



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

**ORIGINAL**

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BUREAU OF  
STATE INVESTIGATIONS  
Inspector General Case #: 11-1-17307

Facility: North West Florida Reception Center (110)

Classification of Incident: [REDACTED]

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

Incident Date: 09/24/2011 Time: 8:40 a.m.

Inspector: Art Rountree

Date of Report: 10/23/2012

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 24, 2011, while housed at Northwest Florida Reception Center, Inmate Richard Johnson and Inmate Gilberto DeJesus approached the exit door of F2-Dormitory and began striking the door to attract the attention of the dormitory officer. Sergeant Jeffery Pope observed Inmate Johnson and opened the door. Inmate Johnson collapsed into the sally port area outside of the door

[REDACTED] Inmate Johnson was pronounced deceased later that morning [REDACTED]

The preliminary findings of the investigation discovered that Inmate Johnson and his radio had been stolen the previous night. That morning, from other dormitories entered F2-Dormitory to assist with the return of Inmate Johnson's radio. The inmates roamed the dormitory and announced to everyone that the radio better be returned or there would be serious consequences. Inmate Jose Sanabria was identified as a potential suspect for the theft and a conflict between him and Inmate Johnson arose, which resulted in Inmate Sanabria stabbing Inmate Johnson multiple times. This incident was reported via the Management Information Notes System (MINS) on September 26, 2011, and assigned for investigation on September 27, 2011.

**SUMMARY OF DISPOSITION/JUSTIFICATION FOR DOWNGRADE/EXONERATION:**

The case alleging the commission of a criminal violation of law is **CLOSED, EXCEPTIONALLY CLEARED**. As a result of this investigation, it was determined that Inmate Jose Sanabria did cause the death of Inmate Richard Johnson by using a homemade weapon to repeatedly stab him to death. The facts of this case were discussed with the State Attorney's Office in the Fourteenth Judicial Circuit, Bay

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**County, Florida who declined prosecution in this case. Assistant State Attorney Robert Sombathy determined that the facts of this case would permit Inmate Sanabria to use deadly force in self-defense. Based on this, Mr. Sombathy indicated that a criminal charge of murder or manslaughter against Inmate Sanabria could not be successfully proven beyond a reasonable doubt and no action would be taken by the State in this case.**



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	Name	Title / DC #	D.O.B.	Employee ID # or Non-Employee Contact Information
<b>Complainant:</b>	Hassett, John	C.O. Captain	[REDACTED]	9083
<b>Victim:</b>	Johnson, Richard	DC#N12176	11/28/1984	
<b>Witness(es):</b>	Pope, Jeffery	C.O. Sergeant	[REDACTED]	16981
	Serpes, Aubrey	C.O. Sergeant	[REDACTED]	31810
	Jones, Charles	Correctional Officer	[REDACTED]	47330
	Boullard, Tony	Correctional Officer	[REDACTED]	53855
	Finch, William	Correctional Officer	[REDACTED]	54365
	Brown, Daniel	Correctional Officer	[REDACTED]	43170
	White, Reginald	Correctional Officer	[REDACTED]	54223
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
	Mader, Julie	Senior Inspector	[REDACTED]	30687
	Arrant, Debra	Senior Inspector	[REDACTED]	653
	Skipper, Jennifer	Inspector	[REDACTED]	40318
	Hart, Wilburn	Inspector	[REDACTED]	67462
	Parrish, Tekerry	DC#L29165	05/05/[REDACTED]	
	DeJesus, Gilberto	DC#I36035	04/01/1960	
	Crump, Marcus	DC#J36190	10/27/1986	
	Parker, Anthony	DC#R47880	08/19/1988	
	Ali-Islam, Abdullah	DC#T06958	09/17/1978	
	Robinson, Ronald	DC#935589	02/11/1961	
	Polite, James	DC#726278	02/08/1962	
	Torres, Alberto	DC#193580	02/11/1976	
	Woolard, Kenneth	DC#C00683	07/12/1967	
	Thomas, Hewlett	DC#110133	07/21/1971	
	Simmons, John	DC#A50481	04/14/1972	
	McGuire, William	DC#P12864	04/14/1964	
	Evans, Eugene	DC#543677	11/19/1975	
	Craigo, Gary	DC#543544	10/10/1974	
	Braxton, Matthew	DC#C03564	11/13/1988	
	Stratis, Matthew	DC#265460	12/05/1968	
	Mack, Terry	DC#078594	01/04/1965	
	Billingsley, Griffin	DC#893275	11/26/1974	
	Barfield, Timothy	DC#331225	11/05/1966	
<b>Subject(s):</b>	Sanabria, Jose D.	DC#456661	10/17/1973	



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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 #20110204642, District 14 Medical Examiner Autopsy Report # 2011-MLA-0334

**FINDINGS:**

In his incident report and digitally recorded sworn statement given on September 24, 2011, Sergeant Jeffery Pope indicated the following:

He was assigned to F-Dormitory on September 24, 2011, by himself. During a visual security check at 7:30 a.m., he observed Inmate Richard Johnson standing in his cell unharmed. At approximately 8:40 a.m., Inmate Johnson and Inmate Gilberto DeJesus were seen standing at the door. He did not see where Inmate Johnson came from. Inmate Johnson did not have a shirt on [REDACTED]. He opened the door and Inmate Johnson fell out of the door onto the floor. Inmate Tekerry Parrish was standing in the sally port area [REDACTED] security staff responded and escorted Inmate Johnson [REDACTED]. He had not allowed any inmates not assigned to that dormitory to enter the dormitory. It was possible that some other inmates may have gotten in there when other assigned inmates were coming in and out, but he did not see anyone unassigned go into or come out of that dormitory. (Exhibits A1 & B1)

Northwest Florida Reception Center Main Unit Housing Unit Log (DC6-209), dated September 24, 2011, indicated that Sergeant Pope was assigned to F-Dormitory. (Exhibit A2)

*There was no video recording of any areas in F-Dormitory at the Northwest Florida Reception Center Main Unit.*

In his incident report and digitally recorded sworn statement given on September 24, 2011, Sergeant Aubrey Serpes indicated the following:

He responded to F-Dormitory for a distress call. When he entered F-Dormitory, he observed Inmate Johnson lying on the floor with no shirt [REDACTED]. Inmates DeJesus and Parrish were standing in the sally port close to Inmate Johnson. He did not know who they were and kept them separated from Inmate Johnson until staff returned them to their dormitory. When Officer Jones arrived, he walked out and coordinated the reassignment of officers to cover the responding officer's assignments. He returned to the sally port [REDACTED]. He followed



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behind as they took Inmate Johnson [REDACTED]. He did not hear Inmate Johnson make any statements. (Exhibits A3 & B1)

In his incident report and digitally recorded sworn statement given on September 24, 2011, Officer Charles Jones indicated the following:

That morning, he received a call for assistance in F-Dormitory. When he arrived to the sally port of quads 1 & 2, he observed Inmate Johnson lying on the floor without a shirt. [REDACTED] Sergeant Serpes was also there. [REDACTED]

[REDACTED] Officer Tony Bullard, Officer Reginald White, Officer William Finch and [REDACTED] were with him. When they stopped at center gate, Inmate Johnson looked up at him and asked him to help him. He asked Inmate Johnson who had done that to him, and Inmate Johnson said, "Jose Sanabria did this to me." Inmate Johnson repeated this approximately three times. (Exhibits A4 & B1)

In his incident report and digitally recorded sworn statement given on September 24, 2011, Officer William Finch indicated the following:

He responded to an assistance call to F-Dormitory. When he arrived, he observed Inmate Johnson [REDACTED]. He assisted with the escort of Inmate Johnson [REDACTED]. He heard Inmate Johnson say, "Jose S-----" had done that to him. He knew the last name started with an "S", but he did not hear the entire name. (Exhibits A5 & B1)

In his incident report and digitally recorded sworn statement given on September 24, 2011, Officer Tony Boullard indicated the following:

He responded to F-Dormitory [REDACTED]. He heard Inmate Johnson talking [REDACTED] but he did not know what he said or who he said it too. (Exhibits A6 & B1)

In his digitally recorded sworn statement given on September 24, 2011, Officer Reginald White indicated the following:

He assisted with the escort of Inmate Johnson [REDACTED]. He heard Inmate Johnson mumble "Jose" twice. The rest of the name was unintelligible. He did not know why Inmate Johnson said the name and he was not speaking to anyone specific. (Exhibit B1)



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In his incident report dated September 24, 2011, Officer Daniel Brown indicated the following:

He responded to E-Dormitory [REDACTED]  
He was outside [REDACTED] Inmate Johnson became combative  
towards staff and had to be restrained. He heard Inmate Johnson yelling, but did not hear any specific  
statement made by him. (Exhibit A7)

In her incident report and digitally recorded sworn statement given on September 24, 2011, [REDACTED]  
[REDACTED] indicated the following:

[REDACTED]

[REDACTED] (Exhibits A8 & B1)

In her incident report and digitally recorded sworn statement given on September 24, 2011, [REDACTED]  
[REDACTED] indicated the following:

[REDACTED]



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[REDACTED]

(Exhibits A9 & B1)

In her incident report and digitally recorded sworn statement given on September 24, 2011, [REDACTED] indicated the following:

[REDACTED]

(Exhibits A10 & B1)

[REDACTED]

(Exhibit A11)

Senior Inspector Art Rountree and Inspector Wilburn Hart responded [REDACTED] maintained custody of Inmate Richard Johnson's body until it was assumed by the medical examiner's office. Senior Inspector Rountree secured brown paper evidence bags on both hands of Inmate Johnson with tape. The date and time was noted on the bags, which were recovered at the autopsy with exhibits B32 & B33. Inspector Hart and Senior Inspector Rountree both photographed the body in the position it was found in [REDACTED]

(Exhibit B2)

On September 24, 2011, the Florida Department of Law Enforcement (FDLE) was contacted for assistance in processing the crime scene. Crime Laboratory Analysts Haley Hill and Jennifer Kay responded and were assisted by Senior Inspector Debra Arrant. The FDLE Laboratory Report dated September 29, 2011, authored by Analyst Hill documented that the crime scene consisted of the F2-Dormitory and the infirmary. Analysts Hill and Kay documented the scene through photography, and the scene was sketched and measured. Items of evidentiary value were searched for and collected. The scene was also examined for biological type evidence. Phenolphthalein and Luminol were applied to the floor and walls of cell F2-102 and the sink of cell F2-205. The scene also consisted of Inmate Jose Sanabria. Inmate Jose Sanabria was photographed, and items of



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evidence were recovered for transport and submission to the laboratory. A total of twenty-nine (29) items were recovered by Analyst Hill, at the scene on that date. **(Exhibits A12~A16 & B3~B31)**

In a District Fourteen Medical Examiner Case Summary No.: 2011-MLA-0334, dated December 7, 2011, and Autopsy Report, dated October 4, 2011, Medical Examiner Michael D. Hunter, M.D. indicated the manner of death of Inmate Richard Johnson was "Homicide" [REDACTED]

**(Exhibits A17 & A18)**

The FDLE Laboratory Report dated October 27, 2011, authored by Analyst Kay documented additional evidence collected at the autopsy by Inspector Jennifer Skipper (*Items 30 ~ 32*). The report documented laboratory results for the [REDACTED] of evidence collected from Inmate Jose Sanabria's assigned cell (F2-205) and the items collected from outside of his cell believed to have been discarded by him in the trash can and mop bucket. Also examined, were evidentiary items collected from Inmate Jose Sanabria's person, from Inmate Richard Johnson during the autopsy and cell F2-102, where the incident occurred. There was no DNA evidence linking Inmate Jose Sanabria to Inmate Richard Johnson or to cell F2-102. **(Exhibits A19 & B32~B34)**

The FDLE Laboratory Report dated December 16, 2011, authored by Analyst Kay documented [REDACTED] found in cell F2-102. The minor [REDACTED] identified in the [REDACTED] collected from west wall of the cell matched [REDACTED]. The [REDACTED] profile identified in the blood evidence collected from floor of the cell matched [REDACTED] who was housed in that cell. The major DNA profile identified on the handle of the homemade knife found behind the bunk in cell F2-102, matched [REDACTED] who was also housed in that cell. **(Exhibit A20)**

Forty-seven (47) inmates housed in F2-Dormitory at the time of the alleged incident were interviewed by Senior Inspector Art Rountree, Senior Inspector Julie Mader, Inspector Wilburn Hart and Inspector Jennifer Skipper. Thirty (30) inmates provided digitally recorded sworn statements indicating either they did not see the incident, hear anything or they were sleeping. **(Exhibit B1)**

In his digitally recorded sworn statement given on September 24, 2011, Inmate Eugene Evans indicated the following:

Inmate Eric Cox extorted money from other inmates and several other inmates had to send him money. Inmate Johnson ("*Tank*") had money and Inmate Cox knew it. Inmate Johnson [REDACTED] to protect him from extortion. Inmate Cox had Inmate Dilbert Goodson steal Inmate Johnson's radio. Inmate Johnson went and got his [REDACTED] to help him. Sergeant Pope allowed the other inmates to come into the dormitory. One of them was called "Spiffy" (*Inmate John Reynolds*) who was short and red skinned and assigned to F1-Dormitory. He came over first and told everyone that whoever had his "homeboys" radio had better give it back "today." When he left, other inmates [REDACTED] came back into the dormitory. He identified them as Inmate Tekerry Parrish ("*Skip*"), one called "Guns" (*Inmate Marcus Crump*) from F3-Dormitory and another one out of F4-Dormitory he did not know (*Inmate Anthony Parker*). They told everyone that they wanted the radio back and if they did not get it, they would pick two known thieves and "fuck them





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up.” Before they left, Inmate Parrish walked up to Inmate Matthew Braxton and told him that he (*Braxton*) was going to get “my homeboy’s shit.” One [REDACTED] said, “Let’s just pick somebody and stab the shit out of em.” Inmate Parrish told Inmate Braxton and the inmate who stabbed Inmate Johnson, that when they come back, they were going to get both of them. The “Chico” (*later identified as Inmate Sanabria*) went upstairs and got a “blade” (*knife*) that was flat and about eight inches long. When Inmate Sanabria came down stairs, he had the knife inside a rag in his right hand. He could see the knife when he flipped the rag. Inmate Sanabria [REDACTED] who told them he had stolen the radio because he had not stolen anything. Inmate Sanabria told them when they came back, he would be ready for them and started to walk back upstairs. He heard Inmate Sanabria say, “You know what? Fuck that, Tank this is the second time you done did this shit.” Inmate Sanabria walked back down stairs and went into Inmate Braxton’s cell (*F2-102*) where Inmate Johnson was at. Inmate Sanabria slapped Inmate Johnson and he (*Johnson*) tried to talk to Inmate Sanabria. Inmate Sanabria grabbed Inmate Johnson’s shirt and stuck the knife in Inmate Johnson. He ran to the door to get Sergeant Pope’s attention, but he was busy with other things in the other dormitories. The other [REDACTED] Inmate Johnson to go into his cell until they got out of the dormitory. Sergeant Pope saw [REDACTED] on Inmate Johnson and when he opened the door, the other inmates from the other dormitories ran out. Inmate Sanabria went back upstairs with the knife. He was dressed in all white and believed that he wore that so he could flush his clothing down the toilet. (Exhibit B1)

The Department’s inmate records for Inmate Tekerry Parrish indicated that his known alias was “Spiffy.” The records also revealed that Inmate Richard Johnson’s known alias was “Tank.” (Exhibits A21 & A22)

During the unrecorded segment of Inmate Anthony Parker’s interview, Inspector Jennifer Skipper determined that “Guns” was the alias of Inmate Marcus Crump. This alias was not documented in Department records. (Exhibit A-23)

The Department’s internal movement records indicated that Inmate Matthew Braxton was assigned to F2-102U and Inmate Ronald Robinson was assigned to F2-102L on September 24, 2011. (Exhibits A24 & A25)

In his digitally recorded sworn statements given to Senior Inspector Julie Mader and Senior Inspector Art Rountree on September 24, 2011, Inmate Ronald Robinson indicated the following:

He was in his cell (*F2-102*) when Inmate Johnson and the Hispanic were involved in the fight. He did not know the Hispanic inmate’s name, but knew he was assigned to cell F2-205 (*Inmate Sanabria*). He was small, loud and had short hair and a lot of tattoos. He did not fully state what he had seen in an earlier interview with Senior Inspector Mader out of fear of retaliation [REDACTED] He was in his bunk sleeping and was awakened by Inmate Johnson and Inmate Sanabria arguing about Inmate Johnson’s radio being stolen. His cellmate (*Inmate Braxton*) was standing in the cell next to Inmate Johnson. Inmate Johnson and Inmate Sanabria were just inside of the cell door and two unknown inmates were outside of his door. One of them was a black inmate with gold teeth and tear drops tattooed by his eyes, who was housed in F1-Dormitory (*Inmate Parrish*). The other inmate was white and was from F4-Dormitory, but he did not know who he was. Inmate Johnson had his back



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against the wall just inside the door. Inmate Sanabria was standing adjacent to Inmate Johnson on the other side of the doorway with his back against the toilet. Inmate Sanabria was wearing a white T-Shirt and maybe blue pants. Inmate Johnson struck Inmate Sanabria with his right fist [REDACTED]. Inmate Sanabria had a weapon in his right hand, approximately six to eight inches long, which was flat shaped, approximately 1/2 to 3/4 of an inch wide, which looked like it was sharpened on the end. Inmate Sanabria had a white rag around the weapon and started "sticking" Inmate Johnson [REDACTED]. He saw Inmate Sanabria strike him at least three times with the weapon. He heard one of the inmates outside say "he's got heat" (*weapon*). Inmate Johnson turned to his left and exited the cell and Inmate Braxton followed him. Inmate Sanabria also exited the cell. He remained in the cell and did not want to get involved. There were [REDACTED] on the floor just inside the cell door, but Inmate Braxton wiped it up with tissue and flushed the tissue down the toilet. (Exhibit B1)

The Department's internal movement record for Inmate Jose Sanabria indicated that he was assigned to bunk F2-205L on September 24, 2011. (Exhibit A26)

In his digitally recorded sworn statement given on September 24, 2011, Inmate Matthew Braxton refused to cooperate with the investigation or answer any questions. (Exhibit B1)

In his digitally recorded sworn statement given on September 24, 2011, Inmate Kenneth Woolard indicated the following:

Inmate Johnson was his cellmate and noticed last night that his radio was missing. That morning, Inmate Johnson told him at breakfast that he thought he knew who took his radio. He asked Inmate Johnson if they were Hispanic and Inmate Johnson told him yes, the skinny one that wore the Reeboks. He asked Inmate Johnson who was that and he told him "Sanabria." After breakfast, he fell asleep. When he woke up, Inmate Johnson was not in the cell. He went upstairs to talk to Inmate Timothy Barfield in cell F2-207. Inmate Johnson [REDACTED] called "Fifty" (*Inmate Anthony Parker*) came in and made a statement in the dormitory that the radio better be returned that afternoon and he left. Two or three minutes later, he heard Inmate Jose Sanabria downstairs saying, "that's how I live, I carry this where ever I go." He started to go towards the stairs as Inmate Sanabria was coming up the stairs. He observed a white rag in Inmate Sanabria's hand, maybe his right hand. He recalled Inmate Sanabria had on a pair of shorts, but he did not know what else he was wearing. Inmate Johnson said something that he did not hear and Inmate Sanabria turned around and "flew" back down the stairs. He was almost at the stairs at that point and began walking down the stairs. He stopped on the stairs and looked directly into cell F2-102. Inmate Matthew Braxton was in the cell and his name had been brought up that he may have stolen the radio and that was why they (*Johnson and Sanabria*) were in that cell. He saw Inmate Sanabria pointing in Inmate Johnson's face and told Inmate Johnson "you're going to make me kill you." Inmate Johnson then swung at Inmate Sanabria. Inmate Sanabria ducked and it looked like he was slapping Inmate Johnson [REDACTED]. He saw the rag in Inmate Sanabria's hand, [REDACTED], but he never saw the weapon because it was concealed by the rag. Inmate Johnson walked out and [REDACTED]. When Inmate Johnson lifted his shirt, [REDACTED] Inmate Sanabria ran upstairs and told everyone, "I got this for any of you son



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bitches that don't like it" and then walked into his cell. He followed Inmate Johnson into their cell (F2-101) and told him [REDACTED]. He knew someone had tried to mop up [REDACTED] in the dayroom but he did not know who. After Inmate Johnson went to the door [REDACTED] he was locked in his cell. (Exhibit B1)

The Department's inmate records for Inmate Anthony Parker indicated that his known alias was "Fifty." (Exhibit A27)

In his digitally recorded sworn statement given on September 24, 2011, Inmate Timothy Barfield indicated the following:

He heard that the "Spanish dude" stole a radio the previous night. That morning, two or three black inmates came into the dormitory dayroom telling everyone they wanted the radio back. He was lying in bed and could hear them. Inmate Woolard came to his room to talk to him and they went downstairs. Inmate Johnson was in room F2-102, when the "Spanish dude" ran in there and stabbed him. He did not see the weapon because it was wrapped up in something white like boxer shorts. The "Spanish dude" was wearing sneakers, boxer shorts and a T-shirt. He did not know he was stabbing him, but it looked like he was hitting him. Inmate Johnson then came to F2-101, where he and Inmate Woolard were and he asked Inmate Johnson if he was alright. Inmate Johnson started [REDACTED] "Naw, he hit me, he hit me." Another inmate told Inmate Johnson to go to the door so [REDACTED] and he saw Inmate Johnson fall down when he got to the door. (Exhibit B1)

In his digitally recorded sworn statement given on September 24, 2011, Inmate Alberto Torres indicated the following:

His cellmate was Jose Sanabria and was also known as "Carrot." The inmate who had been stabbed was [REDACTED] and he heard his radio had been stolen. He heard they called him "Truck" (Inmate Johnson?). Some other inmates he knew were [REDACTED] from other dormitories had come into the dormitory earlier and accused him and Inmate Sanabria of going in a cell and stealing a radio. He denied he had been involved in stealing anything and could not speak for Inmate Sanabria. After count, Inmate Sanabria woke up and brushed his teeth. Other inmates were passing by their cell and kept looking in. He could hear them talking and realized they were talking about Inmate Sanabria. Inmate Sanabria was wearing a pair of tennis shoes and shorts when he left the cell and went downstairs. He did not see Inmate Sanabria get anything out of his locker. He could see Inmate Sanabria and Inmate Johnson talking and told Inmate Johnson he was supposed to be his friend. He heard one of the black inmates, who was from F1-Dormitory say, "Just punch him." He went back into his cell and did not have knowledge what happened after that. Inmate Sanabria returned to the cell and they locked everyone in their cells. Inmate Sanabria was upset and told him that Inmate Johnson used to be his friend and that Inmate Johnson's mother had written him letters and sent him money for tennis shoes. He denied that Inmate Sanabria [REDACTED] or that he flushed anything down the toilet.

(Exhibit B1)



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In his digitally recorded sworn statement given on September 24, 2011, Inmate Gilberto DeJesus indicated the following:

After breakfast they locked them in their cells for count. Inmate Johnson who they called "Tank," was the one who got stabbed. There were two black inmates [REDACTED] Inmate Johnson [REDACTED] in the dormitory from other dormitories. The one from F4-Dormitory was called "two four" (*Inmate Parker*) and he did not know the other from F1-Dormitory. They were making a speech in the dormitory because Inmate Johnson's radio had been stolen. They told everyone that the missing radio better turn up before the afternoon and got everyone "all riled up." They told Inmate Johnson to pick a known thief. He was in the dayroom waiting to go to the yard, when Inmate Johnson approached Inmate Sanabria who was assigned to cell F2-205L. Inmate Johnson approached Inmate Sanabria because he had a history of stealing. Inmate Sanabria went upstairs and into his cell and he heard him make several comments about Inmate Johnson accusing him of stealing. Meanwhile, Inmate Johnson went into cell F2-102 to talk to "MJ" (*Inmate Braxton*) who was assigned to that cell. Inmate Sanabria came back downstairs and went into cell F2-102 with Inmate Johnson and Inmate Braxton. He did not see anyone else in the room. There was nobody standing in front of the door and he had a clear view into the cell. Inmate Braxton was standing near the toilet and Inmate Johnson was on the opposite side with his back to the wall. Inmate Sanabria entered the cell and turned towards Inmate Johnson and Inmate Braxton was behind Inmate Sanabria. Inmate Sanabria told Inmate Johnson that was the second time he had done this (*accused him of stealing*). Inmate Sanabria had the weapon in a white washcloth in his right hand and he saw him strike Inmate Johnson three times with it. Inmate Johnson walked out of the cell and into his own cell (*F2-101*). Inmate Sanabria walked upstairs to his cell. He was wearing shorts and a T-shirt. He believed he flushed the shank down the toilet. Inmate Johnson asked him to walk him to the exit door. Inmate Johnson asked him to call his mother for him but he did not know his phone account number. Inmate Johnson [REDACTED] as they walked to the door. When the sergeant opened the door, Inmate Johnson [REDACTED] (Exhibit B1)

In his digitally recorded sworn statement given on September 24, 2011, Inmate Griffin Billingsley indicated the following:

He was housed in F2-106U. He heard a loud argument going on between Inmate Sanabria and Inmate Johnson about a radio that was stolen the day before. He believed that Inmate Johnson put the "word out" [REDACTED] that something had been stolen from him. Inmate Johnson [REDACTED] assigned to the dormitory. [REDACTED] were from other dormitories. Inmate Johnson was in cell F2-102 talking to a white inmate named "MJ" (*Inmate Matthew Braxton*). He believed he heard Inmate Johnson tell Inmates Braxton and Sanabria that he wanted to talk to both of them because one of them had his "shit" (*radio*). He heard Inmate Sanabria say, "This is the second time you done accused me of stealing something, I aint no thief," then Inmate Sanabria looked like he walked off from the cell, but then he went back to the cell. Inmate Johnson, Inmate Braxton, Inmate Sanabria and Inmate Braxton's cellmate (*Inmate Ronald Robinson*) were in the cell. He then heard a loud "ruckus" and it looked like "they" were fighting in there. He saw the inmates standing near the cell pull Inmate Johnson out of the cell [REDACTED] They took Inmate Johnson to his



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cell. He went back in his cell and did not see Inmate Sanabria leave cell F2-102. The [REDACTED] left the dormitory and it looked like they went into F3-Dormitory and maybe F1-Dormitory. He did not know who had stolen Inmate Johnson's radio. (Exhibit B1)

In his digitally recorded sworn statement given on September 24, 2011, Inmate Terry Mack indicated the following:

He was in his cell that morning when three or four other inmates, who were [REDACTED] came into the dormitory. They announced that whoever had the radio had better return it. Some type of conflict started with the inmate in cell F2-102U (*Inmate Braxton*). He saw the Hispanic inmate assigned to bunk F2-205L (*Inmate Sanabria*), come downstairs with a rag in his hand. Inmate Sanabria was dressed in "blues" (*state issued inmate uniform*). Inmate Sanabria went back upstairs and the inmate in cell F2-102 went back in his cell and looked like he was preparing to fight. Inmate Johnson followed him in there and a "big conflict" began. Inmate Sanabria ran back downstairs and he heard him tell Inmate Johnson, "This is the second time you done put me involved in something." That is when the stabbing happened. He did not see the stabbing, but he saw the other inmates leaving the dormitory and other inmates [REDACTED] (Exhibit B1)

In his digitally recorded sworn statement given on September 24, 2011, Inmate Matthew Stratis indicated the following:

He heard a "disturbance" right outside of his cell. He looked out of the door and saw a white inmate they call "Tank" (*Inmate Johnson*) over by the stairs. There was an unknown black inmate from another dormitory and a Hispanic inmate who was assigned to cell "205" in their dormitory (*F2*). The Hispanic inmate told Inmate Johnson that he did not steal his radio but that he would show him how he "rolls." The Hispanic inmate then ran up to his cell and retrieved something wrapped in a white wash cloth. After the stabbing, he saw that the item in the wash cloth was a "shank" (*homemade weapon*). It was approximately two inches long and a quarter inch wide. The handle was wrapped in wash cloths and he could not see it. He saw the Hispanic inmate go into cell "202," where Inmate Johnson was at and he heard the stabbing. The Hispanic inmate came out of the cell and ran back up to his cell. He heard the Hispanic inmate flushing the toilet repeatedly and believed he had broken the weapon and flushed it down the toilet. He could not identify the three or four black inmates from the other dormitory or anyone in the area around cell "202" when the incident occurred. (Exhibit B1)

In his digitally recorded sworn statement given on September 24, 2011, Inmate Gary Craigo indicated the following:

He saw "Tank" (*Inmate Johnson*) and the "Chico" arguing in the dayroom. He did not know their names but indicated that the Hispanic inmate was housed in cell F2-205 (*Inmate Sanabria*). He was in the dayroom and they were arguing about a stolen radio. Inmate Johnson accused Inmate Sanabria of stealing his radio. Inmate Sanabria told Inmate Johnson that was the second time he had accused him of stealing from him and he was sick of it. Inmate Sanabria also told Inmate Johnson, "If you fuck with



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me, I'm gonna kill you." When Inmate Sanabria told Inmate Johnson to "step off" (*go into a cell*) they went into cell F2-102. The next thing he knew, Inmate Johnson [REDACTED] He did not see or hear what happened in the cell. Inmate Sanabria went upstairs and Inmate Johnson stumbled to the exit door and fell out of the door when it opened. (Exhibit B1)

In his digitally recorded sworn statement given on September 24, 2011, Inmate William McGuire indicated the following:

[REDACTED] When he returned, he went in his cell to lie down. He heard two or three inmates from another dormitory in the dayroom hollering about a stolen radio. They told everyone that if they did not get the radio they were going to "pick one." He heard everyone in the dayroom reacting to the incident and went to his cell door. He saw Inmate Johnson walking across the dayroom to the door. They put all the inmates in their cells and he did not have any other knowledge of the incident. (Exhibit B1)

In his digitally recorded sworn statement given on September 24, 2011, Inmate John Simmons indicated the following:

When he came back from breakfast, he heard an inmate yell out in the dormitory about someone taking a radio and told everyone the radio better be returned by the end of the day or there would be severe consequences. He went to sleep after that and did not know anything else until the officers told everyone to get on their bunks. He could see the exit door [REDACTED] and the inmate lying on the floor. He had no knowledge of what happened to Inmate Johnson. (Exhibit B1)

In his digitally recorded sworn statement given on September 24, 2011, Inmate Hewlett Thomas indicated the following:

When he got up that morning, he heard an inmate he knew as "Tank" (*Inmate Johnson*) and another inmate yelling about a radio in the dayroom. Inmate Johnson and two black inmates standing next to him picked out "Jose." He could not identify the black inmates. Inmate Sanabria ("*Jose*") slept in the cell next to him (*F2-205*). He left for the recreation yard and was not in the dormitory when the incident occurred. (Exhibit B1)

In his digitally recorded sworn statement given on September 24, 2011, Inmate James Polite indicated the following:

He was on his bunk doing a word search when the incident occurred. When he went to the cell door, he saw an inmate he knew as "Tank" assigned to cell F2-101, staggering to the door and fell. He went to see who it was and he could see [REDACTED] He saw a Hispanic inmate standing at his cell door ("*205*") with something in his hand, but he did not know his name. The Hispanic inmate asked everyone "who was next, anybody next" or something like that. He did not see the incident or who was involved. (Exhibit B1)



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In his digitally recorded sworn statement given on September 24, 2011, Inmate Abdullah Ali-Islam indicated the following:

He was in the dormitory earlier when three inmates from another dormitory came into their dormitory and told everyone that Inmate Johnson's radio better turn up before the end of the day. Later, he was standing at his cell door with a book in his hand. The inmates confronted Inmate Braxton ("MJ") in cell F2-102 and "Jose" in cell F2-205 (*Inmate Sanabria*). Both inmates were blaming each other. Inmate Johnson's friends told them they better come up with the radio. Inmate Sanabria confronted Inmate Johnson about the radio. Inmate Braxton went to his cell (*F2-102*) and Inmate Johnson also went to the cell and then Inmate Sanabria followed them both into the cell. The other inmates from the other dormitories were outside of the cell. He heard Inmate Sanabria say that was the second time he (*Johnson*) had accused him of something. He heard what sounded like a fight. He saw Inmate Johnson walk out, pull his shirt up and start patting his stomach. Inmate Johnson went into his cell and when he came out, he had no shirt on [REDACTED]. Then Inmate Johnson collapsed at the door. Inmate Sanabria came back upstairs and went into his cell. He saw a knife in his hand when he went into his cell. He did not know what he did with it. It was seven or eight inches long and made of metal, wrapped in something. Inmate Sanabria came back out of his cell and threw his shirt into the garbage can upstairs. **(Exhibit B1)**

In his digitally recorded sworn statement given on September 28, 2011, Inmate Anthony Parker indicated the following:

Inmate Richard Johnson ("*Tank*") told him at breakfast that morning, someone had taken his radio. Inmate Johnson [REDACTED]. He told Inmate Johnson that he would come over to his dormitory later. When he went over there (*F2-Dormitory*), he went to everyone in the dormitory and asked them who took Inmate Johnson's radio. He told everyone that if they did not give Inmate Johnson's radio back before the end of the day there would be problems in there. An inmate he did not know pointed out a Hispanic inmate (*Inmate Sanabria*) from upstairs who may have taken the radio. Inmate Sanabria was housed in the same cell as Inmate Torres (*F2-205L*) who he knew. Inmate Sanabria supposedly [REDACTED]. There was another inmate named "MJ" who was also identified that may have taken the radio (*Inmate Braxton*). The inmate was housed in "cell two" (*F2-102*). He told Inmate Johnson he would handle everything because he knew he could not fight well. Inmates Parrish and Marcus Crump were also in the dormitory. He told them he would handle everything. He told Inmate Sanabria and Inmate Braxton they had to "see him" about this (*fight him*). Inmate Sanabria came downstairs with his shoes on and white shorts. He saw something in his hand wrapped in a white rag, but he did not know at the time what it was. When he confronted Inmate Sanabria, he said, "Poppy don't lose your life over this." He told Inmate Sanabria he did care, he would fight him. Inmate Sanabria told him to get his knife and he would get a knife and meet him on the recreation field. He started to leave the dormitory and thought Inmate Sanabria was going to go back upstairs. Then he heard Inmate Sanabria say, "This is the second time somebody almost lost their life, this is the second time." Inmate Sanabria then came back downstairs and he did not see where he went. When he went back over to where Inmate Johnson and Inmate Sanabria were, they had already started



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fighting. Inmate Johnson hit Inmate Sanabria and then Inmate Sanabria started hitting Inmate Johnson. He did not know at first what he was hitting Inmate Johnson with. He saw an ice pick type weapon in Inmate Sanabria's hand when he left. When Inmate Sanabria ran out of the cell, he tried to trip him. Inmates Parrish and Crump were right behind him when the incident occurred. He told Inmate Johnson to go back in his cell because [REDACTED] then they left the dormitory. Inmate Parrish [REDACTED] (Exhibit B1)

The Department's internal movement record for Inmate Alberto Torres indicated that he was assigned to bunk F2-205U on September 24, 2011. (Exhibit A28)

In his digitally recorded sworn statement given on September 24, 2011, Inmate Tekerry Parrish indicated the following:

[REDACTED] Inmate Richard Johnson "Tank," who was assigned to F2-101L, came to him and told him someone had stolen his radio. He told Inmate Johnson he would come over later and do some locker searches and try and find his radio. At about 9:00 (a.m.), the sergeant let him in F2-Dormitory and he went to Inmate Johnson's cell. Inmate Johnson told him he thought a Hispanic inmate in F2-205 had his radio (*Inmate Sanabria*). Inmate Sanabria had gone upstairs and Inmate Johnson went into F2-102 to talk to another inmate. He was standing at the bottom of the stairs, outside of the cell door. There was a young white inmate standing next to Inmate Johnson. He believed that someone else was in the cell but he was not sure. The young white inmate had a cross tattooed on his face and was assigned to that cell (*Inmate Braxton*). Inmate Johnson was also confronting Inmate Braxton about stealing the radio. Inmate Sanabria rushed back downstairs and confronted Inmate Johnson in cell F2-102. Inmate Sanabria told Inmate Johnson that was the second time he had accused him of stealing. Inmate Johnson was standing to the right with his back against the wall and Inmate Sanabria was standing with his back against the toilet, parallel with the cell door. Inmate Johnson swung at Inmate Sanabria one time. Inmate Sanabria had a knife inside a rag in his right hand, holding it with the sharp end extending from the outside of his clinched hand. Inmate Sanabria struck Inmate Johnson four or five times from a horizontal angle. Inmate Sanabria went upstairs and he told Inmate Johnson he had to leave. He did not know anyone else around the door. He denied any other inmates from other dormitories were in the dormitory other than him. (Exhibit B1)

In his digitally recorded sworn statement given on June 26, 2012, Inmate Marcus Crump indicated the following:

He and Inmate Johnson [REDACTED] He indicated that he was in F2-Dormitory, but was by the entrance door when the stabbing happened and he did not witness the incident. He did not have any knowledge of who stabbed Inmate Johnson. (Exhibit B1)





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In his digitally recorded sworn statement given on September 24, 2011, Inmate Jose Sanabria was informed of his Constitutional Rights and after acknowledging and waiving his Constitutional Rights, indicated the following:

All he knew was there was an inmate flat on his back in the doorway [REDACTED]. He is pretty sure he got stabbed or hit with a lock. Inmate Johnson used to be his cellmate in H1-214. He knew Inmate Johnson [REDACTED]. He was previously stabbed himself on August 14, 2011, and when he was released from confinement he was assigned to F2-Dormitory. Several days ago, Inmate Johnson was moved into the dormitory and he had no problems with him. Inmate Johnson [REDACTED]. He denied any knowledge that the incident was over a radio or that Inmate Johnson had accused him of stealing the radio. He was in his cell the whole time other than leaving to get some hot water. He heard a commotion while he was brushing his teeth, he saw two black inmates from another dormitory. When he looked out of his cell the second time, Inmate Johnson was "on the door" (*at the exit door*). He denied that he spoke to anyone when he went downstairs to get hot water. He denied arguing with Inmate Johnson or that he went into another cell with Inmate Johnson. He denied that he possessed or used a weapon on anyone on that day. Inmate Johnson never struck him and he was never in cell F2-102. He denied stabbing Inmate Johnson. As the interrogation progressed, Inmate Sanabria declined to answer any further questions without an attorney. **(Exhibit B1)**

On October 3, 2012, Assistant State Attorney Robert Sombathy submitted a letter to the Office of the Inspector General in reference to the death of Inmate Richard Johnson. Mr. Sombathy determined that the facts of this case would permit Inmate Sanabria to use deadly force in self-defense. Based on this, Mr. Sombathy indicated that a criminal charge of murder or manslaughter against Inmate Sanabria could not be successfully proven beyond a reasonable doubt and no action would be taken by the State in this case. **(Exhibit A29)**

*According to IG Case #11-1-6110, Inmate Jose Sanabria was the victim of an attack by an inmate with a homemade weapon on August 14, 2011.*

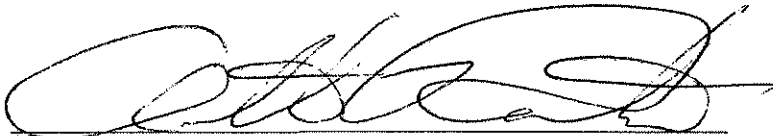
*The evidence submitted to FDLE for analysis surrounding the investigation into the homicide of Inmate Richard Johnson, was returned to Senior Inspector Art Rountree and was secured in the evidence vault at Northwest Florida Reception Center, in Chipley, Florida.*



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 Inspector Supervisor Art Rountree

10/23/12  
 Date

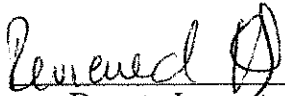
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 Deputy Inspector General  
 Chief of Investigations

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 Deputy Inspector General  
 Chief of Special Operations

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 Date



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**EXHIBIT/ATTACHMENTS SECTION**

**A. EXHIBIT(s) - attached:**

1. An incident report completed by Sergeant Jeffery Pope dated September 24, 2011
2. F-Dormitory Housing Log for September 24, 2011
3. An incident report completed by Sergeant Aubrey Serpes dated September 24, 2011
4. An incident report completed by Officer Charles Jones dated September 24, 2011
5. An incident report completed by Officer William Finch dated September 24, 2011
6. An incident report completed by Officer Tony Boullard dated September 24, 2011
7. An incident report completed by Officer Daniel Brown dated September 24, 2011
8. [REDACTED]
9. [REDACTED]
10. [REDACTED]
11. [REDACTED]
12. A FDLE Laboratory Report from Analyst Haley Hill dated September 29, 2011
13. Crime scene sketch of F2-Dormitory by FDLE Analyst Haley Hill
14. Crime scene sketch of cell F2-101 by FDLE Analyst Haley Hill
15. Crime scene sketch of cell F2-102 by FDLE Analyst Haley Hill
16. Crime scene sketch of cell F2-205 by FDLE Analyst Haley Hill
17. Autopsy Report completed by Medical Examiner Michael D. Hunter, M.D. on October 4, 2011
18. Medical Examiner's Case Summary dated December 7, 2011
19. A FDLE Laboratory Report from Analyst Jennifer Kay dated October 27, 2011
20. A FDLE Laboratory Report from Analyst Jennifer Kay dated December 16, 2011
21. Inmate record of Tekerry Parrish
22. Inmate record of Richard Johnson
23. Email message from Inspector Jennifer Skipper
24. Internal movement record of Inmate Matthew Braxton
25. Internal movement record of Inmate Ronald Robinson
26. Internal movement record of Inmate Jose Sanabria
27. Inmate record of Anthony Parker
28. Internal movement record for Inmate Alberto Torres
29. Letter dated October 3, 2012, from Assistant State Attorney Robert Sombathy declining prosecution

**B. EXHIBIT(s) - not attached:**

1. A compact disk of the digitally recorded interviews of the following:
  - Sergeant Jeffery Pope
  - Sergeant Aubrey Serpes
  - Officer Charles Jones



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- Officer Tony Boullard
- Officer William Finch
- [REDACTED]
- [REDACTED]
- [REDACTED]
- Inmate Tekerry Parrish
- Inmate Gilberto DeJesus
- Inmate Marcus Crump
- Inmate Anthony Parker
- Inmate Abdullah Ali-Islam
- Inmate Ronald Robinson (*two separate interviews*)
- Inmate James Polite
- Inmate Alberto Torres
- Inmate Kenneth Woolard
- Inmate Hewlett Thomas
- Inmate John Simmons
- Inmate Williams McGuire
- Inmate Eugene Evans
- Inmate Gary Craigo
- Inmate Matthew Braxton
- Inmate Matthew Stratis
- Inmate Terry Mack
- Inmate Griffin Billingsley
- Inmate Timothy Barfield
- Inmate Jose Sanabria

2. Compact disk of photographs taken of Inmate Johnson's body, taken by Senior Inspector Rountree and Inspector Hart

3. [REDACTED]

4. [REDACTED]

5. [REDACTED]

6. [REDACTED]

7. [REDACTED]

8. Black size 9 lace up boots of Inmate Richard Johnson recovered from the infirmary

9. Pair of white sock of Inmate Richard Johnson recovered from the infirmary

10. [REDACTED]

11. [REDACTED]

12. [REDACTED]

13. [REDACTED]

14. [REDACTED]

15. [REDACTED]



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16. [REDACTED]
17. [REDACTED]
18. Homemade weapon recovered from the back of the locker under the bottom bunk in cell F2-102
19. Scrub brush from the floor of cell F2-205
20. Pair of white size 8½ Reebok tennis shoes from the floor of cell F2-205
21. Pair of dark cotton short, white wash cloth, white towel and Hanes brand, size XL T-shirt from the bottom bunk in cell F2-205
22. Pair of white socks hanging from the window of cell F2-205
23. [REDACTED]
24. [REDACTED]
25. [REDACTED]
26. White Pride brand size 6XL T-shirt from the floor just to the NE of exterior of the F2-Dormitory door
27. Silver colored necklace with a star charm from the floor of the sally port of F2-Dormitory
28. Pair of white boxer shorts from the rim of the upstairs garbage can in the west corner of F2-Dormitory
29. White T-shirt from the rim of the upstairs garbage can in the west corner of F2-Dormitory
30. White Pride brand size 8XL T-shirt from the inside of a bucket at the east end of the second floor of F2-Dormitory
31. Compact Disk of crime scene photographs
32. [REDACTED]
33. [REDACTED]
34. [REDACTED]