STATE OF FLORIDA DEPARTMENT OF CORRECTIONS

OFFICE OF THE INSPECTOR GENERAL

MEMO TO: GENE

GENE HATCHER, INSPECTOR GENERAL

RECEIVED
DEPARTMENT OF CORRECTIONS

FROM:

DAVID W. CLARK, INSPECTOR

AUG 0 5 2010

DATE:

JULY 13, 2010

BUREAU OF STATE INVESTIGATIONS

SUBJECT:

FINAL DISPOSITION OF IG CASE #08-1-2587

This memorandum is to document the final disposition of the charge of Murder in the 2nd Degree against Inmate Glenn Bartlett DC# N02324, for an incident that took place on May 12, 2008.

In a letter from Assistant State Attorney Greg Wilson dated November 30, 2009, Inmate Bartlett pled guilty to a lesser charge of Felony Battery. Inmate Bartlett was sentenced to thirty (30) months in the Department of Corrections with credit for 554 days, \$1,254.00 costs and fines reduced to a civil judgment. The sentence is to run concurrent with any sentence presently being served.

(Exhibit A17)

Note: the Exhibit # is the next number continuing from the original report.

David W. Clark, Inspector





Florida Department Of Corrections Office of the Inspector General

Report of Investigation
Paul C. Decker, Inspector General



COT 28 2000

Inspector General Case #: 08-12587		Facility: Apalarice of the Inspector General		
Classification of Incident: Homicide		REGION 1 Field Office/Region: Tallahassee / 1		
Incident Date: 05/12/2008	Time: 10:18 AM	Inspector: David W. Clark		
Date of Report: 10/24/2008		Case Type: A		
Check all that apply:				
 Confidential Medical Prison Rape Eliminat Principal(s) Exhibits A Department of Correct Use of Force (UOF) N Equal Employment O Complaint of Discrim Addendum Wing Video Camera(s 	ion Act (PREA) Numb Attached ctions presented to Sta umber (if applicable) pportunity Commissi ination	ate Attorney Declined Accepted		
SUMMARY OF ALLEGATI	IONS:			
that while conducting a routi surrounding the water fountain the dormitory for assistance. Sergeant Baxter before entering observed Inmate Patrick Deno	ne visual security cha area in wing two. At Officer Cindy Brogo ag the dormitory. Once bewer lying on the flo then cleared the dorn	assigned to B-dormitory, Officer Stephanie Curry reported eck of the dormitory, she observed a crowd of inmates that time she notified Sergeant Charles Baxter to return to don was the first staff member to arrive, but waited for the Sergeant Baxter arrived, they entered the dormitory and the or in front of the water fountain and secured the area and then Inmate Denoewer was		
Inmate Denoewer was later where he was later				
and at 2:16 AM. Inmate Denoe	ewer was pronounced c	lead.		
	ring the fight. Inmate I	dercation with Inmate Patrick Denoewer in front of the B2-Bartlett punched Inmate Denoewer with a closed fist on the late Denoewer fell back striking his head on the concrete		
		OCT 2 0 2000		





Case Number: 08-12587

SUMMARY OF DISPOSITION/JUSTIFICATION FOR DOWNGRADE/EXONERATION:

There is sufficient evidence to sustain the allegation that Inmate Glen Bartlett has violated Florida State Statute 782.04 (2) (2nd Degree Murder).

	Name	Title / DC #	D.O.B.	Employee ID#
Complainant:	Culpepper, Samuel	Warden		4849
Victim:	Denoewer, Patrick	Inmate DC# D07096	03/30/1973	
Witness(es):	Curry, Stephanie	Officer		28512
	Baxter, Charles	Sergeant		1274
	Brogdon, Cindy	Officer		49100
	Swearingen, Stanley	Officer		28955
	Rogers, Kevin	Sergeant		18344
	Riley, Shawn	Sergeant		17914
	Andrews, Halbert	Captain		504
	McCord, Michael	Inspector		13703
	Harrison, Stuart	Inspector Supervisor		8968
	Lancaster, Robert	Senior Inspector		11960
			N/A	N/A
			N/A	N/A
			N/A	N/A
	Clark, Anthony	Medical Examiner	N/A	N/A
	Batchkoff, Allison .	FDLE CSI/Pensacola		•, N/A
	George, Amy	FDLE CSI/Tallahassec		N/A
			N/A	N/A
	Rush, Lorinda	Sister/ I/M Denoewer		N/A
	Hudson, Tyrone	Inmate DC# U00789	12/18/1960	
	Willis, Clyde	Inmate DC# 129075	08/10/1945	
	Morgan, John	Inmate DC# 186536	12/03/1966	
	Watson, Charlie	Inmate DC# 440157	05/01/1969	
	Vann, Felix	Inmate DC# 478175	08/24/1960	
	Strum, Frederick	Inmate DC# 195718	06/23/1963	
	Campbell, Phillip	Inmate DC# 169080	02/20/1961	
	Blake, Leroy	Inmate DC# H01444	03/03/1949	
	Grossman, Michael	Inmate DC# 226323	05/26/1970	
	Williams, Carl	Inmate DC# 722970	10/18/1974	
Subject(s):	Bartlett, Glen	Inmate DC# N02324	11/28/1974	





Case Number: 08-12587 Arrest: Employee Inmate Other Guilty Addendum Pending Charges: **Not Guilty** Nolo Contendere P.T.I. Felony Misdemeanor Other (explanation): Date of Arrest: Date Reported: Sentence of Court / Agreement: Administrative Violation(s): Other Describe: Weapon Drugs Evidence: Other Agency Case Number: FINDINGS: In her incident report dated May 12, 2008, Officer Stephanie Curry indicated the following: At approximately 10:18 AM, she conducted a visual security check of B-dormitory when she observed a crowd of inmates surrounding the water fountain area in wing two while the rest of the inmate's in the dormitory attention's were focused toward the water fountain. She then contacted Sergeant Charles Baxter and requested his assistance. (Exhibit A-1) In her affidavit dated September 4, 2008, Officer Cindy Brogdon indicated the following: On May 12, 2008, at approximately 10:20 AM while supervising movement of inmates in the courtyard. she was approached by an inmate in between A and B-dormitories stating that an inmate in B-dormitory . She went to B2-dormitory door and called Sergeant Charles Baxter to return to the dormitory . Upon Sergeant Baxter's arrival, they entered the dormitory and discovered Inmate Patrick Denoewer lying on the floor in front of the water fountain She and Sergeant Baxter cleared and secured the area. She then Inmate Denoewer She and Sergeant Baxter then assisted (Exhibit A-2) In his affidavit dated September 9, 2008, Sergeant Charles Baxter indicated the following: On May 12, 2008, at approximately 10:25 hours, Officer Cindy Brogdon called him to B-dormitory for a When he arrived, he entered B2-dormitory and observed Inmate Patrick Denoewer lying on the floor in front of the sink area. Inmate Denoewer he and Officer Brogdon escorted with Inmate Denoewer He was while Officer Brogdon Inmate Denoewer Inmate Denoewer (Exhibit A-3)





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In his incident report dated May 12, 2008, Sergeant Kevin Rogers indicated the following:

At approximately 10:18 AM, he responded to B-dormitory along with Sergeant Char	rles Baxter for a
He stopped at B2-dormitory front door as Sergeant Baxter entered	ed the dormitory.
At approximately 10:25 AM, he entered the dormitory with	
Inmate Patrick Denoewer was lying on the floor in front of the water fountain	Inmate
Denoewer's Inmate Denoewer was	
	(Exhibit A-4)

In his incident report dated May 12, 2008, Sergeant Shawn Riley indicated the following:

At approximately 10:40 AM, while assigned to Y-dormitory, he was in the office when Inmate Glenn Bartlett entered. Captain Halbert Andrews asked Inmate Bartlett what happened in B2-dormitory. Inmate Bartlett responded, "The inmate passed by me and touched my ass. We got into a fight and when I hit him (*Inmate Patrick Denoewer*), he fell and hit his head on the concrete floor." (**Exhibit A-5**)

In his incident report dated May 12, 2008, Officer Stanley Swearingen indicated the following:

At approximately 10:46 AM while assigned to Y-dormitory (*Confinement*), he stripped searched Inmate Glenn Bartlett while in a holding cell. Inmate Bartlett's state issue uniform including shoes were confiscated and placed into a laundry bag. Inmate Bartlett's t-shirt, boxer shorts, and socks were inspected and returned to him to put back on.

(Exhibit A-6)

In his affidavit dated July 9, 2008, Inspector Michael McCord indicated the following:

On May 12, 2008, at approximately 11:15 AM, he received a call from the West Unit Control Room advising him that an inmate had been the immediately responded and met with Captain Halbert Andrews. Captain Andrews advised that Inmates Glenn Bartlett and Patrick Denoewer were involved in a fight and that Inmate Bartlett had admitted to striking Inmate Denoewer.

When he entered the dormitory where the incident had occurred, he observed that security staff had already sectioned off the scene with crime scene tape. He then made contact with Inspector Supervisor Stuart Harrison who stated that he was enroute to the scene. When Inspector Supervisor Harrison arrived, he updated him on the situation. He and Inspector Supervisor Harrison conducted a recorded interview of Inmate Bartlett. Once Inmate Bartlett was advised of his Miranda Rights, he invoked his right to remain silent and not answer any questions.

Inspector Supervisor Harrison made contact with the Florida Department of Law Enforcement (*FDLE*) in Pensacola, Florida, and requested their Crime Scene Unit to respond and process the scene. He then secured Inmate Bartlett's clothing and took digital photographs of Inmate Bartlett's face and hands.

(Exhibits A-7 \sim A-9 & B-1)



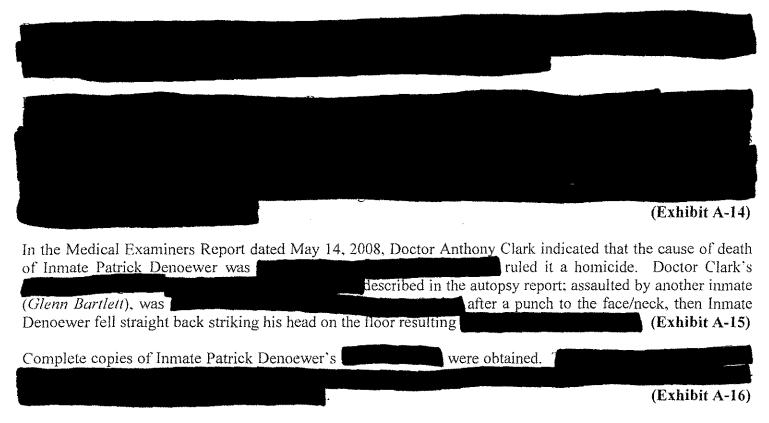


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In the
(Exhibit A-10)
In the
(Exhibit A-11)
On May 12, 2008, at approximately 12:00 PM, Senior Inspector Robert Lancaster arrived Inspector Lancaster also took four (4) digital photographs of Inmate Denoewer Denoewer Information obtained indicated that Inmate Denoewer had
At approximately 12:45 PM, Inspector Lancaster notified Inspector Supervisor Stuart Harrison of Inmate Denoewer's Inspector Lancaster witnessed place Inmate Denoewer's clothes into a where he then took custody of them. At 1:20 PM, Inmate Denoewer was (Exhibit A-12)
On May 12, 2008, a Crime Scene Unit from the Pensacola Regional Operations Center of the Florida Department of Law Enforcement responded to Apalachee Correctional Institution West Unit to process the crime scene. Crime Scene Investigator (CSI) Allison Batchkoff collected evidence and took digital photographs of the scene in B-dormitory. CSI Batchkoff also took digital photographs of the subject, Inmate Glenn Bartlett Inspector Michael McCord turned evidence that he had collected over to CSI Batchkoff. CSI Batchkoff took possession of all evidence to be examined at the Pensacola Regional Crime Laboratory.
On May 14, 2008, a Crime Scene Unit from the Tallahassee Regional Operations Center of the Florida Department of Law Enforcement responded to process the body of Inmate Patrick Denoewer. Crime Scene Investigator (CSI) Amy George collected and took digital photographs of the autopsy. CSI George maintained custody of all evidence collected. (Exhibits A-13 & B-2 ~ B-5)





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In his interview dated May 12, 2008, Inmate Tyrone Hudson indicated the following:

He witnessed the fight between Inmates Glenn Bartlett and Patrick Denoewer while lying on his bunk. Inmate Bartlett went over and he and Inmate Denoewer started swinging at each other. Inmate Bartlett left and went to the bathroom and when he came out, he and Inmate Denoewer started fighting again. In the second fight, Inmate Bartlett swung and hit Inmate Denoewer and Inmate Denoewer fell and hit his head on the concrete floor. When Inmate Bartlett and Inmate Denoewer were fighting the first time, Inmate Bartlett was punching Inmate Denoewer, but Inmate Denoewer was not fighting back. Inmate Denoewer did not make any statements, and the only thing he did was make a sound. Inmate Bartlett went back to his bunk and put his shirt on. Where the inmates were fighting, it was officer in the station to see. Inmates in the dormitory were cheering the fight on and one particular inmate was Inmate Michael Grossman. Inmate Bartlett and Inmate Denoewer have been having words and arguing for the past two to three weeks. Inmate Bartlett hit Inmate Denoewer approximately six or seven times in both fights. He did not see any weapons during either fight.

(Exhibit B-6)





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In his interview dated May 12, 2008, Inmate Clyde Willis indicated the following:

Inmate Glenn Bartlett challenged Inmate Patrick Denoewer to settle an ongoing dispute they had. Inmate Denoewer walked up to Inmate Bartlett and they started fighting. He does not know who threw the first punch, but when the fight started, he got off his bunk and went into the dayroom. When he returned, Inmate Denoewer was lying on his back with a pillow under his head on the floor. He does not recall where Inmate Bartlett was. He had not seen the two (Inmate Bartlett and Inmate Denoewer) arguing prior to the fight and does not know what lead up to the fight. The fight was in front of the water fountain approximately fifteen feet from his bunk.

(Exhibit B-7)

In his interview dated May 12, 2008, Inmate John Morgan indicated the following:

He saw Inmate Glenn Bartlett and Inmate Patrick Denoewer have a confrontation in front of the water fountain as he was in the bathroom doing his job assignment of cleaning it. Inmate Bartlett was in the bathroom first and Inmate Denoewer was coaxed into going into a fight by Inmate Bartlett. Inmate Bartlett was calling Inmate Denoewer names. Inmate Bartlett then started Inmate Denoewer. Inmate Bartlett knocked Inmate Denoewer to the floor, but he did not see if Inmate Denoewer hit his head on anything. He did see Inmate Denoewer sit up, but did appear The next thing he saw was Inmate Denoewer flat on his back appearing to while other inmates.

He left for approximately three to four minutes and did not actually see the fight. He saw Inmate Bartlett at the sink washing his hands after the fight while talking to an unknown inmate.

(Exhibit B-8)

In his interview dated May 12, 2008, Inmate Charlie Watson indicated the following:

Inmate Glenn Bartlett and Inmate Patrick Denoewer started arguing that morning over the fan. Inmate Bartlett told Inmate Denoewer to turn the fan off. He went to sleep and when he awoke, Inmate Denoewer and Inmate Bartlett were standing in the isle arguing. Inmate Bartlett was in the way and would not let Inmate Denoewer by. Inmate Bartlett was saying he was going to the bathroom and put shit on some toilet paper and put it on his (Inmate Denoewer) mouth. Inmate Denoewer walked to the water fountain where they both continued to argue across the dorm. Inmate Denoewer walked back to the bunk and Inmate Bartlett went to the water fountain. Inmate Bartlett started calling Inmate Denoewer to come up to the water fountain to settle things. Inmate Denoewer went up to the water fountain and they began fighting. Inmate Bartlett got a lucky punch in while hitting Inmate Denoewer causing him to hit flat on the floor. He believes Inmate Denoewer was before he hit the floor. Inmate Denoewer really did not want to fight, but Inmate Bartlett kept antagonizing him. He was in the back of the dormitory and heard Inmate Denoewer hit the floor. A couple of minutes past before any inmates decided to report the incident to the officer. Everyone originally thought Inmate Denoewer was just (Exhibit B-9)





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In his interview dated May 12, 2008, Inmate Felix Vann indicated the following:

He saw Inmate Glenn Bartlett punch Inmate Patrick Denoewer with a sucker punch. Inmate Bartlett hit Inmate Denoewer with a left "on the button" (jaw) and Inmate Denoewer hit the floor head first prior to his body hitting the floor. He was standing right "on top" of the incident and saw everything. Inmate Bartlett walked back to his bunk and he asked Inmate Bartlett why he did that and Inmate Bartlett said, "I don't know." Inmate Bartlett and Inmate Denoewer had been arguing prior to the fight. Inmate Bartlett was at the water fountain and called for Inmate Denoewer to come up to the water fountain. The two of them (Inmate Bartlett and Inmate Denoewer) had been arguing for the past four or five months. Inmate Denoewer was not fighting back and had no fighting skills. Inmate Michael Grossman told Inmate Bartlett to fight Inmate Denoewer. (Exhibit B-10)

In his interview dated May 12, 2008, Inmate Carl Williams indicated the following:

Inmate Glenn Bartlett and Inmate Patrick Denoewer were arguing over the fan in the dormitory. He did not know Inmate Bartlett or Inmate Denoewer's names prior to the fight. Inmate Bartlett wanted the fans on and Inmate Denoewer did not. Inmate Bartlett and Inmate Denoewer were both swinging at each other, Inmate Bartlett was the aggressor and hit Inmate Denoewer on the chin causing Inmate Denoewer to fall and hit his head. He was approximately three (3') feet away on his bunk at the time of the fight. Inmate Denoewer was after he hit the floor. He then went to the back of the dormitory. (Exhibit B-11)

In his interview dated May 12, 2008, Inmate Fredrick Strum indicated the following:

While drinking his coffee on his bunk, he saw Inmate Glenn Bartlett and Inmate Patrick Denoewer arguing all morning about the fans until it finally escalated into Inmate Bartlett wanting to fight about the fans. Inmate Denoewer did not want to fight, but other inmates particularly Inmate Michael Grossman told them (Inmate Bartlett and Inmate Denoewer) to handle it like men and go to the corner. Inmate Bartlett went up to the corner calling for Inmate Denoewer. Inmate Bartlett was standing next to his bunk, so he got up and went into the dayroom to drink his coffee. He then saw everyone (Inmates in the dormitory) looking at the same area where the water fountain is located. He could see Inmate Bartlett and Inmate Denoewer at the water fountain, but could not actually see either of them throwing a punch. He did see Inmate Denoewer hit his buttocks on a bunk and then fall against the wall. Inmate Denoewer was trying to stop Inmate Bartlett from hitting him. He then heard the noise of a head hitting the floor. Inmates then started coming into the dayroom saying it did not look good. He stayed in the dayroom the entire time. (Exhibit B-12)

In his interview dated May 12, 2008, Inmate Phillip Campbell indicated the following:

There was a fight between Inmate Glenn Bartlett and Inmate Patrick Denoewer in the dormitory. Inmate Bartlett went up to the front of the dormitory and started calling for Inmate Denoewer. Inmate Denoewer went up to the front of the dormitory and they started wrestling, fighting, and then he saw Inmate Denoewer fall to the floor. Inmate Bartlett went into the bathroom and when he returned, he and





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Inmate Denoewer started fighting again with Inmate Denoewer being the aggressor in the second fight. Both (*Inmate Bartlett and Inmate Denoewer*) were swinging wild at each other. Inmate Denoewer fell straight back and hit his head twice on the floor. He was approximately ten to fifteen feet away from the fight when Inmate Denoewer went down and hit his head on the floor. He then went into the bathroom and used the restroom before going back to his bunk to finish reading. It appeared that both Inmate Bartlett and Inmate Denoewer wanted the fight and were settling it like men. (Exhibit B-13)

In his interview dated May 12, 2008, Inmate Leroy Blake indicated the following:

Inmate Glenn Bartlett and Inmate Patrick Denoewer were arguing for awhile and then they started fighting. Inmate Bartlett went to the bathroom and when he came out he and Inmate Denoewer started fighting again. Inmate Bartlett got a lucky punch in and knocked Inmate Denoewer out causing him to fall back. Inmate Denoewer did not make an attempt to stop his fall. Once on the floor, Inmate Denoewer Inmate Denoewer Inmate Bartlett was walking around not talking to anyone. He was a little further than six feet away from where the fight took place. (Exhibit B-14)

In his interview dated May 12, 2008, Inmate Michael Grossman indicated the following:

He saw Inmate Glenn Bartlett and Inmate Patrick Denoewer arguing that morning. When Inmate Bartlett and Inmate Denoewer got into a face off, he walked down and separated them and took Inmate Bartlett down to his bunk and made him a cup of coffee. Inmate Bartlett and Inmate Denoewer were both talking about throwing tissues with shit on them on each other. Inmate Denoewer kept "running his mouth" even after he had separated the two of them. Inmate Bartlett and Inmate Denoewer went over and started fighting and other inmates broke it up. Then Inmate Bartlett and Inmate Denoewer came back and started fighting again. Inmate Bartlett caught Inmate Denoewer with a blow right on the chin causing Inmate Denoewer to fall back and hit his head on the floor hard enough that it bounced at least a foot and a half off the floor before smacking it again on the floor. Inmate Denoewer then The fight was equal between Inmate Bartlett and Inmate Denoewer.

When Inmate Denoewer ran down the isle towards his bunk he separated them and told them to get away from his "rack." He told both Inmate Bartlett and Inmate Denoewer to get away from his "rack." He does not remember seeing Inmate Bartlett, but did tell an unknown inmate that was going to get the officer, that Inmate Denoewer (Exhibit B-15)

Upon approval by the Office of the Inspector General, a copy of this Investigative Report will be submitted to Assistant State Attorney Mark Sims, Office of the State Attorney, 14th Judicial Circuit, 4445 Lafayette Street, Room 201, Marianna, Florida 32446, for review and consideration of criminal prosecution.

Once the courts have rendered a final disposition in this case, an addendum to this investigation will be submitted.

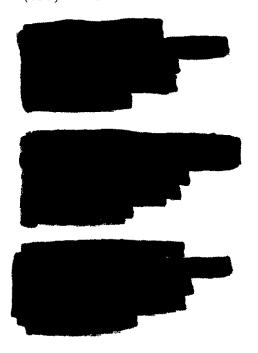




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Principal(s) Exhibits

Doctor Anthony Clark Office of the Medical Examiner District II P.O. Box 14389 Tallahassee, Fl. 32317 (850) 942-6622



Allison Batchkoff, Crime Scene Investigator Florida Department of Law Enforcement Pensacola Regional Operations Center 1301 North Palafox Street Pensacola, Fl. 32501 (850) 226-8574

Amy George, Crime Scene Investigator Florida Department of Law Enforcement Tallahassee Regional Operations Center 2331 Phillips Road Tallahassee, Fl. 32308 (850) 410-7423





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Principal(s) Exhibits continued

Lorinda Denoewer Rush
Sister of Inmate Patrick Denoewer (Next of Kin)

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."

David W. Clark LucInvestigators Signature

10/24/2008 Date





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David W. Clark Duc	Senior Prison Inspector	10/24/2008	Date
Killing C. Mark	Prison Inspector Supervisor	10/28/08	Date
Danfas ! Stephens	Chief Prison Inspector	10/29/08	Date
Asses	_ Deputy/Inspector General		Date





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EXHIBIT/ATTACHMENTS SECTION

A. EXHIBIT(s) - attached:

- 1. Incident Report submitted by Officer Curry.
- 2. Affidavit of Officer Brogdon.
- 3. Affidavit of Sergeant Baxter.
- 4. Incident Report submitted by Sergeant Rogers.
- 5. Incident Report submitted by Officer Swearingen.
- 6. Incident Report submitted by Sergeant Riley.
- 7. Affidavit of Inspector McCord.
- 8. Five (5) digital color photographs of Inmate Bartlett taken by D.O.C. staff.
- 9. Five (5) digital color photographs of the crime scene taken by D.O.C. staff.
- 10. Three (3) Inmate Denoewer at A.C.I. on 05/12/2008.
- 11. Two (2) in Inmate Bartlett at A.C.I. on 05/12/2008.
- 12. Summary and four (4) digital color photographs of Inmate Denoewer
- 13. Twenty-Four (24) pages of F.D.L.E. reports of evidence collected and analyzed, crime scene and autopsy photographs (printed pictures from Exhibits $B-2 \sim B-5$).
- 14. reports and records pertaining to Inmate Denoewer, (159 pages).
- 15. Medical Examiners Report, Doctor Clark, (8 pages).
- 16. D.O.C. for Inmate Denoewer, (279 pages).

B. EXHIBIT(s) - not attached:

- 1. Digital interview with Inmate Bartlett.
- 2. CD from F.D.L.E. containing digital photographs of crime scene.
- 3. CD from F.D.L.E. containing digital photographs of Inmate Bartlett.
- 4. CD from F.D.L.E. containing digital photographs of Inmate Bartlett's clothing.
- 5. CD from F.D.L.E. containing digital photographs of Inmate Denoewer's autopsy.
- 6. Digital interview with Inmate Hudson.
- 7. Digital interview with Inmate Willis.
- 8. Digital interview with Inmate Morgan.
- 9. Digital interview with Inmate Watson.
- 10. Digital interview with Inmate Vann.
- 11. Digital interview with Inmate Williams.
- 12. Digital interview with Inmate Strum.
- 13. Digital interview with Inmate Campbell.
- 14. Digital interview with Inmate Blake.
- 15. Digital interview with Inmate Grossman.