

Florida Department of Corrections



Office of the Inspector General

CRIMINAL INVESTIGATION



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



Case # 13-8743



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



Table of Contents

<u>I. AUTHORITY</u>	4
<u>II. METHODOLOGY</u>	4
<u>III. ANALYSIS</u>	4
<u>IV. DEFINITIONS</u>	5
<u>V. PREDICATE</u>	6
<u>VI. SUMMARY OF INVESTIGATIVE FINDINGS</u>	6
<u>VII. CHARGES</u>	11
<u>VIII. CONCLUSION</u>	11



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



Case Number: 13-8743

Inspector: Inspector Ilsa Hayes

Date Assigned or Initiated: August 12, 2013

Complaint Against: Inmate Patrick William DC# W01938

Location of Incident – Institution/Facility/Office: Northwest Florida Reception Center

Complainant: Captain Patrick Burdeshaw

Use of Force Number: N/A

PREA Number: N/A

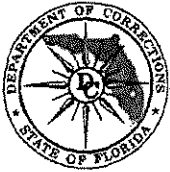
Classification of Incident: Homicide

Confidential Medical Information Included: Yes No

Whistle-Blower Investigation: Yes No

Equal Employment Opportunity Investigation: Yes No

Chief Inspector General Case Number: N/A



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



I. AUTHORITY

The Florida Department of Corrections, Office of the Inspector General, by designation of the Secretary and § 944.31, Florida Statutes, is authorized to conduct any criminal investigation that occurs on property owned or leased by the department or involves matters over which the department has jurisdiction.

The testimony references included in this report are summations of oral or written statements provided to inspectors. Statements contained herein do not necessarily represent complete or certified transcribed testimony, except as noted. Unless specifically indicated otherwise, all interviews with witnesses, complainants, and subjects were audio or video recorded.

II. METHODOLOGY

The investigation reviewed the derivations of the allegation advanced by the complainant. The scope of this investigation does not seek to specifically address tort(s), but violations of criminal statutes. The criterion used to evaluate each contention or allegation was limited to the following standard of analysis:

1. Did the subject's action or behavior violate Florida criminal statutes?

III. ANALYSIS

The standard and analysis in this investigation is predicated with the burden of proving any violation of law, established by probable cause. The evidence considered for analysis is confined to the facts and allegations stated or reasonably implied. The actions or behavior of the subject are presumed to be lawful and in compliance with the applicable Florida law, unless probable cause indicates the contrary.



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



IV. DEFINITIONS

Unfounded:

Refers to a disposition of a criminal case for which probable cause does not exist to suggest the suspect's behavior or action occurred nor is an arrest or formal charge being initiated.

Closed by Arrest:

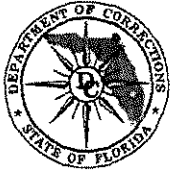
Refers to a disposition of a criminal case for which probable cause exists that an identified subject committed the offense and one for which an arrest or formal prosecution has been initiated.

Exceptionally Cleared:

Refers to a disposition of a criminal case for which probable cause exists that an identified suspect committed the offense, but one for which an arrest or formal charge is not initiated, or in the case of a death investigation, one for which no evidence exists that the death was the result of a crime or neglect.

Open-Inactive:

Refers to a disposition of a criminal case for which a criminal investigation commenced, but where evidence is insufficient to close as unfounded, closed by arrest, or exceptionally cleared.



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



V. PREDICATE

On or about August 15, 2013, the Department of Corrections, Office of the Inspector General received information that Inmate Michael Halveland DC#J49592, who had [REDACTED] on August 10, 2013, while housed at Northwest Florida Reception Center, had been pronounced dead at 4:56 PM [REDACTED]. Upon initial review of the information, the Office of the Inspector General initiated a criminal investigation into the allegations on August 12, 2013.

VI. SUMMARY OF INVESTIGATIVE FINDINGS

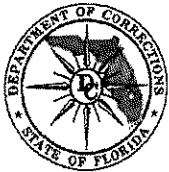
Based on the exhibits, witnesses' testimony, suspect inmates' statements, and the record as a whole, presented or available to the primary inspector, the following findings of facts were determined:

On August 11, 2013, Inspector Ilsa Hayes was notified to respond to Northwest Florida Reception Center in response to an inmate [REDACTED] in Panama City, Florida. Upon arrival at Northwest Florida Reception Center it was determined Inmate Michael Halveland DC# J49592, who was [REDACTED] had been removed from confinement cell G [REDACTED] and taken [REDACTED]. Upon arrival [REDACTED] staff was advised Inmate Halveland had [REDACTED]. [REDACTED] it was noted Inmate Halveland's cellmate, Inmate Patrick William DC#W01938, mentioned Inmate Halveland had fallen off of his assigned bunk and was [REDACTED]. [REDACTED] It was determined Inmate Halveland would be transferred [REDACTED].

Inmate Halveland remained [REDACTED] from August 11, 2013, thru August 12, 2013. Inmate Halveland [REDACTED] on August 12, 2013, at 4:35 PM, [REDACTED].

On August 13, 2013, Inspector Hayes attended the autopsy of Inmate Halveland which was conducted by Doctor Michael Hunter of the District Fourteen Medical Examiner Office. Doctor Hunter conducted a full autopsy on Inmate Halveland to include extended pathology and toxicology postmortem findings.

On August 3, 2013, upon his arrival to confinement, Inmate Halveland was placed into cell G [REDACTED] with Inmate William. On August 6, 2013, Inmate Halveland and Inmate William were both moved to cell G [REDACTED] and remained housed together. Inmate Halveland was housed exclusively with Inmate William for the entire duration of his time in G1 Dormitory (8 days).



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



Officer Isaac Andrews indicated while conducting showers in G1 Dormitory he was stopped by Inmate William stating his cellmate [REDACTED]. Assistance was called and Inmate Halveland who was [REDACTED].

Sergeant Carlton Spooner indicated he responded to G1 dormitory to Inmate Halveland's cell who was [REDACTED]. Sergeant Spooner noted Inmate Halveland [REDACTED] lying on his bunk, he further noted Inmate Halveland [REDACTED]. Sergeant Spooner, along with fellow security staff, took Inmate Halveland [REDACTED] where he observed Inmate Halveland [REDACTED].

As a result of Inmate Halveland's [REDACTED] interviews were conducted of security staff members, [REDACTED] staff members, inmates housed in confinement, and inmates housed with Inmate Halveland in his prior housing assignment of B Dormitory.

[REDACTED] Jennifer Reeves indicated once Inmate Halveland [REDACTED] Inmate Halveland was [REDACTED]. Reeves she stated [REDACTED]. Reeves indicated [REDACTED] Inmate Halveland [REDACTED]. Inmate Halveland continued to be [REDACTED]. Inmate Halveland was [REDACTED].

Several interviews were conducted with numerous staff members; all conclusively stated Inmate Halveland did not report any problems with his cellmate Inmate William. No staff member was able to recall a time when they had to counsel with either inmate during their stay in G1 Dormitory.

Inmates in adjacent cells surrounding cell G [REDACTED] were identified and interviews were conducted with the following inmates to determine if they heard anything remarkable or had any information concerning Inmate Halveland's [REDACTED]. The inmates initially interviewed either had a direct line of sight of cell G [REDACTED] or were within a distance they could have heard noises.

Inmate Steven Tillquist, who was housed in G1 Dormitory, indicated approximately one week earlier he had been showering across from cell G [REDACTED] where Inmates Halveland and William were housed, Inmate Tillquist saw a black male inmate looking like he was trying to beat up some guy (Inmate Halveland) who was believed to be standing in the corner. Inmate Tillquist was able to see within the cell but did not want to look too obvious for fear for his own safety. Inmate Tillquist further indicated, he thought, the incident had been reported to security staff, presumably by Inmate Halveland, but Inmate Tillquist was unable to hear the response.



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



Inmate Edward Merridth recalled hearing Inmate Halveland's cellmate at the cell door stating, "I'm going to get that cracker!" At the time Inmate Merridth did not know who Inmate William was speaking about; he was loud and appeared angry. Inmate Merridth's cell was too far away to hear any altercations. After Inmate Halveland was removed from the cell on August 10, 2013, Inmate Merridth believed Inmate Halveland was the white inmate who Inmate William had made the statement about.

Inmate Clavon Brown stated he recalled hearing someone called, "Snake," make the statement, "I remember when you was down in F Dorm and a mother fucker ran you out of F Dorm and now you jumping on that old man." Inmate Brown stated the name was also associated with an inmate named Upshaw.

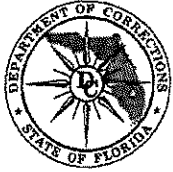
Inmate Herschell Upshaw was interviewed and denied having knowledge of the statement yet confirmed his nickname was "Snake." Inmate Upshaw refused to provide a recorded statement and stated if he did know anything he would not discuss it.

A canvas was conducted of G1 Wing in the weeks following the incident, with all inmates being interviewed. All of the remaining inmates on the wing indicated they did not hear or see anything prior to the removal of Inmate Halveland on August 10, 2013.

A canvas was conducted of B Dormitory in the weeks following the incident, all inmates interviewed collectively stated Inmate Halveland was quiet, remained in his bedding area and slept a great deal when he was not working. Inmate Halveland did not frequent the recreation yard or interact with many inmates. All inmates interviewed, agreed Inmate Halveland was removed from B Dormitory [REDACTED]

In his post-Miranda statement Inmate William indicated he had been assigned in cell G [REDACTED] when Inmate Halveland was placed there. Inmate William did not know Inmate Halveland prior to being placed in the same cell with him. Inmate William stated they talked about their charges and about events on the compound. Inmate Halveland seemed to be [REDACTED] Inmate William did not know what [REDACTED] Inmate Halveland told Inmate William [REDACTED] but did not specifically say what it was. Inmate William stated Inmate Halveland appeared to have problems. When they moved into cell G [REDACTED] on August 6, 2013, Inmate Halveland seemed to have [REDACTED] Inmate William stated they remained together from Tuesday thru Friday. Inmate William stated Inmate Halveland did not [REDACTED] encountered Inmate Halveland. On August 10, 2013, Inmate Halveland complained of the heat in the cell and [REDACTED] Inmate William told him to take his shirt off and take a "bird bath" (sink bath), to cool off.

Inmate William and Inmate Halveland talked frequently and they discussed things which happened on the compound. Inmate Halveland slept a lot [REDACTED] Inmate Halveland



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



told Inmate William his charges were sex related. According to Inmate William, he and Inmate Halveland did not have any problems while housed together.

Inmate William recalled Inmate Halveland [REDACTED] Inmate William could not recall what they were. Inmate Halveland did not specifically state [REDACTED]

Inmate William stated at times Inmate Halveland would [REDACTED]

Inmate Halveland told Inmate William [REDACTED] was not able to perform hard labor jobs. Inmate William observed Inmate Halveland occasionally [REDACTED] Inmate William stated he encouraged Inmate Halveland to work out, but Inmate Halveland did not seem interested.

Inmate Halveland stayed hot while in confinement and would sweat profusely. Inmate Halveland told Inmate William he [REDACTED]

[REDACTED] On the night of August 10, 2013, Inmate Halveland told staff he needed to [REDACTED] but they kept putting him off because they were showering. Inmate William stated Inmate Halveland [REDACTED] Inmate William could not recall to whom Inmate Halveland [REDACTED]

On the night of August 10, 2013, Inmate William declined a shower because it was hot and he was going to clean himself in the cell. Inmate Halveland stated [REDACTED] opted not to take a shower either. When the officers came around for the showers, Inmate Halveland [REDACTED] began to take his pants off. During the time Inmate Halveland was taking his pants off, Inmate William saw Inmate Halveland fall towards the sink and hit the floor. After falling, Inmate William lifted Inmate Halveland onto the lower bunk and put a pillow beneath his head, [REDACTED] Inmate Halveland was [REDACTED] Inmate William [REDACTED] Inmate William stated Inmate Halveland had fallen down only one time while they were housed together.

Inmate William stated once he alerted staff Inmate Halveland was [REDACTED] they responded within 1-2 minutes. Inmate William was removed from the cell and placed in a shower cell. Inmate William last saw Inmate Halveland lying on his bunk [REDACTED] Inmate William stated approximately 3 days later he had heard Inmate Halveland died [REDACTED]

Inmate William denied hitting or striking Inmate Halveland stating they did not have any problems. Inmate William stated if Inmate Halveland was not happy in the cell he had several opportunities to leave.



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



A preliminary report received during a meeting with Doctor Hunter indicated Inmate Halveland's death to be a homicide. Inmate Halveland [REDACTED]

(Note: Inmate Halveland died two days [REDACTED] that time. The Medical Examiner states [REDACTED] Inmate Halveland was in the cell for 8 days, minus the 2 days [REDACTED] were possibly obtained on the 5th and 6th days of residing in the cell.) [REDACTED]

A review was conducted of the wing video from August 3, 2013 thru August 10, 2013. It is noted Inmate Halveland was moved a total of eight (8) times. Each time Inmate Halveland was removed from the cell he was in full view of a fixed wing video recording. When Inmate Halveland was removed from cell G [REDACTED] he was placed into a shower cell and he was visible on fixed wing video. No other inmates were placed in the shower cell with Inmate Halveland and each time he was returned to his cell shared with Inmate William. Inmate Halveland was not housed with anyone else during his time in G1 dormitory.

Security Staff acted appropriately when escorting Inmate Halveland and there were no incidents observed which would have [REDACTED] Inmate Halveland determined by the autopsy.

On January 8, 2014, the Office of Inspector General received the final autopsy report and toxicology report for Inmate Michael Halveland from Doctor Hunter. Doctor Hunter ruled Inmate Halveland's death a homicide [REDACTED]

This investigation found no violations of Florida Administrative Code or Department of Corrections Procedures.



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



VII. CHARGES

- Violation of § 782.04(1)(a)(1), Florida Statute, the unlawful killing of a human being when perpetrated from a premeditated design to effect the death of the person killed or any human being. (**Murder**)

VIII. CONCLUSION

Based on the information gathered during this investigation, it is the recommendation of Inspector Ilsa Hayes the allegation against Inmate Patrick William DC#W01938 for **Murder, in violation of Florida Statute 782.04(1)(a)(1)**, be termed as follows:

- **Closed by Arrest**

The case conclusion will be termed as Closed by Arrest pending review by the State Attorney's Office of the Fourteenth Judicial Circuit. The case will remain in open-inactive status until the final disposition is known. A report amending the conclusion in the approved case summary will be added to the case before closure.