "accident." The Forensic Toxicology Laboratory
results indicated [REDACTED] The comprehensive drug screen for the
blood and urine [REDACTED] (EXHIBIT: A-9)



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Case Number: 08-29568

EXHIBIT/ATTACHMENTS SECTION

A. EXHIBIT(s) - attached:

9. Postmortem Examination/Autopsy Findings, Toxicology Report and Report of Investigation.

B. EXHIBIT(s) - not attached: