

Florida Department of Corrections



Office of the Inspector General

CRIMINAL INVESTIGATION

Case # 13-8174



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



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CASE SUMMARY REPORT



Case Number: 13-8174

Inspector: Inspector Karen A. Black

Date Assigned or Initiated: 07-31-2013

Complaint Against: N/A

Location of Incident – Institution/Facility/Office: Lowell Reception Center

Complainant: Correctional Officer Lieutenant Joshua Lynn

Use of Force Number: N/A

PREA Number: N/A

Classification of Incident: [REDACTED]

Confidential Medical Information Included: Yes No

Whistle-Blower Investigation: Yes No

Equal Employment Opportunity Investigation: Yes No

Chief Inspector General Case Number: N/A



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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.



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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.

V.



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PREDICATE

On July 29, 2013, Correctional Officer Sergeant Ralph Roman was assigned as security for Inmate Kathleen Kozlewski DC # K01116 at [REDACTED]. Sergeant Roman reported that Inmate Kozlewski was pronounced deceased by [REDACTED] at 1:02 p.m. All appropriate notifications were made to Lowell Reception Center staff. The cause of death was reported to be [REDACTED]. This information was reported via MINS # 506237 to the Office of the Inspector General on July 29, 2013, and assigned to Inspector Karen A. Black as a death investigation on July 31, 2013.

VI. SUMMARY OF INVESTIGATIVE FINDINGS

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

In her Incident Report dated July 26, 2013, Correctional Officer Captain Myra Scott-West indicated Inmate Kathleen Kozlewski was transported from Lowell Reception Center to [REDACTED]. All notifications were made per policy and procedure pertaining to the [REDACTED].

In his Incident Report dated July 29, 2013, Correctional Officer Lieutenant Joshua Lynn indicated: Lieutenant Lynn was on duty as shift OIC when he received a telephone call from [REDACTED] regarding Inmate Kathleen Kozlewski DC # K01106, who had been an [REDACTED] from Lowell Reception Center. Lynn reported [REDACTED] informed him that Inmate Kozlewski was pronounced deceased at 1:02 p.m.

Lynn made all appropriate notifications regarding Inmate Kozlewski's death. MINS # 506237 was generated and submitted to the Office of the Inspector General for review. The incident report indicated the body was picked up at 4:00 p.m. by Darius Carpenter from the Medical Examiner's Office.

The incident report indicated [REDACTED].

Inmate Kozlewski was transported from Lowell Reception Center on July 26, 2013 and [REDACTED]. The housing logs (DC6-209) show normal movement during Kozlewski's [REDACTED]. Inmate Kozlewski was pronounced deceased on July 29, 2013.



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On August 23, 2013, the Medical Examiner's Office for the Fifth Judicial Circuit officially released the Cause and Manner and autopsy documents related to the death of Inmate Kathleen Kozlewski, Medical Examiner's case number 2013-0799.

Autopsy Findings:

- 1. [REDACTED]
- a. [REDACTED]
- 2. [REDACTED]
- a. [REDACTED]
- b. [REDACTED]
- c. [REDACTED]
- 3. [REDACTED]
- 4. [REDACTED]
- 5. [REDACTED]
- 6. [REDACTED]
- 7. [REDACTED]
- 8. [REDACTED]
- 9. [REDACTED]

CAUSE OF DEATH: [REDACTED]

MANNER OF DEATH: Natural

The medical examination and autopsy was conducted by Kyle Shaw, MBB\$ on July 29, 2014.

VII. CHARGES

N/A

VIII. CONCLUSION

Based on the information gathered during this investigation, it is the recommendation of Inspector Karen A. Black that this case be termed as:

- 1. Exceptionally Cleared**