

Florida Department of Corrections
Office of the Inspector General

Case Number: 11-1-7103



"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 attached report and the contents of the report are true and accurate based upon my personal knowledge, information, and belief."

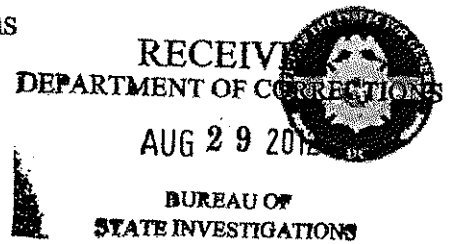

Inspectors Signature

7/12/12
Date

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Florida Department of Corrections
Office of the Inspector General
Report of Investigation
Jeffery Beasley, Inspector General



Inspector General Case #: 11-1-7103

Facility: North West Florida Reception Center (110)

Classification of Incident: Homicide (15C)

Field Office/Region: Panama City / Region I - West

Incident Date: 09/20/2011 **Time:** 1:10 p.m.

Inspector: Cecil C. Smith

Date of Report: 07/12/2012

Case Type: A

- Case of Special Interest**
- Confidential Medical Information**
- Prison Rape Elimination Act (PREA) Number (if applicable)**
- Department of Corrections presented to State Attorney** Declined Accepted
- Use of Force (UOF) Number (if applicable)**
- Equal Employment Opportunity Commission (EEOC)**
- Addendum**
- Wing Video Camera(s) Present in the Area of Incident**

SUMMARY OF ALLEGATIONS:

On September 20, 2011, Sergeants Gordon Wester and Raymond Hill reported that they departed North West Florida Reception Center (NWFRC) at 7:15 a.m. (CST), on Department of Corrections (DC) bus #6656, transporting thirty seven (37) inmates from NWFRC to Jefferson Correctional Institution (C.I.) Upon arrival at Jefferson C.I., at 9:34 a.m., a bus swap was initiated with DC bus #9408, which arrived from Reception and Medical Center (RMC) with twenty four (24) inmates, to be transported to NWFRC. During the two hour and sixteen minute trip, no incident was noted by Sergeants Wester or Hill. Upon arrival at NWFRC, at 12:48 p.m. (CST), Inmate Elijah Brookins, DC# P01395, was observed by Sergeant Tanya Bell exiting the bus wearing a white T-shirt, [REDACTED]. Upon checking the bus, Inmate Eric Sexton, DC# 469648, was found deceased, lying in the front seat, [REDACTED].

[REDACTED] Inmate Sexton was pronounced deceased at 1:54 p.m. The Florida Department of Law Enforcement (FDLE) was notified and processed the crime scene. Witness statements and evidence recovered, determined the criminal act may have occurred in Jefferson, Gadsden or Leon County, Florida.

On September 20, 2011, the incident was reported through the Management Information Notes System (MINS) and assigned as a criminal investigation on September 21, 2011.



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SUMMARY OF DISPOSITION/JUSTIFICATION FOR DOWNGRADE/EXONERATION:

This case alleging the commission of a criminal violation of law is CLOSED BY INDICTMENT on June 27, 2012, it was determined by a Grand Jury that Inmate Elijah Brookins, DC# P01395, has violated Chapters 782.04(1)(a)1, (*Murder-First Degree*) of the Florida Statutes, by virtue of sworn testimony of eye witnesses and physical evidence recovered at the scene and on the subject, that indicated Inmate Brookins did unlawful kill a human being, Eric Sexton, by stabbing with a sharp instrument, and the killing was perpetrated from or with a premeditated design or intent to effect the death of Eric Sexton.



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	Name	Title / DC #	D.O.B.	Employee ID # or Non-Employee Contact Information
Complainant:	Foskey, Herbert	Captain	[REDACTED]	7003
Victim:	Sexton, Eric	DC# 469648	09/10/77	
Witness(es):	Hill, Raymond	Sergeant	[REDACTED]	9588
	Wester, Gorden	Sergeant	[REDACTED]	22742
	Bell, Tanya	Correctional Officer	[REDACTED]	27031
	Carr, Chadwick	Correctional Officer	[REDACTED]	28510
	Edenfield, James	Correctional Officer	[REDACTED]	44159
	Schouest, Michael	Correctional Officer	[REDACTED]	44595
	[REDACTED]	[REDACTED]	[REDACTED]	32828
	[REDACTED]	[REDACTED]	[REDACTED]	65529
	Coffey, Rodney	Inspector	[REDACTED]	4033
	Rountree, Arthur	Inspector Supervisor	[REDACTED]	18479
	Anglin, Randy	Senior Inspector	[REDACTED]	528
	Skipper, Jennifer	Inspector	[REDACTED]	40318
	Hart, Wilburn	Inspector	[REDACTED]	67462
	Bertera, Jeffrey	Inspector	[REDACTED]	39961
	Hightower, Randy	Inspector	[REDACTED]	9544
	Cory Harrison	Florida Highway Patrolman		FHP Panama City, FL
	Mayo, Donnie	Sergeant	[REDACTED]	13536
	Adams, John	DC# J38702	10/12/86	
	Crittenden, John	DC# 993089	12/07/77	
	Esquijarosal-Hernandez, William	DC# 397303	10/08/63	
	Fried, Paul	DC# U33079	01/10/66	
	Gayle, Leon	DC# 009990	05/10/61	
	Gonzalez, Jesus	DC# M35585	02/24/84	
	Hernandez, Juan	DC# 406729	08/30/60	
	Hunt, Theodus	DC# 040699	02/13/53	
	Ippolito, Patrick	DC# R62436	07/01/91	
	Lasane, Markus	DC# Q21523	10/12/89	
	Lewis, Richard	DC# 193072	08/29/77	
	Parker, Joseph	DC# H32308	12/06/90	
	Purrier, Stephen	DC# 032951	06/06/51	
	Simmons, Frank	DC# 530565	12/17/79	
	Starks, Willie	DC# C04275	03/31/89	
	Winslett, Antoine	DC# 515611	12/25/74	



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	Young, Corey	DC# 191219	09/22/72	
	Flowers, Antonio	DC# 496287	06/18/72	
	Jackson, Tyrone	DC# P07393	05/31/81	
	Lester, Alfred	DC# 461643	08/13/76	
	Rembert, Cornelius	DC# X67039	08/21/91	
	Kalifa, Muhammad	DC# 119886	05/31/73	
	Miller, Wade	DC#974906	12/11/67	
Subject(s):	Brookins, Elijah	DC# P01395	03/20/79	

Arrest: Employee Inmate Other Addendum Pending

Charges: Chapters 782.04(2) (*Murder*) of the Florida Statutes

Felony Misdemeanor Date of Arrest: Date Reported:

Final Court Action(s):

Other Agency Case Number: FDLE #20110102313, District 14 Medical Examiner Autopsy Report # 2011-MLA-0328, SAO 2nd Judicial Circuit #2012CF 2087A

FINDINGS:

Note: All times are listed in Central Standard Time.

In his incident report, and sworn digitally recorded interview dated September 20, 2011, Sergeant Gorden Wester indicated the following:

He was the driver for the Department of Corrections (DC) bus #6656, which transported thirty seven (37) inmates from North West Florida Reception Center (NWFRC) to Jefferson Correctional Institution (C.I.). At 9:34 a.m., they arrived at Jefferson C.I. A bus swap was initiated with DC bus #9408, which arrived from RMC with twenty four (24) inmates. Sergeant Raymond Hill conducted a security check and count. All inmates were accounted for and "vertical" (*standing*). He departed Jefferson C.I. at 10:34 a.m., with Sergeant Hill and the twenty four (24) inmates. Sergeant Hill was the driver and he conducted security checks approximately thirty (30) minutes apart. At no time, during the return trip to NWFRC, did he observe or hear a disturbance on the bus. The bus arrived at NWFRC, at 12:51 p.m., and they entered the bus bay at approximately 1:10 p.m.

He and Officer Tanya Bell unlocked the back door and instructed the inmates to exit the bus. Officer Bell identified each inmate and he removed the shackles. He observed Inmate Elijah Brookins at the back of the bus, [REDACTED] talking to Officer Bell. He heard Inmate Brookins tell



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Officer Bell, [REDACTED] He entered the bus and observed Inmate Sexton lying on a seat towards the front of the bus [REDACTED]

(Exhibits A1 & B1)

In his incident report, and sworn digitally recorded interview, dated September 20, 2011, Sergeant Raymond Hill indicated the following:

On September 20, 2011, at approximately 7:06 a.m., he and Sergeant Wester left NWFRC with thirty seven (37) inmates, in route to Jefferson C.I., on DC bus #6656. They arrived at Jefferson C.I. and swapped buses with Sergeants Robert Phoebus and David Courson. He received DC bus #9408 with twenty four (24) inmates. At approximately 10:10 a.m., he went into the back of the bus and conducted a head count and a security check. The inmates were not searched, as they were already on the bus. The inmates were in shackles and each carried their own property. All the inmates were accounted for and there were no problems discovered. He talked to numerous inmates and answered questions. He exited the back of the bus and they departed Jefferson C.I. at approximately 10:34 a.m. He drove the bus and Sergeant Wester was the escort officer. At no time during the return trip did he hear a disturbance in the rear of the bus.

They arrived at NWFRC, at approximately 12:51 p.m. and entered the bus bay at approximately 1:10 p.m. The back door was opened and Officer Bell identified the inmates, as they exited. He and Sergeant Wester began taking leg irons off those inmates that had been identified. As the last inmate exited the bus, he noticed Inmate Brookins in a white T-shirt and blue pants, [REDACTED] He escorted Inmate Brookins to holding cell C-110 and stayed with him until relieved. (Exhibits A2 & B2)

On September 20, 2011, the Florida Department of Law Enforcement (FDLE) was contacted for assistance in processing the crime scene. Senior Crime Analyst Shawn Yao responded, with Special Agent Renee Hatton. The crime scene consisted of the transport bus, tag #DC09408, located in the sally port of the annex building. Analysts Yao and Agent Hatton documented the scene through photography, and the scene was sketched and measured. The transport bus was searched for items of physical evidence and items were collected for transport and submission to the laboratory. The scene also consisted of two persons, identified as Elijah Brookins and Muhammad Kalifa, who were present at the annex, as well as the receipt of evidence from Department of Corrections Officer Jamie Knight and Senior Law Enforcement Inspector Cecil Smith. Inmate Elijah Brookins was photographed, and items of evidence were recovered. Subject Muhammad Kalifa, was searched and items of physical evidence were collected for transport and submission to the laboratory. A total of forty two (42) items were recovered by Analyst Yao, at the scene. (Exhibit A3)

The DC6-209, Department of Corrections Bus Log, for DC bus #6656/9408, dated September 20, 2011, noted Sergeants Raymond Hill and Gordon Wester were in control of the bus. They departed NWFRC at 7:15 a.m., with thirty seven (37) inmates. The bus arrived at Jefferson C.I., at 9:34 a.m. No unusual incidents were noted. Sergeants Hill and Wester swapped buses with Sergeants Robert Phoebus and David Courson, driving DC bus #9408, which arrived from RMC, with twenty four (24) inmates. Sergeants Phoebus and Courson were



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interviewed and a report was forwarded by Senior Inspector Art Rountree. Both Sergeants stated there were no remarkable events or disturbances, during their trip to Jefferson C.I. Sergeants Wester and Hill departed Jefferson C.I., at 10:32 a.m. Sergeant Hill was the driver. A security check by Sergeant Wester was noted at [REDACTED] The bus was logged in at NWFRC, at 12:48 p.m. (Exhibits A4 & A5)

In her incident report, dated September 20, 2011, and her sworn, digitally recorded interview, dated October 21, 2011, Officer Tanya Bell indicated the following:

She arrived in the bus bay of the Transport and Receiving (T&R) building at approximately 1:12 p.m., to process inmates coming off of DC bus #9408. She identified each inmate by name, Department of Corrections (DC) number and visual identification. During that process, she observed an inmate step off the bus, wearing a white T-shirt, [REDACTED] She identified the inmate as Elijah Brookins. She asked where his blue shirt was at, and what happened to him. He stated, [REDACTED].” She asked was it an inmate on the bus? Inmate Brookins replied “yes.” She asked where the inmate was at. He stated, “He’s on the bus.” She entered the bus with Sergeant Wester and observed an inmate, identified as Eric Sexton, [REDACTED] She exited the bus and had the control room notify [REDACTED]

She went back on the bus and [REDACTED] She assisted in the [REDACTED]

(Exhibits A6 & B3)

Note: During the review of the fixed wing video system, at NWFRC Annex, a two hour, two minute, time stamp error was noted on the Pelco Video System.

Pelco fixed wing video recording, recovered from NWFRC, dated September 20, 2011, of the T&R bay, of a 24 hour time frame, channels 2, 7, 14, and 15, revealed DC Bus #9408, arrived inside the compound at 15:05:18 (video time). The bus entered the bus bay at 15:06:00 (Channel 15). The inmates began exiting the bus at 15:05:00, for processing. At 15:12:58 (Channel 7), Inmate Brookins was observed at the back of transport bus, in the process of exiting the bus. Inmate Brookins was the only inmate that exited the bus, wearing a white T-shirt. Officer Bell was observed, checking the inmates that exited the bus and as she observed Inmate Brookins, Sergeant Hill moved to assist Officer Bell. At 15:15:03, Inmate Brookins was escorted away from the area, by Sergeant Hill, to the holding cell #C-110, inside the T & R building. At 15:16:02, Officer Bell and Sergeant Wester entered the back of the bus. At 15:16:26, [REDACTED]

15:17:22. At 15:21:28, Inmate Sexton [REDACTED] (Exhibits B4 ~ B7)

In her incident report, dated September 20, 2011, [REDACTED] indicated the following:

[REDACTED]



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[REDACTED] (Exhibit A7)

In her incident report dated September 20, 2011, [REDACTED] indicated the following:

[REDACTED] (Exhibit A8)

[REDACTED] (Exhibit A9)

In his incident report dated September 20, 2011, Sergeant Donnie Mayo indicated the following:

He was assigned as the T&R Sergeant. At 1:15 p.m., he received a call for assistance from Sergeant Jarrett Miller, due to an [REDACTED] inmate on transport bus #9408. When he entered the bus, he observed Inmate Sexton lying [REDACTED] (Exhibit A10)

There were twenty four inmates noted as being on DC bus 9408 that arrived at NWFRC. Twenty three inmates were interviewed by Senior Inspector Cecil Smith, Inspector Wilburn Hart and Inspector Jennifer Skipper. All of the inmates were searched by security for [REDACTED] and foot wear. Inmate Elijah Brookins and Muhammad Kalifia were the only inmates that came off the bus [REDACTED]

In his sworn, digitally recorded interview, dated September 20, 2011, by Inspector Wilburn Hart, Inmate John Adams, DC# J38702 indicated the following:

He left RMC and traveled to Jefferson C.I. At Jefferson C.I., inmates were dropped off and they swapped bus drivers. He was seated on the driver's side, in the area of the wheel well, sleeping next to the window. He awoke to see the deceased inmate lying in the middle of aisle, [REDACTED] He turned his head when he [REDACTED] He did not see the stabbing. (Exhibit B8)

In an independently administered simultaneous photo array, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate John Adams was unable to select any photo as being the person identified in his statement. (Exhibits A11 & B9)



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In his sworn, digitally recorded interview, dated September 20, 2011, by Inspector Wilburn Hart, Inmate William Esquijarosal-Hernandez, DC# 397303 indicated the following:

He saw what happened. Nobody wanted to help the white inmate. The "big black man" had a "knife" and was "stabbing people." He (*Brookins*) had too much power. He (*Sexton*) asked the other inmates to help but nobody could hear, as everybody was moving to the back of the bus. Everybody could see what happened, and it was "pretty ugly." He sat halfway down the bus, on the passenger side. After the incident, everyone went to the back of the bus. He saw the "black inmate" stab the "white inmate." He heard the "white inmate" call for help. **(Exhibit B10)**

In an independently administered simultaneous photo array, digitally recorded, dated April 6, 2012, conducted by Senior Inspector Randy Anglin, Inmate William Esquijarosal-Hernandez selected photograph four (4), as the inmate who "killed the white inmate." Photograph four (4) was that of Inmate Elijah Brookins.

(Exhibits A12 & B11)

In his sworn, digitally recorded interview, dated September 20, 2011, by Inspector Wilburn Hart, Inmate Antonio Flowers, DC# 496287 indicated the following:

He came from Columbia C.I. He traveled to Lake Butler (*RMC*) then on to Jefferson C.I. After leaving Jefferson C.I., he looked around and saw the "dude" (*Brookins*) fighting the "white guy" (*Sexton*.) The "black inmate" (*Brookins*) stood up, pulled out a "knife," and went to stabbing him (*Sexton*). The inmate being stabbed, grabbed for the knife and began yelling for the officers, but the officers didn't hear him. He (*Brookins*) had the inmate pinned down in the seat, and was stabbing him in the eye, forehead and the upper body.

After stabbing the inmate to death, the inmate (*Brookins*) sat down and [REDACTED] Nobody was around him, as everybody moved to the back of the bus. He saw the inmate push the knife out of the window, somewhere on the expressway. He (*Flowers*) was seated in the third seat, from the back, on the right hand side, next to the window. This happened on the "freeway," (*Interstate 10*) approximately two hours before the bus arrived at NWFRC. **(Exhibit B12)**

In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate Antonio Flowers selected photograph number five (5), as the person that "murdered" the white inmate on the "blue bird." Photograph number five (5) was that of Inmate Elijah Brookins. **(Exhibit A13 & B13)**

In his sworn, digitally recorded interview, dated September 20, 2011, by Inspector Wilburn Hart, Inmate Leon Gayle, DC#009990 indicated the following:

He boarded the bus at Lake Butler (*RMC*.) The bus stopped at Jefferson C.I. and let some inmates off. They exchanged drivers and security officers. The driver did his count and checked everybody that was on the bus. He was seated in the middle of the bus, maybe a seat or two in front of the wheel well, on



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the passenger side, next to the window. About 10 minutes into the trip, he was looking out the window for the exit to Wakulla, Florida, when he saw this "guy," get up and start swinging at another inmate. At first, he thought the two inmates were playing, but he saw a "shank" (*homemade weapon*) and knew they were not playing. The shank was about "1-1½ inches wide, 12 inches long" and tapered.

The inmate being stabbed (*Sexton*), was sitting and the inmate with the shank (*Brookins*), stabbed him for "a while." The stabber talked to the inmate, as he was stabbing him, but he (*Gayle*) could not hear what he was saying, due to the motor noise and trucks passing. He (*Gayle*) immediately got up and went to the back of the bus. Both of the inmates involved were a couple of seats from the front. The person stabbed, was on the driver's side of the bus, and the person who pulled out a weapon and stabbed the other inmate, came from the passenger side, right across the aisle. After the inmate finished stabbing the other inmate (*Sexton*), he (*Brookins*) had the inmate on the floor and pulled the guy's pants down. He (*Brookins*) picked him up and put him in the seat, just before the bus arrived at NWFRC. He (*Brookins*) [REDACTED] he took the water keg and washed himself off. Then he (*Brookins*) sat down and ate a sandwich, and drank a soda. He (*Brookins*) told everybody to say they were asleep and didn't see what happened. When he finished stabbing the inmate, he pulled the inmate's pants down and started "patting" him on his "ass." He took the inmate's property and dumped it all over the floor. He threw the weapon out of the bus window. The inmate that did the stabbing was the last inmate that got off the bus. He (*Gayle*) saw the female officer at the rear of the bus confront him (*Brookins*) who still had [REDACTED] (Exhibit B14)

In an independently administered simultaneous photo array, digitally recorded, dated March 20, 2012, conducted by Inspector Jeffrey Bertera, Inmate Leon Gayle was unable to select any photograph as being the person identified as the subject in his statements dated September 21, 2011. (Exhibits A14 & B15)

In his sworn, digitally recorded interview, dated September 20, 2011, by Inspector Wilburn Hart, his affidavit, and sworn, digitally recorded interview, dated April 24, 2012, Inmate Tyrone Jackson, DC#P07393 indicated the following:

He got onto the bus at Lake Butler (*RMC*) and traveled to Jefferson C.I., with no problems. He sat in the third seat from the front, on the right hand side of the bus. After leaving Jefferson C.I., and pulling onto the Interstate, a "black guy" (*Brookins*) pulled out a "knife" and "stabbed" the "white guy" (*Sexton*.) The "black guy" (*Brookins*) moved from the front seat to the second seat. He saw the "black guy rush the white guy" and as he (*Brookins*) was on top of him (*Sexton*), He saw him draw back a "long knife" and began sticking the white inmate. He (*Jackson*) jumped up and ran to the back of the bus as did everybody else. The black inmate kept stabbing the white inmate, as the white inmate was screaming. The inmates in the close management cage could have got the officers attention, but they never did. The bus was loud and the driver and the security officers never heard the guy screaming. The black inmate then took the "dudes" (*Sexton's*) property and scattered the property all over the bus. He stripped the inmate, put the rubber gloves on, and stuck his finger up the guy's butt. He (*Brookins*) threw the knife out the window, between Quincy and Grand Ridge, and then threw his "waistband thing" out the window. He (*Brookins*) washed himself at the water keg, trying to [REDACTED] He told all of



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the inmates on the bus, he was [REDACTED] and that everybody knew it. He stood up and "pissed" on the dead inmate. He (*Brookins*) then ate a sandwich and drank a soda. He looked as if he was looking for something, by putting his (*Brookins*) finger up the "guys butt." (Exhibits A15 & B16)

Note: During the downloading and copying of the recorded interview with Inmate Tyrone Jackson by Inspector Wilburn Hart, on September 20, 2011, the recording was unintentionally deleted. The interview was addressed in the sworn recorded interview on April 23, 2012.

In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate Tyrone Jackson selected photograph two (2), as the person that "stabbed the guy on the bus." Photograph two (2) was that of Inmate Elijah Brookins.

(Exhibits A16 & B17)

In his sworn, digitally recorded interview, dated September 20, 2011, by Inspector Wilburn Hart, Inmate Markus LaSane, DC# Q21523 indicated the following:

He sat near the back of the bus, sleeping. He awoke and heard the "dude" say he would not stab him anymore. He could not see who was on the floor. He (*LaSane*) grabbed his property and moved to the very back of the bus. When he stood up in the back, he could see the "tall black inmate" (*Brookins*) with [REDACTED] (Exhibit B18)

In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate Marcus LaSane selected photograph three (3), as the person that "killed the victim." Photograph three (3) was that of Inmate Elijah Brookins. (Exhibits A17 & B19)

In his sworn, digitally recorded interview, dated September 20, 2011, by Inspector Wilburn Hart, Inmate Richard Lewis, DC# 193072 indicated the following:

He sat in the middle of the bus, on the right side. The inmate that was "cut," was on the drivers' side, near the front, in the first or second seat. The bus stopped at Jefferson C.I. and several inmates got off. The bus drivers and officers swapped and an officer came through and did the count and welfare check. He went to sleep. When he awoke, he saw the "dude" with [REDACTED] When they arrived at NWFRC, the officers took the white inmate, who had been stabbed, off the bus. (Exhibit B20)

In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate Richard Lewis selected photograph four (4) as the person he identified that "was bloody." Photograph four (4) was that of Inmate Elijah Brookins. (Exhibits A18 & B21)

In his sworn, digitally recorded interview, dated September 20, 2011, by Inspector Wilburn Hart, Inmate Joseph Parker, DC# H32308 indicated the following:

He was in the cage and was asleep. He did not see or hear anything.

(Exhibit B22)



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In his sworn, digitally recorded interview, dated September 20, 2011, by Inspector Wilburn Hart, Inmate Cornelius Rembert, DC# X67039 indicated the following:

While at Jefferson C.I., they changed bus drivers and they were told all the inmates would be getting off at NWFC. He sat in the second to the last seat, on the driver's side. He started to "drift off" to sleep and heard someone groaning. He looked up and saw that everybody had moved to the back of the bus. All he could see was a "black guy, skinny and tall," with a [REDACTED].

(Exhibit B23)

In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate Cornelius Rembert selected photograph two (2), as the person he identified as having blood on his shirt. Photograph two (2) was that of Inmate Elijah Brookins.

(Exhibits A19 & B24)

In his sworn, digitally recorded interview, dated September 20, 2011, by Inspector Wilburn Hart, Inmate Antoine Winslett, DC# 515611 indicated the following:

He sat two seats from the back of the bus, next to the window, on the passenger side. He had fallen asleep, but awoke to a "white guy" yelling, "Officers, help, help!" It was obvious the officers could not hear. He saw a "big, tall, black male," acting [REDACTED]. The black inmate was beating and stabbing the "dude." He saw the black inmate dispose of the "shank" by putting it out of the window. The stabbing happened, two or three seats, from the confinement cage, on the left side.

(Exhibit B25)

In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate Antoine Winslett was unable to select any photo as being the suspect.

(Exhibits A20 & B26)

In his sworn, digitally recorded interview, dated September 20, 2011, by Inspector Wilburn Hart, Inmate Corey Young, DC# 191219 indicated the following:

He sat in the fourth or fifth seat, from the rear of the bus, on the driver's side. After leaving Jefferson C.I., he went to sleep and awoke to a screaming voice saying, "I ain't going to stick him anymore." That inmate was the only inmate on the bus with a "white T-shirt" on. He was a large, tall, black male. All the other inmates on the bus were at the back of the bus, except the ones in the confinement cell at the front. When the bus arrived at NWFC, he stood up, saw an inmate in the middle of the seats, [REDACTED] and knew it was bad.

(Exhibit B27)

In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate Corey Young selected photograph three (3), as the person he identified in his statement. Photograph three (3) was that of Inmate Elijah Brookins.

(Exhibits A21 & B28)



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In a sworn, digitally recorded interview, dated September 20, 2011, by Inspector Jennifer Skipper, Inmate John Crittenden, DC# 993089, indicated the following:

He sat in the last seat, on the right side of the bus. The incident occurred on the left side of the bus. As the incident occurred, everyone ran to the back of the bus. He saw "guys" fighting. He thought the "big black dude" had [REDACTED] He saw the "black guy" standing over the "white guy" and realized the "white guy" was being stabbed. He saw [REDACTED] The "white guy" screamed for the officers to help him. The "black guy" poked the "white guy's" eyes. Inmates in the bus were yelling, "don't kill him." A lot did not say anything because they were afraid. They didn't want to be next. He (*Crittenden*) put his head down when he saw what happened. The incident occurred soon after leaving Jefferson C.I. (Exhibit B29)

In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate John Crittenden was unable to select any photograph as being the suspect. (Exhibits A22 & B30)

In his sworn, digitally recorded interview, dated September 20, 2011, conducted by Inspector Jennifer Skipper, Inmate Juan Hernandez, DC# 406729 indicated the following:

He sat in the first seat, behind the driver, next to close management section, and talked to one of the inmates in close management. In route to Jefferson C.I., there was no arguing or any problems, nothing happened. About fifteen minutes after leaving Jefferson C.I., while on the "interstate," he heard a loud noise that made him turn and look behind him. A "black guy" (*Brookins*) stabbed the "white guy," (*Sexton*) in the face. The white inmate was sitting behind him. The knife was bent and the black inmate tried to straighten it out on the window. The "knife" was twelve to fourteen inches long and wide on one side. He saw the "black guy" (*Brookins*) take off an elastic band from around his waist. He (*Hernandez*) jumped up and ran to the back of the bus. The "white guy" (*Sexton*) called for the officers to help. The close management inmates looked and refused to do anything. The "black guy" (*Brookins*) talked to the "white guy" (*Sexton*) the whole time, and continued hitting him with the back of the knife. After the inmate was dead, the "black guy" (*Brookins*) took the dead inmate's pants off and dragged him up and down the bus, "pissed" on him and then ate a sandwich and drank some coffee. He (*Brookins*) threw the knife out of the window, approximately five guardrails, before you get to the sign that said, "Chattahoochee." The elastic band was thrown out the window next. After he (*Brookins*) killed the guy, he put on gloves (*latex*) and started cleaning himself with the water out of the cooler. After cleaning up, he threw the gloves out the window. Everybody on the bus moved to the back of the bus except, "Muhammad," who helped that inmate (*Brookins*) clean up. He (*Brookins*) then tore up the white inmate's (*Sexton's*) property. (Exhibit B31)



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In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate Juan Hernandez selected photograph three (3), as the person that "killed the guy on the bus." Photograph three (3) was that of Inmate Elijah Brookins.

(Exhibits A23 & B32)

In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate Juan Hernandez selected photograph five (5), as the person he identified as "the guy who helped the killer." Photograph five (5) was of Inmate Muhammad Kalifa.

(Exhibits A24 & B33)

In a sworn, digitally recorded interview, dated September 20, 2011, by Inspector Jennifer Skipper, Inmate Muhammad Kalifa, DC# 118936 indicated the following:

He got on the bus at RMC. Initially he was seated in the front of the bus, right side, behind the close management inmates. He left that seat and went toward the middle of the bus, on the left side, because the close management inmates and another Spanish inmate (*Juan Hernandez*), across from him, were speaking in Spanish. He began reading and went to sleep. He denied witnessing anything that occurred on the bus. He was seated by himself. When they arrived at NWFRC, the officers went out and were talking. He could see something had happened and there was someone lying down, hanging off the second seat, with a [REDACTED]. He saw no one else up there but that inmate. Everyone else was at the rear of the bus.

(Exhibit B34)

During a search of inmate's who were on the bus, Inmate Muhammad Kalifa was noted as having [REDACTED] on the legs of his pants. Also during the interview of Inmate Juan Hernandez, Inmate Hernandez identified Inmate Kalifa as helping Inmate Brookins in cleaning up after the attack. Inmate Kalifa was interviewed as a subject.

In a digitally recorded interview, dated September 20, 2011, by Senior Inspector Cecil Smith & Senior Inspector Debra Carter, Inmate Muhammad Kalifa, DC# 118936, was informed of his Constitutional Rights and after acknowledging and waiving his Constitutional Rights, indicated the following:

He denied he assisted any inmate in cleaning up after the incident. He did not see the stabbing as he was asleep. He did not know how [REDACTED] got on his pants. When he awoke, he noticed all the inmates on the bus were now behind him. He saw a "white inmate" (*Sexton*) lying "half on and half off" a seat. [REDACTED] He could not see if the inmate was stabbed. He observed a black inmate (*Inmate Brookins*), wearing a white T-shirt, [REDACTED]. The inmate had tried to sit with him, but he refused to let him. He did not recall if the inmate had a blue shirt on at that time, but knew he had to have one, as the prison did not transport an inmate without a blue shirt on.

(Exhibits A25 & B35)



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In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate Muhammad Kalifa selected photograph two (2), as the inmate [REDACTED]. Photograph two (2) was that of Inmate Elijah Brookins.

(Exhibits A26 & B36)

In a sworn, digitally recorded interview, dated September 20, 2011, by Inspector Jennifer Skipper, Inmate Theodus Hunt, DC# 040699 indicated the following:

He got on the bus at Lake Butler (RMC). He was seated in the third seat, from the front, on the driver's side. At Jefferson C.I., the "white guy" (Sexton) was in front of him and the "black guy" (Brookins) was sitting across the aisle, on the right side. After they left Jefferson C.I., the "black guy" (Brookins) stood up and asked the "white dude" (Sexton) something about selling cigarettes. The victim told another black inmate (unknown) he did not have to sell him any cigarettes. He then gave that guy a cigarette. The "black guy" (Brookins) kept looking at the victim real hard. The inmate (Brookins) stood and stepped on the chains on the victim's feet (leg irons), so he could not get up. He pushed him over into the seat, as the victim pushed back and tried to swing. The "black guy" (Brookins) reached around his waist line and pulled out a twelve inch long, flexible piece of steel, that was flat and sharpened at the end. He "stuck" him (Sexton) two times, in the side. The victim tried to fight and yelled out for the officers, but the officers did not hear him. The inmate (Brookins) dragged the victim up and down the bus. The last time he (Brookins) stabbed him (Sexton) it was in the back.

The inmate (Brookins) told the other inmates on the bus to say they were all asleep. He (Brookins) went through the inmate's personal property, picked up his picture book and threw the items everywhere. The subject picked the victim up, dragged him around the front and propped him up in the seat. He threw the knife out of the bus before mile marker #144, near a metal guard rail. The subject threw the [REDACTED] gloves out next. He ripped the waistband out of his pants, tore it up and threw it out of the window. He took all the water they had, and washed things down with it. The inmate (Brookins) took the seat loose on the bus and looked under it, like he was looking for something. He also pulled the victim's pants down, stuck the knife up his "butt," and reamed it around.

(Exhibit B37)

In an independently administered simultaneous photo array, digitally recorded, dated March 20, 2012, conducted by Inspector Jeffrey Bertera, Inmate Theodus Hunt selected photograph two (2), as the "black guy" that stabbed the inmate, on the bus. Photograph two (2) was that of Inmate Elijah Brookins.

(Exhibits A27 & B38)

In a sworn, digitally recorded interview, dated September 20, 2011, by Inspector Jennifer Skipper, Inmate Stephen Purrier, DC# 032951 indicated the following:

He was seated about the fifth seat, from the front, on the passenger's side. Nothing occurred between R.M.C. and Jefferson C.I. When they left Jefferson C.I., he went to sleep. He was awoken by two inmates fighting. The "black guy" was on top of the "white guy" and they were struggling. He heard the "black guy" say, [REDACTED] At that point, he (Purrier) grabbed his stuff and went



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to the back of the bus. The "black guy" was holding "something that looked like a shank" and the "black guy" kept stabbing the "white guy." The "black guy" scattered the "white guy's" property across the bus. He asked for the water keg, and the inmates passed it to him. He began cleaning up the front of the bus. He did not see what happened to the knife but did see him poke some gloves out of the bus, on the right hand side. The "black guy" said, "Well I am going to have a trial, so I will know if anybody does testify."
(Exhibit B39)

In an independently administered simultaneous photo array, digitally recorded, dated March 20, 2012, conducted by Inspector Jeffrey Bertera, Inmate Stephen Perrier was unable to select any photo as being the person identified in his statement of September 20, 2011.
(Exhibits A28 & B40)

In a sworn, digitally recorded interview, dated September 20, 2011, conducted by Inspector Jennifer Skipper, Inmate Paul Fried, DC# U33079 indicated the following:

He boarded the bus at R.M.C. and was seated three seats from the back of the bus, on the driver's side. There were no problems on the bus between R.M.C. and Jefferson C.I. Approximately twenty, to twenty five minutes, after leaving Jefferson C.I., he (*Fried*) heard a noise which awoke him. About three or four seats from the front of the bus, a "white guy" (*Sexton*) was sitting with his back to the window, with his legs across the seat and this "black guy" was straddling him with a flexible, dark gray knife in his hand. The black inmate kept putting the knife in the window, to straighten it out. The white inmate was pleading and screaming for his life. The officer couldn't hear what was going on. All of the inmates moved to the back of the bus because they did not want to get stabbed. The four inmates in the close management section could have tapped on the window for the driver, but they did not. The black inmate stabbed the white inmate in his eye, neck and he believed he stabbed him fifteen to twenty times, if not more. After the black inmate was done killing him (*Sexton*), the black inmate pulled the inmate's pants down and shoved the knife in his rectum. The black inmate tore everything up in the white inmate's (*Sexton*) property. He put on gloves and began cleaning up. He threw the knife out the window and "pissed" on the dead body. He saw the black inmate throw out the gloves and a piece of his pants. He believed the piece of clothing was where he hid his "blade." The "black guy" (*Brookins*) had on a white, [REDACTED]
(Exhibit B41)

In a sworn, digitally recorded interview, dated September 20, 2011, conducted by Inspector Jennifer Skipper, Inmate Alfred Lester, DC# 461643, indicated the following:

He boarded the bus at R.M.C. and was seated on the right side, in the fourth seat from the rear. Approximately "twenty to thirty minutes" after leaving Jefferson C.I., Inmate Brookins, from Columbia C.I., stabbed "Eric." He believed the "white guy" and Inmate Brookins, "slept next to each other" at Columbia C.I. Inmate Brookins moved to the seat next to "Eric" and just "stabbed that dude." Everyone was scared to scream for the "police" because he kept stabbing the "dude." The knife was "silver and about twelve inches long." Inmate Brookins made a comment that "Eric" made the knife for him. Inmate Brookins kept saying "where is that, where is that." He thought he was looking for marijuana and he said he was sorry he inconvenienced everyone. Inmate Brookins put on gloves, and



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tried to clean up everything with water from the cooler. Inmate Brookins tried to throw the knife out of the window, but thought the officer was looking and stopped. Inmate Brookins "pissed" on "that man," about ten minutes before they arrived at NWFRC and was the last off the bus after arriving to NWFRC.

(Exhibit B42)

In an independently administered simultaneous photo array, digitally recorded, dated September 23, 2011, conducted by Inspector Randy Hightower, Inmate Alfred Lester selected photograph six (6), as the person that committed the murder. Photograph six (6) was that of Inmate Elijah Brookins. **(Exhibits A29 & B43)**

In his sworn, digitally recorded interview, dated September 20, 2011, conducted by Inspector Jennifer Skipper, Inmate Frank Simmons, DC# 540565 indicated the following:

He got on the bus at R.M.C. He was seated in the second to the last seat, on the passenger's side. Nothing unusual happened on the trip to Jefferson C.I. He did not see anything on the way to NWFRC, as he was asleep. **(Exhibit B44)**

In his sworn, digitally recorded interview, dated September 20, 2011, conducted by Inspector Jennifer Skipper, Inmate Willie Starks, DC# C04275 indicated the following:

He got on the bus at R.M.C. and was sitting in the front of the bus, in the close management section. After leaving Jefferson C.I., he fell asleep and did not know what happened. He awoke a little before they arrived at NWFRC and did not see anything. **(Exhibit B45)**

In a sworn, digitally recorded interview, dated September 20, 2011, conducted by Inspector Jennifer Skipper, Inmate Jesus Gonzalez DC# M35585 indicated the following:

He got on the bus at R.M.C. and sat in the close management area, behind the driver. Nothing unusual happened on the way to Jefferson C.I. Once they departed Jefferson C.I. "something occurred," however he did not want to say anything because that will put him in jeopardy. **(Exhibit B46)**

On October 3, 2011, Inmate Jesus Gonzalez made contact with [REDACTED] at Santa Rosa C.I. [REDACTED] forwarded an e-mail to Inspector Ron Castle, which indicated that Inmate Gonzalez wanted to give a statement about a murder on a bus. On October 12, 2011, an attempt was made to interview Inmate Gonzalez. The attempt was digitally recorded and Inmate Gonzalez declined to give a statement, stating he wanted to make a deal with the State Attorney, before he would give a statement. He was informed he was a witness and he could not be promised anything for his statement. On October 18, 2011, Inmate Gonzalez again made contact with [REDACTED] who notified Inspector Castle, stating he wanted to give a statement on the incident. On October 27, 2011, an attempt was made to interview him again. Gonzalez wanted to "make a deal" before giving a statement. No statement was taken. **(Exhibit B47)**



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(Exhibit A30)

In a sworn, digitally recorded interview, dated September 20, 2011, conducted by Inspector Jennifer Skipper, Inmate Patrick Ippolito DC# R62436 indicated the following:

He got on the bus at R.M.C. He sat in the caged area of the bus, behind the driver, next to the window. Nothing unusual happened between Lake Butler and Jefferson C.I. He agreed something "traumatic" occurred on the bus, but he fell asleep about 20 minutes after they left Jefferson C.I. and awoke five minutes before they arrived at NWFRC. He acknowledged he was afraid and if he did know something, he still would not say anything. (Exhibit B48)

In his sworn, digitally recorded interview, dated September 20, 2011, conducted by Senior Inspector Cecil Smith, Inmate Elijah Brookins, DC# P01395 was informed of his Constitutional Rights, and after acknowledging his rights, he indicated the following:

He invoked his right to remain silent. (Exhibits A31 & B49)

On September 20, 2011, Inmate Elijah Brookins was escorted by Sergeant Raymond Hill from bus bay #1 and placed into holding cell #C-110. Sergeant Janine Knight recovered Inmate Brookins clothing for evidence processing. Ten items of clothing were recovered and a chain of custody was initiated. The evidence was turned over to Special Agent Shawn Yao, Senior Crime Laboratory Analyst. (Exhibit A32)

On September 20, 2011, Inspector Rodney Coffey was tasked to organize and search for items of evidence, identified through witness statements as being thrown out of the transport bus, by Inmate Elijah Brookins. The items identified by witnesses, were two latex gloves, one homemade weapon, approximately twelve inches long, and an elastic waist band. The search was conducted on September 20 and 21, 2011, with the assistance of Correctional Officers from Jackson C.I., NWFRC, Holmes C.I. and the Florida Highway Patrol.

In his affidavit dated March 23, 2012, Inspector Rodney Coffey indicated the following:

He was tasked to conduct a search for evidence along the West bound lane of Interstate 10, the route traveled by Transport Bus #9408, from Jefferson C.I. Specific items were identified by witnesses as being thrown out the window by Inmate Elijah Brookins. Identified were a homemade metal weapon, approximately twelve inches long, a pair of latex gloves and an elastic waist band. A search was conducted



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with the assistance of Correctional Officers from Holmes C.I., Jackson C.I., NWFRC, Apalachee Correctional Institution and the Florida Highway Patrol.

At approximately 13:38 hours, he was contacted by Officer Chadwick Carr, Apalachee East Unit, stating he had discovered a piece of flat metal, approximately 295 mm in length, sharpened to a point, between mile marker 170 and 171, behind a guard rail. At approximately 18:02 hours, FHP Officer Corey Harrison, reported finding an elastic waist band, meeting the description given to him, east of the 132 mile marker, in the West bound lane, of I-10, in Jackson County, Florida. Due to darkness, the search was suspended. On September 21, 2011, at 15:05 hours, Officer James Edenfield, Apalachee East Unit, notified him of a blue latex glove, discovered between the 168 and 169 mile marker, in the west bound lane. At 15:17 hours, he was notified by Officer Michael Schourst, Apalachee East Unit, of the discovery of another blue latex glove, found on the west bound lane, between the 170 and 171 mile marker. He responded to those officers, all of the evidence was documented, photographed and recovered for processing.

(Exhibits A33 & B50 & B51)

In a Florida Highway Patrol Offense Report, dated September 20, 2012, Highway Patrolman Corey Harrison indicated the following:

He was contacted by Supervisor Stuart Harrison of the Inspector General's Office who requested assistance in locating several items that may be used as evidence in a homicide case at NWFRC. The items were identified as possibly being located between the 141 and 147 mile marker on Interstate 10, west bound lane. At 5:06 p.m., he observed what appeared to be white elastic type material with what appeared to be blue stitching sewn in. He notified Supervisor Harrison and a short time later Inspector Rodney Coffey arrived, photographed and took custody of the item. **(Exhibit A34)**

In his incident report, dated September 22, 2011, Officer Chadwick Carr indicated the following:

On September 21, 2011, he assisted the Inspector General's Office in searching for evidence on Interstate 10. At approximately 1:23 p.m., between mile marker 170 and 171, behind a guard rail, on the west bound lane, he discovered a piece of metal approximately 295 mm in length, sharpened to a point. He notified the on-site inspector and remained in visual contact with the item until the inspector arrived on the scene. The item was then recovered for evidence. **(Exhibit A35)**

In his incident report, dated September 23, 2011, Officer Michael Schourst indicated the following:

On September 21, 2011, he assisted the Office of the Inspector General in a search for suspected evidence along the west bound lane of Interstate 10. At 3:20 p.m., he discovered a blue latex glove between the 170 and 171 mile marker. He notified the inspector and maintained a visual on the item until the inspector arrived. **(Exhibit A36)**



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In his incident report dated September 22, 2011, Officer James Edenfield indicated the following:

He assisted in a search of Interstate 10 for suspected evidence. At 3:05 p.m., he discovered a blue, latex glove between the 168 and 169 mile marker. He advised the on-site inspector who took custody of the item. **(Exhibit A37)**

On September 20, 2011, the Fourteenth Judicial Circuit Medical Examiner's Investigator, Maria Foote, arrived and processed the body for transport to the ME's Office. The body was transported to the ME's Office in Panama City, Florida, by Brown's Funeral Home. An autopsy was conducted at 9:00 a.m., CST, on September 21, 2011, and was attended by Senior Inspector Cecil Smith. Evidence, including clothing, fingernail clippings, DNA card, a Sexual Assault Kit, and the right and left hand bags, were recovered from the body of Inmate Eric Sexton. It was secured by Senior Inspector Smith and forwarded to the Florida Department of Law Enforcement, Tallahassee Regional Operations Center for processing. **(Exhibit A38)**

On September 21, 2011, an autopsy was conducted by Michael D. Hunter, M.D., District Fourteen Medical Examiner, on Inmate Eric Sexton. The findings indicated the following:

The Summary of the Autopsy Findings revealed

[REDACTED]
The manner of death listed as a Homicide.

(Exhibit A39)

On October 4, 2011, items #43, Knife, #44, Sexual Assault Kit, #45, an elastic waist band, #46, blue latex glove recovered at GPS 30.62081 by 84.77397, #48, blue latex glove recovered at GPS 30.62226 by 84.78076, and #49, fingernail scrapings and clippings from Inmate Eric Sexton, were delivered to the FDLE Tallahassee Regional Operations Center for processing. **(Exhibit A40)**

Department of Corrections records reflect that Inmate Elijah Brookins was housed at Columbia C.I., in cell G3-209L, from March 28, through April 11, 2011, at the same time that Inmate Eric Sexton was housed in G3-103U. Inmates were identified who were housed with Inmates Sexton and Brookins and were interviewed on March 7, 2012, digitally recorded and under oath:

Inmates Thomas Hall, DC# C02756, housed in G3-208L, Vince Brown, DC# 813368, housed in G3-208U, Reinaldo Diaz, DC# L57947, housed with Inmate Brookins in G3-209, James Hamrick, DC# I09995, housed in G3-210, Robert McKay, DC# 235741, housed in G3-102S, and Julius Bunch, DC# G15328, housed in G3-104L. All indicated there were no problems or trouble between Inmates Brookins and Sexton and there was no indication of any problems with other inmates. During the interview it was learned that Inmate Sexton was believed to be a homosexual and had a "lover" (*homosexual partner*) while at Columbia C.I. That inmate was identified as Inmate Wade Miller, DC# 974906. **(Exhibits B52 ~ B57)**



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In his, sworn digitally recorded interview dated March 7, 2012, Inmate Wade Miller, DC# 974906, indicated the following:

He was "a very close friend" of Inmate Sexton. "Eric" did not get into much trouble and was spending all his free time constantly playing "Dungeon & Dragons." He played with certain inmates (*not named*) at the recreation field, and in the dormitory. He did not see him get into any type of altercation. He did not know of anyone that was after him. He knew of Inmate Brookins but never saw Inmate Sexton and Inmate Brookins interact or argue. **(Exhibit B58)**

A Florida Department of Law Enforcement (*FDLE*) Laboratory Report was received, dated November 9, 2011, in reference to the forty nine (49) items submitted to *FDLE*. On September 26, 2011, forty two (42) items were submitted by Senior Laboratory Analyst Shawn Yao (*submission 1, Exhibit A3*) recovered from the scene of the crime (*DC Bus #9408*) and from items recovered from Inmates Elijah Brookins and Mohammad Kalifa. On October 4, 2011, Senior Inspector Cecil Smith submitted seven (7) items of evidence (*submission 2, Exhibit A40*) recovered from the search of Interstate 10 and the autopsy of Inmate Eric Sexton. The results revealed there was evidence to link DNA to both Inmate Brookins and Sexton, to Inmate Brookins' left hand, (*FDLE Item # 2,*) the white T-shirt (*FDLE Item #31*) and pants worn by Inmate Brookins (*FDLE Item #35*) as well as the weapon (*FDLE Item #43,*) and the elastic waistband (*FDLE Item #45.*) [REDACTED] indicated [REDACTED] (*FDLE Item #41B*), worn by Inmate Muhammad Kalifa, was consistent with the [REDACTED] of Inmate Eric Sexton. There were no indications [REDACTED], from Inmate Kalifa, found on the weapon, elastic band or clothing recovered from Inmates Brookins or Sexton. **(Exhibits A41 & B59 ~ B64)**

The evidence submitted to FDLE for analysis surrounding the investigation into the homicide of Inmate Eric Sexton, was returned to Senior Inspector Cecil Smith and is currently secured in the evidence vault at Holmes Correctional Institution, in Bonifay, Florida.

On June 27, 2012, in Leon County, a Grand Jury of the State of Florida, was empanelled and sworn to inquire and true presentment surrounding the details of the incident on September 20, 2011, involving Elijah Brookins and Eric Sexton. The Grand Jury did issue an indictment on Elijah Brookins for Capital Murder in the First Degree, for killing Eric Sexton with a premeditated design or intent to effect the death of Eric Sexton, contrary to Section 782.04(1)(a)1, Florida Statutes. **(Exhibit A42)**



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Cecil Smith

Senior Inspector Cecil Smith

07/12/12

Date

Art Rountree / *[Signature]*

Art Rountree

Regional Supervisor

/

Lead Inspector

07/12/2012

Date

Lead Supervisor

ER

Date

Deputy Inspector General
 Chief of Investigations

/

Deputy Inspector General
 Chief of Special Operations

Date

Inspector General

Date



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EXHIBIT/ATTACHMENTS SECTION

A. EXHIBIT(s) - attached:

1. An incident report completed by Sergeant Gordon Wester dated 09/20/11
2. An incident report completed by Sergeant Raymond Hill dated 09/20/11
3. A FDLE evidence submission report from Special Agent Shawn Yao dated 10/31/11
4. A Department of Correction Bus Log, completed by Sergeants Hill and Wester dated 09/20/11
5. A e-mail generated by Senior Inspector Art Rountree surrounding the interviews of Sergeants Robert Phoebus and David Courson dated 09/20/12
6. An incident report completed by Officer Tanya Bell dated 09/20/11
7. An incident report completed by [REDACTED] dated 09/20/11
8. An incident report completed by [REDACTED] dated 09/20/11
9. [REDACTED] on Inmate Eric Sexton dated 09/20/11
10. An incident report completed by Sergeant Donnie Mayo dated 09/20/11
11. A Simultaneous Photo Array Form completed on Inmate Adams dated 09/23/11
12. A Simultaneous Photo Array Form completed on Inmate Esquijarosal-Hernandez dated 04/06/12
13. A Simultaneous Photo Array Form completed on Inmate Flowers dated 09/23/11
14. A Simultaneous Photo Array Form completed on Inmate Gayle dated 03/20/12
15. An affidavit completed by Inmate Tyrone Jackson dated 04/23/12
16. A Simultaneous Photo Array Form completed on Inmate Jackson dated 09/23/11
17. A Simultaneous Photo Array Form completed on Inmate LaSane dated 09/23/11
18. A Simultaneous Photo Array Form completed on Inmate Lewis dated 09/23/11
19. A Simultaneous Photo Array Form completed on Inmate Rembert dated 09/23/11
20. A Simultaneous Photo Array Form completed on Inmate Winslett dated 09/23/11
21. A Simultaneous Photo Array Form completed on Inmate Young dated 09/23/11
22. A Simultaneous Photo Array Form completed on Inmate Crittenden dated 09/23/11
23. A Simultaneous Photo Array Form completed on Inmate Hernandez dated 09/23/11
24. A Simultaneous Photo Array Form completed on Inmate Hernandez dated 09/23/11
25. A Constitutional Rights form completed by Inmate Muhammad Kalifa dated 09/20/11
26. A Simultaneous Photo Array Form completed on Inmate Muhammad Kalifa dated 09/23/11
27. A Simultaneous Photo Array Form completed on Inmate Theodus Hunt dated 03/20/12
28. A Simultaneous Photo Array Form completed on Inmate Stephen Perrier dated 03/20/12
29. A Simultaneous Photo Array Form completed on Inmate Alfred Lester dated 09/23/11
30. [REDACTED]
31. Constitutional Rights form completed by Inmate Elijah Brookins dated 09/20/11
32. Chain of Custody forms completed by Sergeant Janine Knight, on clothing recovered from Inmate Elijah Brookins, dated 09/20/11 and turned over to FDLE Analyst Shawn Yao
33. An affidavit completed by Inspector Rodney Coffey dated 03/23/12
34. An incident report completed by Trooper Corey Harrison dated 09/20/12
35. An incident report completed by Officer Chadwick Carr dated 09/22/11



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36. An incident report completed by Officer Michael Schourst dated 09/23/11
37. An incident report completed by Officer Edenfield dated 09/22/11
38. An evidence receipt from the medical examiner's office dated 09/21/11
39. An autopsy report completed on Inmate Eric Sexton, by Doctor Michael Hunter dated 09/21/11
40. A FDLE receipt for evidence completed for items #43 through #49, delivered to the Tallahassee laboratory dated 10/04/11
41. An FDLE laboratory results memo for items submitted in submission one and submission two, dated 11/09/11.
42. SAO Charging Decision on Elijah Brookins for Murder-First Degree dated 06/27/12

B. EXHIBIT(s) - not attached:

1. A CDR of a digitally recorded interview with Sergeant Gordon Wester dated 09/20/11
2. A CDR of a digitally recorded interview with Sergeant Raymond Hill dated 09/20/11
3. A CDR of a digitally recorded interview with Officer Tanya Bell dated 10/21/11
4. A Pelco, fixed wing video footage, for the T&R Building at NWFRC, [REDACTED] dated 09/20/11
5. A Pelco, fixed wing video footage, for the T&R Building at NWFRC, [REDACTED] dated 09/20/11
6. A Pelco, fixed wing video footage, for the T&R Building at NWFRC, [REDACTED] dated 09/20/11
7. A Pelco, fixed wing video footage, for the T&R Building at NWFRC, [REDACTED] dated 09/20/11
8. A CDR of a digitally recorded interview with Inmate Adams dated 09/20/11
9. A CDR of a digitally recorded interview with Inmate Adams by Inspector Hightower dated 09/23/11
10. A CDR of a digitally recorded interview with Inmate Esquijarosal-Hernandez dated 09/20/11
11. A CDR of a digitally recorded interview with Inmate Esquijarosal-Hernandez by Inspector Anglin dated 04/06/12
12. A CDR of a digitally recorded interview with Inmate Anthony Flowers dated 09/20/11
13. A CDR of a digitally recorded interview with Inmate Flowers by Inspector Hightower dated 9/23/11
14. A CDR of a digitally recorded interview with Inmate Leon Gayle dated 09/20/11
15. A CDR of a digitally recorded interview with Inmate Gayle by Inspector Bertera dated 03/20/12
16. A CDR of a digitally recorded interview with Inmate Tyrone Jackson dated 04/24/11
17. A CDR of a digitally recorded interview with Inmate Jackson by Inspector Hightower dated 9/23/11
18. A CDR of a digitally recorded interview with Inmate Markus LaSane dated 09/20/11
19. A CDR of a digitally recorded interview with Inmate LaSane by Inspector Hightower dated 9/23/11
20. A CDR of a digitally recorded interview with Inmate Richard Lewis dated 09/20/11
21. A CDR of a digitally recorded interview with Inmate Lewis by Inspector Hightower dated 9/23/11
22. A CDR of a digitally recorded interview with Inmate Joseph Parker dated 09/20/11
23. A CDR of a digitally recorded interview with Inmate Cornelius Rembert dated 09/20/11
24. A CDR of a digitally recorded interview with Inmate Rembert by Inspector Hightower dated 9/23/11
25. A CDR of a digitally recorded interview with Inmate Anthony Winslett dated 09/20/11
26. A CDR of a digitally recorded interview with Inmate Winslett by Inspector Hightower dated 9/23/11
27. A CDR of a digitally recorded interview with Inmate Corey Young dated 09/20/11
28. A CDR of a digitally recorded interview with Inmate Young by Inspector Hightower dated 9/23/11
29. A CDR of a digitally recorded interview with Inmate John Crittenden dated 09/20/11



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Office of the Inspector General
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30. A CDR of a digitally recorded interview with Inmate Crittenden by Inspector Hightower dated 9/23/11
31. A CDR of a digitally recorded interview with Inmate Juan Hernandez dated 09/20/11
32. A CDR of a digitally recorded interview with Inmate Hernandez by Inspector Hightower dated 9/23/11
33. A CDR of a digitally recorded interview (2nd), with Inmate Hernandez by Inspector Hightower dated 9/23/11
34. A CDR of a digitally recorded interview with Inmate Muhammad Kalifa, by Inspector Skipper dated 09/20/11
35. A CDR of a digitally recorded interview with Inmate Muhammad Kalifa by Inspector Smith dated 09/20/11
36. A CDR of a digitally recorded interview with Inmate Kalifa by Inspector Hightower dated 9/23/11
37. A CDR of a digitally recorded interview with Inmate Theodus Hunt dated 09/20/11
38. A CDR of a digitally recorded interview with Inmate Hunt by Inspector Bertera dated 3/20/12
39. A CDR of a digitally recorded interview with Inmate Stephen Purrier dated 09/20/11
40. A CDR of a digitally recorded interview with Inmate Purrier by Inspector dated 3/20/12
41. A CDR of a digitally recorded interview with Inmate Paul Fried dated 09/20/11
42. A CDR of a digitally recorded interview with Inmate Alfred Lester dated 09/20/11
43. A CDR of a digitally recorded interview with Inmate Lester by Inspector Hightower dated 9/23/11
44. A CDR of a digitally recorded interview with Inmate Frank Simmons dated 09/20/11
45. A CDR of a digitally recorded interview with Inmate Willie Starks dated 09/20/11
46. A CDR of a digitally recorded interview with Inmate Jesus Gonzalez, by Inspector Skipper dated 09/20/11
47. A CDR of a digitally recorded interview with Inmate Jesus Gonzalez, by Inspector Smith dated 10/12/11
48. A CDR of a digitally recorded interview with Inmate Patrick Ippolito dated 09/20/11
49. A CDR of a digitally recorded interview with Inmate Elijah Brookins dated 09/20/11
50. A photograph of a weapon discovered by Officer Chadwick Carr dated 09/20/11
51. A photograph of an elastic waist band discovered by FHP Corey Harrison dated 09/20/11
52. A CDR of a digitally recorded interview with Inmate Thomas Hall dated 03/07/12
53. A CDR of a digitally recorded interview with Inmate Vince Brown dated 03/07/12
54. A CDR of a digitally recorded interview with Inmate Reinaldo Diaz dated 03/07/12
55. A CDR of a digitally recorded interview with Inmate James Hamrick dated 03/07/12
56. A CDR of a digitally recorded interview with Inmate Robert McKay dated 03/07/12
57. A CDR of a digitally recorded interview with Inmate Julius Bunch dated 03/07/12
58. A CDR of a digitally recorded interview with Inmate Wade Miller dated 03/07/12
59. FDLE Item #2, swabs from the left hand of Inmate Brookins dated 09/20/11
60. FDLE Item #31, a white t-shirt worn by Inmate Brookins recovered 09/20/11
61. FDLE Item #35, a blue pair of pants worn by Inmate Brookins recovered 09/20/11
62. FDLE Item #41, clothing recovered from Inmate Kalifa dated 09/20/11
63. FDLE Item #43, homemade knife recovered on Interstate 10 dated 09/21/11
64. FDLE Item #45, a white elastic waist band recovered on Interstate 10 dated 09/20/11